

City of Fort Lauderdale

City Commission Regular Meeting

Agenda

Tuesday, December 5, 2023 - 6:00 PM

***Broward Center for the Performing Arts - Mary N Porter Riverview
Ballroom - 201 SW 5th Avenue, Fort Lauderdale, Florida 33312***

<https://fortlauderdale.legistar.com/Calendar.aspx>

www.fortlauderdale.gov/fltv

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FORT LAUDERDALE CITY COMMISSION

DEAN J. TRANTALIS Mayor

PAM BEASLEY-PITTMAN Vice Mayor - Commissioner - District III

JOHN C. HERBST Commissioner - District I

STEVEN GLASSMAN Commissioner - District II

WARREN STURMAN Commissioner - District IV

GREG CHAVARRIA, City Manager

DAVID R. SOLOMAN, City Clerk

THOMAS J. ANSBRO, 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 Broward Center for the Performing Arts - Mary N Porter Riverview Ballroom 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 Broward Center for the Performing Arts - Mary N Porter Riverview Ballroom 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****Approval of MINUTES and Agenda**

- [23-1165](#) Minutes for October 17, 2023, Commission Joint Workshop with Affordable Housing Advisory Committee, October 17, 2023, Commission Conference Meeting, and October 17, 2023, Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

Attachments: [October 17, 2023, Commission Joint Workshop with Affordable Housing Advisory Committee](#)
[October 17, 2023, Commission Conference Meeting](#)
[October 17, 2023, Commission Regular Meeting](#)

PRESENTATIONS

- PRES-1** [23-1142](#) Mayor Trantalis to present a Proclamation declaring December 5, 2023, as Rick Case Bikes for Kids Day in the City of Fort Lauderdale
- PRES-2** [23-1173](#) Presentation from Visit Lauderdale Sports and Entertainment Vice President, Glen Allen - 2023 SportsTravel Award
- PRES-3** [23-1143](#) Parks and Recreation 2023 Year in Review Presentation - Swim Fort Lauderdale Masters Team

CONSENT AGENDA PUBLIC COMMENT**CONSENT AGENDA**

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion on which members of the public will be given three (3) minutes to speak prior to its approval. An item may be removed from the Consent Agenda and considered separately if discussion is desired by any City Commissioner or charter officer.

CONSENT MOTION

- CM-1** [23-1127](#) Motion Approving Event Agreements for Igloo Cooler Festival and Fort Lauderdale Beer, Wine and Spirits Fest- (Commission Districts 2 and 3)
- Attachments:** [Commission Agenda Memo - 23-1127](#)
[Exhibit 1 – Igloo Cooler Festival Application](#)
[Exhibit 1a – Igloo Cooler Festival Site Plan](#)
[Exhibit 1b – Igloo Cooler Festival Agreement](#)
[Exhibit 2 – Fort Lauderdale Beer, Wine and Spirits Fest Application](#)
[Exhibit 2a – Fort Lauderdale Beer, Wine and Spirits Fest Site Plan](#)
[Exhibit 2b – Fort Lauderdale Beer, Wine and Spirits Fest Agreement](#)
[Exhibit 3 - January 2024 Special Events Calendar](#)
[Exhibit 4 - February 2024 Special Events Calendar](#)
- CM-2** [23-0991](#) Motion Accepting Florida Department of Transportation Grant - \$60,000 - (Commission Districts 1, 2, 3 and 4)
- Attachments:** [Commission Agenda Memo #23-0991](#)
[Exhibit 1 - FY23 Florida Department of Transportation Subgrant Agreement](#)
- CM-3** [23-0995](#) Motion Accepting Broward County Enhanced Marine Law Enforcement Grant Program Funds - \$191,496 - (Commission Districts 1, 2, 3 and 4)
- Attachments:** [Commission Agenda Memo #23-0995](#)
[Exhibit 1 - FY2023-2024 Enhanced Marine Law Enforcement Grant Program Ag](#)
- CM-4** [23-1055](#) Motion Accepting Florida Department of Law Enforcement Grant - \$9,550 - (Commission Districts 1, 2, 3 and 4)
- Attachments:** [Commission Agenda Memo #23-1055](#)
[Exhibit 1 - FY 2023 -2024 Florida Department of Law Enforcement Agreement](#)
- CM-5** [23-1073](#) Motion Approving a Second Amendment to Strategic Alliance Agreement Relating to Book Explorers Reading Mentors Program between the Barbara Bush Foundation for Family Literacy, Inc., and the City of Fort Lauderdale- (Commission Districts 2, 3, and 4)
- Attachments:** [Commission Agenda Memo #23-1073](#)
[Exhibit 1 – Strategic Alliance Agreement Relating to Book Explorers Reading M](#)
[Exhibit 2 - First Amendment to Strategic Alliance Agreement Relating to Book E](#)
[Exhibit 3 - Second Amendment to Strategic Alliance Agreement Relating to Boo](#)
- CM-6** [23-1114](#) Motion Authorizing Execution of an FY23 Florida Inland Navigation District Waterways Assistance Program Grant - \$45,095 - (Commission Districts 1, 2, 3 and 4)
- Attachments:** [Commission Agenda Memo #23-1114](#)
[Exhibit 1 - FY23 Florida Inland Navigation District Waterways Assistance Progr](#)

- CM-7** [23-1131](#) Motion Authorizing Payment of Attorney Fees and Non-Taxable Costs in *Fort Lauderdale Food Not Bombs, et al., v. City of Fort Lauderdale*, United States District Court for the Southern District of Florida Case No. 15-60185-civ-AMC; United States Court of Appeals for the Eleventh Circuit No. 23-10173 - \$638,196 - (Commission Districts 1, 2, 3 and 4)
Attachments: [Commission Agenda Memo #23-1131](#)

CONSENT RESOLUTION

- CR-1** [23-0974](#) Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2024 - Appropriation - (Commission Districts 1, 2, 3 and 4)
Attachments: [Commission Agenda Memo 23-0974](#)
 [Exhibit 1 - Resolution](#)
- CR-2** [23-1076](#) Resolution Authorizing the City Manager to Enter into the 2023 Statewide Mutual Aid Agreement between The State of Florida Division of Emergency Management and the City of Fort Lauderdale, Florida - (Commission Districts 1, 2, 3 and 4)
Attachments: [Commission Agenda Memo #23-1076](#)
 [Exhibit 1 - 2023 State of Florida Division of Emergency Management Statewide](#)
 [Exhibit 2 - Resolution](#)
- CR-3** [23-1092](#) Resolution Amending the Parks and Recreation Rules and Regulation - (Commission Districts 1, 2, 3 and 4)
Attachments: [Commission Agenda Memo 23-1092](#)
 [Exhibit 1 – Current Parks and Recreation Rules and Regulations](#)
 [Exhibit 2 – Proposed amendments to the Parks and Recreation Rules and Regu](#)
 [Exhibit 3 – October 25, 2023 Parks, Recreation and Beaches Board Minutes](#)
 [Exhibit 4 - Resolution](#)
- CR-4** [23-1162](#) Resolution Approving Reappointment of Code Enforcement Special Magistrate Rose Ann Flynn, Esquire, and Appointing Annette E. Cannon, Esquire as Code Enforcement Special Magistrates - (Commission Districts 1, 2, 3 and 4)
Attachments: [Commission Agenda Memo 23-1162](#)
 [Exhibit 1 - Resolution](#)

CONSENT PURCHASE

- CP-1** [23-0851](#) Motion Approving Change Order No. 4 for the GTL Deepwell Electrical Power Instrumentation & Controls - Florida Design Contractors, Inc. - \$232,688.02 - (Commission Districts 1, 2, 3 and 4)
Attachments: [Commission Agenda Memo #23-0851](#)
 [Exhibit 1 - CAM 21-0350](#)
 [Exhibit 2 - Change Order 4](#)
- CP-2** [23-0852](#) Motion Approving Negotiated Fee Schedule and Agreement for Riverwalk North Seawall Replacement Consultant Services - HBC Engineering Company - \$682,534.41 - (Commission District 4)
Attachments: [Commission Agenda Memo #23-0852](#)
 [Exhibit 1 - Solicitation](#)
 [Exhibit 2 - Final Ranking](#)
 [Exhibit 3 - HBC Engineering Company Proposal](#)
 [Exhibit 4 - Agreement](#)
- CP-3** [23-1029](#) Motion Approving an Agreement for Security Guard Services - Regions Security Services, Inc. - \$419,760 - (Commission Districts 1, 2, 3 and 4)
Attachments: [Commission Agenda Memo #23-1029](#)
 [Exhibit 1 - Solicitation](#)
 [Exhibit 2 - Bid Tabulation](#)
 [Exhibit 3 - Regions Security Services, Inc. Agreement](#)
- CP-4** [23-1052](#) Motion Approving Agreement for Soccer Officiating Services - 3PS Soccer Pros LLC - \$131,100 - (Commission Districts 2 and 4)
Attachments: [Commission Agenda Memo #23-1052](#)
 [Exhibit 1 - Solicitation](#)
 [Exhibit 2 - Bid Tabulation](#)
 [Exhibit 3 - Agreement](#)
- CP-5** [23-1077](#) Motion Approving Agreement for Janitorial Services, Recreational Areas - Image Janitorial Services Inc. - \$425,835 - (Commission Districts 1, 2, 3 and 4)
Attachments: [Commission Agenda Memo #23-1077](#)
 [Exhibit 1 - Solicitation](#)
 [Exhibit 2 - Final Rankings](#)
 [Exhibit 3 - Image Janitorial Services Inc. Proposal](#)
 [Exhibit 4 - Image Janitorial Services Inc. Agreement](#)

- CP-6** [23-1080](#) Motion Approving a Design Criteria Package Agreement for the Fort Lauderdale Federal Courthouse Parking Garage - Desman Inc. \$350,000 - (Commission District 4)
- Attachments:** [Commission Agenda Memo #23-1080](#)
 [Exhibit 1 - Solicitation Event No. 122](#)
 [Exhibit 2 - Final Ranking](#)
 [Exhibit 3 - Desman Response](#)
 [Exhibit 4 - Agreement](#)
- CP-7** [23-1100](#) Motion Approving a Piggyback Agreement with Stantec Consulting Services Inc Utilizing the City of Palm Bay's Agreement for Financial Rate and Management Consulting Services - \$500,000 - (Commission Districts 1, 2, 3 and 4)
- Attachments:** [Commission Agenda Memo #23-1100](#)
 [Exhibit 1 - City of Palm Bay Agreement for RFP No. 35-0-2022 SZ](#)
 [Exhibit 2 - City of Palm Bay Contract No. 35-0-2022 SZ Amendment 1 – Renewal](#)
 [Exhibit 3 - Fort Lauderdale Professional Service Agreement](#)
- CP-8** [23-1118](#) Motion Approving a First Amendment to Service Agreement for Summer Food Service Program Provider to Increase Annual Contract Amount - All Kids Catering, Inc. - \$33,831 - (Commission Districts 1, 2, 3 and 4)
- Attachments:** [Commission Agenda Memo #23-1118](#)
 [Exhibit 1 - Solicitation](#)
 [Exhibit 2 - Bid Tabulation For Event 73](#)
 [Exhibit 3 - Original Agreement](#)
 [Exhibit 4 - Amended Agreement](#)
- CP-9** [23-1157](#) Motion Approving an Amendment to the Piggyback Agreement with Circuit Transit, Inc. Utilizing the City of Pompano Beach's Agreement for Transportation Services - \$267,408.86 - (Commission Districts 1, 2, 3 and 4)
- Attachments:** [Commission Agenda Memo 23-1157](#)
 [Exhibit 1 - Current Piggyback Agreement with Circuit Transit Inc.](#)
 [Exhibit 2 - Amendment to the Piggyback Agreement with Circuit Transit, Inc.](#)

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

- M-1** [23-1128](#) Motion Approving Event Agreements and Related Road Closures for 36th Annual Las Olas Art Fair (January and March 2024) and Tik Tok Dance Party with Santa - (Commission Districts 2 and 4)

Attachments: [Commission Agenda Memo 23-1128](#)
[Exhibit 1 – Las Olas Art Fair \(January 2024\) Application](#)
[Exhibit 1a – Las Olas Art Fair \(January 2024\) Site Plan](#)
[Exhibit 1b – Las Olas Art Fair \(January 2024\) Agreement](#)
[Exhibit 2 – Las Olas Art Fair \(March 2024\) Application](#)
[Exhibit 2a – Las Olas Art Fair \(March 2024\) Site Plan](#)
[Exhibit 2b – Las Olas Art Fair \(March 2024\) Agreement](#)
[Exhibit 3 – Tik Tok Dance Party with Santa Application](#)
[Exhibit 3a – Tik Tok Dance Party with Santa Site Plan](#)
[Exhibit 3b – Tik Tok Dance Party with Santa Agreement](#)
[Exhibit 4 - December 2023 Special Event Calendar](#)
[Exhibit 5 – January 2024 Special Event Calendar](#)
[Exhibit 6 – March 2024 Special Event Calendar](#)

- M-2** [23-1129](#) Motion Approving an Event Agreement and Request for Music Exemption for Super Bowl @ Smittys - (Commission District 3)

Attachments: [Commission Agenda Memo 23-1129](#)
[Exhibit 1 - Commission Memo 19-076](#)
[Exhibit 2 - Super Bowl @ Smittys Application](#)
[Exhibit 2a - Super Bowl @ Smittys Site Plan](#)
[Exhibit 2b – Super Bowl @ Smittys Agreement](#)
[Exhibit 3 - February 2024 Special Events Calendar](#)

- M-3** [23-1155](#) Motion Approving an Event Agreement, Related Road Closure and Requests for Music Exemption for Downtown's New Years Eve Bash - (Commission District 2)

Attachments: [Commission Agenda Memo 23-1155](#)
[Exhibit 1 - Commission Memo 19-076](#)
[Exhibit 2 – Downtown's New Years Eve Bash Application](#)
[Exhibit 2a – Downtown's New Years Eve Bash Site Plan](#)
[Exhibit 2b – Downtown's New Years Eve Bash Agreement](#)
[Exhibit 3 - December 2023 Special Event Calendar](#)
[Exhibit 4 -January 2024 Special Event Calendar](#)

- M-4** [23-0954](#) Motion Authorizing Purchase of Reinsurance for Self-Funded Medical Plan - Cigna Health and Life Insurance Company - \$1,890,486 - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 23-0954](#)
[Exhibit 1 – Consultant's Summary and Recommendation](#)
[Exhibit 2 – Premium Analysis](#)
[Exhibit 3 – Terms and Conditions](#)
[Exhibit 4 – Reinsurance Policy](#)
[Exhibit 5 – Amendment to Reinsurance Policy](#)
[Exhibit 6 – Insurance Advisory Board – Meeting Minutes](#)

- M-5** [23-1084](#) Motion Authorizing Acceptance of a Drainage Easement Dedication by the School Board of Broward County to the City of Fort Lauderdale - 101 NW 15th Avenue - (Commission District 3)

Attachments: [Commission Agenda Memo #23-1084](#)
[Exhibit 1 - Executed Drainage Easement](#)

RESOLUTIONS

- R-1** [23-1159](#) Appointment of Board and Committee Members - (Commission Districts 1, 2, 3 and 4)

Attachments: [Resolution for Appointment 12.05.2023](#)

- R-2** [23-1107](#) Resolution Authorizing the Execution of an Underground Electric Utility Facilities Easement with Florida Power and Light Company - Dorsey Riverbend Stormwater Improvements - 515 NW 15th Avenue - (Commission District 3)

Attachments: [Commission Agenda Memo #23-1107](#)
[Exhibit 1 – Sketch and Description of Proposed FPL Easement](#)
[Exhibit 2 - Resolution](#)

- R-3** [23-1152](#) Resolution Rescinding Resolution No. 23-261 and Declaring Notice of Intent to Sublease City-Owned Property Located at 501 Seabreeze Boulevard, Fort Lauderdale, Florida 33316, Pursuant to Section 8.13 of the City Charter, to ISHOF Peninsula LLC - (Commission District 2)

Attachments: [Commission Agenda Memo 23-1152](#)
[Exhibit 1 - Resolution 23-261](#)
[Exhibit 2 - Resolution 23-212](#)
[Exhibit 3 - Resolution](#)

- R-4** [23-1085](#) Resolution Declaring an Intent to Convey the City's Interest in Air Rights Above a Portion of the Property Located at 801 Seabreeze Boulevard to the Bahia Mar Community Development District and Setting a Public Hearing for January 9, 2024, pursuant to Section 8.02 of the Charter of the City of Fort Lauderdale - (Commission District 2)

Attachments: [Commission Agenda Memo 23-1085](#)

[Exhibit 1 – Air Rights Parcel](#)

[Exhibit 2 - Resolution](#)

- R-5** [23-1095](#) Quasi-Judicial Resolution - Approving a Site Plan Level II Development Permit and Design Deviation Requests - 201 N Federal Highway, LLC - 201 North Federal Highway - Case No. UDP-S22081 - (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.

Attachments: [Commission Agenda Memo #23-1095](#)

[Exhibit 1 - Development Application Form](#)

[Exhibit 2 - Narrative Responses to Criteria](#)

[Exhibit 3 - Site Plan and Elevations](#)

[Exhibit 4 - January 24, 2023, Development Review Committee Comment Resp](#)

[Exhibit 5 - Deviation Request Narrative](#)

[Exhibit 6 - November 22, 2023, Public Works Water and Wastewater Capacity L](#)

[Exhibit 7 - May 02, 2022, Traffic Impact Study, Kimley Horn and Associates](#)

[Exhibit 8 - Resolution Approving](#)

[Exhibit 9 - Resolution Denying](#)

ORDINANCE FIRST READING

- OFR-1** [23-1044](#) First Reading - Ordinance Amending the City Of Fort Lauderdale Unified Land Development Regulations (ULDR) Article IX, Administration and Boards, to Revise the Terms of Appointment on the Planning and Zoning Board and Historic Preservation Board - Case No. UDP-T23008 - (Commission Districts 1, 2, 3, and 4)

Attachments: [Commission Agenda Memo 23-1044](#)

[Exhibit 1 - September 20, 2023, PZB Staff Report](#)

[Exhibit 2 - September 20, 2023, PZB Meeting Minutes](#)

[Exhibit 3 - Ordinance 1st reading](#)

[Exhibit 4 - Ordinance City Attorney's Office Version](#)

- OFR-2** [23-1137](#) First Reading - Ordinance Amending the City of Fort Lauderdale Code of Ordinances Chapter Fourteen Floodplain Management - (Commission Districts 1, 2, 3 and 4)

Attachments: [Commission Agenda Memo 23-1137](#)

[Exhibit 1 - Ordinance](#)

ORDINANCE SECOND READING

- OSR-1** [23-1106](#) Second Reading - Ordinance Establishing the Bahia Mar Community Development District and Authorizing the City Manager to Execute All Necessary and Incidental Instruments - (Commission District 2)

Attachments: [Commission Agenda Memo 23-1106](#)

[Exhibit 1 - Petition to Establish Bahia Mar Community Development District](#)

[Exhibit 2 - Proposed Ordinance Establishing Community Development District](#)

ADJOURNMENT