

City of Lauderhill

City Commission Meeting



Notice and Agenda - Revised

Monday, February 12, 2024 - 6:00 PM

City Commission Chambers

*City Commission Chambers at City Hall
5581 W. Oakland Park Blvd.
Lauderhill, FL, 33313
www.lauderhill-fl.gov*

LAUDERHILL CITY COMMISSION

***Mayor Ken Thurston
Vice Mayor Lawrence Martin
Commissioner Melissa P. Dunn
Commissioner Denise D. Grant
Commissioner Sarai Martin***

***Desorae Giles-Smith, City Manager
Andrea M. Anderson, City Clerk
Angel Petti Rosenberg, City Attorney***

NOTICE

NOTICE IS HEREWITH GIVEN TO ALL INTERESTED PARTIES THAT IF ANY PERSON SHOULD DECIDE TO APPEAL ANY DECISION MADE AT THE FORTHCOMING MEETING OF THE COMMISSION, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS CONDUCTED AT SUCH MEETING, AND FOR SUCH PURPOSE THEY MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH ANY APPEAL MAY BE BASED. IF A PARTY WISHES TO MAKE A PRESENTATION, A COPY OF THE ELECTRONIC MEDIA TO BE USED FOR THAT PRESENTATION (DVD, CD, VIDEO, POWER POINT, ETC.) MUST BE PROVIDED TO THE CITY'S MIS DEPARTMENT AT LEAST 48-HOURS PRIOR TO THE COMMISSION MEETING. IT IS THE PARTY'S RESPONSIBILITY TO PROVIDE ALL DATA AND TO ARRANGE FOR THE EQUIPMENT NECESSARY FOR THE PRESENTATION. IN ADDITION, THAT PARTY IS RESPONSIBLE FOR PROVIDING A SUFFICIENT NUMBER OF COPIES OF ANY INFORMATION THAT IS TO BE DISTRIBUTED TO THE CITY COMMISSION.

ANY INDIVIDUAL WHO BELIEVES THEY HAVE A DISABILITY WHICH REQUIRES A REASONABLE ACCOMMODATION IN ORDER TO PARTICIPATE FULLY AND EFFECTIVELY IN THE MEETING SHOULD CONTACT THE CITY CLERK, ANDREA M. ANDERSON, AT 954-730-3010, AT LEAST 72 HOURS BEFORE THE MEETING.

IN ACCORDANCE WITH THE FLORIDA STATUTES, THIS BOARD/COMMITTEE FINDS THAT A PROPER AND LEGITIMATE PURPOSE IS SERVED WHEN MEMBERS OF THE PUBLIC HAVE BEEN GIVEN A REASONABLE OPPORTUNITY TO BE HEARD ON SUBSTANTIVE MATTERS BEFORE THE BOARD/COMMITTEE, WITH A FEW LIMITED EXCEPTIONS AS PROVIDED IN FLORIDA STATUTES, SECTION 286.0114. FOR THIS PURPOSE, MEMBERS OF THE PUBLIC WILL BE ALLOTTED THREE (3) MINUTES EACH FOR COMMENT AT EACH MEETING.

ALL LOBBYISTS AS DEFINED IN LAUDERHILL CITY CODE SECTION 2-24 MUST REGISTER WITH THE CITY CLERK CONTEMPORANEOUSLY WITH LOBBYING ACTIVITIES. A COPY OF CODE SECTION 2-24 MAY BE OBTAINED FROM THE OFFICE OF THE CITY CLERK.

After this agenda was published, the following changes were made:

Special Presentations have been added:

- C. A UNITY IN THE COMMUNITY PRESENTATION (REQUESTED BY COMMISSIONER DENISE D. GRANT).
- D. A PRESENTATION FOR AMERICAN HEART HEALTH MONTH (REQUESTED BY COMMISSIONER DENISE D. GRANT).

Resolutions have been added:

- 12. RESOLUTION NO. 24R-02-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL GRANTING AN INGRESS/EGRESS EASEMENT TO GOV FT. LAUDERDALE, LLC F/K/A RP FT. LAUDERDALE, LLC. FOR FENCE INSTALLATION AND MAINTENANCE ON THE CITY PROPERTY ADJACENT TO THEIR PROPERTY LOCATED AT 1700 N.W. 40TH AVENUE, LAUDERHILL AS LEGALLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).
- 13. RESOLUTION NO. 24R-02-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA OPPOSING SENATE BILL 1126 AND HOUSE BILL 1641 BEFORE THE FLORIDA LEGISLATURE WHICH SEEK TO PREEMPT THE REGULATION OF AUXILIARY CONTAINERS (REUSABLE OR SINGLE-USE BAGS, CUPS, BOTTLES OR OTHER PACKAGING) AND DELETE A CURRENT LAW PROVISION THAT REQUIRES THE DEPARTMENT OF ENVIRONMENTAL PROTECTION TO REVIEW AN UPDATE ITS 2010 REPORT ON RETAIL BAGS AND AUXILIARY CONTAINERS; URGING THE FLORIDA LEGISLATURE TO CONTINUE TO RELY ON THE DATA REPORTED IN THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S RETAIL BAG REPORT IN THE ENACTMENT LEGISLATION REGARDING THE REGULATION OF PLASTICS; AUTHORIZING AND DIRECTING THE CITY CLERK TO TRANSMIT THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER, MELISSA DUNN).
- 14. RESOLUTION NO. 24R-02-27: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING AND ADOPTING A CITY POLICY REGARDING USE OF CITY BUILDINGS AND FACILITIES FOR POLITICAL CAMPAIGN ACTIVITIES; PROVIDING AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
- 15. RESOLUTION NO. 24R-02-28: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL SUPPORTING THE UNITY IN THE COMMUNITY INITIATIVE TO PROMOTE SAFETY AND MINIMIZE CRIME IN THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER DENISE D. GRANT).

New Business has been added:

- A. A DISCUSSION OF CANCELLATION OF MARCH 11, 2024 CITY COMMISSION MEETING.

Resolutions have had backup attachments replaced:

10. RESOLUTION NO. 24R-02-23: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE SIXTH AMENDED ANNUAL CALENDAR OF CITY HOSTED SPECIAL EVENTS FOR FISCAL YEAR 2024; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Special Presentations have been removed:

- C. A UNITY IN THE COMMUNITY PRESENTATION (REQUESTED BY COMMISSIONER DENISE D. GRANT).

Presentations have been removed:

- A. A PRESENTATION FROM FLORIDA MEDICAL CENTER (REQUESTED BY COMMISSIONER MELISSA P. DUNN).

Resolutions have been removed:

15. RESOLUTION NO. 24R-02-28: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL SUPPORTING THE UNITY IN THE COMMUNITY INITIATIVE TO PROMOTE SAFETY AND MINIMIZE CRIME IN THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER DENISE D. GRANT).

The Revised City Commission Meeting Agenda begins on the next page and will reflect all of the changes explained above.

- I CALL TO ORDER**
- II ROLL CALL**
- III COMMUNICATIONS FROM THE PUBLIC (AND RESPONSES TO THE PUBLIC, IF THE TIME PERMITS DURING THIS PORTION OF THE MEETING OF THE CITY COMMISSION)**
- IV ADJOURNMENT (NO LATER THAN 6:30 PM)**
- I CALL TO ORDER OF REGULAR MEETING**
- II PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY GOOD AND WELFARE**
- III CONSIDERATION OF CONSENT AGENDA**
- IV APPROVAL OF MINUTES**
- V PROCLAMATIONS / COMMENDATIONS**
 - A.** A PROCLAMATION DECLARING FEBRUARY 2024 AS NATIONAL TEEN DATING VIOLENCE AWARENESS MONTH (REQUESTED BY COMMISSIONER MELISSA P. DUNN).
- VI SPECIAL PRESENTATIONS (10 MINUTES MAXIMUM)**
 - A.** A PRESENTATION RECOGNIZING 2024 MLK SCHOLARSHIP RECIPIENTS (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).
 - B.** A PRESENTATION FROM COUNTY COMMISSIONER HAZELLE ROGERS ON THE "MAYOR AND COMMISSIONERS FOR A DAY" PROGRAM (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).
 - C.** ITEM REMOVED
 - D.** A PRESENTATION FOR AMERICAN HEART HEALTH MONTH (REQUESTED BY COMMISSIONER DENISE D. GRANT).
- VII GENERAL PRESENTATIONS (5 MINUTES MAXIMUM)**
 - A.** ITEM REMOVED
 - B.** A PRESENTATION OF THE FEBRUARY 2024 HOME OF THE MONTH (REQUESTED BY COMMISSIONER SARAI "RAY" MARTIN).

VIII ORDINANCES & PUBLIC HEARINGS - FIRST READING (NOT ON CONSENT AGENDA) (AS ADVERTISED IN THE SUN-SENTINEL)

1. ORDINANCE NO. 240-02-105: AN ORDINANCE AMENDING THE CITY OF LAUDERHILL CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION, ARTICLE IV, CITY COMMISSION, SECTION 2-159, ORDER OF BUSINESS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY VICE MAYOR, LAWRENCE "JABBOW" MARTIN).
[ORD-240-02-105-Code-2-159-Order of Business on Agenda.pdf](#)
[AR 240-02-105](#)
2. ORDINANCE NO. 240-02-106: AN ORDINANCE AMENDING THE CITY OF LAUDERHILL CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION, ARTICLE IV, CITY COMMISSION, SECTION 2-166, CODE OF ETHICS/CODE OF CONDUCT FOR CITY PUBLIC OFFICERS AND CHARTER OFFICERS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
[ORD-240-02-106-Code-2-166-Code of Conduct Public Officers.pdf](#)
[AR 240-02-106](#)
3. ORDINANCE NO. 240-02-107: AN ORDINANCE AMENDING THE CITY OF LAUDERHILL CODE OF ORDINANCES, CHAPTER 8, ELECTIONS, SECTION 8-10, CODE OF ETHICS FOR CANDIDATES FOR PUBLIC OFFICE; PROVIDING PENALTIES FOR VIOLATIONS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
[ORD-24R-02-107-Code 8-10-Code of Ethics for Candidates.pdf](#)
[AR 240-02-107](#)
4. ORDINANCE NO. 240-02-108: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE COMMERCIAL CONTRACT AMONGST THE CITY OF LAUDERHILL, THE LAUDERHILL COMMUNITY REDEVELOPMENT AGENCY, AND TOBOLSKI, LLC. FOR THE PROPOSED PURCHASE OF THE COMMERCIAL REAL ESTATE LOCATED AT 1451 N.W. 31ST AVENUE, LAUDERHILL, FLORIDA INCLUDING THE EQUIPMENT AND FIXTURES IN THE AMOUNT OF \$2,150,000.00 PLUS THE SELLER'S CLOSING COSTS CONTINGENT UPON THE RESULTS OF THE DUE DILIGENCE AND ENVIRONMENTAL STUDY; AUTHORIZING THE CITY MANAGER, CRA EXECUTIVE DIRECTOR, AND CITY ATTORNEY TO NEGOTIATE ANY MODIFICATIONS DEEMED NECESSARY DEPENDING UPON THE RESULTS OF THE DUE DILIGENCE AND

ENVIRONMENTAL STUDY FINDINGS; PROVIDING THAT THE CITY MANAGER AND CRA EXECUTIVE DIRECTOR ARE AUTHORIZED TO EXECUTE ANY DOCUMENTS NECESSARY TO GIVE EFFECT TO THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

[ORD-24R-02-108-CC-ORD-Commercial Contract-Tobolski.pdf](#)

[AR 24O-02-108](#)

[Commerical Contract-=Tobolski.pdf](#)

[EXHIBIT A \(Legal Description\).pdf](#)

[LOI for Tobolski \(2\).pdf](#)

IX ORDINANCES & PUBLIC HEARINGS - SECOND READING (NOT ON CONSENT AGENDA) (AS ADVERTISED IN THE SUN-SENTINEL)

5. ORDINANCE NO. 24O-01-101: AN ORDINANCE AMENDING THE CITY OF LAUDERHILL CODE OF ORDINANCES, APPENDIX G, FRANCHISES, ARTICLE III, GARBAGE, REFUSE AND TRASH, EXHIBIT "A" AMENDING THE RATE SCHEDULE OF FEES THAT WENT INTO EFFECT BY THE SERVICE PROVIDER ON OCTOBER 1, 2023; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
- [ORD-24O-01-101-CODE-ARTICLE III. GARBAGE RATES 10-1-23.pdf](#)
- [AR 24O-01-101](#)
6. ORDINANCE NO. 24O-01-102: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL AMENDING THE CODE OF ORDINANCES, CHAPTER 10, GARBAGE AND TRASH/UNSANITARY AND UNSIGHTLY CONDITIONS/ABANDONED REAL PROPERTY; ARTICLE II, RECYCLABLE WASTE, SECTION 10-22, FEES TO UPDATE THE FEE SCHEDULE WITH RATES EFFECTIVE AS OF OCTOBER 1, 2023; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
- [ORD-24O-01-102-Code-10-22-Recycling Fees 10-1-23.pdf](#)
- [AR 24O-01-102](#)
7. ORDINANCE NO. 24O-01-103: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE TRANSFER OF LAND AND PERSONAL PROPERTY LOCATED AT 1249-1281 N.W. 31ST AVENUE, MORE COMMONLY KNOWN AS THE WYNGATE PLAZA, AS MORE PARTICULARLY DESCRIBED IN THE ATTACHED WARRANTY DEED AND BILL OF SALE TO BE TRANSFERRED FROM THE CITY OF LAUDERHILL (CITY) TO THE LAUDERHILL COMMUNITY REDEVELOPMENT AGENCY (CRA); APPROVING THE WARRANTY DEED AND THE BILL OF SALE

REGARDING THE TRANSFER; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).

[ORD-24O-01-103-CRA land transfer ordinance.pdf](#)

[AR 24O-01-103](#)

[Deed Warranty CITY to CRA -Wyngate Plaza.pdf](#)

[Bill of Sale CRA-Wyngate.pdf](#)

8. ORDINANCE NO. 24O-01-104: AN ORDINANCE APPROVING A CAPITAL BUDGET ADJUSTMENT IN THE AMOUNT OF \$1,707,216.00 AND A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$5,945,613.00; REFLECTING APPROPRIATE ADJUSTMENTS TO VARIOUS REVENUE AND EXPENDITURE ACCOUNTS AS SPECIFICALLY INDICATED IN THE BREAKDOWN IN THE TOTAL AMOUNT OF \$7,652,829.00; PROVIDING VARIOUS BUDGET CODE NUMBERS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

[ORD-24O-01-104-Budget-Supplemental & Capital Appropriation.pdf](#)

[AR 24O-01-104](#)

[Copy of Supplemental FY 2024 Period 4.pdf](#)

X RESOLUTIONS (IF NOT ON CONSENT AGENDA)

9. RESOLUTION NO. 24R-02-22: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE SECOND AMENDMENT TO THE AMNESTY LIEN REDUCTION PROGRAM TO PROVIDE RESIDENTIAL AND COMMERCIAL PROPERTY OWNERS WITH AN ALTERNATIVE FOR SIGNIFICANT LIEN REDUCTION ONCE ALL VIOLATIONS ARE BROUGHT INTO COMPLIANCE TO FURTHER EXTEND THE DURATION THROUGH JUNE 30, 2024; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

[RES-24R-02-22-2nd Amendment-Extend Amnesty Lien Program-6-30-24.pdf](#)

[AR 24R-02-22](#)

[Lien Amnesty Reduction Program-SECOND REVISED-6-30-24.pdf](#)

10. RESOLUTION NO. 24R-02-23: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE SIXTH AMENDED ANNUAL CALENDAR OF CITY HOSTED SPECIAL EVENTS FOR FISCAL YEAR 2024; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

[RES-24R-02-23-Calendar-City Hosted Events 6th Amended 2024.pdf](#)

[AR 24R-02-23](#)

[Updated Commissioner Events \(Sixth\)](#)

11. RESOLUTION NO. 24R-02-24: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING AND ADOPTING AN EMPLOYEE CODE OF CONDUCT; APPROVING AND ADOPTING THE ATTACHED CITY POLICIES REGARDING DISCRIMINATION AND HARASSMENT, WORKPLACE BULLYING, AND RETALIATION APPLICABLE TO BOTH EMPLOYEES AND PUBLIC OFFICERS; PROVIDING AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
[RES-24R-02-24-Employee Code of Conduct and Policies.pdf](#)
[AR 24R-02-24](#)
[Code of Conduct - Employees Only.pdf](#)
[Bullying.pdf](#)
[Discrimination and Harassment.pdf](#)
[Retaliation.pdf](#)
12. RESOLUTION NO. 24R-02-25: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL GRANTING AN INGRESS/EGRESS EASEMENT TO GOV FT. LAUDERDALE, LLC F/K/A RP FT. LAUDERDALE, LLC. FOR FENCE INSTALLATION AND MAINTENANCE ON THE CITY PROPERTY ADJACENT TO THEIR PROPERTY LOCATED AT 1700 N.W. 40TH AVENUE, LAUDERHILL AS LEGALLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).
[RES-24R-02-25-Easement-fence-RP Ft Lauderdale LLC.pdf](#)
[AR 24R-02-25](#)
[Grant of Non-Exclusive Ingress Egress for Fence Installation Maintenance 01-:](#)
[Ex. A-Fence Easement Sketch.pdf](#)
[Site Plan.pdf](#)
13. RESOLUTION NO. 24R-02-26: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA OPPOSING SENATE BILL 1126 AND HOUSE BILL 1641 BEFORE THE FLORIDA LEGISLATURE WHICH SEEK TO PREEMPT THE REGULATION OF AUXILIARY CONTAINERS (REUSABLE OR SINGLE-USE BAGS, CUPS, BOTTLES OR OTHER PACKAGING) AND DELETE A CURRENT LAW PROVISION THAT REQUIRES THE DEPARTMENT OF ENVIRONMENTAL PROTECTION TO REVIEW AN UPDATE ITS 2010 REPORT ON RETAIL BAGS AND AUXILIARY CONTAINERS; URGING THE FLORIDA LEGISLATURE TO CONTINUE TO RELY ON THE DATA REPORTED IN THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S RETAIL BAG REPORT IN THE ENACTMENT LEGISLATION REGARDING THE REGULATION OF PLASTICS; AUTHORIZING AND DIRECTING THE CITY CLERK TO TRANSMIT THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER, MELISSA DUNN).

[RES-24R-02-26-Opposition to Single Use Plastic Preemption-Dunn-2-12-24.pdf](#)

[AR 24R-02-26](#)

14. RESOLUTION NO. 24R-02-27: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING AND ADOPTING A CITY POLICY REGARDING USE OF CITY BUILDINGS AND FACILITIES FOR POLITICAL CAMPAIGN ACTIVITIES; PROVIDING AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

[RES-24R-02-27-Policy-Public Facility Use By Candidates.pdf](#)

[AR 24R-02-27](#)

[Policy Use of City Buildings & Facilities by Candidates.pdf](#)

15. RESOLUTION NO. 24R-02-28 REMOVED

XI QUASI-JUDICIAL MATTERS (IF NOT ON CONSENT AGENDA)

XII QUASI-JUDICIAL MATTERS, FIRST READING

XIII QUASI-JUDICIAL MATTERS, SECOND READING

XIV UNFINISHED BUSINESS

XV OLD BUSINESS

XVI NEW BUSINESS

- A. A DISCUSSION OF CANCELLATION OF MARCH 11, 2024 CITY COMMISSION MEETING.

XVII COMMUNICATIONS FROM PUBLIC OFFICIALS SHALL BEGIN IMMEDIATELY BEFORE ADJOURNMENT

XVIII ADJOURNMENT