

# City of Fort Lauderdale

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



## Meeting Minutes

**Tuesday, September 3, 2019**

**6:00 PM**

**Rescheduled to September 12, 2019 at 6 PM**

**City Commission Chambers**

## **City Commission Regular Meeting**

***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***

**CALL ORDER**

Mayor Trantalis called the meeting to order at 6:38 p.m.

Mayor Trantalis announced this is the convening of the previously scheduled September 3, 2019 Commission Regular Meeting City of Fort Lauderdale. That meeting was rescheduled due to the State of Emergency Declaration previously in effect due to Hurricane Dorian.

**Invocation**

Dr. Patrick Jules, Bethel Evangelical Baptist Church

**Pledge of Allegiance****ROLL CALL**

**Present:** 5 - Commissioner Steven Glassman, Vice Mayor Robert L. McKinzie, Commissioner Ben Sorensen, Commissioner Heather Moraitis and Mayor Dean J. Trantalis

**QUORUM ESTABLISHED**

**Also Present:** City Manager Chris Lagerbloom, City Clerk Jeffrey A. Modarelli, City Attorney Alain E. Boileau, City Auditor John Herbst and Sergeant at Arms Assistant Police Chief Luis Alvarez

**ANNOUNCEMENTS**

Mayor Trantalis made the following Agenda announcements:

Agenda Items Removed:

- CM-4 - Revised Event Agreement and Related Road Closure with Stephen Siller Tunnel to Towers Foundation
- PH-1 - Rezone from RMM-25 to NWRAC-MUw - Anointed by Christ International Christian Center, Inc.
- PH-2 - Ordinance Vacating an Alley Right-of-Way between NW 5th Street and NW 6th Street

Agenda Item Changed:

- CR-1 - Removed Item D, pages 4 and 5, of the memo and also included in the Resolution
- CR-3 - Added additional Attachment - Summary of Changes to Cemetery Rules and Regulations

**Approval of MINUTES and Agenda**[19-0891](#)

Minutes for August 20, 2019 Joint Workshop with Budget Advisory Board and August 20, 2019 Commission Conference Meeting - (Commission Districts 1, 2, 3 and 4)

Discussion ensued on amending the August 20, 2019 Commission Conference Meeting Minutes.

Commissioner Glassman made a motion to approve the Meeting Minutes as amended and the Agenda which was seconded by Vice Mayor McKinzie.

**APPROVED AS AMENDED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**PRESENTATIONS****PRES-** [19-0837](#)**1**

Proclamation declaring September 3, 2019 as Moore Stephens Lovelace CPA Day in the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

Commissioner Sorensen presented a Proclamation declaring September 3, 2019 as Moore Stephens Lovelace CPA and Advisors Day in the City of Fort Lauderdale, reading the Proclamation in its entirety. Michael Gossman of the Moore Stephens Lovelace CPA and Advisors firm accepted the Proclamation.

**PRESENTED****PRES-** [19-0890](#)**2**

Proclamation declaring September 7, 2019 as Big Bad Barbeque Bash (BBBQ) on the River Day in the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

Commissioner Glassman presented a Proclamation declaring September 7, 2019 as Big Bad Barbeque Bash (BBBQ) on the River Day in the City of Fort Lauderdale, reading the Proclamation in its entirety. Genia Ellis, President and Chief Executive Officer of Riverwalk

Fort Lauderdale, Inc., accepted the Proclamation, thanking Mayor Trantalis and the Commission.

**PRESENTED**

**PRES-** [19-0838](#)  
**3**

Proclamation declaring September 3, 2019 as Banyan Air 40th Anniversary Day in the City of Fort Lauderdale - (Commission District 1)

Commissioner Moraitis thanked Banyan Air for its Hurricane Dorian relief efforts in the Bahamas, commenting on related details. She presented a Proclamation declaring September 3, 2019 as Banyan Air 40th Anniversary Day in the City of Fort Lauderdale, reading the Proclamation in its entirety. Don Campion, Owner and President of Banyan Air accepted the Proclamation, thanking Mayor Trantalis and the Commission.

**PRESENTED**

**PRES-** [19-0758](#)  
**4**

Presentation of Certificates to City of Fort Lauderdale Commissioners - Volunteer Income Tax Assistance (VITA) Champions - Hispanic Unity of Florida - (Commission Districts 1, 2, 3 and 4)

**DEFERRED November 19, 2019**

**PRES-** [19-0901](#)  
**5**

Proclamation declaring August 30 - September 2, 2019 as Professional Firefighters Local 765 Fill the Boot Days in the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

**REMOVED FROM AGENDA**

**PRES-** [19-0691](#)  
**6**

City Manager's Office - 35th Consecutive Year Recipient of Distinguished Budget Presentation Award for Fiscal Year 2019 Operating Budget Document from Government Finance Officers Association - (Commission Districts 1, 2, 3 and 4)

City Manager Chris Lagerbloom announced the City was a 35th consecutive year recipient of the Distinguished Budget Presentation Award for the Fiscal Year 2019 Operating Budget awarded by the Government Finance Officers Association. Laura Reece, Budget Director, accepted the Award.

**PRESENTED**

**CONSENT AGENDA PUBLIC COMMENT**

Mayor Trantalis announced the following item was pulled by members of the Commission for separate discussion:

Commissioner Glassman: CM-1

Mayor Trantalis recognized Bill Scherer, 1320 Poinciana Drive. Mayor Trantalis explained details associated with item CR-2. Mr. Scherer spoke in opposition to item CR-2, explaining his position regarding his dock and boat lift.

Mayor Trantalis recognized John Rodstrom, III, on behalf of Mr. Scherer. Mr. Rodstrom discussed several provisions in this Ordinance, expounding on details. He recommended waiving the dock permit application fees for docks along Cordova Road and other provisions.

In response to Mayor Trantalis' question, City Manager Chris Lagerbloom stated this item puts a process in place prior to seawall replacement projects, allowing the subsequent construction of new docks adjacent to the new seawall. City Manager Lagerbloom confirmed existing dock owners must remove docks to allow higher seawall replacement. Afterwards, an upland property owner could apply for a new dock permit to reestablish a new dock connection to the new seawall. Mayor Trantalis said that Cordova Road homeowners had requested the seawall be raised due to flooding.

Mayor Trantalis asked Mr. Scherer how to circumvent the impact on his property while addressing the necessity to raise seawalls. Mr. Scherer commented on his perspective regarding whether the raising of seawalls is a necessity, noting the City is not funding the seawall project and the assertion of regulations not enforced for fifty years.

In response to Mayor Trantalis' comments regarding flooding, Mr. Scherer commented on the need for proper sewer and drainage. Further comment ensued on possible future challenges, property rights and the financial impact to Mr. Scherer and Cordova Road property owners.

Commissioner Sorensen noted that only upland property owners could apply for a dock permit. Mr. Scherer stated this has been the policy for 30 years, commenting on permits granted by the City for improvements made to his dock, associated costs and costs to replace the dock after a new seawall is constructed. Further comment and discussion ensued on the consequences of raising the seawall.

City Attorney Alain Boileau said the legal issues raised by Mr. Scherer have been reviewed, expounding on details. He said dock permits are revocable, expounding on related details. There are no property rights to these docks. Mr. Scherer expounded on his perspective. Further

comment and discussion ensued.

In response to Vice Mayor McKinzie's question, Mr. Scherer explained information related to relocating his vessel, confirming his ongoing efforts with the City. Mr. Scherer explained the financial impact of this action on upland property values. Further comment and discussion ensued on the request of area property owners to address flooding in this area. Mr. Scherer commented on notification to upland property owners.

In response to City Manager Lagerbloom's request for input on the public process for this item, Dr. Nancy Gassman, Assistant Public Works Director - Sustainability, noted the three issues involved; the seawall project; the fees associated with dock Ordinance; and the dock Ordinance. She explained details regarding a small focus group from the Rio Vista neighborhood in the December 2018 - January 2019 timeframe discussing the dock Ordinance. Dr. Gassman expounded on other discussions on these topics, stating that conversations regarding Cordova Road began in 2016 Commission Meetings.

Commissioner Sorensen asked about Cordova Road residents being involved in these discussions. Dr. Gassman reiterated these discussions have been ongoing for multiple years, expounding on related details. Further comment ensued on stakeholder participation. Vice Mayor McKinzie commented on his perspective. Dr. Gassman noted that Cordova Road provides access to the Rio Vista Neighborhood, stating that flooding along Cordova Road could not be rectified unless the seawalls are raised, expounding on related concerns.

In response to Vice Mayor McKinzie's question, Dr. Gassman said that approximately 2,200 linear feet of seawall would be improved, expounding on the improvement and what would occur without raising the seawall.

In response to Mayor Trantalis' question, City Attorney Boileau confirmed the dock permits are a revocable license. Further comment and discussion ensued. Commissioner Sorensen noted that this area is one which is most impacted by King Tides. Dr. Gassman noted the seawall elevation along Cordova Road between 7th Street and 12th Street, confirming the roadway was flooded during the recent King Tides. Commissioner Sorensen commented that if the seawalls are not addressed, the public safety hazard will persist. Dr. Gassman said the City, under its own Regulations, is required to raise the seawall.

## **CONSENT AGENDA**

**CONSENT MOTION**

**CM-1**    [19-0809](#)    Motion Approving Event Agreements: Back Yard BBQ (Jerk Festival), Walk MS Fort Lauderdale and Community Farmer's Market of South Florida - (Commission Districts 1 and 2)

Commissioner Glassman requested additional information regarding an event included in this item, noting his position regarding event timeline approvals, fees and backup information. He noted a recent condominium neighbor complaint regarding an event held at D.C. Alexander Park.

Phil Thornburg, Director of Parks and Recreation, addressed Commissioner Glassman's questions, stating neighborhoods are invited to Parks and Recreation Department Meetings. Efforts are ongoing to address the timeliness of event request submissions. Mr. Thornburg confirmed he would address the fee amount.

Commissioner Glassman made a motion to approve this item and was seconded by Commissioner Moraitis.

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**Approval of the Consent Agenda**

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

**Approve the Consent Agenda**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**CM-2**    [19-0813](#)    Motion Approving Event Agreements and Related Road Closures: 7th Annual Fort Lauderdale Shamrock Run, Merrill Lynch Bull Run, 6th Annual Fort Lauderdale Jingle Bell Jog and 13th Annual 13.1 Fort Lauderdale Half Marathon & Veterans Day 5K - (Commission Districts 2 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**CM-3**    [19-0812](#)    Motion Approving Event Agreements and Related Road Closures: A Sizzling Mid-Summer Soiree Benefitting Our 4-Legged Friends, Gulf Stream Brewing Company 1-Year Anniversary, 4:30 Boardroom Bar

6th Anniversary Car/Truck Show, MASS District Events and 1st Christian Book Fair Broward County - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CM-4**   [19-0878](#)   Motion to Approving a Revised Event Agreement and Related Road Closure with Stephen Siller Tunnel to Towers Foundation Inc. for the Stephen Siller Tunnel to Towers 5K Run - (Commission District 4)

**REMOVED FROM AGENDA**

- CM-5**   [19-0839](#)   Motion Accepting Grant HL110 from the State of Florida Department of Economic Opportunity (DEO) to Provide Rapid Rehousing Financial Assistance for Persons and Families Experiencing Homelessness in Fort Lauderdale in the Amount of \$250,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CM-6**   [19-0854](#)   Motion Authorizing Purchase of Workers' Compensation Insurance - Colony Insurance Company - \$401,195 - (Commission Districts 1, 2, 3, and 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CM-7**   [19-0825](#)   Motion Approving a Dock Use Agreement with Rubber Duck Holdings, Inc. d/b/a/yachtsalesinternational.com from October 1, 2019 to September 30, 2020 - (Commission District 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CM-8**   [19-0670](#)   Motion Approving Memorandum of Understanding Between Broward County Regarding Collaborative Study and Subsequent Development of an Integrated Solid Waste and Recycling System - (Commission Districts 1, 2, 3 and 4)

**APPROVED**



**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CM-9**    [19-0810](#)    Motion Approving the First Amendment to the Subrecipient Agreement with the Broward Metropolitan Planning Organization for Downtown Fort Lauderdale Mobility Hub Project to Extend the Term of the Agreement for One Year - (Commission District 2)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

## CONSENT RESOLUTION

- CR-1**    [19-0833](#)    Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2019 - Appropriation - (Commission Districts 1, 2, 3, and 4)

**ADOPTED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CR-2**    [19-0267](#)    Resolution Establishing Application Fees for Dock Permits Issued under Section 8-144 Private Use of Public Property Abutting Waterways - (Commission Districts 1, 2, 3 and 4)

City Attorney Boileau confirmed this item only addresses dock permit fees. City Manager Lagerbloom said this item does not impact the seawall replacement. Vice Mayor McKinzie commented on his perspective, expounding on details. Further comment and discussion ensued. Commissioner Sorensen suggested deferring OSR-3 included in this Agenda to allow for additional public engagement. Mayor Trantalis commented on the previous direction given to Staff regarding flood mitigation throughout the City, expounding on the flooding situation along Cordova Road.

Commissioner Sorensen made a motion to defer this item to the October 2, 2019 Commission Regular Meeting and was seconded by Vice Mayor McKinzie.

**DEFERRED to October 2, 2019**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CR-3**    [19-0757](#)    Resolution Approving Amendments to City's Municipal Cemetery System Rules and Regulations - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CR-4**    [19-0818](#)    Resolution Authorizing the Acceptance of Grant Funds, Authorizing the City Manager to Negotiate the Terms and Conditions of a Grant Agreement with the Federal Aviation Administration, and Authorizing the Execution of a Grant Agreement with the Federal Aviation Administration for Construction of Taxiway Foxtrot Relocation Project at Fort Lauderdale Executive Airport - \$5,205,625 - (Commission District 1)

**ADOPTED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CR-5**    [19-0903](#)    Resolution Waiving the Competitive Solicitation and Selection Processes Contained in the Procurement Ordinance for Procuring the Services of an Architect in Connection with the Development of a Community Center at the Site of the Former Lockhart and Fort Lauderdale Stadiums - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

## CONSENT PURCHASE

- CP-1**    [19-0496](#)    Motion Approving Contract for the Modifications to Pump Station D-38 Project - Hinterland Group Inc. - \$662,960 - (Commission District 2)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CP-2**    [19-0594](#)    Motion Approving Second Amendment and Increase in Funds to Contract for Fleet Maintenance and Management Services and Central Warehouse - First Vehicle Services, Inc. - \$2,000,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

- CP-3**    [19-0723](#)    Motion Approving Contract for the Rehabilitation of the George T. Lohmeyer Wastewater Treatment Plant Pre-stressed Concrete

Cylinder Pipe - Lanzo Construction Co., Florida - \$3,998,000 -  
(Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**CP-4**    [19-0760](#)

Motion Approving Contracts for Annual Sewer Repairs and Replacement - Various Contractors - \$2,000,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**CP-5**    [19-0795](#)

Motion Terminating for Convenience Port Condo Large Water Main Improvements Contract - Sun-Up Enterprises, Inc. - (Commission District 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**CP-6**    [19-0814](#)

Motion Approving Increase in Funds to Contracts for Wastewater Conveyance System Long-Term Rehabilitation - Various Contractors - \$3,541,122 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**CP-7**    [19-0823](#)

Motion Approving Contract for Purchase of Fire Boat Maintenance - Yacht Management South Florida, Inc. - \$139,976.74 (estimated one-year total) - (Commission Districts 1, 2 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**CP-8**    [19-0777](#)

Motion Approving Contract for Construction of the Downtown Fort Lauderdale Mobility Hub Streetscape Improvements Project - Continental Construction USA, LLC - \$2,359,635.67 - (Commission District 2)

**APPROVED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**NEIGHBOR PRESENTATIONS**

**NP-1**    [19-0883](#)            Kelly Charles - Plastic ordinances and resolutions of support - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Kelly Charles, resident and volunteer with the Non-Profit Surf Rider Foundation. Ms. Kelly gave a Neighbor Presentation regarding support of Ordinances that move away from single use plastics, expounding on related details. She thanked the City for their efforts on this topic, expounding on additional efforts that could be taken on City properties and at events held on City properties. Further comment and discussion ensued on this topic.

**RECEIVED**

**NP-2**    [19-0884](#)            Dennis Ulmer - Remembering September 11th, 2001 - (Commission Districts 1, 2, 3 and 4)

**NOT PRESENT**

**NP-3**    [19-0885](#)            Colleen Lockwood/Carol Lopez-Rios - Bridge 2 Life and its launch ceremony at Museum of Discovery and Science in October - (Commission District 2)

Colleen Lockwood gave a Neighbor Presentation on Broward County's local college access network initiative entitled Bridge 2 Life and the launch ceremony at the Museum of Discovery and Science in October. Ms. Lockwood narrated a slide presentation, expounding on details of the education initiative to pursue improvements in the education systems, expounding on details.

In response to Commissioner Glassman's questions regarding the availability of funds for education programs at the discretion of the Chief Education Officer, City Manager Lagerbloom explained it would require dedicated funding approved by Commission. There is no current dedicated funding in an individual budget within the Office of the Chief Education Officer. He expounded on funding for these types of education initiatives. City Manager Lagerbloom confirmed there is an application process in place, explaining details.

**RECEIVED**

**NP-4**    [19-0886](#)            Robert Walsh - Employee Severance - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Robert Walsh, 401 East Las Olas Boulevard. Mr. Walsh gave a Neighbor Presentation on Employee Severance,

expounding on details related to a former employee in the Office of the City Commission and staffing costs. City Manager Lagerbloom confirmed details regarding this personnel matter, confirming policy was followed.

**RECEIVED**

## RESOLUTIONS

### R-1 [19-0858](#)

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

City Clerk Jeffrey Modarelli read the names of the Board and Committee nominees for appointment and/or reappointment and vacancies at the September 17, 2019 Commission Regular Meeting. Brief discussion ensued on appointments to be made by Commissioner Sorensen and Vice Mayor McKinzie for the Historic Preservation Board (HPB) and Transportation Management Association (TMA). It was confirmed that Vice Mayor McKinzie would make the appointment to the HPB and Commissioner Sorensen would be appointed to the TMA.

In response to Commissioner Glassman's question regarding who resigned from Historic Preservation Board, City Clerk Modarelli confirmed Jason Wetherington.

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

***A copy of the list of Board and Committee appointees and terms is attached to these minutes.***

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

**ADOPTED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

### R-2 [19-0902](#)

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

Mayor Trantalis recognized Robert Walsh, 401 East Las Olas Boulevard. Mr. Walsh commented on the positive performance and professionalism of City Clerk Jeffrey Modarelli and his Staff, noting his support of a salary increase.

Mayor Trantalis recognized Charles King, 105 N. Victoria Park Road.

Mr. King discussed his support of City Clerk Modarelli and a salary increase.

Commissioner Sorensen recommended increasing the annual compensation for the position of City Clerk to \$145,000 - \$150,000. Comment and discussion ensued on the compensation data for other Broward County City Clerks.

Commissioner Sorensen introduced a Resolution approving a merit salary adjustment to the amount of \$150,000 for City Clerk Modarelli which was read by title only.

#### **ADOPTED**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

### **PUBLIC HEARINGS**

#### **PH-1**    [19-0429](#)

Quasi-Judicial - Ordinance - Rezone from Residential Midrise Multifamily/Medium-High Density (RMM-25) to Northwest RAC Mixed-Use west (NWRAC-MUw) - City of Fort Lauderdale / Anointed by Christ International Christian Center, Inc. / 220145, LLC. / URBANO 500, LLC. / Sistrunk 2245, LLC. - 501 NW 7th Street - Case No. Z19001 - (Commission District 3)

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.

#### **REMOVED FROM AGENDA**

#### **PH-2**    [19-0480](#)

Quasi-Judicial Ordinance Vacating an Alley Right-of-Way Located between and perpendicular to NW 5th Street and NW 6th Street - 501 NW 7th Avenue - Fort Lauderdale Community Redevelopment Agency (CRA), Sistrunk 2245 LLC, 220145 LLC, Urbano 500 LLC, Anointed by Christ International Christian Center Inc. - 501 NW 7th Street - West Village - Case No. V19002 - (Commission District 3)

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.

#### **REMOVED FROM AGENDA**

**PH-3**    [19-0860](#)            Second Reading of Ordinance - Amending the Development Order for the Northport/Broward Convention Center Development of Regional Impact (DRI) - Case No. 67R09A1 - (Commission District 4)

Mayor Trantalis opened the public hearing.

There was no one wishing to speak on this item.

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

**ADOPTED ON SECOND READING**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**ORDINANCE FIRST READING**

**OFR-1**    [19-0872](#)            Ordinance Creating Chapter 29, Code of Ordinances of the City of Fort Lauderdale, to be Entitled "Human Relations" - (Commission Districts 1, 2, 3 and 4)

In response to Mayor Trantalis' question on the last paragraph on page one of the Ordinance regarding protected classes, City Attorney Boileau explained the interpretation, stating that this Ordinance augments State and Federal law and is not in conflict with them.

Mayor Trantalis recognized Michael Rajner. Mr. Rajner discussed aspects of this item, stating the Broward County (County) Commission is in the process of considering revisions to the County's Human Rights Act, expounding on details and the manner in which the Ordinance addresses Domestic Partnership Registry. Further comment and discussion ensued on this topic.

Mayor Trantalis recognized Nik Harris, LGBT Consumer Advocate to the Florida Department of Agriculture and Consumer Services and on behalf of Florida Department of Agriculture Commissioner Nikki Fried. Ms. Harris spoke in support of this item, expounding on efforts associated with LGBT inclusion regarding employee welfare and fairness in all communities, expounding on related details.

Commissioner Glassman thanked those who spoke on this item tonight, acknowledging and thanking Equality Florida for its input, knowledge and assistance in crafting this Ordinance with the Office of the City Attorney.

Mayor Trantalis thanked City Attorney Boileau and his Staff for their work

on this Ordinance. Commissioner Sorensen commented on his perspective regarding an aspect of this Ordinance, noting its breadth and scope and thanking all stakeholders for their input and participation.

Commissioner Glassman introduced this Ordinance for the First Reading which was read by title only.

**PASSED FIRST READING**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**ORDINANCE SECOND READING**

**OSR-1** [19-0870](#)

Ordinance Amending Division 4, Citizens' Police Review Board, Section 2-250 of the Code of Ordinances of the City of Fort Lauderdale, Florida, to add an alternative finding to the Citizens' Police Review Board's recommendations, and providing for severability, repeal of conflicting ordinances provisions, and an effective date - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Robert Walsh, 401 East Las Olas Boulevard. Mr. Walsh commented on revisions to the Citizens Police Review Board (CPRB), requesting policy confirmation.

Vice Mayor McKinzie introduced this Ordinance for the Second Reading which was read by title only.

**ADOPTED ON SECOND READING**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**OSR-2** [19-0871](#)

Ordinance Amending Chapter 16, Entitled "Miscellaneous Provisions and Offenses," of the Code of Ordinances of the City of Fort Lauderdale, Florida, By Creating Article VIII, to be Entitled "Prohibition of Sale or Distribution of Tobacco Products to Persons Under 21," to Prohibit the Sale and Distribution of Tobacco Products to Persons Under 21, Providing for Penalties, Providing for Conflict, Providing for Severability, Providing for Codification, and Providing for an Effective Date - (Commission Districts 1, 2, 3 and 4)

Commissioner Glassman commented on feedback received regarding this item. City Attorney Boileau commented on the feasibility of licensing as an additional layer of enforcement and regulation. Mayor Trantalis requested information on the enforcement mechanism and penalty. City Attorney Boileau noted both the Code Enforcement aspect and criminal aspect, expounding on related details.



Commissioner Glassman introduced this Ordinance for the Second Reading which was read by title only.

**ADOPTED ON SECOND READING**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**OSR-3** [19-0622](#)

Ordinance Amending the Code of Ordinances of the City of Fort Lauderdale Section 8-144 - Private Use of Public Property Abutting Waterways - (Commission Districts 1, 2, 3 and 4)

In response to City Attorney Boileau regarding the having authority regarding current contracts in place regarding construction, City Manager Lagerbloom confirmed he has the proper authority to address this topic.

In response to Commissioner Glassman's question regarding Broward County policy requirements to raise seawalls, Dr. Gassman said Broward County (County) is introducing a seawall template ordinance to address uniformity moving forward. The Dock Permit Ordinance is not in conflict with the seawall template ordinance. The end of the calendar year is the anticipated timeline for the County to request municipalities to consider implementing the form of the seawall template ordinance.

Commissioner Sorensen made a motion to defer this item to the October 2, 2019 Commission Regular Meeting and was seconded by Vice Mayor McKinzie.

**DEFERRED to October 2, 2019**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**OSR-4** [19-0855](#)

Ordinance Amending Section 47-24.11., of the Unified Land Development Regulations (ULDR) to Provide Revisions and Additions to the Existing Historic Preservation Ordinance - Planning and Zoning Board Case No. T19004 - (Commission Districts 1, 2, 3 and 4)

Commissioner Glassman introduced this Ordinance for the Second Reading which was read by title only.

**ADOPTED ON SECOND READING**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**OSR-5** [19-0856](#)

Ordinance Amending Sections 47-27.7. and 47-27.8., of the Unified Land Development Regulations Revising the Notice Requirements of

the Existing Historic Preservation Ordinance - Case No. T19005 - (Commission Districts 1, 2, 3 and 4)

Commissioner Glassman introduced this Ordinance for the Second Reading which was read by title only.

**ADOPTED ON SECOND READING**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**OSR-6** [19-0857](#)

Ordinance Amending the Unified Land Development Regulations (“ULDR”) to renumber references to Historic Preservation Ordinance subsections throughout the ULDR and Repealing Article XII., Purpose and Intent - Planning and Zoning Board Case No. T19007 - (Commission Districts 1, 2, 3 and 4)

Commissioner Glassman introduced this Ordinance for the Second Reading which was read by title only.

**ADOPTED ON SECOND READING**

**Aye:** 4 - Commissioner Glassman, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**Not Present:** 1 - Vice Mayor McKinzie

**OSR-7** [19-0879](#)

Quasi-Judicial - Ordinance Vacating a Right-of-Way Identified as NW 6th Street Located East of NW 14th Terrace - City of Fort Lauderdale - Case No. V19004 - (Commission District 3)

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.

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

There being no one wishing to speak on this item, Commissioner Glassman made a motion to close the public hearing which was seconded by Commissioner Moraitis. Roll call showed: **AYES:** Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis, and Mayor Trantalis. **NAYS:** None.

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

**ADOPTED ON SECOND READING**

**Aye:** 4 - Commissioner Glassman, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**Not Present:** 1 - Vice Mayor McKinzie

**OSR-8** [19-0880](#)

Quasi-Judicial Ordinance Approving a Community Center as a Public Purpose Use and an Associated Site Plan Level IV Development Permit - LA Lee YMCA Mizell Community Center - 1409 NW 6th Street - City of Fort Lauderdale - Case No. R19004 - (Commission District 3)

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.

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

There being no one wishing to speak on this item, Commissioner Sorensen made a motion to close the public hearing which was seconded by Vice Mayor McKinzie. Roll call showed: AYES: Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis, and Mayor Trantalis. NAYS: None.

Vice Mayor McKinzie introduced this Ordinance for the Second Reading which was read by title only.

**ADOPTED ON SECOND READING**

**Aye:** 5 - Commissioner Glassman, Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

**REQUEST FOR EXECUTIVE CLOSED-DOOR SESSION**

City Attorney Alain Boileau announced that pursuant to Section 286.011(8), Florida Statutes, he is requesting an Executive Closed-Door Session commencing at approximately 4:30 P.M., or as soon thereafter as it may be heard on September 17, 2019. The Executive Closed-Door Session will be a private meeting with the City Commission to discuss pending litigation, concerning the following matter(s):

Hinton, Walter, et al. v. City of Fort Lauderdale  
Case No.: CACE 07-030358 (26)

Adderly, Ray, et al. v. City of Fort Lauderdale  
Case No.: CACE 11-008499 (26)

City of Fort Lauderdale v. CFS Funeral Services, Inc.  
Case No.: 18-62708-CIV-MARTINEZ/Snow.

**ADJOURNMENT**

Mayor Trantalis adjourned the meeting at 8:54 p.m.

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Dean J. Trantalis  
Mayor

ATTEST:

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Jeffrey A. Modarelli  
City Clerk