



# 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*

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Wednesday, June 6, 2018

6:30 PM

Commission Chambers

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### A. 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 2018-271](#) GOLDA AND SIMCHA GONZALEZ, 1ST GRADE, HEBREW ACADEMY

### 1) PRESENTATION(S)

**A. ID 2018-278** STUDENT OF THE YEAR - CRAIG DUMAS (Margate Middle School)

### 2) COMMISSION COMMENTS

COMMISSIONER LESA PEERMAN advised that as school was out, people should watch their driving. She asked about the lights on the tennis court.

PUBLICS WORK DIRECTOR, MARK COLLINS advised that they were waiting to finish the permit. He explained that their contractor was ready to go and that they have all the material. He said by the end of next week, they will erect the polls and the project should be completed within several weeks.

COMMISSIONER PEERMAN spoke about a backboard at the tennis courts that belonged to GSM Tennis. She said that the backboard was no longer there. She asked if the City could get their own backboard for the residents to use.

CITY MANAGER SAMUEL A. MAY said that he would contact the Parks and Recreational Department.

COMMISSIONER JOANNE SIMONE congratulated Public Works, Parks and Recreation and Margate Community Emergency Response Team (CERT) for the Learn to Fish Clinic

and for the Memorial Day service.

COMMISSIONER TOMMY RUZZANO advised that the City Manager would be renegotiating the fire services contract with the City of Coconut Creek. He explained that he asked the City Manager to find out exactly what the overall cost to run the entire department and from there, he advised that they should split it with Coconut Creek and charge Coconut Creek an administrative fee. He asked for feedback from the Commission.

Discussion ensued on the fire services contract with Coconut Creek.

CITY MANAGER MAY advised that in the past, their contract price was based on the number or percentage of calls. He asked for the Commission to give him direction and explained that he could split it and add an administrative fee. He explained that there was a study which recommended that Coconut Creek add another new station due to response times.

MAYOR ARLENE R. SCHWARTZ said that she would be interested in seeing the figures and that they should follow a similar system to Coral Springs. She advised that they should look into splitting the costs, basing it on the number of services and adding a percentage for the number of stations.

Discussion ensued on what fee Coconut Creek should pay.

CITY MANAGER MAY confirmed that he would bring the numbers back and show an administrative fee added on.

COMMISSIONER RUZZANO spoke about the seawall on East River Drive and said that he had received many questions from residents as to who owned it and who was liable. He advised that the City was not liable and that they could not use public funds to fix private property. He asked the Commission whether they should take some of the infrastructure fund money as a contribution.

CITY MANAGER MAY said that Punta Gorda had a special seawall district.

COMMISSIONER RUZZANO said that Punta Gorda was a special district and had a new board and taxing district. He said that they need to be proactive and find a solution for the future.

COMMISSIONER PEERMAN said that if you included the seawalls as a special district, it may not be enough people to fund but if you included the sea banks, you may have enough. She explained that back in 1975, the City did not own the seawall but she had been fighting for seawalls since 2004. She advised that Margate Waterfront Foundation was a 501c3 who had the ability to go out and get grants and asked if residents who live on the canal were aware of this. She said that she asked the City Manager to have contractors meet with residents who live on the seawalls to educate them and prevent issues. She also advised that large portions of seawalls were in the CRA district.

MAYOR SCHWARTZ explained that she met with representatives of the South Florida Water Management District (SFWMD), City Manager and Mark Collins. She said their budget was limited and discussed education. She advised that Cape Coral did something similar to the Property Assessed Clean Energy (PACE) program. She said that they could ask the City Manager to send out people to look at the seawall to give a visual inspection.

COMMISSIONER PEERMAN agreed with someone coming out for an inspection. She advised that one of the challenges they would have was that land erosion could be happening on the property owners' side which they may not be able to see. She said that they would have to check the wall for the cracks and the cap and understood that the cap was separate from the wall. She said she would prefer an external contractor who has done work to look at the seawalls rather than using someone in-house.

MAYOR SCHWARTZ asked about in-house engineering.

CITY MANAGER MAY said that they would need to hire a structural engineer. He advised that he would need to consult with an attorney concerning payment.

VICE MAYOR ANTHONY N. CAGGIANO explained that he had no issue looking at seawalls but stated that it was against the law to use City money to upgrade private property.

INTERIM CITY ATTORNEY JAMES A. CHEROF advised that the cost of inspections of private property was the responsibility of private property owners. He spoke about paying an external engineer to inspect or improve private property but said that there was a prohibition against both.

MAYOR SCHWARTZ asked if the City could send out letters to those people who would be affected.

INTERIM CITY ATTORNEY CHEROF said that the City could act as an agent to find one or more companies that would do inspections as long as there was no cost to the City. He also explained that they could use it as part of a public information campaign to remind the residents of their responsibilities in maintaining their property.

COMMISSIONER RUZZANO asked that if they could create a special taxing district, could the City contribute to it.

INTERIM CITY ATTORNEY CHEROF explained that it would not be a donation but an expenditure of dollars. He advised that they would be back to the same process which was that the benefit of a taxing district was the ability to spread the cost to the property owner out over time.

Discussion ensued on his matter.

MAYOR SCHWARTZ advised that the City Manager needed to contact Punta Gorda to find out how they started it.

COMMISSIONER PEERMAN said that inspections should fall under health, safety and welfare.

INTERIM CITY ATTORNEY CHEROF said that he would be happy to research it further but thought that it was an improper expenditure of public funds to improve private property indirectly.

Discussion ensued.

COMMISSIONER SIMONE said that as it was not an agenda item, she suggested setting up a workshop.

COMMISSIONER RUZZANO said that SFWMD should pay for the seawalls.

MAYOR SCHWARTZ said that they would setup a workshop and that the City Manager would look at what is happening in Punta Gora.

VICE MAYOR CAGGIANO said that they had less than one month to the 4th of July parade and advised that they should contact Parks and Recreational Department if they wished to join them.

MAYOR SCHWARTZ introduced the new Advance Life Support (ALS) team and said that the Battalion Chief's son was on this team. She advised that they won the 2018 Broward Invitational ALS competition with First Place.

BATTALION CHIEF TY VASSIL explained the contest process.

Discussion ensued on this contest.

MAYOR SCHWARTZ said that weather permitting, on Sunday, they would have their first Green+Groove event.

COMMISSIONER PEERMAN spoke about Relay For Life of Coconut Creek Margate which was held at Coconut Creek High School. She thanked the City staff and DeCristofaros.

### 3) PUBLIC DISCUSSION

ARTHUR J. KRELL, 6117 EDWARDS ROAD discussed the abatement on his property. He discussed cracked sidewalks on 441.

Discussion ensued on this topic.

MARIE H. GRIFFIN, 2902 NW 62ND AVENUE said that she was a senior and handicapped. She said that she lived in a trailer at Coral Kay and that she was paying approximately \$900 per month. She explained that the last storm caused a leak and that the Federal Emergency Management Agency (FEMA) came out and said everything was alright. She said that when it rained recently, it caused further damage to the roof. She said that FEMA gave her 60 days but she needs further help but Margate said that they only have money for first time buyers. She advised that this was her fourth time coming to the City seeking help.

Discussion ensued on this topic.

CITY MANAGER MAY said that he was not aware of any programs to help mobile homes.

COMMISSIONER PEERMAN said that they should contact North West Focal Point Senior Center (NWFPSC).

Discussion ensued on this topic.

CITY MANAGER MAY advised that she should contact the Grants Manager, Tanya Benjamin.

COMMISSIONER PEERMAN said that she should ask for Karen at the Manager's

meeting on June 7 at 10:00am at Coral Cay.

COMMISSIONER RUZZANO advised that they had a program that does funding but it had not been used since 2104. He asked if they could use the money for her trailer home. He advised that the County now runs this program.

MANNY LUGO, 1129 EAST RIVER DRIVE said that they needed a social worker to help those people. He asked if there was an alternative to the opinion that they were provided. He spoke and read documents pertaining to the collapse of the seawalls.

RICH POPOVIC, 6066 WINFIELD BOULEVARD spoke and read documents about Margate's properties being undervalued, the millage rate and how the City was run.

MAYOR SCHWARTZ asked what they had spent the storm water money on.

CITY MANAGER MAY explained that the storm water money had been spent on re-lining of storm water pipes, street sweeper, cleaning out canal catch basins, aquatic weed management in the canals, the harvesting of weeds and canal maintenance. He explained that the storm water utility money would not pay for a seawall.

COMMISSIONER PEERMAN asked Mr. Rick Riccardi that as a board member on the Margate Waterfront Foundation, whether they had looked for grants to help the homeowners with their seawalls. She also asked if his Foundation could educate property residents on saving their property.

VICE PRESIDENT OF MARGATE OF WATERFRONT FOUNDATION RICK RICCARDI advised that they could talk about it but it was not part of their mission. He explained that they did not handle capital improvements.

COMMISSIONER RUZZANO said that it was weird to ask 501c3 entity for help. He said that he was in favor of a special taxing district.

EDWARD A. DECRISTOFARO, 6600 BRANDYWINE DRIVE thanked the Commission for the donation of the City stage for the Relay For Life. He advised that they raised over \$70,000.

JOHN A YOKLAVICH, 603 S. STATE ROAD 7, UNIT 1D discussed landscaping and litter. He asked if debris was supposed to be bagged up.

CITY MANAGER MAY said he would look into it but confirmed that debris should not be blown into the right of way.

JULIE JONES, 7871 NW 1ST STREET discussed NextDoor.com and commended Commissioner Peerman. She thanked Commissioner Simone regarding the Margate Citizen's Academy.

COMMISSIONER PEERMAN spoke about Nextdoor.com.

CARL BRUDZINSKI, 1040 NE 84TH STREET, MIAMI said that he was attending the meeting on behalf of owner of a piece of property who hired another company to develop it. He spoke about the exception to put a storage facility on the property. He said since then, there had been a moratorium on building storage facilities in Margate. He explained that many of the investors that were involved were also defrauded by the developer. He asked if there was an avenue to reopen this and get a building permit reissued as it

created a hardship for the investors.

Discussion ensued on this topic.

INTERIM CITY ATTORNEY CHEROF advised that the moratorium expired and the Commission adopted Zoning Code Regulations which was a prohibited use.

COMMISSIONER RUZZANO said that she spoke to one of the investors and suggested that they go back to the investors and look at the property for another type of use.

Discussion ensued on this topic.

COMMISSIONER PEERMAN asked if there was any way that Mr. Brudzinski could go before a board to get it approved.

INTERIM CITY ATTORNEY CHEROF said no as the Commission extinguished that use.

COLLEEN R. NEBAUER OF 1013 NW 62ND AVENUE discussed deplorable infrastructure for the City, tax payer's money and term limits.

#### 4) CONSENT AGENDA

Vice Mayor Caggiano pulled RESOLUTION 4C from the Consent Order.

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 2018-269](#) MOTION - APPROVAL OF CITY COMMISSION MINUTES: APRIL 4, 2018 - REGULAR CITY COMMISSION MEETING; APRIL 5, 2018 - CITY COMMISSION WORKSHOP; APRIL 18, 2018 - REGULAR CITY COMMISSION MEETING; APRIL 23, 2018 - CITY COMMISSION WORKSHOP; APRIL 30, 2018 - CITY COMMISSION WORKSHOP.

**APPROVED**

- B. [ID 2018-252](#) ~~RESOLUTION - APPROVING PURCHASE AND INSTALLATION OF A WIRELESS FUEL MASTER 3505 SYSTEM FROM ADAMS TANK & LIFT, UTILIZING NATIONAL JOINT POWERS ALLIANCE (NJPA) COOPERATIVE PURCHASING CONTRACT NUMBER 02217 SYS; IN AN AMOUNT NOT TO EXCEED \$30,000.~~

**Item not heard.**

- D. [ID 2018-264](#) RESOLUTION - APPROVING THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT FOR SOLID WASTE DISPOSAL SUPPORT SERVICES WITH BROWARD COUNTY.

RESOLUTION 18-059

**APPROVED**

- E. [ID 2018-265](#) RESOLUTION - APPROVING THE FIRST AMENDMENT TO THE

INTERLOCAL AGREEMENT FOR OPTIONAL COUNTY SERVICES FOR HOUSEHOLD HAZARDOUS WASTE AND BULK TRASH AND YARD WASTE DROP-OFF PROGRAMS.

RESOLUTION 18-060

**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

- C.** [ID 2018-263](#) RESOLUTION - APPROVING AN EXTENSION OF THE AGREEMENT WITH GRUBBS EMERGENCY SERVICES, LLC FOR DISASTER DEBRIS MANAGEMENT SERVICES, THROUGH SEPTEMBER 18, 2018, OR UNTIL A NEW AGREEMENT IS AWARDED; WHICHEVER OCCURS FIRST; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 18-058

Item 4C was heard after item 4E.

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

VICE MAYOR CAGGIANO said that this Resolution was about extending the contract for emergency services. He said that as this contract was from June – September, he said that it should not end in the middle of the hurricane season. He advised that the contract should be extended for six months to end in December. He said that he spoke to City Manager and that he had spoken to the company who agreed that it could be extended. He also advised that the City had a 30 day out-clause.

**An amendment was made by Vice Mayor Caggiano, seconded by Commissioner Peerman, to change the term from three months to six months.**

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

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

**The motion, as amended, carried by the following vote:**

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

## 5) CITY MANAGER'S REPORT

CITY MANAGER MAY spoke about Groove+Green, Neighbors Meeting Neighbors Gardening Club on second and fourth Sunday of the Month and the 4th of July festivities.

## 6) RESOLUTION(S)

- A. [ID 2018-139](#) APPROVING REAPPOINTMENT OF ANTONIO RECINOS TO THE UNSAFE STRUCTURES BOARD FOR A TERM COMMENCING JUNE 8, 2018 TO JUNE 7, 2021.

RESOLUTION 18-061

**A motion was made by Commissioner Peerman, seconded by Vice Mayor Caggiano, that this Resolution be approved. This carried by the following vote:**

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

- B. [ID 2018-250](#) DESIGNATION OF ONE (1) VOTING DELEGATE AND ONE (1) ALTERNATE FOR FLORIDA LEAGUES OF CITIES' 92ND ANNUAL CONFERENCE FROM AUGUST 16-18, 2018, IN HOLLYWOOD, FLORIDA.

RESOLUTION 18-062

**A motion was made Commissioner Peerman, seconded by Vice Mayor Caggiano, to insert the name of Arlene R. Schwartz as the Voting Delegate.**

**A motion was made Vice Mayor Caggiano, seconded by Commissioner Ruzzano, to insert the name of Anthony N. Caggiano as the Alternate Voting Delegate.**

MR. POPOVIC discussed the agenda item.

MAYOR SCHWARTZ explained the Florida League of Cities.

Discussion ensued on this item.

MR. YOKLAVICH discussed the agenda item.

COMMISSIONER PEERMAN discussed the Florida League of Cities.

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

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

- C. [ID 2018-200](#) ~~APPROVAL OF REVOCABLE LICENSE AGREEMENT BETWEEN BROWARD COUNTY, THE CITY OF MARGATE, AND TVC MARGATE C.O., L.L.C. AND ASSIGNMENT OF MAINTENANCE OF LANDSCAPING INSTALLED IN THE COPANS ROAD SWALE ADJACENT TO 2000 N STATE ROAD 7 (WAWA).~~

This item was not heard.

- D. [ID 2018-256](#) APPROVAL AND ACCEPTANCE OF AGREEMENT AND FUNDING FROM THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT JUSTICE ASSISTANCE GRANT - EMERGENCY FUND (JAG-E) IN THE AMOUNT NOT TO EXCEED \$5,778.00 FOR THE AWARD PERIOD BEGINNING FEBRUARY 14, 2018, THROUGH FEBRUARY 18, 2018, PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 18-063

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

COMMISSIONER PEERMAN said that she read an article that the money the State allocated for security was put back on the local people to find money for it. She explained that some more money went to the rural areas rather than West Palm and Broward County. She advised that the City put an extra School Resource Officer (SRO) in each one of our schools.

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

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

- E. [ID 2018-254](#) APPROVING AN AGREEMENT FOR PURCHASE AND SALE OF REAL PROPERTY WITH SUNSHINE SEWING COMPANY, INC. FOR THE PURCHASE OF 1815, 1817, 1819, 1821, 1823 AND 1845 BANKS ROAD, MARGATE, FLORIDA, IN THE AMOUNT OF \$840,000.00, FOR USE BY THE FIRE-RESCUE DEPARTMENT; PROVIDING FOR EFFECTIVE DATE.

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

COMMISSIONER SIMONE discussed the design build for a first story versus a second story.

CITY MANAGER MAY said that they had not received estimates and had not started the process.

Discussion ensued on this item.

**A motion was made by Commissioner Peerman, seconded by Commissioner Simone, that this item be tabled to the next Commission Meeting on June 20, 2018.**

Discussion ensued on this item.

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

**Yes:** 3 - Commissioner Peerman, Commissioner Simone and Mayor Schwartz

**No:** 2 - Commissioner Ruzzano and Vice Mayor Caggiano

## **7) ORDINANCE(S) - SECOND READING**

- A.** [ID 2018-257](#) CALLING A REFERENDUM TO BE HELD ON THE NOVEMBER 6, 2018 GENERAL ELECTION TO DETERMINE IF A MAJORITY OF THE ELECTORS OF THE CITY OF MARGATE APPROVE REMOVAL OF PROVISION OF SECTIONS 4.10 AND 4.11 THE CHARTER REGARDING PROCUREMENT TO FACILITATE CONSOLIDATION INTO THE CITY CODE OF ORDINANCES PROCUREMENT RULES AND REGULATION, INCLUSIVE OF MONETARY THRESHOLDS WHICH ADDRESS WHEN CITY MANAGER AND CITY COMMISSION REVIEW IS REQUIRED; PROVIDING LANGUAGE FOR THE REFERENDUM ELECTION BALLOT TITLE AND BALLOT EXPLANATION/QUESTION; AUTHORIZING THE CITY ADMINISTRATION TO TAKE APPROPRIATE ACTION TO EFFECTUATE THE INTENT OF THIS ORDINANCE INCLUDING PUBLICATION AND NOTICE TO THE SUPERVISOR OF ELECTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 2018-2

**A motion was made by Vice Mayor Caggiano, seconded by Commissioner Ruzzano, that this Ordinance, Second Reading, be approved.**

MR. POPOVIC asked about the agenda item.

Discussion ensued on this item.

COMMISSIONER PEERMAN mentioned the previous Charter Review Committee which raised the amount from \$25,000 to \$50,000 that the City Manager could spend without going to the Commission. She advised that the majority of the Commission had decided

to remove that provision and said that it could slow down business.

Discussion ensued on this item.

MAYOR SCHWARTZ said that this item belonged in the Code rather than the Charter.

JOAN SONABEND, 1402 NW 80TH AVENUE, #204 asked about the item.

Discussion ensued on this item.

CHARLIE ARTNER, 6631 NW 22ND COURT discussed reducing the amount from \$50,000 to \$25,000.

Discussion ensued on this item.

INTERIM CITY ATTORNEY CHEROF explained that depending on the outcome of the vote, the Commission could decide to amend the Code.

TONY SPAVENTO, 3194 W. BUENA VISTA DRIVE asked about the purchasing process.

PURCHASING MANAGER SPENCER SHAMBRAY said that the Purchasing Ordinance provided a limit. He explained that for formal quotes, they had between \$10,000 - \$25,000 and that if a particular item was not on an existing governmental contract, they would require three formal quotes. He advised that they had another threshold at \$25,000 and if it was not on an existing governmental contract, then formal written bids would be required.

Discussion ensued on this item.

CITY MANAGER MAY discussed the purchasing thresholds and explained when he needed to inform the City Commission.

MR. YOKLAVICH discussed the City Charter and budget.

COMMISSIONER PEERMAN discussed the Charter Review Board.

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

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

**No:** 2 - Commissioner Peerman and Commissioner Simone

- B.** [ID 2018-258](#) SUBMITTING TO REFERENDUM AN AMENDMENT TO ARTICLE III, ENTITLED "LEGISLATIVE " AND SPECIFICALLY SECTION 3.02, "QUALIFICATIONS OF COMMISSIONERS", SUBSECTION B "TERM LIMITATIONS" AND SECTION 3.04 "ELECTIONS AND TERMS" OF THE CHARTER OF THE CITY OF MARGATE, FLORIDA, TO ABOLISH TERM LIMITS FOR THE MAYOR AND COMMISSIONERS; PROVIDING FOR A NOTICE OF AN ADVERTISEMENT OF THE REFERENDUM ELECTION TO BE PUBLISHED IN ACCORDANCE WITH LAW; PROVIDING THAT THIS

ORDINANCE WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY OF MARGATE, FLORIDA, AT THE NOVEMBER 6, 2018 GENERAL ELECTION, AND SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 2018-3

**A motion was made by Vice Mayor Caggiano, seconded by Commissioner Ruzzano, that this Ordinance, Second Reading, be approved.**

COMMISSIONER PEERMAN discussed the history of this item.

VICE MAYOR CAGGIANO discussed the voting history when this item was previously on the ballot.

MS. SONABEND said she was in favor of term limits.

BERTHA E. SMITH, 569 BANKS ROAD said she was in favor of term limits.

MR. POPOVIC said he was in favor of term limits.

MAYOR SCHWARTZ discussed the agenda item.

COMMISSIONER PEERMAN explained that elections moved from March to November because March favored the incumbents.

MR. LUGO said he was not in favor of this item.

MRS. JONES discussed the agenda item and City Commission corruption.

Discussion ensued on corruption.

COMMISSIONER PEERMAN discussed comments by Julie Jones about City Commissioners not being corrupt.

MR. ARTNER said he was in favor of this item.

MR. YOKLAVICH asked about the agenda item.

Discussion ensued on whether another Commissioner could run in another Seat.

INTERIM CITY ATTORNEY CHEROF said he would look at the Charter concerning term limitations.

Discussion ensued on term limits and staggering of the elections.

INTERIM CITY ATTORNEY CHEROF provided information on resigning from a term early.

RENATA CASTRO, 1534 NW 61ST AVENUE said she was not in favor of this item.

MAYOR SCHWARTZ discussed the item.

JENNIFER D. GILTRAP, 399 SW 65TH AVENUE said she was not in favor of this item.

COMMISSIONER SIMONE said she was not in favor of this item.

VICE MAYOR CAGGIANO said he was in favor of this item.

MS. NEBAUER said she was not in favor of this item.

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

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

**No:** 2 - Commissioner Peerman and Commissioner Simone

- C. [ID 2018-259](#) SUBMITTING TO REFERENDUM AN AMENDMENT TO ARTICLE IV, ENTITLED "CITY MANAGER" AND SPECIFICALLY SECTION 4.08 ENTITLED "POWER AND DUTY OF THE CITY MANAGER OF THE CHARTER OF THE CITY OF MARGATE, FLORIDA, TO ADD "CHIEF OF THE POLICE DEPARTMENT" AND "CHIEF OF THE FIRE RESCUE DEPARTMENT" AND ASSISTANT CITY MANAGER TO THE LIST OF POSITIONS THAT THE CITY COMMISSION RESERVES TO ITSELF THE POWER OF APPOINTMENT, SUSPENSION AND REMOVAL; PROVIDING FOR A NOTICE OF AN ADVERTISEMENT OF THE REFERENDUM ELECTION TO BE PUBLISHED IN ACCORDANCE WITH LAW; PROVIDING THAT THIS ORDINANCE WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY OF MARGATE, FLORIDA, AT THE NOVEMBER 6, 2018 GENERAL ELECTION, AND SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 2018-4

**A motion was made by Vice Mayor Caggiano, seconded by Commissioner Ruzzano, that this Ordinance, Second Reading, be approved.**

COMMISSIONER PEERMAN said she was not in favor of this item.

COMMISSIONER SIMONE said she was not in favor of this item. She handed out information regarding how other Cities handle the Fire Chief and the Police Chief positions.

COMMISSIONER RUZZANO said he was in favor of this item.

VICE MAYOR CAGGIANO said the City Manager would still be giving them the direction.

INTERIM CITY ATTORNEY CHEROF discussed the intent of the item.

Discussion ensued on this item and on Commissioner Simone's handouts.

MAYOR SCHWARTZ said she was in favor of this item.

COMMISSIONER PEERMAN discussed the Assistant City Manager position.

CITY MANAGER MAY discussed the Assistant City Manager position.

MS. SONABEND said she was not in favor of this item.

Discussion ensued on this item.

MR. POPOVIC said he was not in favor of this item.

MR. RICCARDI said he was not in favor of this item.

CITY MANAGER MAY discussed the agenda item.

COMMISSIONER PEERMAN discussed past City staff.

Discussion ensued on past City staff.

MR. ARTNER said he was in favor of this item.

VICE MAYOR CAGGIANO said he was in favor of this item.

MR. DECRISTOFARO said he was not in favor of this item.

MRS. JONES discussed the agenda item.

MS. CASTRO said she was not in favor of this item.

MR. SPAVENTO said he was not in favor of this item.

Discussion ensued on this item.

MS. SMITH said she was not in favor of this item.

MS. GILTRAP said she was not in favor of this item.

Discussion ensued on this item.

MS. NEBAUER said she was not in favor of this item.

ELSA J. SANCHEZ, 6930 NW 15TH STREET said she was not in favor of this item.

MR. LUGO said he was not in favor of this item and term limits. He also read an extract from an article from the Miami Herald.

Discussion ensued on this item.

VICE MAYOR CAGGIANO spoke about the five day work week.

COMMISSIONER SIMONE said that she had concerns about Charter amendments and the length of the Ballot.

MR. YOKLAVICH said he was in favor of this item.

**The motion 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 10:27pm.

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.