



City of Margate

5790 Margate Boulevard
Margate, FL 33063
954-972-6454
www.margatefl.com

Meeting Minutes Regular City Commission Meeting

Mayor Anthony N. Caggiano

Vice Mayor Tommy Ruzzano

Commissioners:

Antonio V. Arserio, Arlene R. Schwartz, Joanne Simone

City Manager Samuel A. May

*Interim City Attorney Weiss Serota Helfman Cole & Bierman,
P.L.*

City Clerk Joseph J. Kavanagh

Wednesday, May 15, 2019

7:00 PM

Commission Chambers

CALL TO ORDER

Present: 5 - Commissioner Joanne Simone, Commissioner Antonio V. Arserio, Commissioner Arlene R. Schwartz, Vice Mayor Tommy Ruzzano and Mayor Anthony N. Caggiano

In Attendance:

City Manager Samuel A. May

Interim City Attorney Susan L. Trevarthen

City Clerk Joseph J. Kavanagh

PLEDGE OF ALLEGIANCE

ID 2019-257 NEWTON FENELUS JR, 3RD GRADE, ABUNDANT LIFE CHRISTIAN ACADEMY

1) PRESENTATION(S)

- A. [ID 2019-225](#) HOME OF THE MONTH - MAY 2019
(Betsy Jordan, 313 NW 69th Avenue)

ATHLETES OF THE MONTH

- B. [ID 2019-178](#) ABIGAIL GOARDS - BASEBALL
(Mets, Triple A Division)

COACH OF THE MONTH

JIMMY GOARDS

Mets, Triple A Division

EMPLOYEE RECOGNITION FOR YEARS OF SERVICE

- C. [ID 2019-208](#) DANIEL BOOKER, FIRE CHIEF - FIRE DEPARTMENT - 30 YEARS

PROCLAMATION(S)

- D. [ID 2019-138](#) NATIONAL PUBLIC WORKS WEEK - MAY 19-25, 2019 (presented to Mark Collins, Public Works Director)
- E. [ID 2019-246](#) NATIONAL LAW ENFORCEMENT APPRECIATION WEEK - MAY 13 - 17, 2019 (presented to Jonathan Shaw, Police Chief)
- F. [ID 2019-247](#) BUILDING SAFETY MONTH - MAY, 2019 (presented to Richard Nixon, Building Director)
- G. [ID 2019-253](#) KIDS TO PARKS DAY - MAY 19, 2019 (presented to Mike Jones, Parks and Recreation Director)

2) PUBLIC DISCUSSION

MARILYN A. KNEELAND, 7955 NW 5TH CT, APT 108 discussed her opposition against the proposed development of the Margate Executive Golf Course and referenced 180 town homes and zoning.

KAREN CASEY-ROBINSON, 7520 NW 29TH STREET explained that she lived for 16 years on the fifth hole and for the last three years, had been living on the first hole. She said that she loves living in Margate and discussed 13th Floor Homes and referenced the Golf Course.

BILL NOVAK thanked the Police, Fire and City employees. He said that their Business Regulations in the City of Margate were a little outdated and required adjustment and referenced business signs. He also discussed the Golf course and eliminating green space. He said that trash was being dumped in Fern Forest and requested the Code Enforcement to investigate.

DANIEL SALAZAR, 601 76TH TERRACE, #208, ORIOLE GARDENS II discussed the Golf course pertaining to Lennar Homes and referenced the problems that could occur from water, flooding, drainage and zoning.

PETA-GAY ZUNE said that she was a resident of Oriole Gardens II. She referenced the Proclamations for the Fire and Police Department and thanked them for their service. She discussed the 1989 Comp plan regarding public parks and safety in Margate and also referenced the golf courses, the S1 Zoning Map and Lennar Homes.

MANNY LUGO, 1129 EAST RIVER DRIVE said that it was an honor to be present at the recent Oriole Gardens II Board meeting and said that they were initiating their resistance to Lennar. He discussed the House Bill 7103 which was due to be signed by the Governor and said that it would be an extreme erosion of Home Rule power which could end Comprehensive Plan fairness. He also discussed the recent Planning and Zoning meeting (P&Z) and referenced the Land Use amendment.

ELSA J. SANCHEZ, 6930 NW 15TH STREET discussed the Brewing Conversations-Coffee with Cops! event held by Coconut Creek and Margate Police at WaWa which she enjoyed. She highlighted the relationship that the Police built with the community and children and thanked the respective Police departments. She said that those type of events should continue.

LARRY HAHN said that he was a real estate agent, a resident in Margate and a golfer. He discussed his concerns pertaining to recreational areas and green space.

JULIE JONES, 7871 NW 1ST STREET defended the City Commissioners who elect to take health insurance from the City.

RICH ALIANIELLO, 7631 NW 23RD STREET tipped his hat to Fire Chief Daniel W. Booker and thanked him for his service. He spoke about the golf courses pertaining to Oriole and McDivots, referenced the density of cars and traffic and asked them to make the right decision.

A resident said she lives in Oriole Golf and Tennis II. She referenced a recent meeting pertaining to the building of new homes in that area and requested that the City should reconsider this and leave it the way it is.

3) COMMISSION COMMENTS

COMMISSIONER JOANNE SIMONE congratulated Fire Chief Booker on his 30 years of service. She encouraged Police Chief Shaw to keep up the good work with his staff and said that the Brewing Conversations-Coffee with Cops! was a wonderful event. She welcomed a temporary member to the City Clerk's Office, Isamar Viveros and said that she was doing a good job. She highlighted the forthcoming events for the Walking Audit on Southgate Boulevard and Memorial Day at Veterans Park.

COMMISSIONER ANTONIO V. ARSERIO congratulated Fire Chief Booker for 30 years of service and gave kudos to Police Chief Shaw on another successful event and was pleased with the community-oriented policing. He referred to the Margate 2.0 Comprehensive Plan meeting and suggested that it should be discussed at the next City Commission meeting.

COMMISSIONER ARLENE R. SCHWARTZ gave kudos to the respective Fire and Police departments and congratulated Fire Chief Booker. She discussed the Comprehensive Plan 2.0 meeting scheduled for May 30, 2019.

CITY MANAGER SAMUEL A. MAY explained that changes were going to be made to the proposed Comprehensive Plan 2.0 meeting once he had spoken to Development Services Director, Robert J. Massarelli but that it was scheduled to take place on May 30, 2019.

COMMISSIONER SCHWARTZ explained that as their current Comprehensive plan was old, there would be a series of twelve meetings that would be divided up by areas in Margate. She encouraged the residents to attend to provide their input which included parking and redevelopment. She highlighted the Sounds of Sundown concert on June 1, 2019.

VICE MAYOR RUZZANO thanked Fire Chief Booker for his service and wished him the best. He apologized for not attending the Oriole Gardens II meeting and said that he wanted to schedule a meeting with Oriole Gardens II for an open forum and questioned whether the other Commissioners could attend and provide input.

INTERIM CITY ATTORNEY SUSAN L. TREVARTHEN explained that if it was noticed as a Sunshine meeting and Minutes were captured, it could be handled that way.

VICE MAYOR RUZZANO explained that the meeting would not be a debate amongst Commissioners although he would ask them for their input. He referenced 180

townhomes on the golf course and said that it could possibly generate \$225,000 - \$250,000 in taxes and questioned whether it was worth it. He was unaware of the Brewing Conversations-Coffee with Cops! event and apologized for not attending and said that he was also unaware of a Lennar meeting that was held in one of the City buildings.

MAYOR CAGGIANO discussed what he considered to be the serious nature of the Erosion of Home Rule and advised that all the cities of the Broward League of Cities were fighting what was going on in Tallahassee and provided an example of the 5G boxes. He welcomed the public to join them for Memorial Day at Veterans Park. He asked to move up Item 8A to immediately after the City Manager's Report.

4) CONSENT AGENDA

Items listed under Consent Agenda are viewed to be routine and the recommendation will be enacted by one motion in the form listed below. If discussion is desired by the Commission, the item(s) will be removed from the Consent Agenda and will be considered separately. Anyone wishing to comment on any item on the Consent Agenda should approach the podium now. Each speaker is limited to three (3) minutes.

- A. [ID 2019-240](#) MOTION - APPROVAL OF CITY COMMISSION MINUTES: MARCH 20, 2019 - REGULAR CITY COMMISSION MEETING; APRIL 3, 2019 - REGULAR CITY COMMISSION MEETING.

APPROVED

Approval of the Consent Agenda

A motion was made by Commissioner Simone, seconded by Commissioner Schwartz, to approve the Consent Agenda. The motion carried by the following vote:

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

- B. [ID 2019-207](#) ~~RESOLUTION ACCEPTING THE UTILITY AND ACCESS EASEMENTS FOR MAINTENANCE OF WATER AND SANITARY SEWER FACILITIES AND ACCEPTING THE BILL OF SALE FOR THE WATER AND SEWER MAIN LINES AT 5485 WEST ATLANTIC BOULEVARD (CUMBERLAND FARMS)~~

5) CITY MANAGER'S REPORT

CITY MANAGER MAY referenced two cellphone tower lease agreements and explained that staff had asked for CONSENSUS if the Items could be tabled indefinitely as they wanted to review them when the new City Attorney was appointed.

COMMISSIONER ARSERIO requested that the 5G cellphone towers should be aesthetically pleasing.

CONSENSUS was given by the City Commission to indefinitely postpone the cellphone tower agenda Items until staff had time to review them with the new City Attorney.

COMMISSIONER SCHWARTZ said that the Lobbyist explained that the appropriation for the mobile command center had got to a certain point and questioned its current status.

INTERIM CITY MANAGER, CALE CURTIS said that they had the same information which the Commission received. He explained that the mobile command vehicle was currently

in the budget which was on the Governor's desk and that his office was reviewing all requests which was subject to being vetoed with a number of other requests in that budget. He advised that they received a telephone call from the Governor's office today seeking further information.

COMMISSIONER ARSERIO stated that by law, the Governor had 15 days to sign and veto it.

Discussion ensued.

8) DISCUSSION AND POSSIBLE ACTION

A. [ID 2019-239](#) DISCUSSION AND POSSIBLE ACTION - FIRE STATION 58 UPDATE (Presented by Architect Saltz Michelson)

Item 8A heard immediately after the City Manager's Report.

FIRE CHIEF BOOKER advised that the last public discussion on this item was in November 2018 when the Commission directed them to do a three story fire station that would house administration, Emergency Operations Center (EOC) and that he met them individually when they came up with the concept and cost which would cost approximately \$10,000,000 for that station. He said that as it was agreed that the cost was too high, it was suggested that they should move forward by constructing a two story station which was estimated at approximately \$7,000,000 which was outside of what they originally budgeted for and also referenced the Fire Assessment Fee. His recommendation would be to move forward with the two story station that they proposed in November 2017 which would be a smaller station but would serve their purpose. He advised that it was a 11,700 square foot station which would be approximately \$450 per square foot which would be approximately \$5,200,000 which they had already budgeted now for the Fire Station. He also advised that the architects were at this meeting to ask any questions.

Discussion ensued including the Fire Assessment Fee, financing the 911 Dispatch system and Coconut Creek building their third Fire Station.

COMMISSIONER SCHWARTZ indicated that the 2019 estimate for Fire Station 114 for the City of Pompano Beach was two stories and three bays with 13,990 square feet which was also \$5,400,000 but was 2,000 square feet larger than what Margate proposed and \$50 per square feet cheaper. She said that Chief Booker's recommendation would not be able to house the spare equipment such as generators.

FIRE CHIEF BOOKER confirmed that the 11,700 square feet station would not house all of their spare units which they required but the \$7,000,000 proposal would. He explained that for the \$5,200,000 proposal, there could be an option to extend the bays out a little bit more to accommodate.

A motion was made by Commissioner Simone to move the project forward. The motion died for lack of a second.

VICE MAYOR RUZZANO advised that when they spoke to Florida Power & Light Company (FPL), they were doing a project underneath the lines. He said that when they spoke to a representative from FPL at a Broward League meeting, they said that they could build underneath the lines.

FIRE CHIEF BOOKER said that they have correspondence from FPL specifically showing their building limitations. He also advised that the power line was an easement for FPL and that they would not put their own power line past the easement. He said that he would not be comfortable recommending moving the Fire Station under the transmission lines.

CITY MANAGER MAY confirmed that it was the distribution line and not the transmission line.

Discussion ensued on power lines on the FPL easements, the fire station and the possibility of extending the bays.

CITY MANAGER MAY explained that he had heard conflicting stories.

Discussion ensued on the easement.

A motion was made by Commissioner Arserio, seconded by Commissioner Schwartz, to table this Item to the next Regular City Commission meeting on June 5, 2019.

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

6) RESOLUTION(S)

- A. [ID 2019-175](#) RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF MARGATE, FLORIDA; ESTABLISHING THE ESTIMATED ASSESSMENT RATE FOR FIRE RESCUE ASSESSMENTS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.

GOVERNMENT SERVICES GROUP (GSG) SANDY WALKER explained that the current Resolution did not include rates and that the City needed to determine what rates they wanted to adopt to the Resolution. She explained that they could retain last year's rate and read the following rates into the records:

Residential rate - \$300 per dwelling unit
Non-residential rates for commercial - \$0.30 cents per square foot
Industrial warehouse - \$0.03 cents per square foot
Institutional warehouse - \$0.69 cents per square foot
Nursing home - \$0.69 cents per square foot

Estimated revenue of \$10,327,401 which was the gross revenue before the buy downs. She indicated that they had an option of other rates.

Discussion ensued including the Fire Assessment Fee.

A motion was made by Vice Mayor Ruzzano, seconded by Commissioner Schwartz, to leave the residential rate at \$300 and to approve the Resolution with the rates as noted in the record.

Discussion ensued which included the Fire Assessment Fee.

PLANNING AND ZONING (P&Z) BOARD CHAIR, RICHARD ZUCCHINI referenced Aztec being a Recreational Vehicle (RV) park and said that traditionally, RV and mobile parks do not own the land that they are on. He referenced the Fire Assessment Fee based on the call distribution and questioned whether they differentiated in that call distribution and suggested that they would need to look at that. He referenced Fire Station 54 which was designed and built by Burke Construction ahead of schedule and below budget at a size of 10,000 square feet which was less than \$400 per square foot. He referenced the 911 Dispatch system and expressed his concerns about teaming up with Coral Springs and suggested that Coconut Creek's contribution to Margate should be increased. He also discussed Coconut Creek wanting a new Fire Station and suggested building substations.

DARA KUSTLER expressed her concerns over the length of time that it had taken to reassess Aztec Park. She suggested that they should use Aztec money to support their fire and rescue. She said that residents within the City would like to add some aesthetic input into the new fire station and thanked the Commission for trying to look at the issues more clearly.

MR. NOVAK discussed non-US residents using Aztec park and outlined his concerns about them using their resources in their City. He requested more Police presence in his neighborhood and suggested a substation South of Atlantic Boulevard. He also outlined his concerns about the fire crew sleeping on a power line pertaining to building by the FPL easement.

Discussion ensued.

CITY MANAGER MAY clarified that most of the people who lived in that mobile home park were part time residents and would therefore be exempt from Homestead and would pay the full amount of taxes for the value of their property. He also confirmed that they paid for water and sewer and that they were paying their fair share. He clarified what Commissioner Schwartz was referring to was some improvements on those properties that may not be assessed properly which they were reviewing with the possibility of enlisting Broward County's Property Appraiser.

Discussion ensued on the Fire Assessment and the 911 Dispatch System.

MR. NOVAK suggested that the Nursing Home Square footage should be lowered to \$0.20.

Discussion ensued on the rates.

The motion carried as follows:

Yes: 3 - Commissioner Simone, Commissioner Schwartz and Vice Mayor Ruzzano

No: 2 - Commissioner Arserio and Mayor Caggiano

- B.** [ID 2019-197](#) RESOLUTION - APPROVING FIRST AMENDMENT TO INTERLOCAL CDBG AGREEMENT (ILA) BETWEEN BROWARD COUNTY AND CITY OF MARGATE.

A motion was made by Commissioner Simone, seconded by Commissioner Schwartz, that this Resolution, be approved. This carried by the following vote:

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

- C.** [ID 2019-202](#) CONSIDERATION OF A TEMPORARY USE PERMIT (TUP), TO ALLOW AN ANNUAL BRAZILIAN FESTIVAL AT ST. VINCENT CATHOLIC CHURCH 6350 NW 18TH STREET, FROM JUNE 1 - JUNE 2, 2019.

A motion was made by Commissioner Schwartz, seconded by Vice Mayor Ruzzano, that this Resolution, be approved.

MS. KUSTLER wanted to know that there was adequate parking and that the circulation for vehicles was clear.

MR. NOVAK advised the need for adequate security and parking.

The motion carried by the following vote:

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

- D.** [ID 2019-216](#) APPROVING A RENEWAL OF THE AGREEMENT WITH INFRAMARK LLC, FORMERLY KNOWN AS SEVERN TRENT ENVIRONMENTAL SERVICES, INC., TO PROVIDE FOR WATER METER READINGS, DISCONNECTIONS, RESTORATIONS, AND ADDITIONAL SERVICES; PROVIDING FOR RATE PER METER INCREASE; PROVIDING FOR EFFECTIVE DATE.

A motion was made by Commissioner Schwartz, seconded by Commissioner Arserio, that this Resolution, be approved.

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

- E.** [ID 2019-236](#) APPOINTING PURDY & FLYNN, P.A. AS CODE ENFORCEMENT SECOND ALTERNATE SPECIAL MAGISTRATE FOR AN INDEFINITE TERM;

PROVIDING AN EFFECTIVE DATE.

A motion was made by Commissioner Simone, seconded by Commissioner Schwartz, that this Resolution, be approved.

COMMISSIONER SCHWARTZ asked if there was a representative from the firm at the meeting.

MR. NOVAK questioned why they were getting an indefinite term.

CITY MANAGER MAY explained that they were the second alternate for the City's Special Magistrate Attorneys and that they would probably not be used that often.

This motion carried by the following vote:

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

- F.** [ID 2019-242](#) APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE MARGATE COMMUNITY REDEVELOPMENT AGENCY AND THE CITY OF MARGATE FOR MANAGING THE CONTRACT FOR MAINTENANCE OF THE BUS SHELTER LOCATED ON THE SOUTHSIDE OF SAMPLE ROAD WEST OF BANKS ROAD.

A motion was made by Commissioner Simone, seconded by Commissioner Arserio, that this Resolution, be approved. This carried by the following vote:

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

- G.** [ID 2019-248](#) APPROVING A CHANGE ORDER TO THE CONTRACT WITH SOUTHEASTERN ENGINEERING CONTRACTORS, INC. AWARDED UNDER RESOLUTION 17-154 FOR BID NO. 2018-002 - LIFT STATION NO. 21 RENOVATION; PROVIDING FOR AN INCREASE IN THE AMOUNT OF \$147,907 TO THE ORIGINAL CONTRACT SUM OF \$298,216.60; PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Simone, seconded by Commissioner Schwartz, that this Resolution, be approved. This carried by the following vote:

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

7) ORDINANCE(S) - SECOND READING

- A.** [ID 2019-237](#) AMENDING FISCAL YEAR 2019 BUDGET (ORDINANCE NUMBERS 2018-5 AND 2018-8); PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Simone, seconded by Mayor Caggiano, that this Ordinance, Second Reading, be approved.

FINANCE DIRECTOR MARY BEAZLEY explained that it was a Budget Amendment to record the budget for the \$10,000,000 Parks bond. She also advised that it was also to record some of the things which they had done to the committed fund balance which was the bulk transfer for the residents, for police radios and some of the grant transactions which took place in the year. She indicated that they usually did the Budget Amendment in November but they were doing it mid-year because of the bond.

MR. NOVAK spoke on this Item and questioned why Margate's Police Department did not have body cameras.

Discussion ensued including the Budget Workshop.

MR. ZUCCHINI said that they wanted Margate Police to have body cameras.

The motion carried by the following vote:

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

8) DISCUSSION AND POSSIBLE ACTION

B. [ID 2019-251](#) DISCUSSION AND POSSIBLE ACTION - ASSISTANT CITY MANAGER.

COMMISSIONER ARSERIO explained that at the last City Commission meeting, the Commission appointed him to be the liaison with Coral Springs' Commissioner, Larry Vignola and advised that they had to ensure that the City met the legal criteria when having these discussions.

A motion was made by Commissioner Arserio, seconded by Vice Mayor Ruzzano, to select Larry Vignola as the Assistant City Manager and come to the next City Commission meeting to finalize a contract, upon his acceptance.

COMMISSIONER SIMONE expressed her concerns on this agenda item. She said that she respected Mr. Vignola for the work that he had accomplished as a sitting Commissioner in Coral Springs but she did not approve of the way this hiring process had transacted. She said that the hiring decision was already made prior to the limited advertising that was completed for this opening position and that she was not in approval of this behavior. She continued to read from a statement and recommended conditions for Mr. Vignola's hiring, including salary and educational courses, and suggested that he step down from one of the positions.

COMMISSIONER ARSERIO said that he understood Commissioner Simone's concerns but this Item had a sense of urgency because of the situation that they were in with City Manager May's retirement. He discussed salaries and educational courses.

Discussion ensued on salaries, severance, sick time, probation period and the cost of searching for an Assistant City Manager.

MR. ALIANIELLO questioned whether the applicants were qualified, if they could perform their duties and being the right personality to get on with the Commission. He also discussed benefits.

COMMISSIONER ARSERIO clarified the list of requirements to hire an elected official and to be in compliant with the statute and said that Mr. Vignola was deemed by both Cities to be qualified for this position.

INTERIM CITY ATTORNEY TREVARTEN confirmed that the statute Commissioner Arserio referred to was Section 112.3125.

MR. NOVAK questioned the total number of hours per week that both the City Manager and Assistant City Manager work. He said that they both did a good job, that they should be paid at the market rate and also discussed qualifications.

MRS. JONES discussed qualifications and economics. She also asked whether the new Assistant City Manager would work four or five days per week.

MAYOR CAGGIANO said that no one was hired to work four days per week anymore.

MS. SANCHEZ said that she perused Margate's website for the candidates' résumés and said that there were many that had great qualifications. She also discussed Mr. Vignola's salary and believed that he was not qualified for the position.

Discussion ensued on salary and a five-day work week.

A motion was made by Vice Mayor Ruzzano, seconded by Mayor Caggiano, to negotiate the terms of the contract based on the previous terms of the City Attorney contract, with a salary not to exceed \$150,000

COMMISSIONER SCHWARTZ recommended a merit based increase that was earned after six months. She said that the salary should not exceed what the current Assistant City Manager was earning.

An amendment was made by Commissioner Schwartz, seconded by Commissioner Simone, to change the salary not to exceed \$130,000 regardless of who gets the position, with a merit increase after six months.

MR. NOVAK agreed on a merit based increase but believed that \$130,000 for the Assistant City Manager was underpaid and that it should be increased to \$135,000. He also said that the Commission was underpaid.

Discussion ensued on the salary for the Assistant City Manager.

MS. SANCHEZ agreed with Commissioner Schwartz that the salary should be no higher than \$130,000 and said that it was the right way to do it. She said that the number of hours worked was far more important than the number of days per week they worked.

MS. KUSTLER requested clarification on the current Assistant City's Manager/Interim City Manager Curtis' starting salary.

Discussion ensued on the current City Manager and Assistant City Manager's salaries.

The amendment carried as follows:

Yes: 3 - Commissioner Simone, Commissioner Schwartz and Mayor Caggiano

No: 2 - Commissioner Arserio and Vice Mayor Ruzzano

A motion was made by Commissioner Arserio, seconded by Vice Mayor Ruzzano, to insert the name of Larry Vignola for Assistant City Manager and present the contract at the next City Commission meeting for approval.

Yes: 4 - Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

No: 1 - Commissioner Simone

VICE MAYOR RUZZANO sought clarification on the interpretation of the two motions.

Discussion ensued.

C. [ID 2019-252](#) DISCUSSION AND POSSIBLE ACTION - CITY MANAGER.

A motion was made by Vice Mayor Ruzzano, seconded by Commissioner Arserio, to insert the name of Cale Curtis as City Manager with a starting salary of \$200,000 and to use the same exact contract terms as current City Manager Samuel A. May, effective depending on when Mr. May leaves employment with the City, should be discussed.

COMMISSIONER ARSERIO said that he was in support of that motion.

MAYOR CAGGIANO queried whether the terms of the current City Manager's contract would still apply.

Discussion ensued on the terms of the City Manager's contract and reducing the severance.

CITY MANAGER MAY said that if they were looking at making the salaries comparable

with other cities, then the severance of 20 weeks was standard across the board.

Discussion ensued including changing the terms of perpetual contracts and salary.

An amendment was made by Commissioner Schwartz to go out for a national search for an Interim City Manager and name Cale Curtis as Interim City Manager. This motion died for a lack of second.

Discussion ensued on the positions of Interim City Manager, City Manager and Assistant City Manager.

MR. ALIANIELLO discussed the definition of Interim and said that they should appoint the current Interim City Manager as the permanent City Manager.

MR. NOVAK questioned whether the Interim City Manager would still have a job if he was not fit to serve as City Manager. He said that the Interim City Manager's job should be adjusted from six to three months to prove himself in the City Manager's position.

Discussion ensued.

MS. SANCHEZ said that there could be a compromise by appointing the current Interim City Manager as the City Manager. He said to offer him a salary of \$178,000 for six months and the full amount after six months.

MS. KUSTLER indicated that they should have heard Item 8C before 8B. She said that it should be left for the Mayor and Vice Mayor's discretion in terms of salary with the consensus of the Commission. She said that they should give him a probation period for 12 months as an Interim City Manager and also referenced salary.

Discussion ensued on salary.

An amendment was made by Commissioner Schwartz, to change the severance to ten weeks. The motion died for a lack of second.

Discussion ensued on the Interim City Manager making more than the current City Manager.

The original motion carried by the following vote:

Yes: 5 - Commissioner Simone, Commissioner Arserio, Commissioner Schwartz, Vice Mayor Ruzzano and Mayor Caggiano

D. [ID 2019-255](#) DISCUSSION AND POSSIBLE ACTION - COMMERCIAL REDEVELOPMENT APPROVAL PROCESS.

DEVELOPMENT SERVICES DIRECTOR, ROBERT J. MASSARELLI explained that the P&Z Board recommended the Commission to make this a priority item in order to address the redevelopment procedures. He explained that the staff was recommending that the set of priorities was taking a look at the change of occupancy as a trigger for taking it to the Development Review Committee (DRC). He also indicated what changes should be done to the Parking standards and thereafter, he said that they would look at the total procedures on how to improve the efficiency of the City's Code and make it more user friendly.

CITY MANAGER MAY explained that they were looking for direction to move this item to the P&Z Board for recommendations to bring back to the Commission.

Discussion ensued including the change of occupancy and how it would affect the DRC and design standards.

P&Z BOARD CHAIR ZUCCHINI explained that when the Commission directed this to come in front of the P&Z Board there was an implied assumption that staff would bring it to the P&Z Board with direction, which did not happen. He said that this had now been going on for almost six weeks with no staff background or recommendations and that they would need to set up a special meeting so that they could expedite it. He recommended that they would need to remove the change of occupancy group as a trigger.

Discussion ensued.

MR. NOVAK mentioned new business and questioned what the Comprehensive Plan meetings were about.

PARADIGM CINEMA ARMAND DAIGUILLON advised that previously, P&Z Board did not have a discussion about this item and said that it should happen this time around. He briefly highlighted some of the problems which he had experienced.

Discussion ensued.

The City Commission decided that this Item should be placed on the next Planning & Zoning Board meeting to get recommendations from that board.

ADJOURNMENT

There being no further business, the meeting adjourned at 1:47am.

Respectfully submitted,

Transcribed by Salene E. Edwards

Joseph J. Kavanagh, City Clerk

Date: _____

PLEASE NOTE:

If a person decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Anyone desiring a verbatim transcript shall have the responsibility, at his/her own expense, to arrange for the transcript.

[Appendix A – Zoning – Section 3.3] Any representation made before any City Board, any Administrative Board, or the City Commission in the application for a variance, special exception, conditional use or request for any other permit shall be deemed a condition of the granting of the permit. Should any representation be false or should said representation not be continued as represented, same shall be deemed a violation of the permit and a violation of this section.

Any person with a disability requiring auxiliary aids and services for this meeting may call the City Clerk's office at (954) 972-6454 with their request at least two business days prior to the meeting date.

One or more members of the City of Margate advisory boards may be in attendance and may participate at the meeting.