



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

DRAFT MINUTES
CITY COMMISSION MEETING
MAY 18, 2022, 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 Carn.

Due to continued safety concerns, measures were in place to promote social distancing. The opportunity of public participation virtually has been provided by email or by calling the City Clerk's office. Public comments received were read into record during that portion of the agenda.

ROLL CALL

Present:

Mayor Michael Carn

Vice Mayor Aisha Gordon

Commissioner Mitch Rosenwald

Commissioner Jane Bolin (arrived 6:44 pm remotely)

Also Present:

City Manager David Hebert

City Attorney D J Doody

City Clerk Renee M. Shrout

Absent:

Commissioner Matthew Sparks

INVOCATION

Commission members expressed personal remembrances followed by a moment of silence.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Fire Chief Stephen Krivjanik.

PROCLAMATIONS

<u>Memorial Day - May 30th</u>

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

YES: Vice Mayor Gordon, Commissioner Rosenwald, Mayor Carn

ABSENT: Commissioner Sparks, Commissioner Bolin

City Clerk Shrout read the proclamation which was presented to American Legion Post 222's former Commander Eugene Andresen.

National Kids to Parks Day - May 21, 2022

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

YES: Vice Mayor Gordon, Commissioner Rosenwald, Mayor Carn

ABSENT: Commissioner Sparks, Commissioner Bolin

City Clerk ShROUT read the proclamation which was presented to Steve Mattair, Recreation Manager.

NOTE: Commissioner Bolin arrived at 6:44 p.m.

Emergency Medical Services Week - May 15-21, 2022

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

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

ABSENT: Commissioner Sparks

City Clerk ShROUT read the proclamation which was presented to Fire Chief Stephen Krivjanik.

American Public Works Association Week - May 15-21, 2022

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

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

ABSENT: Commissioner Sparks

City Clerk ShROUT read the proclamation which was presented to Albert Carbon, Public Works Director.

ADDITIONS / CHANGES / DELETIONS

- Mayor Carn pulled Items 12, Broward County Additional Local Option Gas Tax and 13, Broward County Fifth Cent Additional Local Option Gas Tax from the Consent Agenda, to be discussed under Resolutions and Miscellaneous.
- City Manager Hebert added the supplemental agenda which reversed the order of Items 3, Case #CD20-15CPTRZ "OP3D Rezoning" and 4, (OP3D) Land Development Code Text Amendment", he removed the Stormwater Master Plan and Rate Study presentation to allow staff more time for review as pulled Item 1, Agreement for the Purchase and Assignment of Promissory from the agenda for additional review.

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

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

ABSENT: Commissioner Sparks

PRESENTATIONS

<u>* City Facilities Update</u>
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Brynt Johnson, Director of Engineering and Building Services and Sierra Marrero, Assistant Director of Engineering and Building Services provided staff's presentation.

Mr. Johnson reviewed the new building renderings, bond implementations goals and budget. The current estimated cost for all projects totals \$67,176,409; creating a budget deficit of \$16,764,175. The major challenges are: escalation of material prices; labor cost escalations; gas and petroleum increases; material shortages/extended lead times; unforeseen conditions – environmental contamination and soil condition; and FEMA flood elevation changes. He stated the next steps would be: phasing the projects; analyze alternative materials/construction methods; delaying projects; public private partnership options; explore additional grant opportunities. Current pending grant applications total \$8,354,690.

Ms. Marrero updated the following bond projects:

- Municipal Building
 - Status: Construction Completed
 - Cost: \$1,369,547
 - Total Grants: \$546,751
 - Next Step: Grant reimbursement
- Fire Station 9
 - Status: Permit submitted and under review
 - Original Estimate: \$8,113,498
 - Estimated Construction Cost: \$12,807,936
 - Total Awarded Grants: \$2,500,000
 - Next Steps: Permit approval and preparation of Guaranteed Maximum Price (GMP)
- North Andrew Gardens
 - Status: 100% Design submitted; permit submitted and under review
 - Original Estimate: \$2,674,602
 - Estimated Construction Cost: \$5,338,534
 - Total Awarded Grants: \$250,000
 - Next Step: GMP
- Fire Station 87 Phase 1
 - Status: Phase 1 100% submitted design
 - Original Estimate including phase 2: \$2,524,199
 - Estimated Construction Cost: \$1,717,018
 - Total Awarded Grants: \$833,744
 - Next Steps: GMP and coordinate grant schedules
- Fire Station 87 Phase 2
 - Status: 30% design underway
 - Original Estimate including phase 1: \$2,524,199
 - Estimated Construction Cost: \$3-\$4 Million

- Next Step: 30% design submittal
- City Park Phase 1
 - Status: Construction underway
 - Original Estimated Cost including phase 2: \$9,205,132
 - Construction Cost: \$5,984,174
 - Total Awarded Grants: \$20,000
 - Next Step: construction completion
- City Park Phase 2
 - Status: 30% design underway
 - Original Estimated Cost including phase 1: \$9,205,132
 - Estimated Construction Cost: \$28,091,143
 - Next Steps: 30% design submission and grant applications
- Fire Station 20
 - Status: 30% interior build-out design received
 - Original Estimate: \$4,807,998 based on renovations of existing station
 - Estimated Construction Cost: \$2,565,00
 - Next Steps: 60% interior buildout design
 - Note: project pending litigation

Ms. Marrero concluded the presentation with the Facilities update on other projects:

- Public Works Facility
 - Status: 100% design submittal received. Permit submitted and under review
 - Original Estimate: \$4,079,500
 - Estimated Construction Cost: \$27,975,188
 - Total Awarded Grants: \$1,000,00 and ARPA \$11,500,00
 - Next Steps: Permit approval and GMP
- Oakland Park Sky
 - Status: Spatial planning underway; permit application submitted
 - Estimated Cost: to be determined
 - Next Steps: design City Hall space and build out city hall space
- Park Place
 - Status: Building remediation construction completed; parking lot completed
 - Total construction remediation cost: \$463,422
 - Total construction parking lot cost: \$498,404
 - Total Awarded Grants: \$347,898
 - Next Steps; Prepare for Public Works to occupy building until Public Works Facility is completed.

City Manager Hebert explained they were considering bifurcating phase 2, the north side of the park, to add the amenities now while they continued to monitor construction costs.

Commissioner Bolin inquired about the order/priorities of projects. City Manager Hebert discussed their prioritization strategy.

Commissioner Rosenwald inquired if there was any deadline for the bond-related projects and City Manager Hebert stated generally no, because they had floated all bond funds.

Mayor Carn suggested philanthropy efforts be explored.

*** Stormwater Master Plan and Rate Study**

This presentation was deferred to a future meeting.

*** Hurricane 2022 Update**

Fire Chief Krivjanik shared information on special needs shelters and the vulnerable residents list. He encouraged those with Special Needs to call 954-537-2888 to register now.

Mayor Carn inquired about residents who lived alone and Chief Krivjanik stated they distribute a "Vile of Life" at events that residents fill with their critical information and place it in the refrigerator with tag on the door for first responders to find in case of an emergency.

PUBLIC HEARINGS: ORDINANCES ON SECOND READING

Item 1 was deferred to the June 1 meeting.

1. **Agreement for the Purchase and Assignment of Promissory Note Related to Property Located at 880 West Prospect Road. Advertising for this public hearing appeared in the Sun-Sentinel May 8, 2022.** AN ORDINANCE OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THAT CERTAIN AGREEMENT FOR THE PURCHASE AND ASSIGNMENT OF PROMISSORY NOTE, FIRST MORTGAGE, CONSTRUCTION AGREEMENT, AND ALL ASSOCIATED LOAN DOCUMENTS FOR \$900,000.00 FROM NEXPOINT STORAGE PARTNERS OPERATING COMPANY, LLC F/K/A JERNIGAN CAPITAL OPERATING COMPANY, LLC ASSOCIATED WITH THE PROPERTY LOCATED AT 880 WEST PROSPECT ROAD, OAKLAND PARK, FLORIDA; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

2. **Case #CD20-15CPT "OP3D Land Use Plan Amendment" An Amendment to the City of Oakland Park Comprehensive Plan Text and Future Land Use Map for the Property Generally Bound by NE 41 Street (extended), on the East by NE 12 Terrace and NE 13 Avenue, on the South by the North Fork of the Middle River (Excluding the Pointe of Middle River Development), and on the West by NE 6 Avenue (south of Oakland Park Boulevard) and Along the West Parcel Lines of Certain Parcels Approximately 150 feet west of NE 10 Avenue (north of Oakland Park Boulevard). Advertising for this Public Hearing appeared in the Sun-Sentinel May 8, 2022.**

Lauren Pruss, Assistant Director of Economic and Community Development provided staff's presentation.

Public Hearing was held as advertised.

- Carrie Connely, 2825 NE 10th Avenue, Wilton Manors 46 year resident and concerned about: a possible increase in noise levels: environmental issues, specifically the protected mangroves, privacy issues, and a decrease in resale values with potential buildout.

Ms. Pruss confirmed Mangroves would be protected per state law as well as our tidal barrier ordinance proposes language to encourage the preservation of natural features over the establishment of engineered barriers.

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

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

ABSENT: Commissioner Sparks

The ordinance, as adopted on second reading, carried the following title;

ORDINANCE O-2022-009

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, ADOPTING A LAND USE PLAN AMENDMENT TO THE CITY OF OAKLAND PARK COMPREHENSIVE PLAN IN ACCORDANCE WITH CHAPTER 163, FLORIDA STATUTES, SPECIFICALLY SECTION 163.3184, FLORIDA STATUTES, AMENDING THE PERMITTED USES THRESHOLDS WITHIN THE LOCAL ACTIVITY CENTER (LAC) AND AMENDING THE FUTURE LAND USE MAP DESIGNATION FOR THE PROPERTY CONSISTING OF APPROXIMATELY 234.5+/- GROSS ACRES IN SIZE, BOUND ON THE NORTH BY NE 43 STREET AND NE 41 STREET (EXTENDED), ON THE EAST BY NE 12 TERRACE AND NE 13 AVENUE, ON THE SOUTH BY THE NORTH FORK OF THE MIDDLE RIVER (EXCLUDING THE POINTE OF MIDDLE RIVER DEVELOPMENT), AND ON THE WEST BY NE 6 AVENUE (SOUTH OF OAKLAND PARK BOULEVARD) AND ALONG THE WEST PARCEL LINES OF CERTAIN PARCELS APPROXIMATELY 1-2 LOTS DEEP ALONG THE WEST SIDE OF NE 10 AVENUE (NORTH OF OAKLAND PARK BOULEVARD) (PROPERTY) AS SHOWN IN EXHIBIT "A"; TO CHANGE FROM "LOCAL ACTIVITY CENTER," "LOW DENSITY RESIDENTIAL," "MEDIUM DENSITY RESIDENTIAL," "MEDIUM HIGH DENSITY RESIDENTIAL," "COMMERCIAL," AND "INDUSTRIAL" TO "LOCAL ACTIVITY CENTER;" PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

PUBLIC HEARINGS: ORDINANCES ON FIRST READING

Item 4 was moved to item 3 during Additions/Changes/Deletions.

<p><u>4.(3) (OP3D) Land Development Code Text Amendment" - Amending the City of Oakland Park Land Development Code Providing Regulations for the Downtown Areas of Oakland Park by Updating Chapter 24, Article XX "Oakland Park Downtown Development District (OP3D) Regulations," Sections 24-254 through 24-284, to Provide New Regulations for Permitted, Prohibited, and Conditional Uses; the Addition of a new Middle River Sub-area; Updates to the Bonus Provision Program Requirements; and Other Updates for the Area Pertaining to Properties Within the Expanded Oakland Park Activity Center Future Land Use Designation. Advertising for this public hearing appeared in the Sun-Sentinel May 8, 2022.</u></p>
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Lauren Pruss, Assistant Director of Economic and Community Development provided staff's presentation.

Public Hearing was held as advertised.

- Gloria Weatherington, 1260 NE 38th Street, requested flexibility for parking for existing buildings.
- Katherine Peterson, 1001 NE 28th Drive, Wilton Manors, discussed environmental concerns, specifically regarding maintaining existing trees and native landscaping and preserving the natural riverscape. She was also concerned about the expiration of the affordable housing requirement and recommended the notices be in multiple languages.

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

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

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 THE CITY'S LAND DEVELOPMENT CODE BY PROVIDING REGULATIONS FOR THE DOWNTOWN AREAS OF OAKLAND PARK BY SPECIFICALLY AMENDING ARTICLE XX "OAKLAND PARK DOWNTOWN DEVELOPMENT DISTRICT (OP3D)" SECTIONS 24-254 THROUGH 24-284, IN ITS ENTIRETY BY SPECIFICALLY AMENDING THE PERMITTED, CONDITIONAL, AND PROHIBITED USES WITHIN THE OP3D DISTRICT; BY SPECIFICALLY AMENDING DESIGN REQUIREMENTS WITHIN THE OP3D DISTRICT; BY SPECIFICALLY AMENDING THE BONUS PROVISION PROGRAM BY CREATING ADDITIONAL STANDARDS FOR FLOOR AREA RATIO AND DENSITY; SPECIFICALLY CREATING PARKING RESTRICTION PROVISIONS TO INCLUDE VALET AND MECHANICAL PARKING FACILITIES, OUTDOOR BUSINESS ACTIVITY, AND PARKING AT EXISTING BUILDINGS; BY RESTRICTING SUBDIVISION OF CERTAIN LOTS; AND TO CREATE THE MIDDLE RIVER SUB-AREA AND ITS BOUNDARIES AND TO INCLUDE PERMITTED USES, HEIGHT, FAR, DENSITY, RESIDENTIAL UNIT AREA, SETBACKS, MINIMUM OPEN SPACE, AND PARKING RESTRICTIONS WITHIN THE SUB-AREA AS WELL AS

DESIGN REQUIREMENTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

NOTE: The Commission took a brief recess.

Item 3 was moved to item 4 during Additions/Changes/Deletions.

3 (4) Case #CD20-15CPTRZ "OP3D Rezoning" - An Area Bound on the North by NE 43 Street, on the East by Dixie Highway, on the South by NE 42 Street, on the West by the West Parcel Lines of Certain Parcels Along the West Side of Dixie Highway Between NE 42 Street and NE 43 Street; An Area Bound on the North by NE 42 Street (Extended), on the East by NE 12 Terrace, on the South by NE 40 Place (Extended), and on the West by the Florida East Coast Railway; an Area Bound on the North by Oakland Park Boulevard, on the East by NE 13 Avenue, on the South by the North Fork of the Middle River Shoreline to the South End of NE 12 Terrace and then Extending Due West of that Point to the Florida East Coast Railway and Continuing South along the Railway to the North Fork of the Middle River Shoreline and Continuing Along that Shoreline to NE 6 Avenue, and on the West by NE 6 Avenue; and an Area Generally Bound on the North by a Line Running Generally Northwest from the Corner of NE 10 Avenue and NE 40 Court to the Center of the Block; on the East by NE 10 Avenue, on the South by Oakland Park Blvd, and on the West by the West Parcel Lines of Certain Parcels Approximately 1-2 Lots Deep Along the West Side of NE 10 Avenue Between Oakland Park Boulevard and NE 42 Street (Property), to Change the Current Zoning Designations from B-1, Community Business; B-2, General Business; B-3 Commercial - Industrial; I-1, Light Industrial; OS, Open Space; R-1, Single Family Residential; RM-16, Multifamily Residential; and RM-25, Multifamily Residential to the Oakland Park Downtown Development District (OP3D) and its Sub Areas. Advertising for this public hearing appeared in the Sun-Sentinel May 8, 2022.

Lauren Pruss, Assistant Director of Economic and Community Development provided staff's presentation.

Public Hearing was held as advertised.

- Katherine Peterson, 1001 NE 28th Drive, Wilton Manors, stated concern about the setbacks that would be allowed, noting the five-story building height. She recommended notices be posted in multiple languages. She discussed the 15-year limit for the affordable housing. She invited the commission to come visit the river and noted this was one of the few remaining natural riverbanks on the Middle River and it would break the eco system if it were lost.

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

- Dr. Zannins, 1025 NE 25th Drive, Wilton Manors, two doors down from the U-Haul, along with 15 neighbors are very concerned with any disruption to the natural shoreline noting development would threaten this unique space admired by many boaters and kayakers. Many animal species need this environment to thrive. He inquired if an environmental impact study had been conducted.

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

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

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, REZONING THE PROPERTY CONSISTING OF APPROXIMATELY 86.3+/- GROSS ACRES IN SIZE, GENERALLY CONSISTING OF THE FOLLOWING: AN AREA BOUND ON THE NORTH BY NE 42 STREET, ON THE EAST BY N DIXIE HIGHWAY, ON THE SOUTH BY NE 42 STREET, ON THE WEST BY THE WEST PARCEL LINES OF CERTAIN PARCELS ALONG THE WEST SIDE OF N DIXIE HWY BETWEEN NE 42 STREET AND NE 43 STREET; AN AREA BOUND ON THE NORTH BY 42 STREET (EXTENDED), ON THE EAST BY NE 12 TERRACE, ON THE SOUTH BY NE 40 PLACE (EXTENDED), AND ON THE WEST BY THE FLORIDA EAST COAST RAILWAY; AN AREA BOUND ON THE NORTH BY E OAKLAND PARK BLVD, ON THE EAST BY NE 13 AVENUE, ON THE SOUTH BY THE NORTH FORK OF THE MIDDLE RIVER SHORELINE TO THE SOUTH END OF NE 12 TERRACE AND THEN EXTENDING DUE WEST OF THAT POINT TO THE FLORIDA EAST COAST RAILWAY AND CONTINUING SOUTH ALONG THE RAILWAY TO THE NORTH FORK OF THE MIDDLE RIVER SHORELINE AND CONTINUING ALONG THAT SHORELINE TO NE 6 AVENUE, AND ON THE WEST BY NE 6 AVENUE; AND AN AREA GENERALLY BOUND ON THE NORTH BY A LINE RUNNING GENERALLY NORTHWEST FROM THE CORNER OF NE 10 AVENUE AND NE 40 COURT TO THE CENTER OF THE BLOCK; ON THE EAST BY NE 10 AVENUE, ON THE SOUTH BY E OAKLAND PARK BLVD, AND ON THE WEST BY THE WEST PARCEL LINES OF CERTAIN PARCELS APPROXIMATELY 1-2 LOTS DEEP ALONG THE WEST SIDE OF NE 10 AVENUE BETWEEN E OAKLAND PARK BLVD AND NE 42 STREET (PROPERTY) FROM B-1, COMMUNITY BUSINESS; B-2, GENERAL BUSINESS; B-3 COMMERCIAL - INDUSTRIAL; I-1, LIGHT INDUSTRIAL; OS, OPEN SPACE; R-1, SINGLE FAMILY RESIDENTIAL; RM-16, MULTIFAMILY RESIDENTIAL; AND RM-25, MULTIFAMILY RESIDENTIAL TO OAKLAND PARK DOWNTOWN DEVELOPMENT DISTRICT AND ITS SUB-AREAS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

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

ABSENT: Commissioner Sparks

Commissioner Rosenwald moved to amend the agenda to hear Item 8, Public Comments before Item 5. Vice Mayor Gordon seconded the motion, which prevailed by the following vote:

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

ABSENT: Commissioner Sparks

8. 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.

- Malcom Black, 2991 NW 24th Avenue, President of the Lakeside HOA, extended condolences to parts of the country and world experiencing deadly strife; He thanked the City for maintaining the zoning code in Lakeside community; He explained that the Urban League was petitioning to change the zoning in this area to allow construction of multi-family units. They are concerned with proposal to increase acreage of proposed development. He also pointed out that a number of people commenting and promoting the Urban League project did not live in the area.

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

- Gary Carlin, 4411 NE 18th Avenue, provided marketing suggestions for Main Street: Advertise the city's free parking on social media and improve signage to make traffic flow easier to follow.

ORDINANCES ON FIRST READING

5. Case #CD22-011T Text Amendment to Chapter 7 - "Vacation Rentals" - An Ordinance specifically amending Section 7-154 "Vacation Rentals" to Include New Language Related to Maximum Occupancy Limit Restrictions When Property is Owner Occupied.

Joe Diskin, Business Licensing Supervisor, provided staff's presentation.

Commissioner Rosenwald inquired if the "grandfather" clause could be removed so this would apply to new and existing vacation rentals. City Attorney Doody stated he would research and advise on second reading.

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

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

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 ARTICLE XII OF THE CITY'S CODE OF ORDINANCES ENTITLED "VACATION RENTALS" BY SPECIFICALLY AMENDING SECTION 7-154 TO PROVIDE MAXIMUM OCCUPANCY LIMIT RESTRICTIONS WHEN THE PROPERTY IS OWNER OCCUPIED; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

6. Case #CD22-10T Text Amendment to Chapter 8 - "Miscellaneous Offenses and Provisions" - An Ordinance Creating a New Section 8-139. - General Penalty: Continuing Violation Language to Include Language Now Found in Chapter 1 in a More Appropriate Section of the City Code.

Joe Diskin, Business Licensing Supervisor, provided staff's presentation.

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

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

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 THE CITY'S CODE OF ORDINANCES, BY SPECIFICALLY AMENDING CHAPTER 8 ENTITLED MISCELLANEOUS OFFENSES AND PROVISIONS; CREATING SECTION 8-139 ENTITLED "GENERAL PENALTY: CONTINUING VIOLATIONS" TO PROVIDE FOR THE ENFORCEMENT PROCEDURES AND PENALTIES RELATED TO VIOLATIONS, CONTINUING VIOLATIONS, UNCORRECTABLE VIOLATIONS, AND REPEAT VIOLATIONS OF THE CITY'S CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

7. Case #CD22-09T Text Amendment to Chapter 14 Seawalls and Docks - Consideration of an Ordinance amending Chapter 14, specifically Article I - In General, Amending Section 14-1, Titled Provision for Construction of Seawalls, to Add Definitions and Establish Minimum Elevations for Seawalls and Tidal Flood Barriers.

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

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

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

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 14 – SEAWALLS AND DOCKS, SPECIFICALLY ARTICLE I – IN GENERAL, AMENDING SECTION 14-1, TITLED "PROVISION FOR CONSTRUCTION OF SEAWALLS" TO ADD DEFINITIONS AND ESTABLISHING MINIMUM ELEVATIONS FOR SEAWALLS AND TIDAL FLOOD BARRIERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

CONSENT AGENDA

Commissioner Rosenwald moved to approve Consent Agenda, consisting of Items 9, 10 and 11. Items 12 and 13 were pulled during Additions/Changes/Deletions for discussion under Resolutions and Miscellaneous. Vice Mayor Gordon seconded the motion, which prevailed by the following vote:

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

ABSENT: Commissioner Sparks

9. Approval of Minutes - April 6, 2022

Approved on consent.

10. Amendment to Lobbying Services Agreement

Adopted on consent.

The resolution, as adopted, carried the following title:

RESOLUTION R-2022-064

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; PROVIDING FOR SUPPLEMENTAL LOBBYING SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

11. Granting of Permanent General Utility Easement For The purpose of Installing Conduit and Wiring Related to Electrical and Communications at the North Andrews Gardens Community Center property located at 250 NE 56th Court and Authorizing City Officials to Execute Future Agreements Related to the Installation of Underground Components.

Adopted on consent.

The resolution, as adopted, carried the following title:

RESOLUTION R-2022-065

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, GRANTING A PERMANENT GENERAL UTILITY EASEMENT FOR THE INSTALLATION OF UNDERGROUND CONDUIT AND WIRING AT THE NORTH ANDREWS GARDENS COMMUNITY CENTER PROPERTY LOCATED AT 250 NE 56TH COURT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Item 12 was pulled from the Consent Agenda during Additions/Changes/Deletions)

12. Broward County – Additional Local Option Gas Tax

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

13. Broward County – Fifth Cent Additional Local Option Gas Tax

RESOLUTIONS AND MISCELLANEOUS

<u>12. Broward County – Additional Local Option Gas Tax</u>
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Andrew Thompson, Chief Financial Officer, explained how this action ensured the City received its fair share of levied County gas tax restrictive revenue.

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

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

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2022-066

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE 2022 AMENDMENT TO THE INTERLOCAL AGREEMENT PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL THREE-CENT LOCAL OPTION GAS TAX ON MOTOR FUEL; A COPY OF THE AMENDMENT TO INTERLOCAL AGREEMENT IS ATTACHED HERETO AS EXHIBIT A; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

<u>13. Broward County – Fifth Cent Additional Local Option Gas Tax</u>

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

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

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2022-067

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE 2022 AMENDMENT TO THE INTERLOCAL AGREEMENT PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL FIFTH-CENT LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT; A COPY OF THE AMENDMENT TO INTERLOCAL AGREEMENT IS ATTACHED HERETO AS EXHIBIT A; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

<u>14. Award of Contract for Disaster Management and Financial Recovery Assistance Services</u>

Andrew Thompson, Chief Financial Officer provided staff's presentation.

Vice Mayor Gordon moved to accept staff's recommendation to find Whit O'Brien the most responsive, responsible bidder and award them the contract. Commissioner Rosenwald seconded the motion, which prevailed by the following vote:

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

ABSENT: Commissioner Sparks

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

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

ABSENT: Commissioner Sparks

The resolution, as adopted, carried the following title:

RESOLUTION R-2022-068

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, DETERMINING THAT WHIT O'BRIEN IS THE MOST RESPONSIVE AND MOST RESPONSIBLE BIDDER FOR DISASTER MANAGEMENT AND FINANCIAL RECOVERY ASSISTANCE SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

<u>15. REPORTS FROM THE CITY COMMISSION</u>

Commissioner Bolin commented as follows:

- 1) Thanked staff and residents for their input this evening.

Commissioner Rosenwald commented as follows:

- 2) Stated Ms. Lauren Pruss was "employee of the night."
- 3) Requested a BSO report highlights presentation on its annual report.
- 4) Agreed public notices should be posted in multiple languages.
- 5) Read list of recent Fire Rescue Department promotions and congratulated them on their success.

Vice Mayor Gordon commented as follows:

- 1) Thanked all presenters and staff members for this evening's meeting.
- 2) Attended the Broward League of Cities 65th Annual Gala where the new BLC president was sworn in. She also attended the Industry Business Park grand opening last Saturday. She thanked Kaitlyn Collier for always being on hand at these events and representing the City to be sure businesses had successful grand openings.
- 3) She met with Mr. Rosemond regarding affordable housing to gather more information.

- 4) Thanked residents and non-residents who provided public comment this evening.
- 5) Wished everyone a happy and safe Memorial Day.

Mayor Carn commented as follows:

- 1) Wished everyone a happy Haitian Flag Day and stated one of the recent grand openings included the Haitian American Chamber of Commerce on NE 34 Court and NE 5th Avenue. He was astounded by their art collection and recommended residents visit the business to learn more. They are trying to find for us a photo of all the artwork on the building after sandblasting to re-paint.
- 2) Thanked Ms. Sierra Marrero and her team for the meeting at Oswald Park to discuss NW 21st Avenue. Appreciate this project is getting prepared for design.
- 3) Advised everyone to visit the City's mini parks along the Oakland Park Boulevard medians.
- 4) Requested two more chevrons to indicate a curb on 39th street between 31st Avenue and Station 87. He stated he had driven that area recently and almost lost sense of curb.
- 5) Reported the south side arch lighting was not working.
- 6) Announced the local memorial service for Ms. Mary Davis would be held May 21 at 11 AM at Mount Olive Baptist Church.
- 7) Wished everyone a happy Memorial Day.
- 8) Requested everyone to please recycle properly.
- 9) Thanked staff for their hard work on tonight's presentations.

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

16. BSO Annual Report

17. Volunteer Report FY 2022 - 2nd Quarter

18. Quarterly Financial Reports for the Quarter Ended March 31, 2022

REPORTS FROM THE CITY ATTORNEY

<u>19 City Attorney's Report - May 18, 2022</u>
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City Attorney Doody advised the Commission by a brief memo that a recent applicant for a conditional use has filed a petition in the Circuit Court. A copy of the response will be provided when it is prepared to file with the court.

Mayor Carn requested for the City's direction regarding a Covid variant. City Manager Hebert stated a brief report would be on the next agenda on how residents could receive additional tests. Continued testing and vaccinations are recommended.

20. ADVISORY BOARD MINUTES

Art & Culture Board Minutes 03-24-22; Development Review Committee Minutes 02-10-22; Historic Preservation Board Minutes 01-31-22; Planning & Zoning Minutes 03-07-22; Special Magistrate Minutes 02-15-22; Special Magistrate Minutes 03-15-22

ADJOURN

The meeting was adjourned at: 10:35 PM.

CITY OF OAKLAND PARK, FLORIDA

MICHAEL E. CARN, MAYOR

ATTEST:

RENEE M. SHROUT, CMC, CITY CLERK