

City of Fort Lauderdale

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



Meeting Minutes

Tuesday, June 18, 2019

6:00 PM

City Commission Chambers

City Commission Regular 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 6:10 p.m.

Invocation

Reverend Patrick Rogers, First Congregational Church of Fort Lauderdale, United Church of Christ

Pledge of Allegiance

Mayor Dean J. Trantalis

ROLL CALL

Present: 5 - Vice Mayor Robert L. McKinzie, Commissioner Ben Sorensen, Commissioner Heather Moraitis, Commissioner Steven Glassman 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 Jerry Williams

ANNOUNCEMENTS

Mayor Trantalis announced that the following items would be deferred as noted below:

OFR-3 - Deferred to July 9, 2019 (requested by City Attorney Alain Boileau)

OFR-5 - Deferred to August 20, 2019 (requested by City Manager Chris Lagerbloom)

Approval of MINUTES and Agenda

[19-0637](#)

Minutes for May 21, 2019 Commission Conference Meeting and May 21, 2019 Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

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

APPROVED

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

Not Present: 1 - Vice Mayor McKinzie

Vice Mayor McKinzie arrived at 6:15 p.m.

PRESENTATIONS

PRES- [19-0597](#)
1 Welcome and Introduction of Consul General Mr. Catalin Ghenea, Consul General of Romania in Miami - (Commission Districts 1, 2, 3 and 4)

NOT PRESENT

PRES- [19-0608](#)
2 Proclamation declaring June 18, 2019 as Watson Lubin Day in the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

Vice Mayor McKinzie arrived at 6:15 p.m.

Commissioner Glassman requested recent Fort Lauderdale High School graduate Watson Lubin and Fort Lauderdale High School Magnet Coordinator Deborah Payraudeau join him at the podium.

Commissioner Glassman presented a Proclamation declaring June 18, 2019 as Watson Lubin Day in the City of Fort Lauderdale recognizing Mr. Lubin as *Top in the World Cambridge Scholar*, reading the Proclamation in its entirety. Mr. Lubin accepted the Proclamation, acknowledging the support of his family in achieving his academic achievements. He thanked Mayor Trantalis and the Commission for this recognition.

PRESENTED

PRES- [19-0650](#)
3 Proclamation declaring June 2019 as LGBTQ+ Pride Month in the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

Commissioner Glassman requested Larry Karnoff, Interim Executive Director of the Stonewall Museum, join him at the podium.

Commissioner Glassman presented a Proclamation declaring June 2019 as LGBTQ+ Pride Month in the City of Fort Lauderdale, reading the Proclamation in its entirety. Mr. Karnoff accepted the Proclamation, commenting on related historical details. On behalf of all organizations listed in the Proclamation, Mr. Karnoff thanked Mayor Trantalis and the

Commission.

PRESENTED

PRES- 19-0527
4

Police Officer(s) of the Month - June 2019 - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis conveyed accolades to Police Chief Rick Maglione from a resident for the outstanding efforts of Police Department personnel regarding the return of their stolen vehicle, noting related details.

Police Chief Rick Maglione recognized Police Officer Cody Campbell as *Police Officer of the Month - June 2019* for his response to two armed robberies in the southwest sector of the City. Chief Maglione explained details of these two incidents, expounding on the actions of Officer Campbell that resulted in the arrest of the individuals who had committed both armed robberies. Chief Maglione recognized *Police Officer Cody Campbell as the June 2019 Police Officer of the Month*, commending Officer Campbell for a job well done.

PRESENTED

PRES- 19-0598
5

Chief of Police Commendations for Background Investigations Unit and Recruiting Unit - Senior Human Resources Analyst Andrea Walters and Human Resources Analyst Naomi Malary - (Commission Districts 1, 2, 3 and 4)

Police Chief Rick Maglione commented on previous challenges within the Police Department regarding a deficit in sworn Police Officers. He expounded on efforts to address the shortage, minority representation and the resulting benefits. Chief Maglione noted that addressing this topic was an interdepartmental effort among the Police Department Background Investigations Unit, the Recruiting Unit and the Human Resources Department.

Chief Maglione requested the following individuals to join him at the podium: Sergeant Jeffrey Beauregard, Police Officer Darian Burkholder, Police Officer Allen Diamond, Senior Police Administrative Aide Shaun Forker, Police Officer Joseph Genna, Police Officer Floyd Gordon (currently deployed on military leave), Police Officer Jeffrey Jennings, Police Officer Thor Lockhart, Human Resource Analyst Naomi Mallory, Senior Administrative Aide Kimberlyn Mena, Police Officer Eric Perez, Police Officer Kelly Phillips, Police Event Worker Marie Redding, Human Resource Specialist Carmen Alfonso, Human Resource Specialist Stacy Shannon and Senior Human Resources Analyst Andrea Walters.

Chief Maglione read the commendation in its entirety, recognizing and

commending these individuals for a job well done. He requested Police Major Frank Sousa and Police Major Karen Dietrich join those at the podium, recognizing them as the team leaders in this hiring effort.

PRESENTED

**PRES- [19-0596](#)
6**

Community Appearance Board WOW Awards for Districts IV and I - (Commission Districts 1 and 4)

Commissioner Sorensen requested District IV Community Appearance Board WOW Award Recipients Melinda and James Ryan, owners of the home located 918 SW 20th Street in the River Oaks Neighborhood, join him at the podium along with Community Appearance Board (CAB) Board Member John Zoretich.

Commissioner Sorensen described the District IV Community Appearance Board WOW Award home, expounding on details. Mr. Zoretich commented on the honor and privilege it has been to serve on the CAB over the past two years. Ms. Reneau commented on her efforts and thanked the CAB for this recognition.

Commissioner Moraitis requested District I WOW Award Recipients George and Roberta Lucas, owners of the home located at 2733 NE 25th Place in the Coral Ridge Neighborhood, join her at the podium.

Commissioner Moraitis described the attributes of the Lucas home, expounding on related details and thanking them for their efforts to enhance the Coral Ridge Neighborhood. Mr. Lucas commented on the positive aspects of living in Fort Lauderdale, thanking the CAB, Mayor Trantalis and the Commission for this recognition. Further comment ensued on the design of this home.

PRESENTED

CONSENT AGENDA PUBLIC COMMENT

Mayor Trantalis announced that the following items were pulled by the Vice Mayor McKinzie for separate discussion: CP-2 and CP-3.

Mayor Trantalis recognized Kathy Keleher, 512 NE Third Avenue. Ms. Keleher spoke on item CM-2, thanking the Commission on behalf of the Winterfest organization (Winterfest) for their support of the Winterfest Family Fund Day. It is a free event in an effort to give back to the community. Mayor Trantalis thanked Ms. Keleher and the Winterfest organization for their work and community support.

CONSENT AGENDA

CONSENT MOTION**Approval of the Consent Agenda**

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

Approve the Consent Agenda

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

- CM-1** [19-0516](#) Motion to Approve Event Agreements: Firecracker Criterium & Labor Day Classic (cycling races), Crack of Dawn, The Jerome E. Gray Esquire Back 2 School Community Celebration, and Friday Night Sound Waves - (Commission Districts 2, 3 and 4)

APPROVED

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

- CM-2** [19-0501](#) Motion to Approve Event Agreements and Related Road Closures: FATVillage Artwalk, Making Strides Against Breast Cancer, 9th Annual Fort Lauderdale Turkey Trot, Winterfest Family Fun Day and MASS District Events - (Commission Districts 2 and 4)

APPROVED

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

- CM-3** [19-0561](#) Motion Approving 2020 Event Dates Under the Agreement with TMF Holdco, LLC for a Three-day Music Event (Tortuga Festival) on Fort Lauderdale Beach, April 17-19, 2020 - (Commission District 2)

APPROVED

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

CONSENT RESOLUTION

- CR-1** [19-0442](#) Resolution to Amend Resolution 19-86 to Extend the Bid Deadline to June 24, 2019 to Lease City Owned property, Located at the 5700-6000 Block of NW 31 Avenue - (Commission District 1)

ADOPTED

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

- CR-2** [19-0641](#) Resolution Authorizing the Execution of Agreement with Broward County for Administration and Collection of a Non-Ad Valorem Assessment for Utility Undergrounding - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Aye:** 5 - Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis, Commissioner Glassman and Mayor Trantalis
- CR-3** [19-0237](#) Resolution Authorizing the City Manager to Sign the Certificate of Ownership of Interment Rights - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Aye:** 5 - Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis, Commissioner Glassman and Mayor Trantalis
- CR-4** [19-0632](#) Resolution of the City Commission of the City of Fort Lauderdale, Florida, Setting the Compensation and Benefits for the Mayor and City Commissioners of the Next City Commission Following the November 3, 2020, Election - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Aye:** 5 - Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis, Commissioner Glassman and Mayor Trantalis

CONSENT PURCHASE

- CP-1** [19-0499](#) Motion to Approve Change Order No. 4 for A-13 Sewer Redirection - East of Federal Highway Project - C & W Pipeline, Inc. - \$608,135.61 - (Commission Districts 2 and 4)
- APPROVED**
- Aye:** 5 - Vice Mayor McKinzie, Commissioner Sorensen, Commissioner Moraitis, Commissioner Glassman and Mayor Trantalis
- CP-2** [19-0533](#) Motion to Approve Contracts for Rental of Barricades and Flashers - Various Vendors - \$929,400 (estimated two-year cost) - (Commission Districts 1, 2, 3 and 4)
- Vice Mayor McKinzie noted the need for minority inclusion regarding these types of items, acknowledging and confirming Police Chief Rick Maglione's input on this subject. Mayor Trantalis acknowledged that the comments of Vice Mayor McKinzie are an important point.
- Vice Mayor McKinzie made a motion to approve this item and was seconded by Commissioner Sorensen.

APPROVED

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

CP-3 [19-0546](#)

Motion to Approve Contract for Purchase of Roll-Off Dumpster Services - MST Scrap Metal Inc d/b/a MST Dumpsters - \$384,420 (estimated three-year total) - (Commission Districts 1, 2, 3 and 4)

Vice Mayor McKinzie confirmed his previous comments on item CP-2 apply to this item.

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

APPROVED

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

CP-4 [19-0593](#)

Motion to Approve Revised Agreement for Emergency Medical Service Ambulance Billing and Electronic Patient Care Reporting Software - Advanced Data Processing, Inc. d/b/a Intermedix - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

MOTIONS**M-1** [19-0562](#)

Motion Declaring Tortuga Music Festival, scheduled for April 17-19, 2020, as a Public Purpose Special Event and Creating a Temporary Exemption Relating to the Sale, Possession and Consumption of Alcohol at the Event - (Commission District 2)

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

APPROVED

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

M-2 [19-0563](#)

Motion to Approve an Event Agreement with Strictly Local, Inc. for Food In Motion - (Commission District 2)

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

APPROVED

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

M-3 [19-0463](#)

Motion to Deny the Execution of an Encroachment Agreement between Joshua F. Grabel and Lacey Grabel, Husband and Wife, and the City of Fort Lauderdale for the Maintenance of Privately Owned Improvements in the SE 10th Street Right-of-Way, Adjacent to the Single Family Residence Located at 705 SE 10th Street in the Rio Vista Neighborhood - (Commission District 4)

City Manager Chris Lagerbloom commented on background details regarding this item as noted in the Commission Agenda Memo. There are underground public utility infrastructure improvements that have been made in this 17 foot right-of-way area (right-of-way area). If there is a future need to access these public utilities, the property would not be returned to its existing condition due to it being in the right-of-way. The recommendation from the City Engineer is to deny this item and is a matter of policy. City Manager Lagerbloom noted that there is a willingness to discuss this item further based upon conversations with the District IV Commissioner.

Mayor Trantalis recognized Stephanie Toothaker, Esq., Tripp Scott, on behalf of the applicant. Ms. Toothaker noted that she was not here in her official capacity. She spoke on behalf of Joshua and Lacy Grabel, owners of the property located at 705 SE 10th Street in the Rio Vista Neighborhood, as a friend and neighbor. She commented on this area of the neighborhood having drainage problems, details regarding the property owners addressing the drainage issue and the need for subsequent action, i.e., a license agreement.

Commissioner Sorensen commented on discussions with the property owners, confirming the understanding that if the public utility infrastructure would need to be accessed for repair or replacement, this area would not be returned to its existing condition. He commented on his support of moving this forward but not making it a practice.

In response to Mayor Trantalis, City Manager Lagerbloom reiterated his earlier comments. City Manager Lagerbloom clarified that the City would have the ability to access this area to repair or improve the public utilities and the area would not be returned to its existing condition. He stated that the City is not vacating the easement. It is only allowing the property owner's existing improvement to remain at their own risk, not at the risk to the City.

In response to Commissioner Glassman's question regarding

memorializing this agreement, City Manager Lagerbloom confirmed if this Encroachment Agreement is approved, it would contain appropriate language to reflect what has been articulated. City Attorney Alain Boileau confirmed there is an Encroachment Agreement attached to this CAM that has been reviewed and approved.

City Manager Lagerbloom said that he does not wish to make this type of request a practice.

Commissioner Moraitis commented on a photo attached as an Exhibit to the CAM, noting that the car pictured should be parked on the swale, not on the street. Ms. Toothaker said she did not know if the vehicle belongs to the property owner and confirmed she would request that the property owner not park vehicles in that area.

Commissioner Sorensen made a motion to approve this item as amended approving the execution of an Encroachment Agreement and was seconded by Vice Mayor McKinzie.

APPROVED AS AMENDED - Motion to Approve Execution of an Encroachment Agreement

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

RESOLUTIONS

R-1 [19-0616](#)

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

City Clerk Jeffrey Modarelli read the names of Board and Committee appointments and reappointments for Agenda item R-1.

A copy of the list of Board and Committee appointees and terms is attached to these minutes.

Vice Mayor McKinzie introduced this Resolution which was read by title only.

ADOPTED

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

R-2 [19-0526](#)

Quasi-Judicial - Resolution Approving a Height Bonus for a Site Plan Level II Development Permit in NWRAC-MUw, 909 Sistrunk Development Project - Mayoub and Sons, Inc. - 909 NW 6th Street - Case No. R19028 (Commission District 3)

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

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

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

In response to Mayor Trantalis' question regarding whether there are tenants in the building, Debbie Orshefsky, 515 East Las Olas Boulevard and on behalf of the applicant, said there are no current tenants. Ms. Orshefsky said that discussions are ongoing.

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

ADOPTED - Resolution Approving a Height Bonus

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

ORDINANCE FIRST READING

OFR-1 [19-0482](#)

Ordinance Amending the Schedule of Rates and Charges for Sanitation Collection, Disposal and Operating Costs - (Commission Districts 1, 2, 3, and 4)

Vice Mayor McKinzie commented on discussions during the Commission Workshop with the Budget Advisory Board. City Manager Lagerbloom explained that this item addresses a change in the rate to accommodate the costs of the contract approved at a prior Commission Regular Meeting. A competitive solicitation was done and the cost increased.

City Attorney Alain Boileau confirmed that the contract necessitates this item. Vice Mayor McKinzie commented on future percentage increases referenced in the Commission Agenda Memo (CAM). He discussed his perspective regarding the millage rate and the end users bearing these types of increased costs. Mayor Trantalis noted that these are pass-through costs. Further comment and discussion ensued on related

history, the process and selection of the best contractor.

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

PASSED FIRST READING

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

Nay: 1 - Vice Mayor McKinzie

OFR-2 [19-0549](#)

Ordinance Amending the Non-Bargaining Unit Classification Table of the Pay Plan of the City of Fort Lauderdale, Florida by Creating One New Classification and Revising the Title, Classification Level, Management Category, and Pay Grade of One (1) Classification - (Commission Districts 1, 2, 3 and 4)

In response to Vice Mayor McKinzie's question, City Manager Lagerbloom explained details, confirming that any amendment adopted by Ordinance needs to be amended by Ordinance regardless of whether there is an economic impact.

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

PASSED FIRST READING

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

OFR-3 [19-0538](#)

Ordinance Amending the Code of Ordinances of the City of Fort Lauderdale Section 8-144 - Private Use of Public Property Abutting Waterways - (Commission Districts 1, 2, 3 and 4)

Vice Mayor McKinzie made a motion to defer this item to the July 9, 2019 Commission Regular Meeting and was seconded by Commissioner Sorensen.

DEFERRED to July 9, 2019

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

OFR-4 [19-0438](#)

Ordinance Amending Section 47-32 of the Unified Land Development Regulations (ULDR) to Decrease the Number of Historic Preservation Board Members and to Reduce the Required Number of Members Present to Constitute a Quorum -Case No. T19006 - (Commission Districts 1, 2, 3 and 4)

In response to Commissioner Glassman's question regarding the

reduction in the number of members on the Historic Preservation Board (HPB) from eleven members to nine members as it relates to the appointments of other Advisory Boards and Committees (Advisory Boards) with nine members, City Attorney Alain Boileau said that the current manner in which Advisory Boards with nine members are selected is not enumerated in their respective enabling legislation, expounding on details. Comment and discussion ensued.

Commissioner Glassman commented on the need for clarity. Mayor Trantalis confirmed that hence forth, any Advisory Board with nine members shall have two appointments from each District Commissioner and the Mayor shall have one appointment. City Attorney Boileau confirmed this specificity could be included in this amendment to the HPB Ordinance prior to the Second Reading.

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

PASSED FIRST READING AS AMENDED

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

OFR-5 [19-0624](#)

Ordinance Creating Chapter 29, Code of Ordinances of the City of Fort Lauderdale, to be Entitled "Human Relations"- (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis noted that the reason for deferment of this Ordinance is due to a request by a number of groups to weigh-in on this item.

Vice Mayor McKinzie made a motion to defer this item to the August 20, 2019 Commission Regular Meeting and was seconded by Commissioner Glassman.

DEFERRED to August 20, 2019

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

ORDINANCE SECOND READING

OSR-1 [19-0612](#)

Ordinance Increasing the Limit on Campaign Contributions to Candidates for Mayor or City Commissioner to \$1,000, and Eliminating the Prohibition of Campaign Contributions by other than Natural Persons - (Commission Districts 1, 2, 3, and 4)

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

ADOPTED ON SECOND READING

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

OSR-2 [19-0613](#)

Ordinance Amending Chapter 16 - Miscellaneous Provisions and Offenses, Article VI. - Sexual Offenders and Sexual Predators, Sections 16-126 and 16-127, of the Code of Ordinances of the City of Fort Lauderdale, Providing for a Prohibition for Sexual Offenders Convicted of Crimes Under Certain Florida Statutes from Living Within a Certain Distance of Specified Locations Within the City of Fort Lauderdale - (Commission Districts 1, 2, 3, and 4)

Mayor Trantalis recognized Brucie Cummings, 830 SW Ninth Street. In response to Ms. Cummings' question, City Attorney Alain Boileau confirmed the amendment to this Ordinance establishes 1,400 feet as the allowable distance a member of this designated class of individuals (Individuals) could reside from specified areas listed in the Ordinance and excludes designated school bus stops. Ms. Cummings spoke in opposition, noting her support of the State's 1,000 foot allowable distance requirements. Ms. Cummings submitted an article to the Commission which outlines Broward County's recommendation on this topic, expounding on related details.

A copy of this document is attached to these minutes.

Mayor Trantalis recognized Ann Wiley, 1600 SW Fifth Street. Ms. Wiley spoke in opposition to this item, expounding on aspects of the Ordinance and related details. She spoke in support of the State Statute and its 1,000 feet distance requirement.

Mayor Trantalis explained that the purpose of this item is to enlarge the area that Individuals in this designated class is allowed to reside, expounding on related details. City Attorney Boileau explained that these amendments would increase designated housing areas in which these Individuals could reside to over fifteen percent (15%). Mayor Trantalis expounded on the goal of this amendment to the existing Ordinance. Further comment and discussion ensued.

Commissioner Glassman commented with respect to the clarity of the Commission Agenda Memo (CAM). City Attorney Boileau explained ways this amendment conforms to certain aspects of the State Statute, confirming its applicability to convictions post October 1, 2004.

Ms. Cummings commented on her perspective regarding the Ordinance amendment.

Vice Mayor McKinzie introduced this Ordinance for the Second Reading which was read by title only.

ADOPTED ON SECOND READING

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

REQUEST FOR AN EXECUTIVE CLOSED-DOOR SESSION

Vice Mayor McKinzie requested the Commission address environmental lawsuits in District III. City Attorney Alain Boileau confirmed that this topic could be addressed in an Executive Closed Door Session (Closed Door Session), noting that this matter is currently in the appeals process. Vice Mayor McKinzie recommended scheduling a Closed Door Session to update all District Commissioners on matters related to this litigation. It was noted that an additional Closed Door Session with outside counsel representing the City could be scheduled after the summer break.

City Attorney Boileau confirmed a Closed Door Session would be scheduled on July 9, 2019 to update the Commission concerning the following matter(s):

Hinton, Walter, et al. v. City of Fort Lauderdale
Case No.: CACE 2007-030358 (26)

Adderly, Ray, et al. v. City of Fort Lauderdale
Case No.: CACE 2011-008499 (26)

City Attorney Boileau confirmed that an additional Closed Door Session would be scheduled on August 20, 2019 and would include outside counsel.

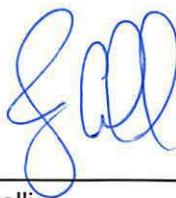
ADJOURNMENT

Mayor Trantalis adjourned the Commission Regular Meeting of June 18, 2019 at 7:43 p.m.



Dean J. Trantalis
Mayor

ATTEST:



Jeffrey A. Modarelli
City Clerk



CITY OF FORT LAUDERDALE

COMMUNITY
APPEARANCE
BOARD

WOW AWARD

The Home of Melinda Reneau and James Ryan

918 SW 20 Street
Fort Lauderdale, FL 33315

*River Oaks Civic Association
Commissioner Ben Sorensen, District IV*



WOW AWARD WINNER













The Lucas Residence

2733 NE 25 Place

Fort Lauderdale, FL 33305

Coral Ridge Association, Inc.

Commissioner Heather Moraitis, District I



WOW AWARD WINNER



















CITY OF FORT LAUDERDALE

COMMUNITY
APPEARANCE
BOARD

WOW AWARD



**Broward County Reentry Coalition
Sex Offender Housing Subcommittee**

OSR-2
Regular Meeting
6/18/2019
Provided by Ann Wiley

February 25, 2019

Broward County Reentry Coalition
Department of Community Programs
2926 North State Rd. 7
Lauderdale Lakes, FL 33313

Mark Bogen, Mayor
Broward County Commissioners
115 S. Andrews Ave., Room 421
Fort Lauderdale, FL 33301

Broward League of Cities
Governmental Center, Suite 122
115 South Andrews Avenue
Fort Lauderdale, FL 33301

**RE: REPORT AND RECOMMENDATIONS
SEX OFFENDER HOUSING IN BROWARD COUNTY**

Dear Legislators and County Officials:

We are a subcommittee under the Broward County Reentry Coalition dealing specifically with the issue of housing for persons required to register as sex offenders. Our subcommittee is comprised of representatives from the Sheriff's Office, Florida State Department of Corrections, the United States Department of Veterans Affairs, County Reentry programs, treatment providers, legal professionals and registrants.

One of our objectives has been to gather and digest information from stakeholders on all sides of the sex offender housing issue, including academic researchers, in order to make recommendations based on public safety, community needs and best practices.

In the wake of December's Office of Program Policy Analysis and Government Accountability (OPPAGA) report¹ and recent media articles² concerning the growing number of persons required to register in our communities, we feel it is timely to submit our findings and recommendations in the hope that we can work towards implementing solutions to our sex offender housing crisis.

A GROWING PROBLEM

The OPPAGA report found that Florida has seen a 53 percent increase in the number of persons required to register since 2005. This is *not* indicative of an increase in sexual offenses. In fact, violent sexual crimes have decreased during this same period.³ Rather, it is due to the reporting laws.

The State of Florida is one of a small handful of states that mandates *all* persons required to register do so for their entire lifetime.⁴ Additionally, when the Florida registry was enacted in 1997, there were eight qualifying offenses that required registration.⁵ Today there are more than twenty.⁶ With new registrants being added to the list continuously and zero attrition, this number will continue to grow rapidly. In addition, individuals who move from the state, or who are in our state briefly, be it for vacation or business, must register and will stay on the register for their entire life, regardless of whether they live in Florida or not.

Sex Offender Residency Restrictions (SORRs) drastically reduce the availability of compliant housing options.⁷ As the number of registrants grows, and the availability of already limited housing is consumed, the number of transient (homeless) registrants will increase.

HOMELESS SEX OFFENDERS IN BROWARD

While the number of persons required to register has more than doubled in 15 years, the number of homeless sex offenders in Broward County has tripled in less than half that time. In Broward, approximately 27% of registrants are homeless (327 out of 1,218 listed by FDLE);⁸ this represents a three-fold increase since April 2011, when 9% of the county's registrants were listed as transient.⁹

¹ <http://www.oppaga.state.fl.us/MonitorDocs/Reports/pdf/1808rpt.pdf>

² <https://www.miamiherald.com/news/article223760070.html>

³ <https://www.bjs.gov/content/pub/pdf/cv16re.pdf>

⁴ <https://ccresourcecenter.org/state-restoration-profiles/50-state-comparison-relief-from-sex-offender-registration-obligations/>

⁵ http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=943.0435&URL=Ch0943/Sec0435.HTM

⁶ http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0900-0999/0943/Sections/0943.0435.html

⁷ Socia, Kelly M., et al. "'Brothers Under the Bridge' Factors Influencing the Transience of Registered Sex Offenders in Florida." *Sexual Abuse* 27.6 (2015): 559-586.

⁸ <https://offender.fdle.state.fl.us/offender/publicDataFile.jsf>

⁹ Levenson, Jill, et al. "Where for art thou? Transient sex offenders and residence restrictions." *Criminal Justice Policy Review* 26.4 (2015): 319-344.

The primary cause for this increase has been the enactment of SORRs in Broward County and its cities that exceed the state mandates. Professor Kelly Socia, an expert in geo-mapping and the impact of SORRs, analyzed data provided by the City of Ft. Lauderdale to study the impact of SORRs on the availability of affordable rental housing units in the city. Professor Socia concluded that only 1% of the City's total stock of residential units was not covered by the SORR and of these, only 1% was both available and affordable at any given time.¹⁰

Comparably, Orange County has more than twice as many persons required to register (approximately 2,267) as Broward County, yet because they have fewer local SORRs, they only have a 6% transience rate¹¹ – one-quarter that of Broward.

Persons required to register in Broward County are legislated into homelessness. Forced into a proverbial game of musical chairs, where a diminishing supply of available housing is insufficient to meet a growing registrant population. Currently no homeless shelters accept persons required to register. Hundreds of people required to register have no choice but to live homeless or go underground.

EFFECTIVENESS OF SORRs

While it may seem like common sense to implement a plan to exclude people who have a history of sexual offending from an area around schools and parks, SORRs only prevent where registrants can reside at night (between 10PM and 6AM), not where they can go during the day. Common sense also suggests that children are at home sleeping between 10PM and 6AM. not in libraries or playgrounds.

There is no evidence suggesting that SORRs are effective in reducing sexual offending or recidivism.¹² This fact has been demonstrated across numerous studies, including the U.S. Department of Justice, which concluded that SORRs should not be viewed as a viable strategy for protecting communities.¹³

On the contrary, SORRs create barriers to reentry by fostering housing instability, separation from family and support systems and isolation, all of which are factors that *increase* recidivism. Transient registrants are more likely than those with homes to abscond from registration after probation.¹⁴ Local SORR laws also create a fiscal burden for taxpayers associated with mapping, monitoring, enforcement, court costs, and incarceration costs.

¹⁰ *City of Ft Lauderdale Vs Anderson, Ira J*, Broward County Case Number: 17003615MO10A

¹¹ <http://www.oppaga.state.fl.us/MonitorDocs/Reports/pdf/1808rpt.pdf>

¹² Nobles, Matt R., Jill S. Levenson, and Tasha J. Youstin. "Effectiveness of residence restrictions in preventing sex offense recidivism." *Crime & Delinquency* 58.4 (2012): 491-513

¹³ SMART Office. (2015). Sex offender management, assessment, and planning initiative. Retrieved from Office of Justice Programs: http://smart.gov/SOMAPI/sec2/ch6_registration.html

¹⁴ Levenson, J. S., Ackerman, A. R., Socia, K. M., & Harris, A. J. (2015). Where for Art Thou? Transient Sex Offenders and Residence Restrictions. *Criminal Justice Policy Review*, 26(4), 319-344.

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The OPPAGA report further found that transient offenders present monitoring challenges for law enforcement. "The mobility of these offenders makes it difficult to locate them; as a result, they can consume a disproportionate amount of officer time compared to non-transient offenders." SORRs also have the unintended effect of creating clusters and "ad-hoc" enclaves of registrants.


CONCLUSION


We affirm the findings of the OPPAGA that "Many studies have established that sex offenders who maintain stable employment, housing and family relationships have significantly lower recidivism rates" and conclude that SORRs undermine successful reentry of former offenders, while doing nothing to promote public safety.

RECOMMENDATIONS

- 1) Broward County should enact legislation to pre-empt the patchwork of city SORR ordinances in favor of a uniform county-wide SORR that mirrors the State's SORR Statute (F.S. §775.215).
- 2) Broward County should designate a homeless shelter/reentry program dedicated (or able to service) the transient registrant population.
- 3) Resources currently spent on enforcing municipal SORRs in Broward County should be reallocated such that re-entry services focus on helping probationers and registrants to secure stable and meaningful employment, stable and affordable housing (including arrangements with family members or others when appropriate), and pro-social support systems that help them maintain a law-abiding lifestyle.

Respectfully Submitted,


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