



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

DRAFT MINUTES
CITY COMMISSION MEETING
JUNE 1, 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 Matthew Sparks
Commissioner Jane Bolin City
Commissioner Mitch Rosenwald

Also Present:

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

INVOCATION

Mayor Carn dedicated the meeting to the memory of Lt. Kraig Zauner, who had served Oakland Park for 17 years. City Manager Hebert eulogized Lt. Zauner, remarking on his bravery and leadership. He extended condolences to Lt. Zauner's family and his teammates in the Fire Rescue Department.

PLEDGE OF ALLEGIANCE

A moment of silence was followed by the Pledge of Allegiance led by Commissioner Sparks.

PROCLAMATIONS

<u>LGBTQ Equality Month</u>

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

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

City Clerk Shrout read the proclamation which Commissioner Rosenwald presented to Dr. Jim Lopresti of SunServe.

Caribbean American Heritage Month

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

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

City Clerk Shrout read the proclamation which Vice Mayor Gordon presented to Garfield McClean, owner of the Ackee Tree Jamaican Restaurant.

ADDITIONS / CHANGES / DELETIONS

- City Manager Hebert added the supplemental agenda, which included additional information on Item 16, City Manager Evaluation.

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

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

PRESENTATIONS

*** Stormwater Master Plan and Rate Study**

Albert Carbon, Public Works Director, Lucia Medina, Hazen and Sawyer, and Trevor McCarthy, provided staff's presentation.

Mr. Carbon gave a background on the city's three utility infrastructure systems: Water; Wastewater (sewer); and Stormwater. He reviewed the city's elevations; sea level rise impact on drainage; stormwater infrastructure improvements and updates to the stormwater master plan.

Ms. Medina explained the background and purpose of the study; data collection and modeling; modeling methodology and parameterization; modeling workflow; flood risk modeling results; identification of flood prone areas; and proposed capital improvements.

Mr. Carbon stated previous grant totals received were over \$10 million and current grants secured, but not yet built, total \$8.9 million.

Mr. Trevor reviewed the stormwater revenue sufficiency study and existing stormwater assessment rate. He noted the rate had not been adjusted since FY 2016 and the loss of approximately \$200,000 a year in revenue was due to the School Board's lack of payment since FY 2019. He stated the FY 2022 revenue projects a deficiency of \$0.52 million. The projected annual average increase in operating expenses for fiscal year 2023 through 2027 is estimated at

3.75% per year. He reviewed the adopted capital improvement plan and future identified projects. He reviewed the recommended future rate increases as follows: FY 2023, increase \$30 – new rate \$114; FY 2024, increase \$11 – new rate \$125; FY 2025, increase \$6 – new rate \$131; FY 2026, increase \$7 – new rate \$138; and FY 2027, increase \$7 – new rate \$145. He reviewed the projected stormwater revenue requirements and rate comparison with other cities. Mr. Trevor concluded the presentation and recommended consideration for the proposed rate adjustments for fiscal year 2023 budget; proposed rates to become effective October 1, 2022 and each October 1st thereafter, as well as updating the study every 3 to 5 years.

Commissioner Bolin was astounded there was a \$500,000 deficiency for Stormwater and stated they needed to catch up. She stated this would prepare them to address this at budget time.

Vice Mayor Gordon also addressed the deficit and inquired how they would address it. Andrew Thompson, Chief Financial Officer stated the Stormwater fund suffered a 5% decrease of revenues when the Broward County School Board ceased payments. He noted how well the fund had been managed, allowing them to fund various projects. The proposed rate structure would allow them to address the shortfall.

Commissioner Rosenwald inquired if the Lake Tahoe and Emerald Lake basin projects were in the City right-of-way. Mr. Carbon stated construction would be in the public right-of-way or South Florida Water Management District [SFWMD] property. He stated they were working with SFWMD to connect to the C-13 canal.

City Manager Hebert stated this was not an action plan. He explained that property owners were responsible for private land but privately owned bodies of water concerned private and public interests. City Manager Hebert stated staff would bring details for each project forward in another month or so, along with appropriate information on access and funding.

Commissioner Rosenwald shared his frustration that the School Board ceased to pay into the fund. City Attorney Doody encouraged Commission members to contact School Board members.

Mayor Carn inquired if they were considering rain capture for new construction. City Manager Hebert stated he would discuss this with Illya Azaroff, their sustainability and resiliency consultant. He noted that increased building costs had already put them beyond the budget created in 2016.

PUBLIC HEARINGS: ORDINANCES ON SECOND READING

<p><u>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 22, 2022.</u></p>

Jennifer Frastai, Assistant City Manager, provided staff's presentation. City Attorney Doody explained the deed restriction was intended to ensure the property would not become a gas station.

Public Hearing was held as advertised:

- Steve Arnst, 1860 NW 40th Court, stated support for the item. He was concerned about ensuring the property was paid for with bond money and inquired if this would encourage the owner to expedite the project. He suggested they get the promissory note, foreclose on it and the City build the project itself.

City Attorney Doody explained they were not purchasing the property tonight. The City would become the mortgage holder, which would enhance their legal position and strengthen their leverage over the property owner/developer. If they could not secure payment of the mortgage or develop a viable working relationship with the owner, they would foreclose and seek other options.

City Manager Hebert clarified the facility bond covenants did not allow the use of bond monies to purchase a note/mortgage. He reported the \$900,000 price was a little less than the appraised value of the property. He stated they had an ongoing contract with the owner/developer and this step would strengthen their position.

Commissioner Rosenwald inquired on behalf of a member of the public where this line item would appear on the budget. City Manager Hebert stated they did not have a clear line item and for the time being they would utilize reserve funds from the General Fund, which he hoped would be replenished through the settlement.

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

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

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

ORDINANCE O-2022-010

(A) 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.

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

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

The resolution, as adopted, carried the following title:

RESOLUTION R-2022-069

(B) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, ADOPTING THE CITY STAFF'S RECOMMENDATION TO AMEND THE FISCAL YEAR 2021-2022 BUDGET; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

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| <p>2. <u>(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 22, 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 – no comments.

Commissioner Sparks inquired about the purpose of expanding to NE 12th Terrace north of 40th Place. City Manager Hebert stated it would provide flexibility on the west side of 12th Terrace.

Commission members and Ms. Pruss discussed building heights. Commissioner Sparks stated he had promised his constituents that he would not approve anything that would go north of 40th Place.

After discussion, Commissioner Bolin 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

NO: Commissioner Sparks

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

ORDINANCE I-2022-011

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.

3. [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 22, 2022.

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

Public Hearing was held as advertised – no comments.

Commissioner Bolin 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
NO: Commissioner Sparks

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

ORDINANCE O-2022-012

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: The Commission took a brief break. Commissioner Sparks left the meeting during the break at 8:45 p.m.

4. [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. Advertising for this public hearing appeared in the Sun-Sentinel May 22, 2022.](#)

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

Public Hearing was held as advertised – no comments.

Commissioner Rosenwald moved to adopt the ordinance on second 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 adopted on second reading, carried the following title:

ORDINANCE O-2022-013

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.

5. [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. Advertising for this public hearing appeared in the Sun-Sentinel May 22, 2022.](#)

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

Public Hearing was held as advertised – no comments.

Commissioner Rosenwald moved to adopt the ordinance on second 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 adopted on second reading, carried the following title:

ORDINANCE O-2022-014

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA; AMENDING THE CITY'S CODE OF ORDINANCES, BY SPECIFICALLY CREATING ARTICLE X OF 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.

6. [Case #CD22-09T Text Amendment to Chapter 14 - Seawalls and Docks. Advertising for this public hearing appeared in the Sun-Sentinel May 22, 2022.](#)

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

Public Hearing was held as advertised – no comments.

Commissioner Rosenwald stated the County's language indicated municipal codes should be consulted regarding local requirements for living shorelines. He referred to page 344 of the backup material regarding tidal flood barriers, Section I, and requested the words "are encouraged to" be changed to "shall." He suggested a study to determine how to protect their shoreline.

Commissioner Bolin agreed regarding the "shall" language, but thought the intent was already there and the City could make a decision at the development agreement stage.

Commissioner Rosenwald inquired if the code should be more specific, per the Strategic Plan and Commissioner Bolin agreed it should align with the Strategic Plan, but if it were too specific, they could not be open to change. City Manager Hebert stated they began by incorporating a concept and as they received recommendations, they would determine if enhancements were warranted. City Attorney Doody stated they did not yet have the specificity they would get from a study, and thought replacing the "shall" would not change anything because the language indicated a property owner should "consider approaches," and "shall" edit could be incorporated in a future amendment.

Commissioner Bolin 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-2022-015

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.

PUBLIC HEARINGS: ORDINANCES ON FIRST READING

<p><u>7. Case #CD22-08T "Text Amendment to Amend the Sign Regulations of the Land Development Code" -. Advertising for this public hearing appeared in the Sun-Sentinel May 22, 2022.</u></p>

Steve Tinsley, Assistant Director of Community and Economic Development, provided staff's presentation.

Public Hearing was held as advertised:

- Matt Ashley, part owner of a digital outdoor advertising company that operated a digital billboard in Oakland Park, spoke about the benefits of digital billboards for the City. He noted they could be used for PSAs and emergency messages the city may want to post.
- William McCormick, attorney representing Mr. Ashley's company and Impact Outdoor, another digital billboard company, discussed what he felt were the possible unintended consequences of this ordinance. He stated it could be detrimental to local small businesses and requested this item be deferred to give him the opportunity to discuss the opportunities to update the code.

Commissioner Bolin would consider allowing digital signage along I-95, but not in the City. She stated they needed to consider the overall good. She referred to prohibited signs in Section 24-144, page 375 of the backup, and requested clarification on "box or cabinet signs..." Commissioner Bolin requested clarification and examples be provided prior to second reading.

Commissioner Rosenwald inquired if businesses had been informed of these potential changes. City Manager Hebert stated this was one of the ordinances they had committed to bringing forward to the Commission prior to the budget season and was intended to improve the visual aesthetics of the City. He stated there would be opportunity for amendments after June 30. Commissioner Rosenwald suggested outreach begin with businesses as soon as possible.

Commission members and staff discussed grand opening signs.

NOTE: Motion to Extend Meeting:

Commissioner Bolin 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 inquired about the Welcome to Oakland Park sign above the Peter Pan diner. Ms. Pruss agreed to look into this.

After discussion, 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 THE CITY'S CODE OF ORDINANCES, BY AMENDING CHAPTER 24 ENTITLED LAND DEVELOPMENT CODE BY SPECIFICALLY AMENDING ARTICLE XI ENTITLED SIGNS, SECTIONS 24-143 THROUGH 24-152 TO PROVIDE AMENDED SIGN DEFINITIONS, PROVIDING REGULATIONS ON ANIMATED SIGNS, PROVIDING FOR PROHIBITIONS ON POLE SIGNS WITH AN AMORTIZATION SCHEDULE, PROVIDING CERTAIN REGULATIONS ON GROUND SIGNS, PROVIDING CERTAIN TIME RESTRICTIONS FOR TEMPORARY SIGNS, AND THE PROHIBITION OF CERTAIN OUTDOOR DISPLAYS OF MERCHANDISE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

8. Case #CD22-07T "Text Amendment to Amend Home Occupation Regulations" Advertising for this public hearing appeared in the Sun-Sentinel May 22, 2022.

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

Public Hearing was held as advertised – no comments.

Commissioner Rosenwald requested noxious odors/fumes be addressed in the ordinance.

Mayor Carn requested prior to the second reading, mechanical work being done on several cars at a residential address and whether this was a hobby or a business be addressed prior to second reading.

Commissioner Bolin 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 24 OF THE CODE OF ORDINANCES, ENTITLED "LAND DEVELOPMENT CODE", BY SPECIFICALLY AMENDING ARTICLE V, SECTION 24-75, ENTITLED "HOME OCCUPATIONS," TO AMEND THE REGULATIONS TO CONFORM WITH SECTION 559.955, FLORIDA STATUTES, GOVERNING HOME-BASED BUSINESSES BY PERMITTING CERTAIN HOME-BASED BUSINESSES AND PROVIDING CERTAIN RESTRICTIONS FOR PARKING, EMPLOYEES, SIGNS, EQUIPMENT, AND AESTHETICS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

9. [Case #CD22-06T "Text Amendment to Amend the Master Business List, Supplemental Regulations and Definitions"- Advertising for this public hearing appeared in the Sun-Sentinel May 22, 2022.](#)

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

Public Hearing was held as advertised – no comments.

Commissioner Rosenwald requested to prohibit additional gas stations coming to the City. City Attorney Doody stated there was a State Statue prohibiting this mandate.

Commissioner Bolin inquired if “animal boarding/kennel” meant overnight housing or during the day. Ms. Pruss agreed to look at the word “boarding” and bring it back to the Commission.

Vice Mayor Gordon moved to pass the ordinance on first reading. 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 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 OF THE CODE OF ORDINANCES, ENTITLED "LAND DEVELOPMENT CODE", BY SPECIFICALLY AMENDING ARTICLE III, SECTION 24-41, ENTITLED "MASTER BUSINESS LIST" TO AMEND THE LIST OF PERMITTED AND CONDITIONAL USES BY SPECIFICALLY CREATING NEW BUSINESS LISTINGS AND ALTERING THE CLASSIFICATION OF SOME USES AS PERMITTED, CONDITIONAL, OR NOT PERMITTED; AND TO AMEND SECTION 24-41 (D), ENTITLED "SUPPLEMENTAL

REGULATIONS TO MASTER BUSINESS LIST," BY SPECIFICALLY ADDING REGULATIONS FOR USED AUTOMOBILE DEALERSHIPS, DISTANCE SEPARATIONS FOR VEHICLE FUELING STATIONS AND REGULATIONS FOR OUTDOOR DISPLAY, OUTDOOR STORAGE AND DRIVE-THROUGH WINDOWS; AND TO AMEND SECTION 24-41 (E), ENTITLED "MASTER BUSINESS LIST DEFINITIONS" BY SPECIFICALLY AMENDING THE DEFINITIONS FOR ELECTRIC VEHICLE CHARGING STATION, PERSONAL SERVICE, AND RESTAURANT, AND ADDING DEFINITIONS FOR ANIMAL RESCUE ORGANIZATION, ANIMAL SHELTER, CONVENIENCE STORE, DOLLAR STORE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

NOTE: Due to the time, the Commission reached consensus to address Item 15 next.

RESOLUTIONS AND MISCELLANEOUS

15. Purchase of Two (2) Rescue Units for the Fire-Rescue Department.

Public comments – none.

Commissioner Bolin moved to adopt the resolution. 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 resolution, as adopted, carried the following title:

RESOLUTION R-2022-072

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AUTHORIZING THE CANCELLATION OF THE PURCHASE OF TWO (2) AMBULANCE RESCUE UNITS FROM TEN-8; AUTHORIZING PURCHASE OF TWO (2) 2023 WHEELED COACH/INTERNATIONAL CHASSIS RESCUE UNITS FROM REV TECHNICAL CENTER/ HALL-MARK PIGGYBACKING THE TERMS OF SOURCEWELL COOPERATIVE CONTRACT #110921-RVO AND APPROVING THE PROPOSED BUDGET AMENDMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

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.

None

ORDINANCES ON FIRST READING

10. Amendment to Chapter 5 adding "Temporary Construction Fencing,"

Jennifer Frastai, Assistant City Manager, 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 5 ENTITLED "BUILDING, CONSTRUCTION AND MINIMUM HOUSING" BY SPECIFICALLY CREATING SECTION 5-9, TO BE ENTITLED "CONSTRUCTION FENCING"; PROVIDING FOR CERTAIN REGULATIONS ON CONSTRUCTION FENCING BARRIERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

CONSENT AGENDA

Commissioner Rosenwald moved to approve the Consent Agenda, consisting of Items 12 and 13. Commissioner Bolin seconded the motion, which prevailed by the following vote:

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

ABSENT: Commissioner Sparks

12. Approval of Minutes - April 20, 2022

Approved on consent.

13. Renewal of Neighborhood Entryway Sign Agreement with Signarama, ITB 020519

Adopted on consent.

The resolution, as adopted, carried the following title:

RESOLUTION R-2022-070

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPROVE THE RENEWAL OF THE CONTRACT FOR THE FIRST TWO-YEAR RENEWAL OPTION WITH SIGNARAMA FOR THE INSTALLATION OF THE NEIGHBORHOOD ENTRYWAY SIGNS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTIONS AND MISCELLANEOUS

<u>14. Planning and Zoning Board Appointment - One (1) Member</u>
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Commissioner Bolin moved to appoint Craig Eppy. 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 Bolin 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-2022-071

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

<u>16. City Manager's 2022 Performance Evaluation</u>
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Commissioner Rosenwald requested to table the Item until Commissioner Sparks was present.

Commissioner Bolin moved to table Item 16 until the next 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

<u>17. REPORTS FROM THE CITY COMMISSION</u>
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Commissioner Bolin commented as follows:

- 1) Thanked staff, the Fire Rescue Department and Mayor Carn for dedicating the meeting to the memory of Lt. Kraig Zauner.
- 2) Wished Mayor Carn a Happy Birthday.
- 3) Announced the Northeast High School graduation on June 6 at 2 PM at the Broward Center for the Performing Arts.
- 4) Thanked Linda Yaris for her volunteer work at the Dog Park.
- 5) Thanked the American Legion and the City for the Memorial Day celebration.

Commissioner Rosenwald commented as follows:

1. Wished Mayor Carn a Happy Birthday.
2. Thanked Linda Yaris for her service.

3. Pleased a guardrail had been installed on NW 44th Avenue.
4. Attended the pre-inaugural Oakland Park Business Association meeting at Butcher Barrel.
5. Thanked the City, staff, cadets, and Commander Gene Eugene Andresen for the Memorial Day event.
6. Reminded everyone that the Pride event would be held next week.
7. Announced Oakland Park's birthday event was on June 30.

Vice Mayor Gordon commented as follows:

1. Thanked staff and everyone who had made the Memorial Day event wonderful.
2. Confirmed the guardrail had been installed in Summer Lake along NW 44 Avenue.
3. Wished Mayor Carn a Happy Birthday.

Mayor Carn commented as follows:

- 1) Proud that Lt. Kraig Zauner had been a part of his life. He stated Lt. Zauner was a fine man and would be missed.
- 2) Reminded everyone of the Pride event on June 10 at 6 PM at Jaco Pastorius Park.
- 3) Thanked City Clerk's office for the birthday cake.

REPORTS FROM THE CITY MANAGER

City Manager Hebert reported Covid cases, specifically variants, were on the rise, though states' reporting was sporadic. He urged everyone to get the vaccine, and to be diligent and cautious. He feared if the infections continued to increase, they may need to rethink hosting upcoming events.

REPORTS FROM THE CITY ATTORNEY

18. City Attorney's Report - June 1, 2022

City Attorney Doody stated this had been a monumental meeting, wherein the City Commission had accomplished exceptional results. He wished Mayor Carn a Happy Birthday.

19. ADVISORY BOARD MINUTES

Planning & Zoning Board Minutes 04-11-22

ADJOURN

The meeting was adjourned at: 10:58 PM.

CITY OF OAKLAND PARK, FLORIDA

MICHAEL CARN, MAYOR

ATTEST:

RENEE M. SHROUT, CMC, CITY CLERK