



# City of Margate

5790 Margate Boulevard  
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## Meeting Minutes Special 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**

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Tuesday, July 31, 2018

6:00 PM

Commission Chambers

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### 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

### 1) RESOLUTION(S)

- A.** [ID 2018-372](#) APPROVING AN AGREEMENT FOR PARTIAL FUNDING OF FOUR (4) SCHOOL RESOURCE OFFICERS IN ATLANTIC WEST ELEMENTARY, MARGATE ELEMENTARY, LIBERTY ELEMENTARY AND MARGATE MIDDLE SCHOOLS FOR AUGUST 8, 2018 THROUGH JUNE 5, 2019; AUTHORIZING ADMINISTRATION TO RENEW THIS ANNUAL AGREEMENT UNDER THE SAME TERMS WITHOUT FURTHER COMMISSION ACTION.

RESOLUTION 18-081

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

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

### 2) DISCUSSION AND POSSIBLE ACTION

- A.** [ID 2018-378](#) PROVIDING A SECOND SCHOOL RESOURCE OFFICER AT ATLANTIC WEST ELEMENTARY, MARGATE ELEMENTARY, LIBERTY ELEMENTARY AND MARGATE MIDDLE SCHOOLS.

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

VICE MAYOR ANTHONY N. CAGGIANO explained that while he had no issue putting these Officers in the school, he would prefer to rotate the four current Police Officers to do that job. He said that he wants a second Officer in the schools but does not believe that they should be spending extra money to put them in there.

CITY MANAGER SAMUEL A. MAY explained that they were looking to hire four part-time, full-time or paid overtime for School Resource Officers (SRO) .

ACTING POLICE CHIEF JON SHAW explained that the Cops Grant could not be used for the SROs. He advised that there were very specific crimes that they were obtaining the grant for and the understanding was that they put those Officers in positions to combat specific areas of crime for auto-theft positions. He said that the Officers could be rotated but they would be shorting some other division of the Police Department of four people. He explained what the auto-theft positions would be used for.

Discussion ensued.

COMMISSIONER TOMMY RUZZANO explained that he was for public safety but most of the crime was from Wal-Mart. He explained that by hiring four Officers from the grant money, he did not think it was the right move to make positions for the other four that they want to put into their schools. He asked if they could take their current four Officers, put them in the schools in lieu of the four Officers which they would use from the grant.

Discussion ensued on the rotation of shifts.

CITY MANAGER MAY explained that one of the requirements for the new agreement with the County was that someone has to continually be in the schools including 30 minutes before opening and 30 minutes after closing.

Discussion ensued on shift times.

COMMISSIONER JOANNE SIMONE explained that she did not think it would achieve the intent as putting a second Officer in a school was not going to provide any extra safety for their schools. She said she thought it was the Broward School Board's (BSB) responsibility to provide more safety for the students and spoke about single door entry system and duties of the SRO.

VICE MAYOR CAGGIANO said that he agreed that the BSB should be paying for it and that was the reason why he suggested rotating Officers. He also spoke about the schools being patrolled at 11.5 hours and that the school hours were about 7 hours.

COMMISSIONER SIMONE said that she did not think rotating would make the schools any safer.

COMMISSIONER LESA PEERMAN asked whether there were specific classes for officers to take to be an SRO and how many people would they have to train to do that.

ACTING POLICE CHIEF OFFICER SHAW confirmed that there were specific classes to take for being an SRO. He said that based on a rotating schedule, the Officers participating would have to be trained to be a SRO.

COMMISSIONER PEERMAN said that the problem she had was that the Commission promised the residents that they were going to put two SROs in the schools.

CITY MANAGER MAY said that having discussed the SRO situation with Broward County's Charles Webster, if they had a second Officer in the school, they did not necessarily have to be an SRO.

Discussion ensued on the training requirements for an SRO.

BROWARD COUNTY SCHOOLS COORDINATOR OF GOVERNMENTAL AFFAIRS CHARLES WEBSTER advised that as the first day of school approaches, it was a temporary situation as they were statutorily mandated to have security in place. He said that the BSB created the Guardian program which was a modification of what the state allows. He said that the staff would be hired would be ex-military and ex-law enforcement. He also advised that that the positions had been extended to Corrections Officers that would go through the training that the Broward Sheriff's Office (BSO) would provide who would only provide perimeter security. He also explained about those who had already been trained in the Guardian Program.

MAYOR SCHWARTZ asked who would outrank who if there was an issue at a school.

BROWARD COUNTY SCHOOLS COORDINATOR OF GOVERNMENTAL AFFAIRS WEBSTER said that he would need to find out but he believed that they would follow the instructions of law enforcement.

Discussion ensued.

MAYOR SCHWARTZ said that there was zero funding for second Officers anywhere and that it had not changed in 25 years.

BROWARD COUNTY SCHOOLS COORDINATOR OF GOVERNMENTAL AFFAIRS WEBSTER said that they were putting the referendum on the ballot to try to increase the school personnel on their school campuses.

Discussion ensued on having the second SRO.

ACTING POLICE CHIEF OFFICER SHAW said that he believed that they had approximately eight qualified SROs but would need to check. He explained that based on the changes coming through the Marjory Stoneman Douglas High School Public Safety Act, they created a program to send Officers that would act as part-time SROs. He advised that they had two or three signed up to attend the August class and their role was to primarily fill in when their full time SROs were unavailable.

POLICE CAPTAIN LAURA SUDMAN explained that there were two 40 hours classes; one was for a single SRO class and the other was for crisis intervention training.

COMMISSIONER RUZZANO said that he would have no problem if they required more SROs for each school and for them getting the education to do that. He advised that Margate was one of the first cities to implement one Officer in each school and that the City could set an example of having two SROs.

COMMISSIONER SIMONE explained that Broward County would not have the responsibility as it would be up to the City to fund it. She said that they should also consider enrolment as it was well under 1,000 children in every school and that it may not

warrant having two SROs. She also said that the promise that was made to the residents, the Commission was going on raw emotion due to the Stoneman Douglas incident. She said that they should not have made that promise until they did their due diligence by investigating the cost.

Discussion ensued on the Commission adding it to the budget, the BSB not providing funding and shift patterns.

COMMISSIONER PEERMAN said that she had concerns about informing the public on where the Police Officers were at any given moment and spoke about how the shifts could be divided concerning the Officer's normal patrol.

ACTING POLICE CHIEF OFFICER SHAW said hat the City had many different facets of help available near the schools.

Discussion ensued on patrol zones and areas.

COMMISSIONER PEERMAN asked the City Manager if they could set up a schedule.

COMMISSIONER SIMONE said that if she agreed to this, she would want to do it on a six month probation period and review the statistics from that six month period.

VICE MAYOR CAGGIANO agreed to a second Officer and that he had no problem with using a rotation and keeping statistics.

COMMISSIONER SIMONE said that she would like to amend the six months until January 2019 and revisit thereafter.

MAYOR SCHWARTZ advised that they should let the Police Department do what they do best. She advised that the perimeter of the school was the biggest problem as there was no boundary between the children and public.

COMMISSIONER PEERMAN asked if the special investigators go to the schools on a regular basis. She suggested that it may be wise for the BSB to suggest that the investigators go to the schools.

MAYOR SCHWARTZ said only when a crime was committed.

Discussion ensued on special investigators going to schools.

**Commissioner Peerman removed her motion to approve.**

COMMISSIONER PEERMAN said that they should send direction to the City Manager that he and the Police Department work out a schedule to get a second Police Officer at all four schools.

**B. [ID 2018-381](#) UPDATE ON CITY ATTORNEY CONTRACT NEGOTIATIONS.**

RESOLUTION 18-082

INTERIM CITY ATTORNEY JAMES A. CHEROF asked if they want to combine ID 2018-381 and ID 2018-382 together.

MAYOR SCHWARTZ explained that she met with Carrie Sarver and changed a few things that they mutually agreed on. She advised that there were some things that she wanted to change on Page 2 of the contract but it would be pending the Commission's approval. She said that she spoke about the salary, the car allowance and Florida Retirement System (FRS) contribution that she wanted to tweak. She suggested that they amend the salary from \$175,000 to \$178,000.

VICE MAYOR CAGGIANO said the Mayor was tasked to negotiate the contract between the potential City Attorney and the City, he would follow her recommendations.

MS. CARRIE SARVER introduced herself.

COMMISSIONER RUZZANO asked when this would take effect.

MAYOR SCHWARTZ said they would be looking to do it on Monday, August 13th, 2018 pending City background checks and a physical.

Discussion ensued.

MS. SARVER thanked the Mayor, City Clerk, staff and City Attorney on negotiating the contract and for their assistance and support.

Discussion ensued.

**A motion was made by Vice Mayor Caggiano, seconded by Commissioner Ruzzano, to accept the contract as amended with the \$178,000 salary. This carried by the following vote:**

- Yes:** 4 - Commissioner Simone, Commissioner Ruzzano, Vice Mayor Caggiano and Mayor Schwartz
- No:** 1 - Commissioner Peerman

CITY MANAGER MAY asked for CONSENSUS for the City to pursue two Florida Recreation Development Assistance Program (FRDAP) grants of \$250,000 each for Serino Park and Southgate Park. He advised that there would be a public meeting prior to August 15th to discuss the application and the grant. He advised that it would be a matching grant.

COMMISSIONER RUZZANO asked if it was in the budget.

CITY MANAGER MAY advised that it was not in the budget. He was advised by the Parks and Recreation Director that for Serino Park, they could use matching funds out of the Community Redevelopment Agency (CRA) and for Southgate Park, they may be able to use Community Development Block Grant (CDBG) funds but they would need to research that.

Discussion ensued.

## CONSENSUS GIVEN

**C. [ID 2018-382](#)** APPROVAL OF NEGOTIATED CITY ATTORNEY CONTRACT PROVISIONS.

2B. ID 2018-381 and 2C ID 2018-382 were combined. Please refer to 2B. ID 2018-381 for further comments.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 7:00pm.

Respectfully submitted,

Transcribed by Salene E. Edwards

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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.