

City of Fort Lauderdale



Meeting Minutes

Thursday, November 5, 2020

6:00 PM

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

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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 6:04 p.m.

MOMENT OF SILENCE

Mayor Trantalis requested a *Moment of Silence* in recognition of community activist Margaret Haynie Birch.

Pledge of Allegiance

Mayor Dean J. Trantalis

ROLL CALL

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

Agenda Revisions:

CM-1	Revised Memo - Revised Recommendation and Commission District
CM-6	Revised Exhibit 2 - Enlarged Exhibit
CM-7	Revised Exhibit 3 - Enlarged Exhibit
CR-2	Revised Memo - Revised Commission
OSR-4	District Revised Exhibit 3 - Updated Map

Approval of MINUTES and Agenda

[20-0890](#)

Minutes for October 20, 2020 Commission Conference Meeting and October 20, 2020 Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

Vice Mayor Glassman noted a correction to the October 20, 2020 Commission Conference Meeting Minutes.

Commissioner Sorensen made a motion to approve this item as amended and was seconded by Commissioner Moraitis.

APPROVED AS AMENDED

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

PRESENTATIONS

PRES- [20-0775](#)
1

Vice Mayor Glassman will present a Proclamation declaring November 14, 2020 as The World Famous Parrot Lounge 50th Anniversary Day in the City of Fort Lauderdale

Vice Mayor Glassman presented a Proclamation declaring *November 14, 2020 as World Famous Parrot Lounge 50th Anniversary Day in the City of Fort Lauderdale*. Tim Schiavone, Joe O'Donnell and Gregory Hew from the *Parrot Lounge* accepted the Proclamation, thanking Mayor Trantalis, Vice Mayor Glassman and the Commission. Mayor Trantalis thanked Mr. Schiavone for adhering to best practices for safety during COVID.

RECEIVED

PRES- [20-0833](#)
2

Commissioner Moraitis will present a Proclamation declaring November 2020 as National Diabetes Awareness Month in the City of Fort Lauderdale

Commissioner Moraitis presented a Proclamation declaring *November 2020 as National Diabetes Awareness Month in the City of Fort Lauderdale*. Kristen Schroeder-Brown, Diabetes Prevention Program Coordinator, *Community Health & Well-Being Holy Cross Health* accepted the Proclamation thanking Mayor Trantalis, Commissioner Moraitis and the Commission.

RECEIVED

CONSENT AGENDA PUBLIC COMMENT

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

Mayor Trantalis announced the following Consent Agenda items had been pulled by Commission Members for separate discussion.

CR-1 Commissioner Moraitis

CM-6 Vice Mayor Glassman

City Manager Lagerbloom requested CM-3 be pulled for separate discussion.

CONSENT AGENDA

CONSENT MOTION

Approval of the Consent Agenda

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

Approve the Consent Agenda

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

CM-1 [20-0809](#)

Motion Approving Event Agreements for Light Up Downtown and Fort Lauderdale Concours - (Commission Districts 2 and 4)

APPROVED

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

CM-2 [20-0810](#)

Motion Approving an Event Agreement and Related Road Closures: NOBE Sunday Block Party - (Commission District 1)

APPROVED

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

CM-3 [20-0885](#)

Motion Terminating Lease Agreement with Amarco Treats, Inc. d/b/a City Park Café & Bistro at the Riverwalk Center - (Commission District 4)

City Manager Lagerbloom explained the reason he pulled this item is to seek Commission guidance. The tenant sent correspondence to the City requesting its lease be terminated effective March 2020, abating approximately \$15,000 in rent. The tenant has closed its business. He noted other businesses with similar situations that are not closing. City Manager Lagerbloom requested Commission guidance.

Mayor Trantalis noted that this business is requesting rent abatement and closing its doors versus other businesses requesting rent forbearance which were not going out of business. City Manager Lagerbloom confirmed.

In response to Commissioner Moraitis' question regarding this business receiving Coronavirus Aid, Relief, and Economic Security Act (CARES Act) Paycheck Protection Program (PPP) funding for staff payroll and paying rent, Luisa Agathon said she was not aware of the tenant receiving CARES PPP funding assistance.

City Attorney Boileau commented on federal government responsibility to determine proper appropriation of CARES PPP funding. The City does not have jurisdiction over this topic. He explained recourse to pursue unpaid rent from the tenant would result in a paper judgment.

In response to Commissioner Sorensen's question, City Manager Lagerbloom explained that to the best of his knowledge, the tenant closed the business in March 2020. The approximate \$15,000 in rent abatement covers the period of March 2020 through November 2020. Commissioner Sorensen confirmed his openness to considering rent abatement for this tenant.

Commissioner Moraitis concurred with Commissioner Sorensen, noting the need to understand associated details, i.e., whether the business applied for CARES PPP funds. City Manager Lagerbloom said other businesses with outstanding balances are continuing to operate. Commissioner Moraitis reiterated the need to determine if businesses with outstanding balances received CARES PPP funding.

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

APPROVED

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

CM-4 [20-0811](#)

Motion Approving an Agreement with Riverwalk Fort Lauderdale, Inc. for Calendar Year 2021 Events - (Commission Districts 2 and 4)

APPROVED

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

CM-5 [20-0814](#)

Motion Approving a Three-Year Agreement for Operating Remote Control Miniature Race Cars at Mills Pond Park - Broward County

R.C. Race Club, Inc. - (Commission District 3)

APPROVED

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

CM-6 [20-0828](#)

Motion Approving a First Amendment to the Lauderdale Air Show on Fort Lauderdale Beach Agreement, with Lauderdale Air Show, LLC and Approval for the 2020 Lauderdale Air Show to be held on Fort Lauderdale Beach, November 21 - 22, 2020 - (Commission District 2)

Vice Mayor Glassman discussed beach area resident concerns regarding the upcoming *Air Show Event (Event)* logistics and requested details and information be clarified and communicated to residents. He noted the short timeline until the November 21, 2020 *Event* date.

City Manager Lagerbloom gave a brief overview of the *Event*. He expounded on the success of the *Event* in other venues, including defined safety protocols and other details. The Commission and *Broward County* must approve this event.

Bryan Lilley, 1500 SE 12th Street, *Event* organizer, explained safety protocols and the ability to have an enhanced viewing experience, expounding on details. Details are available on the *Event* website and have been shared on social media. He confirmed the ability to produce a safe *Event*.

In response to Vice Mayor Glassman's question regarding crowd control on the beach, Mr. Lilley said *Event* personnel would work with Staff to ensure public adherence to current COVID safety guidelines. City Manager Lagerbloom confirmed Staff, i.e., Park Rangers and Lifeguards, would participate as they had with other special events.

In response to Vice Mayor Glassman's question, City Manager Lagerbloom confirmed Staff ability to maintain and manage safe social distancing requirements outside the *Event* area.

In response to Mayor Trantalis' question regarding limiting attendance at the beach, i.e., reinstating *Las Olas Garage* closure, City Manager Lagerbloom said this would not be pursued. City Manager Lagerbloom confirmed Staff efforts to maintain safety protocols, i.e., utilizing *City Ambassadors* to remind attendees about social distancing requirements and managing crowds on the beach.

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

APPROVED

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

CM-7 [20-0889](#)

Motion Declaring The Lauderdale Air Show on Fort Lauderdale Beach, Scheduled for November 21 - 22, 2020, as a Public Purpose Special Event and Creating a Temporary Exemption Relating to the Sale, Possession and Consumption of Alcohol at the Event - (Commission District 2)

APPROVED

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

CM-8 [20-0822](#)

Motion Approving the Acceptance of a Grant Award of up to \$75,000 from the Florida Inland Navigation District (FIND) for Construction Design and Permitting at North Fork Riverfront Park - (Commission District 3)

APPROVED

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

CONSENT RESOLUTION

CR-1 [20-0895](#)

Resolution Revising and Consolidating Policies for Absent City Commission and Board and Committee Members to Participate in Meetings Through Communications Technology and Rescinding Resolution No. 12-84 - (Commission Districts 1, 2, 3 and 4)

In response to Commissioner Moraitis' question, City Attorney Boileau explained Mayor Trantalis issued a declaration addressing the gap between the expiration of Governor DeSantis' COVID related State of Emergency and the passing of this Resolution.

This Resolution revises and consolidates policies for absent City Commission Members and Advisory Board and Committee Members who participate remotely during a declared state of emergency. It rescinds Resolution No. 12-84. He expounded on details related to state of emergency declarations by the City, County or the Governor regarding the need for a physical quorum, ability to vote on quasi-judicial items and similar items required by law. Procedures would return to normal following expiration of a state of emergency. Further comment and

discussion ensued on various scenarios, including preemption by the Governor. City Attorney Boileau explained under Florida Statutes Chapter 252 the City is allowed to declare its own State of Emergency, expounding on details.

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

ADOPTED

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

CR-2 [20-0881](#)

Resolution Authorizing (1) Acceptance and Recording of Conveyance of the Public Park Plaza Portion of the ICON Development (2) Execution and Delivery of a Drainage and Outdoor Dining Area Easement to LOYCA Property Owner, LLC within the Public Park Plaza; (3) Disbursement of City Funds in Conjunction with Closing the Foregoing Transaction - (Commission District 2)

ADOPTED

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

CR-3 [20-0882](#)

Resolution Authorizing City Manager to Execute (i) Florida Power & Light ("FPL") Underground Easement over City-owned Property and, (ii) Counter-execute and Accept a Letter of Agreement from FPL Respecting Performance by FPL Pursuant to the Underground Easement - (Commission District 4)

ADOPTED

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

CR-4 [20-0467](#)

Resolution Approving a Locally Funded Agreement and Three Party Escrow Agreement with Florida Department of Transportation for Tunnel Top Park Pedestrian Plaza - (Commission District 4)

ADOPTED

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

CR-5 [20-0785](#)

Resolution Approving a Maintenance Memorandum of Agreement with the Florida Department of Transportation to Maintain the Landscape and Hardscape Improvements for the Tunnel Top Park Pedestrian Plaza above the Henry E. Kinney Tunnel - (Commission District 4)

ADOPTED

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

- CR-6** [20-0842](#) Resolution Approving a Maintenance Memorandum of Agreement with the Florida Department of Transportation to Maintain the Improvements for the Tunnel Top Park Pedestrian Plaza above the Henry E. Kinney Tunnel - (Commission District 4)

ADOPTED

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

- CR-7** [20-0732](#) Resolution Approving Fiscal Year 2021 Not For Profit Grant Participation Agreement with Areawide Council on Aging of Broward County, Inc. - \$46,568 - (Commission Districts 1, 2, 3 and 4)

ADOPTED

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

- CR-8** [20-0733](#) Resolution Approving Fiscal Year 2021 Not For Profit Grant Participation Agreement with First Call for Help of Broward, Inc. - \$20,000 - (Commission Districts 1, 2, 3 and 4)

ADOPTED

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

- CR-9** [20-0769](#) Resolution Approving Fiscal Year 2021 Not For Profit Grant Participation Agreement with First Call for Help of Broward Inc., to support Broward Bridge 2 Life (B2L) - \$10,000 - (Commission Districts 1, 2, 3 and 4)

ADOPTED

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

- CR-10** [20-0686](#) Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2021 - Appropriation - (Commission Districts 1, 2, 3 and 4)

ADOPTED

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

CONSENT PURCHASE

- CP-1** [20-0752](#) Motion Rejecting All Bids for the Fiveash Water Treatment Reliability Upgrades & Disinfection System Replacement Project - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

- CP-2** [20-0762](#) Motion Approving Agreement for Motorized Watercraft Concession - Atlantic Beach Clubs-Two, Inc. - \$550,356 (five-year revenue) - (Commission Districts 2 and 4)

APPROVED

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

- CP-3** [20-0777](#) Motion Approving Increase in Funds and Time Extension to Consulting Competitive Negotiation Act Contracts - Various Consultants - \$1,498,677 - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

- CP-4** [20-0781](#) Motion Approving Agreement for Effluent Pump Variable Frequency Drive Replacement at the George T. Lohmeyer Regional Wastewater Treatment Plant - Loveland Electric, Inc. - \$1,603,900 - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

- CP-5** [20-0787](#) Motion Approving Agreement for Proprietary Purchase of Annual Maintenance and Support Services for Motorola 800 MHz, APCO P25 Radio System, Two-way Subscribers Radios, Equipment Peripherals, Components, and Accessories - Motorola Solutions, Inc. - \$541,270 (estimated one-year total) - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

- CP-6** [20-0869](#) Motion Approving Second Amendment in the Amount of \$89,515.28 to Engineering Consultant Services for Downtown Mobility Hub

Agreement - (Commission District 2)

APPROVED

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

CP-7 [20-0880](#)

Motion Approving Final Ranking, Negotiated Fee Schedule and Agreement for Civil Engineering Services for the Redesign and Rehabilitation of the Chlorine Flash Mixing Chamber at GTL- AECOM Technical Services, Inc. - \$381,430- (Commission Districts 1, 2, 3 and 4)

APPROVED

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

CP-8 [20-0884](#)

Motion Rejecting All Proposals for the Design Build Pump Station B-4 Force Main Project - (Commission District 1)

APPROVED

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

NEIGHBOR PRESENTATIONS

NP-1 [20-0894](#)

Dr. Nova Lishon-Savarino - Request for Enforceable Law/Ordinance Banning Fireworks

Dr. Nova Lishon-Savarino narrated a presentation to address the banning of Fireworks.

A copy of this presentation can be found in the backup to these minutes.

PRESENTED

RESOLUTIONS

R-1 [20-0866](#)

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 November 17 , 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 Sorensen, Commissioner Moraitis, Vice Mayor Glassman, Commissioner McKinzie and Mayor Trantalis

R-2 [20-0800](#)

Quasi-Judicial - Resolution Approving a Height Bonus for a Site Plan Level II Development Permit in NWRAC-MUw, Hotel d'Arts - Impact Investments, 1, LLC. - 301 NW 7th Avenue - Case No. R19051 - (Commission District 3)

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 Moraitis introduced this Resolution approving a Height Bonus which was read by title only.

ADOPTED - Resolution Approving

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

PUBLIC HEARINGS

PH-1 [20-0788](#)

Public Hearing - Resolution Granting a Waiver from the Limitations of the Beach Boating Restricted Area Ordinance by Approving the Operation of a Motorized Watercraft Concession by Atlantic Beach Clubs-Two, Inc. through the Boating Restricted Area - (Commission District 2)

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

ADOPTED

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

PH-2 [20-0770](#)

Public Hearing - Quasi-Judicial Ordinance Approving a Rezoning from Residential Multifamily High Rise/High Density (RMH-60) District

to Community Business (CB) District through the Allocation of Commercial Flexibility and Associated Site Plan Approval for 28,795 Square-Foot Supermarket - Preste Corporation, Royal Quality Homes, LLC., and Ocean Reef Investments, LLC. - Case No. PLN-SITE-19110004 - (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.

In response to Vice Mayor Glassman's questions regarding infrastructure needs, Raj Verma, Public Works Department Director, provided a review of infrastructure items to address water, stormwater, wastewater and capacity issues. *Publix Super Markets (Publix)* and *Homewood Suites* would be utilizing existing water and wastewater infrastructure that is in good condition and has sufficient capacity.

There is an exception on a small portion of *Publix's* south side. *Publix* and *Homewood Suites* have agreed this south side portion is minor. *Publix* will fix this small area at their cost or as a joint effort with *Homewood Suites*.

Mr. Verma said the *Florida Department of Transportation (FDOT)* recently raised the seawall height and spillover is not an issue. *FDOT* needs to agree on addressing water seepage issues and the installation of tidal valves. A drainage well would be installed to address rainfall.

Mr. Verma expounded on an upcoming full assessment of water and wastewater infrastructure within *Dolphin Isles*, i.e., gravity pipes, manholes and water valves, to determine if they need to be replaced. Should the assessment be completed in a timely manner, these items would be a part of a capital improvement project in next year's *Community Investment Plan (CIP)*. He expounded on aspects of *B-14 Pump Station* during excessive rainfall events that could be tied to infiltration from pipes along 33rd Avenue. The force main heading south has a medium to high failure rating. There would be a design-build project to replace the force main downstream from *Pump Station B-14*. The Commission has approved related funding. Following completion, 32nd Avenue and 33rd Avenue in the *Tides* area will be resurfaced.

In response to Vice Mayor Glassman's questions regarding addressing left-turn traffic signals at the intersection of State Road A1A and NE 30th Street, Mr. Verma explained his perspective, confirming it is an *FDOT* roadway. He confirmed Staff would work with *FDOT* and Broward County to address the need for a left-turn signal at this intersection.

Ben Rogers, Department of Transportation and Mobility (TAM) Director, provided an update on the left-turn signals at the State Road A1A and NE 30th Street intersection. He confirmed a passive left-turn lane traveling south at this location does not have a dedicated left-turn signal due to a traffic study determination. There is a protected left-turn lane with a dedicated left-turn signal traveling north on State Road A1A at this intersection.

Mr. Rogers said following build-out, Staff would work with *FDOT* to perform an additional traffic study to determine if new traffic volumes warrant a south-bound protected left-turn lane at the State Road A1A and NE 30th Street intersection. Further comment and discussion ensued on a protected left-turn lane at the north bound NE 30th Street and State Road A1A intersection.

Vice Mayor Glassman discussed the need to be proactive rather than reactive, citing examples. He requested Staff pursue and confirm Publix assistance with minor infrastructure work discussed earlier and request Publix's assistance with turn signals.

Mayor Trantalis recognized Heidi Davis Knapik, Esq., Gunster, 450 E. Las Olas Boulevard and on behalf of *Publix*. Ms. Knapik was sworn in for testimony. She confirmed *Publix* is willing to contribute \$5,000 towards addressing water and wastewater infrastructure. *Publix* is also willing to contribute \$10,000 towards addressing the left-turn lanes signalization discussed, expounding on related details. Mr. Verma confirmed *Homewood Suites* willingness to contribute \$15,000 to address these items.

Mayor Trantalis asked if there was an adequate left-turn stacking lane at A1A and 30th Street. Karl Peterson, 8400 N. University Drive, Traffic Engineer on behalf of *Publix*, was sworn in for testimony. Mr. Peterson explained there is one hundred (100) feet of full-width lane storage, accommodating between four (4) and five (5) vehicles. The traffic study indicated this is adequate to satisfy future demand. He explained details of left-hand turn signalization both northbound and southbound along State Road A1A at the NE 30th Street intersection. Based on the *Broward County Signal Timing Plan*, there is a left-turn arrow

northbound at NE 30th Street heading west. Broward County needs to be notified should it not be working. Further comment and discussion ensued. Mr. Verma confirmed he would contact *Broward County Traffic Engineering* staff to determine what exists, what is needed and coordinate a solution with *FDOT*.

Mr. Verma discussed improvements to the northwest corner of A1A and confirmed access to *Homewood Suites* is via the 30th Street entrance to ensure safety. Adding a left-turn lane signal improvement at this location would make this a safe intersection.

Mayor Trantalis recognized William Brown, 112 North Birch Road, President of the *Central Beach Alliance (CBA)*. Mr. Brown provided a review of *Publix* and Staff outreach to the *CBA*, neighborhood associations and civic associations for this item's project (*Project*). The vote in support of the Project was one hundred thirty-five (135) in support and seven (7) opposed due to traffic concerns discussed earlier. Mr. Brown was sworn in on his testimony and ratified his previous comments.

Mayor Trantalis recognized Paul Chettle, 112 S. Birch Road. Mr. Chettle was sworn in for his testimony. He commended and thanked the Commission and Staff for their work on this item and the cohesive process addressing infrastructure needs and funding.

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

Randy J. Holihan, 2513 Trentwood Boulevard and on behalf of Publix, confirmed the Project completion date is anticipated at the end of 2022.

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

PASSED FIRST READING

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

PH-3 [20-0797](#)

Public Hearing - Quasi-Judicial Ordinance Approving a Public Purpose Use for a Temporary Fire Station and a Surface Parking Lot in the Central Beach Regional Activity Center - 735 North Fort Lauderdale Beach Boulevard - Case No. PLN-SITE-20020002 - (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.

Mayor Trantalis recognized William Brown, 112 North Birch Road, President of the *Central Beach Alliance (CBA)*. Mr. Brown explained details of public outreach. The *CBA* vote in support was eighty-eight (88) in support and fifteen (15) against due to traffic concerns in the *Vista Mar* area. Transportation and Mobility (TAM) Staff addressed medians and parking meters within the *Vista Mar* area. Following conversations with Mr. Rogers, Mr. Brown confirmed TAM Staff is committed to working together on any additional traffic concerns along *Vista Mar* following completion of the Fire Station and surface parking lot. Mr. Brown urged the Commission to adopt this item.

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

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

PASSED FIRST READING

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

ORDINANCE FIRST READING

OFR-1 [20-0899](#)

First Reading - Ordinance Amending Chapter 16 Entitled "Miscellaneous Provisions and Offenses" of the Code of Ordinances of the City of Fort Lauderdale, Florida, By Creating Article IX Entitled "Polystyrene Products" and Providing for Penalties - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized, Catherine Uden, 1120 Lyontree Street and South Florida Campaign Organizer for the Oceana organization. Ms. Uden thanked the *Sustainability Advisory Board* for recommending this item for Commission consideration. She commented on the need for

legislative assistance to address plastic pollutants, expounding on details and facts.

In response to Vice Mayor Glassman's question regarding State preemption, City Attorney Boileau explained the City's ability to regulate *Polystyrene* products on City property that extends to individuals, temporary vendors and contractors on City property.

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

PASSED FIRST READING

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

Not Present: 1 - Commissioner McKinzie

OFR-2 [20-0218](#)

First Reading - Ordinance Creating Article X. - Landlord Registration Program, of Chapter 9 - Buildings and Construction of the Code of Ordinances of the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis noted the *Realtors Association* requested this item be deferred to allow for further review. City Manager Lagerbloom recommended deferring this item to December 15, 2020.

Commissioner Moraitis noted the *Southeast Florida Apartment Association* and condominium association's interest in reviewing this item.

Commissioner Sorensen made a motion to defer this item to the December 15, 2020 Commission Regular Meeting and was seconded by Vice Mayor Glassman.

DEFERRED to December 15, 2020

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

Not Present: 1 - Commissioner McKinzie

ORDINANCE SECOND READING

OSR-1 [20-0858](#)

Second Reading - Ordinance Amending the Code of Ordinances Chapter 9, Building and Construction Fees, and Landscaping and Tree Removal Permit Fees - (Commission Districts 1, 2, 3 and 4)

Commissioner Sorensen introduced this Ordinance on the Second

Reading which was read by title only.

ADOPTED ON SECOND READING

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

Not Present: 1 - Commissioner McKinzie

OSR-2 [20-0859](#)

Second Reading - Ordinance Amending the Noise Ordinance Relating to the Construction of Large or Complex Projects (Transportation and Non-Transportation) Exemption for Time to Comply, Establishing Additional Criteria for the Approval and Revocation of Special Permits. - (Commission Districts 1, 2, 3 and 4)

Commissioner Sorensen introduced this Ordinance on the Second Reading which was read by title only.

ADOPTED ON SECOND READING

Aye: 3 - Commissioner Sorensen, Commissioner Moraitis and Mayor Trantalis

Nay: 1 - Vice Mayor Glassman

Not Present: 1 - Commissioner McKinzie

OSR-3 [20-0860](#)

Second Reading - Ordinance Amending City of Fort Lauderdale Unified Land Development Regulations (ULDR); Amending Section 47-13.10, List of Permitted and Conditional Uses; Amending Section 47-13.20, Incorporating by Reference Chapter 4 of the Downtown Master Plan; Amending Open Space Regulations; Defining Downtown Character Areas and Transition Zones; Amending Downtown Landscape and Tree requirements; Amending Section 47-13.21, Table of Dimensional Requirements for the Downtown Regional Activity Center (DRAC) District to Provide Dimensional Requirements for the DRAC Character Areas; Amending Section 47-24, Table 1, Development Permits and Procedures; Amending Section 47-25.3, Neighborhood Compatibility Requirements; and Removing Conflicting Requirements - Case No. PLN-ULDR-20090001 (formerly Case T19013) - (Commission Districts 2, 3 and 4)

Mayor Trantalis recognized Stephanie Toothaker, Esq., 401 E. Las Olas Boulevard. Ms. Toothaker was sworn in for testimony. She confirmed support of the *Downtown Master Plan* without amendments. Ms. Toothaker thanked Staff for its work on this item. She also thanked the Commission for their consideration.

In response to Mayor Trantalis' question about Staff having adequate time to review *P&Z Board* recommended amendments, Alfred Battle,

Department of Sustainable Development Deputy Director, said this item includes the *Planning and Zoning Board (P&Z Board)* recommended amendment for a four hundred (400) square foot minimum residential unit requirement. There has not been adequate time for Staff to review the three (3) remaining *P&Z Board* recommended amendments. Further comment and discussion ensued.

Jim Hetzel, Department of Sustainable Development Principal Planner, said Staff would need time to do a sufficient analysis of the remaining three (3) recommendations, explaining related details. The estimated timeline is three (3) to four (4) months.

In response to Mayor Trantalis' question, Mr. Hetzel said there have been no recent development projects with residential units below four hundred (400) square feet.

Commissioner Sorensen asked if the Commission would like Staff to analyze the remaining three (3) *P&Z Board* recommendations. Mayor Trantalis commented on the need to address the *P&Z Board* recommendation regarding parking.

Vice Mayor Glassman inquired about residential unit square foot minimums less than four hundred (400) square feet in other areas of the country as referenced in the *P&Z Board Meeting Minutes*. Further comment and discussion ensued. Mayor Trantalis explained the appropriateness of a four hundred (400) square foot residential unit minimum.

Commissioner Sorensen reviewed the P&Z Board's recommendations. He requested Staff review wind interaction between structures (*Wind Analysis*) for future construction.

Mr. Hetzel explained DSD Staff does not have the technical resources to conduct a wind study evaluation. He commented on aspects of *Florida Building Code Requirements* related to this *Wind Analysis*. A consultant would be needed to perform a *Wind Analysis* specific to the City.

City Manager Lagerbloom confirmed a task order could be issued to have a consultant analyze wind interaction between structures on future construction. Commissioner Sorensen requested Staff move forward with a *Wind Analysis*.

Mayor Trantalis recognized Melinda Bowker, 511 SE 5th Avenue,

President and on behalf of the *Fort Lauderdale Downtown Civic Association (FLDCA)*. Ms. Bowker was sworn in for testimony. She reiterated comments in correspondence prepared for the *P&Z Board Meeting* addressing this item, including support of the *P&Z Board* recommendation of a four hundred (400) square foot residential unit minimum.

Ms. Bowker said the *FLDCA* takes issue with parking requirement exemptions for developers of residential units in the *Downtown Regional Activity Center*, requesting a minimum standard of at least one (1) parking spot per residential unit.

Ms. Bowker noted that the *P&Z Board* recommendations were unanimous. Additional concerns include building separation and the need for a *Wind Analysis*.

Mayor Trantalis recognized James Bartholomew, 511 SE 5th Avenue, President and Treasurer of *Nu River Landing Condominium* and Vice President of the *Fort Lauderdale Downtown Civic Association (FLDCA)*. He said he was speaking as a resident, confirming support of the four hundred (400) square foot minimum for residential units and the one (1) car parking requirement.

Mr. Bartholomew urged the Commission to review how the Building Code could be exploited. He cited an example utilizing Section 8 Housing Vouchers and other government programs, designed to assist low income individuals, to create a price per square foot cost which could exceed that of luxury condominiums, leading to the creation of a profit center. Mr. Bartholomew thanked the Commission for its consideration.

Commissioner Sorensen introduced this Ordinance on the Second Reading as amended which was read by title only.

ADOPTED ON SECOND READING AS AMENDED

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

OSR-4 [20-0861](#)

Second Reading - Ordinance Amending City of Fort Lauderdale Unified Land Development Regulations (ULDR) Sections 47-1.6 through the Revision of the Official Zoning Map of the City Attaching Addendum "A" Entitled "Official Downtown Character Area Map" Depicting the Boundaries of the Downtown Regional Activity Center Character Areas - (Commission Districts 1, 2, 3 and 4)

Vice Mayor Glassman introduced this Ordinance on the Second Reading

which was read by title only.

ADOPTED ON SECOND READING

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

OSR-5 [20-0862](#)

Second Reading - Ordinance Amending City of Fort Lauderdale Unified Land Development Regulations (ULDR) Sections 47-1.6 through the Revision of the Official Zoning Map of the City Attaching "Official Downtown Transition Zone Area Map" Depicting the Boundaries of the Downtown Regional Activity Center Transition Zones - (Commission Districts 2, 3 and 4)

Commissioner Sorensen introduced this Ordinance on the Second Reading which was read by title only.

ADOPTED ON SECOND READING

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

City Attorney Boileau added a caveat to item CR-1 discussion regarding City Manager Lagerbloom's inquiry about the ability of the Governor to preempt the waiver of an in-person quorum. Similar to other municipalities, it is his legal opinion that the Governor could not preempt the CR-1 Resolution. It is a matter of first impression in Florida. There has been no push back from the Governor. If push back is received, the matter would be debated.

In response to Commissioner Sorensen's question, Mayor Trantalis confirmed the swearing-in ceremony for the Commission would be January 5, 2021.

ADJOURNMENT

Mayor Trantalis adjourned the meeting at 8:26 p.m.

Dean J. Trantalis
Mayor

ATTEST:

Jeffrey A. Modarelli
City Clerk