



City of Margate

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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, September 26, 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 Ian P. Singer
City Clerk Joseph J. Kavanagh

Commissioner Simone attended by telephone.

PLEDGE OF ALLEGIANCE

A. [ID 2018-490](#) ABIGAIL GOARDS, KINDERGARTEN, MARGATE ELEMENTARY

1) PRESENTATION(S)

MAYOR ARLENE R. SCHWARTZ requested that item Item 1A be heard after Item 1G.

B. [ID 2018-464](#) HOME OF THE MONTH - SEPTEMBER 2018
(Delphine Lassiter, 6695 SW 7th Street)

C. [ID 2018-508](#) 7TH ANNUAL ACADEMIC SCHOLARSHIPS BY CITY OF MARGATE, IN PARTNERSHIP WITH WASTE MANAGEMENT (Awarded to Joshua Yapp, enrolled at Florida Atlantic University, and Alexandra Giang, enrolled at University of Florida)

D. [ID 2018-518](#) RECOGNITION OF MARGATE RESIDENT VIVEK SREEJITHKUMAR FOR ACHIEVING A PERFECT SCORE ON THE 2017-2018 FLORIDA STATEWIDE GEOMETRY END-OF-COURSE (EOC) ASSESSMENT.

ATHLETES OF THE MONTH

E. [ID 2018-496](#) MARGATE MOTION SWIM TEAM: SOFIA OCHOA

LIL DIVAS ALL GIRLS BASEBALL TEAM: CHARLOTTE HUNTER

EMPLOYEE RECOGNITION FOR YEARS OF SERVICE

- F. [ID 2018-497](#) DEBORAH WINOGRAD, RECREATION SUPERINTENDENT - PARKS & RECREATION - 30 YEARS (AUGUST)

SAMUEL A. MAY, CITY MANAGER - CITY MANAGER'S OFFICE - 30 YEARS

TANGELA THOMAS, TREATMENT PLANT OPERATOR - DEPARTMENT OF ENGINEERING & ENVIRONMENTAL SERVICES - 10 YEARS

COMMISSIONER TOMMY RUZZANO introduced Jerry Graziose Jr.

JERRY GRAZIOSE JR. spoke about the Lady Titans of Margate playing in the World Series in 2014 in South Carolina.

PROCLAMATION(S)

- G. [ID 2018-481](#) COMMUNITY PLANNING MONTH - OCTOBER 2018 (presented to Soraya Martin 7th Grade, Abundant Life Christian Academy, Member of the National Junior Honor Society)
- A. [ID 2018-453](#) "PENNY FOR TRANSPORTATION" BALLOT QUESTION (Presented by Denise A. Martinez, Executive Assistant, Broward County Transportation Department)

Item 1A was heard after Item 1G.

BROWARD COUNTY TRANSIT DIVISION DIRECTOR, TIMOTHY S. GARLING gave a presentation on the Penny for Transportation Surtax. He explained that the Surtax was a local tax for the purpose of transportation investments such as public transportation, infrastructure and roads. He also explained that the plan contained projects for each of the 31 communities in the Broward County and that it prioritized connectivity and congestion relief. He advised that the Surtax could only be used for the purpose of transportation and for no other purposes and that when projects were completed in 30 years, the tax would expire and it would also make it eligible to leverage other funds from State and Federal sources. He said that Broward County was built out and had a population growth of 1,900,000 residents, that 64 households per day move into the County and that they get 12,000,000 – 15,000,000 tourists on an annual basis. He said that it was projected that between 2015 – 2030, the population in age of 60+ would increase by 48 percent. He said that in the last two to three years, there had been a 30 percent increase in ridership to their TOPS! program which had brought additional costs of almost 40 percent. He spoke about the affordability gap in property and renting costs and said that housing was a problem in Broward County. He said that although there was an economic recovery, the poverty rate in Broward County remained at 13 percent. He said that less than two percent of Broward residents regularly utilize public transit and that the problem with congestion would get worse as they could not build more roads. He said that based on statistics from the American Public Transit Association, the cost of owning a car was approximately \$10,000 annually. He explained that most people in Broward County had two cars and if they had a better public transportation system, they could eliminate one of their cars. He said that according to Washington Post, Florida

ranked last in the nation when they combined the cost of housing and transportation. He spoke about a number of other statistics pertaining to traffic congestion, signaling, safe bicycling, better greenways, transit and roadways. He indicated that if they had a better public transit system, they would reduce vehicle emissions, have a safe community and it would help keep them competitive nationally as a destination for businesses and travel. He spoke about the rapid change in technology. He said that transportation for both roads and public transit had been funded by gas tax revenues. He explained that 63 of the 67 counties in Florida had levied an additional Surtax except for Broward County. He advised that the Surtax would create a dedicated funding source for County wide transportation for 30 years and it would be one cent of Surtax. He explained that approximately 30 percent of the Surtax would be paid for by non-residents and that having a local dedicated funding source would allow them to leverage other funds. He spoke about the project highlights which included a light rail, creating smart signaling systems, more school safety zones, more roadway, intersection improvements, drainage improvements and an expanded fiber optic network. He explained that there was going to be a nine member independent oversight board to protect the tax payer investment. He said that further details could be obtained on the PennyForTransportation.com website. He read the ballot measure for November 6th and spoke about the Surtax Interlocal Agreement.

INTERIM CITY ATTORNEY IAN P. SINGER spoke about the legal ramifications of this Item.

Discussion ensued on the Surtax.

BROWARD COUNTY TRANSIT DIVISION DIRECTOR GARLING explained that over a course of a 30 year period, they project a countywide sales tax at approximately \$15,600,000,000. He said that the agreement would have to be approved by September 30, 2018, to be eligible for funding in the first year. He said that if it was agreed, the community of Margate would be in line for full funding of their community bus program as well as \$34,000,000 of projects over a 30 year period.

VICE MAYOR ANTHONY N. CAGGIANO said that they only had four days to decide and that it was a regressive tax on the Margate community. He also asked about synchronized traffic lights.

Discussion ensued.

COMMISSIONER TOMMY RUZZANO said that he was unhappy about this item and defined the word "extortion".

Discussion ensued.

COMMISSIONER PERMAN asked about the seven independent community entities who were going to make up the board and spoke about the proposed light rail and County projects.

Discussion ensued.

A motion was made by Commissioner Peerman, seconded by Vice Mayor Caggiano, to add the Transportation Surtax Resolution and Interlocal Agreement related to this presentation to the current Agenda as an Action Item.

COMMISSIONER JOANNE SIMONE understood that there were 709 projects and explained that the Metropolitan Planning Organization (MPO) was going to review, rank and prioritize those projects prior to 2020. She asked that if they did not sign the Interlocal Agreement (ILA), would the decision come down to the Broward County Commission to see if they would receive any funding.

BROWARD COUNTY TRANSIT DIVISION DIRECTOR GARLING said that Margate would have access to those projects and as well as funding for the community bus, they would have to sign or approve the agreement by September 30, 2018. He explained that if it was not approved this year, they had the option of returning in September 30, 2019 for the remaining 29 years. He said that if successful, the tax would not be collected until January 1, 2019 and it would not hit the lock box until March 2019.

Discussion ensued.

ARTHUR J. KRELL, 6117 EDWARDS ROAD spoke about the traffic lights, the cost of conducting a survey and said that four days to make a decision was not right for anybody.

JOHN HALL, 6421 FRENCH ANGEL TERRACE said that he did not agree with this Item being added to the Agenda and that they were being rushed into something without knowing its full extent.

MANNY LUGO, 1129 EAST RIVER DRIVE asked if they were able to get public comment after this Item was voted upon.

SUEAYNE RENNY, 5240 SW 11TH STREET said that it should be added to the Agenda subject to it being discussed.

MARIE H. GRIFFIN, 2902 NW 62ND AVENUE said that it should be on the Agenda for the main reason that it would assist the handicapped and seniors.

The motion carried as follows:

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

INTERIM CITY ATTORNEY SINGER explained that they would have to create the Agenda Item for the record and that it would be a Discussion and Possible Action approving the penny sales tax and Penny For Transportation ballot question exclusive of the Interlocal Agreement (ILA).

Discussion ensued on the exact wording for the motion.

MAYOR SCHWARTZ said that the wording should read "to participate in the ILA should the voters of Broward County choose to approve the penny sales tax on November 6, 2018" or words to that effect.

Discussion ensued.

A motion was made by Commissioner Peerman, seconded by Vice Mayor Caggiano, that the City Commission is in agreement with the Interlocal Agreement if the Penny Surtax is approved by the voters of Broward County.

COMMISSIONER RUZZANO said that he was totally against it and that it was difficult to vote on something which they had not read about.

Discussion ensued.

The motion carried by the following vote:

Yes: 3 - Commissioner Peerman, Commissioner Simone and Vice Mayor Caggiano

No: 2 - Commissioner Ruzzano and Mayor Schwartz

Discussion ensued which included about the gas tax, funding and public transportation.

RESOLUTION 18-122

A motion was made by Commissioner Peerman, seconded by Vice Mayor Caggiano, to approve the Transportation Surtax Interlocal Agreement and Resolution as titled.

COMMISSIONER RUZZANO said that he was not a fan of the bus system as it created more traffic. He said that by voting on this Item now, they would not be giving due diligence to their community.

MAYOR SCHWARTZ asked if the \$2,000,000,000 was apportioned by size of community and whether Margate would receive the same as Fort Lauderdale.

BROWARD COUNTY TRANSIT DIVISION DIRECTOR GARLING said that it was based on eligible submitted projects that meet the objectives of the tax.

Discussion ensued.

MR. LUGO said that he spent 26 years driving Broward County buses and said that their transportation was a failure. He said that it was wrong that they were forced to come to a decision in such a short time.

MS. GRIFFIN said that she moved to Margate as it was less congested. She said that even if they vote against it, they would still be paying for it.

Discussion ensued.

MR. KRELL said that he had used public buses a few times and was satisfied with the system. He said that he did not think Margate would receive any benefit by funding this tax as it would go to Fort Lauderdale.

MS. RENNY said that if they vote against it, they would not receive anything but would still be paying for it but said it was a 50/50 gamble.

This carried by the following vote:

Yes: 3 - Commissioner Peerman, Commissioner Simone and Vice Mayor Caggiano

No: 2 - Commissioner Ruzzano and Mayor Schwartz

2) COMMISSION COMMENTS

COMMISSIONER PEERMAN asked for CONSENSUS to ask the City Manager to have their Fire Department reach out to Home Owners Association (HoA) and Condos to teach them about the Stop The Bleed Program. She explained that they were one of the very few cities that did not pass an Ordinance that required defibrillators.

Discussion ensued.

CONSENSUS GIVEN BY ALL COMMISSIONERS TO PROCEED.

COMMISSIONER PEERMAN explained that the Legislative Administration Committee was considering giving the power back to cities by banning parents from smoking in dugouts. She also said that one of the other bills that would probably go to the Legislator was giving the City's home rule over medical marijuana dispensaries and where they could go.

Discussion ensued.

COMMISSIONER PEERMAN said that the Commission had a problem with their Boards. She explained that on three occasions, the Planning and Zoning (P&Z) Board had disrespected this Commission from the dias in front of staff.

Discussion ensued.

COMMISSIONER SIMONE wished a Happy Hispanic Heritage Month to Margate residents and said that next year, she would like an event to honor this. She thanked Theresa Jones for making sure that they were all in compliance for their annual Ethics Training. She asked when the temporary bathrooms at Southeast Park would be installed.

CITY MANAGER SAMUEL A. MAY explained that there were issues with obtaining engineering from the contractor and that they were also waiting for them to submit all their required documents for the permits. He explained that if the documents were not received, the contract could possibly be terminated. He confirmed that no money had

been spent on the contractor.

Discussion ensued.

COMMISSIONER RUZZANO handed out information to the Commission about legal counsel representing the cities and spoke about the property pertaining to Alpha 250 parcel. He explained that the property was awarded to Margate and could not understand why the County was getting involved. He advised that if no agreement was made with every city in the County by October 11, 2018, the property will go up for sale. He said that they suggested that there could be a combined sale of cities buying the property which could be used for disposal or waste. He said that at the time, he was informed by the County that they wanted to put an incinerator on the property for \$700,000,000 and wanted to charge and tax cities. He advised that they had up to October 11, 2018 to either decide to give the County a one – three year option to continue the revaluation or the property would go up for sale. He explained that they had a conversation with Richard Salamon who may ask all the cities to agree to this extension.

VICE MAYOR CAGGIANO said it was a huge problem and explained that he attended a recent Broward League of Cities meeting with State Senator, Gary Farmer, who spoke about making a law that would prevent cities from buying land in other cities. He provided an example that this would prevent the City from forming a coalition with other cities to buy land outside of Margate for the purpose of disposing garbage.

Discussion ensued.

COMMISSION PEERMAN said that she was confused as the Alpha 250 property belonged to the 21 cities from the Resource Recovery Board and that the County wants the City to sell it to them. She explained that the County was doing a survey to see whether that property could be used as a recycling center. She said that Margate could not buy that property from 21 cities and asked the Interim City Attorney to obtain more information from Jamie Cole.

Discussion ensued.

INTERIM CITY ATTORNEY SINGER said that the City Manager advised that it would be an Agenda item.

COMMISSIONER RUZZANO handed out information pertaining to additional Homestead Exemption for low income seniors for the residents of Margate. He advised that the County passed an exemption for low income seniors and that the cities could adopt it. He read the qualifications required for this program and asked if the Board wanted the staff to look into the numbers.

Discussion ensued.

ASSISTANT CITY MANAGER CALE CURTIS said that they had briefly looked into this with initial estimates of 75 properties eligible for this program. He advised that the effects on City tax would be under \$15,000 per year. He explained that if it passed, more residents would apply for it but advised that for low income, it would not be a huge hit to the City's taxpayers.

MAYOR SCHWARTZ said that it would be on the Agenda for the next meeting.

CITY CLERK JOSEPH J. KAVANAGH said they could possibly do the first reading on

October 17, 2018. He said that he would work with the City Attorney's and City Manager's office.

COMMISSIONER RUZZANO thanked Public Works for installing a pedestrian solar light by Margate Elementary.

VICE MAYOR CAGGIANO asked about work being carried out on the southbound lanes of Rock Island Road on October 1, 2018, until completion.

CITY MANAGER MAY said that the contractors should take approximately two weeks and that there should not be too much impact on local traffic. He said that the cost of the repair was approximately \$300,000.

Discussion ensued on repairs in the City.

MAYOR SCHWARTZ asked for information on the bathrooms in Veterans Park.

CITY MANAGER MAY said that they were waiting to hear back from the Transmission Department at Florida Power & Light Company (FPL).

Discussion ensued on the timeline for FPL to reply and if the bathroom could be used elsewhere.

MAYOR SCHWARTZ asked about the median project in Banks Road and Copans Road.

CITY MANAGER MAY said it was a Community Redevelopment Agency (CRA) project.

MAYOR SCHWARTZ said that parking was an issue in Margate since 2004. She discussed a parking issue with a boat, trailer or commercial vehicle parked in a driveway that forces other vehicles to park on the lawn. She asked for CONSENSUS to direct the City Manager to bring back an Ordinance to change the Code.

Discussion ensued.

CONSENSUS reached by the City Commission to come back with an Ordinance to change.

3) PUBLIC DISCUSSION

MR. KRELL spoke about Code Enforcement.

RENATA CASTRO, 1534 NW 61ST AVENUE spoke about non-operative vehicles parked on the street which she said was a much greater cause of concern for a resident. She also spoke about graffiti and open containers collecting water.

CITY MANAGER MAY advised that their Code did not allow non-operative cars to be on the street and that they need to have a registration with a tag. He asked Ms. Castro to report it or call the Police.

Discussion ensued.

MS. RENNY spoke about the speeding problems on SW 11th Street and proposed the implementation of two speed bumps.

Discussion ensued.

CITY MANAGER MAY advised that Acting Police Chief Shaw would take care of the situation.

MS. GRIFFIN she said that she was at a previous meeting in June 2018 concerning a leaking roof and her request for assistance from Federal Emergency Management Agency (FEMA) was turned down. She explained that the Fire Department installed a tarp on her roof and has now received a violation from Coral Kay giving her five days. She sought advice on how to get further assistance from Margate.

MAYOR SCHWARTZ said that the City Manager would look into it. She also read an extract from the letter addressed to Ms. Griffin from the Code Compliance law pertaining to tarps and that it was a nuisance/eyesore.

Discussion ensued about Code Compliance, the grants program and funding.

MAYOR SCHWARTZ advised that Ms. Griffin should go before the Special Magistrate and get granted a hardship waiver.

Discussion ensued about the First Time Home Buyer program.

MAYOR SCHWARTZ suggested that Ms. Griffin should discuss with Building Director about filing for a permit to repair the roof which would give her a year.

TERESA DECRISTOFARO, 6600 BRANDYWINE DRIVE explained that she was the Event Lead for Relay for Life and Bark for Life. She asked the Commission to waive fees for the use of the stage for The Bark for Live event to be held on December 1, 2018.

A motion was made Commissioner Ruzzano, seconded by Commissioner Peerman, to allow the "Bark For Life" event on December 1, 2018, use of the City's mobile stage and waive related fees. The motion carried as follows:

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

EDWARD A. DECRISTOFARO, 6600 BRANDYWINE DRIVE asked if the City could hold their Safety Fest event in Margate and consider waiving all the fees for the stage to generators and property rental for April 21, 2019.

Discussion ensued.

CONSENSUS reached to bring back a Resolution at the next City Commission meeting to approve use of the City's mobile stage and waiving of related fees for Florida Family Safety Fest.

CONSENSUS reached to add both of these waiving of fee items to the next agenda as Resolutions.

JULIE JONES, 7871 NW 1ST STREET asked how many employees were employed at Margate excluding Fire and Police. She spoke about people blogging on Margatenews.net and said it was a disgrace what was put online about City employees.

She praised the City employees and said that they were doing a good job.

CITY MANAGER MAY said approximately 200 employees.

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 2018-461](#) RESOLUTION - ACCEPTING BILL OF SALE AND APPROVING THE UTILITY AND ACCESS EASEMENTS FOR MAINTENANCE OF WATER AND SEWER FACILITIES AND SIDEWALK EASEMENT AT 3100 STATE ROAD 7, MARGATE, FLORIDA.

RESOLUTION 18-105

APPROVED

- B. [ID 2018-468](#) RESOLUTION - APPROVING THE FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND CITY OF MARGATE FOR COST SHARE SUPPORT OF A WATER CONSERVATION INCENTIVES PROGRAM.

RESOLUTION 18-106

APPROVED

- C. [ID 2018-493](#) RESOLUTION - APPROVING AN AGREEMENT WITH H & H LIQUID SLUDGE DISPOSAL, INC. FOR THE TRANSPORT AND DISPOSAL OF DOMESTIC WATER AND WASTEWATER RESIDUALS FROM WATER AND WASTEWATER TREATMENT PLANT FACILITIES FOR THE DEPARTMENT OF ENVIRONMENTAL AND ENGINEERING SERVICES (DEES); PROVIDING FOR ANNUAL ADMINISTRATIVE RENEWALS, NOT TO EXCEED A PERIOD OF FIVE YEARS; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 18-107

APPROVED

Approval of the Consent Agenda

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

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

Not Present: 1 - Commissioner Peerman

5) CITY MANAGER'S REPORT

CITY MANAGER MAY highlighted the following events:

- Coffee with a Cop
- Movies in the Park for the 2018/19 series

CITY MANAGER MAY spoke about on-demand flashing beacon lights for pedestrians being installed at cross walks near Margate Elementary School. He said the City's Lobbyist, Ron Book, who was being honored by the Museum of Discovery and Science at their annual Gala. He also asked if they wanted a half (\$500) or full page (\$850) advertisement in their program for this event. He said that tickets for the dinner were \$750 each and a table of 10 was \$6,500. He asked for direction.

A motion was made by Commissioner Ruzzano, seconded by Commissioner Peerman, for the City to purchase a full page advertisement for \$850 from the General Fund, to honor City Lobbyist, Ron Book, at an upcoming event.

Discussion ensued on which fund it should be used from.

An amendment was made by Vice Mayor Caggiano, to change the advertisement to a half page. Motion to amend died for a lack of second.

The original motion carried by the following vote:

- Yes:** 3 - Commissioner Peerman, Commissioner Ruzzano and Mayor Schwartz
- No:** 2 - Commissioner Simone and Vice Mayor Caggiano

CITY MANAGER MAY advised that they had applied for a grant match of \$50,000 for the Dog Park from the Florida Recreation Development Assistance Program (FRDAP). He explained that this would be used towards the parking lot and land bridge at the Dog Park and that they would need CONSENSUS from the City Commission to move forward with this.

Discussion ensued on the update of the Dog park project.

CONSENSUS was reached authorizing the City Manager to proceed with applying for two (2) matching FRDAP grants for \$50,000 each, one for the Dog Park and one for Dog Park parking.

6) RESOLUTION(S)

- A. [ID 2018-459](#) SUPPORTING PROPOSED CONSTITUTIONAL AMENDMENT 13 TO PHASE OUT THE CRUELTY OF COMMERCIAL GREYHOUND RACING BY DECEMBER 2020 AND DECOUPLE LIVE RACING FROM OTHER FORMS OF GAMBLING IN FLORIDA.

RESOLUTION 18-108

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

VICE MAYOR CAGGIANO said that he had concerns about the wording of the Resolution.

Discussion ensued on the organization that was asking for support on this Resolution.

This motion approved by the following vote:

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

- B. [ID 2018-502](#)** APPROVING A DONATION OF \$4,800.00 TO "A CHILD IS MISSING" (ACM); PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND.

RESOLUTION 18-109

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

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

- C. [ID 2018-503](#)** APPROVING A DONATION OF \$4,800.00 TO "THE BROWARD VICTIM'S RIGHTS COALITION"; PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND.

RESOLUTION 18-110

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

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

- D. [ID 2018-504](#)** APPROVING A DONATION OF \$4,800.00 TO "BROWARD PARTNERSHIP", PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND.

RESOLUTION 18-111

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

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

- E. [ID 2018-505](#)** APPROVING A DONATION OF \$4,800.00 TO "CRIME STOPPERS OF BROWARD COUNTY", PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND.

RESOLUTION 18-112

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

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

- F. [ID 2018-506](#) APPROVING A DONATION OF \$4,800.00 TO THE "FLORIDA MISSING CHILDREN'S DAY FOUNDATION INC.", PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND.

RESOLUTION 18-113

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

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

- G. [ID 2018-507](#) APPROVING A DONATION OF \$4,800.00 TO "KIDS IN DISTRESS"; PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND.

RESOLUTION 18-114

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

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

- H. [ID 2018-512](#) APPROVING A DONATION OF \$1,000.00 TO "THE MARGATE POLICE EXPLORER PROGRAM POST #97"; PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND.

RESOLUTION 18-115

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

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

- I. [ID 2018-475](#) APPROVING WAIVING OF BIDDING AND AN AGREEMENT FOR THE SOLE-SOURCE ACQUISITION OF PRODUCTS, WARRANTY, AND REPAIR SERVICES FROM AXON ENTERPRISES INCORPORATED FOR (119) POLICE TASERS OVER A FIVE YEAR PERIOD AT A COST NOT TO EXCEED \$135,302.15.

RESOLUTION 18-116

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

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

- J. [ID 2018-499](#) APPROVING AND ACCEPTING AN AGREEMENT AND FUNDING FROM

THE OFFICE OF THE ATTORNEY GENERAL, BUREAU OF ADVOCACY AND GRANTS MANAGEMENT, VICTIMS OF CRIME ACT (VOCA) GRANT IN THE AMOUNT OF \$61,098.00 FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2018, THROUGH SEPTEMBER 30, 2019, TO FUND THE CITY OF MARGATE POLICE DEPARTMENT'S FULL-TIME VICTIM ADVOCATE POSITION; AND PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 18-117

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

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

- K. [ID 2018-501](#) APPROVING SETTLEMENT OF THE CLAIM OF SCOTT TAMASKO AGAINST THE CITY OF MARGATE FOR \$70,000 WITHOUT ADMISSION OF LIABILITY.

RESOLUTION 18-118

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

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

- L. [ID 2018-509](#) APPROVING AMENDMENT NO. 2 TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF COCONUT CREEK AND THE CITY OF MARGATE PROVIDING FOR DELIVERY OF EMERGENCY MEDICAL AND FIRE PROTECTION SERVICES; PROVIDING FOR AN INCREASE IN FEES TO BE PAID TO THE CITY OF MARGATE.

RESOLUTION 18-119

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

COMMISSIONER RUZZANO asked if the length of the contract could extend from one year to five years.

Discussion ensued about the length of the contract.

This motion carried by the following vote:

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

- M. [ID 2018-514](#) APPROVAL OF PUBLIC NOTICE TO ALLOCATE THE BALANCE OF FY2014 AND FY2015 CDBG FUNDS TO FY2018 FUNDS TO BE USED FOR ESTABLISHED PROGRAM ACTIVITIES OF PURCHASE ASSISTANCE AND MINOR HOME REPAIR.

RESOLUTION 18-120

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

CITY CLERK KAVANAGH advised that there would be a presentation on this Item.

ASSISTANT CITY MANAGER CURTIS gave a brief PowerPoint presentation. He said that they had received a letter from Housing and Urban Development (HUD) and that they were looking at a 60 day ratio of 3.62. He explained the potential consequences of reducing their future years funding which amounts to a little over \$350,000. He spoke about the current activities in the Community Development Block Grant (CDBG) program. He said that within this program, there was strong interest from residents and those who want to move in and the process takes about 2 months and was the only viable option to get them into program compliance. He gave information about purchase assistance which helped the City due to pride of ownership. He advised that recipients of the program have to execute a deferred payment loan or promissory note that stipulates that they would have to pay back the entire amount of the grant if they sell their house within 15 years. He provided information from Broward Housing Trust. He asked for the City Commission to approve by supporting the Public Notice to amend the action plans for fiscal year 2014/15 to include Purchase Assistance. He advised minor home repairs would remain a program activity.

MAYOR ARLENE R. SCHWARTZ asked about the penalty phase from the grantee.

ASSISTANT CITY MANAGER CURTIS said that the worst case scenario was if they sanctioned and removed the entire fiscal year 2018 funding.

Discussion ensued.

The motion carried as follows:

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

- N.** [ID 2018-500](#) APPROVING A TWO PERCENT (2.0%) COST OF LIVING (COLA) FOR THE PERIOD FROM OCTOBER 1, 2018 THROUGH SEPTEMBER 30, 2019, FOR ALL NON-BARGAINED FOR PERSONNEL (INCLUDING PART-TIME, EXCLUDING SENIOR MANAGEMENT); PROVIDING FOR SENIOR MANAGEMENT PERSONNEL TO BE CONSIDERED AT A LATER DATE; PROVIDING FOR EFFECTIVE DATE.

RESOLUTION 18-121

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

An amendment was made by Commissioner Peerman, seconded by Commissioner Simone, to add Senior Management to the Item.

COMMISSIONER RUZZANO spoke about last year's suggestion of conducting evaluations before pay raises.

Discussion ensued.

The amendment failed by the following vote:

Yes: 2 - Commissioner Peerman and Commissioner Simone

No: 3 - Commissioner Ruzzano, Vice Mayor Caggiano and Mayor Schwartz

The original motion was approved by the following vote:

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

7) ORDINANCE(S) - SECOND READING

- A. [ID 2018-473](#) AMENDING THE CODE OF THE CITY OF MARGATE, FLORIDA, CHAPTER 9 - BUILDINGS, ARTICLE III-FEES, SECTION 9-21. - SCHEDULE OF PERMIT FEES, G. STATE/COUNTY/EDUCATION AND CODE UPDATES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 2018-6

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

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

8) DISCUSSION AND POSSIBLE ACTION

- A. [2018-519](#) ~~CITY OF MARGATE ECONOMIC DEVELOPMENT VISION.~~

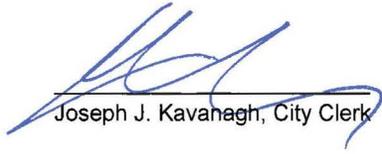
This Item was postponed to the Regular City Commission Meeting scheduled for Wednesday, October 3, 2018.

ADJOURNMENT

There being no further business, the meeting adjourned at 12:07am.

Respectfully submitted,

Transcribed by Salene E. Edwards



Joseph J. Kavanagh, City Clerk

Date: 10/15/18

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.