



City of Margate

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

Meeting Minutes Special 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

6:00 PM

Commission Chambers (Shade Meeting)

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

1) SHADE MEETING OPENING (Location: Commission Chambers)

MAYOR ANTHONY N. CAGGIANO introduced the Attorney/Client session Special City Commission Meeting. He said that the session was estimated to last approximately one hour and read a list of those who would be attending. He explained that these proceedings would be recorded by a certified court reporter and at the conclusion of all litigation discussed, the transcript would then be made part of a public record. He said that all the named attendees would now proceed directly to Conference Room 1 at City Hall for the Attorney/Client session. Upon conclusion of the Attorney/Client session, they would return directly to the Commission Chambers where it would reopen to the public. He said that all the individuals who he had not named may remain in the Commission Chambers pending their return.

CITY MANAGER SAMUEL A. MAY advised that Attorney David M. Wolpin would not be present for this meeting.

2) SHADE MEETING FOR NEW URBAN COMMUNITIES, L.L.C., a Florida limited liability company, Plaintiff vs. CITY OF MARGATE, Et Al, Defendants (Location: Conference Room #1)

3) SHADE MEETING CLOSING (Location: Commission Chambers)

MAYOR CAGGIANO reopened the public meeting. He advised that the Attorney/Client session was now concluded.

ADJOURNMENT

There being no further business, the meeting adjourned at 7:07pm.

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.

NOTICE OF A SPECIAL MARGATE CITY COMMISSION MEETING
Pursuant to Section 286.011 F.S.
(ATTORNEY-CLIENT SESSION)

WEDNESDAY, MAY 15, 2019, AT 6 P.M.

On Wednesday, May 1, 2019, during a Regular Margate City Commission Meeting and in accordance with Section 286.011(8) of the Florida Statutes, the Interim City Attorney advised the Margate City Commission that he and special counsel on the case desire advice concerning the pending litigation which is listed below. The Margate City Commission has scheduled an Attorney-Client Session to be held on Wednesday, May 15, 2019, at 6 p.m. at City Hall for the purpose of conducting an attorney-client session pursuant to Section 286.011(8), Florida Statutes, to discuss:

CASE NO.: 18-004869, pending in the Circuit Court of the 17th Judicial Circuit In and For Broward County,
Florida

NEW URBAN COMMUNITIES, L.L.C.,
a Florida limited liability company,

Plaintiff,

vs.

CITY OF MARGATE, Et Al

Defendants.

As provided for in F.S. Section 286.011(8), the Attorney Client Session will open to the public in the City Hall Commission Chambers, then move to a Conference Room #1 at City Hall 5790 Margate Boulevard, Margate, FL 33063, for the closed session. Following the closed session, the meeting will reopen to the public and be adjourned in the City Hall Commission Chambers, in accordance with Section 286.011(8) of the Florida Statutes.

In attendance will be:

Anthony N. Caggiano, Mayor
Tommy Ruzzano, Vice Mayor
Antonio V. Arserio, Commissioner
Arlene R. Schwartz, Commissioner
Joanne Simone, Commissioner
Interim City Attorney David M. Wolpin, Esquire
Special Counsel Lyman H. Reynolds, Esquire
City Manager Sam May
Interim City Manager Cale Curtis
Certified Court Reporter

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the Margate City Commission is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board outside the entrance of City Hall, a place convenient and readily accessible to the general public, and on the City's website, and said notice was posted on May 7, 2019.

By: _____

Joseph J. Kavanagh, City Clerk