

City of Lauderhill

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



Meeting Minutes - Final

Monday, June 14, 2021

6:00 PM

**Attend via phone: Dial 1-312-626-6799 & Meeting ID: 970 2983
8022**

Attend via Computer: <https://www.colvcm.com>

City Commission Meeting

LAUDERHILL CITY COMMISSION

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

***Desorae Giles-Smith, City Manager
Andrea M. Anderson, City Clerk
Earl Hall, City Attorney***

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

I Presentations have been removed:

- A. A PRESENTATION FROM PRINCIPAL MATTAIR OF PARKWAY MIDDLE SCHOOL (REQUESTED BY MAYOR KEN THURSTON).
- C. A PRESENTATION HONORING OUTSTANDING ACHIEVEMENTS FROM CARIBBEAN AMERICAN ORGANIZATIONS (REQUESTED BY VICE MAYOR DENISE D. GRANT).
- H. A PRESENTATION HONORING SENATOR DAPHNE CAMPBELL WITH A HAITIAN RECOGNITION AWARD (REQUESTED BY COMMISSIONER SARAI MARTIN).
- J. A PRESENTATION FROM THE LAUDERHILL CHAMBER OF COMMERCE (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).

II Resolutions have been removed:

15. RESOLUTION NO. 21R-06-108: A RESOLUTION OF THE CITY OF LAUDERHILL APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF LAUDERHILL AND THE GLOBAL TEAM FOUNDATION, INC. TO PROVIDE GYMNASTICS AND INSTRUCTION SERVICES AT AVAILABLE PARKS AND RECREATION FACILITIES AND PARKS; PROVIDING TERMS, CONDITIONS AND FEES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
16. RESOLUTION NO. 21R-06-109: A RESOLUTION OF THE CITY OF LAUDERHILL APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF LAUDERHILL AND LANECIA RUBIE RADCLIFF D/B/A CHICKAMOVES TO PROVIDE GROUP EXERCISE, AFRICAN DANCE, AEROBICS AND YOGA FITNESS CLASSES AND INSTRUCTION SERVICES AT PARKS AND RECREATION FACILITIES AND PARKS; PROVIDING TERMS, CONDITIONS AND FEES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
17. RESOLUTION NO. 21R-06-110: A RESOLUTION OF THE CITY OF LAUDERHILL APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF LAUDERHILL AND A WORLD WITHOUT LABELS, LLC .TO PROVIDE GROUP FITNESS EXERCISE CLASSES AND INSTRUCTION AT PARKS AND RECREATION FACILITIES THROUGHOUT THE CITY; PROVIDING TERMS, CONDITIONS AND FEES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
23. RESOLUTION NO. 21R-06-116: A RESOLUTION OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA GRANTING M & E 19TH PETROLEUM LLC STORE A SPECIAL EXCEPTION USE DEVELOPMENT ORDER, SUBJECT TO CONDITIONS, TO ALLOW IN THE GENERAL COMMERCIAL (CG) ZONING DISTRICT THE CONVEYANCE OF AN EXISTING CONVENIENCE STORE USE ON A 0.91± ACRE SITE AS LEGALLY DESCRIBED HEREIN AND MORE COMMONLY KNOWN AS 1901 NORTH STATE ROAD 7, LAUDERHILL, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

III Proclamations have been added:

- B. A PROCLAMATION HONORING HAITIAN FLAG DAY AND RECOGNIZING SENATOR DAPHNE CAMPBELL (REQUESTED BY COMMISSIONER SARAI MARTIN).
- C. A PROCLAMATION RECOGNIZING JUNE 19, 2021 AS JUNETEENTH (REQUESTED BY VICE MAYOR DENISE D. GRANT).
- D. A PROCLAMATION DECLARING JUNE 2021 AS FATHERHOOD AWARENESS MONTH (REQUESTED BY COMMISSIONER LAWRENCE MARTIN).

IV Ordinances have been added:

2A. ORDINANCE NO. 210-06-120: AN ORDINANCE OF THE CITY OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) TO AMEND ARTICLE III, ZONING DISTRICTS, SECTION 5.32.2, RESTAURANT, FAST FOOD WITH OR WITHOUT DRIVE-THROUGH AND HIGH TURNOVER WITH DRIVE-THROUGH; PROVIDING FOR LAND DEVELOPMENT REGULATIONS FOR EXISTING RESTAURANT, FAST FOOD WITH OR WITHOUT DRIVE-THROUGH AND HIGH TURNOVER WITH DRIVE-THROUGH BUILDINGS; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

V Resolutions have been added:

20A. RESOLUTION NO. 21R-02-37: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL AWARDING THE BID TO HINTERLAND GROUP, INC. IN ACCORDANCE WITH RFP 2021-004 TO PROVIDE CULVERT INSPECTION/CLEANING AND CATCH BASIN SERVICES IN AN AMOUNT NOT TO EXCEED \$340,000.00; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 450-927-3110; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

VI Resolutions have had backup attachments replaced:

21. RESOLUTION NO. 21R-06-114: A RESOLUTION OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA GRANTING THE SPECIAL EXCEPTION USE DEVELOPMENT ORDER TO RYAN MART, INC. D/B/A U SAVE FOOD STORE, SUBJECT TO CONDITIONS, TO ALLOW IN THE GENERAL COMMERCIAL (CG) ZONING DISTRICT THE CONVEYANCE OF AN EXISTING CONVENIENCE STORE USE ON 0.27 ± ACRE SITE AS LEGALLY DESCRIBED HEREIN AND MORE COMMONLY KNOWN AS 4039 N.W. 19TH STREET, LAUDERHILL, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

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

AGENDA

I CALL TO ORDER

Mayor Thurston called to order the Regular City Commission Meeting at 6:00 PM.

Mayor Thurston explained, though Governor DeSantis suspended certain restrictions, the City remained under a state of emergency due to the COVID-19 virus pandemic. Due to the challenges of the virus, the City of Lauderhill would continue to hold hybrid, virtual governmental meetings to allow the public to continue participating remotely. The City Commission would have a quorum physically present at its meetings at City Hall, along with staff, following the Center for Disease Control (CDC) guidelines for facial coverings, social distancing, and public gatherings. Anyone experiencing issues viewing and/or participating in Commission meetings should contact IT Director Douglas Downs. The City Commission and staff appreciated the public's patience and cooperation during such difficult and ever-changing times.

II ROLL CALL

Present: 5 - Commissioner Melissa P. Dunn, Vice Mayor Denise D. Grant, Commissioner Lawrence Martin, Commissioner Sarai Martin, and Mayor Ken Thurston

ALSO PRESENT:

Desorae Giles-Smith, City Manager
Earl Hall, City Attorney
Constance Stanley, Police Chief
Andrea M. Anderson, City Clerk

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

HOUSEKEEPING

A motion was made by Vice Mayor D. Grant, seconded by Commissioner L. Martin, to ACCEPT the Revised Version of the City Commission Meeting Agenda for June 14, 2021. The motion carried by the following vote:

Yes: 5 - Commissioner M. Dunn, Vice Mayor D. Grant, Commissioner L. Martin, Commissioner S. Martin, and Mayor K. Thurston

Abstain: 0

III CONSIDERATION OF CONSENT AGENDA

A motion was made by Commissioner L. Martin, seconded by Commissioner S. Martin, that this Consent Agenda was approved. The motion carried by the following vote:

Yes: 5 - Commissioner M. Dunn, Vice Mayor D. Grant, Commissioner L. Martin, Commissioner S. Martin, and Mayor K. Thurston

Abstain: 0

IV APPROVAL OF MINUTES

A. Minutes of the City Commission Meeting for May 10, 2021.

Attachments: [May 10, 2021 - City Commission Meeting Minutes](#)

These Minutes were approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

V PROCLAMATIONS / COMMENDATIONS

A. A PROCLAMATION DECLARING JUNE 2021 AS CARIBBEAN-AMERICAN HERITAGE MONTH (REQUESTED BY VICE MAYOR DENISE D. GRANT).

B. A PROCLAMATION HONORING HAITIAN FLAG DAY AND RECOGNIZING SENATOR DAPHNE CAMPBELL (REQUESTED BY COMMISSIONER SARAI MARTIN).

C. A PROCLAMATION RECOGNIZING JUNE 19, 2021 AS JUNETEENTH (REQUESTED BY VICE MAYOR DENISE D. GRANT).

D. A PROCLAMATION DECLARING JUNE 2021 AS FATHERHOOD AWARENESS MONTH (REQUESTED BY COMMISSIONER LAWRENCE MARTIN).

Attachments: [Proclamation D - Fatherhood Awareness Month](#)

VI SPECIAL PRESENTATIONS

VII GENERAL PRESENTATIONS (5 MINUTES MAXIMUM)

A. REMOVED

B. A PRESENTATION OF THE 2021 TEACHER OF THE YEAR AWARDS (REQUESTED BY MAYOR KEN THURSTON).

C. REMOVED

D. A PRESENTATION FOR SMALL BUSINESS MONTH (REQUESTED BY VICE MAYOR DENISE D. GRANT).

Attachments: [Presentation D - Small Business Month](#)

E. A PRESENTATION ON LAUDERHILL SHINES II (REQUESTED BY COMMISSIONER MELISSA P. DUNN).

Attachments: [Presentation E - Lauderhill Shines II](#)

F. A PRESENTATION FROM THE BROWARD COUNTY BOYS AND GIRLS CLUB (REQUESTED BY COMMISSIONER LAWRENCE MARTIN).

G. A FOLLOW UP PRESENTATION FROM THE MAY 1, 2021 LAUDERHILL TENNIS EXPO (REQUESTED BY COMMISSIONER LAWRENCE MARTIN).

Attachments: [Presentation G - Tennis Expo](#)

H. REMOVED

I. A LEGISLATIVE UPDATE FROM REPRESENTATIVE OMPHROY (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).

Attachments: [Presentation I - Legislative Update Rep. Omphroy](#)

J. REMOVED

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

1. ORDINANCE NO. 21O-06-118: AN ORDINANCE OF THE CITY OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) TO AMEND SCHEDULE I, SIGN REQUIREMENTS; SECTION 8.0, SPECIFIC SIGN REQUIREMENTS; PROVIDING HEIGHT RESTRICTION FOR INSTALLED POLITICAL SIGNS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER LAWRENCE "JABOW" MARTIN).

Attachments: [ORD-21O-06-118-LDR-Political Sign Height Ordinance.pdf](#)

[AR 21O-06-118](#)

[DRR Political Sign Height.pdf](#)

This Ordinance was approved on the Consent Agenda on first reading to the City Commission Meeting, due back on 06/28/2021. (See Consideration of Consent Agenda for vote tally.)

2. ORDINANCE NO. 21O-06-119: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA AMENDING THE CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION, ARTICLE III, DEPARTMENTS OF GOVERNMENT, DIVISION 8, DIVISION OF PURCHASING; AMENDING SECTION 2-139, FORMAL CONTRACT PROCEDURE, SUBSECTION f (3), LOCAL VENDOR PREFERENCE PROGRAM; CREATING A PART 2, TARGET MARKET PROGRAM; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER MELISSA P. DUNN).

Attachments: [ORD-21O-06-119-Code 2-139 Target Market Program.pdf](#)

[AR 21O-06-119](#)

Commissioner Dunn asked for a brief synopsis on the subject program to inform the public of what the City sought to do, after which she wished to recommend an amendment to the ordinance's language.

Deputy City Manager/Finance Director Kennie Hobbs reviewed the subject ordinance, highlighting the following:

- The proposed change to the City's purchasing ordinance required staff to look to local businesses when purchasing at the city level; this applied whether purchases were small or by bid; it would give Lauderhill's businesses the ability to do business with the City.
- Currently, the City awarded additional points on bids to local vendors, but the proposed amendment broadened the base and opportunities for local businesses via a certification process; once a business was certified by the City, they could participate in all the City's acquisition of goods and services.

Commissioner Dunn remarked one action City staff took in preparing the proposed amendment was to look at categories in the ordinance. Over the last three years, the City, in essence, spent over \$3 million on purchasing, some of which could have potentially gone into the pockets of local businesses. She asked that the stipulation requiring a local business to be situated in Lauderhill and hold a certificate of use (COU) for at least one year to qualify as a vendor to be removed.

City Attorney Hall explained the intent of removing the one-year requirement was to attract businesses into the City.

Mr. Hobbs thought there should be language that established the vendor had some tie to Lauderhill.

City Attorney Hall said the language requiring the vendor's business to be located in Lauderhill would not change, and vendors had to have a valid COU to be eligible.

Vice Mayor Grant sought clarification on how City staff would seek out businesses that could become certified to do business with the City, as presently it was local business owners' decision whether to engage in business with the City.

Mr. Hobbs explained when staff said "actively", they meant the change being proposed would broaden the local vendor opportunity base; the City presently had a

preference program in the City code, and the amendment allowed staff to broaden that base by saying whenever the City went out for a request for proposals, bids, or to purchase goods and services, City staff would first look to Lauderhill businesses to supply them. He said staff would go through the list of Lauderhill's registered businesses via the COU; currently, local businesses had to be placed on the City's vendor list. The subject amendment was mirroring Broward County's program, and staff would ensure vendors had valid businesses in Lauderhill with COUs, then whenever the City intended making a purchase, all the registered vendors would be forwarded the information, not just when the City sent out a bid for a large project.

Commissioner Dunn gave an example of tree trimming services the City bid out to two companies in other cities; with the amendment, if there were local vendors providing the same services, they would be given the opportunity to bid when the City sought such services. Where there were no local companies able to provide the service/goods, staff could be proactive in identifying vendors outside the City and use the local preference as leverage to attract them to relocate to Lauderhill.

Vice Mayor Grant thought this would be a great program, but she wished to know how businesses would be notified of the increased opportunity to do business with the City.

Commissioner L. Martin asked if the amount set aside for local contracts was still \$100,000.00

City Attorney Hall said the \$100,000.00 in place.

Commissioner Dunn said the proposed amendment was a great way to give the City's small businesses an opportunity to scale.

Commissioner S. Martin wondered if the City had anything in place to prevent a business from simply getting a COU in order to bid on a contract.

Mr. Hobbs noted a local vendor had to have an established office and address located in Lauderhill, so if a vendor went through the process of finding a location and acquiring a COU to operate in the City, including paying rent, etc., they could bid on a contract.

Commissioner Dunn made a motion to Amend Ordinance #21O 06 119, deleting the one-year stipulation as discussed above, seconded by Commissioner L. Martin. The vote was as follows:

Commissioner Dunn	Yes
Vice Mayor Grant	Yes
Commissioner L. Martin	Yes
Commissioner S. Martin	Yes
Mayor Thurston	Yes

A motion was made by Commissioner L. Martin, seconded by Vice Mayor D. Grant, that this Ordinance be approved as amended on first reading to the City Commission Meeting, due back on 6/28/2021. The motion carried by the following vote:

Yes: 5 - Commissioner M. Dunn, Vice Mayor D. Grant, Commissioner L. Martin, Commissioner S. Martin, and Mayor K. Thurston

Abstain: 0

- 2A.** ORDINANCE NO. 21O-06-120: AN ORDINANCE OF THE CITY OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) TO AMEND ARTICLE III, ZONING DISTRICTS, SECTION 5.32.2, RESTAURANT, FAST FOOD WITH OR WITHOUT DRIVE-THROUGH AND HIGH TURNOVER WITH DRIVE-THROUGH; PROVIDING FOR LAND DEVELOPMENT REGULATIONS FOR EXISTING RESTAURANT, FAST FOOD WITH OR WITHOUT DRIVE-THROUGH AND HIGH TURNOVER WITH DRIVE-THROUGH BUILDINGS; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [ORD-21O-06-120-CODE-ARTICLE III Fast Food Restaurants.pdf](#)
[AR 21O-06-120](#)
[DRR Existing Drive Through Restaurants.pdf](#)

This Ordinance was approved on the Consent Agenda on first reading to the City Commission Meeting, due back on 06/28/2021. (See Consideration of Consent Agenda for vote tally.)

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

- 3.** ORDINANCE NO. 21O-05-116: AN ORDINANCE APPROVING AN APPROPRIATION OF REVENUE AND EXPENDITURE FUNDS FROM THE AMERICAN RESCUE ACT IN FISCAL YEAR 2021; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE TOTAL AMOUNT OF \$3,903,851.00; APPROVING A CAPITAL BUDGET ADJUSTMENT IN THE TOTAL AMOUNT OF \$5,575,654.00; REFLECTING APPROPRIATE ADJUSTMENTS IN THE TOTAL AMOUNT OF \$9,479,505.00 TO VARIOUS REVENUE AND EXPENDITURE ACCOUNTS; PROVIDING VARIOUS BUDGET CODE NUMBERS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH)

Attachments: [ORD-21O-05-116-Budget Adjustment-American Rescue Act.pdf](#)
[AR 21O-05-116](#)
[ARP Supplemental.pdf](#)

This Ordinance was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

- 4.** ORDINANCE NO. 21O-05-117: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL REQUIRING ALL

PERSONS ON CITY OF LAUDERHILL PREMISES TO COMPLY WITH THE CENTER FOR DISEASE CONTROL (CDC) GUIDELINES CURRENTLY IN EFFECT AND AS MAY BE AMENDED FROM TIME TO TIME, AS DEEMED NECESSARY AND ESSENTIAL TO PROTECT THE HEALTH, SAFETY AND WELFARE OF EMPLOYEES AND MEMBERS OF THE PUBLIC WHILE THE CITY OF LAUDERHILL REMAINS UNDER A DECLARED STATE OF EMERGENCY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [ORD-210-05-117-Proprietary-Mask CDC Requirements 5-6-21 \(1\)](#)

[AR 210-05-117](#)

[Ex. 1a-governor suspends eo.pdf](#)

[Ex. 1b- Some Broward businesses will keep masks in place after DeSantis order.pdf](#)

[Ex. 2a-Broward County-Admin Policy Requiring Facial Coverings and Social Distancing on County Property 5-4-21.pdf](#)

[Ex. 2b-Palm Beach County To DeSantis We Make The Rules Not You.pdf](#)

[Ex. 3 - CDC-Interim Public Health Recommendations for Fully](#)

[Vaccinated People.pdf](#)

[EO 21-102.pdf](#)

This Ordinance was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

X RESOLUTIONS (IF NOT ON CONSENT AGENDA)

5. RESOLUTION NO. 21R-06-98: A RESOLUTION APPROVING THE FINAL SETTLEMENT BETWEEN LEWIS MOHORN, JR. AND THE CITY OF LAUDERHILL AND LAUDERHILL POLICE DEPARTMENT IN THE AMOUNT OF \$100,000.00 INCLUSIVE OF ATTORNEYS FEES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-98-SETT-AGT-FINAL-Mohorn.pdf](#)

[AR 21R-06-98](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

6. RESOLUTION NO. 21R-06-99: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE RANKING OF QUALIFIED FIRMS PURSUANT TO RFP #2021-010 FOR GOLF COURSE MAINTENANCE SERVICES AS RECOMMENDED BY THE EVALUATION COMMITTEE; AUTHORIZING THE CITY MANAGER TO NEGOTIATE THE TERMS OF THE CONTRACT IN AN AMOUNT NOT TO EXCEED \$171,484.00; PROVIDING FOR AN EFFECTIVE DATE

(REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-99-Ranking-Golf Maint Services.pdf](#)
[AR 21R-06-99](#)
[ORIGINAL FILE NOTIFICATION](#)
[FINAL RANKING RFP 2021-010 Golf Course Maintenance](#)
[IGM PROPOSAL](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

7. RESOLUTION NO. 21R-06-100: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL AUTHORIZING THE DISPOSAL OF OBSOLETE, DAMAGED, INOPERABLE AND SURPLUS EQUIPMENT IN THE MOST COST EFFECTIVE AND FAVORABLE MANNER PURSUANT TO CITY CODE SECTION 2-143; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-100-surplus obsolete equipment 2021.pdf](#)
[AR 21R-06-100](#)
[OBSOLETE VEH AND EQUIP](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

8. RESOLUTION NO. 21R-06-101: A RESOLUTION APPROVING THE REMETERING AGREEMENT BETWEEN THE CITY OF LAUDERHILL AND RBL HOLDINGS GROUP, LLC. TO ALLOW SUBMETERS AT THE PROPERTY LOCATED AT 1701 N.W. 54th TERRACE, LAUDERHILL, FLORIDA, IN ORDER TO SEPARATELY BILL EACH INDIVIDUAL USER BASED UPON ACTION WATER CONSUMPTION AT THE SAME RATE UTILIZED BY THE CITY; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-101-Agrmt-Rem-1701 NW 54 Terr.pdf](#)
[AR 21R-06-101](#)
[Remetering Agreement- 1701 NW 54 TER 05-06-21.pdf](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

9. RESOLUTION NO. 21R-06-102: A RESOLUTION APPROVING THE WAIVER OF COMPETITIVE BIDDING; APPROVING THE AWARD OF CONTRACT TO C.A.P. GOVERNMENT, INC. TO PROVIDE BUILDING DIVISION PLAN REVIEW AND INSPECTION SERVICES ON AN AS NEEDED BASIS BASED UPON THE BIDS SOLICITED BY THE CITY OF FORT LAUDERDALE ACTING AS LEAD AGENCY (12,376-813); PROVIDING FOR PAYMENT IN THE TOTAL AMOUNT NOT TO EXCEED

\$15,000.00 FROM BUDGET CODE NUMBER 001-212-03110 ON AN AS NEEDED BASIS; PROVIDING FOR A TERM ENDING MAY 15, 2023 WITH ONE 2-YEAR OPTION TO RENEW; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-102-PIGGY-C.A.P.pdf](#)

[AR 21R-06-102](#)

[City of Fort Lauderdale Plan Review and Inspection Services- CAP Government-Agreement- Fully Executed ada \(002\)](#)

Commissioner Dunn wished staff to clarify why City staff recommended the waiver of competitive bidding.

Mr. Hobbs explained the subject situation was two-tiered; the first had to do with efficiencies, and the second had to do with the type of services the City sought. Regarding purchasing, the City's procurement process required going out to bid and/or pricing, and in doing this, the City issued a bid, went through a process that included evaluating, ranking, and selecting a possible vendor. In the subject instance, that process was already completed by the City of Fort Lauderdale, and history showed if a city went out for bid on the same solicitations, it was likely to receive similar quotes from the same companies. He said, as a means of not duplicating work already done, and this was done via a purchasing consortium, the City occasionally took advantage of a waiver on competitive bidding to move forward with processes that already took place; in the subject instance, the bid was for inspection services, and the City already went through the bid process recently, and the City of Fort Lauderdale even more recently. City staff requested and reviewed Fort Lauderdale's bid documentation, including the companies bidding for the services, and they deemed the process sufficient from their perspective to allow the City to move forward with the waiver for competitive bidding versus going through and duplicating the process.

Commissioner Dunn asked if the service being sought was something a local business could provide.

Mr. Hobbs replied if they qualified.

City Attorney Hall remarked the subject services were a little more difficult to provide by a small business, as the firm providing the services was primarily comprised of retired certified inspectors, building officials and structural engineers. Following Hurricane Wilma, all cities needed additional help to get permits issued, so the subject firm was hired by the City, and they set up a tent in the parking lot to help issue permits. Thus, because of the unique services needed, it was unlikely there would be a local group able to provide these services.

Commissioner Dunn believed the last time a waiver of competitive bidding came before the Commission, she asked staff to do due diligence to make sure there were no local vendors able to provide the service, so she wished to make sure this was done, as a matter of record, so the community did not think the City was bypassing that process.

Mr. Hobbs added staff did check the City's list of vendors first to makes sure there were no local businesses capable of providing the services sought; if any had been identified, staff would have reached out to them to give them the chance to bid.

A motion was made by Commissioner L. Martin, seconded by Commissioner M. Dunn, that this Resolution be approved. The motion carried by the following vote:

Yes: 5 - Commissioner M. Dunn, Vice Mayor D. Grant, Commissioner L. Martin, Commissioner S. Martin, and Mayor K. Thurston

Abstain: 0

10. RESOLUTION NO. 21R-06-103: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE SERVICE AGREEMENT RENEWAL BETWEEN THE CITY OF LAUDERHILL AND MOTOROLA SOLUTIONS TO PROVIDE NECESSARY SERVICES CITYWIDE IN AN AMOUNT NOT TO EXCEED \$60,096.32; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-103-Agrmt-Motorola Solutions Renewal.pdf](#)

[AR 21R-06-103](#)

[Motorola contract package renewal 10-1-2021 with updated terms 5-26-2021.pdf](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

11. RESOLUTION NO. 21R-06-104: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE AGREEMENT BETWEEN THE U.S. DEPARTMENT OF TREASURY AND THE CITY OF LAUDERHILL TO RECEIVE TOTAL GRANT FUNDING IN THE AMOUNT OF \$18,132,223.00 FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS; ACCEPTING THE FIRST HALF OF THE AMERICAN RESCUE PLAN ACT FUNDS IN THE AMOUNT OF \$9,066,111.50; APPROVING THE APPROPRIATION OF SAID FUNDS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-104-GRANT -American Rescue Act funds 2021.pdf](#)

[AR 21R-06-104](#)

[American Rescue Act US Dept Treasury Signed Agreement.pdf](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

12. RESOLUTION NO. 21R-06-105: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE PROPOSAL MEMORANDUM OF UNDERSTANDING BETWEEN THE STATE OF FLORIDA AND LOCAL GOVERNMENTS REGARDING THE ALLOCATION AND USE OF PROCEEDS OF SETTLEMENTS FROM

PRESCRIPTION OPIOID LITIGATION; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-105-Agrmt-MOU-Opioid Litigation.pdf](#)

[AR 21R-06-105](#)

[Opiod Proposal MOU](#)

[Opiod Cover Letter.pdf](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

13. RESOLUTION NO. 21R-06-106: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE STATE HIGHWAY LIGHTING, MAINTENANCE, AND COMPENSATION AGREEMENT (CONTRACT ASM27) WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT"); PROVIDING FOR COMPENSATION IN THE AMOUNT OF \$56,256.20 FOR EACH FISCAL YEAR; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-106-Agrmt-FDOT Highway Lighting.pdf](#)

[AR 21R-06-106](#)

[FDOT Ligthing AgrmtASM27- City of Lauderhill.pdf](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

14. RESOLUTION NO. 21R-06-107: A RESOLUTION APPROVING THE GRANT AWARD AGREEMENT (LW729/12-00729) REGARDING CITY OF LAUDERHILL - WOLK PARK IMPROVEMENTS; PROVIDING THAT THE CITY OF LAUDERHILL WILL RECEIVE \$25,000.00 IN GRANT FUNDS; PROVIDING THAT THE CITY OF LAUDERHILL SHALL PAY \$25,000.00 IN MATCHING FUNDS FROM THE APPROPRIATE BUDGET CODE NUMBER; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-107-Grant - Wolk Park Pier.pdf](#)

[AR 21R-06-107](#)

[Lauderhill_12-00729 Wolk Park Imprv_ State Agreement to execute](#)

[Wolk Park Lauderhill Federal Funding Accountability and](#)

[Transparency Act Form – Subaward to a Recipient](#)

[COI for FL DEP 5-6-21](#)

[COI FORM WOLK PARK DRP-127](#)

Vice Mayor Grant sought clarification regarding the subject grants, as it appeared the City could receive a grant of \$25,000.00 that it would match.

City Manager Giles-Smith affirmed the total would be \$50,000.00 that would be used to repair the damaged pier at Wolk Park.

Vice Mayor Grant understood this was an ongoing issue, as the pier had been closed for nearly two years. She asked if the funds would restore the pier to full use.

Interim Parks & Recreation Director Scott Newton answered yes; the quote the City received to completely repair the Wolk Park pier was under \$50,000.00.

Vice Mayor Grant knew the surrounding area needed to be fixed up as well, including some of the benches, as the City's general obligation (GO) bond did not cover that particular area. City staff needed to research other grant opportunities to make those improvements at Wolk Park.

Mr. Newton said the GO bond dollars were for larger ticket items, such as improvements for pools, tennis courts, and large facilities.

City Manager Giles-Smith indicated the City was currently doing other improvements at Wolk Park that were funded through the GO bond.

Vice Mayor Grant stated she meant the pond area where benches were located.

Mr. Newton remarked funds were included in each fiscal year's capital improvement budget to repair benches, etc., so those repairs could be made.

Vice Mayor Grant wished to know about repairs to the sidewalks.

Mr. Newton responded the sidewalks were already being repaired.

A motion was made by Commissioner L. Martin, seconded by Commissioner M. Dunn, that this Resolution be approved. The motion carried by the following vote:

Yes: 5 - Commissioner M. Dunn, Vice Mayor D. Grant, Commissioner L. Martin, Commissioner S. Martin, and Mayor K. Thurston

Abstain: 0

15. REMOVED

16. REMOVED

17. REMOVED

18. RESOLUTION NO. 21R-06-111: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE LEASE AGREEMENT BETWEEN THE CITY OF LAUDERHILL AND COLLINS INTERNATIONAL, INC. TO PROVIDE ACCESS AND PARKING OF VEHICLES BY CITY STAFF AND THE PUBLIC AT 1601 N.W. 31ST AVENUE DURING THE CONSTRUCTION OF WEST KEN LARK PARK;

PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-111-Agrmt-Parking Lease Collins Int'l.pdf](#)

[AR 21R-06-111](#)

[Collins International COL - Parking Lot Lease Agreement.pdf](#)

[Collins International Property - Parking Lot Area Requested](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

19.

RESOLUTION NO. 21R-06-112: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE ON-THE-JOB TRAINING (OJT) AGREEMENT WITH CAREER SOURCE BROWARD; PROVIDING TERMS AND CONDITIONS; PROVIDING THAT THE CITY CAN RECEIVE REIMBURSEMENT UP TO \$12,500.00 FOR EACH TRAINEE'S SALARY; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).

Attachments: [RES-21R-06-112-Agrmt-OJT Training Agreement.pdf](#)

[AR 21R-06-112](#)

[CareerSource OJT AGREEMENT](#)

Commissioner Dunn wished to acknowledge the City's partnership with CareerSource Broward; they were one of the partners with the Return2Work initiative, a program very instrumental in helping people get back to work. She asked Ms. Giles-Smith to speak about what it meant for the City to move that relationship forward.

City Manager Giles-Smith said the subject program would allow the City to have people work for the City at no cost to residents, as it was funded by the State of Florida and federal funds; the goal was to get people back to work, particularly those who lost their jobs due to the COVID 19 pandemic. She mentioned two persons working in the grants division through the partnership with CareerSource, and they were working in other City departments; two people who initially came to work for the City through CareerSource were now on the City's payroll. This was a great program, as getting people back to work was a great goal to strive for.

Commissioner L. Martin added employees went through CareerSource first before coming to work for the City, so persons interested in working with for the City should contact CareerSource first.

A motion was made by Commissioner L. Martin, seconded by Commissioner M. Dunn, that this Resolution be approved. The motion carried by the following vote:

Yes: 5 - Commissioner M. Dunn, Vice Mayor D. Grant, Commissioner L. Martin, Commissioner S. Martin, and Mayor K. Thurston

Abstain: 0

20. RESOLUTION NO. 21R-06-113: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE SUMMER YOUTH EMPLOYMENT AGREEMENT (NO. 2021-2024-SYEP-CSC-6087) WITH CAREER SOURCE BROWARD; PROVIDING TERMS AND CONDITIONS; PROVIDING THAT CAREER SOURCE BROWARD WILL PAY THE YOUTHS' WAGES AND PROVIDE WORKER'S COMPENSATION COVERAGE FOR ALL ASSIGNED YOUTH; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER MELISSA P. DUNN).

Attachments: [RES-21R-06-113-Agrmt-Summer Youth Employment Agreement.pdf](#)

[AR 21R-06-113](#)

[CareerSource Summer Youth Agreement No. 2021-2024-SYEP-CSC-6087.pdf](#)

Commissioner Dunn mentioned it was just as important to get young people back to work; the subject summer youth employment program was administered by CareerSource Broward with funding support from partner Children Services Council. Young adults 18 years and older had an opportunity to be employed for the summer at the City of Lauderhill; this would boost their college resume. She hoped her colleagues might hire one of the young persons, providing them with a chance to earn money legally, while giving elected officials a chance to mentor them.

Commissioner L. Martin echoed Commissioner Dunn's comments, adding such opportunities for employment were not limited to the City of Lauderhill, as there were a finite number of positions available; there were other opportunities available.

Commissioner Dunn said the young people working at the City would be Lauderhill residents.

Vice Mayor Grant sought clarification if the person the Commission hired would work with all five members of the Commission, or would each member hire their own person.

Commissioner Dunn replied, once the subject resolution was approved, CareerSource would review the pool of young persons to see how many were residents of Lauderhill, and it was from among those persons the City could choose.

City Manager Giles-Smith asked the assistant director of Human Resources (HR) Ercilla Krempler to state how many interns were signed up for the City's summer youth employment program.

Assistant HR Director Ercilla Krempler said the list was not large, due to the stipulation of having to be at least 18 years of age and reside in Lauderhill; the list included persons interested in working in Parks & Recreation, Administration, Finance, and one wished to work with the Commission. Staff was very excited about this opportunity and getting Lauderhill's young adults working at the City. She noted CareerSource Broward had been amazing, as City staff worked with them throughout the pandemic, so the City was very grateful for the opportunity to launch the subject initiatives.

A motion was made by Commissioner L. Martin, seconded by Vice Mayor D. Grant, that this Resolution be approved. The motion carried by the following vote:

Yes: 5 - Commissioner M. Dunn, Vice Mayor D. Grant, Commissioner L. Martin, Commissioner S. Martin, and Mayor K. Thurston

Abstain: 0

- 20A.** RESOLUTION NO. 21R-02-37: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL AWARDING THE BID TO HINTERLAND GROUP, INC. IN ACCORDANCE WITH RFP 2021-004 TO PROVIDE CULVERT INSPECTION/CLEANING AND CATCH BASIN SERVICES IN AN AMOUNT NOT TO EXCEED \$340,000.00; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 450-927-3110; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-02-37-bid-Hinterland - Culverts.pdf](#)

[AR 21R-02-37](#)

[RFP 2021-004 CULVERT CLEANING - PROPOSAL - H.G.I.](#)

This Resolution was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

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

- 21.** RESOLUTION NO. 21R-06-114: A RESOLUTION OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA GRANTING THE SPECIAL EXCEPTION USE DEVELOPMENT ORDER TO RYAN MART, INC. D/B/A U SAVE FOOD STORE, SUBJECT TO CONDITIONS, TO ALLOW IN THE GENERAL COMMERCIAL (CG) ZONING DISTRICT THE CONVEYANCE OF AN EXISTING CONVENIENCE STORE USE ON 0.27 ± ACRE SITE AS LEGALLY DESCRIBED HEREIN AND MORE COMMONLY KNOWN AS 4039 N.W. 19TH STREET, LAUDERHILL, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [RES-21R-06-114-Special X - Ryanmart - U Save Food AMENDED.pdf](#)

[AR 21R-06-114](#)

[DRR \(21-SE-005\) 4039 NW 19 ST Ryan Mart Inc. dba U Save Food Store \(004\)](#)

[A. SEU Application, U Save Food Store](#)

[B. 4037-4039 NW 19th ST, Site plan.pdf](#)

[C. Floor Plan, U Save Food Store.pdf](#)

[D. U Save Food Store, Inventory of fixtures and equipment.pdf](#)

[Ryan Mart U Save SEU Conditions Affidavit](#)

[Calls for Service RyanMart.pdf](#)

Commissioner L. Martin asked if the applicant or their representative needed to be present for the item to move forward.

City Manager Giles-Smith replied the Commission could proceed if desired, unless there was something they wished the applicant to do.

City Attorney Hall believed Commissioner L. Martin wished the applicant to publicly affirm under oath their willingness to satisfy the conditions in the affidavit they signed.

Commissioner L. Martin added as well as address some of the concerns that followed the store itself, including the safety issues staff documented.

City Attorney Hall suggested tabling the item to the next Commission meeting, so staff could ensure the applicant was present for the Commission's vote.

Commissioner L. Martin motioned to table the item to the next Commission meeting.

Mayor Thurston observed two members of the Commission indicated their wish to speak on the item, but procedure dictated there should be no further discussion on an item once a motion to table was made.

City Attorney Hall affirmed this to be correct.

Commissioner L. Martin withdrew his motion to table to allow Commission discussion.

Commissioner S. Martin said he, too, wished the applicant to be present at the meeting to verify on the record their willingness to satisfy all conditions of approval, so he supported tabling the item to the next Commission meeting.

Commissioner Dunn not only wished to table the item, but move it to a workshop for discussion, as there was a larger issue; she was very concerned about the number of service calls, as it triggered a few questions for her. She could not speak with her fellow Commissioners outside of the public meeting forum, and she desired more dialog.

City Attorney Hall stated the applicant was entitled to a quasi-judicial hearing, which consisted of having the City Commission sitting in a judicial capacity; there could be a general discussion on the subject of convenience stores at any time, such as at a Commission workshop, but the subject application could not be vetted in a Commission workshop forum, as the applicant paid their fees and wanted to be heard.

Commissioner Dunn wished an item for discussion on convenience stores in general be placed on the agenda of the next City Commission workshop on June 21, 2021.

City Attorney Hall mentioned working with Commissioner L. Martin on the issue, and more than one member of the City Commission expressed concerns to him.

Vice Mayor Grant shared similar thoughts and heard numerous concerns expressed about the particular area. She supported the general discussion at the next Commission workshop and tabling the item to the next Commission meeting.

Operations Administrator Zachery Davis-Walker stated, for the record, both applicants for the subject special exception applications were advised to attend the present quasi-judicial hearing.

A motion was made by Commissioner L. Martin, seconded by Commissioner S. Martin, that this Resolution be tabled to the City Commission Meeting, due back on 6/28/2021. The motion carried by the following vote:

Yes: 5 - Commissioner M. Dunn, Vice Mayor D. Grant, Commissioner L. Martin, Commissioner S. Martin, and Mayor K. Thurston

Abstain: 0

Commissioner Dunn commented it would be helpful for her if, prior to the upcoming Commission workshop, she received data on convenience stores in Lauderhill cross referenced with police department calls for service to those stores; that is, she wanted crime statistics related to the convenience stores. She was interested in their proximity to residential uses and getting information on how long they were open for business.

City Manager Giles-Smith indicated she would direct staff to send the information to all members of the Commission, along with a copy of the Florida statute that governed convenience stores that tied the City's hands in some ways.

22.

RESOLUTION NO. 21R-06-115: A RESOLUTION OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA GRANTING TO SOAPHIA LAUDERHILL, LLC A SPECIAL EXCEPTION USE DEVELOPMENT ORDER, SUBJECT TO CONDITIONS, TO ALLOW IN THE COMMUNITY COMMERCIAL (CC) ZONING DISTRICT THE CONVEYANCE OF A LAUNDROMAT, SELF-SERVICE USE ON A 27.6 ACRE SITE AS LEGALLY DESCRIBED HEREIN ACCORDING TO THE PLAT THEREOF AND AS RECORDED IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, MORE COMMONLY KNOWN AS 4271 N.W. 12TH STREET, LAUDERHILL, FLORIDA; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [RES-21R-06-115-Special X - Soaphia.pdf](#)
[AR 21R-06-115](#)
[DRR, \(21-SE-006\) Soaphia Lauderhill, LLC 6-2-21.pdf](#)
[A. SEU Application, \(21-SE-006\) Soaphia Lauderhill, LLC \(1\).pdf](#)
[B. Photos of other Soaphia Laundromats \(1\).pdf](#)
[C. 2011 COU Approval, Soaphia Laundry.pdf](#)
[D. \(21-SE-006\) SEU Conditions Affidavit, Soaphia Lauderhill, LLC \(1\).pdf](#)
[E. Lauderhill PD, Calls for service 3.2019-3.2021.pdf](#)

Mayor Thurston collectively swore in all persons wishing to speak on the subject item.

Thomas Oates, the applicant's representative, introduced store owner Joshua Prager, and store manager, Alex.

Commissioner Dunn wished to hear from staff regarding their recommendation to the Commission.

Mr. Davis-Walker stated staff's recommendation was for approval with conditions.

City Planner Chris Torres said the subject item was a little different from the convenience store conveyances, in that Soaphia Lauderhill, LLC, had language in their old special exception that required a new special exception to be acquired whenever a new owner took over the same business use. In essence, staff took all the calls for service into consideration, and the report stated there were approximately 13 calls between March 2019 and 2020, and an additional 21 calls between March 2020 and 2021; these were factored into staff's analysis. Staff recommended approval with update conditions, as the subject item was set to be heard in April 2021. He said, with regard to the seven criteria City staff had to look at for any special exception application to be considered for approval, they felt the continuance of the subject use would not be more impactful than the previous business, so their recommendation was for approval with updated conditions, as indicated in the backup. The subject application had the least number of calls for services out of all the conveyances of a convenience store.

Commissioner Dunn asked for staff's conditions of approval to be read into the record.

Mr. Torres added the City received a signed affidavit from the applicant agreeing to satisfy all staff's conditions

Mr. Davis-Walker read the staff conditions of approval into the record, as detailed in the backup, with one minor correction to conditions number three and nine:

- Condition one: The special exception use development order for a laundromat self-service use would be specifically granted to Soaphia Lauderhill, LLC; the development order could not be assigned, leased, subleased, transferred, or otherwise conveyed to another entity without further special exception approval from the City Commission; the special exception use development order would

automatically expire and become null and void if any entity other than Soaphia Lauderhill, LLC, operated the use

- Condition two: The operating hours would be limited to Sunday through Saturday, 6:00 a.m. to 12:00 a.m.; the business would be closed for operation from 12:01 a.m. to 5:59 a.m.
- Condition three: Any violation of the subject conditions of approval might result in a public hearing before the City Commission, and could result in a modification, suspension, or revocation of the subject special exception use development order, onerous conditions, or both; further, consistent with the City's Land Development Regulation (LDR) Article 4, part 1, section 1.8, the subject development order could be revoked, suspended or modified based on the grounds stated herein; in addition, this development order would be subject to post-approval review, consistent with LDR Article 4, part 411
- Condition four: Complaints to code enforcement or the police department could cause the special exception use approval to be reviewed by the City Commission for possible revocation
- Condition five: If the use for which the special exception was granted ceased to operate for a continuous period of one year, the special exception approval would expire
- Condition six: The owner should regularly provide updated contact information for local management to the Lauderhill Police Department
- Condition seven: The owner must execute a trespass agreement for the police department to keep on file for enforcement
- Condition eight: The property owner or operator had to provide a security plan that demonstrated how to prevent loitering and reduce the amount of police calls, particularly with regard to trespassing and the presence of bad actors; in said security plan, the property owner or operator should provide a property maintenance plan, demonstrating how they would maintain cleanliness and compliance with the City's Code of Ordinances
- Condition nine: In the event of Commission approval, the review of the special exception order should take place on an annual basis no later than one month after the date the subject special exception use development order was issued, as allowed by Article 4, section 411.2 of the City of Lauderhill's LDR; condition nine was being revised to reflect Article 4, section 411.2, and condition three would so reflect similarly

Commissioner Dunn remarked, though she observed the number of calls for service were relatively small, she thought it was important to get the matter on the record, particularly with regard to conditions four, six and seven, and to get the applicant's feedback on these conditions.

Joshua Prager, the owner/applicant, responded safety and cleanliness of the store was their number one priority, as they took over a business in great disrepair, and over the past few months they had been cleaning it up. New staff had been hired, new machinery and lighting installed, and they worked with the landlord on security measures via their security company that did a 24-hour patrol around the shopping center. He said they had his personal cell phone number, so if any issues arose, they could message him immediately, and if employees had any issues, they were ordered to call the police rather than confronting anyone. Safety for employees and safety for customers was their priority.

Commissioner Dunn asked if the employees were Lauderhill residents.

Joshua Prager answered yes.

Commissioner L. Martin supported the special exception application for the subject business, as compared to other convenience type uses, the applicant’s business would be located in Lauderhill Mall where on-duty security officers constantly roved the property, and the business’s hours of operations did not go into the wee hours of the morning. Added to this, the prior business had a low number of calls for service, and all these factors should be considered by staff and the Commission when exploring other use opportunities. He welcomed the applicant’s business to Lauderhill, and the City hoped to grow with them and facilitate their success story over the years.

Mr. Prager thanked Commissioner Martin, adding Clyde and his little brother, could play whatever sport they wished, as they would cover the cost.

Mayor Thurston opened the discussion to the public.

Willie Mae Cooper, Lauderhill resident and president of the West Ken Lark Homeowners’ Association (HOA), expressed concern there were already a significant number of laundromats in Lauderhill, asking if City staff took this into consideration. On NW 12th Street, there was one already in the Lauderhill Mall.

Commissioner L. Martin clarified the applicant was taking over the laundromat in the Lauderhill Mall, so this was not a new laundromat, but a change in ownership of the existing laundromat in the Mall.

Ms. Cooper thanked him for the clarification.

Mayor Thurston received no further public input.

Commissioner L. Martin made a motion to Amend Resolution #21R 06 115 as noted above, seconded by Commissioner Dunn. The vote was as follows:

Commissioner Dunn	Yes
Vice Mayor Grant	Yes
Commissioner L. Martin	Yes
Commissioner S. Martin	Yes
Mayor Thurston	Yes

A motion was made by Commissioner L. Martin, seconded by Vice Mayor D. Grant, that this Resolution be approved as amended. The motion carried by the following vote:

Yes: 5 - Commissioner M. Dunn, Vice Mayor D. Grant, Commissioner L. Martin, Commissioner S. Martin, and Mayor K. Thurston

Abstain: 0

23. REMOVED

XII QUASI-JUDICIAL MATTERS, FIRST READING

XIII QUASI-JUDICIAL MATTERS, SECOND READING

24. ORDINANCE NO. 210-05-115: AN ORDINANCE GRANTING A VARIANCE REQUEST FROM G.I. OF COMMERCIAL, LLC., SUBJECT TO CONDITIONS, FOR RELIEF FROM THE LAND DEVELOPMENT REGULATIONS, ARTICLE IV, PART 3.0, SUBSECTION 3.1.3, MINIMUM DISTANCE REQUIREMENTS, TO ALLOW A VARIANCE FROM THE MINIMUM 200 FOOT SEPARATION DISTANCE REQUIREMENTS FOR OUTDOOR MENU BOARDS FROM ANY RESIDENTIALLY ZONED PROPERTIES ON AN APPROXIMATE ± 1.33 ACRE SITE IN THE GENERAL COMMERCIAL (CG) ZONING DISTRICT LEGALLY DESCRIBED AS LOTS 10 AND 11, COMMERCIAL BOULEVARD SHOPPES NO.2, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 107, PAGE 43, OF THE OFFICIAL PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, MORE COMMONLY KNOWN AS 7040-7050 WEST COMMERCIAL BOULEVARD, LAUDERHILL, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [ORD-210-05-115-VARIANCE-Popeyes.pdf](#)

[AR 210-05-115](#)

[DRR Variance Popeyes Menu Board](#)

[Attachment A](#)

[BCPA Report - 7040 W Commercial Blvd](#)

[BCPA Report - 7050 W Commercial Blvd](#)

[Deed - 7040 W Commercial Blvd](#)

[Deed - 7050 W Commercial Blvd](#)

[Variance Application Form](#)

[Variance Application Justification](#)

[Authorization Letter](#)

[Attachment C](#)

[Popeye's Combined Plan Set 4-21-2021](#)

[Item 24 Presentation \(As Referenced Within Minutes\)](#)

This Ordinance was approved on the Consent Agenda. (See Consideration of Consent Agenda for vote tally.)

XIV UNFINISHED BUSINESS

XV OLD BUSINESS

XVI NEW BUSINESS

XVII COMMUNICATIONS FROM PUBLIC OFFICIALS SHALL BEGIN IMMEDIATELY BEFORE ADJOURNMENT

Commissioner Dunn reminded her colleagues and the community that on Wednesday, 6:30 p.m. the City's first official Lauderhill Health and Prosperity Partnership meeting would take place, and at the next Commission workshop, they would share the results of the Community Needs Assessment. She announced the Federal Reserve Bank out of Atlanta had a program, Reinventing Our Communities, and she would be the only elected official of a Broward city participating in their 2021 program; it dealt with equitable small business recovery and was a ten-month program with a goal of coming up with a strategy, specifically for Broward County around equitable distribution of capital and resources to move small businesses forward. She noted other members of that cohort included Dan Lindblade, the President and CEO of the Greater Fort Lauderdale Chamber of Commerce, the Haitian-American Chamber of Commerce, CareerSource Broward, Dr. Germaine Smith-Baugh from the Urban League, Joseph Hovancak from Prosperity Partnership with the Greater Fort Lauderdale Alliance, Nova Southeastern University, Broward Center for Innovation, Sandy-Michael McDonald from Broward County, Broward County Black Chamber of Commerce, and Michelle Talbert, Chair of the Sub-council for Economic Development; Mr. Hobbs and she would be sitting on that group. The intent was to learn how to create opportunities and bringing resources to Lauderhill.

Commissioner S. Martin desired a Commission consensus on two matters. First: The Broward County Commission would meet on Tuesday, June 15, 2021, and an item for discussion and a vote was a resolution for a strong county mayor; the ultimate goal was for the question to go on a ballot. He said the matter for discussion was for the County to go to a mayor for four years as a position only, but that was with the intention of moving forward in the future to a strong mayor position. He desired feedback from the dais on whether the City should speak to that representing Lauderhill, noting he was against a strong County mayor position at present, and if there was Commission consensus against a strong County mayor, the City Manager should be directed to send a letter to that effect on the City's behalf.

Commissioner Dunn stated she was definitely against having a strong County mayor; she fully supported Bertha Henry, as she felt she was doing an amazing job.

Commissioner L. Martin concurred, noting Ms. Henry would leave office in July 2021. He supported Commissioner S. Martin's request, so there appeared to be a consensus.

Attorney Hall said he would draft and send a letter to be signed by Ms. Giles-Smith in the morning; it would be sent to the County Commission before their meeting started.

Commissioner S. Martin explained the matter was handled in this manner because the County Commission's meeting agenda came out after the City's agenda meeting deadline, so he was unable to place it on the present agenda. The second matter was regarding the shootings taking place in Lauderhill, and the City's increasing murder rate; there were multiple shootings in the last few weeks in parts

of Central Broward. He desired a Commission consensus to add more resources to reduce the level of crime and shootings, above what the City was already doing in this regard.

Vice Mayor Grant mentioned a program discussed previously, whereby, once someone fired a gun, it was possible to identify where it came from. She knew the City of Miramar Police Department (PD) and other cities were either in the process or had already implemented the program, asking if the City was looking at the program.

City Manager Giles-Smith answered yes; it was a part of the Fiscal Year (FY) 2022 proposed budget.

Police Chief Constance Stanley suggested discussing the ShotSpotter gunshot detection system at a workshop, if the Commission wished it, as the system representatives were willing to do a presentation. ShotSpotter required the placement of cameras in various problem areas, and in Lauderhill, the plan was to cover about 4.6 miles in the City where incidents of gun violence were high. She mentioned the City of Fort Lauderdale PD noticed there were calls for service where shots were fired, though no one called it in, this was possible with the implementation of the ShotSpotter system, so it was effective. Several Broward PDs already implemented the system, and the City of Miramar PD was getting ready to sign off on implementing the system. Regarding pricing, over a three-year period, the cost was about \$700,000.00.

City Manager Giles-Smith remarked, along with looking at ShotSpotter, staff was exploring other measures to increase officers' response time and have a greater presence in the City; though hiring police officers was a challenge, Chief Stanley and she recognized the need to put more officers on patrol for visibility. Along with more officers, the PD wished to hire more police service aides (PSA) to address certain calls and patrol the City.

Police Stanley affirmed there were certain calls PSAs could handle, and this freed up patrol officers to be more proactive on the road. Additionally, the Lauderhill PD was increasing its crime scene technicians, as some calls tied up patrol officers when they had to process scenes, etc., so with a crime scene technician doing that work, officers could get back on the road sooner to patrol and be more effective in the field.

Vice Mayor Grant requested a workshop discussion on crime prevention measures, understanding the increase in crime was a national issue, but the focus was Lauderhill, and what cities with similar demographics were doing for prevention.

Police Stanley mentioned the City Manager approved the PD holding an upcoming police youth academy, the City's first, and the goal was to focus on the City's youth and trying to get them to understand the violence, etc.

City Manager Giles-Smith suggested doing an independent workshop on crime prevention, as the June 21, 2021, workshop already had about 20 items for discussion.

Commissioner Dunn thought the general convenience store discussion item could be done at that workshop, since there was a tie in. She requested that the review of the results of the Community Needs Assessment be the first agenda item at the June 21, 2021, Commission workshop, as a number of professionals would be present to do the review. Police Stanley provided some statistics that would be included in the Assessment, and the team mapped out where the crime statistics were higher.

Commissioner S. Martin questioned if there was a Commission consensus for a special Commission workshop that focused only on crime and policing issues.

City Manager Giles-Smith said staff would canvass the Commission for a date.

Commissioner L. Martin stated he had good news for the City, and persons signed up with the Lauderhill Connect Program would receive the information by the first thing in the morning. He pursued the City Manager and the Grants Department staff for several months to find an opportunity to assist as many residents as possible, as many food distribution centers were closed after doing an excellent job over the past year of dealing with the COVID 19 pandemic. He was proud to announce Ms. Giles-Smith and Grants staff found extra dollars that needed to be spent, so \$300.00 food gift cards, redeemable only at Fresco y Más in Lauderhill, would be handed out to qualifying residents; they anticipated handing out about 750 cards. The program would commence in the next few days, and applications would be available at all City parks and online on the City's website. He urged members of the public sitting in the audience to apply, and to spread the word in their communities, as it would be on a first come, first served basis. Secondly, a forum would be held next week on generational wealth, as this matter arose while he was out speaking with members of the community to find out how they were doing. He noted the goal of the forum was to educate residents as to their financial needs, and work with young residents inheriting homes and unsure what to do with the property, or senior residents with homes who were unsure who to leave them to. The forum would provide significant information on acquiring generational wealth, how to maintain it, and how to pass it on to the next generation. He invited interested persons to preregister for the forum, stating information would be sent out via social media and Lauderhill Connect.

Vice Mayor Grant wished to know how the food cards would be distributed.

Commissioner L. Martin thought the City Commission could be personally onsite at Fresco y Más handing out the cards and connecting with Lauderhill citizenry. Ms. Giles-Smith and staff were working on a process for the City to give back to the Lauderhill community face-to-face.

Vice Mayor Grant said, as mentioned in a presentation earlier in the meeting, various banks were coming back on board to assist persons in need in Lauderhill; at present, Bank of America, Wells Fargo, TD Bank and a credit union were working with the City's Community Redevelopment Agency (CRA) and the Economic Development Department staff to determine how they could provide funding assistance. By federal law, banks were permitted to give a percentage of their federal dollars back to certain communities, for which Lauderhill qualified. She worked diligently with City staff and the banks to get the banks to have funds sent

directly to the City, so they would keep everyone updated as it related to projects, with the focus being on homes, infrastructure, small businesses, park improvements/repairs, etc. Staff was putting together the City's PowerPoint presentation in anticipation of their second meeting with Wells Fargo and Bank of America. She thanked everyone who assisted with the City's Small Business Month events, none of which would have been possible without the City Manager and her staff, her aide, Amani Mangol, and she thanked Ms. Giles-Smith for lending her Amanda Segur, who was a great help. Other persons who participated were thanked, including residents Samuel Wilkerson and Willie Mae Cooper, who were a great help; their efforts were greatly appreciated.

Commissioner L. Martin reminded everyone, if they were not busy the coming Saturday, they should come out to John Mullin Park, 11:00 a.m. to 5:00 p.m., where the City, along with the Fatherhood Program and Healthy Mothers, Healthy Babies would host an event celebrating fathers for Father's Day.

City Manager Giles-Smith stated Fire Chief Celetti, Deputy Fire Chief Robert Torres and she were proud to announce on June 19, 2021, at 12:30 p.m. on ABC, the City's homegrown heroes from the Lauderhill Fire Department would be nationally televised on the Hearts of Heroes program. She said the program would feature the City's firefighters who, during a natural disaster, braved to save and rescue people in danger, including the gentleman who got caught on flood waters when he failed to realize he had driven into a canal; some of the firefighters involved in the rescue were Driver Mike Lombardi and Lieutenant Joel Moniz, who jumped into the water without hesitation and rescued the driver.

Mayor Thurston mentioned on June 9, 2021, Commissioner S. Martin and he attended the graduation of Lauderhill 6-12, the only high school located in Lauderhill's city limits; 27 seniors graduated, all with college credits, and the City of Lauderhill continued its practice of giving every graduate a book scholarship. He noted Lauderhill 6-12 was currently a nationally ranked high school, and the City was very proud of its graduates. He mentioned going upstairs and finding on his desk a stack of flyers that said: Do you have past due rent and/or utilities related to COVID 19? It was a Broward County emergency rental assistance program, so he handed the flyers to Ms. Giles-Smith for dissemination.

XVIII ADJOURNMENT - 8:56 PM