

City of Fort Lauderdale

City Commission Regular Meeting

Agenda

Tuesday, December 3, 2019 - 6:00 PM

City Commission Chambers

***City Hall
100 North Andrews Avenue
Fort Lauderdale, FL 33301
www.fortlauderdale.gov***



FORT LAUDERDALE CITY COMMISSION

***DEAN J. TRANTALIS Mayor
ROBERT L. McKINZIE Vice Mayor - Commissioner - District III
HEATHER MORAITIS Commissioner - District I
STEVEN GLASSMAN Commissioner - District II
BEN SORENSEN Commissioner - District IV***

***CHRIS LAGERBLOOM, City Manager
JOHN HERBST, City Auditor
JEFFREY A. MODARELLI, City Clerk
ALAIN E. BOILEAU, City Attorney***

Invocation**Pledge of Allegiance****ROLL CALL****Approval of MINUTES and Agenda**

[19-1209](#) Meeting Minutes for November 5, 2019 Commission Regular Meeting and November 19, 2019 Commission Legislative Delegation Workshop - (Commission Districts 1, 2, 3 and 4)

Attachments: [November 5, 2019 Commission Regular Meeting](#)
[November 19, 2019 Commission Legislative Delegation Workshop](#)

PRESENTATIONS

- PRES-1** [19-1153](#) NW Second Avenue Tank Restoration - Sherwin-Williams Impact Award - (Commission Districts 1, 2, 3 and 4)
- PRES-2** [19-1177](#) Proclamation declaring December 3, 2019 as Rick Case Bikes for Kids Day in the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)
- PRES-3** [19-1205](#) Proclamation declaring December 3, 2019 as AMIkids Greater Fort Lauderdale 50th Anniversary Day in the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)
- PRES-4** [19-1154](#) Presentation - Donation to Susan G. Komen Miami/Fort Lauderdale Foundation - Proceeds from Fort Lauderdale Executive Airport's "Fly Pink" Raffle for a Cure - (Commission Districts 1, 2, 3 and 4)
- PRES-5** [19-1077](#) Recognition - Engineering Services Division Employee Omar Castellon - 2019 Government Engineer of the Year Award - Florida Engineering Society - (Commission Districts 1, 2, 3 and 4)

CONSENT AGENDA PUBLIC COMMENT**CONSENT AGENDA**

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion on which members of the public will be given three (3) minutes to speak prior to its approval. An item may be removed from the Consent Agenda and considered separately if discussion is desired by any City Commissioner or charter officer.

CONSENT MOTION

- CM-1** [19-1128](#) Motion Approving an Event Agreement with March for Marsh, Inc. for March for Marsh Benefit Walk - (Commission District 2)

Attachments: [Commission Agenda Memo 19-1128](#)
[Exhibit 1 – March for Marsh Benefit Walk Application](#)
[Exhibit 1a – March for Marsh Benefit Walk Site Plan](#)
[Exhibit 1b - March for Marsh Benefit Walk Agreement](#)
[Exhibit 2 – December 2019 Special Event Calendar](#)

CM-2 [19-1127](#) Motion Approving Event Agreements and Related Road Closures: Sailboat Bend Block Party/Broker's Open, 33rd Street Super Fest, MMRF Team for Cures 5K Walk/Run and Holiday in Sistrunk (5th Annual) - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo #19-1127](#)
[Exhibit 1 – Sailboat Bend Block Party/Broker's Open Application](#)
[Exhibit 1a – Sailboat Bend Block Party/Broker's Open Site Plan](#)
[Exhibit 1b - Sailboat Bend Block Party Broker's Open Agreement](#)
[Exhibit 2 – 33rd Street Super Fest Application](#)
[Exhibit 2a – 33rd Street Super Fest Site Plan](#)
[Exhibit 2b- 33rd Street Super Fest Agreement](#)
[Exhibit 3 – MMRF Team for Cures 5K Walk/Run Application](#)
[Exhibit 3a – MMRF Team for Cures 5K Walk/Run Site Plan](#)
[Exhibit 3b – MMRF Team for Cures 5K Walk/Run Race Route](#)
[Exhibit 3c - MMRF Team for Cures 5K Walk Run Agreement](#)
[Exhibit 4 – Holiday in Sistrunk \(5th Annual\) Application](#)
[Exhibit 4a – Holiday in Sistrunk \(5th Annual\) Site Plan](#)
[Exhibit 4b - Holiday in Sistrunk \(5th Annual\) Agreement](#)
[Exhibit 5 – December 2019 Special Event Calendar](#)
[Exhibit 6 – January 2020 Special Event Calendar](#)
[Exhibit 7 – February 2020 Special Event Calendar](#)
[Exhibit 8 – March 2020 Special Event Calendar](#)

CM-3 [19-1186](#) Motion Approving Lease Amendment with Walnut Street Capital, LLC for Property Located 521 NE 4 Avenue - (Commission District 2)

Attachments: [Commission Agenda Memo 19-1186](#)
[Exhibit 1- Lease Amendment](#)

CM-4 [19-1132](#) Motion Approving a Dockage Facility Usage Agreement with Winterfest, Inc. for the 2019 Winterfest Boat Parade - (Commission Districts 2 and 4)

Attachments: [Commission Agenda Memo 19-1132](#)
[Exhibit 1- Dock Facility Use Agreement](#)
[Exhibit 2 - Winterfest 2019 Staging Map](#)

CM-5 [19-1073](#) Motion Accepting FY2019 Florida Department of Transportation Grant - \$45,360 - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 19-1073](#)

[Exhibit 1 - Department of Transportation Contract](#)

- CM-6** [19-1161](#) Motion Approving One-Year Agreement with the School Board of Broward County, Florida for School Resource Officer Program - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 19-1161](#)

[Exhibit 1 - 2019-2020 SRO Program Agreement \(Proposed Draft\)](#)

- CM-7** [19-1107](#) Motion Authorizing Execution of a Revocable License with New River III, LLC for a Temporary Right-of-Way Closure on SW 5th Street, SW 1st Avenue, and 14-foot Alley, in Association with the New River Yacht Club III Development Located at 416 SW 1st Avenue - (Commission District 4)

Attachments: [Commission Agenda Memo 19-1107](#)

[Exhibit 1 - Location Map](#)

[Exhibit 2 - License Area](#)

[Exhibit 3 - Detour Plan](#)

[Exhibit 4 - Revocable License](#)

- CM-8** [19-1134](#) Motion Authorizing Execution of 1) A Revocable License Agreement between BR ArchCo Flagler Village, LLC, Broward County and the City of Fort Lauderdale for the Installation and Maintenance of Improvements on North Andrews Avenue in Association with the "ArchCo Metropolitan" Project Located at 500 North Andrews Avenue; and 2) An Agreement Ancillary to Revocable License Agreement, Between BR ArchCo Flagler Village, LLC and the City of Fort Lauderdale - (Commission District 2)

Attachments: [Commission Agenda Memo 19-1134](#)

[Exhibit 1 - Location Map](#)

[Exhibit 2 - Tri-Party RLA](#)

[Exhibit 3 - AARLA](#)

- CM-9** [19-1135](#) Motion Authorizing Execution of 1) A Revocable License Agreement between Elevate One River LLC, Broward County and the City of Fort Lauderdale for the Installation and Maintenance of Improvements on South Andrews Avenue in Association with the "Elevate One River" Project Located at 4 West Las Olas Boulevard; and 2) An Agreement Ancillary to Revocable License Agreement, Between Elevate One River LLC and the City of Fort Lauderdale - (Commission District 4)

Attachments: [Commission Agenda Memo 19-1135](#)

[Exhibit 1 - Location Map](#)

[Exhibit 2 - Tri-Party RLA](#)

[Exhibit 3 - AARLA](#)

- CM-10** [19-1155](#) Motion Authorizing Execution of the First Amendment to a Revocable License with 1031 Seminole Drive, LLC, for Temporary Right-of-Way

Closures on Seminole Drive and NE 11th Street Associated with the Belmont Village Project Located at 1031 Seminole Drive - (Commission District 1)

Attachments: [Commission Agenda Memo 19-1155](#)
[Exhibit 1 - Original Executed Revocable License](#)
[Exhibit 2 - First Amendment](#)

CONSENT RESOLUTION

CR-1 [19-1095](#) Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2020 - Appropriation - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 19-1095](#)
[Exhibit 1 - Resolution](#)

CR-2 [19-1174](#) Resolution Ratifying a Collective Bargaining Agreement with the Federation of Public Employees, a Division of National Federation of Public and Private Employees, AFL-CIO, effective December 3, 2019 through September 30, 2022 - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 19-1174](#)
[Exhibit 1 - Significant Changes to the Federation Contract](#)
[Exhibit 2 - Tentative Agreement with Federation of Public Employees, a Division](#)
[Exhibit 3 - Resolution](#)

CR-3 [19-0894](#) Resolution Authorizing the City Manager to Execute a Community Aesthetic Feature Agreement Approving the Painting of a Mural Art Project on the Westin Hotel Pedestrian Bridge Located at 321 N. Fort Lauderdale Beach Boulevard and Authorizing the City Manager to Execute an Assumption of Liability and Hold Harmless Agreement with DiamondRock FL Owner, LLC - (Commission District 2)

Attachments: [Commission Agenda Memo 19-0894](#)
[Exhibit 1 - Location Map](#)
[Exhibit 2 - FDOT Community Aesthetic Feature and Concept Art](#)
[Exhibit 3 - Hold Harmless Agreement](#)
[Exhibit 4 - Resolution](#)

CONSENT PURCHASE

CP-1 [19-0960](#) Motion Approving Contract for Purchase and Installation of Four Lifeguard Towers - Bausch Enterprises, Inc. - \$183,730 - (Commission Districts 2 and 4)

Attachments: [Commission Agenda Memo 19-0960](#)
[Exhibit 1 - Solicitation](#)
[Exhibit 2 - Final Ranking](#)
[Exhibit 3 – Panzer Aluminum Products Proposal](#)
[Exhibit 4 - Bausch Enterprises, Inc. Proposal](#)
[Exhibit 5 - RJ Spencer Construction LLC Proposal](#)
[Exhibit 6 - Bausch Enterprises, Inc. BAFO](#)
[Exhibit 7 - Contract](#)

CP-2 [19-1004](#) Motion Approving Change Order No. 5 for A-13 Sewer Redirection - East of Federal Highway Project - C & W Pipeline, Inc. - \$90,600 - (Commission Districts 2 and 4)

Attachments: [Commission Agenda Memo 19-1004](#)
[Exhibit 1 - Change Order No. 5](#)

CP-3 [19-1143](#) Motion Approving a Contract for George English Park Boat Ramp Renovation Project - Sagaris Corp. - \$991,945 - (Commission District 1)

Attachments: [Commission Agenda Memo 19-1143](#)
[Exhibit 1 - Solicitation](#)
[Exhibit 2 – Bid Tabulation](#)
[Exhibit 3 - Contract](#)

CP-4 [19-1199](#) Motion Approving Increase in Funds to Contract for Stormwater Master Plan Modeling and Design Implementation Continuing Contract -Hazen and Sawyer, P.C. - \$6,700,000 - (Commission District 4)

Attachments: [Commission Agenda Memo 19-1199](#)

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

M-1 [19-1191](#) Motion Approving Rent Abatement for Riverfront Cruise and Anticipation Yacht Charters, LLC for Dockage Agreement - (Commission District 4)

Attachments: [Commission Agenda Memo 19-1191](#)
[Exhibit 1 - Riverfront Cruises and Anticipation Yacht Charters Fee Breakdown r](#)

M-2 [19-1133](#) Motion Approving an Application for a Temporary Beach License and Outdoor Event Agreement and Road Closures with AIDS Healthcare Foundation Disease Management of Florida, Inc. for Florida AIDS Walk & Music Festival - (Commission District 2)

Attachments: [Commission Agenda Memo 19-1133](#)
[Exhibit 1 – Memo #19-076](#)
[Exhibit 2 – Florida AIDS Walk & Music Festival Application](#)
[Exhibit 2a – Florida AIDS Walk & Music Festival Site Plan](#)
[Exhibit 2b - Florida AIDS Walk and Music Festival Agreement](#)
[Exhibit 3 – March 2020 Special Event Calendar](#)

M-3 [19-1148](#) Motion Authorizing Execution of an Amendment to the Declaration Regarding a Maintenance Obligation which will subordinate the City's Declaration to a New Housing and Urban Development (HUD)-Insured Mortgage Loan Against the Developer's Property Where the Declaration Addresses Special Improvements within the Adjacent Public Right-of-Way for NE 4th Avenue and NE 7th Street in Association with the Village Place Development Approval - (Commission District 2)

Attachments: [Commission Agenda Memo 19-1148](#)
[Exhibit 1 – Declaration Regarding Maintenance Obligation](#)
[Exhibit 2 – Amendment to Declaration Regarding Maintenance Obligation](#)

M-4 [19-1160](#) Consideration of a Cost of Living Adjustment for the General Employees Retirement System in the Estimated Amount of \$3,347,751 - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 19-1160](#)
[Exhibit 1 - GERS Letter](#)
[Exhibit 2 – GRS Thirteenth Check Analyses Final](#)
[Exhibit 3 - City of Fort Lauderdale Thirteenth Check Analyses](#)

NEIGHBOR PRESENTATIONS

NP-1 [19-1208](#) Boyd Corbin - Drinking Water from Fiveash - (Commission Districts 1, 2, 3 and 4)

Attachments: [Boyd Corbin Neighbor Presentation Application](#)

RESOLUTIONS

R-1 [19-1187](#) Appointment of Board and Committee Members - (Commission Districts 1, 2, 3 and 4)

Attachments: [Resolution for Appointment](#)

R-2 [19-1063](#) Resolution Approving an Interlocal Agreement (ILA) to Extend the Duration of the Beach Area of the Community Redevelopment Agency (CRA) on a Non-Tax Increment Finance (TIF) Basis for up to Three Years to Allow for the Completion of CRA-Funded Beach Area Projects - (Commission District 2)

Attachments: [Commission Agenda Memo 19-1063](#)

[Exhibit 1 - Interlocal Agreement](#)

[Exhibit 2 - Resolution](#)

- R-3** [19-1105](#) Resolution Authorizing the City of Fort Lauderdale to Enter into a Broward County Redevelopment Program Interlocal Agreement - NE 4th Avenue Complete Street Project - (Commission District 2)

Attachments: [Commission Agenda Memo 19-1105](#)

[Exhibit 1 - Broward Redevelopment Program Application- NE 4th Avenue Comp](#)

[Exhibit 2 - Project Location Map](#)

[Exhibit 3 - Documentation of Funding Match, CAM 19-1105](#)

[Exhibit 4 - Interlocal Agreement](#)

[Exhibit 5 - Resolution](#)

- R-4** [19-1195](#) Resolution Approving the Third Amendment to the Ground Lease Agreement with Las Olas SMI, LLC ("Suntex") for City-owned Property located at 240 East Las Olas Circle - (Commission District 2)

Attachments: [Commission Agenda Memo 19-1195](#)

[Exhibit 1 - Proposed Third Amendment](#)

[Exhibit 2 - Resolution](#)

- R-5** [19-1183](#) Quasi-Judicial Resolution to Approve the Vacation of a Portion of Two Utility and Access Easements located at 640 N. Andrews Avenue - FV Development - Case No. E18021 - (Commission District 2)

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

Attachments: [Commission Agenda Memo 19-1183](#)

[Exhibit 1 - Application, Applicant's Narrative Responses, and Supportive Docum](#)

[Exhibit 2 - Sketch and Legal Description](#)

[Exhibit 3 - Resolution](#)

ORDINANCE FIRST READING

- OFR-1** [19-0977](#) Quasi-Judicial - Ordinance Vacating a Portion of SW 6th Street Right-of-Way located East of the Tarpon River and West of SW 8th Avenue -Edward and Betty Kirwin - Case No. V19003 - (Commission District 4)

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

Attachments: [Commission Agenda Memo #19-0977](#)
[Exhibit 1 - Location Map](#)
[Exhibit 2 - Application, Applicants Narrative Responses, and Supportive Documents](#)
[Exhibit 3 - Sketch and Legal Description](#)
[Exhibit 4 - Planning and Zoning Board Staff Report from September 18, 2019](#)
[Exhibit 5 - Planning and Zoning Board Meeting Minutes from September 18, 2019](#)
[Exhibit 6 - Public Participation Meeting Summary and Affidavit](#)
[Exhibit 7 - Tarpon River Civic Association Letter](#)
[Exhibit 8 - Ordinance](#)

OFR-2 [19-1173](#) Ordinance Amending the Pay Plan of the City of Fort Lauderdale, Florida by Amending the Non-Bargaining Compensation Table and Schedule VI Providing a One Percent General Wage Increase Effective October 6, 2019 (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 19-1173](#)
[Exhibit 1 – Current Non-Bargaining Compensation Table](#)
[Exhibit 2 – Current Pay Schedule VI](#)
[Exhibit 3 - Proposed Non-Bargaining Compensation Table](#)
[Exhibit 4 – Proposed Pay Schedule VI](#)
[Exhibit 5 - Ordinance](#)

ORDINANCE SECOND READING

OSR-1 [19-1196](#) Ordinance Amending Chapter 15, Article V of the Code of Ordinances of the City of Fort Lauderdale - Outdoor Events - to Include Suggested Revisions from the Special Event Working Group - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 19-1196](#)
[Exhibit 1 - Commission Memo 19-052 Special Event Policy Recommendations](#)
[Exhibit 2 - Ordinance](#)

OSR-2 [19-1200](#) Ordinance Amending Section 4(2) of the City of Fort Lauderdale Ordinance No. C-10-48, as Amended by Ordinance No. C-11-37 - Purpose and Duties of the Sustainability Advisory Board - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 19-1200](#)
[Exhibit 1 - Ordinance](#)
[Exhibit 2 – Sustainability Advisory Board Communication to City Commission](#)

OSR-3 [19-1184](#) Ordinance Amending Sections 27-1 and 27-191 of the Code of Ordinances - Certificate of Public Convenience and Necessity - Waiving Requirements for Operators of Rental Cars with Chauffeurs and Sightseeing Vehicles for a National Football League Super Bowl -

(Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 19-1184](#)

[Exhibit 1 - Ordinance](#)

ADJOURNMENT

NOTICE TO MEMBERS OF THE PUBLIC:

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.