**City Commission Regular Meeting** 

## **City of Fort Lauderdale**

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



## **Meeting Minutes - APPROVED**

Tuesday, May 17, 2016

## 6:00 PM

## **City Commission Chambers**

## **City Commission Regular Meeting**

FORT LAUDERDALE CITY COMMISSION

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

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

Mayor Seiler called the meeting to order at 6:07 p.m.

Invocation	Chorbishop Michael Thomas
	Heart of Jesus Church

## Pledge of Allegiance

## ATTENDANCE ROLL CALL

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

## QUORUM ESTABLISHED

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

VOTING ORDER FOR MEETING: Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts, and Mayor Seiler

## Approval of MINUTES and Agenda

**16-0639** Minutes for April 5, 2016 Neighborhood Survey Workshop, April 12, 2016 Joint Workshop with Budget Advisory Committee, April 13, 2016, Joint Workshop with Beach Redevelopment Advisory Board, April 19, 2016 Conference Meeting, April 19, 2016 Regular Meeting and August 18, 2015 Conference Meeting

A motion to approve the Minutes for the April 5, 2016 Neighborhood Survey Workshop, April 12, 2016 Joint Workshop with the Budget Advisory Committee, April 13, 2016, Joint Workshop with Beach Redevelopment Advisory Board, April 19, 2016 Conference Meeting, April 19, 2016 Regular Meeting and August 18, 2015 Conference Meeting and the agenda for tonight's meeting, was made by Vice Mayor Trantalis and was seconded by Commissioner Roberts:

### APPROVED

## PRESENTATIONS

## PRES- 16-0642 Proclamation declaring May 17, 2016 as Broward HousingSolutions® Day in the City of Fort Lauderdale

Vice Mayor Trantalis requested Lisa Vecchi President and CEO of Broward Housing Solution come to the podium for a Proclamation declaring May 17, 2016 as Broward Housing Solutions Day in the City of Fort Lauderdale. Vice Mayor Trantalis noted Broward Housing Solutions provides affordable housing to low-income families and people with mental illness many of whom were formerly homeless noting several properties are in the City of Fort Lauderdale. Vice Mayor Trantalis read the proclamation issued by the Office of the Mayor in the City of Fort Lauderdale in its entirety thanking Broward Housing Solutions for honoring the needs of low-income families in our community and members of the community with mental illness for all their hard work in addressing this issue.

Ms. Vecchi thanked the Mayor and the City Commission for its recognition.

## PRES- 16-0641 Proclamation declaring May, 2016 as Lupus Awareness Month in the City of Fort Lauderdale

Commissioner Rogers requested Charmaine Hines of the Florida Chapter of the Lupus Foundation of America come to the podium for presentation of the Proclamation declaring May, 2016 as Lupus Awareness Month in the City of Fort Lauderdale. Commissioner Rogers wanted to make citizens aware of what lupus is explaining lupus is a chronic autoimmune disease causing inflammation and damage to almost every organ in the body. Commissioner Rogers read the proclamation issued by the Office of the Mayor of the City of Fort Lauderdale in its entirety honoring the Lupus Foundation for all their hard work in addressing this issue.

Ms. Hines thanked the Mayor and the City Commission for its recognition.

## PRES- 16-0643 Proclamation declaring May 15-21, 2016 as Public Service Recognition Week in the City of Fort Lauderdale

Commissioner McKinzie requested Averill Dorsett, Director of the City of Fort Lauderdale's Human Resources Department, to come to the podium for presentation of the Proclamation declaring May 15-21, 2016 as Public Service Recognition Week in the City of Fort Lauderdale. Commissioner McKinzie noted Public Service Recognition Week is the time set aside to recognize men and women who serve our nation as Federal, State, County, and Local Government Employees and ensure that our government is the best in the world. Commissioner McKinzie read the proclamation issued by the Office of the Mayor of the City of Fort Lauderdale in its entirety honoring those who serve our nation on the Federal, State, County and Local Government levels for all their hard work in addressing this issue.

Ms. Dorsett thanked the Mayor and the City Commission for its recognition of those serving as public service employees specifically noting the 2,400 City employees who serve as Community Builders who deliver services to the City's residents and neighbors.

Ms. Dorsett shared a short video what some of the City's Community Builders do for our City, who are just one call away.

## PRES- 16-0640 Recognition of Students and Mentors Participating in the Neighbor Volunteer Office's Show Up Step Up Stand Out Youth Leadership Program

Mayor Seiler asked City Manager Feldman, Jorg Hruschka and Jay Forte to come to the podium. Mr. Hruschka called the 2016 graduating class of Show Up, Stand Up and Stand Out Youth Leadership Program congratulating them and noting this is the program's second year for this which is made possible by a grant from the Community Foundation of Broward County. Mr. Hruschka expounded on the requirements of this program's curriculum noting that each member of the graduating class is required to make a difference in their community with a high impact community project positively impacting over 750 over the program's two years. Mr. Hruschka also thanked the County for their assistance with the Show Up, Stand Up and Stand Out Youth Leadership Program noting the 2016 graduating class completed a four-month curriculum and community service project in the City. Mr. Hruschka thanked all of the programs participants and mentors involved in assisting the students in their efforts.

Mr. Jay Forte, the Program's Instructor, outlined the program and what was required for the successful completion of the Youth Leadership Program including awareness, accountability, adaptability, achievement, and authenticity regarding their participation and community service. Mr. Forte gave the audience specific examples of what community service projects were completed by the 2016 graduating class of Show Up, Stand Up and Stand Out Youth Leadership Program. Mr. Forte stated for the audience that this program's goal is to prepare the next generation of leaders and to develop leadership skills in the City's youth.

## PRES- 16-0573 Proclamation declaring May 15-21, 2016 as National Public Works Week in the City of Fort Lauderdale

Commissioner Roberts requested Paul Berg, Acting Director of the City of Fort Lauderdale's Public Works Department, come to the podium for presentation of the Proclamation declaring May 15-21, 2016 as National Public Works Week in the City of Fort Lauderdale. Commissioner Roberts noted the importance of the City's Public Works Department whose responsibility it is to keep the City's vital public services and infrastructure operational. Commissioner Roberts read the proclamation issued by the Office of the Mayor of the City of Fort Lauderdale in its entirety honoring those in the Public Works Department who serve the City's health, safety and comfort needs that result in a sustainable and resilient community. Mr. Berg thanked the Mayor and the Commission. Mr. Berg also noted for the audience all of the many aspects of what the Public Works Department manages, maintains and is responsible for in the City. Mr. Berg also expounded on the community service activities of which it will participate in during Public Works' Week as well as honoring those members of the Public Works Department for their long lengths of service.

PRES- 16-0283	Police Officer of the Month for May 2016

## 4

Police Chief Frank Adderley, recognized the May 2016 Police Officer of the Month, Detective Larry Reyes, who came to the podium. Police Chief Adderley noted Detective Reyes as always being "one call away" serving the Fort Lauderdale Police Department since 2008. Detective Reyes has received seven commendations for his outstanding work product. He has been named Officer of the Month on three separate occasions. Detective Reyes, and is currently assigned to the Violent Crimes Unit. Police Chief Adderley noted an incident on June 7, 2015, when two individuals committed and armed

robbery at the 7-11 Store located 6300 North Federal Highway, followed by a second robbery at the 7-11 Store located at 820 West McNab Road. Within four hours, Detective Reyes identified the suspects and discovered the two individuals were responsible for seven additional robberies throughout Broward and Palm Beach Counties. Utilizing the assistance of the Federal Bureau of Investigation, the Broward Sheriff's Office, the Palm Beach Sheriff's Office and the Boca Raton Police Department, Detective Reyes created an Operation Plan targeting the two robbery suspects. Within three days, surveillance detectives observed the two suspects drive to three separate retail stores, park in the store parking lots and "casing" the businesses. On June 11, 2015, surveillance followed the two suspects to a CVS Pharmacy located at 3680 North Federal Highway in the City of Lighthouse Point. Surveillance detectives watched as the suspects dressed in black gloves, hats, and masks. As the suspects exited their vehicles, armed with loaded firearms and began to walk towards the CVS Pharmacy, surveillance detectives immediately took the suspects into custody. Both suspects were charged with a total of nine armed robberies and are currently being prosecuted by the United States Attorney's Office under the Federal Hobbs Act.

Detective Reyes is being honored for his investigative skills, his ability to develop and implement an Operational Plan leading to the apprehension of two armed and dangerous suspects. The Mayor, the Commission, and the entire audience rose and acknowledged Detective Reyes.

## PRES- 16-0636Representative George Moraitis - 2016 Florida Legislative Session's1Anchoring Bill

Mayor Seiler stated due to a conflict State Representative George Moraitis was unable to attend tonight's meeting. Representative Moraitis assisted in passing the 2016 Florida Legislative Session's Anchoring Bill and instead of speaking this evening, he sent the letter noted which Mayor Seiler read aloud to the audience.

Dear Mayor Seiler,

Thank you for your invitation to address the Commission this evening, and I regret that a conflict has come up making me unavailable to attend. I did want to express to you, the commission and your staff what a privilege it was to work with you to address the problem in the Middle River with overnight anchoring as well as my appreciation for the invaluable assistance which you and your staff provided with passing this year's legislation. Together we were able to achieve a great success in this year's legislative session by prohibiting overnight anchoring in the Middle River beginning July 1 of this year. My hope is that this legislation will restore the Middle River as a place for water sports and recreation and that the neighbors who live in the area can once again enjoy the privacy of their homes. I want to particularly thank our City Manager, Lee Feldman and our [Assistant] City Attorney Robert Dunckel as well as Ron Booke and Kelly Mallette for the critical role they played in drafting and passing this legislation. Thank you for the work that you do as a commission and it is my privilege to work together with you to represent the citizens of this great city in our state capitol.

Sincerely, George

George R. Moraitis, Jr. Moraitis, Cofar, Karney & Moraitis

## A copy of Representative Moraitis's letter is attached to these minutes.

M-2 16-0638 Motion to Approve Lien Settlement Agreement - 301 and 307 SW Second Street

## **REMOVED FROM AGENDA**

**PUR-1 16-0488** Motion to Approve a Revenue Contract for Purchase of Aerial Adventure Course - Airplay Adventures LLC - \$196,800

Vice Mayor Trantalis moved to defer this item and was seconded by Commissioner Roberts.

## DEFERRED to June 7, 2016

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

**OSR-2 16-0426** Ordinance Amending ULDR Section 47-22.3.J - Message Center Signs to Permit Message Center Signs Within the Public Right-of-Way Subject to Specific Criteria (Request Deferment to June 7, 2016)

Vice Mayor Trantalis moved to defer this item and was seconded by Commissioner McKinzie.

### DEFERRED to June 7, 2016

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

## **OSR-5 16-0564** An Ordinance Amending the Code of Ordinances of the City of Fort Lauderdale to Create a New Article entitled "Communications Facilities in the Public Rights-of-Way"

Mayor Seiler requested all those in the industry in attendance at tonight's meeting regarding this item including AT&T, T-Mobile, Hotwire Communications, Comcast, and FPL to stand and acknowledge they will attend a workshop to be scheduled with the City Attorney Bob Dunckel, the City's outside counsel, and City Manager Feldman to address the specific language of this ordinance. Mayor Seiler also stated the current moratorium will remain in place until appropriate language in this ordinance can be addressed.

Commissioner McKinzie moved to defer this item and was seconded by Commissioner Roberts.

#### DEFERRED to August 16, 2016

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

## **16-0513** WALK ON - Motion to Approve Purchase of Sanitation Rate Study -Burton & Associates, Inc. - \$39,834

Vice Mayor Trantalis moved to include this Walk-On Motion in tonight's Consent Agenda and was seconded by Commissioner Roberts.

#### APPROVED - Motion to Add Walk-On to the Consent Agenda

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

## CONSENT AGENDA

Mayor Seiler announced the procedure for consent agenda items and announced the following revisions to tonight's Consent Agenda: CM-1, change in the title from the word "Approve" to "Consider"; PH-1 revision to the resolution to reflect the correct respondents to the Request for Proposal (RFP) which are Suntex Marina Investors, LLC and Edgewater Resources, LLC; and, OSR-3 revised last page of ordinance to reflect proper Memo number.

Mayor Seiler also noted the following item had been pulled from the Consent Agenda for separate discussion: CM-2 was pulled by Mr. King for separate discussion.

## Approval of the Consent Agenda

A motion was made by Vice Mayor Trantalis and seconded by Commissioner Rogers that Consent Agenda Item CM-2 be pulled from the Consent Agenda and considered separately, and that all remaining Consent Agenda Items be approved as recommended.

## Approval of the Consent Agenda

## APPROVED ON THE CONSENT AGENDA

## **CONSENT MOTIONS**

**CM-1** 16-0560 Motion to Approve an Event Agreement with Lanakila Iki, Inc. for the 2016 Lanakila Iki Canoe Club Ocean Challenge

### APPROVED

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

**CM-2 16-0637** Motion Authorizing Settlement of Police Liability Claim in the Matter of Michael Cunniff v. City of Fort Lauderdale, et al, Case No. 15-62281-Civ-Cohn/Seltzer in the amount of \$30,000.

Mayor Seiler recognized Mr. Charles King, 105 N. Victoria Park Road, who addressed the Commission on his concerns, thoughts, and questions regarding this item. Mr. King stated he pulled this item due to the fact there was not back-up as to what transpired about this settlement. Mr. King asked if there was a reason there were no details as to what happened. Vice Mayor Trantalis stated the details of this matter were discussed in an Executive Closed Door Session, and no members of the Commission are allowed to disclose those conversations. Mayor Seiler added there were no crimes involved as it was a civil dispute.

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

Mayor Seiler closed the public hearing.

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

### APPROVED

- Aye: 5 Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts and Mayor Seiler
- CM-3 16-0411 Motion to Approve an Agreement with Broward County and the Downtown Development Authority of Fort Lauderdale for Allocation of Funding Responsibility for the Local Share of Capital Cost Overruns for the Wave Streetcar Project

#### APPROVED

**CM-4 16-0492** Motion to Approve a Noise Mitigation Plan and Authorization for City Manager to Grant Special Permit for Noise Mitigation Plan

### APPROVED

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

**CM-5 16-0565** City Request for Compatibility Review per Broward County Administrative Rules Document, Article 9.4, Regarding Notice of Allocation of Flexibility by Town of Davie

#### APPROVED

- Aye: 5 Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts and Mayor Seiler
- **16-0513** WALK ON Motion to Approve Purchase of Sanitation Rate Study -Burton & Associates, Inc. - \$39,834

#### APPROVED

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

## CONSENT RESOLUTION

CR-1 16-0101 Resolution for Imposition of Special Assessment Liens for Costs Associated with the Securing of Multiple Properties

#### ADOPTED

- Aye: 5 Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts and Mayor Seiler
- CR-2 16-0183 Resolution Imposing Special Assessment Liens for Lot Clearing

### ADOPTED

CR-3	16-0485	Resolution Approving an Amended Lease Agreement with Sheltair Executive South, Inc. for an Additional Six-Month Lease Extension for Parcel 20, 20A at Fort Lauderdale Executive Airport ADOPTED		
		Aye: 5 - Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts and Mayor Seiler		
CR-4	16-0631	Resolution Encouraging Reduction of Aircraft Noise at Fort Lauderdale-Hollywood International Airport		
		ADOPTED		
		Aye: 5 - Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts and Mayor Seiler		
PURCHASING AGENDA				
PUR-2	16-0504	Motion to Approve Purchase of Information Technology Security Services - Akamai Technologies, Inc \$83,856 APPROVED		
		Aye: 5 - Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts and Mayor Seiler		
PUR-3	<b>16-0508</b> Motion to Approve a Revenue Contract of Beverage Concession Services - Professional Concessions, Inc \$25,000			
		APPROVED		
		Ave: 5 - Vice Mayor Trantalis, Commissioner McKinzie, Commissioner		

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

## PUR-4 16-0514Motion to Approve Purchase of Irrigation Supplies - Various Vendors -<br/>\$180,000 (2 year aggregate cost)

## APPROVED

## MOTIONS

## M-1 16-0558 Motion to Approve Land Swap Agreement with Randolph Equity Partners, LLC

Stephanie Toothaker, Esq. of the law firm Tripp Scott and on behalf of the applicant, Randolph Equity Partners, LLC the owners of Bahia Cabana addressed the Commission in support of this item. Ms. Toothaker introduced her team who were in attendance. Ms. Toothaker addressed the Commission regarding a land swap for Fire Station 49 and gave a brief history of Fire Station 49 noting several items that were compromised when it was built. Ms. Toothaker elaborated on these items and various aspects of the current zoning for Fire Station 49 and the Bahia Cabana. Ms. Toothaker made it very clear that rezoning is not part of the currently requested land swap. Ms. Toothaker expounded on the safety enhancements that could come as a result of the proposed land swap and redevelopment of the site that could become improvements in the future. Ms. Toothaker noted she and her team had met with numerous stakeholders related to this requested land swap to update them on this proposed request. Ms. Toothaker stressed the developer is at risk about any future rezoning requests and are not requesting any at this time regarding the land swap and any differences in appraisals for the two properties will be to the benefit to the City.

## A copy of Ms. Toothaker's presentation and submissions for the record is attached to these minutes.

Sam Ferrari, Principal with PGAL, the Architect for the proposed new Fire Station, addressed the Commission on the PGAL's, thanking Fire Chief Hoerschl and his staff their time spent discussing several options to replace Fire Station 49. Mr. Ferrari presented and described the proposed redesigned enhancements to Fire Station 49 for the Commission, which is attached to these minutes within Ms. Toothaker's presentation.

Questions, answers, and discussions ensued between Ms. Toothaker and the Commission regarding parking, contingencies, and the timeline for a change of title for the requested land swap. Assistant City Attorney Bob Dunckel noted there was a timeline within the land swap agreement with a projected completion date is 37 months from the effective date which is the first day of the month after approval by the Commission. Assistant City Attorney Dunckel noted the City Manager can extend the deadlines cumulatively up to twelve months with the possibility to amend the agreement to provide for further extensions.

Commissioner Rogers asked if there were any issues with tearing down a structure that was funded with bonds that were floated for the purchasing. Assistant City Attorney Dunckel deferred to City Manager Feldman, who stated the firm who served as bond counsel for the bonds' issuance is the proper entity who should opine on this question. City Attorney Everett stated her department was working on getting a definitive response on Commissioner Rogers' inquiry.

Mayor Seiler recognized Charlie Cassel, 1525 S. Ocean Drive, who addressed the Commission, who stated he is conditionally in support of this item.

Mayor Seiler recognized Mary Fertig, President Idlewyld Improvement Association, who addressed the Commission in opposition to this item.

## A copy of Ms. Fertig's submission for the record is attached to these minutes.

Mayor Seiler recognized Bryan Broeman, 1617 S. Federal Highway, who addressed the Commission, stating he is in support of this item.

Mayor Seiler recognized George Platt, 333 N. New River Drive, and on behalf of Mar Vista Apartments, who addressed the Commission in opposition to this item.

## A copy of Mr. Platt's submission for the record is attached to these minutes.

Mayor Seiler recognized Marijke White, no address noted on her speaker card, addressed the Commission in support of this item.

Mayor Seiler recognized Robert Kagan, 3055 Harbour Drive, who addressed the Commission in opposition to this item.

### A copy of Mr. Kagan's submission for the record is attached to these minutes.

Mayor Seiler recognized Greg Marker, 226 SE 12<sup>th</sup> Avenue, who addressed the Commission in support of this item.

Mayor Seiler recognized Count Rosenthal, 1237 NW 4<sup>th</sup> Avenue, who addressed the Commission in opposition to this item.

Mayor Seiler recognized Juan Noriega, 450 E. Las Olas Boulevard, who addressed the Commission in support of this item.

Mayor Seiler recognized Abby Laughlin, 425 Bayshore Drive, who addressed the Commission in opposition to this item.

### A copy of Ms. Laughlin's submission for the record is attached to these minutes.

Mayor Seiler recognized Donald Medalie, Esq., on behalf of Harbor Ridge Place Condominium who addressed the Commission in opposition to this item.

### A copy of Mr. Medalie's submission for the record is attached to these minutes.

Mayor Seiler recognized Kelly Churchan, 34 Isla Bahia Drive, who addressed the Commission in support of this item.

Mayor Seiler recognized Bonnie Barnett, 3055 Harbour Drive, who addressed the Commission in support of this item.

Mayor Seiler recognized John Burchan, 34 Isla Bahia Drive, who addressed the Commission in support of this item.

Mayor Seiler recognized Tom Gerrard, 3055 Harbour Drive, who addressed the Commission in opposition to this item.

Mayor Seiler recognized Wayne Abbott, 4210 Isle of Capri Drive, who addressed the Commission in support of this item.

Mayor Seiler recognized Nancy Thomas, 1924 Admirals Way, who addressed the Commission in opposition to this item.

Mayor Seiler recognized Ronald May, 1516 NW 31<sup>st</sup> Way, who addressed the Commission in support of this item.

Mayor Seiler recognized Paul Chettle, 200 S. Birch Road, who addressed the Commission in opposition to this item.

Mayor Seiler recognized Sheila Chatfield, 2100 S. Ocean Lane, who addressed the Commission in support of this item.

Mayor Seiler recognized Dr. Amed Osman, 3055 Harbour Drive, who addressed the Commission in opposition to this item.

Mayor Seiler recognized Torry Watson, 152 Island Views, who addressed the Commission in support of this item.

Mayor Seiler recognized Craig Fisher, 200 S. Birch Road, who addressed the Commission in opposition to this item.

Mayor Seiler recognized David Glassman, 3055 Harbour Drive, who addressed the Commission in opposition to this item.

Mayor Seiler recognized Chad Moss, no address noted on speaker card, who addressed the Commission in support of this item.

Mayor Seiler recognized Raj Motwani, 3081 Harbour Drive, who addressed the Commission in support of this item.

Mayor Seiler recognized Laura Hover, 3081 Harbour Drive, who addressed the Commission in support of this item.

Mayor Seiler recognized Charles King, 105 North Victoria Park Road, who addressed the Commission on this item giving his comments, thoughts and concerns. Mr. King noted on his speaker card his position was neutral on this item.

Mayor Seiler recognized Steve Tate, 3309 NE 37<sup>th</sup> Street, who addressed the Commission in support of this item.

Mayor Seiler recognized Steve Garon, 2517 N. Atlantic Boulevard, who addressed the Commission in opposition to this item.

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

Mayor Seiler closed the public hearing.

Commissioner Roberts requested City of Fort Lauderdale Fire Chief Robert Hoecherl to come to the podium. Mayor Seiler recognized Fire Chief Robert Hoecherl. Commission Roberts asked Fire Chief Robert Hoecherl about the public safety issues involved in this item noting this will be his deciding factor as to whether or not to vote in favor of this item. Commissioner Roberts raised several issues regarding public safety for Fire Chief Robert Hoecherl to opine on including emergency response times efficiently and safely, traffic issues, line of sight issues, width of the roadway, ingress and egress abilities of the Fire Department, and the associated impact of activity around the proposed redevelopment in the area.

Fire Chief Robert Hoecherl addressed the Commission addressing Commissioner Roberts' questions and concerns regarding this item stating that the present facility allows for adequate deployment of assets rapidly onto A1A north or south. Fire Chief Robert Hoecherl stated his comments and concerns including traffic preemption that would be needed at the new intersection as is done at the current intersection. Fire Chief Robert Hoecherl concurred with Commission Roberts' concern regarding the line of sight issues raised with the new location. Fire Chief Robert Hoecherl stated there was a need to further study the developer's proposal. Mayor Seiler noted his concerns regarding the ability to police a Fire Lane located in the middle of a street. Fire Chief Hoecherl noted that responses to his department's concerns were contained in Ms. Toothaker's responses to Fire Chief Hoecherl which he received late today. Fire Chief Hoecherl noted the need for verification of the contents of Ms. Toothaker's response and his concern that the responses need to be both in writing and in a proposed contract. Additionally, he stated response time concerns and other responses by Ms. Toothaker need to be further studied and evaluated. Further comments, discussions, concerns and questions ensued among the Commission members, City Manager Feldman, and Fire Chief Hoecherl concerning the congested traffic area both at the current site and for the proposed new Fire Station 250 feet away with its proposed modifications.

Vice Mayor Trantalis voiced his concern over the safety issues and the opposition of members of the community regarding the location of the Fire Station at the current location as it is below par with regard to response times. He noted the proposed choices presented tonight are not the only choices with regard to finding a new location on the beach for a new Fire Station, one optimally closer to Las Olas Boulevard. He recommended thinking "outside the box" regarding this issue and looking at all options available.

Mayor Seiler noted his primary concerns are public safety and answers to the bond issue.

Commissioner Rogers made a motion to deny which was seconded by Commissioner Roberts.

#### DEFEATED - Motion to Deny was approved - 5-0

- Aye: 5 Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts and Mayor Seiler
- M-3 16-0562 Motion to Approve an Event Agreement with American Cancer Society for Relay for Life of Carter Park

Commissioner McKinzie made a motion to approve this item which was seconded by Commissioner Rogers.

### APPROVED

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

## RESOLUTIONS

**R-1 16-0606** Appointment of Board and Committee Members

City Clerk Modarelli read the appointments for approval of the current resolution's following board and committee members:

### AFFORDABLE HOUSING ADVISORY COMMITTEE

Katharine Barry and Mitchell Rosenstein are appointed to the Affordable Housing Advisory Committee for a three-year term beginning June 30, 2016 and ending June 29, 2019 or until their successors have been appointed.

## AVIATION ADVISORY BOARD

Mark Volchek is appointed to the Aviation Advisory Board for a one-year term beginning July 1, 2016 and ending June 30, 2017 or until his successor has been appointed.

### CEMETERY SYSTEM BOARD OF TRUSTEES

Myrna Pototsky and Michael Ruddy are appointed to the Cemetery System Board of Trustees for a one-year term beginning June 3, 2016 and ending June 2, 2017 or until their successors have been appointed.

#### EDUCATION ADVISORY BOARD

Lauren Wood is appointed to the Education Advisory Board for a one-year term beginning June 16, 2016 and ending June 15, 2017 or until her successor has been appointed.

Barbara Singer is appointed to the Education Advisory Board for a one-year term beginning May 17<sup>th</sup>, 2016 and ending May 16, 2017 or until her successor has been appointed.

### SUNRISE KEY NEIGHBORHOOD IMPROVEMENT DISTRICT, BOARD OF DIRECTORS

Caldwell Cooper, Mark Grant, Jay Weiss, Larry Eldridge and Cliff Berry are appointed to the Sunrise Key Neighborhood Improvement District, Board of Directors for a three-year term beginning May 17, 2016 and ending May 1, 2019 or until their successors have been appointed.

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

## ADOPTED

- Aye: 5 Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts and Mayor Seiler
- **R-2 16-0617** Resolution Approving the Use of Four Fuel Storage Tanks with a Capacity of 1,300,000 Gallons Each at Buckeye Terminal, Port Everglades Case Number A16011

Mayor Seiler thanked Keith Poliakoff, Esq., representative Buckeye Oil, for his efforts in working with the City on this item.

Mayor Seiler recognized Charles King, 105 North Victoria Park Road, who addressed the Commission on this item and noting on his speaker card his position was neutral on this item.

Commissioner Rogers introduced this resolution with the provision that signage on the property be installed directing drivers exiting west to 595 to use Eller Drive in order to keep traffic off of 17th Street, Federal Highway, and State Road 84. He stated that although the applicant does not have total control of the drivers, would install this requested signage. The resolution was read by title only.

## ADOPTED AS AMENDED

## R-3 16-0599 Resolution Rescinding Resolution 16-43 to Dispose of the Property Located at 520 SW 31st Avenue

Mayor Seiler questioned City Staff of the rescission of this resolution. City Manager Feldman noted that there was no bid on this property and the minimum bid requirement was the amount of the appraisal. Ryan Henderson, Assistant to the City Manager, advised the Commission on the history of this item noting it was a vacant lot and will be revisited at a later time noting the City Charter's requirements. The procedures for these types of situations were also discussed. Commissioner McKinzie commented on this several aspects of item. Further discussions and comments among the Commission ensued.

Commissioner Rogers introduced this item which was read by title only.

#### ADOPTED

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

## PUBLIC HEARINGS

## PH-1 16-0618 Resolution to Approve Award for Marina Management and Construction Services for Las Olas Marina (Re-Bid) - Suntex Marina Investors, LLC - \$1.6 Million (estimated annual revenue)

City Auditor Herbst requested this item be deferred until June 7, 2016. City Manager Feldman stated he had a concern regarding this date due to the Bahia Mar item already scheduled for June 7, 2016. Mayor Seiler stated this was important issue needing to be addressed and requested it be deferred to June 7, 2016 rather than June 21, 2016.

Mayor Seiler recognized Tom Muckamal, Island Global Yachting, briefly addressed the Commission asking if he could voice his concerns. Mayor Seiler stated due to the item being deferred, the

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

Commission would not hear his comments on the merits of this item tonight. Mayor Seiler confirmed there would an opportunity to speak on this issue at the June 7, 2016 City Commission Meeting.

Mayor Seiler recognized Grant Sinte who briefly addressed the Commission asking about the procedures involved in the deferral of this item and if there would be an opportunity to speak at the next meeting. Mayor Seiler confirmed there would an opportunity to speak on this issue at the June 7, 2016 City Commission Meeting.

Commissioner Roberts motioned to defer this item until June 7, 2016 which was seconded by Commissioner McKinzie.

### DEFERRED to June 7, 2016

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

Discussions ensued on the procedures involved in this matter and the deferral. Mayor Seiler stated all questions and concerns regarding this item should be sent to the Mayor, each Commissioner, the City Attorney Everett and the City Manager Feldman concurrently.

## ORDINANCE SECOND READING

# **OSR-1 16-0624** Ordinance Amending Chapter 15, Business Tax Receipts and Miscellaneous Business Regulations, to Add Article XI, Filming Regulations, of the Code of Ordinances of the City of Fort Lauderdale

Commissioner Roberts commented on this item explaining the reason for this ordinance was the need to address negative impacts on neighborhoods. He requested City Manager Feldman to establish and convene a taskforce/workgroup to work with the film industry to look at this ordinance and achieve the goals of the neighborhoods' quality of life and addressing the film industry's concerns. He stated anyone in attendance concerned with this ordinance contact the City Manager's Office. Mayor Seiler stated the need for this ordinance to address timelines and permitting fees being more objective. Commissioner Roberts requested this item be deferred to September 7, 2016.

Commission Roberts made a motion to defer the Second Reading of OSR-1 until September 7, 2016 and was seconded by Commissioner McKinzie.

### DEFERRED ON SECOND READING to September 7, 2016

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

It was requested that members of the film industry in attendance give the City Clerk's Office their contact information.

OSR-3 16-0459 Quasi-Judicial - Ordinance Approving Rezoning from Residential Mid Rise Multifamily/Medium Density District (RMM-25) to Exclusive Use -Parking Lot (X-P) with Commercial Flex Allocation - WB Devine Investments LLC - 3025 East Commercial Boulevard -Case ZR15007

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.

The Commission members and Mayor Seiler disclosed their site visits, communications, and expert opinions received.

Mayor Seiler opened the floor up for a public hearing.

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

Vice Mayor Trantalis introduced the ordinance for the Second Reading which was read in its entirety.

#### ADOPTED ON SECOND READING

- Aye: 5 Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, Commissioner Roberts and Mayor Seiler
- OSR-4 16-0474 Quasi-Judicial Ordinance Vacating a Right of Way Location: South of 3212 NE 32 Street PDNK P-4 LLC Case #7P13

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.

The Commission members and Mayor Seiler disclosed their site visits, communications, and expert opinions received.

Mayor Seiler opened the floor up for a public hearing.

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

Commissioner Rogers introduced the ordinance for the Second Reading which was read in its entirety.

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## ADOPTED ON SECOND READING

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

## **CM-5 16-0565** City Request for Compatibility Review per Broward County Administrative Rules Document, Article 9.4, Regarding Notice of Allocation of Flexibility by Town of Davie

Mayor Seiler commented on the compatibility issue on the proposed project in Davie being incompatible. The Commission requested the County to conduct a compatibility review as the Commission had concerns with the conversion of rezoning residential property to commercial which passed earlier this evening. Commissioner Roberts stated the next step for those who have concerns is to deal with and communicate with the County on this issue.

Commissioner Rogers stated he spoke to the Commissioner in Dania Beach telling him of the residents opposition. Commissioner Rogers also stated he will advise his constituents the results of his meetings with the County on this issue. Mayor Seiler stated any communications on this item with Commissioner Rogers' should also include copies to the other Commissioners to keep everyone in the loop on the concerns regarding this issue and ensuring everyone is on the same page.

## REQUEST FOR EXECUTIVE CLOSED DOOR SESSION

City Attorney Everett requested, under Florida Statute, Section 286.011 (8)(a) an executive closed door session to seek advice on the matter noted below of during the City Commission Meeting on June 7, 2016, at a time to be determined.

*Alex Pierre v. City of Fort Lauderdale, James Wells and Christopher Sousa* Federal Case No. 16-61053-Civ-Williams State Court Case No. CACE - Pending

It is expected this session will take approximately 15 minutes and those present will be:

Mayor, John P. "Jack" Seiler Vice Mayor Dean J. Trantalis Commissioner Robert L. McKinzie Commissioner Bruce G. Roberts Commissioner Romney Rogers City Manager Lee R. Feldman City Attorney Cynthia A. Everett Assistant City Attorney Alain E. Boileau Certified Court Reporter with Daughters Reporting, Inc.

## ADJOURNMENT

There being no further business before the City Commission at this Regular Meeting, Mayor Seiler adjourned the meeting at 9:46 p.m.

Seiler Jack'

ATTEST:

Jeffrey A. Modarelli City Clerk





# Bahia Cabana Land Swap Proposal

# May 17, 2016

## PARCELS

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Harbor Drive

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A Existing Fire Station No. 49
B Existing Bahia Cabana
C Existing Mar Vista
D Proposed Fire Station No. 49
E Existing Villa Madrid
E Existing Hotel
G Existing Hotel

# **EXISTING ZONING**



Existing Fire Station Zoning: SBMHA Height: 120' max Prop size: 22,204 sf

Bahia Cabana

Zoning: SBMHA Height: 120' max Prop size: 41,850 sf

# **EXISTING ZONING**



3019 Harbor Drive		
Zoning: I	RMH-60	
Height: 2	120 feet	
240*		
Prop size:	16,500 sf	

\* Subject to conditional use permit

# PROPOSED ENHANCEMENTS

## Safety Improvements

Harbor Drive

Reduction in Traffic Congestion at Intersection Remove exiting back out parking and on-street parkin Remove fire trucks backing out onto A1A

## Aesthetic Improvements

Demolish run down buildings Streetscape Improvements Removal of Sea of Cars on Harbor Drive Unified Development Look



LON

Harbor Drive

A 192

2.2

Existing

ungle Queen

# SAFETY IMPROVEMENTS

## Safety Improvements

Reduction in Traffic Congestion by eliminating four curb cuts at intersection Remove fire truck back in on A1A Remove pedestrian vehicular conflicts



Traffic Backup due to Jungle Queen at Fire Station





# SAFETY IMPROVEMENTS

## **Safety Improvements**

Reduction in Traffic Congestion by eliminating 90 degree on street parking



On street parking along Harbor Drive



# SAFETY IMPROVEMENTS

- Aesthetic Improvements Demolish run down buildings Streetscape Improvements - Sidewalks
  - Drainage
  - Landscape
  - Removal of Sea of Cars on Harbor Drive Unified Development Look

# **RESPONSE TIME**

- ----

250 Fee

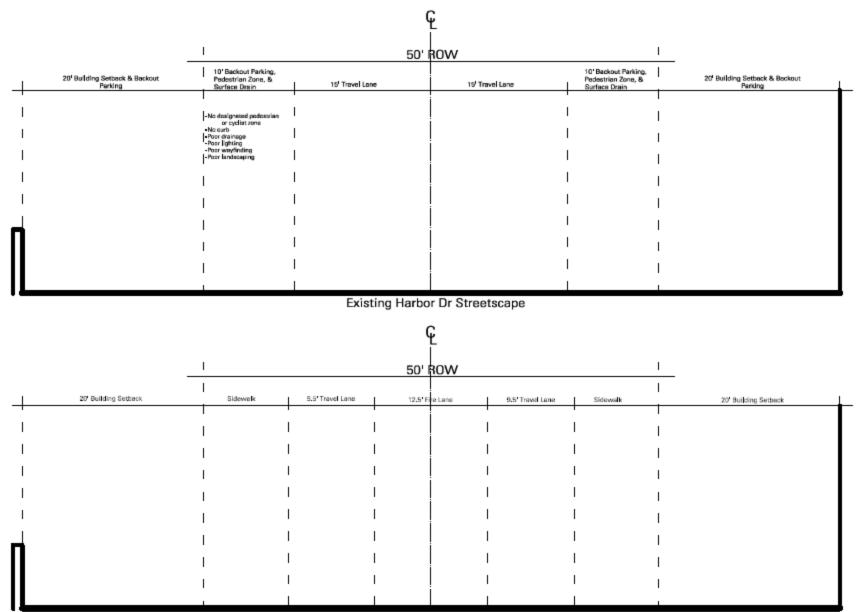
Harbor Drive

**Proposed Station: Clear Access to Intersection** Delayed Action Signal

1E1ET

AIA Intersection Clear as truck approaches at 20 mph Dedicated Fire Lane for unobstructed fire truck access





Proposed Harbor Dr Streetscape

# **RESPONSES TO FIRE CHIEF'S MEMO**

## **NEIGHBORING PROPERTIES**

countless individual meetings with resident stakeholders 2 presentations to the Harborage Condominium Idlewyld Improvement Association and the Central Beach Alliance (CBA) Offered presentations to additional stakeholders who did not respond to our offer, including Mar Vista.

## **TRAFFIC PREEMPTION AND CONTROL**

Broward County is vested with the authority to control signal pre-emption. The County has confirmed that with the new location, 2 possibilities will be made available to the Fire Department; when a call comes in, the Fire Department will have a button within the station to control the light at the intersection of SR A1A and Harbor Drive. If the traffic light is green on A1A, the green will go to yellow for 4 to 5 seconds and then green for Harbor Drive to flush out any cars on Harbor Drive. The light will remain green until the fire truck(s) exit from Harbor Drive, either north or south. If the green is already on Harbor Drive when the fire station presses the button, the green indication will remain for a longer period in order to allow sufficient time for the fire truck(s) to exit from Harbor Drive.

As previously shown Developer will build a dedicated fire lane from the location of the proposed new station east to the intersection of Harbor Drive and A1A

## **FEMA requirements**

The proposed site elevation is already higher than the existing site, and is proposed to be raised further so that there will be an additional total of 1' in height above the road with a 50 foot apron. Additionally all drainage will be contained on site.

## **Parking Spaces**

At the City and the Fire Department's option, if the station contains 2 and ½ bays, the new site will provide 17 secure parking spaces plus 1 handicap space which is the exact amount located on the existing fire station site. Alternatively if the Fire Department requests two drive through bays, there will be a minimum of 16 secure parking spaces plus 1 additional and 1 handicap space.

## Visibility

The new 3-story design is not only a superior state of the art station but will be visible from A1A and more accessible from the water side.

## ADDED BENEFITS OF THE NEW STATION

a command center for the new station

a new fire boat

upgrades to the existing traffic preemption at the intersection

2 additional bunks for firemen

Each new proposed bay is two feet wider than those at the existing station (2 drive through bays or 2/1/2 bays)

Increased square footage of 3,209 including a larger and better community room

An outdoor observation and activity deck

New docking with state of the art boat lifts

Improved more modern bi-fold doors

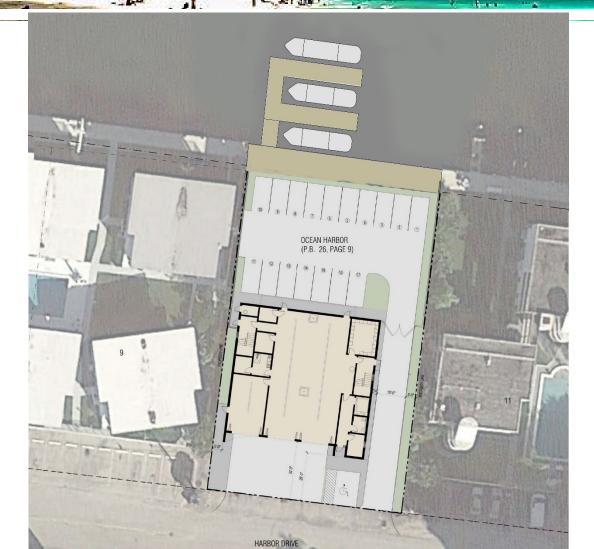
A dedicated fire lane down Harbor Drive easy from the new station to the intersection of Harbor Drive and A1A

complimentary parking for the City and the Fire Department for special events on the beach

# **Replacement Fire Station**



## mparison to Existing Fire Station 2 1/2 Bay



Improvements Finish Floor Above Flood Plain Added Half Bay

Community Room moved upstairs Wider Bay Area 18.5' x 65' Fast Opening Bay Doors Secure Screened Parking



# ALTERNATIVE 2 Drive-Thru Bays



## **Comparison to Existing Fire Station**





### **Improvements**

Community Room moved upstairs Wider Bay Area than Existing Combined Dining and Day Room Additional Toilet/Shower (4) 9 Bunk Rooms (Old 8) Outdoor Deck from Dayroom Added Report Writing Area



### **Comparison to Existing Fire Station**





### Improvements

Combined Dayroom, Dining/Kit Outdoor Deck from Dayroom Two added Bunk Rooms



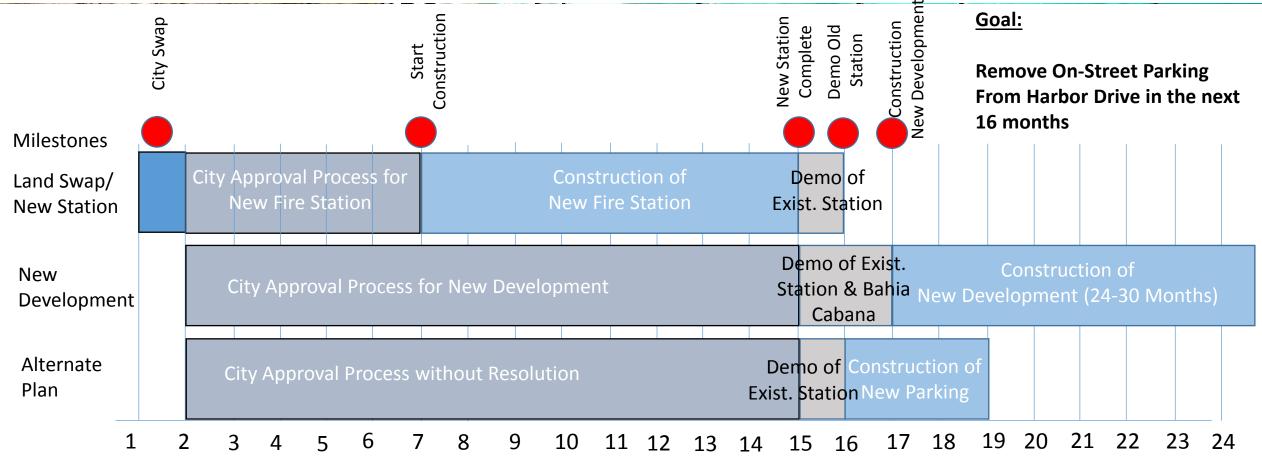
## **Comparison to Existing Fire Station**



### Improvements

Larger Community Room Outdoor Deck from Community Added Lt. Office Added Report Writing Area Toilet/Shower (2) Larger Gym





Months

## Questions



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Ludwig Hanison The Ritz Carlton Fort Lauderdale 1 N. Fort Lauderdale Beach Blvd., #1505 Fort Lauderdale, FL 33304 Email: patriciarobinson67@gmail.com

Morris & Carol Fergea Castillo Grand Residences 1 N. Fort Lauderdale Beach Blvd., #1901 Fort Lauderdale, FL 33304

Joao Figueiredo-Lemos 2455 SW 30<sup>th</sup> Terrace Fort Lauderdale, FL 33312 Phone: 305-310-4655 Email: jczoyak@usa.com CJ Mingolelli PO Box 11797 Fort Lauderdale, FL 33339 Email: <u>cjmingolelli@ellinar.com</u>

Patricia A. Robinson 309 Bontona Ave. Fort Lauderdale, FL 33301 Email: <u>patriciarobinson67@gmail.com</u>

Midge Family Trust & Allan Bachewicz 818 SE 4<sup>th</sup> St., #505 Fort Lauderdale, FL 33301 Email: (unable to read)

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Howard Hfowir 333 Las Olas Blvd. Fort Lauderdale, FL 33301 Phone: 561-214-5446

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Jonathan Dalgarn 811 E Broward Blvd Ft Lauderdale, FL 33301 Email: jondfl1@netscape.net

#### Fort Lauderdale Professional Fire Fighters, Inc. I.A.F.F. Local 765

J. Scott Bayne President

Matthew W. Adams

Treasurer

IGI

Michael Salzano Vice President

> Steven Simac Secretary

November 14, 2015

Stephanie Toothaker, ESQ. Director Tripp Scott Law Firm 110 SE 6<sup>th</sup> Street 15<sup>th</sup> Floor Fort Lauderdale,FL. 33301

As the President of the Fort Lauderdale Professional Fire Fighters, IAFF Local 765, the local appreciates all communications of the ongoing process in regards to Fort Lauderdale Firehouse 49 relocation. Due to our membership living in the firehouses approximately one-third of their working career, we appreciate the dialog. While many may not think it was necessary for this Local to be involved in the discussions and process, we recognize the due diligence of you and your team initiating the conversations. This local has <u>not taken a position for or agains</u> the project to date and are very interested in remaining involved as these discussions continue and evolve. If there are any questions regarding the Fort Lauderdale Professional Fire Fighters position on the project now or in the future, I may be contacted anytime.

Sincerely,

J. Scott Bayne President Fort Lauderdale Professional Fire Fighters, Inc. IAFF Local 765

> 309 ½ S.W. 26<sup>th</sup> Street Fort Lauderdale, FI 33315 (954) 764-6665 www IAFFLOCAL765.com Fax (954) 522-3499 AFFLIATED WITH FLORIDA PROFESSIONAL FIREFIGHTERS BROWARD COUNTY COUNCIL OF PROFESSIONAL FIREFIGHTERS

## **RESPONSE TIME- Existing**

Harbor Drive

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Existing Station: Must Clear Intersection Before Truck Rolls Activate AIA/ Harbor Drive Signal Activate- yellow- red to stop traffic- 15 seconds Intersection Clears 5-15 seconds

5/17/2016 Regula-M-1 met Provided by Stephanie Toothaker

### SUPPORTERS FOR LAND SWAP

- Dan Teixeira, President Harbor House East
   N. Birch Road Fort Lauderdale, FL 33304 Phone: 954-522-3339 Email: <u>danteixeirabroker@gmail.com</u>
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   Email: danielquenni200@hotmail.com
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- Jennifer Abbott
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- 6. Wayne Abbott
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  Fort Lauderdale, FL 33301
  Phone: 954-557-6220
  Email: wayneabbott1@mac.com

35. Maron Judd

Copies of Support Letters for the DIORO

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  Email: tj.goldbert@ellimar.com
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   Email: Melanie.kimpton@elliman.com
- Michael Beamish

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   Phone: 954-205-0205
   Email: info@michaelbeamishdesign.com
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  Ft Lauderdale, FL 33301
  Email: jondfl1@netscape.net

### HARBOR HOUSE EAST 9 N. Birch Road Fort Lauderdale, FL 33304

The board of Harbor House East located in the central Beach area ask the city commission to move forward in entering discussions with the land swap to relocate the fire station located presently on A1A.

I understand that the new owner of Bahia Cabana has a plan to clean up the corner of Seabreeze Boulevard and Harbor Drive, which today is a blighted area of our neighborhood.

Although I have not seen the developer's final plans and this letter is not an endorsement of their future developments plans, I do endorse cleaning up and creating a safer and more efficient traffic flow on the most visible corner on the beach.

The developer has proposed to move Fire Station 49 and build the city with a new waterfront, "state of the art", station on their own land and a their own expense. To my understanding, the new fire station will be situated less than 200 yards west of the Bahia Cabana

Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincerely,

Dan Teixeira, President, Harbor House East

Dear Commissioner Rogers,

I'm a current resident of  $\frac{3econ}{3econ}$  and have been since 2014. I have a great deal of interest in improving the quality of life on the beach.

I understand that the new owner of Bahia Cabana has a plan to clean up the corner of Seabreeze Boulevard and Harbor Drive, which today is a blighted area of our neighborhood.

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Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincerely,

Address: 2461 Del 1280 Dr Fort lauderdale, F133316

Phone: 786-3555778 Email: Daniel guenn? zw @hutmail. Cum

Dear Commissioner Rogers,

I'm a resident of <u>Broward since 3001</u> and have a great deal of interest in improving the quality of life on the beach. I/we understand that the new owner of Bahia Cabana has a plan to clean up the corner of Seabreeze Boulevard and Harbor Drive, which today is a blighted area of our neighborhood. Although I/we have not seen the developer's final plans and this letter is not an endorsement of their future development plans, I/we do endorse cleaning up and creating a safer and more efficient traffic flow on the most visible corner on the beach. The developer has proposed to move the fire station and build the city a new waterfront "state of the art" station on their own land and at their own cost. To my understanding, the proposed financial benefit to the city for just moving the fire station is over \$20 Million.

Without accepting or rejecting the developer's final plans, I/we support the move of the fire station land swap.

Sincerely,

Indude )

Address: 1717 Coval Ridge Drive Ft. Laudendale, FL 33305

Phone: 954-614-8878 Email: Michele\_Markley a) yahoo com Date: 10/12/15

Dear Commissioner Rogers,

I'm a current resident of 421 Isle of Capri Dr. and have been since 2004. I/we have a great deal of interest in improving the quality of life on the beach.

I/we understand that the new owner of Bahia Cabana has a plan to clean up the corner of Seabreeze Boulevard and Harbor Drive, which today is a blighted area of our neighborhood.

Although I/we have not seen the developer's final plans and this letter is not an endorsement of their future development plans, I/we do endorse cleaning up and creating a safer and more efficient traffic flow on the most visible corner on the beach.

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Sincerely, Jin altot -

Jennifer Abbott

Address: 421 Isle of Capri Dr., Ft. Lauderdale FL 33301

Phone: 954-608-2354

Email: Jwaugh110@mac.com

Date: 10/12/15

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I'm a current resident of 421 Isle of Capri Dr. and have been since 2004. I/we have a great deal of interest in improving the quality of life on the beach.

I/we understand that the new owner of Bahia Cabana has a plan to clean up the corner of Seabreeze Boulevard and Harbor Drive, which today is a blighted area of our neighborhood.

Although I/we have not seen the developer's final plans and this letter is not an endorsement of their future development plans, I/we do endorse cleaning up and creating a safer and more efficient traffic flow on the most visible corner on the beach.

The developer has proposed to move the fire station and build the city with a new waterfront, "state of the art", station on their own land and at their own expense. To my understanding, the new fire station will be situated less than 200 yards west of the Bahia Cabana.

Without accepting or rejecting the developer's final plans, I/we support the move of the fire station land swap.

Sincerely,

Wayne Abbott

Address:

421 Isle of Capri Dr., Ft. Lauderdale FL 33301

Phone: 954-557-6220

Email: wayneabbott1@mac.com

Dear Commissioner Rogers,

I'm a current resident Ft. Lauderdale/Broward Co., of and have been for sometime. I have a great deal of interest in improving the quality of life on the beach.

I understand that the new owner of Bahia Cabana has a plan to clean up the corner of Seabreeze Boulevard and Harbor Drive, which today is a blighted area of our neighborhood.

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Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincerely,

Address:

150 E- Las Dlus Stemmer 54-478-8727

Phone:

Email: TJ. Golabert. QEllinar. 502

I'm a current resident of  $\underline{FL}_{}$  and have been since  $\underline{15}_{}$ . I have a great deal of interest in improving the quality of life on the beach

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Sıncerely,	Che len
	Jennifer E Reaves
Address:	501 SE Znd St Apt 943
	Fort Landerdale, FL 33301
Phone: Email:	305.989.3284
LIIIGII,	Jennifer. Reaves @ elliman. com

I'm a current resident of Bismed land have been since 1003 I have a great deal of interest in improving the quality of life on the beach.

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Sincerely,

T. Ewry Carlos In

Address:

450 LASOLAS BIOR Fit Wonderdale, FZ 3301

Phone: 954-874-0740 Email: Ewiny. CARter 6) Eusman. Com

Date:

I'm a current resident of <u>FII</u> and have been since <u>HO</u>. I have a great deal of interest in improving the quality of life on the beach

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Sincerely, nson

Address:

125 N Andrews are #203 Fort Lunder Jalo 3330/ Phone: 954-383-3386 Email:

melane. Rimpton @elliman.com

Date:

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Sincerely,

anthon An tro

Address: JUI NE 5TH TERRACÉ FORT LANderdale FL. 33301

Phone:

Email: A Santangelo @ elliman. com

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Sincerely, DONALD FINGERMAN

Address: 347 N. NEN RIVER DRIVE EAST # 1109 FORTLAUDERDALS FL 33301

Phone: 954 644 99 22

Email: FINWHIZ DON & YAHOD. Com

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Sincerely,

Markay Vantos

Address:

2821 N. Olegn Blud Fort Lauderdalle, FZ 3:3308

Phone:

Email:

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Sincerely Lusi Tes. Address: (m) #1505 Phone: 67 Deguail. Com Email: LUBINSON

Date:

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Sincerely, , Carel Berger Eyen, Ferg Castillo Chand Residences Neuth FI. Lancelale Bel Plus #1981 & Inud selecte. F- 33304 Address:

Phone:

Email:

Date:

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Sincerely I MINGOLELL. B 11797 AT LANDERSALE FZ 33339 Address:

Phone:

Email: Cj. mingolelli & ellinar.com

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Sincerely Address:

330 /

Phone:

Email: Polacie Patricia & Koduni Patricia RoBiston 67 Orguna, 1. com

Date.

I'm a current resident of  $\int dt dt$  and have been since 2a37. I have a great deal of interest in improving the quality of life on the beach

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Sincerely Address: a trove Phone:

Email:

Date:

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Sincerely,	Ricent
Address:	Petrude Ruladon Castello Cardo Hetel Association Comentatione IN. Fort fuelcele Bels. Blud.
Phone: Email:	Fort Lowleed (a. VE 33504 Attrice Robbils 14 LON Grand . com

Date:

ladat (

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Sincerely, Jue \_ Repiered - Pl. Auch Blue 33304 Address: Chillen funder ala Phone:

Email:

Date<sup>.</sup>

Date: 10/28/15

Dear Commissioner Rogers,

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Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincerely, -Jonathan Koward J. H.

Address: 475 N Amilieins # 63, for & Land Edder EL 337FI

Email: prhowood 23 Gog in ail (com

I'm a current resident of  $\underline{Fort}$  and have been since  $\underline{2003}$ . I have a great deal of interest in improving the quality of life on the beach.

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Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincerely,

Jula Vala

Address:

2816 NE 247411 For Landerduce, R 33305

Phone:

Email:

tikae peacey systems com

305.778.65节

Date:

Date: October 28th 2015

I'm a current resident Ft. Lauderdale/Broward Co., of and have been for sometime. I have a great deal of interest in improving the quality of life on the beach.

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Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincere

Address: 450 E Las Olas Blud Ft. Lauderdale, FL 3330/

Phone:

305-985-28 Email: usrubinov @ given 1. cour

Date: 10/28/2015

I'm a current resident of FT LANDERORE improving the quality of FT LANDERORE \_ and have been since 2107. I have a great deal of interest in

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Sincerely, HIWAS ADDENNIR

Address: 333 LAS ULAS BID FJ. LMPSNO M. FT. 333 J1 Phone: 501. 211/54/46

Email:

I'm a current resident of AiTz GARTAW and have been since <u>by BARS</u>. I have a great deal of interest in improving the quality of life on the beach.

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Sincerely,

Minar Branizes

Address:

IN Fort Lawder clark Beach Blod Fort Lawckdark R, 3304

Phone: Email 954 - 205-0205 INFO @ MIGHAEL BEAMBIDESIGN. COM.

Date:

Date:

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Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincerely JOAD FiguRiREdo-Lemos 2455 SW 30 TERRACCE Address: Fort Louderdule, FC 33312 Phone: 305-310 -4655 JCZouperte Quisa. (om Email:

I'm a current resident of \_\_\_\_\_\_ and have been since \_\_\_\_\_. I have a great deal of interest in improving the quality of life on the beach.

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Sincerely,

Tanya Toggweiler

Address: 2500 E. Las Olas Blud # 205 Ft. Lowderdale, FL 33301

Phone: 954-874-0740 Email: tonya. togqueiler @ elliman.com

Date:

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Sincerely,

Nizin Frickcows handle DASILVA Address: Bayshone Drive. F. 101 Landendele, FZ 33304

Phone:

Email:

Date:

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Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincerely, Address: aliele \$2 33301 milly & accertal platance toul . com Phone: Email:

Date<sup>.</sup>

Date:

Dear Commissioner Rogers,

I'm a resident of <u>F+Laud</u>. since <u>1979</u> and have a great deal of interest in improving the quality of life on the beach. I/we understand that the new owner of Bahia Cabana has a plan to clean up the corner of Seabreeze Boulevard and Harbor Drive, which today is a blighted area of our neighborhood. Although I/we have not seen the developer's final plans and this letter is not an endorsement of their future development plans, I/we do endorse cleaning up and creating a safer and more efficient traffic flow on the most visible corner on the beach. The developer has proposed to move the fire station and build the city a new waterfront "state of the art" station on their own land and at their own cost. To my understanding, the proposed financial benefit to the city for just moving the fire station is over \$20 Million.

Without accepting or rejecting the developer's final plans, I/we support the move of the fire station land swap.

Sincerely,

DANIEL OLTARSH + MIGHELE MARKLEY.

Address: 1717 Cural Ridge Dr. Ft. Lauderdale, FL 33305

Phone: 954.224-3558

Email: DGOMAMa) yahoo, com.

Janine McGuire 3020 Center Ave. Fort Lauderdale, FL 33308 <u>janicem001@aol.com</u> 954-565-1175

November 10, 2015

Dear Commissioner Rogers,

I'm a current resident of Fort Lauderdale, and have been since 1996. I have a great deal of interest in improving the quality of life on the beach.

I understand that the new owner of Bahia Cabana has a plan to clean up the corner of Seabreeze Boulevard and Harbor Drive, which today is a blighted area of our neighborhood.

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Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincerely, Japine McGuire

Dennis McGuire 3020 Center Ave. Fort Lauderdale, FL 33308 <u>dennis mcguire@premier-bev.com</u> 954-565-1175

November 10, 2015

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Without accepting or rejecting the developer's final plans, I support the move of the fire station land swap.

Sincerely, Den 123

Dennis McGuire

#### From the Desk of:

### John W. Burcham II 34 Isla Bahia Drive Fort Lauderdale, FL 33316

Thursday, October 08, 2015

To: Commissioner Rogers

RE: Fire Station land swap/relocation

Dear Commissioner Rogers,

I am and have been a resident of Harbor Beach for more than 13 years. As such I have a great deal of interest in improving the quality of life in my neighborhood, on the beach and more generally in all of Fort Lauderdale.

I understand that the new owner of the "Bahia Cabana Hotel" has a plan to greatly enhance and improve the corner of Seabreeze road and Harbor Drive, which today is dangerous, congested and frankly an eyesore.

Although I have not seen the developer's final plans and this letter is not an endorsement of their future development plans, I do endorse cleaning up and creating a safer and more efficient traffic flow on this most visible corner on the beach.

The developer has proposed to move the fire station off of Seabreeze and onto Harbor Drive (a few hundred feet away). I saw just last week a fire truck leaving the station to attend a call for help. Are you aware that in order to accomplish this one of the Firemen had to physically walk into the center of the road and hold his hand out to stop traffic so that the Fire truck could proceed with going to the emergency call. I asked the Fireman about this procedure and he told me that because of the curved road that they had to stop traffic in this fashion just about everytime they are going on call!

The Bahia Cabana Developers have proposed, at their own cost, to build a new waterfront "state of the art" station on Harbor Drive. Since they are building this on their land there is no cost whatsoever to the City of Fort Lauderdale. It is my understanding that the new fire station will be better than the existing station in many ways and the proposed financial benefit to the city for agreeing to this moving the fire station is over \$20 Million.

Without accepting or rejecting the developer's final plans, I wholeheartedly support the move of the fire station land swap.

Sincereb

John W. Burcham II

From: TRACY KLATMAN <<u>tracy@epicmedia.tv</u>> Date: Tuesday, May 17, 2016 11:43 AM To: Maria Acevedo <<u>maria.acevedo-sharif@elliman.com</u>> Subject: RE: Support Fire Station Land Swap- Entrance to Ft. Laud Beach

To Whom it May Concern,

As a busy, working mother of two small boys, taking the time to write an email is not something I do very often. However, I feel, as a citizen of Broward County, and as a resident of

Ft. Lauderdale, FL, for over 12 years now, I feel it is imperative. . .

We, (my husband, Mark Klatman, and myself, Tracy Klatman) are in full support of the plan to move the current location of the Ft. Lauderdale Fire Station on A1A at Harbor Drive, to a new

water-front site, 100 yards west. At first, this proposal seemed overwhelming, and a huge task for this city. However, after reading, and really learning more about this project, I fail to see

any option that would be more suitable for this uber-popular and ever-growing area. Furthermore, this is a solution that fulfills many needs and wants of the residents of Ft. Lauderdale, as well

as it is providing at state-of-the-art facility for our courageous and hard-working firemen of Ft. Lauderdale. Other than some hard work, and embracing change, how could you consider NOT doing this?

This city would benefit from a new, and larger fire station, with more modern features, which includes a new fireboat, all being completely funded.

In place of the old fire station, this beautiful city will only be further enhanced by a water-front pedestrian walkway, from the south end of the marina, to the Swimming Hall of Fame. This is an absolute win/win

for all parties involved. As a long-time resident, and proud citizen of the Ft. Lauderdale area, I'm sure that I can speak for hundreds of other residents that look forward to this city advancing and embracing change

in all areas, financially as well as aesthetically. Furthermore, I look forward to watching my own children and even grandchildren, mature in a city that continues to expand it's horizons, and seeks out the best solutions for all involved parties. This concept of beauty combined with strategic planning, is what makes Ft. Lauderdale great, and is what continuously attracts tourists as well as new residents. I urge you to consider this proposal, and move forward with such an outstanding concept.

Sincerely,

Mark & Tracy Klatman Epic Media On 5/17/16 1:56 PM, "JonJon" <<u>iondfl1@netscape.net</u>> wrote:

>

>

>Dear Commissioners,

>

>I want to voice my support of the proposed Fire Station land swap and >relocation.

>As proposed I see it as an improvement of the South end of Fort >Lauderdale beach. Our city continues to grow and progress and the >proposed project on this site I believe will align with the diversity >and path of progress we are experiencing.

>
>Please vote in support of.
>
>Sincerely ,
>Jonathan Dalgarn
>
>811 E Broward Blvd
>Ft Lauderdale, FL 33301
>
>Ft Lauderdale resident since 1991
>

Marion Judd 1662 S, Ocean Lane Unit 159 Fort Lauderdale, FL 33316

May 16, 2016

Dear Mayor and Commissioners,

As a long time Fort Lauderdale resident, I am writing to let you know I strongly support the Bahia Cabana redevelopment concept. While I understand the exact details are yet to be confirmed, something has to be done at that corner.

It seems that over the years, traffic management and congestion has been done in a patchwork around the fire station site and the surrounding area. If you approve the land swap – and obviously that means getting the best financial deal for the city – we can finally deal with traffic there in a comprehensive way. Signalization, roadway improvements, and landscaping will all be required of the developer, and that is a really good thing for all of us.

It is common knowledge, and common sense, that fire stations should never be located on a busy intersection, but rather close to intersections but on side streets. The land swap would accomplish that. At the same time, after meeting with the developer it is clear response times could be improved on the water, which is a big reason the station is in that area in the first place!

The bottom line is this opportunity would allow us to have the station we should have had built after the bond issue of 1994, but never got. More controlled traffic management, less congestion immediately in front of the fire station, and we can finally get a handle on the valet and parking issues at Bahia Cabana. It is something we really need to do.

Sincerely

Marion B: Judd

Marion Judd 954-941-2415

s/n/2016 M-1 Regulawr Matric Provided by George PLATT



## LSN GOVERNMENT AFFAIRS

May 16, 2016

Honorable Jack Seiler and Fort Lauderdale City Commissioners 100 North Andrews Avenue Fort Lauderdale, FL 33301

#### RE: AGENDA ITEM M-1 - #16-0558 - PROPOSED LAND SWAP OF FIRE STATION 49

Dear Mayor Seiler and Commissioners:

According to Agenda Item M-1 - #16-0558, City staff proposes to swap the virtually brand new Fire Station 49 for a smaller site located in a quiet residential area. We represent Mar Vista Apartments, a ten-unit co-op, whose residents along with hundreds of others on Harbor Drive and in the area will be drastically harmed by the land swap advocated by would-be developers of a Bahia Cabana expansion. Notwithstanding timely public records requests to City staff over the last two months, we only received a partial response last Friday. Thus, we and the public have been generally in the dark on this important matter.

This proposed land swap deal is just about the dumbest idea to come before this Commission in a very long time. For the reasons set forth in this letter, we urge you to come to your senses and reject this terrible idea.

At the outset, we note that not a single City staff person has contacted the Mar Vista owners or, to the best of our knowledge, any of the residents who will be negatively affected by the proposed relocation of a new fire station that will exacerbate already high EMS response times.

Fire Station 49 is a state-of-the art fire station only recently completed in 2010. It was authorized by a vote of the City electorate to be rebuilt on its current convenient site and is still being paid for by City bonds. Fire Station 49 is strategically located on a major arterial roadway to operationally serve a vast area from the Las Olas Isles to the Central and South Beach areas including the beach itself as well as Harbor Beach, the Points of America area, the 17th Street corridor, Harbordale, Lauderdale Harbor and Rio Vista. Fire Station 49 also serves Fort Lauderdale's marinas and waters.

As Mayor and Commissioners, you are aware that you were elected to represent the best interests of the residents of the City. While redevelopment is a meritorious

objective, the proposed land swap is an outrageous violation of fundamental principles of good planning and public safety not to mention the deal's financial terms.

As Commissioner Roberts has consistently reminded us, the EMS response times have seen a dramatic increase in the last few years. Both the City staff and Commissioner Roberts have told us that not only is the consolidated 911 communications system not working well because of staff issues and antiquated equipment, but that the growth of the City through redevelopment and increased tourism has put an extraordinary strain on the City Fire Department, particularly the EMS staff, stations and equipment. The vast area served by Fire Station 49 is especially stressed by these problems.

Did City staff undertake any professional study as to how the relocation of Fire Station 49 from a major arterial onto a narrow street in a quiet residential neighborhood will impact these important fire-safety issues? While we have seen no such comprehensive study, we do note that by memorandum dated April 2, 2015, City Fire Chief Robert F. Hoecherl detailed a "preliminary analysis of the impacts of relocating Fire Station 49." A copy of the Chief's memorandum is attached. The negative findings relating to the proposed relocation of Fire Station 49 have never been addressed and continue to be a reason to reject this land swap. Notably, the Chief's memorandum seems to have been ignored even though the issues persist in the event of the land swap.

As Chief Hoecherl's memorandum notes: Fire Station 49 "is strategically located to deploy land based fire companies, an ALS medical rescue transport vehicle and a fireboat, which is the only fire rescue boat in Broward County." The offer of a new fireboat by the developer in no way changes the public safety reasons to reject the land swap.

Here are a few of the public safety reasons cited by Chief Hoecherl as major concerns:

- Fire equipment will have difficulty maneuvering in these residential streets. The Fire Chief said, "Harbor Drive is very narrow and it would be challenging to attempt to back up fire apparatus into the apparatus bay."
- Residents will be exposed to extreme noise levels from fire equipment operations right at their doorsteps, such as air horns, sirens, back up alarms, which according to the Fire Chief's memo, "will echo throughout the neighborhood at all hours of the day and night."
- Fire trucks will have to enter A1A from a blind corner "obscured to both southbound and northbound vehicles."
- The entry of fire equipment onto A1A at this intersection "will increase the propensity of vehicle accidents to those giving the right of way to the emergency response."
- FEMA flood plain requirements mean that the site and the entire roadway will have to be raised. This will cause water run-off to be diverted to nearby properties, require a steep access ramp that will bottom out fire apparatus.

As a matter of good planning, the City of Fort Lauderdale has a longstanding policy of locating fire stations in order to optimize response times and to strategically meet the needs of the primary service area. The proposed new site along a narrow street in a residential neighborhood is in blatant violation of these basic public safety issues.

In addition to the Fire/EMS/Public Safety concerns, from a community planning standpoint, this proposed land swap contravenes your City Vision to ensure that development is in harmony with neighborhood needs. This relocation into the middle of a quiet residential neighborhood will create constant noise and have a disproportionate negative impact on Mar Vista Apartments residents and their hundreds of other neighbors.

For the City Manager's Memorandum to state that this land swap deal will have "no fiscal impact" is a gross distortion. Placing a fire station in the middle of this residential area will dramatically and negatively impact the values of millions of dollars of residential property. It seems that the City Manager did not bother to consider this kind of impact on the City's tax base and its residents.

In addition, as for Mar Vista residents, this new development on both sides of them (Bahia Cabana to the east and relocated fire station to the west) will essentially eliminate all existing eastern and western views for owners, create noise at all hours of day and night, increase flooding and contribute to a congested neighborhood.

As to the land swap deal itself, please note the following:

- As the law and City Charter reflects, the transfer of City lands for private purposes requires a higher level of scrutiny and approval. If Fire Station 49 were a park, the voters would have to decide the issue. Indeed, the voters did vote for Fire Station 49's current site when they authorized its redevelopment with general obligation bonds.
- 2. Neither the City Manager nor anyone else at the City has provided even the slightest public purpose that is served by this proposed land swap. As a matter of law (Sec. 166.021(1), Fla Stat.), there must be a valid overriding municipal purpose served before the City can approve the land swap. Since the negatives far outweigh the positives on the land swap, it should be rejected as not compliant with State law.
- 3. The owner of Bahia Cabana does not need the land occupied by Fire Station 49 in order to undertake a quality redevelopment. Indeed, the owner rep, Adam Sharif, stated that the development of Bahia Cabana will continue even without the land swap.
- 4. By way of comparison, the current Fire Station 49 has 22,504 square feet of land with 269.8 feet of frontage on Seabreeze Boulevard (A1A), while the swap site has 16,500 square feet of property with 100 feet of frontage on a narrow area of Harbor Drive. Notwithstanding the proposed deal "sweetners" like a new fireboat, this deal makes no sense from any trade perspective.

#### The Appraisals

The Bahia Cabana owners provided the City with an appraisal claiming that Fire Station 49 is worth \$6,328,090. That appraisal stated that the value of A1A frontage with an unimpeded view of the beach and ocean was approximately \$216.69 per square foot.

The City's appraisal, not provided in the Agenda backup, found that the current Fire Station 49 land is worth \$350 per square foot. Together with the virtually new building, the City's appraiser stated a current value of the City site at \$10,816,000. We believe that A1A frontage is worth considerably more than \$350 per square foot. The only A1A frontage cited as a recent comp in the appraisal was valued at \$410.53.

Moreover, while the cost of the new construction of Fire Station 49 in 2010 is stated at \$295.78, it is notable that construction costs have escalated by at least 25% since the depths of the recession when the fire station was built. Thus, the building is likely more valuable than stated in the appraisal.

The City's appraiser, Adrian Gonzalez, stated the following regarding the current Fire Station 49:

"The current improvements do significantly contribute to the overall value and <u>serve a public purpose in the area</u>. The ongoing demand for fire protection along the beach area, together with the developed status of the subject neighborhood, supports the existing use as a fire station...Overall, the building is of very good quality construction with only 5% depreciation."

The City's appraiser determined that the proposed swap site offered by the developer has a present value of \$4,620,000. Needless to say, the appraiser did not analyze the strategic value to the City of the newly redeveloped Fire Station 49 in comparison to the relocation site.

In summary, from virtually any standpoint (except that of the Bahia Cabana owner), this land swap proposal is a bad deal. It violates public safety principles intended to protect residents, visitors and businesses alike.

The swap fails to meet the City's adopted Vision and neighborhood planning principles. The swap serves no sufficient municipal purpose as required by law. The neighbors have not been considered in this process as is typically done in other project of significant impact. Worse yet, it is not a fair deal for the City from a financial standpoint.

The City Manager's Memorandum states this deal "is a Press Play Fort Lauderdale" because it advances:

- "Goal 12: Be a leading government organization, managing resources wisely and sustainably.
- Objective 1: Ensure sound fiscal management."

He must be kidding! This deal is an atrocious misuse of public lands and public funds and an abuse of the public trust. This land swap is a developer-created boondoggle that has been negotiated in the dark to the detriment of the City in general and to the neighborhoods served by Fire Station 49 in particular.

I urge you to provide the necessary leadership to see this land swap for what it is: a bad deal that should be voted down.

Thank you for your consideration. We will be prepared to speak to this issue at the City Commission meeting on May 17th.

truly yours, I. Platt Jeorge

cc: Lee Feldman, City Manager John Herbst, City Auditor Myles Wegman Mary Fertig Lauderdale Beach HOA The Harborage Valerie Vines Points of America Clifford Wolff, Esq. Anitra Lanczi, Esq.



# FORT LAUDERDALE

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#### Memorandum

Memorandum	No:	15-005
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Date: April 2, 2015

To: Lee R. Feldman, ICMA-CM, City Manager

From: Robert F. Hoecherl, Fire Chief

Re: Proposed Land Swap Analysis between Randolph Companies and City of Fort Lauderdale received and dated March 19, 2015.

Mr. Feldman, pursuant to your instructions following a hand delivery of the Tripp Scott land swap proposal to the Mayor, City Commissioners, yourself, City Attorney, and City Auditor we at the Fire Rescue Department conducted a preliminary analysis, site visit, operational risk-benefit analysis, and feasibility study of the Tripp Scott proposal letter and here are our findings.

On February 24, 2015 Stephanie J. Toothaker and Jordana L. Jarjura from the Tripp Scott Law Firm requested a meeting with the Fort Lauderdale Fire Rescue's executive Chief Officers. The purpose for this conference was for them to present a proposed land swap between their client Randolph Companies and the City. The reason they met with Fire Rescue staff first before presenting to elected officials or City Hall is due to the fact that the subject property, 1015 Seabreeze Boulevard is the present location of Fire Station 49. Incidentally this was the second of such meetings to discuss their client's proposed redevelopment of adjacent parcels to the Fire Station and their desire to acquire the tracts of land which belongs to the City which significantly impedes their building design plans. During the initial meeting in January 2015 they proposed swapping a parcel that was not on the water which we advised them was completely unacceptable.

To give you a historical and operational perspective Fire Station 49 has been in the same location since 1966 and is strategically located to deploy land based fire companies, an ALS medical rescue transport vehicle and a fireboat, which is the only fire rescue boat within Broward County. Fire Station 49 houses our firefighting Marine

OFFICE OF THE FIRE CHIEF FORT LAUDERDALE FIRE RESCUE RESCUENCE AND REAL FOR THE

www.fortlanderdale.gov

Memo 15-05 Page 2

Team which staffs the fireboat and responds to a variety of aquatic emergencies such as boat fires, drowning's, marine and vessel accidents, injuries or medical emergencies aboard vessels off shore, underwater search and rescue responses and support functions for our ocean rescue division lifeguards.

The original 1966 Fire Station building was demolished in 2009 and a new modern state of the art 11,820 square foot firehouse was constructed as part of the 2004 Fire Bond and was completed and subsequently placed into service in 2011. Below is a list of concerns we as Fire Rescue Chief Officers have moving forward with this venture.

#### CONS:

- First, has a survey of the neighboring residential properties been conducted? We are concerned that nearby residents would not be in favor of having an active fire station next door or adjacent to their homes. Noise and traffic from emergency vehicles that are presently confined to the A1A corridor are now shifted to the smaller residential thoroughfare. Emergency vehicles using audible warning devices such as air horns, sirens and back-up alarms will echo throughout the neighborhood at all hours of the day and night.
- Traffic preemption and traffic controls are ideal at the present facility. Fire
  apparatus exiting onto the A1A transportation corridor to travel north or south are
  not doing so on a blind corner. Consequently, if we shift responding fire
  apparatus to using the proposed intersection our equipment is obscured to both
  southbound and northbound vehicles. Also, emergency fire apparatus using the
  smaller residential roadway for access to A1A at the intersection of Harbor Drive
  will now force vehicles sitting at the traffic signaling device onto the busy A1A
  which will increase the propensity of vehicle accidents to those giving the rightof-way to the emergency response.
- Due to the new FEMA flood plain requirements, the small proposed parcel must be elevated several feet. This will require not only raising the building footprint and driveway but the entire roadway approaching the fire station. Water run-off will be diverted to properties next door. Raising the building will require the ramp to the apparatus bays to have an abrupt angle which will bottom out the fire apparatus. Having an acute angle of approach and/or angle of departure is a serious concern to overcome. Also, Harbor Drive is very narrow and it would be challenging to attempt to back up fire apparatus into the apparatus bay. Our site visit confirmed this issue.
- Based on the furnished drawings contained in the proposal it lacks detailed information such as size and dimensions of the proposed new facility.
   Furthermore, upon review of the proposed floor plan because the lot is much smaller 0.38 acres opposed to the 0.51 of land our current Fire Station occupies. Having an adequate number of parking spaces is a major concern. There are only nine (9) marked vehicle spaces as opposed to the twenty-one (21) mark

Memo 15-05 Page 3

7

spaces we have now. We also have the ability to double up with additional room to park even more vehicles during special events at the present site. Furthermore, the community room is half the size of the existing one, storage rooms for equipment are non-existent, and only a single first floor restroom was illustrated on the exhibit. The existing fire station has drive-through bays increasing the margin of safety for firefighters; the proposed drawing due to the smaller size lot does not permit a drive through feature.

- We observed in the proposal they presented "Appraised Value (per BCPA): for both of the City owned properties, however they used "Actual Market Value" for their swap comparison.
- The present location of Fire Station 49 is highly visible by design; it is easily identified as a firehouse to tourists and visitors alike and is frequented by these visitors on a daily basis.

#### PROS:

- As noted in the proposal letter the original fire station 49 architectural plans included a third floor command center for special events. Due to the cost increase in construction materials in 2009 and limited fire bond funding the change order was necessary to exclude this third floor addition. Subsequently we now convert the community room into a command center whenever the need arises.
- The proposal mentioned an "industry standard fireboat". We have included an above the budget request to replacement of our existing fireboat for a cost of \$950,000. This sounds like an attractive offer but we will continue to explore alternative funding for a new fireboat.

In closing, the Fire Rescue Department staff has a difference of opinion and a number of concerns with the contents of present proposal which we have highlighted. We trust you will find our information contained in this document accurate and in the best interest of the City of Fort Lauderdale and the delivery of a quality fire and rescue service to our neighbors.

#### RFH/hc

cc: William C. Findlan, Deputy Fire Chief Robert E. Simac, Deputy Fire Chief Timothy Heiser, Deputy Fire Chief





**MRI, CT, PET & Ultrasounds** 

Accredited by the American College of Radiology

May 16, 2016

Dear Commissioner Rogers:

I am writing in regard to the proposed land swap between Randolph Companies represented by Adam Shariff and the City of Ft. Lauderdale which is to move Fire Station No 49 from its present ideal location directly on Sea Breeze Blvd (A1A) to a narrow corridor, two-lane residential street (Harbor Drive). Never mind that the difference in the valuation of the land can be made up by compensating the City of Ft. Lauderdale with millions of additional dollars over and above the building cost of a new Fire Station No 49 and I am sure the developers will throw in an additional million dollars or so for a new fire boat which is not really needed. This land swap should not even be under consideration because no amount of blood money can make up for the loss of life and limb that will invariably accrue purely based on the disregard of public safety engendered by this land swap if it is somehow approved.

The single most important issue in this proposal is the benchmark for the siting of a fire station which is RESPONSE TIME. Response time should ideally be less than 6 minutes, but even at the present location of this fire station (No 49), response time has now ballooned up to 81/2 minutes due to the large increase in the number of emergency calls since this station was rebuilt and put into operation in 2011. This fire station (No 49) is already a "state of the art" fire station having been demolished in 2009 and rebuilt as a new, modern "state of the art" 11,820 sq. ft. fire house which was placed in service only 5 years ago (2011). It was funded by a voter approved bond issue designed to "cutting response time and improve public safety". There is absolutely no possibility that the land swap could be anything but detrimental to the mandate to cut response time and improve public safety. There is no other fire station in Ft. Lauderdale placed on a residential street.

The narrow, two-lane corridor on Harbor Drive would make it impossible for any vehicle to yield "right of way" to emergency vehicles exiting onto Harbor Drive. Traffic preemption and traffic controls are now ideal at the present facility location. Firefighters and fire rescue presently have control of the light at the A1A intersection and going either north or south, they are pulling out into a four-lane roadway which has direct visualization of all north-south traffic and the traffic is capable of yielding "right of way" since there are two lanes going in both direction.

At the new proposed location on a residential street (Harbor Drive), emergency vehicles will be blocked by cars/trucks sitting at the light on Harbor Drive and they will be unable to yield "right of way". Private vehicles will be forced to move out onto A1A into ongoing traffic, increasing the propensity for accidents and further prolong response time as emergency vehicles have to move from a "blind intersection" onto A1A. The existing fire station, given its greater than 25% larger footprint, has drive-thru bays for its fire trucks. At the new proposed residential site, fire trucks will have to back up into the fire station, again decreasing the margin of safety for firefighters and the public alike.

(continued)

#### RE: Relocation of Fire Station No 49

Page 2 of 2

If the developers want a "low impact resort" as they say they do in newspaper articles I have read, they should just develop the Bahia Cabana property they bought. This is the property they bought to develop. Their business plan should never been contingent on a fire station land swap that is detrimental to public safety by any measure, but most importantly by the loss of life and limb that will occur due to completely unnecessary increases in emergency response time caused by a totally inappropriate relocation of the Fire Station No 49 into a residential neighborhood from its present ideal location.

Respectfully yours,

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Ad Kinno Robert L. Kagan, MI

RLK/fm dd: 05-16-16 dt: 05-16-16

S/17/2016 M-1 Regular Provided by Akby Laugh Im

There's no doubt that the South end of Fort Lauderdale Beach needs revitalization. No doubt indeed. But that revitalization needs to be comprehensive. To take this land swap as an isolated individual event makes no sense. How is it good government to take a perfectly in tact fire station and move it into the middle of a residential street. How does that help with a neighborhood revitalization? If it's part of a larger development plan than that plan needs that to be vetted to the community in its entirety, as any project would. If you approve this swap, a residential property owner in a residential neighborhood will wake up one morning and find a three-story fire station 10 feet from its bedroom window. Can you imagine? What do you as commissioners say to that homeowner?

Vice Mayor Trantalis asked me yesterday at his district meeting, "well, then where would you put this fire station. "

You really want to do this swap – then put it on the Aquatic Center land. That harms no one and the developer still gets to accomplish his design considerations. Think about it. It's early in the design process for the aquatic center, the developer does not have to buy a six million dollar piece of property, some of that money can go towards additional improvements for the aquatic center. It's on the water, you still get to have a place for a new fire boat. Ocean rescue gets to coordinate with land rescue. It's a public municipal service, it shouldn't violate the restrictions of the land deed for the aquatic center. No one wakes up with a fire station outside their window.

We have to think outside the box to get things done on the beach. This is my two cents for a solution that harms no one and allows a neighborhood to remain in tact.

Thank you,

Abby Laughlin Fort Lauderdale Beach



Donald B. Medalie, Esq. dmedalie@medalielaw.com

Greg Medalie, Esq. gmedalie@medalielaw.com Medalie & Medalie, P.A. Cumberland Building, Suite 301 800 East Broward Boulevard Fort Lauderdale, Florida 33301 Tel: (954) 522-5303 Medalie

5/17/2016 M-1 Regular Provided by Donald

Fax: (954) 522-1527

www.medalielaw.com

May 3, 2016

Jack Seiler, Mayor Romney Rogers, Commissioner Dean Trantalis, Commissioner Bruce G. Roberts, Commissioner Robert McKenzie, Commissioner Lee Feldman, City Manager City of Fort Lauderdale 100 N. Andrews Avenue Fort Lauderdale, FI 33301

RE: Proposed Land Swap of Parcels owned by the City and Randolph Companies; Fire Station #49

Dear Jack, Romney, Dean, Bruce, Robert and Lee:

Jo Ann and I live in the Harborage Place Condominium. We arranged a meeting with residents and the Fire Chief, Robert Hoecherl, last night, May 2, 2016, to review the proposed land swap and the effect on the community. The Fire Chief and our residents are very much opposed to the switch for the following reasons:

- 1. The new location would decrease critical response time in emergencies. The current average response time is, at most, 8 minutes. The goal is to reduce response time to 6 minutes.
- 2. Presently, the fire trucks and emergency vehicles have direct access to A1A going north and south. There is a gap in traffic in front of the existing fire station while autos are stopped for a traffic light. The station controls the light and does not have a problem exiting the station. When the vehicles return to the station they drive through and do not have to back into the station.
- 3. If a new station is built on Harbor Drive in the swapped location, the vehicles do not have direct access to A1A. In attempting to access A1A the vehicles would be forcing autos into the blind intersection which could cause accidents and certainly would cause delays to the emergency vehicles. Response time is critical and this location would adversely affect response time.
- 4. The Bahia Cabana traffic has cars standing in the street with people waiting for car parkers to take their cars. When people are ready to leave, their car is brought to the east bound lane of traffic and parked until people cross the street, get into their autos and drive away. Harbor Drive is a narrow street and there is often little room for emergency vehicles to pass presently. The proposed situation would be a disaster. Service vehicles, large trucks supplying beverages and food to the restaurant park in the lane of traffic leaving little room for regular passenger cars to pass. Emergency vehicles could be blocked.

May 3, 2016 Page 2 of 2

. . .

- 5. Presently, emergency vehicles turn on their sirens and horns as they leave the station but the sound is directed east towards the ocean. The neighbors are not disturbed by the noise at the present time. If the station is placed on Harbor Drive in the middle of a residential neighborhood, the sirens and horns will be blasting south as they exit and then will be turning and continue blasting up Harbor Drive in order to access A1A.
- 6. The existing fire station was built with a \$40 million dollar bond issue and only completed in 2011. I doubt this station can be demolished without paying off the bond used to build it.
- 7. There is no public parking on Harbor Drive. There is no place for the occupants of the fire station to park except on this smaller parcel of land. There is no place for suppliers to park. There would be no place for the lifeguards to park if they were stationed in this fire house.
- 8. The emergency vehicles would have to back in to the station on their return from a call. The street would have to be blocked during this maneuver.
- 9. If the land swap were allowed, there is nothing to guarantee the development or type of development of Bahia Cabana. The swap is not tied to any development plan. It would allow the present owners to continue the property in its present state and to sell it at a huge profit to someone else because of the increased land area.
- 10. There are no other fire stations in Fort Lauderdale built in a residential neighborhood.

There are many other adverse factors to be considered in this faulty land swap proposition. Please see the attached memo from the Fire Chief regarding the land swap. He does not think it is a good idea. He is the expert. He has been with the City of Fort Lauderdale Fire Department for many years and knows the situation.

Please do not accept this land swap. It is not in the best interests of the City and its residents.

Very truly yours,

DONALD B. MEDALIE

DBM

Enclosure: Memorandum No: 15-005, from Fire Chief Robert F. Hoecherl

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