

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 28, 2021

6:00 PM

**Attend via phone: Dial 1-312-626-6799 & Meeting ID: 915 8288
9804**

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 Moments of Silence have been added:

- A. A MOMENT OF SILENCE FOR DESTINY AND DAYSHA HOGAN (REQUESTED BY COMMISSIONER LAWRENCE "JABBOW" MARTIN).
- B. A MOMENT OF SILENCE FOR THOSE IMPACTED BY THE BUILDING COLLAPSE IN SURFSIDE, FLORIDA (REQUESTED BY COMMISSIONER LAWRENCE "JABBOW" MARTIN).

II Minutes have been added:

- A. MINUTES OF THE CITY COMMISSION MEETING FOR JUNE 14, 2021.

III Presentations have been added:

- C. A PRESENTATION RECOGNIZING THE FRIENDS OF LAUDERHILL CENTRAL PARK LIBRARY (REQUESTED BY MAYOR KEN THURSTON).
- D. A PRESENTATION OF THE AFRICAN AMERICAN TRAILBLAZER AWARDS (REQUESTED BY COMMISSIONER SARAI "RAY" MARTIN).
- E. A PRESENTATION RECOGNIZING MARY RUSS-MILLIGAN (REQUESTED BY COMMISSIONER LAWRENCE "JABBOW" MARTIN).
- F. A PRESENTATION BY THE LAUDERHILL FIRE DEPARTMENT INTRODUCING FIFTEEN (15) NEW FIRE RECRUITS WHO WILL BE COMPLETING THEIR SIX (6) WEEKS OF TRAINING ON JULY 15, 2021 (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).

IV Ordinances have been added:

- A. ORDINANCE NO. 21O-06-121: AN ORDINANCE AMENDING THE CITY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; CREATING ARTICLE XI, YOUNG PROFESSIONAL ADVISORY BOARD SECTION 2-300 PURPOSE; COMPOSITION; QUALIFICATIONS; VACANCIES; TERMS; APPOINTMENTS; DUTIES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER LAWRENCE "JABBOW" MARTIN).

V Resolutions have been added:

- 12A. RESOLUTION NO. 21R-06-119: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE MODIFICATIONS TO THE JOB DESCRIPTION FOR THE ALREADY EXISTING POSITION OF CODE ENFORCEMENT MANAGER FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
- 12B. RESOLUTION NO. 21R-06-124: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE MODIFICATIONS TO THE JOB DESCRIPTION FOR THE ALREADY EXISTING POSITION OF CHIEF CODE ENFORCEMENT OFFICER FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).
- 12C. RESOLUTION NO. 21R-06-127: A RESOLUTION APPROVING THE EXPENDITURE OF FUNDS FROM THE STATE LOCAL LAW ENFORCEMENT TRUST FUND (LETF) IN THE TOTAL AMOUNT NOT TO EXCEED \$22,000.00 TO PURCHASE A KEYTRAK KEY AND INVENTORY ELECTRONIC MANAGEMENT SYSTEM AND AN ELASTEC DRUG TERMINATOR PORTABLE INCINERATOR FOR USE BY THE CITY OF LAUDERHILL POLICE DEPARTMENT; APPROVING BOTH SOLE SOURCE PURCHASES AND AUTHORIZING THE APPROPRIATION OF FUNDS; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 120-683-9935; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

12D. RESOLUTION NO. 21R-06-132: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL AUTHORIZING A CHANGE ORDER TO WEST CONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$156,795.52 FOR THE COMPLETION OF THE DESIGN BUILD PROJECT FOR WEST KEN LARK PARK; PROVIDING FOR PAYMENT FROM THE APPROPRIATE BUDGET CODE NUMBER 307-329-06939; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

12E. RESOLUTION NO. 21R-06-133: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL ESTABLISHING THE HEALTH EDUCATION RESEARCH AND OPPORTUNITIES (HERO) AWARDS; PROVIDING THAT THE HERO AWARDS WILL HONOR AND RECOGNIZE COMMUNITY LEADERS, YOUNG PROFESSIONALS, FIRST RESPONDERS, BUSINESS OWNERS, NOT FOR PROFITS AND OTHER WORTHY ORGANIZATIONS FOR THEIR CONTRIBUTIONS TO MAKE THE CITY OF LAUDERHILL A BETTER PLACE TO LIVE, LEARN, WORK, PLAY AND DO BUSINESS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER MELISSA P. DUNN).

VI New Business has been added:

A. SCHEDULE SEPTEMBER 2021 BUDGET HEARINGS AND CITY COMMISSION MEETINGS.

VII Resolutions have backup attachments replaced:

10. RESOLUTION NO. 21R-06-123: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE MODIFICATIONS TO THE JOB DESCRIPTION FOR THE ALREADY EXISTING POSITION OF CITY PLANNER FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

VIII Resolutions have had title amended, legislation replaced, and backup attachments replaced:

12. RESOLUTION NO. 21R-06-131: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL AUTHORIZING A CHANGE ORDER TO MDS BUILDERS, INC. IN AN AMOUNT NOT TO EXCEED \$52,642.13 FOR THE COMPLETION OF THE DESIGN BUILD PROJECT FOR VETERANS PARK; PROVIDING FOR PAYMENT FROM THE APPROPRIATE BUDGET CODE NUMBER 307-336-06212; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

IX Resolutions have been removed:

4. RESOLUTION NO. 21R-04-91: A RESOLUTION OF THE CITY OF LAUDERHILL, FLORIDA ESTABLISHING A SUSTAINABILITY AND ENVIRONMENTAL ADVISORY BOARD; DESCRIBING ITS COMPOSITION, AND STATING ITS GOALS, DUTIES, AND FUNCTIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY VICE MAYOR DENISE D. GRANT).

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

I CALL TO ORDER

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

A. A MOMENT OF SILENCE FOR DESTINY AND DAYSHA HOGAN (REQUESTED BY COMMISSIONER LAWRENCE "JABBOW" MARTIN).

B. A MOMENT OF SILENCE FOR THOSE IMPACTED BY THE BUILDING COLLAPSE IN SURFSIDE, FLORIDA (REQUESTED BY COMMISSIONER LAWRENCE " JABBOW" MARTIN).

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 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

III CONSIDERATION OF CONSENT AGENDA

A motion was made by Commissioner L. Martin, seconded by Commissioner M. Dunn, 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 JUNE 14, 2021.

Attachments: [June 14, 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 PRIDE MONTH (REQUESTED BY MAYOR KEN THURSTON).
- B. A PROCLAMATION IN SUPPORT OF THE CITY OF FORT LAUDERDALE RESOLUTION RECOGNIZING AND MEMORIALIZING RUBIN STACY (REQUESTED BY VICE MAYOR DENISE D. GRANT).

VI SPECIAL PRESENTATIONS

VII GENERAL PRESENTATIONS (5 MINUTES MAXIMUM)

A motion was made by Commissioner S. Martin, seconded by Mayor K. Thurston, that the African American Trailblazer Awards Presentation be heard as the second item under General Presentations. 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

A. A PRESENTATION ON THE 62ND BIRTHDAY CELEBRATION FOR THE CITY OF LAUDERHILL (REQUESTED BY COMMISSIONER MELISSA P. DUNN).

Attachments: [Presentation A \(Lauderhill Proud Presentation\)](#)

- B. A PRESENTATION FROM THE LAUDERHILL HOUSING AUTHORITY (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).
- C. A PRESENTATION RECOGNIZING THE FRIENDS OF LAUDERHILL CENTRAL PARK LIBRARY (REQUESTED BY MAYOR KEN THURSTON).
- D. A PRESENTATION OF THE AFRICAN AMERICAN TRAILBLAZER AWARDS (REQUESTED BY COMMISSIONER SARAI "RAY" MARTIN).
- E. A PRESENTATION RECOGNIZING MARY RUSS-MILLIGAN (REQUESTED BY COMMISSIONER LAWRENCE "JABBOW" MARTIN).
- F. A PRESENTATION BY THE LAUDERHILL FIRE DEPARTMENT INTRODUCING FIFTEEN (15) NEW FIRE RECRUITS WHO WILL BE COMPLETING THEIR SIX (6) WEEKS OF TRAINING ON JULY 15, 2021 (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).

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

- A. ORDINANCE NO. 210-06-121: AN ORDINANCE AMENDING THE CITY CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION; CREATING ARTICLE XI, YOUNG PROFESSIONAL ADVISORY BOARD SECTION 2-300 PURPOSE; COMPOSITION; QUALIFICATIONS; VACANCIES; TERMS; APPOINTMENTS; DUTIES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER LAWRENCE "JABBOW" MARTIN).

Attachments: [ORD-210-06-121-Young Professional Advisory Board Draft Ordinance final.pdf](#)
[AR 210-06-121](#)

This Ordinance was approved on the Consent Agenda on first reading to the City Commission Meeting, due back on 07/12/2021. (See Consideration of Consent Agenda for vote tally.)

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

1. ORDINANCE NO. 210-06-118: 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 "JABBOW" MARTIN).

Attachments: [ORD-210-06-118-LDR-Political Sign Height Ordinance.pdf](#)
[AR 210-06-118](#)
[DRR Political Sign Height.pdf](#)

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

2. ORDINANCE NO. 210-06-119: 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-210-06-119-Code 2-139 Target Market Program.pdf](#)
[AR 210-06-119](#)

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

3. 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).

Attachments: [ORD-210-06-120-CODE-ARTICLE_III Fast Food Restaurants.pdf](#)
[AR 210-06-120](#)
[DRR Existing Drive Through Restaurants.pdf](#)

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

X RESOLUTIONS (IF NOT ON CONSENT AGENDA)

4. REMOVED

5. RESOLUTION NO. 21R-06-117: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL OPPOSING ANY ACTION

OR LEGISLATION BY THE UNITED STATES CONGRESS TO CLAWBACK, RECOUP, OR REPURPOSE FUNDS ALLOCATED TO LOCAL GOVERNMENTS FROM THE AMERICAN RESCUE PLAN ACT; ENCOURAGING PRESIDENT JOE BIDEN TO STAND WITH LOCAL GOVERNMENTS TO OPPOSE ANY ACTION OR LEGISLATION BY THE UNITED STATES CONGRESS TO CLAWBACK, RECOUP, OR REPURPOSE FUNDS ALLOCATED TO LOCAL GOVERNMENTS FROM THE AMERICAN RESCUE PLAN ACT; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER LAWRENCE "JABBOW" MARTIN).

Attachments: [21R-06-117-Oppose Claw Back of American Rescue Funds.pdf](#)
[AR 21R-06-117](#)
[Local-gov COVID clawback infrastructure letter 05-27-21.pdf](#)

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

6. RESOLUTION NO. 21R-06-118: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE ELECTRIC VEHICLE CHARGING EQUIPMENT AGREEMENT BETWEEN FLORIDA POWER & LIGHT COMPANY (FP&L) AND THE CITY OF LAUDERHILL; PROVIDING THAT FP&L WILL INSTALL A VEHICLE CHARGING STATION IN THE FENCED VEHICLE COMPOUND AT CITY HALL AT NO COST TO THE CITY; PROVIDING THAT THE CITY WILL BE RESPONSIBLE TO PAY FOR THE ELECTRICITY USED; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-118-Agrmt-Electrical Charging Agreement.pdf](#)
[AR 21R-06-118](#)
[Equipment Agreement 083120 - Municipal.pdf](#)
[EV Presentation L2.pdf](#)

Samuel Wilkerson, 610 NW 38th Avenue, Lauderhill, understood Florida Power & Light (FPL) would install charging stations, asking if the City would purchase electric vehicles in the future.

Deputy City Manager/Finance Director Kennie Hobbs indicated the City was currently running a pilot program starting in the current fiscal year (FY), whereby, the City would purchase four electric vehicles; they were already on order and expected to arrive in the next six to eight months. He said the electric vehicles would be used in various areas throughout the City, one in high use areas, one in moderate use areas, so staff could understand of how they should be incorporated into the City's regular fleet.

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

7. RESOLUTION NO. 21R-06-120: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE MODIFICATIONS TO THE JOB DESCRIPTION FOR THE ALREADY EXISTING POSITION OF SENIOR PLANNER FOR THE PLANNING AND ZONING DEPARTMENT FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-120-JOB-modification-Senior Planner.pdf](#)

[AR 21R-06-120](#)

[Senior Planner 2021.pdf](#)

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

8. RESOLUTION NO. 21R-06-121: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE MODIFICATIONS TO THE JOB DESCRIPTION FOR THE ALREADY EXISTING POSITION OF ASSOCIATE PLANNER FOR THE PLANNING AND ZONING DEPARTMENT FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-121-JOB-modification-Associate Planner.pdf](#)

[AR 21R-06-121](#)

[Associate Planner 2021.pdf](#)

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

9. RESOLUTION NO. 21R-06-122: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE MODIFICATIONS TO THE JOB DESCRIPTION FOR THE ALREADY EXISTING POSITION OF PLANNING AND ZONING ANALYST FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-122-JOB-modification-Planning & Zoning Analyst.pdf](#)

[AR 21R-06-122](#)

[Planning & Zoning Analyst 2021.pdf](#)

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

10. RESOLUTION NO. 21R-06-123: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE MODIFICATIONS TO THE JOB DESCRIPTION FOR THE ALREADY EXISTING POSITION OF CITY PLANNER FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-123-JOB-modification-City Planner.pdf](#)

[AR 21R-06-123](#)

[City Planner 2021](#)

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

11. RESOLUTION NO. 21R-06-125: A RESOLUTION DESIGNATING MAYOR KEN THURSTON AS VOTING DELEGATE FOR THE FLORIDA LEAGUE OF CITIES' 95TH ANNUAL CONFERENCE BEING HELD AUGUST 12, 2021 AT ORLANDO, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER DESORAE GILES-SMITH).

Attachments: [RES-21R-06-125-FLC-Delegates 2021-22.pdf](#)

[AR 21R-06-125](#)

[2021 Voting Delegate Memo](#)

[Code of Ordinances Sec. 2-168](#)

Mayor Thurston remarked, in the past, the City Commission chose one among its members to be the voting delegate, noting the delegate was required to be physically present at the meetings. He was going to in Orlando for the Florida League of Cities Annual Conference, asking if any other members of the Commission would attend.

Vice Mayor Grant and Commissioner Dunn indicated they were going.

Mayor Thurston inquired if either of them wished to be Lauderhill's voting delegate.

Vice Mayor Grant thought, as Mayor Thurston was attending the conference representing Lauderhill, she believed he should remain as the City's voting delegate.

A motion was made by Vice Mayor D. Grant, 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

Commissioner L. Martin thought the City's Charter stated the voting delegate should be the highest-ranking elected official on the Commission.

City Attorney Hall acknowledged the procedure existed in the City's code.

Mayor Thurston remarked, over the years of his being an elected official, when multiple elected officials attended the conference, the Commission decided each year who would be the voting delegate. He had no objection to another member being the voting delegate, and in subsequent years, he would ask the same question, as some elected officials considered it an honor, and he was open to giving his fellow members of the Commission the opportunity to serve in that role.

Commissioner Dunn asked about the risk of violating the Sunshine Law if more than one member of the Commission attended the conference.

City Attorney Hall explained members of the Commission would be attending seminars, including those on the Sunshine Law, and other matters; numerous cities would have multiple elected officials attending. There would be no discussion of any specific business pertinent to any municipality; rather, elected officials would learn things to help improve how they governed. Former Lauderhill Mayor Richard Kaplan used to bring back copious notes from such conferences and passed them on to review.

Mayor Thurston commented elected officials' biggest obligation at the conference was to decide what would be the legislative agenda for the Florida League of Cities; Florida had 411 cities, and every city usually sent representatives. Attendees decided what the legislative priorities should be for the upcoming session, recognizing it was not possible to get everything they desired; they chose three items and lobbied State representatives and senators to get the three things through. He noted it was becoming increasingly difficult to sway legislators, but they had to continue trying.

Commissioner Dunn asked if attending elected officials were able to review the conference's upcoming agenda, so they could strategize on which items to lobby for.

City Attorney Hall affirmed elected officials would receive agendas, but there would be no lobbying at the conference.

Commissioner Dunn clarified she meant among Lauderhill elected officials prior to going to the conference, so they could capitalize on the connections they made there.

City Attorney Hall recommended the discussion take place in a Commission workshop.

Vice Mayor Grant questioned if attending elected officials risked violating the Sunshine Law if they ate dinner together.

City Attorney Hall indicated it was acceptable for them to have dinner together.

12.

RESOLUTION NO. 21R-06-131: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL AUTHORIZING A CHANGE ORDER TO MDS BUILDERS, INC. IN AN AMOUNT NOT TO EXCEED \$52,642.13 FOR THE COMPLETION OF THE DESIGN BUILD PROJECT FOR VETERANS PARK; PROVIDING FOR PAYMENT FROM

THE APPROPRIATE BUDGET CODE NUMBER 307-336-06212; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-131-change order - MDS Builders - Veterans Parks.pdf](#)
[AR 21R-06-131](#)
[Veterans Park - GO Bond - Change Orders Documentation - 6-28-21](#)

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

- 12A.** RESOLUTION NO. 21R-06-119: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE MODIFICATIONS TO THE JOB DESCRIPTION FOR THE ALREADY EXISTING POSITION OF CODE ENFORCEMENT MANAGER FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-119-JOB-modification-Code Enforcement Mnager.pdf](#)
[AR 21R-06-119](#)
[Code Enforcement Manager 2021.pdf](#)

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

- 12B.** RESOLUTION NO. 21R-06-124: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE MODIFICATIONS TO THE JOB DESCRIPTION FOR THE ALREADY EXISTING POSITION OF CHIEF CODE ENFORCEMENT OFFICER FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-124-JOB-modification-Chief Code Enforcement Officer.pdf](#)
[AR 21R-06-124](#)
[Chief - Code Enforcement 2021.pdf](#)

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

- 12C.** RESOLUTION NO. 21R-06-127: A RESOLUTION APPROVING THE EXPENDITURE OF FUNDS FROM THE STATE LOCAL LAW ENFORCEMENT TRUST FUND (LETF) IN THE TOTAL AMOUNT NOT TO EXCEED \$22,000.00 TO PURCHASE A KEYTRAK KEY AND INVENTORY ELECTRONIC MANAGEMENT SYSTEM AND AN ELASTEC DRUG TERMINATOR PORTABLE INCINERATOR FOR USE BY THE CITY OF LAUDERHILL POLICE DEPARTMENT; APPROVING BOTH SOLE SOURCE PURCHASES AND AUTHORIZING THE APPROPRIATION OF FUNDS; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 120-683-9935; PROVIDING FOR AN

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

Attachments: [RES-21R-06-127-LETf-expenditure-keytrak & incinerator.pdf](#)

[AR 21R-06-127](#)

[Purchase State LETF-Request Key Trak.pdf](#)

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

12D.

RESOLUTION NO. 21R-06-132: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL AUTHORIZING A CHANGE ORDER TO WEST CONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$156,795.52 FOR THE COMPLETION OF THE DESIGN BUILD PROJECT FOR WEST KEN LARK PARK; PROVIDING FOR PAYMENT FROM THE APPROPRIATE BUDGET CODE NUMBER 307-329-06939; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [RES-21R-06-132-change order - West Construction - WKL Park.pdf](#)

[AR 21R-06-132](#)

[West Ken Lark Park - GO Bond - Change Orders Documentation - 6-28-21](#)

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

12E.

RESOLUTION NO. 21R-06-133: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL ESTABLISHING THE HEALTH EDUCATION RESEARCH AND OPPORTUNITIES (HERO) AWARDS; PROVIDING THAT THE HERO AWARDS WILL HONOR AND RECOGNIZE COMMUNITY LEADERS, YOUNG PROFESSIONALS, FIRST RESPONDERS, BUSINESS OWNERS, NOT FOR PROFITS AND OTHER WORTHY ORGANIZATIONS FOR THEIR CONTRIBUTIONS TO MAKE THE CITY OF LAUDERHILL A BETTER PLACE TO LIVE, LEARN, WORK, PLAY AND DO BUSINESS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER MELISSA P. DUNN).

Attachments: [RES-21R-06-133-HERO Awards resolution final.pdf](#)

[AR 21R-06-133](#)

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)

Mayor Thurston collectively swore in all persons wishing to speak on quasi-judicial items items 13, 14 and 15.

13.

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](#)

Former City Planner Chris Torres explained in the City's Land Development Regulations (LDR), certain uses required a special exception in order to be conveyed, and at the current property, there was a convenience store being conveyed to a new owner, and the latter had to go through the special exception process. Part of the reason staff had the applicant go through the subject process was the LDR mandated it, and staff was working with the Lauderhill Police Department (PD) and Commissioner L. Martin to create a list of conditions for approval, which the applicant already agreed to do.

Operations Administrator Zachery Davis-Walker continued the presentation, stating the subject application was tabled at the June 14, 2021, Commission meeting, as staff wished the current property owner to discuss the security plan they would implement, along with other steps they would take to mitigate the presence of bad actors.

Mayor Thurston asked if the applicant reviewed and accepted City staff's conditions for approval of the proposed special exception application.

Mr. Natour answered yes, though he was unsure about types of security measures City staff required or how to deal with "bad actors" mentioned by Mr. Davis-Walker.

Mr. Davis-Walker indicated City staff had extensive communication with the applicant, noting they were aware of the high number of calls for service to the previous business, and specific to that, City staff asked the applicant to draft and present a security plan for addressing issues experienced by the prior owner. Measures included hiring a security guard, additional cameras, etc., and such actions were included in the affidavit the applicant signed that providing a security plan was a condition of approval.

Mr. Natour remarked they had in place 32 cameras on two different systems, and Snappers, the business next to them, had their own system of cameras. He said they installed additional flood lights, as well as FPL's flood lights, and if there were any bad actors at the business, they called the police if their efforts to run them off the property failed.

Commissioner Dunn asked if the owner of the business was local.

Mr. Hasan answered yes, stating he was present in both the Cities of Plantation and Lauderhill for almost 21 years, though they took over the present location about two years ago.

Commissioner Dunn observed it appeared there was uncertainty as to what the security plan should entail, asking if the applicant already provided a security plan to staff.

Mr. Davis-Walker reiterated the need for the applicant to provide the City with a security plan was part of the affidavit signed by the applicant; he just texted Mr. Torres to check if they received a security plan, and it appeared one had yet to be provided. The plan would become a part of the record, and a point of reference should any security issues arise regarding the use of the property that breached the security plan. He pointed out the LDR section noted in the affidavit, which was signed by the applicant, allowed the Commission, by a super majority vote, to bring special exceptions back for review on an annual basis, including discussing any issues or breaches, such as increased calls for service or unaddressed loitering.

Commissioner Dunn asked if the Commission could wait to review the security plan before voting on the subject matter.

City Attorney Hall replied the choice to wait was the Commission's prerogative, but if the applicant signed the affidavit and agreed under oath to provide the security plan, there should be no issue with voting at present. If the security plan was not provided, the matter could be brought back to the Commission to revoke the special exception; the process allowed City staff to bring back special exceptions at any time for another hearing if a business owner failed to comply.

Commissioner Dunn sought clarification on the backup information that showed total calls for service by the prior business at 72.9 percent for police service calls.

Mr. Davis-Walker explained the majority of the police calls for service were self-initiated activity by police officers, where they identified persistent behaviors they felt required extra patrols. Thus, whenever officers stationed themselves at the business's site, they created a case number to document whatever they observed or did.

Commissioner Dunn questioned if all such police activity cost the City.

City Manager Giles-Smith answered yes, it cost the City time and money, and part of the reason PD put the previous owner's business on their watchlist was there were significant issues with loitering and activities taking place, both inside and outside the business, which the surrounding community and the police were

concerned about. This was the reason for putting the location on a police watch list, so officers regularly patrolled the business to deal with any issues, including loitering, trespassing, and other crimes.

Major Hennessy stated he could speak more to the difference between calls for service, where someone at the store or a customer called the PD to deal with an issue, or self-initiated activity by police officers directed to provide additional patrolling to prevent issues. The PD ran an analysis from May 1, 2020, to May 1, 2021, recognizing much of that time was during the COVID 19 lockdown, so there was a reduction in calls for service compared to what was typically seen. He said, however, during that time there were 722 calls for service initiated by police officers who went there during their patrol time when not on other calls for service in an attempt to prevent or deal with issues proactively. Out of the other calls, five were for trespassing, some were traffic related, a few were warrant arrests, of which three were felony arrests and one misdemeanor arrest. During the same timeframe, they received 206 calls for service initiated from callers not police officers, and the reasons for those calls included six assaults, two shootings, six fights, one juvenile disturbance, 49 trespassing calls (comprised mostly of individuals causing a disturbance in the store or loitering in front of the store), and 12 narcotics calls, a few more that turned into warrant arrests, etc.

City Manager Giles-Smith said the applicant's security plan should address these issues in an effort to prevent a recurrence, as they used up considerable City resources to handle unwanted activities taking place at the store. She asked the Commission to direct the applicant to devise a security plan that addressed issues of loitering, trespassing, etc. happening both inside and outside their store.

Mr. Natour restated when any bad actors came to the store, he called the police if they were unable to get them to leave, so if they returned, they could be arrested.

Commissioner S. Martin sought clarification as to which individual was the outgoing business owner and which the incoming business owner. He received a response that Mr. Hasan was the new owner; the outgoing owner was not present. He asked the incoming owner if he already purchased the business.

Mr. Hasan said he purchased the business almost two years ago.

Mr. Hobbs explained, through the City's annual commercial property inspections, City staff went out to verify certificate of use (COU) licenses, and it was through this process they discovered there had been a change of ownership. Once staff determined a change of ownership occurred, notice of violations were issued, whereby, the current business owner had to come into compliance with the City's LDR, and once the application to that end was submitted to the City, staff informed the new business owner of the need to apply for a new special exception in order to remain open.

Commissioner S. Martin asked if either the past business owner nor the present business owner were informed when they applied for the annual COU they had to go through the special exception process if ownership changed.

Mr. Hobbs answered yes, hence them coming before the Commission now. The

question was more for the current owner as to whether he knew he needed a COU in his name before beginning the operation of his newly purchased business.

Commissioner S. Martin remarked on the current business owner stating he was doing business in the City for 21 years, and it seemed he chose to take over the ownership of a business, leaving it in the previous owner's name rather than transfer it to his.

Mr. Hasan stated, as the new business owner, he applied for a new COU almost two years ago, and there was a back and forth with staff requesting paperwork, which he provided over time, bringing the process to its current status before the Commission. There were various issues regarding money, including the City cashing his check issued about a year ago, etc., all of which served to delay the transfer process.

Commissioner S. Martin asked Ms. Giles-Smith to look into the matter, as if the City cashed the present owner's check, and the special exception took so much time to come to the Commission, the process was not functioning correctly.

Mr. Hasan added a year ago when his check was cashed, he thought the starting period for him to begin operating under his own COU would begin in two weeks, and he kept waiting and waiting to no avail. He was still waiting to be issued his COU.

Mr. Hobbs explained cashing the check did not mean the applicant's COU was approved; it just meant an application was submitted. When a special exception application was submitted there was a processing fee, and the City did not hold checks, so they were deposited when received; cashing the check meant the applicant would be taken through the special exception process by staff. He said part of the issue, again, was there was the change of ownership, but the present applicant continued to operate under the previous business owner's COU. The LDR stated a new business owner, buying out a previous business owner's corporation, had to apply for a new COU, and where a special exception was needed, the new owner had to submit their own special exception application. This was part of the back-and-forth Mr. Hasan referred to, but paying associated processing fees did not mean automatic approval.

Commissioner S. Martin sought clarification if Mr. Hasan had no COU in his name, could he continue operating, according to the City's LDR.

Mr. Hobbs stated the present owner was allowed to operate until the present COU expired, which was September 30, 2021; Mr. Hasan had a valid COU for the type of business he purchased; they were now going through the COU and special exception processes, so they were able to continue operating until September 30, 2021, as is.

Commissioner S. Martin expressed concern for the surrounding community at the location of the subject business, as this was a high-density area. He asked if they accepted electronic benefits transfer (EBT) cards.

Mr. Natour replied inaudibly.

Commissioner S. Martin questioned if they would sell single beers, breaking six or 12 packs pack and sell each bottle/can; he wondered if this was legal.

Mr. Natour answered yes; it was an acceptable practice, one common in the City.

Commissioner S. Martin observed individuals who came in and purchased single beers or single cigarettes tended to be on the bad actor side, and he wished business owners to stop facilitating behaviors that enabled these bad actors, who tended to hang around outside such convenience stores. He understood when one had an alcohol and/or beer license, a 12-pack of beer purchased wholesale should be sold as such in retail, though he knew some convenience stores broke open the 12-packs and sold beers individually, which he believed created a bad environment. Even if this was commonly done in Lauderhill, this did not mean it should continue. He asked the applicant if they would continue such activities, which he did not want in Lauderhill, though if it was a legitimate part of the requirements of a alcohol and beer license, it was legal; but if it was not, he wish such practices to stop immediately.

City Attorney Hall said he would make a note and check into the license requirements.

Commissioner L. Martin remarked on calling and inviting all 18 convenience store owners in Lauderhill to a meeting about two and a half months ago, with the understanding there was a need to address some of the unwanted activities the use seemed to attract; he asked the PD to pull all the police reports. Only eight of the 18 storeowners attended the meeting, one being Mr. Hassan. At the meeting, they discussed many issues, including concerns with crime, and needing a new COU when someone purchased a business midyear from an owner with an existing COU; he spoke with City staff about addressing this loophole. He said, additionally, he communicated clearly to the store owners the City's concern with the amount of crime the use seemed to generate, letting them know City code enforcement and police officers would be going to their store to review and recommend safety measures owners could institute to reduce such activities. Code officers immediately went to the stores and informed owners of their findings and the immediate steps they should take, though they were each given a grace period within which take such action. Commissioner L. Martin noted staff and he tried to take the positive approach with these owners, by saying the City wanted them in Lauderhill, but as functioning, safe, productive businesses, and that the City could no longer tolerate the persisting adverse behaviors the use generated. He believed Assistant Operations Administrator April Skinner went out to Mr. Hasan's store, walked the property with his representative and identified areas that should be addressed, and she gave them time to enact them. Mr. Hasan was aware of the police calls for service that concerned the City, as he occupied the location for two years. Mr. Hasan agreed to install "No Trespassing" signs offered by the City and he agreed to be a part of the solution by calling the police when necessary to remove trespassers. Commissioner L. Martin expressed having an issue with the affidavit the City used, particularly the affidavit signed by convenience store owners, as he found it lacking, and he expressed this sentiment to City management. One area in the affidavit stated after three calls for service within 90 days, a business owner could be brought before the Commission to reconsider the approval of their

special exception; it was clear in the subject instance there were over 90 calls for service within a year, well above the number in the affidavit that should have generated the owner going before the Commission. Thus, the City was not holding its businesses accountable when issues were identified, though he did not want businesses to shy away from calling for help in an effort to not reach the number that would trigger a review of their special exception. He was working with the City Attorney to establish some language, specifically under Chapter 812 of the Florida Statute, where the language spoke to what convenience store owners had to do in the event of certain crimes at their stores. The City Attorney was working with the Lauderhill PD to make officers aware of the language, and he hoped to schedule another meeting with convenience store owners, so they knew about changes in the code's language and to educate them on what their responsibilities were. He noted those who attended the previous meeting showed a willingness to work with City staff to improve the current situation, and for those store owners who did not attend the meeting, code and police staff were still directed to go to their stores to review and recommend measures to improve safety; the City had to consider what actions could be taken if convenience store owners refused to work with the City to address issues identified as unacceptable for Lauderhill to become a better, stronger city. Part of the issue was with the City's documentation process, which he thought was outdated, and there was a need to fix some processes internally. He said the new language would be clear and concise; if businesses had a certain number of issues within a 30-day period, they had to come before the Commission for review. He expected the affidavit Mr. Hasan signed to be read into the record, with him verbally stating on the record his willingness to comply with all City conditions, particularly Florida Statute Chapter 812, while City staff continued to figure out how to tighten various aspects of the existing process. The language changes staff was working on could take some six months to complete and implement, and the new language would affect all businesses in Lauderhill, holding them accountable for conducting business in a manner that benefited all Lauderhill. Commissioner L. Martin was unaware of the number of calls for service from convenience stores the PD received, but recent numbers should be an indicator of whether things were moving in the right direction. He was not in favor of delaying the vote on the subject special exception, as the applicant, City staff, and he were working together on various issues and, based on all he learned thus far, there were matters City Administration needed to address, while giving the City Attorney a chance to complete the previously mentioned language changes.

City Manager Giles-Smith affirmed City staff was working with the City Attorney to update the language in the LDR, making sure it applied to all businesses and gave the City the ability to bring businesses failing to adhere to the City's standards before the City Commission to address the situation.

Commissioner L. Martin wished the subject applicant to acknowledge publicly and on record that they had signed an affidavit agreeing to provide the City with a security plan within 30 days of the approval of the special exception.

Mr. Hobbs added the affidavit stated the security plan must be provided in writing prior to the issuance of the COU. Though the 30-day period given to the applicant to provide the security plan was fine, the plan had to be reviewed and approved by the City Manager and Commission prior to issuing the COU. Staff was looking at redoing the City's COU process, as the COVID 19 pandemic highlighted existing

issues with a number of businesses that had to be addressed. He said they were working with the City Attorney, to address the COU process and the special exception affidavit process.

Commissioner L. Martin knew there were businesses in Lauderhill operating under unexpired COUs of previous owners.

Mr. Hobbs concurred, and this was allowable if the new business owner operated the same business use; the new owner could continue doing so until the COU expired. For new businesses operating under the unexpired COU of the previous owner in a different business use, they were shut down after a ten-day notice.

Vice Mayor Grant thought the present conversation was very healthy, for which she thanked her fellow Commissioners, and many of her questions had been answered. She wished to make sure the Commission would receive the security plan that included a security guard and sufficient cameras to monitor inside and outside the store.

City Manager Giles-Smith restated the City required the applicant to create a security plan that addressed systemic issues, such as loitering, trespassing, etc. It would be acceptable if the applicant hired a security guard and/or had someone on staff who would move along persons standing around outside the storefront.

Mr. Natour stated he was usually the person who moved people along when they loitered, and it was only when they refused to leave that he called the police for help.

Mr. Hobbs restated the applicant had to submit their security plan in writing, including all the measures being taken to address the issues noted above, as this gave City staff and the Commission a chance to vet the plan and see if it needed shoring up.

Vice Mayor Grant wondered if they needed to hire a security guard if they had someone moving people along, as well as adequate camera coverage.

Major Hennessy said after the meeting with the convenience stores arranged by Commissioner L. Martin, the applicant was one of three store owners who reached out to the PD to do a CPTED (crime prevention through environmental design) review, and the PD sent out a specially trained officer who did both an interior and exterior review of the property; he was presently preparing a report for the business owner.

Vice Mayor Grant asked if there was a timeframe by which the Commission would see the updated language for the COU and special exception affidavit process, and any other related changes to the City's existing system.

Mr. Hobbs indicated there were various levels of administration that had to give input and decisions, such as the City Manager, City Attorney, etc.

City Manager Giles-Smith believed they would have something ready for the Commission's review in the next three months.

Vice Mayor Grant mentioned, as Commissioner L. Martin was working with City staff on the language changes, she questioned if it were possible for other members of the Commission to speak with the City Attorney to give insight or suggestions regarding the changes; the City Attorney could share those with Ms. Giles-Smith and Mr. Hobbs to see how they could be incorporated.

Commissioner L. Martin clarified he was not working on the language changes; this was being done by the City Attorney, the City Manager and her staff after they met with the convenience store owners and saw there were issues in the process.

City Attorney Hall noted the document he was drafting would be on the Commission's next meeting agenda, so once that agenda was published, he encouraged all members of the Commission to call him to give their input. The document he would forward to the Commission would be very straightforward.

Vice Mayor Grant hoped the matter could go to a workshop for added Commission discussion prior to the changes being put on a Commission agenda for approval, asking if her fellow Commissioners objected to doing so.

Commissioner L. Martin commented, as this was a time-sensitive matter, he preferred if it were put on the next meeting agenda for first reading, and in the interim before the second reading, the Commission could suggest changes or schedule a workshop to make more changes.

Vice Mayor Grant believed the general application of the language to all businesses was more reason to place the matter for further discussion on a workshop.

Commissioner Dunn asked that language be included in the approval of the subject application that the applicant provide the City, within 30 days from the approval of the special exception, a written security plan that addressed all the issues voiced by staff and the Commission earlier in the meeting. Then, upon approval of the security plan, the business owner had 90 days to implement the plan.

Mr. Hobbs affirmed staff could incorporate a time limit to implement the plan when the plan was being reviewed for approval.

City Attorney Hall suggested making both timeframes a part of the motion for approval.

Commissioner S. Martin apologized to Mr. Hasan if his commentary implied Mr. Hasan was operating his business illegally; he knew nothing of the information his fellow Commissioner L. Martin had about the applicant working continuously with City staff on the subject matter. He wished to confirm Mr. Hasan said he owned the U Save on NW 47th Avenue.

Mr. Hasan affirmed he did at present.

Commissioner S. Martin remarked however Mr. Hasan was operating that location, there seemed to be a lot less loitering there than at the 19th Street store, so if he could find a way to mimic the practices used at the NW 47th Avenue store at the 19th Street store, it would be beneficial. The goal was to take actions that

minimized crimes, though he did not wish business owners to hesitate calling the police for help, fearing they would put their special exception and COU at risk; the City wanted bad actors removed from Lauderhill's streets.

Mr. Hasan said though his NW 47th Avenue store was located in Plantation, at least 80 percent of its patrons came from Lauderhill.

Commissioner L. Martin remarked on the economic impact of the NW 47th Avenue store being located in and paying taxes to the City of Plantation, despite the majority of its customers coming from Lauderhill.

Mr. Natour commented 98 percent of their customers were good, hardworking people who lived close to the store and often walked there; they were not bad actors.

Commissioner Dunn thanked him for the comment, stating she felt comfortable making a motion to approve the subject resolution with the amended language for a security plan to be submitted to the City within 30 days of the subject special exception approval; upon approval of the security plan by the City, the applicant had 90 days to implement the plan. The security plan should take into account the findings in the report being prepared by the Lauderhill PD staff who visited and reviewed Mr. Hasan's store.

City Manager Giles-Smith asked if the applicant had to verbally agree to anything before the vote.

City Attorney Hall answered no, as the applicant had to abide by City law.

Commissioner L. Martin asked for the motion to include a timeframe by which City staff should review and respond to Mr. Hasan on the security plan provided by him. He suggested staff have 30 days to review the plan and get Commission approval.

Mr. Hobbs indicated staff wished to have the PD review the security plan, as their approval was important.

Commissioner Dunn amended her motion accordingly.

Mayor Thurston opened the discussion to the public.

Willie Mae Cooper, Lauderhill resident, and president of the West Ken Lark Homeowners' Association (HOA), expressed concerns, as they had problems on NW 14th Street where many younger residents knew they could go to the corner store and get credit. She also sought assurance that expiration dates on products sold to the community were checked regularly to ensure they were current. As Commissioner S. Martin stated, it would be better if these stores stopped selling individual beers, single cigarettes, etc., as persons liked to loiter, standing around outside the store begging. She was concerned about how such behaviors affected the beautification of the area, as when entering their communities, they wanted it to be attractive. If the City was going to permit convenience stores near residential communities, measures had to be put in place to prevent loitering, stop the purchase of single beer and cigarettes, etc. Customers who could not afford to buy

the pack should not be served. She said the goal was to attract residents to their community, but some convenience stores were an eyesore.

Mayor Thurston received no further public input.

Commissioner L. Martin acknowledged having discussions with Ms. Cooper on the matters she mentioned, and it was for the very reasons she mentioned that he reached out to all convenience store owners in Lauderhill in an effort to get them to address these concerns. It was made very clear at the meeting the City was willing to work with them, but they had to show good faith that they would put into effect practices that forwarded the City's goals. He commended Mr. Hasan for their store moving from once being the store with the highest number of calls for service to one taking steps to reduce unwanted activities that led to so many calls for service. Monitoring convenience stores in the City would be a continuous process for the City; updating the language in the LDR meant the City had a better chance to hold Lauderhill businesses accountable.

A motion was made by Commissioner M. Dunn, seconded by Commissioner L. Martin, that this Resolution be approved as amended, requiring the applicant to submit a security plan in writing within 30 days of approval of the special exception; the plan must include recommendations from the report drafted by Lauderhill Police Department; City staff had to respond to the applicant within 30 days; the security plan should be implemented within 90 days of receiving approval from the City Manager. 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 thanked Commissioner L. Martin for taking the lead in working with the City's convenience stores; his effort was one of the social determinants of a healthy area in a community context, so he was already fully stepping into policy work to help move the City forward. She asked if the Commission could hear what the findings were and have them placed on a workshop agenda for additional discussion, so she could better understand what was discovered, and the policy shifts that the new language would achieve as a result of working with the convenience stores.

Commissioner L. Martin thanked Commissioner Dunn, stating he passed convenience stores every day, and the changes he advocated were long overdue in Lauderhill. He hoped in future months to see positive results due to the City's actions.

Commissioner Dunn indicated there might be opportunities for the City to be recognized for putting forth policies and environmental changes to move the City forward, so she wished to make sure the measures the City took were documented, as there could be resources available in the future to help the City do the work advocated by the model Commissioner L. Martin was building on.

14.

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.

Attachments: [RES-21R-06-116-Special X - M&E Convenience Store AMENDED.pdf](#)

[AR 21R-06-116](#)

[DRR \(21-SE-004\) Petroleum.pdf](#)

[M&E Special Exception Application.pdf](#)

[M&E Site Plan.pdf](#)

[\(21-SE-004\) M&E SEU Conditions Affidavit \(1\).pdf](#)

[Calls for Service Petroleum.pdf](#)

Commissioner L. Martin remarked the subject item was literally in the same vein as the previous item, as the applicant would be required to abide by the City's conditions for approval, though the issues were not as consistently serious as those in the previous item. He felt this was something the City wished to drive home to every convenience store in Lauderhill; the expectation was they would raise their level of functioning, take better care of their property, cooperate and collaborate with law enforcement, maintain having no code violations, and understand these would remain a part of the overall expectation of the City.

Mr. Davis-Walker remarked staff spoke with the applicant on June 15, 2021, explaining the reason the item was tabled at the June 14, 2021, Commission meeting was there were no representatives for the applicant present. The applicant was advised via email and phone, and staff spoke with them 11:00 a.m. on June 28, 2021, after which they came in at 4:50 p.m. without bringing a written security plan as the City requested. Staff explained to them it was detailed in the affidavit they signed, and told them they could come before the Commission at the present meeting to explain when they would have the written security plan submitted to the City, and state their willingness to abide by the timeframe on the record. He said staff again emphasized the Commission's request for the applicant to attend the present meeting, yet they were absent.

Commissioner L. Martin asked if the Commission could pass the subject resolution without the presence of the applicant.

City Attorney Hall answered yes, and the applicant would be required to abide by any conditions set by staff and/or the Commission, as they were the conditions for approval.

Mr. Hobbs added Major Hennessy informed him the applicant had neither requested nor had the CPTED test, restating the subject applicant's calls for service were very much less than Mr. Hasan's store under the previous item.

Commissioner Dunn said she had an issue with the subject applicant not attending the meeting when staff advised them in multiple ways, including in person, of the

need to attend the present Commission meeting to discuss the timeframe.

Mr. Davis-Walker explained many business applicants understood there would be certain conditions for approval they had to satisfy, and many of them had no wish to come to City Hall before the Commission; some were even afraid to come. In this case, the applicant had no representative staff was aware of, but the applicant was made fully aware they were expected to attend the present Commission meeting, though their attendance was not a necessary requirement for the Commission to vote on the item.

Mr. Hobbs thought if the Commission decided to move forward in a similar nature, staff would convey the outcome, along with conditions for the approval, the City's expectations, and what steps the City would take if those expectations were not met. If the applicant failed to meet the deadlines stated in staff's conditions, the matter would come back before the Commission, and no COU would be issued, and whatever notices the City had to issue to bring the applicant back before the Commission would be sent. Planning staff would communicate this information to the applicant on June 29, 2021.

A motion was made by Commissioner L. Martin, seconded by Vice Mayor D. Grant, that this Resolution be approved as amended, requiring the applicant to submit a security plan in writing within 30 days of approval of the special exception; City staff had to respond to the applicant within 30 days; the security plan should be implemented within 90 days of receiving approval from the City Manager. 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 L. Martin remarked at the previously mentioned meeting staff and he had with convenience storeowners, the latter acknowledged they had spoken individually with City staff at various times, but it was the first time they were meeting as a group with City staff and he, and the level of transparency experienced in the meeting was very much appreciated. Understanding the need to abide by the Sunshine Laws, he wished it known nothing would make him happier than to have more of his fellow Commissioners at the table to hear the storeowners speak and have dialog with them. He said a big part was communication, and many business owners were never put on a path to getting issues addressed. It was about safety and protecting the Lauderhill community, particularly in east Lauderhill where many of these stores existed.

15.

RESOLUTION NO. 21R-06-128: A RESOLUTION OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA GRANTING INTEGRATED PRIMARY CARE, LLC. A SPECIAL EXCEPTION USE DEVELOPMENT ORDER, SUBJECT TO CONDITIONS, TO ALLOW IN THE GENERAL COMMERCIAL (CG) ZONING DISTRICT AN OFFICE, MEDICAL, OFFICE, WITH CONTROLLED SUBSTANCE PROVIDER USE ON A 5.86± ACRE SITE LEGALLY DESCRIBED AS BOULEVARD SHOPPES NO. 2 106-37 B LOT 1 THRU LOT 8 BLK 1 OF THE OFFICIAL PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, MORE COMMONLY

KNOWN AS 4300 NORTH UNIVERSITY DR, UNIT 103, LAUDERHILL, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [RES-21R-06-128-Special X - Integrated Primary Care.pdf](#)

[AR 21R-06-128](#)

[DRR Integrated Primary Care \(21-SE-008\).pdf](#)

[\(21-SE-008\)Primary Conditions Affidavit \(Signed\)](#)

[Primary Care Application.pdf](#)

[DEA2020_2023.pdf](#)

Commissioner Dunn sought clarification on the use, as she was familiar with the area and the typical services provided when locations offered urgent care. She understood the subject business owner planned not only to provide urgent care, but have other uses at the same location.

Mr. Davis-Walker remarked, as in the previous item, it was not a requirement for the property owner or the applicant to be present at the hearing. However, City staff reached out to the applicant regarding attending the meeting, and their former office manager responded she no longer worked with the applicant. Staff's attempts to contact the doctor failed both by email and phone, though messages were left. He just confirmed with IT staff that the doctor/applicant was not present remotely.

A motion was made by Commissioner M. Dunn, seconded by Commissioner L. Martin, that this Resolution be tabled to the City Commission Meeting, due back on 7/12/2021. 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

16. RESOLUTION NO. 21R-06-129: A RESOLUTION OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA GRANTING TO TRUIST A SPECIAL EXCEPTION USE DEVELOPMENT ORDER TO ALLOW IN THE GENERAL COMMERCIAL (CG) ZONING DISTRICT A FINANCIAL INSTITUTION USE WITH A DRIVE-THROUGH ON A 1.37 ACRE SITE LEGALLY DESCRIBED AS ATLANTIC FEDERAL LAUDERHILL 69-27 B ALL PARCEL A, ACCORDING TO THE PLAT THEREOF AND AS RECORDED IN THE OFFICIAL PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, MORE COMMONLY KNOWN AS 1771 NORTH STATE ROAD 7, LAUDERHILL, FLORIDA. PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [RES-21R-06-129-Special X - Truist.pdf](#)
[AR 21R-06-129](#)
[DRR \(21-SEU-010\) Truist](#)
[Application](#)
[Fixtures and Floor Plan](#)
[\(21-SE-010\) SEU Conditions Affidavit, Truist \(SIGNED\)](#)

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

17. RESOLUTION NO. 21R-06-130: A RESOLUTION OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA GRANTING TO INTERVENTIONAL PAIN M.D. L.L.C. A SPECIAL EXCEPTION USE DEVELOPMENT ORDER TO ALLOW IN THE GENERAL COMMERCIAL (CG) ZONING DISTRICT AN OFFICE, MEDICAL, WITH CONTROLLED SUBSTANCE PROVIDER USE ON A 0.78± ACRE SITE LEGALLY DESCRIBED AS CITY SHOPPES 107- 44 B LOT 1 ACCORDING TO THE PLAT THEREOF AND AS RECORDED IN THE OFFICIAL PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, MORE COMMONLY KNOWN AS 7501 W. OAKLAND PARK BLVD, LAUDERHILL, FLORIDA. PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [RES-21R-06-130-Special X - Interventional Pain.pdf](#)
[AR 21R-06-130](#)
[DRR \(21-SE-007\) Interventional Pain M.D., L.L](#)
[A. SEU Application submittal, Interventional Pain M.D. LLC](#)
[C. 2020 - 01 2022 FLORIDA MEDICAL LICENSE](#)
[D. Site plan & Floor plan, Interventional Pain, M.D. LLC](#)

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

XII QUASI-JUDICIAL MATTERS, FIRST READING

XIII QUASI-JUDICIAL MATTERS, SECOND READING

18. ORDINANCE NO. 200-07-119: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA, GRANTING A LAND USE PLAN AMENDMENT (LUPA) TO THREE AMIGOS LAUDERHILL, LLC AMENDING THE FUTURE LAND USE MAP IDENTIFIED IN THE CITY OF LAUDERHILL COMPREHENSIVE PLAN, FUTURE LAND USE ELEMENT, GOALS, OBJECTIVES, AND POLICIES, OBJECTIVE 1.2 FUTURE LAND USE MAP AMENDMENT; CHANGING FROM COMMERCIAL TO IRREGULAR (35.3 DU/ACRE) RESIDENTIAL THE FUTURE LAND USE OF A ± 13.73 ACRE PARCEL

WITH THE LEGAL DESCRIPTION AS PROVIDED HEREIN; MORE COMMONLY KNOWN AS 7730 W. COMMERCIAL BOULEVARD, LAUDERHILL, FLORIDA; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Attachments: [200-07-119-Target-3 Amigos LUPA REVISED 6-16-21.pdf](#)

[AR 200-07-119](#)

[DRR LUPA Target Update 6-8-2021](#)

[Exhibit 1-Target LUPA.pdf](#)

[Exhibit 2 Target LUPA.pdf](#)

[Attachment A- LUPA Application Form](#)

[Attachment B- LUPA Application 1-7-20](#)

[Attachment C-LUPA Applicant Exhibits](#)

[Attachment D1-LUPA-A100 Master Plan_OPT1.pdf](#)

[Attachment D2 - LUPA -A100 Master Plan_OPT2.pdf](#)

[Attachment D3 - LUPA-A100 Master Plan_OPT3.pdf](#)

[Site Plan](#)

This Ordinance was approved on the Consent Agenda on second reading to the City Commission Meeting, due back on 07/12/2021. (See Consideration of Consent Agenda for vote tally.)

XIV UNFINISHED BUSINESS

XV OLD BUSINESS

XVI NEW BUSINESS

A. SCHEDULE SEPTEMBER 2021 BUDGET HEARINGS AND CITY COMMISSION MEETINGS.

Attachments: [Special Assessment Public Hearings Budgets Date Timelines 2021](#)

Mayor Thurston asked members of the Commission if the proposed list of dates detailed in the backup were acceptable; no objections were voiced.

A motion was made by Commissioner L. Martin, seconded by Commissioner S. Martin, these Budget Hearing Dates be approved as stated above. 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

XVII COMMUNICATIONS FROM PUBLIC OFFICIALS SHALL BEGIN IMMEDIATELY BEFORE ADJOURNMENT

Commissioner Dunn mentioned the next Lauderhill Health & Prosperity Partnership meeting was scheduled for July 7, 2021, 6:00 p.m. to 8:00 p.m., inviting colleagues and the general public to participate. Information was provided at lauderhill-fl.gov/lhpp where the notice for the meeting was posted, and anyone wishing to join the partnership to be part of the solution to move Lauderhill forward could submit an application.

Commissioner S. Martin thanked Commissioner L. Martin for the work he was doing with the City's convenience stores, working with the Lauderhill PD and other City staff. It gave him a greater appreciation for City staff which the Commission worked with in a team effort for the betterment of Lauderhill.

Commissioner L. Martin said it had been an enjoyable Commission meeting with all the accolades shared among the Commission and staff. He thought it should be clear to Lauderhill constituents, the City Commission, and all City staff that working for Lauderhill was not just a job, but more of a passion, and work they enjoyed. He urged everyone to keep up the good work, and in the coming fiscal year, he hoped for more unity on many more issues. The Commission and staff were doing a great job, as evidenced by the conversation on the City's streets that the present Commission was one to be reckoned with. He reminded everyone it had only been seven months since three new Commissioners joined the Commission, and he took his hat off to staff for their responsiveness and tireless efforts to accomplish the tasks they were set. Staff loved what they did, and as long as the work was being done for the right reasons, they would continue working for the City.

Commissioner Dunn remarked on it being difficult to collaborate under the Sunshine Law.

Mayor Thurston felt the solution was to schedule additional workshops as needed.

Vice Mayor Grant thought the subject meeting was very fulfilling, as so much was happening. She congratulated Commissioner Dunn and staff for making an outstanding presentation earlier in the meeting. Congratulations were echoed for Commissioner S. Martin for a superb presentation and the selection of such strong individuals for their many contributions to the Lauderhill community. She thanked Mayor Thurston for being so gracious and patient in allowing members of the Commission and presenters to speak for more than three or five minutes. Commissioner L. Martin's work with the City's convenience stores, along with the City Manager and her staff, was a well-needed effort, and she thought he was the right person for the task based on his personality, and the persona he brought to the matter. She supported bringing the discussion of convenience stores, etc. to a workshop for more discussion, so other members of the Commission could be educated on what was happening, as well as give feedback. Vice Mayor Grant mentioned concluding Caribbean American Heritage Month with an event at the Ilene Lieberman Botanical Gardens that was well attended; they hoped for an attendance of 50, and over 100 people attended and enjoyed themselves, dancing, etc. What she enjoyed most was the wonderful diversity, as it was so indicative of Lauderhill and its wide variety of nationalities. She thanked everyone who attended for giving her the opportunity to host such an event.

Commissioner Dunn mentioned enjoying the event very much.

City Manager Giles-Smith remarked the U.S. Department of Health and Human Services announced the City of Lauderhill won a Minority Health Community Programs to Improve Minority Health grant in the amount of \$3.8 million. Jane Sullivan, working with Commissioner Dunn, Nova Southeastern University, and the City's grants division helped bring the grant to fruition, beating out Miami-Dade County. She said Lauderhill would now have funding to help improve minority health services.

Commissioner Dunn commented this would be the first of several funding opportunities for LHPP, thanking the City Manager and her team for a job well done.

Mayor Thurston announced the City's grant writing seminars would begin Thursday, July 22, 2021, at 6:00 p.m. in the Commission Chambers at City Hall; the first would be Grant Writing 101, a three-hour seminar; the second seminar would be Grant Writing for Intermediates that would take place Thursday, August 5, 2021. Both sessions would be moderated by the City's very successful grant writer, Jane Sullivan.

Vice Mayor Grant stated Mayor Thurston was honored the past weekend, asking him to elaborate a little on the award.

Mayor Thurston stated on the past Saturday at the Signature Grand he, along with 13 other recipients, were honored for their relationship to the Caribbean and their good works in their communities. Additional information on the event could be found on the City's Facebook page, where numerous pictures were posted.

XVIII ADJOURNMENT - 9:10 PM