



# City of Margate

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

## Meeting Minutes Regular City Commission Meeting

*Mayor Tommy Ruzzano*

*Vice Mayor Arlene R. Schwartz*

*Commissioners:*

*Antonio V. Arserio, Anthony N. Caggiano, Joanne Simone*

*City Manager Cale Curtis*

*City Attorney Janette M. Smith*

*City Clerk Joseph J. Kavanagh*

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Wednesday, December 4, 2019

6:30 PM

Commission Chambers

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### CALL TO ORDER

Commissioner Caggiano was in attendance at 7:46 p.m.

**Present:** 5 - Commissioner Anthony N. Caggiano, Commissioner Joanne Simone, Commissioner Antonio V. Arserio, Vice Mayor Arlene R. Schwartz and Mayor Tommy Ruzzano

In Attendance:

City Manager Cale Curtis  
City Attorney Janette M. Smith  
City Clerk Joseph J. Kavanagh

### ROLL CALL

### INVOCATION

### PLEDGE OF ALLEGIANCE

[ID 2019-613](#) SOPHIA RUZZANO

### 1) PRESENTATION(S)

**A.** [ID 2019-605](#) SWEARING-IN FOR MAYOR TOMMY RUZZANO AND VICE MAYOR ARLENE R. SCHWARTZ.

MAYOR TOMMY RUZZANO said thank you and that he loved serving the City.

VICE MAYOR ARLENE R. SCHWARTZ spoke on this Item and thanked everyone for their attendance at this evening's meeting.

EARLY LEARNING CENTER OF MARGATE JILL HENWORTH did a presentation and spoke of the importance of educating a child in their first five years.

### STUDENTS AND TEACHERS OF THE MONTH

**B.** [ID 2019-485](#) ABUNDANT LIFE CHRISTIAN ACADEMY: DANYELLE ROSEAU (Student);

PATRICIA MCNEIL (Teacher), (Mrs. Stacy Angier, Principal and/or Mrs. Renate Ramirez, Assistant Principal)

ATLANTIC WEST ELEMENTARY: KEIRRA AMARIS JEAN (Student); KRISTY SCHRADEL (Teacher), (Mrs. Diane Eagan, Principal and/or Ms. Jounice Lewis, Assistant Principal)

LIBERTY ELEMENTARY: ALIANA MILLER (Student); JANICE JONES-HARVEY (Teacher),  
(Mr. Matthew Whaley, Principal and/or Ms. Donna Styles, Assistant Principal)

MARGATE ELEMENTARY: SARAH KHAN (Student); SYLVIA ALBA (Teacher),  
(Mr. Thomas Schroeder, Principal and/or Ms. Vicki Flourney, Assistant Principal)

MARGATE MIDDLE: INGRID PINEDA (Student); GERARD SYMONETTE (Teacher),  
(Mrs. Sabine Phillips, Principal and/or Assistant Principal)

RISE ACADEMY SCHOOL OF SCIENCE AND TECHNOLOGY: JUAN MENDOZA (Student),; LINDSEY GOLDMAN-GRANT (Teacher),  
(Adriana Guerra, Principal)

WEST BROWARD ACADEMY: CHEYENNE PINDER (Student); EMILY GOMEZ (Teacher),  
(Mr. Will Pickens, Principal and/or Assistant Principal Mr. Derrick Hugue)

## PRESENTATION(S) - Continued

- C. ID 2019-624** RECOGNITION OF “WAY BACK WHEN ANTIQUES & COLLECTIBLES”  
(Presented to Joey Ruiz, Owner)

WAY BACK WHEN ANTIQUES & COLLECTIBLES OWNER, JOEY RUIZ spoke on this Item.

- D. ID 2019-623** PRESENTATION BY KOMIM

KEEP OUR MONEY IN MARGATE GROUP (KOMIM) ROB REINER OF 110 EAST PALM DRIVE discussed neglected businesses in Margate. He explained that he was in the process of developing a webpage with a directory which would be a way to communicate between the residents and the businesses. He said that the businesses would pay approximately \$200 per year which would give them free unlimited advertising. He explained that other advantages would include discounts for residents and an employment page including an upload for résumés. He asked if they could align themselves with the City Commission for a joint benefit between the City and KOMIM to be the Chamber of Commerce of Margate.

MAYOR TOMMY RUZZANO said that they should get the ball rolling and that he would do whatever he could to help them.

## 2) PUBLIC DISCUSSION

ARTHUR J. KRELL, 6117 EDWARDS ROAD discussed Code violations, the Special

Magistrates meetings and he also referenced East and West Palm Drive.

MR. REINER replied to Mr. Krell's concerns on Code violations pertaining to East and West Palm Drive.

Discussion ensued on Code violations.

RICHARD ZUCCHINI, 380 LAKEWOOD CIRCLE E, #B discussed mental illness and drug addiction. He recommended that the City should open a veterans' care facility for victims of post-traumatic stress disorder (PTSD).

EDWARD A. DECRISTOFARO, 7805 WEST ATLANTIC BOULEVARD congratulated newly elect Mayor Ruzzano and Vice Mayor Schwartz. He explained that the Community Emergency Response Team (CERT) would like to hold their SafetyExpo again in the City on April 25th, 2020.

CONSENSUS was given by the City Commission to bring back an Agenda Item to allow a SafetyExpo event taking place on April 25th, 2020.

### 3) COMMISSION COMMENTS

COMMISSIONER ANTHONY N. CAGGIANO congratulated newly elect Mayor Ruzzano and Vice Mayor Schwartz. He praised the public for attending the Fall Festival and said that he looked forward to seeing people attend the WinterFest. He highlighted a domino tournament at the North West Focal Point Senior Center (NWFPSC).

COMMISSIONER JOANNE SIMONE said that she wished everyone had a wonderful and safe Thanksgiving. She highlighted the forthcoming domino tournament and WinterFest event.

COMMISSIONER ANTONIO V. ARSERIO highlighted the forthcoming WinterFest event and forewarned the public about safety in the neighborhood.

VICE MAYOR ARLENE R. SCHWARTZ explained the order of the month of December's Commission meetings. She spoke about the Christmas light decoration competition and the City's festive events. She suggested that the City do a better job of promoting Margate's events.

MAYOR RUZZANO asked for CONSENSUS from the City Commission to provide free Calypso Cove passes when the park was opened in honor of the public holidays and Christmas time.

Discussion ensued.

CONSENSUS was given by the City Commission to add an Agenda Item to December 11th, 2019 Regular City Commission meeting to discuss distributing free Calypso Cove passes in the Margate Matters newsletter.

CITY ATTORNEY JANETTE M. SMITH congratulated newly elect Mayor Ruzzano and Vice Mayor Schwartz and said that she looked forward to working with them.

CITY CLERK JOSEPH J. KAVANAGH congratulated newly elect Mayor Ruzzano and Vice Mayor Schwartz.

#### 4) CITY MANAGER'S REPORT

CITY MANAGER CURTIS congratulated newly elect Mayor Ruzzano and Vice Mayor Schwartz and that he looked forward to working with them together with the rest of the City Commission. He highlighted a First Responders Have S'More Fun in January 2020 which was a collaborative event with the Coconut Creek and Margate Fire and Police Departments.

#### 5) 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 2019-594](#) RESOLUTION - VACATING, RELEASING, AND ABANDONING AN ACCESS AND UTILITY EASEMENTS AT 3275 NORTH STATE ROAD 7; BRAD P. GLICK, PETITIONER.
- RESOLUTION 19-122
- APPROVED**
- B. [ID 2019-583](#) RESOLUTION - ACCEPTING THE UTILITY EASEMENT DEED AND ACCESS EASEMENT AT 3275 NORTH STATE ROAD 7 FROM BMSB PROPERTY MANAGEMENT GROUP, LLC; PROVIDING FOR MAINTENANCE OF SANITARY SEWER FACILITIES AND AN EASEMENT FOR WATER DISTRIBUTION LINES AND SEWER COLLECTION LINES; PROVIDING FOR A PUBLIC PURPOSE; PROVIDING FOR AN EFFECTIVE DATE.
- RESOLUTION 19-123
- APPROVED**
- C. [ID 2019-588](#) RESOLUTION - ACCEPTING THE UTILITY EASEMENT DEED AND ACCESS EASEMENT FROM KTJZ PARTNERS III, LLC FOR MAINTENANCE OF WATER AND SEWER LINES AND FACILITIES AND AN EASEMENT FOR WATER DISTRIBUTION LINES AND SEWER COLLECTION LINES AT 3251 NORTH STATE ROAD 7; PROVIDING FOR A PUBLIC PURPOSE; PROVIDING FOR AN EFFECTIVE DATE.
- RESOLUTION 19-124
- APPROVED**
- D. [ID 2019-600](#) RESOLUTION - APPROVING CONTRACT AND AWARDED RFP 2020-004 - COMMUNITY SHUTTLE SERVICE TO LIMOUSINES OF SOUTH FLORIDA, INC. FOR PUBLIC TRANSPORTATION SERVICES AT A RATE OF \$47.50 PER HOUR FOR BOTH REGULAR SHUTTLE SERVICES AND SPECIAL EVENTS SHUTTLE SERVICES; PROVIDING FOR A CONTRACT PERIOD OF JANUARY 1, 2020 THROUGH DECEMBER 31, 2022 WITH RENEWAL OPTION FOR TWO ADDITIONAL ONE-YEAR TERMS; AUTHORIZING

ADMINISTRATION TO RENEW OR EXTEND THIS CONTRACT UNDER THE SAME TERMS WITHOUT FURTHER COMMISSION ACTION; PROVIDING FOR EFFECTIVE DATE.

RESOLUTION 19-125

**APPROVED**

## Approval of the Consent Agenda

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

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

## 6) RESOLUTION(S)

- A. [ID 2019-590](#) APPROVING REGULAR CITY COMMISSION MEETING DATES FOR CALENDAR YEAR 2020.

RESOLUTION 19-126

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

COMMISSIONER SCHWARTZ asked if there would be any conflictive dates.

CITY CLERK KAVANAGH advised that his staff had already checked and that there were no conflicts.

**The motion carried as follows:**

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

- B. [ID 2019-602](#) APPROVING AGREEMENT FOR CAPACITY ALLOCATION IN PHASE 1 OF THE C-51 RESERVOIR BETWEEN PALM BEACH AGGREGATES, LLC AND THE CITY OF MARGATE, FLORIDA; PROVIDING FOR A REGIONAL ALTERNATIVE WATER SUPPLY; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 19-127

**A motion was made by Commissioner Caggiano, seconded by Commissioner Simone, that this Resolution, should be approved.**

VICE MAYOR SCHWARTZ asked if there was any additional information.

Discussion ensued.

**The motion carried as follows:**

**Yes:** 4 - Commissioner Caggiano, Commissioner Simone, Commissioner Arserio and Vice Mayor Schwartz

**No:** 1 - Mayor Ruzzano

- C.** [ID 2019-603](#) APPROVING AN AGREEMENT FOR PURCHASE AND SALE OF COMMERCIAL REAL PROPERTY, LOCATED AT 1829, 1831, 1833, 1835, 1837, AND 1839 BANKS ROAD MARGATE, FLORIDA, OWNED BY ABHJ REALTY, LLC, IN THE AMOUNT OF \$918,000, FOR USE AS OFFICE SPACE FOR THE FIRE ADMINISTRATION AND OTHER COMPONENTS OF THE MARGATE FIRE DEPARTMENT; AUTHORIZING ASSOCIATED COSTS TO INCLUDE BUT NOT BE LIMITED TO INSPECTIONS, APPRAISAL, CLOSING COSTS, TITLE, INSURANCE, OFFICE EQUIPMENT, TECHNOLOGY, AND FURNITURE; AUTHORIZING THE MAYOR AND CITY MANAGER, AND APPROPRIATE CITY OFFICIALS TO EXECUTE THE CONTRACTS AND ANY OTHER APPROPRIATE DOCUMENTS TO COMPLETE THE SALE, AND ACQUISITION ON BEHALF OF THE CITY OF MARGATE; PROVIDING FOR DUE DILIGENCE; PROVIDING FOR EFFECTIVE DATE.

RESOLUTION 19-128

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

VICE MAYOR SCHWARTZ asked the City Manager to explain this Item.

CITY MANAGER CURTIS said that the current price was almost \$10 a square foot less than what they previously looked at two years ago. He said that this facility was finished on the interior such as dropped ceilings and finished floors. He advised that it was the staff's recommendation to approve this agreement.

Discussion ensued.

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

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

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

- A.** [ID 2019-601](#) AN ORDINANCE AMENDING THE CODE OF THE CITY OF MARGATE, FLORIDA, CHAPTER 34 STORMWATER MANAGEMENT UTILITY; PROVIDING FOR BOUNDARIES, DEFINITIONS, AND FEES; ESTABLISHING

THE MONTHLY FEE TO BE PAID FOR THE STORMWATER MANAGEMENT UTILITY FEE EFFECTIVE JANUARY 1, 2020; PROVIDING FOR 5% AUTOMATIC INCREASE BEGINNING OCTOBER 1, 2020 AND EACH OCTOBER 1 THEREAFTER; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Vice Mayor Schwartz, seconded by Commissioner Caggiano, that this Ordinance, First Reading, should be approved. This carried as follows:**

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

- B. [ID 2019-584](#)** AN ORDINANCE OF THE CITY OF MARGATE, FLORIDA, AMENDING APPENDIX-A ZONING; ARTICLE III GENERAL PROVISIONS, SECTION 3.22. ALCOHOLIC BEVERAGES; PROVIDING FOR HOURS OF OPERATION FOR ESTABLISHMENTS LICENSED TO SERVE OR SELL ALCOHOL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Caggiano, seconded by Vice Mayor Schwartz, that this Ordinance, First Reading, should be discussed.**

Discussion ensued.

MARK WEINRUB, 1035 COUNTRY CLUB DRIVE spoke against limiting operational hours pertaining to this Item.

Discussion ensued.

**A motion was made by Commissioner Caggiano, seconded by Mayor Ruzzano, to table this Item.**

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

- C. [ID 2019-585](#)** AN ORDINANCE OF THE CITY OF MARGATE, FLORIDA, AMENDING SECTION 2-78 POWERS AND DUTIES; AMENDING APPENDIX-A ZONING; ARTICLE III GENERAL PROVISIONS, SECTION 3.22. ALCOHOLIC BEVERAGES; ARTICLE VII TRANSIT ORIENTED CORRIDOR - CORRIDOR (TOC-C) DISTRICT, SECTION 7.3 TOC-C CORRIDOR PERMITTED USES; ARTICLE VIII TRANSIT ORIENTED CORRIDOR - GATEWAY (TOC-G) DISTRICT, SECTION 8.4 TOC-G GATEWAY PERMITTED USES; ARTICLE IX TRANSIT ORIENTED CORRIDOR-CITY CENTER (TOC-CC) DISTRICT, SECTION 9.5 TOC-CC CITY CENTER PERMITTED USES; ARTICLE XXI NEIGHBORHOOD BUSINESS B-1 DISTRICT, SECTION 21.3 PERMITTED USES; ARTICLE XXII COMMUNITY BUSINESS B-2 DISTRICT, SECTION 22.3 PERMITTED USES; ARTICLE XXIII LIBERAL BUSINESS B-3 DISTRICT,

SECTION 23.3 PERMITTED USES; ARTICLE XXXV ADULT BOOKSTORES AND ADULT MOTION PICTURE THEATERS, SECTION 35.1 LOCATION RESTRICTED; PROVIDING FOR THE ELIMINATION OF MINIMUM SEPARATION REQUIREMENTS FOR ESTABLISHMENTS LICENSED TO SERVE OR SELL ALCOHOL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Arserio, seconded by Vice Mayor Schwartz, that this Ordinance, First Reading, should be discussed.**

Discussion ensued.

**The motion carried as follows:**

**Yes:** 3 - Commissioner Caggiano, Commissioner Arserio and Mayor Ruzzano

**No:** 2 - Commissioner Simone and Vice Mayor Schwartz

## 8) DISCUSSION AND POSSIBLE ACTION

**A. [ID 2019-610](#) DISCUSSION AND POSSIBLE ACTION - MILITARY SERVICE MEMBER RECOGNITION BANNER PROGRAM.**

CITY MANAGER CURTIS explained that the program would be for active and retired veterans and they would model the same program but tailor make it to any of City's administrative needs. He indicated that it would not be too big of a task and asked the City Commission to allow them to set a fee to cover their costs to producing the banner and administering the program. He estimated the cost at \$100 plus administration costs and advised that the banner would fly for a year and then they would retire it and give it to the applicant.

Discussion ensued.

**A motion was made by Commissioner Caggiano, seconded by Vice Mayor Schwartz, to approve this Item. This carried by the following vote:**

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

**B. [ID 2019-622](#) DISCUSSION AND POSSIBLE ACTION - PRIVATE SPONSORSHIPS AND CONTRIBUTIONS.**

MAYOR RUZZANO discussed \$5,000, \$2,500 and \$1,000 donations for sponsorship at future City events such as displaying a banner.

Discussion ensued.

CITY ATTORNEY SMITH indicated that she would review other cities' policies on handling



sponsorship.

Discussion ensued.

CITY MANAGER CURTIS said he would present a program at a City Commission meeting in January 2020.

## ADJOURNMENT

There being no further business, the meeting adjourned at 9:20pm.

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.

One or more members of the City of Margate advisory boards may be in attendance and may participate at the meeting.