

City of Fort Lauderdale

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



Meeting Minutes

Tuesday, December 6, 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***

INVOCATION

Chaplain Ron Perkins, Seafarer's House at Port Everglades, Fort
Lauderdale Police Department

PLEDGE OF ALLIGENCE

Amelia Wells

CALL TO ORDER

Mayor Seiler called the meeting to order at 6:04 p.m.

ROLL CALL

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

QUORUM ESTABLISHED

Also Present: City Manager Lee R. Feldman, City Clerk Jeffrey A.
Modarelli, City Attorney Cynthia Everett, City Auditor John Herbst, and
Sergeant Arms Michael Siekierski

ANNOUNCEMENTS

Mayor Seiler announced a revision to the Agenda stating that CM-1
was removed from the Agenda.

Approval of MINUTES and Agenda

[16-1497](#)

Minutes for November 1, 2016, Conference Meeting, November 1,
2016, Regular Meeting, November 1, 2016, Joint Workshop with
Citizens Police Review Board, November 7, 2016, Joint Workshop
with Northwest Progresso Flagler Heights Community
Redevelopment Advisory Board, and November 9, 2016, Joint
Workshop with Parks, Recreation and Beaches Advisory Board

Commissioner Roberts made a motion 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

PRESENTATIONS

PRES- [16-1438](#)**1**

Proclamation declaring December 6, 2016 as Sam Poole Day in the City of Fort Lauderdale

Mayor Seiler requested Commissioner Roberts present this item's Proclamation. Commissioner Roberts requested that Sam Poole join him at the podium along with any friends, family and colleagues. Commissioner Roberts presented the City's Proclamation declaring December 6, 2016 as Sam Poole Day in the City of Fort Lauderdale for his outstanding community service. Commissioner Roberts gave a brief overview of Mr. Poole's contributions and read the Proclamation in its entirety.

PRESENTED**PRES- [16-1499](#)****2**

Proclamation declaring December 6, 2016 as Rick Case Bikes for Kids Day in the City of Fort Lauderdale

Mayor Seiler requested Commissioner McKinzie present this item's Proclamation. Commissioner McKinzie requested both Richard and Rita Case of Rick Case Automotive join him at the podium. Commissioner McKinzie presented the City's Proclamation declaring December 6, 2016 as Rick Case Bikes for Kids Day in the City of Fort Lauderdale to Richard and Rita Case for their outstanding community service over the past 35 years in Ohio and 30 years in South Florida, giving bicycles to underprivileged children who otherwise could not afford them. Commissioner McKinzie read the Proclamation in its entirety.

Rita Case thanked the Commission for this recognition and advised both those in attendance and watching on television how they can participate in donating bicycles to this program.

Mayor Seiler also thanked the Case's for their additional community service work with the City's Boys and Girls Club and other charities in the City.

PRESENTED**PRES- [16-1491](#)****3**

The Education Advisory Board will recognize former Chair Mrs. Edna Elijah, and former Board Member Mr. Gregory Boardman, for their years of service to the City of Fort Lauderdale

Mayor Seiler requested Junia Robinson, Education Advisory Board Liaison, come to the podium. Ms. Robinson called Education Advisory Board Chair Austin Scott and Education Advisory Board Vice Chair Jennifer Kimmey to the podium. Mr. Scott and Ms. Kimmey recognized both former Chair Edna Elijah and former Board Member Gregory Boardman for their many years of service to the City of Fort

Lauderdale.

Mr. Scott outlined former Chair Elijah's contributions to the Education Advisory Board and those it serves. Former Chair Elijah's thanked the Commission for its recognition.

Ms. Kimmey gave an overview of Mr. Boardman's contributions to the Education Advisory Board in the areas of construction engineering for the City's schools, specifically noting the City's newest high school for alternative learning options. Mr. Boardman thanked the City Commission and the Education Advisory Board for this recognition. Mr. Boardman also spoke of the needs of Stranahan High School.

PRESENTED

PRES- [16-1428](#)
4

FY 2016 Green Your Routine Sustainability Incentive Grant Awards

Mayor Seiler recognized Dr. Nancy Gassman, Assistant Public Works Director, who asked Melissa Doyle, Sanitation Program Manager, Public Works Department, and Cheryl Miller, Parks and Recreation Department, to join her at the podium. Dr. Gassman expounded on both Ms. Doyle and Ms. Miller's outstanding efforts in running the City's volunteer Green Your Routine Sustainability Program with the City's neighborhood associations. Dr. Gassman gave an overview of the many efforts and accomplishments of this volunteer program with the community in accomplishing the City's environmental goals of becoming a sustainable community. Dr. Gassman announced those neighborhood associations who received grant awards for their environmental and sustainability efforts.

A copy of this list with the associated award amounts are attached to these minutes.

Mayor Seiler acknowledged the outstanding job of all those neighborhood associations recognized and stating the entire amount of these neighborhoods grant awards totaled \$23,691.15.

Vicki Eckels spoke reminding those watching not to include Styrofoam in with their holiday recycling materials.

PRESENTED

PRES- [16-1432](#)
5

Finance Department - Recipient of Suntrust Bank Rebate Check

Mayor Seiler recognized Kirk Buffington, Director of Finance. Mr. Buffington requested David Ross and Ricardo Lopez of SunTrust Bank to join him at the podium. Mr. Buffington announced SunTrust

Bank's Rebate Check to the City in the amount of \$543,867, representing rebates earned from 2015. Mr. Buffington noted the City of Fort Lauderdale has the highest rebate of any contract in the State of Florida. Mr. Buffington gave a brief overview of the City's participation in this rebate program.

Mayor Seiler thanked SunTrust Bank. Commissioner Roberts thanked City Manager Feldman for his effort in making this program happen for the City, noting it was one of City Manager Feldman's first priorities.

PRESENTED

CONSENT AGENDA

Mayor Seiler announced the procedure for Consent Agenda items. Mayor Seiler announced the following items had been pulled from the Consent Agenda to be heard and considered separately: CM-2, CM-14, CR-1, CR-5, CR-6, and PUR-5.

CONSENT MOTION

Vice Mayor Trantalis made a motion that Consent Agenda Items CM-2, CM-14, CR-1, CR-5, CR-6, and PUR-5 be pulled from the Consent Agenda and considered separately, and that all remaining Consent Agenda Items be approved as recommended. Commissioner McKinzie seconded the motion.

Approval of the Consent Agenda

Approve the Consent Agenda

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

CM-1 [16-1417](#)

Motion to Approve Event Agreements: Las Olas Sunday Market, Potential Church Beach Baptism, Bring Back the Fire and the Glory Revival, Marine Industry Cares Foundation 8th Annual Spin-A-Thon, Dive Bar Christmas Party, Tour de Coast and Night of the Krampus

APPROVED

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

CM-2 [16-1416](#)

Motion to Approve Event Agreements and Related Road Closings: 5K4kids.org, South Florida Exotic Car "Toy Rally" to Benefit Toys for Tots and Holiday in Sistrunk

Commissioner Roberts stated his concern that in the past this County

event blocks portions of Federal Highway from Oakland Park Boulevard to 57th Street with no alternative routing. He further noted that City Staff has initiated a traffic plan which will be in place for this year's event. City Manager Feldman noted his communications with County representatives regarding this matter.

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

APPROVED

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

CM-3 [16-1381](#)

Motion to Approve a Lease Agreement with KMAC LLC for property located at 255 NE 3rd Avenue

APPROVED

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

CM-4 [16-1382](#)

Motion to Approve a Lease for Shop 116-124 at the City Park Mall with Red Ginger Group, LLC

APPROVED

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

CM-5 [16-1238](#)

Motion to Accept a Grant from the Florida Inland Navigation District - FY 2016-2017 Waterways Assistance Program - \$21,000

APPROVED

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

CM-6 [16-1386](#)

Motion to Approve a Dockage Facility Use Agreement with Winterfest Inc. for the 2016 Winterfest Boat Parade

APPROVED

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

CM-7 [16-1236](#)

Motion Accepting FY2016 Edward Byrne Justice Assistance Grant - Local Solicitation - \$103,876.42

APPROVED

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

CM-8 [16-1481](#)

Letter of Support for Broward County's Continuum of Care Application for the Housing and Urban Development Youth Homelessness Demonstration Program Grant

APPROVED

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

CM-9 [16-1496](#)

Motion Approving a Letter to the South Atlantic Fishery Management Council (SAFMC) Requesting New Catch Allocations, Commercial Trip Limits, and Sale by Licensed Charter Fisherman of Dolphin Fish Species in the Atlantic Ocean off the Coasts of Fort Lauderdale, Florida

APPROVED

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

CM-10 [16-1485](#)

Motion Approving a Revised Revocable License Agreement with Incredible Ice, LLC., (aka Florida Panthers) for the Construction and operation of a Temporary Ice Rink at Huizenga Plaza

APPROVED

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

CM-11 [16-1255](#)

Motion to Approve Utilization of a Portion of Federal Law Enforcement Trust Funds to Purchase Mobile Computer Technology - \$212,886.54

APPROVED

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

CM-12 [16-1415](#)

Motion Approving Donation to Broward County Crime Stoppers Utilizing State Law Enforcement Trust Fund - \$10,000

APPROVED

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

CM-13 [16-1355](#)

Motion Authorizing Professional Engineering Services for Holiday Park War Memorial Auditorium Renovations - SGM Engineering, Inc. - \$41,630 Task Order

APPROVED

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

CM-14 [16-1468](#)

Motion to Approve a License Agreement with Strikers Personnel, LLC d/b/a Fort Lauderdale Strikers, a Florida Limited Liability Company, for the Operation of Lockhart Stadium

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who addressed the Commission with his comments, thoughts, concerns, and questions regarding this item. The focus of Mr. King's concerns were about the lessee's ability to pay maintenance fees.

Vice Mayor Trantalis asked City Manager Feldman if there was an issue with the lessee's solvency. City Manager Feldman noted there may be and this issue is addressed in the contract. Mayor Seiler gave a brief overview of the ownership's background on this item.

Commissioner Roberts made a motion 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

CONSENT RESOLUTION**CR-1** [16-1341](#)

Resolution to Accept Conveyance of a Utility Pump Station Easement Deed from The Harborage Association Inc.

Vice Mayor Trantalis addressed City Manager Feldman stating this pump station will serve twenty homes with a cost of approximately \$25,000 per house. He asked if there was a more economical way to service these homes. City Manager Feldman said this item rehabilitates the existing pump stations and also addresses the need for an easement. Additionally, due to the location of these homes, there is no other way to address sewage removal due to the requirements of the system's operation.

Rick Johnson, Utility Distribution and Collection Systems Manager, Public Works Department, addressed the Commission stating all of the Las Olas Islands have their own pump stations at a similar cost.

Mayor Seiler recognized Count Rosenthal, 1237 NW 7th Avenue, who addressed the Commission with his comments, thoughts, concerns, questions regarding this item. Mr. Rosenthal's comments included his concern with the total cost of addressing the City's twenty-six pump stations and stating it is a very important issue.

Vice Mayor Trantalis introduced this Resolution which was read by title

only.

ADOPTED

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

CR-2 [16-1334](#)

Resolution Approving an Amended and Restated Lease Agreement with Sheltair Executive South, Inc., Combining Parcels 20 and 20A with Parcel 1B at Fort Lauderdale Executive Airport

ADOPTED

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

CR-3 [16-1403](#)

Resolution Extending the Downtown Helistop Avigation Easement with Broward County for an Additional 10-Year Term

ADOPTED

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

CR-4 [16-1425](#)

Resolution Appointing Three City of Fort Lauderdale Citizen Representatives to the Broward County Aviation Department Part 150 Noise Study Update Committees

ADOPTED

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

CR-5 [16-1308](#)

Resolution Authorizing the Acceptance of Federal Grant Funds and Executing a Grant Agreement with the U.S. Department of Transportation/Federal Transit Administration for the Transit Oriented Development Planning Grant and Allocating Local Funds

Mayor Seiler recognized Count Rosenthal, 1237 NW 7th Avenue, who addressed the Commission with his comments, thoughts, concerns, questions regarding this item. Mr. Rosenthal's comments focused on traffic issues on Las Olas Boulevard and other areas of the City.

Commissioner Roberts noted this was the second award of grant funds to the City for the same amount over the past two years.

Vice Mayor Trantalis introduced the Resolution which the City Clerk read by title only.

ADOPTED

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

CR-6 [16-1329](#)**Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2017 - Appropriation**

Vice Mayor Trantalis questioned item D in the backup for this item for resurfacing one of the Aquatic Complex's pool. He asked how it fits into the overall plan to address the needs of the Aquatic Complex.

City Manager Feldman said this needs to be done due to the State Department of Health's requirements. City Manager Feldman stated the only alternative is to close the pool and wait for the renovation which is estimated to being in approximately 24 months. City Manager Feldman noted this was the most cost effective option. He said at this time, it was not known if this work would be salvageable as part of the rehabilitation of the Aquatic Complex.

Mayor Seiler recognized Raymond Parker, President of the Sunrise Key Neighborhood Improvement District, who addressed the Commission on this item. Mr. Parker's comments focused on the three out of the ordinary expenses that required an adjustment to the Sunrise Key Neighborhood Improvement District's budget. The Commission had no questions on their budget. Mayor Seiler asked Mr. Parker to ensure that notices will be handled appropriately and to check with the City Attorney's Office should he have any questions.

Mayor Seiler recognized Craig Fisher, 200 S. Birch Road, who addressed the Commission with his comments, thoughts, concerns, and questions regarding this item. Mr. Fisher's comments focused on reimbursement of funds to the City's Fire Bond to ensure the building of the City's Fire Stations in an expeditious manner. Further comments and discussions continued on this topic.

Mayor Seiler recognized Art Seitz, 1905 N. Atlantic Boulevard, who addressed the Commission with his comments, thoughts, concerns, and questions regarding this item. Mr. Seitz's comments focused on the renovation of the City's Aquatic Complex, the history of the City's bid proposal's certifications and verifications, and the need for a plan for this site's five and one-half acres.

Vice Mayor Trantalis asked for a timeframe for the design build criteria and City Manager Feldman stated this should be available in the next thirty days.

Mayor Seiler recognized Paul Chettle, 200 S. Birch Road, who addressed the Commission with his comments, thoughts, concerns, and questions regarding this item. Mr. Chettle's comments focused on the 2011 City Commission Meeting Minutes and the Fire Bond Committee's concern with the City expensing costs against the Fire

Bond and transferring funds in to the City's General Operating Budget. Mr. Chettle noted the additional concerns of Fire Bond Committee.

A copy of the items submitted by Mr. Chettle are attached to these minutes.

Mayor Seiler recognized Count Rosenthal, 1237 NW 7th Avenue, who addressed the Commission with his comments, thoughts, concerns, questions regarding this item. Mr. Rosenthal's comments focused on the regular auditing of the City's accounts, stating there is no transparency issue in the City. He also noted that all budget amendments to the City's budget are voted on by the City Commission. Mr. Rosenthal also commented on the City's Charter as it relates to its interaction with the Broward County Commission.

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who addressed the Commission with his comments, thoughts, concerns, and questions regarding this item. Mr. King's comments focused on the company who is addressing the issue of relining the Aquatic Complex's pool, reimbursing of funds to the Fire Bond, and the emergency response time for his neighborhood.

Mayor Seiler recognized Kirk Buffington, Director of Finance, who addressed the question from Vice Mayor Trantalis about what company was awarded the resurfacing contract for the City's Aquatic Complex. Mr. Buffington noted that the purchase order was issued yesterday and his staff is checking to see the name of the company.

Vice Mayor Trantalis introduced the Resolution which the City Clerk read by title only.

ADOPTED

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

PURCHASING AGENDA

PUR-1 [16-1362](#) Motion to Approve Contract for Purchase of Palm Frond Collection Services to Weed-A-Way, Inc. - \$145,140 and Cancel Previous Contract Award to Enviroscares Plus Inc.

APPROVED

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

PUR-2 [16-1375](#) Motion to Approve Contract for Purchase of Water Meter Reading and Related Services - Bermex, Inc. - \$540,007

APPROVED

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

PUR-3 [16-1384](#)

Motion to Approve Purchase of Bullet-Resistant Vests - Point Blank Enterprises, Inc. - \$174,625

APPROVED

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

PUR-4 [16-1387](#)

Motion to Approve Contract for Purchase of Inspections Software, Maintenance, and Support - Prodigiq, Inc. - \$111,940

APPROVED

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

PUR-5 [16-1427](#)

Motion to Approve Purchase of Police Boat with Radiation Detector - Brunswick Commercial and Government Products, Inc. -\$299,904

Vice Mayor Trantalis asked what this item purchases. City Manager Feldman stated this was for the purchase of a Police Boat for the City noting that the City Commission had also approved the purchase of a Fire Boat earlier in the year.

Vice Mayor Trantalis made a motion to approve this item and was seconded by Commissioner Roberts.

APPROVED

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

PUR-6 [16-1443](#)

Motion to Approve to Purchase of Sod and Sod Installation - Various Vendors - \$172,800

APPROVED

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

MOTIONS**M-1** [16-1418](#)

Motion to Approve an Event Agreement and Related Road Closings with Strictly Local, Inc. for Food in Motion: Flagler Village Green Market

Mayor Seiler commented on this item stating he was fine with this event but has concerns on closing a portion of Third Avenue and 6th

Street, and its coordination with the closing of other railroad track crossing areas for the Bright Line track construction. Discussions ensued on this topic. City Manager Feldman stated he would ensure that the appropriate coordination takes place.

Mayor Seiler recognized Chris Gaidry, President of Strictly Local, Inc., who addressed the Commission with his comments and recommendations to address Mayor Seiler's concerns. Further comments and discussions continued on congested areas in the City due to Bright Line's ongoing construction. Mr. Gaidry commented that there is another option, working with the County to block down one of the northbound lanes of Third Avenue on the west side of Peter Feldman Park to accommodate the event's food trucks.

Vice Mayor Trantalis made a motion to approve this item and was seconded by Commissioner Roberts.

APPROVED

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

M-2 [16-1310](#)

Motion Authorizing a Revocable License Agreement among Broward County, City of Fort Lauderdale, and 400 N.E. Third Avenue, LLC, and an Agreement Ancillary to Revocable License Agreement for Improvements in the County Right of Way

Mayor Seiler recognized Robert Lochrie, Esq., Lochrie and Chakas and on behalf of 400 NE Third Avenue, LLC, who addressed the Commission with the details of this item. Mr. Lochrie stated this item does not involve closing the street and noted improvements within the right of way on the sidewalks and landscaping in the area.

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

APPROVED

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

M-3 [16-1311](#)

Motion Authorizing Execution of a Revocable License with KG Las Olas Trust, for Temporary Right of Way Closure of Portions of Sidewalks on SE 1st Avenue and East Las Olas Boulevard associated with the 100 East Las Olas Development Located at 100 East Las Olas Boulevard

Mayor asked if this was a closure of only sidewalks rather than streets.

Mayor Seiler recognized Courtney Crush, Esq., on behalf of KG Las

Olas Trust, who addressed the Commission and Mayor Seiler's question. Ms. Crush said the area on SE First Avenue the sidewalk would be closed to alleviate any traffic issues on Las Olas and to the east. She noted this item does not close any roadway lanes to reconstruct the sidewalks, other aspects of the project and the community outreach.

A copy of the diagrams Ms. Crush used in addressing the Commission is attached to these minutes.

Commissioner Roberts noted for the record the need for a correction to this item's backup that should read SE First Avenue, not SE First Street. City Manager Feldman confirmed that this correction would be verified and changed.

City Manager Feldman noted this motion excludes the use of a crane. City Attorney Everett asked for clarification as to what this motion includes and the duration. Ms. Crush acknowledged these issues need to be addressed stating the requested duration would run from January 2017 to March 2019 (26 months) and will not impede vehicular traffic.

Mayor Seiler recognized Assistant City Attorney Bob Dunckel who addressed the Commission on this item and stating he will defer to City Staff with regard to the engineering aspects of this issue.

Mayor Seiler recognized Alex Scheffer, Urban Design Engineer, Department of Sustainable Development, who addressed the Commission with this input noting that he would need additional information to give an informed opinion.

The Commission members commented on safety concerns which was addressed by Ms. Crush. Ms. Crush gave specific details regarding safety and noting the project is buffered by a fence. Commissioner McKinzie concurred this was the only alternative to constructing this 45 story building while also not impeding traffic in the area.

Mr. Dunckel noted that the license addresses the issue of additional time and delegates this decision to the City Manager to extend the length of time. Further comments and discussions continued on this project's effect on Las Olas Boulevard, pedestrian traffic in the area, and possible solutions such as scaffolding to allow for pedestrian traffic

Mayor Seiler recognized Diana Alarcon, Director of Transportation and Mobility, who addressed the Commission stating she and her staff

would work with the applicant to coordinate special events in the area, such as the St. Patrick's Day Parade.

Commissioner Rogers asked if there would be one crane in the center of the building. Ms. Crush confirmed that there would be two cranes in the center of the building to expedite the building process.

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

APPROVED AS AMENDED - January 2017 through January 2019

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

M-4 [16-1483](#)

City Commission Request for Review - 4 West Las Olas - Case R16013

Vice Mayor Trantalis requested he called up this item for an open discussion as to how the City is moving forward in the development of the Riverfront area. He gave his comments on what is currently occurring in this area as it relates to the planned development at Four West Las Olas, stating this will set a precedent for the neighborhood. Vice Mayor Trantalis's comments focused on the need for maintaining a small scale urban environment. Vice Mayor Trantalis asked for the Commission's input on this topic. Mayor Seiler responded that this is a downtown issue and should not relate to the development at Four West Las Olas.

Mayor Seiler recognized Assistant City Attorney D'Wayne Spence who addressed the Commission on this item stating he was seeking clarification on the grounds of the review. Mayor Seiler stated this a policy issue and may not be a due process issue.

Mayor Seiler recognized Robert Lochrie, Esq., Lochrie and Chakas, on behalf of the applicant, stating he would like an opportunity to discuss this issue prior to a vote or a due process discussion.

Mayor Seiler noted he would like to see high-rise density in the downtown area with a great pedestrian ground level experience on the first and second floors and more upscale buildings of taller height while improving the existing areas around the bridge.

Commissioner Rogers gave his input agreeing with the importance of Four West Las Olas keeping the feel of the river having a view corridor at the corner of the river to maintain the connection. He also commented on the need to address the direction of critical mass issues as it relates to the downtown area's code issues.

Commissioner McKinzie concurred with Commissioner Rogers and the need to look at each proposed development on a case by case basis.

Commissioner Roberts noted the back-up to this item includes a beautifully designed structure and the importance of the City developing a downtown area while also maintaining a river view. He stated this is an ongoing vision of what was originally envisioned 25 years ago.

Further comments and discussions continued on the importance of a river view and other aspects related to this subject, the downtown area's zoning, relying on professionals in this field, and City policy.

Mayor Seiler recognized Count Rosenthal, 1237 NW 7th Avenue, who addressed the Commission with his comments, thoughts, concerns, and recommended a workshop to address this issue. He also gave a brief history of the evolution of the City.

Commissioner Roberts noted that two years ago there was a Commission Workshop addressing this issue and this was what was envisioned for the City 25 years ago.

Vice Mayor Trantalis agreed to remove the call-up of a review of this item.

Review Withdrawn by Requester

NEIGHBOR PRESENTATIONS

NP-1 [16-1494](#) Charles King - Local City Hall corruption

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who addressed the Commission with his comments, thoughts, concerns regarding his presentation topic. Mr. King cited what had occurred in the City of Hallandale and issues relating to the Pension Bond and the Community Redevelopment Agency.

RECEIVED

NP-2 [16-1495](#) Dane Graziano - Pole light banners in the City of Fort Lauderdale

Mr. Graziano was not present.

NOT PRESENT

NP-3 [16-1503](#) Art Seitz - City Vision

Mayor Seiler recognized Art Seitz, 1905 N. Atlantic Blvd., who addressed the Commission with his comments, thoughts, and concerns. Mr. Seitz's comments focused on photo's and information on Washington Harbor he had previously sent to each member of the City Commission, preservation, funding for the Beach Community Redevelopment Agency, and his additional recommendations for the vision of the City.

RECEIVED

ORDINANCE FIRST READING

OFR-1 [16-1368](#)

Ordinance Related to the Charge for Services for Palm Frond Collection Services in the Las Olas Isles

Vice Mayor Trantalis asked City Manager Feldman if this item addressed the collection of all palms fronds or just Royal Palm fronds.

Mayor Seiler recognized Melissa Doyle, Sanitation Program Manager, Public Works Department, who addressed the Commission on this item and confirmed that the City had received complaints about all of the palm fronds not being collected. As a result, Ms. Doyle confirmed that the City has expanded its service to address the pickup of all palm fronds.

Vice Mayor Trantalis introduced the Ordinance on First Reading which the City Clerk read by title only.

PASSED FIRST READING

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

OFR-2 [16-1358](#)

Quasi-Judicial - Ordinance - Rezone from Residential Mid Rise Multifamily/Medium Density District (RMM-25) to Exclusive Use Parking (X-P) through the Allocation of Commercial Flex and Approval of Site Plan Including a Parking Reduction and Relocation of Residential Street Closure - "825 Sunrise" - 825 Sunrise, LLC. - 825-831 E. Sunrise Boulevard - Case ZR16002

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

There being no one from the public wishing to speak on this item, Vice Mayor Trantalis made a motion to close the public hearing, which was

seconded by Commissioner Roberts. Roll call showed: AYES: Commissioner Roberts, Vice Mayor Trantalis, Commissioner McKinzie, Commissioner Rogers, and Mayor Seiler. NAYS: None.

Mayor Seiler recognized Steve Tilbrook, Esq., 401 East Las Olas Blvd and on behalf of 825 Sunrise LLC. Vice Mayor Trantalis asked Mr. Tilbrook questions about tenants. Mr. Tilbrook responded to Vice Mayor Trantalis's questions about tenant occupancy stating there are no current retail tenants but the space is designed for two 4,000 square foot retail tenants.

Vice Mayor Trantalis introduced the Ordinance on First Reading which the City Clerk read by title only.

PASSED FIRST READING

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

ORDINANCE SECOND READING

OSR-1 [16-1414](#)

Ordinance Amending Unified Land Development Regulations (ULDR), Section 47-19.3 Providing a Maximum Elevation for Seawalls, Docks and Related Structures and the Criteria for Determining Whether an Improvement Constitutes a Substantial Repair

Vice Mayor Trantalis introduced the Ordinance on Second Reading which the City Clerk read by title only.

ADOPTED ON SECOND READING

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

OSR-2 [16-1463](#)

Ordinance Amending Article X, Vacation Rentals, Chapter 15 of the Code of Ordinances of the City of Fort Lauderdale (Code)

Mayor Seiler recognized Count Rosenthal, 1237 NW 7th Avenue, who addressed the Commission with his comments, thoughts, concerns, questions regarding this item. Mr. Rosenthal raised the issue of enabling those with larger homes who wish to rent out only a room and a bath to be able do so without incurring high fees from the City.

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who addressed the Commission with his comments, thoughts, concerns, and questions regarding this item. Mr. King commented on aspects of the City's vacation rental ordinance relating to occupancy issues. He also questioned the length of time a City employee must refrain from lobbying after leaving the City's employment.

Commissioner Rogers introduced the Ordinance on Second Reading which the City Clerk read by title only.

ADOPTED ON SECOND READING

Aye: 4 - Commissioner Roberts, Commissioner McKinzie, Commissioner Rogers and Mayor Seiler

Nay: 1 - Vice Mayor Trantalis

EXECUTIVE CLOSED DOOR REQUEST

City Attorney Cynthia Everett requested the following Executive Closed Door Session following the December 20, 2016 City Commission Conference Meeting.

Commencing at approximately 4:30 PM or as soon thereafter as it may be heard, the City Commission shall meet privately to discuss pending litigation pursuant to Section 286.011(8) Florida Statutes for the following cases:

Dmitry Lyubimov v. City of Fort Lauderdale, Thomas Capano, Jesus Gonzalez and Sean Reddish - Case No. CACE 14-017138 (13)

Albion Staffing Solutions, Inc. v. City of Fort Lauderdale - Case No. CACE 15-018760 (09)

Persons in attendance will be:

Mayor, John P. "Jack" Seiler
Vice Mayor, Dean J. Trantalis
Commissioner, Robert L. McKinzie
Commissioner, Bruce G. Roberts
Commissioner, Romney Rogers
City Manager, Lee R. Feldman
City Attorney, Cynthia A. Everett

Re. Dmitry Lyubimov v. City of Fort Lauderdale, Thomas Capano, Jesus Gonzalez and Sean Reddish, Counsel will be Assistant City Attorney, Alain E. Boileau,

Re. Albion Staffing Solutions, Inc. v. City of Fort Lauderdale, Outside Counsel will be Robert Vaughan, Esq., Kim Vaughan Lerner, LLP, and a Certified Court Reporter with Daughters Reporting, Inc.

The estimated length of the attorney-client session is approximately one (1) hour.

Mayor Seiler announced the upcoming Annual Holiday Boat Parade noting of the details regarding the parking facilities and other aspects are available online. Mayor Seiler also announced the Grand Marshal will be Pit Bull.

ADJOURNMENT

There being no additional business before the City Commission at this Regular City Commission Meeting, Mayor Seiler adjourned the meeting at 8:26 p.m.

John P. "Jack" Seiler
Mayor

ATTEST:

Jeffrey A. Modarelli
City Clerk