

City of Fort Lauderdale

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



Meeting Minutes

Tuesday, April 3, 2018

6:00 PM

City Commission Chambers

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

***DEAN J. TRANTALIS Mayor - Commissioner
HEATHER MORAITIS Commissioner - District I
STEVEN GLASSMAN Commissioner - District II
ROBERT L. McKINZIE Commissioner - District III
BEN SORENSEN - Commissioner - District IV***

***LEE R. FELDMAN, City Manager
JOHN HERBST, City Auditor
JEFFREY A. MODARELLI, City Clerk
ALAIN E. BOILEAU, Interim City Attorney***

Invocation

Commissioner Ben Sorensen

Pledge of Allegiance

Ryan Hawkins and Steven LoBue

CALL TO ORDER

Mayor Trantalis called the Commission Regular Meeting of April 3, 2018 to order at 6:06 p.m.

ROLL CALL

Present: 5 - Commissioner Heather Moraitis, Commissioner Steven Glassman, Commissioner Robert L. McKinzie, Commissioner Ben Sorensen and Mayor Dean J. Trantalis

QUORUM ESTABLISHED

Also Present: City Manager Lee R. Feldman, City Clerk Jeffrey A. Modarelli, Interim City Attorney Alain Boileau, City Auditor John Herbst and Sergeant at Arms Jeff Brull

Please see attached e-comments submitted for the April 3, 2018 Commission Meetings.

MOMENT OF SILENCE

Mayor Trantalis requested a Moment of Silence to honor Community Builders Carol Sayer, Public Works Department and Office of the City Clerk, and Gerard Ellis, Parks and Recreation Department. Mayor Trantalis also acknowledged the passing of H. Wayne Huizenga.

Approval of MINUTES and Agenda

[18-0377](#)

Minutes for March 6, 2018 Commission Conference Meeting, March 6, 2018 Commission Regular Meeting and March 20, 2018 Commission Regular Meeting (Parker Playhouse)

Commissioner McKinzie made a motion to approve the Minutes and Agenda and was seconded by Commissioner Glassman.

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

PRESENTATIONS

PRES- [18-0367](#)

1

Presentation of check from Fraternal Order of Police Lodge 31 and International Association of Firefighters Local 765 to Ms. Denise Reed, Assistant Principal of Marjorie Stoneman Douglas High School

Commissioner McKinzie requested the following individuals join him at the podium: Ms. Denise Reed, Assistant Principal, and Ronit Reoven, teacher of Marjorie Stoneman Douglas High School (High School); Michael Tucker, Fraternal Order of Police (FOP) Lodge 31 FOB; and Scott Bain, International Association of Firefighters (IAF) Local 765.

Commissioner McKinzie noted recent events at the High School, thanking first responders. He also thanked and acknowledged the efforts of Ms. Reed and Ms. Reoven. Commissioner McKinzie discussed the FOP and IAF's fund raising efforts on behalf of the High School. Ms. Reed and Ms. Reoven accepted the donation on behalf of the High School, thanking FOP Lodge 31 and IAF Local 765.

PRESENTED

PRES- [18-0368](#)

2

Proclamation declaring April 8-14, 2018 as National Prosthodontics Awareness Week in the City of Fort Lauderdale

Commissioner Moraitis requested Dr. Robert Smith, Dr. Hasan Yap and Lily Covey join her at the podium. Commissioner Moraitis presented a Proclamation declaring April 8-14, 2018 as National Prosthodontics Awareness Week in the City of Fort Lauderdale, reading the Proclamation in its entirety. Dr. Yap accepted the Proclamation, thanking Mayor Trantalis and the Commission.

PRESENTED

PRES- [18-0369](#)

3

Proclamation declaring April, 2018 as Fair Housing Month in the City of Fort Lauderdale

Commissioner Sorensen requested Rita Scott, Education and Outreach Coordinator for HOPE South Florida - Broward County, join him at the podium. Commissioner Sorensen explained the mission of HOPE. He presented a Proclamation declaring April, 2018 as Fair Housing Month in the City of Fort Lauderdale, reading the Proclamation in its entirety. Ms. Scott accepted the Proclamation, thanking Mayor Trantalis and the Commission. She expounded on the history and importance of Fair Housing Legislation. Ms. Scott acknowledged and thanked Commissioner Sorensen for his individual efforts regarding Fair Housing

in Broward County.

PRESENTED

PRES- [18-0370](#)
4

Proclamation declaring April 2-6, 2018 as National Community Development Week in the City of Fort Lauderdale

Commissioner McKinzie requested Mario DeSantis, Acting Housing and Community Development Manager, and Avis Wilkinson of Housing and Community Development, join him at the podium. He commented on the importance of the Community Development Block Grant Program serving to ensure safe and affordable community housing. Commissioner McKinzie presented the Proclamation declaring April 2-6, 2018 as National Community Development Week in the City of Fort Lauderdale, reading the Proclamation in its entirety. Mr. DeSantis accepted the Proclamation, thanking Mayor Trantalis and the Commission, expounding on the efforts of Community Development Programs goal to build community.

PRESENTED

PRES- [18-0349](#)
5

Recognition of Fort Lauderdale Dive Team:

Head Coach Dave Burgering - 2017 USA Diving Glenn McCormick Memorial Award

Assistant Coach Steven LoBue - Best Male High Diver - 2017 FINA World Aquatic Championships

Ryan Hawkins - Gold Medal - Men's 10m Synchronized Platform Event - 2017 USA Diving Winter National Championships

Commissioner Glassman requested Head Coach Dave Burgering, Assistant Coach Steven LoBue and Championship Diver Ryan Hawkins join him at the podium. Commissioner Glassman read the Proclamation in its entirety, recognizing the Fort Lauderdale Dive Team for their outstanding achievements noted below:

Head Coach Dave Burgering - 2017 USA Diving Glenn McCormick Memorial Award

Assistant Coach Steven LoBue - Best Male High Diver - 2017 FINA World Aquatic Championships

Ryan Hawkins - Gold Medal - Men's 10m Synchronized Platform Event - 2017 USA Diving Winter National Championships

PRESENTED

ANNOUNCEMENTS

There were no Agenda announcements.

CONSENT AGENDA PUBLIC COMMENT

Mayor Trantalis announced that the following Consent Agenda items had been pulled by the Commission for separate discussion:

CM-3, CM-6, CR-4, PUR-2, and PUR-4

CONSENT AGENDA

CONSENT MOTION

Approval of the Consent Agenda

Commissioner McKinzie made a motion to approve the Consent Agenda and was seconded by Commissioner Sorensen.

Approve the Consent Agenda

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-1 [18-0292](#)

Motion to Approve Event Agreements: Run W UR Dog 5K, Hunter for Target Mini by Daybreaker, Annual Pineapple Jam, Tour de Coast, Take Steps for Crohn's & Colitis, and The Spring Festival at Victoria Park

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-2 [18-0293](#)

Motion to Approve an Event Agreements and Related Road Closings with Mothers Against Drunk Driving, Inc. for 2018 Walk Like MADD & MADD Dash

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-3 [18-0291](#)

Motion Approving an Application for a Temporary Beach License and Outdoor Event Agreement with South East Florida Apartment Association Inc. for a Volleyball Competition

Commissioner Glassman reiterated earlier comments from today's Commission Conference Meeting regarding the duration of beach event setup and breakdown and the impact to residents and tourists. He commented on his request to City Manager Feldman for a Master

Calendar for City and non-City permitted events along with information to evaluate appropriate fees for events. Commissioner Glassman commented on events taking over increased areas of the beach, beach area residents desire to see additional security and improved and expedited beach event clean-up. In response to Mayor Trantalis, Commissioner Glassman confirmed he was speaking in general about beach events, not this particular applicant.

Mayor Trantalis recognized Laura Gilli, Event Coordinator and designated representative of the Southeast Florida Apartment Association (SEFAA). Ms. Gilli said this is the 10th Consecutive Year holding this event at Fort Lauderdale Beach. She addressed the Commission's questions, stating that the funds received go towards those in the multi-family housing community, working in tandem with the Fair Housing Act. Ms. Gilli acknowledged getting additional security and commenting on cleanup efforts.

Commissioner Glassman reiterated the need to do a faster and better job of beach event cleanup.

Commissioner Sorensen made a motion to approve this item and was seconded by Commissioner McKinzie.

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-4 [18-0383](#)

Designation of the Mayor and Commissioners to Serve on Boards Outside the City Structure

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-5 [18-0101](#)

Motion to Approve Beach Business Improvement Funding for a Fort Lauderdale Beach Group Sales and Marketing Tool-Kit in the amount of \$30,500

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-6 [18-0213](#)

Motion Approving an Automatic Aid Agreement between Fort Lauderdale Fire Rescue and the City of Oakland Park Fire Rescue

Mayor Trantalis recognized Patricia McKeown, Secretary of the Twin Lakes North Neighborhood Association (Association). Ms. McKeown

confirmed the Association's desire to approve the Automatic Aid Agreement between Fort Lauderdale Fire Rescue and the City of Oakland Park Fire Rescue, expounding on specifics about neighborhood proximity and history of fire emergencies.

Commissioner Sorensen made a motion to approve this item and was seconded by Commissioner McKinzie.

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-7 [18-0298](#)

Motion to Approve Addendum to Terminate Agreement with Sungard Public Sector Inc. for the Purchase of ONESolution Products

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-8 [18-0199](#)

Motion to Approve a Sovereignty Submerged Land Lease Renewal/Board of Trustees of the Internal Improvement Trust Fund of the State of Florida / BOT FILE NO. 060024586 - New River Downtown Docks

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-9 [18-0294](#)

Motion to Approve a Three Year Agreement for Operating Remote Control Miniature Race Cars at Mills Pond Park - Broward County R.C.

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-10 [18-0316](#)

Motion to Approve an Agreement with Gold Coast Ski Club, Inc. for Use of the Lake at Mills Pond Park with Two, One - Year Extension Options

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-11 [18-0156](#)

Motion to Approve Acceptance of a Donation from RING - \$20,000

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-12 [18-0282](#)

Motion to Approve an Amendment to FY2017 Florida Department of Transportation Grant - \$6,020

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-13 [18-0204](#)

Motion Approving the Second Amendment to the Interlocal Agreement with Broward County for Community Bus Services

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-14 [18-0004](#)

Motion Authorizing Execution of a Revocable License Agreement with James A. Cummings, Inc. for a Temporary Right-of-Way Closure on SE 6 Street for the Broward County Judicial Complex Project Located at 201 SE 6th Street

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-15 [18-0154](#)

Motion Authorizing Execution of a Revocable License with FPA II, LLC for Temporary Right-of-Way Closures on Sistrunk Boulevard (NW 6th Street) and NW 9th Avenue for a Building Renovation Project Located at 900 NW Sistrunk Boulevard

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CM-16 [18-0269](#)

Motion Authorizing Execution of a Revocable License Agreement with BR ArchCo Flagler Village LLC for Temporary Right-of-Way Closures on Sistrunk Boulevard, NE 5th Street and NE 1st Avenue in association with the ArchCo Metropolitan Project located at 500 North Andrews Avenue

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CONSENT RESOLUTION

CR-1 [18-0386](#)

Appointment of Mayor Dean J. Trantalis to the Broward County
Tourist Development Council

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner
McKinzie, Commissioner Sorensen and Mayor Trantalis

CR-2 [18-0387](#)

Appointment of Director, Alternate and Second Alternate to Broward
League of Cities Board of Directors

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner
McKinzie, Commissioner Sorensen and Mayor Trantalis

CR-3 [18-0222](#)

Resolution Approving the Consolidated Budget Amendment to Fiscal
Year 2018 - Appropriation

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner
McKinzie, Commissioner Sorensen and Mayor Trantalis

CR-4 [18-0336](#)

Resolution Approving the Water and Sewer Bond Budget Amendment

Commissioner Sorensen requested City Manager Feldman update this
item and funding details. City Manager Feldman said proceeds from a
\$200,000,000 Water and Sewer Bond (Bond) will be funded from water
and sewer rates. This Budget Amendment populates these funds into
specific projects and includes reimbursement to the City for water and
sewer work already completed.

In response to Mayor Trantalis' question, Commissioner Sorensen
confirmed that he has not received the list of projects funded by the Bond.
Mayor Trantalis requested City Manager Feldman provide this
information to the current Commission, commenting the list was provided
to the previous Commission. City Manager Feldman confirmed this
information is on page 7 of the Commission Agenda Memo.

Commissioner Sorensen introduced this Resolution which was read by
title only.

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner
McKinzie, Commissioner Sorensen and Mayor Trantalis

CR-5 [18-0342](#)

Resolution to Dispose of City-Owned Surplus Property located at
12XX NW 4 Street

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CR-6 [18-0359](#)

Resolution Approving a Lease Agreement with Broward Maritime Institute, Inc. for the Property at NE 10TH Street (Dania Farms) Dania Beach, Florida

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CR-7 [18-0240](#)

Resolution Adopting Broward County's Enhanced Local Mitigation Strategy (ELMS)

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CR-8 [18-0388](#)

Resolution Terminating An Employment Contract With and Discharging Cynthia A. Everett, and Providing An Effective Date of May 19, 2018

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CR-9 [18-0188](#)

Resolution Providing No Objection to the Proposed Amendment to the Broward County Trafficways Plan on NW 27th Avenue and NW 14th Street by Broward County

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

CR-10 [18-0272](#)

Resolution to Approve a (1) Maintenance Memorandum of Agreement with the Florida Department of Transportation for Installation and Maintenance of Landscape and Hardscape Improvements Installed within the Right-of-Way on US 1 between NE 2nd Street and NE 3rd Street and (2) Assumption Agreement with 299 N Federal Master, LLC

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

- CR-11** [18-0286](#) Resolution to Approve a (1) Maintenance Memorandum of Agreement with the Florida Department of Transportation for Installation and Maintenance of Landscape Improvements within the Right-of-Way on US 1 and (2) Ancillary Agreement with LM Hotels LLC

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

PURCHASING AGENDA

- PUR-1** [18-0129](#) Motion to Approve Increase in Funds to Contract for Special Event Clean-Up Services - Weed-A-Way, Inc. - \$90,000

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

- PUR-2** [18-0167](#) Motion to Approve Task Order for the Reliability Upgrades and Disinfection System Replacement Project at the Fiveash Water Treatment Plant - Hazen and Sawyer, P.C. - \$695,628.55

Commissioner Glassman requested City Manager Feldman assure the Commission that these funds will be spent on the Fiveash Water Treatment Plant (Fiveash). City Manager Feldman confirmed this funding would be spent on Fiveash, stating that item CR-4 also allocates approximately \$30,000,000 in funding for Fiveash.

In response to Mayor Trantalis' question, City Manager Feldman said there will be several phases to the work at Fiveash scheduled to be completed over the next four years, expounding on details. Mayor Trantalis referenced issues noted in the Reiss Report, commenting on the need to accelerate this work. City Manager Feldman commented on the design phase and sequencing of work.

Commissioner Sorensen commented on the City's highly qualified Infrastructure Task Force (ITF). He recommended having a Commission Workshop with the ITF to share the Commission's vision and expectations regarding infrastructure improvements. Based on Commission priorities, this will serve to guide ITF's work. Mayor Trantalis concurred.

Commissioner Glassman made a motion to approve this item and was seconded by Commissioner McKinzie.

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

PUR-3 [18-0227](#)

Motion to Approve Contracts for Pumping Services - Various Vendors - \$500,000 (estimated two-year total)

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

PUR-4 [18-0268](#)

Motion to Approve an Agreement for Transit-Oriented Development Planning Services - Kittelson & Associates, Inc. - \$999,701

Commissioner Glassman requested City Manager Feldman provide an analysis of funds expended on studies and plans over the past five years along with resulting accomplishments. Comments and discussions ensued on this request.

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle commented that this study focuses on The Wave and related plans. He recommended that the Commission consider this item following a decision on The Wave's future.

In response to Mayor Trantalis' question, City Manager Feldman explained the Federal Transit Administration's grant funding for this item. He stated that should The Wave not proceed, an alternative would go forward. Further discussions and explanations ensued about Transportation Oriented Development (TOD), including interaction and coordination with Brightline and Tri-Rail transit hubs.

Commissioner Sorensen requested a discussion on The Wave. Mayor Trantalis concurred.

Commissioner McKinzie made a motion to approve this item and was seconded by Commissioner Glassman.

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

Commissioner Sorensen discussed his concerns regarding The Wave, confirming that the April 30, 2018 Workshop will include a full financial audit by City Auditor John Herbst on spending at all governmental levels. He also confirmed the request for Interim City Attorney Alain Boileau to

provide a legal opinion on the City's contractual obligations and available options. Commissioner Sorensen stated his position about the Commission making a public statement about The Wave, confirming his opposition to the current proposal. Mayor Trantalis commented on this recommendation.

Commissioner Sorensen recommended the Commission make a nonbinding resolution regarding its position. Commissioner McKinzie recommended waiting until the Commission Workshop on The Wave to allow for a detailed review of all factors, including results of the re-bidding process. Commissioner Moraitis recommended a review of all relevant details of The Wave and consequences should a decision be made to not proceed.

Commissioner Moraitis commented on having discussions on items not included on the Agenda. Further comments and discussion ensued on notice requirements involving a Commission vote. Mayor Trantalis commented on the community's opposition to The Wave. Interim City Attorney Alain Boileau commented on proper procedure involving this issue. Commissioner Glassman and Commissioner McKinzie stated their perspectives on The Wave, acknowledging both Commissioner Sorensen's desire to go on record regarding the Commission's position and Interim City Attorney Alain Boileau's input about the City's legal position should the re-bid come in under the 125 percent threshold. Interim City Attorney Alain Boileau responded to Commissioner Glassman's concerns. Further Commission discussion ensued.

Commissioner Sorensen stated he is suggesting a non-binding Resolution for the record, deferring to Mayor Trantalis who commented on the need for proper public notice. Mayor Trantalis acknowledged support of Commissioner Sorensen's recommendation, commenting on the need it to be properly presented which includes the opportunity for public input.

In response to Mayor Trantalis' question about public participation in the planning stages for Agenda Item CR-4, City Manager Feldman confirmed he would ensure public participation.

PUR-5 [18-0276](#)

Motion to Approve Contract for Fort Lauderdale Executive Airport South Perimeter Loop Road - Florida Blacktop, Inc. - \$358,937

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

MOTIONS**M-1** [18-0365](#)

Motion to Approve an Event Agreement with JEY Hospitality Group, LLC for Florida Panthers Watch Party

City Manager Feldman confirmed this event was held last year incident free. The event date will be determined by the Stanley Cup Playoffs.

Commissioner Glassman commented on event activities in historic area of Himmarshee. Complaints from area residents include activities relating to alcohol consumption during events, the condition of the area following events and inadequate post-event clean-up that required neighborhood residents. Commissioner Glassman acknowledged his support of these types of events, emphasizing the need to respect historic neighborhoods and the need for event producers to hire additional workers for post-event cleanup. He also commented on event producers providing a performance bond. In response to Commissioner McKinzie's inquiry, Commissioner Glassman said he would confirm that these concerns relate to this particular event.

Mayor Trantalis recognized Phil Thornburg, Director of Parks and Recreation. Mr. Thornburg confirmed procedures for following up on complaints. This includes notifying the Commission the next time the event's request comes before the Commission for approval. Commissioner Glassman confirmed the need to be proactive on this issue to ensure that complaints are not received from neighbors.

Commissioner Moraitis commented on the new Nighttime Economy Manager's ability to address these concerns. City Manager Feldman noted the Nighttime Economy Management Program (Program) was implemented in January 2018, confirming that Staff is still being recruited, expounding on the role of the Program to monitor these types of events. In response to Commissioner Moraitis' question, Sarah Spurlock, Nighttime Economy Manager, commented on recent hires and their responsibilities for special events.

Mayor Trantalis recognized Genia Ellis, President and CEO of Riverwalk Association (Association). Ms. Ellis confirmed slow clean-up following certain special events in this area, expounding on details of events held on Himmarshee Street. She also commented on this event.

In response to Commissioner Glassman's question about Association events, Ms. Ellis confirmed and expounded on the involvement of all stakeholders, including historic neighborhood residents, members of the Fort Lauderdale Historic Society, and Police and Fire Department

personnel. She also noted the criteria in place, acknowledging that it could be improved, commenting on event operators who do not adequately perform and confirmed that these issues are documented.

Commissioner McKinzie made a motion to approve this item and was seconded by Commissioner Glassman.

APPROVED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

M-2 [18-0330](#)

**Motion Relating to a City Commission Request for Review -
Alexan-Tarpon River - Case Number R17055**

Mayor Trantalis explained this item. He requested that Interim City Attorney Alain Boileau address the standard for a Commission member calling up a Site Level II development item. Interim City Attorney Boileau explained this criteria pursuant to ULDR Section 47-26A.2., City Commission Request for Review.

In response to Mayor Trantalis' question, Interim City Attorney Boileau discussed compliance with ULDR Section 47-26A.2., confirming that there is no requirement for a Commissioner to specifically identify a reason other than the need for additional assurances that it comports with development plans. Interim City Attorney Boileau confirmed that this motion is for review of the site plan, confirming it will necessitate a Quasi-Judicial Hearing. Mayor Trantalis noted that he, Commissioner Sorensen and Commissioner Glassman requested a review and recommending hearing testimony on this matter regarding compliance at a later date. Discussions ensued on proper notice and setting a date certain de novo Hearing.

Commissioner Glassman made a motion to approve to set a de novo Quasi-Judicial Hearing for May 15, 2018 and was seconded by Commissioner Sorensen.

Commissioner Moraitis discussed her understanding of tonight's action on this item. Interim City Attorney Alain Boileau expounded on items to be determined at the de novo Quasi-Judicial Hearing. Anthony Fajardo, Director of Sustainable Development, confirmed. Further discussions and comments ensued on the process involved with this Call-Up Item moving forward, past practices and determinations about meeting justification criteria during a de novo Quasi-Judicial Hearing.

In response to Mayor Trantalis, Commissioner Glassman discussed aspects of this project which have not complied with the ULDR. Based

upon past practices, Interim City Attorney Boileau confirmed aspects raised by Commissioner Glassman is justification to call-up this item for a de novo Hearing. Commissioner McKinzie voiced his concern about the process.

Mayor Trantalis suggested taking a ten-minute break to allow Mr. Fajardo to confer with members of the Office of the City Attorney to opine on the process.

Mayor Trantalis recessed the Commission Regular Meeting at 7:44 p.m. for a short break.

Mayor Trantalis reconvened the Commission Regular Meeting at 7:55 p.m.

Based upon the unique aspect of this project being in a Regional Activity Center (RAC) as addressed in ULDR Section 47-1320.N., Interim City Attorney Boileau confirmed the correct way to proceed, expounding on past practices.

Commissioner Glassman amended his motion based upon the recommendation of Interim City Attorney Boileau about meeting the appropriate criteria to set a de novo Quasi-Judicial Hearing for May 15, 2018 and was seconded by Commissioner Sorensen.

Mayor Trantalis confirmed public speakers will now be heard, confirming that comments should be restricted to Commissioner Glassman's motion to have a de novo Hearing, not on the merits of the application.

Mayor Trantalis recognized Brandi Cohen, Las Olas Grand Board Member. Ms. Cohen confirmed Las Olas Grand's support of holding a hearing, noting concerns about the height of the building and compliance with the Downtown Master Plan.

Mayor Trantalis recognized Marsha Zimberg, Watergarden Board Member. Ms. Zimberg noted her support of having a hearing and opposition to the project as currently presented.

Mayor Trantalis recognized Jim Berardinelli, Managing Director of TRC. Mr. Berardinelli chose not to speak, noting his opposition to the motion to hold a hearing.

Mayor Trantalis recognized Courtney Crush, Esq., appearing on behalf of the applicant. Ms. Crush stated for the record their objection to the process, confirming that the application and all of its amendments are

part of the Commission's records. She submitted a copy of the complete application and Site Plan.

A copy of Ms. Crush's submission is attached to these minutes.

Mayor Trantalis recognized Bill Spencer, Esq., appearing on behalf of the applicant. Mr. Spencer reaffirmed Ms. Crush's comments, objecting to process without prejudice. Further comments ensued.

Mayor Trantalis recognized Cecelia Ward, J.C. Consulting. Ms. Ward concurred with Ms. Crush and Mr. Spencer's comments in opposition to this motion.

Mayor Trantalis recognized Stan Eichelbaum on behalf of the Downtown Civic Association. Mr. Eichelbaum spoke in support of calling up this item and the motion for a de novo Hearing. He expounded on the details of his position and other concerns in the downtown area.

Mayor Trantalis recognized Warren Sturman, President of Rio Vista Civic Association. Mr. Sturman commented on the developer's presentation, confirming questions regarding height and meeting current Code. He confirmed his support of the motion.

Mayor Trantalis recognized Jeremy Shir, Esq., Becker & Poliakoff, on behalf of Las Olas Grand and Wintergarden Condominium Boards. Mr. Shir spoke in support of the motion, noting his clients' opposition to the project. He cited reasons of incompatibility with the neighborhood and Downtown Master Plan. Mr. Shir stated his support of Commissioner Glassman's motion.

Mayor Trantalis recognized Bill Spencer, Esq., appearing on behalf of the applicant. Mr. Spencer reiterated his previous comments. Mayor Trantalis confirmed the right of free speech and the right of a speaker to express their thoughts, reiterating his request for each speaker to confine their comments to the topic of the motion. Mayor Trantalis confirmed that the Commission is only considering the merits of the motion. Further comments and discussions ensued on the appropriateness of the motion.

Mayor Trantalis recognized Kevin Marko, Esq., Becker & Poliakoff, on behalf of Las Olas Grand and Wintergarden Condominium Boards. Mr. Marko confirmed support of the motion for a de novo Hearing, referencing correspondence on this topic and commenting on the appropriateness of Commission proceedings.

Mayor Trantalis recognized Michael Higer, 411 N. River Drive East. Mr. Higer stated his support of the motion, commenting on his opposition to the project and the importance of hearing all evidence.

Commissioner Moraitis noted there are several Master Plans for the downtown area, asking Anthony Fajardo, Director of Sustainable Development, whether eight stories is the limit for this Downtown Master Plan. Mr. Fajardo commented on references in the Downtown Master Plan Guidelines that encourage transition in certain areas. Transitions were not applied to this area. Staff believes the project's height meets criteria. Further discussions ensued on this topic.

City Manager Feldman recommended the de novo Hearing be date certain and separate from a Commission Meeting. Discussions ensued on a proposed date.

Commissioner Glassman made a motion to approve to set a de novo Quasi-Judicial Hearing for May 15, 2018 at 6:00 p.m. and was seconded by Commissioner Sorensen.

APPROVED Motion to set Hearing for May 15, 2018

Aye: 4 - Commissioner Moraitis, Commissioner Glassman, Commissioner Sorensen and Mayor Trantalis

Nay: 1 - Commissioner McKinzie

NEIGHBOR PRESENTATIONS

NP-1 [18-0372](#)

Steve Coleman - Code Enforcement

Mayor Trantalis recognized Steve Coleman, 1729 NE 17th Avenue. Mr. Coleman addressed Commission concerning a vacation rental property located adjacent to his property. He expounded on the history of issues and incidents involved, and Police Department and Code Enforcement's response. Mr. Coleman stated these problems are ongoing, requesting action by the City.

Commissioner Glassman noted the lengthy duration of these issues, requesting Staff to work with Mr. Coleman to resolve his concerns. City Manager Feldman confirmed Staff's efforts to address these concerns. Discussions ensued about decibel levels and reported readings. Anthony Fajardo, Director of Sustainable Development, discussed reported decibel readings as it pertains to Code and further discussions ensued. It was confirmed noise reduction measures were taken by the new owner of the property.

RECEIVED

NP-2 [18-0373](#)

Shannon Forte - Full Time School Resource Officer at Virginia Shuman Young Montessori Magnet Elementary School

Mayor Trantalis recognized Shannon Forte, 1406 NE 57th Place. Ms. Forte presented to the Commission on the funding request for a full time School Resource Officer (SRO) at Virginia Shulman Young Elementary School to ensure student safety. She commented on recent events and security incidents. City Manager Feldman commented on current SRO efforts in conjunction with the Broward County School District. SROs are currently only in middle and high schools. He noted recent funding of state mandated SRO's in every school that begins July 1, 2018. City Manager Feldman said they are awaiting communication from the Broward County School Board (School Board) about funding details for this initiative with municipalities.

Mayor Trantalis recognized Police Chief Rick Maglione. Chief Maglione confirmed the City has 14 elementary schools, commenting on current cost sharing with the County. He commented on Police Department efforts to address these concerns and efforts to have an SRO assigned to every school by the beginning of the next school year. In response to Commissioner Glassman's question, Chief Maglione confirmed that there are currently eight SROs in the City in addition to a Truancy Officer who fills in during the absence of a SRO. Chief Maglione emphasized his commitment on school safety concerns. City Manager Feldman explained specific training required of Police Officers to be an SRO.

Mayor Trantalis confirmed the City's sensitivity and commitment to ensuring school safety. Ms. Forte commented on City funding of SRO's, stating time is of the essence. Further comments and discussions ensued on having additional Police Officers in schools which do not currently have SROs. Chief Maglione commented on Police Department staffing needs and training.

In response to Commissioner Sorensen's question about incrementally increasing Police Officers time on campus for elementary schools, Chief Maglione confirmed SRO schedules, commenting on a lack of SRO presence at elementary schools during the entire school day. He said that Police Officers are on-site at schools as much as possible, primarily during arrival and departure times.

In response to Commissioner Sorensen's question regarding surrounding municipalities hiring private security, City Manager Feldman confirmed the responsibility of the School Board for all issues within the confines of school property. City Manager Feldman commented about the City issuing a grant to fund private security. All SROs are jointly

funded through an agreement with the School Board, expounding on the history of funding for the current nine SROs and the budget impact should the Commission take action to fund SROs. Further comments and discussions ensued on this matter and funding school safety.

Commissioner McKinzie recommended Ms. Forte present to the School Board to assist in meeting this goal. Ms. Forte confirmed.

RECEIVED

NP-3 [18-0374](#)

Patricia Taime - Holiday Sales at Fort Lauderdale Lot

Mayor Trantalis recognized Patricia Taime of Weston. Ms. Taime is owner and operator of a seasonal sales business in operation for 11 years at the corner of Davie Boulevard and State Road 441. She discussed customers parking on City properties adjacent to her business and efforts to purchase and rent these properties, commenting on actions by the City.

Mayor Trantalis said this property was transferred to the City by the state. Ms. Taime discussed conversations with FDOT confirming the ability to sell the property. Mayor Trantalis said a decision to sell has not been made, commenting on liability concerns. Further comments and discussion ensued. Mayor Trantalis requested City Manager Feldman present to the Commission about a plan limiting liability issues on these properties along with a thorough review of the reverter clauses for both properties deeded by the state. City Manager Feldman confirmed.

RECEIVED

NP-4 [18-0375](#)

Jeremiah Johnson, Sr. - Business/Residents - Offender Program

Mayor Trantalis recognized Jeremiah Johnson, Sr. Mr. Johnson presented to the Commission regarding reporting requirements for residential addresses as mandated by the State Department of Corrections. He expounded on the Offender's situation, including the Offender being in a business zone and business owners requesting Police action.

Chief Maglione provided clarity on this issue, explaining issues relating to the relocation of released transient Offenders. The Offender needs to provide an address of residence. He expounded on the Offender's selection of her current address. Chief Maglione said that transient Offenders have an obligation to check-in with the Broward County Sheriff. Mr. Johnson reiterated the Department of Corrections selected the

Offender's current address.

Mayor Trantalis confirmed the Offender needs to appeal to the Department of Corrections to have the Offender's place of residence reassigned. Further discussions ensued on this issue. Chief Maglione asked Mr. Johnson to meet with him on this issue.

RECEIVED

NP-5 [18-0376](#)

Rafael Copa - City of Fort Lauderdale Vacation Rental

Mayor Trantalis recognized Rafael Copa, 1507 NE 17th Avenue. Mr. Copa presented to the Commission about vacation rentals in Poinsettia Heights (Neighborhood), passing out a document to the Commission.

A copy of this document is attached to these minutes.

Mr. Copa discussed the large number of vacation rentals in the Neighborhood, specifically discussing the vacation rental adjacent to this property. He expounded on the vacation rental, explaining details relating to advertising and specific activities on the property. Mr. Copa discussed the history of efforts to address concerns as detailed in the handout given to the Commission.

Mayor Trantalis confirmed Code Enforcement's response and the need for a stricter Vacation Rental Ordinance. Further comments and discussion ensued on previous actions taken by Mr. Copa. Mayor Trantalis commented on the need for the Commission to revisit the enforcement of Vacation Rental Ordinances, requesting City Manager Feldman put this issue on an upcoming Commission Conference Agenda. Further discussions ensued on enforcement and negative activities of the property's owners.

Commissioner Glassman requested that upcoming discussions include how state legislation interacts and usurps municipal control. Mayor Trantalis confirmed that the City can affect control as long as it does not impact frequency or duration of a stay. Commissioner Glassman commented about challenging the state on frequency and duration, expounding on his position and recommended action. Discussions ensued on state legislation, the efforts of the previous Commission and enforcing existing Ordinances.

Commissioner Glassman requested Staff inquire about how other municipalities in the state are addressing this issue, suggesting improvement of existing Ordinances. Commissioner McKinzie concurred on the need to enforce Ordinances at vacation and investment

properties in District III, requesting City Manager Feldman to address.

Mr. Copa thanked the Police Department and Code Enforcement for their sympathetic efforts on this issue.

RECEIVED

RESOLUTIONS

R-1 [18-0333](#)

Appointment of Board and Committee Members

City Clerk Jeffrey Modarelli read current upcoming appointments for the April 17, 2018 Commission Regular Meeting, including:

CITIZENS POLICE REVIEW BOARD - James Teague

EDUCATION ADVISORY BOARD - Chris Relyea

NORTHWEST PROGRESSO FLAGLER HEIGHTS
REDEVELOPMENT BOARD - Tina Teague

PARKS, RECREATION AND BEACHES BOARD - Robert Payne

PLANNING AND ZONING BOARD - John Barranco

City Clerk Jeffrey Modarelli read the Resolution appointing Board and Committee Members for this Resolution.

***A copy of the Board and Committee appointments in Resolution
R-1 is attached to these minutes.***

Commissioner McKinzie introduced this Resolution which was read by title only.

ADOPTED

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

R-2 [18-0366](#)

Resolution Appointing City Attorney on a Temporary Basis

Commissioner McKinzie commented on the need to discuss criteria for hiring a new City Attorney. Mayor Trantalis concurred. Mayor Trantalis requested City Manager Feldman present recommendations for a process, criteria and timetable for selection of City Attorney candidates

at the next Commission Conference Meeting. City Manager Feldman confirmed, noting the need to decide on a salary for the Interim City Attorney. Commissioner McKinzie commented on this process and the need for transparency, discussing his recommendations.

Commissioner Glassman confirmed the need to know the process for hiring a City Attorney, commenting on the process used in 2012. Mayor Trantalis reiterated his request for City Manager Feldman to address this issue at the next Commission Conference Meeting, noting the need for the Commission to be in agreement.

Mayor Trantalis commented on those attorneys currently in the Office of City Attorney who may wish to apply for the City Attorney position. He recommended continuing with Interim City Attorney Alain Boileau at the same salary level, with the goal of expediting the hiring process.

In response to Mayor Trantalis' inquiry to the Commission, Commissioner Moraitis had no recommendations for this position. Commissioner McKinzie recommended D'Wayne Spence, Esq., as Interim City Attorney. At this time, Commissioner Sorensen did not have a recommendation. Commissioner Glassman confirmed both Alain Boileau and D'Wayne Spence were acceptable, reiterating his request to know the process going forward.

Commissioner Sorensen requested a process and job description for the Interim City Attorney, including education and a job description, to be discussed at an upcoming Conference Meeting. He recommended extending Alain Boileau's term as Interim City Attorney to May 1, 2015. There was Commission consensus on Commissioner Sorensen's recommendation. Further discussions ensued.

Commissioner Sorensen introduced this Resolution as amended appointing Alain Boileau Interim City Attorney through the May 1, 2018 Commission Meeting.

**ADOPTED AS AMENDED - Alain Boileau Interim through May 1, 2018
Commission Meeting**

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

R-3 [18-0133](#)

Quasi-Judicial Resolution to Approve a Plat known as Boutique Hotel Located at 441 S Fort Lauderdale Beach Boulevard - Granite FL, LLC- Case PL17004

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 City Commission member disclosed their verbal and written communications, site visits and expert opinions received.

Mayor Trantalis opened the public hearing.

In response to Mayor Trantalis, Interim City Attorney Alain Boileau defined the purpose of this Resolution, stating it is a plat approval. Mayor Trantalis asked if the site plan has been approved. Courtney Crush, Esq., on behalf of the applicant, confirmed the previous Commission approved a site plan for this project in December 2016. Anthony Fajardo, Director Sustainable Development, confirmed. Discussions ensued on Mayor Trantalis' question regarding site plan approval prior to the approval of a plat. Mr. Fajardo expounded on this issue, confirming that platting requirements do not preclude site plans as long as the site plan is conditioned on the plat. As such, the site plan has not received final approval from the Development Review Committee (DRC), which was approved with conditions. An amendment to the site plan is pending about relocating items on the ground floor and is going through the review process.

Interim City Attorney Boileau reviewed the legal status of this item, stating that the criteria for the site plan differ from the criteria for the plat, and that the site plan needs a proper plat. Mayor Trantalis commented that this is a ministerial decision and there is little leeway for considering the viability of the plat proposal. Discussions ensued on the criteria for the plat and the process. Mr. Fajardo expounded on platting, an instance where a plat was denied by the City. Subsequently, a Court ruled that the City could not deny plat approval. He confirmed the plat met all requirements.

In response to Commissioner Glassman's request, City Manager Feldman confirmed that this relates only to the plat, not the site plan. Accordingly, the site plan is not being considered at this time,

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

Commissioner McKinzie introduced this Resolution which was read by title only.

ADOPTED approving Plat

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

R-4 [18-0299](#)

Quasi-Judicial Resolution Approving Plat Known as "Bridge FLL" located at 3033 and 3233 SW 12th Avenue (formerly 1300 SW 32nd Court) - School Board of Broward County - Case Number PL17005

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 City Commission member disclosed their verbal and written communications, site visits and expert opinions received.

Mayor Trantalis opened the public hearing.

Mayor Trantalis recognized Robert Lochrie, Esq., Lochrie and Chakas. Mr. Lochrie explained this item and its history. The property came before a previous Commission for approval of a land use plan change and rezoning. The plat was reviewed and approved by the Planning and Zoning Board in January 2018 and meets all requirements of the Platting Ordinance.

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

Commissioner McKinzie introduced this Resolution which was read by title only.

ADOPTED approving Plat

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

PUBLIC HEARINGS

PH-1 [18-0215](#)

Quasi-Judicial - Ordinance Vacating an Alley Right-of-Way for the RD Las Olas Development - Charles Humphries, Related Development LLC - 201 S. Federal Highway between Las Olas Boulevard and SE 2nd Street- V17012

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 City Commission member disclosed their verbal and written communications, site visits and expert opinions received.

Mayor Trantalis opened the public hearing.

In response to Mayor Trantalis' request, Anthony Fajardo, Director of Sustainable Development, explained the purpose of the item. The request is to vacate the alley and rededicate an easement to the City at the same location that will be used for public access. It would not disconnect the right-of-ways from Second Street to Las Olas Boulevard.

Mayor Trantalis recognized Robert Lochrie, Esq. Mr. Lochrie expounded on the location of the alley, explaining that it is a vacation of the 14 foot alley, commenting on details about maintaining public access. It was approved by the Planning and Zoning Board in January 2018. In response to Mayor Trantalis' question, Mr. Lochrie confirmed the adjacent building has not yet been approved and is still in the site plan process.

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

Commissioner Sorensen introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

PH-2 [18-0274](#)

Quasi-Judicial - Ordinance - Rezoning from Residential Multifamily Mid Rise/ Medium High Density (RMM-25) to North West Regional Activity Center-Mixed Use east (NWRAC-MUe) District - Gospel Arena of Faith, Inc. - 613 NW 3 Avenue - CASE Z17010

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 City Commission member disclosed their verbal and written communications, site visits and expert opinions received.

In response to Commissioner Glassman, Robert Lochrie, Esq., confirmed this was before the Planning and Zoning Board in December 2017 or January 2018. Mayor Trantalis stated that items PH-1 and PH-2 are related items.

Mayor Trantalis opened the public hearing.

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

Commissioner Glassman introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

PH-3 [18-0275](#)

Quasi-Judicial - Ordinance Vacating a Right-of-Way (Alley) Located at 613 NW 3rd Avenue - Gospel Arena of Faith, Inc. - CASE V17010

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 City Commission member disclosed their verbal and written communications, site visits and expert opinions received.

Mayor Trantalis opened the public hearing.

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

Commissioner Sorensen introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

ORDINANCE FIRST READING

OFR-1 [18-0152](#)**Amendment to Ordinance No. C-08-24 - SHIP Affordable Housing Advisory Committee (AHAC)**

Mayor Trantalis recognized Jo Pim. Ms. Pim commented that this Ordinance may serve to reduce the number of seats on the Affordable Housing Advisory Committee (AHAC), noting the challenge in keeping the Committee's seats filled. She commented about the history of those in control of the Committee and needing to know policy relating to Affordable Housing and Homelessness.

Mayor Trantalis commented on the history of Affordable Housing and County's criteria in the recent 5,000 dwelling unit allocation which needs follow-through. Mayor Trantalis requested the Commission consider assigning him the task of determining an inclusionary zoning ordinance which addresses this issue and requires affordable housing in all new projects within Regional Activity Centers (RACs). There was a consensus on this request.

Commissioner Glassman concurred, requesting additional input including recommendations from the AHAC, consideration of surplus City-owned land, efforts of the Florida Land Trust and other municipalities. He confirmed the need for a comprehensive plan on this issue. Mayor Trantalis suggested a Joint Commission Workshop with the AHAC (Workshop). There was a consensus on this request.

Mayor Trantalis recognized Roosevelt Walters, Vice Chair, Affordable Housing Advisory Committee. Mr. Walters confirmed working with Staff to hold Joint Workshop to proceed with previously discussed recommendations, including making Affordable Housing goals easier to achieve in all areas of the City.

Commissioner Sorensen introduced the Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

OFR-2 [18-0043](#)**Ordinance Amending the Pay Plan to Provide for Merit-Based Lump Sum Payments for Management and Confidential Employees at Top of Pay Ranges**

In response to Commissioner McKinzie inquiry regarding the reason for this item, City Manager Feldman said that there are is a group of approximately 200 management employees not covered by a Collective Bargaining Agreement (CBAs). When these employees are at the top of

their pay grade, there is no room for merit-based performance recognition. He commented on addressing this issue for those employees with CBAs, confirming that this item does not apply to Commission Charter Officers. It does apply to Confidential Employees.

Mayor Trantalis commented on the need to avoid lump sum payments and address this issue by increasing salary ranges. City Manager Feldman confirmed there will be an opportunity to address this when the Classification and Compensation Study (Study) is completed. The Study is expected in early summer. Comments ensued on holding a Commission Workshop on this issue.

Commissioner McKinzie introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

OFR-3 [18-0255](#)

Ordinance Amending Unified Land Development Regulations (ULDR) to Implement Zoning Standards for Community Residences for People with Disabilities - Case T18001

Mayor Trantalis recognized Pat Rathburn, President of Croissant Park Civic Association. Ms. Rathburn commented on this history of this issue and the density of Sober Homes in the neighborhood. She confirmed support of this Ordinance, noting it is a work in progress in developing criteria as modeled by other municipalities. Ms. Rathburn requested the Commission's support to make it a priority and Staff to enforce this Ordinance. Mayor Trantalis commented about the loosening of federal guidelines which now allows local enforcement and confirming the current window of opportunity to address this issue. Further comments and discussions ensued.

Mayor Trantalis recognized Terrill Pyburn, 1109 Mandarin Isle. Ms. Pyburn confirmed she is the City Attorney for the City of Coconut Creek. She commented on her work with the City of Delray Beach to develop a similar ordinance addressing Sober Homes, expounding on those efforts as illustrated in the backup to this Commission Agenda Memo (CAM). Ms. Pyburn explained the reasons for her support of this Ordinance, discussing Sober Homes requirements in the ordinance that she assisted in drafting. In response to Mayor Trantalis, Ms. Pyburn confirmed details included in the City's Ordinance. It includes the requirement to achieve Florida Association of Recovery Residences (FARR) Certification for Sober Homes housing of three or more

unrelated individuals.

In response to Mayor Trantalis' question, Ms. Pyburn expounded on the history of enforcement in Delray Beach, confirming their ability to enforce the ordinance and expounding on specific details relating to compliance with FARR Certification requirements.

Commissioner Sorensen commented on the positive efforts and cooperation of numerous homeowner associations and Staff to address this issue, thanking everyone for their labors.

Commissioner McKinzie introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

OFR-4 [18-0081](#)

Ordinance Amending Section 26-1 of the Code of Ordinances of the City of Fort Lauderdale to Amend the Definition of Holidays as it Relates to Parking Enforcement

In response to Mayor Trantalis, City Manager Feldman explained that the definitions section defining Holidays does not correlate to actual holidays that City offices are closed for business. To correct this, the proposed amendment deletes Presidents Day and Columbus Day and adds the day after Thanksgiving Day from the definition of "Holidays".

Mayor Trantalis recommended including Columbus Day and President's Day for free City parking.

In response to Commissioner Sorensen's inquiry, City Manager Feldman confirmed there is no significant financial impact to the City. Mayor Trantalis expounded on his reasoning. City Manager Feldman explained how the public is informed about the free parking days.

Commissioner McKinzie introduced this Ordinance for the First Reading as amended which was read by title only.

PASSED FIRST READING

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

RESOLUTIONS CONTINUED

R-5 [18-0317](#)

Appointment of Vice Mayor

Mayor Trantalis explained the history of appointing a Vice Mayor, confirming it is based on a sequence. As such Commissioner Sorensen is the next in line for appointment as Vice Mayor.

Commissioner McKinzie introduced this Resolution appointing Commissioner Ben Sorensen as Vice Mayor which was read by title only.

ADOPTED - Ben Sorensen Vice Mayor

Aye: 5 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

Mayor Trantalis raised the issue of the City joining other municipalities in the lawsuit against the State of Florida (State) regarding allowing local municipalities to enact their own ordinances about the transfer and sale of firearms. He expounded on the State's position and details involved in this lawsuit.

Mayor Trantalis asked the Commission about the desire to participate in this legal action to enforce home rule.

Vice Mayor Sorensen commented on his concern regarding current penalties which are onerous. He recommended joining the ten other municipalities in challenging the State.

Commissioner Glassman asked why the City was not part of the original filing. City Manager Feldman explained the previous Commission requested delaying a decision until there was an opportunity to review the Complaint, confirming it has been sent to each Commission member.

Mayor Trantalis requested each Commission member read and review the Complaint and recommend their position regarding passing a Resolution to join this legal action. Discussions and explanations ensued on causes of action, punitive aspects of the Statute, and the hiring and cost of outside counsel to represent the City.

Mayor Trantalis requested Interim City Attorney Alain Boileau present the Commission a clear explanation of the City's obligations should the City wish to participate in this action. To expedite the process, City Manager Feldman recommended this be presented as a Resolution at the Commission Regular Meeting on April 17, 2018. Mayor Trantalis concurred.


ADJOURNMENT

Mayor Trantalis adjourned the Commission Regular Meeting of April 3, 2018 at 10:47 p.m.



Dean J. Trantalis
Mayor

ATTEST:



Jeffrey A. Modarelli
City Clerk

COMMUNITY REDEVELOPMENT AGENCY BOARD on 2018-04-03 2:30 PM	CR-3 18-0251 Resolution to Approve Budget Amendment - Appropriation of \$1,050,529 from the Mizell Center Upgrade Project to the Development Incentive Program Fiscal Year 2018	Gustav Schmidt	<p>It is not clear from the materials posted publicly, including the staff memo, what is happening here. It appears that the city is subsidizing the YMCA in excess of a \$1,000,000 to construct a new building at this location. I strongly oppose this subsidy as these funds would be much better used for a public purpose. I also presume, given her conflict of interest on this item, that Commissioner Moaritis will abstain from the vote on this item (or the entirety of the consent agenda items given the direct conflict of interest). There needs to be full disclosure on the proposed used of the funds that will purportedly will be transferred to the DIP for the sole purpose of subsidizing a private religious-based organization. I strongly oppose the city's financial support of any religious-based organization as I believe it is contrary to long-standing principles of separation of church and state, which are fundamental to American government generally.</p>	Oppose	03-30-2018 12:33 pm
City Commission Conference Meeting on 2018-04-03 1:30 PM	BUS-3 18-0347 Discussion of Gun Shows at War Memorial Auditorium in Holiday Park	Gustav Schmidt	<p>I'm writing in support of non-renewal of this license. I think such position is consistent with the wishes of the majority of the residents in the City. In fairness, I would not support any actions to terminate this license before it expires by its terms, however, as this would appear to require refunding of the license fee (and possible additional liability if there was some sort of estoppel claim). I am of the opinion that if you make an agreement, you should live up to that agreement. The same should apply to the municipality. But I do support not renewing this license.</p>	Neutral	03-30-2018 12:45 pm

Meeting --	Agenda Item --	Name --	Comment --	--	--	--
City Commission Regular Meeting on 2018-04-03 6:00 PM	CR-6 18-0359 Resolution Approving a Lease Agreement with Broward Maritime Institute, Inc. for the Property at NE 10TH Street (Dania Farms) Dania Beach, Florida	Gustav Schmidt	This item will purport to approve the lease city-owned property to an entity that is proposed to be (but doesn't appear to have been approved yet as) a 501c3 organization. I would recommend that approval of this item be made contingent upon the organization's qualification as a 501c3 or be deferred to such time as the 501c3 status has been obtained until proof of 501c3 status has been presented.	Oppose		03-30-2018 12:20 pm

Meeting --	Agenda Item --	Name --	Comment --	--	--	--
City Commission Regular Meeting on 2018-04-03 6:00 PM	CR-6 18-0359 Resolution Approving a Lease Agreement with Broward Maritime Institute, Inc. for the Property at NE 10TH Street (Dania Farms) Dania Beach, Florida	Gustav Schmidt	This item will purport to approve the lease city-owned property to an entity that is proposed to be (but doesn't appear to have been approved yet as) a 501c3 organization. I would recommend that approval of this item be made contingent upon the organization's qualification as a 501c3 or be deferred to such time as the 501c3 status has been obtained until proof of 501c3 status has been presented.	Oppose		03-30-2018 12:20 pm

4/3/2018

NP-5
Provided by Rafael Copa

4/3/2018

Hello, Welcome and congratulations on your election win, very grateful to have each and every one of you here serving.

- My name is Rafael Copa and I live in the Poinsettia Heights Neighborhood. I have been a Fort Lauderdale resident for 35 years.
- Tonight I am representing not only myself but many neighbors who are here tonight.
- Our neighborhood is infested with vacation rentals. The empty lot to my left is owned by a vacation company, the home across the street is a vacation rental, and the duplex to my right is a vacation rental.
- **I am here to talk about the duplex. It is a vacation rental on steroids. Each of the units are 874 sq. ft., and licensed to sleep 4 adults, or a total of 8 adults between the two. The property is advertised on AlrBNB for 18 adults with 10 beds. Let me repeat that 18 adults, 10 beds, in 4 bedrooms. This is NOT a vacation rental, this is a hotel complete with a caravan of daily check-ins.**
- The parties, the drinking, the drug use, the foul language, the screaming, the yelling, the cars, the music, the noise, the spring breakers, the overcapacity, the large amounts of garbage. It goes on and on, day after day, night after night. We do not get a moments rest. Imagine 18 or more guest, drinking by the pool, with music playing, this is not a vacation rental, this is a hotel. And many time the crowds are much larger when guest not staying there are over for pool parties. The simple pleasure of opening your window in the winters is completely lost.
- I have seen prostitutes come and go, drug sales take place in the drive way, cigarette butts thrown form their carport onto the walkway along the side of my home, massive nonstop marijuana smoking, hour after hour, day after day.
- The police are called morning, night, and late night. So many calls you would have to do a public records request to know the exact number.
- Last month I created a YouTube website to document the noise and problems at this location. I hope you will visit it.
- I met with the absent owners, at my home, to discuss the problems and their solution was an offer to buy my home.
- Our encounters with the "guests" are becoming more combative.
- For months now the neighbors and I have filed complaint after complaint, diligently documenting every offence, to no avail.
- **Last month I was sent a letter from code enforcement stating they have no authority in enforce the vacation rental code.** I was told neither they nor the police have the ability to go into a home to see how many people are staying there. They have no training or equipment in order to document noise complaints, they can't document violation of the 25 foot or 50-foot noise ordinances. They don't work nights or weekends.
- **Ordinances regarding max number of guest allowed overnight, number of visitors allowed, noise, parking, all non-enforceable. And the owners of these vacation rentals know this, they know the ordinances are not worth the paper they are printed on. The duplex owners have 17 vacation rentals, they are running a HOTEL with various locations.**
- There is a hearing on April 19, 2018 to have this homes license revoked. Code enforcement has informed that even with a revoked license they can and probably will continue to rent. The notice of hearing did not even prompt them to change their ads.
- I would ask each of you to imagine living like this, next to one of these nightmares. We need something to be done. We cannot continue living like this.

*WOAH! Luxury Poolside Haven - Close to everything - Apartments for Rent in Fort Lauderdale, Florida, United States

1633 Northeast 15th Street, Fort Lauderdale, FL, USA

Become a host

Help

Sign Up

Log In



ENTIRE APARTMENT

*WOAH! Luxury Poolside Haven - Close to everything

Fort Lauderdale

EACH
UNIT

ADULTS

9 guests

2 bedrooms

5 beds

2 baths

X 2

Wake up to beautiful views of the lush landscape and LUXE pool deck. This poolside 2 bedroom/2 bathroom spot is in the heart of Ft. Lauderdale!

This is one side of a duplex super close to FLL airport, freeways, downtown Fort Lauderdale/Las Olas, tons of restaurants, malls, coffees shops, grocery stores, Flagler Art District and of course the beach! Relax by the pool, catch some sun and take in the beautiful backyard!

Amenities

Free parking on premises

Wifi

Kitchen

Laptop friendly workspace

Breakfast

Pool

Sleeping arrangements

Bedroom 1

1 queen bed

Bedroom 2

1 queen bed

Common spaces

2 sofa beds, 1 air
mattress

House Rules

No smoking

No parties or events

Check-in is anytime after 4PM

Check out by 11AM

Self check-in with keypad

Cancellations

Strict

Cancel up to 7 days before check in and get a 50% refund (minus service fees). Cancel within 7 days of your trip and the reservati...

Rafael Copa

From: Will Snyder <WSnyder@fortlauderdale.gov>
Sent: Friday, March 16, 2018 3:29 PM
To: Rafael Copa
Subject: 1633 NE 15 ST - CE18031440, VR VIOLATION

Good afternoon sir,

I managed to use the ad you sent me earlier today to justify opening a case at this property. The section in violation is 15-278(2).

The good news is that I am immediately scheduling this case to be heard before the special magistrate on 4/19/2018 with no opportunity to withdraw the case before it is heard.

The bad news is that our office has never used this section before in enforcement, once again speaking to the transient nature of vacation rentals I spoke with you about earlier today. Additionally, penalties for VR applications apply on the third offence.

I believe that we may be able to revoke the license with a magistrate order; however, I fear that the property owner would simply continue to not comply with the order and just accrue fines as he continues to profit from the vacation rental operation. Please be mindful that this division cannot *forcefully* bring about compliance or shutdown any operation. It's not within our scope of power, but we will try to get the owner to comply by the means we have at our disposal.

If you have any questions, please feel free to contact me.

Respectfully,

Will Snyder, Code Compliance Officer
City of Fort Lauderdale | Department of Sustainable Development
700 NW 19th Avenue | Fort Lauderdale FL 33311
P: (954) 828-4609
C: (954) 325-6066
E: wsnyder@fortlauderdale.gov

From: Rafael Copa [mailto:rcopa99@gmail.com]
Sent: Friday, March 16, 2018 10:15 AM
To: Will Snyder
Subject: Fwd:

PDF copies for you files.

Sent from my iPhone

Begin forwarded message:

Rafael Copa

From: Will Snyder <WSnyder@fortlauderdale.gov>
Sent: Friday, March 16, 2018 10:32 AM
To: Rafael Copa
Cc: Irma Westbrook
Subject: 1633 NE 15 ST - VACATION RENTAL DISTURBANCES/VIOLATIONS

Thank you Rafael.

In accordance with section 15-283 and 15-284, I will prepare to have this case created and brought into compliance outlined under Chapter 11 of the code of ordinances. A revocation of license will be sought after at the Special Magistrate hearing (this may be difficult because section 15-282(d) describes the suspension time frames for *multiple* violations).

In the meantime, continue with your plan to present this before the mayor, commission, and the city manager. My hope is that combined effort will compel the city's policy writers to create a more efficient and effective means for the code enforcement division to shut down unruly/non-abiding vacation rental properties.

I will notify you of the case information when it is opened. As developments unfold at this property please feel free to call or text my city cell. I will try to do everything within my power to respond and record events as they transpire.

Respectfully,

Will Snyder, Code Compliance Officer

City of Fort Lauderdale | Department of Sustainable Development

700 NW 19th Avenue | Fort Lauderdale FL 33311

P: (954) 828-4609

C: (954) 325-6066

E: wsnyder@fortlauderdale.gov

From: Rafael Copa [mailto:rcopa99@gmail.com]
Sent: Friday, March 16, 2018 10:15 AM
To: Will Snyder
Subject: Fwd:

PDF copies for you files.

Sent from my iPhone

Begin forwarded message:

From: "Copa, Rafael" <Rafael_Copa@sheriff.org>
Date: March 16, 2018 at 10:05:08 AM EDT
To: "'rcopa99@gmail.com'" <rcopa99@gmail.com>

Rafael Copa

From: Will Snyder <WSnyder@fortlauderdale.gov>
Sent: Friday, March 16, 2018 8:14 AM
To: Rafael Copa
Subject: RE: 1633 NE 15th Street 33304 - Vacation Rental COMPLAINT 13

Good morning Rafael,

As you are aware by now, the ability of code enforcement to appropriately handle this repeated irritation is limited.

In a perfect Fort Lauderdale, we would have an ordinance written in such a way as to offer this division some muscle. I recommend speaking to your commissioner and the city manager regarding enforcement of vacation rentals. I think a very reasonable remedy for this would be to immediately revoke the license if 3 or more police reports are received within a 3 month span.

While we want to encourage homeowners to attract tourists and make some extra money for themselves, we sincerely want to do it in a safe, sound, and secure manner matching the feel of our neighborhoods.

Again, I apologize for our division not being better equipped to effectively address these nuisances.

Respectfully,

Will Snyder, Code Compliance Officer
City of Fort Lauderdale | Department of Sustainable Development
700 NW 19th Avenue | Fort Lauderdale FL 33311
P: (954) 828-4609
C: (954) 325-6066
E: wsnyder@fortlauderdale.gov

From: Rafael Copa [mailto:rcopa999@gmail.com]
Sent: Thursday, March 15, 2018 2:56 AM
To: VacationRental
Cc: Will Snyder
Subject: FW: 1633 NE 15th Street 33304 - Vacation Rental COMPLAINT 13

It's 2:30 AM in the morning and I am awoken by a loud knock on the door. The police officer asks if I am having a party. The college kids are up as all the lights are on and they have retaliated by falsely calling a party to my address, 1507 NE 17 Avenue. They have been repeatedly been asked to keep the loud partying down to which myself and my roommate have been verbally insulted with foul language and told they will do whatever they want.

This has escalated to the point where the college students at this "resort" feel so impowered they can make false calls to the police in the early morning hours while all the neighbors are sleeping. How many times do the police have to come to this location? 10, 50, 1,000 times? What will it take for you to take action and get the owners to comply with code at this purported "vacation rental"?

Thank you for your assistance now and in the future.

Rafael Copa
1507 NE 17 Avenue

EgovPlus Online Services

Case Number	CE18031440	tenant	
Case Date	03-16-2018	priority	
Origination	DISC - DISCOVERED BY INSPECTOR	Status	O - OPENED
Operator	snydw	Officer	123
Fines Balance	\$0.00		
Lien Balance	\$0.00		
Total Balance	\$0.00		

Property On Case

FOLIO NBR	9234018260	Owner	1633 NE 15TH STREET LLC
Property Address	1633 NE 15 ST	Owner Address	6061 SW 13 ST
City/State/Zip	FORT LAUDERDALE FL -	City/State/Zip	PLANTATION FL 33317
		Phone	

Case Description

MAXIMUM OCCUPANCY HAS BEEN EXCEEDED AT THIS VACATION RENTAL PROPERTY.

Violation Code(s)

1: 15-278.(2)A. -- VACATION RENTALS

Inspections/Events Detail

DATE	TIME	INSPECTION / EVENT TYPE	INSTRUCTIONS / COMMENTS
04-19- 2018	12:13 PM	HEARING SCHEDULED	04/19/2018 HEARING SCHEDULED GARRL
04-17- 2018	12:48 PM	REINSPECTION	ENTERED IN ERROR.
04-17- 2018	12:48 PM	REINSPECTION	<p>10:23 AM - LSITING SITE CONTINUES TO ADVERTISE THIS PROPERTY FOR 16 MAXIMUM OCCUPANCY.</p> <p>I RECEIVED AND EMAIL FROM STACY PAYNE EXPLAINING A SEPERATE VIOLATION REGARDING TRASH CARTS (USED BY VACATION RENTERS).</p>
03-30- 2018	12:48 PM	REINSPECTION	<p>I INFORMED STACY THAT IS IS A VIOLATION BEING HANDLED BY CODE OFFICER PERRYMAN.</p> <p>SHE ALSO INQUIRED ABOUT THE SM HEARING.</p> <p>I ANSWERED HER QUESTIONS VIA EMAIL (SEE ATTACHED).</p> <p>AWAITING SM HEARING ON 4/19/2018. REI.</p>

DATE	TIME	INSPECTION / EVENT TYPE	INSTRUCTIONS / COMMENTS
03-22- 2018	02:00 PM	ADD/UPDATE INFORMATION	CH. 11 OF THE CODE OF ORDINANCES WAS POSTED TO THE PROPERTY AT 12:09 PM. PHOTO ATTACHED.
			AFFIDAVIT OF DUE DILIGENCE RETURNED TO ADMIN FOR PROCESSING.
03-19- 2018	12:13 PM	VIOLATION	SMNOV PRINTED BY GARRL
03-16- 2018	02:47 PM	INSPECTION (INITIAL)	2:44 PM - AFTER CONSULTATION WITH THE COMPLAINANT, I HAVE DETERMINED THAT THE PROPERTY OWNER HAS VIOLATED THE SCOPE OF THE ASSIGN CERTIFICATE OF COMPLIANCE.
			EVIDENCE SHOWS THAT THIS PROPERTY IS BEING ADVERTISED AS ACCOMODATING 16 OCCUPANTS. THE ATTACHED CERTIFICATE OF COMPLIANCE ONLY ALLOWS FOR THE LODGING OF 8 OCCUPANTS (PLUS 4 CHILDREN UNDER AGE 13).

DATE	TIME	INSPECTION / EVENT TYPE	INSTRUCTIONS / COMMENTS
			AN INSPECTION REPORT WAS MAILED TO THE PROPERTY AS LISTED IN BCPA. THIS CASE WILL BE IMMEDIATELY SCHEDULED FOR SPECIAL MAGISTRATE FOR A FINDING OF FACT AND REVOCATION OF THE LICENSE. REI.
03-16- 2018	02:47 PM	INITIAL CASE RECORDED	VIOLATION RECORDED SNYDW