

City of Fort Lauderdale

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



Meeting Minutes - DRAFT

Tuesday, May 3, 2016

6:00 PM

City Commission Chambers

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

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

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

Mayor Seiler called the Regular City Commission Meeting to order at 6:09 p.m. on May 3, 2016, in the City Commission Chambers.

Invocation Pastor David Suderam
First Alliance International Church

Pledge of Allegiance Michelle Torres

ATTENDANCE ROLL CALL

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

QUORUM ESTABLISHED

Also Present: Assistant City Manager Stanley Hawthorne, City Auditor John Herbst, City Clerk, Jeffrey A. Modarelli, City Attorney Cynthia Everett, and Sergeant At Arms Jaime Costas

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

Walk-On Motion

16-0563 WALK-ON Motion Authorizing Lauderdale Air Show scheduled for May 7 and May 8, 2016 as a Public Purpose Special Event and Creating a Temporary Exemption Relating to the Sale, Possession and Consumption of Alcohol at the Event

Vice Mayor Trantalis made a motion to approve Walk-On Item 16-0563 and was seconded by Commissioner Roberts.

APPROVED

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

Approval of MINUTES and Agenda

16-0589 Minutes for April 5, 2016 Conference Meeting, April 5, 2016 Regular Meeting and July 7, 2015 Regular Meeting

A motion to approve the Minutes for April 5, 2016 Conference Meeting, April 5, 2016 Regular Meeting and July 7, 2015 Regular Meeting and the agenda for tonight's meeting, was made by Vice Mayor Trantalis and was seconded by Commissioner Roberts:

APPROVED

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

PRESENTATIONS

PRES- 16-0572 Commendation - Parks and Recreation Employees of the Month -
1 Jonathan Luscomb and Luis Villanueva

Mayor Seiler commented on the outstanding work of Mr. Luscomb and Mr. Villanueva as well as the Department's Staff for their over and above the call of duty in their efforts for the recent Orange Bowl Field at Carter Park Event.

Mayor Seiler requested Phil Thornburg Parks and Recreation Director come to the podium. Mr. Thornburg presented Jonathan Luscomb and Luis Villanueva with a Commendation as Employees of the Month for the City's Parks and Recreation Department. Mr. Thornburg cited a recent event on Wednesday, April 20, 2016, near the 7th Avenue Bridge where a man was attempting to jump off the bridge. Due to the caring efforts of Mr. Luscomb and Mr. Villanueva, they assisted a troubled neighbor and convinced him not to end his life.

16-0609 WALK-ON - Presentation - Department of Sustainable Development -
Lifesaving Award and Recognition

Mayor Seiler called Al Battle, Acting Director of Sustainable Development, to the podium to present the Department of Sustainable Development Employee Nelson Mendieta with a Lifesaving Recognition Award. Mr. Battle cited the recent event on April 24, 2016, Mr. Mendieta's day off saving a girl's life. After hearing the mother's screams, Nelson went over to help a 13-year-old girl who was pulled from the pool. She was unresponsive with no pulse. Nelson quickly began administering CPR using the training he learned last year from a course taught by the City of Fort Lauderdale's Fire and Rescue Department. Mr. Mendieta was able to resuscitate the 13-year-old girl, Uslee Michelle. Though unconscious but breathing, the paramedics arrived and took Miss Michelle to the hospital. Mr. Battle read the award in its entirety to the audience.

Mayor Seiler recognized Florida State House of Representative Gwyndolen Clarke-Reed from District Two thanking her for her service and her attendance at the City Commission Meeting.

Representative Reed addressed the Commission thanking them and updating the audience on the new things happening at the State Legislature that will go into effect as of July 1, 2016. Ms. Clarke-Reed addressed the audience on tax exemptions for manufacturing equipment purchased. Additionally, the bill relating to the regulation of Sober Homes and Substance Abuse Residences was not passed, but an attempt will be made again next year. The education budget has been increased to \$7,178.49 per student. KidCare is now available to 17,000 more children in the State. Regulations were established for law enforcement agencies in the State utilizing body cameras though mandating the use of police body cameras was not passed. The County will no longer have the responsibility for maintaining

signage for the New River, and that responsibility will now be under the Florida Fish and Wildlife Commission, saving the County \$30,000. Ms. Reed thanked Mayor Seiler and the Commission for allowing her to bring residents of the City up to date. Mayor Seiler thanked Representative Reed and her staff for her service.

Commissioner McKinzie shared with the audience and Commission a recent incident where Public Works employee Marcos Girasol assisted a stranded citizen with a broken down car. The citizen who personally contacted Commissioner McKinzie wished to extend his thanks to the City for employing such a good citizen willing to help a neighbor.

Vacation Rental Items

Mayor Seiler raised the items CR-5 and OFR-5 relating to vacation rentals. City Auditor Herbst discussed the regulatory fees involved with vacation rental registration fees. City Auditor Herbst stated City Staff is still working on gathering the data to be reflective of actual costs in setting the fee for Vacation Rental Registration and requested item CR-5 be deferred.

Commissioner McKinzie also noted the need for the vacation rentals' ordinance to mirror the City's building codes and the need for further clarity in the ordinance.

Vice Mayor Trantalis brought to the attention of the Commission the fact that part of the vacation rental code compliance requires each property owner identify a responsible party, and there is still the need for contact information to be available to the public when complaints arise to ensure complaints are addressed in an efficient, succinct manner. Mayor Seiler recommended to Assistant City Manager Chris Lagerbloom the Code Compliance Chart should include a place for an email and telephone number contact by the public.

CR-5 16-0542 Resolution Revising the Vacation Rental Registration Fee Schedule

Commissioner McKinzie made a motion to defer CR-5 until June 7, 2016, and was seconded by Commissioner Roberts.

DEFERRED

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

OFR-5 16-0541 Ordinance - Amending Article X, Vacation Rentals, Chapter 15 of the Code of Ordinances of the City of Fort Lauderdale

Vice Mayor Trantalis made a motion to defer OFR-5 until June 7, 2016, and was seconded by Commissioner McKinzie.

DEFERRED

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

CONSENT AGENDA

Mayor Seiler announced the procedure for consent agenda items and announced items CM-3, CM-4, CM-5, were pulled by the public for separate discussion. CR-1 was pulled by Commissioner Rogers. Mayor Seiler announced additional revisions and updates to the agenda items as follows: CM-1 – a revision to event the organizer name in the memo to “Broward College”; CR-1 – revisions on pages 7, 8, and 16 of the memo to clarify staff positions; PUR-1 – revisions to the background and resource impact sections to reflect anticipated revenues; OFR-5 – a revision to the Effective Date in memo background was changed to November 1, 2015.

Approval of the Consent Agenda

A motion was made by Vice Mayor Trantalis and seconded by Commissioner Roberts that Consent Agenda Item Nos. CM-3, CM-4, CM-5, and CR-1 be pulled from the Consent Agenda and considered separately, and that all remaining Consent Agenda Items be approved as recommended.

APPROVED ON THE CONSENT AGENDA

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

CONSENT MOTION

CM-1 16-0518 Motion to Approve Event Agreements and Related Road Closings: Undertow Jam in conjunction with 104.3 The Shark, Heroes in Recovery 6K- South Florida and 2nd Annual Fringe Festival
APPROVED

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

CM-2 16-0511 Motion Approving Three Interlocal Agreements with Broward County for the Distribution of Gas Taxes
APPROVED

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

CM-3 16-0551 Renewal of the Chronic Homeless Housing Collaborative Grant (CHHC) Agreement with Broward County for \$446,929 for FY 2016 and Participate in the Homeless Management Information Systems (HMIS)

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who addressed the Commission with his comments, concerns and questions regarding this item and the homelessness issue.

There being no one else wishing to speak on this item, Commissioner Roberts made a motion to

close the public hearing, which was seconded by Commissioner Rogers. Roll call showed: AYES: Vice Mayor Dean J. Trantalis, Commissioner Robert L. McKinzie, Commissioner Romney Rogers, Commissioner Bruce G. Roberts, and Mayor Seiler. NAYS: None.

Vice Mayor Trantalis asked the City Staff in Neighbor Support, about the funds going for leasing and if it was part of the Housing First Program. This was confirmed. Vice Mayor Trantalis asked if there was a breakdown of the cost of the supportive services cover. Ms. Jeri Pryor, Neighbor Support, stated the costs go to intensive case management and is not a feeding program.

Vice Mayor Trantalis motioned to approve the item and was seconded by Commissioner Roberts.

APPROVED

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

CM-4 16-0482 Motion to Accept a Broward County Cultural Division Tourist Development Tax Grant-War Memorial Auditorium Renovations-\$377,016

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who addressed the Commission with his comments, concerns and questions regarding this item and using a cultural grant to run gun shows at the War Memorial Auditorium and recommending better programming for this venue.

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

Vice Mayor Trantalis motioned to approve the item and was seconded by Commissioner Roberts.

APPROVED

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

CM-5 16-0544 Motion Authorizing The Great American Beach Party for May 28, 2016 as a Public Purpose Special Event and Creating a Temporary Exemption Relating to the Sale, Possession and Consumption of Alcohol at the Event

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who addressed the Commission with his comments, concerns and questions regarding this item regarding the dates of the event and recommending it take place on Monday, May 30, 2016.

Mayor Seiler recognized Art Seitz, 1905 N. Atlantic Boulevard, who addressed the Commission with

his comments, concerns and questions regarding this item and the lack of sidewalks in the area of the Bahia Mar as well as other events on the beach being funded by CRA funds.

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

Commissioner Roberts motioned to approve the item and was seconded by Commissioner McKinzie.

APPROVED

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

CM-6 16-0500

Motion Approving Seventh Amendment to Agreement for Sampling and Analytical Services at Wingate Landfill and Incinerator Site - TASK Environmental Inc. - \$77,548.80

APPROVED

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

16-0563

WALK-ON Motion Authorizing Lauderdale Air Show scheduled for May 7 and May 8, 2016 as a Public Purpose Special Event and Creating a Temporary Exemption Relating to the Sale, Possession and Consumption of Alcohol at the Event

APPROVED

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

CONSENT RESOLUTION

CR-1 16-0466

Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2016 - Appropriation

Commissioner Rogers questioned City Staff on this item relating to the Department of Sustainable Development's budget request for \$366,000 for code compliance and the boarding up vacant houses. He questioned if the City was getting a fair cost. He recommended looking at all aspects of this and possible lower cost alternatives. Commissioner McKinzie explained Code Enforcement is now using plexiglass rather than plywood in order for police to see inside dwellings when they are called to investigate an incident at an abandoned property. Further discussions ensued including comments from Al Battle, Department of Sustainable Development, who explained the process involved in securing vacant properties. Commissioner Rogers requested a holistic approach/action plan to recoup

funds spent to boarding up vacant houses in the City when these properties are foreclosed upon and sold. Commissioner McKinzie concurred. Further discussions ensued among the Commissioners on this topic including questioning regarding why the City Attorney's Office is not pursuing its liens against foreclosed properties to recoup costs associated with this funding request.

Commissioner Trantalis motioned to adopt this item as amended (item D. being reduced to \$150,000) and Commissioner Roberts seconded the item, which was read by title only.

Mayor Seiler requested City Clerk Jeffrey Modarelli put the issue of additional office space for an additional Assistant City Attorney on the Conference Agenda.

ADOPTED AS AMENDED

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

CR-2 16-0576

Resolution Rejecting the Single Bid for the Property at 2941 NW 19th Street and Repealing Resolution 16-39

ADOPTED

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

CR-3 16-0517

Approval on the Acceptance of a Grant from the United States Department of Homeland Security, Urban Area Security Initiative, State of Florida Division of Emergency Management through the City of Miami, FY2015 Urban Area Security Initiative (UASI), in the amount of \$151,674.

ADOPTED

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

CR-4 16-0468

Resolution to Enter into a Joint Participation Agreement with the Florida Department of Transportation for Maintenance Services for the Historic CSX Railroad Bascule Bridge at River Oaks Preserve Area - \$100,000

ADOPTED

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

PURCHASING AGENDA

PUR-1 16-0400 Motion to Approve Contract Award for Fabrication and Installation of Signage for A1A Pedestrian Bridge - Acolite & Claude United Sign Co., Inc. - \$212,936.40

APPROVED

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

PUR-2 16-0443 Motion to Reject All Bids and Rebid - Trolley Vehicle

APPROVED

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

PUR-3 16-0506 Motion to Approve Purchase of Digital Signage Equipment and Consulting Services - RMG Enterprise Solutions, Inc. - \$47,350

APPROVED

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

PUR-4 16-0529 Motion to Approve Purchase of Elevator Maintenance and Repair Services - Xpert Elevator Services, Inc. - \$71,460

APPROVED

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

OSR-1 16-0475 Quasi - Judicial Resolution Approving a Public Purpose Use/Site Plan Level IV Development Permit - Las Olas Corridor Improvements - 200 Las Olas Circle, 3000 E. Las Olas Blvd. and associated public realm improvements along E. Las Olas Blvd.- City of Fort Lauderdale - Case R15062 (Request Deferment to June 7, 2016)

Vice Mayor Trantalis motioned to defer OSR-1, due to a public workshop being held on Wednesday, May 4, 2016, to June 7, 2016, at 6:00 p.m. It was seconded by Commissioner Roberts.

DEFERRED ON SECOND READING

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

OSR-2 16-0552 An Ordinance Creating a New Article entitled "Communications Facilities in the Public Rights-of-Way" (Request Deferment to May 17, 2016)

Vice Mayor Trantalis motioned to defer OSR-1 to May 17, 2016, at 6:00 p.m. It was seconded by Commissioner Roberts.

DEFERRED ON SECOND READING

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

MOTIONS

M-1 16-0519 Motion to Approve an Event Agreement with Loco 222, Inc. dba Tacocraft for Cinco De Mayo

Phil Thornburg, Director of Parks and Recreation, stated the applicant is requesting this event because the music will be going until 11:00 p.m. rather than 9:00 p.m. and the breakdown of the event will go to midnight. Vice Mayor Trantalis stated there is misinformation on application stating the nearest residence is closer than seven-tenths (three-quarters) of a mile from the event's location as condominiums are near this event's location. The Commission informed the applicant of the importance of the application being accurate as those residents within 300 feet must be notified of an event which exceeds the parameters allowed by the City. Vice Mayor Trantalis requested Mr. Thornburg have his staff vet the applications to ensure its accuracy.

Commissioner Rogers requested event applications include a section stating if there were any complaints in previous years. Mr. Thornburg stated several months ago, at the request of the Commission, the Parks and Recreation Department had started to track any concerns or complaints received for events approved by the City Commission moving forward. The Parks and Recreation Department will be able to provide this information to the Commission as well as the event organizer. Commissioner Rogers requested an update to the event application form. Mr. Thornburg also stated his department will make sure accurate information regarding any concerns or complaints received on an applicant's previous event is accurately provided to the Commission on the event request application form.

Commissioner Trantalis moved to approve this item and was seconded by Commissioner Rogers.

APPROVED

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

NEIGHBOR PRESENTATIONS

NP-1 16-0569 Dennis Ulmer - "Freedom Isn't Free" - Remembering Memorial Day

Dennis Ulmer addressed the Commission and audience speaking on the importance of Memorial Day on the last Monday in May so that others may be free. Mr. Ulmer said the month of May is Gold Star Family Month. A Gold Star Family means a family member was killed in combat operation while serving in the Armed Forces. Mr. Ulmer went on to describe his profound experiences visiting Arlington National Cemetery in Virginia and his thoughts on this holiday that remembers and recognizes those who lost their lives and are American heroes so we may live in freedom. Mr. Ulmer noted the Memorial Day Ceremonies in the City of Fort Lauderdale on Monday, May 30, 2016, at the Lauderdale Memorial Park Cemetery at 9:00 a.m., and at 11:00 a.m. on the Riverwalk at Sandy Nininger Statute.

NP-2 16-0570 Art Seitz - Linkage, Connectivity, Pedestrian and Bicycle Friendly Facilities to, from, and along the Beach

Art Seitz, 1905 Atlantic Boulevard, addressed the Commission on Linkage, Connectivity, Pedestrian and Bicycle Friendly Facilities to and from and along the Beach giving his suggestions, comments and concerns on this topic. He noted the pedestrian deaths of a mother and child at the 31st and West Sunrise Boulevard as a result of being hit by a vehicle. Mr. Seitz stated his recommended solutions for pedestrian and bicycle safety along the beach area of the City and endorsed the new sponsor, Ford, of the Air and Sea Show. Mr. Seitz also gave his thoughts regarding the Bahia Mar area of the beach recommending his ideas for renovations to this area.

NP-3 16-0571 K. Mac Thames - Property Scams - Code Violations - Foreclosure Scams - Auction Scam Practices of Neighboring Home

Mr. Mac Thames addressed the Commission acting on behalf of the Landings Homeowners Association, regarding a problem home located in the Landings area of the City located at 2920 NE 55th Place since 2007.

Mayor Seiler stated for the record that it is the County Clerk that handles foreclosures in the City of Fort Lauderdale.

Mr. Thames gave the history of events of the homeowner's mortgage scamming stating this property has been in foreclosure proceedings for approximately ten years. Sloppy recordkeeping has resulted in nonpayment of hundreds of thousands of dollars and countless pages of City Code Violation Fines spanning the ten years.

Commissioner Roberts addressed this issue stating this property has been a problem home. An Assistant City Attorney has been assigned to this case and Code Enforcement has also worked on this case over the years. Commissioner Roberts stated Assistant City Attorney Rhonda Hasan has been diligent in the City's efforts in enforcement.

Ms. Hasan gave an update on this property stating the code liens are post lis pendis and are not collectible liens as they are outside the chain of title. On April 27, 2016, the bankruptcy judge prohibited Mr. Ward from filing any bankruptcy petitions in any court for two years and ruled there cannot be an automatic stay against this particular property in bankruptcy court on behalf of any party for the next two years. Based on this ruling, the bank should be able to reset their foreclosure sale. Further discussions and explanations ensued.

Vice Mayor Trantalis recommended that the City monitor this case to ensure J.P. Morgan Chase Bank is moving forward with the foreclosure sale as the bankruptcy stay has been released. If J.P. Morgan Chase Bank does not move forward, Vice Mayor Trantalis recommended the City file its liens and foreclose on those liens before the two years is up as banks sometimes allow these types of things to linger. Assistant City Attorney Rhonda Hasan stated the City does monitor this case. Commissioner Rogers stated as soon as the bank takes title, the City can file its code liens.

Mr. Thames stated when he called J.P. Morgan Chase Bank, there was a breakdown in communications between several of J.P. Morgan Chase Bank's offices.

Sharon Ragoonan, Code Compliance Division Manager, commented they had the opportunity to work with the City's Police Department to go and observe the property based on some of the residents' complaints at the property. The Police Department will get back to Ms. Ragoonan on what can be done next. Code Enforcement was able to access the house focusing on code violations. Code Enforcement placed mosquito dunks into the pool, took photographs of the pool, and informed the resident the boarded window needs to be taken addressed as well as other code concerns. The resident stated they were working to get the pool operable as is mandated when a home in the City is occupied. The resident's contact information was also obtained, and Code Enforcement will be monitoring the situation to achieve compliance with the pool and boarded window.

Mr. Thames gave his comments of "blueprinting" this scenario for the numerous other communities in the City and throughout the State so as to be the stewards of these types of situations to streamline the process informing communities on how to address their options when faced with these circumstances.

Commissioner Rogers asked Ms. Ragoonan about the registration of abandoned properties. Ms. Ragoonan stated they have not made any contact with J.P. Morgan Chase Bank as it is difficult. In every similar situation they try to go through the registration process but were unsuccessful in this situation. Commissioner Roberts stated through the City's legal staff it should be possible to coordinate with the Bank and City Staff to be more aggressive with the bank.

Commissioner Roberts requested Code and the Assistant City Manager to look into the property located at the SE corner Bayview and 55th Place. Assistant City Attorney Rhonda Hasan stated she has looked into this property, and it is a Homestead Property that is in foreclosure. The bank just filed its motion for summary judgment. The City is a defendant in the foreclosure action. The City's liens will be inferior, and the bank has been paying the taxes.

RESOLUTIONS

R-1 16-0547 Appointment of Board and Committee Members

The Commission discussed the names of the following individuals on the referenced boards for consideration for appointment during the next City Commission Regular Meeting on May 17, 2016:

AFFORDABLE HOUSING ADVISORY COMMITTEE

Katharine Barry
Mitchell Rosenstein

AVIATION ADVISORY BOARD

Mark Volchek

CEMETERY SYSTEM BOARD OF TRUSTEES

Myrna Pototsky
Michael Ruddy

EDUCATION ADVISORY BOARD

Lauren Wood

SUNRISE KEY NEIGHBORHOOD IMPROVEMENT DISTRICT, BOARD OF DIRECTORS

Caldwell Cooper
Mark Grant
Jay Weiss
Larry Eldridge
Cliff Berry

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

AFFORDABLE HOUSING ADVISORY COMMITTEE

Skeet Jernigan is appointed to the Affordable Housing Advisory Committee for a three-year term beginning June 30, 2016 and ending June 29, 2019 or until his successor has been appointed.

AVIATION ADVISORY BOARD

Stephen O'Malley and Dana Pollitt are appointed to the Aviation Advisory Board for one-year terms beginning July 1, 2016 and ending June 30, 2017 or until their successor has been appointed.

BEACH REDEVELOPMENT BOARD

Aiton Yari is appointed to the Beach Redevelopment Board for a one-year term beginning May 3, 2016 and ending May 2, 2017 or until his successor has been appointed.

COMMUNITY APPEARANCE BOARD

Alexander Coffey is appointed to the Community Appearance Board for a one-year term beginning June 16, 2016 and ending June 15, 2017 or until his successor has been appointed.

Sandra Pierce is appointed to the Community Appearance Board for a one-year term beginning June 02, 2016 and ending June 1, 2017 or until her successor has been appointed.

EDUCATION ADVISORY BOARD

Spencer Jenkins is appointed to the Education Advisory Board for a one-year term beginning May 3, 2016 and ending May 2, 2017 or until his successor has been appointed.

MARINE ADVISORY BOARD

Zane Brisson is appointed to the Marine Advisory Board for a one-year term beginning May 3, 2016 and ending May 2, 2017.

PARKS, RECREATION AND BEACHES BOARD

Ryan Fletcher is appointed to the Parks, Recreation and Beaches Board for a one-year term beginning July 1, 2016 ending June 30, 2017.

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

ADOPTED

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

R-2 16-0490 Resolution Approving the Use of Four Fuel Storage Tanks with a

Capacity of 1,300,000 Gallons Each at Buckeye Terminal, Port
Everglades - Case Number A16011

Commissioner Rogers motioned for deferral of this item until the May 17, 2016 City Commission meeting and was seconded by Vice Mayor Trantalis.

Mayor Seiler recognized Keith Poliakoff on behalf of Buckeye Oil. Mr. Poliakoff addressed the Commission introducing Mark Harris of Buckeye Oil. Mr. Poliakoff stated they have gone through this entire process on behalf of the City because their original site plan was approved before the new zoning district went into effect and there was not an official site plan on file. They agreed to file a site plan to show where the existing tanks were located and what tanks were going to be upgraded by Buckeye Oil. The only issue outstanding since January 2016, was trying to communicate with Commissioner Rogers' Civic Group located near the location. Only today did they hear back from the civic group who agreed to meet with them. After meeting with the president of the community group, she stated she did not have opposition, but would like Buckeye Oil to go before her community group meeting tomorrow. Mr. Poliakoff stated they agreed to meet with the community group tomorrow night but could not have this item delayed any longer because the permits need to be pulled immediately, the permit is waiting, and the crews are ready to replace old tanks. It is an ethanol tank and would be smaller than the one it is replacing. Because his client went through this entire process to accommodate the City, they feel they should not be penalized as a result of a further delay on this request. A further discussion ensued on the protocol of the Commission and issues relating to this request including the impact on the community.

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

DEFERRED

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

ORDINANCE FIRST READING

OFR-1 16-0559 Ordinance Amending Chapter 15, Business Tax Receipts and Miscellaneous Business Regulations, to Add Article XI, Filming Regulations, of the Code of Ordinances of the City of Fort Lauderdale

Mayor Seiler opened the floor up for a public hearing.

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

Commissioner Roberts introduced the ordinance for the First Reading, which was read in its entirety.

PASSED FIRST READING

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

OFR-2 16-0239 Quasi-Judicial - Ordinance Approving Rezoning from Residential Mid Rise Multifamily/Medium Density District (RMM-25) to Exclusive Use - Parking Lot (X-P) with Commercial Flex Allocation - 3025 East Commercial Boulevard - Case ZR15007

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

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

Mayor Seiler opened the floor up for a public hearing.

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

Commissioner Roberts introduced the ordinance for the First Reading, which was read in its entirety.

PASSED FIRST READING

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

OFR-3 16-0425 Ordinance Amending Section 47-22.3.J of the Unified Land Development Regulations - Message Center Signs - Revising the Criteria for Permitting Signs, Sign Location, and Review Process

Mayor Seiler opened the floor up for a public hearing.

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

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

PASSED FIRST READING

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

OFR-4 16-0473 Quasi-Judicial Ordinance Vacating a Portion of Alley Right-of-Way - 3212 NE 32 Street - PDKN P-4 LLC - Case Number 7P13

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

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

Mayor Seiler opened the floor up for a public hearing.

Courtney Crush, Esq., addressed the Commission on this history of discussing this item with the Commission.

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

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

PASSED FIRST READING

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

ORDINANCE SECOND READING

OSR-3 16-0554 Ordinance Amending Schedule I of the Pay Plan Creating Three (3) New Classifications; Amending the Title of Two (2) Classifications; Amending the Class Number for Three (3) Classifications; Amending Section 20-83 of the City Code of Ordinances Designating Four (4) Classes as "Administrative Assistants to the City Manager" and Revising One Title, and Amending the Schedule I Special Pay Practices of the Pay Plan to Create Recruitment and Retention Pay for Certain Classifications.

Mayor Seiler opened the floor up for a public hearing.

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

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

ADOPTED ON SECOND READING

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

BD-2 16-0549 Communications to the City Commission

HISTORIC PRESERVATION BOARD

Request for the City Commission to have staff explore ways to incentivize, subsidize and encourage property owners to do historically appropriate renovations in the historic districts. In a voice vote, motion passed 10-0.

Mayor Seiler commented this should apply anywhere in the City. Vice Mayor Trantalis commented this is an issue and the City is in the process of trying to revisit the project of identifying historically appropriate structures throughout the City. In next year's budget, City Manager Feldman is going to include a position for a Historic Preservation Officer. After this is completed, the City will be able to create a road map of the direction the City needs to take to encourage homeowners with historically significant properties to make renovations appropriate to the historical heritage of their property.

Commissioner Rogers commented that the City is qualified to enable these property owners to take historic property tax credits. The goal is for the City to provide its own incentives to preserve historic properties.

Vice Mayor Trantalis said he spoke with City Staff yesterday and asked why the City has never created a transfer of development rights ordinance. Vice Mayor Trantalis stated the City has been stonewalling on this issue and asked what it will take to achieve this ordinance.

Assistant City Manager Chris Lagerbloom stated he has experience with the transfer of development rights as he consummated the first one in the State of Georgia a couple of years ago and is very familiar with this topic. Commissioner Rogers concurred with Vice Mayor Trantalis specifically citing The Towers property as an example. Mayor Seiler agreed with Vice Mayor Trantalis and Commissioner Rogers comments and was glad Assistant City Manager Lagerbloom has a background in this area.

FIRE-RESCUE FACILITIES BOND ISSUE BLUE RIBBON COMMITTEE

The Fire Bond Committee expresses its concerns with the progress and costs of the three remaining fire stations to be built. We are concerned about the discussion that FS #13 may be refurbished rather than rebuilt as proposed by the Fire Bond approved by the voters in 2004. Therefore, we ask for a meeting with the City Manager to express our concern to get more detailed information that has been requested but not forthcoming. In a voice vote, the motion passed unanimously.

Mayor Seiler stated he would like to see some specific numbers and acknowledged an email City Manager Feldman sent to him on this issue. Mayor Seiler would like to see this issue brought back with a response from City Staff as to where the City is on the Fire Stations.

Mayor Seiler asked the audience to make sure they welcome the Navy personnel in the City during Fleet Week.

ADJOURNMENT

There being no further business before the City Commission at this Regular Meeting, Mayor Seiler adjourned the meeting at 8:51 p.m.

John P. "Jack" Seiler
Mayor

ATTEST:

Jeffrey A. Modarelli
City Clerk