

# City of Fort Lauderdale

*City Hall  
100 North Andrews Avenue  
Fort Lauderdale, FL 33301  
[www.fortlauderdale.gov](http://www.fortlauderdale.gov)*



## Meeting Minutes

**Tuesday, July 9, 2019**

**1:30 PM**

**City Commission Conference Room**

## **City Commission Conference Meeting**

***FORT LAUDERDALE CITY COMMISSION***

***DEAN J. TRANTALIS Mayor***

***ROBERT L. McKINZIE Vice Mayor - Commissioner - District III***

***HEATHER MORAITIS Commissioner - District I***

***STEVEN GLASSMAN Commissioner - District II***

***BEN SORENSEN Commissioner - District IV***

***CHRIS LAGERBLOOM, City Manager***

***JOHN HERBST, City Auditor***

***JEFFREY A. MODARELLI, City Clerk***

***ALAIN E. BOILEAU, City Attorney***

## CALL TO ORDER

Mayor Trantalis called the meeting to order at 1:40 p.m.

**Commission Members Present:** Commissioner Heather Moraitis, Commissioner Steven Glassman, Vice Mayor Robert L. McKinzie, Commissioner Ben Sorensen, and Mayor Dean J. Trantalis

## QUORUM ESTABLISHED

**Also Present:** City Manager Chris Lagerbloom, City Clerk Jeffrey A. Modarelli, City Attorney Alain E. Boileau, City Auditor John Herbst and Sergeant at Arms Tarek Bazzi

[19-0669](#)

Communications to the City Commission - (Commission Districts 1, 2, 3 and 4)

**Board of Adjustment (BOA)**  
**June 12, 2019**

***A copy of this communication is attached to these minutes.***

Discussion ensued on the Administrative Variance Process. City Attorney Alain Boileau commented on the setup of the BOA and its quasi-judicial capacity. He expounded on related details, recommending that this proposal not be pursued. Mayor Trantalis commented on his experience regarding this topic. Vice Mayor McKinzie concurred with City Attorney Boileau's position, discussing his perspective concerning homeowners and developers. Mayor Trantalis noted that the current system works.

**LauderTrail Working Group (LauderTrail)**  
**June 13, 2019**

***A copy of this communication is attached to these minutes.***

In response to Mayor Trantalis' request for additional comments regarding the agenda of LauderTrail, Commissioner Sorensen expounded on his efforts to address goals of *LauderTrail*, *Mockingbird Trail* and *Rails-to-Trails*. Commissioner Moraitis requested assurance that work is ongoing with the railroad. Commissioner Sorensen discussed conversations with Florida East Coast (FEC) Railway and

Virgin Trains USA, noting their openness to using the FEC right-of-way for the proposed program, expounding on details.

Mayor Trantalis recommended scheduling a Joint Workshop Meeting (Workshop) on this topic. Commissioner Sorensen confirmed that the Commission and Staff are responsible for coordination with FEC and his willingness to facilitate during the Commission Summer Break.

Vice Mayor McKinzie inquired about addressing wayfinding signage. Mayor Trantalis said that this topic would be discussed at the Joint Meeting, noting the importance of maintaining trail identity.

Commissioner Moraitis suggested including the Broward County Metropolitan Planning Organization (MPO) in these discussions, noting that they have bike lane funding. Vice Mayor McKinzie expounded on related details.

In response to Commissioner Glassman's question regarding efforts to include artist participation in wayfinding signage, City Manager Chris Lagerbloom noted that this has not been done up to this point. Commissioner Glassman recommended the inclusion of artists for wayfinding signage. Mayor Trantalis confirmed contributions by artists who are members of Mockingbird Trail Working, noting that it is an excellent first step towards Commissioner Glassman's recommendation.

#### **Marine Advisory Board (MAB)** **June 6, 2019**

***A copy of this communication is attached to these minutes.***

In response to Mayor Trantalis' question, City Attorney Alain Boileau confirmed that there is a new boat slip layout, commenting on details related to the land for super-yacht slips. He explained the request for input and other details.

Commissioner Glassman requested the MAB Meeting Minutes related to the backup of items R-5 and R-6 on tonight's Regular Commission Agenda. City Manager Lagerbloom confirmed that the draft minutes would be forwarded.

#### **Education Advisory Board (EAB)** **June 20, 2019**

***A copy of this communication is attached to these minutes.***

In response to Mayor Trantalis' question regarding a budget amendment on tonight's Commission Regular Meeting Agenda funding items for Bennett Elementary School, City Manager Lagerbloom explained related details. He confirmed he would provide further details on this budget amendment at tonight's Commission Meeting.

Mayor Trantalis recognized Phil Thornburg, Director of the Parks and Recreation Department. Mr. Thornburg explained that capital items built on school property become joint use. He cited examples that allow community access to open greenspace areas owned by the Broward County School Board (School Board). Joint agreements are in place with the School Board to allow the use of school property during evenings and weekends. Mr. Thornburg explained how the budget amendment funding would allow community use of the greenspace at Bennett Elementary School during off-hours.

Commissioner Glassman said that he has been working with the Poinsettia Heights Civic Association on this request, noting that there are no parks in the Poinsettia Heights Neighborhood. Vice Mayor McKinzie recommended informing the Parks, Recreation and Beaches (PR&B) Board of this policy to use what is available, noting the possibility of additional opportunities. Mayor Trantalis commented on churches located in Poinsettia Heights.

In response to Commissioner Sorensen's question regarding a deadline for assessment of these types of School Board properties by the PR&B Board, Mr. Thornburg confirmed this would be part of the Parks Bond efforts, citing examples and expounding on related details. Mr. Thornburg explained that the School Board is looking for capital infusion into these sites to improve play value. Commissioner Sorensen noted his understanding of this topic.

Zoie Saunders, Chief Education Officer, confirmed that the Education Advisory Board (EAB) is interested in joint use in order to maximize the benefits of open space. She expounded on details related to the Joint Agreement in place with the School Board.

Mr. Thornburg noted that some School Board sites would require a large amount of capital. He commented on efforts and details related to Virginia Shuman Young Elementary School.

In response to Commissioner Sorensen, Ms. Saunders gave a brief overview of her understanding of what had been identified in order to meet School Board safety requirements. She confirmed conversations with Mr. Thornburg, the Broward County Public School Leadership Team and schools regarding an estimate of additional costs. Mr. Thornburg commented on the need to address the administrative impact when adding additional sites.

In response to Commissioner Moraitis' question regarding neighbors having access to pools at Sunrise Middle School and Fort Lauderdale High School, Mr. Thornburg commented on an existing agreement with Fort Lauderdale High School. He confirmed he could revisit residents having pool access, explaining related details. Further comment ensued. Mayor Trantalis agreed.

Commissioner Glassman commented on the large membership of the EAB. In response to Commissioner Glassman's question regarding the ability of the EAB to establish a quorum at meetings, Ms. Saunders confirmed a quorum had been established at each EAB meeting over the last three months. She noted that attendance records listed in this correspondence reflect attendance during the June 2018 - June 2019 timeframe, noting reinstatements. Further comment ensued.

In response to Commissioner Sorensen's question, City Manager Lagerbloom confirmed the need for further research into a recent email before commenting and making a recommendation.

Mayor Trantalis recognized Amy Ellowitz, Vice Chair of the EAB. Ms. Ellowitz confirmed the aim of the EAB is to use the current one-year learning gain metric, commenting on details related to consideration of another metric and expounding on details. Comment ensued on using this metric and the EAB taking alternate action.

#### **Planning and Zoning (P&Z) Board June 19, 2019**

***A copy of this communication is attached to these minutes.***

In response to Mayor Trantalis' request for comments, City Manager Lagerbloom requested additional context, i.e., this communication applying on a City-wide basis or only to the barrier island.

Mayor Trantalis recognized Ella Parker, Urban Design and Planning

Manager, Department of Sustainable Development. In response to Vice Mayor McKinzie's question, Ms. Parker explained that this communication relates to traffic analysis in general, expounding on details related to analyzing traffic impact, development mitigation, considering other modes of transportation and information provided to the P&Z Board Members. She confirmed that Staff provides Executive Summaries from Traffic Analysis Reports to P&Z Board members. The Transportation and Mobility (TAM) Staff supplements these Executive Summaries. This information moves forward with projects going before the Commission. Ms. Parker expounded on related details.

Mayor Trantalis commented on the genesis of this communication and the significance of traffic and trip counts as discussed at the June 18, 2019 Commission Regular Meeting (Meeting) for the analysis of new barrier island project proposals. He noted public input regarding the traffic analysis presented at that Meeting. Mayor Trantalis commented on the need for accuracy when calculating the impact of a project trips and an understanding of the remaining trips available within an area to accurately assess project viability.

Vice Mayor McKinzie commented on his understanding of Staff input at the Meeting regarding trip counts. Further comment and discussion ensued. Ms. Parker noted comments from P&Z Board Member Jay Shechtman regarding alternate modes of transportation, i.e., scooters, and their impact on traffic analysis.

#### **Economic Development Advisory Board (EDAB) June 12, 2019**

***A copy of this communication is attached to these minutes.***

Mayor Trantalis noted previous comments by City Attorney Alain Boileau regarding member collaboration.

It was confirmed that all subcommittee meetings would be noticed and held in an easily accessible public place. City Attorney Boileau said that Staff would guide the EDAB to meet all requirements.

#### **Parks, Recreation & Beaches (PR&B) Board June 26, 2019**

***A copy of this communication is attached to these minutes.***

Commissioner Glassman confirmed the PR&B Board support of the Public Art Ordinance.

## **CITY COMMISSION REPORTS**

### ***Members of the Commission announced recent and upcoming events and matters of interest.***

Commissioner Moraitis commented on District I Pre-Agenda Meeting discussions regarding the topic of scooters. Staff hosted a discussion regarding water billing, the Water and Sewer Rate Study, the proposed pro-ration of separate irrigation line costs and the Digital Meter Installation Program. She thanked Staff for their participation and providing an update on the current review of water bills which is being done on a District by District basis throughout the City. Vice Mayor McKinzie commented on his perspective. Further comment and discussion ensued.

Commissioner Glassman thanked Fire and Rescue Services and Community Emergency Response Services (CERT) for their participation in the Hurricane Preparedness Meeting hosted by the Lake Ridge Civic Association and the Council of Fort Lauderdale Civic Associations.

Commissioner Glassman announced that the pool at Bahia Mar is open to the public at no charge.

Commissioner Glassman discussed his attendance at the Middle River Terrace Civic Association Meeting, commenting on the Florida Atlantic University (FAU) presentation regarding Climate Change and Sea Level Rise, expounding on details.

Commissioner Glassman commented on his Quarterly District II Civic Association President Roundtable Lunch (Luncheon), noting the excellent exchange of ideas. He thanked Staff for its respective Budget and Code Enforcement presentations, expounding on details and recommending that the Code Enforcement presentation be shared City-wide.

In response to Mayor Trantalis' question regarding neighbor feedback on vacation rentals, Commissioner Glassman noted a reduction in complaints and related emails, stating that concerns remain and expounded on neighbor efforts to be on top of this issue.

Vice Mayor McKinzie noted concerns related to a vacation rental vendor

who does not comply with registration efforts. Further comment and discussion ensued on requiring that vacation rental properties be registered with the City and the information provided in the Code Enforcement presentation at the Luncheon.

Commissioner Sorensen commented on the assistance offered to the City of Plantation in response to the recent gas-leak incident, expounding on details.

Commissioner Sorensen discussed the ongoing challenges regarding panhandling at the SE 17th Street/Federal Highway-US 1 intersection, recommending that City Manager Lagerbloom and a representative from the Police Department join him for an area visit to include meeting area business owners for a clearer understanding of what is transpiring to develop solutions.

Vice Mayor McKinzie shared efforts to address similar concerns in the area of NW 7th Avenue and Broward Boulevard, and in other areas of District III, expounding on related details.

Commissioner Sorensen requested feedback regarding holding Commission Conference Meetings and Joint Workshops in Commission Chambers. Comment and discussion ensued on the dynamics and the importance of interaction during Conference and Workshop Meetings. Commissioner Sorensen commented on his position regarding safety precautions available in Commission Chambers.

Vice Mayor McKinzie commented on a recent Public Works related incident in the area of NW 37th and 38th Streets and its impact on a nearby waterway. City Manager Lagerbloom explained details regarding the water alert sent to neighbors, which was sent in an abundance of caution. Joseph Kenney, Assistant Public Works Director - Engineering explained details regarding a leak in an 18-inch force main, confirming that repairs have started. It is on the priority list but does not have funding.

Vice Mayor McKinzie commented on his perspective and experience regarding addressing similar situations and associated restrictions, expounding on details. Mr. Kenney said that the force main is old and the leak seems to be minor. Vice Mayor McKinzie recommended improved communications when informing the public. Mayor Trantalis concurred, commenting on related details.

In response to Commissioner Sorensen's questions regarding the



communication of Community Alerts (Alerts) to neighbors, City Manager Lagerbloom confirmed that available technology has the ability to deliver alerts via text messages and that the Call Center sends out Alerts. He confirmed the need for further research into segregating out Alerts to impacted areas.

Mayor Trantalis confirmed the upcoming commissioning of the *USS Paul Ignatius* on July 27, 2019, at 10:00 a.m., expounding on related details and urged Commission attendance. City Manager Lagerbloom commented on the need to submit attendee names to coordinate attendance details. He noted that the event breakfast and the commissioning are separate. City Manager Lagerbloom said that twenty (20) invitations are available for breakfast, expounding on related details. Further comment and discussion ensued.

Mayor Trantalis commented on his attendance at an upcoming Mayors Conference in Columbia. The Country of Singapore is coordinating the event and funding his attendance.

Mayor Trantalis reviewed accomplishments from the recent Trade Mission to Israel (Trade Mission), noting that it had also been emailed. He recommended that going forward, the need for a mechanism to address the development of an agenda for these types of trips and attendees.

Mayor Trantalis commented on concerns related to the Sunshine Law, expounding on details related to policy discussions when more than one Commission member attends meetings or events. He commented that when attending the National League of Cities events, policies are not discussed. Mayor Trantalis said that he would consider the option of not attending events that include policy discussion when attended by another Commission member. He suggested Commission members coordinate attendance at meetings that include policy discussions, expounding on details. Vice Mayor McKinzie commented on his perspective and the genesis of the Trade Mission. Further comment and discussion ensued regarding the Trade Mission deliverables, future investment and the need for follow-up.

Commissioner Moraitis noted plans to attend Washington, D.C. Chamber of Commerce (Chamber) Meetings in September 2019. Mayor Trantalis commented on the format of those meetings, noting that policy is not discussed among Commission members. Vice Mayor McKinzie commented that policy is communicated through City lobbyists.

## CONFERENCE REPORTS

**CF-1**    [19-0710](#)

Carr, Riggs & Ingram (CRI) Interim Status Report #2 - Parking Garage, Las Olas Boulevard Corridor Improvements and Aquatic Center Renovation Projects - (Commission District 2)

City Auditor John Herbst said that this item is the Second Interim Status Report (Report) done by Carr, Riggs & Ingram (CRI). It is part of the continuous audit of the three construction projects located within and funded by the Beach Area Community Redevelopment Agency (Beach Area CRA). It includes the Las Olas Parking Garage (Garage), Las Olas Boulevard Corridor Improvements and Aquatic Center Renovation Project.

City Auditor Herbst reviewed the recap listed on page four (4) in Exhibit 1 of the Commission Agenda Memo (CAM), monthly pay applications for accuracy, appropriateness and authorizations. The second part of this Report reviewed the contract and contract development. The third part of the Report addressed contract negotiations for the Aquatic Complex. The fourth part of the Report addressed the \$1,500,000 Change Order, which came before the Commission several months ago. The fifth part of the Report is the review of the proposed EDSA Change Order.

City Auditor Herbst explained items found during the review in need of correction. He explained there were inappropriate charges, errors made and lack of sufficient documentation, noting that these are typical for a large construction project and expounding on details related to the need for additional follow-through and other items. From a financial perspective, on-site auditors ensure a quality product. City Auditor Herbst noted the collaborative process among CRA Staff, Skanska Staff and the Audit Staff.

In response to Mayor Trantalis' question, City Auditor Herbst confirmed his satisfaction with the results to date. City Auditor Herbst noted items such as weather delays and other items typically found during the course of large construction projects, expounding on details.

Commissioner Glassman said that the Report is excellent reading. He confirmed the importance of CRI monitoring input from CRA Staff and Audit Staff.

Positive comments and discussion ensued on the LED lighting on the Garage during the Fourth of July Holiday. Mayor Trantalis noted the need for additional programming of the LED lighting on the Garage.

## OLD/NEW BUSINESS

### **BUS-1** [19-0550](#)

2019 State Legislative Session Update - (Commission Districts 1, 2, 3, and 4)

Mayor Trantalis recognized Lauren Jackson, Governmental Relations Consultant, TSE Consulting. Ms. Jackson discussed scheduling conflicts that prevented other legislative team members from attending. She confirmed that the entire team would be attending the September 2019 Commission Workshop, expounding on details.

Ms. Jackson commented on the new legislature seated in the recent State Legislative Session. She explained details related to the \$91,100,000,000 State Budget that included the veto of \$131,000,000 worth of budget items by Governor DeSantis.

Ms. Jackson reviewed State Budget funding impacting the City that includes \$250,000 for the Homelessness Collaborative specifically requested through the City. There is a statewide increase per student in education funding in the amount of \$242. She noted additional budget allocations related to the Everglades, water quality improvements, economic development grant funding and a small increase in cultural museum grants.

In response to Mayor Trantalis' question, City Manager Lagerbloom confirmed that Staff is working directly with the lobbying firms to coordinate and apply for available grant funding.

Ms. Jackson reviewed legislation that addresses texting while driving, which went into effect on July 1, 2019, commenting on related details.

Ms. Jackson commented on the unique legislative process involved with vacation rentals and proposed legislative bills. She explained details regarding legislation presented by State Representative Chip LaMarca that would have held vacation rental platforms more accountable.

State Senator David Simmons sponsored a bill that would have struck a balance between local governments and communities desiring vacation rental protection and the vacation rental industry. Committees heard these proposed bills. Ms. Jackson commented on efforts regarding a bill sponsored by the vacation rental industry that is expected to return next year.

Ms. Jackson requested the data referenced earlier by Commissioner

Glassman that was provided during the Code Enforcement Vacation Rental Presentation at the District II Quarterly Civic Association Presidents Roundtable Luncheon.

Ms. Jackson said Committees did not hear legislation regarding smoking on the beach.

Ms. Jackson confirmed that a bill sponsored by State Representative Chip LaMarca passed. The bill creates funding for a Beach Management Program similar to the Five-Year Work Program used for transportation.

Ms. Jackson updated the Commission on proposed legislation regarding Sports Franchise Agreements, confirming it would not impact the City due to a grandfather clause. It is expected to return next year.

Ms. Jackson updated the Commission on the status of preemption bills, including control of rights-of-way for providers of communication services, expounding on related details. She said that the League of Cities has filed a lawsuit against the State challenging the 2017 law, explaining associated details.

Ms. Jackson explained details regarding successful preemption bills. Her comments addressed HB 1159 (Tree trimming preemption), SB 1000 (Small cell preemption) and HB 829 (Attorney fees in preemption challenges), HB 7103 (Omnibus developer package), (Building Code Enforcement funds). The Pass/Fail Report provided by the lobbying firms includes details of these bills and is part of the backup to this item.

Discussion ensued on HB 829, which passed. It awards attorney's fees to the prevailing party when legal challenges to preemption are initiated against a State or federal law. In response to Mayor Trantalis' question regarding this topic, City Attorney Alain Boileau explained that if the City files an action against the State on a preemption issue, the City would be responsible for all attorney fees should the State prevail.

City Attorney Boileau confirmed the position of the City regarding ongoing Gun Show related litigation in Leon County. He explained the position of the City, stating that The Gun Show litigation is prospective and that the State could not pursue legal fees. Ms. Jackson concurred.

Ms. Jackson expounded on the main points included in the Omnibus Developer Package legislation, including enforcement of Building Code Enforcement funds that passed. This legislation impacts inclusionary

housing; development orders; earmarking impact fees; building permit fees; private inspection providers; award of the prevailing party's attorney fees in development challenges; school impact fees; shortened or specific timelines for local government actions and limitations on reviews; and other items.

Ms. Jackson commented on building permit fee funds maintained by the City. City Attorney Boileau confirmed current restrictions which are similar to the legislated formula. He confirmed the management of excess permit fees through rebates. In response to Vice Mayor McKinzie's questions, a discussion ensued on who would receive rebates, the permitting process and enforcement.

Ms. Jackson briefly commented on other bills that passed, including those that address education, the Community Redevelopment Agency (CRA), Fire Fighter benefits and tax cuts.

Mayor Trantalis opened discussions regarding Dockless Mobility (Scooter) legislation. He reviewed his efforts with City Manager Lagerbloom at the State Legislature on this topic, commenting on related updates and City practices. The new law equates Scooter riding with bicycle riding and allows local municipalities to regulate where Scooters could be used. Mayor Trantalis explained the impact of this legislation, citing examples. He requested Staff develop a set of regulations and subsequent Commission recommendations at the end of the Summer Break. Mayor Trantalis recommended each District Commissioner meet with City Manager Lagerbloom to express their position on this topic.

Mayor Trantalis commented on the lobbying efforts of Ron Book on behalf of other clients that conflict with the City interests on the topic of Scooters.

Mayor Trantalis recognized Stan Eichelbaum. Mr. Eichelbaum commented on concerns regarding Scooter usage in the downtown area, the need for immediate action related to late-night Scooter use on New River Drive and use on pedestrian-oriented Las Olas Boulevard.

Mr. Eichelbaum also commented on the need for an in-depth review of the dynamics related to the HB 7103 Omnibus Developer Package legislation, discussing related concerns. Mayor Trantalis concurred with the sensitivity towards HB 7103, stating that Legal Staff would provide an analysis of the challenges presented by this legislation. Mr. Eichelbaum requested discussions with other municipalities, expounding on details. Mayor Trantalis noted the upcoming Florida League of Cities meeting,

confirming he would raise this topic for discussion.

Mayor Trantalis recognized Michael Weymouth, The Las Olas Company. Mr. Weymouth commented on his overall support of Scooters, stating that they do not work on sidewalks in pedestrian-oriented areas. He requested suspension of Scooter ridership in pedestrian-oriented areas along Las Olas Boulevard, expounding on related details.

**BUS-2** [19-0547](#)

**Public Art Presentation and Discussion - (Commission Districts 1, 2, 3 and 4)**

Mayor Trantalis recognized Phil Thornburg, Director of Parks and Recreation. Mr. Thornburg gave a presentation on Public Art, stating that the presentation brings forward high-level points of discussion for Commission direction moving forward.

***A copy of the presentation is attached to these minutes.***

Mr. Thornburg reviewed approaches to Public Art funding as discussed in the presentation. Funding approaches not included in projects would go into a Public Art Fund for utilization throughout the City.

Mayor Trantalis questioned the ability to impose a two percent (2%) assessment fee (Fee) on a private development. Mr. Thornburg said this is something other municipalities are doing and would be at the direction of the Commission.

Commissioner Glassman requested additional information regarding the number of other municipalities imposing a Fee on private development. Mr. Thornburg confirmed that 34 municipalities in South Florida and around the country were researched and seventeen (17) impose a Fee.

Mayor Trantalis discussed the opportunity to impose this Fee on public projects, noting it is something controlled by the City. Further comment and discussion ensued.

Mayor Trantalis questioned the ability to impose the Fee on Community Redevelopment Agency (CRA) funds. City Attorney Boileau confirmed the need to research. Further comment and discussion ensued.

Mr. Thornburg reviewed exclusions as discussed in the presentation.

Commissioner Glassman questioned Fees going into a Public Art Fund for utilization throughout the City. Mr. Thornburg explained that the non-feasibility of art in a specific project would need to be proven and

that the Commission would need to make that decision.

Commissioner Glassman acknowledged the attendance of members from the Broward County Cultural Division and Public Art Program. He confirmed his desire for their input and more information regarding private development.

Commissioner Glassman asked about membership details of a Public Art and a Placemaking Board (Board). Mr. Thornburg confirmed the recommended number of members on the Board is seven (7), confirming that Broward County (County) has this type of Board in place. Mr. Thornburg said that the County has indicated its openness to administering this initiative on behalf of the City and using their services to ramp up City efforts.

Commissioner Glassman commented on the use of the word "Placemaking" in the title of the Board. Mr. Thornburg explained that it relates to making a place for Public Art. Mayor Trantalis noted that Public Art often becomes a community gathering spot that serves as a sense of place. Commissioner Glassman commented on Public Art being functional, citing examples.

In response to Commissioner Moraitis' question regarding other funding approaches, Mr. Thornburg confirmed ongoing pursuit of grant opportunities for Public Art, expounding on details and noting that there are not many grant opportunities available for Public Art.

In response to Commissioner Moraitis' question regarding the use of the Parks Bond for Public Art, City Attorney Boileau said he would advocate that it could be used. Commissioner Moraitis commented on pursuing this option in lieu of a private development Fee. She noted the opportunity for Public Art at the new Joint Government Center. Further comment ensued.

Mayor Trantalis recognized Phillip Dunlap, Director of Broward County's Cultural Division. Mr. Dunlap discussed support of the City's Public Art initiative, commenting on positive initial meetings with Commissioner Glassman, City Manager Lagerbloom and their respective Staff.

Mr. Dunlap commented on the Fees for eligible County projects that include two percent (2%) on eligible construction projects and one percent (1%) on transportation projects across the Board. He discussed the process of working with County Agencies and the County Budget Office to ensure proper allocation of Fees. Art Projects can be

integrated into a building or can be freestanding pieces of art, expounding on related details and his perspective. The Broward County Cultural Division is happy to support this initiative. Mr. Dunlap commented on the potential to use County resources paired with City resources to explore ideas for collaboration of Public Art Projects and strengthening this relationship.

Mayor Trantalis recognized Evan Snow, Co-Founder and Managing Partner Of Art Fort Lauderdale & Choose954. Mr. Snow commented on his perspective regarding having significant Public Art in the City. He discussed how Public Art and investing in the arts would contribute towards growth and investment, expounding on details and confirming his support.

Mayor Trantalis recognized Leslie Fordham, Public Arts Administrator - Broward County. Ms. Fordham thanked the Commission for consideration of this item, noting the economic benefits of Public Art. She confirmed the need for Public Art to have a regular funding source and that Broward County imposes the Fee discussed earlier. Ms. Fordham commented on additional models for funding, including Capital Improvement Project (CIP) Budget Funding which is the most common. Billboard taxes are also a model for funding. She discussed ways in which mitigation provides an opportunity for developers to provide Public Art. Ms. Fordham urged the City to call upon the County for any assistance.

In response to Mayor Trantalis' question regarding Commission direction, City Manager Lagerbloom recommended Staff draft a proposed Public Arts Ordinance. With regard to public projects, City Manager Lagerbloom confirmed the need for further research with the Office of the City Attorney regarding the imposition of a Fee on private projects.

Commissioner Glassman commented on reaching out to those cities that impose this Fee. City Attorney Boileau commented on a State Statute passed in 2015 on government exactions addressing this type of issue, expounding on details. He also commented on the 2013 U.S. Supreme Court decision regarding fees on private property, commenting on related details. City Attorney Boileau discussed legal aspects of the State Statute and the U.S. Supreme Court decision.

Commissioner Glassman recommended communicating, through an education process, that this request is not adversarial in nature. Through the development process, it would be illustrated how Public Art might



improve and enhance a development project. Further comment and discussion ensued. Vice Mayor McKinzie commented on the need to provide incentives.

Commissioner Glassman confirmed support to further exploring this option. He referenced an article he distributed to the Commission, expounding on details.

***A copy of this article is attached to these minutes.***

Commissioner Moraitis suggested having Pubic Art in pocket parks.

Mr. Thornburg requested confirmation that the Commission is open to talking with the County and the option of the County administering the Pubic Arts initiative on behalf of the City. Mayor Trantalis and Commissioner Glassman noted their support. Commissioner Moraitis reiterated her support of exploring pocket parks.

#### **EXECUTIVE CLOSED DOOR SESSION - 4:30 P.M. OR AS SOON THEREAFTER AS POSSIBLE**

[19-0694](#)

The City Commission will meet privately pursuant to Florida Statute, Section 286.011(8) concerning:

Hinton, Walter, et al. v. City of Fort Lauderdale  
Case No.: CACE 07-030358 (26)

Adderly, Ray, et al. v. City of Fort Lauderdale  
Case No.: CACE 11-008499 (26)

Mayor Trantalis announced the commencement of the Executive Closed Door Session and related details.

#### **CITY MANAGER REPORTS**

None.

#### **ADJOURNMENT**

Mayor Trantalis adjourned the meeting at 3:41 p.m.



CITY OF FORT LAUDERDALE

**DRAFT  
MARINE ADVISORY BOARD  
100 NORTH ANDREWS AVENUE  
COMMISSION CONFERENCE ROOM – EIGHTH FLOOR  
FORT LAUDERDALE, FLORIDA  
THURSDAY, JUNE 6, 2019 – 6:00 P.M.**

<b>Cumulative Attendance May 2019 – April 2020</b>			
Grant Henderson, Chair	P	2	0
Ed Strobel, Vice Chair	P	2	0
Cliff Berry II	P	1	1
Robyn Chiarelli (6:14-7:04)	P	2	0
Richard Graves	P	1	1
Rose Ann Lovell	P	2	0
Kitty McGowan	A	0	2
Norbert McLaughlin	P	2	0
Ted Morley	A	1	1
Curtis Parker	P	1	1
Rossana Petreccia	A	1	1
Roy Sea	P	2	0
Randy Sweers	A	0	1
Bill Walker	P	2	0

As of this date, there are 14 appointed members to the Board, which means 8 would constitute a quorum.

**Staff**

Andrew Cuba, Manager of Marine Facilities  
Jonathan Luscomb, Marine Facilities Supervisor  
Sergeant Todd Mills, Fort Lauderdale Police Department  
Tatiana Guerrier, Recording Secretary, Prototype, Inc.

**Communications to City Commission**

**Motion** made by Vice Chair Strobel, seconded by Mr. Graves, that [the Board] is supporting the current [Las Olas] marina project as it sits, supporting the new plans for the slip layout, and if any changes occur between the time between today and when the City [sees] it, they would like to have a look at it. It goes to the Commission if anything occurs on the water side. In a voice vote, the **motion** passed unanimously.

**I. Call to Order / Roll Call**

Chair Henderson called the meeting to order at 6:00 p.m.

**II. Approval of Minutes – May 2, 2019**

for a Board representative to be present when the Commission discusses a communication from them.

## **VII. Old / New Business**

Chair Henderson referred to a fixture at 1100 SW 6 Street to which roughly 20 ft. of concrete dock will be added. He was concerned that this could present a navigational issue for both vessels on the river and boats docking at the structure, and pointed out that these plans had not come before the Board. Mr. Cuba explained that the Board would not see a waiver request if the extension was less than 25 ft. or 25% of the width of the waterway.

Ms. Lovell advised that she had sold the subject property, and pointed out that neighbors on both sides of the property had had no objection to the dock extension.

Mr. McLaughlin asked if the Marine Unit has any input on potential navigational hazards. Sgt. Mills replied that they have no jurisdiction over structures being built, although the U.S. Coast Guard has input on possible hazards. Mr. McLaughlin suggested that any communication to the City Commission also be sent to the Coast Guard. Mr. Cuba pointed out that there is no mechanism through which the Board may send communication to the Coast Guard. He advised that he would place an Agenda Item addressing navigational criteria on the Board's August 2019 Agenda for further discussion.

Ms. Chiarelli arrived at 6:14 p.m.

Robert Lochrie and David Filler, representing Suntex, which is redeveloping the Las Olas Marina, showed a PowerPoint presentation on the marina project, recalling that the Marine Advisory Board (MAB) has been very interested in its progress for several years.

Mr. Lochrie advised that Suntex will develop the site, maintain it, and ultimately pay back the City under the existing lease agreement. The lease requires Suntex to develop a mega-yacht marina with a restaurant component, including up to 7000 ft. of linear dock space, a new marina support facility, at least two restaurants, a promenade around the site, and business offices. The conceptual plan for the project is currently going through the City's approval process prior to the beginning of construction.

Mr. Lochrie reviewed a rendering of the site, noting that no fencing is planned between the promenade and the secure docks. Its southern end will include a gateway entrance that may be used for the Fort Lauderdale International Boat Show. There are 192 new trees planned for the site in addition to landscaping. To the east, a two-story restaurant and a marine services building are planned. A parking garage will serve both of these uses as well as providing additional parking for the marina itself. Some amenities are only available to individuals who use the marina itself, including Captains' Quarters, a lounge, fitness facility, and outdoor recreation deck and pool.

The subject property is located within the City's PRD zoning district. Approvals through the property's plat include a hotel, office space, commercial use, and a 150-slip marina. Height in this zoning district is limited to 240 ft.

David Filler, also representing Suntex, addressed the marina component, stating that the marina will include 66 slips and 6300 linear ft. of dockage. It is intended to provide more mega-yacht dockage in Fort Lauderdale. The average slip can accommodate a vessel of approximately 100 ft. in length, with some larger slips that can house vessels of 200 ft. to 225 ft. Smaller vessels can also be accommodated by the marina. Pump-out facilities are available at every slip. After the project goes before the Planning and Zoning Board, it will come before the MAB and City Commission.

Mr. Filler advised that one major concept of the site which has changed from previous plans is the location of the restaurant. It was ultimately determined that it would be placed at the farthest distance from neighboring properties. As a result, the configuration of amenity decks was also changed. The footprints of buildings are significantly larger than originally proposed. Transient dockage for restaurant customers will be dependent upon the availability of spaces as well as the season.

Mr. Berry asked if the slips sized for mega-yachts will be compatible with smaller vessels. Mr. Filler advised that the docks are concrete floating structures and are designed for flexibility so they can serve 50 ft. and 100 ft. boats. The current project will go before the Planning and Zoning Board later in June, and ultimately to the City Commission.

Mr. McLaughlin commented that while the concept presented to the Board seemed logical, he has not heard any feedback from private citizens in favor of the current design. He suggested that the new design be shown to the City Commission before coming back to the MAB for public presentation. It was noted that today's presentation is intended for informational purposes only.

Mr. McLaughlin also asked if the development team has been in contact with representatives of the Fort Lauderdale International Boat Show. Mr. Filler replied that all docks will be turned over to the Boat Show while it is underway, which will provide significantly more dockage than is currently available. They are also working with the Boat Show to determine if its management is willing to pay for additional electrical infrastructure.

Mr. Graves asked if Suntex has determined the rate to be charged for dockage use. Mr. Filler replied that the pro forma for the site estimated a 10% discount from the rates charged by Bahia Mar, depending upon boat length and season.

There being no further questions from the Board at this time, Chair Henderson opened the public hearing. As there were no individuals wishing to speak on this Item, the Chair closed the public hearing and brought the discussion back to the Board.

Mr. Sea requested an update on the issue of seagrass on the site. Mr. Filler advised that very little seagrass was discovered during a survey, noting that a great deal of seagrass has died in South Florida. He continued that Suntex is considering additional small vessel dockage options under the bridge if permitted by the Florida Department of Transportation (FDOT), right-of-way availability, and other considerations.

Ms. Chiarelli left the meeting at 7:04 p.m.

Mr. McLaughlin suggested that the Board consider sending a communication to the Commission requesting to see the final site plan for the project before the Commission votes on it. Mr. Cuba added that the Board members may also attend the upcoming Planning and Zoning Board meeting at which the marina project will be presented.

**Motion** made by Vice Chair Strobel, seconded by Mr. Graves, that [the Board] is supporting the current marina project as it sits [and] supporting the new plans for the slip layout, and if any changes occur between the time between today and when the City [sees] it, they would like to have a look at before it goes to the Commission if anything occurs on the water side. In a voice vote, the **motion** passed unanimously.

Mr. Cuba advised that he would inform the members of the date and time at which the communication will go before the City Commission so they have the opportunity to attend that meeting.

Vice Chair Strobel advised that a great many boats are now anchored full-time at Lake Sylvia. The city of Hollywood is seeking to address this by adding a mooring field in most areas that are experiencing this issue. He suggested that the Board consider advocating for similar action so the City will see some revenue from these boats and to discourage individuals from living there on their vessels. Boats are currently allowed to remain in this location for months or years at a time.

Mr. Cuba cautioned that this may be difficult to address, as the City's current mooring field is located at the Las Olas Marina, which will eventually be taken over by Suntex. The City has not yet determined the future of this mooring field. Another issue is the current field's occupancy, which is at less than 50%. He advised that Staff will bring back additional information on the action planned by Hollywood for further discussion at a future meeting.

It was noted that the next Board meeting will be held on August 1, 2019.

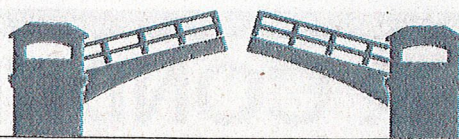
### **VIII. Adjournment**

There being no further business to come before the Board at this time, the meeting was adjourned at 7:18 p.m.

Any written public comments made 48 hours prior to the meeting regarding items discussed during the proceedings have been attached hereto.



7/7/2017 0115-2 Cont. Meeting  
Provided by Commissioner  
Glassman



## RIVERSIDE TIMES

NEWS EDITOR: Kari Barnett, 561-228-5560, kabarnett@sun-sentinel.com  
ADVERTISING & CIRCULATION: 954-572-2050

### VIEWPOINT

# Support for the arts is at the heart of a stronger Broward County



**Lori Chevy**

When we think about successful communities, we often consider factors like economic prosperity, educational commitment, and access to decent housing. Quality of life, of course, is an overriding consideration that relates directly to all the other elements. But there is something else that lies at the very center of the entire equation, improving lives and empowering economic potential: the arts.

To some, museums, theaters, working art studios, and concert halls may seem like a luxury, or an afterthought, in the spirit of a city or town. The truth is quite the opposite; artistic and cultural centers are the beating heart of a thriving community, pumping energy, innovation, and action into the routine of daily life. The arts, it turns out, not only provide intellectual inspiration to individuals — they offer economic and social inspiration to entire communities.

According to the National Endowment for the Arts (NEA) and the U.S. Bureau of Economic Analysis (BEA), the arts contribute more than \$750 billion annually to the U.S. economy. And, according to the most recent data released in March, Florida ranks high among states in terms of growth in arts and culture jobs, and in terms of the total economic value added by the arts.

Similar data released in 2017 by the Americans for the Arts organization showed that arts and culture had a significant economic impact here in our region — more \$414 million in fiscal year 2015 in Broward County, and \$1.4 billion in Miami-Dade.

Beyond the statistics, there is real evidence on display for all to see right here in South Florida. Once considered a ghost town, the Flagler Village area in downtown Fort Lauderdale is now a cultural hub. It draws artists, young entrepreneurs, and the general public to its eclectic mix of art walks, restaurants, bars, breweries, and to the Parker Playhouse, the crown jewel of the neighborhood.

Clearly, cultural centers in this neighborhood have helped to fuel an economic resurgence, while improving the quality of life for Broward residents with new and inspiring experiences.

That's why businesses across South Florida, and especially right here in Broward County, are increasingly putting their financial support behind arts programs, cultural organizations, and arts education.



JOE CAVARETTA/FILE PHOTO

**Fort Lauderdale's Parker Playhouse recently celebrated its 50th season. The theater opened with a performance of "The Odd Couple" back in 1967.**

It's why they are also encouraging increased volunteer work in the arts sector. They recognize that it's not only the right thing to do for their community, including their employees and their neighbors, but it's also essential for economic growth and stability.

Working in partnership with government leaders and non-profits in Broward, the business community is already making an impact.

We, at Bank of America, recently partnered with other major donors, along with city and county officials, to fund a \$27 million renovation of the Parker Playhouse, helping usher it into the 21st century. This investment not only supports the artistic mission of this key cultural center; it's also a helping hand for the surrounding area, attracting small businesses, restaurants, and a burgeoning tech and creative industry scene.

Today, many South Florida companies are working to promote arts and culture causes and institutions. Hoffman's Chocolates, for instance, offers an Art Bar chocolate bar to help fund artists. The store also sponsors the Family Fun series at the Broward Center for the Performing Arts. Businesses like Hoffman's are at the heart of the communities they serve.

For those businesses that have not yet put resources behind local arts programs, now is the time to get involved. The evidence has never been more clear: strong communities are built with art in mind, and its influence close at hand.

*Lori Chevy is Broward market president for Bank of America.*

7/3/19





CITY OF FORT LAUDERDALE

**BOARD OF ADJUSTMENT MEETING  
CITY OF FORT LAUDERDALE  
June 12, 2019 – 6:30 P.M.  
CITY HALL CITY COMMISSION CHAMBERS  
100 NORTH ANDREWS AVENUE  
FORT LAUDERDALE, FLORIDA**

<b>Board Members</b>	<b>Attendance</b>	<b>Cumulative Attendance 6/2019 through 5/2020</b>	
		<b>Present</b>	<b>Absent</b>
Douglas Reynolds, Chair	P	1	0
Howard Nelson, Vice Chair	P	1	0
Eugenia Ellis	P	1	0
Blaise McGinley	P	1	0
Patrick McTigue	P	1	0
S. Carey Villeneuve	A	0	1
Chadwick Maxey	P	1	0
<hr/>			
<b>Alternates</b>			
Chip Falkanger	P	1	0
Shelley Eichner	P	1	0
Tim Bascombe	A	0	1

**Staff**

D'Wayne Spence, Assistant City Attorney  
Burt Ford, Acting Zoning Administrator  
Chakila Crawford-Williams, Administrative Assistant  
Brigitte Chiappetta, Prototype, Inc.

**Communication to the City Commission**

Motion made by Mr. Howard Nelson, seconded by Mr. Patrick McTigue, requesting that the City Commission consider instituting an administrative variance process in which staff can approve de minimis requests based on a percentage calculation (eg. a reduction less than 5%-10% of the required setback or height), or based upon some other standard used by other communities that have adopted an administrative variance process. In a voice vote, motion passed unanimously.



CITY OF FORT LAUDERDALE

**DRAFT**  
**ECONOMIC DEVELOPMENT ADVISORY BOARD (EDAB)**  
**MEETING MINUTES**  
**CITY OF FORT LAUDERDALE**  
**100 NORTH ANDREWS AVENUE**  
**8<sup>TH</sup> FLOOR CONFERENCE ROOM**  
**WEDNESDAY, JUNE 12, 2019 – 3:45 P.M.**

**January-December 2019**

<b><u>Board Member</u></b>	<b><u>Attendance</u></b>	<b><u>Present</u></b>	<b><u>Absent</u></b>
Jordan Yates, Chair	P	6	0
Nicholas Kuchova, Vice Chair	P	6	0
Jay Adams	P	2	1
Steve Buckingham	A	5	1
Michael Buonaiuto	P	6	0
Christopher “Kit” Denison	P	4	2
Mick Erlandson	A	3	3
Dudly Etienne-Harvard	A	2	1
Bernice Lee	P	5	1
David Neal	P	6	0

**Staff**

Michael Chen, City Liaison, Economic and Business Development Manager  
Alfred Battle, Deputy Director of Sustainable Development  
Suzy Joseph, Economic Development Program Aide  
Tatiana Guerrier, Recording Secretary, Prototype, Inc.

**Communications to the City Commission**

**Motion** made by Vice Chair Kuchova, seconded by Ms. Lee, for permission to form a subcommittee to support and address issues relating to the Mission-to-Market program, and invite other individuals and parties to collaborate and provide expertise. In a voice vote, the **motion** passed unanimously.

**I. Call to Order & Determination of Quorum**

Chair Yates called the meeting to order at 3:53 p.m. Roll was called and it was noted a quorum was present.

**II. Approval of May 2, 2019 Meeting Minutes**

**Motion** made by Vice Chair Kuchova, seconded by Mr. Neal, to approve as is. In a voice vote, the **motion** passed unanimously.





## Fort Lauderdale LauderTrail Working Group

Friday, June 14, 2019

1:00 PM –2:30 PM

City Hall (100 N Andrews Ave, Fort Lauderdale, FL 33301)

8th Floor Conference Room

Working Group Member	Attendance this Meeting	Cumulative Attendance 11/2/2018-9/30/2019	
		Present	Absent
Jay Shechtman	P	7	1
Eric Barton	P	6	2
George Bishopric	P	7	1
Karen Polivka	P	8	0
Shea Smith	A	6	2
Jesus Fuentes	A	1	1

### **Staff Present:**

Mauricio Hernandez, Planner II, Transportation and Mobility Department  
Andrew Cuba, Marine Facilities Manager, Parks and Recreation Department  
Karen Warfel, Program Manager, Transportation and Mobility Department  
Kimberly Pearson, Sustainability Coordinator, Public Works  
Marie Pierce, Stormwater Operations Manager, Public Works  
Christine Fanchi, Engineering Design Manager, Transportation and Mobility Department  
Matthew McKirahan, Senior Management Fellow, Structural Innovation Division  
Ingrid Kindbom, Asst. Structural Innovation Manager, Structural Innovation Division, Staff Liaison

The LauderTrail Working Group consists of seven members, allowing four to constitute a quorum. There is one vacant seat on the Working Group.

Roll was called at 1:01 PM and it was determined that a quorum was present.

### **Communication to City Commission**

Karen Polivka made a motion, seconded by George Bishopric to provide the following communication to the City Commission:

Following a seven-month process which began on November 2<sup>nd</sup>, 2018, the LauderTrail Working Group would like to provide a progress report. During this period, the Working Group:

- Defined a vision for the construction of the LauderTrail: The LauderTrail working group will help create an urban shared-used trail that will connect neighborhoods and destinations using a route that is safe and enjoyable for locals and visitors.
- Identified a project Mission: The LauderTrail Working Group will develop a continuous and comprehensive network of connected urban trail facilities for practical and recreational use, promoting healthy lifestyle and environmental stewardship through collaboration with city staff and stakeholders.
- Met with Mockingbird Trail stakeholders about potential collaboration.
- Identified local and regional destinations for potential connections to the trail.
- Identified desired routes to connect local and regional destinations.
- Requested that Transportation staff and Strategic Initiative Team evaluate and develop a set of proposed routes for the LauderTrail.

The Working Group will provide a presentation to Commission after summer recess on route priorities and next steps. The Working Group will collaborate with staff to obtain input from the community regarding the proposed routes following feedback from the Commission.

In a voice vote, the motion passed unanimously.



CITY OF FORT LAUDERDALE

**DRAFT  
MARINE ADVISORY BOARD  
100 NORTH ANDREWS AVENUE  
COMMISSION CONFERENCE ROOM - EIGHTH FLOOR  
FORT LAUDERDALE, FLORIDA  
THURSDAY, JUNE 6, 2019 – 6:00 P.M.**

		<b>Cumulative Attendance</b>	
		<b>May 2019 – April 2020</b>	
Grant Henderson, Chair	p	2	0
Ed Strobel, Vice Chair	p	2	0
Cliff Berry II	p	1	1
Robyn Chiarelli (6:14-7:04)	p	2	0
Richard Graves	p	1	1
Rose Ann Lovell	p	2	0
Kitty McGowan	A	0	2
Norbert McLaughlin	p	2	0
Ted Morley	A	1	1
Curtis Parker	p	1	1
Rossana Petreccia	A	1	1
Roy Sea	p	2	0
Randy Sweers	A	0	1
Bill Walker	p	2	0

As of this date, there are 14 appointed members to the Board, which means 8 would constitute a quorum.

**Staff**

Andrew Cuba, Manager of Marine Facilities  
Sergeant Todd Mills, Fort Lauderdale Police Department  
Tatiana Guerrier, Recording Secretary, Prototype, Inc.

**Communications to City Commission**

**Motion** made by Vice Chair Strobel, seconded by Mr. Graves, that [the Board] is supporting the current [Las Olas] marina project as it sits, supporting the new plans for the slip layout, and if any changes occur between the time between today and when the City [sees] it, they would like to have a look at before it goes to the Commission if anything occurs on the water side. In a voice vote, the **motion** passed unanimously.



CITY OF FORT LAUDERDALE

**PLANNING AND ZONING BOARD  
CITY OF FORT LAUDERDALE  
CITY HALL – CITY COMMISSION CHAMBERS  
100 NORTH ANDREWS AVENUE  
FORT LAUDERDALE, FLORIDA  
WEDNESDAY, JUNE 19, 2019 – 6:00 P.M.**

June 2019 – May 2020 (Cumulative)

<b>Board Members</b>	<b>Attendance</b>	<b>Present</b>	<b>Absent</b>
Catherine Maus, Chair	P	1	0
Mary Fertig, Vice Chair	P	1	0
John Barranco	P	1	0
Brad Cohen	A	0	1
Coleman Prewitt	P	1	0
Jacquelyn Scott	P	1	0
Jay Shechtman	P	1	0
Alan Tinter	P	1	0
Michael Weymouth	P	1	0

**Communication to the City Commission**

**Motion** made by Ms. Fertig and modified and seconded by Mr. Shechtman, to communicate to the City Commission that traffic analysis in the City is inadequate and that current measurements of traffic impacts should be investigated in terms of capturing opportunities in the development process to mitigate projects' impacts on the streets. Also, put additional emphasis on capturing the amount of bike, scooter and pedestrian trips.

In a roll call vote, the **motion** passed 6-2

**PARKS, RECREATION, & BEACHES BOARD MINUTES  
CITY OF FORT LAUDERDALE  
WEDNESDAY, JUNE 26, 2019 – 6:30 P.M.  
CITY HALL – 8<sup>TH</sup> FLOOR  
100 N. ANDREWS AVENUE  
FORT LAUDERDALE, FL 33312**

**Cumulative Attendance**

<b>Board Members</b>	<b>Attendance</b>	<b>Present</b>	<b>Absent</b>
Alex Collazo ( <i>New</i> )	P	1	0
Amber Van Buren	P	6	1
Brucie Cummings	A	5	2
Caleb Gunter	P	5	0
Carey Villeneuve	P	3	1
Charlie Leikauf	P	6	1
Jo Ann Smith	P	6	1
Karen Polivka	P	7	0
Marianna Seiler	P	6	1
Martha G. Steinkamp	P	6	1
Mary Peloquin ( <i>New</i> )	A	0	1
Michael Flowers Jr.	P	5	2
Robert Payne	P	5	2
Roy Grimsland	P	7	0
Tangerean Moore ( <i>New</i> )	A	0	1

**Oct 2018 - Sept 2019**

As of this date, there are 15 appointed members to the Board, which means 9 would constitute a quorum. It was noted that a quorum was met for the meeting.

**Staff**

Mayor Dean J. Trantalis  
Commissioner Heather Moraitis  
Phil Thornburg, *Parks & Recreation Director*  
Carl Williams, *Parks & Recreation Deputy Director*  
Leona Osamor, *Senior Administrative Assistant*

**Public Attendees**

Evan McCarthy  
Ann Wiley

**Roll Call**

Chairperson Karen Polivka called the meeting to order at 6:35 p.m. Roll was called, and all stood for the pledge of allegiance. It was determined that a quorum was present.

**Communications to the Commission**

**Motion** was made by Carey Villeneuve and seconded by Jo Ann Smith in support of the passing of a Public Art Ordinance. In a voice vote, the **motion** passed unanimously.

**Adjournment**

The meeting was adjourned at 8:00 PM.



# Fort Lauderdale Public Art Ordinance

# Vision



## CITY OF FORT LAUDERDALE VISION PLAN

*"WE ARE HERE"*

Mold the future by connecting our neighbors and developing community identity through seamless integration of public art and placemaking ideals.

- ▶ *Public art is bold, it is playful, at times interactive, and always inclusive - celebrating the extraordinary diversity and history of Fort Lauderdale.*
- ▶ *Public art is manifested in the community in many different ways - in programs, parks, greenways, blue-ways, bridges, public buildings, and private land.*
- ▶ *Public art creates a platform for local and regional artists to make their mark on community, creating places of wonder, gateways to the City, and distinct identities for all of Fort Lauderdale's communities.*

*- Parks & Recreation System Master Plan*



# An Art in Public Places Plan will enhance the City's cultural life by:

- Establishing a dedicated funding source for a Public Art Program.
- Commissioning distinctive works of art reflecting the character of Fort Lauderdale in key areas of the City and its neighborhoods.
- Enhancing community participation in the public art process through engagement of the public.
- Creating gateways to enhance community identity for Fort Lauderdale's many neighborhoods.
- Celebrating Fort Lauderdale's unique character, history and diversity through a broad range of public art projects.
- Enhancing the City's urban design objectives by using public art to animate and activate the City's public spaces and parks.
- Promoting the economic vitality of the City by using public art to brand Fort Lauderdale as a vibrant arts and cultural destination.

# Funding Approach

**CITY DEVELOPMENT** - Allocate two (2)% of the approved Community Investment Plan (CIP) budget annually into the City's Public Art and Placemaking Fund for the incorporation of public works of art on City property.

**PRIVATE DEVELOPMENT** - Allocate two (2)% of construction costs (costs in excess of \$3,000,000) from any entity or individual constructing improvements on private or public property for public art.

The 2% allocation is outlined, assessed and approved by the Department of Sustainable Development (DSD), or as assigned by the City Manager, upon the commencement of the project at the time of permitting.

The 2% allocation should be used for art to be incorporated in the specific development project. If not feasible, the developer may choose to deposit the allocation into the Public Art Fund.

## Eligible uses for the Public Art Fund include:

Design and acquisition of art, including: sculptures, murals, portable paintings, art incorporated into project designs (i.e., tile, windows, roofing, flooring etc.), earthworks, neon, mosaics, photographs, prints, film, sound, video; standardized fixtures such as grates, streetlights and other design enhancements as are rendered by an artist for unique or limited editions, and cultural and artistic facilities such as public exhibition or performance spaces; performing arts (theatre, dance, music, performance art), literary arts, media arts and arts education.



Monies in the Public Art Fund may also be used for the administration, repair, maintenance, insurance, and removal of works of art acquired under these requirements.

# Exclusions

Does not apply to:

- Public works and utilities non-facility infrastructure projects;
- Projects using funds from grants, loans, bonds, enterprise funds, or other funding sources which by the terms of their applicable covenants and conditions prohibit their expenditure on artwork;
- source that cannot fund public art due to restrictions by public bond covenant, federal, state or local laws and/or legal parameters.

# Public Art and Placemaking Board

Five (5) members appointed by the City Commission:

- ▶ Two (2) individuals chosen from the following disciplines: architecture, landscape architecture, urban planning, engineering, or related design discipline;
  - ▶ Two (2) professional artists;
  - ▶ One (1) high school student, college student or professor;
  - ▶ Two (2) City of Fort Lauderdale Residents at Large
- ▶ Parks and Recreation Department staff will serve as liaison to the Public Art and Placemaking Advisory Board.
  - ▶ Members must reside, own property, or work within City limits. Exceptions can be made based on experience, expertise and Commission approval.
  - ▶ Members remain on four-year, staggered terms and hold office in accordance with procedures established by the City Commission.
  - ▶ If specific member requirements cannot be met additional Residents at Large may be added to the Seven Member Board.

# Duties of Public Art and Placemaking Advisory Board

Members make recommendations to City Commission for pieces of art and locations throughout the City. The Board will make recommendations regarding:

- Public Art and Placemaking guidelines and amendments;
- Identifying locations for public artworks and establishing a priority order;
- Expenditures of the Public Art Fund;
- Maintenance and insurance necessary to preserve and protect public art and placemaking items;
- Expenditures of the Public Art Fund;

# Art Selection Criteria

The Public Art and Placemaking Advisory Board will consider the following criteria in the selection of artwork:

Maximum visual accessibility to pedestrian or vehicular traffic;

Quality of artwork where visual appeal, use of reputable materials and sustainable works of art are at the forefront;

Maintenance requirements;

Appropriateness of artwork;

Any other criteria set forth in the Public Art and Placemaking Program Guidelines.

# Procedures for Placement of Art Work on Private Property

Prior to issuance of a final building permit, the developer shall be required to either:

Construct 2% of the total cost of their project towards the integration of Public Art

Pay 2% of the total cost of their project to be deposited (Public Art In Lieu Fee) into the Public Art and Placemaking Fund

Donate artwork which has been approved by the Public Art and Placemaking Advisory Board which minimum value is 2% of the total cost of the project

A combination of the above is subject to approval by City Commission. Any party may contribute amounts or artworks valued greater than those required by this section.



# Commission Direction

- ▶ Percent for City Development
- ▶ Percent for Private Development
- ▶ Make-up of Board



# Fort Lauderdale Public Art Ordinance

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Monies in the Public Art Fund may also be used for the administration, repair, maintenance, insurance, and removal of works of art acquired under these requirements.

# Exclusions

Does not apply to:

- Public works and utilities non-facility infrastructure projects;
- Projects using funds from grants, loans, bonds, enterprise funds, or other funding sources which by the terms of their applicable covenants and conditions prohibit their expenditure on artwork;
- source that cannot fund public art due to restrictions by public bond covenant, federal, state or local laws and/or legal parameters.

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  - ▶ Members must reside, own property, or work within City limits. Exceptions can be made based on experience, expertise and Commission approval.
  - ▶ Members remain on four-year, staggered terms and hold office in accordance with procedures established by the City Commission.
  - ▶ If specific member requirements cannot be met additional Residents at Large may be added to the Seven Member Board.



# Duties of Public Art and Placemaking Advisory Board

Members make recommendations to City Commission for pieces of art and locations throughout the City. The Board will make recommendations regarding:

- Public Art and Placemaking guidelines and amendments;
- Identifying locations for public artworks and establishing a priority order;
- Expenditures of the Public Art Fund;
- Maintenance and insurance necessary to preserve and protect public art and placemaking items;
- Expenditures of the Public Art Fund;

# Art Selection Criteria

The Public Art and Placemaking Advisory Board will consider the following criteria in the selection of artwork:

Maximum visual accessibility to pedestrian or vehicular traffic;

Quality of artwork where visual appeal, use of reputable materials and sustainable works of art are at the forefront;

Maintenance requirements;

Appropriateness of artwork;

Any other criteria set forth in the Public Art and Placemaking Program Guidelines.

# Procedures for Placement of Art Work on Private Property

Prior to issuance of a final building permit, the developer shall be required to either:

Construct 2% of the total cost of their project towards the integration of Public Art

Pay 2% of the total cost of their project to be deposited (Public Art In Lieu Fee) into the Public Art and Placemaking Fund

Donate artwork which has been approved by the Public Art and Placemaking Advisory Board which minimum value is 2% of the total cost of the project

A combination of the above is subject to approval by City Commission. Any party may contribute amounts or artworks valued greater than those required by this section.

# Commission Direction

- ▶ Percent for City Development
- ▶ Percent for Private Development
- ▶ Make-up of Board