

# City of Fort Lauderdale

*City Hall*  
100 North Andrews Avenue  
Fort Lauderdale, FL 33301  
[www.fortlauderdale.gov](http://www.fortlauderdale.gov)



## Meeting Minutes - DRAFT

Tuesday, March 3, 2015

6:00 PM

City Commission Chambers

## City Commission Regular Meeting

*FORT LAUDERDALE CITY COMMISSION*

*JOHN P. "JACK" SEILER Mayor - Commissioner*  
*ROMNEY ROGERS Vice Mayor - Commissioner - District IV*  
*BRUCE G. ROBERTS Commissioner - District I*  
*DEAN J. TRANTALIS Commissioner - District II*  
*ROBERT L. McKINZIE Commissioner - District III*

*LEE R. FELDMAN, City Manager*  
*JOHN HERBST, City Auditor*  
*JONDA K. JOSEPH, City Clerk*  
*CYNTHIA A. EVERETT, City Attorney*

Meeting was called to order at 6:03 p.m. by Mayor Seiler.

## ATTENDANCE ROLL CALL

**Present:** 5 - Mayor John P. "Jack" Seiler, Vice-Mayor Romney Rogers, Commissioner Bruce G. Roberts, Commissioner Dean J. Trantalis and Commissioner Robert L. McKinzie

**Also Present:** Assistant City Manager Stanley Hawthorne, City Auditor John Herbst, City Clerk Jonda K. Joseph, City Attorney Cynthia A. Everett, Sergeant At Arms Sergeant Mike Siekierski and Sergeant Jose Gonzales (10 p.m.)

## Vote Roll Call Order for this Meeting

Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

## Invocation

Pastor Brian McBride, Christian Life Center of Fort Lauderdale

## Pledge of Allegiance

Led by local youth

## Approval of MINUTES and Agenda

**15-0264** Approval of Minutes for April 17, 2014 and June 5, 2014 Priority Setting Workshops, November 10, 2014 Joint Workshop with Beach Redevelopment Advisory Board and December 17, 2014 Conference Meeting

No public comments were submitted by email for the March 3, 2015, regular meeting.

**Motion** made by Commissioner McKinzie and seconded by Commissioner Roberts to approve the noted minutes.

### APPROVED

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

## PRESENTATIONS

**PRES-1 15-0300** Recognition of Sponsors of 2015 Neighbor Support Night

Junia Robinson of the Neighbor Support Division recognized sponsors of 2015 Neighbor Support Night.

**PRES-2 15-0318** Recognition of Anna and Alex Albuquerque for their Backpack Buddies Project

Vice-Mayor Rogers presented the proclamation to Anna and Alex Albuquerque. Anna and Alex thanked  
*City of Fort Lauderdale*

the Commission and shared information about the project.

**PRES-3 15-0295** Proclamation Declaring the Month of March, 2015, as Conservation Pays Month in the City of Fort Lauderdale

Commissioner Trantalis presented the proclamation to Jennifer Jurado, director of the Broward County Environmental Planning and Community Resilience Division. Juarado provided information about the program.

**PRES-5 15-0285** Recognition of Employees in Utilities Division of Public Works Department

Public Works Director Hardeep Anand recognized employees for their efforts in a water main failure and force main break. Commissioner Roberts thanked the team for its efforts in an area he represents and their positive communication.

**PRES-4 15-0319** Proclamation Declaring the Month of March, 2015, as Women's History Month in the City of Fort Lauderdale

Commissioner McKinzie presented the proclamation to Administrative Assistant Jeri Pryor on behalf of Sandra Steen of the Business and Professional Women's Club. Pryor thanked the Commission for recognizing the contributions of women.

## **CONSENT AGENDA**

Mayor Seiler announced the procedure for consent items.

## **CONSENT MOTION**

**CM-1 15-0199** Event Agreements: Farmers' Market at Broward Health Medical Center, 2015 Fort Lauderdale Walk MS, South Florida Scottish Festival & Games and Farmers Market at Whole Foods Fort Lauderdale

Raymond Cox, no address provided, stated that local events impede traffic and the serving of food is not with washed hands. The events are an inconvenience to people.

**Motion** made by Commissioner Roberts and seconded by Vice-Mayor Rogers to approve the item as recommended.

### **APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CM-2 15-0200** Event Agreements and Road Closings: St. Patricks Day, Fort Lauderdale Shamrock Run, Fort Lauderdale St. Patrick's Day Parade & Festival, St. Patrick's Day Block Party, St. Patrick's Day Festival, The Color Rave Electric Glow Run, Las Olas International Triathlon and Food In Motion:Flagler Village Green Market

Raymond Cox, no address provided, questioned whether there is proper hygiene at the events.

**Motion** made by Commissioner Roberts and seconded by Commissioner McKinzie to approve the item as recommended.

**APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CM-3 15-0202** Agreement with School Board of Broward County for Use of School Buses for City Recreational Programs and Events - May 1, 2015 through April 30, 2016

Raymond Cox, no address provided, advocated for the homeless.

**Motion** made by Commissioner Roberts and seconded by Commissioner Trantalis to approve the item as recommended.

**APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CM-4 15-0292** Engineering Services for I-95 Express High Occupancy Toll Lanes - Florida Department of Transportation, Hazen and Sawyer, P.C. and Keith and Schnars, P.A. - task orders in the amounts of \$34,390 and \$34,810

Raymond Cox, no address provided, advocated for the homeless.

**Motion** made by Commissioner Roberts and seconded by Commissioner McKinzie to approve the item as recommended.

**APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CM-5 14-1430** HOME Investment Partnership Program (HOME) Repayment - \$100,834.14

Raymond Cox, no address provided, advocated for public restrooms and the homeless.

**Motion** made by Commissioner Roberts and seconded by McKinzie to approve the item as recommended.

**APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CM-6 15-0191** Revocable License with All Aboard Florida Stations LLC for Temporary Closure of Right-of-Way at NW 2 Avenue and NW 3 Avenue

Raymond Cox, no address provided, said many communities along the route are opposed to All Aboard Florida. It will cause traffic congestion. He suggested buses in the alternative. He advocated for the homeless. He also spoke about the streetcar and trolley services.

**Motion** made by Commissioner Roberts and seconded by Commissioner McKinzie to approve the item as recommended.

**APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CONSENT RESOLUTION**

**CR-1 15-0119** Consolidated Budget Amendment to Fiscal Year 2015 Budget - Appropriation

Raymond Cox, no address provided, advocated for public restrooms. He discussed proposed dredging and the Aquatic Center.

There being no one else wishing to speak, a motion was adopted closing the public hearing.

The City Clerk announced that an exhibit was added to this item which was provided to the Commission.

Commissioner Roberts introduced the resolution, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CR-2 15-0230** Grant Application to Florida Inland Navigation District for Waterway Cleaning Vessel - Waterway Assistance Program

Raymond Cox, no address provided, suggested that homeless assistance is only provided when grant funds are available. He also spoke about the homeless having voting rights.

There being no one else wishing to speak, a motion was adopted closing the public hearing.

Commissioner Trantalis noted that residents in his district asked about saltwater compatibility of the conveyer belt system, battery life during an eight-hour workday, outboard engines and trash capacity for large palm branches. In a brief discussion with Parks and Recreation Director Phil Thornburg, Commissioner Trantalis asked that he obtain answers to these questions.

Commissioner Trantalis introduced the resolution, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CR-3 15-0013** Naturescape Irrigation Service Interlocal Agreement with Broward County - \$57,380 (5-year period)

Raymond Cox, no address provided, expressed concern about the lack of amenities at Stranahan Park and use of the park. He advocated for the homeless.

There being no one else wishing to speak, a motion was adopted closing the public hearing.

Commissioner Roberts introduced the resolution, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CR-4 15-0307** Utility Work Agreement with Florida Department of Transportation for I-95 Express High Occupancy/Toll Lanes Project

Raymond Cox, no address provided, advocated for investment in people in the alternative.

There being no one else wishing to speak, a motion was adopted closing the public hearing.

Commissioner Trantalis introduced the resolution, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CR-5 15-0163** Acceptance of Grant Funds from Florida Department of Transportation for Runways 9/27 and 13/31 Pavement Rehabilitation at Executive Airport

Raymond Cox, no address provided, felt funds should be invested on people in the alternative such as public restrooms.

There being no one else wishing to speak, a motion was adopted closing the public hearing.

Commissioner Trantalis introduced the resolution, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CR-6 15-0248** Supporting Grant Application of Friends of Birch State Park to Florida Department of Environmental Protection - Florida Recreational Trails Grant Program

Raymond Cox, no address provided, advocated for the homeless.

There being no one else wishing to speak, a motion was adopted closing the public hearing.

Commissioner Trantalis indicated concerns have been expressed about differentiating the park from an active park versus a nature preserve. Mary White, representing Friends of Birch State Park, said the park is currently considered active. Most State parks in urban areas are active. The use is not being changed. They are working with the City's Transportation and Mobility Department and hoping to secure another grant for a north/south through trail. They are also working to iron out issues of accessibility. This trail piece will tie into the north/south trail and provide more accessibility to the conservation and preservation area.

Commissioner Trantalis introduced the resolution, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**CR-7 15-0286** Resource Recovery Board (RRB) - Settlement Agreement; City of Sunrise, et al. vs. Broward County

Raymond Cox, no address provided, advocated for the homeless.

There being no one else wishing to speak, a motion was adopted closing the public hearing.

Commissioner Trantalis said he would like conference discussion on how the funds would be spent. Mayor Seiler believed the funds need to be dedicated to solid waste recovery. There was consensus to add the matter to a future conference agenda.

Commissioner Trantalis introduced the resolution, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**PUBLIC HEARINGS**

**PH-2 15-0226** QUASI-JUDICIAL - De Novo Hearing of Site Plan Level III - Broward Addiction Recovery Center - Case No. R14051

Applicant: Broward County Board of County Commissioners

All individuals wishing to speak on this matter were sworn in.

Members of the Commission announced with whom they had spoken and/or site visits made concerning this matter.

Vice-Mayor Rogers announced that the site plan was revised as a result of meetings between the neighborhood and County. He also met with County Commissioner Lois Wexler. He is suggesting that in order to preclude neighborhood traffic problem on 28 Street, the site plan be modified to include a traffic

device providing for right-turn only onto 4 Avenue from 28 Street. This suggestion came forward after the neighbors' meeting with the County. Together with what was suggested at that time, the neighborhood would be satisfied.

Mayor Seiler opened the floor for public comment.

Broward County Mayor Tim Ryan stated that the proposed site is in a heavy commercial/industrial area. The intent is to move Broward Addiction and Recovery Center (BARC) from the Sailboat Bend neighborhood. There is an issue with the intersection of 28 Street and 4 Avenue, which is currently controlled by a four-way stop sign. The Florida Department of Transportation (FDOT) has recommended a traffic signal, which he believed would cause congestion, an undue amount of truck traffic from the cargo facility on perimeter road and the north part of the airport to State Road 84. There is already a cut from 4 Avenue, northbound on 28 Street and right turn to reach State Road 84 with a barrier on 9 Avenue. He suggested that this be addressed when the Commission decides on the site plan for the western portion and there be no restriction of right turn only from 28 Street. The traffic flow pattern of this facility does not carry traffic westbound onto 28 Street; it goes onto 27 Street. It does not carry traffic into the Edgewood neighborhood.

Vice-Mayor Rogers explained that it is easy to go south by 2 or 3 Avenues. There is no reason for a truck to go to 28 Street and 4 Avenue and turn left. He did not think the idea is intrusive to the traffic flow; it keeps people out of the neighborhood. Mayor Ryan indicated that traffic along SW 3 Avenue is unable to turn left and reach State Road 84. Such a change would require a traffic analysis. Vice-Mayor Rogers felt that the County should address this major concern. Mayor Ryan indicated that this condition is a pre-existing one. The site plan does not affect traffic flow on 28 Street. He agreed that the County will in good faith conduct a traffic analysis on the suggestion.

Broward County Commissioner Lois Wexler noted that she met with Vice-Mayor Rogers and Edgewood Civic Association president Cliff Iacino. She was concerned that issues continue to arise even after there was agreement at the last meeting. She spoke of how County staff has worked in good faith on this matter. She submitted an email addressed to Vice-Mayor Rogers, indicating that staff has analyzed the proposed control structure in more detail and has concerns that such a structure would cause a disruption of traffic flow in the area. The grid pattern is set to allow for alternative routes. There may be unintended consequences that could impact the fire station in the area so further analysis needs to be done. A copy of the email, dated February 26, 2015, is attached to these minutes. She said this email was sent two days after their meeting. She referred to the City's request to flip the building to the other side of the site. The County was requested at the last meeting to address ingress and egress which was done. County staff met with the homeowner association. She urged support of this item as well as PH-1. Vice-Mayor Rogers noted that new developments offer an opportunity to raise a concern. There should be a commitment from the County to address intrusive traffic into the neighborhood. Commissioner Wexler noted that the FDOT study and proposed traffic signal replacing the four-way stop should help tremendously. It is not in the County's purview; both 28 Street and 4 Avenue are City streets. Vice-Mayor Rogers noted that the County approves all traffic devices. Mayor Seiler noted that the previously mentioned email notes a concern of City staff. Commissioner Roberts understood that Mayor Ryan suggested that a traffic study could be conducted.

Scott Brunner, Director of Broward County Traffic Engineering Division, stated that the County, City and FDOT agreed upon the need for a traffic signal at this location back in October. He elaborated upon why a four-way stop is currently in-place. He explained the benefits of signalization. If approved by FDOT, the project could be complete in 24 months in approximately the same time frame as the facility construction. Mayor Seiler asked about approval of both related items subject to the condition that FDOT provides a traffic signal at this intersection and if not, a right-turn only is put in place. Brunner explained that a restrictive median would need to be installed. Mayor Ryan felt the goal is for FDOT and Broward



County to work collaboratively with City staff to see if a traffic signal is the appropriate way to control traffic at that intersection. If it is deemed inappropriate, they could move to the next step of a right turn only. Mayor Seiler understood that the City believes a signal is the solution. Mayor Ryan agreed, however, if the City wishes to go forward with a right-turn only, County representatives be allowed to present safety concerns. Mayor Seiler felt that a study could be conducted while the project is underway. Mayor Ryan consented under those parameters. Brunner advised that the County has to approve the right-turn restriction which, for safety reasons, they do not agree with. Mayor Seiler felt that FDOT would sort out the issue over the next 18 to 24 months. Mayor Ryan agreed to move forward with signalization. The project should not be delayed while an analysis of what is the best signalization for that intersection is conducted. Mayor Seiler pointed out that Vice-Mayor Rogers has a valid concern that a signal would address. If that does not occur, the same 18 to 24 month time frame is available to address safety issues with a right-turn only.

Broward County Administrator Bertha Henry said the County does not believe that a right-turn at that location under those circumstances would be safe. Mayor Seiler did not want to delay the project for a right-turn study. The district commissioner has indicated it is a significant issue. Henry said she did not want to give the impression that the County would agree to something they believe is unsafe. Discussion ensued about the issue of the right-turn only restriction being unsafe including various traffic pattern scenarios. Brunner advised that the County has full authority to move forward with signalization now without FDOT. Discussion then turned to the cost of the signal, which Mayor Ryan estimated at \$350,000. He felt it would need to be presented to the full County Commission. In response to Mayor Seiler, Mayor Ryan advised that the County could commit to there being a traffic signal or a safe traffic intersection but no commitment to right-turn restriction. Vice-Mayor Rogers suggested if it is not possible to find a commitment to pay for the traffic signal, the County find a traffic plan that mitigates the possibility of more traffic going into the neighborhood. There are multiple ways to address traffic issues. Mayor Ryan noted that FDOT has already done a traffic study warranting a signal. Vice-Mayor Rogers pointed out when new developments are approved, part of the process is requiring the developer is required to pay for a traffic signal. Mayor Ryan believed that would be required of a developer if their site impacts traffic at that intersection. As a result of the City's input, the traffic pattern has been changed to avoid traffic coming onto 28 Street. There will not be traffic impact at that intersection. Vice-Mayor Rogers believed there is an impact. Mayor Seiler pointed out there is up to 24 months to sort out the impact; therefore he questioned what language would be acceptable at this time. Vice-Mayor Rogers explained he has concerns about traffic that does not follow the pattern set out and there is the other site that will be developed at some point. He wanted to add a simple solution about traffic going into the neighborhood and the signal is a good one. He requested a approval condition is providing a traffic study showing how to mitigate traffic into the neighborhood without a right-turn only.

Robert Walsh, 401 East Las Olas Boulevard, spoke in support of the item without further delay.

Raymond Cox, no address provided, suggested the Commission does not know how to handle problems directly. He requested public restrooms be provided.

Clifford Iacino, president of Edgewood Civic Association, advised that there are currently about 300 business vehicles per day crossing over from 28 Street into the neighborhood exit. It is poor design to add any traffic onto 28 Street. In any event, the BARC site as it has been revised is acceptable. However, there has not been any discussion about the one acre western parcel that faces 4 Avenue. It would be a deal breaker to allow any access to 28 Street. He wanted that assurance. He agreed that it is a pre-existing problem. He supported Vice-Mayor Rogers' solution. Mayor Seiler pointed out that the City staff provided the Vice Mayor with an email (dated February 26, 2015, referenced earlier and attached to these minutes) expressing a lot of concerns about the right-turn only restriction. The County staff has problems with it. He felt a better idea would be a traffic signal or a suitable traffic safety plan. Iacino felt the traffic signal or right-turn restriction is almost a separate issue. He has no confidence that a traffic

signal will to anything to preclude traffic going west but a right-turn only would do so. He wanted assurance that there is no access onto 28 Street from the western vacant parcel and some initiative about cross-over traffic into the neighborhood. In response to Mayor Seiler, the City Attorney recommended against promising something that may or may not occur at some point in the future. If it is an issue when a new development is proposed, the Commission could take this into consideration pursuant to the code. This site plan does not involve the western parcel. She confirmed that the sole purpose tonight is to approve the site plan and zoning. In response to Mayor Seiler, Assistant County Attorney Rene Harrod read from Section 2.4 of the interlocal agreement related to the western parcel. Both Commissioner Trantalis and Mayor Seiler felt this point could be addressed when design of the site is before the Commission. Iacino explained anything that does not involve 28 Street. Vice-Mayor Rogers felt the traffic signal will help because it is quicker to turn right onto State Road 84 with a red light to go west than waiting for a green light to proceed straight.

Iacino advised that the BARC site as presented this evening is acceptable to the neighborhood. The County owns the western parcel and outside of this evening's jurisdiction, they can assure the community there will be no from 28 Street and certainly send a message to any future developer. A signal may be the best solution which he would support.

There being no other individuals wishing to speak on this matter, a **motion** was made by Commissioner Roberts and seconded by Commissioner McKinzie to close the public hearing. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler. NAYS: None.

Vice-Mayor Rogers introduced the ordinance as amended for Broward County to provide a traffic signal (see above discussion as to location) or conduct a traffic study that will propose traffic mitigation into the Edgewood neighborhood and contingent upon approval of Agenda Item PH-1, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**PH-1 15-0046** QUASI-JUDICIAL - Second Reading of Ordinance Rezoning from Heavy Commercial/ Light Industrial (B-3) to Community Facility (CF) - Broward Addiction Recovery Center - Case No. Z14007

All individuals wishing to speak on this matter were sworn in.

Members of the Commission announced with whom they had spoken and/or site visits made concerning this matter.

Mayor Seiler opened the floor for public comment.

Raymond Cox, no address provided, was concerned about delay of this item.

Robert Walsh, 401 East Las Olas Boulevard, spoke in support of the item without further delay.

There being no other individuals wishing to speak on this matter, a **motion** was made by Commissioner Trantalis and seconded by Commissioner McKinzie to close the public hearing. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler. NAYS: None.

Vice-Mayor Rogers introduced the ordinance, which was read by title only.

**ADOPTED ON SECOND READING**

**Aye:** 4 – Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**Nay:** 1 – Vice-Mayor Rogers

**PURCHASING AGENDA**

**PUR-1 15-0055** Ford Police Interceptor Utility Vehicles - Don Reid Ford, Inc. - \$419,880

Raymond Cox, no address provided, expressed concern that the backup information does not have enough detail.

**Motion** made by Commissioner Roberts and seconded by Commissioner McKinzie to approve the item as recommended.

**APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**PUR-2 15-0058** Four-Year Contract for Tapping Sleeves to HD Supply Waterworks LTD - \$264,760. (four-year estimate)

Raymond Cox, no address provided, felt money should be spent on people instead of something of this nature.

**Motion** made by Vice-Mayor Rogers and seconded by Commissioner Trantalis to approve the item as recommended.

**APPROVED**

**Aye:** 4 – Vice-Mayor Rogers, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**Not Present:** 1 – Commissioner Roberts

**PUR-3 15-0059** Annual Sewer Repair and Replacement Contract - Lanzo Lining Services, Inc. - Florida d/b/a Lanzo Trenchless Technologies South - \$1,571,795

Raymond Cox, no address provided, advocated for services for the homeless in the alternative.

**Motion** made by Commissioner Trantalis and seconded by Commissioner McKinzie to approve the item as recommended.

**APPROVED**

**Aye:** 4 – Vice-Mayor Rogers, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**Not Present:** 1 – Commissioner Roberts

**PUR-4 15-0075** Contract Assignment for Emergency Pumping Services with F.A. Johnson, Inc. to All Liquid Environmental Services LLC

Raymond Cox, no address provided, advocated for public restrooms for the homeless.

**Motion** made by Commissioner Trantalis and seconded by Commissioner McKinzie to approve the item as recommended.

**APPROVED**

**Aye:** 4 – Vice-Mayor Rogers, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**Not Present:** 1 – Commissioner Roberts

**PUR-5 15-0136** Parks Janitorial Services - Image Janitorial Services, Inc. - \$350,826 (three-year cost)

Raymond Cox, no address provided, relayed his experience in being ticketed for urinating in public and his arrest after addressing the Commission.

**Motion** made by Vice-Mayor Rogers and seconded by Commissioner Trantalis to approve the item as recommended.

**APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**PUR-6 15-0158** Landscape Architectural and Engineering Services - Mills Pond Soccer and Lacrosse Fields - Calvin, Giordano & Associates, Inc.

Raymond Cox, no address provided, questioned the cost of the item.

**Motion** made by Commissioner Roberts and seconded by Vice-Mayor Rogers to approve the item as recommended.

**APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

## **CITIZEN PRESENTATIONS**

**CIT-1 15-0296** KENNETH CHURCHILL - Land Rights for Homeless American Veterans

Kenneth Churchill presented information related to this topic including a proposed resolution that was made a part of the record. He urged adoption of the resolution.

Mayor Seiler asked Churchill if he has discussed this idea with HOPE South Florida. Churchill indicated he has not. In response to Mayor Seiler, Churchill said the land would be owned by a consortium of 25

American veterans in common. Each would sign a contract with the group to keep the peace and the group would sign a contract with the City to keep the peace. The ownership is the same as an Indian reservation. Details are currently being addressed in Woodstock, New York. A majority of the group decides if there is a breach of contract by one who does not keep the peace. It cannot be conveyed to heirs. A city ordinance would be needed.

**CIT-2 15-0297** VIRGIL E. NIEDERRITER - Health of My Community

Virgil Niederriter discussed growth in his neighborhood and complimented the recent commercial developer. He discussed a development issue with the Florida Department of Transportation (FDOT). Commissioner Roberts indicated it was brought to his attention as he serves on the Metropolitan Planning Organization. City staff is working with FDOT on this matter. Commissioner McKinzie concurred that City staff is working on a solution. Transportation and Mobility Director Donna Alarcon said her staff wrote to the Florida Department of Transportation requesting they look into the neighbors' request for impact windows. Up to that point other mitigation was suggested during community meetings but not accepted by the neighbors. FDOT indicated they are willing to take a look at it once the project is in place for a year. It is not FDOT practice to apply impact windows as mitigation. The concept was not favorably received. Typical mitigation is a barrier wall and landscaping. FDOT installation of walls along the highways are not sound barriers. Niederriter explained that the ramp traffic is above the wall height. Alarcon indicated that FDOT is willing to provide landscaping.

Commissioner McKinzie advised that he is in constant communication with Niederriter. He asked Niederriter to be more pleasant to the community center director when the neighborhood is holding meetings in the center.

**CIT-3 15-0298** DYLAN M. LAGI - One Stop Shop Land in Flagler Village Neighborhood

Dylan Lagi of Flagler Village played a video to introduce the #OurNextPark idea for a park at 301 North Andrews Avenue (One Stop Shop), which was made part of the record. He said that more information can be accessed at [www.ournextpark.org](http://www.ournextpark.org)

## RESOLUTIONS

**R-1 15-0091** QUASI-JUDICIAL - Resolution approving New Prime Land Plat - New Prime Land, LLC. - 1300 SE 17 Street - Case No. PL14011

All individuals wishing to speak on this matter were sworn in.

Members of the Commission announced with whom they had spoken and/or site visits made concerning this matter.

The City Clerk announced the backup materials and agenda should reflect the address of 1300 SE 18 Street.

Mayor Seiler reviewed the procedure for the public hearing and opened the floor for public comment.

In response to Vice-Mayor Rogers, Jerry McLaughlin of McLaughlin Engineering Company, representing the Applicant, said the west boundary of the new plat is unchanged. The long-term purpose is to develop this site. There are several access easements by several documents; not by plat. He responded to Vice-Mayor Rogers' question about the southern portion of the plat and east/west easement or potential

easement. There is a separate recorded easement. The document indicates it is for an access road. Access to Cordova Road was provided. There are no easements in the plat. Access is on the perimeter. McLaughlin responded to further clarifying questions of Vice-Mayor Rogers concerning access points. In response to further question, McLaughlin advised that a 30,000 square foot building would be possible via height. Jenni Morejon, Director of Sustainable Development, advised that the B-1 Zoning District permits a height of up to 150 feet, but there may be restrictions depending on other issues. Vice-Mayor Rogers was concerned about traffic and ingress/egress issues. McLaughlin gave assurance that the issue would be addressed at the site plan level.

There being no other individuals wishing to speak on this matter, a **motion** was made by Commissioner McKinzie and seconded by Vice Mayor Rogers to close the public hearing. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler. NAYS: None.

Commissioner Trantalis introduced the resolution, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**R-2 15-0110** QUASI-JUDICIAL - Resolution approving Jacob's Hammock Plat - Northeast corner of SW 15 Avenue and SW 31 Court - McElliot Development, Inc. - Case No. PL14009

All individuals wishing to speak on this matter were sworn in.

Members of the Commission announced with whom they had spoken and/or site visits made concerning this matter.

Mayor Seiler opened the floor for public comment.

Raymond Cox, no address provided, supported the item.

In response to Vice-Mayor Rogers, Jerry McLaughlin of McLaughlin Engineering Company, representing the Applicant, said six units are planned. It is zoned RD-15.

There being no other individuals wishing to speak on this matter, a **motion** was made by Commissioner Trantalis and seconded by Vice-Mayor Rogers to close the public hearing. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler. NAYS: None.

Commissioner Trantalis introduced the resolution, which was read by title only.

**ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

## MOTIONS

**15-0324** WALK-ON MOTION – Review of Recreational Design and Construction, Inc. Proposed Increase to Guaranteed Maximum Price for Aquatic Center Renovation Cost Estimate - Atkins North America, Inc. – not to exceed \$10,200 – Task Order and Review of Value Engineering Options

Commissioner Trantalis asked about the funding source. Emilie Smith, Budget Manager, advised it would be charged to the Community Redevelopment Agency operating fund.

Mayor Seiler opened the floor for public comment.

Raymond Cox, no address provided, pointed out that these funds could be used to provide public restrooms for the poor.

There being no one else wishing to speak, a motion was adopted closing the public hearing.

**Motion** made by Commissioner Roberts and seconded by Commissioner McKinzie to approve the item as recommended.

### APPROVED

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

## RESOLUTIONS

**R-3 15-0267** Transportation Alternative Program (TAP) Application Selection

Transportation and Mobility Director Diana Alarcon explained that two proposals were selected to be awarded, however, only one can be advanced.

Vice-Mayor Rogers and Commissioner Roberts provided background on both proposals further described in Commission Agenda Memorandum 15-0267 (Cordova Road for District IV and Bayview Drive for District I).

In response to Mayor Seiler, Commissioner Roberts said the Bayview project requires a larger funding commitment from the City but not by much. He provided more detail on funding matters. Further discussion ensued as to the merits of both proposals from traffic impact and safety aspects as well as funding. Transportation and Mobility Director Diana Alarcon advised that Community Investment Plan (CIP) funding is in 2018-2019 for Bayview, therefore it would need to be moved forward for the City's match covering design. Commissioner Roberts noted there is no funding set for Cordova. Alarcon explained items that could be trimmed from the Bayview project if necessary. Mayor Seiler pointed out the merits of choosing Cordova that has a better chance of getting completed. He believed there is funding set aside for Cordova. Commissioner Roberts indicated that the neighborhoods, especially Coral Ridge Country Club Estates, are looking for the Bayview project to come through. Not everything has to be done. A point was raised about responsibility for sidewalk construction and sidewalks being part of the Bayview project. Discussion ensued about the merits of each project with respect to safety. Mayor

Seiler favored Cordova. Commissioner Roberts noted a greater distance could be accomplished with Bayview.

Commissioner Trantalis pointed out that if one is chosen, the other can still be resubmitted in the future. Alarcon concurred and went on to respond to additional questions of Commissioner Trantalis. She indicated that dollars are needed to move either project forward. Bayview requires more. Grant opportunities would be sought, diminish the total project or request General Fund funding. Every year different projects are presented and the competition changes thus it would depend on what other projects are presented as to which one of these projects would have the best chance next year. Commissioner McKinzie felt the obvious answer is which one costs the least that can be completed the quickest. Commissioner Roberts felt because this is the third submittal for Bayview and it has finally ranked in the running, it is the time to go with it. Cordova ranked in the running this first time. Commissioner Trantalis pointed out that with that thinking, one would think Cordova would more likely rank high enough next year. In response to Mayor Seiler, Commissioner Roberts indicated Bayview could be trimmed back a little and additional grants be pursued in the future. Mayor Seiler favored Cordova because it is ranked lower and the project can be completed for less funding from the City than Bayview. He cited other major project funding challenges on the horizon. Commissioner Roberts felt such thinking kills the Bayview project altogether because of those challenges. Vice Mayor Rogers felt there will be an increased revenue stream because of anticipated increased property values. He felt Cordova has the biggest bang for the buck and it can be funded. He emphasized safety attributes.

Mayor Seiler opened the floor for public comment.

Raymond Cox, no address provided, advocated for public restrooms for the poor and his desire to garner people to boycott the city.

There being no other individuals wishing to speak on this matter, a **motion** was made by Commissioner Trantalis and seconded by Commissioner Roberts to close the public hearing. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler. NAYS: None.

Commissioner Roberts made a motion to introduce a resolution, supporting the Bayview Drive project, which died for lack of a second.

Vice-Mayor Rogers made a **motion** to introduce a resolution, supporting the Cordova Road project. It was seconded by Mayor Seiler after he passed the gavel to the Vice Mayor.

Commissioner Trantalis said they have to consider the feasibility of the project and the chances of the project not approved tonight being approved at a later date. He believed the Cordova project is more likely to be completed based on funding access. Bayview may not get another chance because it has already had three chances. Also, he noted that Commissioner Roberts has indicated Bayview can be scaled down so that the cost will be the same. Alarcon confirmed that if the Bayview project is scaled down, it would still cost more than Cordova. Commissioner McKinzie noted that the economics favor Cordova.

The resolution was read by its title.

**ADOPTED**

**Aye:** 4 – Vice-Mayor Rogers, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**Nay:** 1 – Commissioner Roberts



WALK-ON RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA NOMINATING MAYOR JOHN P. "JACK" SEILER FOR APPOINTMENT TO SERVE ON THE FLORIDA MUNICIPAL INVESTMENT TRUST BOARD OF TRUSTEES

Mayor Seiler opened the floor for public comment.

Raymond Cox, no address provided, urged something productive be chosen. He went on to discuss civil rights.

There being no other individuals wishing to speak on this matter, a **motion** was made by Commissioner Trantalis and seconded by Commissioner Roberts to close the public hearing. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler. NAYS: None.

Commissioner Trantalis introduced the resolution, which was read by title only.

**APPROVED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**R-4 15-0240 Appointment of City Board and Committee Members**

Mayor Seiler opened the floor for public comment.

Raymond Cox, no address provided, advocated for homeless representation on boards and committees. He wanted an investigation into violation of human rights.

There being no one else wishing to speak, a motion was adopted closing the public hearing.

The City Clerk announced the appointees/re-appointees who were the subjects of this resolution:

- |                                     |   |
|-------------------------------------|---|
| Beach Business Improvement District | Madeline Clark (Consensus; Beach Place Towers, Marriott Ownership Resorts, Inc.)  |
| Beach Redevelopment Advisory Board  | Tim Schiavone (Commissioner McKinzie)   |
| Community Services Board            | Nicholas Gattozzi (Commissioner Trantalis)  |
| Education Advisory Board            | Gregory Boardmen (Vice-Mayor Rogers)<br>Maureen S. Dinnen (Vice-Mayor Rogers)<br>Ciara L. Bostick (Commissioner Roberts)<br>Austin Edward Scott (Commissioner Roberts)<br>Rochelle Horowitz (Commissioner Trantalis)      |
| Marine Advisory Board               | St. George Guardabassi (Mayor Seiler)<br>Frank Herhold (Mayor Seiler)<br>Jim Welch (Vice-Mayor Rogers)<br>James Batchelor (Commissioner Roberts)<br>Joe Cain (Commissioner Roberts)<br>John Holmes (Commissioner Roberts) |

Robert Dean (Commissioner Trantalis)

Jack Newton (Commissioner Trantalis)

Sustainability Advisory Board

Lawrence Clark (Commissioner Roberts)

Lance Cutrer (Commissioner Roberts)

Commissioner Trantalis introduced the resolution, which was read by title only.

#### **ADOPTED**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

#### **ORDINANCES**

Mayor Seiler announced an ordinance concerning the City's backflow prevention program was advertised for this meeting, but will be presented on March 17, 2015.

A **motion** was made by Commissioner Roberts and seconded by Vice Mayor Rogers to defer consideration of the ordinance concerning the City's backflow prevention program to March 17, 2015. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler. NAYS: None.

#### **DEFERRED TO MARCH 17, 2015**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**O-1 15-0105** Second Reading of Ordinance Amending Unified Land Development Regulations Regarding the Siting and Operations of Social Service Facilities - Case No. T14007

Mayor Seiler opened the floor for public comment.

Casey Cooper, no address provided, pointed out that there are food trucks on Riverwalk with no public restrooms in the vicinity yet nothing is being done for the homeless. He went on to speak about police brutality.

Marshall Schniper, 2727 North Andrews Avenue, advocated for the homeless. He spoke about police public relations. He did not think feeding of the homeless could be discontinued until housing them is initiated and social services is more accessible. He suggested a penny tax on alcohol. He believed there is wrong information associated with feeding programs and public restrooms. He wanted to provide input to the City's staff working on this issue.

Michael Robinson, 5700 NW 27 Court, felt the issue is wrongly framed. The City is imposing limitations on the diverse use of space. He criticized how the City reacted to the police officer that blocked an individual from a public facility. He also discussed his belief that the City is violating human rights. He urged the repeal of related legislation.

Jake Loubriel, representing South Florida Cop Block, opposed the item and those that are related. Injustice and tyranny should be opposed.

Reverend Gail Tapscott of Unitarian Universalist Church of Fort Lauderdale, said she is a Fort Lauderdale resident but her congregation is located in Oakland Paek. She referred to the idea of

scrapping all of these ordinances and starting over. She invited members of the Commission to her church to view a movie related to the homeless issue and discuss it at that time. She stressed the need to get people off the street.

Reverend Craig Watts of Royal Palm Christian Church, Coral Springs, supported changes to the ordinance but not the ones before the Commission tonight. He wanted all laws that discriminate against the homeless eliminated. He made specific mention of outdoor feeding. It is forcing the homeless to become criminals and to have unhappy encounters with the police. It is impossible to justly implement unjust laws.

Reverend Mark Sims of Episcopal Diocese of Southeast Florida, said his congregation is located in Coral Springs but the diocese encompasses the entire county. He urged the Commission to not criminalize homelessness. It is making it near impossible to feed those who are not in a shelter. The shelters are overflowing. Not everyone needs to be in a shelter; some people that need care are the working poor. This ordinance would make it illegal for someone to pick up a sandwich at Stranahan Park. This is not a problem to be solved by the police department.

In response to Mayor Seiler, Sims said there are three Episcopal churches in the city limits. Food is served at all three, and two shelters are operated in Broward County. This proposal remains an issue because they cannot meet the needs of every individual on the streets. In further response, Sims indicated that St. Christopher's is part of the HOPE South Florida network but the other two are not. He agreed there are probably dozens of churches that are not in that network. There are not as many homeless in Coral Springs because the facilities and services are not there. People come to the downtown where the services are. Sims confirmed for Vice-Mayor Rogers that his congregation has a feeding ministry at Stranahan Park, Church of the Intercession, and in their parishes of All Saints Episcopal and Saint Christopher's. They also have a feeding program at the Jubilee Center in Pompano Beach. They pick people up in their van and return them wherever they wish. Vice-Mayor Rogers questioned whether that could be considered a better dynamic than handing out food at Stranahan Park. Sims felt it is only one way to help people. If the Episcopal Diocese would like to feed in Fort Lauderdale, Vice-Mayor Rogers felt they should be part of the Fort Lauderdale solution. Sims indicated that they are not always part of all of the organizations receiving assistance through HOPE South Florida. They do not believe those locations are the only places where people can be cared for. When an individual is released from jail at 4 a.m., he or she has no place to go, so they go where they feel they are safe. There is no single comprehensive solution. As a Christian and a minister, he believes it is his call to care for people where they are and until they can get into a shelter. He responded to Mayor Seiler, indicating that their feeding ministries are not all conducted on the church premises. Sims believed that there are responsibilities that come with being the main city in the county. In response to Vice-Mayor Rogers, Sims indicated he believes that housing should be part of the comprehensive solution. Vice-Mayor Rogers discussed efforts to put together a coalition and that the City is trying to address this in a comprehensive way. He encouraged Sims to contact HOPE South Florida. It would be helpful for Sims to partner with an organization that is working on the downtown because that is where the largest homeless population exists. Sims asked that they not be restricted from helping people who are not in a shelter. Mayor Seiler pointed out that there are more churches than parks. There are more opportunities for feeding in a better, more secure setting under this ordinance. Under the previous zoning laws not every church could feed. He went on to say that there are a lot of people who want to distort this issue. It is not a ban on feeding. It is about feeding through a network that is safe, secure and cleaner. Commissioner Trantalis pointed out that not every church has a ministry to feed the homeless. There are organizations other than churches that want to participate and the City is denying them via the zoning. As to safety, Sims did not think there have been problems with safety or unsafe food.

Mayor Seiler posed questions to Reverend Watts. Watts indicated that they sometimes hosts feedings at the church, but mostly provide groceries. He was not aware of other churches in their network that host feedings in Fort Lauderdale. He did not know how many of the churches in their network are located in

Fort Lauderdale because they are not as connected. Reverend Tapscott indicated that they do not normally host feedings at the church. (Her other comments were inaudible)

Pastor Frank Pontillo, representing REMAR USA, felt the situation is urgent. Criminalizing the homeless makes it more difficult for the ministries to get them back on their feet. He suggested starting over with the ordinances. He read information that was sent to the United States on criminalization of the homeless. He confirmed for Mayor Seiler that his congregation hosts feedings every Sunday. They are in the HOPE South Florida network but do not receive any funding. His church is 5 Avenue Church. Other churches help with supplying food. He explained how the feeding programs help people who are working and saving to get into a residence. They have constraints. When they are pushed out of the downtown at night, it is difficult for them to get to their jobs and there are more tense encounters with the police. Fort Lauderdale has a higher poverty level than other area cities. Because Fort Lauderdale is central, it needs to do more. Discussion touched on the Broward County Homeless Continuum of Care Task Force. Commissioner Roberts pointed out that Miami-Dade assesses a tax for homeless issues. Broward County needs to do the same and address social service care funding. Pontillo agreed. He emphasized the need to stop the criminalization.

Mayor Seiler pointed out that any homeless person arrested anywhere in the county is released in Fort Lauderdale. The County needs to step up and help with funding. Pontillo said there needs to be creative ideas in terms of housing to bridge the gap between the U.S. Department of Housing and Urban Development and the County. He reiterated the desire to stop criminalization and reduce tension in the community.

Charles King, 105 North Victoria Park Road, explained the point is that the City does not want a feeding program at Stranahan Park. He felt some churches are not acting responsibly to their neighborhoods. He appreciated the Commission's efforts.

Jeff Weinberger, no address provided, said that City's code allows for speakers to have three minutes to speak. He suggested rescinding all food-sharing restrictions. He felt the proposed ordinance is meaningless. This has led to the City being sued with a cost he estimated to be around \$1 million. Some people want to comply with the ordinance and when they pursued answers, they have had no response from City staff.

There being no other individuals wishing to speak on this matter, a motion was made by Commissioner McKinzie and seconded by Commissioner Roberts to close the public hearing. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler. NAYS: None.

Vice-Mayor Rogers introduced the ordinance, which was read by title only.

**ADOPTED ON SECOND READING**

**Aye:** 4 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner McKinzie and Mayor Seiler;

**Nay:** 1 – Commissioner Trantalis

**O-2 15-0189** First Reading of Ordinance Amending Ordinance C-13-39 that Vacated a 15-foot Wide Alley Associated with New Mount Olive Baptist Church Expansion

There being no one wishing to speak on this matter, a motion was made by Commissioner Trantalis and seconded by Commissioner McKinzie to close the public hearing. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler.

NAYS: None.

Commissioner Trantalis introduced the ordinance, which was read by title only.

**PASSED FIRST READING**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

**O-3 15-0316** First Reading of Ordinance Establishing Number of Members for Marine Advisory Board and Parks, Recreation and Beaches Advisory Board

There being no one wishing to speak on this matter, a motion was made by Commissioner Trantalis and seconded by Commissioner Roberts to close the public hearing. Roll call showed: AYES: Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler. NAYS: None.

Mayor Seiler felt there should be some nexus between attrition and the expiration of a term. Assistant City Attorney D'Wayne Spence explained that the first part of Section 3 caps the boards at 15 members. It then provides that those members who have been dually appointed but exceed that cap may remain on the board until their terms of appointment expire or they are removed from office. Commissioner Trantalis noted that they cannot be reappointed if the number of appointed board members is 15 or greater. Spence concurred, explaining the cap is at 15 and there is a provision for those members that exceed the 15 to remain on the board until their current terms of appointment expire or they are removed for cause.

Mayor Seiler suggested language to say that no person shall be appointed to fulfill the unexpired term of office of a member if the number of board members is 15 or greater. Attrition would be a member resigning, being removed or exhausting his or her term. The City Clerk asked whether hold-overs have been addressed in the ordinance. Spence indicated in the past hold-overs have been considered appointed until they are replaced, but in this case they are not replaced. This point needs to be addressed. The City Attorney advised that it should be corrected this evening or brought back to another first reading. She wanted more information about hold-overs.

**Motion** made by Commissioner Roberts and seconded by Vice-Mayor Rogers to defer the item to March 17, 2015.

**DEFERRED TO MARCH 17, 2015**

**Aye:** 5 – Vice-Mayor Rogers, Commissioner Roberts, Commissioner Trantalis, Commissioner McKinzie and Mayor Seiler

There being no other matters to come before the Commission, the meeting was adjourned at 11:11 p.m.

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John P. "Jack" Seiler  
Mayor

ATTEST:

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Jonda K. Joseph  
City Clerk