

# City of Fort Lauderdale



## Meeting Minutes

Tuesday, June 16, 2020

6:00 PM

City Hall is closed to the Public.

Access Meeting via:

<https://fortlauderdale.legistar.com/Calendar.aspx>

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## City Commission Regular Meeting

*FORT LAUDERDALE CITY COMMISSION*

*DEAN J. TRANTALIS Mayor*

*STEVEN GLASSMAN Vice Mayor - Commissioner - District II*

*HEATHER MORAITIS Commissioner - District I*

*ROBERT L. McKINZIE Commissioner - District III*

*BEN SORENSEN Commissioner - District IV*

*CHRIS LAGERBLOOM, City Manager*

*JOHN HERBST, City Auditor*

*JEFFREY A. MODARELLI, City Clerk*

*ALAIN E. BOILEAU, City Attorney*

**CALL TO ORDER**

Mayor Trantalis called the meeting to order at 6:12 p.m.

**Pledge of Allegiance**

Mayor Dean J. Trantalis

**ROLL CALL**

**Present:** 5 - Commissioner Heather Moraitis (participated telephonically), Vice Mayor Steven Glassman (participated telephonically), Commissioner Robert L. McKinzie (participated telephonically), Commissioner Ben Sorensen (participated telephonically) and Mayor Dean J. Trantalis

**QUORUM ESTABLISHED**

**Also Present:** City Manager Chris Lagerbloom (participated telephonically), City Clerk Jeffrey A. Modarelli, City Attorney Alain E. Boileau, City Auditor John Herbst (participated telephonically)

**ANNOUNCEMENTS****Moment of Silence**

Mayor Trantalis announced a Moment of Silence in recognition of Ralph "Bud" Bentley. Mr. Bentley served as Assistant City Manager from January 1993 to August 2004.

**Approval of MINUTES and Agenda**

[20-0468](#)

Minutes for May 27, 2020 Commission Workshop and June 2, 2020 Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

Vice Mayor Glassman noted two corrections to the June 2, 2020 Commission Regular Meeting Minutes.

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

**APPROVED AS AMENDED**

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

**PRESENTATIONS**

**PRES- [20-0394](#)****Senator Gary M. Farmer, Jr. - Post Legislative Session Update****1**

Florida State Senator Gary M. Farmer, Jr. provided a Post-State Legislative Session update. The update included passage of bills on the following topics: eliminating the sale and trade of shark fins, eliminating the sale of iguanas, mandatory notification to parents regarding an eye disease in newborn infants, sanctuary cities, and abortion consent. He commented on aspects of the State FY 2021 Budget, including increases to teacher salaries, water restoration funding and full funding of the Sadowski Affordable Housing Budget. Senator Farmer expounded on water restoration efforts in the City and other areas of the State, including Lake Okeechobee.

Senator Farmer said the State FY 2021 Budget had not been signed by Governor DeSantis. He recommended Commission Members communicate with the Office of the Governor regarding any budget items of importance to the City to ensure they are not vetoed.

Senator Farmer discussed addressing preemptive Vacation Rental Bill efforts, commenting on the importance of local municipalities governing their communities and expounding on related details.

In response to Mayor Trantalis' question regarding the anticipated State revenue shortfall for FY 2020, Senator Farmer noted, as of March 2020, anticipated revenue was approximately \$800,000 below projections. Final revenue numbers are available. Senator Farmer expounded on his perspective regarding the budget.

In response to Mayor Trantalis' question, Senator Farmer said the State Reserve Fund is approximately \$4,000,000,000 and is relied upon during hurricane season.

Commissioner Sorensen thanked Senator Farmer for his efforts on the Vacation Rental Bill, expounding on related neighborhood concerns regarding the negative impact of vacation rentals. He discussed the importance of the Sadowski Trust Fund in FY 2021, expounding on relevant details and challenges. Senator Farmer discussed the importance of maintaining data related to vacation rentals and affordable housing concerns and difficulties.

Commissioner Sorensen commented on the need to allow local municipalities to make decisions regarding beaches and beach activities, i.e., banning smoking. Senator Farmer discussed his perspective regarding preemptive action by the State, noting the financial influence of special interest group lobbying efforts at the State level on

these issues. He recommended statewide organizations representing municipalities, i.e., *The League of Cities*, continue to be part of the advocacy program to maintain local government control. Further comment and discussion ensued.

**PRESENTED**

**20-0483**

WALK-ON Proclamation declaring June 2020 as LGBTQ Pride Month in the City of Fort Lauderdale

Vice Mayor Glassman acknowledged the recent United States Supreme Court (Supreme Court) decision regarding ensuring the protection of the LGBTQ community's civil rights related to employment discrimination.

Vice Mayor Glassman presented a Proclamation declaring June 2020 as LGBTQ Pride Month in the City of Fort Lauderdale, reading the Proclamation in its entirety.

Mayor Trantalis expounded on this topic, commenting on significant related anniversaries.

**PRESENTED**

**Mayor Trantalis recessed the Commission Regular Meeting to convene the June 16, 2020 Community Redevelopment Agency (CRA) Board of Trustee Meeting at 6:45 p.m.**

**Mayor Trantalis reconvened the June 16, 2020 Commission Regular Meeting at 7:15 p.m.**

**CONSENT AGENDA PUBLIC COMMENT**

Mayor Trantalis requested members of the public speaking on a Consent Agenda item identify the item or portion of an item they are addressing.

CR-1 - Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2020 - Appropriation:

Mayor Trantalis recognized Tiffany Burks, 10505 SW 18th Street, Miramar, Florida and Broward County Community Organizer for Black Lives Matter. Ms. Burks explained the request to defund the Police Department by \$10,000,000 and reallocate it to community-led efforts in the black community. She expounded on the reasoning for this request and other details related to her perspective.

Mayor Trantalis recognized AJ Yawn, 1666 SW 6th Street, Pembroke

Pines. Mr. Yawn spoke in support of defunding the Police Department and reallocating bonding funding for the proposed Police Department Building to community-led initiatives, commenting on details related to this topic.

Mayor Trantalis recognized Carnell Staples, 1211 N. Andrews Avenue. Mr. Staples commented on his support of Police Department defunding, expounding on his reasoning and recommending reallocation of funding towards 911 calls that require mental health professionals.

Mayor Trantalis recognized Olivia Reynolds, 7836 Sunflower Drive, Margate. Ms. Reynolds echoed the sentiments of others regarding Police Department defunding, recommending reallocation of \$10,000,000 from the budget and reallocation into disadvantaged communities to address needs.

Mayor Trantalis recognized Jordan Bunn, 802 SW 13th Street. Ms. Bunn spoke in support of defunding \$10,000,000 from the Police Department into community enrichment to assist disadvantaged communities. She provided additional input regarding current Police Department budget allocations.

Mayor Trantalis recognized Sara Feinman, 2450 NE 15th Avenue. Ms. Feinman spoke in support of defunding \$10,000,000 from the Police Department. As a high school teacher, she explained input received from her students regarding Police Department actions and related details.

Mayor Trantalis recognized Emily Janas, 1864 NE 46th Street. Ms. Janas spoke in support of defunding the Police and reallocation of that funding towards community support, citing examples of action taken in other communities and commenting on FY 2020 budget funding items.

In response to Commissioner Sorensen's question, Ms. Janas confirmed the June 10, 2020 National Public Radio article on a program entitled *'CAHOOTS': How Social Workers And Police Share Responsibilities In Eugene, Oregon*.

Mayor Trantalis recognized Carlos Naranjo, 2741 Polk Street, Hollywood. Mr. Naranjo commented on his support of recent demonstrations in the City. He discussed support of defunding and reallocating \$10,000,000 in Police Department funding towards 911 emergency needs in disadvantaged communities, i.e., mental health professionals and noting successful efforts in other municipalities.

Mayor Trantalis noted speaker comments relate to Budget Amendment Agenda item CR-1.

In response to Vice Mayor Glassman's question, City Manager Lagerbloom confirmed he would provide an update regarding these speakers' concerns.

Mayor Trantalis said City Manager Lagerbloom would provide input regarding steps forward with the Police Department and discussions related to its budget during City Manager Reports.

## **CONSENT AGENDA**

## **CONSENT RESOLUTION**

### **Approval of the Consent Agenda**

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

#### **Approve the Consent Agenda**

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

### **CR-1    [20-0438](#)**

Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2020 - Appropriation - (Commission Districts 1, 2, 3 and 4)

#### **ADOPTED**

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

### **CR-2    [20-0446](#)**

Resolution Approving the Notice of Award and Sale of City Owned Property Located at 8XX NW 2 Avenue, Fort Lauderdale, FL 33311 to WSC Coastline Properties, LLC - (Commission District 2)

#### **ADOPTED**

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

### **CR-3    [20-0447](#)**

Resolution Approving Notice of Award and Sale of City Owned Property Located at 1131 NE 6 Avenue, Fort Lauderdale, FL 33304 to Phanor Joseph - (Commission District 2)

#### **ADOPTED**

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

- CR-4**    [20-0448](#)       Resolution Approving the Rejection of Bids Received for City Owned Property Located at 11XX NW 1 Avenue, Fort Lauderdale, FL 33311 - (Commission District 2)

**ADOPTED**

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

- CR-5**    [20-0449](#)       Resolution Disposing City-Owned Surplus Property located at 221 NW 6 Street, Fort Lauderdale, FL 33311 - (Commission District 2)

**ADOPTED**

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

- CR-6**    [20-0474](#)       Resolution Authorizing the City Manager to Execute Any Amendments Extending the Term of the Grant Agreement Accepting Grant Funding in the Amount of \$50,000 for Architectural Resource Surveys - (Commission Districts 2 and 4)

**ADOPTED**

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

- CR-7**    [20-0418](#)       Resolution Approving a Twelfth Amendment to the Landscape Inclusive Memorandum of Agreement for State Road A1A with the Florida Department of Transportation for Landscape Improvements within the Right-of Way of State Road A1A and Assumption of Liability and Hold Harmless Agreement with Hotel Motel Inc. - (Commission District 2)

**ADOPTED**

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

- CR-8**    [20-0425](#)       Resolution Authorizing the City Manager to Execute a Memorandum of Understanding with the Florida Department of Highway Safety and Motor Vehicles to Access the Driver License and Motor Vehicle Database - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

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

## **CONSENT PURCHASE**

- CP-1**     [20-0402](#)     Motion Approving Ranking Firms, Negotiated Fee Schedule and Contract Award for Engineering Design and Construction Administration Services for Breakers Avenue Streetscape - Kimley Horn and Associates, Inc. - \$893,589 - (Commission District 2)
- APPROVED**
- Aye:** 5 - Commissioner McKinzie, Commissioner Sorensen, Commissioner Moraitis, Vice Mayor Glassman and Mayor Trantalis
- CP-2**     [20-0404](#)     Motion Approving Increase in Funds for Purchase of Heating, Ventilation Air Conditioning Controls, Maintenance and Repairs - Master Mechanical Services, Inc. - \$140,000 - (Commission Districts 1, 2, 3 and 4)
- APPROVED**
- Aye:** 5 - Commissioner McKinzie, Commissioner Sorensen, Commissioner Moraitis, Vice Mayor Glassman and Mayor Trantalis
- CP-3**     [20-0437](#)     Motion Approving Cancellation and Re-Award of Contracts for Purchase of Vehicle Graphics, Installation and Removal Services - Screen Graphics of Florida, Inc. - \$266,678.23 (estimated three-year total) - (Commission Districts 1, 2, 3 and 4)
- APPROVED**
- Aye:** 5 - Commissioner McKinzie, Commissioner Sorensen, Commissioner Moraitis, Vice Mayor Glassman and Mayor Trantalis

## MOTIONS

- M-1**     [20-0416](#)     Motion for Discussion - City Commission Request for Review - 333 Victoria Park - Global Dynamic Group, LLC - Case No. R18071 - 333 NE 7th Avenue - (Commission District 2)
- Vice Mayor Glassman explained this Call-Up item request for a Commission De Novo Hearing regarding review of the 333 Victoria Park Site Level II Plan Project (Project) as outlined in the Unified Land Development Regulations (ULDR). He commented on input from the Victoria Park Civic Association and Victoria Park neighborhood, noting the opportunity for neighbors to provide their perspective.
- In response to Vice Mayor Glassman, Mayor Trantalis explained public comment would proceed followed by Commission input to determine if the Call-Up request for a De Novo Hearing for Project review of Staff's recommendation is sufficient.
- Commissioner McKinzie commented on his perspective and inquired



about the necessary criteria for this item. City Attorney Alain Boileau expounded on the criteria and standards the Commission would base its decision for a De Novo Hearing. If this item is approved, a separate De Novo Hearing must be scheduled within sixty (60) days, unless the applicant waives the sixty (60) day time frame. Further comment and discussion ensued.

In response to Commissioner McKinzie's question, City Attorney Boileau said that based on the Staff Report for the Project, he did not see any misapplication, violation or absence of meeting specific criteria.

Mayor Trantalis commented on the subjective nature of meeting the criteria. Input from the applicant and neighbors regarding criteria would be heard.

Mayor Trantalis recognized Stephanie Toothaker, Esq., on behalf of the applicant. Ms. Toothaker presented the applicant's position that all criteria had been met. She explained the Section of Code referenced by Vice Mayor Glassman does not apply to the Project located in the Downtown Regional Activity Center - East Mixed-Use (RAC-EMU) zone that has a different set of criteria. Ms. Toothaker narrated the Project slide presentation.

Mayor Trantalis recognized Greg Brewton, 6410 SW 183rd Way, Southwest Ranches, and on behalf of the applicant. Mr. Brewton explained how the section of applicable Code was created to address the Project zoning, expounding on details. The current height allowance for the Project is two and one-half times the abutting properties, allowing a Project height of 137.5 feet. He noted a thorough review of the applicable Code by Staff. The Project meets all necessary criteria and requirements.

In response to Vice Mayor Glassman's question, Mr. Brewton explained the reason this parcel was part of the Near Downtown Transition Zone instead of the urban neighborhood. This determination was made based on how Master Plan future development was designated to occur.

Mayor Trantalis recognized Kash Patel, 725 NE 26th Avenue, and on behalf of the applicant. Mr. Patel expounded on aspects of his parking business, noting attributes of the Project that include related parking technology.

Mayor Trantalis recognized Catherine Maus, 618 NE 17th Way and Vice President of the Victoria Park Civic Association (Association). Ms. Maus explained Association opposition to this item, citing Project

examples related to ULDR, the Downtown Master Plan criteria and standards, and input from the September and October 2019 Planning and Zoning Board meetings.

Mayor Trantalis recognized Suzanne Danielsen, Traffic Engineer on behalf of the applicant. Ms. Danielson confirmed her availability to address traffic questions regarding the Project.

Mayor Trantalis recognized Jean Francois Gervais, Project Architect on behalf of the applicant. Mr. Gervais spoke in support of this item. He commented on details of the Project, expounding on attributes and citing specific aspects of the Project.

Mayor Trantalis recognized Luis A. Betalleluz, P.E., Project Engineer on behalf of the applicant. Mr. Betalleluz explained the Project infrastructure design that includes water, sanitary sewer and drainage systems coordinated with the City and Broward County.

Mayor Trantalis recognized Sasha Ezquerra, 2611 Yacht Club Boulevard. Ms. Ezquerra spoke in support of this Project, noting the Project would provide needed affordable housing in the Victoria Park neighborhood. She commented that the Project meets Master Plan criteria.

Mayor Trantalis recognized Alex Strelzik, 819 NE 19th Terrace. Ms. Strelzik spoke in support of this Project, commenting on the importance of having an affordable home purchase option in the Victoria Park Neighborhood.

Mayor Trantalis recognized Torry Watson, 426 NE 13th Avenue. Mr. Watson spoke in support of this Project, commenting on his perspective and urging the Commission to not delay the Project.

Mayor Trantalis recognized Grant Lundberg, 421 NE 6th Street. Mr. Lundberg spoke in support of this Project, explaining his perspective and urging the Commission to allow the Project to move forward.

Mayor Trantalis recognized Santiago Illia, 2544 SW 14th Avenue. Mr. Illia spoke in support of this Project, stating it would provide a lower price point to purchase a home in the Victoria Park Neighborhood.

Mayor Trantalis recognized Michael Moskowitz, Esq., on behalf of the applicant. Mr. Moskowitz spoke in support of this Project. He confirmed emailing a Memorandum of Law (MOL) to Commission Members, City Manager Lagerbloom and City Attorney Boileau which cites existing

case law addressing the Commission's ability to review the Development Review Committee decision on this Project. Mr. Moskowitz requested the MOL, the Project Staff Report and Ms. Toothaker's presentation and correspondence be included as part of the record.

Mr. Moskowitz discussed the lack of legal authority for the Commission to review the Development Review Committee decision regarding the Project. He said all required criteria had been met and explained the Commission's role in the process.

Mr. Moskowitz said a subject matter expert had not presented the Commission with competent and substantial evidence that any provision of the Unified Land Development Regulations (ULDR) and the Comprehensive Plan had been erroneously applied.

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

Vice Mayor Glassman discussed points raised by Ms. Maus regarding not meeting the Comprehensive Plan and ULDR criteria. Regarding ULDR Section 47.13-20(c)4, Department of Sustainable Development Director Anthony Fajardo confirmed the need to focus on 47.13-20(B)3(b), which addresses the applicability of the Downtown Master Plan over ULDR criteria.

Mr. Fajardo explained that when applying any residential units downtown and an item is called up by the Commission to determine if the Code had been correctly applied, the Downtown Master Plan prevails when not consistent with guidelines.

In response to Vice Mayor Glassman's question regarding local streets and the need for twelve (12) feet of distance between the curb and the building line, Urban Design and Planning Manager Ella Parker explained the building is set back according to the local streetscape section. It is setback thirty-five (35) feet along NE 24th Street and NE Seventh (7th) Avenue. Ms. Toothaker expounded on Project setback details illustrated in the slide presentation.

In response to Vice Mayor Glassman's question regarding setbacks from the curb versus the street, Mr. Fajardo explained building setback is always to the center line according to the street cross-section ensuring consistent setbacks down the right-of-way. Comment and discussion

ensued.

In response to Vice Mayor Glassman's questions regarding neighborhood compatibility, Mr. Fajardo explained how neighborhood compatibility criteria had been met. Staff used the Downtown Master Plan to determine neighborhood compatibility. The Project is in a transition zone with a height that is not exceedingly out of proportion with what could be built on other parcels at a later date, not what currently exists. The Master Plan dictates project height and is dependent upon location. The Master Plan dictates height based upon neighborhood character. It was determined that this corridor would be developed to a certain potential based upon community input when the Master Plan was adopted.

In response to Vice Mayor Glassman's question regarding guidelines of the Downtown Master Plan's local streets addressing building and curb distances, Mr. Fajardo explained adjustments are made to allow for certain elements to go into the right-of-way, citing examples.

Ms. Parker discussed examples of the Project's elements, as illustrated in the Project rendering slide. She confirmed the building setback is thirty-five (35) feet from the center line of the right-of-way, commenting on related Project details.

In response to Vice Mayor Glassman's question regarding vertical space separation between towers and adjacent lots, Mr. Fajardo confirmed the Project meets tower separation requirements. Ms. Parker pointed out the thirty (30) foot tower separation/vertical space requirement had been met, as illustrated on the Project elevation plan. Any adjacent property would also have to meet the thirty (30) foot requirement, and together they would meet the sixty (60) foot tower separation requirement. Ms. Parker explained details related to criteria and the Project floor plate that is significantly lower than the maximum.

In response to Vice Mayor Glassman's question regarding the fifteen (15) feet of separation along NE 7th Avenue, Ms. Parker noted that is along the street and is the separation from adjacent properties. Mr. Fajardo noted the right-of-way along 7th Avenue is sixty feet or greater.

In response to Vice Mayor Glassman's questions, Mr. Fajardo explained using flexibility terminology in the Downtown Master Plan, i.e., *encouraged and preferred*, citing examples and expounding on Project details.

Vice Mayor Glassman discussed input from residents and his

perspective regarding traffic circulation challenges at the corner of NE 4th Street and Federal Highway. He said Development Review Committee (DRC) Report comments suggested moving the NE 7th Avenue ingress and egress Project driveway as far south of the NE 4th Street and NE 7th Avenue intersection. Vice Mayor Glassman noted his concern regarding the driveway location.

Mr. Fajardo explained conversations with Project neighbors. Code does not address the ability to mandate the relocation of the Project's ingress and egress.

Transportation and Mobility Department Benjamin Restrepo, Senior Project Manager, explained background details regarding the Project driveway ingress and egress. The NE 4th Street location relates to residential valet parking queues of the Project. He confirmed the requirement that the applicant designs the driveway to allow only right turns in and out of the Project driveway.

In response to Vice Mayor Glassman's question regarding the right-of-way footage on NE 4th Street and NE 7th Avenue, Mr. Restrepo said the NE 4th Street right-of-way is fifty (50) feet, twenty-five (25) feet north and twenty-five (25) feet south of the center line. The right-of-way at NE 7th Avenue is a sixty (60) foot right-of-way, thirty (30) feet to the east of the center line and thirty (30) feet to the west of the center line. Mayor Trantalis concurred with Vice Mayor Glassman's concerns regarding this intersection. Further comment ensued.

In response to Vice Mayor Glassman's questions regarding increased setbacks due to the less than sixty (60) foot right of way on NE 4th Street, Mr. Fajardo explained the solution details. Further comment and discussion ensued on the flexibility built into the Master Plan, challenges, solutions and efforts to reach a compromise.

Mr. Fajardo confirmed the Commission has not voted on the Master Plan, explaining delays related to the COVID-19 pandemic. It is anticipated that the Commission would vote on the Master Plan at the July 7, 2020 Commission Regular Meeting.

Vice Mayor Glassman addressed the Project relative to the ULDR and the Downtown Regional Activity Center - East Mixed-Use (RAC-EMU) zoning district, requesting an explanation regarding the transition into the neighborhood for the intended district within the ULDR. Mr. Fajardo explained the transition is built into the Master Plan, explaining details regarding the limitation of height with neighboring zoning districts outside the Downtown Regional Activity Center (RAC). He commented on the

appropriateness of the neighborhood character area that applies, which the Commission can consider.

Mr. Fajardo explained details regarding how the transition area in the Near Downtown has different heights than unlimited downtown heights. In the transition zone, transition heights are limited to two and one-half times the neighboring site. This has been consistently applied since the introduction of the Master Plan in 2003 and Staff has determined the Project meets this criteria. The language and intent should always be judged by the way the Master Plan is written and applicable. The Master Plan shall apply whenever there are any conflicts with the ULDR.

Vice Mayor Glassman discussed the Project impact on Victoria Park assigned schools, noting they are over capacity. There was no update regarding a school capacity availability determination letter. He questioned if this was a problem. Mr. Fajardo explained school capacity is addressed with an agreement with the Broward County School Board (School Board). Based on the height of the Project and the number of units, there is a formula applied and the applicant pays into a related fund based on student station fees. The School Board applies those fees in the manner they choose. Vice Mayor Glassman expounded on his perspective.

Vice Mayor Glassman commented on his viewpoint regarding meeting Regional Transportation Network requirements for adequate capacity and safe and efficient traffic circulation serving the Project, reiterating his concern with Project ingress and egress on NE 4th Street and impact on local streets. He expounded on concerns related to neighborhood compatibility and preserving the character and integrity of adjacent neighborhoods included in the ULDR. Mr. Fajardo confirmed the Project follows the Downtown Master Plan, commenting on aspects of the Victoria Park Master Plan and noting it had not been formally adopted.

In response to Vice Mayor Glassman's question regarding discrepancies in the number of trips generated in the Traffic Analysis Report and Staff Report, Mr. Fajardo explained the difference reflects the total amount of vehicle trips (495) generated per day and peak hour vehicle trips (236) per day. Mr. Restrepo explained details related to trip generation. The criteria of 1,000 maximum trips per day that would require a traffic study had not been met. Comment and discussion ensued.

In response to Vice Mayor Glassman's questions, Mr. Fajardo confirmed Flex Units were being used for the Project. It is typical to use Flex Units in the Downtown RAC. Mr. Fajardo explained historic details allowing the placement of Flex Units in this area that was adopted by the

Commission. Mr. Fajardo confirmed this area is zoned as the Downtown RAC, commenting on details.

Vice Mayor Glassman made a motion to set a De Novo Hearing, expounding on his perspective.

**MOTION DIED FOR LACK OF A SECOND - Motion to Set a De Novo Hearing**

Commissioner Sorensen asked about distance from the Project's ingress southbound on NE 4th Street to the corner of Federal Highway and NE 4th Street, commenting on challenges and stacking concerns. Mr. Restrepo confirmed the distance is approximately one hundred and seventy-two (172) feet. There are no Project gates that would hamper the drive isle. Five (5) cars are able to be stacked prior to the elevator. Further comment ensued on ingress and egress.

Mr. Fajardo confirmed the Project meets the minimum requirement for vehicle stacking. Further comment and discussion ensued on the impact of Project ingress and egress, traffic circulation and the ability to have a merge lane on NE 4th Street.

Mayor Trantalis asked if there were any additional Commission questions and there were none.

## RESOLUTIONS

### R-1 [20-0454](#)

Appointment of Board and Committee Members - (Commission Districts 1, 2, 3 and 4)

City Clerk Jeffrey Modarelli read the names of the Board and Committee nominees for appointment and/or reappointment at the upcoming July 7, 2020 Commission Regular Meeting.

City Clerk Modarelli read into the record the names of Board and Committee appointments and/or reappointments for Agenda item R-1.

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

#### **ADOPTED**

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

### R-2 [20-0406](#)

Resolution Creating the Fort Lauderdale Emergency Business

Investment Program, Approving the Public Service Homeless Initiative Program and Approving Funding for Each Program - (Commission Districts 1, 2, 3 and 4)

City Manager Lagerbloom commented on the need to clarify previous discussions regarding funding sources, confirming Staff would update the Commission.

Housing and Community Development Manager Rachel Williams explained details related to Central City Community Redevelopment Agency (CRA) funding sources for Emergency Business Investment Program (Program) as noted in the Commission Agenda Memo.

In response to Mayor Trantalis' question, Ms. Williams said the \$400,000 is the CARES funding base amount (not to exceed \$500,000). Any unused funding would be rolled over into Homelessness Initiative funding. The current amount of funding for the Homelessness Initiative is approximately \$507,000, with \$23,000 being held back for administrative costs, i.e., amendments and publishing expenses.

In response to Vice Mayor Glassman's question, Don Morris, Economic and Beach Redevelopment Area Manager, Beach Area Community Redevelopment Agency, explained details regarding the Central City (CC) Community Redevelopment Agency (CRA) and Northwest Progressive Flagler Heights (NWPFH) CRA providing funds towards funding of both the Program and Housing Choice Vouchers (HCV) within the CC CRA, NWPFH CRA in addition to other areas that eligible for HCV funding.

Mayor Trantalis recognized Jeff Weinberger, 7416 N. Devon Drive, Tamarac. Mr. Weinberger commended the City for its HCV efforts addressing the needs of the homeless during COVID-19, expounding on his perspective regarding *Best Practices* and details related to the needs of CRA residents.

Mayor Trantalis acknowledged and thanked everyone who contributed to the addressing needs of homeless individuals. Commissioner Sorensen concurred.

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

**ADOPTED**

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



**PUBLIC HEARINGS**

- PH-1**     [20-0445](#)     Public Hearing Amending the Housing and Community Development Annual Action Plans for Fiscal Year 2019-2020 and the Consolidated Plan for 2015-2019 in response to COVID-19 and the Coronavirus Aid, Relief and Economic Security Act Waivers- (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis confirmed there were no members of the public wishing to speak.

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

**APPROVED**

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

- PH-2**     [20-0457](#)     Public Hearing and Adoption of Resolution Designating Real Property Located at 900 NW 7 Avenue, Fort Lauderdale, FL 33311 as a Green Reuse Area Pursuant to Florida's Brownfields Redevelopment Act - (Commission District 2)

Mayor Trantalis confirmed no member of the public signed up to speak on this item.

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

**ADOPTED ON SECOND READING**

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

- PH-3**     [20-0452](#)     Quasi-Judicial Ordinance Approving a Rezoning from Residential Low Rise Multifamily/Medium Density District (RMs-15) to Northwest Regional Activity Center-Mixed Use West District (NWRAC-MUw) - Townhomes at River Gardens - 534 NW 22nd Avenue - STKR Sistrunk, LLC. - Case No. Z19005 - (Commission District 3)

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

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

Mayor Trantalis opened the public hearing.

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

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

**ADOPTED ON SECOND READING**

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

**20-0489**

**WALK-ON Motion - Extending Commission Meeting to 11 p.m.**

Vice Mayor Glassman made a motion to extend this Commission Regular Meeting until 11:00 p.m. and was seconded by Commissioner Sorensen.

**APPROVED**

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

**PH-4    20-0453**

**Ordinance Amending the City's Comprehensive Plan; Future Land Use Element and the General Sanitary Sewer, Solid Waste, Drainage, Potable Water, and Natural Groundwater Recharge Elements as Incorporated in the Infrastructure Element to Update the Goals, Objectives, and Policies Related to the City of Fort Lauderdale Water Supply Facilities Work Plan - Case No. L19002 - (Commission Districts 1, 2, 3 and 4)**

Vice Mayor Glassman inquired about addressing items in the February 27, 2020 correspondence from the South Florida Water Management District (SFWMD) to Lorraine Tappen, Principal Urban Planner. Ms. Tappen said Public Works has worked with City consultant Hazen and Sawyer to update the Water Supply Plan based on comments from the SFWMD to ensure all items had been corrected, including sea-level rise and service area.

Mayor Trantalis opened the public hearing.

There being no one wishing to speak on this item, Commissioner Sorensen made a motion to close the public hearing which was seconded by Commissioner McKinzie. Roll call showed: AYES: Commissioner McKinzie, Commissioner Sorensen, Commissioner

Moraitis, Vice Mayor Glassman, and Mayor Trantalis. NAYS: None.

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

**ADOPTED ON SECOND READING**

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

**ORDINANCE FIRST READING**

**OFR-1** [20-0063](#)

Ordinance Amending Chapter 9 of the City Code of Ordinances Creating Article X entitled, "Public Art and Placemaking Program" - (Commission Districts 1, 2, 3 and 4)

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

**PASSED FIRST READING**

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

**OFR-2** [20-0464](#)

Ordinance Amending Chapter 25 of the City Code of Ordinance to Allow the City Manager to Determine Sidewalk Repair Needs and Responsibility of Said Repairs and to Specify the Limited Conditions Under Which the Abutting Property Owner is Responsible for Sidewalk Repairs or Replacement - (Commission Districts 1, 2, 3 and 4)

City Manager Lagerbloom commented on details of this Ordinance, confirming the Ordinance authorizes City Manager Lagerbloom to determine if sidewalk damage resulted from the adjacent property owner based on specific criteria. City Attorney Boileau confirmed.

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

**PASSED FIRST READING**

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

**ORDINANCE SECOND READING**

**OSR-1** [20-0462](#)

Ordinance Amending Section 13-55- Fireworks Manufacture; Public Display Permit by Amending Requirements for Fireworks and Pyrotechnic Displays and Assessed Fees - (Commission Districts 1, 2, 3 and 4)

City Attorney Boileau noted a scrivener's error that would be changed. On page two (2) of the Ordinance, the last line of paragraph Sec.13-55 (d) (1) should be corrected to read Sec.13-55 (d)(2) application service fee.

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

**ADOPTED ON SECOND READING**

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

**OSR-2 [20-0383](#)**

Ordinance Amending Chapter 28 of the City's Code of Ordinances to provide for a Stormwater Management Program Assessment - (Commission Districts 1, 2, 3 and 4)

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

**ADOPTED ON SECOND READING**

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

**Nay:** 1 - Commissioner McKinzie

**CITY MANAGER REPORTS**

City Manager Lagerbloom provided an update regarding two (2) police officer incidents occurring during recent demonstration events. One is being investigated with the Florida Department of Law Enforcement and an ongoing Police Department Internal Investigation with the second. City Manager Lagerbloom confirmed there would be transparency and accountability going forward.

City Manager Lagerbloom said the current FY 2021 Budget does not contemplate any budget reduction in the Police Department, noting minimal additional funding requests.

In response to Mayor Trantalis' question regarding the merits of approaching the FY 2021 and future annual budgets from a zero-based budget perspective, City Manager Lagerbloom explained this approach would be an intense process, explaining related challenges for that level of detail and concerns.

City Auditor John Herbst confirmed this was attempted approximately ten (10) years ago for the entire budget and was found to be extremely unworkable. Further comment and discussion ensued.

City Manager Lagerbloom explained there is no way to repurpose the voter-approved Public Safety Facilities Bond for the new Police Department Headquarters.

City Manager Lagerbloom commented on input from Broward County (County) and at the Federal level regarding police oversight. The County Commission authorized the County Attorney to move forward and explore a County-wide Task Force to oversee the Police Internal Affairs Division.

City Manager Lagerbloom confirmed City and Commission continued support of Police Officers and their efforts. He expounded on recent discussions with members of community organizations, Internal Affairs Officer, Community Policing Officer, Chief Maglione, and Police Officers working with the Community Action Team regarding policing. City Manager Lagerbloom confirmed the commitment to continue these productive discussions, the need for their continuation and bringing in additional perspectives to ensure change, explaining related details and goals. He expounded on his overall viewpoint.

City Manager Lagerbloom provided a brief COVID-19 update, noting there was no information from the County regarding applying to Governor DeSantis to move the City into Phase Two Reopening, expounding on related details. He commented on a recent County Commission Meeting and its Agenda items pertaining to home rule, stating it would be rescheduled to Thursday, June 18, 2020 due to a power outage and confirming Staff would monitor.

In response to Vice Mayor Glassman's question, City Manager Lagerbloom explained small group bookings into hotel meeting rooms has not been discussed at the County level. City Manager Lagerbloom said decisions regarding opening bars are not under the jurisdiction of the City.

## COMMISSION REPORTS

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

Commissioner Moraitis confirmed her support of the Fort Lauderdale Police Department (FLPD).

In response to Commissioner Moraitis' question regarding an update regarding the President's Executive Order on policing, City Attorney Boileau noted it is based on federal funding guidelines, explaining related details.

Commissioner Moraitis commented on her perspective regarding FLPD policy, noting her support of Police Body Cameras, investigations, Police Officer community interaction and other policing efforts. She confirmed the desire for additional financial investment to build positive policing relationships with the community, citing examples and confirming Commission support of community initiatives.

In response to Commissioner Moraitis' question, City Attorney Boileau explained details regarding County Commission Agenda Item 82 (Agenda Item 82) addressing a revision to the County Charter. This revision preempts the City from regulating construction on County-owned properties within municipalities, i.e., zoning restrictions.

Mayor Trantalis recommended the Commission be on the record in opposition to this proposed County Charter revision. Comment and discussion ensued on communicating the Commission position to the County Commission. There was Commission consensus to issue a letter to the County confirming the Commission's opposition to this County Charter revision, Agenda Item 82.

City Attorney Boileau noted several versions of Commission Agenda Item 82 and if one receives County Commission approval, there would be a referendum on the November 2020 ballot for voter approval. He commented on the short time frame and County efforts to meet the Broward County Supervisor of Elections early July 2020 deadline to have this placed on the November 2020 ballot.

[20-0491](#)

WALK-ON - Motion to Issue Letter to Broward County Stating the City Opposition to their Agenda Item 82, more specifically to oppose the Item.

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

**APPROVED**

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

**COMMISSION REPORTS (continued)**

Commissioner Moraitis requested input regarding CARES funding from the federal government. Mayor Trantalis explained related details. The Broward League of Cities (League of Cities) formed a task force entitled Block CARES Act Task Force chaired by Hollywood Mayor Josh Levy. Its purpose is to gain support for a share of the \$340,700,000 in CARES

Act funding received by the County based on population rather than criteria independently established by the County.

Mayor Trantalis commented on support of the League of Cities position on this subject. Further comment ensued on the County position for federal funding allocation. There was consensus to add the City to the Broward League of Cities' correspondence to the County on this topic.

20-0492

WALK-ON - Motion to Add City to Broward League of Cities Letter regarding Home Rule

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

**APPROVED**

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

**COMMISSION REPORTS continued**

Vice Mayor Glassman thanked Commissioner Moraitis for her comments, concurring with her perspective on items discussed and commenting on his viewpoint.

Commissioner Sorensen confirmed his support of the FLPD, noting his agreement to move forward with an External Police Task Force (EPTF). City Manager confirmed efforts to build a EPTF with City Attorney Boileau and Police Chief Maglione to build a framework around this recommendation.

City Manager Lagerbloom commented on his perspective that the EPTF would include community dialogue. City Attorney Boileau explained an EPTF would be similar to a Working Group. Mayor Trantalis suggested a review of the Citizens' Police Review Board (CPRB) process due to its input regarding police officer investigations. He recommended a Commission Workshop with the CPRB to address this topic.

Commissioner Sorensen explained his perspective regarding the EPTF that would include key community stakeholders and *Best Practices Policy*, expounding on details.

City Manager Lagerbloom reiterated he would meet with Chief Maglione and City Attorney Boileau to develop a EPTF framework to provide an update to the Commission at the July 7, 2020 Commission Regular Meeting. He expounded on his perspective regarding police policy, confirming the FLPD is a highly accredited police agency that includes



some of the top *Best Practices Policy*. Further comment ensued on this topic, including having a policy review to establish, ensure and enact *Best Practices* that include a duty to intervene.

Commissioner Sorensen recommended a Commission Member be part of these discussions. Comment and discussion ensued on this topic. Commissioner McKinzie concurred with Commissioner Sorensen's recommendation, expounding on his perspective. He confirmed the need for an EPTF to have weight and authority to address police complaints and concerns.

Mayor Trantalis agreed with Commissioner Sorensen's recommendation that a Commission Member be part of an EPTF. City Attorney Boileau discussed how a Commission Member could participate.

In response to Commissioner Sorensen's question, Commissioner McKinzie confirmed his willingness to participate in the EPTF, commenting on his perspective regarding items and reforms that need to be addressed.

Mayor Trantalis confirmed a consensus on this topic and having Commissioner McKinzie be the EPTF Commission representative.

Commissioner Sorensen expounded on his perspective.

#### 20-0490

WALK-ON - Motion to Extend Meeting to 11:10 p.m.

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

#### **APPROVED**

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

### **COMMISSION REPORTS (continued)**

Mayor Trantalis agreed with the viewpoints of Commission Members on the topic of home rule and the goal of working together.

Mayor Trantalis emphasized the need for residents to be more proactive regarding participation in the 2020 United States Census (2020 U.S. Census). He urged each Commission Member to communicate with constituents the importance of participating in the 2020 U.S. Census to ensure the City receives adequate future federal funding.

In response to Mayor Trantalis' question regarding an update on the Joint



Government Campus, City Manager Lagerbloom confirmed receiving a first draft of a report from consultant, Zyscovich, Inc., that is nearing completion. It would be disseminated to Commission Members. City Manager Lagerbloom confirmed an upcoming meeting on this topic with Zyscovich, Inc.

Mayor Trantalis requested an update regarding bringing back Community Court. City Attorney Boileau commented on related challenges due to COVID-19, expounding on details regarding the process and prescreening. Comment and discussion ensued. City Attorney Boileau confirmed the Clerk of the Court manages Community Court, commenting on the involvement of service providers. City Manager Lagerbloom commented on his perspective regarding reopening City Hall in the near future.

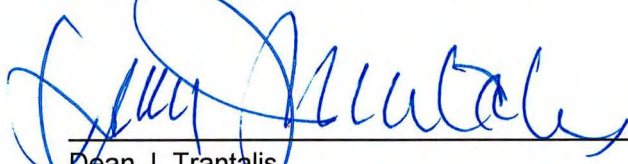
Vice Mayor Glassman suggested holding Community Court outdoors. Comment and discussion ensued on related challenges.

In response to Mayor Trantalis' question regarding an update on the Dockless Mobility (Scooter) Program, City Manager Lagerbloom confirmed ongoing COVID-19 precautions to limit *touchpoints*, explaining concerns related to sanitizing between each individual Scooter use.

Vice Mayor Glassman acknowledged the passing of Gwen Margolis, Florida's first woman State Senate President and first female State Senate President anywhere in the United States. He noted the trailblazing efforts of Ms. Margolis that included addressing women's rights and civil rights.

**ADJOURNMENT**

Mayor Trantalis adjourned the meeting at 11:04 p.m.



Dean J. Trantalis  
Mayor

ATTEST:



Jeffrey A. Modarelli  
City Clerk