



City of Margate

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Meeting Minutes Regular City Commission Meeting

Mayor Joanne Simone
Vice Mayor Tommy Ruzzano
Commissioners:
Joyce W. Bryan, Lesa Peerman, Frank B. Talerico

City Manager Douglas E. Smith
City Attorney Eugene M. Steinfeld
City Clerk Joseph J. Kavanagh

Wednesday, August 26, 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

ZACHARY KNEMEYER READ THE PLEDGE OF ALLEGIANCE DUE TO THE CANCELLATION OF THE GIRL SCOUT TROOP.

A. [ID 14-1257](#) ~~GIRL SCOUT TROOP 10561, TROOP LEADER KARLA MOYER~~

1) PRESENTATION(S)

A. [ID 14-1302](#) PRESENTATION OF 4th ANNUAL ACADEMIC SCHOLARSHIPS BY CITY OF MARGATE, IN PARTNERSHIP WITH WASTE MANAGEMENT (Awarded to Mason Stage, enrolled at University of Florida, and Maria Russello, enrolled at Emmanuel College)

B. [ID 14-1300](#) BROWARDNEXT PROGRAM (Presented by Josie P. Sesodia, AICP, Director of Planning and Development of the Environmental Protection and Growth Management Department, Broward County, Florida)

JOSIE P. SESODIA, AICP, Director of Planning and Development, Environmental Protection and Growth Management Department, Broward County, provided a PowerPoint presentation about BrowardNext. She explained that BrowardNext was an initiative currently being undertaken to look into long range planning in Broward County. She gave a brief overview. She explained the following three components to the Broward County long range planning effort:

- *Broward County Charter – regulated Land Use and Platting.*
- *Broward County Land Use Plan.*
- *Broward County Comprehensive Plan – dealt with the statutory elements required for*

long range planning.

MS. SESODIA noted that Broward County was about to have its 100th Birthday. She showed how Broward County had developed over time. She noted that there was no green field left in Broward County; therefore, only redevelopment could take place. She stated that the BrowardNext initiative was to look forward to accommodate the anticipated population growth. She showed tremendous amounts of development that occurred in Broward Cities from 1960 to 2015. She spoke about issues Broward County faced as a whole, such as climate resiliency, attainable housing and affordability, complete streets, retrofitting suburban streets, development and redevelopment of the Barrier Island, post disaster and intergovernmental relationships. She said that growth will increase the population by 250,000 by 2040. She stated that many committees and groups had been developed to implement BrowardNext. Ms. Sesodia mentioned the Ad-Hoc Steering Committee that included a representative from the League of Cities, as well as representatives of the County Commission. She stated that many major issues had been identified such as redevelopment, housing, national recreation, historic resources, transportation, public facilities and disaster prevention. She said that tonight's meeting was the 55th outreach meeting, and that there was a mailing list, as well as a website. She noted that Workshops had been held and the following ideas resulted from those Workshops:

- Streamlining the Land Use process.*
- Developing thresholds for the Land Use Plan Amendments that were regionally significant.*
- Allowing for transfer of development rights.*
- Looking at ways to promote walkable transit oriented Mixed Land Uses.*
- Revisiting density limits*
- Enacting a multi-mobile level of service*
- Prioritizing and strengthening complete streets projects.*
- Addressing effects of public infrastructure on climate change.*
- Transportation, as a number one priority, as well as climate change and sea level rise.*
- Amending the Broward County Land Use Plan to make the techs and maps user friendly.*
- Reconsideration of density limitations.*

MS. SESODIA explained that the initiative framework would be in three parts:

- Policy document to highlight the regional issues and strategies that were identified, written in readable language.*
- Actual Land Use Plan requirements to make sure those statutory requirements and requirements of the County Charter were complied with.*
- Best or recommended practices.*

MS. SESODIA noted that BrowardNext started in 2014, and was anticipated to be complete and presented to the Board of County Commissioners towards the end of next year. She invited everyone to attend some upcoming Workshops; September 16, 2015, at 1:30 PM at Treetops Park, which would focus on redevelopment and intergovernmental partnerships; September 21st, 2015, at 9:00 AM at the Governmental Center, which would focus on multi mobile transportation and attainable housing. She said that additional Workshops would be scheduled in October and November.

COMMISSIONER TALERICO noted that many residents worked and would not be able to attend. He questioned whether there were any evening meetings.

MS. SESODIA said that she would try to work something out for evening meetings.

THE MEETING RECONVENED FOLLOWING A BRIEF RECESS.

PROCLAMATION - OVERDOSE AWARENESS DAY (AUGUST 31, 2015)

ATHLETES OF THE MONTH

C. [ID 14-1260](#) BASEBALL: NOAH KNEMEYER, 15 YEARS OLD
(Margate Pony Elite Baseball and Softball, Seminoles)

SWIM TEAM: NICK ARTEAGA, 18 YEARS OLD
(Margate Motion Swim Team)

EMPLOYEE RECOGNITION FOR YEARS OF SERVICE

D. [ID 14-1267](#) LEE E. EDSTRAND, POLICE SERGEANT - POLICE DEPARTMENT - 25
YEARS

DENNIS HERNANDEZ, POLICE OFFICER - POLICE DEPARTMENT - 25
YEARS

GEORGE W. WOOLLEY, MASTER POLICE OFFICER - POLICE
DEPARTMENT - 25 YEARS

JOSEPH SCIMECA, CODE COMPLIANCE OFFICER - POLICE DEPARTMENT
- 20 YEARS

2) COMMISSION COMMENTS

COMMISSIONER PEERMAN asked that everybody be careful driving now that school was back in progress. She mentioned that traffic was now very bad. She asked that everybody be careful of the upcoming storm and be prepared. She mentioned the small storm today that took out two of her trees.

COMMISSIONER TALERICO thanked the City Manager, Police Chief and Code Compliance for providing information about the gas station on U.S. 441 and Atlantic Boulevard. He noted that they were cutting the grass, emptying the dumpster and cleaning up where the old Arby's was. He hoped that the gas tanks would be put in the ground soon and that Miami Subs would be up and running.

COMMISSIONER BRYAN congratulated the athletes, Officers and the Code Compliance Officer. She offered prayers to those people killed in Virginia.

VICE MAYOR RUZZANO also offered prayers and told everybody to respect everyday they had. He asked for an update on the work being done on Rock Island Road.

CITY MANAGER DOUGLAS E. SMITH reported that he received information indicating that beginning yesterday between 9:30 AM and 2:00 PM, and from 4:00 PM to Dusk, there was a contractor for DEES doing underground utility work at the intersection of Rock Island Road and NW 18th Street. He said that the construction was anticipated to

last 10 days, during which time one north and one south bound lane would be open at all times.

VICE MAYOR RUZZANO noted that the children started school today, and that everybody be aware and prepared for any upcoming hurricanes.

MAYOR SIMONE commended the Fire Department for being one of the World's Best, as stated in the article in the Parklander. She also commended the Fire Chief and asked that he thank the Firefighters for the hard work, service, dedication, passion and commitment they provide daily for the residents.

3) PUBLIC DISCUSSION

RICH POPOVIC, 6066 Winfield Boulevard, commented on the presentation made regarding BrowardNext. He spoke about the Commission giving away property and that it was not their money. He stated that he would have no comment if the decision made was with regard to private money; however, it was taxpayer money. He said that it was not good government to have one government agency pay for the mistakes of another government agency with taxpayer money was not good government. He felt that an investigation was needed and he was going to complain to somebody. He stated that the flaws of the system were never discussed, and that the CRA was not designed to cover up mistakes. He commented on the City Attorney and the money the City was losing and wasting.

ANTHONY CAGGIANO, 7856 NW 1st Street, said that he talked about the Alzheimer Family Center for five months; however, he had not received answers to seven primary questions as follows:

- Why did Commissioner Talerico voted for the revolving loan?*
- Who was authorized to write the checks?*
- Who authorized payments to exceed \$75,000 soft limit?*
- Who supervised the account and allowed this to happen?*
- Why did the debit not have its own line on the City Budget until 2014?*
- Why did the previous City Manager say nothing and the current City Manager say nothing until it reached \$500,000 before bringing it to the Commission?*
- Where did the \$500,000 go and how was it spent?*

He reiterated that none of the questions were answered in the past five months. He mentioned the Commissioner who said that she would take responsibility, and he asked whether she would make up the difference of the money not recovered. He felt that Commissioner Talerico dodged any responsibility or explanation. He noted that the City would now pay \$308,000 to take over the Alzheimer Family Center in the hope that the money may be recovered. He said that hope was not a strategy or a plan. He felt that the taxpayers were paying \$308,000 to have the issue swept under the rug, which was a disgrace. He stated that deception, cronyism and incompetence should not be tolerated on any dais. He said that every Margate resident should demand and expect better. He thanked the Director of Public Works Sam May for fixing the sink hole on 77th Avenue where he lived.

TONY SPAVENTO, 3194 W. Buena Vista Drive, said that the traffic at 31st Street and U.S. 441 was a nightmare, and he was concerned with the new residents there. He felt that the CRA should not be the same Board as the Commissioners. He said that he looked forward to future accountability or system setup to make sure this did not happen again.

4) CONSENT AGENDA

- A. [ID 14-1249](#) MOTION - AUTHORIZATION TO ADVERTISE AN ORDINANCE AMENDING THE CODE OF THE CITY OF MARGATE, FLORIDA, CHAPTER 39, WATER AND SEWERS, DEPARTMENT OF ENVIRONMENTAL AND ENGINEERING SERVICES, SECTION 39-71. RATES ESTABLISHED; PROVIDING FOR WATER AND WASTEWATER UTILITY RATES INSIDE MARGATE MUNICIPAL BOUNDARIES; PROVIDING FOR WATER AND WASTEWATER UTILITY RATES OUTSIDE OF MARGATE MUNICIPAL BOUNDARIES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.
- B. [ID 14-1276](#) MOTION - APPROVAL OF CITY COMMISSION MINUTES

Approval of the Consent Agenda

A motion was made by Commissioner Peerman, seconded by Commissioner Talerico, 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

6) RESOLUTION(S)

- A. [ID 14-1252](#) APPROVING AN AGREEMENT BETWEEN PALM BEACH COUNTY AND THE CITY OF MARGATE, FOR FIVE YEARS, PROVIDING FOR CONTINUED RADIO COMMUNICATION FOR FIRE AND EMS OPERATIONS.
- Resolution 15-080*
- A motion was made by Commissioner Bryan, seconded by Commissioner Peerman, 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
- B. [ID 14-1320](#) OPPOSING THE OIL DRILLING PERMIT APPLICATION SUBMITTED BY KANTER REAL ESTATE LLC, A FLORIDA FOR PROFIT LIMITED LIABILITY CORPORATION, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SEEKING OIL DRILLING RIGHTS ON PROPERTY LOCATED IN THE FLORIDA EVERGLADES, AND SUPPORTING EFFORTS OPPOSING EXTREME WELL STIMULATION, HYDRAULIC FRACTURING, ACID FRACTURING, AND ANY FORM OF EXTREME WELL STIMULATION FOR PURPOSES OF RESOURCE EXTRACTION; AND PROVIDING FOR AN EFFECTIVE DATE.
- Resolution 15-081*

A motion was made by Commissioner Talerico, seconded by Commissioner Peerman, 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

7) ORDINANCE(S) - SECOND READING

A. [ID 14-1243](#) APPROVAL OF AN ORDINANCE TO REVISE THOSE TERMS DEFINED “ACCESSORY BUILDING OR STRUCTURE” AND “ACCESSORY USE”

Ordinance 2015-1500.616

A motion was made by Commissioner Peerman, seconded by Commissioner Talerico, that this Ordinance - 2nd Reading be approved on second reading. 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 8:19 PM.

Respectfully submitted,

Transcribed by Carol DiLorenzo

Joseph J. Kavanagh, City Clerk

Date: _____