

City of Fort Lauderdale

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Meeting Minutes

Wednesday, March 8, 2023

1:30 PM

City Hall - City Commission Chambers
100 North Andrews Avenue, Fort Lauderdale, FL 33301

City Commission Conference Meeting

FORT LAUDERDALE CITY COMMISSION

DEAN J. TRANTALIS Mayor

WARREN STURMAN Vice Mayor - Commissioner - District IV

JOHN C. HERBST Commissioner - District I

STEVEN GLASSMAN Commissioner - District II

PAM BEASLEY-PITTMAN Commissioner - District III

GREG CHAVARRIA, City Manager

DAVID R. SOLOMAN, City Clerk

D'WAYNE M. SPENCE, Interim City Attorney

PATRICK REILLY, City Auditor

CALL TO ORDER

Mayor Trantalis called the meeting order at 1:37 p.m.

QUORUM ESTABLISHED

Commission Members Present: Commissioner John C. Herbst ,
Commissioner Steven Glassman, Commissioner Pamela
Beasley-Pittman, Vice Mayor Warren Sturman, and Mayor Dean J.
Trantalis

Also Present: City Manager Greg Chavarria, City Clerk David R.
Soloman, Interim City Attorney D'Wayne M. Spence, and City Auditor
Patrick Reilly

COMMUNICATIONS TO THE CITY COMMISSION

[23-0243](#)

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

***Sustainability Advisory Board (SAB)
December 19, 2022***

Communication to the City Commission:

*The Sustainability Advisory Board (SAB) provides the following
Communication to the City Commission:*

*The Sustainability Advisory Board (SAB) requests that the City of Fort
Lauderdale allow invited presenters to participate virtually in City
Board meetings when in-person participation is not feasible due to
distance and/or logistics. It is SAB's understanding that the City's
current policy does not allow virtual presentations to City advisory
boards.*

*The SAB is charged with a specific mission to research and provide
recommendations to the City Commission regarding climate change,
sea level rise, resource use, conservation, renewable energy, energy
efficiency while considering ecological, economic, and social equities.
Due to these unique issues, many of the experts who have the insight
to help Fort Lauderdale identify best practices for these difficult
challenges do not live within driving distance of the City.*

*For its November meeting, the SAB invited a government official from
Coral Gables to present on technical aspects of his City's electric*

vehicle ordinance. Due to the distance and timing of the meeting, the speaker would have been only available to present virtually and, therefore, he could not participate. This "in-person only" policy limits the SAB to learning from subject matter experts only in our local area. Therefore, the SAB requests that the Commission engage the City Manager and City Attorney in a discussion to consider allowing advisory boards to receive virtual presentations. This policy change will increase the SAB's ability to bring forth best practices in its recommendations to the City Commission and have the added benefit of reducing the carbon footprint of speaker travel.

A motion to approve the Communication to the City Commission as discussed was made by Ms. Mazza and seconded by Ms. Thordin. In a voice vote, the motion passed unanimously.

Glen Hadwen, Public Works Department Sustainability Manager, explained the SAB communication. In response to Mayor Trantalis' question, Interim City Attorney D'Wayne Spence confirmed the policy requires that only SAB Board Members participate in-person at meetings.

NEIGHBOR PRESENTATIONS

NP-1 [23-0268](#)

Fenel Antoine - First Responder Dispatch and Sidewalks

Mayor Trantalis announced Mr. Antoine was unable to attend. Mr. Antoine requested his Neighbor Presentation be rescheduled to a future Commission Conference Meeting.

CONFERENCE REPORTS

CF-1 [23-0163](#)

Quarterly Investment Report for Period Ending December 31, 2022 - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Linda Short, Finance Department Director. Ms. Short explained details regarding City investments for the period ending December 31, 2022.

In response to Mayor Trantalis' questions, Ms. Short confirmed pension funds are below the assumed rate of return. If the assumed rate of return is not achieved at the end of the Fiscal Year, the City would amortize and absorb the loss with a future contribution. Further comment and discussion ensued.

OLD/NEW BUSINESS

BUS-1 [23-0171](#)

Las Olas Initiatives - (Commission Districts 2 and 4)

Ben Rogers, Transportation and Mobility Department Director, explained this Agenda item provides a project timeline update for six (6) Las Olas Boulevard initiatives. Mr. Rogers narrated a slide presentation entitled *Las Olas Initiatives Update*.

A copy of this slide presentation is part of the backup to this Agenda item.

In response to Mayor Trantalis' questions, Mark Moshier, Florida Department of Transportation (FDOT) Construction Senior Project Manager, said Tunnel Top Park (Park) is anticipated to be completed by the end of May 2023.

Commissioner Herbst remarked on the height of the Park Terrace sidewalks over the Henry E. Kinney Tunnel (Tunnel) along SE 6th Avenue. Mayor Trantalis confirmed the intent of the Project is to create open space. Further comment and discussion ensued.

Mr. Rogers commented on building in other elements in the Park area, including landscaping. Staff will address and update the Commission.

Mayor Trantalis confirmed the need to move forward quickly with installing the Las Olas Boulevard crosswalks. Mr. Rogers confirmed.

Commissioner Glassman thanked Staff for addressing seawall resiliency.

In response to Mayor Trantalis' question regarding the type of projects eligible for Broward County Surtax funding (Surtax Funding), Mr. Rogers said that the Las Olas Mobility Project did not rank well when previously submitted. The Broward County Metropolitan Planning Organization (MPO) is only allowing submission of three (3) projects this year, and Staff had not planned to submit the Las Olas Mobility Project.

Mayor Trantalis recognized Suzee Bailey, 105 Nurmi Drive. Ms. Bailey narrated a presentation entitled *Living Seawalls*.

A copy of the presentation has been made part of the backup to this Agenda item.

Mayor Trantalis recognized Dan Lindblade, 512 NE 3rd Avenue, and on behalf of the Greater Fort Lauderdale Chamber of Commerce. Mr.

Lindblade confirmed the Chamber's support of Living Seawalls and the need to move forward with the Las Olas Mobility Project.

Mayor Trantalis recognized Janet Gualtieri, 106 Nurmi Drive. In response to Ms. Gualtieri's question, Mr. Rogers confirmed the location of the Las Olas Boulevard crosswalks at South Gordon Road and near Coral Way.

Ms. Gualtieri remarked on traffic congestion concerns some of which relate to events in the City. Mayor Trantalis remarked that this is the height of the season, which increases vehicle traffic. Mr. Rogers confirmed Staff efforts to work with Broward County and advance traffic calming measures at Broward Boulevard and SE 15th Avenue. Further comment and discussion ensued.

Mayor Trantalis recognized Jacquelyn Scott, 1626 SE 1st Street. Ms. Scott remarked on Colee Hammock's support of the Las Olas Mobility Plan.

Mayor Trantalis recognized Dr. Nancy Gassman, Public Works Department Assistant Director - Sustainability Division. Dr. Gassman explained details of the 2018 Seawall Master Plan prioritizing City-owned seawalls that need to be elevated to ensure resiliency. This effort includes installation of a sheet pile all the way down to bedrock and adding a concrete cap to the top. She commented that living seawalls are primarily pilot projects at this time. The limited amount of funding has been used to prioritize repair and elevate existing City seawalls. Further comment and discussion ensued.

In response to Mayor Trantalis' questions, Dr. Gassman reiterated living seawalls are new and remarked on related funding challenges and future opportunities to retrofit the seawalls.

In response to Vice Mayor Sturman's question regarding the City having its own pilot program for living seawalls, Dr. Gassman reiterated it is a funding issue related to prioritizing a pilot living seawall project or continuing efforts to elevate the seawalls.

In response to Mayor Trantalis' question, City Manager Chavarria said Staff could investigate a vendor and costs associated with a living seawall pilot project and meet with stakeholders.

Commissioner Herbst remarked on the large amount of seawall repair work needed, funding needs and moving forward in the most effective way possible. Mayor Trantalis discussed the opportunity and costs related to protecting the environment. Further comment and

discussion ensued.

In response to Commissioner Beasley-Pittman's question, Alan Dodd, Public Works Department Director, explained City seawalls are designed for a fifty (50) year minimum lifespan.

Vice Mayor Sturman recommended starting a dialogue regarding incorporating living seawalls to determine available opportunities.

BUS-2 [23-0271](#)

Update on the City Attorney Search - (Commission Districts 1, 2, 3 and 4)

Jerome Post, Human Resources Department Director, reviewed the proposed timeline for City Attorney recruitment. Staff has put forward a draft job description and a recruitment brochure for Commission review and is ready to post. He commented on the Commission moving forward with a City Attorney Search Committee (CASC) for the City Attorney position.

In response to Vice Mayor Sturman's question, Mayor Trantalis recommended Commission Members provide their CASC appointments to Staff.

Mr. Post requested Commission direction for Staff to place a resolution on the next Commission Meeting Agenda establishing a CASC. In response to Mr. Post's question, Mayor Trantalis confirmed one (1) CASC appointee per Commission Member. Commissioner Glassman concurred and remarked on related details. Further comment and discussion ensued.

In response to Mayor Trantalis' question, Interim City Attorney Spence confirmed that a CASC appointee must either reside or work in the City.

BUS-3 [23-0273](#)

Discussion - Inter Miami/Lockhart Park - (Commission District 1)

Mayor Trantalis recognized Stephanie Toothaker, Esq., on behalf of Miami Beckham United/Inter Miami CF (Inter Miami). Ms. Toothaker introduced co-counsel Chris Smith, Esq., and Pablo Alvarez, Esq., Inter Miami CF Vice President and General Counsel.

Ms. Toothaker narrated a slide presentation entitled *Miami Beckham City Commission Presentation*.

A copy of the presentation has been made part of the backup to this Agenda item.

Mayor Trantalis acknowledged Inter Miami's contribution to the City and confirmed the need to discuss the Comprehensive Agreement between the City and Miami Beckham United that includes a schematic design for Inter Miami's development of the twenty (20) acres on the southern portion of Lockhart Park (Lockhart Park), including various playing fields, a water feature, a dog park, and other amenities.

In response to Mayor Trantalis' questions, Mr. Alvarez said when the City is ready, Inter Miami is prepared to move forward with the deliverables included in the Comprehensive Agreement. Mr. Alvarez noted delays related to some Commission Members expanding the vision for Lockhart Park. Further comment and discussion ensued.

Mayor Trantalis discussed his recollection and noted an area of Lockhart Park was set aside for the Community Center at the City's expense. The other amenities in the schematic design would be the responsibility of Inter Miami. Mr. Alvarez confirmed. In response to Mayor Trantalis' question, Mr. Alvarez said Inter Miami would proceed when the City confirms a final design. Mr. Alvarez remarked on provisions in the Comprehensive Agreement regarding what will be developed and the need for a mutual agreement. Further comment and discussion ensued.

Commissioner Herbst commented that Staff and AECOM's design of Lockhart Park was completed in June 2021, and the Commission approved a one (1) year extension to Inter Miami's construction timeline. In response to Commissioner Herbst's question, Mr. Alvarez commented on his understanding of the next steps. The Commission would have to approve the design, identify funding, and agree to Inter Miami's costs versus offsets, i.e., reimbursements for the demolition costs and funding building permit fees.

Commissioner Herbst commented that the City is prepared to move forward. The Parks Bond includes funding for Lockhart Park items not covered by the Comprehensive Agreement. His goal is to adhere to the four (4) corners of the Comprehensive Agreement. The City will pay for items not covered under the Comprehensive Agreement, and Inter Miami will pay for Lockhart Park amenities included in the Comprehensive Agreement. Commissioner Herbst remarked on extensive community stakeholder meetings and input that resulted in the AECOM's design plan for Lockhart Park (Design Plan).

In response to Mayor Trantalis' question, Commissioner Herbst handed out the Design Plan. Commissioner Herbst noted the only modification to the Design Plan was to convert one (1) of the

multi-purpose fields to accommodate sixteen (16) pickleball courts. Commissioner Herbst confirmed his discussion with City Manager Chavarria requesting Staff to move forward with a task order for AECOM to finalize the Design Plan and determine final pricing.

In response to Mayor Trantalis' questions, Commissioner Herbst confirmed he shared the Design Plan during negotiations with Inter Miami. AECOM would finalize the Design Plan and pricing.

Commissioner Herbst confirmed the need for the Commission to request Staff review the Comprehensive Agreement and determine which components of the Design Plan are covered under the Comprehensive Agreement and the responsibility of Inter Miami. Other Design Plan components, i.e., the pickleball courts and the Community Center, would be funded by the Parks Bond. City Manager Chavarria confirmed Staff would work with AECOM to provide the final Design Plan and costs for Commission approval.

City Manager Chavarria requested Commission direction regarding two (2) items, the pending Temporary Certificate of Occupancy (TCO) for the Inter Miami Stadium, expiring on March 12, 2023, and parking for Inter Miami games. Commissioner Herbst noted that issuing a Certificate of Occupancy is contingent upon payment of \$1,300,000 in outstanding building permit fees. He cautioned on negotiating from the dais and noted other City public-private partnership entities paid its building permit fees.

In response to Commissioner Herbst's question, Interim City Attorney Spence confirmed the Comprehensive Agreement provides for Inter Miami to pay all construction costs and opined on his legal perspective. Mr. Alvarez discussed his viewpoint regarding the party responsible for paying building permit fees. Further comment and discussion ensued regarding oral agreements made after the execution of the Comprehensive Agreement and Inter Miami parking fees paid to the City.

Mr. Alvarez proposed mediation, allowing a third party to assist with resolving outstanding issues and determining an equitable solution. Mayor Trantalis remarked on considering mediation to bring closure to this topic, and commented on his understanding of items agreed to by the City. Mr. Alvarez confirmed he is ready and willing to move forward with mediation. Further comment and discussion ensued.

Commissioner Herbst discussed a path forward that includes directing City Manager Chavarria to issue a task order to AECOM, moving forward with the construction of Lockhart Park, and working out the

cost issues later.

Mayor Trantalis said construction and issues related to the TCO could travel down parallel paths. He confirmed the next steps would be to issue the AECOM task order and extend the TCO. Mayor Trantalis expounded on his viewpoint and his understanding of details related to this topic.

Interim City Attorney Spence requested clarification regarding the self-help clause included in the Comprehensive Agreement that states if Inter Miami does not build at Lockhart Park within a certain amount of time, the City can construct and charge Inter Miami for those costs. Mayor Trantalis said the City would not pursue the self-help clause and would move forward with the Design Plan.

In response to Commissioner Herbst's questions regarding mediation, Mayor Trantalis discussed a sixty (60) day mediation timeline and the need for the Commission to weigh in on this topic. Interim City Attorney Spence said Staff would send a list of recommended mediators to be exchanged with Inter Miami for selection. He noted that the mediator would control the timeline of the mediation process.

In response to City Manager Chavarria's question, Mayor Trantalis confirmed the City would extend Inter Miami's access to parking at Lockhart Park by sixty (60) days. Further comment and discussion ensued regarding details related to parking fees. Mayor Trantalis commented on the ability to extend the TCO by sixty (60) days. Commissioner Herbst noted his viewpoint regarding negotiating from the dais.

Mayor Trantalis recognized Ted Inserra, 912 SW 19th Street. Mr. Inserra discussed his opposition to details related to this Agenda item.

In response to Interim City Attorney Spence, Mayor Trantalis clarified that the Commission is not directing Building Officials regarding extending the TCO, and it is not the intent of the Commission to impose itself on the authority of Building Officials.

Vice Mayor Sturman confirmed support for Commissioner Herbst's efforts to complete Lockhart Park and both parties continuing negotiations. Commissioner Herbst remarked on the need to discontinue negotiations due to planned mediation efforts.

BUS-4 [23-0293](#)

Discussion - Florida Department of Education Course Code
Directory Exclusions - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis discussed how the Florida Department of Education

(FDE) Course Code Directory's exclusion of Advance Placement African American Studies (APAAS) continues to evolve and remarked on waiting until the end of the State Legislative Session. Further comment and discussion ensued.

Commissioner Beasley-Pittman remarked on the Broward County Commission's resolution on this topic, the need to express the position of the Commission regarding APAAS, and urging the Broward County School Board (School Board) to take a position. Further comment and discussion ensued.

In response to Mayor Trantalis' question, Daphnee Sainvil, Government Affairs & Economic Development Manager, confirmed her understanding that the School Board had not yet taken a position on the APAAS issue. Mayor Trantalis remarked on an entire gamut of restrictions being imposed and recommended that Ms. Sainvil research and provide an update before Commission action. Ms. Sainvil confirmed. Further comment and discussion ensued.

Vice Mayor Sturman confirmed his support of Commissioner Beasley-Pittman's perspective and discussed his viewpoint.

Commissioner Glassman commented on the proposed action at the state level regarding APAAS and related concerns. He commented on the Commission pursuing a more general resolution regarding numerous legislative efforts impacting the City. Commissioner Glassman remarked on other education options the state is pursuing and his perspective regarding other important issues. Further comment and discussion ensued.

Commissioner Beasley-Pittman discussed her viewpoint and remarked on the importance of not diluting the position of the Commission on important issues such as APAAS and addressing issues of importance to the City as they arise.

Commissioner Herbst explained his viewpoint and would only vote on resolutions related to City business.

Vice Mayor Sturman concurred with Commissioner Beasley-Pittman's perspective.

Ms. Sainvil remarked on Commissioner Glassman's suggestions to issue a general statement or letter. She discussed the adopted Legislative Program, allowing flexibility to advocate on issues of importance to the City. Further comment and discussion ensued.

In response to Commissioner Beasley-Pittman's question, Ms. Sainvil recommended issuing a resolution to the School Board urging them to oppose items of concern related to recent education items. Further comment and discussion ensued.

Commissioner Glassman remarked on communicating the Commission's position to the School Board and questioned the content of a resolution to them. Mayor Trantalis commented on the Commission expressing support for continuing APAAS history and the School Board's efforts to include APAAS courses in its curriculum. Further comment and discussion ensued.

In response to Mayor Trantalis' question, Zoie Saunders, Chief Education Officer, confirmed the Education Advisory Board is exploring the new and proposed legislation, how it would be implemented, and defining the roles of the School Board and the City.

Mayor Trantalis discussed his perspective regarding issuing resolutions and would support the Commission's decision regarding adopting a resolution. Further comment and discussion ensued.

Commissioner Glassman remarked on the genesis of this topic and the need to communicate to the state regarding education and social issues.

Vice Mayor Sturman discussed his viewpoint and the need to support education. He acknowledged Commissioner Herbst's perspective and remarked on the Commission weighing in on social issues and the need to consider related ramifications. Further comment and discussion ensued.

In response to Commissioner Glassman's question, Commissioner Beasley-Pittman explained her perspective to make a statement on the Commission's position regarding APAAS, beginning with the School Board. Commissioner Glassman recommended Commissioner Beasley-Pittman review the City's proposed Resolution and the City of Miramar and Broward County's related resolutions and work with Interim City Attorney Spence to present a Resolution for Commission consideration. Further comment and discussion ensued.

CITY COMMISSION REPORTS

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

Commissioner Herbst discussed the positive feedback from Shane

Strum, Broward Health President and CEO, regarding the Beach Community Center as a potential location for a Broward Health Emergency Room Medical Service (ERMS) facility on the barrier island. He asked Broward Health to present this opportunity to the Galt Mile Community Association.

In response to Mayor Trantalis' questions, Commissioner Herbst confirmed the Beach Community Center would remain and explained related details. Parking for the ERMS facility would be accommodated within the structure.

Vice Mayor Sturman remarked on his support and the positive opportunity this presents to the community and commented on related details.

In response to Mayor Trantalis' questions regarding the process related to this opportunity, Interim City Attorney Spence confirmed Staff would research and provide an update.

Commissioner Herbst noted Circuit Transit would begin its transportation service in District 3 and discussed the significant ridership increase. He commented on efforts to expand Circuit Transit to District 1 and the possibility of utilizing the Broward County Transportation Surtax funding. Commissioner Herbst requested Commission support and directing the City Manager to explore related options.

Commissioner Beasley-Pittman commented on the need for increased funding for the Sistrunk Festival moving forward and expounded on related details. She discussed the new Holy Cross Hospital Walk-In Facility at the L.A. Lee YMCA/Mizell Community Center. Commissioner Beasley-Pittman remarked on upcoming Broward League of Cities events and her attendance at a recent meeting that discussed School Resource Officer (SRO) staffing at municipal schools and lack of reimbursement from the Broward County School Board (School Board).

In response to Mayor Trantalis' question regarding the City receiving reimbursement from the School Board for SROs, City Manager Chavarria said the City had not received reimbursement. Mayor Trantalis remarked on the need to pursue reimbursement and commented on his viewpoint regarding the delay. Further comment and discussion ensued.

Commissioner Glassman reiterated the need for Staff to address negative resident feedback associated with special events on the

beach and cited examples. He discussed resident input about not approving any additional special events on the beach. Further comment and discussion ensued.

Commissioner Glassman discussed attending a Downtown Development Authority (DDA) Forum and business panel discussions regarding new businesses in the City and the pedestrian safety concerns associated with the homeless population. The areas of concern on the barrier island include the vicinity of Sunrise Lane and State Road A1A (A1A), Sunrise Boulevard between A1A and the Intracoastal Bridge, and from the bridge to the 7-Eleven store. He remarked on previous requests to activate the Police Substation at Las Olas Oceanside Park and the need to be more conscientious.

Commissioner Herbst said he discussed the topic of beach events with City Manager Chavarria and recommended this be scheduled as a future Conference Agenda item and revisiting the number of beach events, street closure scheduling, etc.

Mayor Trantalis remarked on his recent experience with special event road closures. He confirmed the need for the Commission to meet and consider limiting the number of events on the barrier island.

Vice Mayor Sturman concurred and remarked on resident input regarding similar concerns related to the number, scope, and size of events on the beach, impacting residents' quality of life.

Vice Mayor Sturman acknowledged Staff's efforts regarding the Tree Ordinance and commented on feedback and discussions with Interim City Attorney Spence and City Manager Chavarria about moving forward.

Vice Mayor Sturman remarked on a Letter of Agreement between River Lofts on Fifth LLC, River Lofts Park, LLC (River Lofts Developer), and Tarpon River Civic Association (Agreement). Interim City Attorney Spence explained related details. The Agreement is between the private parties in which the developer agreed to certain contingencies in return for the Tarpon River Civic Association's (Association) support of their development application. The conditions in the Agreement were not made part of the development approval process. The parties would need to resolve this among themselves. In response to Vice Mayor Sturman's question, Interim City Attorney Spence said the City does not have a role in supporting the Association in its efforts.

Vice Mayor Sturman remarked on momentum related to utilizing the

County facility known as the Stockade to address homelessness. Mayor Trantalis discussed previous input on this topic from County Commission Members, the opportunity to redesign and repurpose a portion of the Stockade to house the homeless, and directing City Manager Chavarria to reach out to the County Administrator to determine the viability of this opportunity. Vice Mayor Sturman confirmed he would work to obtain support from the medical community. Further comment and discussion ensued.

Commissioner Glassman remarked on the successful efforts of the Task Force for the Homeless. Further comment and discussion ensued regarding efforts to address homelessness.

Vice Mayor Sturman remarked on allowing his term as Vice Mayor to correlate with the November election cycle. Further comment and discussion ensued regarding the need to adhere to the City Charter until the Charter Revision Board makes its Charter update recommendations.

Mayor Trantalis remarked on his recent attendance at a U.S. Conference of Mayors Climate Summit in Coral Gables.

In response to Mayor Trantalis' question, Rufus James, Fort Lauderdale Executive Airport (FXE) Director, discussed the upcoming grand opening of Atlantic Aviation, the second busiest fixed-base operator in the country, and explained details related to Atlantic Aviation's significant capital investment at FXE.

Mayor Trantalis discussed Homeowner's Associations' (HOA) efforts to restrict short-term rentals by enacting restrictive HOA covenants. He discussed his request for Interim City Attorney Spence to opine on the viability of this avenue for restricting vacation rentals and explained related details.

Mayor Trantalis remarked on the negative impact of illegal vehicle activity in the beach area and the need for increased funding for a greater Police presence to deter it.

In response to Mayor Trantalis' question, Interim City Attorney Spence confirmed he would research and update the Commission on litigation in the federal court regarding panhandling activity in the City.

CITY MANAGER REPORTS

City Manager Chavarria explained Staff efforts to address items discussed by Commission Members: The Broward County School

Board will provide an update regarding the SRO contract on March 9, 2023; Initial discussions have begun with Greg Stuart, Broward County Metropolitan Planning Organization (MPO) Executive Director, regarding expanding Circuit transportation to District 1; A new Police Officer was hired for the barrier island beach area. There will be increased homeless outreach efforts by Neighbor Support, and Staff will work towards additional grant funding to address homelessness; The Police Department is working to address dangerous vehicle behavior on the barrier island; and Staff will schedule a special event Conference Agenda item in April 2023, to review the number of special events held and a cost comparison of amounts charged by event organizers in other municipalities.

City Manager Chavarria noted that federal funding earmark requests are due on March 15, 2023, and general appropriation requests are due on March 27, 2023.

Interim City Attorney Spence requested Commission direction related to 500 Hendricks LLC's (Applicant) seven (7) unit development at 500 Hendricks Isle located in District 2 and explained details regarding related litigation. The Planning and Zoning Board approved the Applicant's request for a yard modification which was a Commission Call-Up item outside the period allowed for final action per Florida Statute. The Applicant submitted two (2) court challenges, which included a *writ of certiorari* that was granted and the City is appealing in the Fourth District Court of Appeals. A *writ of mandamus* was also granted, compelling the City to issue a development order according to the Planning and Zoning Board's approval of the yard modification. Interim City Attorney Spence requested Commission direction regarding moving forward with an appeal of the *writ of mandamus*.

In response to Mayor Trantalis' question, Commissioner Glassman confirmed his recommendation to proceed with an appeal of the *writ of mandamus*. Vice Mayor Sturman confirmed his support of Commissioner Glassman's recommendation. Commissioner Herbst explained his opposition. Commissioner Beasley-Pittman confirmed her support of moving forward with the appeal of the *writ of mandamus*. Mayor Trantalis confirmed a consensus to move forward with the appeal.

ADJOURNMENT

Mayor Trantalis adjourned the meeting at 4:50 p.m.