

# City of Fort Lauderdale



## Meeting Minutes

**Tuesday, August 18, 2020**

**6:00 PM**

**City Hall is closed to the Public.**

**Access Meeting via:**

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Channel 99

## **City Commission Regular Meeting**

### ***FORT LAUDERDALE CITY COMMISSION***

***DEAN J. TRANTALIS Mayor***

***STEVEN GLASSMAN Vice Mayor - Commissioner - District II***

***HEATHER MORAITIS Commissioner - District I***

***ROBERT L. McKINZIE Commissioner - District III***

***BEN SORENSEN Commissioner - District IV***

***CHRIS LAGERBLOOM, City Manager***

***JOHN HERBST, City Auditor***

***JEFFREY A. MODARELLI, City Clerk***

***ALAIN E. BOILEAU, City Attorney***

**CALL TO ORDER**

Mayor Trantalis called the meeting to order at 6:05 p.m.

**Pledge of Allegiance**

Mayor Dean J. Trantalis

**ROLL CALL**

**Present:** 5 - Commissioner Heather Moraitis (participated telephonically),  
Vice Mayor Steven Glassman (participated telephonically),  
Commissioner Robert L. McKinzie, (participated telephonically)  
Commissioner Ben Sorensen (participated telephonically and  
Mayor Dean J. Trantalis

**QUORUM ESTABLISHED**

**Also Present:** City Manager Chris Lagerbloom, City Clerk Jeffrey A. Modarelli, City Attorney Alain E. Boileau, and City Auditor John Herbst (participated telephonically)

**ANNOUNCEMENTS**

Mayor Trantalis announced details regarding the virtual format of this meeting, including how members of the public can view and participate.

Mayor Trantalis announced the following modifications to the Agenda:

Removed from the Agenda:

CM-2 - Motion Approving First Amendment to the Lease Agreement with 533 NE 13 Street, LLC, for property located at 533 NE 13 Street, Fort Lauderdale, FL 33304 - \$847,206.18

PH-1 - Public Hearing and Adoption of Resolution Approving Notice of Award and Sale of City-Owned Located at 4270 SW 11 Street, Plantation, Florida 33317 to the City of Plantation - (Commission Districts 1, 2, 3 and 4)

Revisions to Agenda:

CP-6 - Revised Exhibit 3 - Contract

**Approval of MINUTES and Agenda**

[20-0600](#)

Minutes for July 7, 2020 Commission Conference Meeting and July 7, 2020 Commission Regular Meeting - (Commission Districts 1, 2, 3

and 4)

Commissioner Sorensen made a motion to approve this item and was seconded by Vice Mayor Glassman.

**APPROVED**

**Aye:** 4 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner Sorensen and Mayor Trantalis

**Not Present:** 1 - Commissioner McKinzie

## **PRESENTATIONS**

**PRES-** [20-0625](#)  
**1**

Proclamation declaring August and September 2020 as 2020 Census: Raise the Count Months in the City of Fort Lauderdale

Mayor Trantalis presented a Proclamation declaring August and September 2020 as *2020 Census: Raise the Count Months in the City of Fort Lauderdale*, reading the Proclamation in its entirety. Complete Count Advisory Committee (CCAC) Chair David Brown accepted the Proclamation, thanking Mayor Trantalis and the Commission. Mayor Trantalis thanked Mr. Brown and CCAC members for their work promoting citizen awareness on the need to be counted, urging residents to participate in the *2020 Census*.

**PRESENTED**

## **CONSENT AGENDA PUBLIC COMMENT**

Mayor Trantalis explained the details regarding members of the public wishing to speak on Consent Agenda items. He announced the following Consent Agenda items had been pulled for separate discussion by Commission Members:

Vice Mayor Glassman: CM-11, CM-12 and CR-4  
Commissioner McKinzie: CM-1

**CM-8**

Mayor Trantalis recognized Stephen Tilbrook, Esq. Mr. Tilbrook spoke in support of item CM-8.

**CM-10**

Mayor Trantalis recognized Michael Wood, 1516 Ocean Mist Drive. Mr. Wood spoke in support of this item and on behalf of Cole Manning, Miller Construction, also in support of item CM-10.

**CR-1**

Mayor Trantalis recognized Suzee Bailey, 105 Nurmi Drive. Ms. Bailey

said she would not support a budget without funding for a proposed weekly waterway testing plan, commenting on her viewpoint, citing examples and noting community input. She recommended teaming up with the Miami Waterkeeper organization, a local not-for-profit water testing team. Ms. Bailey discussed a waterway contamination testing proposal submitted to Mayor Trantalis and adding funding for a waterway testing plan to the FY 2020 Budget.

Mayor Trantalis clarified item CR-1 is an amendment to the current FY 2020. He noted earlier discussion and recommendation from Budget Advisory Board Chair Brian Donaldson regarding funding waterway testing in the FY 2021 Budget. Ms. Bailey confirmed the need to include waterway testing funding in the FY 2021 Budget. Mayor Trantalis concurred. Further comment ensued. Vice Mayor Glassman noted discussion earlier today on this subject, stating a Commission majority is in support of including waterway testing funding in the FY 2021 Budget.

#### CP-10

Mayor Trantalis recognized Maggie Hunt, 1307 SW 4th Court. Ms. Hunt commented on AECOM's experience, citing their design of the Coral Gables Police Station and being a good fit for the new Fort Lauderdale Police Department Headquarters. She inquired about saving design costs by using previous AECOM design plans. Mayor Trantalis said the process has not yet reached the design stage. Design options would be available for public input when available.

### **CONSENT AGENDA**

#### **CM-1    [20-0606](#)**

Motion Accepting Coronavirus Relief Fund (CRF) Funds and Using the Services of Housing Foundation of America Inc. to Process the intake for the Rental and Mortgage Assistance Program - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Shana Cartwright. Ms. Cartwright commented on assistance needed. Mayor Trantalis commented on homeless efforts, expounding on related details. City Manager Lagerbloom commented that homelessness services are available through Broward County and they can be reached by dialing 211.

Mayor Trantalis recognized Emese Jansinski, 2440 State Road 84. Ms. Jansinski commented on the use of SHIP Funding for housing the homeless, explaining her perspective and asking about homeless assistance available. Mayor Trantalis referred Ms. Jansinski to 211, the Broward County telephone number for housing and supportive services. Further comment ensued. City Manager Lagerbloom recommended

Staff contact Ms. Jansinski.

Commissioner McKinzie recalled a lengthy conversation with City Manager Lagerbloom, noting a third-party would process the intake and distribution of funds for this rental and mortgage assistance program (Program). He requested an update. Commissioner McKinzie requested Staff facilitate the Program or a Staff member be a component, explaining his viewpoint.

Rachel Williams, Housing and Community Development Manager, explained Staff was notified about the Program on July 22, 2020. The performance period of the grant is from March 2020 through December 2020. The City will remain in control of issuing the rent checks. The third-party would be responsible for the intake process to gather and verify application information.

Ms. Williams explained the current heavy Staff workload for all Housing and Community Development programs and increased staffing costs. A third-party vendor is needed to handle application intake and Program deadlines. Ms. Williams commented on efforts to ensure everyone will have access to the application process. Those who have not received COVID-related assistance would be given priority. Further comment ensued.

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

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CM-2**    [20-0609](#)

Motion Approving First Amendment to the Lease Agreement with 533 NE 13 Street, LLC, For Property Located at 533 NE 13 Street, Fort Lauderdale, FL 33304 -\$847,206.18 (Sixty-Month Rent) - (Commission District 2)

**REMOVED FROM AGENDA**

**CM-11**    [20-0568](#)

Motion Authorizing Execution of a Revocable License with GraniteFL, LLC for a Temporary Right-of-Way Closure on SE 5th Street, in Association with the Dunes Hotel Development Located at 419 South Fort Lauderdale Beach Blvd - (Commission District 2)

Vice Mayor Glassman commented on input from the District 2 Pre-Agenda Meeting, requesting clarification on this item.

Courtney Crush, Esq., 400 SE 12th Street and on behalf of the applicant

GraniteFL, LLC, explained details regarding this request for a temporary right-of-way closure on SE 5th Street related to the Dunes Hotel development located at 419 South Fort Lauderdale Beach Boulevard. She expounded on aspects of the project related to closures and details addressing safety concerns. The project timeline is estimated to be seventeen (17) months from start to finish. There is no proposal to close the street. Backup parking spaces and the lane heading west will remain. Vice Mayor Glassman thanked Ms. Crush for thoroughly explaining aspects of this item.

Vice Mayor Glassman made a motion to approve this item and was seconded by Commissioner Sorensen.

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CM-12** [20-0569](#)

Motion Authorizing Execution of 1) A Revocable License Agreement between Andrews Project Development, LLC, Broward County and the City of Fort Lauderdale for the Installation and Maintenance of Improvements on North Andrews Avenue in Association with the "Progresso Commons" Project Located at 947 North Andrews Avenue; and 2) An Agreement Ancillary to Revocable License Agreement, Between Andrews Project Development, LLC and the City of Fort Lauderdale - (Commission District 2)

In response to Vice Mayor Glassman's questions, Anthony Fajardo, Department of Sustainable Development Director, provided a status update on this item. Neighborhood access was addressed in late June 2020. The passageway was deleted from the plans. A condition of approval includes landscaping to fill in the wall gap, providing a solid wall of landscaping. Mr. Fajardo confirmed he would communicate this information to the Progresso Village neighborhood with a copy to Vice Mayor Glassman's office.

Vice Mayor Glassman made a motion to approve this item and was seconded by Commissioner Sorensen.

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CR-4** [20-0607](#)

Resolution Amending Resolution No. 20-93 Disposing of City Owned Surplus Property Located at 221 NW 6 Street, Fort Lauderdale, FL 33311 - (Commission District 2)

Vice Mayor Glassman requested a Staff update regarding this item,

commenting on Progresso neighborhood support and its time-sensitive nature. He noted this item fits affordable housing availability and related goals. Vice Mayor Glassman confirmed the September 2020 deadline for the \$20,000,000 State Grant (Grant).

City Manager Lagerbloom explained there are not adequate funds for the State Grant matching request. He noted two (2) parallel aspects, disposal of the property and the Grant match. City Manager Lagerbloom acknowledged the urgency and the commitment to work towards identifying Grant match funding. He and Vice Mayor Glassman commented on correspondence received earlier today and meeting the deadline goal.

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

**ADOPTED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

## **Approval of the Consent Agenda**

Vice Mayor Glassman made a motion to approve this item and was seconded by Commissioner Sorensen.

**Approve the Consent Agenda**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

## **CONSENT MOTION**

**CM-3** [20-0633](#)

Motion Authorizing the Use of Communications Media Technology for Scheduled Public Hearings to Consider the Proposed Fiscal Year 2021 Millage Rate and Budget for the City of Fort Lauderdale and for the Sunrise Key Neighborhood Improvement District and for Non-Ad Valorem Assessment items - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CM-4** [20-0393](#)

Motion Authorizing the Addition of One Classification (Economic Development Representative) to the Federation of Public Employees Collective Bargaining Agreement and One Classification (Stable Attendant) to the Teamsters Local 769 Collective Bargaining Agreement - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CM-5** [20-0611](#)

Motion Authorizing Settlement of Workers' Compensation Claim in the Matter of Richard Rhodes v. City of Fort Lauderdale, Case No. 19-016461IF, etc. - \$175,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CM-6** [20-0574](#)

Motion Granting a Temporary Construction Easement to Broward County for the Purpose of Facilitating the Rehabilitation of Segment II of the Broward County Shore Protection Project - (Commission Districts 1 and 2)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CM-7** [20-0003](#)

Motion Approving a Revocable License Agreement with Broward County for the Installation of Custom Roadway Pavement Markings Along Prospect Road - (Commission District 1)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CM-8** [20-0536](#)

Motion Approving a Parking Enforcement Agreement with First Presbyterian Church of Fort Lauderdale, Florida, Inc. - (Commission District 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CM-9** [20-0619](#)

Motion Authorizing the Execution of an Easement Agreement between the City of Fort Lauderdale and Rahn Bahia Mar Walkway, LLC for Permitted Use of the A1A Pedestrian Crossover Bridge - (Commission District 2)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis



- CM-10** [20-0567](#) Motion Authorizing Execution of a Revocable License with 16 Street Drystack, LLC for a Temporary Right-of-Way Closure on SE 16th Street, in Association with the F3 Marina Development Located at 1334 SE 16th Street - (Commission District 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

- CM-13** [20-0570](#) Motion Authorizing Execution of 1) A Revocable License Agreement between HBH CSU Support Corporation, Broward County and the City of Fort Lauderdale for the Installation and Maintenance of Improvements on SW 27th Avenue in Association with the "Henderson Behavioral Health Crisis Stabilization Unit" Project Located at 330 SW 27th Avenue; and 2) An Agreement Ancillary to Revocable License Agreement, Between HBH CSU Support Corporation and the City of Fort Lauderdale - (Commission District 3)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

- CM-14** [20-0597](#) Motion Authorizing Execution of 1) A Revocable License Agreement between LO3 Investors, LLC, The District Board of Trustees of Broward College, Broward County, and the City of Fort Lauderdale for the Installation and Maintenance of Improvements on SE 3rd Avenue in Association with the "201 East Las Olas" Project Located at 201 East Las Olas Boulevard; and 2) An Agreement Ancillary to Revocable License Agreement, Between LO3 Investors, LLC, The District Board of Trustees of Broward College, and the City of Fort Lauderdale - (Commission District 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

## **CONSENT RESOLUTION**

- CR-1** [20-0093](#) Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2020 - Appropriation - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

- CR-2**     [20-0554](#)     Resolution Approving a Public Transportation Grant Agreement with the Florida Department of Transportation for Design and Construction of Taxiway Golf Pavement Rehabilitation Project at Fort Lauderdale Executive Airport - (Commission District 1)

**ADOPTED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

- CR-3**     [20-0592](#)     Resolution Approving a Public Transportation Grant Agreement with the Florida Department of Transportation for Design of Runway 9 Run-up Area Relocation Project at Fort Lauderdale Executive Airport - (Commission District 1)

**ADOPTED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

- CR-5**     [20-0608](#)     Resolution Authorizing the City Manager to Execute Short-Term Lease Agreements for Office Space - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

- CR-6**     [20-0535](#)     Resolution Approving a Highway Maintenance Memorandum of Agreement with the Florida Department of Transportation for the Construction of Streetscape Improvements on Cordova Road - (Commission District 4)

**ADOPTED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

## **CONSENT PURCHASE**

- CP-1**     [20-0429](#)     Motion Approving Change Order No.1 for the River Oaks Stormwater Park Project - Continental Construction USA, LLC - \$68,896.18 - (Commission District 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

- CP-2**     [20-0428](#)     Motion Approving Change Order No. 3 for the River Oaks Stormwater

Park Project - Craven, Thompson & Associates, Inc. - \$132,055 -  
(Commission District 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CP-3**     [20-0481](#)

Motion Approving Final Ranking, Negotiated Fee Schedule and Contract/Agreement for Construction Manager at Risk for Breakers Avenue Streetscape Improvements - Burkhardt Construction, Inc. - \$76,790 - (Commission District 2)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CP-4**     [20-0494](#)

Motion Approving Contract Agreements for the Purchase of Irrigation Supplies - Various Vendors - \$ 240,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CP-5**     [20-0534](#)

Motion Approving Contract Agreements for Backflow Prevention and Plumbing Services - Green Team Plumbing, LLC d/b/a Green Team Services Corp. and A-1 Paradise Plumbing, Inc. - \$283,945 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CP-6**     [20-0547](#)

Motion Approving Contract Agreement for Purchase of Heating, Ventilation, Air Conditioning Maintenance and Repair Services - B&I Contractors, Inc. - \$823,750 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CP-7**     [20-0548](#)

Motion Approving Continuing Contract Agreements for Structural Bridge Engineering Consulting Services - Various Consultants - \$300,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CP-8**    [20-0572](#)

Motion Approving Contract Agreement for Curbside Recycling Collection Services - Coastal Waste & Recycling of Florida, Inc. - \$5,748,837 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CP-9**    [20-0573](#)

Motion Approving Contract Agreement for Purchase and Installation of Snout® Pollution Prevention Devices - JAM Environmental and Vacuum Services, LLC. - \$145,270.31 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CP-10**   [20-0589](#)

Motion Approving the Ranking of Firms, Negotiated Fee Schedule and Contract Agreement for Consultant Services for New Police Headquarters - AECOM Technical Services, Inc. - \$6,000,000 - (Commission District 2)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**CP-11**   [20-0639](#)

Motion Approving Contract Extension and Increase in Expenditures for Construction Contract Audit Services - Carr Riggs and Ingram, LLC - \$54,000 - (Commission District 2)

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**MOTIONS**

**M-1**    [20-0513](#)

Motion Approving an Interim Agreement with Hensel Phelps Construction Company and the Qualified Project Pursuant to Florida Statutes Section 255.065, Related to City-owned Property Commonly Known as the Fort Lauderdale Aquatic Center - (Commission Districts 1, 2, 3 and 4)

Commissioner McKinzie made a motion to approve this item and was

seconded by Commissioner Sorensen.

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**RESOLUTIONS**

**R-1**     [20-0537](#)

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

City Clerk Jeffrey Modarelli read the names of the Board and Committee nominees for appointment and/or reappointment at the upcoming September 1, 2020 Commission Regular Meeting.

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

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

**ADOPTED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

[20-0665](#)

WALK-ON - Motion to Extend Meeting to Midnight

Commissioner Sorensen made a motion to extend the Commission Regular Meeting until 12:00 a.m. and was seconded by Commissioner Moraitis.

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**R-2**     [20-0524](#)

Quasi-Judicial Resolution Approving a Plat Known as Gummakonda Located at 3001 N Ocean Boulevard - 3001 N Ocean, LLC. - Case No. PL19002 - (Commission District 2)

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.

City Manager Lagerbloom said he received a request today to defer this item to September 1, 2020, requesting input from the Commission.

In response to Mayor Trantalis' question, Anthony Fajardo, Department of Sustainable Development Director, said a plat approval is not a building approval. A plat approval is administrative in nature. Broward County (County) has plat requirements to allow any development on this property. This property has a plat restriction for 108 hotel units. This item does not approve a development. In June 2020, the Planning and Zoning Board (P&Z) Board unanimously approved the related site plan development. Any project on this site would have to be replatted.

City Attorney Alain Boileau explained that in 1923, the site was initially platted. The County requires replatting any sites platted prior to June 4, 1953. Comment and explanation ensued.

Vice Mayor Glassman requested the reason for deferment if replatting is a ministerial action. Stephanie Toothaker, Esq., on behalf of the applicant, Gummakonda - 3001 N Ocean, LLC, explained the reason for requesting a deferment was based on readiness. She confirmed the ability to present based upon Commission preference. The site plan will not come before the Commission. The P&Z Board had approved the project. Comment and discussion ensued on moving forward tonight.

Mayor Trantalis clarified details of this item and what approval of this item addresses. It is only the replatting of the 1923 plat as required by the County, not the project approval. Input from those signing up to speak should only address that issue, not future development.

Vice Mayor Glassman reiterated City Attorney Boileau's earlier explanation, requesting he expound and educate the community about the definition of a plat. He recommended moving forward with this item tonight, reconfirming the related property site plan is not before the Commission.

City Attorney Boileau explained a plat is a map or depiction of a subdivision of land. As required by governing bodies, the platting of property is how land and pieces of property are tracked and identified throughout the County. Requirements in Unified Land Development Regulations (ULDR) include ingress, egress, Staff satisfaction with infrastructure components and other items. These requirements had been satisfied. Case law is clear that once data supporting these technical requirements had been met, the governing body's decision is ministerial.

Mayor Trantalis commented on the current condition of the property. City Attorney Boileau reconfirmed prior to development, the property must be replatted. Mayor Trantalis restated a decision on this item relates to

allowing replatting this site which must occur prior to development. City Attorney Boileau confirmed.

Mayor Trantalis reiterated details regarding public input that must relate to platting.

In response to Vice Mayor Glassman's request, City Attorney Boileau reiterated technical requirements of platting and includes Development Review Committee review to ensure all requirements supported by data are satisfied. Once Staff determines all requirements have been satisfied, the governing body loses discretion. Further comment and discussion ensued on infrastructure related to proposed uses. Neighborhood compatibility is not a consideration in the replatting process. Further comment ensued.

In response to City Manager Lagerbloom's question, Mr. Fajardo confirmed City Attorney Boileau's comments. Mr. Fajardo explained two (2) different versions of platting. Platting a property never platted previously and replatting based on County Code requirements. County Code requirements triggered the replatting of this property. General requirements include private streets, cul-de-sacs, dimensions of rights-of-ways, etc., to accommodate those infrastructures. Replatting of this property does not include items not already in place and addressed through ULDR adequacy requirements for new projects. When the project came through the process, these items were reviewed.

In response to Mayor Trantalis' questions regarding the plat application, Mr. Fajardo said the plat application is not for a specific use, noting what is seen is a restriction. Mr. Fajardo explained a plat note indicates a certain type of restriction, expounding on details related to the one hundred eight (108) hotel room limitation. Once a plat is approved, the plat limitation would remain. The site was zoned commercial/business and was approved by the Planning and Zoning (P&Z) Board with a thirty (30) day Call-Up. Mr. Fajardo expounded on the Call-Up process. Mayor Trantalis commented on related community concerns.

In response to City Attorney Boileau's question, Mr. Fajardo confirmed the P&Z Board had approved the hotel project and the Call-Up period had expired. The level of development is what prevents the project from coming before the Commission. Platting is a part of any development. Further comment ensued. City Attorney Boileau explained case law on this topic.

Vice Mayor Glassman commented on his viewpoint. He requested input from Staff regarding the area infrastructure, noting numerous

conversations with Staff and residents regarding infrastructure concerns and new infrastructure projects slated for this area and discussions during the P&Z Board Meeting when considering the site plan.

Vice Mayor Glassman requested Raj Verma, Department of Public Works Director, provide a brief overview of new infrastructure projects planned for this area. Mr. Verma provided a disclaimer regarding his former involvement with the project prior to becoming an employee of the City. He disclosed this as a condition of employment, both verbally and in writing.

Mr. Verma explained input from *Publix* that infrastructure was not adequate. He dispatched Public Works Staff to investigate and study each element of infrastructure, including the pump station, pumps, gravity main, flooding issues, King Tide issues and backflow from near Shooters. All of these were reviewed, and all needs are west of 33rd Avenue. Staff found no issue with capacity.

Mr. Verma expounded on infrastructure concerns and causes, confirming Staff has taken a systematic approach. He explained efforts to address infrastructure needs, including Florida Department of Transportation (FDOT) increasing the seawall by one (1) foot. Staff is addressing water valves, pumps, plugs and manholes and will install a seawall cap. He confirmed Staff has requested the design of a stormwater well to reduce flooding, noting the extended timeline due to permitting. All improvements are in process and repaving will follow. DSD Staff did the analysis prior to his employment with the City.

In response to Vice Mayor Glassman's questions, Mr. Verma explained the requirements for *Publix* to replace the gravity sewer line from State Road A1A west to 33rd Avenue at the cost of over \$1,000,000 and was objected to by the developers of *Publix*. Mr. Verma explained the objection triggered an Operations investigation of the entire area, explaining related details and confirming the line capacity was adequate from *Publix* to the pump station. The investigation showed a small area of the gravity line on the southern side resulting in need of relining due to maintenance concerns, a City responsibility. *Publix* offered to address the relining of this part of the gravity line. Mr. Verma said should *Publix* not reline the small part of the gravity line, Staff would address. The visual aspects of the site are due to infrastructure issues over the years. Repaving would occur after completion of infrastructure work.

In response to Mayor Trantalis' questions, Vice Mayor Glassman confirmed his desire to move forward with this item tonight, expounding



on his perspective and confirming support of the plat. Mayor Trantalis confirmed this item would not be deferred and acknowledged that the Call-Up period for the site plan approved by the P&Z Board had expired.

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

Mr. Fajardo stated the P&Z Board vote approving the plat and the site plan was seven (7) to two (2).

Commissioner McKinzie noted this item was included in Broward County Metropolitan Planning Organization (MPO) projects.

Mayor Trantalis opened the public hearing and reiterated comments from speakers on this item should be limited to the plat, not the site plan related to site development. Commissioner Sorensen reiterated this point.

Mayor Trantalis recognized Carmela Paladino, *Tides Condominium* Property Manager, 3020 NE 32nd Avenue. Ms. Paladino spoke in opposition to this item due to area flooding. Ms. Paladino spoke about the continued deferment of the B-14 sewer basin project (B-14) referenced in a pdf document. She expounded on details related to infrastructure and previous Return on Investment (RIO) policy.

Mayor Trantalis recognized Robert Owen, 3020 NE 32nd Avenue. Mr. Owen spoke in opposition to this item, confirming he is an engineer and has studied the area infrastructure, expounding on tidal flooding in this area and conditions that impact the site.

In response to Vice Mayor Glassman's question, Mr. Verma confirmed the sewer basin for this area is B-14, not B-3. Mr. Verma said B-14 had been rehabilitated.

Mr. Verma confirmed Mr. Owen's comments about valves is a separate concern, a stormwater issue. Staff is considering the design of the drainage wells, estimated to take six (6) to eight (8) months, and would resolve flooding issues in the streets discussed by Mr. Owen. Mr. Verma said information presented to the Commission was conveyed from Operations Staff and would send Vice Mayor Glassman the Operations Staff report.

Vice Mayor Glassman confirmed the importance of infrastructure in this area, stating mistakes cannot be made and emphasizing the need to know exact details of underground infrastructure. He expressed his

concern regarding flooding and roadway conditions and the need to have complete knowledge and control of area needs.

Mayor Trantalis recognized Eric Linder, 3015 North Ocean Boulevard. In response to Mr. Linder's comment about this being a quasi-judicial item, City Attorney Boileau explained speakers do not need to be sworn in unless they are witnesses of parties. Mr. Linder commented on related details and his opposition to this item.

Mayor Trantalis recognized Laimute Paulauskaite, 3020 NE 32nd Avenue. Ms. Paulauskaite discussed the need for all infrastructure issues be addressed prior to plat approval.

Mayor Trantalis recognized Tim Donnelly, 3015 N. Ocean Boulevard. Mr. Donnelly confirmed his opposition to this item, stating this not the right plat for a hotel as it is a community business zoning district as listed in the ULDR. He commented on consequences of replatting, noting residents did not realize this was a Site Level Plan 4 and requesting a Commission hearing.

Vice Mayor Glassman commented on the P&Z Board June 17, 2020 Meeting Minutes (Minutes) regarding the plat and site plan votes, reading from the Minutes. Mr. Fajardo concurred with Vice Mayor Glassman, stating the votes for the plat and the site plan were both seven (7) in favor and two (2) opposed.

Mayor Trantalis recognized Ron Whittle, 3020 NE 32nd Avenue. Mr. Whittle explained his opposition to this item related to infrastructure, flooding and safety concerns, citing examples. Further comment ensued.

Mayor Trantalis recognized Matthew Herman, 3020 NE 32nd Avenue. Mr. Herman commented on his opposition to this item addressing infrastructure in this area. He expounded on additional concerns.

Mayor Trantalis recognized Mark Schweizer, 3020 NE 32nd Avenue. Mr. Schweizer discussed his infrastructure concerns related to this item, stating infrastructure has reached a crisis level.

Mayor Trantalis recognized Michael Moran, 3020 NE 32nd Avenue. Mr. Moran expounded on his professional experience and background, commenting on recent sewer spills, infrastructure and overcrowding.

Mayor Trantalis recognized Cherie Davis, 3020 NE 32nd Avenue. Ms. Davis spoke in opposition to this item, related to the 2017 City Utility Master Plan and plat amendment infrastructure. She disagreed that the

plat infrastructure is acceptable, citing an example referenced in the Reiss Report.

In response to Mayor Trantalis' questions about items discussed by Ms. Davis, Mr. Verma discussed input received from Operations Staff, that Pump Station B-14 was rehabilitated four (4) years ago and high-efficiency pumps had been installed. He noted a power situation a month ago. Mr. Verma said he would share the Operations Staff Report with City Manager Lagerbloom and Commission Members when received. Further comment ensued.

Mayor Trantalis recognized George Keeting, 3020 NE 32 Avenue. He spoke in opposition to this item, citing aging area infrastructure and noting the impact of the plat note allowing one hundred and eight (108) hotel rooms on the site.

Vice Mayor Glassman discussed the condition of sewer infrastructure in the area and an infrastructure presentation given by Dr. Nancy Gassman at a 2019 Central Beach Alliance (CBA) Meeting that spoke in terms of the infrastructure being very good.

Mr. Verma explained the conditions in the area are very different from what occurred at George English Park or Rio Vista. Those impacts resulted from the large diameter force main. The gravity pipes at the site transfer contents to the lift station and pumped out. Standard practice is to check gravity line pipes and reline. The problems on 32nd and 33rd Avenue had been identified with the manholes that are scheduled to be rehabilitated as part of the larger project, which would be addressed in steps as described earlier. He explained gravity line safety measures built into design to address Inflow and Infiltration (I&I).

In response to Mayor Trantalis' question regarding flooding in front of *Shooters Restaurant*, Mr. Verma explained it is sheet flow onto the street and into the storm drains, i.e., runoff. In conjunction with this development, Staff is requesting a drainage well to address runoff in the vicinity of *The Berkley Condominium*. The drainage well, combined with FDOT's higher seawall and adding plugs, is expected to address most of the issues.

Mayor Trantalis recognized Arthur Edelstein, 3020 NE 32 Avenue. Mr. Edelstein spoke in opposition to this item, commenting on the plat and input received from experts about impact and stress put on the infrastructure from the development.

Mayor Trantalis recognized Linda DiCicco, 3020 NE 32nd Avenue. Ms.

DiCicco commented on concerns regarding water quality, infrastructure and development.

Mayor Trantalis recognized Heidi El Tabakh, 3020 NE 32nd Avenue. Ms. Tabakh confirmed her opposition to this item.

Mayor Trantalis recognized Sandra Trombiero, 3020 NE 32nd Avenue. Ms. Trombiero spoke in opposition to this item, discussing the topic of community input on infrastructure.

Mayor Trantalis recognized Joseph Lerner, 3020 NE 32nd Avenue. Mr. Lerner spoke in opposition to this project, referencing Staff input at the P&Z Board Meeting addressing this topic and *Reiss Engineering Report* concerns.

Mayor Trantalis recognized Sherry Fitelson, 3015 N Ocean Boulevard. Ms. Fitelson spoke in opposition to this item, expounding on infrastructure, traffic and overdevelopment concerns. She expounded on resident opposition to this item.

Mayor Trantalis recognized Michele Dignum, 3015 NE 32nd Avenue. Ms. Dignum spoke in opposition to this item, commenting on details related to citizen participation at the P&Z Board Meeting and the plat.

Mayor Trantalis recognized Jeff Tolari, President of *Tides Condominium*, 3020 NE 32nd Avenue. Mr. Tolari spoke in opposition to this item and details related to the *Hazen Report*.

Mayor Trantalis recognized Gregory A. Dawson, 3020 NE 32nd Avenue. Mr. Dawson commented on the community input in opposition to this item.

Mayor Trantalis recognized Jeffrey Cohen, 3020 NE 32nd Avenue. Mr. Cohen spoke in opposition to this item, discussing information in the *Reiss Report*, work done to date on B-14 and the need to address in its entirety.

In response to Vice Mayor Glassman's question, Mr. Verma reiterated details regarding B-14 remediation that were based on input from Operations Staff and expounded on aspects and details related to the *Reiss Report*. Comment and discussion ensued on the accuracy of information and ongoing work to address infrastructure needs. Mr. Verma expounded on moving forward with infrastructure in this area, noting the infrastructure analysis pre-dates his employment and had been

verified. He recapped details addressing infrastructure work in this area, noting they need to occur in sequence. Further comment ensued.

Vice Mayor Glassman requested Mr. Verma and the Public Works Department provide a concise report of what infrastructure work has been done and what will be done in the near future. The report should include all infrastructure work from State Road A1A and 30th Street heading west to the Intracoastal Waterway and from Oakland Park Bridge heading south. This report would be distributed to the neighborhood. Mr. Verma confirmed.

Mr. Cohen requested the report include what recommendations were not included and the reasons. Vice Mayor Glassman confirmed.

Mayor Trantalis recognized Mark Haggard, 3020 NE 32nd Avenue. Mr. Haggard spoke in opposition to this item, expounding on his viewpoint.

Mayor Trantalis recognized Tom Tobin, 3020 NE 32nd Avenue. Mr. Tobin spoke in opposition to this item, commenting on standing water in the area, related details and recommending deferment of this item until all requested information is received.

Mayor Trantalis recognized Maureen Stoyka, 3020 N. Ocean Boulevard. Ms. Stoyka spoke in opposition to this item.

Mayor Trantalis recognized Ellen Curtis, 3020 NE 32nd Avenue. Ms. Curtis spoke in opposition to this item, citing concerns regarding stormwater street flooding. In response to Ms. Curtis, Mayor Trantalis explained the reason and process for replatting this property. Further comment and discussion ensued on work to address street flooding.

Mayor Trantalis recognized Bill Bradley, 3020 NE 32nd Avenue. Mr. Bradley spoke in opposition to this item, commenting on overwhelming resident opposition and the high density in the replat equates to 250 units per acre. He noted the number of plats approved for higher density development approved since the 2018 election. Additional comment ensued.

Mayor Trantalis recognized Christopher James Donnelly, 3020 NE 32nd Avenue. Mr. Donnelly spoke in opposition to this item, commenting on related details and urging the Commission not to rush a decision on this item.

Mayor Trantalis recognized Robert Dhein, 3020 NE 32nd Avenue. Mr. Dhein spoke in opposition to this item, commenting on infrastructure

concerns due to the impact of saltwater on steel pipes and other sanitary sewer capacity concerns.

Mayor Trantalis recognized Andrea Schueth, 3020 NE 32nd Avenue. Ms. Schueth spoke in opposition to this item, commenting on infrastructure and water quality concerns.

Mayor Trantalis recognized James Ginsburg, 3020 NE 32nd Avenue. Mr. Ginsburg spoke in opposition to this item, noting infrastructure and related funding concerns, past project delays and related details. Comment and discussion ensued on a related document.

Mayor Trantalis recognized Toni Ritornato, 3020 NE 32nd Avenue. Ms. Ritornato noted her opposition to this item. She confirmed her desire for no major development on this property.

Mayor Trantalis recognized Monica Stojkovic, 3020 NE 32nd Avenue. Ms. Stojkovic spoke in opposition to this item, expounding on her viewpoint.

Mayor Trantalis recognized Paul Nix, 3020 NE 32nd Avenue. Mr. Nix spoke commented on the need for all those contributing to the meeting to participate on an equal basis, i.e., both visually and audibly. Brief comment ensued.

Mayor Trantalis recognized Ruzica Jevric, 3020 NE 32nd Avenue. Ms. Jevric spoke in opposition to this item, requesting information regarding prior infrastructure reports at locations experiencing sanitary sewer line pipe breaks. She recommended fixing all area infrastructure prior to plat approvals.

Mayor Trantalis recognized Mary Dhein, 3020 NE 32nd Avenue. Ms. Dhein confirmed her opposition to this item.

Mayor Trantalis recognized Lucy Greiner, 111 Chestnut Ridge Road. Ms. Greiner said she was a unit owner at *The Tides Condominium* and opposed this item. She commented on the need to address full infrastructure remediation, expounding on her perspective and recommending all repairs be completed prior to allowing new construction.

Mayor Trantalis recognized James Sweeney, 3020 NE 32nd Avenue. Mr. Sweeney spoke in opposition to this item.

Mayor Trantalis recognized Michael Pellicone, 3020 NE 32nd Avenue.

Mr. Pellicone confirmed his opposition to this item.

Commissioner Sorensen noted City Clerk Jeffrey Modarelli's tally of those opposed and in favor of this item, one hundred (100) opposed and two (2) in favor.

Mayor Trantalis recognized David Gosselin, 3020 NE 32nd Avenue. Mr. Gosselin spoke in opposition to this item, questioning how a decision could be made with the amount of area infrastructure uncertainties.

Mayor Trantalis recognized David Kincade, 3020 NE 32nd Avenue. Mr. Kincade spoke in opposition to this item, noting once infrastructure is completed, he would like to see redevelopment of the site. He recommended knowing all facts prior to a decision. Questions and discussion ensued.

Mayor Trantalis recognized Stephanie Nizanty, 3020 NE 32nd Avenue. Ms. Nizanty spoke in opposition to this item, commenting on input from the Public Works Department.

Mayor Trantalis recognized Thomas Nolan, 3020 NE 32nd Avenue. Mr. Nolan spoke opposition to this item, commenting on his viewpoint.

Mayor Trantalis recognized Jim McLaughlin, McLaughlin Engineering, 1700 NE 64th Street. Mr. McLaughlin confirmed his availability to answer any questions on this item.

Mayor Trantalis recognized Dario J. Badalamenti, 3020 N.E. 32nd Avenue. Mr. Badalamenti voiced his objection to the plat, citing a lack of definitive infrastructure information. He recommended a delay on this item.

Mayor Trantalis recessed the meeting for a short break at 9:55 p.m.

Mayor Trantalis reconvened the meeting at 10:05 p.m.

Mayor Trantalis recognized Jon Diebel, 3020 NE 32nd Avenue. Mr. Diebel spoke in opposition to this item, commenting on safety concerns about the ingress of the planned hotel. He recommended delaying approval until infrastructure improvements are completed and accepted.

Mayor Trantalis recognized Sharon Kleefeld, 3020 NE 32nd Avenue. Ms. Kleefeld spoke in opposition to this item, commenting on her perspective regarding statewide sewer infrastructure concerns.

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle spoke in opposition to this item. He discussed aspects of a document that had been delivered to the City, commenting on details. Mr. Chettle discussed details related to infrastructure concerns and items addressing the Consent Order with the Florida Department of Environment (FDEP). Mayor Trantalis remarked on the need for the Commission to receive this document and review, commenting the need to ascertain Commission action tonight.

In response to Vice Mayor Glassman's request for Mr. Verma to respond, Mayor Trantalis suggested a more comprehensive response from Staff to community questions and concerns.

Vice Mayor Glassman clarified this item is ministerial, expounding on his perspective and citing court rulings when a plat meets minimal requirements and requesting input from City Attorney Boileau. Vice Mayor Glassman explained that due to the way zoning is structured, the P&Z Board and the Commission are compelled to approve development projects and plats despite overwhelming community opposition.

Vice Mayor Glassman said the real issue is zoning laws that have been in place for many years and have never been changed. He suggested Anthony Fajardo, Department of Sustainable Development (DSD) Director and DSD Staff review current zoning laws allowing this type of development. Staff input confirming technical requirements of the plat were met, which removes any type of Commission discretion on this item. The Commission is pigeonholed by zoning laws approving this plat, citing examples and requesting input from City Attorney Boileau.

Mayor Trantalis requested City Attorney Boileau address Vice Mayor Glassman's questions following input from the community.

Mayor Trantalis recognized Lori Novello, 3020 NE 32nd Avenue. Ms. Novello spoke in opposition to this item for reasons previously discussed, expounding on her perspective.

Mayor Trantalis recognized William Brown, President of the Central Beach Alliance (CBA). Mr. Brown said the plat and project came before the CBA last year, commenting on the process and stating the CBA overwhelmingly voted against the plat. Members who participated at the P&Z Board Meeting on this item were also opposed. The level of frustration is due to the community not feeling heard, citing examples. He recommended the Commission request the Infrastructure Task Force Advisory Committee work in coordination with the Public Works Department to address concerns.



Mayor Trantalis recognized Kristin Coletti, 3020 NE 32nd Avenue. Ms. Coletti confirmed her opposition to the plat.

Mayor Trantalis recognized Kristen Maus, 1778 Marietta Drive. Ms. Maus spoke in opposition to this item. In response to Ms. Maus' question, Mayor Trantalis clarified that if this item is approved, it would be the last time the Commission could weigh in on the project. Ms. Maus expounded on her perspective, citing examples.

In response to Ms. Maus' request for Ms. Toothaker to address her earlier comment that action on this item is ministerial, Mayor Trantalis clarified that City Attorney Boileau instructed the Commission this item is a ministerial action, not a policy decision. Ms. Maus said the P&Z Board vote was 164 residents in opposition to the project and zero in favor. The CBA vote was 236 in opposition to the project and 15 in favor.

Mayor Trantalis recognized Cynthia Spaeth, 1105 High Vista Drive. Ms. Spaeth said she was a unit owner at *The Tides*, confirming her opposition to this item.

Mayor Trantalis recognized Carol Jardine, 3020 NE 32nd Avenue and Secretary of *The Tides Condominium* Board. Ms. Jardine spoke in opposition to this item, commenting on maintaining compatibility and referencing aspects of the *Tides document*.

Mayor Trantalis recognized Greg Nole, 3020 NE Avenue. Mr. Nole commented on input from Mr. Verma and aspects of the Pump Station B-3 located at the north end of the City garage in District 2, which is one block from the project site that impacts the NE 30th Court area.

Mayor Trantalis recognized Ms. Toothaker. Ms. Toothaker made a brief presentation on behalf of the applicant, commenting on details related to P&Z Board approval and noting the thirty-day (30) call up provision had passed. She expounded on the ministerial nature of plats, explaining that when a plat complies with sections of the Code as to basic infrastructure, approval is ministerial. Ms. Toothaker confirmed this plat complies and related case law is clear, as confirmed earlier by City Attorney Boileau.

Ms. Toothaker clarified earlier comments from Mr. Verma stating there are no infrastructure concerns with Pump Station 14. The pipes have sufficient capacity and have been reinforced. The flooding related to the seawall underneath the Oakland Park Bridge has been acknowledged but is not related to project infrastructure. The project will improve the infrastructure it utilizes.

Ms. Toothaker clarified the developer and *Publix* would share the cost of an aspect of infrastructure improvement, commenting on details.

In response to Vice Mayor Glassman's question, Ms. Toothaker said that if infrastructure issues specific to this project arise, the applicant commits to funding those infrastructure costs.

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

City Attorney Boileau explained development details and related concerns that are not at issue with this item. He quoted from the portion of the ULDR related to infrastructure requirements and plat approval being a minimal technical requirement. No evidence was presented tonight to counter the data-driven empirical evidence provided by Staff. City Attorney Boileau quoted from related case law on this topic, confirming his earlier statements regarding lack of approval discretion. Concerns raised by the community tonight deal with general problems in the area that are not attributable to this property site.

In response to Vice Mayor Glassman's inquiry, Mr. Boileau confirmed that Broward County and the City are required by Statute to adopt Ordinances that set forth minimal technical requirements.

In response to Commissioner Sorensen's question, Mr. Boileau confirmed details regarding the minimal technical requirements to be met for approval, which does not allow Commission discretion on this item. Mr. Boileau explained details regarding his experience with legal action that would be taken and case law precedent, confirming a court would grant plat approval. Comment and discussion ensued.

Commissioner Sorensen noted that aside from this item, there are stormwater issues in this area. In response to Commissioner Sorensen's question, Mr. Verma confirmed, stating evaluation is ongoing with a step-by-step process and explaining details. The first step is raising the seawall, which FDOT is addressing, followed by plug installation, repairs to manholes and water valves while simultaneously applying for related permitting.

In response to Vice Mayor Glassman's question, City Attorney Boileau explained valid empirical data challenging the Staff recommendation for

approval of the replat would be required for the Commission to deny plat approval, citing examples and stating the valid empirical data evidence does not exist.

Mayor Trantalis explained his perspective and his decision not to support plat approval.

Commissioner Moraitis commented on her perspective in support of this item.

Vice Mayor Glassman reiterated the disconnect on this item is the zoning. As noted previously, he requested Mr. Fajardo and DSD Staff review the way zoning allows one hundred and six (106) or one hundred eight units (108) units on less than a half-acre property. He confirmed he would vote to approve this item as required by zoning and the law, expounding on his perspective and commenting on the need to change zoning.

**ADOPTED - Approving Plat**

**Aye:** 4 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie and Commissioner Sorensen

**Nay:** 1 - Mayor Trantalis

**R-3**      [20-0613](#)

City Clerk Annual Performance Review - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis noted City Clerk Modarelli is not requesting a salary increase. Approval of this item confirms City Clerk Modarelli's continued employment.

Mayor Trantalis noted the tireless support of City Clerk Modarelli and his Staff in furtherance of the smooth operation of the Commission, thanking City Clerk Modarelli. City Clerk Modarelli thanked Commission Members and their Staff.

Commissioner McKinzie introduced this Resolution as amended for a zero percent (0%) salary increase.

**ADOPTED AS AMENDED - 0% Salary Increase**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**R-4**      [20-0641](#)

City Auditor Annual Performance Review and Merit Adjustment - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis thanked City Auditor John Herbst for all his work, citing examples. City Auditor Herbst thanked Mayor Trantalis and the

Commission.

Commissioner McKinzie introduced this Resolution for a three percent (3%) salary increase effective August 1, 2020.

**ADOPTED - 3% Salary Increase**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**PUBLIC HEARINGS**

**PH-1**    [20-0539](#)    Public Hearing and Adoption of Resolution Approving Notice of Award and Sale of City-Owned Property Located at 4270 SW 11 Street, Plantation, Florida 33317 to the City of Plantation - (Commission Districts 1, 2, 3 and 4)

**REMOVED FROM AGENDA**

**PH-2**    [20-0545](#)    Public Hearing Approving the Annual Action Plan for Fiscal Year 2020-2021 - (Commission Districts 1, 2, 3 and 4)

In response to Mayor Trantalis' question, City Manager Lagerbloom explained this item addresses the Community Development Block Grant (CDBG) Action Plan for funding of related programs.

Mayor Trantalis opened the public hearing.

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

Commissioner Sorensen made a motion to approve this item and was seconded by Vice Mayor Glassman.

**APPROVED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**PH-3**    [20-0602](#)    Public Hearing and Adoption of Resolution Approving the Sixth Amendment to the Interlocal Agreement with the Downtown Fort Lauderdale Transportation Management Association for Community Bus and Transit Services - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis opened the public hearing.

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

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

**ADOPTED**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**PH-4**    [20-0506](#)

Public Hearing for a Quasi-Judicial Ordinance Approving a Rezoning from Residential Multifamily Mid-Rise / Medium-High Density District (RMM-25) to Planned Development District (PDD) with Associated Site Plan Approval for 39 Multifamily Residential Units - Towers Retirement Home, Incorporated - Case No. PDD19002 - (Commission District 4 )

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

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

Commissioner Sorensen inquired on the topic of disclosures. City Attorney Boileau explained it is the responsibility of lobbyists for reporting. Comment and discussion ensued on the process. Mayor Trantalis noted the benefit of Commission disclosures should there be deficiencies in lobbyist reporting. City Attorney Boileau confirmed Mayor Trantalis' comments, noting the Commission is legally required to make these disclosures at public meetings. There is a link on the City website where lobbyist registration can be viewed. Further comment and discussion ensued.

Mayor Trantalis opened the public hearing.

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

Vice Mayor Glassman remarked on this perspective, noting the special

nature of this item, commenting on historical details of this 1925 hotel property. He expounded on background and historical aspects of the property as illustrated in a report submitted to the Commission on November 17, 2015. Vice Mayor Glassman thanked the Broward Trust for Historic Preservation, Robert Lochrie, Jacquelyn Scott and everyone involved for their contributions.

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

**PASSED FIRST READING**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**PH-5**     [20-0525](#)

Public Hearing and Quasi-Judicial Ordinance Approving a Rezoning from General Industrial (I) to Northwest Regional Activity Center-Mixed Use East District (NWRAC-MUe) Known As Blocks 324/325 Located North of NW 6th Street, East of NW 7th Avenue, South of NW 7th Street and West of NW 5th Avenue - Sunshine Shipyard, LLC. - Case No. PLN-REZ-20020001 - (Commission District 2)

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

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

Mayor Trantalis opened the public hearing.

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

Commissioner McKinzie introduced this Ordinance on the First Reading which was read by title only.

**PASSED FIRST READING**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**PH-6**     [20-0575](#)

Public Hearing for a Quasi-Judicial Ordinance Approving a Rezoning from Heavy Commercial / Light Industrial Business District (B-3) to

Uptown Urban Village Northeast District (UUV-NE) - City of Fort Lauderdale - 6500 and 6520 N. Andrews Avenue - 6500 4R3G, LLC. and Poliakoff Becker & Streitfeld - Case No. PLN-REZ-20060001 - (Commission District 1)

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

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

Mayor Trantalis opened the public hearing.

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

Commissioner McKinzie introduced this Ordinance on the First Reading which was read by title only.

**PASSED FIRST READING**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**OFR-3** [20-0520](#)

Ordinance Providing for the Annexation into the Corporate Limits of the City of Fort Lauderdale a Property Located at 2701 W. State Road 84 - Property Owner: Rolly Marine Services Company - (Commission District 4)

Mayor Trantalis opened the public hearing.

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

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

**PASSED FIRST READING**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**ORDINANCE FIRST READING****OFR-1** [20-0175](#)

Ordinance Amending Chapter 9, Buildings and Construction, Article II - Permits and Inspections, Division 2 - Fees by Creating Section 9-54 to be entitled "Engineering Permit Fees" for the Review and Inspection of Building Permits and Other Services Provided by the Engineering Division in the Department of Sustainable Development - (Commission Districts 1, 2, 3 and 4)

Vice Mayor Glassman noted a request for deferral on this item to allow for further research. In response to Vice Mayor Glassman's question, City Manager Lagerbloom explained this is a First Reading of the Ordinance and research could take place prior to the Second Reading. Moving forward with this First Reading would allow advertising to remain on track. Any changes could be made prior to the Second Reading.

Mayor Trantalis recommended moving forward tonight and using the time between the First and Second Readings for research and necessary changes. Vice Mayor Glassman concurred.

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

**PASSED FIRST READING**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**OFR-2** [20-0519](#)

Ordinance Amending Ordinance No. C-13-39, which Vacated, Abandoned and Closed All of a Certain 15-Foot Platted Alley, to Delete an Obsolete Condition of the Vacation Relating to the Provision of Pedestrian Access in Connection with the Development of the Property Located at 409 NW 4th Avenue in the City of Fort Lauderdale - New Mount Olive Baptist Church - (Commission District 2)

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

**PASSED FIRST READING**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**OFR-4** [20-0588](#)

Ordinance Amending Chapter 25, Streets and Sidewalks, Article II. - Division 3. - Curb or Sidewalk Cuts; Section 25-76. - Permit Required; Fee by Deleting Permit Fee in 25-76(c); Creating a New



Article XIII - "Fees" and Creating Sections 25-322 Through 327, Establishing Engineering Fees for Construction, In Rights of Way and Easements Based Upon Percentage of Construction Value, Fixed Fees and Fees Based Upon Hourly Review and Inspection Rates - (Commission Districts 1, 2, 3 and 4)

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

**PASSED FIRST READING**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**ORDINANCE SECOND READING**

**OSR-1** [20-0598](#)

Ordinance Amending Section 13-58 - Fire Detecting and Extinguishing Appliances Required in or on Designated Buildings and Premises; Third-Party Reporting Requirements for all Fire Protection Systems; Siamese Connections - (Commission Districts 1, 2, 3 and 4)

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

**ADOPTED ON SECOND READING**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

**OSR-2** [20-0434](#)

Public Hearing and Quasi-Judicial Ordinance Vacating Right-of-Way Identified as a 15-Foot Wide by 663-Foot Long Alley Between NW 1st Avenue and Andrews Avenue - FAT Village Properties, LLC. - Case No. PLN-VAC-19100002 - (Commission District 2)

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

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

Mayor Trantalis opened the public hearing.

There being no one wishing to speak on this item, Vice Mayor Glassman made a motion to close the public hearing which was seconded by Commissioner Moraitis. Roll call showed: AYES: Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie,

Commissioner Sorensen and Mayor Trantalis. NAYS: None.

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

**ADOPTED ON SECOND READING**

**Aye:** 5 - Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie, Commissioner Sorensen and Mayor Trantalis

City Manager Lagerbloom commented on discussions earlier today about a Broward County Meeting at 1:00 p.m. on Thursday, August 20, 2020 where discussions on the Joint Government Center would take place. The Joint Government Center agenda item is the fifth (5th) of five (5) agenda items and is anticipated to be discussed after 4:00 p.m.

City Manager Lagerbloom said Assist Broward County Administrator Alan Cohen had offered to call each Commission Member when agenda item number four (4) begins. This will allow Commission Members and City Manager Lagerbloom the opportunity to log-in to the Broward County Meeting to view the Joint Government Center presentation. City Manager Lagerbloom requested each Commission Member wishing to participate, contact him so they can be added included.

Mayor Trantalis discussed details related to Zyscovich, Inc. presentation and scope of the project, including input from Mr. Zyscovich.

**ADJOURNMENT**

Mayor Trantalis adjourned the meeting at 11:42 p.m.

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Dean J. Trantalis  
Mayor

ATTEST:

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Jeffrey A. Modarelli  
City Clerk