



# City of Margate

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

## Meeting Minutes Regular City Commission Meeting

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Wednesday, November 5, 2014

7:00 PM

Commission Chambers

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### CALL TO ORDER

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

In Attendance:

City Manager Douglas E. Smith

City Attorney Eugene M. Steinfeld

City Clerk Joseph J. Kavanagh

### 1) PRESENTATION(S)

PLEDGE

*Jeovahny Cadet, Ramblewood Elementary School*

### STUDENTS AND TEACHERS OF THE MONTH

**A. ID 14-679** ABUNDANT LIFE CHRISTIAN ACADEMY: RAPHAELA HENRIQUES  
(Mrs. Paula Werner)

ABUNDANT LIFE CHRISTIAN ACADEMY: KEYSHAR BELIZAIRE  
(Mrs. Paula Werner)

ATLANTIC WEST ELEMENTARY: ADRIANA GARCIA  
(Ms. Janette Hameister, Principal or Ms. Jounice Lewis, Assistant Principal)

ATLANTIC WEST ELEMENTARY: JENNIFER FOREST  
(Ms. Janette Hameister, Principal and/or Ms. Jounice Lewis, Assistant Principal)

HEBREW ACADEMY: SHIREL ASAF  
(Mrs. Rivka Denburg, Head of School)

HEBREW ACADEMY: NESSA BITTERMAN  
(Mrs. Rivka Denburg, Head of School)

LIBERTY ELEMENTARY: LORENZO BEGGS  
(David J. Levine, Principal and/or Donna Styles, Assistant Principal)

LIBERTY ELEMENTARY: JULIE LALLY  
(David J. Levine, Principal and/or Donna Styles, Assistant Principal)

MARGATE ELEMENTARY: JA'NI WEIR

(Thomas Schroeder, Principal and/or Tara Pasteur, Assistant Principal)

MARGATE ELEMENTARY: TAHNEE HUNTER

(Thomas Schroeder, Principal and/or Tara Pasteur, Assistant Principal)

MARGATE ELEMENTARY: BRANDON MYRICK (SPECIAL PRESENTATION)

(Thomas Schroeder, Principal and/or Tara Pasteur, Assistant Principal)

MARGATE MIDDLE: CLYBBIN CADET

(Cara Coletti, Assistant Principal)

MARGATE MIDDLE: JOHN CONDOMANOLIS

(Cara Coletti, Assistant Principal)

RISE ACADEMY SCHOOL OF SCIENCE AND TECHNOLOGY: ELLA  
PECEVICH

(Ms. Smith, Principal)

RISE ACADEMY SCHOOL OF SCIENCE AND TECHNOLOGY: OLAYINKA  
CHALLENGER

(Ms. Smith, Principal)

## ANNOUNCEMENTS

*MAYOR PEERMAN announced that the City now had a Mobile App called Our Margate that will provide information about what was taking place in the City. She noted that it would provide the ability to report Code violations and to e-mail the Commissioners.*

*COMMISSIONER RUZZANO announced some upcoming events. He said that the Veterans Day Ceremony on Tuesday, November 11, 2014, would take place at Veterans Memorial Park at 10:30 a.m. He stated that the Celebrate Margate Party was planned for Saturday, November 15, 2014, in the Downtown area from 10:00 a.m. to 5:00 p.m. with music, food, kid's activities, an interactive art wall, vendors and local performances. He added that at 6:00 p.m. on the same day the Margate Sports Complex will have the free Movie in the Park, which will be Free Birds. He added that on Saturday, November 8, 2014, Family Fun Day at Firefighters Parks would be taking place from 11:00 a.m. to 5:00 p.m. He noted that it was a kid friendly event sponsored by the CERT Team. He said that there would be vehicle extraction demonstrations, food, bounce house, prizes and much more. He reminded everybody that Basketball Signups were going on, as well as the Margate Baseball Signups that were coming up.*

*THE MEETING RECONVENED FOLLOWING A 10 MINUTE RECESS.*

## 2) COMMISSION COMMENTS

*COMMISSIONER TALERICO mentioned a presentation given by the Director of Parks and Recreation Mike Jones at the last meeting. He said that the presentation pertained to the Swim Program at Calypso Cove for swimming lessons, which was very successful. He noted that the program was being expanded and may be offering swim lessons for parents. He noted that the lessons for children begin at six months of age. He mentioned yesterday's election and said he would congratulate Mayor Peerman when it was official.*

*COMMISSIONER BRYAN thanked whoever was responsible for the great "Get out to*

Vote" signs. She noted that she was wearing pink for Breast Cancer Awareness. She noted that the Strides event did very well. She added that the Relay for Life was coming up.

COMMISSIONER RUZZANO congratulated Mayor Peerman and wished her the best. He wished the new Interim Police Chief the best of luck. He questioned when the Christmas lights would be turning on.

PUBLIC WORKS DIRECTOR SAM MAY stated that the plan was to have just the street lights on Margate Boulevard for the street fest on November 15th. He noted that the holiday portion would not be lit up until after Thanksgiving.

COMMISSIONER RUZZANO mentioned being at the sports parks in Margate and he asked whether other Cities had no smoking in public areas.

MAYOR PEERMAN stated that the State regulated smoking in parks. She said that Cities could not enforce "No smoking" in parks. She noted that the State attempted to pass a Bill in Tallahassee to allow no smoking in parks throughout the State; however, they required the Cities to have to build a smoking area in the parks at a cost to the Cities. She said that Broward County said that there could be a suggestion of no smoking; however, there was no enforcement of it because it was not legal. She felt that if a smoking area was put in the parks, most smokers would go towards the ash tray. She suggested that Mike Jones or the City Manager look into adding a section away from the children.

VICE MAYOR SIMONE read a statement regarding her health and said that she might have to miss some meetings and events. She said that she would continue to serve the residents of Margate to the best of her ability as City Commissioner. She thanked everyone for letting her serve as Commissioner and wished everyone a wonderful Thanksgiving.

MAYOR PEERMAN wished everyone a happy Thanksgiving.

CITY ATTORNEY EUGENE STEINFELD congratulated the people of the City of Margate who had the fore thought to pass overwhelmingly each of the Margate Charter Amendments. He said that it showed a lot of faith in the Commission and Administration streamlining the Charter providing for more power for the Administration to allow for even more streamlining. He noted that the Charter Review Board worked very hard and the Commission approved many of the amendments.

MAYOR PEERMAN thanked the Charter Review Board.

COMMISSIONER BRYAN recognized the Charter Review Board and provided accolades to the City Attorney for all his assistance.

CITY CLERK JOSEPH J. KAVANAGH provided a Relay for Life update. He noted that on October 22, 2014, the Relay for Life Kickoff Event took place at the Coral Springs Marriott along with Parkland, Tamarac and Coral Springs. He added that the a Relay for Life fundraiser was being held in the City Clerk's office, which involved selling holiday wreaths, which were reasonably priced between \$17 and \$25. He noted that if ordered before the November 13th deadline, a check would be made payable to Carol DiLorenzo with delivery of the wreaths taking place in December. He added that the day of the Relay for Life event for Coconut Creek/Margate had been set for Saturday, April 11, 2014, and would be an all-day event rather than an overnight event from 11:00 a.m. to 11:00 p.m. He explained that the reason for the change was to create more of a festival, all-day atmosphere. He added that the event would be held at Monarch High

*School.*

*COMMISSIONER BRYAN added that the wreaths being sold can also be sent directly to an individual as a gift, and in doing so a tree would be planted in honor of the person receiving the wreath.*

### **3) PUBLIC DISCUSSION**

*RICH ALIANIELLO, resident, congratulated to Police Chief Dana Watson for his recent retirement. He mentioned having an ordinance for texting. He wished Vice Mayor Simone good luck.*

*RICH POPOVIC, 6066 Winfield Boulevard, commented on the congratulating of the Charter Review Board. He said that he pushed the City for years to get a Charter Review Board and that the City adopted a few boards that he recommended. He felt that the recommendations made by the Charter Review Committee were weak and poor. He stated that the residents did not understand what they were voting on. He felt that it was a good opportunity to put things in the Charter that were worthwhile, but nothing that was voted on was worth anything. He mentioned that an ordinance could have been made to prevent salary increases for Commissioners. He also mentioned a job description for the City Attorney.*

*DEBRA WARRICK, Grant Specialist for Women in Distress of Broward County, thanked Margate for its past support. She requested consideration for funding for this fiscal year. She explained that for 40 years Women in Distress had worked to stop domestic violence abuse for everyone through intervention, education and advocacy. She stated that Women in Distress were the only nationally accredited, full service, state certified domestic violence agency in Broward County. She stated that services were provided free of charge with such things as 24 hour crisis intervention, emergency shelters advocacy and education. She stated that last year the City awarded \$500. She noted that the funding directly supported Margate's Women in Distress. She noted that 167 residents were provided with approximately \$30,000 in services last year. She stated that Women in Distress were requesting \$2,000 this year in order to supplement the cost of the services*

*COMMISSIONER TALERICO noted that the Fiscal Year had started and he asked how much was allocated this year.*

*CITY CLERK JOSEPH J. KAVANAGH clarified that the Women in Distress were not separate this year, but we gave \$500 last year with \$1,000 a year before.*

*MAYOR PEERMAN noted that it came out of the General Contribution.*

*CITY CLERK KAVANAGH agreed and noted that it was not a separate line item.*

*MAYOR PEERMAN noted that it would come from the \$5,000 General Contribution fund, and that the \$500 was given right after last year's Budget.*

**A motion was made by Commissioner Frank B. Talerico, seconded for discussion by Vice Mayor Joanne Simone, that \$1,000 be given to Women in Distress.**

*VICE MAYOR SIMONE supported what Women in Distress did and that it was a terrific organization; however, she felt that a policy needed to be in place with specific guidelines and criteria for giving to charities. She spoke with other Cities about their policies and requested that the City Clerk's office research policies of other Cities. She*

*felt that a decision should not be made on this request until the research was done in order to be able to come to a consensus on a policy as a unified body.*

*COMMISSIONER BRYAN asked for clarification of the Margate residents impacted. Ms. Warrick stated that there were 167 with a total of 131 domestic violence offenses reported in the City. Commissioner Bryan felt that Vice Mayor Simone had a good point about how generous the City had been. She agreed with having a policy.*

*COMMISSIONER TALERICO asked whether it would apply to athletic teams going into tournaments and everything the City would be donating to. He questioned when the research would be completed.*

*CITY CLERK JOSEPH J. KAVANAGH stated that it was being researched and depended upon the responses received from other Cities. He said that the information could be provided before the end of the year.*

*COMMISSIONER RUZZANO said that he previously discussed having people come forward when the Budget was being done so it could be considered for the next Fiscal Year. He agreed with the \$1,000 donation.*

*COMMISSIONER TALERICO noted that letters were received from different organizations at Budget time and that there used to be line items.*

*CITY CLERK KAVANAGH clarified that there were still line items for certain agencies.*

*COMMISSIONER TALERICO asked whether those agencies were immune to this.*

*MAYOR PEERMAN agreed because they were the organizations that the City gave to every year. She noted that those were charities that the past Commission decided to give larger amounts to. She said that could be looked into to see if any changes were wanted by the Commission.*

*COMMISSIONER BRYAN said that the line items were historical and put in place previously by the prior Commission.*

*MAYOR PEERMAN agreed and explained that the line item contributions for certain organizations, such as the Alzheimer's Association, were always in the Budget. She noted that the \$5,000 contributions in the Budget were for items such as this one, when people came in requesting donations. She said that historically, after Budget time in October, the organizations usually come in because they knew the City had the \$5,000 funding available. She agreed with the Vice Mayor about having a policy in place.*

*VICE MAYOR SIMONE noted that some Cities she spoke to, had an application process with certain criteria. She stated that one City that had a fund that grew interest, which she said it might be looked into.*

*COMMISSIONER TALERICO asked how much was in the fund now, and Mayor Peerman said there was \$5,000. He said that there currently was no policy; therefore, he would give the Women in Distress the money now and work on getting a policy after.*

*COMMISSIONER RUZZANO did not feel that a policy was needed. He asked whether the policy would read that after the money in the account was depleted, nobody could ask for any money.*

*VICE MAYOR SIMONE said that was up to the Commission, but that was how it worked in other Cities.*

COMMISSIONER RUZZANO said that when the City needed money for things it would be found or pulled from another account. He did not think a policy was needed. He felt that if someone requested money and the Commission felt it was appropriate they should give the money. He said that if the account was depleted, the City should be able to get the additional money from somewhere.

CITY CLERK KAVANAGH clarified that the General Contributions Account was budgeted at \$5,000, but the Commission also approved to donate \$2,000 to Relay for Life; therefore, the account was currently at \$3,000.

COMMISSIONER TALERICO mentioned other Cities with another level of government with boards that decided these things and did fundraising. He noted that it was hard to raise money in the City; therefore, he did not think another board would be a good idea.

MS. WARRICK spoke about some Cities that do fund the Women in Distress. She noted that Coral Springs had a Community Chest and Women in Distress applied to their funding source for \$4,500. She said that the Town of Davie funded the organization from a separate Endowment Account for \$5,000. She added that other Cities funded by line item or from a Law Enforcement Trust Fund Account or a multitude of different ways. She noted that Women in Distress were funded by almost every municipality in Broward County in some way. She added that some were done through CDBG Funds or ESG Funds.

MAYOR PEERMAN felt that the Vice Mayor was trying to get Margate to the position where it was a process as in other Cities.

RICH POPOVIC, 6066 Winfield Boulevard, stated that Government was not a charity. He said that he did not care what other Cities did, because it was not a personal thing, but a government. He commented on the domestic violence disputes being perpetrated by women.

**The motion carried by the following vote:**

**Yes: 3 - Frank B. Talerico, Tommy Ruzzano and Lesa "Le" Peerman**

**No: 2 - Joyce W. Bryan and Joanne Simone**

MAYOR PEERMAN directed the City Manager or the City Clerk, whoever was doing the research, to provide information about what the other Cities do, as well as some amounts donated to charity.

EDWARD DECRISTOFARO, 6600 Brandywine Drive South, mentioned the Strides Against Breast Cancer event on October 11th, which included 400 teams raising \$678,000. He noted that Strides only took three percent for administrative costs. He thanked the City for their contribution. He stated that November 8th was the Fire Prevention Family Fun Day from the CERT Team. He noted that there would be 10 different bounce houses, demonstrations from the Fire Department, SWAT Team demonstrations, Smokey the Bear, Tommy the Moose, Balloon Twisters and four different Animal Rescue Units for pet adoptions. He added that food vendors would be present and he invited everyone to attend. He thanked the City Clerk for their help throughout the election. He congratulated Mayor Peerman on the election. He thanked everyone who voted for him.

#### **4) CONSENT AGENDA**

**A. ID 14-686** MOTION - APPROVAL OF CITY COMMISSION MINUTES.**Approval of the Consent Agenda**

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

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

**5) CITY MANAGER'S REPORT**

*CITY MANAGER DOUGLAS E. SMITH stated that the Toscana Villas were issued Engineering and Tree permits so they will be able to clear land, construct the underground and pavement work. He noted that the State Road 7 Force Main Project pavement restoration was underway and was tentatively scheduled to be complete by the end of next week. He reiterated the events coming up in the City, such as the Family Fun Day, Veteran's Day Ceremony and Celebrate Margate on November 15th. He mentioned the new Our Margate app was now available and he encouraged everyone to get involved with it. He stated that along with the ability to report there would also be news information available as well as being able to push out notifications. He said that he received requests for Food Drive events. He noted that Phil Hylander of the Kiwanis was looking to collect food for their Backpack Program. He said that Mr. Hylander informed him that the Kiwanis was currently sending home six packs per week in Margate and Coconut Creek. He added that Mr. Hylander wanted to put a collection box in the City Hall Lobby three times a year for four to six weeks. City Manager Smith said he also received information regarding the MICAHA Group wanting to start a Food Collection Drive at the Celebrate Margate event and would be collecting non-perishable items at the Margate Elementary PTA table. He mentioned the City Commission partnering or supporting the Food Drives in any way. He said that a suggestion was to join forces with the similar events. He clarified that MICAHA would be starting at the November 15th event.*

*MAYOR PEERMAN asked whether they wanted to use City Hall.*

*CITY MANAGER SMITH said that was not specifically requested in the information he received.*

*COMMISSIONER BRYAN noted that MICAHA was also coordinating with the Backpack items and was trying to coordinate. She stated that they wanted to do a Food Drive for the Pantry at the Winterfest.*

*CITY MANAGER SMITH said that if the Commissioner wanted, the City could put the Food Collection boxes for Kiwanis, as well as co-supporting the MICAHA Food Drive event by adding the information to the City's website.*

*COMMISSIONER TALERICO said that he previously proposed that the City do a Food Drive where people could drop off canned food at various buildings, which was done for the last couple of years.*

*MAYOR PEERMAN said that was the Kiwanis Food Drive.*

*COMMISSIONER TALERICO said that the City had its own and he did not know if the Police Department or Fire Rescue had something to do with that drive for the holiday.*

*MAYOR PEERMAN clarified that the Kiwanis wanted to have it three times a year for*

*four to six weeks and MICAHA wanted to be part of the November 15th event.*

*COMMISSIONER BRYAN said that MICAHA would not do this in a vacuum and would be helping the other community groups. She clarified that MICAHA was a community organization with multiple agencies and schools doing its best for the community, children, families and Veterans.*

*COMMISSIONER TALERICO clarified that Cokesbury had a Food Pantry and he added that Saint Vincent De Paul collected food for a Food Pantry and he questioned whether they were involved with the MICAHA Group.*

*COMMISSIONER BRYAN said that they were included and food from the Relay for Life was offered to Saint Vincent De Paul but they did not need any at that time.*

*A consensus was taken to support both the Kiwanis and MICAHA and all Commissioners agreed.*

## **6) RESOLUTION(S)**

- A. ID 14-678** APPROVING ADP'S CLIENT ACCOUNT AGREEMENT FOR PROVISION OF WAGE GARNISHMENT IN CONJUNCTION WITH PAYROLL SERVICES ALREADY PROVIDED.

*Resolution 12-560*

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

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

- B. ID 14-681** APPROVING THE WAIVING OF BIDDING FOR THE SOLE SOURCE PURCHASE OF A LOGISYS PC CONTROL UNIT FROM RDP TECHNOLOGIES, INC., FOR THE LIME SLAKER SYSTEM, IN AN AMOUNT NOT TO EXCEED \$16,000.00, FOR THE DEPARTMENT OF ENVIRONMENTAL & ENGINEERING SERVICES.

*Resolution 12-561*

**A motion was made by Vice Mayor Simone, seconded by Commissioner Ruzzano, that this Resolution be approved. The motion carried by the following vote:**

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

- C. ID 14-682** APPROVING WAIVING OF BIDDING FOR THE RECONDITIONING OF THE EXISTING AQUA GUARD CONTINUOUS SELF-CLEANING BAR/FILTER SCREEN BY THE SOLE SOURCE PROVIDER, PARKSON CORPORATION, IN AN AMOUNT NOT TO EXCEED \$89,566.00.

*Resolution 12-562*

**A motion was made by Vice Mayor Simone, seconded by Commissioner Talerico, that this Resolution be approved. The motion carried by the following vote:**

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



- D. ID 14-685** APPROVING SALARY RANGES FOR NON-BARGAINED FOR PERSONNEL (INCLUDING PART-TIME AND SENIOR MANAGEMENT)

*Resolution 12-563*

**A motion was made by Commissioner Talerico, seconded by Vice Mayor Simone, that this Resolution be approved. The motion carried by the following vote:**

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

## **7) RESOLUTION(S) - QUASI-JUDICIAL HEARING**

- A. ID 14-668** CONSIDERATION OF SPECIAL PERMIT FOR EXTENDED HOURS OF ALCOHOL SALES FOR CONSUMPTION ON PREMISES FY 2014/2015 FOR EL BOHIO DE MAMA RESTAURANT.

*Resolution 12-564*

**A motion was made by Commissioner Talerico, seconded by Commissioner Ruzzano, that this Quasi-Judicial Resolution be approved. The motion carried by the following vote:**

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

## **8) ORDINANCE(S) - FIRST READING**

- A. ID 14-673** AN ORDINANCE OF THE CITY OF MARGATE, FLORIDA, AMENDING ORDINANCE NO. 2013-8, CITY OF MARGATE BUDGET FOR PERIOD BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014. PROVIDING FOR BUDGET TRANSFERS; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Vice Mayor Simone, seconded by Commissioner Bryan, that this Ordinance - 1st Reading be approved on first reading. The motion carried by the following vote:**

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

## **ADJOURNMENT**

*There being no further business, the meeting adjourned at 9:10 p.m.*

*Respectfully submitted,*

*Transcribed by Carol DiLorenzo*

\_\_\_\_\_  
*Joseph J. Kavanagh, City Clerk*

\_\_\_\_\_  
*Date*