

City of Fort Lauderdale

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Action Summary

Tuesday, January 10, 2023

6:00 PM

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

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

DEAN J. TRANTALIS Mayor

WARREN STURMAN Vice Mayor - Commissioner - District IV

JOHN C. HERBST Commissioner - District I

STEVEN GLASSMAN Commissioner - District II

PAM BEASLEY-PITTMAN Commissioner - District III

GREG CHAVARRIA, City Manager

DAVID R. SOLOMAN, City Clerk

D'WAYNE M. SPENCE, Interim City Attorney

PATRICK REILLY, City Auditor

PUBLIC APPEARANCES BEFORE THE CITY COMMISSION:

If any person wishes to address the City Commission, the person shall sign up in the City Hall lobby. A member of the City Clerk's Office Staff will be there to assist. Speaker Cards are given to the Mayor. After being recognized by the Mayor, the speaker should approach the podium, identify the agenda item in question, indicate support, opposition, or neutrality on the agenda item, and then proceed to succinctly state the speaker's position or present information.

If an attorney, or any other person appears before the Commission in a representative capacity, the attorney, or other representative shall also sign up in the City Hall lobby. A member of the City Clerk's Office Staff will be there to assist. After being recognized by the Mayor, the speaker should approach the podium, identify the client(s) being represented, and identify the agenda item in question. The speaker shall then indicate the client's support, opposition, or neutrality on the agenda item and then proceed to succinctly state the client's position or present information on behalf of the client(s).

Pursuant to Section 3.13 of the Charter of the City of Fort Lauderdale, Florida, the Mayor shall maintain order at all meetings, and the Police Department, upon instructions of the Mayor, shall expel any person from the meeting who refuses to obey the order of the Mayor in relation to preserving order at the meetings. Any person who interrupts or disturbs a City Commission meeting, or who willfully enters or remains in a City Commission meeting having been warned by the Mayor to depart and who refuses to do so, may be subject to arrest.

AUXILIARY AIDS AND SERVICES: If you desire auxiliary aids or services or both to assist in viewing or hearing the City Commission meetings or reading the agenda and minutes for the meeting, please contact the City Clerk's Office at 954-828-5002 at a minimum of two days prior to the meeting and arrangements will be made to provide these services to you.

NOTICE TO MEMBERS OF THE PUBLIC: If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, the person will need a record of the proceedings, and that, for such purpose, the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Pledge of Allegiance

ROLL CALL

Present: 5 - Commissioner Steven Glassman, Commissioner Pam Beasley-Pittman, Vice Mayor Warren Sturman, Commissioner John C. Herbst and Mayor Dean J. Trantalis

Approval of MINUTES and Agenda

[23-0079](#) Minutes for November 1, 2022, Commission Conference Meeting, November 1, 2022, Commission Regular Meeting and November 15, 2022, Commission Conference Meeting - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

PRESENTATIONS

PRES-1 [23-0075](#) Neighbor Support to Recognize the 11th Graduating Class of the Neighbor Leadership Academy

PRESENTED

CONSENT AGENDA PUBLIC COMMENT

CONSENT AGENDA

Approval of the Consent Agenda

Approve the Consent Agenda

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CONSENT MOTION

CM-1 [23-0038](#) Motion Approving Event Agreements for Rise + Shine (Pure Foundation) Charity, Dolphins Challenge Cancer XIII and Fort Lauderdale Beer, Wine and Spirits Fest - (Commission Districts 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CM-2 [23-0034](#)

Motion Approving an Application for Temporary Beach License and Outdoor Event Agreement for Beats by B - (Commission District 4)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CM-3 [22-1058](#)

Motion Executing Broward Boating Improvement Notice of Limitation of Use / Site Dedication for George English Park Boat Ramp Renovations Project FY18/19 Replacement -- (Commission District 1)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CM-4 [22-1157](#)

Motion Approving FY 2023 Beach Business Improvement District (BBID) Grant Participation Agreement with Greater Fort Lauderdale Food & Wine Festival, Inc. - \$70,000 - (Commission District 2)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CM-5 [22-1162](#)

Motion Authorizing an Excess Payment of \$95,555 in Utility and Service Charges in Accordance with the Performing Arts Center Authority Lease Agreement - (Commission District 2)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CM-6 [22-1169](#)

Motion Approving a Memorandum of Agreement with the State of Florida Department of Health through the Broward County Health Department for Data Sharing until August 2023 - (Commission Districts 1, 2, 3 and 4)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

- CM-7** [22-1178](#) Motion Approving Task Order Number One of the Transportation Planning Services Interlocal Agreement with Broward Metropolitan Planning Organization for Transportation Planning Services for Analysis of the New River Passenger Rail Crossing Alternatives \$500,000 - (Commission District 4)
- APPROVED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CM-8** [22-1196](#) Motion Authorizing a Revocable License with the United States Government General Services Administration for Access to the Property at 320 SE 10th Court, Fort Lauderdale, Florida to Build, Construct, and Operate Pump Station A-16 - (Commission District 4)
- REMOVED FROM AGENDA**
- CM-9** [23-0008](#) Motion Approving a License and an Agreement for the Sale, Service, and Consumption of Food and Alcoholic Beverages on the Public Beach for the Q Club Hotel, LLC d/b/a Hilton Fort Lauderdale Beach Resort - (Commission District 2)
- APPROVED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CM-10** [23-0023](#) Motion Authorizing the Addition of One Classification (Senior Airport Maintenance Technician) to the Teamsters Local Union No. 769 Collective Bargaining Agreement - (Commission Districts 1, 2, 3 and 4)
- APPROVED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CM-11** [23-0081](#) Motion Approving the Designation of Commissioner Pamela Beasley-Pittman to Serve as the City's Representative on the Broward County Continuum of Care Board - (Commission Districts 1, 2, 3 and 4)
- APPROVED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CONSENT RESOLUTION

- CR-1** [22-1048](#) Resolution Approving Fiscal Year 2023 Not for Profit Grant Participation Agreement with Junior Achievement of South Florida, Inc., - \$33,900 - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CR-2** [22-1101](#) Resolution Approving Fiscal Year 2023 Not for Profit Grant Participation Agreement with Broward Performing Arts Foundation, Inc. - \$25,000 - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CR-3** [22-1106](#) Resolution Approving Fiscal Year 2023 Not-For-Profit Grant Participation Agreement with First Call for Help of Broward, Inc. - \$25,000 - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CR-4** [22-1137](#) Resolution Approving an Interlocal Agreement Between Broward County and the City of Fort Lauderdale for Funding of the One-Way Pairs Planning Study Utilizing Transportation Surtax Funding - (Commission Districts 2 and 4)
- ADOPTED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CR-5** [22-1142](#) Resolution Approving City of Fort Lauderdale FY 2023 Not For Profit Grant Participation Agreement with The Stranahan House, Inc., and a Second Addendum to Escrow Agreement with The Stranahan House, Inc., and Rogers, Morris & Ziegler LLP - \$100,000 - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CR-6 [22-1148](#) Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2023 - Appropriation - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CR-7 [22-1188](#) Resolution Authorizing the City Manager to Execute a Grant Agreement with the Florida Department of Environmental Protection (FDEP) for the Citywide Vulnerability Assessment - \$135,000 - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CR-8 [23-0002](#) Resolution Extending the Termination Date of the Noise Control Advisory Committee to December 31, 2023 - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CR-9 [23-0041](#) Resolution Approving Waiver of Formal Bid Requirements per Section 2-181 to Procure a 2023 Jeep Wrangler Unlimited JL - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CR-10 [23-0058](#) Resolution Appointing George Steven Fender of the Fender, Bolling, and Paiva, P.A., as special counsel representing the City of Fort Lauderdale in Bankruptcy Proceedings filed by Terminal Ventures, LLC and KC FXE Aviation Investments, LLC - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CONSENT PURCHASE

- CP-1** [22-1115](#) Motion Approving a Design Build Agreement for the New River Watermain Extension - Phase 2 - Comtech Engineering, Inc. - \$2,188,970 - (Commission District 4)
- APPROVED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CP-2** [22-1163](#) Motion Approving Agreement for Beach Equipment Rental Concession - Boucher Brothers Beach Management Fort Lauderdale, LLC - 10% of Annual Gross Revenue of Net Sales in Excess of the Minimum Guaranteed Annual Concession Fee in the Sum Total of \$2,928,584 - (Commission Districts 2 and 4)
- APPROVED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CP-3** [22-1164](#) Motion Approving an Agreement for Merle Fogg Park Seawall Replacement - Ebsary Foundation Co. - \$1,022,459 - (Commission District 2)
- APPROVED**
- Yea:** 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- CP-4** [22-1172](#) Motion Terminating for Convenience Contract No.12412-803 for Curbside Residential Recycling Services with Coastal Waste & Recycling of Florida, Inc.; Motion Terminating for Convenience Contract No. 2208-001 for Palm Frond Hauling and Collections - Las Olas Isles with Eastern Waste Systems, Inc.; Motion Approving a Service Agreement for Residential Curbside Collections Services with Waste Management Inc. of Florida - \$135,527,233; and Motion Approving the Sale of 21 Petersen Lightning Loaders® for \$1,875,000 to Eastern Waste Systems, Inc. - (Commission Districts 1, 2, 3 and 4)
- APPROVED - Motion Terminating for Convenience Contract No. 12412-803 for Curbside Residential Recycling Services with Coastal Waste & Recycling of Florida, Inc.**
- Yea:** 4 - Commissioner Glassman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis
- Nay:** 1 - Commissioner Beasley-Pittman

APPROVED - Motion Terminating for Convenience Contract No. 2208-001 for Palm Frond Hauling and Collections - Las Olas Isles with Eastern Waste Systems, Inc.

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

APPROVED - Motion Approving a Service Agreement for Residential Curbside Collections Services with Waste Management Inc. of Florida - \$135,527,233

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

APPROVED - Motion Approving the Sale of 21 Petersen Lightning Loaders® for \$1,875,000 to Eastern Waste Systems, Inc.

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CP-5 [23-0039](#)

Motion Rejecting All Bids for American Legion, Robert Bethel - Renovations (Rebid) (Commission District 3)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CP-6 [23-0060](#)

Motion Approving an Agreement for Installation of Heating, Ventilation and Air Conditioning (HVAC) Services at Fire Rescue Station #54 - Integ Miami LLC - \$340,222 - (Commission District 1)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

CP-7 [23-0070](#)

Motion Rejecting All Bids for the South Ocean Drive Bridge Replacement, Invitation to Bid (ITB) No. 12408-623 - (Commission District 4)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

MOTIONS

M-1 [23-0012](#)

Motion Approving Event Agreements and Extended Road Closures Beyond 10:00am on the Barrier Island for the 16th Annual 2023 Fort Lauderdale Marathon/Half Marathon & Fort Lauderdale 5K and Walk for the Animals - (Commission Districts 1, 2 and 4)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

- M-2** [23-0015](#) Motion Approving an Event Agreement, Related Road Closures and Request for Music Exemption for American Lung Association's 27th Annual Las Olas Wine & Food Festival - (Commission District 4)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

- M-3** [23-0035](#) Motion Approving Event Agreements and Related Road Closures for Greater Fort Lauderdale Science Festival, All Star Classic, Inc/Sistrunk 5K, Sistrunk Parade and Festival, March for Cancer and MASS District Events - (Commission Districts 2 and 3)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

- M-4** [23-0037](#) Motion Approving Applications for Temporary Beach License, Outdoor Event Agreement, and Extended Road Closures for the Florida AIDS Walk and Music Festival and Seaglass Experience: The Fort Lauderdale Rose Experience - (Commission District 2)

APPROVED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

RESOLUTIONS

- R-1** [23-0047](#) Appointment of Board and Committee Members - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

- R-2** [22-1195](#) Resolution Authorizing the City Manager to Execute a Grant Agreement with the Florida Department of Environmental Protection (FDEP) for the Melrose Manors Neighborhood Improvements Stormwater Project in the Amount of \$1,000,000 - (Commission District 3)

ADOPTED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

R-3 [23-0053](#) Resolution Terminating an Employment Contract with and Discharging Alain E. Boileau as City Attorney

ADOPTED

Yea: 3 - Commissioner Beasley-Pittman, Vice Mayor Sturman and Commissioner Herbst

Nay: 2 - Commissioner Glassman and Mayor Trantalis

R-4 [23-0049](#) Resolution of the City Commission of the City of Fort Lauderdale, Florida, appointing D'Wayne M. Spence to the position of Interim City Attorney of the City of Fort Lauderdale, Florida, establishing the salary for the Interim City Attorney, retroactively, and providing for the appointment of D'Wayne M. Spence to the position of Deputy City Attorney at such time as a permanent City Attorney is selected or upon further action by the City Commission, and providing for an effective date. (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

PUBLIC HEARINGS

PH-1 [23-0066](#) Public Hearing - Resolution Denying a Waiver of Limitations at 777 SW 6th Street, for the installation of four (4) 12" diameter triple-cluster wood mooring piles, extending +/-60' and three (3) 12" diameter single wood mooring piles, extending +/-38' from the property line into the New River - (Commission District 4)

ADOPTED - Denying a Waiver of Limitations

Yea: 4 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

Nay: 1 - Commissioner Herbst

PH-2 [23-0067](#) Public Hearing - Resolution Denying a Waiver of Limitations at 801 SW 6th Street, for the installation of three (3) triple cluster mooring piles, each mooring pile being 12" in diameter, extending a maximum of 60'+/- from the property line into the New River - (Commission District 4)

ADOPTED - Denying a Waiver of Limitations

Yea: 4 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman and Mayor Trantalis

Nay: 1 - Commissioner Herbst

ORDINANCE FIRST READING

OFR-1 [23-0045](#) First Reading - Ordinance Amending the Non-Bargaining Unit Classification Table of the Pay Plan of the City of Fort Lauderdale, Florida, by Creating One New Classification - Deputy City Attorney - (Commission Districts 1, 2, 3 and 4)

PASSED FIRST READING

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

ORDINANCE SECOND READING

OSR-1 [23-0043](#) Second Reading - Quasi-Judicial Ordinance Approving a Rezoning from Planned Resort Development (PRD) District to Parks, Recreation and Open Space (P) District - North Seabreeze Boulevard - City of Fort Lauderdale- Case No. UDP-Z22013 - (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.

ADOPTED ON SECOND READING

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

OSR-2 [23-0044](#) Second Reading - Ordinance Amending City of Fort Lauderdale Unified Land Development Regulations (ULDR) Section 47-27.7 to Include Additional Notice Requirements for Historic Designation Applications - Case No. UDP-T22006 - (Commission Districts 1, 2, 3 and 4)

ADOPTED ON SECOND READING

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

OSR-3 [23-0025](#) Second Reading - Ordinance Amending the Non-Bargaining-Unit Classification Table of the Pay Plan of the City of Fort Lauderdale, Florida, by Creating Two New Classifications - (Commission Districts 1, 2, 3 and 4)

ADOPTED ON SECOND READING

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

OSR-4 [23-0056](#) Second Reading - Ordinance Amending Chapter 4 - Alarm Systems, Sections 4-1, Definitions, 4.2, Registration of Alarm Systems; Alarm Certificates, and 4.9, Service Fee of the Code of Ordinances of the City of Fort Lauderdale Providing for a More Streamlined Process for Registering Residential and Commercial Alarm Systems and the Collection of Outstanding Fees by Using an Outside Vendor to Register Alarm Users and Collect Outstanding Fees and Update the False Alarm Fees - (Commission Districts 1, 2, 3 and 4)

ADOPTED ON SECOND READING

Yea: 5 - Commissioner Glassman, Commissioner Beasley-Pittman, Vice Mayor Sturman, Commissioner Herbst and Mayor Trantalis

ADJOURNMENT