

City of Fort Lauderdale

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Meeting Minutes

Tuesday, April 18, 2023

6:00 PM

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*****VIRTUAL MEETING ONLY*****

REGULAR MEETING

FORT LAUDERDALE CITY COMMISSIONER

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

CALL TO ORDER

Mayor Trantalis called the meeting to order at 6:18 p.m.

Pledge of Allegiance

Mayor Dean J. Trantalis

MOMENT OF SILENCE**ROLL CALL**

Present: 5 - Commissioner John C. Herbst, Commissioner Steven Glassman, Vice Mayor Pam Beasley-Pittman, Commissioner Warren Sturman and Mayor Dean J. Trantalis

QUORUM ESTABLISHED

Also Present: City Manager Greg Chavarria, City Clerk David R. Soloman, Interim City Attorney D'Wayne M. Spence, and City Auditor Patrick Reilly

AGENDA ANNOUNCEMENTS

Mayor Trantalis announced the following updates to the published Agenda:

REMOVED:

PRES-1, PRES-2, PRES-3, PRES-4, CM-4, PH-1, PH-2, PH-3, PH-4, PH-5, PH-6, PH-7, PH-8, PH-9, and OSR-1.

WALK-ON Resolution:

WALK-ON - Resolution ratifying the Proclamation of Local State of Emergency (Localized Flooding - April 12, 2023) issued on April 12, 2023 - (Commission Districts 1, 2, 3, and 4)

A copy of the Walk-On Agenda item is attached to these Meeting Minutes.

Approval of MINUTES and Agenda

[23-0398](#)

Minutes for March 23, 2023, Commission Conference Meeting and March 23, 2023, Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

Commissioner Sturman made motion to approve the Meeting Minutes and Agenda as amended and was seconded by Commissioner Herbst.

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

PRESENTATIONS

PRES- [23-0403](#) Mayor Trantalis will recognize the Winners of Greater Fort
1 Lauderdale Sister Cities Inc. and Florida Turkish American Association's 2023 "If I were Mayor" Competition

REMOVED FROM AGENDA

PRES- [23-0404](#) Mayor Trantalis to announce City of Fort Lauderdale's achievement
2 in obtaining the LEED Gold Certification

REMOVED FROM AGENDA

PRES- [23-0405](#) Commissioner Sturman to present a Proclamation declaring April 28,
3 2023, as Arbor Day in the City of Fort Lauderdale

REMOVED FROM AGENDA

PRES- [23-0406](#) Commissioner Glassman to present District II Community
4 Appearance Board "WOW" Award

REMOVED FROM AGENDA

CONSENT AGENDA

Mayor Trantalis announced that the following Consent Agenda item was pulled by a Commission Member for separate discussion:

CP-1 Commissioner Herbst

CONSENT AGENDA PUBLIC COMMENT

CM-5:

In response to Commissioner Glassman's question, Ken Krasnow, Colliers International, explained the reason the City would be paying rent for the Police Substation to be relocated to the L.A. Lee YMCA/Mizell Community Center (YMCA). Mr. Krasnow remarked on the quality of the YMCA space and noted that any tenant would pay rent. He noted that if the Police Substation was at another location on the Sistrunk Corridor, the rent would be higher.

Commissioner Glassman discussed the substantial amount of funding the City contributed for the construction of the YMCA. He explained his viewpoint that the City should not pay rent for the Police Substation space at the YMCA.

Vice Mayor Beasley-Pittman commented that the City is paying more in rental costs for the Police Substation's current location. Commissioner Glassman noted the approximate \$1,500 difference.

In response to Mayor Trantalis' question, Police Chief Patrick Lynn said that the current location that the Police Substation occupies may be slightly larger than the YMCA location, and commented that there is no comparison between the two (2) facilities. Further comment and discussion ensued.

City Manager Chavarria remarked on the visibility and strategic nature of locating the Police Substation at the YMCA to address safety concerns around Provident Park. It would also enhance community policing in the area. Commissioner Glassman concurred and clarified his concerns relate to financial aspects. Commissioner Herbst agreed and remarked on his perspective that the YMCA should have offered this space to the City at no cost due to the significant funding provided to the YMCA. Further comment and discussion ensued.

Approval of the Consent Agenda

Commissioner Sturman made a motion to approve the Consent Agenda and was seconded by Vice Mayor Beasley-Pittman.

Approve the Consent Agenda

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CONSENT MOTION

CM-1 [23-0384](#)

Motion Approving an Event Agreement for Victoria Park Civic Association Spring Festival 2023 - (Commission District 2)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CM-2 [23-0361](#)

Motion Declaring the Great American Beach Party on Fort Lauderdale Beach, Scheduled for May 27, 2023, 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)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CM-3 [23-0297](#)

Motion Approving a Sovereignty Submerged Land Lease Renewal/Board of Trustees of the Internal Improvement Trust Fund of the State of Florida / BOT FILE NO. 060218246 - Las Olas Bight Mooring Field - (Commission District 2)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CM-4 [23-0306](#)

Motion Authorizing the Exercise of the First Three (3) Year Option under Lease by and between City of Fort Lauderdale and 1 East Broward Owner LLC and the Execution of the First Amendment - (Commission District 2)

REMOVED FROM AGENDA

CM-5 [23-0388](#)

Motion Approving the Lease Agreement between YMCA of South Florida, INC and the City of Fort Lauderdale, in Substantially the Form Attached - \$231,863 (10-Year Rent) - (Commission District 3)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CM-6 [23-0400](#)

Motion Authorizing the use of DRV PNK Stadium for the Florida Beach Bowl on December 28, 2023 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CONSENT RESOLUTION

CR-1 [23-0091](#)

Resolution Terminating the Lease Agreement with Southeast Toyota Distributors, LLC for Parcel 8H at the Fort Lauderdale Executive Airport and Authorizing the City Manager to Execute a Lease Agreement with JM Family Enterprises, Inc. - (Commission District 1)

ADOPTED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CR-2 [23-0314](#)

Resolution (a) Approving an Application for a Dock Permit for Usage of Public Property by Andrew and Amy Shook adjacent to 1109 Cordova Road for a proposed 65'+/- X 10'+/- floating dock, access platform, and appurtenant gangways and (b) Authorizing Execution of a Declaration of Restrictive Covenants - (Commission District 4)

ADOPTED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CONSENT PURCHASE

CP-1 [23-0152](#)

Motion Approving a First Amendment to the Cemetery Management Software Agreement between the City of Fort Lauderdale and Site Industries LLC, a/k/a CemSites - (Commission Districts 1, 2, 3 and 4)

Commissioner Herbst remarked on significant delays associated with this Agenda item, including the new vendor's management of City cemeteries, and requested an explanation regarding the vendor contract. Stacy Spates, Parks and Recreation Department Program Manager and Cemetery System Board of Trustees Liaison, explained there were initial issues with the transfer and implementation of the Cemetery Management Software and expounded on related details. Ms. Spates remarked on positive negotiations between Procurement Staff and the vendor, and the vendor has indicated a readiness to move forward.

Commissioner Herbst made a motion to approve this Agenda item and was seconded by Commissioner Sturman.

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CP-2 [23-0223](#)

Motion to Terminate Piggyback Agreement with Circuit Transit Inc. Utilizing City of Hollywood Agreement for Transportation Circulator Services and Approving Piggyback Agreement with Circuit Transit Inc. Utilizing the City of Pompano Beach's Agreement for Transportation Services - \$515,710.40 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CP-3 [23-0291](#)

Motion Approving the Purchase of Sludge Dewatering Polymer - Polydyne Inc. - \$442,800 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CP-4 [23-0292](#)

Motion Approving an Agreement for Document and Media Scanning Services - Advanced Data Solutions, Inc. \$583,000 and Advanced Imaging Solutions, Inc. \$237,500 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

CP-5 [23-0300](#)

Motion Approving Increase to the Consultants' Competitive Negotiation Act (CCNA) - Professional Services Library, Continuing Services Agreement with Michael Baker International, Inc. - RFQ No. 12464-416 - \$18,594 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

MOTIONS

M-1 [23-0011](#)

Motion Approving Agreement for Turf Grass Maintenance for City Quadrants: NW, SW, NE and SE - VisualScape, Inc. - \$1,584,172 - (Commission Districts 1, 2, 3 and 4)

Commissioner Sturman made a motion to approve this Agenda item and was seconded by Commissioner Herbst.

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

M-2 [23-0423](#)

Motion Approving an Amendment to the Services Agreement between the City of Fort Lauderdale and the Fort Lauderdale Community Redevelopment Agency (CRA) - (Commission Districts 2 and 3)

Commissioner Herbst made a motion to approve this Agenda item and was seconded by Commissioner Sturman.

APPROVED

Yea: 4 - Commissioner Herbst, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

Nay: 1 - Commissioner Glassman

M-3 [23-0340](#)

Motion Designating the Ten Most Populous City Seat to Florida League of Cities Board of Directors - (Commission Districts 1, 2, 3 and 4)

Commissioner Herbst made a motion to designate Mayor Dean Trantalis as the City's representative on the Board of Directors of the Florida League of Cities Ten Most Populous County Seats and was seconded by Commissioner Sturman.

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

M-4 [23-0415](#)

Motion Approving City of Fort Lauderdale Voting Delegate and Alternate(s) for National League of Cities 2023 City Summit and Annual Business Meeting - November 16-18, 2023 - (Commission Districts 1, 2, 3 and 4)

Commissioner Sturman made a motion to designate Commissioner Herbst as the Fort Lauderdale voting delegate at the National League of Cities 2023 City Summit and Annual Business Meeting - November 16-18, 2023, and Vice Mayor Beasley-Pittman as the alternate voting delegate and was seconded by Commissioner Herbst.

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

RESOLUTIONS**R-1** [23-0413](#)

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

City Clerk David Soloman read the names of Board and Committee nominees for appointment and/or reappointment at the May 2, 2023, Commission Regular Meeting.

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

Vice Mayor Beasley-Pittman introduced this Resolution as amended which was read by title only.

ADOPTED AS AMENDED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

R-2 [23-0339](#)

Resolution Appointing Director, Alternate and Second Alternate to Broward League of Cities Board of Directors - (Commission Districts 1, 2, 3 and 4)

Commissioner Herbst introduced this Resolution appointing Vice Mayor Beasley-Pittman as the Director and Mayor Trantalis as the first alternate to the Broward League of Cities Board of Directors.

ADOPTED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

R-3 [23-0347](#)

Quasi-Judicial Resolution - Approving a Site Plan Level II Development Permit and Design Deviation Requests - Broward County Board of County Commissioners - 600 North Andrews Avenue - Gallery at Flagler Village - Case No. UDP-S23006 - (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.

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

Mayor Trantalis opened the public hearing.

Mayor Trantalis recognized Robert Lochrie, Esq., Lochrie and Chakas, P.A., on behalf of the applicant. Mr. Lochrie was sworn in for his testimony. Mr. Lochrie described details of this Site Plan Level II Development Permit and design deviation requests for the District 2 mixed-income project located at 600 North Andrews Avenue - Gallery at Flagler Village (Project). Mr. Lochrie explained details of the residential and commercial space as described in the backup information, which includes affordable housing.

Mayor Trantalis remarked on the strategic location of the Project and its impact on the community. In response to Mayor Trantalis' request, Mr. Lochrie narrated a presentation illustrating the design and other aspects of the Project.

A copy has been made part of the backup to this Agenda item.

In response to Mayor Trantalis' questions, Mr. Lochrie explained details of the requested setbacks.

In response to Commissioner Sturman's question, Mr. Lochrie confirmed the percentage of affordable housing is fifty-seven percent (57%) of the Project and expounded on related details included in the backup information.

Mayor Trantalis recognized Leann Barber, 500 NE 1st Avenue, and Flagler Village Association President. Ms. Barber was sworn in for her testimony. Ms. Barber said that Flagler Village welcomes affordable housing to the neighborhood. She requested residents have an open dialogue with the developer before Commission approval and remarked on related details that included traffic-related concerns and the area's need for additional sidewalks and critical infrastructure.

In response to Mayor Trantalis' question, Mr. Lochrie confirmed neighborhood outreach efforts related to this Project and cited examples. He remarked on efforts to build out sidewalks on area parcels as they are developed. Ms. Barber confirmed the need for neighborhood comments and involvement to be included and documented in the Development Review Committee (DRC) process. Further comment and discussion ensued.

In response to Mayor Trantalis' questions, Interim City Attorney Spence explained there is a public participation requirement for certain levels of development, and at the DRC level, it is a technical review. Chris Cooper, Development Services Department Director, explained that this Site Plan Level II Project does not require public outreach or participation. He remarked on related details associated with the Downtown Regional Activity Center (RAC). Mr. Cooper confirmed that the Commission had requested Staff to address Code amendments requiring developers to provide community outreach and feedback for all Site Plan Level projects. He noted that Staff emails DRC Meeting Agendas to the neighborhood association presidents, which includes a list of Site Plan Level II projects.

In response to Ms. Barber's statement that the neighborhood comments are not published, Mr. Cooper confirmed that the only DRC comments recorded relate to technical aspects of the Code, and applicants are not required to respond to items other than technical aspects of the Code. Further comment and discussion ensued.

Mayor Trantalis concurred with Ms. Barber's point and explained his

perspective that the community has an awareness of the dynamics of a Project's area. In response to Mayor Trantalis' question about the adverse impact of delaying a decision on this Project to allow additional community feedback, Mr. Lochrie confirmed and explained details associated with the applicant's financing and remarked on the importance of this Project to the City.

Commissioner Glassman concurred with Ms. Barber's viewpoint and noted his request at the Commission Goal Setting Workshop that Staff modify Code to require the inclusion of public participation in the approval process for each Site Plan Level development. He noted that this Project was not required to go before the Planning and Zoning Board, only Staff at a DRC meeting.

Commissioner Glassman explained his viewpoint and confirmed that he does not favor delaying this Project due to the City's need for affordable housing and time being of the essence. Mayor Trantalis explained his perspective regarding previous delays of this Project.

In response to Mayor Trantalis' question, Ms. Barber confirmed there would be an improved Project with neighborhood input. Mr. Lochrie confirmed the applicant would meet with the Flagler Village Association at its next meeting.

There being no one else wishing to speak on this item, Commissioner Herbst made a motion to close the public hearing, which was seconded by Commissioner Sturman. Roll call showed: AYES: Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman, and Mayor Trantalis.

Commissioner Herbst introduced this Resolution for approval which was read by title only.

ADOPTED - Approving

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

PUBLIC HEARINGS

PH-1 [23-0352](#)

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.

REMOVED FROM AGENDA

PH-2 [23-0121](#)

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.

REMOVED FROM AGENDA

PH-3 [23-0122](#)

Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from 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.

REMOVED FROM AGENDA

PH-4 [23-0123](#)

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.

REMOVED FROM AGENDA

PH-5 [23-0124](#)

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.

REMOVED FROM AGENDA

PH-6 [23-0125](#)

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.

REMOVED FROM AGENDA

PH-7 [23-0126](#)

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.

REMOVED FROM AGENDA

PH-8 [23-0127](#)

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.

REMOVED FROM AGENDA

PH-9 [23-0128](#)

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.

REMOVED FROM AGENDA

ORDINANCE FIRST READING

OFR-1 [23-0338](#) First 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)

Commissioner Herbst introduced this Ordinance on the First Reading which was read by title only.

PASSED FIRST READING

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

OFR-2 [23-0342](#) First Reading - Ordinance Amending Section 8-91 Mooring Structures - (Commission Districts 1, 2, 3 and 4)

Commissioner Herbst introduced this Ordinance on the First Reading which was read by title only.

PASSED FIRST READING

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

ORDINANCE SECOND READING

OSR-1 [23-0409](#) 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.

REMOVED FROM AGENDA

23-0446

WALK-ON - Resolution Ratifying the Proclamation of Local State of Emergency (Localized Flooding - April 12, 2023) issued on April 12, 2023 - (Commission Districts 1, 2, 3, and 4)

Interim City Attorney D'Wayne Spence confirmed an email was sent to each Commission Member that included this Resolution ratifying the Proclamation of a Local State of Emergency due to the recent localized flooding event on April 12, 2023, and explained related details. Each Commission Member confirmed their receipt and review of the Resolution.

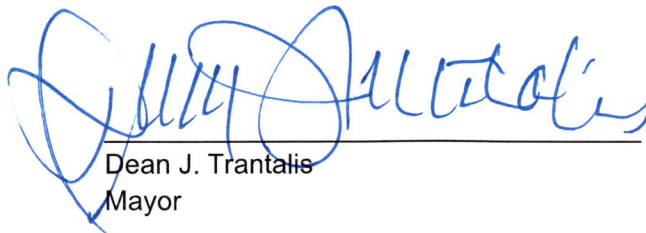
Commissioner Sturman introduced the Resolution which was read by title only.

ADOPTED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

ADJOURNMENT

Mayor Trantalis adjourned the meeting at 7:25 p.m.



Dean J. Trantalis
Mayor

ATTEST:



David R. Soloman
City Clerk



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#23-0446

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: D'Wayne M. Spence, Interim City Attorney

DATE: April 18, 2023

TITLE: **WALK ON** – Motion to Ratify the Proclamation of Local State of Emergency
(Localized Flooding – April 12, 2023) issued on April 12, 2023 –
(Commission Districts 1, 2, 3 and 4)

Recommendation

Staff recommends the City Commission ratify the Proclamation of Local State of Emergency (Localized Flooding - April 12, 2023) issued on April 12, 2023, and authorize the Mayor to extend the proclamation consistent with Florida law.

Background

On April 12, 2023, the City of Fort Lauderdale experienced excessive rain resulting in localized flooding. The heavy rain and flooding poses an imminent threat to the safety of residents of and visitors to the City of Fort Lauderdale, Florida, as well as an imminent threat to property located in the City of Fort Lauderdale, Florida.

In response, Mayor Dean J. Trantalis issued a Proclamation of Local State of Emergency, pursuant to Section 2-274, Code of Ordinances of the City of Fort Lauderdale, Florida. The ordinance section requires that the City Commission, if not in session when the emergency is proclaimed, ratify the proclamation within seven (7) days thereafter or the proclamation shall have no further force or effect.

The proclamation is scheduled to expire on April 19, 2023. Pursuant to Section 252.38(3)(a)5., Florida Statutes, such local declarations may be extended, as necessary, in 7 day increments.

Resource Impact

There will be no current fiscal year impact to the City.

Attachment

Exhibit 1 – Proclamation of Local State of Emergency

Prepared by: D'Wayne M. Spence, Interim City Attorney
Charter Officer: D'Wayne M. Spence, Interim City Attorney



PROCLAMATION OF LOCAL STATE OF EMERGENCY (Localized Flooding - April 12, 2023)

WHEREAS, on April 12, 2023, the City of Fort Lauderdale experienced excessive rain resulting in localized flooding; and

WHEREAS, heavy rain and flooding poses an imminent threat to the safety of residents of and visitors to the City of Fort Lauderdale, Florida; and

WHEREAS, heavy rain and flooding poses an imminent threat to property located in the City of Fort Lauderdale, Florida; and

WHEREAS, Section 2-274, Code of Ordinances of the City of Fort Lauderdale, Florida, empowers the Mayor of the City of Fort Lauderdale to proclaim the existence or threatened existence of a local emergency when the City Commission is not in session; and

WHEREAS, the City Commission is not currently in session; and

WHEREAS, upon proclamation of a local emergency the Mayor of the City of Fort Lauderdale is empowered to:

1. Make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency; provided, however, such rules and regulations must be confirmed at the earliest practicable time by the City Commission;
2. Obtain vital supplies, equipment, and such other properties found lacking and needed for the protection of life and property and bind the city for the fair value thereof and, if required immediately, commandeer the same for public use;
3. Require emergency services of any City officer or employee and, in the event of the proclamation of a state of emergency in Broward County, Florida, command the aid of as many citizens of this community as he deems necessary in the

execution of his duties; such persons shall be entitled to all privileges, benefits, and immunities as are provided by state law for registered disaster service workers;

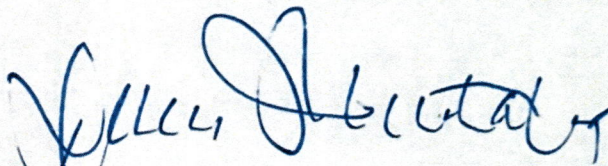
4. Requisition necessary personnel or material of any City department or agency; and
5. Execute all of his ordinary power as Mayor, all of the special powers conferred upon him by Chapter 2, Code of Ordinances of the City of Fort Lauderdale, Florida, or by resolution or emergency plan adopted by the City Commission pursuant to Chapter 2, Article IX, Code of Ordinances of the City of Fort Lauderdale, Florida, all powers conferred upon him by any statute, by an agreement approved by the City Commission, and by any other lawful authority.

WHEREAS, pursuant to Section 16-51, Code of Ordinances of the City of Fort Lauderdale, Florida, the Mayor is empowered to declare that a state of emergency exists within the boundaries of the City of Fort Lauderdale and to exercise the emergency powers conferred in Florida Statutes Sections 870.041 through 870.047;

NOW, THEREFORE, the undersigned, Dean J. Trantalis, Mayor of the City of Fort Lauderdale, Florida, pursuant to the authority vested in him by Sections 16-51 and 2-274, Code of Ordinances of the City of Fort Lauderdale, Florida, does hereby proclaim a local state of emergency in the City of Fort Lauderdale, Florida.

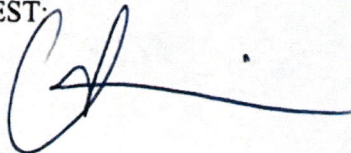
The Local State of Emergency declared hereby shall continue for seven (7) days from the date and time hereof unless modified or rescinded by proper authority.

PROCLAIMED, in the City of Fort Lauderdale, Florida, this 12 day of April, 2023, at 11 : 57 p.m.

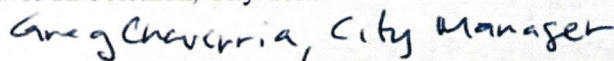


Dean J. Trantalis, Mayor
City of Fort Lauderdale, Florida

ATTEST:



David R. Solomon, City Clerk


Greg Chaverra, City Manager

RESOLUTION NO. 23-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RATIFYING THE MAYOR'S PROCLAMATION OF LOCAL STATE OF EMERGENCY FOR A LOCALIZED FLOODING EVENT, AUTHORIZING THE MAYOR TO EXTEND THE PROCLAMATION CONSISTENT WITH FLORIDA LAW AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, On April 12, 2023, the City of Fort Lauderdale experienced excessive rain resulting in localized flooding; and

WHEREAS, due to a localized flooding event, Mayor Dean J. Trantalis ("Mayor") issued a Proclamation of Local State of Emergency, a copy of which is attached hereto; and

WHEREAS, the conditions prompting the Proclamation of Local State of Emergency continue to exist;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the Mayor's Proclamation of Local State of Emergency dated April 12, 2023, is hereby ratified.

SECTION 2. That the Mayor is authorized to extend the proclamation consistent with Florida law.

ADOPTED this 18th day of April, 2023.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

Dean J. Trantalis _____
John C. Herbst _____
Steven Glassman _____

APPROVED AS TO FORM:

Interim City Attorney
D'WAYNE M. SPENCE

Pamela Beasley-Pittman _____

Warren Sturman _____