



City of Margate

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

Wednesday, March 4, 2015

7:00 PM

Commission Chambers

CALL TO ORDER

Present: 5 - Commissioner Lesa 'Le' Peerman, Commissioner Joyce W. Bryan, Commissioner Frank B. Talerico, Vice Mayor Tommy Ruzzano and Mayor Joanne Simone

In Attendance:

City Manager Douglas E. Smith

City Attorney Eugene M. Steinfeld

City Clerk Joseph J. Kavanagh

PLEDGE OF ALLEGIANCE

[ID 14-934](#) ALEXIS AND CAMERON NEWLAND, 2ND GRADE, MARGATE ELEMENTARY

1) PRESENTATION(S)

- A. [ID 14-937](#)** PROMOTING WATER CONSERVATION IN MARGATE. (Presented by Samantha Baker, Broward County Natural Resource Specialist II, Environmental Protection and Growth Management Department, Environmental Planning and Community Resilience Division)
- SAMANTHA BAKER spoke about the Broward Water Partnership. She explained that the 2015, campaign was called the Broward Mega Money Saving Record Breaking Wild Water Switcharoo. She stated that the campaign would retrofit one person's home with all new water and energy saving appliances. She explained that people had to apply and talk about why water conservation was important in order to win. She noted that there were three drop boxes in the area where applicants could drop off their applications, and people could submit online. She said that it was a free campaign, and the winner would also agree to allow monitoring of energy and water usage for one year. She said that currently there were songs on the radio to get the message out, as well as television, newspaper ads and billboards. She added that there would be a social media contest. She asked the Commission to use all channels to reach the public, such as social media, utility bills, e-mail to residents, website links, newsletters, flyers and posters to reach the public. She provided her contact information.*

A motion was made test by Commissioner Lesa 'Le' Peerman, seconded by Commissioner Joyce W. Bryan, that the City use all its resources to get behind this program. The motion carried by the following vote:

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

- B. [ID 14-938](#)** FINANCIAL LITERACY (Presented by Coral Glades High School DECA)

Three students of Coral Glades High School and members of DECA spoke about what DECA did and what the students were doing to assist their State Competition with regard to financial literacy. They spoke about the ways they raised funds to help provide for their event, which included many guest speakers and passing out flyers and other items. They spoke of having a seminar to teach adults ways to educate their children; however, they could not hold it at the Coral Springs City Auditorium. They wanted to be able to expand the project to Margate schools to make it bigger and better.

MAYOR SIMONE suggested speaking with each of the Margate School Parent Teacher Associations (PTA) to have them sponsor or have a night where parents and children could be invited.

A motion was made by Commissioner Lesa 'Le' Peerman, seconded by Commissioner Joyce W. Bryan, that the City Manager cooperate with DECA and help with things. The motion carried by the following vote:

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

STUDENTS AND TEACHERS OF THE MONTH

C. [ID 14-936](#)

ABUNDANT LIFE CHRISTIAN ACADEMY: STUDENT, EMERY JACKSON;
TEACHER, GINNY "OLGA" ESCALONA
(Mrs. Stacy Angier, Principal)

ATLANTIC WEST ELEMENTARY: STUDENT, TATYANA RAMSARAT;
TEACHER, RALPH LIOTTA
(Ms. Janette Hameister, Principal or Ms. Jounice Lewis, Assistant Principal)

HEBREW ACADEMY: STUDENT, RAIZEL KAPLAN; TEACHER, CHLOE SHAPERO
(Morah Rivka Denberg, Head of School)

LIBERTY ELEMENTARY: STUDENT, KAMINIE KHAILOO; TEACHER, RONI TANENBAUM
(David J. Levine, Principal and/or Donna Styles, Assistant Principal)

MARGATE ELEMENTARY: STUDENT, GIANNA SELF; TEACHER, SONYA COSTELLO
(Thomas Schroeder, Principal and/or Tara Pasteur, Assistant Principal)

MARGATE MIDDLE: STUDENT, GUILHERME SATRUNINO; TEACHER, PATRICIA WILSON
(Mrs. Lezondra Harris, 8th Grade Assistant Principal)

RISE ACADEMY SCHOOL OF SCIENCE AND TECHNOLOGY: STUDENT, DAYANA LEIVA;
(Ms. Smith, Principal)

*The Hebrew Academy Student and Teacher will be recognized next month.
The Rise Academy Student will be recognized next month.*

2) COMMISSION COMMENTS

COMMISSIONER PEERMAN stated that the Commission received an e-mail from Rick Riccardi asking for support of the Bill that Kristin Jacobs had in the House of Representatives and Senator Greg Evers had in the Senate regarding Kratom, which was a legal stimulant drug. She noted that this Bill would put the drug as a Schedule 1 Classification of a drug, which would make it illegal to be sold in stores.

A motion was made by Commissioner Lesa 'Le' Peerman, seconded by Commissioner Frank Talerico, that a group letter be sent from the Commission to Representative Jacobs and Senator Evers and anybody else it needed to be sent to so the Bill would be passed.

VICE MAYOR RUZZANO questioned how long Kratom had been around.

COMMISSIONER PEERMAN said that it was fairly new.

RICK RICCARDI, 4829 South Hemingway Circle, Fellowship Living Facilities Inc., stated that Kratom had been around for 70 years. He said that it was banned in Thailand because it was very addictive and very hard to get off of. He noted that in the last year or so it had become popular here. He said that it was put in tea and coffee.

A motion was made that this be approved. The motion carried by the following vote:

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

COMMISSIONER PEERMAN stated that there was a 100 year old birthday last month, with a 104 year old birthday this month at Brookfield.

COMMISSIONER TALERICO thanked Parks and Recreation for the swim lessons, which were well attended.

COMMISSIONER BRYAN said that she had a fantastic time at the Hebrew Academy Celebration yesterday where she, Lieutenant Michael Palma and Officer Tony Careccia judged costumes. She also thanked Chief Larry Horak for attending. She mentioned Celebrate Broward County, which she attended a few days before and received a plaque for the City. She said that Valerie Thompson's Band was present, who was a musician and Margate resident. She attended the Senior Center Band rehearsal, which had very good Jazz musicians. She added that she attended a free performance by the Navy Chanters Chorus at the Coral Springs Arts Center, which was a sold out free performance. She asked about CIT Training and asked for information from Chief Horak.

VICE MAYOR RUZZANO stated that his sons went to Margate Elementary School and last week his son s went to Calypso Cove. He said that it was a great swimming program. He commended Parks and Recreation for doing a great job on the Movies in the Park, though the last movie was postponed due to rain. He noted that residents were optimistic and happy.

MAYOR SIMONE reminded everyone about the Sounds at Sundown this Saturday

evening.

COMMISSIONER BRYAN said that she forgot to inform everyone that she and Commissioner Peerman were able to obtain a bench separated from the entrance of City Hall for smokers. She thanked everyone involved.

3) PUBLIC DISCUSSION

THERESA DECRISTOFARO, 6600 Brandywine Drive South, was present on behalf of the Relay for Life. She noted that she and her husband were the Community Champions for Relay for Life. She stated that the Mission Statement for March was Colorectal Cancer Awareness Month. She encouraged everyone to get their screenings beginning at age 50, because this was a highly preventable disease. She said that the Relay for Life currently rose over \$17,500, plus an event was held at Wynmoor that raised \$35,000. She noted that there would be several upcoming events ongoing until August, following the April 11th Relay for Life event. She asked that everyone go to Facebook and like the page, as well as going to the website of relayforlife.org/coconutcreekfl to sign up with a team or make a donation.

REBECCA CASE, Executive Director of the Margate Chamber of Commerce, wanted to request help with some elements of the Margate City Fair. She stated that it was a new and novel event and would love to use the City stage with the fees waived for the 10 days of the event. She also requested use of the water barrier for parking with the fees waived. She asked for consideration for a temporary special exception for the signage during the fair so sponsor banners could be hung along the security fence. She also requested use of the Margate Police Department's digital sign. She said that asking for these items was because she felt that there was a partnership between the Chamber of Commerce and the City. She noted that the Relay for Life team would be at the fair all 10 days of the event. She stated that there would be a food drop off box for Cokesbury Church, and noted that the Salvation Army would also be attending with their donation trailer for all 10 days. She invited the City and the CRA to set up a table for the event.

CITY MANAGER DOUGLAS E. SMITH stated that if the Commission was in favor of using Staff time for the barricades, he could help with supporting that request. He said that the stage fee was \$50 per hour and \$75 per hour for Staff time. He noted that there were specific exemptions in the resolution for Cities in Broward County, Governmental Agencies, and existing City of Margate Sports Leagues. He cautioned providing the stage for 10 days for one organization, because it could set a precedent; therefore, he suggested not waiving the fees for the stage. He said that the use of the Police Department sign could be done in accordance with whatever the guidance for Law Enforcement Trust Funds use was, which was for a public safety purpose. He explained that if there was a public safety related message such as, "Safe Parking Available Here." He stated that there was an opportunity to put up a temporary sign for the event and to have business sponsor signs facing the interior of the property; however, the recommendation was to not have signage on the exterior facing State Road 7.

COMMISSIONER PEERMAN questioned whether some signage was allowed on the outside of the fence.

CITY MANAGER SMITH understood that they would be allowed one sign for the event, which would be outward facing.

A motion was made by Commissioner Lesa 'Le' Peerman to approve everything but the stage, which died for lack of a second.

VICE MAYOR RUZZANO said that the Chamber of Commerce had been asked to change the name of their event to a fair, because of another person was having a carnival. He noted that this was the first Annual Margate City Fair and he felt that they should be given the stage and the signs.

A motion was made by Vice Mayor Tommy Ruzzano, seconded by Commissioner Lesa 'Le' Peerman, that the Chamber of Commerce be provided with the stage, signs, water barriers and digital signage.

CITY ATTORNEY EUGENE STEINFELD stated that if fees for the stage were provided by resolution, the only way to exempt was with resolution.

COMMISSIONER PEERMAN questioned whether that would still apply if the City partnered with the Chamber of Commerce.

VICE MAYOR RUZZANO withdrew his first and COMMISSIONER PEERMAN withdrew her second.

A motion was made by Commissioner Lesa 'Le' Peerman, seconded by Vice Mayor Tommy Ruzzano, that the City partner with the Chamber of Commerce for the first Annual Chamber/City Fair and give them everything except the signage. The City Manager will report back to the City Commission with the necessity or cost of Staff.

COMMISSIONER TALERICO questioned the total cost of the stage for 10 days, and why the stage was needed for 10 days.

RICK RICCARDI, 4829 South Hemingway Circle, said that there was an event every day for 10 days. He said that everyday under the main tent there would be a different theme. He noted that it was scheduled for March 20th through March 29th.

COMMISSIONER TALERICO questioned what would be done if the Chamber of Commerce did not have the stage.

MR. RICCARDI said that the Chamber of Commerce would have to build one, because it was needed. He noted that Tents and Events would build a stage as a backup. He said that it would be given to the City afterwards.

VICE MAYOR RUZZANO stated that the City had a beautiful stage with lights and the emblem.

MR. RICCARDI said that to try to duplicate the City's stage would cost approximately \$5,000.

COMMISSIONER TALERICO questioned the City's liability regarding the stage.

CITY ATTORNEY STEINFELD said that if the City was named as additional insured for the event, the City would be covered.

CITY MANAGER SMITH asked whether the Chamber of Commerce would have somebody responsible for running the audio system needs.

MR. RICCARDI agreed and said that everyone booked for the stage would bring their

own people.

MAYOR SIMONE asked if the stage would be used continuously.

MR. RICCARDI said that it would be used from 6:00 p.m. until 11:00 p.m. He noted that it would be for four to five hours each day. He stated that it would not be used at all during the daytime. He said that on the weekends there was a band scheduled for the late afternoon, and that during different events the stage would be used for announcements.

CITY MANAGER SMITH said that if the Commission approved the proposed course of action, he would discuss and confirm with the Director of Parks and Recreation and report back to the Commission the amount of Staff resources that were involved in setting up the stage and any level of Staff commitment.

COMMISSIONER PEERMAN questioned whether the stage would be kept secure.

MR. RICCARDI said that there would be security at all times.

COMMISSIONER PEERMAN said that City Staff might not be needed to stay for the whole event, and possibly only for setups.

MR. RICCARDI stated that the carnival crew would be there the whole time also.

COMMISSIONER PEERMAN re-read the motion as follows:

A motion was made by Commissioner Lesa 'Le' Peerman, seconded by Vice Mayor Tommy Ruzzano, that the City partner with the Chamber of Commerce for the first Annual Chamber/City Fair and give them everything except the signage. The City Manager will report back to the City Commission with the necessity or cost of Staff. The motion carried by the following vote:

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

4) CONSENT AGENDA

- A. [ID 14-926](#) RESOLUTION - APPROVING THE ACCESS EASEMENT FOR MAINTENANCE OF WATER AND SEWER FACILITIES AT 7150 WEST ATLANTIC BOULEVARD.

APPROVED

- B. [ID 14-927](#) RESOLUTION - ACCEPTING ASSIGNMENT OF EASEMENT FOR A UTILITY EASEMENT FOR MAINTENANCE OF WATER AND SEWER FACILITIES ON FOLIO NUMBER 484124000041.

APPROVED

Approval of the Consent Agenda

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

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

5) CITY MANAGER'S REPORT

CITY MANAGER DOUGLAS E. SMITH provided the following updates:

- This weekend was the Sounds at Sundown.
- Next week on March 14, 2015, the Annual Spring Cleanup and Garage Sale would take place at Oriole Park.
- On March 15, 2015, the Household Hazardous Waste Collection would take place at Oriole Park.
- The movie, Sandlot, was rained out and would be rescheduled.
- The Egg Hunt was being held on March 28, 2015, at 9:00 a.m. at the Sports Complex for children eight years old and under. He stated that 9,000 plastic eggs would be hunted.
- Some modifications to the Photo Contest were made. Previously, Commissioner Bryan suggested having a monthly Photo Contest; therefore, for the current month there would be a "Curb Appeal Month" to take photos of the front facades, etc. He said that for April and May, people will be asked to submit historical photos of the City. He noted that it would also provide additional photos for the slide show at the 60th celebration.
- The local WalMart Store Manager agreed to advertise City events on their electronic checkout displays and monitors throughout the store, which will begin this week.
- The Police Staff had been conducting enhanced traffic enforcement for several weeks on Rock Island Road between Royal Palm Boulevard and Sample Road, based on community concerns regarding speeding. He added that Code Compliance was also working on addressing Site line limitations through compliance in the areas wherever applicable.
- The City Commission had decided to partner with and support the Chamber of Commerce Fair event. He recently received a request regarding the Miss Margate event and whether the forms could be made available for picking up and dropping off at the City Hall front desk.
- The City was preparing to submit an application for a Grant Program through the Federal Emergency Management Association (FEMA) for staffing of Firefighters for the new Fire Rescue station in Coconut Creek. He noted that the Grant Program was the Assistance to Firefighters Grant Program. He mentioned negotiations regarding contract extensions in the upcoming time period. He noted that the request was for 9 positions. He said that salary and benefits would be provided for two years with a commitment that those positions be maintained for at least two years. He said that if approved, this Grant would come back before the Commission for approval; however, he needed to have the support of the Commission prior to making the submission with a letter.

MAYOR SIMONE questioned whether the 9 Firefighters that would be at the Coconut Creek station could be moved to other locations if needed.

CITY MANAGER SMITH explained that 9 people would be hired for that station and some people would need to be promoted for higher ranked positions, which would probably be on Staff here. He noted that it was a joint system.

CITY MANAGER SMITH mentioned inquiries made by Rich Popovic with concerns about density issues, specifically low density in relation to recent gas station and bank projects. He noted that Director of Economic Development Ben Ziskal provided backup. He explained that the City did a land use amendment that provided the City with additional density. He said that the City had maximum square footages for Commercial Office, Industrial, Residential and Hotel throughout the Transit Oriented Corridor (TOC) area. He said that the TOC Gateway Zoning District allowed for those uses and allowed

gas stations and drive-through facilities as special exception uses. He stated that the City proposed to make revisions to the Zoning Code that would help make development of some of the uses that were special exceptions. He added that focus still needed to remain on pedestrian, bicycle and transit related alternatives. He noted that the City was not decreasing the previously approved densities, but the particular projects were within our total TOC area.

MAYOR SIMONE asked for a consensus regarding the Grant, and all Commissioners were in favor.

6) RESOLUTION(S)

- A. [ID 14-930](#) APPROVING SETTLEMENT OF THE SUBROGATION CLAIM WITH FLORIDA POWER AND LIGHT AS PAYMENT FOR THE REAR END COLLISION WITH THEIR INSURED, STEPHEN FLETT, FOR \$95,000 WITHOUT ADMISSION OF LIABILITY

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

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

8) DISCUSSION AND POSSIBLE ACTION

- A. [ID 14-940](#) STUDENT INVOLVEMENT PROGRAM APPLICATION - JESSICA MARTIN

JESSICA MARTIN, Liberty Elementary School, stated that she was nominated by a Teacher to attend the National Youth Leadership Forum Program this summer. She explained that it would give her the opportunity to learn about engineering, medicine, robotics and crime scene investigations. She said that she was also invited to attend the People to People Program last year, which involved going to Canada to become a Student Ambassador; however, she could not attend due to the cost. She said that this program she wanted to attend and was asking for any donations towards the \$2,300 tuition.

A motion was made by Commissioner Peerman, seconded by Commissioner Bryan, that a donation be made based on the Student Involvement Program for \$250.

VICE MAYOR RUZZANO suggested she was entitled to two donations, seeing as she did not go last year.

COMMISSIONER PEERMAN said that the program was specifically for children and the limit was \$250.00

COMMISSIONER TALERICO questioned how much the Student had already raised.

MRS. MARTIN stated that they raised \$260; however, the \$450 registration fee was due on the March 6, 2015. She explained that her daughter was a gifted, hard-working Student who always did well in school. She said that Jessica never was in trouble and

her classmate's parents liked her as well. She felt that this program would change her daughter's life.

COMMISSIONER TALERICO asked whether they had approached the Parent Teacher Association (PTA) for assistance.

MRS. MARTIN said that the PTA would not help.

MAYOR SIMONE suggested asking local stores for donations, such as WalMart.

The motion carried by the following vote:

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

COMMISSIONER PEERMAN noted that a \$200 anonymous donation was received for Jessica's trip.

A motion was made by Commissioner Lesa 'Le' Peerman, seconded by Commissioner Joyce W. Bryan, to donate \$500 from the Resident Fund.

MAYOR SIMONE asked whether there was enough money in the Resident Fund.

CITY CLERK JOSEPH J. KAVANAGH stated that there was currently \$6,569 in the Resident Fund.

The motion carried by the following vote:

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

7) ORDINANCE(S) - FIRST READING

A. [ID 14-942](#)

CONSIDERATION OF AN ORDINANCE TO REVISE OUTDOOR EVENT REGULATIONS

A motion was made by Commissioner Bryan, seconded by Vice Mayor Ruzzano, that this Zoning-Related Ordinance - 1st Reading be approved. The motion carried by the following vote:

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

B. [ID 14-944](#)

CONSIDERATION OF AN ORDINANCE TO REVISE PORTABLE STORAGE CONTAINER REGULATIONS

A motion was made by Commissioner Talerico, seconded by Commissioner Bryan, that this Zoning-Related Ordinance - 1st Reading be approved. The motion carried by the following vote:

Yes: 5 - Commissioner Peerman, Commissioner Bryan, Commissioner Talerico, Vice Mayor Ruzzano and Mayor Simone

ADJOURNMENT

There being no further business, the meeting adjourned at 9:00 p.m.

Respectfully submitted,

Transcribed by Carol DiLorenzo

Joseph J. Kavanagh, City Clerk

*Date:*_____