



City of Margate

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

Meeting Minutes Regular City Commission Meeting

Mayor Arlene R. Schwartz
Vice Mayor Anthony N. Caggiano
Commissioners:
Lesa Peerman, Tommy Ruzzano, Joanne Simone

City Manager Samuel A. May
Interim City Attorney Goren, Cherof, Doody & Ezrol, P.A.
City Clerk Joseph J. Kavanagh

Wednesday, January 31, 2018

7:00 PM

Commission Chambers

CALL TO ORDER

Present: 5 - Commissioner Lesa Peerman, Commissioner Joanne Simone, Commissioner Tommy Ruzzano, Vice Mayor Anthony N. Caggiano and Mayor Arlene R. Schwartz

In Attendance:

City Manager Samuel A. May
City Attorney James A. Cherof
City Clerk Joseph J. Kavanagh

PLEDGE OF ALLEGIANCE

[ID 2018-015](#) COLIN MACKINLAY-BARISH, 1st GRADE, MAPLEWOOD ELEMENTARY

1) PRESENTATION(S)

A. [ID 2018-029](#) HOLIDAY DECORATING CONTEST WINNERS

1ST PLACE - EDWARD DEIMLING, 6675 N.W. 17TH CT
(\$100 VISA GIFT CARD)

2ND PLACE (TIE) - RHONDA & KATHRYN HOLCOMB-KIRBY, 6251 N.W.
15TH STREET
(\$50 VISA GIFT CARD)

2ND PLACE (TIE) - REZA ALI, 7610 N.W. 23RD STREET
(\$50 VISA GIFT CARD)

B. [ID 2018-034](#) HOME OF THE MONTH - JANUARY 2018

ATHLETES OF THE MONTH

C. [ID 2018-016](#) BASEBALL: JOSEPH KOPCZYK
(Margate Baseball)

EMPLOYEE RECOGNITION FOR YEARS OF SERVICE

- D. [ID 2018-001](#) PAUL R. FIX, POLICE LIEUTENANT - POLICE DEPARTMENT - 30 YEARS
- PAUL LINDEMAN, POLICE OFFICER - POLICE DEPARTMENT - 15 YEARS
- MICHAEL SHAPIRA, POLICE OFFICER - POLICE DEPARTMENT - 15 YEARS
- HAZEL BURNS, COMMUNICATIONS, POLICE DEPARTMENT - 15 YEARS
- OSCAR RODRIGUEZ, FIRE CAPTAIN - FIRE DEPARTMENT - 15 YEARS
- KYLE GEORGE WOOLLEY, POLICE OFFICER - POLICE DEPARTMENT - 10 YEARS
- VITO J. LABRIOLA, FIRE CAPTAIN - FIRE DEPARTMENT - 10 YEARS
- MASON W. LEBRON, FIRE CAPTAIN - FIRE DEPARTMENT - 10 YEARS

2) COMMISSION COMMENTS

COMMISSIONER PEERMAN requested that item 4F be pulled from the Consent Agenda. She advised that there was a grand opening for Wawa in Margate on February 1, 2018 and Sounds of Sundown was on February 3rd.

COMMISSIONER JOANNE SIMONE thanked Chief Booker, all the firemen and women and paramedics for their first class service for their residents over the weekend. She explained that there was a recent Commission Workshop on their goals and priorities and that they had a strong desire to move the City forward. She said that the Margate residents were by far the best. She explained that as an Metropolitan Planning Organization (MPO) representative, she was very much involved with their projects including attending the Complete Streets & Localized Initiatives Program (CSLIP) meetings. She explained the nature of CSLIP and indicated that the MPO was receiving money for a CSLIP project and hoped that in future, the City would apply for money from them. She said that the City staff were extremely dedicated and hardworking and asked the City Manager to advise the Commission if there were any departments that required additional personnel. She explained about the five day work week and proposed an alternative working schedule.

COMMISSIONER TOMMY RUZZANO said that they recently had a strategic planning meeting as to what direction they wanted the City to go in. He said that he wanted Margate to continue to be a family friendly city and maintain its hometown feeling. He also discussed local development.

COMMISSIONER ANTHONY N. CAGGIANO said that Margate had a lot to be thankful for and highlighted some of their accomplishments during 2017 which included those awarded to Margate Middle School, Liberty Elementary and Karen Diaz.

MAYOR ARLENE R. SCHWARTZ asked the City Manager for monthly reports of contacts from Economic Development. She spoke about the five day work week and proposed an alternative working schedule. She said that the Commission was taking on

the Fire and Police Departments in the Wawa competition.

3) PUBLIC DISCUSSION

PASTOR SCOTT DIDRIKSEN, 2405 NW 79TH TERRACE discussed his son's Boy Scout Merit Badge and Margate Initiative for Community Action and Hope (MICA) and that he was praying for everyone. He advised that he would ask Abundant Life to move the day of their meeting at the request of Mayor Schwartz.

MICHAEL A SIRJUE, 6811 NW 4TH STREET read a statement pertaining to the banning of pot dispensaries in the City and indicated that he hoped that the ban would be lifted.

RICH POPOVIC, 6066 WINFIELD BOULEVARD discussed the MPO program, Wawa coming to Margate and other City related topics.

JULIE JONES, 7871 NW 1ST STREET thanked Detective Lori Eller and Mayor Schwartz for assisting with an issue outside the City. She also discussed issues concerning the City Hall's Switchboard.

MARSHALL HYMAN, 7708 MARGATE BOULEVARD discussed the status of Amendment 11 of the Margate low income senior long term residential exemption and questioned when or if the City would pass the homestead exemption.

CITY MANAGER SAMUEL A. MAY said that he would get back to him.

ROBERT J. APGAR, 2609 NW 79TH AVENUE thanked and commended Commissioner Ruzzano and Vice Mayor Caggiano for promoting Margate's family friendly atmosphere. He also discussed the Carolina Club Golf Course and Commissioners meeting with lobbyists.

Discussion ensued regarding where to meet with lobbyists and the viability of the golf industry.

RICHARD A. EDDINS, 3043 NW 72ND AVENUE discussed the potential Carolina Club Golf Course development and possible negative impacts. He said that he also had concerns about the potential of floods if the redevelopment was constructed.

BOB T. EFFREN, 3091 NW 72ND AVENUE discussed the impact of taking away the greens from the Carolina Club Golf Course.

CHARLIE ARTNER, 6631 NW 22ND COURT discussed that the City Commission should adopt an Ordinance to regulate meeting with lobbyists.

TODD E. ANGIER, 1913 NW 79TH TERRACE referenced and read an email from Mr. Arserio dated January 2, 2018 regarding the Planning and Zoning Board.

ANTONIO ARSERIO discussed the Planning and Zoning Board and an issue with Code Enforcement in his neighborhood. He questioned after a 10 day period whether Code Enforcement followed-up and re-inspected citations with violations.

POLICE CHIEF DANA WATSON explained that they issued notices and said that whatever the time period was, they tried to check it as close to that time period as possible but indicated that they probably did not do it all the time. He said that pertaining to that specific incident, they did check and that they did comply within the notice period and that it was supposed to go to Special Magistrate.

CRYSTAL MOORE, 6944 NW 26TH STREET discussed an issue with a watermain next to her house from August or September 2017 and that the entire street was flooded and wanted to commend Margate for doing an excellent job. She explained that a couple of the driveways were still damaged and that the roads had cracks in them and questioned what the process was for replacing the roads.

CITY MANAGER MAY advised that he would get Mr. Chitepu to get with her to get the situation resolved.

JOHN A YOKLAVICH, 603 S. STATE ROAD 7, UNIT 1D discussed rubbish in the City medians and employee disciplinary action. He also referred to a \$250 employee reimbursement pertaining to driving a City vehicle and questioned what the Code said.

CITY MANAGER MAY explained that if an employee had an accident, they would be responsible to pay up to \$250 after the second offense.

CAROL BEITLER, 6353 HARBOR BEND discussed the small town feel and development in the City of Margate. She explained that after experiencing a flood in Coral Bay, that Margate did not need more development.

Discussion ensued regarding Coral Bay's responsibilities.

MAYOR SCHWARTZ requested that item 4B be pulled from the Consent Agenda.

COMMISSIONER RUZZANO requested that item 4D be pulled from the Consent Agenda.

4) 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 2017-811](#) RESOLUTION - ACCEPTING BILL OF SALE AND APPROVING THE UTILITY AND ACCESS EASEMENTS FOR MAINTENANCE OF WATER AND SEWER FACILITIES AT 3710 COCONUT CREEK PARKWAY, COCONUT CREEK, FLORIDA.

RESOLUTION 18-010

APPROVED

- C. [ID 2017-815](#) RESOLUTION - REJECTING THE SOLE BID RECEIVED FOR BID NO. 2018-004 - WEST WASTEWATER TREATMENT PLANT EMERGENCY GENERATOR NO. 1 TOP END OVERHAUL FROM PANTROPIC POWER, INC; AUTHORIZING THE ADMINISTRATION TO RE-BID OR TO NEGOTIATE AN AGREEMENT WITH A QUALIFIED SERVICE PROVIDER TO BE CONSIDERED BY THE COMMISSION FOR WAIVING OF BIDDING; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 18-011

APPROVED

- E. [ID 2018-035](#) RESOLUTION - AMENDING RESOLUTION 17-150, URGING THE FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA") TO CHANGE FEMA'S POLICY REQUIRING PRE-APPROVAL FOR DISASTER DEBRIS REMOVAL FROM PRIVATE ROADS WITHIN RESIDENTIAL COMMUNITIES AND TREAT DISASTER DEBRIS REMOVAL FROM PRIVATE ROADS IN RESIDENTIAL COMMUNITIES IN THE SAME MANNER AS PUBLIC ROADS FOR THE PURPOSE OF FEMA REIMBURSEMENT FOR DISASTER DEBRIS REMOVAL COSTS.

RESOLUTION 18-013

APPROVED

- G. [ID 2018-037](#) RESOLUTION - APPROVING SUPPORT OF THE WAY BACK WHEN PEOPLES CONVENTION TO BE HELD AT THE MARGATE COMMUNITY CENTER; PROVIDING FOR WAIVING OF RENTAL FEES; PROVIDING FOR IN-KIND MARKETING SUPPORT; PROVIDING FOR EFFECTIVE DATE.

RESOLUTION 18-015

APPROVED

Approval of the Consent Agenda

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

Yes: 5 - Commissioner Peerman, Commissioner Simone, Commissioner Ruzzano, Vice Mayor Caggiano and Mayor Schwartz

ITEM 4B. WAS HEARD FOLLOWING CONSENT AGENDA.

- B. [ID 2017-812](#) RESOLUTION - APPROVING THE THIRD AMENDED AND RESTATED INTERLOCAL AGREEMENT FOR PUBLIC SCHOOL FACILITY PLANNING.

A motion was made by Commissioner Peerman, seconded by Mayor Schwartz, that this Resolution be discussed.

MAYOR SCHWARTZ explained that the reason she pulled it off the Consent Agenda was that the School Board asked to allow them to have an over capacity amount at their schools by counting the portables which years ago, they promised to get rid of. She said that in 2007, she witnessed them remove portables from Plantation High School which contained asbestos.

COMMISSIONER RUZZANO said that he was going to pull it as well. He explained that it was an agreement with the County to count portables as classrooms.

CHRIS AKAGBOSU, DIRECTOR OF FACILITY PLANNING & REAL ESTATE

DEVELOPMENT explained that he was there on behalf of the School Board. He said that he would encourage the City to approve and that the school had a very comprehensive five year capital plan. He said that her portables would not be permanent.

MR. EDDINS discussed various issues with the schools.

MR. POPOVIC discussed issues with the School Board.

MR. ARSERIO discussed schools and development.

This item failed by the following vote:

No: 5 - Commissioner Peerman, Commissioner Simone, Commissioner Ruzzano, Vice Mayor Caggiano and Mayor Schwartz

ITEM 4D. WAS HEARD FOLLOWING 4B.

- D.** [ID 2018-011](#) RESOLUTION - APPROVING REAPPOINTMENT OF ANTHONY G. ROMANO TO THE CIVIL SERVICE BOARD FOR THE TERM COMMENCING FEBRUARY 1, 2018, THROUGH JANUARY 31, 2020.

RESOLUTION 18-012

A motion was made by Commissioner Peerman, seconded by Commissioner Ruzzano, that this Resolution be discussed.

COMMISSIONER RUZZANO thanked Mr. Romano for attending and for his service.

This motion carried by the following vote:

Yes: 5 - Commissioner Peerman, Commissioner Simone, Commissioner Ruzzano, Vice Mayor Caggiano and Mayor Schwartz

ITEM 4F. WAS HEARD FOLLOWING 4D.

- F.** [ID 2018-036](#) RESOLUTION - AUTHORIZING THE SPONSORSHIP AND DONATION OF \$1,000 FROM WAWA, INC. TO CATS EXCLUSIVE, INC.; PROVIDING FOR EFFECTIVE DATE.

RESOLUTION 18-014

A motion was made by Vice Mayor Caggiano, seconded by Commissioner Peerman, that this Resolution be discussed.

MR. POPOVIC said that he did not agree with the money going to a cat charity. He said that there were too many homeless people walking around in Margate with nothing to eat.

This motion carried by the following vote:

Yes: 3 - Commissioner Peerman, Commissioner Ruzzano and Vice Mayor Caggiano

No: 2 - Commissioner Simone and Mayor Schwartz

5) CITY MANAGER'S REPORT

CITY MANAGER MAY highlighted the following events:

- Sounds of Sundown on February 3rd.
- Movies in the Park on February 24th at The Sport's Complex.
- Senior Games on March 5th – March 9th.
- Spring Clean Up on March 17th.

6) RESOLUTION(S)

- A. [ID 2017-809](#) APPROVING AND ACCEPTING THE AGREEMENT AND FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE OFFICE OF COMMUNITY-ORIENTED POLICING SERVICES, 2017 COPS HIRING PROGRAM (CHP) GRANT IN THE AMOUNT OF \$500,000.00 FOR THE THREE YEAR AWARD PERIOD BEGINNING NOVEMBER 1, 2017 THROUGH OCTOBER 31, 2020.

RESOLUTION 18-016

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

Yes: 5 - Commissioner Peerman, Commissioner Simone, Commissioner Ruzzano, Vice Mayor Caggiano and Mayor Schwartz

- B. [ID 2018-023](#) ~~APPROVING COLLECTIVE BARGAINING AGREEMENT WITH THE FEDERATION OF PUBLIC EMPLOYEES FOR THE PERIOD FROM OCTOBER 1, 2017 THROUGH SEPTEMBER 30, 2020; PROVIDING FOR EFFECTIVE DATE.~~

- C. [ID 2018-033](#) APPROVING COLLECTIVE BARGAINING AGREEMENT WITH THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL #3080 FOR THE PERIOD FROM OCTOBER 1, 2016, THROUGH SEPTEMBER 30, 2019; PROVIDING FOR EFFECTIVE DATE.

A motion was made by Vice Mayor Caggiano, seconded by Vice Mayor Schwartz, to table this item to the February 21, 2018 Regular City Commission meeting.

Mayor Schwartz removed her second.

A motion was made by Commissioner Peerman, seconded by Commissioner Ruzzano, that this Resolution, be discussed.

Discussion ensued regarding retroactive pay in the contract.

ERIC STEVER, DISTRICT PRESIDENT OF LOCAL 3080 DISTRICT 14 explained that they were behind in the contract due to inactions of the City. He advised that they should not punish members of the Union by withholding retro pay due to actions of the City and that they should reconsider and reevaluate their position.

KEVIN DELLACAVA, ASSISTANT DEPUTY VICE PRESIDENT FOR A LOCAL 3080 DISTRICT 14 commended the City Manager for doing a great job. He also discussed the negotiations.

MR. YOKLAVICH said that he read the 94 pages of the contract and gave it the thumbs up.

A motion was made by Mayor Schwartz, seconded by Vice Mayor Caggiano, to table this item to February 7, 2018 Regular City Commission meeting. This carried by the following vote:

Yes: 3 - Commissioner Ruzzano, Vice Mayor Caggiano and Mayor Schwartz

No: 2 - Commissioner Peerman and Commissioner Simone

ADJOURNMENT

There being no further business, the meeting adjourned at 9:49pm.

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.