City of Fort Lauderdale

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Meeting Minutes

Tuesday, February 18, 2025 6:00 PM

Broward Center for the Performing Arts - Mary N. Porter Riverview Ballroom - 201 SW 5th Avenue, Fort Lauderdale, Florida 33312

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

DEAN J. TRANTALIS Mayor STEVEN GLASSMAN Vice Mayor - Commissioner - District II JOHN C. HERBST Commissioner - District I PAM BEASLEY-PITTMAN Commissioner - District III BEN SORENSEN Commissioner - District IV

SUSAN GRANT, Acting City Manager
DAVID R. SOLOMAN, City Clerk
D'WAYNE M. SPENCE, Interim City Attorney
PATRICK REILLY, City Auditor

CALL TO ORDER

Mayor Trantalis called the meeting to order at 6:00 p.m.

Pledge of Allegiance

Caitlin Johnson - Gateway Christan Academy

MOMENT OF SILENCE

ROLL CALL

Present: 5 - Commissioner Pam Beasley-Pittman, Commissioner Ben Sorensen, Commissioner John C. Herbst, Vice Mayor Steven Glassman and Mayor Dean J. Trantalis

COMMISSION QUORUM ESTABLISHED

Also Present: Acting City Manager Susan Grant, City Clerk David R. Soloman, Interim City Attorney D'Wayne M. Spence, and City Auditor Patrick Reilly

AGENDA ANNOUNCEMENTS

Mayor Trantalis announced the following updates to the Meeting Agenda:

- R-5 The General Employees Retirement System Board of Trustees January 13, 2025, draft meeting minutes were added as additional backup information.
- PH-4 Exhibit 7 City Surveyor Schematic was added. Exhibit 8 - Resolution (for approval) was revised to replace 36.4' with 34.4' in the Header and on page 2.

Commissioner Sorensen said that the property owner involved with Agenda item PH-2 requested a deferral. Mayor Trantalis asked whether a member of the Historic Preservation Board (HPB) was present. An HPB member indicated that the HPB did not wish to defer this Agenda item.

In response to Mayor Trantalis' question, Interim City Attorney D'Wayne Spence explained that the property owner is not the applicant and there is no provision in the Code allowing the applicant to request a deferral of an Agenda item. Interim City Attorney Spence explained the need for procedural due process and noted the related timeline included in Code.

Vice Mayor Glassman discussed his perspective, his review of HPB Meeting Minutes, the unique split nature of this property, and requested clarification.

Mayor Trantalis recognized Vasilya Allakhverdieva, Development Services Department Urban Planner II. In response to Vice Mayor Glassman's questions, Ms. Allakhverdieva said the HPB considered historic designation of the Frank Croissant portion of the property during the January 6, 2025, Meeting and expounded on related information.

Interim City Attorney Spence recommended that discussion of PH-2 should be part of the quasi-judicial testimony. Mayor Trantalis confirmed. Vice Mayor Glassman concurred and expounded on his viewpoint and the need for clarification.

Approval of Agenda

25-0259 Approval of Agenda

Vice Mayor Glassman made a motion to approve the Agenda as amended and was seconded by Commissioner Sorensen.

APPROVED AS AMENDED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

PRESENTATIONS

PRES- <u>25-0199</u>

Commissioner Beasley-Pittman to present a Proclamation declaring February 22, 2025, as Sistrunk Parade and Festival Day in the City of Fort Lauderdale

Commissioner Beasley-Pittman presented a Proclamation declaring February 22, 2025, as Sistrunk Parade and Festival Day in the City of Fort Lauderdale, reading the Proclamation in its entirety.

The Proclamation was accepted by Henrietta Davis, Sistrunk Historical Committee (SHC). Ms. Davis thanked the Commission for this recognition.

PRESENTED

PRES- <u>25-0215</u> 2 Vice Mayor Glassman to present a Proclamation declaring February 23, 2025, as Surrounded Islands Day in the City of Fort Lauderdale

Vice Mayor Glassman presented a Proclamation declaring February 23,

2025, as Surrounded Islands Day in the City of Fort Lauderdale, reading the Proclamation in its entirety.

The Proclamation was accepted by Bonnie Clearwater, Nova Southeastern University (NSU) Art Museum Director. Ms. Clearwater thanked the Commission for this recognition.

PRESENTED

PRES- <u>25-0200</u>

Neighbor Support to recognize the 13th Graduating Class of the Neighbor Leadership Academy

Jordan Wingate, Neighbor Support Administrative Supervisor, recognized the 13th Graduating Class of the Neighbor Leadership Academy (Leadership Academy) who joined him at the podium.

Leadership Academy Class Member Joel Slotnik remarked on the benefits of the Leadership Academy and acknowledged and thanked Staff for their leadership, guidance, and support. Mr. Slotnik thanked the Commission for this recognition.

PRESENTED

CONSENT AGENDA PUBLIC COMMENT

CONSENT AGENDA

Approval of the Consent Agenda

Commissioner Sorensen made a motion to approve the Consent Agenda and was seconded by Vice Mayor Glassman.

Approve the Consent Agenda

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CONSENT MOTION

CM-1 25-0147

Motion Approving an Outdoor Event Agreement and Request for Road Closures with Wildside Foundation, Inc. for The 12th Annual Fort Lauderdale Shamrock Run - (Commission Districts 2 and 4)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CM-2 25-0148

Motion Approving an Outdoor Event Agreement and Request for Road Closures with Museum of Discovery and Science, Inc., for the Visit Lauderdale Science Festival - (Commission District 2)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CM-3 25-0184

Motion Approving an Outdoor Event Agreement and Request for Music Exemption with Performing Arts Center Authority D/B/A Broward Center for the Performing Arts for the Broward Performing Arts Foundation Annual Celebration - (Commission District 2)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CM-4 25-0185

Motion Approving an Outdoor Event Agreement with Requests for Road Closures and Music Exemption with Downtown Himmarshee Village Association, Inc. for the Downtown's Saint Patrick's Day Bash - (Commission District 2)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CM-5 25-0189

Motion Approving an Outdoor Event Agreement and Request for Music Exemption with Shuck N Dive, Inc. for the Shuck N Dive Annual Mardi Gras - (Commission District 2)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CM-6 <u>25-0047</u>

Motion Approving a Retroactive Agreement for the Fire Rescue Station 8 Project - Burke Construction Group, Inc. - 1,461-day extension - (Commission District 4)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner

Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CM-7 25-0112

Motion Approving a License Application and Agreement for the Sale, Service, and Consumption of Food and Alcoholic Beverages on the Public Beach for FLB Hotel, LLC d/b/a Conrad Fort Lauderdale Beach - (Commission District 2)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner

Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CM-8 25-0126

Motion Approving a Sponsorship Agreement with CORE Construction Services of Florida, for the 2025 St. Patrick's Festival/Parade, - \$9,350 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner

Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CM-9 25-0159

Motion Approving a Sponsorship Agreement with Anchor Mechanical, Inc., for the 2025 St. Patrick's Festival/Parade - estimated at \$1,000 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner

Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CM-10 25-0029

Motion Approving the Co-Sponsorship of the Nova Southeastern University - Christo and Jeanne-Claude Surrounded Islands Event and Permitting the Use of City-Owned Utility Poles for the Display and Placement of Event Banners for a Period Longer than 30 Days - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CONSENT RESOLUTION

CR-1 25-0041

Resolution Declaring the City's Notice of Intent to Convey Two City-Owned Properties Located at 9 SW 6th Avenue (Folio ID 504210210550) and 15 SW 6th Avenue (Folio ID 504210210560) to the Performing Arts Center Authority and Setting a Public Hearing for April 1, 2025, Pursuant to Section 8.02 of the Charter of the City of Fort Lauderdale - (Commission District 2)

ADOPTED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner

Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CR-2 25-0097

Resolution Imposing Special Assessment Liens for Lot Clearing - (Commission Districts 2, 3 and 4)

ADOPTED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner

Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CR-3 <u>25-0140</u>

Resolution Approving a Second Amendment to the Interlocal Agreement for the NE 4th Avenue Complete Street Project between Broward County, the City of Fort Lauderdale, and the Fort Lauderdale Community Redevelopment Agency - (Commission District 2)

ADOPTED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner

Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CR-4 <u>25-0164</u>

Resolution Amending Resolution No. 23-179, as Amended, to Allow the City Manager discretion in Approving Further Reduction of the Original Reduced Lien Amnesty Amount for Property Owners with Qualifying Extenuating Circumstances - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

CR-5 25-0166

Resolution Amending Policies for Absent City Commission and Board and Committee Members to Participate in Meetings Through Communications Technology, By Adding Military Service as an Exception for Remote Participation, and Rescinding Resolution No. 20-214 - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

MOTIONS

M-1 25-0141

Motion Approving the Second Amendment to the Comprehensive Agreement for the Prospect Lake Clean Water Center to Amend Annex B-1 and Annex B-2 for the City Infrastructure Obligations Water, Sewer and Communications Projects - Prospect Lake Water L.P. - (Commission Districts 1, 2, 3 and 4)

Commissioner Sorensen made a motion to approve this Agenda item and was seconded by Vice Mayor Glassman.

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

M-2 25-0142

Motion Approving Change Order No. 9 for the Prospect Lake Clean Water Center- Prospect Lake Water L.P. - \$6,952,000 - (Commission Districts 1, 2, 3 and 4)

Commissioner Sorensen made a motion to approve this Agenda item and was seconded by Vice Mayor Glassman.

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Herbst

RESOLUTIONS

R-1 25-0196 Appointment of Board and Committee Members - (Commission Districts 1, 2, 3 and 4)

City Clerk David Soloman read the names of Board and Committee

nominees for appointment and/or reappointment at the Commission Regular Meeting on March 4, 2025.

City Clerk Soloman read the names of the Board and Committee appointments and reappointments for Agenda item R-1 into the record.

City Clerk Soloman announced an additional nomination for tonight's Resolution received after Agenda publishing.

Commissioner Sorensen introduced this Resolution as amended which was read by title only.

ADOPTED AS AMENDED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

R-2 25-0028

City Clerk Annual Performance Review - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Marc Dickerman, 1417 SW 2nd Street. Mr. Dickerman discussed his support of this Agenda item.

Commission Members discussed City Clerk David Soloman's positive performance and contributions and confirmed their support of a merit salary increase.

Vice Mayor Glassman discussed his review of salaries of other municipal City Clerks in Broward County (County) and the City's other Charter Officers and said that City Clerk Soloman's compensation should be commensurate and expounded on related information. Further comment and discussion ensued.

Commissioner Herbst remarked that the position of City Clerk had historically been significantly underpaid relative to other Charter Officers, said that the salary of the City Clerk should be similar to department heads, expounded on his viewpoint, and remarked on his salary recommendation.

In response to Commissioner Sorensen's question, Acting City Manager Grant discussed the \$200,000 salary range for department heads and assistant city managers.

Commissioner Sorensen remarked on his perspective regarding additional challenges associated with the position of City Clerk and cited examples.

Acting City Manager Grant confirmed the City Auditor's salary. Commissioner Sorensen recommended \$215,000 as a salary for the City Clerk position. Jerome Post, Human Resources Department Director, discussed salary information for department directors.

Mayor Trantalis recommended a \$230,000 salary for the City Clerk position.

City Clerk Soloman acknowledged and thanked the City Commission for their support and the Office of the City Clerk's Staff for their contributions.

Commissioner Sorensen introduced this Resolution adopting a merit salary increase to \$230,000 for City Clerk David Soloman effective January 23, 2025, which was read by title only.

ADOPTED - Merit Salary Increase to \$230,000 effective January 23, 2025

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

R-3 25-0121

Resolution Adopting the Himmarshee Historic District Architectural Resource Survey Dated September 2024; Including the Assignment of "Contributing" or "Non-Contributing" Status to Properties within the Himmarshee Historic District - Historic Preservation Board Case No. UDP-HPD24004 - (Commission District 2)

Vice Mayor Glassman said that the City is a Certified Local Government for Historic Preservation (CLG). In response to Vice Mayor Glassman's question regarding why Architectural Resource Surveys (ARS) are not done more often than every ten (10) years as required for a CLG, Trisha Logan, Development Services Department Historic Preservation Planner, remarked on the purpose of ARS, noted Staff's efforts, and commented on plans for additional ARS City-wide and in specific neighborhoods.

In response to Vice Mayor Glassman's question, Ms. Logan clarified the information included in the backup for this Agenda item.

Commissioner Herbst remarked on his review of Historic Preservation Board (HPB) Meeting Minutes regarding contributing and non-contributing historic properties and how they are addressed by the HPB. In response to Commissioner Herbst's question, Ms. Logan remarked that those comments were made by an HPB Board Member and explained the differences and leniency associated with contributing and non-contributing factors, expounded on related information and details, and cited examples.

In response to Commissioner Herbst's comments regarding an example of a window modification for a contributing and non-contributing property to maintain its historic consistency, Ms. Logan explained related details and confirmed the need to be approved by the HPB. Commissioner Herbst expounded on his understanding and feedback from residents. Further comment and discussion ensued.

In response to Commissioner Herbst's question, Ms. Logan explained information regarding properties designated as significant and non-significant within an identified historic geographic area. Ms. Logan confirmed this is the first time in the Himmarshee District that buildings have been identified as contributing and non-contributing historic properties. She noted that properties identified as contributing become eligible for incentives and cited related examples.

In response to Vice Mayor Glassman's questions, Ms. Logan confirmed that federal grant opportunities are available only if properties are listed on the National Register of Historic Places (NRHP). Properties identified as historically contributing are the baseline for possible listing on the NRHP.

In response to Commissioner Herbst's question regarding a property owner's ability to challenge the property's contributing status, Ms. Logan explained both the process and the appeal process, which includes contacting Staff and going before the HPB and the Commission. Commissioner Herbst remarked on his understanding and discussed his viewpoint regarding an owner's property rights related to future City-wide historic surveys and cited an example. Further comment and discussion ensued.

Vice Mayor Glassman discussed his perspective, commented on changes made over the years to the Historic Preservation Ordinance to make historic designation less onerous on property owners, and cited examples associated with the importance of historic preservation efforts in the Himmarshee District. Further comment and discussion ensued.

Mayor Trantalis recognized Robert Lochrie, Esq., Lochrie, and Chakas, P.A., on behalf of an adjacent property owner whose property is identified as historically contributing within the Himmarshee District. Mr. Lochrie confirmed support for deferring this Agenda item and expounded on his viewpoint. In response to Mayor Trantalis' question, Mr. Lochrie explained his objection and recommendation for a deferral to address the future impact on their property.

Mayor Trantalis recognized Richard Mercede, 329 SW 2nd Street on behalf of the property owner. Mr. Mercede confirmed his request for a deferral of this Agenda item is to allow a better understanding of contributing and non-contributing historical properties.

In response to Commissioner Sorensen's question, Mr. Mercede explained information related to the notice for this item being before the HPB and identified as a contributing property.

Commissioner Sorensen remarked on his review of backup information, noted different standards for contributing and non-contributing historic properties, and recommended a deferral to allow property owners a better understanding of details and requirements associated with contributing and non-contributing properties. In response to Commissioner Sorensen's question, Mr. Mercede confirmed his request for a deferral of this Agenda item. Further comment and discussion ensued.

Mayor Trantalis recognized Larry Mele, 329 SW Second Street. Mr. Mele spoke in opposition to this Agenda item and remarked on notice concerns. In response to Mayor Trantalis' question, Mr. Mele remarked that historic designation could damage the value of the property and expounded on his viewpoint. Further comment and discussion ensued.

Commissioner Herbst remarked on potential future impacts to this property. Mr. Mercede reiterated his request for additional time to understand the impact of the property being identified as a contributing historic property. Further comment and discussion ensued.

In response to Vice Mayor Glassman's question regarding the differences between a contributing and non-contributing property, Ms. Logan discussed her review of the related HPB Meeting Minutes and said there is no change in the ordinance or the review process and said there is a requirement for a request to any exterior changes or signs. Any interior changes would not be reviewed by the HPB unless they impact the exterior of the building. Mayor Trantalis discussed his perspective.

In response to Mr. Mercede's question, Vice Mayor Glassman explained the benefits associated with identifying a contributing historic property and expounded on related benefits and information. Further comment and discussion ensued.

Commissioner Beasley-Pittman remarked on the need to understand the viewpoint of the property owner. In response to Vice Mayor Glassman's question, Ms. Logan reiterated the benefits of designating a property as

historically contributing, cited examples, and expounded on related information.

Commissioner Sorensen cited language in the backup information regarding this topic and remarked on his understanding. In response to Commissioner Sorensen's question, Ms. Logan cited altering windows as an example of an opportunity of a non-contributing property and explained related information. She remarked on the overall design guidelines and regulations in a historic district and efforts to maintain consistency.

In response to Commissioner Sorensen's questions, it was confirmed that a contributing property has a higher standard of review by the HPB. Ms. Logan explained aspects associated with an application before the HPB in the Historic Himmarshee District, expounded on related information, and cited examples. Commissioner Sorensen expounded on his understanding and the benefits of impacted property owners to meet with Staff for a clear understanding.

In response to Vice Mayor Glassman's question, Ms. Logan confirmed contributing and non-contributing properties are included in the Unified Land Development Regulations (ULDR) and the 1966 National Historic Preservation Act. Vice Mayor Glassman expounded on his perspective regarding properties located in a Historic District and cited related information. Further comment and discussion ensued.

In response to Mayor Trantalis' question, Ms. Logan confirmed the purpose of this Agenda item, which requests the Commission to identify the status of multiple properties included in the Himmarshee Historic District and Historic Preservation Board Case No. UDP-HPD24004 as "contributing" or "non-contributing" properties within the Himmarshee Historic District.

Mayor Trantalis remarked on allowing each property owner to address their properties individually before the HPB. Ms. Logan commented on addressing the Himmarshee Historic District as a whole. Mayor Trantalis remarked on his viewpoint that it creates a presumption that the property owner needs to dispute. Commissioner Sorensen concurred. Further comment and discussion ensued.

Interim City Attorney Spence discussed the process and explained aspects of Staff's review of individual properties. Mayor Trantalis remarked on his perspective and hesitancy with concerns related to property rights. Interim City Attorney Spence confirmed the benefit of deferring this item and educating property owners on information related

to the impact of being a contributing versus non-contributing property and the impact on future property improvements. Mayor Trantalis concurred and expounded on his viewpoint.

In response to Vice Mayor Glassman's question, Interim City Attorney Spence agreed there is the need for Commission action regarding identifying a contributing versus non-contributing property in a Historic District and reiterated concerns regarding future property improvements.

Commissioner Sorensen reiterated the need to contact property owners within a Historic District to determine their willingness to be identified as contributing properties and remarked on his perspective that property owners willing to have their properties historically designated could be approved by the Commission and others who do not wish to do so can have their viewpoints heard.

In response to Commissioner Beasley-Pittman's question, Mayor Trantalis confirmed educating property owners would be part of those efforts. Interim City Attorney Spence said a date certain deferral of this Agenda item was not necessary. Vice Mayor Glassman remarked on his viewpoint and explained his perspective. Further comment and discussion ensued.

Mayor Trantalis requested Staff communicate with each individual property owner to discuss the impacts, benefits, and disadvantages of the historic designation as a contributing or non-contributing property and subsequent action recommended by Commissioner Sorensen.

Commissioner Sorensen made a motion to defer this Agenda item and was seconded by Commissioner Beasley-Pittman.

DEFERRED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst and Mayor Trantalis

Nay: 1 - Vice Mayor Glassman

R-4 25-0133 Resolution Authorizing a State Historical Marker at the Entrance to the Jimmy Evert Tennis Center in Holiday Park to Honor Christine

Marie "Chris" Evert - (Commission District 2)

Commissioner Sorensen introduced this Resolution which was read by title only.

ADOPTED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

R-5 25-0131

Resolution Waiving General Employees' Retirement System Early Retirement Reduction Factor; Jeri Pryor - (Commission Districts 1, 2, 3 and 4)

In response to Mayor Trantalis' question, Acting City Manager Grant said that the early retirement reduction equates to a \$339 monthly reduction for former employee Jeri Pryor. Ms. Grant discussed the related Ordinance provision and the process and confirmed Ms. Pryor's eligibility for the waiver request.

In response to Mayor Trantalis' question, Acting City Manager Grant confirmed that Ms. Pryor obtained employment outside the City and explained the retirement plan details. Further comment and discussion ensued.

In response to Mayor Trantalis' question, Ms. Pryor noted retirement information associated with her new position. In response to Mayor Trantalis' questions, Ms. Pryor explained information associated with this waiver that was presented to the Pension Board. As a member of the Pension Board, Ms. Pryor confirmed she recused herself during the Pension Board's related discussions.

In response to Vice Mayor Glassman's question, Acting City Manager Grant confirmed this type of waiver request had been considered in the past, explained related details, and noted this provision has been in the Retirement Plan for a significant amount of time. City Clerk Soloman confirmed there had been one (1) similar request in the past ten (10) years. Further comment and discussion ensued.

In response to Commissioner Beasley-Pittman's question, Ms. Pryor confirmed the amount of time being considered for the waiver is eleven (11) months. Further comment and discussion ensued.

Commissioner Beasley-Pittman introduced this Resolution which was read by title only.

DEFEATED

Yea: 2 - Commissioner Beasley-Pittman and Commissioner Herbst

Nay: 3 - Commissioner Sorensen, Vice Mayor Glassman and Mayor Trantalis

PUBLIC HEARINGS

PH-1 25-0049 Public Hearing - Quasi-Judicial Resolution Approving the Historic

Designation of the Property Commonly Known as "Castro Convertibles," located at 2860 N. Federal Highway as a Historic Landmark- Historic Preservation Board Case No. UDP-HPD21003 - (Commission District 1)

Anyone wishing to speak must be sworn in. The Commission will announce any site visits, communications or expert opinions received and make them part of the record.

Each Commission Member disclosed verbal communications, written communications, site visits, and expert opinions received.

Mayor Trantalis opened the public hearing.

Mayor Trantalis recognized Stephanie Toothaker, Esq., 901 Ponce de Leon Drive, on behalf of the property owner. Ms. Toothaker narrated a presentation entitled *2860 N. Federal Highway*.

A copy of the presentation has been made part of the backup to these Meeting Minutes.

In response to Mayor Trantalis' comment, Ms. Toothaker explained there were extensive modifications to this building in 2007, including the replacement of the front windows and repairs to the parapet. Ms. Toothaker confirmed that the only historic portion of the property is the original pylon sign that goes through the building. She confirmed the owner's agreement to designate the pylon sign as historical and future incorporation of the pylon sign into the building's redesign. Ms. Toothaker reiterated that the property owners were not given notice regarding the Historical Preservation Board's (HPB) attempts to designate this property historical.

Mayor Trantalis recognized Arthur Marcus, 1800 N. Andrews Avenue, and HPB Chair. Mr. Marcus discussed his support of this Agenda item and the HPB's related efforts.

In response to Mayor Trantalis' question, Ms. Toothaker remarked on replacement of this building's windows in 2007 and repairs to the parapet. Further comment and discussion ensued.

Mayor Trantalis remarked on changes to the building's original design. Commissioner Herbst remarked on backup information for this Agenda item and the property's original rendering. Further comment and discussion ensued. Mr. Marcus suggested preserving the original portion of the building and the pylon sign and expounded on his viewpoint.

Mayor Trantalis recognized Abby Laughlin,1050 Seminole Drive. Ms. Laughlin spoke in support of this Agenda item and discussed her viewpoint.

Commissioner Herbst commented on the building's Mid-Century Modern design by architect Charles McKirahan. Commissioner Herbst commented on research related to Mr. McKirahan's other architectural work in the City and noted this building was not included. Further comment and discussion ensued.

Mayor Trantalis recognized Marc Dickerman, 1417 SW 2nd Street. Mr. Dickerman concurred with Ms. Toothaker's comments and expounded on his viewpoint.

There being no one else wishing to speak on this item, Commissioner Herbst made a motion to close the public hearing and was seconded by Commissioner Sorensen. Roll call showed AYES: Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman, and Mayor Trantalis

In response to Commissioner Herbst's questions, Ms. Toothaker explained information regarding the building, which had numerous modifications over time. Commissioner Herbst remarked on discussions with Ms. Toothaker regarding historic preservation and future placement of the pylon sign on the property. Ms. Toothaker expounded on related options included in the presentation. Further comment and discussion ensued regarding concepts of future building designs that would include preservation of the pylon sign.

Commissioner Herbst discussed transferring development rights for the property and maintaining the showroom in front of it. Ms. Toothaker said the showroom is located in the center of the property, explained related aspects of future redevelopment of the property, and remarked on possible design concepts included in the presentation.

Mayor Trantalis noted that the Code does not permit the pylon sign to be placed along Federal Highway.

In response to Commissioner Herbst's question, Ms. Logan explained the intent of historic preservation and remarked that the concept designs included in the presentation do not meet neighborhood compatibility and inter-district corridor requirements. Further comment and discussion ensued.

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In response to Vice Mayor Glassman's questions regarding moving the pylon sign and the building's cantilever front closer to Federal Highway, Ms. Toothaker said that structural surveys of the cantilever building front indicated it was not structurally sound and should not be moved. The pylon sign was structurally sound and could be relocated. She expounded on related information and efforts and cited examples. Further comment and discussion ensued.

Vice Mayor Glassman expounded on his viewpoint regarding redevelopment opportunities and historic preservation and recommended deferral of this Agenda item. Ms. Toothaker expounded on the research performed regarding historic designation opportunities. Further comment and discussion ensued.

In response to Vice Mayor Glassman's question, Ms. Toothaker recommended that only the pylon sign be historically designated as an architectural feature.

In response to Commissioner Beasley-Pittman's question, Ms. Toothaker confirmed the ability to place a historical marker at the site.

Commissioner Herbst said that the cantilever roof is an integral part of the architect's design and commented on the possibility of maintaining that facade as an entryway into a larger redevelopment of the building and cited examples. Ms. Toothaker explained that it was not a viable option and expounded on related information.

Mayor Trantalis recommended deferring this Agenda item. Commissioner Herbst explained his perspective.

Commissioner Herbst made a motion to defer this Agenda item, which was seconded by Commissioner Beasley-Pittman.

DEFERRED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

PH-2 25-0109

Public Hearing - Quasi-Judicial Resolution Approving the Historic Designation as a Historic Landmark, of the Property Commonly Known as the "Frank Croissant House," Located at 1313 South Andrews Avenue, Fort Lauderdale, Florida, as specifically described in the Legal Description - Historic Preservation Board Case No. UDP-HPD24003 - (Commission District 4)

Anyone wishing to speak must be sworn in. The Commission will

announce any site visits, communications or expert opinions received and make them part of the record.

Each Commission Member disclosed verbal communications, written communications, site visits, and expert opinions received.

Mayor Trantalis opened the public hearing.

Mayor Trantalis recognized Interim City Attorney D'Wayne Spence. Interim City Attorney Spence explained information related to a deferral date.

Mayor Trantalis recognized Ira Marcus, on behalf of 1313 S. Andrews Corporation. Mr. Marcus spoke in support of this Agenda item, requested it not be deferred, and explained related information.

In response to Mayor Trantalis' question, Mr. Marcus confirmed he is the property owner of 1313 S. Andrews Avenue (Property), supports its historic designation, and expounded on his viewpoint.

In response to Commissioner Sorensen's question, Mr. Marcus explained aspects of this Agenda item, expounded on details, discussed what transpired over the years for the adjacent parcel and applicable Code language, and cited examples of the Property's historical significance.

Mayor Trantalis recognized Dr. Alberto Casavetto, 1600 SE 8th Street, on behalf of Altre, Ltd. Dr. Casavetto spoke in opposition to this Agenda item and requested a deferral to allow for a clear understanding of the impact of historical designation on the property's adjacent parcels.

Mayor Trantalis noted that the owner of record is 1313 South Andrews Corporation. Mr. Casavetto confirmed and explained information related to that parcel and the two (2) adjacent office condominiums that include shared parking lots.

Mayor Trantalis clarified his understanding of building ownership. In response to Mayor Trantalis' questions, Mr. Marcus explained the ownership details and said parking is a common element of the condominium association.

Mayor Trantalis remarked on his understanding that because the Property is part of a condominium association, a majority of that condominium association must agree to historic designation.

In response to Mayor Trantalis' questions, Trisha Logan, Development

Services Department Historic Preservation Planner, explained options to initiate the historic designation of a property, cited examples, confirmed that the Broward Trust for Historic Designation initiated this designation request, remarked on entities located on the adjacent parcels, and expounded on related information. Ms. Logan confirmed that the Property is owned by 1313 S. Andrews Corporation, which is comprised of Mr. Marcus and two (2) other partners. Ms. Logan commented on her understanding of concerns regarding the condominium common area on the adjacent parcel. Further comment and discussion ensued.

Interim City Attorney Spence requested deferral of this Agenda item and explained related information.

Mayor Trantalis explained his perspective and commented on related information. Mr. Marcus noted Broward County's recognition of the historic designation of the Property. Mr. Marcus explained the limited purpose of the Property's involvement with the condominium association, which is for sharing the common area parking lot. Further comment and discussion ensued regarding a related corporate resolution recognizing that relationship and other information. Mayor Trantalis commented on his perspective. Further comment and discussion ensued.

In response to Vice Mayor Glassman's question, Dr. Casavetto explained issues he would like clarified and cited examples.

In response to Vice Mayor Glassman's question, Interim City Attorney Spence explained aspects of this Agenda item that requires further research and clarification.

Mayor Trantalis commented on the Property's description on the Broward County Appraiser's website and recommended deferring this Agenda item.

Mayor Trantalis recognized Bob Dunckel, Assistant City Attorney III. Mr. Dunckel concurred on the need for a deferral and additional review of documents associated with the Property.

Mayor Trantalis recognized Michaela Conca, 625 SW 15th Avenue, Broward Trust for Historic Preservation (Trust) President. Ms. Conca spoke in support of this Agenda item and requested clarification regarding the deferral. Interim City Attorney Spence reiterated details in need of further research and clarification. Further comment and discussion ensued.

In response to Commissioner Beasley-Pittman's question, Ms. Conca

explained the efforts of the Trust to obtain property owner approval when applying for historical designation of properties. Commissioner Beasley-Pittman emphasized the need to involve property owners in that process. Further comment and discussion ensued.

Commissioner Sorensen made a motion to defer this Agenda item to April 1, 2025, and was seconded by Vice Mayor Glassman.

DEFERRED to April 1, 2025

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

PH-3 25-0101

Public Hearing - Quasi-Judicial Resolution Approving a Waiver of Limitations at 1180 N. Federal Highway (Unit 1410/Slip 16) for the Installation of one (1) 16,000-pound four (4) Post Boat Lift Extending a maximum of 32.7' +/- (Commission District 2)

Anyone wishing to speak must be sworn in. The Commission will announce any site visits, communications or expert opinions received and make them part of the record.

Each Commission Member disclosed verbal communications, written communications, site visits, and expert opinions received.

Mayor Trantalis opened the public hearing.

There being no one wishing to speak on this item, Commissioner Sorensen made a motion to close the public hearing and was seconded by Vice Mayor Glassman. Roll call showed AYES: Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman, and Mayor Trantalis

In response to Commissioner Sorensen's questions, Stephen Carbutt, 1013 NW 31st Avenue, Pompano Beach, explained the reason for this waiver of limitations (waiver) request and expounded on related information and challenges due to the location of the dock. Commissioner Sorensen remarked on his understanding of challenges to marine vessels. Andrew Cuba, Parks & Recreation Department Marine Facilities Manager, confirmed Mr. Carbutt's remarks.

Mayor Trantalis noted that the Marine Advisory Board unanimously approved this waiter request.

In response to Commissioner Sorensen's question, Bob Dunckel, Assistant City Attorney III, explained the criteria for seeking a waiver. Mr. Dunkel expounded on related factors and considerations associated with waiver requests.

Commissioner Sorensen remarked on concerns regarding the broad, general nature of the extraordinary circumstances related to waiver requests. Further comment and discussion ensued.

Mayor Trantalis remarked on the need for the Commission to show consistency. Commissioner Sorensen commented on his perspective regarding the Commission being too permissive when granting waivers and expounded on his viewpoint. Mayor Trantalis noted the Commission's policy regarding limiting waivers along the New River and explained related details.

In response to Mayor Trantalis' question, Steve Witten, 33 S. Gordon Road, Marine Advisory Board Chair. Mr. Witten spoke in support of this Agenda item, explained the extensive involvement by members of the MAB when reviewing waiver requests, cited information associated with the MAB's unanimous approval of this waiver request, and emphasized the MAB's goal is to ensure safe navigation.

Mr. Witten commented on discussions with Mr. Dunckel on altering language applicable to waiver requests from *extraordinary* circumstances to *extenuating* circumstances. Further comment and discussion ensued.

In response to Commissioner Sorensen's question regarding updating the related Ordinance to allow installation of a thirty-foot (30') dock, Mr. Witten confirmed related efforts by Staff and the MAB.

Mayor Trantalis remarked on his perspective, noted the increasing sizes of marine vessels, discussed maintaining the twenty-five foot (25') limitation that allows waivers to be assessed on a case-by-case basis based on the width of the canal. Further comment and discussion ensued.

In response to Commissioner Sorensen's question, Mr. Witten confirmed the thirty percent (30%) rule applies from property line to property line. Mr. Witten expounded on the efforts of the MAB and confirmed its primary objective is marine safety. Further comment and discussion ensued. Mr. Dunckel discussed efforts to update the related Ordinance, noted factors that would contribute to a waiver denial and cited examples.

Vice Mayor Glassman introduced this Resolution approving the waiver which was read by title only.

ADOPTED - Approving

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

PH-4 25-0179

Public Hearing - Quasi-Judicial Resolution Approving a Waiver of Limitations at 1414 SE 12th Street #2C, Slip 11 for one (1) Floating Vessel Platform - (Commission District 4)

Anyone wishing to speak must be sworn in. The Commission will announce any site visits, communications or expert opinions received and make them part of the record.

Each Commission Member disclosed verbal communications, written communications, site visits, and expert opinions received.

Mayor Trantalis opened the public hearing.

Mayor Trantalis recognized Nicholas Dilorio, 1414 SE 12th Street. Mr. Dilorio narrated a presentation entitled *Nicholas J. & Sharon L. Dilorio*, 1414 Southeast 12th Street, #2C, Fort Lauderdale, FL 33316.

A copy of the presentation has been made part of the backup to these Meeting Minutes.

In response to Mayor Trantalis' question regarding whether the floating dock installed by the previous owner was in compliance based on the thirty-percent (30%) rule, Mr. Dilorio said it was not in compliance by five point eight inches (5.8").

In response to Mayor Trantalis' question, Mr. Dilorio confirmed his dock length is now within the thirty-percent (30%) rule from property line to property line.

Mayor Trantalis recognized Ellyn Bogdanoff, Esq., One East Broward Boulevard, on behalf of Bryan Lilley, resident of Hemingway Landings Condominium. Ms. Bogdanoff spoke in opposition to this Agenda item, explained her viewpoint, and cited Ordinance language.

In response to Mayor Trantalis' question, Ms. Bogdanoff said Ordinance language states the related thirty percent (30%) distance measurement is based on the width of the waterway and should be from wet face to wet face. Ms. Bogdanoff expounded on related information. Further comment and discussion ensued.

Mayor Trantalis recognized former City Commissioner Romney Rogers.

Mr. Rogers spoke in opposition to this Agenda item and cited related aspects included in Unified Land Development Regulations Sec. 47-19.3(e).

In response to Mayor Trantalis' question, Mr. Rogers, on behalf of Hemmingway Landings Association, confirmed his viewpoint associated with safety concerns associated with the floating dock waiver. Mayor Trantalis remarked on the applicant's willingness to install reflectors on the floating dock and commented on the need to be consistent with other waiver requests at this location. Further comment and discussion ensued.

In response to Commissioner Sorensen's questions, Mr. Dunckel confirmed the thirty percent (30%) waterway distance measurement applies to both marine vessels and docks. Further comment and discussion ensued.

Mayor Trantalis recognized Jim Magruder, 1424 SE 12th Street, Hemmingway Landing Condominium Association. Mr. Magruder spoke in opposition to this Agenda item and remarked on information related to the property's seawalls. Further comment and discussion ensued regarding survey measurements.

In response to Mayor Trantalis' question, Steve Witten, Marine Advisory Board (MAB) Chair, explained his visits to the property and the MAB's review and support of the waiver application.

Commissioner Herbst remarked on the applicant not obtaining a survey as requested by the Commission and explained his concern and perspective.

Mayor Trantalis recognized Bryan Lilley, 1500 SE 12th Street. Mr. Lilley spoke in opposition to this Agenda item and remarked on possible future condominium liability concerns.

Mr. Dilorio responded to Commissioner Herbst's comments regarding a survey request. Commissioner Herbst reiterated his understanding of Commissioner Sorensen's request for a new survey during a previous Commission Meeting. Commissioner Sorensen concurred. Commissioner Herbst reiterated his viewpoint. Mayor Trantalis remarked on his viewpoint regarding the importance of an objective survey. Further comment and discussion ensued.

In response to Commissioner Sorensen's question, Mr. Dilorio explained the four (4) extraordinary circumstances involved in this waiver request.

Mayor Trantalis remarked that the topic at hand is to illustrate extraordinary circumstances involved with the waiver request. In response to Mayor Trantalis' question, Mr. Dilorio confirmed the fourth (4th) extraordinary circumstance is that the waiver does not impact navigational safety and provided rebuttal comments to those in opposition to this Agenda item. Further comment and discussion ensued.

Mr. Dunckel addressed concerns raised by Commissioner Herbst regarding the previous request for the applicant to provide a boundary survey, expounded on related information, and cited examples. Further comment and discussion ensued.

There being no one else wishing to speak on this item, Commissioner Herbst made a motion to close the public hearing and was seconded by Commissioner Sorensen. Roll call showed AYES: Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman, and Mayor Trantalis

In response to Mayor Trantalis' question, Mr. Dilorio explained that when he purchased the property in April 2023, there was no Code violation and explained related information.

Commissioner Sorensen introduced this Resolution denying the waiver application based on lack of extraordinary circumstances and other factors which was read by title only.

ADOPTED - Denying

Yea: 3 - Commissioner Sorensen, Commissioner Herbst and Vice Mayor Glassman

Nay: 2 - Commissioner Beasley-Pittman and Mayor Trantalis

<u>25-0260</u> WALK-ON - Motion to Extend Commission Meeting until 10:30pm

Commissioner Sorensen made a motion to extend this meeting until 10:30 p.m. and was seconded by Commissioner Beasley-Pittman.

APPROVED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

<u>25-0261</u> WALK-ON - Motion to Extend Commission Meeting until 11:00pm

Commissioner Herbst made a motion to extend this meeting until 11:00 p.m. and was seconded by Commissioner Sorensen.

APPROVED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

25-0262 WALK-ON - Motion to Extend Commission Meeting until 11:30pm

Commissioner Sorensen made a motion to extend this meeting until 11:30 p.m. and was seconded by Commissioner Herbst

APPROVED

Yea: 4 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst and Mayor Trantalis

Nay: 1 - Vice Mayor Glassman

ORDINANCE FIRST READING

OFR-1 <u>25-0167</u>

First Reading - Ordinance Amending the City of Fort Lauderdale Code of Ordinances Section 5-28, Location of Establishments Permitting Partial Nudity, and Nudity and Section 5-28.1, Nudity Sexual Conduct Prohibited, to Update Requirements for Alcohol Consumption for Hotel Use - Case No. UDP-T25003 - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Carla Roundtree, 745 NW 4th Avenue. Ms. Roundtree discussed her viewpoint regarding this Agenda item.

Commissioner Herbst remarked on his perspective, clarified his viewpoint and recommendation regarding future promotional efforts for this venue, and remarked on related discussions with Interim City Attorney Spence and Ellyn Bogdanoff, Esq., Becker & Poliakoff, P.A., One East Broward Boulevard, on behalf of Bliss Resort. Ms. Bogdanoff concurred with concerns raised by Commissioner Herbst and confirmed those concerns would be addressed.

In response to Vice Mayor Glassman's question, Interim City Attorney Spence explained the ability to limit or control advertising and promotional efforts, discussed related information, and cited examples.

Commissioner Sorensen introduced this Ordinance on the First Reading which was read by title only.

PASSED FIRST READING

Yea: 4 - Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

Not Present: 1 - Commissioner Beasley-Pittman

OFR-2 25-0168

First Reading - Ordinance Amending the City of Fort Lauderdale Code of Ordinances Section 25, Streets and Sidewalks, to Update Sidewalk Installation Requirements - Case No. UDP-T25004 - (Commission Districts 1, 2, 3 and 4)

Commissioner Sorensen introduced this Ordinance on the First Reading which was read by title only.

PASSED FIRST READING

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

ORDINANCE SECOND READING

OSR-1 <u>25-0178</u>

Second Reading - Ordinance Amending Section 26-161 of the Code of Ordinances to Establish a Fee Structure for Permanent and Temporary Parking Removal for On-Street Parking - (Commission Districts 1, 2, 3 and 4)

Commissioner Sorensen introduced this Ordinance on the Second Reading which was read by title only.

ADOPTED ON SECOND READING

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sorensen, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

COMMISSION MEMBER COMMENTS

Commissioner Sorensen provided an update on discussions with Broward County Board of County Commissioners Member Beam Furr regarding Broward County (County) drafting a Locally Preferred Alternative (LPA) agreement for a tunnel at the New River Crossing to further efforts towards a collective pursuit of funding alternatives. Further comment and discussion ensued.

AD.	JO	UR	NM	EN	ΙT

Mayor Trantalis adjourned the meeting at 11:18 p.m.					
Dean J. Trantalis Mayor					
ATTEST:					
David R. Soloman					

City Clerk