



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

Wednesday, October 20, 2021

7:00 PM

Commission Chambers and Zoom.us

Webinar ID: 881 1303 7472

<https://us02web.zoom.us/j/88113037472>

CALL TO ORDER

ROLL CALL

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

Mayor, Vice Mayor and Commissioners 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)

ATHLETES OF THE MONTH

- A. [ID 2021-438](#) BASEBALL: CONNOR WHITE, 9 YEARS OLD
(Team: Margate A's)

EMPLOYEE RECOGNITION FOR YEARS OF SERVICE

- B. [ID 2021-423](#) ROBERT S. DAVIS, FIRE LIEUTENANT - FIRE DEPARTMENT - 30 YEARS
ERIC A. ACHIRON, BATTALION CHIEF - FIRE DEPARTMENT - 25 YEARS
ESTEBAN ERCHED, DIVISION CHIEF - FIRE DEPARTMENT - 25 YEARS

JULIO O. FERNANDEZ, POLICE OFFICER - POLICE DEPARTMENT - 20 YEARS

WYLENE SPROUSE, PURCHASING SUPERVISOR - FINANCE DEPARTMENT - 15 YEARS

BETTINA C. BRAVO-BROWN, POLICE OFFICER - POLICE DEPARTMENT - 15 YEARS

WENDELL O. WHEELER, PLANT MANAGER - ENVIRONMENTAL AND ENGINEERING SERVICES - 15 YEARS

KEITH O. CRUM, TREATMENT PLANT OPERATION - ENVIRONMENTAL AND ENGINEERING SERVICES - 15 YEARS

OMAR G. VIGNOLO, UTILITY MECHANIC - ENVIRONMENTAL AND ENGINEERING SERVICES - 15 YEARS

CLAUDIA SANDOVAL, LABORATORY TECHNICIAN - ENVIRONMENTAL AND ENGINEERING SERVICES - 15 YEARS

ROLANDO JIMENEZ JR., FIRE LIEUTENANT - FIRE DEPARTMENT - 10 YEARS

GREGORY JOHN MALONEY, FIREFIGHTER/PARAMEDIC - FIRE DEPARTMENT - 10 YEARS

ELIZABETH LOPEZ, INFORMATION & REFERRAL WORKER - SENIOR CENTER - 10 YEARS

KAREN W. SHOVALI, OFFICE SPECIALIST III - POLICE DEPARTMENT - 5 YEARS

ANGELINA MARIE APPLYS, PERMIT SPECIALIST - BUILDING DEPARTMENT - 5 YEARS

APRIL LYNN BUDDIE, LEAD PERMIT SPECIALIST - BUILDING DEPARTMENT - 5 YEARS

PROCLAMATION(S)

- C. [ID 2021-419](#) DOMESTIC VIOLENCE AWARENESS MONTH - OCTOBER, 2021 (presented to Linda Parker, PhD, President and CEO of Women in Distress)

2) PUBLIC DISCUSSION

MAYOR ARLENE R. SCHWARTZ made a statement pertaining to submitting a comment during Public Discussion.

RICHARD ZUCCHINI, 380 LAKEWOOD CIRCLE E, made a couple of points on the lack of progress on the City's Code re-write. He suggested that the Mayor and Vice Mayor appointments should be made based on accomplishments and elected by residents.

COMMISSIONER TOMMY RUZZANO responded to Mr. Zucchini's comments and referenced the Charter Review Board pertaining to the Code re-write. He also addressed the Mayor and Vice Mayor positions with the possibility of adding this to the ballot.

VICE MAYOR ANTONIO V. ARSERIO supported a ballot initiative for the Mayor and Vice Mayor positions and he also discussed the Code re-write and referenced creating a general Review Board.

CITY MANAGER CALE CURTIS indicated that if there was a consensus to establish a new Board, they should organize a City Commission Workshop to determine some parameters.

TRACY VAN WINKLE, 1020 SW 61ST AVENUE, explained that it was sad to have a Police Department that was broken.

LAUREN BERACHA, 6950 NW 14TH PLACE, thanked the person who was responsible for putting more police detail on Margate Boulevard which she hoped would deter speeding and accidents.

ELSA J. SANCHEZ, 6930 NW 15TH STREET, thanked Police Officers Druzvik and Phanor for conducting a Zoom meeting with residents in Paradise Gardens III.

EDWIN M. VASQUEZ, 7331 NW 18TH STREET, said that he had seen no support from the City for senior citizens.

MAYOR SCHWARTZ responded to Mr. Vasquez's comments.

COMMISSIONER RUZZANO responded to Mr. Vasquez's comments.

ANONYMOUS SPEAKER, 5790 Margate Boulevard, spoke on the Broward County Fair.

MAYOR SCHWARTZ responded to ANONYMOUS SPEAKER.

3) COMMISSION COMMENTS

COMMISSIONER CAGGIANO highlighted the City's Fall Festival and Trunk or Treat events. He wished everyone to stay safe.

COMMISSIONER JOANNE SIMONE congratulated the Broward Metropolitan Planning Organization (MPO) for being honored with a 2021 National Roadway Safety Award for its innovative Complete Streets Master Plan and Wilton Drive improvements.

MAYOR SCHWARTZ discussed Wilton Drive pertaining to traffic improvements.

COMMISSIONER TOMMY RUZZANO thanked various members of the public for watching the meeting. He referred to him not participating at an upcoming telephone conference with Broward County Sheriff (BSO) and his recommendation for regionalization. He clarified a statement that tickets for the Broward County Fair were supposed to go to the Community Redevelopment Agency (CRA). He referenced social media and thanked them for highlighting Margate's businesses. He was in favor of a

Code Review Board and suggested that at the next City Commission meeting, they should have a Discussion and Possible Action Agenda Item for allowing residents to elect the Mayor by adding this to the ballot.

VICE MAYOR ARSERIO suggested a Workshop to possibly discuss the voting or election of the Mayor position and to also discuss the operation of review Boards. He received an influx of calls on the upkeep and maintenance of golf courses, specifically, on the Carolina Golf Course.

CITY MANAGER CALE CURTIS provided an update on the Carolina Golf Course pertaining to the most recent Special Magistrate hearing.

VICE MAYOR ARSERIO spoke further on the golf course. He said he spoke with Steve Strouse on the integration of electric vehicle charging stations across the City's parks and buildings and discussed the same. He also discussed his recent lobbying trip to Tallahassee for the City's appropriations which was for storm water and for the North West Focal Point Senior Center (NWFPSC).

MAYOR SCHWARTZ responded to Vice Mayor Arserio's comments on his trip to Tallahassee and referenced grants for electric charging stations. She also discussed the Code re-write and matters pertaining to the golf course and abatement at the City's Special Magistrates hearing. She said that they spoke previously about a community garden and doing plant sales on Rock Island Road on the easement and would like this added to a future Agenda. She received a thank you note and read the contents pertaining to Police Officer Arbogast who was able to help a resident of Margate.

VICE MAYOR ARSERIO expressed his passion for plants and gardens indicating that he would like to have further discussions regarding the same with a better promotional campaign. He referenced the Fields family and questioned where the rest of the donated plants and trees would be going.

CITY MANAGER CALE CURTIS advised that he would report back to Vice Mayor Arserio with a report.

COMMISSIONER RUZZANO questioned a Code issue pertaining to overhanging branches from a tree into a neighboring property.

MAYOR SCHWARTZ responded to Commissioner Ruzzano's question.

INTERIM CITY ATTORNEY, DAVID N. TOLCES, requested the address of the property so that they could review the issue.

Discussion ensued.

CITY MANAGER CALE CURTIS confirmed that he would follow up on the issue.

4) CITY MANAGER'S REPORT

CITY MANAGER CURTIS advised that they have received an offer on their old Fire Administration building, 1811 – 1813 Banks Road and that they were negotiating the terms of a contract which he would bring to the City Commission's attention at the next meeting.

Discussion ensued on the Banks Road property.

INTERIM CITY ATTORNEY TOLCES explained that they had not received an answer to a lawsuit that they filed against the owner of the property at 6857 NW 1st Court. He advised that they had not received an answer and would be moving for default judgment and hopefully an injunction to give the City the permission to clean up that property. He anticipated filing this week, a case against another historical nuisance property in order to see if they could foreclose some Code liens on that property too.

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 2021-420](#) MOTION - APPROVAL OF CITY COMMISSION MINUTES:
SEPTEMBER 13, 2021, CITY COMMISSION BUDGET HEARING;
SEPTEMBER 1, 2021, REGULAR CITY COMMISSION MEETING;
SEPTEMBER 19, 2000, CITY COMMISSION BUDGET HEARING;
APRIL 27, 1998, REGULAR CITY COMMISSION MEETING & WORKSHOP.
- APPROVED**
- B. [ID 2021-413](#) RESOLUTION - APPROVING THE SECOND AMENDMENT TO THE
INTERLOCAL AGREEMENT FOR SOLID WASTE DISPOSAL SUPPORT
SERVICES WITH BROWARD COUNTY.
- RESOLUTION 21-085
- APPROVED**
- C. [ID 2021-443](#) RESOLUTION - APPROVING A LETTER OF SUPPORT FOR THE
DISTRIBUTION OF \$348,691.00 OF SURPLUS FEDERAL FUNDS FROM
FISCAL YEAR 2021-2022 EDWARD BYRNE MEMORIAL JUSTICE
ASSISTANCE GRANT-COUNTYWIDE (JAG-C) PROGRAM TO BROWARD
COUNTY FOR THE BROWARD COUNTY COMMUNITY PARTNERSHIP
DIVISION. THIS IS A REVISED REQUEST AS THE ORIGINAL LETTER OF
SUPPORT, PASSED BY RESOLUTION IN MAY 2021, WAS REVISED TO
REFLECT THE REALLOCATED DISTRIBUTION AMOUNTS AS DICTATED
BY THE COUNTY.
- RESOLUTION 21-086
- APPROVED**

Approval of the Consent Agenda

A motion was made by Vice Mayor Arserio, seconded by Mayor Schwartz, 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 2021-437](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING THE LICENSE AGREEMENT BETWEEN THE CITY OF MARGATE AND THE MARGATE COMMUNITY REDEVELOPMENT AGENCY FOR THE OPERATION, MAINTENANCE, AND MANAGEMENT OF THE COVERED ATHLETIC FIELD PROPERTY; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 21-087

A motion was made by Vice Mayor Arserio, seconded by Commissioner Caggiano, that this Resolution, should be approved. The motion carried by the following vote:

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

- B. [ID 2021-444](#) A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING WITH CONDITIONS A TEMPORARY USE PERMIT FOR THE BROWARD COUNTY FAIR TO BE HELD AT 1000 NORTH STATE ROAD 7, FROM NOVEMBER 18 THROUGH DECEMBER 5, 2021; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 21-088

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

JOSHUA D. RYDELL LAW OFFICE, JOSHUA RYDELL, 633 SE 3rd Ave #203, FORT LAUDERDALE, attended on behalf of the Broward County Care Inc. and discussed the Broward County Fair.

A question and answer session ensued between the City Commission and Mr. Rydell.

HARLAN J. BAST, P. O. BOX 50332, WHITEHOUSE POINT, spoke on this Item and explained that the stage would be set towards the State Road 7/441 side. He advised that they could start the concerts earlier, if required, as he did not want to be a nuisance.

Discussion ensued including the layout and parcels for the fair, parking, A Z Parking and peak attendance numbers.

MS. SANCHEZ expressed her concerns about the length, date and times of the Broward County Fair together with the traffic.

COMMISSIONER CAGGIANO responded to Ms. Sanchez's comments.

Discussion ensued on the City's and Police's approval of this event.

MS. VAN WINKLE ON BEHALF OF DONNA L. FELLOWS, 6108 NW 9TH COURT, questioned whether there would be restrictive parking for attendees. She also questioned the operational times.

MR. RYDELL responded to Ms. Fellows' questions.

Discussion ensued on parking and operational times.

MS. VAN WINKLE referenced a social media post by Commissioner Ruzzano pertaining to the Broward County Fair Inc. She also shared her opinion on this event.

The motion carried by the following vote:

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

No: 1 - Commissioner Simone

7) DISCUSSION AND POSSIBLE ACTION

- A. [ID 2021-430](#) SPECIAL EVENTS FUNDING/DONATION REQUEST PROGRAM - WOMEN IN DISTRESS OF BROWARD COUNTY, INC.

A motion was made by Vice Mayor Arserio, seconded by Commissioner Caggiano, to approve the requested amount of \$1,000.

Discussion ensued.

The motion carried by the following vote:

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

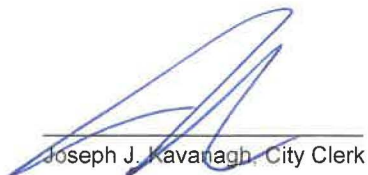
No: 1 - Commissioner Simone

ADJOURNMENT

There being no further business, the meeting adjourned at 8:51pm.

Respectfully submitted,

Transcribed by Salene E. Edwards



Joseph J. Kavanagh, City Clerk

Date: 12/9/2021

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.

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: 881 1303 7472 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 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: "Margate Regular City Commission Meeting "

Enter the following link to join the webinar: <https://us02web.zoom.us/j/88113037472>

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: 881 1303 7472

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.