



# City of Margate

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

## Summary Agenda Regular City Commission Meeting

*Mayor Arlene R. Schwartz*  
*Vice Mayor Antonio V. Arserio*  
*Commissioners:*  
*Anthony N. Caggiano, Tommy Ruzzano, Joanne Simone*

*City Manager Cale Curtis*  
*City Attorney Janette M. Smith*  
*City Clerk Joseph J. Kavanagh*

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Wednesday, April 21, 2021

7:00 PM

Zoom Virtual Meeting  
Webinar ID: 821 2171 3632

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<https://us02web.zoom.us/j/82121713632>

### CALL TO ORDER

### ROLL CALL

### MOMENT OF SILENCE - INVOCATION

### PLEDGE OF ALLEGIANCE

### 1) PRESENTATION(S)

#### ATHLETES OF THE MONTH

- A. ID 2021-182** BASEBALL: NOAH SCHWEITZER, 7 YEARS OLD  
(AA Margate Rays)

Attachments: BACKGROUND

#### EMPLOYEE RECOGNITION FOR YEARS OF SERVICE

- B. [ID 2021-142](#)** MICHAEL P. DUNBAR, FIREFIGHTER/PARAMEDIC - FIRE DEPARTMENT -  
20 YEARS

DANIEL RODRIGUEZ, DIVISION CHIEF - FIRE DEPARTMENT - 20 YEARS

JONATHAN C. VALENTI, FIREFIGHTER/PARAMEDIC - FIRE DEPARTMENT  
- 20 YEARS

ANGEL JOSE MALDONADO, POLICE OFFICER - POLICE DEPARTMENT - 15  
YEARS

MARTIN ANDERSON, SERVICE WORKER - PARKS AND RECREATION - 5 YEARS

JOHN MARTIAL DELALEU, SERVICE WORKER - PUBLIC WORK - 5 YEARS

SILVIA BAERGA PALLANTE, CASHIER - PARKS AND RECREATION - 5 YEARS

## 2) PUBLIC DISCUSSION

## 3) COMMISSION COMMENTS

## 4) CITY MANAGER'S REPORT

## 5) 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 2021-153](#) MOTION - APPROVAL OF CITY COMMISSION MINUTES: FEBRUARY 17, 2021 - REGULAR CITY COMMISSION MEETING; MARCH 3, 2021 - REGULAR CITY COMMISSION MEETING; MARCH 17, 2021 - REGULAR CITY COMMISSION MEETING

**Attachments:** [MINUTES: February 17, 2021 - Regular City Commission Meeting](#)  
[MINUTES: March 3, 2021 - Regular City Commission Meeting](#)  
[MINUTES: March 17, 2021 - Regular City Commission Meeting](#)

- B. [ID 2021-171](#) MOTION - WAIVING OF RENTAL AND LABOR FEES FOR THE USE OF OUR MOBILE STAGE FOR MARGATE MIDDLE SCHOOL'S 2021 GRADUATION CEREMONY, IN AN AMOUNT NOT TO EXCEED \$720.

**Attachments:** [BACKGROUND - PERMIT](#)

- C. [ID 2021-143](#) RESOLUTION - APPROVING A DONATION OF \$5,000.00 TO "THE FLORIDA POLICE CHIEF'S EDUCATION AND RESEARCH FOUNDATION"; PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND.

**Attachments:** [RESOLUTION](#)  
[BACKGROUND - FPCA Donation](#)

- D. [ID 2021-164](#) RESOLUTION - APPROVING A DONATION OF \$1,000.00 TO THE "FLORIDA MISSING CHILDREN'S DAY FOUNDATION INC.", PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND.

**Attachments:** [RESOLUTION](#)  
[FMC Day Donation Memo](#)

**6) RESOLUTION(S)**

- A. [ID 2021-168](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, AUTHORIZING THE SALE OF BEER, WINE, AND WINE SMOOTHIES AT CALYPSO COVE AQUATIC FACILITY AQUATIC FACILITY LOCATED AT 6200 ROYAL PALM BOULEVARD; PROVIDING FOR LICENSE; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [RESOLUTION](#)  
[BACKGROUND - SUMMARY OVERVIEW](#)

- B. [ID 2021-169](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING THE SCHEDULE OF FEES AND CHARGES FOR PARKS AND RECREATION FACILITIES, PROGRAMS, SERVICES, AND EQUIPMENT PURSUANT TO SECTION 27-7 OF THE MARGATE CITY CODE; PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [RESOLUTION](#)  
[BACKGROUND - PARKS AND REC. FEE SCHEDULE](#)  
[BACKGROUND - FEE SURVEY](#)  
[BACKGROUND - TABLE OF FEE CHANGES](#)

- C. [ID 2021-172](#) APPROVING APPOINTMENT(S) OF:

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TO THE FIVE MEMBER MARGATE BOARD OF ADJUSTMENT FOR A TERM COMMENCING APRIL 8, 2021 - MARCH 24, 2022.

**Attachments:** [RESOLUTION](#)  
[BACKGROUND - Ordinance 2013-2](#)  
[BACKGROUND - Board Applications 4-16-21](#)

**7) ORDINANCE(S) - FIRST READING**

- A. [ID 2021-116](#) ORDINANCE - AMENDING CHAPTER 9- BUILDINGS, ADDING NEW SECTION 9-6. CONSTRUCTION HOURS OF OPERATION; AMENDING CHAPTER 33 - POLICE AND LAW ENFORCEMENT; OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE VIII - NOISE CONTROL CODE, SECTION 33-79 - SPECIFIC PROHIBITIONS, SUBSECTION (g)CONSTRUCTION NOISE; AMENDING CHAPTER 35- ARTICLE I - IN GENERAL, ADDING NEW SECTION 35-0.6 CONSTRUCTION HOURS OF OPERATION IN RIGHT-OF-WAY; PROVIDING FOR CONSTRUCTION OPERATING HOURS; PROVIDING FOR SPECIAL PERMIT; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [ORDINANCE](#)

- B. [ID 2021-166](#) ORDINANCE - AMENDING CHAPTER 33 - POLICE AND LAW ENFORCEMENT; OFFENSES AND MISCELLANEOUS PROVISIONS,

ARTICLE VI - TRAFFIC CONTROL, SECTION 33-69.50 REGULATING TOWING OF VEHICLES FROM PRIVATE PROPERTY; PROVIDING FOR DEFINITIONS; PROVIDING FOR ADOPTION OF TOWING COMPANY LICENSING AND REGULATING ORDINANCE OF BROWARD COUNTY; PROVIDING FOR UPDATED RATES; PROVIDING FOR RETRIEVAL OF VEHICLES; PROVIDING FOR DECEPTIVE AND UNFAIR TRADE PRACTICES; PROVIDING FOR ADDITIONAL NONCONSENT TOWING REQUIREMENTS; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [ORDINANCE](#)

## 8) ORDINANCE(S) - SECOND READING

- A. [ID 2021-122](#) AN ORDINANCE AMENDING THE CODE OF THE CITY OF MARGATE, FLORIDA, CHAPTER 9- BUILDINGS, ARTICLE III-FEES, SECTION 9-21. - SCHEDULE OF PERMIT FEES; PROVIDING FOR FEES AND PENALTIES TO BE SET BY RESOLUTION OF THE CITY COMMISSION; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [ORDINANCE](#)

## 9) RESOLUTION(S)

- A. [ID 2021-123](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING A SCHEDULE OF FEES PURSUANT TO CHAPTER 9- BUILDINGS, ARTICLE III - FEES, SECTION 9-21; PROVIDING FOR EFFECTIVE DATE.

**Attachments:** [RESOLUTION](#)  
[BACKGROUND - Final version permit fee comparison](#)  
[BACKGROUND - Margate Building Department proposed permit fee schedule](#)

## 10) DISCUSSION AND POSSIBLE ACTION

- A. [ID 2021-158](#) DONATION REQUEST - MARGATE BASEBALL & SOFTBALL LEAGUE, INC.

**Attachments:** [BACKUP - APPLICATION](#)  
[BACKGROUND 1 - SUNBIZ](#)  
[BACKGROUND 2 - 501c](#)  
[BACKGROUND 3 - W-9](#)

- B. [ID 2021-180](#) EXPENDITURES FOR THE AREA AGENCY ON AGING OF BROWARD COUNTY 37TH ANNUAL DR. NAN S. HUTCHINSON BROWARD SENIOR HALL OF FAME VIRTUAL LUNCHEON RECOGNIZING MARGATE INDUCTEE OLEAN PRIDGEN.

**Attachments:**      [BACKGROUND: Invitation and Pricing](#)  
[BACKGROUND: Olean Pridgen Information](#)

- C. [ID 2021-173](#)      ADDITIONAL PERSONNEL IN THE CITY ATTORNEY’S OFFICE

## ADJOURNMENT

### 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.

Per the unanimous approval of Emergency Ordinance 2021-2 on March 17, 2021, the City Commission authorized the City Manager to provide for the City Commission, members of the various Boards, Committees, Magistrate, staff, and the public to be able to attend meetings electronically during a declared public health emergency, pursuant to the City's Charter, Chapter 252, Florida Statutes, Section 4D of Governor DeSantis' Executive Order 20-52, and the City's home rule authority, including that set forth in Article VIII, Section 2(b), Florida Constitution, and Section 166.021, Florida Statutes.

Consistent with the authority contained in the Emergency Ordinance, and in order to ensure the health, safety, and welfare of the City of Margate's residents and employees, the City of Margate finds that it is in their best interests to hold this virtual public meeting.

- Therefore, the City of Margate will be holding this virtual meeting through the use of electronic communication. Members of the public are invited to join the City of Margate meeting by accessing the meeting through Zoom using Webinar ID: 821 2171 3632 or can call in via telephone by calling one of the following phone numbers: US: +1 312 626 6799 or +1 929 205 6099.
- A copy of the Agenda for this Virtual Meeting is posted on [www.MargateFL.com](http://www.MargateFL.com) and on the main bulletin board outside City Hall located at 5790 Margate Blvd, Margate, FL 33063.
- Any comments related to any item on the agenda can be submitted to the City of Margate via the following e-mail address: [JJKAVANAGH@margatefl.com](mailto:JJKAVANAGH@margatefl.com).

**THROUGH THE CITY'S WEBSITE:**

Go to [www.margatefl.com](http://www.margatefl.com)

Go to "Agendas & Minutes" > Find the respective meeting date and click "Agenda Summary" to view the agenda items and see the Zoom meeting website address

PRIOR to the start of the meeting, email Public Comments to [JJKAVANAGH@margatefl.com](mailto:JJKAVANAGH@margatefl.com) (all public comments that are three (3) minutes or less will be read into the record.)

**ALTERNATE OPTION FOR VIEWING AND PARTICIPATING IN THE MEETING:**

**THROUGH ZOOM TECHNOLOGY:**

Instructions for Attendees\Participants:

Topic: "Virtual Meeting - Margate Regular City Commission"

Enter the following link to join the webinar: <https://us02web.zoom.us/j/82121713632>

Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1 312 626 6799 or +1 929 205 6099

Webinar ID: 821 2171 3632

To virtually raise hand and be acknowledged to speak:

1. Users who call in can dial \*9 to raise their hand and dial \*6 to toggle mute/unmute
2. If going through mobile (phone\tablet) app, to raise hand select "Participants", then see option to raise hand.
3. On the computer users should click "Participants" then see option to raise hand
4. Once you have been selected to speak, you will be prompted to unmute your device or stay muted.