



City Hall Commission Chambers
3650 NE 12 Avenue
Oakland Park, Florida 33334

DRAFT MINUTES
CITY COMMISSION MEETING
SEPTEMBER 8, 2021, 6:30 P.M.

The regular meeting of the City Commission of the City of Oakland Park, Florida was called to order at 6:30 p.m. by Mayor Bolin.

Mayor Bolin stated due to COVID continued precautionary safety measures in place and access to city facilities is limited to ensure social distancing. The opportunity for public participation has been provided by email or by calling the City Clerk's office. Public comments received were read into the record during that portion of the agenda.

NOTE: A CRA MEETING was held prior to Public Comments
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<u>ROLL CALL</u>

Present:

Mayor Jane Bolin
Vice Mayor Michael Carn
Commissioner Aisha Gordon*
Commissioner Mitch Rosenwald

Also Present:

City Manager David Hebert
City Attorney D J Doody
City Clerk Renee M. Shrout

* Attended remotely

Absent:

Commissioner Matthew Sparks

<u>INVOCATION AND PLEDGE OF ALLEGIANCE</u>

A moment of silence, dedicated to an employee suffering from Covid-19 was followed by the Pledge of Allegiance led by Oakland Park 5th graders Jade Rodriguez and Rodney Fleurinor.

PROCLAMATIONS

Remembrance Day - September 11

Vice Mayor Carn moved to publish the proclamation. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

City Clerk Shrout read the proclamation and Mayor Bolin presented the proclamation to Fire Chief Stephen Krivjanik and BSO Captain Tammy McNeal.

Prospect Gardens Neighborhood Day

Vice Mayor Carn moved to publish the proclamation. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

City Clerk Shrout read the proclamation and stated it would be provided to Robert Rutherford, President of Prospect Gardens Neighborhood Association.

Hispanic Heritage Month

Commissioner Rosenwald moved to publish the proclamation. Commissioner Gordon seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

City Clerk Shrout read the proclamation and stated it would be provided to Hispanic Unity of Florida President Josie Bacallao.

ADDITIONS / CHANGES / DELETIONS

- Vice Mayor Carn pulled Items 14, 15, 16, 17, 18, and 20 from the Consent Agenda, to be discussed during Resolutions and Miscellaneous.
- Commissioner Rosenwald pulled Item 13, from the Consent Agenda.
- Mayor Bolin removed Item 26 from the Agenda.
- City Manager Hebert removed public hearing Items 2 and 3 from the Agenda at the request of the applicant. He also requested Item 5, Case #CD21-03RZ "North Andrews Gardens Recreation Center - Rezoning" precede Item 4, and added a volunteer presentation to follow the 8:30 break.

Commissioner Rosenwald moved to approve the amended agenda. Vice Mayor Carn seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

BUDGET PUBLIC HEARINGS

<u>1 Adoption of the Tentative, FY22 Millage Rate and Operating Budget. Advertising for this public hearing appeared on the TRIM notice.</u>

Andrew Thompson, Director of Financial Services, provided staff's presentation which included a proposed decrease to the operating millage from 5.8910 to 5.8890, the lowest rate in 10 years. The debt service millage rate would be 0.5198. The recommended Fire Assessment would increase from \$199 per residential unit to \$251 and now include new exemptions for low-income seniors and the disabled; the stormwater assessment would remain the same at \$84 per unit; and the solid waste assessment would increase from \$235 to \$255. The General Fund reserves would be maintained at 20%.

Mr. Thompson noted the proposed citywide budget of \$127,939,483 was the city's largest budget in history and was comprised of the following breakdown: Debt Service Fund \$3.9 million; Special Revenue Fund \$695 thousand; Enterprise Fund \$34 million; General Fund CIP \$26 million; and the General Fund \$63 million.

The General Fund was increased this year to include prior year deferment of restoration and maintenance and other elements due to Coronavirus. Fire Assessment and Property Taxes make up 46% of the General Fund revenue and Public Safety comprises 52% of the General Fund expenses.

The Enterprise Funds consisting of Solid Waste, Water/Sewer, and Stormwater and make up 27% of the budget. Based on the findings from the 2017 Solid Waste Study, Solid Waste assessment rate would increase from \$235 to \$255. The new rate is still lower than the 2012 rate of \$300 and the County's average rate of \$313. Commercial rates would increase by 5%. Funding for an updated rate study in FY 22 is included. The city is currently negotiating successor water and waste water agreement with the city of Fort Lauderdale. The city water rates would increase 2% and sewer rates would increase 6%. The Stormwater fund rate remains the same at \$84 per ERU. A stormwater master plan was awarded in February 2020 which will provide further direction for the fund.

Based on the commission's strategic plan, the citywide 2022 business plan expenditures of \$7.38 million was created incorporating 150 different initiatives.

The City's CIP has increased from \$3.8 million in 2020 to \$27.4 million for this current budget. The city's facilities bond program makes up 64% of the budget at \$17.5 million. Out of the \$27.4 million, 33% or \$8.9 million is funded by grants, surtax, and other agency funding.

Mr. Thompson briefly recapped what was presented and reviewed the TRIM impact on median single-family homes. The proposed operating millage rate is 6.45% above the rolled back rate of 5.5323. The distribution of property tax for every dollar consist of: 9% to Special Taxing Districts; 32% to Broward School Board; 28% to Broward County Commission; 31% to City of Oakland Park.

Mr. Thompson announced that there would be a special City Commission meeting 6:00 p.m. September 13th to adopt the final Fire, Stormwater and Solid Waste assessments. Final millage and budget hearings would be held September 22nd at 6:30 p.m.

Public Hearing - Tentative Millage Rate was held as advertised. There were no comments.

Commissioner Rosenwald moved to set the tentative millage rate of 5.8890 for FY2022. Vice Mayor Carn seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

City Attorney Doody announced the operating millage rate was greater than the rollback rate of 5.5323, representing a 6.45% increase. The next hearing would be on September 22nd at 6:30 p.m. in City Hall Chambers, when the City Commission would consider adoption of the 2021-2022 fiscal year millage rate.

Vice Mayor Carn moved to adopt the FY22 Tentative Millage rate resolution. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-100

A) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, ADOPTING A TENTATIVE MILLAGE RATE OF 5.8890 FOR THE CITY'S GENERAL OPERATING FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2021 AND ENDING SEPTEMBER 30, 2022; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Hearing – Tentative Budget was held as advertised. There were no comments.

Vice Mayor Carn moved to adopt the FY22 Tentative Budget resolution. Commissioner Gordon seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-101

B) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, ADOPTING A TENTATIVE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2021

AND ENDING SEPTEMBER 30, 2022; DETERMINING AND FIXING THE AMOUNTS NECESSARY TO CARRY ON THE GOVERNMENT OF THE CITY FOR THE ENSUING YEAR; DETERMINING THE AMOUNT OF APPLICABLE FUNDS ON HAND; ESTIMATING RECEIPTS AND EXPENDITURES FOR ALL FUNDS, EXHIBIT "A"; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

PUBLIC HEARINGS

QUASI-JUDICIAL HEARINGS

2. **Case # CD20-25CU – "Trulieve Conditional Use" An Application by Moonlite Properties, LLC (Owner) Requesting Conditional Use for a Medical Marijuana Treatment Center or Dispensing Facility at 301 West Oakland Park Boulevard. Advertising for this public hearing appeared in the Sun-Sentinel August 29, 2021.**

This item as removed from the agenda at the request of the applicant.

3. **Case #CD20-15DMUD "Central Park – Bonus Provision Program" - A Quasi-Judicial Public Hearing to consider the application by Smith Storage LLC requesting utilization of the Bonus Provision Program for a proposed mixed-use development to be located at 3301 N. Dixie Highway. Advertising for this public hearing appeared in the Sun-Sentinel August 29, 2029.**

This item as removed from the agenda at the request of the applicant.

PUBLIC HEARINGS: ORDINANCES ON SECOND READING

5. **Case #CD21-03RZ "North Andrews Gardens Recreation Center - Rezoning" - A Proposed Rezoning of a Site from RD-10, Duplex and Attached One-Family Dwelling District to CF, Community Facilities District for Construction of the Replacement of the North Andrews Gardens Recreation Center at 250 NE 56 Court. Advertising for this public hearing appeared in the Sun-Sentinel August 29, 2021.**

Peter Schwarz, Director of Engineering and Community Development, provided staff's presentation and recommended adoption of the ordinance.

Public Hearing was held as advertised. There were no comments.

Commissioner Gordon moved to adopt the ordinance on second reading. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The ordinance, as adopted, carried the following title:

ORDINANCE O-2021-012

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AN APPLICATION FOR REZONING FROM RD-10, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT TO CF, COMMUNITY FACILITIES DISTRICT FOR THE PROPERTY LOCATED AT 250 NE 56 COURT, AS MORE PARTICULARLY DESCRIBED HEREIN, AND CONTAINING 1.1 ACRES MORE OR LESS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; & PROVIDING FOR EFFECTIVE DATE.

QUASI-JUDICIAL HEARINGS

4. [Case #CD21-03RZ "North Andrews Gardens Recreation Center – Conditional Use" A quasi-judicial public hearing to Consider the City of Oakland Park's Application for Conditional Use for Construction of the Replacement of the North Andrews Gardens Recreation Center at 250 NE 56 Court. Advertising for this public hearing appeared in the Sun-Sentinel August 29, 2021.](#)

City Attorney Doody swore in witnesses.

Peter Schwarz, Director of Engineering and Community Development, provided staff's presentation recommending approval.

Public Hearing was held as advertised. There were no comments.

After discussion, Commissioner Rosenwald moved to approve the conditional use request. Vice Mayor Carn seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

PUBLIC HEARINGS: ORDINANCES ON FIRST READING

6. [Case #20-21T "Application Fee Schedule - Chapter 24" - An Ordinance to Amend the City of Oakland Park Code of Ordinances, Chapter 24, Land Development Code to Update Various Fee Requirements by Transferring and Adjusting the Required Fees From the Text of the Land Development Code to a Separate Schedule to be Adopted by Resolution. Advertising for this public hearing appeared in the Sun-Sentinel August 29, 2021.](#)

Peter Schwarz, Director of Engineering and Community Development, provided staff's presentation. He reported the Planning and Zoning Board voted unanimously to recommend approval.

Public Hearing was held as advertised. There were no comments.

Vice Mayor Carn moved to pass the ordinance on first reading. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The ordinance, as passed on first reading, carried the following title:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AMENDING CHAPTER 24; LAND DEVELOPMENT CODE, SPECIFICALLY ARTICLE IV; PLANNED DEVELOPMENT DISTRICTS, SECTIONS 24-50 & 24-56 AND ARTICLE XI-SIGNS, SECTION 24-153, TO UPDATE VARIOUS FEE REQUIREMENTS BY TRANSFERRING AND ADJUSTING THE REQUIRED FEES FROM THE TEXT OF THE LAND DEVELOPMENT CODE TO A SEPARATE SCHEDULE TO BE ADOPTED BY RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCES ON FIRST READING

<p><u>7. Case #20-21T "Application Fee Schedule - Chapter 7" To consider an ordinance to amend the City of Oakland Park Code of Ordinances, Chapter 7 - Licenses and Business Regulations to update various fee requirements by transferring and adjusting the required fees from the text of the Municipal Code to a separate schedule to be adopted by resolution.</u></p>

Peter Schwarz, Director of Engineering and Community Development, provided staff's presentation including items 7, 8, and 9.

After discussion, Commissioner Rosenwald moved to pass the ordinance on first reading. Vice Mayor Carn seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The ordinance, as passed on first reading, carried the following title:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AMENDING CHAPTER 7 - LICENSES AND BUSINESS REGULATIONS, SPECIFICALLY ARTICLE I. - IN GENERAL, SECTIONS 7-4, 7-9, & 7-11; ARTICLE II. - LICENSES, SECTIONS 7-22 & 7-27; ARTICLE III. - FIRE AND GOING-OUT-OF-BUSINESS SALES, DIVISION 2. PERMIT, SECTION 7-55; ARTICLE VI. - COIN-OPERATED DEVICES, SECTION 7-107; ARTICLE VII. - SECONDHAND DEALERS, SECTION 7-115; ARTICLE IX. - PSYCHIC CONSULTING, SECTION 7-122; AND ARTICLE X. - SEXUALLY ORIENTED BUSINESSES, SECTION 7-135 TO UPDATE VARIOUS FEE REQUIREMENTS BY TRANSFERRING AND ADJUSTING THE REQUIRED FEES FROM THE TEXT OF THE CODE OF ORDINANCES TO A SEPARATE SCHEDULE TO BE ADOPTED BY RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

8. Case #20-21T "Application Fee Schedule - Chapter 8" To consider an ordinance to amend the City of Oakland Park Code of Ordinances, Chapter 8 - Miscellaneous Offenses and Provisions to update various fee requirements by transferring and adjusting the required fees from the text of the Municipal Code to a separate schedule to be adopted by resolution.

Commissioner Rosenwald moved to pass the ordinance on first reading. Vice Mayor Carn seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The ordinance, as passed on first reading, carried the following title:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AMENDING CHAPTER 8 - MISCELLANEOUS OFFENSES AND PROVISIONS, SPECIFICALLY ARTICLE I. - IN GENERAL, SECTIONS 8-7 & 8-40 AND ARTICLE VII. - ABANDONED REAL AND PERSONAL PROPERTY REGULATIONS, SECTION 8-125 TO UPDATE VARIOUS FEE REQUIREMENTS BY TRANSFERRING AND ADJUSTING THE REQUIRED FEES FROM THE TEXT OF THE CODE OF ORDINANCES TO A SEPARATE SCHEDULE TO BE ADOPTED BY RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

9. Case #20-21T "Application Fee Schedule - Chapter 21" To consider an ordinance to amend the City of Oakland Park Code of Ordinances, Chapter 21 - Traffic to update various fee requirements by transferring and adjusting the required fees from the text of the Municipal Code to a separate schedule to be adopted by resolution.

Vice Mayor Carn moved to pass the ordinance on first reading. Commissioner Gordon seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The ordinance, as passed on first reading, carried the following title:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AMENDING CHAPTER 21 - TRAFFIC, SPECIFICALLY ARTICLE II. – STOPPING, STANDING AND PARKING, DIVISION I - GENERALLY, SECTION 21-46.2 FINES, PENALTIES, AND REMOVAL TO UPDATE VARIOUS FEE REQUIREMENTS BY TRANSFERRING AND ADJUSTING THE REQUIRED FEES FROM THE TEXT OF THE CODE OF ORDINANCES TO A SEPARATE SCHEDULE TO BE ADOPTED BY RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

10. Revision of Solid Waste Collection and Service Rates for FY 2022.

Andrew Thompson, Director of Financial Services, provided staff's presentation.

Commissioner Rosenwald moved to pass the ordinance on first reading. Vice Mayor Carn seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The ordinance, as passed on first reading, carried the following title:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND FLORIDA, AMENDING CHAPTER 13 ENTITLED "SOLID WASTE"; BY SPECIFICALLY AMENDING SECTION 13-10 ENTITLED "MANDATORY RESIDENTIAL SOLID WASTE COLLECTION SERVICE, FEES AND DEPOSITS THEREFOR", SECTION 13-11 ENTITLED "MANDATORY COMMERCIAL SOLID WASTE COLLECTION SERVICE, FEES AND DEPOSITS THEREFOR", AND SECTION 13-11.5 ENTITLED " SOLID WASTE COLLECTION SERVICE, ESTABLISHMENT AND DISCONTINUANCE OF SERVICE, INVOICING, AND DELINQUENCY" TO PROVIDE FOR AN INCREASE IN SOLID WASTE SERVICE RATES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

NOTE: The City Commission recessed at 8:17-8:38 p.m. for the CRA meeting.

NOTE: The Commission took a brief recess.

Mr. Schwarz introduced new staff members: Albert "Skip" Margerum, Community Enhancement Manager, and Lauren Pruss, Assistant Director of Community and Economic Development.

Mayor Bolin introduced a brief presentation of gratitude to the volunteers who assembled and delivered 500 hurricane supply kits to the City's vulnerable seniors.

11. PUBLIC COMMENTS

At this time any person will be allowed to speak on any matter that pertains to City business for a length of time not to exceed four minutes per person.

- Les Stevens - legal representative to property owner regarding Item 13, Code Lien Settlement noting the code issues predated his client's ownership of the property and requested the Commission approve the lien settlement recommendation.

City Clerk ShROUT read comments that had been submitted into the record:

- Cornell Gadson introduced himself as the President of Summer Lakes Single Family Homes HOA. He looked forward to working with the City.

CONSENT AGENDA

Vice Mayor Carn moved to approve the Consent Agenda, consisting of Items 12 and 19. Items 13-18 and 20 were pulled from the Consent Agenda under Additions/Changes/Deletions. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

12. Negotiated Lien Settlement – Code Case # 177334 with Vigliotti Enterprises Corp Inc. owner of the residential property at 4051 NE 16 Ave.

Approved on consent - negotiated settlement coordinated with the City Attorney's office and Orange Lien, LLC, in the amount \$8,825 less the 20% Orange Lien fee, is inclusive of all fees and hard costs. The total settlement offer is to be paid within sixty (60) days of the City Commission's approval. Failure to pay within the sixty (60) days would void the settlement.

(Item 13 was pulled from the Consent Agenda during Additions/Changes/Deletions)

13. Negotiated Lien Settlement - Code Case #'s 192158, 192191 with new owner of the property at 2901 West Oakland Park Boulevard.

(Item 14 was pulled from the Consent Agenda during Additions/Changes/Deletions)

14. Public Emergency Medical Transportation Supplemental Payment Program – Letter of Agreement

(Item 15 was pulled from the Consent Agenda during Additions/Changes/Deletions)

15. Legislative Lobbying Consultant Services Agreement

(Item 16 was pulled from the Consent Agenda during Additions/Changes/Deletions)

16. Contract Renewals for Electrical Maintenance, Repair, and Emergency Services

(Item 17 was pulled from the Consent Agenda during Additions/Changes/Deletions)

17. Resolution of Support for Grant Application Submission for the Florida Urban Community Farming Pilot Grant Program

(Item 18 was pulled from the Consent Agenda during Additions/Changes/Deletions)

18. Florida Voluntary Cleanup Tax Credits Sale and Assignment Agreement

19. First and final renewal of continuing services CCNA agreements for Engineering and Architectural services with various consulting firms.

Adopted on consent.

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-107

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING THE CONTINUING CONTRACT RENEWAL FOR AN ADDITIONAL TWO (2)

YEARS WITH VARIOUS CONSULTING FIRMS FOR ENGINEERING AND ARCHITECTURAL SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Item 20 was pulled from the Consent Agenda during Additions/Changes/Deletions)

20. Approval and execution of the Joint Participation Agreement between Broward County and the City of Oakland Park for the NW 21st Avenue Landscape and Irrigation Improvements Project from Oakland Park Boulevard to Prospect Road.

RESOLUTIONS AND MISCELLANEOUS

(Item 13 was pulled from the Consent Agenda.)

13. Negotiated Lien Settlement - Code Case #'s 192158, 192191 with new owner of the property at 2901 West Oakland Park Boulevard.

After discussion, Commissioner Rosenwald moved to approve staff's recommended lien settlement in the amount \$18,550 less the 20% Orange Lien fee. Vice Mayor Carn seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

(Item 14 was pulled from the Consent Agenda.)

14. Public Emergency Medical Transportation Supplemental Payment Program – Letter of Agreement

Commissioner Rosenwald moved to adopt the resolution. Commissioner Gordon seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-102

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE PUBLIC EMERGENCY MEDICAL TRANSPORTATION LETTER OF AGREEMENT BETWEEN THE CITY OF OAKLAND PARK AND THE STATE OF FLORIDA AGENCY FOR HEALTH CARE ADMINISTRATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

NOTE: Commissioner Gordon temporarily left the meeting at 9:16 PM.

(Item 15 was pulled from the Consent Agenda.)

15. Legislative Lobbying Consultant Services Agreement

Russ Klenet, the City's legislative lobbying consultant, discussed his history with the City and invited questions.

After discussion, Vice Mayor Carn moved to adopt the resolution. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Mayor Bolin

ABSENT: Commissioner Gordon, Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-103

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH RUSS KLENET AND ASSOCIATES EXTENDING THE CONTRACT THROUGH SEPTEMBER 30, 2022; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Item 16 was pulled from the Consent Agenda.)

16. Contract Renewals for Electrical Maintenance, Repair, and Emergency Services

Albert Carbon, Public Works Director, explained how they selected contractors for specific work details.

Commissioner Rosenwald moved to adopt the resolution. Vice Mayor Carn seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Mayor Bolin

ABSENT: Commissioner Gordon, Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-104

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPROVE THE FIRST TWO-YEAR RENEWAL OPTION WITH SIX (6) FIRMS FOR ELECTRICAL MAINTENANCE, REPAIR, AND EMERGENCY SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

NOTE - Commissioner Gordon returned to the meeting at 9:20 PM.

(Item 17 was pulled from the Consent Agenda.)

17. Resolution of Support for Grant Application Submission for the Florida Urban Community Farming Pilot Grant Program

City Manager Hebert described how the city was working with the community to enhance the park including a new community garden in Dr. Carter G. Woodson Park in the Harlem McBride neighborhood.

After discussion, Vice Mayor Carn moved to adopt the resolution. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-105

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AND SUBMIT THE APPLICATION AND ALL NECESSARY DOCUMENTS RELATED TO THE FLORIDA URBAN COMMUNITY FARMING PILOT GRANT PROGRAM AND APPROVING THE RECEIPT OF FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Item 18 was pulled from the Consent Agenda.)

18. Florida Voluntary Cleanup Tax Credits Sale and Assignment Agreement

City Manager Hebert stated the two lots on the corner of North Dixie Highway and Park Lane were polluted when the City acquired them and were subsequently identified as brownfield cleanup sites. The sites had been cleaned up and the tax credits the City received could be sold to private entities allowing the City to recoup a large portion of the costs for the cleanup. The City would hire a broker to conduct the blind transaction for the credits. Mr. Thompson stated the agreement the City Attorney's office and the broker had prepared included the representation that the Florida Scrutinized Companies list and conflict of interest standards would be adhered to.

Vice Mayor Carn moved to adopt the resolution. Commissioner Gordon seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-106

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO AN

AGREEMENT OF SALE AND ASSIGNMENT OF FLORIDA VOLUNTARY CLEANUP TAX CREDITS ISSUED TO THE CITY OF OAKLAND PARK; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

NOTE: Motion to Extend Meeting

Vice Mayor Carn moved to extend the meeting. Commissioner Gordon seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

(Item 20 was pulled from the Consent Agenda.)

20. Approval and execution of the Joint Participation Agreement between Broward County and the City of Oakland Park for the NW 21st Avenue Landscape and Irrigation Improvements Project from Oakland Park Boulevard to Prospect Road.

City Manager Hebert stated plantings would primarily include sod and shade trees.

Vice Mayor Carn moved to adopt the resolution. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-108

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE JOINT PARTICIPATION AGREEMENT BETWEEN THE CITY OF OAKLAND PARK AND BROWARD COUNTY FOR THE NW 21st AVENUE LANDSCAPE AND IRRIGATION IMPROVEMENTS PROJECT FROM OAKLAND PARK BOULEVARD TO COMMERCIAL BOULEVARD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

21. Heating, Ventilation and Air Conditioning (HVAC) Maintenance and Repair Contracts

Albert Carbon, Public Works Director, provided staff's presentation.

Commissioner Gordon moved to award the contract to Echo Air Conditioning Corp., Master Mechanical Services, Inc, and Advanced Air Systems as the most responsible, responsive bidders. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

Vice Mayor Carn moved to adopt the resolution. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-109

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, DETERMINING THAT ECHO AIR CONDITIONING CORP., MASTER MECHANICAL SERVICES, INC., AND ADVANCED AIR SYSTEMS ARE THE MOST RESPONSIVE AND MOST RESPONSIBLE BIDDERS FOR HEATING, VENTILATION AND AIR CONDITIONING (HVAC) MAINTENANCE AND REPAIR SERVICES; PROVIDING THAT THE PROPER CITY OFFICIALS ARE AUTHORIZED TO EXECUTE A CONTRACT FOR THE SERVICES IN WHICH IS ATTACHED AS EXHIBIT "A"; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

22. Civil Service Board Appointment - One (1) member

Vice Mayor Carn moved to reappoint Ed Stupi. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

Vice Mayor Carn moved to adopt the resolution. Commissioner Gordon seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-110

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA APPOINTING ONE (1) MEMBER TO SERVE ON THE CIVIL SERVICE BOARD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

23. Board of Adjustment Appointments - Five (5) members and One (1) Alternate Member A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPOINTING FIVE (5) MEMBERS AND ONE (1) ALTERNATE MEMBER TO SERVE ON THE BOARD OF ADJUSTMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Carn suggested Letitia Newbold for alternate and Commissioner Gordon agreed. Commissioner Rosenwald wanted Ms. Newbold to be appointed as a full member. City Clerk Shrout suggested bringing this item back when the entire Commission was present.

Commissioner Rosenwald moved to table Item 23 to the next meeting. Vice Mayor Carn seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

<u>24. American Rescue Plan Act Funding Agreement</u>
--

Andrew Thompson, Director of Financial Services, provided staff's presentation noting the city has been allocated \$22.6 million, provided in two payments. Funds can be utilized in four broad categories for costs incurred from 3/3/21 to 12/31/24 under the Federal framework.

After discussion, Commissioner Rosenwald moved to adopt the resolution. Commissioner Gordon seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2021-112

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMERICAN RESCUE PLAN ACT CORONAVIRUS LOCAL FISCAL RECOVERY FUND AGREEMENT AND ANY RELATED AGREEMENTS AND DOCUMENTS NECESSARY TO RECEIVE AND ADMINISTER SAID FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

<u>25. Forest Park Apartments</u>
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City Manager Hebert stated this was in relation to the apartment complex's outstanding water account. After several unsuccessful attempts to negotiate, City Attorney Doody requested approval to seek delinquent funds via a lawsuit for utility services for an apartment complex located at 2829 South Oakland Park Forest Drive owned by a corporate entity.

Vice Mayor Carn moved to recommend the City follow City Attorney Doody's recommendation to file suit. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

YES: Commissioner Rosenwald, Vice Mayor Carn, Commissioner Gordon, Mayor Bolin

ABSENT: Commissioner Sparks

REQUESTED CITY COMMISSION DISCUSSION ITEMS

26. City Commission requested discussion item: Broward County Animal Care and Adoption Report - Mayor Bolin
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This item was removed from the agenda.

27. <u>REPORTS FROM THE CITY COMMISSION</u>
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Commissioner Gordon commented as follows:

- 1) Congratulated all the proclamation recipients and thanked all the presenters.
- 2) Glad to hear that the NW 21st Avenue landscape improvements were on the way.
- 3) Congratulated the Project O owners and developers and stated she had attended the groundbreaking.
- 4) Congratulated and welcomed new staff members.

Commissioner Rosenwald commented as follows:

- 1) Extended support to the City employee who was currently hospitalized.
- 2) Thanked volunteers for providing the hurricane kits.
- 3) Represented the City at the Florida League of Cities meeting and learned about resources for the American Rescue funds. There had been discussion about holding regular meetings with community leaders.
- 4) Recognized the new Summer Lakes HOA. He stated the County was considering guardrails for the 44th Street and 31st Avenue intersection.
- 5) Wanted to remind the Commission that they had agreed they wished to protect the Greenleaf Park parcel during redevelopment of the City Hall four-acre parcel.
- 6) Received multiple safety complaints regarding NW 21st Avenue. Mr. Carbon was setting up a call between FDOT and Broward County that residents would be invited to attend.
- 7) Reported he had attended the Harlem McBride HOA meeting in August
- 8) Stated after the Surfside condo collapse, he had discussed high-rise safety reviews with City Manager Hebert. There were three high-rises in the City that were not being reviewed this year, but Brynt Johnson, Director of Engineering and Construction Management, had indicated he receives annual lists from the County.
- 9) Thanked City Manager Hebert's office for staff's incredible responsiveness.

Vice Mayor Carn commented as follows:

- 1) Congratulated the Project O team for the nice groundbreaking event and thanked staff for their phenomenal efforts.
- 2) Offered condolences to George Griffin's family who recently lost his younger brother Charles.
- 3) Thanked Mr. Bruce Garrison and all the dedicated volunteers who provided hurricane kits to Lakeside octogenarians.
- 4) Received a thank you from someone outside the City for opening the Covid POD.
- 5) Congratulated Prospect Gardens for the Neighborhood Day proclamation.
- 6) At the upcoming MPO meeting, he stated he would bring up learning street enchantment ideas around Lloyd Estates Elementary School and the 44th Street design – neighbors don't want roundabouts.
- 7) Requested if the City Manager could provide an update on the West Oakland Park landscaping project. City Manager Hebert reported the money had been approved and accepted and construction was imminent.

- 8) Wanted to change the speed limit on 21st Avenue to 35 mph instead of 40. He stated the bike lanes needed to be marked there, particularly on the bridge. He thanked Mr. Carbon for his work with the County regarding 21st Avenue and 44th Street.

Mayor Bolin commented as follows:

- 1) Thanked staff and welcomed new staff members. She sent her thoughts and prayers to the City employee who was hospitalized.
- 2) Stated it had been an honor to represent the City at the National Association of Realtors' Mayors' Breakfast.
- 3) Announced she would be attending the Covid mayors' call on September 14.
- 4) Stated she was on the Broward Structural Condo Committee, which would vote on recommendations September 14. She stated the Building Department had already provided inspection timeframes to the high-rise associations regarding how to comply. She thought State-level changes were needed.
- 5) Welcomed the new Summer Lakes HOA.
- 6) Very pleased with the City's agreement with the County. She felt they should encourage residents to reach out to County Commissioner, Lamar Fisher and Dale Holness, regarding NW 21st Avenue and NW 44 Street.
- 7) After last School Board member addressed the City Commission, she exchanged emails with her about enhancements and the ability for the community to use school parks.
- 8) Thanked Vice Mayor Carn for taking the lead on the Project O grand opening.

<u>REPORTS FROM THE CITY MANAGER</u>

City Manager Hebert remarked on increasing construction costs and how this would affect their facilities plans. He reported the O Project grand opening had been wonderful, and despite construction costs noted that development was "going through the roof." He explained the Building Department are struggling with keeping up with the number of permits to be processed, which may cause delays.

City Manager Hebert recalled, after consulting with the Commission, he suspended City events in August due to the COVID situation for the foreseeable future.

He reported to have reached out to the Department of Health to support reopening the POD to administer vaccine booster shots and hoped they would begin by the end of the month. Led by Dr. Cunha and Fire Chief Krivjanik, the booster shots would only be available to those who had received their initial vaccination at the POD.

City Manager Hebert reported they were currently seeking responsible partners, via the RFQ until September 14th the downtown development ideas created by Zyscovich. The City Commission would make the final determination and will continue to be updated as the process progresses.

He noted that the City has not yet been determined to be a stop on the train, only been recommended by the County and FDOT team. We must continue to encourage the public to

write letters of support regarding the train station. Sample letters are available on the City's website.

28. Quarterly Financial Reports for the Quarter Ended June 30, 2021

29. Volunteer Report FY 2021 - 3rd Quarter

REPORTS FROM THE CITY ATTORNEY

30 City Attorney Report for September 8, 2021

ADJOURN

The meeting was adjourned at: 11:00 PM.

CITY OF OAKLAND PARK, FLORIDA

JANE BOLIN, MAYOR

ATTEST:

RENEE M. SHROUT, CMC, CITY CLERK