



# 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 Antonio V. Arserio*  
*Commissioners:*

*Anthony N. Caggiano, Tommy Ruzzano, Joanne Simone*

*City Manager Cale Curtis*  
*Interim City Attorney Weiss Serota Helfman Cole & Bierman*  
*City Clerk Joseph J. Kavanagh*

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Wednesday, August 18, 2021

6:30 PM

Commission Chambers and Zoom.us

Webinar ID: 853 5017 4336

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<https://us02web.zoom.us/j/85350174336>

### CALL TO ORDER

### ROLL CALL

**Present:** 4 - Commissioner Anthony N. Caggiano, Commissioner Tommy Ruzzano, Vice Mayor Antonio V. Arserio and Mayor Arlene R. Schwartz

**Absent:** 1 - Commissioner Joanne Simone

Mayor Schwartz attended in person.

Vice Mayor Arserio attended via Zoom.

Commissioner Caggiano attended in person.

Commissioner Ruzzano attended in person.

City Manager Curtis attended in person.

Interim City Attorney Tolces attended in person.

City Clerk Kavanagh attended in person.

### MOMENT OF SILENCE - INVOCATION

### PLEDGE OF ALLEGIANCE

#### 1) PRESENTATION(S)

- A. [ID 2021-335](#) 10TH ANNUAL ACADEMIC SCHOLARSHIPS BY CITY OF MARGATE, IN PARTNERSHIP WITH WASTE MANAGEMENT  
(Awarded to Jetty Porter, enrolled at University of Miami, and Matthew Miller, enrolled at Embry Riddle Aeronautical University)

#### 2) PUBLIC DISCUSSION

DISTRICT PRESIDENT FOR CITY OF MARGATE FIRE FIGHTERS, LIEUTENANT KEVIN DELACOVA, read a statement explaining why the City should rethink and revisit the contract talks with the Broward Sheriff's Office (BSO).

COMMISSIONER TOMMY RUZZANO responded to Lt. DeLaCova's comments and highlighted his concern over the cost of BSO's contract.

MAYOR ARLENE R. SCHWARTZ discussed a recent Cooper City meeting pertaining to BSO.

Discussion ensued.

VICE MAYOR ANTONIO V. ARSERIO spoke on this matter. He suggested that Mayor Schwartz could send a letter to BSO.

Discussion ensued on the meeting that took place in Cooper City with BSO contracted municipalities and the Fire Department situation between Coconut Creek and Margate.

JOHN HALL, 6421 FRENCH ANGEL TERRACE, said that this was his 10th annual visit to stand before the City Commission and repeated his request for some assistance in solving the traffic problem near a school in Coral Bay.

COMMISSIONER RUZZANO responded to Mr. Hall's comments. He believed that this matter needed to be addressed.

VICE MAYOR ARSERIO addressed Mr. Hall's comments.

MAYOR SCHWARTZ explained that she hoped that something would have been done after speaking with Coral Springs' Mayor Brook last year.

Discussion ensued.

CITY CLERK JOSEPH J. KAVANAGH read an email from Mitchell Pellecchia, 6890 NW 9th Street, which highlighted unused marked City cruisers, awarding overtime to Police Officers and speed limits in Margate's roads and referenced the issue of tickets.

TRACY VAN WINKLE, 1020 SW 61ST AVENUE questioned the lack of presence of Police Officers directing traffic by Margate schools and highlighted the long lines.

CITY MANAGER CALE CURTIS responded to Ms. Van Winkle's concerns and explained that there was a shortage of bus drivers.

COMMISSIONER RUZZANO responded to Ms. Van Winkle's concerns.

COMMISSIONER ANTHONY N. CAGGIANO discussed the school traffic.

Discussion ensued on the traffic.

### **3) COMMISSION COMMENTS**

COMMISSIONER CAGGIANO asked drivers to be careful with kids on the roads.

COMMISSIONER RUZZANO echoed Commissioner Caggiano's comments on children returning to school and wished everyone the best.

VICE MAYOR ARSERIO asked everyone to be safe, social distance, wear a mask and encouraged people to get vaccinated.

MAYOR SCHWARTZ referenced children walking home from school and requested drivers not to park over the sidewalk. He questioned the City Manager for the next steps on the City's canals. She forewarned that there would be a very large Police presence by Abundant Life on Friday due to a funeral for Fort Lauderdale Officer Sepot.

CITY MANAGER CURTIS provided an update on the City's canals.

COMMISSIONER CAGGIANO said that a ticket of \$183.50 could be issued at a "no stopping" sign in a front of a school.

#### 4) CITY MANAGER'S REPORT

CITY MANAGER CURTIS expressed his sincere condolences to the Sepot family. He was excited to announce the return of live music in the City's downtown area from September which would be held on the first Saturday of every month.

#### 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 2021-299](#) MOTION - APPROVAL OF CITY COMMISSION MINUTES: JUNE 2, 2021 - REGULAR CITY COMMISSION MEETING; JUNE 7, 2021 - CITY COMMISSION WORKSHOP; JUNE 16, 2021 - REGULAR CITY COMMISSION MEETING.

**APPROVED**

#### Approval of the Consent Agenda

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

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

**Absent:** 1 - Commissioner Simone

#### 6) RESOLUTION(S)

- A. [ID 2021-332](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING AWARD OF RFP 2021-005 - CITYWIDE LAWN AND ATHLETIC FIELD MAINTENANCE SERVICES AND AUTHORIZING EXECUTION OF AGREEMENTS BETWEEN THE CITY OF MARGATE AND BRIGHTVIEW LANDSCAPE SERVICES, LLC FOR AREA "A" AND AREA "B"; SFM LANDSCAPE SERVICES, INC. FOR AREA "C"; LANDSCAPE SERVICE PROFESSIONALS, INC. FOR AREA "D" AND AREA "E"; PROVIDING FOR AWARD OF EACH FIRM'S INDIVIDUAL ADDITIONAL SERVICES PRICING AS SUBMITTED IN RESPONSE TO THE RFP; PROVIDING FOR A

THREE-YEAR TERM WITH AN OPTION FOR ONE ADDITIONAL THREE-YEAR RENEWAL TERM; PROVIDING FOR ADMINISTRATIVE RENEWAL OF THE AGREEMENTS AFTER THE INITIAL TERM; PROVIDING FOR AN OCTOBER 1, 2021 EFFECTIVE DATE.

RESOLUTION 21-058

**A motion was made by Commissioner Caggiano, seconded by Vice Mayor Arserio, to approve this Resolution.**

MAYOR SCHWARTZ explained that she looked at each item and referenced contracts and removal fees.

Discussion ensued.

PARKS AND RECREATION DIRECTOR MICHAEL A. JONES spoke on this Item and said that he had confidence in each of the vendors selected to do a good job.

**The motion carried as follows:**

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

**Absent:** 1 - Commissioner Simone

## 7) ORDINANCE(S) - FIRST READING

- A. [ID 2021-250](#) AN ORDINANCE OF THE CITY OF MARGATE, FLORIDA PROVIDING FOR EXCLUSIVE FRANCHISE AGREEMENT FOR SOLID WASTE AND RECYCLING COLLECTION SERVICES; PROVIDING FOR INCLUDING CERTAIN MULTIFAMILY DWELLINGS; PROVIDING FOR TERM OF AGREEMENT FROM FEBRUARY 1, 2022 THROUGH SEPTEMBER 30, 2029; PROVIDING FOR CITY'S OPTION TO RENEW FOR UP TO TWO ADDITIONAL TWO YEAR PERIODS; PROVIDING FOR CONTRACTOR'S EXCLUSIVE FRANCHISE AND EXEMPTIONS; PROVIDING FOR CONTRACTOR'S COLLECTION SERVICES; PROVIDING FOR CONTRACTOR'S RESPONSIBILITIES PRIOR TO COMMENCEMENT AND ROUTES; PROVIDING FOR CONTRACTOR'S SERVICES FOR THE CITY; PROVIDING FOR OPERATIONS DURING STORMS; PROVIDING FOR COLLECTION PROCEDURES; PROVIDING FOR LOCAL OFFICE; PROVIDING FOR COMPLAINTS; PROVIDING FOR MULTIFAMILY AND COMMERCIAL SOLID WASTE CONTRACTS; PROVIDING FOR COLLECTION CONTAINERS; PROVIDING FOR RATES, BILLING AND COLLECTIONS; PROVIDING FOR PAYMENTS TO THE CITY; PROVING FOR PAYMENTS TO THE CONTRACTOR; PROVIDING FOR TIPPING FEES AND ADMINISTRATIVE CHARGES, PROVIDING FOR CONTRACTOR'S VEHICLES, EQUIPMENT, AND PERSONNEL; PROVIDING FOR DESIGNATED FACILITIES AND OWNERSHIP OF WASTE MATERIALS,

PROVIDING FOR RECORD KEEPING AND REPORTING, PROVIDING FOR TERMINATION AND DEFAULT; PROVIDING FOR GENERAL TERMS AND CONDITIONS; PROVIDING FOR INSURANCE, NOTICES AND MISCELLANEOUS PROVISIONS; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

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

MAYOR SCHWARTZ referenced recycling and asked if they were going to burn it all.

REPUBLIC SERVICES, INC., MUNICIPAL SALES MANAGER, JOANNE STANLEY explained that it was a directive from the City. She advised that the City contracted separately with the processing and burn facilities and it was up to Margate what they decided to do with that waste. She introduced the Republic Services, Inc. staff and thanked the City employees.

Discussion ensued.

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

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

**Absent:** 1 - Commissioner Simone

- B.** [ID 2021-318](#) AN ORDINANCE OF THE CITY OF MARGATE, FLORIDA, AMENDING CHAPTER 23 - LANDSCAPING, AMENDING SECTION 23-5 MATERIALS, INSTALLATION AND IRRIGATION REQUIREMENTS, AND SECTION 23-12 MAINTENANCE OF LANDSCAPING; PROVIDING FOR YEAR-ROUND LANDSCAPE IRRIGATION CONSERVATION MEASURES OF FLORIDA ADMINISTRATIVE CODE CHAPTER 40E-24; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

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

CITY MANAGER CURTIS explained that the City was marrying the language to reflect the changes that South Florida Water Management District had made in their Ordinances.

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

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

**Absent:** 1 - Commissioner Simone

#### **4) CITY MANAGER'S REPORT CONTINUED**

CITY MANAGER CURTIS sought CONSENSUS to draft a letter to the Interim Superintendent, Vickie Cartwright, at Broward County Public Schools on behalf of the City Commission pertaining to the condition of one of their schools in Margate.

VICE MAYOR ARSERIO questioned if the City had tried to reach out to BSO pertaining to the future of Margate's Fire Department and suggested writing a letter.

Discussion ensued.

CITY MANAGER CURTIS said that he would reach out on behalf of the City and see if BSO was interested in attending the offices to address these questions or have a meeting with himself.

Discussion ensued on the proposed draft letter to Broward County Schools.

CONSENSUS was given by the City Commission to draft a letter to Broward County Schools to address concerns at Margate Elementary.

#### **ADJOURNMENT**

There being no further business, the meeting adjourned at 7:48pm.

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.

The City of Margate will be holding this meeting through the use of electronic communication. Members of the public are invited to join the City of Margate meeting by accessing the meeting through Zoom using Webinar ID: 853 5017 4336 or can call in via telephone by calling one of the following phone numbers: US: +1 312 626 6799 or +1 929 205 6099.

- A copy of the Agenda for this Meeting is posted on [www.MargateFL.com](http://www.MargateFL.com) and on the main bulletin board outside City Hall located at 5790 Margate Blvd, Margate, FL 33063.

- Any comments related to any item on the agenda can be submitted to the City of Margate via the following e-mail address: [JJKAVANAGH@margatefl.com](mailto:JJKAVANAGH@margatefl.com).

THROUGH THE CITY'S WEBSITE:

Go to [www.margatefl.com](http://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

PRIOR to the start of the meeting, email Public Comments to [JJKAVANAGH@margatefl.com](mailto:JJKAVANAGH@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 "

Enter the following link to join the webinar: <https://us02web.zoom.us/j/85350174336>

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

US: +1 312 626 6799 or +1 929 205 6099

Webinar ID: 853 5017 4336

To virtually raise hand and be acknowledged to speak:

1. Users who call in can dial \*9 to raise their hand and dial \*6 to toggle mute/unmute
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.