

City of Fort Lauderdale

*City Hall
100 North Andrews Avenue
Fort Lauderdale, FL 33301
www.fortlauderdale.gov*



Meeting Minutes - APPROVED

Wednesday, October 5, 2016

6:00 PM

City Commission Chambers

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

*JOHN P. "JACK" SEILER Mayor - Commissioner
DEAN J. TRANTALIS Vice Mayor - Commissioner - District II
BRUCE G. ROBERTS Commissioner - District I
ROBERT L. MCKINZIE Commissioner - District III ROMNEY
ROGERS Commissioner - District IV*

*LEE R. FELDMAN, City Manager
JOHN HERBST, City Auditor
JEFFREY A. MODARELLI, City Clerk
CYNTHIA A. EVERETT, City Attorney*

Invocation

Rabbi Yitzchok Naparstek - Chabad Lubavitch

Pledge of Allegiance

John Herbst, City Auditor

ROLL CALL

Present: 5 - Commissioner Robert L. McKinzie, Commissioner Romney Rogers, Commissioner Bruce G. Roberts, Vice Mayor Dean J. Trantalis and Mayor John P. "Jack" Seiler

QUORUM ESTABLISHED

Also Present: City Manager Lee R. Feldman, City Clerk Jeffrey A. Modarelli, City Attorney Cynthia Everett, City Auditor John Herbst, and Sergeant At Arms Heather Lee

CALL TO ORDER

Mayor Seiler called the meeting to order at 6:04 p.m.

Agenda Announcements

Mayor Seiler read the following Agenda Announcements:

All Presentations and Citizen Presentations currently on the October 5, 2016, Regular Meeting Agenda of the City Commission will be rescheduled to a future date.

The agenda items to be deferred date certain to October 18th, 2016, include:

R-3 Furniture Consignment Warehouse Plat - to be deferred

R-4 Tree House on Brickell Plat - to be deferred

R-5 NE 4th Avenue Lane Elimination Project - to be deferred

OFR-2 Vacation Rental Ordinance to be deferred

City Attorney Everett recommended voting individually on each of the above noted agenda items.

City Clerk Modarelli read the revisions to the remaining items on tonight's Agenda as noted below:

CR-2 - Consolidated Budget Amendment - Revised Exhibit 1 -
Resolution - added reference to Resolution 16-157

PH-2 - Nova Southeastern University Lease - Revised Exhibit 4 -
Lease Agreement - Revised

Approval of MINUTES and Agenda

[16-1229](#)

Minutes for September 7, 2016 Conference Meeting, September 7, 2016 Regular Meeting, and September 12, 2016 Special Meeting for Second Budget Hearing.

Commissioner Rogers moved to approve this item and was seconded by Commissioner Roberts.

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

PRESENTATIONS

PRES- [16-1230](#)
1

Welcome and Introduction of Consul General Lior Haiat, Consul General of Israel to Florida and Puerto Rico

DEFERRED

PRES- [16-1231](#)
2

Proclamation declaring October 6-12, 2016 as National Physician Assistants Week in the City of Fort Lauderdale

DEFERRED

PRES- [16-1182](#)
3

Proclamation declaring the Week of October 3-7, 2016 as Customer Service Week in the City of Fort Lauderdale

DEFERRED

PRES- [16-1181](#)
4

Proclamation declaring the Week of October 9-15, 2016 as Fire Prevention Week in the City of Fort Lauderdale

DEFERRED

PRES- [16-1180](#)
5

Procurement Services Division of Finance Department - National Procurement Institute 2016 Achievement of Excellence in Procurement Award

DEFERRED

CONSENT AGENDA

Mayor Seiler announced the procedure for the consent agenda items and announced the following items had been pulled from tonight's Consent Agenda to be heard and considered individually: CR-2 and PUR-5.

CONSENT MOTION**Approval of the Consent Agenda**

Commissioner Roberts made a motion that Consent Agenda Items CR-2 and PUR-5 be pulled from this meeting's Consent Agenda to be considered separately and that all remaining Consent Agenda Items be approved as recommended. Commissioner McKinzie seconded the motion.

Approve the Consent Agenda

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CM-1 [16-1098](#)

Motion to Approve Event Agreements: Oyster Fest, Fall Family Festival and United Way

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CM-2 [16-1132](#)

Motion to Approve Event Agreements and Related Road Closings: Victoria Park Halloween Block Party and Fun Run, Family Harvest Festival, Seminole Hard Rock Winterfest Boat Parade, Winterfest Family Fun Day, and Fort Lauderdale International Boat Show

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

- CM-3** [16-1148](#) Motion Authorizing the Execution of Revocable License Agreement with Broward County for Non-Exclusive Access and Use of County Right-of-Way
- APPROVED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- CM-4** [16-1078](#) Motion Authorizing Professional Services for Aquatic Center Design Criteria Package - Synalovski Romanik Saye, LLC - \$200,000
- APPROVED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- CM-5** [16-1120](#) Motion Authorizing Purchase of Public Officials and Employment Practices Liability Insurance - ACE American Insurance Company - \$166,629
- APPROVED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- CM-6** [16-1129](#) Motion Authorizing Purchase of Cyber Liability Insurance - Illinois Union Insurance Company (ACE) - \$27,048
- APPROVED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- CM-7** [16-1184](#) Motion Authorizing Settlement of Auto Liability Claim in the Matter of Gilberto Killingbeck v. City of Fort Lauderdale, Case No. CACE 15-002247 (05) in the amount of \$45,000
- APPROVED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- CM-8** [16-1209](#) Motion Authorizing Settlement of Police Liability Claim in the Matter of Molly McCrae v. City of Fort Lauderdale, Case No. 15-61927-CIV-ZLOCH in the Amount of \$17,500 and Injunctive Relief through Consent Final Judgment
- APPROVED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- CM-9** [16-1010](#) Motion Approving a First Extension of an Agreement with TMF2013,

LLC for a Three-day Music Event on Fort Lauderdale Beach, April 7 - 9, 2017

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CM-10 [16-1131](#)

Motion Approving an Application for a Temporary Beach License and Outdoor Event Agreement with Exclusive Sports Marketing, Inc. for a Volleyball Competition

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CM-11 [16-1164](#)

Motion to Approve a Dock Use Agreement with Rubber Duck Holdings, Inc. d/b/a YachtsSalesInternational.com from October 1, 2016 to September 30, 2017 and authorize the City Manager to execute on behalf of the City

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CM-12 [16-1076](#)

Motion to Accept FY2016-2017 Broward County Enhanced Marine Law Enforcement Grant Program Funds - \$165,624

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CONSENT RESOLUTION

CR-1 [16-1029](#)

Resolution Levying the FY 2017 Operating Millage Rate of .5525 and Debt Service Millage Rate of .4749 for the City of Fort Lauderdale Downtown Development Authority (DDA)

ADOPTED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CR-2 [16-1088](#)

Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2017 - Appropriation

Vice Mayor Trantalis addressed City Manager Feldman asking if the City would have a Skate Park. City Manager Feldman stated the City had a Skate Park listed in the Park Impact Fee Program. However, the City has never pursued and the City does not have a site. Based

on the City's new Master Plan, there does not seem to be a demand. Vice Mayor Trantalis stated there is a demand for a Skate Park and this is an opportunity for the City to bring people from all over the country and locally to participate in this sport as it is an Olympic Event. Vice Mayor Trantalis suggested that on a future budget City Manager Feldman may want to consider this opportunity. City Manager Feldman recommended this would be an appropriate topic when the City Commission has its joint meeting next month with the Parks, Recreation and Beaches Advisory Board.

Vice Mayor Trantalis introduced this resolution which was read by title only.

ADOPTED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CR-3 [16-1155](#)

Resolution Approving and Authorizing the City Manager to Execute FY 2017 Grant Participation Agreement with Riverwalk Fort Lauderdale, Inc. - \$150,000

ADOPTED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CR-4 [16-1166](#)

Resolution Approving and Authorizing the City Manager to Execute FY 2017 Grant Participation Agreement with Broward Regional Health Planning Council, Inc. - \$41,249

ADOPTED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CR-5 [16-1168](#)

Resolution Approving and Authorizing the City Manager to Execute FY 2017 Grant Participation Agreement with First Call for Help of Broward, Inc. - \$20,000

ADOPTED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

CR-6 [16-1169](#)

Resolution Approving and Authorizing the City Manager to Execute FY 2017 Grant Participation Agreement with Downtown Development Authority of the City of Fort Lauderdale - \$100,000

ADOPTED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

- CR-7** [16-1170](#) Resolution Approving and Authorizing the City Manager to Execute FY 2017 Grant Participation Agreement with Areawide Council on Aging of Broward County, Inc. - \$46,568
- ADOPTED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- CR-8** [16-1096](#) Resolution Amending the Speed Hump Policy to Change the Eligibility Requirements
- ADOPTED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- CR-9** [16-1105](#) Resolution Authorizing the Acceptance of Additional Grant Funds and Execution of a Supplemental Joint Participation Agreement with Florida Department of Transportation for the Master Plan Study at Fort Lauderdale Executive Airport
- ADOPTED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

PURCHASING AGENDA

- PUR-1** [16-1111](#) Motion to Approve Contract for the Fort Lauderdale Executive Airport Runway Incursion Mitigation Project - H.L. Pruitt Corporation - \$484,028
- APPROVED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- PUR-2** [16-1126](#) Motion to Approve Cancellation of Contract for Sistrunk Boulevard Daily Maintenance Services - Toilet Taxi
- APPROVED
- Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler
- PUR-3** [16-1128](#) Motion to Approve Contract for Master Plan Update for the Fort Lauderdale Executive Airport - Ricondo & Associates, Inc. - \$637,321
- APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

PUR-4 [16-1144](#)

Motion to Approve Change Order No. 4 for South Side School Restoration Project - DiPompeo Construction Corporation - \$207,097.49

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

PUR-5 [16-1151](#)

Motion to Approve Contract for Removal and Installation of Telescopic Seating System at War Memorial Auditorium - Moraes, Inc. - \$159,000

Vice Mayor Trantalis asked City Manager Feldman about the City Commission's recent approval of funding for seating at the War Memorial Auditorium. City Manager Feldman clarified that the Commission approved only the purchase of the seating and this item relates to the installation of the seating. City Manager Feldman stated that the City was able to save money by purchasing the seating separately.

Vice Mayor Trantalis made a motion to approve this item which was seconded by Commissioner Roberts.

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

PUR-6 [16-1177](#)

Motion to Approve Contract for Purchase of a Trolley Vehicle - Creative Bus Sales, Inc. - \$259,602

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

MOTIONS

M-1 [16-1133](#)

Motion to Approve an Event Agreement with LTF Triathlon Series, LLC for the Michelob Ultra Fort Lauderdale 13.1 Half Marathon & 5K

Commission Rogers raised a question regarding the City's policy of events having roadways reopened by 10:00 a.m. and noting this event request states they are reopening the roadway at 11:00 a.m.

City Manager Feldman deferred this question to Phil Thornburg, Director of Parks and Recreation. Mr. Thornburg addressed the

Commission stating it will be a rolling opening beginning at 10:00 a.m. As the runners clear portions of the event's roadway, the roadway will be cleared. However, some portions of the roadway will need to stay closed until 11:00 a.m. to remove all items. Mayor Seiler had specific questions regarding this, and Mr. Thornburg requested the event's Race Director, Alex Degrassio of Life Fitness, speak to this issue.

Mayor Seiler recognized Mr. Degrassio who addressed the Commission stating the roads will have a rolling reopening until 11:00 a.m. Additionally, the entire road will not be closed. He confirmed the portion of the road for the event with a rolling reopening until 11:00 a.m. is from 600 Sea Breeze Boulevard (where the Boat Ramp is located) to Las Olas Boulevard (two blocks). Additionally, there will be one lane of north and southbound traffic open on the southbound lanes of A1A (only the northbound lanes will be closed until 10:00 a.m.).

Vice Mayor Trantalis made a motion to approve this item which was seconded by Commissioner Rogers.

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

M-2 [16-1134](#)

Motion to Approve an Event Agreement with 3-J Hospitality, LLC for Day of the Dead

Vice Mayor Trantalis made a motion to approve this item which was seconded by Commissioner McKinzie.

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

M-3 [16-1135](#)

Motion to Approve an Event Agreement with Museum of Discovery and Science, Inc. for MODS Masquerade- A Venetian Fantasy

Vice Mayor Trantalis made a motion to approve this item which was seconded by Commissioner McKinzie.

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

M-4 [16-1140](#)

Motion to Approve an Event Agreement with Downtown Himmarshee Village Association, Inc. for Halloween Celebration

Vice Mayor Trantalis made a motion to approve this item which was seconded by Commissioner Roberts.

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

M-5 [16-1141](#)**Motion to Approve an Event Agreement with Bam Bam Entertainment, LLC for Halloween Block Party**

Vice Mayor Trantalis noted this event request for Halloween Night until 2:00 a.m., falls on a Monday night, and there is a concern about residents who live in the area. It was noted by City Staff that this CAM item should have reflected the request was until 1:00 a.m. However, it is a weeknight and the normal closing of the event should be midnight. Therefore, the event promoter is requesting a two hour extension.

Mayor Seiler recognized Ihab Atallah, the event's promoter, who addressed the Commission stating last year's event was on a weekend night and they have held this event four years in a row. Mr. Atallah stated in prior years, the event has been extended until 2:00 a.m. with no issues. Further discussion and comments ensued focusing on the Commission's concern that the event is taking place on a work night and impacting the residents in the area and the Commission's desire to limit the loud music to an earlier time, midnight.

Commissioner Rogers made a motion to approve this item as amended ending the event at midnight which was seconded by Vice Mayor Trantalis.

APPROVED AS AMENDED - Until Midnight

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

M-6 [16-1150](#)**Motion to Approve an Event Agreement with Tarpon Bend Food & Tackle Riverwalk, LTD for Halloween**

Mayor Seiler asked for confirmation that this event request was for a Saturday night and this was confirmed.

Vice Mayor Trantalis made a motion to approve this item which was seconded by Commissioner McKinzie.

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

- M-7** [16-1185](#) Motion to Approve Tentative Event Dates and Event Hours with Riverwalk Fort Lauderdale, Inc. for Florida Panther's Ice Skating in the Park
- Mayor Seiler announced the Florida Panthers Pep Rally event on Monday, October 10th from 4:00 - 7:30 p.m. at Huizenga Plaza, 32 E. Las Olas Boulevard.

Vice Mayor Trantalis made a motion to approve this item which was seconded by Commissioner McKinzie.

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

- M-8** [16-1226](#) Motion to Approve an Event Agreement with Strictly Local, Inc. for the Food In Motion: Flagler Village Green Market
- Vice Mayor Trantalis made a motion to approve this item which was seconded by Commissioner Roberts.

APPROVED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

NEIGHBOR PRESENTATIONS

- NP-1** [16-1221](#) Christine Timmon - Constitution and Religious Terrorism and Financial Terrorism of Federal Entitlement Programs

DEFERRED

- NP-2** [16-1222](#) Art Seitz - Fort Lauderdale 2009 - 2016 - Fort Lauderdale Beach Concerns

DEFERRED

- NP-3** [16-1223](#) Charles King - Officer(s) and Blue Courtesy

DEFERRED

RESOLUTIONS

- R-1** [16-1188](#) Appointment of Board and Committee Members

City Clerk Modarelli read the following appointments to the City's Boards and Committees for R-1 as noted below:

AFFORDABLE HOUSING ADVISORY COMMITTEE

Wilson Atkinson is appointed to the Affordable Housing Advisory Committee (category: One who actively represents employers in the City of Fort Lauderdale) to complete an unexpired term ending 12/1/2017 or until his successor has been appointed.

AVIATION ADVISORY BOARD

Joshua Kroon is appointed to the Aviation Advisory Board for a one year term beginning 11/3/2016 and ending 11/2/2017 or until his successor has been appointed.

EDUCATION ADVISORY BOARD

Dale Fulton and Stefan Weiss are appointed to the Education Advisory Board for a one year term beginning October 5, 2016 and ending October 4, 2017 or until their successor has been appointed.

CHARTER REVISION BOARD

Wilson Atkinson is appointed to the Charter Revision for a one year term beginning October 5, 2016 and ending October 4, 2017 or until his successor has been appointed.

COMMUNITY APPEARANCE BOARD

Leslie Fordham is appointed to the Community Appearance Board for a one year term beginning November 4, 2016 and ending November 3, 2017 or until her successor has been appointed.

COMMUNITY SERVICES BOARD

Joseph Van de Bogart is appointed to the Community Services Board for a one year term beginning November 4, 2016 and ending November 3, 2017 or until his successor has been appointed.

Vice Mayor Trantalis introduced the Resolution which the City Clerk read by title only.

ADOPTED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

R-2 16-1212

Resolution to Award Las Olas Marina Lease, Management & Development - RFP #265-11791 (Re-bid) - Suntex Marina Investors LLC - \$1.7 Million (average 10-year minimum net rent projection per year)

Mayor Seiler noted the previous discussion and debate on this item. Mayor Seiler also announced receipt of an email earlier today from the real estate company CBRE regarding this item which he shared with City Staff.

City Manager Feldman stated the City Staff's recommendation was for alternate item "C" and to work through the lease with alternate "C."

Vice Mayor Trantalis requested a better understanding of the three alternatives with this item.

Mayor Seiler recognized David Filler, 1132 N. Venetian Drive and on behalf of Suntex, who addressed the Commission and outlined the three alternatives. He noted for the Commission the three alternatives, A, B, and C as follows:

- A - A smaller boat marina with a restaurant
- B - A yacht marina alone
- C - Mega Yacht Marina and a restaurant

Vice Mayor Trantalis requested further explanation of the restaurant portion of alternative C relating to approaching those residents located nearby at Portofino and Jackson Tower for their input. Mr. Filler stated they have not approached these City residents. Vice Mayor Trantalis confirmed that the residents at Portofino and Jackson Tower know nothing about this item and it is important to reach out to these neighbors prior to approving this item.

Mayor Seiler noted this item approves the contract with CBRE under this scenario but is always subject to revision until it reaches a certain point. City Manager Feldman stated this item approves the award of the contract to move forward with alternative C. Additionally, in February 2017, the City Commission would decide on a lease which would be the final approval in the process. Further discussions and comments ensued.

Mr. Filler stated he would reach out to the residents at Portofino and Jackson Tower for their input to make sure the project is workable for everyone. Mayor Seiler suggested awarding the contract to Suntex

tonight but delaying the selection of the alternative until the outreach is completed and then come back for a Commission vote on alternative A, B, or C.

Vice Mayor Trantalis stated he was comfortable with awarding the contract tonight and delaying the decision to select the alternative to allow for the outreach to the residents at Portofino and Jackson Tower. Further comments and discussions ensued on the benefits to the City.

Mayor Seiler recognized Ryan Nunes, designated representative of CBRE, who addressed the Commission outlining the backup to this item and focusing the monetary benefits during the 50 year term of the lease without the restaurant. Mr. Nunes stated the present value over the 50 year lease term is \$167,000,000. Further comments and discussions ensued regarding the delta and NPV amounts for alternatives A, B, and C as well as the amount that would be the State of Florida's share. Mr. Nunes noted the need for a discussion between the City and Suntex as to how the City would participate should there be a reduction in the amounts going to the State of Florida.

Vice Mayor Trantalis asked if the agreement tonight commits the City to its share and what Suntex receives. City Manager Feldman stated "yes." Further discussions ensued on this aspect of the item with Suntex assuming all of the risk should the State of Florida not grant any relief from its 50 percent share. Mr. Filler confirmed that Suntex would still move forward with the project should the State of Florida not grant any relief from its 50 percent share. Further discussions, comments, questions and explanations ensued including Deutch Bank's viability as a lender. Mr. Filler noted that Deutch Bank was merely a broker/investment banker for Suntex's financing and they have no impact on this project. Mr. Filler noted that all of the investors have callable capital and viable, committed funds.

Mayor Seiler recognized Craig Fisher, Board Member of Leisure Beach Condominium, who addressed the Commission with his comments, thoughts, concerns, questions regarding this item and noting the lack of public interaction with Suntex. Vice Mayor Trantalis noted for Mr. Fisher the forthcoming public outreach on this item covering the project's three alternatives.

Mayor Seiler recognized Christine Timmon, who addressed the Commission with her comments, thoughts, concerns, questions regarding this item.

City Manager Feldman noted he would supply the Commission with the accurate delta numbers for this project for an exact response to the financial inquiries from the Commission.

Mayor Seiler recognized Paul Chettle, 200 Birch Road, who addressed the Commission with his comments, thoughts, concerns, and questions regarding this item. Mr. Chettle stated for the record that the President of the Boards of Leisure Beach and Jackson Tower are also boat owners and there exists the possibility of having a friendly conversation on this item.

Vice Mayor Trantalis introduced the Resolution as amended.

ADOPTED AS AMENDED - Approved/Authorized award of BID without selecting option A, B, or C.

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

R-3 [16-1033](#)

Quasi-Judicial Resolution Approving Plat Known as Furniture Consignment Warehouse Plat - SR 84, Inc. - Case Number PL16004

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

Mayor Seiler noted this item is being deferred to the City Commission of October 18, 2016.

Vice Mayor Trantalis made a motion to defer this item to the City Commission of October 18, 2016, and was seconded by Commissioner Roberts.

DEFERRED to October 18, 2016

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

R-4 [16-1104](#)

Quasi-Judicial - Resolution Approving Plat Known as Tree House on Brickell - (South Side of Las Olas Boulevard, between SE 17th Avenue and SE 16th Avenue) - Ver-Mac Properties 1613 Brickell, LLC- Case Number PL16002

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

Mayor Seiler noted this item is being deferred to the City Commission of October 18, 2016.

Commissioner Roberts made a motion to defer this item to the City Commission of October 18, 2016, and was seconded by Commissioner McKinzie.

DEFERRED to October 18, 2016

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

R-5 [16-1195](#)

Resolution Supporting the Lane Elimination Project on NE 4th Avenue

Mayor Seiler noted this item is being deferred to the City Commission of October 18, 2016.

Commissioner Roberts made a motion to defer this item to the City Commission of October 18, 2016, and was seconded by Vice Mayor Trantalis.

DEFERRED to October 18, 2016

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

PUBLIC HEARINGS

PH-1 [16-0833](#)

Resolution Approving a Lease Agreement with the Young Men's Christian Association (YMCA) of South Florida, Inc. for a portion of Holiday Park along North Federal Highway

City Clerk Modarelli read the resolution by title only.

Mayor Seiler opened the Public Hearing.

Commissioner Roberts made a motion to continue the Public Hearing to October 18, 2016, at 6:00 p.m. or as soon thereafter as possible and Vice Mayor Trantalis seconded the motion.

CONTINUED to October 18, 2016 at 6pm or soon thereafter

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

PH-2 [16-1207](#)

Resolution Approving a Lease Agreement with Nova Southeastern University, Inc. for the Property at 3100 SW 8 Avenue

Mayor Seiler reiterated there was a revised Exhibit 4 to this item's agreement as noted earlier.

Mayor Seiler opened the Public Hearing.

Commissioner Roberts made a motion to close the public hearing and was seconded by Commissioner Rogers.

There being no one wishing to speak on this item, Roberts made a motion to close the public hearing, which was seconded by Rogers. Roll call showed: AYES: Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis, and Mayor Seiler. NAYS: None.

Vice Mayor Trantalis introduced this resolution which the City Clerk read by title only.

ADOPTED AS AMENDED

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

ORDINANCE FIRST READING

OFR-1 [16-1206](#)

An Ordinance Creating New Classes and Adopting Schedule X of the City of Fort Lauderdale Pay Plan and Amending Section 20-83 of the Code of Ordinances of the City of Fort Lauderdale by Designating those Classes as Administrative Assistants to the City Manager

Commissioner Roberts introduced the Ordinance on First Reading which the City Clerk read by title only.

PASSED FIRST READING

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

OFR-2 [16-1178](#)

Ordinance Amending Article X, Vacation Rentals, Chapter 15 of the Code of Ordinances of the City of Fort Lauderdale (Code)

Mayor Seiler opened the Public Hearing.

Vice Mayor Trantalis made a motion to continue the First Reading of this ordinance to October 18, 2016, at 6:00 p.m. or as soon thereafter as possible and to set the Second Reading of this Ordinance to November 15, 2016, at 6:00 p.m. or as soon thereafter as possible. Vice Mayor Trantalis seconded the motion.

CONTINUED ON FIRST READING to October 18, 2016 and November 15, 2016 Second Reading

Aye: 5 - Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, Vice Mayor Trantalis and Mayor Seiler

ADJOURNMENT

There being no further business before the City Commission, Mayor Seiler adjourned the meeting at 6:55 p.m.



John P. "Jack" Seiler
Mayor

ATTEST:



Jeffrey A. Modarelli
City Clerk