

City of Fort Lauderdale

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



Meeting Minutes

Tuesday, November 7, 2017

6:00 PM

City Commission Chambers

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

***JOHN P. "JACK" SEILER Mayor - Commissioner
BRUCE G. ROBERTS Vice Mayor - Commissioner - District I
DEAN J. TRANTALIS Commissioner - District II
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

Pastor Lucious Hall, Mount Olivet Seventh-Day Adventist Church

Pledge of Allegiance

Jack & Jill Children's Center Kindergarten and First Grader Class.
Following the Pledge of Allegiance, the children recited the Jack & Jill Children's Center Kindness Pledge.

ROLL CALL

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

QUORUM ESTABLISHED

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

No e-comments were submitted for this meeting.

CALL TO ORDER

Mayor Seiler called the meeting to order at 6:06 p.m.

ANNOUNCEMENTS

Mayor Seiler announced the following items have been removed from the Agenda by City Manager Feldman:

CM-2 Removed from the Agenda
CM-13 Removed from the Agenda
PUR-1 Removed from the Agenda
PUR-7 Removed from the Agenda
PUR-8 Removed from the Agenda

Mayor Seiler announced the following changes to the Agenda:

PUR-9 Memo - Revision to page 2; Exhibit 5 - Revisions to page 1 and page 2.

Approval of MINUTES and Agenda[17-1357](#)

Minutes for September 19, 2017 Regular Commission Meeting, October 3, 2017 Commission Conference Meeting, October 3, 2017 Regular Commission Meeting, and October 9, 2017 Joint Commission Workshop with the Economic Development Advisory Board

Vice Mayor Roberts made a motion to approve the minutes and was seconded by Commissioner Trantalis.

APPROVED

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

PRESENTATIONS

PRES- [17-1369](#)
1

Proclamation declaring November 10, 2017 as Jack & Jill Children's Center 75th Anniversary Day in the City of Fort Lauderdale

Commissioner McKinzie requested Maria Meyer, Director of Development and Marketing, Jack and Jill Children's Center, join him at the podium. Commissioner McKinzie announced this Proclamation is in recognition of the 75th Anniversary of the Jack & Jill Children's Center in the City of Fort Lauderdale.

Commissioner McKinzie presented Ms. Meyer with a Proclamation declaring Friday, November 10, 2017 as Jack & Jill Children's Center 75th Anniversary Day in the City of Fort Lauderdale, reading the Proclamation in its entirety.

Ms. Meyer accepted the Proclamation, thanking Mayor Seiler and the Commission.

PRESENTED

PRES- [17-1370](#)
2

Proclamation declaring November 15, 2017 as April Kirk Day in the City of Fort Lauderdale

Commissioner Rogers requested April Kirk, Executive Director of Stranahan House, join him at the podium. He announced this Proclamation is in recognition of Ms. Kirk's extraordinary fund raising efforts for Stranahan House.

Commissioner Rogers presented Ms. Kirk with a Proclamation declaring Wednesday, November 15, 2017 as April Kirk Day in the City of Fort Lauderdale, reading the Proclamation in its entirety. Ms. Kirk accepted the Proclamation, thanking Mayor Seiler, the Commission and everyone who contributed towards her achieving this recognition.

PRESENTED

PRES- [17-1371](#)
3

Proclamation declaring November 16, 2017 as Covenant House Florida - Executive Sleep Out Day in the City of Fort Lauderdale

Commissioner Trantalis requested James M. Gress, Executive Director of Covenant House, join him at the podium. Commissioner Trantalis announced the presentation of the Proclamation declaring Thursday, November 16, 2017 as Covenant House Florida - Executive Sleep Out Day in the City of Fort Lauderdale, in support of Covenant House's efforts to end hunger and childhood homelessness.

Commissioner Trantalis presented the Proclamation to Mr. Gress, reading it in its entirety. Mr. Gress accepted the Proclamation, thanking Mayor Seiler and the Commission. He discussed details of the Executive Sleep Out fund-raising event being held at Esplanade Park and the work being done around the country to end youth homelessness.

PRESENTED

PRES- [17-1350](#)
4

Proclamation declaring the Week of October 2-6, 2017 as Customer Service Week in the City of Fort Lauderdale

Vice Mayor Roberts requested Donna McMahon, Public Works Department; Susan LeSage, Public Works Department; and Public Works Customer Service Staff (Staff) in attendance join him at the podium. He discussed the role and importance of Staff assisting neighbors in the community.

Vice Mayor Roberts announced the Proclamation declaring the week of October 2-6, 2017 as Customer Service Week in the City of Fort Lauderdale, reading it in its entirety. He presented the Proclamation to Ms. McMahon, Ms. LeSage and the Public Works Customer Service Staff. Ms. McMahon thanked Mayor Seiler and the Commission.

PRESENTED

PRES- [17-1372](#)
5

Presentation - Donation to Breast Cancer Society from Proceeds of Fly Pink Walk Event at Fort Lauderdale Executive Airport for Broward County "Making Strides" Against Breast Cancer

Carlton Harrison, Assistant Fort Lauderdale Executive Airport Manager, explained the genesis of this year's "*Fly Pink Walk*" Breast Cancer Event at Fort Lauderdale Executive Airport in association with Broward County's "*Making Strides*" Against Breast Cancer. Mr. Harrison showed a video of the *Fly Pink Walk Event* with the audience.

Mr. Harrison commented on the outpouring of support for this event and those who contributed, including sponsors, participants, volunteers, Fire Department 54 First Responders and Community Builders. He announced the event raised \$1,820 in donations for the American Cancer Society.

Ms. Tali Amihud thanked the City for the presentation and everyone involved for their passion, donations and contributions towards making this a successful event.

Mr. Harrison announced next year's event will be entitled "*5K on the Runway*". Mayor Seiler commented on the outstanding job done by Staff.

PRESENTED

CONSENT AGENDA PUBLIC COMMENT

Mayor Seiler announced the following items had been removed from the Consent Agenda for separate discussion:

CR-1, CR-3, CR-6, CR-7.

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road. Mr. King commented on item CR-2, recommending the Commission allow the incoming Commission to determine how to address water and sewer issues. He also commented on CR-5 and previous Commission policy regarding these types of issues, commenting that immigration is a national issue.

CONSENT AGENDA

CONSENT MOTION

Approval of the Consent Agenda

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

Approve the Consent Agenda

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

CM-1 [17-1290](#)

Motion to Approve Event Agreements and Related Road Closings: Champagne Fun Festival and Helping Hand to Our Community

APPROVED

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

CM-2 [17-1236](#)

Motion to Provide Funding for the Greater Fort Lauderdale Sister Cities International, Inc. - \$57,000 (three-year total)

REMOVED FROM AGENDA

CM-3 [17-1248](#)

Motion to Approve Beach Business Improvement District (BID) Funding for the 2018 Swatch Beach Volleyball Major Series Event in the Amount of \$100,000

APPROVED

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

CM-4 [17-1203](#)

Motion to Approve an Agreement with Riverwalk Fort Lauderdale, Inc. for 2018 Events

APPROVED

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

CM-5 [17-1237](#)

Motion Approving a Revocable License Agreement with Panthers Outdoor Ice, LLC for the Construction and Operation of a Temporary Ice Rink at Huizenga Plaza

APPROVED

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

CM-6 [17-1348](#)

Motion Approving Pollworkers Service Agreement with Broward County Supervisor of Elections to select, assign, train and pay all pollworkers for January 16, 2018 and March 13, 2018 Elections

APPROVED

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

CM-7 [17-1259](#)

Motion to Execute a Memorandum of Understanding between the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida and the City of Fort Lauderdale and Approve a Public Right-of-Way Easement over State-Owned Lands from the Board of

Trustees of the Internal Improvement Trust Fund of the State of Florida

APPROVED

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

CM-8 [17-1262](#)

Motion to Approve a Development Agreement with All Aboard Florida - Operations, LLC for Roadway Improvements and Alternative Parking Spaces

APPROVED

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

CM-9 [17-1327](#)

Motion to Ratify Sheltering and Temporary Power (STEP) Program Sub-Agreement

APPROVED

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

CM-10 [17-1335](#)

Motion to Approve a Lease Agreement with E & J Dining, Inc. d/b/a Mr. Nick's Sub Shoppe for Shop 108 & 112 at the City Park Mall

APPROVED

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

CM-11 [17-1227](#)

Motion to Accept FY2017 Florida Department of Transportation Grant - \$44,800

APPROVED

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

CM-12 [17-1305](#)

Motion to Approve Grant Application - Walmart Communities Grant Program - \$4,000

APPROVED

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

CM-13 [17-1201](#)

Motion Approving a Lease Agreement with Ivy Tower 101 Property, LLC for Off-Street Parking and the Lease of Parking Permits at the City Hall Parking Garage

REMOVED FROM AGENDA

CM-14 [17-1273](#)

Motion to Approve a Cross Parking Easement Agreement with Crown Center at Fort Lauderdale Executive Airport

APPROVED

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

CONSENT RESOLUTION**CR-1** [17-1342](#)

Resolution Ratifying a Collective Bargaining Agreement with the Federation of Public Employees, a Division of NFPPE, AFL-CIO, Effective November 7, 2017 through September 30, 2019

Commissioner Trantalis commented on employees that have attained their maximum salary level receiving a bonus in addition to eligibility for annual cost of living increases. Commissioner Trantalis discussed the need for the City to be budget conscious, stating the City is not in a financial position to approve this expenditure due to current expenses associated with wastewater and infrastructure issues.

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

ADOPTED

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

Nay: 1 - Commissioner Trantalis

CR-2 [17-1349](#)

Resolution approving the appointment of Bond Counsel and Disclosure Counsel for the issuance of Water and Sewer Revenue Bonds, Series 2018

ADOPTED

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

CR-3 [17-1360](#)

Resolution appointing the law firm of Greenberg Traurig, LLP as Special Counsel in connection with Financing for the design and construction of the Las Olas North Parking Structure

Commissioner Trantalis inquired about the wording of this item approving a \$30,000 retainer for the legal services of bond counsel. Assistant City Attorney Lynn Solomon referred to Section 2 of the Resolution. She clarified the amount of \$30,000 will only be paid if the line of credit closes, confirming no upfront fee paid to bond counsel.

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

ADOPTED

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

CR-4 [17-1345](#)

Resolution Rescheduling City Commission Meeting Dates in 2018

ADOPTED

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

CR-5 [17-1380](#)

Resolution Urging President Trump and the United States Department of Homeland Security to Extend Temporary Protected Status for Haitian Nationals for 18 Months Beyond January 22, 2018

ADOPTED

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

CR-6 [17-0924](#)

Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2018 - Appropriation

Mayor Seiler recognized Craig Fisher, 725 Poinciana Drive. Mr. Fisher asked for an explanation of the methodology, commenting on his concerns. Mayor Seiler discussed the financial state of the City and the reasoning behind financing water and wastewater projects. City Auditor John Herbst concurred with Mayor Seiler's comments. Mr. Fisher discussed questions raised by the Infrastructure Task Force. Mayor Seiler stated the bond being issued will identify the infrastructure projects.

Mayor Seiler recognized former Commissioner Charlotte Rodstrom, 66 Nurmi Drive. Commissioner Rodstrom addressed Section C. of the backup. She also commented on Section I., asking if a third-party report was done to justify reimbursement from the Federal Emergency Management Agency (FEMA). City Manager Feldman stated there is no requirement to have a third-party involved. The only requirement is to submit invoices providing justification. He explained the justification included a sewer main that was out of service during a declared natural disaster and the impact of excessive rainfall. Further comments and discussions ensued. City Manager Feldman confirmed that any reimbursed funds will go back into the Water and Sewer Fund.

Mayor Seiler recognized Paul Chettle, 200 S. Birch Road, who requested clarification of Sections C. and I., commenting on questions

raised by the Infrastructure Task Force and the need for transparency. Mayor Seiler explained the procedures to address these issues.

City Auditor Herbst explained Section C. He confirmed previous discussions about the issuance of a bond for costs associated with construction of the parking garage at the Las Olas Marina (Project). The bond was not issued during Fiscal Year 2017 due to timing issues. However, a contract had been signed for this Project. He explained Staff resolved this issue by finding another source of funding within the budget. Section C. relates to the issuance of a bond in Fiscal Year 2018 for the financing this Project which would restore the funds used in 2017.

In response to Commissioner Trantalis's question, City Auditor Herbst confirmed funding for construction of the Project is coming from two sources, the Central Beach Community Redevelopment Agency (CRA) fund and from the bond issuance. The bond will be secured by the parking revenue generated by the Project's garage.

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who commented on the current status of the sewer system, past funds removed from the Water and Sewer Fund, and the replacement of those funds. Mr. King also discussed the state's Consent Order regarding water and sewer issues. He recommended allowing the incoming Commission to address these matters.

Commissioner Trantalis discussed his reasons for voting against this item due to his previous vote against a matter relating to Section C. He also stated the bonus pay issue is coming out of the Fund Balance rather than the Operating Budget, an indication that it is unaffordable. Commissioner Trantalis also discussed the amount of funds being spent to address damaged wastewater system needs and the percentage of FEMA reimbursement. Discussions ensued on the financial health of the City. Mayor Seiler commented on the balance of the City's Fund Reserve, illustrating the City is in a good financial position.

Vice Mayor Roberts commented on Commissioner Trantalis's concerns regarding bonus pay amounts. City Manager Feldman clarified this issue, explaining the procedures for wage adjustments that are funded from numerous accounts. Further discussions ensued on this matter.

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

ADOPTED

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

Nay: 1 - Commissioner Trantalis

CR-7 [17-1298](#)

Resolution Declaring the City's Official Intent to Reimburse Itself for Certain Capital Expenditures by Incurring Debt for Water and Sewer System Improvements

Mayor Seiler recognized Paul Chettle, 200 S. Birch Road, who discussed Commission actions regarding this item. He commented on a reactive response to infrastructure issues. City Manager Feldman explained the capacity to issue debt for these issues, stating it is based on the capacity to deliver projects while remaining within the rate structure. All of the infrastructure projects listed in the Consent Order, the consultant's recommendations (Reiss Report), and deferred projects will be addressed with the upcoming \$200,000,000 bond issuance. He also commented on the aspects and process of issuing bonds.

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who commented on the PUR-1 expenditure pulled from the Agenda. He also discussed his perception of City expenditures.

In response to Commissioner Trantalis's request, City Manager Feldman confirmed he would send him a draft version of the list of infrastructure expenditures involved with the issuance of a bond to finance infrastructure needs. Commissioner Trantalis commented on his lack of understanding regarding all of the infrastructure needs, including those noted in the Consent Order. City Manager Feldman confirmed a Resolution will be presented to the Commission in January 2018 regarding this issue and the issuance of a bond to address these projects.

City Manager Feldman clarified this item only addresses the preservation of rights for infrastructure work currently being done and will allow these costs to be reimbursed under the forthcoming bond. Further discussions ensued on the amount to be paid to bond counsel, the funding mechanism for infrastructure projects, a listing of the bond's projects, the ROI from servicing other municipalities, and paying for all needed infrastructure needs in increments.

Mayor Seiler noted this item addresses a step in the process, reiterating the resolution for moving forward with infrastructure projects and the issuance of a bond to fund these projects will occur in January 2018.

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

ADOPTED

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

Nay: 1 - Commissioner Trantalis

CR-8 [17-1168](#) Resolution Imposing Special Assessment Liens for Lot Clearing

ADOPTED

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

CR-9 [17-1169](#) Resolution for Imposition of Special Assessment Liens for Costs Associated with the Securing of Multiple Properties

ADOPTED

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

CR-10 [17-1211](#) Resolution to Amend the Adopted Fiscal Year 2018 Nuisance Abatement Roll

ADOPTED

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

CR-11 [17-1159](#) Resolution Authorizing the Submittal of Applications to the Broward Metropolitan Planning Organization Complete Streets and Local Initiatives Program Grant

ADOPTED

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

CR-12 [17-1340](#) Resolution Authorizing the Mayor to Sign a Letter of Support for the Infrastructure for Rebuilding America (INFRA) Grant being Submitted by the Broward Metropolitan Planning Organization and Port Everglades for the Intermodal Freight Connector Project

ADOPTED

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

PURCHASING AGENDA

PUR-1 [17-0734](#) Motion to Approve Contract for Restoration of the NW 2nd Avenue Water Tank and Water Tower Lights - U.S.C., Inc. - \$2,801,900

City Manager Feldman confirmed this item had been removed from the agenda.

REMOVED FROM AGENDA

PUR-2 [17-0988](#)

Motion to Approve Purchase of Electronic Permit Software - Carahsoft Technology Corp. - \$257,354

APPROVED

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

PUR-3 [17-1119](#)

Motion to Approve Contracts for Purchase and Installation of Replacement Playground Equipment - Various Vendors - \$378,489.03

APPROVED

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

PUR-4 [17-1157](#)

Motion to Approve Proprietary Contract for Annual Maintenance of the LifePak15 Defibrillator/Monitor and Lucas 2 Chest Compression Device Units - \$267,626.28 (three-year total)

APPROVED

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

PUR-5 [17-1218](#)

Motion to Approve Change Order No. 1 and Increase in Funds to Asphalt Resurfacing Contract - M & M Asphalt Maintenance Inc. - \$52,834.70

APPROVED

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

PUR-6 [17-1243](#)

Motion to Approve Contract for Purchase of Professional Training Services - RCultures, Inc. - \$127,500

APPROVED

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

PUR-7 [17-1253](#)

Motion to Approve Purchase of Citywide Computer Hardware Additions and Replacements - Dell Marketing L.P. - \$999,305

REMOVED FROM AGENDA

PUR-8 [17-1258](#)

Motion to Approve Increase in Funds to Contract for Rental of Bounce Houses, Inflatables and Various Outdoor Games - All Star Bounce, Inc. - \$60,000

REMOVED FROM AGENDA

PUR-9 [17-1361](#)

Motion to Approve Contract for Purchase of Holiday Displays - South Florida Lighting Team, LLC d/b/a Miami Christmas Lights - \$150,120

APPROVED

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

MOTIONS**M-1** [17-1254](#)

Motion to Approve an Event Agreement with All Saints' Protestant Episcopal Church

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

APPROVED

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

M-2 [17-1260](#)

Motion to Approve an Event Agreement with St. Jerome Catholic School, Inc. for St. Jerome Catholic Church and School Fall Festival 2017

Commissioner Trantalis made a motion to approve this item and was seconded by Commissioner Rogers.

APPROVED

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

M-3 [17-1261](#)

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

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

APPROVED

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

M-4 [17-1266](#)

Motion to Approve an Event Agreement with Rio Vista Civic Association, Inc. for Rio Vista Holiday Party

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

APPROVED

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

M-5 [17-1355](#)

Motion Approving Co-Sponsorship of Shen Yun

In response to Mayor Seiler and Commissioner Trantalis's inquiry, City Manager Feldman explained the City's co-sponsorship is to allow for the display of event banners, similar to what has been permitted for other for-profit ventures, including The Home Show and The Boat Show (Shows). Mayor Seiler commented on the public purpose associated with these Shows, voicing his concern about the length of time requested.

Mayor Seiler recognized Anthony Fajardo, Director of the Department of Sustainable Development, who confirmed the applicant was not present. Mr. Fajardo explained the reason for Staff supporting this item was due to Commission support last year. Discussions ensued on the duration of last year's signage.

City Manager Feldman noted this event is a private function held at the Broward Center. Mr. Fajardo confirmed the event pays a refundable deposit to ensure the banners are removed in a timely manner. He also confirmed a non-refundable payment for the application fee, allowing use of the right-of-way for signage, consistent with other shows.

Commissioner Trantalis commented that two weeks is a reasonable amount of time for this request, noting four weeks is excessive. Mayor Seiler emphasized similar requests involve events serving a public purpose.

Commissioner Trantalis recommended this item be deferred until the November 21, 2017 Regular Commission Meeting. Mr. Fajardo said this event is scheduled for January 2018, stating there is time to defer this item. Discussions ensued on a shorter timeline. Mayor Seiler requested the applicant attend the next Commission Meeting to explain their 30-day request.

Commissioner Trantalis made a motion to defer this item until November 21, 2017 at 6:00 p.m. or soon thereafter and was seconded by Vice Mayor Roberts.

DEFERRED to November 17, 2017

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

NEIGHBOR PRESENTATIONS

NP-1 [17-1212](#) Christina Currie - Unsafe city owned structure - 221 NW 6 Street

Mayor Seiler recognized Christina Currie, 644 SE 5th Avenue, who submitted a document for the record to the Commission.

Ms. Currie commented on the unsafe City-owned structure located at 221 NW 6th Street in Progresso Village, known as Sam's Plumbing. Ms. Currie discussed the history of this property, noting the City's foreclosure on this property due to Code lien violations. She reviewed the Code violation history and the Building Department's involvement, stating her reports to Code have been unaddressed. Ms. Currie noted the resulting negative perceptions, consequences and associated costs to the City due to the lack of action.

A copy of the document submitted by Ms. Currie for the record is attached to these minutes.

In response to Mayor Seiler's inquiry about this property's demolition, City Manager Feldman explained that quotes from the demolition company are being finalized. City Manager Feldman noted that issues relating to Hurricane Irma (Storm) delayed demolition, confirming the building will soon be demolished.

Mayor Seiler concurred with Ms. Currie's concerns regarding the delays prior to the Storm. City Manager Feldman commented on previous negotiations with Florida Atlantic University and their interest in utilizing the property.

Commissioner McKinzie agreed with Ms. Currie, stating the City should maintain its properties. He commented on previous discussions with potential lessors, noting Progresso Village representatives' desire for higher density at this location. Commissioner McKinzie also commented on the impact and consequences resulting from numerous convenience stores in areas west of the railroad tracks. Further discussions ensued on convenience stores currently under contract and a convenience store foreclosure settlement reached with the City. Commissioner McKinzie also commented on previous affordable housing discussions in the area of Andrews Avenue and Sistrunk Boulevard, and the lack of maintenance in areas located in Progresso Village, formerly part of District III.

In response to Mayor Seiler, Ms. Currie confirmed she reported issues to Code prior to 2017. Vice Mayor Roberts noted this matter had been before a Special Magistrate numerous times, stating this should be examined by City Attorney Everett and City Manager Feldman to address lengthy timelines. Further discussions ensued on this property and development in this area. The Commission concurred with Ms. Currie's request for City properties to be adequately maintained.

RECEIVED

NP-2 [17-1352](#)

Charles King - Vice Mayor Bruce Roberts

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who commented on Vice Mayor Roberts' position on issues and future expenses facing the City. Mr. King encouraged voters to participate in the upcoming election.

RECEIVED

NP-3 [17-1353](#)

Art Seitz - Fort Lauderdale - 2008 Central Beach Alliance Goals and Priorities and Fort Lauderdale Aquatic Complex

NOT PRESENT

RESOLUTIONS

R-1 [17-1307](#)

Appointment of Board and Committee Members

City Clerk Jeffrey Modarelli read this Resolution's Board and Committee appointments into the record.

A copy of the Board and Committee appointments is attached to these minutes.

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

ADOPTED

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

Not Present: 1 - Vice Mayor Roberts

R-2 [17-1351](#)

Resolution Supporting the Florida Legislature's Honorary Designation of U.S. 1 between Broward Boulevard and Sunrise Boulevard as "The Hope and Healing Highway"

Commissioner Trantalis made a motion to defeat this Resolution. Mayor Seiler noted the need to allow public comment.

Mayor Seiler recognized Tim Smith, 1720 NE 9th Avenue. Mr. Smith addressed the Commission, acknowledging the upcoming election and thanking Commission members for their service. He confirmed his opposition to this Resolution, commenting on his discussions with neighborhoods and its public perception. It does not serve to address the crimes of child abuse. Mr. Smith confirmed more can be achieved by proactively seeking out child abusers through the use of local law enforcement.

Mayor Seiler recognized Catherine Maus, on behalf of the Victoria Park Civic Association. Ms. Maus confirmed support for victims of sexual assault. She stated the Victoria Park Civic Association is unanimously opposed to this Resolution, noting this signage will be confusing to drivers and is not in keeping with the revitalization of the downtown area. She commented on past efforts to reduce signage blight, confirming approval of this item will contribute to these concerns. Ms. Maus stated the Nancy Cotterman Sexual Assault Treatment Center will be relocating to West Broward County. She requested the Commission not defer and vote on this item tonight.

Mayor Seiler recognized former Commissioner Charlotte Rodstrom, 66 Nurmi Drive. Commissioner Rodstrom agreed on the importance of addressing the issue of sexual assault, confirming the public's empathy and concern. She commented that this item relates to transparency and the need to listen to the community. Commissioner Rodstrom confirmed her support for Victoria Park Civic Association's opposition to this Resolution. Commissioner Rodstrom also stated the Nancy Cotterman Sexual Assault Treatment Center will be relocated to West Broward County. She recommended the state's option to memorialize this issue on another street. Commissioner Rodstrom requested the Commission vote on this item tonight and not defer.

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road, who commented about previous versions of this signage and his perception of the political nature of this issue. He read articles citing issues relating to that topic. Mr. King requested this item be voted on tonight and not defer.

In response to Mayor Seiler's request, City Attorney Everett summarized how this issue evolved, giving an update on conversations with the state. City Attorney Everett confirmed a conversation with Stacy Miller, Florida Department of Transportation, who said if this Resolution is not

approved, the current covered signs erected on Federal Highway will be removed.

Commissioner Trantalis made a motion to defeat this Resolution which was seconded by Vice Mayor Roberts.

MOTION TO DENY DESIGNATION - Approved

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

PUBLIC HEARINGS

PH-1 [17-1256](#)

Resolution to Designate the Beverly Heights Neighborhood as a Residential Parking Permit District

Mayor Seiler opened the public hearing.

Mayor Seiler recognized Brandon Cox, Beverly Heights Association, who discussed neighborhood efforts to formulate a plan accommodating everyone's needs. She commented on the lack of neighbor involvement. Ms. Cox said the two-hour guest parking and required permits was the best attainable resolution.

In response to Commissioner Rogers, Diana Alarcon, Director of Transportation and Mobility, confirmed two neighbor meetings had been held subsequent to the Commission's initial deferment of this item. She confirmed these meetings were sufficient.

There being no one else wishing to speak on this item Vice Mayor Roberts made a motion to close the public hearing, which was seconded by Commissioner Rogers. Roll call showed: AYES: Commissioner Rogers, Vice Mayor Roberts, Commissioner McKinzie, and Mayor Seiler. NAYS: None. Not Present: Commissioner Trantalis.

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

ADOPTED

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

Not Present: 1 - Commissioner Trantalis

ORDINANCE FIRST READING

OFR-1 [17-1153](#)

Ordinance Establishing an Investment Advisory Board

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

PASSED FIRST READING

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

ORDINANCE SECOND READING

OSR-1 [17-1378](#)

Ordinance Establishing a Moratorium on the Processing, Approval, and Issuance of any Licenses, Development Orders, and Permits for Medical Marijuana Treatment Center Dispensing Facilities for a Period of 180 days

Vice Mayor Roberts introduced this Ordinance for the Second Reading which was read by title only.

ADOPTED ON SECOND READING

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

OSR-2 [17-1250](#)

Ordinance Amending Ordinance No. C-17-26 of the City of Fort Lauderdale, Florida by Correcting the Definition of "Mandatory Commission Approval Amount" Contained in the City of Fort Lauderdale Procurement Ordinance

Mayor Seiler recognized Charles King, 105 N. Victoria Park Road. Mr. King discussed his position on allowing City Manager Feldman increased signing authority on behalf of the City, recommending less latitude.

The Commission discussed the language in this Ordinance. In response to Commissioner Trantalis's question, City Manager Feldman confirmed the correction to this Ordinance since the First Reading, stating this item allows his discretion for signing authority up to \$100,000 for competitively bid contracts. In response to Commissioner Trantalis, City Manager Feldman commented on his signing authority for non-competitive bids.

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

ADOPTED ON SECOND READING

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

OSR-3 [17-1312](#)

Quasi-Judicial - Ordinance - Rezone 2.67 Acres from Residential

Multifamily Mid Rise/ Medium High Density (RMM-25) District to Community Facility (CF) District - "St. Thomas Aquinas High School" - St. Thomas Aquinas High School Inc.- 2801 SW 12th Street - Case Z17008

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.

Mayor Seiler opened the public hearing.

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

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

ADOPTED ON SECOND READING

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

OSR-4 [17-1314](#)

Ordinance Amending Unified Land Development Regulations (ULDR) to Remove Language Therein Regarding and Referencing Outdoor Food Distribution Centers, Which is Either Redundant or Conflicts with Language Regulating Outdoor Social Service Feeding Events in Sections 15-181; 15-182; 15-183; 15-184; 15-185; and 15-186 of Article V of Chapter 15 of the Code of Ordinances, as Amended by Ordinance No. C-17-20 - Case T17010

Vice Mayor Roberts introduced this Ordinance for the Second Reading which was read by title only.

ADOPTED ON SECOND READING

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

Nay: 1 - Commissioner Trantalis

OSR-5 [17-1322](#)

Quasi-Judicial - Ordinance Vacating a Right-of-Way Located South of SW 11th Court, East of SW 28th Avenue, North of SW 12th Street and West of SW 27th Avenue - St. Thomas Aquinas High School Inc. - SW 27th Terrace - V17006

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.

Mayor Seiler opened the public hearing.

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

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

ADOPTED ON SECOND READING

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

REQUEST FOR EXECUTIVE CLOSED DOOR SESSION

City Attorney Cynthia Everett announced a request for an Executive Closed Session with the Commission to discuss pending legal matters, at a time to be determined, following the December 5, 2018 City Commission Conference Meeting. She announced the matters to be discussed, those in attendance and the expected duration of the session.

ADJOURNMENT

There being no further business before the City Commission at the Regular Meeting of November 7, 2017, Mayor Seiler adjourned the meeting at 8:41 p.m.

John P. "Jack" Seiler
Mayor

ATTEST:

Jeffrey A. Modarelli
City Clerk