

# **City of Fort Lauderdale**

## **City Commission Regular Meeting**

### **Agenda**

**Tuesday, November 21, 2023 - 6:00 PM**

*The Parker*

*707 Northeast 8th Street, Fort Lauderdale, FL 33304*

*<https://fortlauderdale.legistar.com/Calendar.aspx>*

*[www.fortlauderdale.gov/fltv](http://www.fortlauderdale.gov/fltv)*

*[www.youtube.com/cityoffortlauderdale](http://www.youtube.com/cityoffortlauderdale)*

*Cable Television - AT&T U-verse Channel 99*



**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*

**THOMAS J. ANSBRO**, *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 Parker 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 Parker 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

[23-1104](#) Minutes for September 19, 2023, Commission Conference Meeting, September 19, 2023, Commission Regular Meeting, October 3, 2023, Commission Workshop - 2024 State Legislative Program, October 3, 2023, Commission Conference Meeting, and October 3, 2023, Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

**Attachments:** [September 19, 2023, Commission Conference Meeting](#)  
[September 19, 2023, Commission Regular Meeting](#)  
[October 3, 2023, Commission State Legislative Program Workshop](#)  
[October 3, 2023, Commission Conference Meeting](#)  
[October 3, 2023, Commission Regular Meeting](#)

## 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**      [23-1097](#) Motion Approving Event Agreements for Rank Up Nationals and All Saints Boat Parade Festival - (Commission Districts 3 and 4)

**Attachments:** [Commission Agenda Memo - 23-1097](#)  
[Exhibit 1a – Rank Up Nationals Site Plan](#)  
[Exhibit 1b – Rank Up Nationals Agreement](#)  
[Exhibit 2 – All Saints Boat Parade Festival Application](#)  
[Exhibit 2a – All Saints Boat Parade Festival Site Plan](#)  
[Exhibit 2b – All Saints Boat Parade Festival Agreement](#)  
[Exhibit 3 - December 2023 Special Events Calendar](#)

- CM-2**      [23-1062](#)      Motion Approving the Submittal of a Grant Application for \$5,644 to the Florida Inland Navigation District - Small Scale Derelict Vessel Removal Program to Remove a Derelict Vessel from the Cooley's Landing Marina and Boat Ramp - (Commission District 4)  
**Attachments:**    [Commission Agenda Memo 23-1062](#)  
                          [Exhibit 1 – Grant Pre-Application Form](#)  
                          [Exhibit 2 – Grant Application Form](#)
- CM-3**      [23-1067](#)      Motion Authorizing Settlement of Workers' Compensation Claims in Andrew Pallen v. City of Fort Lauderdale, Case Nos. 23-018373MJR and 22-022078MJR - \$147,100 - (Commission Districts 1, 2, 3 and 4)  
**Attachments:**    [Commission Agenda Memo 23-1067](#)
- CM-4**      [23-1068](#)      Motion Authorizing Settlement of Workers' Compensation Claims in Charles Morrow v. City of Fort Lauderdale, Case Nos. 23-003759DAL and 23-003765DAL - \$175,000 - (Commission Districts 1, 2, 3 and 4)  
**Attachments:**    [Commission Agenda Memo 23-1068](#)
- CM-5**      [23-1069](#)      Motion Authorizing Settlement of General Liability Claims of JN and Sons Realty LLC and Fahdworld Inc - \$300,000 - (Commission Districts 1, 2, 3 and 4)  
**Attachments:**    [Commission Agenda Memo 23-1069](#)
- CM-6**      [23-1093](#)      Motion Authorizing a First Amendment to the Revocable License Agreement with the United States Government General Services Administration for Access to Build, Construct, and Operate Pump Station A-16 - (Commission District 4)  
**Attachments:**    [Commission Agenda Memo 23-1093](#)  
                          [Exhibit 1 - First Amendment to the Revocable License Agreement](#)

## CONSENT RESOLUTION

- CR-1**      [23-0973](#)      Resolution Approving the Final Consolidated Budget Amendment to Fiscal Year 2023 - Appropriation - (Commission Districts 1, 2, 3 and 4)  
**Attachments:**    [Commission Agenda Memo 23-0973](#)  
                          [Exhibit 1 - Resolution](#)
- CR-2**      [23-1002](#)      Resolution Accepting a Grant from Florida Department of Environmental Protection - Land Water Conservation Fund Grant - \$1,100,000 - (Commission District 2)  
**Attachments:**    [Commission Agenda Memo 23-1002](#)  
                          [Exhibit 1 – Grant Agreement](#)  
                          [Exhibit 2 - Resolution](#)

- CR-3**      [23-1008](#)      Resolution Imposing Special Assessment Liens for Lot Clearing -  
(Commission Districts 1, 2, 3 and 4)  
**Attachments:**    [Commission Agenda Memo 23-1008](#)  
                                 [Exhibit 1 - Lot Clearing and Cleaning Report](#)  
                                 [Exhibit 2 - Resolution](#)
- CR-4**      [23-1009](#)      Resolution Imposing Special Assessment Liens for Graffiti Removal -  
(Commission District 3)  
**Attachments:**    [Commission Agenda Memo 23-1009](#)  
                                 [Exhibit 1 -Graffiti Removal Report](#)  
                                 [Exhibit 2 - Resolution](#)
- CR-5**      [23-1020](#)      Resolution Approving a City of Fort Lauderdale FY 2024 Not For Profit  
Grant Participation Agreement with Early Learning Coalition of Broward  
County, Inc. - \$75,000 - (Commission Districts 1, 2, 3 and 4)  
**Attachments:**    [Commission Agenda Memo 23-1020](#)  
                                 [Exhibit 1 – Agreement](#)  
                                 [Exhibit 2 - Resolution](#)
- CR-6**      [23-1021](#)      Resolution Approving City of Fort Lauderdale FY 2024 Not for Profit  
Grant Participation Agreement with Museum of Discovery and Science,  
Inc., - \$214,800 - (Commission Districts 1, 2, 3 and 4)  
**Attachments:**    [Commission Agenda Memo 23-1021](#)  
                                 [Exhibit 1 - City of Fort Lauderdale FY 2024 Not for Profit Grant Participation Agr](#)  
                                 [Exhibit 2 - Resolution](#)
- CR-7**      [23-1061](#)      Resolution Approving NE 35th Street to also be known as "Chabad  
Drive" between State Road A1A and Galt Ocean Drive - (Commission  
District 1)  
**Attachments:**    [Commission Agenda Memo 23-1061](#)  
                                 [Exhibit 1 - Location Map](#)  
                                 [Exhibit 2 - Sign Mock-up](#)  
                                 [Exhibit 3 - Quote](#)  
                                 [Exhibit 4 – Resolution](#)
- CR-8**      [23-1116](#)      Resolution Appointing Kelley Kronenberg, P.A., as Special Counsel, to  
Represent the City of Fort Lauderdale in Construction Litigation -  
(Commission Districts 1, 2, 3 and 4)  
**Attachments:**    [Commission Agenda Memo #23-2116](#)  
                                 [Exhibit 1 - Resolution](#)

**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**      [23-0943](#)      Motion Approving and Authorizing the Execution of a Revocable License with Publix Super Markets, INC. for Temporary Right-of-Way Closures on NE 33rd Avenue in Association with the Publix Development Located at 2985 N. Ocean Boulevard - (Commission District 2)
- Attachments:**    [Commission Agenda Memo 23-0943](#)  
[Exhibit 1 - Location Map](#)  
[Exhibit 2 - License Area](#)  
[Exhibit 3 - Detour Plan](#)  
[Exhibit 4 - Revocable License Agreement](#)
- M-2**      [23-1014](#)      Motion Approving Purchase of Self-Contained Breathing Apparatus (SCBA's) and Accessories - Municipal Emergency Services, Inc. - \$2,633,856 - (Commission Districts 1, 2, 3 and 4)
- Attachments:**    [Commission Agenda Memo #23-1014](#)  
[Exhibit 1 - Solicitation](#)  
[Exhibit 2 - Bid Tabulation](#)
- M-3**      [23-1059](#)      Motion Approving Termination for Convenience an Agreement to Construct a Carbon Dioxide pH Control System for the Fiveash Water Treatment Plant - RF Environmental Services, Inc. - (Commission Districts 1, 2, 3 and 4)
- Attachments:**    [Commission Agenda Memo #23-1059](#)  
[Exhibit 1 - Termination for Convenience Letter](#)  
[Exhibit 2 - Agreement](#)
- M-4**      [23-1063](#)      Motion Approving Eleventh Amendment to the Lease Agreement between Ivy Tower 101 Property, LLC and the City of Fort Lauderdale, in Substantially the Form Provided - \$8,661,000 (54-Month Rent) - (Commission District 2)
- Attachments:**    [Commission Agenda Memo 23-1063](#)  
[Exhibit 1 - Property Map](#)  
[Exhibit 2 - Tenth Amendment](#)  
[Exhibit 3 - Proposed Eleventh Amendment](#)

- M-5**      [23-1105](#)      Motion Approving the Lease Agreement between Cypress Corporate Center LLC and the City of Fort Lauderdale, in Substantially the Form Provided - \$779,438 (36-Month Rent) - (Commission District 1)

**Attachments:**    [Commission Agenda Memo 23-1105](#)

[Exhibit 1 – Location Map](#)

[Exhibit 2 - Proposed Lease Agreement](#)

## RESOLUTIONS

- R-1**      [23-1117](#)      Appointment of Board and Committee Members - (Commission Districts 1, 2, 3 and 4)

**Attachments:**    [Resolution for Appointment 11.21.2023](#)

- R-2**      [23-1047](#)      Resolution Authorizing the City Manager to Execute Florida Power & Light (“FPL”) Easement Over City-owned Property for Utilities at 4950 Peters Road - (Unincorporated Broward County)

**Attachments:**    [Commission Agenda Memo 23-1047](#)

[Exhibit 1 - Location Map](#)

[Exhibit 2 - FPL Easement](#)

[Exhibit 3 - Resolution](#)

- R-3**      [23-1048](#)      Resolution Authorizing the City Manager to Execute Florida Power & Light (“FPL”) Easements Over City-owned Property for Utilities at 528 NW 2nd Street - (Commission District 3)

**Attachments:**    [Commission Agenda Memo 23-1048](#)

[Exhibit 1 - Location Map](#)

[Exhibit 2 - FPL Easement](#)

[Exhibit 3 - Resolution](#)

- R-4**      [23-1133](#)      Resolution Urging the Florida Legislature to Identify Available Funding Sources that Could be Used to Create a Grant Program or Low Interest Loan Program or Both, for Condominium and Cooperative Associations and Economically Vulnerable Condominium and Cooperative Unit Owners to Defray the Costs of Deferred Maintenance and Repairs Arising Out of Milestone Inspections and Structural Integrity Reserve Studies, Urging the Florida Legislature to Collaborate with Lending and Financial Institutions to Create Programs that Would Provide Funding Relief to Condominium and Cooperative Associations and Economically Vulnerable Condominium and Cooperative Unit Owners Who are Specially Assessed for the Costs of Deferred Maintenance and Structural Repairs Arising out of Milestone Inspections and Structural Integrity Reserve Studies, Urging the Florida Legislature to Further Amend the Law so that Associations Other than those Operating a Multicondominium may Determine to Provide No Reserves or Less Reserves than Required if an Alternative Funding Method has been Approved by the Florida Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation - (Commission Districts 1, 2, 3 and 4)

**Attachments:**    [Commission Agenda Memo #23-1133](#)

[Exhibit 1 - Chapter 2023-203, Laws of Florida](#)

[Exhibit 2 - Broward County Board of Rules and Appeals Policy #05-05](#)

[Exhibit 3 - City of Lauderhill Resolution No. 23R-07-185](#)

[Exhibit 4 - Resolution](#)

- R-5**      [23-1140](#)      Resolution Approving and Adopting the Commission Legislative Priorities Component of the 2024 State Legislative Program for the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

**Attachments:**    [Commission Agenda Memo 23-1140](#)

[Exhibit 1 - 2024 State Legislative Program](#)

[Exhibit 2 - Resolution](#)

## ORDINANCE SECOND READING

- OSR-1**      [23-1110](#)      Second Reading - Ordinance Amending the City of Fort Lauderdale Code of Ordinances, Chapter 8, Article III, Titled "Public Beaches," by Creating a New Code Section 8-55.4, Titled "Sale, Service, and Consumption of Food and Alcoholic Beverages"- (Commission District 2)

**Attachments:**    [Commission Agenda Memo 23-1110](#)

[Exhibit 1 - Ordinance](#)

## ADJOURNMENT