



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

Wednesday, October 7, 2020

5:00 PM

Virtual Meeting
<https://us02web.zoom.us/j/88009980412>
Webinar ID: 880 0998 0412

CALL TO ORDER

ROLL CALL

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

Commissioner Caggiano attended via Zoom

Commissioner Simone attended via Zoom

Commissioner Arserio attended via Zoom

Vice Mayor Schwartz attended via Zoom

Mayor Ruzzano attended in person

City Manager Cale Curtis attended via Zoom

City Attorney Janette M. Smith attended in person

City Clerk Joseph J. Kavanagh attended in person

MOMENT OF SILENCE - INVOCATION

PLEDGE OF ALLEGIANCE

CITY CLERK JOSEPH J. KAVANAGH read a statement pertaining to the City's virtual public meeting pursuant to the Sunshine Law and Governor DeSantis' Executive Order.

1) PRESENTATION(S)

PROCLAMATION(S)

- A. [ID 2020-355](#) NATIONAL HISPANIC HERITAGE MONTH - SEPTEMBER 15 TO OCTOBER 15, 2020 (presented to Mike Garcia, Chair of The Hispanic Vote of Broward County)

COMMISSIONER ANTONIO V. ARSERIO thanked Mayor Ruzzano for making a Proclamation for Hispanic Heritage Month and also thanked Mr. Garcia and his Board for everything they did in the community.

COMMISSIONER ANTHONY N. CAGGIANO echoed Commissioner Arserio's comments and also thanked Mr. Garcia for having an organization that was non-partisan.

VICE MAYOR ARLENE R. SCHWARTZ echoed the sentiments made by the previous City Commissioners.

COMMISSIONER JOANNE SIMONE congratulated the Hispanic community on celebrating the National Hispanic Heritage month and said that they played a key part in society and also thanked them for their contributions.

CHAIR OF THE HISPANIC VOTE OF BROWARD COUNTY CHAIR MIKE GARCIA thanked Margate and the City Commission for giving them this proclamation.

MAYOR TOMMY RUZZANO explained that Margate just received some additional Community Development Block Grant (CDBG) funding and any questions could be directed to the City on how those funds could be disbursed. He hoped that the City would also be receiving some County funding.

CHAIR OF THE HISPANIC VOTE OF BROWARD COUNTY CHAIR GARCIA asked the City to provide any literature that they wanted them to disseminate which would be uploaded onto their Facebook page.

Discussion ensued.

- B. [ID 2020-357](#) FLORIDA CITY GOVERNMENT WEEK - OCTOBER 19-25, 2020
- C. [ID 2020-359](#) DOMESTIC VIOLENCE AWARENESS MONTH - OCTOBER, 2020 (presented to Tara Arena, Margate Police Department, Victim Advocate)
- D. [ID 2020-360](#) FIRE PREVENTION WEEK - OCTOBER 4-10, 2020 (presented to Roberto Lorenzo, Fire Department, Fire Chief)
- E. [ID 2020-361](#) BREAST CANCER AWARENESS MONTH - OCTOBER, 2020

2) PUBLIC DISCUSSION

CITY CLERK JOSEPH J. KAVANAGH read an email from Andrea Grunfelder, 5100 SW 11 Street, pertaining to the City Commission's distribution of the Coronavirus Aid, Relief, and Economic Security (CARES) Act funds.

MAYOR RUZZANO responded to Ms. Grunfelder's comments.

CITY MANAGER CALE CURTIS responded to Ms. Grunfelder's comments and said that they would discuss this Item in more detail under 6B. He also spoke about maximizing reimbursements.

CITY CLERK JOSEPH J. KAVANAGH explained the protocol for submitting a Public Discussion.

RICHARD ZUCCHINI, 380 LAKEWOOD CIRCLE E, #B read a statement pertaining to Margate's total ad valorem property tax revenue of 24.9 million.

CITY ATTORNEY JANETTE M. SMITH advised that the current virtual meetings Order was due to expire on November 1st at 12:01am.

3) COMMISSION COMMENTS

COMMISSIONER CAGGIANO stated that masks saved lives.

COMMISSIONER SIMONE thanked Public Works Director Collins for trying to get the lights installed off of Margate Boulevard and said that he did a tremendous job working with Florida Power & Light Company (FPL). She informed that Southeast Park was now reopened and that there would be a ceremonial ribbon cutting tomorrow and explained the reason why she would not be present.

COMMISSIONER ARSERIO said that he was excited about the reopening of Southeast Park and discussed the same. He highlighted the importance of Fire Prevention Week 2020 and referenced having a safety plan in place. He also spoke of the importance of health screens. He said that he was made aware of a potential Police Review Board being created by Broward County and requested an update on the same.

CHIEF OF POLICE, JON SHAW explained that the Broward County Chiefs of Police Association (BCCPA) had been working in unison with the County to try to come to an agreement for them having some type of input on the Board. He said that once he received more information, he would report it to the City Commission.

COMMISSIONER ARSERIO discussed the last Budget Hearing where it was suggested that the City Commission should give up their telephone allowance and referenced Commissioner Simone.

COMMISSIONER SIMONE responded to Commissioner Arserio's comments.

CITY KAVANAGH read a public comment by Mary Parrish of 6791 NW 7th Court alleging certain activities by Mayor Ruzzano.

MAYOR RUZZANO responded to Ms Parrish's comments. He provided an update on the Mayors' phone call and said that they were still waiting for The CARES Act money that was given to Broward County. He asked for CONSENSUS from the City Commission for the City staff to write a letter to Broward County to inquire how the CARES Act money was being spent and referenced \$340,000,000.

Discussion ensued on the CARES Act money.

CONSENSUS was given by City Commission.

VICE MAYOR SCHWARTZ responded to Commissioner Simone's comments pertaining to the telephone allowance and said that she did not receive \$200 every two years as she paid for her own cellphone. She was thrilled with Southeast Park's reopening. She reminded everyone that school was reopening. She read a public service announcement pertaining to the elections and referenced political emails. She asked people to stay safe and referenced mask wearing.

MAYOR RUZZANO highlighted the forthcoming Tree Giveaway event. He discussed Halloween and said that they should educate people and recommended that they leave the candy on the front patio to minimize contact. He said that a seafood restaurant would be opening in Margate.

4) CITY MANAGER'S REPORT

CITY MANAGER CALE CURTIS announced the upcoming opening of Crafty Crab in Margate. He discussed the FPL approval of the street lights on seven cul-de-sacs off Margate Boulevard and that they have been provided with a preliminary schedule to commence in February 2021. He also discussed the forthcoming Trunk or Treat Car Pool Cinema for Halloween which would be held on the East side of 441 on the CRA property and would require pre-registration.

COMMISSIONER ARSERIO discussed the benefits of LED lighting in the City.

Discussion ensued.

CITY MANAGER CALE CURTIS highlighted tomorrow's grand reopening at Southeast Park.

Discussion ensued on Southeast Park.

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 2020-336](#) RESOLUTION - APPROVING THE REMETERING AGREEMENT WITH HTG ARBOR VIEW, LLC, FOR ARBOR VIEW LOCATED AT 3100 NORTH STATE ROAD 7, MARGATE, FLORIDA.

RESOLUTION 20-075

APPROVED

- B. [ID 2020-344](#) RESOLUTION - APPROVING A DONATION OF \$1,500.00 TO "THE MARGATE POLICE EXPLORER PROGRAM POST #97; PROVIDING FOR FUNDING FROM THE LAW ENFORCEMENT TRUST FUND

RESOLUTION 20-076

APPROVED

- C. [ID 2020-349](#) RESOLUTION - APPROVING SETTLEMENT OF THE CLAIM OF REX EILAND AGAINST THE CITY OF MARGATE FOR \$45,000 WITHOUT ADMISSION OF LIABILITY.

RESOLUTION 20-077

APPROVED

- D. [ID 2020-358](#) RESOLUTION - APPROVING AMENDMENT NO. 5 TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF COCONUT CREEK AND THE CITY OF MARGATE PROVIDING FOR DELIVERY OF EMERGENCY MEDICAL AND FIRE PROTECTION SERVICES; PROVIDING FOR AN INCREASE IN FEES TO BE PAID TO THE CITY OF MARGATE; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 20-078

APPROVED

- E. [ID 2020-362](#) RESOLUTION - TERMINATING FOR CONVENIENCE AN AGREEMENT WITH WASTE MANAGEMENT INC. OF FLORIDA FOR RECYCLING DISPOSAL AND PROCESSING AND DIRECTING WASTE MANAGEMENT TO DELIVER THE CITY'S RECYCLABLE MATERIALS TO THE WHEELABRATOR WASTE-TO-ENERGY FACILITY.

RESOLUTION 20-079

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 2020-327](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING APPOINTMENT OF _____ TO THE FIVE MEMBER MARGATE BOARD OF ADJUSTMENT FOR A TERM COMMENCING OCTOBER 8, 2020 - MARCH 24, 2021.

RESOLUTION 20-080

COMMISSIONER CAGGIANO spoke on this Item.

A motion was made by Commissioner Caggiano, seconded by Commissioner Arserio, to insert the name TODD ANGIER.

COMMISSIONER ARSERIO spoke on this Item and said that the suggested appointee was a fine choice.

Discussion ensued.

VICE MAYOR SCHWARTZ spoke on this Item.

MAYOR RUZZANO spoke on this Item.

The motion carried by the following vote:

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

- B.** [ID 2020-337](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING THE SUBAWARD AGREEMENT WITH BROWARD COUNTY FOR CARES ACT FUNDING; AUTHORIZING CITY MANAGER OR HIS DESIGNEE TO TAKE ALL STEPS NECESSARY AND TO EXECUTE ALL DOCUMENTS NECESSARY TO PROVIDE FOR THE CITY'S ALLOCATION OF CARES ACT FUNDING FROM BROWARD COUNTY; AUTHORIZING MAYOR AND CITY MANAGER TO EXECUTE AMENDMENTS TO THE SUBAWARD AGREEMENT; PROVIDING FOR PARTICIPATION IN SMALL BUSINESS ASSISTANCE AND/OR RENTAL ASSISTANCE PROGRAMS ADMINISTERED BY THIRD PARTIES WITHOUT FURTHER COMMISSION ACTION; PROVIDING FOR ADJUSTMENT BY THE CITY MANAGER OR HIS DESIGNEE OF FUNDING IN CATEGORIES OF REIMBURSEMENT WITHOUT FURTHER COMMISSION ACTION; PROVIDING FOR CARES ACT BUDGET AMENDMENT OR TRANSFER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 20-081

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

An amendment was made by Commissioner Simone, seconded by Vice Mayor Schwartz, to remove the wording referencing the City Manager designee, remove wording authorizing the Mayor and let it be authorized by the City Manager, and any decisions should come in front of the City Commission.

Discussion ensued.

CITY MANAGER CURTIS explained this Item.

CITY ATTORNEY JANETTE M. SMITH sought clarification on Commissioner Simone's amendment.

Discussion ensued.

Vice Mayor Schwartz removed her second.

Discussion ensued.

The original motion was approved as follows:

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

No: 1 - Commissioner Simone

- C.** [ID 2020-345](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, OPPOSING A BROWARD COUNTY CHARTER AMENDMENT TO BE PLACED ON THE NOVEMBER 2020 GENERAL ELECTION BALLOT THAT WOULD ALLOW THE COUNTY TO SUPERSEDE CITY ZONING AND OTHER ORDINANCES WHICH WOULD OTHERWISE BE APPLICABLE TO COUNTY PROJECTS TO BE LOCATED WITHIN MUNICIPALITIES WHICH PROJECTS ARE, IN WHOLE OR IN PART, TO BE FUNDED BY TRANSPORTATION SURTAX FUNDING, ON LANDS OWNED OR LEASED BY THE COUNTY WHICH LANDS ARE LOCATED WITHIN MUNICIPALITIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 20-082

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

MAYOR RUZZANO explained Broward County's involvement in this Item.

COMMISSIONER ARSERIO spoke on this Item.

The motion carried by the following vote:

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

- D.** [ID 2020-348](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING LETTER OF AGREEMENT AND CONTRACT WITH THE UNIVERSITY OF NORTH FLORIDA TRAINING AND SERVICES INSTITUTE, INC., D/B/A INSTITUTE OF POLICE TECHNOLOGY AND MANAGEMENT (IPTM) AS PART OF THE FLORIDA DEPARTMENT OF TRANSPORTATION BICYCLE PEDESTRIAN FOCUSED INITIATIVE HIGH VISIBILITY ENFORCEMENT PROJECT; PROVIDING FOR REIMBURSEMENT IN AN AMOUNT NOT TO EXCEED \$12,546.00.

RESOLUTION 20-083

A motion was made by Vice Mayor Schwartz, seconded by Commissioner Caggiano, that this Resolution, should be approved. The motion carried as follows:

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

- E. [ID 2020-352](#)** A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, REQUESTING TO PURCHASE AUDIO/VIDEO EQUIPMENT FOR COMMISSION CHAMBERS APPROVING ACQUISITION OF DISPLAYS, VIDEO SWITCHING & CONTROL SYSTEM, AUDIO SYSTEM AND MISCELLANEOUS HARDWARE UTILIZING EXISTING STATE OF FLORIDA CONTRACT 52161500-ACS-16-1, AND APPROVING WAIVING OF BIDDING TO MAINTAIN STANDARDIZATION AND FOR SPECIAL CONDITIONS DUE TO COVID-19, WITH A COST NOT TO EXCEED \$75,000, PROVIDING FOR SUBMISSION FOR REIMBURSEMENT FROM CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT FUNDING.

RESOLUTION 20-084

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

COMMISSIONER ARSERIO spoke in favor of this Item.

COMMISSIONER SIMONE highlighted a concern from a resident on the cost of the equipment.

COMMISSIONER CAGGIANO responded to Commissioner Simone's comments.

Discussion ensued on the distribution of the CARES Act money and helping residents.

The motion carried as follows:

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

MAYOR RUZZANO discussed Superintendent of Broward County Schools, Robert Runcie's proposal of the possibility of nurses being in some of the schools. He indicated that Broward County wanted the cities to fund this from their CARES Act money and asked City Manager Curtis to investigate the same as he was concerned who would be paying for this next year.

Discussion ensued.

CITY MANAGER CURTIS said that he would research this matter and revert back to the

City Commission.

ADJOURNMENT

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

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.

This meeting shall be held in accordance with City of Margate Resolution 20-028.

On September 30, 2020, Governor DeSantis issued Executive Order 20-246, extending Executive Order 20-69, as extended by Executive Orders 20-112, 20-123, 20-139, 20-150 and amended by Executive Orders 20-179 and 20-193, until 12:01 a.m. November 1, 2020.

Consistent with the authority contained in the Governor's Executive Orders, and in order to ensure the health, safety, and welfare of the City of Margate's residents and employees, the City of Margate finds that it is in the best interest of the City of Margate to hold this virtual public meeting.

THROUGH THE CITY'S WEBSITE:

Go to www.margatefl.com

Go to "Agendas & Minutes" > Find the respective meeting date and click "Agenda Summary" to view the agenda items and see the Zoom meeting website address

THROUGH COMCAST CHANNEL 78:

If you are a Comcast/Xfinity customer, please go to Channel 78 to view the meeting.

PRIOR to the start of the meeting, email Public Comments to JKKAVANAGH@MARGATEFL.COM (all public comments that are three (3) minutes or less will be read into the record.)

ALTERNATE OPTION FOR VIEWING AND PARTICIPATING IN THE MEETING:**THROUGH ZOOM TECHNOLOGY:****Instructions for Attendees\Participants:**

Topic: "Virtual Meeting - Margate Regular City Commission Meeting"

Enter the following link to join the webinar: <https://us02web.zoom.us/j/88009980412>

Telephone:

Dial (for higher quality, dial a number based on your current location):

US: 1-669-900-6833 or 1-929-205-6099

Webinar ID: 880 0998 0412

To virtually raise hand and be acknowledged to speak:

1. Users who call in can dial *9 to raise their hand
2. If going through mobile (phone/tablet) app, to raise hand select "Participants", then see option to raise hand.
3. On the computer users should click "Participants" then see option to raise hand
4. Once you have been selected to speak, you will be prompted to unmute your device or stay muted.