# **City of Fort Lauderdale**

# City Commission Regular Meeting Agenda

Tuesday, May 16, 2023 - 6:00 PM

Broward Center for the Performing Arts - Mary N Porter Riverview

Ballroom

201 SW 5th Avenue, Fort Lauderdale, Florida 33312 www.youtube.com/cityoffortlauderdale



#### FORT LAUDERDALE CITY COMMISSION

DEAN J. TRANTALIS Mayor

PAM BEASLEY-PITTMAN Vice Mayor - Commissioner - District III

JOHN C. HERBST Commissioner - District I

STEVEN GLASSMAN Commissioner - District II

WARREN STURMAN Commissioner - District IV

GREG CHAVARRIA, City Manager
DAVID R. SOLOMAN, City Clerk
D'WAYNE M. SPENCE, Interim City Attorney
PATRICK REILLY, City Auditor

#### PUBLIC APPEARANCES BEFORE THE CITY COMMISSION:

If any person wishes to address the City Commission, the person shall sign up in the Broward Center for the Performing Arts - Mary N Porter Riverview Ballroom lobby. A member of the City Clerk's Office Staff will be there to assist. Speaker Cards are given to the Mayor. After being recognized by the Mayor, the speaker should approach the podium, identify the agenda item in question, indicate support, opposition, or neutrality on the agenda item, and then proceed to succinctly state the speaker's position or present information.

If an attorney, or any other person appears before the Commission in a representative capacity, the attorney, or other representative shall also sign up in the Broward Center for the Performing Arts - Mary N Porter Riverview Ballroom lobby. A member of the City Clerk's Office Staff will be there to assist. After being recognized by the Mayor, the speaker should approach the podium, identify the client(s) being represented, and identify the agenda item in question. The speaker shall then indicate the client's support, opposition, or neutrality on the agenda item and then proceed to succinctly state the client's position or present information on behalf of the client(s).

Pursuant to Section 3.13 of the Charter of the City of Fort Lauderdale, Florida, the Mayor shall maintain order at all meetings, and the Police Department, upon instructions of the Mayor, shall expel any person from the meeting who refuses to obey the order of the Mayor in relation to preserving order at the meetings. Any person who interrupts or disturbs a City Commission meeting, or who willfully enters or remains in a City Commission meeting having been warned by the Mayor to depart and who refuses to do so, may be subject to arrest.

AUXILIARY AIDS AND SERVICES: If you desire auxiliary aids or services or both to assist in viewing or hearing the City Commission meetings or reading the agenda and minutes for the meeting, please contact the City Clerk's Office at 954-828-5002 at a minimum of two days prior to the meeting and arrangements will be made to provide these services to you.

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, the person will need a record of the proceedings, and that, for such purpose, the person 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.

# Pledge of Allegiance

# **ROLL CALL**

# **Approval of MINUTES and Agenda**

<u>23-0505</u> Minutes for April 4, 2023, Commission Conference Meeting and April 18,

2023, Commission Conference Meeting - (Commission Districts 1, 2, 3

and 4)

Attachments: April 4, 2023 Commission Conference Meeting

April 18, 2023 Commission Conference Meeting

#### **PRESENTATIONS**

PRES-1	23-0502	Mayor Trantalis to present a Proclamation declaring April 23, 2023, as International Children's Day in the City of Fort Lauderdale, and Presentation of Certificates to the Winners of Greater Fort Lauderdale Sister Cities Inc. and Florida Turkish American Association's 2023 "If I were Mayor" Competition
PRES-2	<u>23-0455</u>	Mayor Trantalis to present a Proclamation declaring June 2, 2023, as National Gun Violence Awareness Day in the City of Fort Lauderdale
PRES-3	<u>23-0501</u>	Commissioner Glassman to present a Proclamation declaring May 2023, as Mental Health Awareness Month in the City of Fort Lauderdale
PRES-4	<u>23-0513</u>	Commissioner Glassman to present a Proclamation declaring May 2023, as Jewish American Heritage Month in the City of Fort Lauderdale
PRES-5	<u>23-0456</u>	Commissioner Sturman to present a Proclamation declaring May 20-26, 2023, as National Safe Boating Week in the City of Fort Lauderdale

### **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 23-0485 Motion Approving Event Agreements for Sultry Brunch and Mezcal Lauderdale - (Commission Districts 2 and 4) Commission Agenda Memo 23-0485 Attachments: Exhibit 1 – Sultry Brunch Application Exhibit 1a – Sultry Brunch Site Plan Exhibit 1b - Sultry Brunch Agreement Exhibit 2 – Mezcal Lauderdale Application Exhibit 2a - Mezcal Lauderdale Site Plan Exhibit 2b - Mezcal Lauderdale Agreement Exhibit 3 – June 2023 Special Events Calendar CM-2 23-0487 Motion Approving a Temporary Beach License and Outdoor Event Agreement for FlockFest 2023 - (Commission District 2) Commission Agenda Memo 23-0487 Attachments: Exhibit 1 - FlockFest 2023 Application Exhibit 1a - FlockFest 2023 Site Plan Exhibit 1b - FlockFest 2023 Agreement Exhibit 2 - July 2023 Special Events Calendar CM-3 23-0497 Motion Approving a 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 #23-0497

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Exhibit 1 - 2022-2023 School Resource Office (SRO) Program Agreement

# **CONSENT RESOLUTION**

CR-1 23-0105 Resolution of Support for the Submission of Projects for Consideration to the Broward Metropolitan Planning Organization to be Included in the Metropolitan Transportation Plan - (Commission Districts 1, 2, 3 and 4)

Attachments: Commission Agenda Memo 23-0105

Exhibit 1 - Location Map

Exhibit 2 - Project Needs List

Exhibit 3 – Resolution

CR-2 23-0309 Resolution Imposing Special Assessment Liens for Lot Clearing

(Commission Districts 1, 2, 3 and 4)

<u>Attachments:</u> Commission Agenda Memo #23-0309

Exhibit 1 - Lot Clearing and Cleaning Report

Exhibit 2 - Resolution

#### **CONSENT PURCHASE**

CP-1 23-0391 Motion Approving Agreement for Fireworks Display - 4th of July -

Pyrotecnico Fireworks, Inc - \$121,100 - (Commission Districts 1, 2, 3 and

4)

Attachments: Commission Agenda Memo #23-0391

Exhibit 1 - Solicitation

Exhibit 2 - Bid Tabulation

Exhibit 3 - Pyrotecnico Fireworks, Inc. Agreement

**CP-2** 23-0448 Motion Approving a Construction Agreement for NE 4th Avenue

Streetscape Improvements - FG Construction, LLC - \$864,106.01 -

(Commission District 2)

Attachments: Commission Agenda Memo #23-0448-LS050823

Exhibit 1A - Solicitation - Part 1

Exhibit 1B - Solicitation - Part 2

Exhibit 1C - Solicitation - Part 3

Exhibit 1D - Solicitation - Part 4

Exhibit 1E - Solicitation - Part 5

Exhibit 1F - Solicitation - Part 6

Exhibit 2 - Bid Tabulation

Exhibit 3 - Agreement

#### **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** 23-0486

Motion Approving Event Agreements and Related Road Closures for Stonewall Pride and Vegan Block Party (Vegan BBQ Party) - (Commission District 2)

Attachments:

Commission Agenda Memo - 23-0486

Exhibit 1 – Vegan Block Party (Vegan BBQ Party) Application

Exhibit 1a – Vegan Block Party (Vegan BBQ Party) Site Plan

Exhibit 1b - Vegan Block Party (Vegan BBQ Party) Agreement

Exhibit 2 – Stonewall Pride Application

Exhibit 2a - Stonewall Pride Site Plan

Exhibit 2b - Stonewall Pride Agreement

Exhibit 3 - June 2023 Special Events Calendar

Exhibit 4 – July 2023 Special Events Calendar

M-2	23-0395	Motion Approving Task Order No. 2 for Owner's Representative Services - Fiveash Water Treatment Plant Replacement Project - Hazen and Sawyer P.C \$7,890,991 - (Commission Districts 1, 2, 3 and 4)  Attachments: Commission Agenda Memo #23-0395  Exhibit 1 - Task Order No. 2  Exhibit 2 - Executed Agreement - June 15, 2021		
M-3	23-0503	Motion for Discussion - City Commission Request for Review - Certificate of Appropriateness for Demolition - Case No. UDP-HP23016 - 301 SW 14th Way - (Commission District 2)  Attachments: Commission Agenda Memo 23-0503  Exhibit 1 - Statement of Intent  Exhibit 2 - COA Application and Supporting Documents  Exhibit 3 - May 1, 2023, HPB Staff Report  Exhibit 4 - May 1, 2023, Draft HPB May Minutes		
RESOLUTIONS				
R-1	23-0499	Appointment of Board and Committee Members - (Commission Districts 1, 2, 3 and 4)  Attachments: Resolution for Appointment 05.16.2023		
R-2	23-0411	Resolution Authorizing the Acceptance of Grant Funds and Execution of Hurricane Ian Grant Agreement and All Modifications to Agreement with State of Florida, Division of Emergency Management on Behalf of the United States Department of Homeland Security, Federal Emergency Management Agency, Public Assistance Grant Program - (Commission Districts 1, 2, 3 and 4)  Attachments:  Commission Agenda Memo #23-0411  Exhibit 1 - Grant Agreement  Exhibit 2 - Resolution		
R-3	23-0436	Resolution Declaring the City's Notice of Intent to Convey City of Fort Lauderdale Interest in Right-of-Way located at SE 1 Street to Broward County for the Installation and Maintenance of Improvements in Association with the Broward County Main Library Plaza Restoration and Reserving unto the City a Utility Easement, and Setting a Public Hearing for June 20, 2023, Pursuant to Section 8.02 of the Charter of the City of Fort Lauderdale - (Commission District 4)  Attachments: Commission Agenda Memo 22-0436  Exhibit 1 - Property Map		

City of Fort Lauderdale Page 6 Printed on 5/9/2023

Exhibit 2 - Project Area

Exhibit 3 - Resolution

R-4 23-0322 Resolution Declaring the City's Official Intent to Reimburse Itself from the Proceeds of the Water and Sewer Revenue Bonds - Water and Sewer

Improvements - (Commission Districts 1, 2, 3 and 4)

Attachments: Commission Agenda Memo #23-0322

Exhibit 1 - Resolution

R-5 Resolution Approving and Authorizing the Execution of a Non-Revolving

Line of Credit Agreement for the Police and Public Safety Project -

(Commission Districts 1, 2, 3 and 4)

<u>Attachments:</u> Commission Agenda Memo #23-0431

Exhibit 1 - Resolution

Exhibit 2 - Recommendation Memorandum

Exhibit 3 - Regions Capital Advantage, Inc. Proposal

Exhibit 4 - Loan Documents

Exhibit 5 - Request for Proposals

#### **PUBLIC HEARINGS**

PH-1 23-0332 Public Hearing and Motion Approving a Second Amendment to the

Housing and Community Development 2021-2022 Annual Action Plan and a First Amendment to the 2022-2023 Annual Action Plan for Community Development Block Grant (CDBG) and Housing Opportunities for Persons

with AIDS (HOPWA) - (Commission Districts 1,2, 3 and 4)

Attachments: Commission Agenda Memo #23-0332

Exhibit 1 - Public Hearing Notice

Exhibit 2 - 2nd Amendment 2021-2022 Annual Action Plan

Exhibit 3 - 1st Amendment 2022-2023 Annual Action Plan

PH-2 23-0307 Public Hearing and Motion Approving a Third Amendment to the Housing

and Community Development 2019-2020 Annual Action Plan for Community Development Block Grant Coronavirus Aid, Relief, and

Economic Security Act (CDBG-CV) - (Commission District 3)

Attachments: Commission Agenda Memo 23-0307

Exhibit 1 - Public Hearing Notice

Exhibit 2 - Email Communication with HUD

Exhibit 3 - Amended Annual Action Plan

**PH-3** 23-0430

Public Hearing - Quasi-Judicial Resolution Approving a Waiver of Limitations at 1180 N. Federal Highway Slip #7, for the Installation of Six (6) Post No-Profile Boat Lift Extending a Maximum of 41.6' +/- (Commission District 2)

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

Attachments: Commission Agenda Memo 23-0430

Exhibit 1 – Application

Exhibit 2 – Code Sec. 47-19.3

Exhibit 3 – April 6, 2023 Draft Marine Advisory Board Minutes

Exhibit 4 – Approval Resolution
Exhibit 5- Denial Resolution

**PH-4** 23-0457

Public Hearing - Quasi-Judicial Resolution Approving a Waiver of Limitations at 1208 Seminole Drive, for the Installation of One (1) Finger Pier Extending a Maximum Distance of 36.4' +/- into the Adjacent Waters of Sunrise Bay and three (3) Mooring Piles Extending a Maximum of 56.4'+/- into the Adjacent Waters of Sunrise Bay - (Commission District 1)

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 23-0457

**Exhibit 1- Application** 

Exhibit 2 - Code Sec. 47-19.3

Exhibit 3 – February 2, 2023 Draft Marine Advisory Board Minutes

Exhibit 4 – Approval Resolution

Exhibit 5- Denial Resolution

**PH-5** 23-0468

Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from A-1-A Beachfront Area (ABA) District to Parks, Recreation and Open Space (P) District - 500 Seabreeze Boulevard - City of Fort Lauderdale-Case No. UDP-Z22021 - (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 23-0468

Exhibit 1 - Location Map

Exhibit 2 - Application and Narrative Responses to Criteria

Exhibit 3 - Sketch and Legal Description of the Property

Exhibit 4 - December 21, 2022, PZB Meeting Minutes

Exhibit 5 - December 21, 2022, PZB Staff Report

Exhibit 6 - PZB Public Sign Notice and Affidavit

Exhibit 7 - Ordinance

**PH-6** 23-0469

Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from the Downtown Regional Activity Center Arts and Sciences (RAC-AS) District to Parks, Recreation and Open Space (P) District - 400 SW 2nd Street - City of Fort Lauderdale- Case No. UDP-Z22022 - (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.

<u>Attachments:</u> Commission Agenda Memo 23-0469

Exhibit 1 - Location Map

Exhibit 2 - Application and Narrative Responses to Criteria

Exhibit 3 - Sketch and Legal Description of the Property

Exhibit 4 - December 21, 2022, PZB Meeting Minutes

Exhibit 5 - December 21, 2022, PZB Staff Report

Exhibit 6 - PZB Public Sign Notice and Affidavit

#### **PH-7** 23-0470

Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from A-1-A Beachfront Area (ABA) District to Parks, Recreation and Open Space (P) District - 3000 E. Las Olas Boulevard- City of Fort Lauderdale-Case No. UDP-Z22023 - (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 23-0470

Exhibit 1 - Location Map

Exhibit 2 - Application and Narrative Responses to Criteria

Exhibit 3 - Sketch and Legal Description of the Property

Exhibit 4 - December 21, 2022, PZB Meeting Minutes

Exhibit 5 - December 21, 2022, PZB Staff Report

Exhibit 6 - PZB Public Sign Notice and Affidavit

Exhibit 7 - Ordinance

#### **PH-8** 23-0471

Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from Residential Single Family and Duplex/Medium Density (RD-15) District to Parks, Recreation and Open Space (P) District - 1311 Citrus Isle- City of Fort Lauderdale- Case No. UDP-Z22024 - (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.

<u>Attachments:</u> Commission Agenda Memo 23-0471

Exhibit 1 - Location Map

Exhibit 2 - Application and Narrative Responses to Criteria

Exhibit 3 - Sketch and Legal Description of the Property

Exhibit 4 - December 21, 2022, PZB Meeting Minutes

Exhibit 5 - December 21, 2022, PZB Staff Report

Exhibit 6 - PZB Public Sign Notice and Affidavit

PH-9 23-0473 Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from One-Family Detached Dwelling - County (RS-5) District to Parks, Recreation and Open Space (P) District - 3352 NW 63rd Street- City of Fort Lauderdale- Case No. UDP-Z22025 - (Commission District 1)

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 Memo 23-0473

Exhibit 1 - Location Map

Exhibit 2 - Application and Narrative Responses to Criteria

Exhibit 3 - Sketch and Legal Description of the Property

Exhibit 4 - December 21, 2022, PZB Meeting Minutes

Exhibit 5 - December 21, 2022, PZB Staff Report

Exhibit 6 - PZB Public Sign Notice and Affidavit

Exhibit 7 - Ordinance

PH-10 23-0474 Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from Irregular Residential - County (RS-6.7) District, Residential Single Family/Low Medium Density (RS-8) District and Community Business (CB) District to Parks, Recreation and Open Space (P) District - 1230 SW 34th Avenue- City of Fort Lauderdale- Case No. UDP-Z22026 - (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.

Attachments: Commission Memo 23-0474

Exhibit 1 - Location Map

Exhibit 2 - Application and Narrative Responses to Criteria

Exhibit 3 - Sketch and Legal Description of the Property

Exhibit 4 - December 21, 2022, PZB Meeting Minutes

Exhibit 5 - December 21, 2022, PZB Staff Report

Exhibit 6 - PZB Public Sign Notice and Affidavit

PH-11 23-0475 Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from Regional Activity Center - City Center (RAC-CC) District to Parks, Recreation and Open Space (P) District - 10 E. Broward Boulevard- City of Fort Lauderdale- Case No. UDP-Z22027 - (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 23-0475

Exhibit 1 - Location Map

Exhibit 2 - Application and Narrative Responses to Criteria

Exhibit 3 - Sketch and Legal Description of the Property

Exhibit 4 - December 21, 2022, PZB Meeting Minutes

Exhibit 5 - December 21, 2022, PZB Staff Report

Exhibit 6 - PZB Public Sign Notice and Affidavit

Exhibit 7 - Ordinance

PH-12 23-0476 Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from Residential Single Family/Low Medium Density (RS-8) District to Parks, Recreation and Open Space (P) District - 1016 Waverly Road - City of Fort Lauderdale- Case No. UDP-Z22028 - (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 Memo 23-0476

Exhibit 1 - Location Map

Exhibit 2 - Application and Narrative Responses to Criteria

Exhibit 3 - Sketch and Legal Description of the Property

Exhibit 4 - December 21, 2022, PZB Meeting Minutes

Exhibit 5 - December 21, 2022, PZB Staff Report

Exhibit 6 - PZB Public Sign Notice and Affidavit

**PH-13** 23-0374

Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from Residential Single Family/Medium Density (RDs-15) District to Residential Multifamily Low Rise/Medium Density (RM-15) District - Central City CRA NW Quadrant - City of Fort Lauderdale - Case No. UDP-Z22017 - (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 23-0374

Exhibit 1 - Application, Location Map, and Sketch and Legal Description

Exhibit 2 - March 15, 2023 Planning and Zoning Board Staff Report

Exhibit 3 - March 15, 2023 Planning and Zoning Board Meeting Minutes and Pre

Exhibit 4 - November 16, 2022 Planning and Zoning Board Meeting Minutes

Exhibit 5 - January 18, 2023 Planning and Zoning Board Meeting Minutes

Exhibit 6 - February 15, 2023 Planning and Zoning Board Meeting Minutes

Exhibit 7 - October 10, 2022 Central City Redevelopment Advisory Board Meetir

Exhibit 8 - Public Comments Received Via Email January-March 2023

Exhibit 9 - Public Participation Meeting Summaries, Presentations, and Affidavit

Exhibit 10 - Ordinance

#### ORDINANCE FIRST READING

**OFR-1** 23-0508 Ordinance Amending the City of Fort Lauderdale, Florida Code of

Ordinances and Unified Land Development Regulations to Provide for the

Designation of Alternative Locations for Public Meetings of the City

Commission and Advisory Boards and Committees and for the

Designation of Alternative Locations for Posting of Notices, and Providing

for an Effective Date - (Commission Districts 1, 2, 3 and 4)

Attachments: Commission Agenda Memo # 23-0508

Exhibit 1 - Ordinance

#### ORDINANCE SECOND READING

OSR-1 23-0401 Second Reading - Ordinance Amending Section 8-91 Mooring Structures -

(Commission Districts 1, 2, 3 and 4)

Attachments: Commission Agenda Memo #23-0401

OSR-2 <u>23-0482</u>

Second Reading - Ordinance Authorizing State and Federal Criminal History Screening Checks for Certain Prospective City Employees, Specified Present City Employees, Appointees, and Private Contractor or Vendors Who Have Access to Sensitive City Facilities; Providing for Severability; Providing for Conflicts and Repeal; Providing for Correction of Scrivener's Errors; and Providing for an Effective Date - (Commission Districts 1, 2, 3 and 4)

Attachments: Com

Commission Agenda Memo 23-0482

Exhibit 1 - Ordinance

OSR-3 23-0472

Second Reading - Quasi-Judicial Ordinance Approving a Rezoning from Residential Multifamily High Rise/Medium High Density (RMH-25) District to Parks, Recreation and Open Space (P) District - 4201 N. Ocean Boulevard - City of Fort Lauderdale - Case No. UDP-Z22020 - (Commission District 1)

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 23-0472

Exhibit 1 - Location Map

Exhibit 2 - Application and Narrative Responses to Criteria

Exhibit 3 - Sketch and Legal Description of the Property

Exhibit 4 - December 21, 2022, PZB Meeting Minutes

Exhibit 5 - December 21, 2022, PZB Staff Report

Exhibit 6 - PZB Public Sign Notice and Affidavit

Exhibit 7 - Ordinance

#### **ADJOURNMENT**