



# 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*

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Wednesday, March 3, 2021

6:30 PM

Virtual Meeting  
<https://us02web.zoom.us/j/89933191355>  
Webinar ID: 899 3319 1355

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### 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 via Zoom

City Clerk Kavanagh attended in person

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 2021-082](#) MARGATE FUN DAY (presented to Jameson Turner, Age 3, Margate resident)
- B. [ID 2021-076](#) WOMEN'S HISTORY MONTH - MARCH, 2021 (presented to Captain Laura Sudman - Police Department)

### **STUDENTS AND TEACHERS OF THE MONTH**

- C. [ID 2021-075](#) ABUNDANT LIFE CHRISTIAN ACADEMY: WALTER COCKREHAM (Student); ANA RODRIGUES (Teacher), (Mrs. Stacy Angier, Principal and/or Mrs. Renate Ramirez, Assistant Principal)

ATLANTIC WEST ELEMENTARY: SHILOH BLANC (Student); KHALIMAH RASHED (Teacher), (Mrs. Shereen R. Reynolds, Principal and Dr. Latonya Cooper, Assistant Principal)

LIBERTY ELEMENTARY: NOEMI RAYMUNDO (Student); JODI HOBBS (Teacher), (Mr. Matthew Whaley, Principal and/or Ms. Donna Styles, Assistant Principal)

MARGATE ELEMENTARY: LAZARIA HAYES (Student); HEATHER BRODSKY (Teacher), (Mr. Thomas Schroeder, Principal and/or Ms. Vicki Flournoy, Assistant Principal)

MARGATE MIDDLE: KIERRA STEPHENS (Student); LUCAS MATHEWS (Teacher), (Mrs. Sabine Phillips, Principal and/or Assistant Principal)

PHYL'S ACADEMY PREPARATORY SCHOOL: AUTUMN WILSON (Student); NICOLA DOUSE (Teacher), (Dr. Jan Codling, Principal)

RISE ACADEMY SCHOOL OF SCIENCE AND TECHNOLOGY: TRAVIS VERDULE (Student); LUISA CANO (Teacher), (Dr. Adriana Guerra, Principal)

WEST BROWARD ACADEMY: JOANE JEAN LAURENT (Student); ALEXANDRA BURKOWSKY (Teacher), (Mr. Derrick Hugue, Principal and/or Assistant Principal Ms. Rossana Padron)

- D. [ID 2021-080](#) ~~PRESENTATION FROM BROWARD COUNTY TRANSIT~~

## **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 discussed matters pertaining to Women's History Month. He spoke about the passing of former Margate City Commissioner,

Joseph Varsallone.

COMMISSIONER TOMMY RUZZANO thanked the City Commission and those who attended the grand opening of Margate baseball and requested City Clerk Kavanagh to show a video clip of the event.

Discussion ensued on the opening of Margate's baseball, sports tournaments, Margate soccer awards and showcasing the City's fields and parks.

COMMISSIONER RUZZANO wished his wife and former Margate resident, Rich Popovic, a Happy Birthday. He said that a high school wanted to do a graduation at one of Margate's sports fields. He explained that Michelle's Learning Center would be graduating approximately 12 children in June and they requested the availability of using the covered sports field for this event. He received a telephone call from Tracy, who requested if they could do something for her father, former Chief of Police Bordenkircher.

Discussion ensued.

COMMISSIONER RUZZANO talked with the City Attorney pertaining to the role of the Planning and Zoning (P&Z) Board in making decisions. He inquired that if there were no agenda items, whether they could continue having meetings and said that he would not have a problem if they wanted to consider discussing other matters such as Code Compliance.

Discussion ensued on the future of P&Z Board meetings and the Code Compliance re-write.

COMMISSIONER RUZZANO said that his wife witnessed a domestic violence act in Walmart's parking lot and said that the call did not go through to Margate's non-emergency line and asked City Manager Curtis to look into it.

Discussion ensued.

CITY MANAGER CURTIS said that he would look into the call.

VICE MAYOR ANTONIO V. ARSERIO recognized Happy Women's History Month. He requested that people follow the Centers for Disease Control and Prevention (CDC) guidelines pertaining to the Coronavirus disease (COVID-19).

MAYOR SCHWARTZ discussed vaccines pertaining to COVID-19 and the wearing of masks. She also provided an update of the letter she sent on behalf of Northwest Council of Elected Officials pertaining to vaccines administered by Walmart and Sam's Club. She said that apparently, the letter had gone viral in northeast Broward County and indicated that Publix would also be administering the vaccines but was unsure if they were doing any in close proximity. She said that Daylight Savings was on March 14th.

CITY ATTORNEY JANETTE M. SMITH recognized Happy Women's History Month and that she was extremely proud that the City Commission chose her as their first female City Attorney. She discussed the re-write of the City's Code and that she appreciated all of the volunteer work that was dedicated by every member. She advised that the next Code Workshop would not be for the P&Z Board, but it would be for the next phase when they discussed the Land Use Regulations and Zoning. She said they would seek comments from that P&Z Board at a separate meeting.

Discussion ensued

COMMISSIONER RUZZANO referenced the Palm Lakes Golf Course and sought clarification if it was going for a tax sale.

CITY ATTORNEY SMITH advised that there was a reconsideration application submitted by the buyer pertaining to the Palm Lakes Golf Course. She said that there was a contract, which was unusual. She elaborated that reconsiderations were normally submitted by the seller, but in this case, it was from the buyer. She also highlighted the abatement and lien fines that had accumulated for this property. She recommended that the City looked into what happens with the property and referenced a tax sale.

Discussion ensued on Code Compliance, abatements, liens and the Reconsideration process as it pertained to the Palm Lakes Golf Course.

#### 4) CITY MANAGER'S REPORT

CITY MANAGER CURTIS provided two updates on a new leasing vehicle program with Enterprise and that they received the first shipment of vehicles earlier this week. He also referenced recycling older vehicles.

Discussion ensued on matters pertaining to vehicles including spare parts, leasing and the make and model of the new fleet.

CITY MANAGER CURTIS approved a piggyback contract for replacing the sand at Coral Gate Park and Winfield Park.

COMMISSIONER RUZZANO asked City Manager Curtis for a waterway tour with the City Commission.

Discussion ensued on the waterways.

CITY MANAGER CURTIS said that he would put together a plan and report to the City Commission.

#### 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 2021-071](#) MOTION - ACCEPTING THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED SEPTEMBER 30, 2020.

**APPROVED**

- B. [ID 2021-053](#) RESOLUTION - APPROVING THE REMETERING AGREEMENT WITH CELEBRATION POINTE LLC, TO PROVIDE REMETERING OF WATER METERS ON PROPERTY KNOWN AS CELEBRATION NORTH LOCATED AT 5555 CELEBRATION POINTE LANE, MARGATE, FLORIDA.

RESOLUTION 21-013

**APPROVED**

- C. [ID 2021-081](#) RESOLUTION - APPROVING A STATEWIDE MUTUAL AID AGREEMENT BETWEEN THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT AND THE CITY OF MARGATE; PROVIDING FOR EFFECTIVE DATE

RESOLUTION 21-014

**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

MAYOR SCHWARTZ thanked the Finance Department for the great work on the Comprehensive Annual Financial Report (CAFR).

### 6) RESOLUTION(S)

- A. [ID 2021-056](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING THE AWARD OF BID NO. 2020-006 - PROFESSIONAL DESIGN CRITERIA DEVELOPMENT SERVICES FOR THE BUILDING, DEES AND DEVELOPMENT SERVICES DEPARTMENTS ADMINISTRATION BUILDING TO WALTERS ZACKRIA ASSOCIATES, PLLC; PROVIDING FOR TOTAL AWARDED PROJECT COSTS NOT TO EXCEED \$254,540, WHICH INCLUDES A \$5,000 REIMBURSABLE ALLOWANCE; PROVIDING FOR EXECUTION OF AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 21-015

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

COMMISSIONER RUZZANO asked if this engineering firm would be with the City until the end of the project.

CITY MANAGER CURTIS confirmed that was correct.

Discussion ensued including the permit costs.

**The motion carried as follow:**

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



- B. [ID 2021-073](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, REQUESTING THE FLORIDA DEPARTMENT OF TRANSPORTATION TO CONTINUE DEVELOPMENT OF MOBILITY IMPROVEMENTS ALONG SW 11th STREET WITHIN CITY RIGHT OF WAY, FROM STATE ROAD 7 TO APPROXIMATELY SW 49th TERRACE; FURTHER EXPRESSING ITS INTENT TO TAKE OVER MAINTENANCE OF THE MOBILITY IMPROVEMENTS WITHIN THE CITY RIGHT OF WAY.

RESOLUTION 21-016

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

VICE MAYOR ARSERIO questioned if they were removing the portion in regard to the bike symbol in the lane.

CITY MANAGER CURTIS responded to Vice Mayor Arserio's query and referenced sharrows markers in the road and indicated that a presentation would be made by the Metropolitan Planning Organization (MPO).

Discussion ensued.

COMMISSIONER CAGGIANO read an article pertaining to sharrows.

Discussion ensued.

MPO PROJECT MANAGER FAZAL QUERSHI continued with his presentation pertaining to a project along SW 11th Street from State Road 7 to SW 49th Street.

FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) ENGINEER ROBERT LOPES continued from Mr. Quershi's PowerPoint presentation.

Discussion ensued including a question and answer session between the City Commission, the MPO Project Manager Quershi and FDOT Engineer Lopes.

DEVELOPMENT SERVICES SENIOR PLANNER ANDREW PINNEY discussed this Item.

Discussion ensued.

CONSENSUS was given by the City Commission to add traffic calming devices and not to include sharrows with the project.

**The motion carried as follows:**

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

## ADJOURNMENT

There being no further business, the meeting adjourned at 9:14pm.

Respectfully submitted,

Transcribed by Salene E. Edwards



\_\_\_\_\_  
Joseph J. Kavanagh, City Clerk

Date: \_\_\_\_\_

4/23/2021

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 2021-1 on February 3, 2021, the City Commission authorized 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 Zoom using Webinar ID: 899 3319 1355 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 Virtual 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: [JKKAVANAGH@margatefl.com](mailto:JKKAVANAGH@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 [JKKAVANAGH@margatefl.com](mailto: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"

Enter the following link to join the webinar: <https://us02web.zoom.us/j/89933191355>

Telephone:

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

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

Webinar ID: 899 3319 1355

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.