



City of Margate

5790 Margate Boulevard
Margate, FL 33063
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Meeting Minutes Regular City Commission Meeting

Mayor Arlene R. Schwartz
Vice Mayor Anthony N. Caggiano
Commissioners:
Lesa Peerman, Tommy Ruzzano, Joanne Simone

City Manager Samuel A. May
Interim City Attorney Goren, Cherof, Doody & Ezrol, P.A.
City Clerk Joseph J. Kavanagh

Wednesday, October 17, 2018

7:00 PM

Commission Chambers

CALL TO ORDER

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

In Attendance:

City Manager Samuel A. May
Interim City Attorney David Tolces
City Clerk Joseph J. Kavanagh

PLEDGE OF ALLEGIANCE

[ID 2018-561](#) DEVIN PEREZ, 3RD GRADE, MARGATE ELEMENTARY

1) PRESENTATION(S)

- A. [ID 2018-529](#) HOME OF THE MONTH - OCTOBER 2018
(Will and Edna Holton, 6981 NW 23rd Street)

ATHLETES OF THE MONTH

- C. [ID 2018-537](#) MALIKAI NELSON -TRAVEL SOCCER U11

XAVION LOPEZ - MARGATE YOUTH BASEBALL LEAGUE
(Red Sox, Major Division)

EMPLOYEE RECOGNITION FOR YEARS OF SERVICE

- D. [ID 2018-555](#) LAURA SUDMAN, CAPTAIN - POLICE DEPARTMENT - 30 YEARS

SCOT SAWYER, DETECTIVE - POLICE DEPARTMENT - 5 YEARS

PROCLAMATION(S)

- E. [ID 2018-547](#) DOMESTIC VIOLENCE AWARENESS MONTH - OCTOBER 2018 (presented to

JoAnn Anstett, Therapy Advocacy Manager and Tara Arena, Victims Advocate, Margate Police Department)

F. [ID 2018-572](#) BREAST CANCER AWARENESS MONTH - OCTOBER, 2018

B. [ID 2018-567](#) MARGATE COMMUNICATIONS SERVICES PROPOSAL.

This item was heard after the Proclamations.

PUBLIC SAFETY COMMUNICATIONS MANAGER, GIA SHAW gave a PowerPoint presentation and provided an update on communications within the City. She explained that currently, Margate contracts were Police and Fire Communications to Broward County and that their third party, Broward County Sheriff Office (BSO), handled those functions. She explained that after some initial adjustments and amendments, it appears that BSO would not be a suitable answer for Margate's safety needs. She spoke about the complaints procedure and said that out of the 114 complaints, 15 were unsustained and 11 percent were noted concerns from their agency but were not needed as a follow-up. She advised that at present, Margate was looking for two options and that they could either contract with the Coral Springs Police Department or re-build their own communications center. She explained that if they took the latter option, they could be housed on the second floor of the Police Department. She said that the first year's operating costs to build their own center would be \$5,086,647.33 and that the recurring costs after year one would be \$3,449.997. She indicated that a significant portion of those costs would be associated with staffing and that they would have to hire 27 additional employees which would include 22 dispatchers or telecommunicators, four shift supervisors and an Information Technology (IT) employee and for year one. She explained that this would be estimated at \$2,183,817.33 and spoke about each member's staffing responsibilities. She advised that the rest of the money would be absorbed into materials and products which she broke down into seven groups and discussed the costing for staffing, material and products which included the Computer Aided Dispatch (CAD) system, training and other IT equipment. She discussed the replacement and installing of the Bi-Directional Amplifier (BDA) system in all four county schools. She spoke about the contract with Teletype System for Coconut Creek Police which required the 24/7 staffing. She advised that after the first year, the recurring costs would significantly decrease to \$3,449.997 which was broken down to mainly staffing, materials and products. She advised that Coral Springs did not have an exact proposal number but they provided them with a rough estimate of \$1,700,000 - \$1,800,000 which did not include the IT service and the various administrative fees.

CITY MANAGER SAMUEL A. MAY advised that there should be an official presentation from Coral Springs by the next meeting and that he would then be in a position to seek direction from the Commission.

VICE MAYOR ANTHONY N. CAGGIANO advised that the recurring costs for the radio equipment was \$1,125,000 and that they had to pay the licensing fee to Motorola. He said that the equipment could only be leased through them and that there was no option to buy them.

PUBLIC SAFETY COMMUNICATIONS MANAGER SHAW said that they could buy the entire equipment but it would be considerably expensive.

Discussion ensued on the Motorola equipment.

COMMISSIONER RUZZANO thanked the Public Safety Communications Manager for her

great presentation. He said that public safety was number one and that if they did go with Coral Springs, they could still encounter the same problems as they currently do with the County. He asked if the system went down when it was in the City's hands and also spoke about the problems experienced with the County's dispatchers. He said that he thought that this would be a step in the right direction for Margate and that they needed to be proactive.

PUBLIC SAFETY COMMUNICATIONS MANAGER SHAW said that the City's system did go down but there was a redundancy system in place.

2) COMMISSION COMMENTS

COMMISSIONER JOANNE SIMONE congratulated the Assistant City Clerk for becoming a Master Municipal Clerk (MMC). She thanked Parks & Recreation Director Jones and his department for the doggie bag stations on Margate Boulevard. She also highlighted some Code reminders.

COMMISSIONER RUZZANO asked the Acting Chief of Police to speak about the Ring system.

ACTING CHIEF OF POLICE, JON SHAW discussed the recent conference he attended and explained that Ring was trying to sponsor a Ring City which would enable them to make their product more popular to cities. He advised that if the City was to put up \$10,000, Ring would match that and would provide discounts for Margate residents for the purchase of their doorbell. He provided an example by saying that for each \$200 Ring doorbell, the residents would each receive \$100 off.

Discussion ensued on Ring cities.

COMMISSIONER RUZZANO said that he attended a recent Candidate meeting at Paradise Gardens and gave credit to those who were running. He explained about the \$10,000,000 Bond issue on the Referendum and referenced the parks, general fund Homestead Exemption and the 911 system.

VICE MAYOR CAGGIANO highlighted the Fire Department's Mac-N-Cheese Dinner Fundraiser and the Police Department's Trunk or Treat. He advised people to be safe over Halloween.

MAYOR ARLENE R. SCHWARTZ highlighted the Fall Festival event and encouraged residents to attend the Margate Schools Town Hall - City of Margate and Broward County Schools meeting. She also congratulated the Assistant City Clerk for pursuing her education.

CITY CLERK JOSEPH J. KAVANAGH encouraged residents to vote in the upcoming election and explained the process.

MAYOR SCHWARTZ spoke about the early voting sites.

3) PUBLIC DISCUSSION

RENATA CASTRO, 1534 NW 61ST AVENUE said that she was very excited if Margate become a Ring City but forewarned that it could become a Fourth Amendment, violation and future litigation for the City. She advised the City Attorney to look for any implications exposing litigation concerns.

RICH ALIANIELLO, 7631 NW 23RD STREET addressed the problem of the public feeding animals, in particular, raccoons and asked if they could propose and modify the Ordinance with the ducks. He also asked for the public to donate to the hurricane victims of Panama City.

JULIE JONES, 7871 NW 1ST STREET asked if the City advertised the private Candidates Nights in Margate.

MAYOR SCHWARTZ said that many years ago, the organizations used to inform the City Clerk of the Candidates Nights.

MRS. JONES discussed candidates and stealing of election signs.

MARY DUNCAN, 6500 NW 9TH STREET discussed an ongoing problem pertaining to a neighbor playing loud music.

CITY MANAGER MAY advised her to speak with Acting Chief of Police to address her concerns.

J. BRANDAO, 2217 E. HOGAN HOLLOW ROAD spoke about the rust being on a bridge on Royal Palm Boulevard.

CITY MANAGER MAY advised that he would have the Department of Environmental and Engineering Services (DEES) look at it.

MR. BRANDAO spoke about the construction workers doing nothing on Royal Palm Boulevard by 441.

Discussion ensued on the contractors.

DEANNE JOHN, 6503 NW 9TH STREET spoke about her noisy neighbor who also ran a mechanic shop at the weekends from his premises.

CITY MANAGER MAY advised that it was the same complaint as the previous resident on the same street, he would ask the Acting Chief of Police to speak with her.

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 2018-551](#) MOTION - APPROVAL OF CITY COMMISSION MINUTES: JULY 31, 2018, CITY COMMISSION BUDGET WORKSHOP; AUGUST 22, 2018, REGULAR CITY COMMISSION MEETING; AUGUST 29, 2018, REGULAR CITY COMMISSION MEETING; AUGUST 30, 2018, CITY COMMISSION WORKSHOP; SEPTEMBER 5, 2018, REGULAR CITY COMMISSION MEETING; SEPTEMBER 14, 2018, CITY COMMISSION BUDGET HEARING; SEPTEMBER 26, 2018, CITY COMMISSION BUDGET HEARING; SEPTEMBER 26, 2018, REGULAR CITY COMMISSION MEETING.

B. [ID 2018-491](#) RESOLUTION - RECOGNIZING FLORIDA CITY GOVERNMENT WEEK FOR

OCTOBER 22-28, 2018.

RESOLUTION 18-127

APPROVED

- C. [ID 2018-557](#) RESOLUTION - AMENDING RESOLUTION 11-552, RECORDS MANAGEMENT SERVICES WITH STEVE M. LEWIS, INC., PROVIDING FOR RATE INCREASE, PROVIDING FOR SEVERABILITY, PROVIDING FOR EFFECTIVE DATE.

RESOLUTION 18-128

APPROVED

Approval of the Consent Agenda

A motion was made by Commissioner Peerman, seconded by Vice Mayor Caggiano, to approve the Consent Agenda. The motion carried by the following vote:

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

5) CITY MANAGER'S REPORT

CITY MANAGER MAY spoke about Orange Sunshine appearing at the Sounds of Sundown event. He spoke about the City receiving \$5,000 for a Training Incentive Program (TIPS).

6) RESOLUTION(S)

- A. [ID 2018-553](#) SUPPORTING THE CLOSURE OF BROWARD COUNTY SCHOOLS ON ELECTION DAY OR THE RELOCATION OF VOTING PRECINCTS FROM BROWARD COUNTY PUBLIC SCHOOLS; AND PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 18-129

A motion was made by Vice Mayor Caggiano, seconded by Commissioner Peerman, that this Resolution, should be approved. This motion carried by the following vote:

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

- B. [ID 2018-564](#) APPROVING A TWO PERCENT (2.0%) COST OF LIVING (COLA) FOR THE PERIOD FROM OCTOBER 1, 2018, THROUGH SEPTEMBER 30, 2019, FOR THE CITY CLERK; PROVIDING FOR EFFECTIVE DATE.

RESOLUTION 18-130

A motion was made by Vice Mayor Caggiano, seconded by Commissioner Peerman, that this Resolution, should be approved.

MAYOR SCHWARTZ said that the City Clerk did an amazing job.

The motion carried as follows:

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

7) RESOLUTION(S) - QUASI-JUDICIAL HEARING

- A. [ID 2018-560](#) CONSIDERATION OF AN APPEAL OF A BOARD OF ADJUSTMENT DECISION RENDERED AUGUST 9, 2018 WHICH DENIED PERMISSION TO INSTALL A WALL SIGN ON AN INELIGIBLE FRONTAGE FOR POM MRI.

RESOLUTION 18-131

FOUNDER AND OWNER OF POM MRI & RADIOLOGY CENTERS, ANDREW BYERS said that he was speaking about the placement of the sign on the west facing side of the sidewalk near the clock. He explained that the main hardship was not being easily identifiable by having a sign and patients were having a hard time locating the building. He also said that it disrupted the schedule and business.

DEVELOPMENT SERVICES DIRECTOR, ROBERT J. MASSARELLI explained that POM MRI applied for a wall sign permit which the staff reviewed and denied as it was inconsistent with the Zoning regulations. He explained that the requirement was that the signs should be placed on the face of the building where the entrance to the business was located and that the requested sign was not on the main wall but on the wall that was facing the street. He said that the Applicant appealed to the Board of Adjustment (BoA) and after considering both the staff and Applicant's comments at the hearing, they denied the appeal as it was not consistent with the Zoning Code. The BoA advised that there were alternative sign locations that could be utilized to provide for visibility of POM MRI. He explained that the extent of the Zoning Code did not want signs on walls and preferred monument signs as they were more visible. He explained that the front of building was perpendicular to the road which was not unique in Margate.

Discussion ensued on addressing the Sign Code.

FOUNDER AND OWNER OF POM MRI & RADIOLOGY CENTERS, BYERS confirmed that he had permission from the building owners to put up the sign on the wall.

Discussion ensued on the design of the sign.

DEVELOPMENT SERVICES DIRECTOR MASSARELLI advised the City Commission that if they want the sign to be consistent with other signage, they should include that in the motion.

Discussion ensued on PMI MRI's signs being consistent with the other 3D signs.

MR. ALIANIELLO asked for clarification on the location. He said that the City Commission's judgment was right and that it was good that they were cooperating with the Applicant.

CHARLIE ARTNER, 6631 NW 22ND COURT AND VICE CHAIR OF BOARD OF

ADJUSTMENT drew their attention to a few things that came out in the BoA meeting which pertained to fonts and colors of the building. He said that there was no unity in the design. He referenced the Code and spoke about the landscaping and the monument sign.

MANNY LUGO, 1129 EAST RIVER DRIVE said that the City staff should have worked more creatively with the business to figure out how to get it done. He also said that the BoA made a mistake when they denied this. He spoke about other matters that they should consider and said that they hoped that they approved the appeal.

Discussion ensued on the wording for Holy Cross and Medical Center on the building and the font size.

A motion was made by Commissioner Peerman, seconded by Vice Mayor Caggiano, to APPROVE the appeal for the sign, with the sign being consistent with the Holy Cross sign above it. This carried by the following vote:

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

8) ORDINANCE(S) - FIRST READING

- A. [ID 2018-531](#)** AMENDING CHAPTER 37 - TAXATION, ARTICLE III. ADDITIONAL HOMESTEAD EXEMPTION; PROVIDING FOR ALTERNATE ADDITIONAL HOMESTEAD EXEMPTION FOR LOW-INCOME SENIOR CITIZENS WHO ARE LONG-TERM RESIDENTS; PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Vice Mayor Caggiano, seconded by Commissioner Peerman, that this Ordinance, First Reading, be approved. This carried by the following vote:

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

9) DISCUSSION AND POSSIBLE ACTION

- A. [ID 2018-563](#)** UTILITY BOX ART PROJECT.

COMMISSIONER SIMONE said that she was not in favor of the Coconut Creek Parkway and Lakeside Drive photograph.

MAYOR SCHWARTZ said that she agreed with Commissioner Simone.

Discussion ensued.

A motion was made by Commissioner Peerman, seconded by Commissioner Simone, to table this item to the November 7th, 2018 Regular City Commission meeting. This carried by the following vote:

Yes: 4 - Commissioner Peerman, Commissioner Simone, Commissioner Ruzzano and Mayor Schwartz

No: 1 - Vice Mayor Caggiano

- B.** [ID 2018-565](#) RESOLUTION - PROVIDING FOR SALARY COST OF LIVING INCREASES FOR CITY COMMISSIONERS AT THE SAME PERCENTAGE COST OF LIVING INCREASES AS PROVIDED TO SENIOR MANAGEMENT EMPLOYEES.

RESOLUTION 18-132

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

Discussion ensued on the pay raises for Commissioners.

MR. ALIANIELLO discussed the Cost of Living Allowance (CoLA) and spoke about his negotiating position at a previous employment where everyone received a cost of living raise and the same benefits.

MS. CASTRO read information pertaining to the City of Weston's Commission salaries and compared it to Margate. She asked the City Commission to consider their position of leadership.

BERTHA SMITH, 569 BANKS ROAD said that she objected to the proposed pay raise as they were elected by the residents and were not employees.

ELSA SANCHEZ, 6930 NW 15TH STREET inquired about the car allowance for the City Commission and also discussed the 12 percent and the potential two percent pay raise for the City Commission.

MAYOR SCHWARTZ spoke about the history of car allowance and the City's benefits.

Discussion ensued.

The motion carried by the following vote:

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

No: 2 - Commissioner Peerman and Commissioner Simone

ADJOURNMENT

There being no further business, the meeting adjourned at 9:30pm.

Respectfully submitted,

Transcribed by Salene E. Edwards



Joseph J. Kavanagh, City Clerk

Date: _____

12/6/19

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.