

City of Fort Lauderdale

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

www.fortlauderdale.gov/fltv

www.youtube.com/cityoffortlauderdale

Cable Television - Comcast Channel 78 and AT&T U-verse Channel 99



Meeting Minutes

Tuesday, April 4, 2023

6:00 PM

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

City Commission Regular 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 to order at 6:16 p.m.

Pledge of Allegiance

John Saunders, Harbordale Elementary School Third Grade Student

MOMENT OF SILENCE**ROLL CALL**

Present: 5 - Commissioner John C. Herbst, Commissioner Steven Glassman, Commissioner Pam Beasley-Pittman, Vice Mayor Warren Sturman and Mayor Dean J. Trantalis

QUORUM ESTABLISHED

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

Approval of MINUTES and Agenda

[23-0365](#)

Minutes for March 8, 2023, Commission Conference Meeting and March 8, 2023, Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

Commissioner Glassman made a motion to approve the Meeting Minutes and the Agenda and was seconded by Commissioner Beasley-Pittman.

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

Foreign Dignitary Presentation

Mayor Trantalis recognized the Japanese Consul General for Miami Kazuhiro Nakai and thanked Consul General Nakai and his staff for their visit to the City. Mayor Trantalis commented on earlier discussions with Consul General Nakai about the importance of international relations between Japan and the City forming a new Japanese-American organization in South Florida. Mayor Trantalis presented General Consul

Nakai with tokens of appreciation from the City.

General Consul Nakai remarked on the robust friendship between Japan and the City, the numerous Japanese companies operating in the City, the promotion of cruising business ties between Japan and Fort Lauderdale, Japanese language courses offered in Broward County schools, and the induction of twenty-nine (29) Japanese swimmers into the International Swimming Hall of Fame.

PRESENTATIONS

PRES- [23-0368](#)

1

Commissioner Herbst to present a Proclamation declaring April 2023, as Autism Awareness Month in the City of Fort Lauderdale

Commissioner Herbst presented a Proclamation to Steffen Lue of the Dan Marino Foundation, Police Chief Patrick Lynn, and Fort Lauderdale Police Department Staff declaring *April 2023, as Autism Awareness Month in the City of Fort Lauderdale*, reading the Proclamation in its entirety. Mr. Lue thanked the Commission for recognizing the importance of *Autism Awareness Month*.

Mr. Lue presented an *Accept Without Limits* Flag to the City, symbolizing the efforts of the Dan Marino Foundation and autism awareness.

PRESENTED

PRES- [23-0369](#)

2

Commissioner Glassman to present a Proclamation declaring April 2023, as National Fair Housing Month in the City of Fort Lauderdale

Commissioner Glassman presented a Proclamation declaring *April 2023, as National Fair Housing Month in the City of Fort Lauderdale*, reading the Proclamation in its entirety.

Charmaine Williams, Education & Outreach Coordinator at HOPE, Inc., accepted the Proclamation and remarked on the fifty-five (55) years since the enactment of the Fair Housing Act and the outstanding efforts of the City in the furtherance of fair housing. Ms. Williams thanked the Commission for recognizing the importance of fair housing.

PRESENTED

PRES- [23-0370](#)

3

Commissioner Beasley-Pittman to present a Proclamation declaring April 10-14, 2023, as National Community Development Week in the City of Fort Lauderdale

Commissioner Beasley-Pittman presented a Proclamation declaring *April 10-14, 2023, as National Community Development Week in the*

City of Fort Lauderdale, reading the Proclamation in its entirety.

Rachel Williams, Housing and Community Development Manager, accepted the Proclamation and commented on community development services offered in the City and cited examples. Ms. Williams thanked the Commission for recognizing community development efforts.

PRESENTED

PRES- [23-0371](#)
4

Commissioner Beasley-Pittman to present a Proclamation declaring April 2023, as Second Chance Month in the City of Fort Lauderdale

Commissioner Beasley-Pittman presented a Proclamation declaring *April 2023, as Second Chance Month in the City of Fort Lauderdale*, reading the Proclamation in its entirety.

Joshauwa Brown with the *Step Up!* organization accepted the Proclamation and expounded on the importance of providing second chance opportunities to individuals. Mr. Brown thanked the Commission for recognizing the importance of providing individuals with tools to ensure a second chance.

PRESENTED

PRES- [23-0372](#)
5

Vice Mayor Sturman to present a Proclamation declaring April 2023, as Water Conservation Month in the City of Fort Lauderdale

Vice Mayor Sturman presented a Proclamation declaring *April 2023, as Water Conservation Month in the City of Fort Lauderdale*, reading the Proclamation in its entirety. Cesar Alza, Regional Water Facilities Manager, remarked on his long career in water conservation and expounded on related details. Mr. Alza accepted the Proclamation and thanked the Commission for recognizing the importance of water conservation.

PRESENTED

PRES- [23-0373](#)
6

Mayor Trantalis to present a Proclamation declaring April 2023, as Child Abuse Prevention Month in the City of Fort Lauderdale

Mayor Trantalis presented a Proclamation declaring *April 2023, as Child Abuse Prevention Month in the City of Fort Lauderdale*, reading the Proclamation in its entirety. Nicholas Hessing, Government Affairs Manager - Children Services Council, commented on the importance of every child having the opportunity to grow up and achieve their full potential, which is only possible when they are raised in a nurturing and safe environment. Mr. Hessing accepted the Proclamation and thanked the Commission for recognizing the importance of preventing child

abuse.

PRESENTED

ANNOUNCEMENT

Mayor Trantalis announced and invited everyone to attend the *Joanne Smith Botanical Garden Dedication Ceremony at Stranahan Park* tomorrow, April 5th, 2023, at 11:30 a.m.

CONSENT AGENDA PUBLIC COMMENT

Mayor Trantalis explained procedures and details regarding how members of the public could speak on Consent Agenda items.

CONSENT AGENDA

Mayor Trantalis announced that the following Consent Agenda item was pulled by a Commission Member for separate discussion.

CP-1 Commissioner Beasley-Pittman

Approval of the Consent Agenda

Vice Mayor Sturman made a motion to approve the Consent Agenda and was seconded by Commissioner Herbst.

Approve the Consent Agenda

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

CONSENT MOTION

CM-1 [23-0255](#) Motion Approving FY 2023 Beach Business Improvement District (BBID) Grant Participation Agreement with Lauderdale Air Show, LLC - \$75,000 - (Commission District 2)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

CONSENT RESOLUTION

CR-1 [23-0088](#) Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2023 - Appropriation - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

CONSENT PURCHASE

CP-1 [23-0256](#) Motion Approving an Agreement and Change Order No. 1 for the HVAC Replacement at Public Works Administration Building, located at the Five Ash Complex - Koldaire Inc. - \$180,844 - (Commission Districts 1, 2, 3 and 4)

In response to Commissioner Beasley-Pittman's question, Assistant City Manager Susan Grant explained funding for the HVAC replacement at the Fiveash Water Treatment Plant would be funded from the Water and Sewer Enterprise Fund, not the General Fund.

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

APPROVED

Yea: 4 - Commissioner Herbst, Commissioner Glassman, Vice Mayor Sturman and Mayor Trantalis

Nay: 1 - Commissioner Beasley-Pittman

CP-2 [23-0290](#) Motion Approving the Purchase of Liquid Oxygen - VirtAir Inc. - \$697,200 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

CP-3 [23-0311](#) Motion Approving Change Order No. 11 for Associated Professional Services - Infor (US), Inc. - \$584,335 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

CP-4 [23-0316](#) Motion Approving a Construction Agreement for Traffic Improvements on NW 18th Court Near Bass Park - Sagaris Corp. - \$131,000 - (Commission District 3)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

MOTIONS

- M-1** [23-0303](#) Motion Approving an Event Agreement and Request for Music Exemption for Cinco De Mayo (Tacocraft) - (Commission District 2)
- Commissioner Glassman made a motion to approve this Agenda item and was seconded by Vice Mayor Sturman.
- APPROVED**
- Yea:** 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis
- M-2** [23-0304](#) Motion Approving Event Agreements and Related Road Closures for 2023 Walk Like MADD & MADD Dash Fort Lauderdale 5K, Rotary Club of Fort Lauderdale Pirate Fest and MASS District Events - (Commission Districts 2 and 4)
- Commissioner Glassman made a motion to approve this Agenda item and was seconded by Commissioner Herbst.
- APPROVED**
- Yea:** 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis
- M-3** [23-0264](#) Motion Approving an Agreement to Provide Generators for the George T. Lohmeyer Wastewater Treatment Plant - Cummins Inc. - \$7,683,812.36 (Commission Districts 1, 2, 3 and 4)
- Commissioner Glassman made a motion to approve this Agenda item and was seconded by Vice Mayor Sturman.
- APPROVED**
- Yea:** 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

NEIGHBOR PRESENTATIONS

- NP-1** [23-0376](#) William Schneider - Boat Ramp Access for Tours
- William Schneider gave a Neighbor Presentation about his jet ski tour business, which has launched from George English Park (Park) since 2014. The company's business office is located at a different site. Florida Fish and Wildlife Conservation Commission (FWC) certified guides lead the company's jet ski tours. The Police Department Marine Units are not allowing his jet skis business to operate from the Park Boat Ramp.

Mayor Trantalis described concerns of area homeowners due to small watercraft exceeding allowed speeds. Mr. Schneider noted that his employees promote slow-speed sightseeing tours and adhere to minimum wake speeds. Further comment and discussion ensued.

In response to Mayor Trantalis' questions, Phil Thornburg, Parks and Recreation Department Director, explained his understanding that Police Department Marine Unit enforcement interprets the situation as Mr. Schneider runs a business out of the Park, which is not permitted. Mr. Schneider reiterated his business office is located in another area of the City. Mr. Thornburg noted another business, Blue Moon, has a City license to operate jet skis out of the Park. Blue Moon has a contract with the City, which went out to bid and is authorized to run a business out of the Park.

Mr. Schneider reiterated his need to have access to the waterway at the Park. Interim City Attorney D'Wayne Spence provided his viewpoint and commented that onsite personnel should be allowed to implement Park rules. Mr. Schneider can address concerns through available various mechanisms but not through a Neighbor Presentation. Further comment and discussion ensued. Mayor Trantalis recommended Mr. Schneider discuss this topic with District 1 Commissioner Herbst.

RECEIVED

RESOLUTIONS

R-1 [23-0364](#)

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

City Clerk David Soloman read the names of Board and Committee nominees for appointment and/or reappointment at the April 18, 2023, Commission Regular Meeting.

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

Vice Mayor Sturman introduced this Resolution as amended which was read by title only.

ADOPTED AS AMENDED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

R-2 [23-0296](#)

Resolution Approving a Request for a Special Permit to Extend Construction Hours for the Pier Sixty-Six Hotel & Marina

Development Subject to the Requirements of Section 17-10 - Construction of Large or Complex Projects (Transportation and Non-Transportation) of the City of Fort Lauderdale's Code of Ordinances District - (Commission District 4)

Mayor Trantalis recognized Chris Gandolfo on behalf of Tavistock Development. In response to Mayor Trantalis' question, Mr. Gandolfo gave a short historical background of the Tavistock Development's Pier 66 Project (Project). A noise mitigation plan for the Project was developed when it began prior to COVID. The Project was halted due to COVID and restarted in 2022. This Agenda item is requesting a 5:00 a.m. start time for the operation of trucks with the goal of getting the trucks off the road early enough in the morning to not impact morning rush hour traffic. Further comment and discussion ensued.

In response to Mayor Trantalis' question, Vice Mayor Sturman said he brought up this Agenda item at the District 4 Pre-Agenda Meeting, and residents did not have a problem.

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

ADOPTED

Yea: 4 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

Nay: 1 - Commissioner Herbst

R-3 [23-0336](#)

Resolution Authorizing the City Manager to Execute a Communication Services Tax Agreement with the Florida Department of Revenue - (Commission Districts 1, 2, 3 and 4)

In response to Mayor Trantalis' questions, Assistant City Manager Susan Grant explained this Agenda item provides access to the State of Florida Department of Revenue database and allows data sharing.

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

ADOPTED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

R-4 [23-0227](#)

Resolution Approving an Agreement for Employee Health Center Administration and Business Associate Agreement, and Waiving Division 2, Purchasing, of Chapter 2, Article V of the Code of Ordinances of the City of Fort Lauderdale, Florida, for Purchases of

Goods and Services - Marathon Health, LLC - (Commission Districts 1, 2, 3 and 4)

Commissioner Beasley-Pittman introduced this Resolution which was read by title only.

ADOPTED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

R-5 [23-0381](#)

Quasi-Judicial Resolution Approving a Design Deviation Request for a Site Plan Level II Development Permit - South of River Associates, LLC - 633 SE 3rd Ave - Case No. UDP-S22042 - (Commission District 4)

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

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

Mayor Trantalis opened the public hearing.

There being no one wishing to speak on this item, Commissioner Herbst made a motion to close the public hearing and was seconded by Commissioner Glassman. Roll call showed: AYES: Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

Commissioner Glassman introduced the Resolution to approve which was read by title only.

ADOPTED - Approving

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

PUBLIC HEARINGS

PH-1 [23-0120](#)

Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from Residential Multifamily High Rise/Medium High Density (RMH-25) District to Parks, Recreation and Open Space (P) District - 4201 N. Ocean Boulevard - City of Fort Lauderdale - Case No. UDP-Z22020 - (Commission District 1)

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.

Mayor Trantalis opened the public hearing.

There being no one wishing to speak on this item, Commissioner Herbst made a motion to close the public hearing and was seconded by Commissioner Glassman. Roll call showed: AYES: Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, and Mayor Trantalis

In response to Commissioner Glassman's questions regarding rezoning of the original thirty (30) parcels as parks, which were part of the original initiative, Phil Thornburg, Parks and Recreation Department Director, explained his understanding that approximately fourteen (14) parcels had been rezoned as parks thus far. Two (2) additional groups are currently moving through the process and are in the Development Services Department.

Commissioner Glassman remarked on his understanding that seventeen (17) parcels were rezoned as parks. Further comment and discussion ensued. Chris Cooper, Development Services Department Director, confirmed Staff's goal is for all parcels to be rezoned as parks by the Summer.

Commissioner Glassman remarked on a small green area referred to as Channel Square, just east of the Las Olas Bridge on the south side of Las Olas Boulevard. Mr. Thornburg noted that this area was formerly under the jurisdiction of the Beach Community Redevelopment Area, which has been sunsetted. Commissioner Glassman recommended the Channel Square area be rezoned as a park and Staff address needed repairs to the adjacent seawall.

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

PASSED FIRST READING

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

RESOLUTIONS CONTINUED

R-6 [23-0308](#) Resolution Designating Vice-Mayor - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis explained details associated with appointing a new Vice

Mayor annually. Currently, the District 4 Commissioner is the Vice Mayor, and the position of Vice Mayor would now go to the District 3 Commissioner. Further comment and discussion ensued.

Vice Mayor Sturman introduced a Resolution to designate Commissioner Beasley-Pittman as Vice Mayor.

ADOPTED - Designated Pamela Beasley-Pittman as Vice-Mayor

Yea: 5 - Commissioner Herbst, Commissioner Glassman,
Commissioner Beasley-Pittman, Vice Mayor Sturman and
Mayor Trantalis

REQUEST FOR EXECUTIVE CLOSED-DOOR SESSION

Interim City Attorney D'Wayne Spence requested an Executive Closed-Door Session at the City Commission Meeting on April 18, 2023, at approximately 4:30 p.m. or soon thereafter. The City Commission will meet privately pursuant to Florida Statute, Section 286.011(8) concerning:

City of Fort Lauderdale, et al. v. Terminal Ventures, LLC, et al.
Case No.: CACE 22-0911787 (05)

KC FXE Aviation Investments, LLC and Terminal Ventures, LLC
Bankruptcy Petition No.: 22-19815-SMG

Stephen Nagy, et al. v. 1813 N Fort Lauderdale Beach Blvd., LLC, et al.
Case No.: CACE 21-015100 (03)

Those present at the attorney-client session will include:

Mayor Dean J. Trantalis
Vice Mayor Warren Sturman
Commissioner John C. Herbst
Commissioner Steven Glassman
Commissioner Pam Beasley-Pittman
City Manager Greg Chavarria
Interim City Attorney D'Wayne Spence
Outside Counsel Steven Fender, Esq.
Outside Counsel Ed Dion, Esq.
Outside Counsel Michael Burke, Esq.
Certified Court Reporter Bailey-Entin Court Reporting

ADJOURNMENT

Mayor Trantalis adjourned the meeting at 7:42 p.m.

Dean J. Trantalis
Mayor

ATTEST:

David R. Soloman
City Clerk