



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
City Attorney Janette M. Smith
City Clerk Joseph J. Kavanagh

Wednesday, December 2, 2020

5:00 PM

Virtual Meeting
<https://us02web.zoom.us/j/88378527351>
Webinar ID: 883 7852 7351

CALL TO ORDER

MOMENT OF SILENCE - INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

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

Commissioner Caggiano attended via Zoom

Commissioner Simone attended via Zoom

Commissioner Ruzzano attended in person

Vice Mayor Arserio attended via Zoom

Mayor Schwartz attended in person

City Manager Curtis attended in person

City Attorney Smith attended in person

City Clerk Kavanagh attended in person

CITY CLERK JOSEPH J. KAVANAGH read a statement pertaining to the virtual public meeting pursuant to the City's Emergency Ordinance 2020-6 and Governor DeSantis' Executive Order.

1) PRESENTATION(S)

A. ID 2020-439 SWEARING-IN FOR MAYOR ARLENE R. SCHWARTZ AND VICE MAYOR

ANTONIO V. ARSERIO.

COMMISSIONER ANTONIO V. ARSERIO asked Commissioner Caggiano to swear him in.

STUDENTS AND TEACHERS OF THE MONTH

B. [ID 2020-438](#) ABUNDANT LIFE CHRISTIAN ACADEMY: EMERY JACKSON (Student); RAMONA MCCLOUD (Teacher), (Mrs. Stacy Angier, Principal and/or Mrs. Renate Ramirez, Assistant Principal)

ATLANTIC WEST ELEMENTARY: JUDITH JOSEPH (Student); ALEJANDRA GONZALEZ (Teacher), (Dr. Latonya Cooper, Assistant Principal)

LIBERTY ELEMENTARY: ANILA ZAMAN (Student); DANIELLE RODRIGUEZ-GASPARD (Teacher), (Mr. Matthew Whaley, Principal and/or Ms. Donna Styles, Assistant Principal)

MARGATE ELEMENTARY: SEBASTIAN DELGADO (Student); DR. WENDY SCHAAL (Teacher),
(Mr. Thomas Schroeder, Principal and/or Ms. Vicki Flournoy, Assistant Principal)

MARGATE MIDDLE: THATHIAYANNE ETIENNE (Student); LUCIA WILLIAMS (Teacher),
(Mrs. Sabine Phillips, Principal and/or Assistant Principal)

PHYL'S ACADEMY PREPARATORY SCHOOL: ADOBEA YAMOA (Student); ROSE COLAHAR (Teacher), (Dr. Jan Codling, Principal)

RISE ACADEMY SCHOOL OF SCIENCE AND TECHNOLOGY: AJAY PAWAR (Student); TRISHA KING (Teacher), (Dr. Adriana Guerra, Principal)

WEST BROWARD ACADEMY: MICKEELAH FOSTER (Student); GEMARA RANDALL (Teacher),
(Mr. Derrick Hugue, Principal and/or Assistant Principal Ms. Rossana Padron)

2) PUBLIC DISCUSSION

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

There was no Public Discussion.

3) COMMISSION COMMENTS

COMMISSIONER ANTHONY N. CAGGIANO hoped everyone had a good Thanksgiving and highlighted the spike in Coronavirus disease (COVID-19) numbers and asked people to wear masks in public. He thanked the City Clerk's Office for the beautiful pictures pertaining to the Students and Teachers of the Month presentation.

COMMISSIONER JOANNE SIMONE hoped everyone had a wonderful Thanksgiving. She congratulated Battalion Chief Phillips for receiving The 2020 Dave Foster Paramedic of the

Year Award and Fire Captain Pumariega for receiving The 2020 Elizabeth Jordan Educator of the Year Award. She asked everyone to continue to stay well.

COMMISSIONER TOMMY RUZZANO thanked Parks and Recreation, Public Works and the City for Margate's tree lighting event. He wished everyone a happy and safe holiday. He requested an update on Winfield Bridge which was linked in with another City project. He explained that he was also asked by a Girl Scout Troop if they could sell cookies on the property of 441.

CITY MANAGER CALE CURTIS said that he would report at the next City Commission pertaining to Winfield Bridge and indicated that the question pertaining to selling cookies on State Road 7/441 would have to be referred to the Community Redevelopment Agency (CRA).

COMMISSIONER RUZZANO congratulated incoming Mayor and Vice Mayor on their new positions. He requested an update on a Margate house that had Code violations and indicated that this may have caused an increase in rodent infestation.

CITY ATTORNEY JANETTE M. SMITH indicated that the property could be excavated which was originally deemed as an unsafe structure.

CITY MANAGER CURTIS provided an update on the property and said that he thought it was appropriate to brief the City Commission individually on any further developments.

Discussion ensued.

VICE MAYOR ANTONIO V. ARSERIO congratulated Mayor Schwartz and hoped that the residents had a wonderful Thanksgiving. He echoed Commissioner Caggiano's comments pertaining to COVID-19 and asked the public to be careful. He referenced a resident's query pertaining to the Neighborhood Stabilization Program (NSP) and Housing Urban Development (HUD) and said that he requested City Manager Curtis to put this on the next City Commission Agenda. He also questioned if they could get assistance from Congressman Ted Deutch.

CITY MANAGER CURTIS responded to Vice Mayor Arserio's comments.

Discussion ensued on assisting the resident.

VICE MAYOR ARSERIO sent good wishes to Bruce Van Der Meulen. He highlighted the forthcoming Shop with a Hero event and explained his disappointment in not attending this year's event but would sponsor a child by donating \$100 to the Police fund. He said that he would also be donating \$150 to the Police Explorers. He also spoke about giving back into the community and explained that he would continue to go above and beyond his two percent Cost of Living Adjustment (COLA). He discussed Coral Bay resident, John Hall, contacting the City pertaining to the traffic at the Charter School at Coral Springs and said that he was waiting to receive all the information before making a decision.

MAYOR ARLENE R. SCHWARTZ wished everybody a happy Thanksgiving and Holiday season. She congratulated Battalion Chief Paul Phillips for receiving the 2020 Dave Foster Paramedic of the Year Award and Fire Captain Carlos Pumariega for his years of service, training and making an impact in the Fire Service. She also said that the Fire Chiefs Association of Broward County Florida (FCABC) would also honor the memory and legacy of former Fire Marshall, Kevin Wilson and she sent her condolences to his family.

She thanked those who attended the City's tree lighting ceremony. She informed that the next City Commission meeting would be on December 9th, 2020 and not on the third Wednesday of this month. She referenced staying safe and advised that as of today, Baptist Hospital was the first in their area to say that they had no more beds and she spoke about the severity of the pandemic. She congratulated Vice Mayor Arserio.

4) CITY MANAGER'S REPORT

CITY MANAGER CURTIS advised that the Coronavirus Aid, Relief, and Economic Security (CARES) Act was still available for rental assistance and small business grants and the application deadline was December 9th. He also informed Vice Mayor Arserio that he continued to have positive dialogue with Mr. Hall and would keep the City Commission updated.

VICE MAYOR ARSERIO volunteered to speak to Coral Springs' City Commission, if needed, pertaining to Mr. Hall.

CITY CLERK JOSEPH J. KAVANAGH congratulated Mayor Schwartz and Vice Mayor Arserio and said that he looked forward to working with them over the next year and wished everyone a safe, happy and joyful holiday.

CITY ATTORNEY SMITH echoed everyone's comments. She congratulated Mayor Schwartz and Vice Mayor Arserio and hoped that they got the opportunity to lead them out of this pandemic and get back to in-person meetings.

Discussion ensued.

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 2020-444](#) RESOLUTION - APPROVING THE SOLE SOURCE ACQUISITION OF TRAFICOP, SITECOP PLUS, SITECOP PLUS MODIFIED, AND SITECOP TRAFFIC CALMING PRODUCTS, INCLUSIVE OF PARTS AND ACCESSORIES, FROM PROFESSIONAL PAVEMENT PRODUCTS, INC.; APPROVING THE ADDITION OF THE LISTED ITEMS TO THE CITY'S APPROVED BLANKET SOLE SOURCE PRODUCTS LISTING; AUTHORIZING WAIVING OF BIDDING TO FACILITATE STANDARDIZATION WITH EXISTING INSTALLATIONS; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 20-100

APPROVED

- B. [ID 2020-443](#) RESOLUTION - APPROVING SETTLEMENT OF THE CLAIM OF VANESSA SILVA a/k/a MARCIA DIAZ AGAINST THE CITY OF MARGATE FOR \$35,000 WITHOUT ADMISSION OF LIABILITY.

RESOLUTION 20-101

APPROVED

Approval of the Consent Agenda

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

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

6) RESOLUTION(S)

- A. [ID 2020-432](#)** A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, URGING THE FLORIDA DEPARTMENT OF TRANSPORTATION TO REVERT BACK TO FDOT'S PRIOR FUNDING AND ADMINISTRATION PRACTICES FOR ALL METROPOLITAN PLANNING ORGANIZATION (MPO) PROJECTS ON LOCAL ROADWAYS.

RESOLUTION 20-102

A motion was made by Commissioner Simone, seconded by Commissioner Caggiano, to approve this Resolution. This carried by the following vote:

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

- B. [ID 2020-435](#)** A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, AUTHORIZING A CHANGE ORDER FOR PARK IMPROVEMENTS AT SOUTHGATE PARK (RFP NO. 2019-008), IN THE AMOUNT OF \$58,161 FOR ADDITIONAL PROJECT RELATED SERVICES AND DELIVERABLES IN EXCESS OF THOSE PREVIOUSLY APPROVED UNDER CITY RESOLUTION 19-089, WHICH AWARDED THE PROJECT TO D.W. RECREATION, INC. IN THE INITIAL AMOUNT OF \$696,868; APPROVING A NEW PROJECT TOTAL NOT TO EXCEED \$755,029; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 20-103

A motion was made by Commissioner Caggiano, seconded by Commissioner Ruzzano, to approve this Resolution.

COMMISSIONER RUZZANO referenced that a portion of this money would go towards resurfacing the basketball court and questioned if it was inspected prior to the bid going out.

PARKS AND RECREATION DIRECTOR MICHAEL A. JONES explained that it was sent out as a Request for Proposal (RFP) and that it was not an engineer design bid build and therefore, they did not do design documents prior to asking for price proposals from the private contractors. He advised that there was no record on the City side of when this was constructed and said that when the Constructor was onsite moving earth, he noticed that it did not have any good structural integrity to it. He explained that if they just re-coated it with the acrylic surfacing similar to Firefighters Park, they would see instant derogation to the surfacing and spider cracks within the first year or two.

Discussion ensued including perimeter fencing, pedestrian gates being installed, Christmas/New Year reopening and requesting a picture slide show of the progress of City projects at future City Commission meetings, which could also be accessed on the City's website.

The motion carried by the following vote:

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

- C. [ID 2020-442](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPOINTING _____ AS THE MUNICIPAL DISTRICT 1 REPRESENTATIVE FOR THE BROWARD METROPOLITAN PLANNING ORGANIZATION FOR THE CITY OF MARGATE.

RESOLUTION 20-104

A motion was made by Commissioner Caggiano, seconded by Mayor Schwartz, to insert the name, Antonio Arserio.

VICE MAYOR ARSERIO said that he would accept this position and hoped that he would gain the confidence of everyone's support.

COMMISSIONER SIMONE read a quote from Romans 12:14.

Discussion ensued including The Metropolitan Planning Organization (MPO) projects and bicycles lanes.

TRACY VAN WINKLE said that bicycle lanes were very dangerous and a waste of money. She queried if the City was doing any projects on Southgate Boulevard.

VICE MAYOR ARSERIO responded to Ms. Winkle's comments pertaining to Southgate Boulevard.

Discussion ensued pertaining to Southgate Boulevard and bicycle lanes.

LAUREN BERACHA, 6950 NW 14TH PLACE expressed her concerns that Commissioner Simone would be overlooked on another position within the City Commission.

COMMISSIONER RUZZANO responded to Ms. Van Winkle comments and also referenced waterway projects and bicycle lanes.

MAYOR SCHWARTZ responded to Ms. Beracha's comments.

The motion carried by the following vote:

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

No: 1 - Commissioner Simone

Discussion ensued on holding a future Workshop on the MPO.

COMMISSIONER SIMONE advised that the next scheduled MPO Board meeting would be in January 2021.

ADJOURNMENT

There being no further business, the meeting adjourned at 6:19pm.

Respectfully submitted,

Transcribed by Salene E. Edwards



Joseph J. Kavanagh, City Clerk

Date: 1/21/21

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.

Per the unanimous approval of Emergency Ordinance 2020-6 on October 30, 2020, the City Commission finds that it is in the best interests of the City Commission, Boards, Committees, City personnel, and citizens and residents of the City to authorize the City Manager to provide for the City Commission, members of the various Boards, Committees, Magistrate, staff, and the public to be able to attend meetings electronically during a declared public health emergency, pursuant to the City's Charter, Chapter 252, Florida Statutes, Section 4 D of Governor DeSantis' Executive Order 20-52, and the City's home rule authority, including that set forth in Article VIII, Section 2(b), Florida Constitution, and Section 166.021, Florida Statutes.

Consistent with the authority contained in the Emergency Ordinance, 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 their best interests to hold this virtual public meeting.

- Therefore, the City of Margate will be holding this virtual 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 www.zoom.us by using Webinar ID: 883 7852 7351 or can call in via telephone by calling one of the following phone numbers: US: 1-669-900-6833 or 1-929-205-6099.
- A copy of the Agenda for this Virtual Meeting is posted on 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.

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

PRIOR to the start of the meeting, email Public Comments to 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/88378527351>

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: 883 7852 7351

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.