

City of Lauderhill

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



Meeting Minutes - Draft

Monday, April 29, 2019

7:00 PM

City Commission Chambers

City Commission Meeting

LAUDERHILL CITY COMMISSION

***Mayor Ken Thurston
Vice Mayor M. Margaret Bates
Commissioner Howard Berger
Commissioner Richard Campbell
Commissioner Denise D. Grant***

***Charles Faranda, City Manager
Andrea M. Anderson, City Clerk
Earl Hall, City Attorney***

I CALL TO ORDER

II COMMUNICATIONS FROM THE PUBLIC (AND RESPONSES TO THE PUBLIC, IF THE TIME PERMITS DURING THIS PORTION OF THE MEETING OF THE CITY COMMISSION)

III ADJOURNMENT (NO LATER THAN 7:30 PM)

I CALL TO ORDER OF REGULAR MEETING

Mayor Thurston called to order the Regular City Commission Meeting at 7:07 PM.

II ROLL CALL

Present: 5 - Commissioner Howard Berger, Commissioner Richard Campbell, Commissioner Denise D. Grant, Vice Mayor M. Margaret Bates, and Mayor Ken Thurston

ALSO PRESENT:

*Charles Faranda, City Manager
Earl Hall, City Attorney
Constance Stanley, Police Chief
Marc Celetti, Fire Chief
Andrea M. Anderson, City Clerk*

III PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY GOOD AND WELFARE

HOUSEKEEPING

A motion was made by Vice Mayor Bates, seconded by Commissioner Grant, to ACCEPT the Final-Revised Version of the City Commission Meeting Agenda for April 29, 2019. The motion carried by the following vote:

Yes: 5 - Commissioner Berger, Commissioner Campbell, Commissioner Grant, Vice Mayor Bates, and Mayor Thurston

Abstain: 0

IV CONSIDERATION OF CONSENT AGENDA

A motion was made by Vice Mayor Bates, seconded by Commissioner Grant, that this Consent Agenda was approved. The motion carried by the following vote:

Yes: 5 - Commissioner Berger, Commissioner Campbell, Commissioner Grant, Vice Mayor Bates, and Mayor Thurston

Abstain: 0

V APPROVAL OF MINUTES

A. Minutes of the City Commission for April 8, 2019.

Attachments: [April 8 2019 - City Commission Meeting Minutes](#)

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

VI PROCLAMATIONS / COMMENDATIONS

- A. A PROCLAMATION DECLARING APRIL 2019 AS AUTISM AWARENESS MONTH (REQUESTED BY MAYOR KEN THURSTON).
- B. A PROCLAMATION DECLARING APRIL 26, 2019 AS NATIONAL ARBOR DAY (REQUESTED BY MAYOR KEN THURSTON).

VII SPECIAL PRESENTATIONS

- A. A PRESENTATION FROM BROWARD COUNTY CLERK OF COURT BRENDA D. FORMAN (REQUESTED BY MAYOR KEN THURSTON).
- B. A PRESENTATION ON BEHAVIORAL HEALTH INFORMATION FOR LAUDERHILL YOUTH (REQUESTED BY COMMISSIONER DENISE D. GRANT).
- C. AN UPDATE ON CASA, NYSA AND CRICKET (REQUESTED BY COMMISSIONER RICHARD CAMPBELL).

VIII GENERAL PRESENTATIONS (5 MINUTES MAXIMUM)

- A. AN UPDATE FROM THE CODE ENFORCEMENT BOARD.

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

1. ORDINANCE NO. 19O-04-107: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE VACANT LAND SALE AND PURCHASE CONTRACT BETWEEN THE CITY OF LAUDERHILL AND LAUDERHILL MARKETPLACE, LLC FOR THE CITY OF LAUDERHILL TO PURCHASE THE VACANT PARCEL OF LAND LOCATED AT THE CORNER OF STATE ROAD 7/U.S. 441 AND N.W. 11th PLACE, LAUDERHILL FOR THE PURCHASE PRICE OF \$928,092.67; AUTHORIZING THE CITY MANAGER AND/OR HIS DESIGNEE TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS; PROVIDING FOR PAYMENT FROM THE APPROPRIATE BUDGET CODE NUMBER; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [ORD-19O-04-107-Vacant Land Purchase-Sale - Lauderhill Marketplace.pdf](#)
[AR 19O-04-107](#)
[Seller resigned FINAL Contract 2019_04_29.pdf](#)
[Survey Lauderhill Marketplace.pdf](#)

Commissioner Campbell recalled some time previous the Commission understood that

the purchase of 1.7 acres would be done at fair market value, and asked if that was achieved.

City Attorney Hall answered yes, adding the appraised value the City received was higher than the number the Commission was approving.

Commissioner Campbell remarked the City was able to receive the entire parcel of land without having to pay for it.

City Attorney Hall explained the City was buying 1.7 acres, and then the developer/owner would donate four acres to the City.

Commissioner Campbell surmised the donation would save Lauderhill taxpayers a significant amount of money.

City Attorney Hall affirmed it would.

City Manager Faranda indicated, based on the value of the 1.7 acres, it was more than double in value, so the four acres would amount to close to \$2 million.

Commissioner Campbell asked why the City targeted 1.7 acres for purchase; as the entire parcel would be developed.

City Manager Faranda stated City staff felt securing the land at the entrance way of the Lauderhill Performing Arts Center (LPAC) was very important, not only for beautification, but for advertising. Staff explored installing LED signage to advertise the LPAC's events, but there had been nowhere to put the sign, as the City had some difficulties negotiating with Broward County as to where to locate the sign. He reiterated the importance for the City controlling the entranceway to the LPAC to make it exactly the way residents and the Commission envisioned it. After the site was purchased by the developer and staff looked at the lot, the sale of the 1.7 was agreed upon by with the developer/owner.

Commissioner Campbell observed the LED sign did not need 1.7 acres.

City Attorney Hall explained the City intended to later seek the right developer to purchase and develop the land appropriately; Mr. Faranda would bring the matter back to the City Commission for consideration at that time.

A motion was made by Vice Mayor Bates, seconded by Commissioner Berger, that this Ordinance be approved on first reading to the City Commission Meeting, due back on 5/13/2019. The motion carried by the following vote:

Yes: 5 - Commissioner Berger, Commissioner Campbell, Commissioner Grant, Vice Mayor Bates, and Mayor Thurston

Abstain: 0

2. ITEM REMOVED

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

- 3. ORDINANCE NO. 19O-04-105: AN ORDINANCE OF THE CITY OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT**

REGULATIONS (LDR) ARTICLE III, ZONING DISTRICTS, PART 5.0, SPECIAL REQUIREMENTS FOR SPECIFIC LAND USE CLASSIFICATIONS, SECTION 5.51, MEDICAL MARIJUANA DISPENSING CENTERS, TO CORRECT DISTANCE PROVISIONS CONSISTENT WITH STATE LAW AND TO CORRECT TYPOGRAPHICAL ERRORS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [ORD-190-04-105-Sec. 5.51- Medical Marijuana dispensing center revisions.pdf](#)
[AR 190-04-105](#)
[Fla.Stat.381.986.pdf](#)

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

4. ORDINANCE NO. 190-04-106: AN ORDINANCE APPROVING THE SIX MONTH BUDGET REVIEW OF REVENUE AND EXPENDITURE AMENDMENTS FOR FISCAL YEAR 2019; APPROVING AN INTERDEPARTMENT BUDGET ADJUSTMENT IN THE TOTAL AMOUNT OF \$947,414.00, A CAPITAL BUDGET ADJUSTMENT IN THE TOTAL AMOUNT OF \$295,358.00 AND A SUPPLEMENTAL APPROPRIATION IN THE TOTAL AMOUNT OF \$3,118,416.00; REFLECTING APPROPRIATE ADJUSTMENTS TO VARIOUS REVENUE AND EXPENDITURE ACCOUNTS; PROVIDING VARIOUS BUDGET CODE NUMBERS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [ORD-190-04-106-FINAL-Budget 6-Months Adjustment & Appropriation FY 2019.pdf](#)
[AR 190-04-106](#)
[Six Month BA CAPITAL](#)
[Six Month BA SUPPLEMENTAL](#)
[Six Month BA INTER Commision](#)

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

XI RESOLUTIONS (IF NOT ON CONSENT AGENDA)

5. RESOLUTION NO. 19R-04-71: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE 2019-2022 LOCAL HOUSING ASSISTANCE PLAN (LHAP) AS REQUIRED BY THE STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) PROGRAM ACT, SUBSECTIONS 420.907-420.9079, FLORIDA STATUES; AND RULE CHAPTER 67-37, FLORIDA ADMINISTRATIVE CODE; AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS AND CERTIFICATIONS NEEDED BY

THE STATE; AUTHORIZING THE SUBMISSION OF THE LOCAL HOUSING ASSISTANCE PLAN FOR REVIEW AND APPROVAL BY THE FLORIDA HOUSING FINANCE CORPORATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA)

Attachments: [RES-19R-04-71-SHIP-LHAP 2019-22.pdf](#)

[AR 19R-04-71](#)

[ADVERTISEMENT](#)

[LAUDERHILL LHAP 2019-2022](#)

[CERTIFICATION](#)

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

6. RESOLUTION NO. 19R-04-72: 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, CHARLES FARANDA).

Attachments: [RES-19R-04-72-surplus obsolete disposal equipment 2019.pdf](#)

[AR 19R-04-72](#)

[SURPLUS](#)

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

7. RESOLUTION NO. 19R-04-73: A RESOLUTION APPROVING THE 2019 AMENDMENT TO THE "ADDITIONAL" LOCAL OPTION GAS TAX INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF LAUDERHILL FOR MOTOR FUEL PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL LOCAL OPTION OF THREE CENTS OF GAS TAX ON MOTOR FUEL ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [RES-19R-04-73-INTERLOCAL-GAS 3 CENTAL ADDITIONAL TAX](#)

[RESO 2019.pdf](#)

[AR 19R-04-73](#)

[GASTAX3 2019 Amendment ex 1.final.pdf](#)

[GASTAX3 2019-Lauderhill Signature Page.pdf](#)

[Gas Tax Memo to Cities 2019.pdf](#)

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

8. RESOLUTION NO. 19R-04-74: A RESOLUTION APPROVING THE 2019 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF LAUDERHILL FOR THE DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [RES-19R-04-74-INTERLOC-GAS-5th Cent tax for transit Reso 2019.pdf](#)
[AR 19R-04-74](#)
[GASTAX5 Motor Fuel Transit_2019 Amendment ex 2.final.pdf](#)
[GASTAX5th Motor Fuel-Signature Page 2019 Amendment ex 2.pdf](#)
[Gas Tax Memo to Cities_2019.pdf](#)

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

9. RESOLUTION NO. 19R-04-75: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL WAIVING COMPETITIVE BIDDING REQUIREMENTS; AUTHORIZING THE PURCHASE OF A CATERPILLAR 450 BACKHOE LOADER AND A WACKER NEUSON HEAVY-DUTY MOBILE GENERATOR FROM KELLY TRACTOR BASED UPON THE PIGGY BACK OF THE FLORIDA ASSOCIATION CONTRACT (FSA 18-VEH16.0); PROVIDING FOR PAYMENT IN THE TOTAL AMOUNT NOT TO EXCEED \$227,837.00 FROM THE VARIOUS BUDGET CODE NUMBERS INDICATED; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [RES-19R-04-75-PIGGY-Kelly Tractor.pdf](#)
[AR 19R-04-75](#)
[BACKHOE 450 City of Lauderhill rev0404.pdf](#)
[Wacker GENERATOR G100 City of Lauderhill rev0404.pdf](#)
[ORIGINAL FILE NOTIFICATION.\(002\).pdf](#)

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

10. ITEM REMOVED

11. RESOLUTION NO. 19R-04-77: A RESOLUTION OF THE CITY OF LAUDERHILL CITY COMMISSION APPROVING THE FIRST AMENDMENT TO RECIPROCAL USE AGREEMENT BETWEEN THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA AND THE CITY OF LAUDERHILL TO AMEND EXHIBITS A AND B; PROVIDING FOR TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

(REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [RES-19R-04-77-Agrmt-First Amendment School Board Reciprocal Use Agrmt.pdf](#)
[AR 19R-04-77](#)
[Final Amendment to Reciprocal Use Agreement w- City of Lauderhill 04.15.2019.pdf](#)

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

12. RESOLUTION NO. 19R-04-78: A RESOLUTION OF THE CITY OF LAUDERHILL APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF LAUDERHILL AND AQUANAUTS, LLC D/B/A AQUANAUTS SCUBA ACADEMY TO PROVIDE ADAPTIVE SCUBA PROGRAMS AT VETERANS PARK POOL, JOHN MULLIN POOL, AND WOLK PARK POOL IF AVAILABLE; PROVIDING TERMS, CONDITIONS AND FEES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [RES-19R-04-78-Agrmt-professional service -Aquanauts.pdf](#)
[AR 19R-04-78](#)
[Professional Services Agrmt - Aquanauts, LLC - Scuba Programs.pdf](#)
[Aquanauts, LLC COI.pdf](#)
[Aquanauts Exhibit B.pdf](#)

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

13. RESOLUTION NO. 19R-04-79: A RESOLUTION OF THE CITY OF LAUDERHILL ACCEPTING THE BID (#2019-017) FROM SUN UP ENTERPRISES FOR GO BONDS ROUNDABOUT PROJECT FOR N.W. 34TH AVENUE AT N.W. 9TH STREET AND N.W. 33RD AVENUE AT N.W. 14TH STREET TO PROVIDE ROUNDABOUTS AS PART OF THE GENERAL OBLIGATION BOND IMPROVEMENT PROJECTS; PROVIDING FOR PAYMENT IN AN AMOUNT NOT TO EXCEED \$293,677.80 FROM BUDGET CODE NUMBER 307-349-06378; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [RES-19R-04-79-bid-roundabouts.pdf](#)
[AR 19R-04-79](#)
[ORIGINAL FILE NOTIFICATION.\(002\).pdf](#)
[RFP 2019-017 SUN UP ENTERPRISES BID.pdf](#)
[FINAL RANKING RFP 2019-017 GO BOND ROUNDABOUTS PROJECT \(Updated\)](#)

Commissioner Campbell asked if the subject contract went to a local vendor, which he

said could be interpreted a little broader than the City's boundaries. He spoke with staff about the City needing to ensure in the bidding process, local vendors were steered to take advantage of doing business with the City, and in the execution of development, there were job opportunities for Lauderhill residents. He understood it would take time to develop a formula to ensure this took place when awarding contracts by the City.

Assistant City Attorney/Finance Director Hobbs remarked, as discussed previously, staff would provide all bid awardees a listing of all City vendors and local businesses; the latter would be sourced from local businesses with Certificates of Use (COU).

City Attorney Hall indicated the vendor for the subject contract was located in Weston, and they had four subcontractors: Tri-County Maintenance, Atlantic Paving, Arrow Asphalt, and R&D Landscaping. Staff would look at the subcontractors' addresses to see if any of them were located in Lauderhill.

Commissioner Campbell said he did not consider Weston as local.

A motion was made by Vice Mayor Bates, seconded by Commissioner Berger, that this Resolution be approved. The motion carried by the following vote:

Yes: 5 - Commissioner Berger, Commissioner Campbell, Commissioner Grant, Vice Mayor Bates, and Mayor Thurston

Abstain: 0

14. RESOLUTION 19R-04-80: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL RESCINDING AND REPLACING RESOLUTION NO. 19R-03-45; APPROVING THE RANKING OF THE EVALUATION COMMITTEE FOR RFP #2019-006 PUBLIC ART CONSULTANT AS RECOMMENDED BY THE EVALUATION COMMITTEE; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 001-111-4926 IN THE AMOUNT OF \$3,200.00 PER MONTH; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [RES-19R-04-80-Rescind-Replace-Ranking-Public Art Consultant.pdf](#)

[AR 19R-04-80](#)

[RES-19R-03-45-Ranking-Public Art Consultant.pdf](#)

[Public Art Ranking.pdf](#)

[The Cultural Planning Group.pdf](#)

[Public Art Consultant RFP Final.pdf](#)

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

15. RESOLUTION 19R-04-81: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE RANKING OF THE EVALUATION COMMITTEE FOR RFP #2019-015 FOR N.W. 47TH AVENUE IMPROVEMENTS AS RECOMMENDED BY THE EVALUATION COMMITTEE; PROVIDING FOR PAYMENT FROM VARIOUS BUDGET CODE NUMBERS IN AN AMOUNT NOT TO

EXCEED \$2,671,073.00; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

Attachments: [RES-19R-04-81-Ranking-NW 47 Improvements.pdf](#)

[AR 19R-04-81](#)

[FILE NOTIFICATION](#)

[BID RESULTS 2019-015](#)

[FINAL RANKING RFP 2019-015 NW 47TH AVE IMPROVEMENTS](#)

[ENCO PROPOSAL](#)

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

16. RESOLUTION NO. 19R-04-82: A RESOLUTION DESIGNATING A DIRECTOR, AN ALTERNATE AND A SECOND ALTERNATE AS MUNICIPAL APPOINTMENTS TO THE BROWARD LEAGUE OF CITIES BOARD OF DIRECTORS FOR THE 2019-2020 YEAR; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY COMMISSION).

Attachments: [RES-19R-04-82-BLC- Board of Director 2019-20.pdf](#)

[AR 19R-04-82](#)

[Board of Directors designation form](#)

Mayor Thurston commented the City Commission dealt with the subject nominations right after the November 2018 elections, as there had been two changes in the members serving on the City Commission. However, April was the normal time when appointments were made and, presently, he was the City's League representative, with Commissioner Grant as first alternate, and Commissioner Berger as second alternate. He asked the Commission its desire as City appointees to the Broward League of Cities Board of Directors.

Vice Mayor Bates remarked preferred them to remain as is, if there was no objection.

A motion was made by Vice Mayor Bates, seconded by Commissioner Campbell, that this Resolution be approved. The motion carried by the following vote:

Yes: 5 - Commissioner Berger, Commissioner Campbell, Commissioner Grant, Vice Mayor Bates, and Mayor Thurston

Abstain: 0

17. RESOLUTION NO. 19R-04-83: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA OPPOSING SENATE BILL 1720, AMENDING THE BERT J. HARRIS ACT; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY VICE MAYOR M. MARGARET BATES).

Attachments: [RES-19R-04-83-Oppose SB 1720 - Bert J. Harris.pdf](#)

[AR 19R-04-83](#)

[SB 1720.pdf](#)

[Bert Harris Act Support Weston Reso.pdf](#)

Commissioner Campbell sought clarification on the intention of the Resolution.

Vice Mayor Bates explained the Bert Harris Act dealt with private property rights, and the State Senate sought to take those rights away from local municipalities, an action that would reduce home rule.

City Attorney Hall added the subject resolution was to oppose the bill that sought to amend the Bert Harris Act in this manner.

A motion was made by Commissioner Campbell, seconded by Commissioner Berger, that this Resolution be approved. The motion carried by the following vote:

Yes: 5 - Commissioner Berger, Commissioner Campbell, Commissioner Grant, Vice Mayor Bates, and Mayor Thurston

Abstain: 0

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

18. RESOLUTION NO. 19R-04-84: A RESOLUTION OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA GRANTING THE SPECIAL EXCEPTION USE DEVELOPMENT ORDER TO KRADLE TO KINDERGARTEN PRESCHOOL II, INC., SUBJECT TO CONDITIONS, TO ALLOW IN THE COMMUNITY COMMERCIAL (CC) ZONING DISTRICT AN EDUCATION, PRESCHOOL USE WITH BEFORE AND AFTER CARE ON A ± 44.5 ACRE SITE ON AN UNPLATTED PARCEL OF LAND SITUATED IN THE NORTHEAST ¼ OF SECTION 36, TOWNSHIP 49 SOUTH, RANGE 41 EAST, FOLION NUMBER 49-41-36-00-0012, MORE COMMONLY KNOWN AS THE LAUDERHILL MALL, 1267 N.2. 40TH AVENUE, LAUDERHILL, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [RES-19R-04-84-Special X - Kradle Kindergarten.pdf](#)

[AR 19R-04-84](#)

[\(19-SE-003\) DRR Kradle to Kindergarten, Pre School Expansion.docx](#)

[Attachemnt A SEU application, Kradle to Kindergarten.pdf](#)

[Attachment B 15R-02-33 Kradel to Kindergarten, Child Care Approval.pdf](#)

[Attachment C Site Plan, 1267 NW 40 AVE.pdf](#)

[Affdavit of Conditions Kradle to Kindergarten](#)

Commissioner Grant mentioned Judge Holmes intended to speak on the subject item, but she already left due to the meeting running longer than anticipated, but her voiced

concern was with regard to the administration at the University of Fort Lauderdale and its proximity to the subject school. This could be an issue, and they were aware that the kindergarten had been there for some four to five years, and the university had been there for much longer, but it had never been an issue until now. She sought some numbers, in terms of distance.

Mayor Thurston stated without Judge Holmes being present to speak, there was no way for her to testify to the Commission as to what her objection was.

Commissioner Grant asked if the matter could be tabled to another meeting.

City Attorney Hall said the applicant was present.

Vice Mayor Bates indicated Judge Holmes spoke previously to her on the subject item, and voiced a concern that a four-story building across the road from the school housed a type of drug program supervised by the Sheriff's Office. However, that program left that building over four years ago, which meant the 1,000-foot distance separation requirement did not apply.

City Attorney Hall swore in members of the public wishing to speak on the following quasi-judicial item.

Tommy B. Butts, Jr., owner of Kradle to Kindergarten Preschool II located in Lauderhill in the Lauderhill Mall, noted some five years prior, he stood before the City Commission seeking approval to open a child daycare, which the Commission granted. The facility was doing very well since, and he now owned another like facility in the City of Lauderdale Lakes. He noted they catered to infants, six weeks old, up to children five years of age, and they had a VPK program sponsored by the State of Florida; the reason he wished to incorporate a kindergarten class into his daycare, was they had the capacity for about 177 children, and they had about 140 children enrolled. They currently had two VPK classrooms, and over the years, parents requested that their facility open up a complementary kindergarten program, as they were doing a marvelous job. He said they had one room available that could hold about 30 kindergarteners, so he desired approval to implement a kindergarten classroom at his Lauderhill facility.

Commissioner Campbell asked if Mr. Butts was aware of Judge Holmes' concerns.

Mr. Butts indicated he was unaware of her concerns.

Commissioner Campbell wondered if City staff was aware of Judge Holmes' concerns.

City Manager Faranda stated he was not aware of any concerns other than what he was now hearing, as everything staff researched pertaining to the subject proposed use was contained in the backup.

Commissioner Campbell hoped personal grievances were being separated from technical issues, as he would hate to see someone being prevented from operating in the City because their neighbors, or in this instance, neighboring facilities, did not like what another did. If the objection was not a legal one, nor had it been placed in writing or voiced to City staff, it would be very difficult for the City Commission to deny someone the right to be a part of the City and conduct business accordingly.

Mayor Thurston concurred.

Commissioner Grant agreed with Commissioner Campbell's position. However, Judge Holmes had been present to voice her concerns, but she left without voicing her concerns to any City staff, though she spoke with Vice Mayor Bates and her. She stated, as Judge Holmes was absent, she saw no reason for the City Commission to vote against the proposed resolution.

A motion was made by Vice Mayor Bates, seconded by Mayor Thurston, that this Resolution be approved. The motion carried by the following vote:

Yes: 5 - Commissioner Berger, Commissioner Campbell, Commissioner Grant, Vice Mayor Bates, and Mayor Thurston

Abstain: 0

XIII QUASI-JUDICIAL MATTERS, FIRST READING

XIV QUASI-JUDICIAL MATTERS, SECOND READING

XV UNFINISHED BUSINESS

XVI OLD BUSINESS

XVII NEW BUSINESS

XVIII COMMUNICATIONS FROM PUBLIC OFFICIALS AT 9:00 PM, OR IMMEDIATELY BEFORE ADJOURNMENT, WHICHEVER SHALL FIRST OCCUR. IF AN ITEM OF LEGISLATION IS BEING DISCUSSED AT 9:00 PM, THE CHAIR MAY DELAY THESE COMMUNICATIONS UNTIL AFTER THE ITEM OF LEGISLATION HAS BEEN RESOLVED.

Commissioner Campbell stated, on his last trip to Washington, D.C., one of the workshops he attended provided a website, which he urged his fellow City Commissioners and staff, and members of the public to review regarding the power of an illusion; California was the example used. He thought it extremely relevant to the City of Lauderhill, as it dealt with how cities and communities changed, particularly when what was known as 'white flight' took place. Oftentimes, a community was blamed for stagnation, when it was more related to a historic reality of a type of sabotage. He noted Lauderhill was a city of minorities, and the website would help many to understand things many took for granted without understanding why they might be facing challenges.

Vice Mayor Bates announced the American Red Cross National Fire Safety Initiative was coming to the City of Lauderhill the coming Saturday. The City had a joint program with the Fire Department, and they were installing free smoke detectors in the Inverrary Homeowners Association area, and the program would begin from 10:00 a.m. to 2:00 p.m.; they would install smoke detectors, upon request, and it was open to all Lauderhill residents. Anyone wanting a smoke detector or in need of having an existing smoke detector checked, should call the City's Fire Rescue Department at 954-730-2950. She said they would be in the Inverrary area the coming Saturday. The Grown Folks Party event the past Saturday was a smashing hit, and she thought everyone there had a glorious time; there were at least 4,000 people in attendance. She thanked City staff for all their help, saying they were the greatest, as everyone who attended was in awe of how smooth everything went, and found staff very friendly. She thanked residents for

attending, as well as many others from Daytona, Palm Beach County, and Dade County. Everyone was invited to the 2020 event.

Commissioner Berger indicated the next Lauderhill Regional Chamber of Commerce networking breakfast would take place on May 10, 2019, at 7:30 a.m. at the Chateau Mar Golf Resort, the old Inverrary Hotel site. The focus of that breakfast would be sales success, where seasoned professionals would share tips on creating relationships, building rapport, maintaining good communication skills, developing a sales success formula involving sales processes that were repeatable and scalable. For members, the cost was \$15.00, and for future members it was \$25.00. He noted the Chamber was doing a series of business workshops for the remainder of fiscal year (FY) 2019; these workshops would deal with workforce development, employee engagement, job description writing, how to interview potential employees, social media workshops, management, such as customer service, and in the area of financing, ways to finance a small businesses. He said the workshops were facilitated mostly by the Chamber, and interested parties could register by calling or emailing the Chamber; workshops would be held at the Chamber office at 5548 West Oakland Park Boulevard.

Commissioner Grant mentioned the next Racial Equity Workshop discussed earlier by the Children Services Council would be May 9 to 10, 2019, and for more information, the contact number was 954-377-1664. Additionally, the Jamaican Ex-Police Association (JEPA) was having their 27th Anniversary Charity Ball on May 4, 2019, at the Polish American Club, and she would be the keynote speaker; everyone was encouraged to attend. She would honor her father, once the Assistant Commissioner of Police throughout Jamaica, and in charge of telecommunications. The Lauderhill Lions soccer team went to Naples the past weekend, and four of the eight teams competed on a very high level. Two of them received gold, specifically the U12 and U13, and U11 received silver. The U16 did very well but did not place at the event, but there would be future opportunities. She commended the players, coaches, and everyone for representing the City of Lauderhill very well, and another Lauderhill soccer player was recruited to try out for the new youth soccer academy being formed by David Beckham.

Mayor Thurston acknowledge the Chamber's president, Sharon McLennon, expressing appreciation for all the great work the Chamber did in the Lauderhill community. On the past Thursday, he had the pleasure of inviting numerous fourth graders from Castle Hill Elementary to the Commission Chambers, thanking City staff for welcoming and working with the children. He thanked Police Chief Stanley and Fire Chief Celetti, along with their staff, for working with the children and helping them to have a really great time. He looked forward to doing it again and inviting even more children in 2020. The ACT Board, on April 17, 2019, had a juried art competition at Parkway Middle School, and prizes were given to over 40 children; the event was sponsored by the City. Mayor Thurston stated, in the last week, along with the City's economic development team, members of the Commission attended a number of ribbon cuttings for new businesses opening in Lauderhill. A Youfit Gym opened on the second floor of Lauderhill Mall, and another ribbon cutting took place for the opening of Kids S.P.O.T. that provided therapeutic services to help children develop mentally. He was very pleased with the work the City's economic development team was doing to attract businesses to the City.

XIX ADJOURNMENT - 8:59 PM