City of Fort Lauderdale

City Commission Regular Meeting Agenda

Monday, October 3, 2022 - 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
BEN SORENSEN Vice Mayor - Commissioner - District IV
HEATHER MORAITIS Commissioner - District I
STEVEN GLASSMAN Commissioner - District II
ROBERT L. McKINZIE Commissioner - District III

GREG CHAVARRIA, City Manager DAVID R. SOLOMAN, City Clerk ALAIN E. BOILEAU, City Attorney PATRICK REILLY, Interim City Auditor

PUBLIC APPEARANCES BEFORE THE CITY COMMISSION:

If any person wishes to address the City Commission, the person shall sign up in the City Hall 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 City Hall 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>22-0957</u> Minutes for June 21, 2022 Commission Conference Meeting -

(Commission Districts 1, 2, 3 and 4)

Attachments: June 21, 2022 Commission Conference Meeting

PRESENTATIONS

PRES-1	22-0960	Commissioner Glassman to present a Proclamation declaring October 2022, as LGBTQ+ History Month in the City of Fort Lauderdale
PRES-2	<u>22-0961</u>	Vice Mayor Sorensen to present a Proclamation declaring September 15 through October 15, 2022, as Hispanic Heritage Month in the City of Fort Lauderdale
PRES-3	<u>22-0962</u>	Commissioner Moraitis to present a Proclamation declaring October 2022, as Cybersecurity Awareness Month in the City of Fort Lauderdale
PRES-4	<u>22-0963</u>	Commissioner Moraitis to present Proclamation declaring October 9-15, 2022, as Fire Prevention Week in the City of Fort Lauderdale
PRES-5	<u>22-0964</u>	Presentation from Michael Morash of Verisk to redesignate a Class 1 Public Protection Classification Rating to 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 22-0933 Motion Approving an Event Agreement for 21st Annual STILES Light Up

Downtown - (Commission District 4)

Attachments: Commission Agenda Memo 22-0933

Exhibit 1 – 21st Annual STILES Light Up Downtown Application

Exhibit 1b – 21st Annual STILES Light Up Downtown Site Plan

Exhibit 1b – 21st Annual STILES Light Up Downtown Agreement

Exhibit 2 - November 2022 Special Event Calendar

CM-2	<u>22-0816</u>	Motion Accepting a Grant from Florida Department of State, Division of Arts and Culture - Specific Cultural Project (SCP) Grant - (Commission Districts 1, 2, 3 and 4)
		Attachments: Commission Agenda Memo 22-0816
		Exhibit 1 – Grant Pre-Application Form
		Exhibit 2 – Specific Cultural Project Grant Agreement
CM-3	<u>22-0826</u>	Motion Accepting Florida Department of Transportation Grant - \$83,390.44 - (Commission Districts 1, 2, 3 and 4) Attachments: Commission Agenda Memo #22-0826
		Exhibit 1 - FY22 Institute of Police Technology and Management Subgrant Agre
CM-4	<u>22-0880</u>	Motion Approving First Amendment to the License Agreement Between Ft. Lauderdale Archers, Inc. and the City of Fort Lauderdale - (Unincorporated Broward County)
		Attachments: Commission Agenda Memo 22-0880
		Exhibit 1 - Location Map
		Exhibit 2 - 2021 License Agreement
		Exhibit 3 - Proposed First Amendment to the License Agreement
CM-5	<u>22-0930</u>	Motion Authorizing Settlement of General Liability Claim of Eric Wiborg - \$173,635.74 - (Commission Districts 1, 2, 3 and 4) <u>Attachments:</u> Commission Agenda Memo 22-0930
CM-6	<u>22-0931</u>	Motion Authorizing Settlement of General Liability Claim in the Matter of Marie Rispoli, et al. v. City of Fort Lauderdale, Case No. CACE 19-023248 (18) - \$150,000 - (Commission Districts 1, 2, 3 and 4) Attachments: Commission Agenda Memo 22-0931
СМ-7	22-0932	Motion Authorizing Settlement of Workers' Compensation Claim in the Matter of Marc DeCarlo v. City of Fort Lauderdale, Case No. 20-001083MJR - \$175,000 - (Commission Districts 1, 2, 3 and 4) Attachments: Commission Agenda Memo 22-0932
CM-8	22-0936	Motion Authorizing Settlement of Workers' Compensation Claims in the Matter of Paul Maniates v. City of Fort Lauderdale, Case No. 12-00291JW and 12-000294JW - \$312,500 - (Commission Districts 1, 2, 3 and 4) Attachments: Commission Agenda Memo 22-0936
CM-9	22-0937	Motion Authorizing Settlement of Workers' Compensation Claim in the Matter of Mary Lou Gillis v. City of Fort Lauderdale, Case No. 22-002922DAL - \$115,000 - (Commission Districts 1, 2, 3 and 4) Attachments: Commission Agenda Memo 22-0937

CONSENT RESOLUTION

also known as "Vivian Dempsey Path" between NW 6th Avenue and NW

9th Avenue - (Commission District 2)

Attachments: Commission Agenda Memo 22-0450

Exhibit 1 - Street Name Change Application and Petition of Support

Exhibit 2 - Location Map

Exhibit 3 - Sign Mock-up and Cost Estimate

Exhibit 4 - Resolution

CR-2 <u>22-0971</u> Resolution Rescheduling City Commission Meeting Dates in 2023 -

(Commission Districts 1, 2, 3 and 4)

<u>Attachments:</u> Commission Agenda Memo #22-0971

Exhibit 1 - Resolution No 21-229

Exhibit 2 - Resolution

CONSENT PURCHASE

CP-1 <u>22-0621</u> Motion Approving Agreement for Proprietary Purchase of Service and

Maintenance Plan with Parts Program for ChlorKing® NEXGEN 100SM-R On-Site Chlorine Generating System at the Aquatic Center - Commercial

Energy Specialists, LLC - \$189,055.35 - (Commission District 2)

Attachments: Commission Agenda Memo #22-0621

Exhibit 1 - CES Maintenance Plan

Exhibit 2 - CAM #21-0979

Exhibit 3 - ChlorKing Maintenance Plan Agreement

CP-2 <u>22-0753</u> Motion Approving Award for the Purchase of Landscaping and

Maintenance of Stormwater Facilities at River Oaks and Melrose Park - Aquatic Control Group Inc. - \$641,900 - (Commission Districts 3 and 4)

Attachments: Commission Agenda Memo #22-0753

Exhibit 1 - Solicitation

Exhibit 2 - Bid Tabulation

Exhibit 3 - 12700-823 - CoFL - ACGI - Landscape Maintenance Agreement.pdf

Exhibit 4 - Supporting Documentation

- (Commission Districts 1, 2, 3 and 4) Attachments: Commission Agenda Memo #22-0754 Exhibit 1 - Broward County Public Schools Bid No. FY23-030 Exhibit 2 - Broward County Public Schools Contract Award and Contract Pricin Exhibit 3 - World of Kids Transportation Corp. Agreement Exhibit 4 - Franay, LLC. dba Always on the Go Agreement	g
Exhibit 5 - Maranata School Bus Services Corp. Agreement	
CP-4 Motion Approving Proprietary Purchase for the Manufacturing and Installation of Riverwalk Floating Dock Construction Phase II - Florida Floats Inc. dba Bellingham Marine - \$422,890 - (Commission District 2) Attachments: Commission Agenda Memo #22-0845 Exhibit 1 - CAM 21-1116 Exhibit 2 - Agreement	
CP-5 Motion Approving Proprietary Purchases on an As-needed basis for Water Distribution, -Wastewater Collection, and Stormwater System Infrastructures and Treatment Facilities - Estimated Total Not to Exceed \$6,577,000 - (Commission Districts 1, 2, 3 and 4) Attachments: Commission Agenda Memo #22-0873 Exhibit 1 - List of Proprietary Vendors and Equipment	
CP-6 Motion Approving the Boat and Outboard Motor Maintenance and Repair - Canamer Mobile Marine Service Inc \$402,800.00 - (Commission Districts 1, 2, 3 and 4)	
Attachments: Commission Agenda Memo #22-0884 Exhibit 1 - Solicitation	

Exhibit 1 - Solicitation

Exhibit 2 - Bid Tabulation

Exhibit 3 - Canamer Mobile Marine Service, Inc. 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 22-0934 Motion Approving an Event Agreement with Request for Music Exemption

for the Fort Lauderdale International Film Festival (FLIFF) Beach Bash -

Closing Party - (Commission District 2)

Attachments: Commission Agenda Memo 22-0934

Exhibit 1 - Commission Memo 19-076

Exhibit 2 - Fort Lauderdale International Film Festival (FLIFF) Beach Bash - Cle

Exhibit 2a - Fort Lauderdale International Film Festival (FLIFF) Beach Bash - C

Exhibit 2b - Fort Lauderdale International Film Festival (FLIFF) Beach Bash - C

Exhibit 3 - November 2022 Special Event Calendar

M-2 22-0935 Motion Approving Event Agreements and Related Road Closures for

Dining in the Streets and MASS District Events - (Commission Districts 1

and 2)

Attachments: Commission Agenda Memo 22-0935

Exhibit 1 – Dining in the Streets Application

Exhibit 1a – Dining in the Streets Site Plan

Exhibit 1b - Dining in the Streets Agreement

Exhibit 2 – MASS District Events Application

Exhibit 2a – MASS District Events Site Plan

Exhibit 2b – MASS District Events Agreement

Exhibit 3 – October 2022 Special Event Calendar

Exhibit 4 - November 2022 Special Events Calendar

Exhibit 5- December 2022 Special Events Calendar

Exhibit 6 - January 2023 Special Events Calendar

Exhibit 7 - February 2023 Special Events Calendar

M-3 22-0942 Motion Approving an Event Agreement, Related Road Closure and

Request for Music Exemption for MODS Gala - (Commission District 2)

Attachments: Commission Agenda Memo 22-0942

Exhibit 1 - Commission Memo 19-076

Exhibit 2 – MODS Gala Application

Exhibit 2a – MODS Gala Site Plan

Exhibit 2b – MODS Gala Agreement

Exhibit 3 - October 2022 Special Event Calendar

M-4 <u>22-0859</u> Motion Authorizing the Withdrawal from Negotiations for Lease Agreement with

Midgard Group Inc. for Lot 20/21 in the Airport Industrial Park at Fort Lauderdale

Executive Airport - (Commission District 1)

<u>Attachments:</u> Commission Agenda Memo 22-0859

Exhibit 1 - Location Map

Exhibit 2 - Colliers' Solicitation Summary
Exhibit 3 - Midgard Group Inc. Proposal

Exhibit 4 - Colliers' Solicitation

NEIGHBOR PRESENTATIONS

NP-1 22-0819 Anthony Falcone - Pay By Phone - Flagler Village

<u>Attachments:</u> Anthony Falcone Neighbor Presentation Application

RESOLUTIONS

R-1 22-0956 Appointment of Board and Committee Members - (Commission Districts

1, 2, 3 and 4)

Attachments: Resolution for Appointment 10.03.2022

R-2 22-0891 Resolution Supporting the Broward Solar Co-op and Directing the City

Manager to Provide In-kind Support for Informational Meetings and Outreach on the Co-op and Allowing the City of Fort Lauderdale to be Identified as a Partner of the Co-op - (Commission Districts 1, 2, 3 and 4)

Attachments: Commission Agenda Memo 22-0891

Exhibit 1 - Solar United Neighbors Information Sheets

Exhibit 2 – June 27, 2022, SAB Communication

Exhibit 3 - Resolution

PUBLIC HEARINGS

PH-1 22-0847

Public Hearing - Quasi-Judicial Ordinance Rezoning from Residential Multifamily Mid Rise Medium High Density (RMM-25) District to Northwest Regional Activity Center- Mixed Use East (NWRAC-MUe) District - 312 NW 7th Street, LLC - Case No. UDP-Z22004 - (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: Com

Commission Agenda Memo 22-0847

Exhibit 1 - Application, Zoning and Future Land Use Maps, and Sketch and Lega

Exhibit 2 - Property Owner Affidavits

Exhibit 3 - Applicant's Narrative Responses to Criteria

Exhibit 4 - July 20, 2022, Planning and Zoning Board Staff Report

Exhibit 5 - July 20, 2022, Planning and Zoning Board Meeting Minutes

Exhibit 6 - Public Participation Meeting Summary and Affidavits

Exhibit 7 - Ordinance

PH-2 22-0869

Public Hearing - Ordinance Amending the City of Fort Lauderdale Unified Land Development Regulations Section 47-6.12, List of Permitted and Conditional Uses, General Business (B-2) District, Section 47-6.13, List of Permitted and Conditional Uses, Heavy Commercial/Light Industrial (B-3) District, and Section 47-19.9, Outdoor Uses - Case No. UDP-T22005 - (Commission Districts 1, 2, 3 and 4)

Attachments:

Commission Agenda Memo 22-0869

Exhibit 1 - August 17, 2022, PZB Staff Report

Exhibit 2 - August 17, 2022 PZB Meeting Minutes

Exhibit 3 - Ordinance

ORDINANCE FIRST READING

OFR-1 <u>22-0943</u>

First Reading - Ordinance Repealing Article IX - "Prohibition of Conversion Therapy on Minors" of Chapter 29 - Human Rights of the City of Fort Lauderdale, Florida Code Of Ordinances - (Commission Districts 1, 2, 3 and 4)

<u>Attachments:</u> Commission Agenda Memo # 22-0943

Exhibit 1 - Ordinance No. C-19-30

Exhibit 2 - US 11th Circuit Court of Appeal Mandate

Exhibit 3 - Proposed Ordinance

ORDINANCE SECOND READING

OSR-1 22-0907

Second Reading - Quasi-Judicial Ordinance Approving a Rezoning from Boulevard Business (B-1) District to Parks, Recreation and Open Space (P) District - 2750 NW 19th Street and 2770 NW 19th Street - City of Fort Lauderdale- Case No. UDP-Z22005 - (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 22-0907

Exhibit 1 - Location Map

Exhibit 2 - Application, Narrative Responses to Criteria and Sketch and Legal De

Exhibit 3 - July 20, 2022 PZB Meeting Minutes

Exhibit 4 - July 20, 2022 PZB Staff Report

Exhibit 5 - PZB Public Sign Notice and Affidavit

Exhibit 6 - Ordinance

OSR-2 22-0908

Second Reading - Quasi-Judicial Ordinance Approving a Rezoning from Planned Unit Development (PUD) to Parks, Recreation and Open Space (P) District- 1621 SW 24th Street - City of Fort Lauderdale- Case No. UDP-Z22006 - (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 22-0908

Exhibit 1 - Location Map

Exhibit 2 - Application, Narrative Responses to Criteria and Sketch and Legal Do

Exhibit 3 - July 20, 2022, PZB Meeting Minutes

Exhibit 4 - July 20, 2022, PZB Staff Report

Exhibit 5 - PZB Public Sign Notice and Affidavit

Exhibit 6 - Ordinance

OSR-3 <u>22-0909</u>

Second Reading - Quasi-Judicial Ordinance Approving a Rezoning from Airport Industrial Park (AIP) District to Parks, Recreation and Open Space (P) District - 6200 NW 21st Avenue - City of Fort Lauderdale- Case No. UDP-Z22007 - (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 22-0909

Exhibit 1 - Location Map

Exhibit 2 - Application, Narrative Responses to Criteria and Sketch and Legal De

Exhibit 3 - July 20, 2022 PZB Meeting Minutes

Exhibit 4 - July 20, 2022 PZB Staff Report

Exhibit 5 - PZB Public Sign Notice and Affidavit

Exhibit 6 - Ordinance

OSR-4 22-0910

Second Reading - Quasi-Judicial Ordinance Approving a Rezoning from Regional Activity Center - City Center (RAC-CC) District to Parks, Recreation and Open Space (P) District - 25 SW 9th Street and 701 S. Andrews Avenue - City of Fort Lauderdale- Case No. UDP-Z22008 - (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 22-0910

Exhibit 1 - Location Map

Exhibit 2 - Application, Narrative Responses to Criteria and Sketch and Legal De

Exhibit 3 - July 20, 2022 PZB Meeting Minutes

Exhibit 4 - July 20, 2022 PZB Staff Report

Exhibit 5 - PZB Public Sign Notice and Affidavit

Exhibit 6 - Ordinance

OSR-5 <u>22-0911</u>

Second Reading - Quasi-Judicial Ordinance Approving a Rezoning from Residential Single Family/Low Medium Density (RS-8) District to Parks, Recreation and Open Space (P) District - 2401 NE 8th Street - City of Fort Lauderdale- Case No. UDP-Z22010 - (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 22-0911

Exhibit 1 - Location Map

Exhibit 2 - Application, Narrative Responses to Criteria and Sketch and Legal De

Exhibit 3 - July 20, 2022 PZB Meeting Minutes

Exhibit 4 - July 20, 2022 PZB Staff Report

Exhibit 5 - PZB Public Sign Notice and Affidavit

Exhibit 6 - Ordinance

OSR-6 22-0912

Second Reading - Quasi-Judicial Ordinance Approving a Rezoning from One-Family Detached Dwelling - County (RS-4) District to Parks, Recreation and Open Space (P) District - 4600 Twin Lakes Boulevard-City of Fort Lauderdale- Case No. UDP-Z22011 - (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.

<u>Attachments:</u> Commission Agenda Memo 22-0912

Exhibit 1 - Location Map

Exhibit 2 - Application, Narrative Responses to Criteria and Sketch and Legal De

Exhibit 3 - July 20, 2022 PZB Meeting Minutes

Exhibit 4 - July 20, 2022 PZB Staff Report

Exhibit 5 - PZB Public Sign Notice and Affidavit

Exhibit 6 - Ordinance

OSR-7 22-0913

Second Reading - Quasi-Judicial Ordinance Approving a Rezoning from Residential Single Family/Low Medium Density (RS-8) District to Parks, Recreation and Open Space (P) District - 2 North Victoria Park Road - City of Fort Lauderdale- Case No. UDP-Z22012 - (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 22-0913

Exhibit 1 - Location Map

Exhibit 2 - Application, Narrative Responses to Criteria and Sketch and Legal De

Exhibit 3 - July 20, 2022 PZB Meeting Minutes

Exhibit 4 - July 20, 2022 PZB Staff Report

Exhibit 5 - PZB Public Sign Notice and Affidavit

Exhibit 6 - Ordinance

OSR-8 22-0926

Second Reading - Ordinance Amending the City of Fort Lauderdale Code of Ordinances Section 8-55.2, titled "Franchises", to Allow One (1) Option to Extend Concession Franchises for an Additional Term Not to Exceed Five (5) Years - (Commission District 2)

Attachments: Commission Agenda Memo 22-0926

Exhibit 1 – Ordinance

OSR-9 22-0927

Second Reading - Creating an Ordinance in the City of Fort Lauderdale Code of Ordinances, Section 19-7, Smoking in Public Parks or on Public Beach is Prohibited - (Commission District 1, 2 and 4)

Attachments: Commission Agenda Memo 22-0927

Exhibit 1 - Ordinance

OSR-10 <u>22-0959</u>

Second Reading - Ordinance Amending the City of Fort Lauderdale Code of Ordinances to Delete Chapter 3, Article I, Section 3-1 Entitled "Advertising Vehicles or Watercraft Prohibited" of the Code of Ordinances of the City of Fort Lauderdale, Florida - (Commission Districts 1, 2, 3 and 4)

<u>Attachments:</u> Commission Agenda Memo 22-0959

Exhibit 1 - Proposed Ordinance

ADJOURNMENT