

# City of Fort Lauderdale



## Meeting Minutes

Tuesday, July 7, 2020

6:00 PM

City Hall is closed to the Public.

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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 7:22 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, City Clerk Jeffrey A. Modarelli, City Attorney Alain E. Boileau, and City Auditor John Herbst (participated telephonically)

**ANNOUNCEMENTS**

Mayor Trantalis announced details regarding the virtual format of this meeting, including how members of the public can view and participate.

Mayor Trantalis announced the following modifications to the Agenda:

Revisions:

CM-3 - Revised Districts in Title and Memo  
CM-4 - Revised Districts in Title and Memo  
CR-5 - Replaced Exhibit 3 - Resolution  
CR-8 - Revised Exhibit 2 - Resolution pages 1-2  
CP-5 - Revised Exhibit 7 - Page 3  
CP-11 - Revised Exhibit 1 - Page 1  
BGT-8 - Additional Assessment Roll Information provided

**MOMENT OF SILENCE**

Mayor Trantalis requested a *Moment of Silence* for the following members of the community who had recently passed away:

Mary Ann Gray, President and Executive Director of Broward Navy Days and Fleet Week;

Alan Becker, Esq., a former Florida State legislator who held the distinction of being the youngest member elected to the Florida State House of Representatives who at the age of 26 went on to serve three terms;

Breyson Plummer whose tragic death occurred in South Middle River; and

Walter "Mickey" Hinton, President of Durrs Homeowners Association.

## Approval of MINUTES and Agenda

### [20-0510](#)

Meeting Minutes for June 16, 2020 Joint Workshop with Budget Advisory Board and June 16, 2020 Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

Vice Mayor Glassman noted a correction to the June 16, 2020 Commission Regular Meeting Minutes. City Clerk Jeffrey Modarelli confirmed.

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

#### **APPROVED AS AMENDED**

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

## CONSENT AGENDA PUBLIC COMMENT

Mayor Trantalis explained the Consent Agenda format for the public wanting to speak on Consent Agenda items, requesting each speaker identify themselves and item or portion of item they address.

Mayor Trantalis announced the following Consent Agenda items were pulled by Commission Members for separate discussion:

Commissioner Moraitis: CR-5

Vice Mayor Glassman: CR-3 and CP-10

Mayor Trantalis: CM-3

#### Public Comment on Consent Agenda Items:

##### CR-8:

Mayor Trantalis recognized April Kirk, 335 SE 6th Avenue, on behalf of the *Friends of Mockingbird Trail Working Group (Mockingbird)*. Ms. Kirk spoke regarding process concerns due to COVID-19 and *Sunshine*

*Law* public meeting requirements. She explained past efforts and *Mockingbird's* desire to be engaged in the process going forward.

Ben Rogers, Director, Department of Transportation and Mobility, said Staff would present next steps in the process to the Commission in August 2020, identifying *LauderTrail* progress to date, expounding on details.

Commissioner Sorensen addressed Ms. Kirk's concerns, confirming his work with members of *Mockingbird* and the *LauderTrail Working Group* to bring all stakeholders together and chart a course.

Vice Mayor Glassman commented on the need to address concerns raised by Ms. Kirk, including a Memorandum of Understanding. Mayor Trantalis confirmed Commissioner Sorensen's comments.

CP-1:

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle commented on hiring additional consultants, costs and budget concerns and providing an opportunity for the public to speak on the impact of the Sanitary Sewer Force Main Line rupture earlier this year. He discussed the inability of the *Infrastructure Task Force* and other boards to meet due to COVID-19 and *Sunshine Law* public meeting requirements.

City Manager Lagerbloom clarified consultant services are continuing contracts that include task orders that could be issued, avoiding an extended process.

CP-2:

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle remarked on asset management consulting service costs related to infrastructure mapping and plans. He commented on differences in the backup scope of work.

CP-3:

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle discussed past maintenance deferment policy, citing the replacement of the *George T. Lohmeyer Wastewater Treatment Plant (Plant)* elevator and the impact on *Plant* operations and annual repair costs. Mayor Trantalis noted this item replaces the existing *Lohmeyer* elevator. Further comment ensued.

CP-4:

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle

requested costs related to the Rio Vista, Himmarshee and George English Park sanitary sewer spills.

CP-5:

Mayor Trantalis recognized Juan Jurado, on behalf of *Continental Construction USA, LLC*. Mr. Jurado spoke in opposition to this item, provided additional information related to the project and contract termination, requesting a resolution. He reviewed project details related to COVID-19, efforts to communicate with Staff and requested the Commission allow completion of outstanding project punch list items.

Jodi Hart, Procurement and Contract Manager, said thorough information regarding this project is included in this item's Commission Agenda Memo (CAM), commenting on numerous issues arising in March 2020, including significant outstanding punch list items.

## CONSENT AGENDA

## CONSENT MOTION

### 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 Sorensen, Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie and Mayor Trantalis

**CM-1**    [20-0499](#)

Motion Approving Lease Amendment for Office Space from September 1, 2020 until September 1, 2025 - for approximately \$686,313.90 (60-month gross rent) - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

**CM-2**    [20-0505](#)

Motion Authorizing the City Manager to Execute Letters of Agreement with the Managed Care Organizations under contract with the State of Florida's Agency for Health Care Administration - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

**CM-3**    [20-0458](#)

Motion Authorizing Settlement of All Potential Liability Claims of WPRK Family Trust - \$548,329 - (Commission District 2)

Mayor Trantalis noted his reason for pulling this item was to avoid any appearance of a conflict of interest. He confirmed the property homeowner, Stephanie Toothaker, Esq., support over the years. The property interest had been transferred into a family trust.

Commissioner McKinzie commented on City liability. He explained inquiry and discussion with City Manager Lagerbloom and City Attorney Alain Boileau. Their input reflected no conflict of interest.

In response to Vice Mayor Glassman's questions regarding inquiries made at the District II Pre-Agenda Meeting regarding the process and liability, City Attorney Alain Boileau explained certain types of claims fall under Florida Statute 768 and provide a cap.

City Attorney Boileau commented on other types of property damage caused by the Sanitary Sewer Main Force Line breach on this property or any other impacted property that would not fall under the Florida Statute 768 cap, expounding on details and citing examples. There is no cap for the array of property damages that may come forward. The property damage threshold dollar amount for Commission approval is \$100,000. The property damage threshold dollar amount for City Manager and City Attorney approval is up to \$50,000. Any amount over \$50,000 but under \$100,000 could be approved by the Risk Committee.

Vice Mayor Glassman noted the Commission Agenda Memo reflects this property is located in District II but the property is located in District IV. Mayor Trantalis confirmed.

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

**APPROVED**

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

**Nay:** 1 - Mayor Trantalis

**CM-4**    [20-0507](#)

Motion Approving a First Amendment to the Grant Agreement with Broward County and City of Fort Lauderdale for Grant Funds to Finance the 9/11 Memorial at Riverwalk - (Commission District 2)

**APPROVED**

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

- CM-5**    [20-0409](#)    Motion Accepting FY2020 Coronavirus Emergency Supplemental Funding Program Grant - \$265,921 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

- CM-6**    [20-0439](#)    Motion Accepting FY2019 Florida Department of Juvenile Justice Grant Extension and Increase in Funding - \$27,777 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

- CM-7**    [20-0140](#)    Motion Authorizing the Execution of Streetscape Easement Agreements with FLL Flagler Development LLC (NW 1st Avenue) and with FLL Andrews Development LLC (NW 2nd Street) for Installation of Streetscape Improvements for the Downtown Mobility Hub Project - (Commission District 2)

**APPROVED**

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

## CONSENT RESOLUTION

- CR-1**    [20-0522](#)    Resolution Authorizing Retention of Bernstein Litowitz Berger & Grossmann LLP as Special Counsel to General Employee's Retirement Plan to Pursue Co-Lead Plaintiff Status in a Federal Securities Class Action Filed against Ryder System, Inc., in the United States District Court, Southern District of Florida - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

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

- CR-2**    [20-0528](#)    Resolution Rescinding Resolution No. 20-45, which Waived the Normal Procedures and Formalities Regarding Certain Activities and Delegated to the City Manager or the City Manager's Designee Certain Emergency Authority - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

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

**CR-3**    [20-0092](#)

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

Mayor Trantalis recognized Paul Chettle, 200 South Birch Road. Mr. Chettle spoke in opposition to the majority of items in this *Consolidated Budget Amendment (Amendment)*, focusing on letter *H*, the *George T. Lohmeyer Wastewater Treatment Plant Interior Painting Capital Project (Lohmeyer)*, abandoning the interior painting capital project and reallocating funding for the restoration of *Hector Park*, and *Virginia Young Park (Parks)* in the Rio Vista neighborhood. Mr. Chettle expounded on the impact and concerns regarding deferred maintenance at the *Lohmeyer Plant*.

City Manager Lagerbloom explained the rationale regarding funding *Community Investment Plan (CIP)* projects needed in this Fiscal Year and reprioritizing CIP projects for future years. Further comment and discussion ensued.

Raj Verma, Director of Public Works, said Mr. Chettle's point was well taken, noting this was not an easy decision. He expounded on *Lohmeyer Plant Operations Staff* research, analysis and evaluation to determine and accomplish what is needed with the least amount of impact.

In response to Mayor Trantalis' question regarding using existing infrastructure bond funding to address this subject, City Manager Lagerbloom explained that bond funding was allocated to infrastructure projects mandated by the *Florida Department of Environmental Protection Consent Order (Consent Order)*.

City Manager Lagerbloom confirmed he would need to meet with the consultant, *Hazen and Sawyer*, regarding a definitive answer. Further comment and discussion ensued on available bond funding. Mr. Verma confirmed Staff could revisit infrastructure bond projects to evaluate and address *Lohmeyer*.

In response to Mayor Trantalis questions, City Manager Lagerbloom confirmed letter *H* in the *Amendment* could be eliminated until a determination is made. Mr. Verma explained details regarding the necessity to restore these *Parks* as discussed in Agenda item CM-3 that



were not appropriated as part of the *Sanitary Sewer Force Main Line Rupture and Pipe Replacement Project (SSFML Project)*. Further comment and discussion ensued.

City Manager Lagerbloom remarked on pursuing the *Lohmeyer* project in a different manner while moving forward with the commitment made to the *Rio Vista Neighborhood* for the restoration of the *Parks*.

Commissioner Sorensen commented on his perspective regarding the previous lack of maintenance resulting in the need for the *SSFML Project*. Mayor Trantalis clarified his point, noting the lengthy delay regarding *Lohmeyer* related risks.

Laura Reece, Director of Office of Management and Budget, explained details regarding unspent balances within the \$200,000 infrastructure bond appropriation for CIP projects and re-appropriations within the *FY 2021 Budget* based on the current rate structure and priorities.

Mayor Trantalis confirmed the Commission position in opposition to utilizing funds intended for stormwater, wastewater and drinking water improvement projects for other items.

Ms. Reece noted the unique nature of the City's position due to recent events and the lack of a fund balance, commenting on limited available funding alternatives and details related to funding the highest priority new infrastructure projects.

In response to Mayor Trantalis' question regarding funding the rehabilitation of the *Parks* from the Parks Bond, City Attorney Boileau explained it would depend on the types of rehabilitation work. City Attorney Boileau explained Parks Bond funding could not be used for infrastructure work, noting the need for further research and review.

In response to Commissioner Sorensen's question regarding stormwater and water pipe replacement costs near the *Parks* to be included in the \$1,900,000 tranche of funding, Mr. Verma explained how Staff is addressing restoration of the *Parks* as one unit. There are four (4) elements related to the entire *Rio Vista Neighborhood* infrastructure project. Staff efforts include identifying funding sources for those elements. Mr. Verma commented on details related to repairs necessary due to heavy equipment used to address work on the *SSFML Project*, expounding on details of the four (4) project elements.

Commissioner Moraitis and Commissioner McKinzie concurred on the

need to move forward with restoration of the *Parks*.

Vice Mayor Glassman commented on the possibility of using a portion of Parks Bond funding and increasing that amount. City Manager Lagerbloom said Parks Bond funding could only be used for Park improvements, not for infrastructure work.

Vice Mayor Glassman noted his perspective regarding abandoning this *Lohmeyer* item, requesting input on the reality of prioritizing the *Lohmeyer* item in three (3) months to October 1, 2020, the start of FY 2021. Ms. Reece said related funding would be prioritized. Vice Mayor Glassman confirmed his comfort level with the three (3) month delay.

In response to Vice Mayor Glassman, City Manager Lagerbloom confirmed Staff would pursue re-appropriation of infrastructure funding for this *Lohmeyer* item in ninety (90) days.

Vice Mayor Glassman noted a correction to the property address in *Amendment* letter *L*. The correct address is 1016 Waverly Road.

In response to Vice Mayor Glassman's questions regarding removing letter *L* from this *Amendment*, City Manager Lagerbloom recommended leaving it in, noting the opportunity for the Commission to make a decision during Agenda item PH-2, property acquisition of 1016 Waverly Road. Should the PH-2 Resolution not be adopted, budget funds would return for re-appropriation.

Vice Mayor Glassman addressed *Amendment* Section *U* regarding the Aquatic Complex. He requested Staff provide a site map and a budget breakdown of each piece, commenting on the numerous change orders and need for clarification.

Vice Mayor Glassman remarked on the \$7,000,000 cost of the *Aquatic Complex* South Building (*South Building*), confirming it received the most inquiries at the District II Pre-Agenda Meeting as opposed to the North Building and the Dive Platform. City Manager Lagerbloom confirmed the cost was the response to the unsolicited proposal for a locker room facility in the *South Building* as recommended by the *Parks, Recreation and Beaches Advisory Board*. The Commission approved the related Comprehensive Agreement in January 2020.

Don Morris, Economic and Beach Redevelopment Area Manager, Beach Area Community Redevelopment Agency, said CRA Staff is working on an interim agreement with the *Aquatic Complex* consultant,

*Hensel Phelps*, for the *South Building* design. The interim agreement will be before the Commission at the next Commission Regular Meeting on August 18, 2020.

Thomas Green, CRA Senior Project Manager, explained details regarding improvements to the *South Building*. The *Hensel Phelps* proposal includes a cost breakdown. Design costs are targeted at approximately \$550,000.

Vice Mayor Glassman commented on the perception of an unsolicited proposal, requesting input from Mr. Green. Mr. Green noted it is advantageous from a construction standpoint. It allows the City to expeditiously move forward with *South Building* construction, explaining the close proximity to the adjacent active pool construction site. When the pool deck is constructed it will abut the *South Building*. Another advantageous aspect is having one (1) onsite construction manager.

City Attorney Boileau explained unsolicited proposals rarely include no risk to the governmental entity. Typically, it is a joint partnership with risks to both sides that includes a vetting process through the related Florida Statute. He commented on the unique nature of the recent *Miami Beckham United, LLC (Inter Miami)* unsolicited proposal.

In response to Vice Mayor Glassman's questions, City Attorney Boileau explained the leasing of *War Memorial Auditorium* was a lease under the City Charter. It was not an unsolicited proposal.

Mr. Green confirmed Staff is working towards a \$7,000,000 *South Building* budget, explaining Staff efforts with the *Parks, Recreation and Beaches Advisory Board* to fund this amount. There is no other funding source. The City is funding the entire amount.

Mr. Morris commented on logistical challenges related to having multiple contractors on this construction site, advantages to having one construction manager and related details. Further comment ensued.

Vice Mayor Glassman reiterated his request for Staff to provide a mapping of the site to include all pieces and the origin of associated costs.

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

**ADOPTED**

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

**Nay:** 1 - Mayor Trantalis

**CR-4**     [20-0509](#)

Resolution Authorizing the City Manager to Execute a Memorandum of Understanding with Broward College to Develop and Implement a Workforce Education Program - (Commission Districts 1, 2, 3, and 4)

**ADOPTED**

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

**CR-5**     [20-0521](#)

Resolution Requesting a Modification to the South-Central Florida Metroplex Draft Environmental Assessment to Adjust Departure Procedures from the Fort Lauderdale-Hollywood International Airport to Reduce Aircraft Noise Impacts to the Residents of the City of Fort Lauderdale- (Commission Districts 1, 2, 3 and 4)

Commissioner Moraitis commented on concerns in District I regarding increased air traffic noise levels in the Sunrise area. She requested Commissioner Sorensen address the possible inadvertent impact of addressing remediation of airport noise from *Fort Lauderdale International Airport (FLL)* air traffic patterns in other areas.

Commissioner Sorensen expounded on details regarding the team addressing *FLL* airport noise. Solutions are being sought to assist with noise concerns in all Districts and surrounding towns. He explained details of aircraft traffic patterns in the Sunrise area. Airplanes are making a northbound turn soon after takeoff. Commissioner Sorensen noted they were seeking way points be redirected over the ocean and further west prior to venturing north.

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

**ADOPTED**

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

**CR-6**     [20-0417](#)

Resolution Approving a Maintenance Memorandum of Agreement with the Florida Department of Transportation for Decorative Pedestrian Lighting Maintenance for Portions of State Road A1A, SE 17th Street, Fort Lauderdale Beach Boulevard, N. Ocean Boulevard and Seabreeze Boulevard - (Commission District 4)

**ADOPTED**

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

- CR-7**    [20-0444](#)    Resolution Approving a Locally Funded Agreement and an Escrow Agreement with the Florida Department of Transportation for Decorative Pedestrian Lighting for Portions of State Road A1A, SE 17th Street and Seabreeze Boulevard - \$40,698.40 - (Commission District 4)

**ADOPTED**

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

- CR-8**    [20-0471](#)    Resolution Supporting the Submittal of an Application to the Broward County Metropolitan Planning Organization for Funding through the Planning Technical Assistance Program for a LauderTrail Project Feasibility Study - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

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

- CR-9**    [20-0385](#)    Resolution Approving a Maintenance Memorandum of Agreement Inclusive Agreement for the State Road A1A Bahia Mar Pedestrian Bridge with the Florida Department of Transportation for Improvements and Assumption of Liability and Hold Harmless Agreement with Rahn Bahia Mar Walkway LLC and Rahn Bahia Mar, L.L.C. - (Commission District 2)

**ADOPTED**

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

**CONSENT PURCHASE**

- CP-1**    [20-0128](#)    Motion Approving Negotiated Fee Schedule and Continuing Contracts for Cost Estimating Consulting Services - Various Consultants - \$250,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

- CP-2**    [20-0366](#)    Motion Approving the Ranking of Firms, Negotiated Fee Schedule

and Contract Award for Asset Management Consulting Services- GHD Consulting Inc. d/b/a GHD Inc. and Jacobs Engineering Group Inc. - in the amount up to \$2,559,835 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

**CP-3**    [20-0435](#)

Motion Approving Contract for George T. Lohmeyer Regional Wastewater Treatment Plant Freight Elevator Replacement - Maverick United Elevator, LLC - \$839,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

**CP-4**    [20-0450](#)

Motion Approving Purchase of Bypass Line Pipe, Parts and Fittings from Ferguson Enterprises LLC - Invitation to Bid 12403-302 - \$527,528 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

**CP-5**    [20-0461](#)

Motion Terminating Contract No. 12278-693 with Continental Construction USA, LLC for SW 2nd Avenue Median Parking - (Commission District 4)

**APPROVED**

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

**CP-6**    [20-0463](#)

Motion Approving Increase in Funds to Contract for Uniforms - Global Trading Inc. - \$120,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

**CP-7**    [20-0479](#)

Motion Approving Increase in Funds for Web Uniform & Equipment Purchasing Program from Galls, LLC - \$240,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

**CP-8**    [20-0493](#)

Motion Approving Design-Build Contract for George T. Lohmeyer Wastewater Treatment Plant Cryogenic Plant Upgrades - PCL Contractors, Inc. - \$17,395,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

**CP-9**    [20-0516](#)

Motion Approving Change Order No. 5 for \$2,769,201 for the Addition of the North Observation Deck and Change Order No. 6 for \$5,101,060 for the Addition of the 27-Meter Dive Tower to the Aquatic Center Renovation Project - Hensel Phelps Construction Co. - \$7,870,261- (Commission District 2)

**APPROVED**

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

**CP-10**    [20-0475](#)

Motion Approving Contract for Proprietary Purchase and Utilization of Department of Justice Trust Fund for Gunshot Detection, Location and Forensic Analysis Service - ShotSpotter, Inc. - \$595,000 - (Commission Districts 2 and 3)

Vice Mayor Glassman commented on the necessity of this gunfire technology program at this time, positive feedback from his District and related details.

Police Chief Rick Maglione explained details regarding this gunfire technology known as *ShotSpotter*. There are approximately twenty (20) to twenty-five (25) sensors per square mile that can detect and identify the time, number of gunshots fired and location of the crime scene while alerting police officers. Chief Maglione expounded on additional technology details, confirming it covers four (4) square miles. Comment and discussion ensued on the increase in gun violence.

Mayor Trantalis recognized Rocco Diaz, 1201 Ponce de Leon Drive, who spoke in opposition to this item. Mr. Diaz commented on concerns regarding cost of this technology, inaccurate detection and likelihood of increased use of police force and over criminalization, and efforts of other municipalities to reduce gun violence that include increased social services.

Mayor Trantalis recognized Alexandra Lavelanet, 5654 NW 101 Drive of Coral Springs, who spoke in opposition to this item. Ms. Lavelanet commented on the significant amount of money for this technology and noted other ways the funding could be spent to assist the community during COVID-19.

Mayor Trantalis recognized Kelsey Bruce, 7175 Orange Drive, who spoke in opposition to this item. Ms. Bruce urged the Commission to use funding to support the community, i.e., reducing evictions and food insecurity during COVID-19 and expounding on her perspective on policing.

Mayor Trantalis recognized Aidan Rivas, 16321 NW 12th Street, Pembroke Pines. Mr. Rivas spoke in opposition to this item, commenting on the large amount funding for this technology during COVID-19 and urging economic relief efforts for the community.

Mayor Trantalis recognized Mary Forsythe, Lauderhill. Ms. Forsythe spoke in opposition to this item, commenting on the need to focus on gun violence prevention, explaining the need for community funding and programming.

Mayor Trantalis recognized Dennis Ulmer, 1007 NW 11 Place. Mr. Ulmer spoke in support of this item, noting the increase in gun violence, urging the Commission to support this item for increased resident safety and clarifying this technology is being funded by the United States Department of Justice (U.S. DOJ).

Mayor Trantalis recognized Jordan Bunn, 802 SW 13th Street, who spoke in opposition to this item. Ms. Bunn commented on her viewpoint and need to fund community resources and priorities, expounding on the impact on minorities and other municipal efforts.

Commissioner McKinzie inquired about participation in other municipalities. Police Chief Maglione commented on input received from the City of Miami Gardens, clarifying this technology is not a weapon. It provides the opportunity for *FLPD* to quickly reach a violent crime scene and assist life-saving efforts. He confirmed this technology is being funded by the U.S. DOJ and reiterated the area of coverage is four (4) square miles.

Chief Maglione said the area of coverage is located where there has been an increase in gun violence. The *Shotspotter* area of coverage is from Broward Boulevard north to approximately 19th Street and from the western border of the City east to Andrews Avenue. He commented on



efforts to exclude large bodies of water which would increase eastern coverage several blocks within the four (4) square mile coverage area.

In response to Commissioner McKinzie's question regarding community outreach, Chief Maglione confirmed there would be significant effort to inform the community anticipated to be a deterrent. Chief Maglione expounded on details illustrated in other municipalities who utilize *Shotspotter* technology.

In response to Mayor Trantalis' question, Chief Maglione confirmed this U.S. DOJ funding is very specific and could not be utilized for items suggested by those speaking in opposition to this item.

Vice Mayor Glassman confirmed a letter of support for this Agenda item from the *South Middle River Civic Association (Association)* and not seeing this program as militarization of the *FLPD* but a way to assist with the gun violence being experienced. He confirmed this Agenda item was previously dealt in Section *R* of Agenda item CR-3, the *Consolidated Budget Amendment Resolution*.

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

**APPROVED**

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

**CP-11** [20-0527](#)

Motion Approving the First Amendment to Contract for Construction of the Downtown Fort Lauderdale Mobility Hub Streetscape Improvements Project to Include Additional Insurance - Continental Construction USA, LLC. - (Commission District 2)

**APPROVED**

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

**MOTIONS**

**M-1** [20-0430](#)

Motion Approving an Event Agreement, Related Road Closure and Extended Hours for Music with Winterfest, Inc. for the Seminole Hard Rock Winterfest Boat Parade - (Commission Districts 1, 2 and 4)

In response to Commissioner McKinzie's question regarding sponsorship, City Manager Lagerbloom said this item allows the applicant to begin the process. There is language within the related agreement stating if the City is not allowing special events, the City

reserves the right to cancel.

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

**APPROVED**

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

**M-2**     [20-0514](#)

Motion Approving an Interlocal Agreement between Broward County and the City of Fort Lauderdale Related to COVID-19 Emergency Order Enforcement - (Commission Districts 1, 2, 3 and 4)

City Manager Lagerbloom provided a brief overview of this item. The Interlocal Agreement with Broward County (County) and other County municipalities (*ILA*) allows the County to accept reports of COVID-19 violations by the County *311 System* and assign those violations to Code Enforcement for response. The *ILA* also allows the County to distribute Coronavirus Aid, Relief, and Economic Security Act (CARES Act) funding to the City for Code Enforcement efforts.

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

**APPROVED**

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

**M-3**     [20-0258](#)

Motion Approving a Parking Lease Agreement with Las Olas SMI, LLC for Marina Parking Spaces at the Las Olas Parking Garage - 200 East Las Olas Circle - (Commission District 2)

Vice Mayor Glassman noted discussion on this item at the District II Pre-Agenda Meeting.

In response to Vice Mayor Glassman's question on Commission Agenda Memo (CAM) language regarding Las Olas SMI, LLC (*Suntex*) leasing of *Suntex Marina (Marina)* parking spaces at the *Las Olas Boulevard Parking Garage, (Parking Garage Agreement)* City Manager Lagerbloom clarified details. The first two hundred and fifteen (215) reserved parking spaces are guaranteed. The 100 general permit parking spaces are for additional parking spaces should they exist when requested.

Ben Rogers, Director, Department of Transportation and Mobility, explained the 215 reserved parking spaces are for valet, marina operations and individuals with dock space. The 100 general permit

spaces allows the *Marina* to purchase these parking space on a month-by-month basis for support staff, i.e., restaurant employees.

In response to Vice Mayor Glassman's question, Mr. Rogers confirmed the first 100 spaces are included in the lease with the Marina as part of the ground lease to assist and support Marina operations.

Mr. Rogers clarified additional parking spaces are at market rate and include a rate escalator dependent upon on location, i.e., *market permit rate x one point two-five (1.25%) percent* for the next sixty-five (65) parking spaces and *market permit rate x one point five (1.5%) percent* for the next sixty (60) parking spaces, commenting on details.

In response to Commissioner Sorensen's question regarding having a long-term lease agreement in place between *Suntex* and *The Boat Show (Agreement)*, City Manager Lagerbloom confirmed the *Agreement* between the parties had not been realized. Commissioner Sorensen requested an update on this topic. City Manager Lagerbloom expounded on recent communications with parties to the Agreement.

Vice Mayor Glassman noted his concern, commenting on related discussions and expounding on details.

Commissioner Sorensen confirmed representatives of the parties were on the line and available to explain the status of *Agreement* negotiations between *Suntex* and *The Boat Show*.

Mayor Trantalis recessed the meeting 9:00 p.m. for a short break.

Mayor Trantalis reconvened the meeting at 9:13 p.m.

Mayor Trantalis recognized Eric Metz, 1117 Citrus Isle and on behalf of *Suntex*. Mr. Metz provided a status update on *Agreement* negotiations, commenting on State level approval for related *Marina* delays due to COVID-19 currently scheduled for September 2020. He provided an update regarding Department of Sustainable Development building permitting and coordination with the Department of Public Works for a *Marina* pump station. Mr. Metz commented on the latest feedback received regarding *Agreement* negotiations.

Mayor Trantalis recognized Robert Lochrie, Esq., Lochrie and Chakas, P.A., 1401 East Broward Boulevard, on behalf of *Suntex*. Mr. Lochrie concurred with Mr. Metz' comments regarding the latest feedback on *Agreement* negotiations.

Mayor Trantalis recognized Stephanie Toothaker, Esq., on behalf of *The Boat Show*. In response to Commissioner Sorensen's question, Ms. Toothaker provided an update from her client as of 6:21 p.m. today, confirming negotiations are moving forward. There are unresolved outstanding issues and there is no *Agreement* in place.

Vice Mayor Glassman read from an email received today at 2:40 p.m. today from the *Suntex* attorney, regarding the need for updating an *Agreement* exhibit that is the remaining outstanding item.

In response to Commissioner McKinzie's questions regarding involvement with *Agreement* negotiations, City Attorney Boileau explained Staff is not negotiating the *Agreement*. *Suntex* is required to deliver an executed lease providing a long-term financial agreement of at least twenty-five (25) years with *The Boat Show* as part of the Pre-Development *Agreement* between the City and *Suntex* (*Pre-Development Agreement*).

City Attorney Boileau said the *Pre-Development Agreement* has expired and is long overdue. Staff is requesting the status. Further comment ensued. City Attorney Boileau said if the parties do not execute an *Agreement*, the City could terminate the *Pre-Development Agreement* and move on. Commissioner McKinzie commented on his perspective.

Mayor Trantalis noted outstanding items regarding *Agreement* negotiations, commenting on the need for a deferment of this item.

In response to Vice Mayor Glassman's question regarding this item's *Parking Garage Agreement*, City Manager Lagerbloom said the *Parking Garage Agreement* is a separate agreement bundled under the *Agreement*.

Vice Mayor Glassman noted the need to address related lease aspects of the *Agreement* as they are presented to the Commission. He commented that *Agreement* negotiations between *Suntex* and *The Boat Show* are at the closest point.

In response to Vice Mayor Glassman's question regarding outstanding pump station concerns, City Manager Lagerbloom confirmed the location, stating discussions are ongoing regarding details related to the pump station that include related funding responsibility. Vice Mayor Glassman expounded on his perspective.

City Attorney Boileau commented on the critical need to have an executed *Agreement* between *Suntex* and *The Boat Show*.

In response to Commissioner Sorensen's question, City Attorney Boileau confirmed *Suntex* is currently in default, there are notice requirements and the City could set a deadline. Further comment and discussion ensued. Mayor Trantalis noted the impact and delay due to the COVID-19 shutdown, commenting on extending the deadline for thirty (30) days as part of a good-faith effort.

Commissioner Sorensen commented on his viewpoint regarding the need to keep moving forward. Mayor Trantalis expounded on previously discussed significant outstanding items. Vice Mayor Glassman noted the parties involved with the pump station negotiations are the City and *Suntex*. The *Agreement* is between *Suntex* and *The Boat Show* owners.

Commissioner McKinzie commented on the repeated sticking point of the *Agreement* and his perspective. Further comment and discussion ensued on outstanding items.

Ms. Toothaker expounded on outstanding financial issues in the *Agreement*, commenting on the outstanding exhibit. Until those financial issues are resolved, her client would not sign the *Agreement*.

Mr. Metz explained the outstanding exhibit in the *Agreement* relates to *Florida Power and Light (FPL)* making sure *The Boat Show* has adequate *FPL* electrical equipment in place throughout the *Marina*, ensuring the *Marina* would be the long-term home of *The Boat Show*. He expounded on additional details, stating all financial terms of the *Agreement* had been agreed upon. Adequate *FPL* electrical equipment for boats over the duration of the *Agreement* remains outstanding.

In response to Vice Mayor Glassman's question regarding the amount of time necessary to wrap things up, Mr. Metz estimated fifteen (15) to thirty (30) days to have the *Agreement* completed with *The Boat Show*. Ms. Toothaker agreed. Further comment ensued.

Vice Mayor Glassman said he would also like to have the pump station concerns resolved within thirty (30) days. Commissioner Sorensen concurred.

In response to Mayor Trantalis' question regarding the City's obligation to *Suntex* as it relates to the *Parking Garage Agreement*, City Attorney

Boileau confirmed he would review and report back. Mr. Metz said *Suntex* would have no desire to use the *Las Olas Parking Garage* should *Agreement* negotiations not move forward. Further comment ensued.

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle commented on his perspective regarding this item, commenting that the terms of the *Parking Garage Agreement* subsidize *Suntex*. He remarked on delays of the executed *Agreement* and recommended *Suntex* be responsible for funding all costs of the *Marina* pump station.

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

**APPROVED**

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

**RESOLUTIONS**

**R-1**     [20-0484](#)

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 August 18, 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.

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

**ADOPTED**

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

**R-2**     [20-0496](#)

Resolution Approving the Use of Housing Opportunities for Persons with AIDS CARES Act (HOPWA- CV) Award and Delegating Authority to the City Manager to Execute Associated Agreements - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Shana Cartwright, 1100 N. Andrews Avenue. Ms. Cartwright discussed concerns regarding homelessness, requesting an update. Mayor Trantalis said a Staff member from the Neighbor Support Division would contact Ms. Cartwright to address concerns.

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

**ADOPTED**

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

**R-3**      [20-0526](#)

Resolution Authorizing the City Manager to Execute a Consent Order between the City of Fort Lauderdale and the State of Florida Department of Environmental Protection regarding Preventative Maintenance of the City's Community Water System - (Commission Districts 1,2,3 and 4)

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle discussed his perspective regarding this item, commenting on Community Investment Plan (CIP) concerns relative to clean drinking water and *Consent Order* items. He cited examples and discussed previous CIP Commission policy, Staff reports and consultant reports.

City Manager Lagerbloom clarified details. The *Consent Order with the Florida Department of Environmental Protection* relates to an incident in July 2019. A Florida Power and Light subcontractor drilled into an existing water supply pipe from a well field that carried untreated drinking water to the *Fiveash Water Treatment Plant*. He expounded on related details regarding addressing water valves.

Mayor Trantalis reiterated the current Commission policy commitment to move forward aggressively with the rehabilitation of infrastructure systems.

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

**ADOPTED**

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

[20-0540](#)

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

Commissioner Sorensen made a motion to extend the meeting until 11:00 p.m. and was seconded by Vice Mayor Glassman.

**APPROVED**

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

Mayor Trantalis recessed the meeting at 9:57 p.m. for a short break.

Mayor Trantalis reconvened the meeting at 10:09 p.m.

## **PUBLIC HEARINGS**

### **PH-1    [20-0497](#)**

Public Hearing and Adoption of Resolution Approving Notice of Award and Sale of City-Owned Property Located at 4270 SW 11 Street, Plantation, Florida 33317 to the City of Plantation - (Commission Districts 1, 2, 3 and 4)

At the request of the purchaser, City Manager Lagerbloom requested deferral until August 18, 2020.

Commissioner Sorensen made a motion to defer this item until the August 18, 2020 Commission Regular Meeting and was seconded by Vice Mayor Glassman.

**DEFERRED to August 18, 2020**

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

**Not Present:** 1 - Commissioner McKinzie

### **PH-2    [20-0502](#)**

Public Hearing and Adoption of Resolution Approving the Parks, Recreation and Beaches Advisory Board's Recommendation for Approval of Land Purchase of 1016 Waverly Road as Provided in the Parks and Recreation Bond Resolutions - (Commission District 2)

In response to Mayor Trantalis' question regarding prior selling prices of this property, City Manager Lagerbloom confirmed this property was sold in 2013 for \$1,052,000. In 2001 the property sold for \$1,495,000.

Luisa Agathon, Senior Assistant to the City Manager, explained the appraised values of this property. The first appraisal by *Adrian Gonzalez & Associates* values the property at \$2,625,000. The second appraisal by *The Urban Group* values the property at \$2,280,000. The average of the two appraisals is \$2,452,500.

Mayor Trantalis noted there was a house on this property when it sold in 2013. He explained details regarding the request for its demolition presented to the previous Commission. He commented on historic aspects of the property, the cost of rehabilitating the site as a usable park without impacting its historical significance and discussions with adjacent property owners.



City Manager Lagerbloom commented on property aspects for use as a future park that is located adjacent to *Major William Lauderdale Park*. Staff brought this item before the *Parks, Recreation and Beaches Board*. The *PRBB* supported the purchase of this property for future park land. The President of the *Sailboat Bend Civic Association*, confirmed its interest in this property being purchased for park land.

Trisha Logan, Historic Preservation Manager, Department of Sustainable Development, explained details regarding property use relating to its archeological condition. The property had a *Phase One Archeological Survey and Report (Survey Report)* done in 2014, confirming a number of positive archeological materials.

Ms. Logan explained the *Survey Report* recommended preserving as much of the site as possible, recommending a *Phase Two Archeological Survey* in the event of further archeological items on the property. Any future construction development outside the previous developed portion of the property should be placed on pilings to alleviate construction impact on the archeological site. She commented on additional ways to provide archeological site protection.

In response to Mayor Trantalis' questions, Ms. Logan explained recommendations in the *Survey Report* regarding future development is to preserve the western end of the site as much as possible. She commented on how the site could be used as park space. Ms. Logan recommended looking at *Miami Circle*, located on the Miami River, as an example of utilizing an archeological site as a park, expounding on design details.

Vice Mayor Glassman discussed his perspective and concerns regarding the *Adrian Gonzalez & Associates* property appraisal. He noted it did not mention the *Indian Midden (Midden)* as an archeological site which would impact what could happen on that site. Vice Mayor Glassman commented that this sixty (60) page appraisal relies heavily on owner representation of future development of sixteen (16) family homes on the site. Vice Mayor Glassman said this appraisal should be discounted.

Vice Mayor Glassman discussed his perspective regarding *The Urban Group* property appraisal, stating it references "*....and there is a potential historic Indian mound*". He explained his viewpoint on this statement and similar inaccurate statements in two (2) sections of this appraisal. One section states there are no known limitations regarding existing easements, encroachments or restrictions that would affect or place limits on the site.

The other section states there are no known public or private restrictions limiting use of this site. Vice Mayor Glassman noted this appraisal should be discounted.

Vice Mayor Glassman discussed the City purchase agreement dated March 6, 2020 with the property owner, questioning the timing of this signed agreement and vetting of information. He commented on purchase agreement concerns regarding governmental approval throughout the process on a variety of issues, purchaser termination rights and requests for a one hundred twenty (120) day purchase agreement extension that expired on July 6, 2020.

Vice Mayor Glassman discussed *Sailboat Bend Civic Association* support and its expectations for a future park on this site, explaining his perspective regarding what would be allowed on this site. He commented that should this item move forward, it would be a very passive area.

Vice Mayor Glassman suggested connecting this site with the *Major William Lauderdale Park*, removing the road and having recreational park aspects on the *Major William Lauderdale Park* site and requesting public input. He noted *Best Practices* regarding a *Midden* that include having an elevated walkway over that area, a related educational experience and passive park, expounding on details.

Vice Mayor Glassman noted there is a Banyan Tree located on this property site, commenting on its designation worthiness and ways to protect. He expounded on historical concerns raised by the *Florida Department of State Division of Historical Resources* in 2014 and Broward County when the request to destroy the home on this property was before the Commission and permitted. Vice Mayor Glassman recapped his concerns, noting a conversation with *Sailboat Bend Civic Association* who said perhaps not enough information was presented.

Commissioner Sorensen confirmed he shared Vice Mayor Glassman's concerns, requesting his direction. Vice Mayor Glassman confirmed his desire to terminate this purchase agreement. He commented on his perspective regarding aspects of park development discussed earlier, reiterating the need for the *Sailboat Bend Civic Association* to be presented with all related ramifications.

Vice Mayor Glassman confirmed his support of the City acquiring this site, noting the inflated appraisal prices discussed previously were done pre-COVID-19.

In response to Vice Mayor Glassman's question regarding the timeline for this item, City Manager Lagerbloom commented on the due diligence period and other details.

In response to Mayor Trantalis' question, Vice Mayor Glassman reiterated his perspective regarding this item, noting his position to not purchase this site at the appraised price.

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

**DEFEATED**

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

**PH-3**     [20-0498](#)

Public Hearing and Motion Approving Purchase and Sale Agreement for Real Property Located at 1016 Waverly Road under the Parks Bond for \$2,625,000 - (Commission District 2)

Mayor Trantalis opened the public hearing.

Mayor Trantalis recognized Ken Krasnow of Colliers International. Mr. Krasnow acknowledged concerns discussed in item PH-2 relating to this item, commenting on his perspective encouraging the City to have control of this waterfront site and its development as an archeological site. He noted the value of deep waterfront sites, commenting on his viewpoint that the price is fair. Mr. Krasnow said the due diligence period for this item was extended to August 3, 2020.

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

**NOT CONSIDERED**

**PH-4**     [20-0495](#)

Public Hearing and Adoption of Resolution Approving the Parks, Recreation and Beaches Advisory Board's Recommendation for Approval of the Aquatic Center Project as Provided in the Parks and Recreation Bond Resolutions and to Finance the Cost of the Project with Parks and Recreation General Obligation Bonds - (Commission District 2)

Mayor Trantalis opened the public hearing.

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

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

**ADOPTED**

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

**PH-5**     [20-0500](#)

Public Hearing and Adoption of Resolution Approving the Parks, Recreation and Beaches Advisory Board's Recommendation for Approval of the Hector Park Project as Provided in the Parks and Recreation Bond Resolutions and to Finance the Cost of the Project with Parks and Recreation General Obligation Bonds - (Commission District 4)

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

**ADOPTED**

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

**PH-6**     [20-0501](#)

Public Hearing and Adoption of Resolution Approving the Parks, Recreation and Beaches Advisory Board's Recommendation for Approval of the Virginia S. Young Park Project as Provided in the Parks and Recreation Bond Resolutions and to Finance the Cost of the Project with Parks and Recreation General Obligation Bonds - (Commission District 4)

Vice Mayor Glassman asked about the inclusion of the *Parks, Recreation and Beaches Board (PRBB)* recommendation in its May 27, 2020 Meeting Minutes for the *Hector Park* estimated \$74,500 project cost with the two exceptions as classified in the May 21, 2020 *Rio Vista Civic Association* letter regarding the water fountain and turnaround. Phil Thornburg, Director of Parks and Recreation, confirmed these two (2) items were removed from the site plan and would no longer be part of *Hector Park*.

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

**ADOPTED**

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

**PH-7**     [20-0432](#)

Public Hearing and Quasi-Judicial Ordinance Vacating Right-of-Way Identified as a 15-Foot Wide by 663-Foot Long Alley Between NW 1st Avenue and Andrews Avenue - FAT Village Properties, LLC. - Case No. PLN-VAC-19100002 - (Commission District 2)

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, Vice Mayor Glassman made a motion to close the public hearing which was seconded by Commissioner Sorensen. Roll call showed: AYES: Commissioner Sorensen, Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie and Mayor Trantalis. NAYS: None.

In response to Vice Mayor Glassman's question regarding plans to work closely with the *LauderTrail Working Group* in terms of pedestrians and cyclists, Robert Lochrie, Esq., Lochrie and Chakas, confirmed the applicant, architects and the landscape review team have been and will continue to work with *LauderTrail Working Group* on this project.

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

**PASSED FIRST READING**

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

**PH-8**     [20-0369](#)

Public Hearing and Adoption of Resolution Approving the First Amendment to the Interlocal Agreement with Broward County for Community Shuttle Service - (Commission Districts 1, 2, 3 and 4)

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

**ADOPTED**

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

**Nay:** 1 - Commissioner McKinzie

[20-0541](#)

WALK-ON - Motion to Extend Meeting One Hour

Commissioner Sorensen made a motion to extend the meeting one (1) hour until 12:00 a.m. and was seconded by Vice Mayor Glassman.

**APPROVED**

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

**ORDINANCE FIRST READING**

**OFR-1** [20-0465](#)

Ordinance Amending Section 13-58 - Fire Detecting and Extinguishing Appliances Required in or on Designated Buildings and Premises; Third-Party Reporting Requirements for all Fire Protection Systems; Siamese Connections - (Commission Districts 1, 2, 3 and 4)

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

**PASSED FIRST READING**

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

**ORDINANCE SECOND READING**

**OSR-1** [20-0486](#)

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)

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

**ADOPTED ON SECOND READING**

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

**OSR-2** [20-0508](#)

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)

Commissioner McKinzie introduced this Ordinance for the Second

Reading which was read by title only.

**ADOPTED ON SECOND READING**

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

**BUDGET ITEMS**

**BGT-1** [20-0344](#)

Resolution Setting the Fiscal Year 2021 Proposed Millage Rate and Debt Service Rate for the City of Fort Lauderdale, Setting the Millage Rate for the Sunrise Key Neighborhood Improvement District, and Acknowledging the Receipt of the City Manager's Budget Message and Proposed Budget - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle discussed his perspective regarding the *Fiscal Year 2021 Budget* assumptions, the *June 16, 2020 Commission Joint Workshop with the Budget Advisory Board (BAB)* and public statements regarding spending \$600,000,000 for infrastructure over five (5) years.

Mayor Trantalis noted this item does not address bond expenditures, explaining what this item addresses.

Laura Reece, Director of Management and Budget, explained the referenced \$600,000,000 in infrastructure spending equates as follows:

\$200,000,000 in previously issued bond debt for infrastructure work;  
\$200,000,000 in bond debt is planned in FY 2021 for stormwater infrastructure; and  
\$200,000,000 in bond debt is planned in FY 2023 for water and sewer infrastructure.

Ms. Reece confirmed a breakdown of these infrastructure Community Investment Plan (CIP) can be referenced on page eleven (11) of the proposed *Fiscal Year 2021 Budget* book. She commented on related details and confirmed she could forward related backup information.

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

**ADOPTED**

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

**BGT-2** [20-0345](#)

Motion Setting the Public Hearing Dates to Consider the Proposed

Fiscal Year 2021 Millage Rate and Budget for the City of Fort Lauderdale and for the Sunrise Key Neighborhood Improvement District - (Commission Districts 1, 2, 3 and 4)

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

**APPROVED**

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

**BGT-3** [20-0346](#)

Motion Setting the Preliminary Fiscal Year 2021 Non-Ad Valorem Assessment Rate and Public Hearing Date for the Lauderdale Isles Water Management District - (Commission District 4)

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

**APPROVED**

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

**Nay:** 1 - Commissioner McKinzie

**BGT-4** [20-0347](#)

Motion to Establish a Public Hearing date for the Proposed Fiscal Year 2021 Non-Ad Valorem Assessment - Nuisance Abatement - (Commission Districts 1, 2, 3 and 4)

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

**APPROVED**

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

**Nay:** 1 - Commissioner McKinzie

**BGT-5** [20-0348](#)

Preliminary Rate Resolution for the Fire Assessment Establishing the Estimated Fiscal Year 2021 Non-Ad Valorem Fire Assessment Rate and Authorizing a Public Hearing on September 14, 2020 - (Commission Districts 1, 2, 3 and 4)

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

**ADOPTED**

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

**Nay:** 1 - Commissioner McKinzie



**BGT-6** [20-0349](#)

Preliminary Rate Resolution for the Beach Business Improvement Assessment Establishing the Estimated Fiscal Year 2021 Non-Ad Valorem Assessment Rate and Authorizing a Public Hearing on September 14, 2020 - (Commission District 2)

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

**ADOPTED**

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

**Nay:** 1 - Commissioner McKinzie

**BGT-7** [20-0350](#)

Preliminary Rate Resolution for the Fiscal Year 2021 Non-Ad Valorem Assessment for Utility Undergrounding and Authorizing a Public Hearing on September 14, 2020 - (Commission District 2)

In response to Mayor Trantalis' question, City Manager Lagerbloom confirmed there was also an assessment in Fiscal Year 2020 related to this undergrounding project. This item starts the process for utility line undergrounding work beginning in *The Las Olas Isles* neighborhood. Comment ensued on other neighborhoods scheduled for undergrounding and ongoing efforts to address easements.

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

**ADOPTED**

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

**BGT-8** [20-0403](#)

Initial Assessment Resolution Declaring the City of Fort Lauderdale a Stormwater Management System Benefit Area, Imposing a Stormwater Assessment, and Setting a Public Hearing Date for the Proposed FY 2021 Non-Ad Valorem Assessment - Stormwater Program Management - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle discussed his perspective regarding the inequity of apportioning assessments in several areas. He inquired about the window of opportunity to challenge this assessment, whether the updated rate structure would be in place during a legal challenge and whether the stormwater plan needed updating.

Mayor Trantalis explained his understanding regarding challenging updated stormwater rates. Mr. Chettle commented on his understanding.

Mayor Trantalis recommended Mr. Chettle consult attorneys for a legal opinion. Further comment ensued regarding the timeline for receipt of future FY 2021 infrastructure bond funding.

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

**ADOPTED**

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

**Nay:** 1 - Commissioner McKinzie

## **REQUEST FOR EXECUTIVE CLOSED-DOOR SESSION**

City Attorney Alain Boileau announced that pursuant to Section 286.011, Florida Statutes, he is requesting *an Executive Closed-Door Session* be held on August 18 2020 to discuss *The City of Fort Lauderdale vs. CFS Funeral Services*, pending in the U.S. District Court in the City of Fort Lauderdale.

City Attorney Boileau said he anticipates discussions on this matter would take approximately 20 minutes.

## **CITY MANAGER REPORT**

City Manager Lagerbloom provided an update regarding a *Fort Lauderdale Police Department (FLPD)* matter, confirming ongoing cooperation with the *Florida Department of Law Enforcement (FDLE)* and the *State of Florida Attorney's Office (State Attorney's Office)* and requesting Commission input and feedback.

A *FLPD* employee had been charged through the *State Attorney's Office* and cooperation is ongoing. City Manager Lagerbloom confirmed he requested an expedited *Internal After Action Report (Internal Report)* related to the protest event. Police Chief Maglione assigned Police Department Major Dana Swisher to handle this *Internal Report* review, expounding on Major Swisher's efforts and related details. The *Internal Report* is anticipated the early part of next week.

City Manager Lagerbloom said a virtual *Citizens' Police Review Board (CPRB)* meeting will take place next week to review the use of police force at events. The *CPRB* Chair had requested additional pieces of documentation, confirming his perspective to be as responsive as possible, allowing the *CPRB* to view and evaluate information.

City Manager Lagerbloom said *FLPD* performance against *The Bobcat Report (Report)* will be provided to the Commission in writing this week, commenting on related details.

City Manager Lagerbloom noted discussions with City Attorney Boileau regarding the structure of a *FLPD Task Force (Task Force)*, driven by either the Commission or Staff in an advisory role. He confirmed outreach and positive interaction with the *National Police Foundation (NPF)* which could function as external eyes, expounding on details that would ensure public transparency and accountability.

In response to Mayor Trantalis' request, City Manager Lagerbloom provided a *Report* explanation for the public. City Manager Lagerbloom explained his understanding regarding its genesis that occurred prior to him joining the City. It was an external look into *FLPD* hiring and training programs and made recommendations regarding hiring protocol and types of training offered. It provided an assessment of the *FLPD Internal Affairs* function and hiring processes and implementing different standards.

City Manager Lagerbloom confirmed *NPF* openness to working with the City. Staff is working to provide questions, beginning with community perceptions, relationships and interaction with the *FLPD*.

City Manager Lagerbloom requested Commission feedback on a *Task Force*, expounding on details. Commissioner Moraitis commented on her perspective, including the need for *Best Practices* and Commission guidance.

Commissioner Sorensen commented on having parallel tracks, an academic track from the *NPF* in tandem with a community-driven group that would converge, share and put forward a unified approach to reshape the *FLPD*.

In response to Mayor Trantalis' suggestion to utilize the *CPRB* as the community group, based on their mission statement, and convening a Blue Ribbon Panel comprised of policing experts that may not reside in the City, Commissioner Sorensen concurred with having the Blue Ribbon Panel. Commissioner Sorensen noted the need for the *CPRB* to continue its current role for police review and oversight. He suggested a third, separate community stakeholder group headed by Commissioner McKinzie and not part of the *CPRB* that could initially be part of the Blue Ribbon Panel. Commissioner Sorensen recommended representatives

from *The Urban League* and *Black Lives Matter (BLM)* be part of that third group.

Commissioner McKinzie commented on his perspective regarding the *Report* in this process and the initial goal of the *Task Force* to provide an assessment and transparency, similar to the *CPRB* with increased oversight power and efficacy to provide recommendations and the ability to make changes. He confirmed his opposition to bringing in individuals from outside the community, expounding on details.

Commissioner McKinzie expounded on his perspective regarding the *CPRB*, stating a *Task Force* should comprise a cross-section of the community.

In response to Commissioner McKinzie's question regarding items in *Report*, City Manager Lagerbloom said its hiring recommendation screened-out almost all applicants. Further comment ensued on policy changes. Commissioner McKinzie commented on the need for a comfort level when engaging the public, expounding on details.

Commissioner McKinzie reiterated his viewpoint for an independent board having increased oversight power and autonomy to make changes if needed. Further comment ensued.

Vice Mayor Glassman confirmed he had no additional thoughts other than what has been expressed.

In response to Commissioner Sorensen's question, Commissioner McKinzie explained his perspective regarding a proposed third group meeting and receiving feedback from a Blue Ribbon Panel comprised of outside experts in the field of policing.

Commissioner McKinzie confirmed the community is emphasizing the need for a different policing culture and policy, reconfirming a *Task Force* should be comprised of a cross-section of City residents to determine needs and recommendations. He confirmed his opposition to participation from a police force driven foundation, noting the need for an independent consultant.

Commissioner Sorensen commented on his perspective, noting the *Infrastructure Task Force Committee* members include engineers.

Commissioner McKinzie discussed the message being received from the community, expounding on related community and police officer

concerns. He said the goal is to update the culture of policing and community outreach. He reiterated the need for an independent group and an outside consultant.

City Manager Lagerbloom recommended scheduling time with Commissioner McKinzie. Further comment and discussion ensued.

Commissioner Sorensen noted his perspective that a member of police enforcement could be of assistance in this process.

Commissioner McKinzie explained the current *CPRB* has a good cross-section of individuals but it does not have the tools to properly implement recommendations that would provide transparency to residents.

Mayor Trantalis confirmed the Commission can update the power and authority of the *CPRB*. He explained his perspective on including experts in the field of policing.

Mayor Trantalis recommended implementing an advisory board comprised of members of the community who would invite experts in the field of policing to provide input. Based on those conversations, the group would advise the Commission on its recommendations. Further comment ensued.

Vice Mayor Glassman commented on good conversations and input from the *Council of Fort Lauderdale Civic Associations (CFLCA)*, noting the need to involve neighborhoods as much as possible. Mayor Trantalis concurred.

City Attorney Boileau expounded on three (3) options for groups, including an informal working group that provides input, a formal committee or advisory board that could have formal requirements and specific assignments, citing examples that are at the direction of the Commission.

Mayor Trantalis noted the need for a committee or advisory board to address public notice and *Sunshine Law* transparency to ensure credibility. He requested City Attorney Boileau construct a document that would allow the Commission to enact a new advisory board, prepare a mission statement and develop a methodology for member selection.

Commissioner McKinzie commented on the need for that advisory board to be made up of City residents bringing forward a plan of action for transparency and change with no political agenda. Mayor Trantalis

concurred, noting the need to be constructive.

Commissioner Sorensen recommended the Chief of Police being part of the advisory board. Mayor Trantalis and Commissioner McKinzie did not concur, noting the goal is to provide a *FLPD* report card to move forward and alleviate the current impact on the community and the *FLPD*.

In response to Mayor Trantalis' question, Commissioner McKinzie agreed on the recommendation to empower the *CPRB* with additional responsibility. Commissioner Sorensen concurred. Mayor Trantalis confirmed the Commission would work towards this recommendation, noting City Manager Lagerbloom's prerogative to consult with outside sources on this topic.

Mayor Trantalis requested City Attorney Boileau develop a modified *CPRB Mission Statement*. City Attorney Boileau noted the need for Commission direction, noting limitations on citizen advisory boards. This topic has been litigated in the State and limitations include no direct reporting or investigations.

Mayor Trantalis commented on the need for a structured group, expounding on details, including the need for inclusion and transparency.

City Attorney Boileau suggested increasing language regarding who the *CPRB* could speak with regarding policing concerns. Mayor Trantalis commented that updating the *CPRB* investigative powers could be addressed at a later point.

Commissioner Moraitis suggested hiring a consultant to guide the *CPRB* through this process. Mayor Trantalis concurred, noting other advisory boards have a Staff member participating as an advisor. City Manager Lagerbloom confirmed he would work to provide a consultant to the *CPRB*.

In response to Commissioner McKinzie's request, City Manager Lagerbloom confirmed he would provide the Commission with a copy of *The Report*.

Commissioner Moraitis recommended community conversations to uplift the community to ensure all residents have opportunities that would include Commission policy. Mayor Trantalis recommended a Commission Workshop on that topic, noting a facilitator would likely be hired.

Commissioner Sorensen recommended having a *Commission Joint Workshop with the CPRB* to provide direction, including resident stakeholder representatives of organizations such as *BLM*.

Mayor Trantalis recommended the initial *Commission Joint Workshop with the CPRB* should only comprise the Commission and the *CPRB*. Afterwards, as recommended by Commissioner Moraitis, there could be follow-up conversations with the community regarding improvements going forward.

Commissioner McKinzie commented on his perspective, noting numerous members of the City's black community who had been working on these issues and their ability to provide valuable input.

The Commission began a *Closed-Door Session* to discuss two (2) unsolicited proposals.

20-0542

WALK-ON - Motion to Extend Meeting to 12:30 a.m.

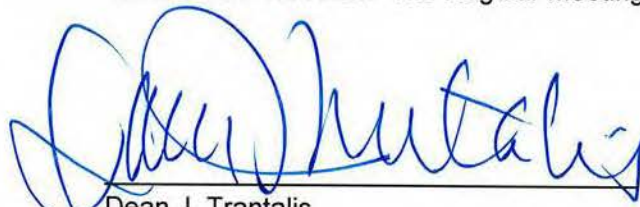
Commissioner Sorensen made a motion to extend the meeting to 12:30 a.m. and was seconded by Vice Mayor Glassman.

**APPROVED**

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

**ADJOURNMENT**

Mayor Trantalis suspended the Regular Meeting at 11:59 p.m. to hold the *Closed-Door Session*. The Regular Meeting adjourned at 12: 22 a.m.



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Dean J. Trantalis  
Mayor

ATTEST:



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Jeffrey A. Modarelli  
City Clerk