# **City of Fort Lauderdale**

# City Commission Regular Meeting Agenda

Thursday, November 5, 2020 - 6:00 PM

City Hall - City Commission Chambers 100 North Andrews Avenue, Fort Lauderdale, FL 33301

https://fortlauderdale.legistar.com/Calendar.aspx www.fortlauderdale.gov/fltv www.youtube.com/cityoffortlauderdale Cable Television - Comcast Channel 78 and AT&T U-verse Channel 99



#### FORT LAUDERDALE CITY COMMISSION

DEAN J. TRANTALIS Mayor

STEVEN GLASSMAN Vice Mayor - Commissioner - District II

HEATHER MORAITIS Commissioner - District I

ROBERT L. McKINZIE Commissioner - District III

BEN SORENSEN Commissioner - District IV

CHRIS LAGERBLOOM, City Manager JOHN HERBST, City Auditor JEFFREY A. MODARELLI, City Clerk ALAIN E. BOILEAU, City Attorney The City of Fort Lauderdale is hosting Commission Meetings in both a virtual and in-person format. Any member of the public that is interested in speaking before the Commission virtually is required to complete the virtual speaker card. Any member of the public that is interested in speaking before the Commission in-person may signup to speak at the meeting or by using the virtual speaker card. Due to COVID-19 distance requirements, there is very limited seating available; therefore, we are encouraging members of the public to participate virtually when possible.

The public will be able to listen to and view Commission Meetings at www.fortlauderdale.gov/fltv, www.youtube.com/cityoffortlauderdale, as well as Comcast Channel 78 and AT&T U-verse Channel 99.

To speak on an agenda item, please click on the link below:

bit.ly/virtualccmeetings

Pledge of Allegiance

**ROLL CALL** 

### Approval of MINUTES and Agenda

20-0890 Minutes for October 20, 2020 Commission Conference Meeting and

October 20, 2020 Commission Regular Meeting - (Commission Districts

1, 2, 3 and 4)

<u>Attachments:</u> October 20, 2020 Commission Conference Meeting

October 20, 2020 Commission Regular Meeting

#### **PRESENTATIONS**

PRES-1 20-0775 Vice Mayor Glassman will present a Proclamation declaring November 14,

2020 as The World Famous Parrot Lounge 50th Anniversary Day in the

City of Fort Lauderdale

PRES-2 20-0833 Commissioner Moraitis will present a Proclamation declaring November

2020 as National Diabetes Awareness Month 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	20-0809	Motion Approving Event Agreements for Light Up Downtown and Fort Lauderdale Concours - (Commission Districts 2 and 4)		
		Attachments:	Commission Agenda Memo 20-0809	
			Exhibit 1 – Light Up Downtown Application	
			Exhibit 1a – Light Up Downtown Site Plan	
			Exhibit 1b – Light Up Downtown Agreement	
			Exhibit 2 – Fort Lauderdale Concours Application	
			Exhibit 2a – Fort Lauderdale Concours Site Plan	
			Exhibit 2b – Fort Lauderdale Concours Agreement	
			Exhibit 3 – November 2020 Special Event Calendar	
			Exhibit 4 – December 2020 Special Event Calendar	
CM-2	<u>20-0810</u>	Motion Approving an Event Agreement and Related Road Closures:  NOBE Sunday Block Party - (Commission District 1)		
		Attachments:	Commission Agenda Memo 20-0810	
			Exhibit 1 – NOBE Sunday Block Party Application	
			Exhibit 1a – NOBE Sunday Block Party Site Plan	
			Exhibit 1b – NOBE Sunday Block Party Agreement	
			Exhibit 2 – December 2020 Special Event Calendar	
CM-3	<u>20-0885</u>	Motion Terminating Lease Agreement with Amarco Treats, Inc. d/b/a City Park Café & Bistro at the Riverwalk Center - (Commission District 4)		
		Attachments:	Commission Agenda Memo 20-0885	
			Exhibit 1 - Lease Agreement	
			Exhibit 2 - Amarco Treats Letter	
			Exhibit 3 - Property Map	
CM-4	<u>20-0811</u>	Motion Approving an Agreement with Riverwalk Fort Lauderdale, Inc. for Calendar Year 2021 Events - (Commission Districts 2 and 4)		
		Attachments:	Commission Agenda Memo 20-0811	
			Exhibit 1 – 2021 Events and Event Area	
			Exhibit 2 – Riverwalk Fort Lauderdale, Inc. for Calendar Year 2021 Events Agre	
CM-5	<u>20-0814</u>	Motion Approving a Three-Year Agreement for Operating Remote Control Miniature Race Cars at Mills Pond Park - Broward County R.C. Race Club, Inc (Commission District 3)		
		Attachments:	Commission Agenda Memo 20-0814	
			Exhibit 1 – Agreement	
CM-6	<u>20-0828</u>	Motion Approving a First Amendment to the Lauderdale Air Show on Fort		

Lauderdale Beach Agreement, with Lauderdale Air Show, LLC and Approval for the 2020 Lauderdale Air Show to be held on Fort Lauderdale Beach, November 21 - 22, 2020 - (Commission District 2)

Attachments: Commission Agenda Memo 20-0828

Exhibit 1 - Letter of Intent

Exhibit 2 - Air Show Site Plan 2020

Exhibit 3 - 5 Year Agreement with Lauderdale Air Show

Exhibit 4 - First Amendment to the Lauderdale Air Show Agreement

**CM-7** 20-0889 Motion Declaring The Lauderdale Air Show on Fort Lauderdale Beach,

Scheduled for November 21 - 22, 2020, as a Public Purpose Special Event and Creating a Temporary Exemption Relating to the Sale, Possession and Consumption of Alcohol at the Event - (Commission

District 2)

<u>Attachments:</u> Commission Agenda Memo 20-0889

Exhibit 1 – Section 5.3, Fort Lauderdale Code of Ordinances

Exhibit 2 – Section 8-85, Fort Lauderdale Code of Ordinances

Exhibit 3 - Lauderdale Air Show on Fort Lauderdale Beach Site Plan

**CM-8** 20-0822 Motion Approving the Acceptance of a Grant Award of up to \$75,000 from

the Florida Inland Navigation District (FIND) for Construction Design and

Permitting at North Fork Riverfront Park - (Commission District 3)

Attachments: Commission Agenda Memo 20-0822

Exhibit 1 – Florida Inland Navigation Project Agreement BR-FL-20-148

#### CONSENT RESOLUTION

**CR-1** 20-0895 Resolution Revising and Consolidating Policies for Absent City

Commission and Board and Committee Members to Participate in Meetings Through Communications Technology and Rescinding Resolution No. 12-84 - (Commission Districts 1, 2, 3 and 4)

Attachments: Commission Agenda Memo 20-0895

Exhibit 1 - Resolution

Exhibit 2 - Resolution No. 12-84

**CR-2** 20-0881 Resolution Authorizing (1) Acceptance and Recording of Conveyance of

the Public Park Plaza Portion of the ICON Development (2) Execution and Delivery of a Drainage and Outdoor Dining Area Easement to LOYCA Property Owner, LLC within the Public Park Plaza; (3) Disbursement of City Funds in Conjunction with Closing the Foregoing Transaction -

(Commission District 2)

Exhibit 1 - Development Agreement

Exhibit 2 - Statutory Warranty Deed Conveying Public Park Plaza to City

Exhibit 3 - Drainage and Outdoor Dining Area Easement

Exhibit 4 - Closing Statement

Exhibit 5 - Proposed Resolution

CR-3 20-0882 Resolution Authorizing City Manager to Execute (i) Florida Power & Light

("FPL") Underground Easement over City-owned Property and, (ii)

Counter-execute and Accept a Letter of Agreement from FPL Respecting

Performance by FPL Pursuant to the Underground Easement -

(Commission District 4)

<u>Attachments:</u> Commission Agenda Memo 20-0882

Exhibit 1 - Property Map

Exhibit 2 - FPL Underground Easement

Exhibit 3 – FPL Letter of Agreement

Exhibit 4 - Resolution

**CR-4** 20-0467 Resolution Approving a Locally Funded Agreement and Three Party

Escrow Agreement with Florida Department of Transportation for Tunnel

Top Park Pedestrian Plaza - (Commission District 4)

Attachments: Commission Agenda Memo 20-0467

Exhibit 1 – State of Florida Department of Transportation Locally Funded Agreei

Exhibit 2 - Three Party Escrow Agreement

Exhibit 3 - Commission Agenda Memo 19-0931

Exhibit 4 - Resolution

**CR-5** Resolution Approving a Maintenance Memorandum of Agreement with the

Florida Department of Transportation to Maintain the Landscape and

Hardscape Improvements for the Tunnel Top Park Pedestrian Plaza above

the Henry E. Kinney Tunnel - (Commission District 4)

Attachments: Commission Agenda Memo 20-0785

Exhibit 1 - State of Florida Department of Transportation District Four Landscape

Exhibit 2 - Location Map

Exhibit 3 - Resolution

**CR-6** Resolution Approving a Maintenance Memorandum of Agreement with the

Florida Department of Transportation to Maintain the Improvements for the Tunnel Top Park Pedestrian Plaza above the Henry E. Kinney Tunnel -

(Commission District 4)

		Attachments:	Commission Agenda Memo 20-0842		
			Exhibit 1 – District Four Maintenance Memorandum of Agreement		
			Exhibit 2 - Location Map		
			Exhibit 3 - Resolution		
CR-7	20-0732	Agreement	Approving Fiscal Year 2021 Not For Profit Grant Participation with Areawide Council on Aging of Broward County, Inc Commission Districts 1, 2, 3 and 4)  Commission Agenda Memo 20-0732  Exhibit 1 - Agreement  Exhibit 2 - Resolution		
CR-8	<u>20-0733</u>	Agreement	Approving Fiscal Year 2021 Not For Profit Grant Participation with First Call for Help of Broward, Inc \$20,000 - In Districts 1, 2, 3 and 4)  Commission Agenda Memo 20-0733  Exhibit 1 – Agreement		
			Exhibit 2 – Resolution		
CR-9	20-0769	Agreement	Approving Fiscal Year 2021 Not For Profit Grant Participation with First Call for Help of Broward Inc., to support Broward e (B2L) - \$10,000 - (Commission Districts 1, 2, 3 and 4)  Commission Agenda Memo 20-0769  Exhibit 1 – Agreement  Exhibit 2 – Resolution		
CR-10	<u>20-0686</u>	Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2021 - Appropriation - (Commission Districts 1, 2, 3 and 4)  Attachments: Commission Agenda Memo 20-0686  Exhibit 1 - Resolution			
CONSENT PURCHASE					
CP-1	<u>20-0752</u>	•	ecting All Bids for the Fiveash Water Treatment Reliability Disinfection System Replacement Project - (Commission 2, 3 and 4) Commission Agenda Memo #20-0752 Exhibit 1 – Savings Table		
CP-2	20-0762	Motion Approving Agreement for Motorized Watercraft Concession - Atlantic Beach Clubs-Two, Inc \$550,356 (five-year revenue) - (Commission Districts 2 and 4)			

Commission Agenda Memo 20-0762 Attachments: Exhibit 1 - Solicitation **Exhibit 2 - Tabulation** Exhibit 3 – Atlantic Beach Clubs-Two Proposal Exhibit 4 - Fort Lauderdale Watersports Proposal Exhibit 5 - Agreement CP-3 20-0777 Motion Approving Increase in Funds and Time Extension to Consulting Competitive Negotiation Act Contracts - Various Consultants - \$1,498,677 - (Commission Districts 1, 2, 3 and 4) Commission Agenda Memo #20-0777 Attachments: CP-4 20-0781 Motion Approving Agreement for Effluent Pump Variable Frequency Drive Replacement at the George T. Lohmeyer Regional Wastewater Treatment Plant - Loveland Electric, Inc. - \$1,603,900 - (Commission Districts 1, 2, 3 and 4) Attachments: Commission Agenda Memo #20-0781 Exhibit 1 - Solicitation Exhibit 2 - Bid Tabulation Exhibit 3 - Agreement CP-5 20-0787 Motion Approving Agreement for Proprietary Purchase of Annual Maintenance and Support Services for Motorola 800 MHz, APCO P25 Radio System, Two-way Subscribers Radios, Equipment Peripherals, Components, and Accessories - Motorola Solutions, Inc. - \$541,270 (estimated one-year total) - (Commission Districts 1, 2, 3 and 4) Commission Agenda Memo #20-0787 Attachments: Exhibit 1 – Executed Motorola Equipment Lease Purchase Agreement for P25 C Exhibit 2 - Executed Motorola Equipment Lease Purchase Agreement for Public Exhibit 3 – Maintenance and Support Service Agreement CP-6 20-0869 Motion Approving Second Amendment in the Amount of \$89,515.28 to Engineering Consultant Services for Downtown Mobility Hub Agreement -(Commission District 2) Commission Agenda Memo #20-0869 Attachments: Exhibit 1 - Agreement Exhibit 2 - First Amendment to Agreement Exhibit 3 – Additional Scope of Services Exhibit 4 - Second Amendment to Agreement CP-7 20-0880 Motion Approving Final Ranking, Negotiated Fee Schedule and Agreement for Civil Engineering Services for the Redesign and Rehabilitation of the Chlorine Flash Mixing Chamber at GTL- AECOM Technical Services, Inc. - \$381,430- (Commission Districts 1, 2, 3 and 4)

Exhibit 1 - Solicitation

Exhibit 2 - Agreement

Exhibit 3 - AECOM Technical Services, Inc. Proposal

CP-8 20-0884 Motion Rejecting All Proposals for the Design Build Pump Station B-4

Force Main Project - (Commission District 1)

<u>Attachments:</u> Commission Agenda Memo #20-0884

#### **NEIGHBOR PRESENTATIONS**

NP-1 20-0894 Dr. Nova Lishon-Savarino - Request for Enforceable Law/Ordinance

**Banning Fireworks** 

Attachments: Dr Nova Lishon-Savarino Neighbor Presentation Application-Scanned

Exhibit 1 - Agenda Note

#### RESOLUTIONS

R-1 20-0866 Appointment of Board and Committee Members - (Commission Districts

1, 2, 3 and 4)

**Attachments:** Resolution for Appointment

**R-2** <u>20-0800</u> Quasi-Judicial - Resolution Approving a Height Bonus for a Site Plan Level

II Development Permit in NWRAC-MUw, Hotel d'Arts - Impact Investments, 1, LLC. - 301 NW 7th Avenue - Case No. R19051 - (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 Agenda Memo 20-0800

Exhibit 1 - Application and Applicants Narratives

Exhibit 2 - Location Map

Exhibit 3 - Plans

Exhibit 4 - Resolution approving
Exhibit 5 - Resolution denying

#### **PUBLIC HEARINGS**

**PH-1** Public Hearing - Resolution Granting a Waiver from the Limitations of the

Beach Boating Restricted Area Ordinance by Approving the Operation of a Motorized Watercraft Concession by Atlantic Beach Clubs-Two, Inc. through the Boating Restricted Area - (Commission District 2)

Exhibit 1 – Application Memo/Application

Exhibit 2 - Section 8-170 through Section 8-177, Code of Ordinances

Exhibit 3 – October 9, 2020 Marine Advisory Board Draft Minutes

Exhibit 4 – Resolution

**PH-2** 20-0770

Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from Residential Multifamily High Rise/High Density (RMH-60) District to Community Business (CB) District through the Allocation of Commercial Flexibility and Associated Site Plan Approval for 28,795 Square-Foot Supermarket - Preste Corporation, Royal Quality Homes, LLC., and Ocean Reef Investments, LLC. - Case No. PLN-SITE-19110004 - (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 20-0770

Exhibit 1 - Location Map

Exhibit 2 - Sketch and Legal Description of the Area to be Rezoned

Exhibit 3 - Application, Site Plan, Proof of Ownership, and Project Narratives

Exhibit 4 - September 16, 2020 PZB Draft Meeting Minutes

Exhibit 5 - September 16, 2020 PZB Staff Report

Exhibit 6 - Water and Sewer Capacity Letter

Exhibit 7 - Traffic Study Executive Summary, KBP Consultants, Inc. July 2020

Exhibit 8 - Transportation and Mobility Department Approval Letter

Exhibit 9 - Public Participation Meeting Summary and Affidavit

Exhibit 10 - Public Sign Notice and Affidavit

Exhibit 11 - Ordinance

PH-3 20-0797

Public Hearing - Quasi-Judicial Ordinance Approving a Public Purpose Use for a Temporary Fire Station and a Surface Parking Lot in the Central Beach Regional Activity Center - 735 North Fort Lauderdale Beach Boulevard - Case No. PLN-SITE-20020002 - (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.

Exhibit 1 - Application, Site Plan, Survey, and Narrative Responses

Exhibit 2 - July 6, 2020 HPB Staff Report

Exhibit 3 - July 6, 2020 HPB Meeting Minutes

Exhibit 4 - Phase I Cultural Resource Assessment Survey Report

Exhibit 5 - September 8, 2020 Coastal Archaeology & History Research Letter

Exhibit 6 - September 16, 2020 PZB Staff Report

Exhibit 7 - Water Sewer Capacity Letter

Exhibit 8 - August 27, 2020 Traffic Impact Statement

**Exhibit 9 - Public Participation Meeting Summary** 

Exhibit 10 - PZB Public Notice Sign and Affidavit

Exhibit 11 - September 16, 2020 PZB Draft Minutes

Exhibit 12 - Ordinance

#### ORDINANCE FIRST READING

**OFR-1** 20-0899 First Reading - Ordinance Amending Chapter 16 Entitled "Miscellaneous

Provisions and Offenses" of the Code of Ordinances of the City of Fort Lauderdale, Florida, By Creating Article IX Entitled "Polystyrene Products"

and Providing for Penalties - (Commission Districts 1, 2, 3 and 4)

Attachments: Commission Agenda Memo 20-0899

Exhibit 1 - Ordinance

**OFR-2** 20-0218 First Reading - Ordinance Creating Article X. - Landlord Registration

Program, of Chapter 9 - Buildings and Construction of the Code of

Ordinances of the City of Fort Lauderdale - (Commission Districts 1, 2, 3

and 4)

Attachments: Commission Agenda Memo 20-0218

Exhibit 1 - Ordinance

#### ORDINANCE SECOND READING

OSR-1 <u>20-0858</u> Second Reading - Ordinance Amending the Code of Ordinances Chapter

9, Building and Construction Fees, and Landscaping and Tree Removal

Permit Fees - (Commission Districts 1, 2, 3 and 4)

Attachments: Commission Agenda Memo 20-0858

Exhibit 1 - Ordinance

OSR-2 20-0859 Second Reading - Ordinance Amending the Noise Ordinance Relating to

the Construction of Large or Complex Projects (Transportation and Non-Transportation) Exemption for Time to Comply, Establishing

Additional Criteria for the Approval and Revocation of Special Permits. -

(Commission Districts 1, 2, 3 and 4)

Exhibit 1 - Ordinance

OSR-3 <u>20-0860</u>

Second Reading - Ordinance Amending City of Fort Lauderdale Unified Land Development Regulations (ULDR); Amending Section 47-13.10, List of Permitted and Conditional Uses; Amending Section 47-13.20, Incorporating by Reference Chapter 4 of the Downtown Master Plan; Amending Open Space Regulations; Defining Downtown Character Areas and Transition Zones; Amending Downtown Landscape and Tree requirements; Amending Section 47-13.21, Table of Dimensional Requirements for the Downtown Regional Activity Center (DRAC) District to Provide Dimensional Requirements for the DRAC Character Areas; Amending Section 47-24, Table 1, Development Permits and Procedures; Amending Section 47-25.3, Neighborhood Compatibility Requirements; and Removing Conflicting Requirements - Case No. PLN-ULDR-20090001 (formerly Case T19013) - (Commission Districts 2, 3 and 4)

Attachments: Commission Agenda Memo 20-0860

Exhibit 1 – Proposed ULDR Amendments

Exhibit 2 - December 18 2018 City Commission Workshop Minutes

Exhibit 3 - October 16 2019 PZB Meeting Minutes

Exhibit 4 - September 16 2020 DRAFT PZB Meeting Minutes

Exhibit 5 - September 16 2020 PZB Staff Report

Exhibit 6 - DMP Chapter 4 Design Guidelines

Exhibit 7 - Summary of Stakeholder Meetings and Public Comments

Exhibit 8 - Presentation

Exhibit 9 - Ordinance

OSR-4 20-0861

Second Reading - Ordinance Amending City of Fort Lauderdale Unified Land Development Regulations (ULDR) Sections 47-1.6 through the Revision of the Official Zoning Map of the City Attaching Addendum "A" Entitled "Official Downtown Character Area Map" Depicting the Boundaries of the Downtown Regional Activity Center Character Areas - (Commission Districts 1, 2, 3 and 4)

Attachments: Commission Agenda Memo 20-0861

Exhibit 1 - Downtown Character Areas Map

Exhibit 2 - Downtown Character Areas Sketch and Description

Exhibit 3 - Updated DMP Character Area Pages

Exhibit 4 - Ordinance

OSR-5 20-0862

Second Reading - Ordinance Amending City of Fort Lauderdale Unified Land Development Regulations (ULDR) Sections 47-1.6 through the Revision of the Official Zoning Map of the City Attaching "Official Downtown Transition Zone Area Map" Depicting the Boundaries of the Downtown

Regional Activity Center Transition Zones - (Commission Districts 2, 3 and

Attachments: Commission Agenda Memo 20-0862

Exhibit 1 - Downtown Transition Zones Map

Exhibit 2 - Downtown RAC Transition Zones Sketch and Description

Exhibit 3 - Updated DMP Transition Zone Pages

Exhibit 4 - 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.