

AGENDA
DANIA BEACH CITY COMMISSION
REGULAR MEETING
TUESDAY, JULY 24, 2018 - 7:00 PM

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE WITH REGARD TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDING, AND FOR SUCH PURPOSE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

LOBBYIST REGISTRATION IS REQUIRED. PRIOR TO ENGAGING IN ANY LOBBYING ACTIVITIES, WHETHER OR NOT COMPENSATION IS PAID OR RECEIVED IN CONNECTION WITH THOSE ACTIVITIES, EACH LOBBYIST SHALL FILE WITH THE CITY CLERK AN ANNUAL REGISTRATION STATEMENT AND PAY AN ANNUAL ONE HUNDRED DOLLARS (\$100.00) REGISTRATION FEE FOR EACH PRINCIPAL OR EMPLOYER. REGISTRATION FORMS ARE AVAILABLE ON THE CITY WEBSITE: WWW.DANIABEACHFL.GOV. (ORDINANCE #2012-019)

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, PERSONS NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE CITY CLERK'S OFFICE, 100 W. DANIA BEACH BOULEVARD, DANIA BEACH, FL 33004, (954) 924-6800 EXTENSION 3624, AT LEAST 48 HOURS PRIOR TO THE MEETING.

IN CONSIDERATION OF OTHERS, WE ASK THAT YOU:

- A. PLEASE TURN CELL PHONES OFF, OR PLACE ON VIBRATE. IF YOU MUST MAKE A CALL, PLEASE STEP OUT INTO THE ATRIUM, IN ORDER NOT TO INTERRUPT THE MEETING.
 - B. IF YOU MUST SPEAK TO SOMEONE IN THE AUDIENCE, PLEASE SPEAK SOFTLY OR GO OUT INTO THE ATRIUM, IN ORDER NOT TO INTERRUPT THE MEETING.
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1. CALL TO ORDER/ROLL CALL

2. MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

3. PRESENTATIONS AND SPECIAL EVENT APPROVALS

- 1. Presentation by Gretchen Cassini, Assistant County Administrator, on the Broward County Commission's proposed penny sales tax for transportation
- 2. Update on the proposed beach project headed by the Army Corps of Engineers and on Segment III - Broward County and the Army Corps of Engineers
- 3. Presentation by Florida Textile Recycling Programs
- 4. 2018 Comprehensive Emergency Management Plan (CEMP) - Battalion Chief Sean Brown, BSO Fire Marshall's Office
- 5. Special Event request from St. Ruth Missionary Baptist Church, 145 NW 5th Avenue, for their 110th Anniversary Parade to be held on August 11, 2018 from 9:00 a.m. to 12:00 p.m.
- 6. Special Event request from Broward County Environmental Planning and Community Resilience Division for a Beach Cleanup on Saturday, September 15, 2018, from 9:00 a.m. – 12:00 p.m., at 300 North Beach Road

4. PROCLAMATIONS

5. CITIZEN COMMENTS

Addressing the Commission: Comments by Dania Beach citizens, or other interested parties that are not part of the regular agenda, may be made during each Commission meeting during the period set aside for "citizen comments." A thirty (30) minute "citizen comments" period shall be designated on the agenda for citizens and interested persons to speak on matters not scheduled on that day's agenda. Each speaker shall be limited to 3 minutes for his or her comments. Persons desiring to speak during the citizen comment period shall inform the City Clerk prior to the beginning of the meeting of their intention to speak. If more than 10 speakers express a desire to speak, the Commission shall determine, on a meeting by meeting basis, whether to (a) extend the time allotted for citizen comments to accommodate all speakers, or (b) whether to limit the number of speakers or amount of time per speaker. A speaker's time shall not be transferable to another speaker.

6. PUBLIC SAFETY REPORTS

7. CONSENT AGENDA

1. Minutes:

Approve Minutes of June 25, 2018 City Commission Workshop
Approve Minutes of June 26, 2018 City Commission Meeting
Approve Minutes of June 29, 2018 Special Commission Meeting

2. Travel Requests:

Request from Mayor Tamara James to attend the 2018 Florida League of Cities Annual Conference at the Diplomat Beach Resort, Hollywood, Florida on August 16-19, 2018 (Estimated cost \$1,372.40)

Request from Vice-Mayor Bill Harris to attend the 2018 Florida League of Cities Annual Conference at the Diplomat Beach Resort, Hollywood, Florida on August 16-19, 2018 (Estimated cost \$1,347.00)

Request from Commissioner Chickie Brandimarte to attend the 2018 Florida League of Cities Annual Conference at the Diplomat Beach Resort, Hollywood, Florida on August 16-19, 2018 (Estimated cost \$1,347.00)

Request from Commissioner Bobbie H. Grace to attend the 2018 Florida League of Cities Annual Conference at the Diplomat Beach Resort, Hollywood, Florida on August 16-19, 2018 (Estimated cost \$1,372.40)

Request from Commissioner Marco A. Salvino, Sr. to attend the 2018 Florida League of Cities Annual Conference at the Diplomat Beach Resort, Hollywood, Florida on August 16-19, 2018 (Estimated cost \$1,347.00)

Request from Parks & Recreation Department Lifeguards Michael Huck, Michael Vasta, Cyrus Writer, and Peter Fournier to attend the 2018 United States Lifesaving Association (USLA) SE Regional Lifeguard Championships in Flagler Beach, Florida on July 25-29, 2018 (Estimated cost \$1,775.00)

3. RESOLUTION NO. 2018-099

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH,

FLORIDA, ADOPTING A PROGRAM FOR PUBLIC INFORMATION (PPI) TO EDUCATE THE COMMUNITY PERTAINING TO FLOODPLAIN MANAGEMENT AND REGULATION; PROVIDING FOR CONFLICTS; FURTHER PROVIDING FOR AN EFFECTIVE DATE.

4. RESOLUTION NO. 2018-100

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH BROWARD COUNTY RELATING TO TRAFFICWAY ILLUMINATION FOR BRYAN ROAD FROM STIRLING ROAD TO OLD GRIFFIN ROAD IN DANIA BEACH; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

5. RESOLUTION NO. 2018-101

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPROVE AND RATIFY A CHANGE ORDER IN THE AMOUNT OF EIGHT THOUSAND TWO HUNDRED DOLLARS (\$8,200.00) TO BE PAID TO DECOTA CONSTRUCTION FOR THE REMOVAL OF ASBESTOS FOR PROPERTY LOCATED AT 705 SW 12TH AVENUE UTILIZING FUNDS FROM THE CITY COMMISSION CONTINGENCY ACCOUNT; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

6. RESOLUTION NO. 2018-102

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, HONORING FIFTY YEARS OF MUNICIPAL HOME RULE IN THE FLORIDA CONSTITUTION AND COMMITTING TO AN EDUCATIONAL INITIATIVE TO HELP FLORIDIANS UNDERSTAND THIS BENEFICIAL RIGHT; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7. RESOLUTION NO. 2018-103

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS BY THE COMMUNITY DEVELOPMENT DEPARTMENT FOR A MOBILE PAY PLATFORM AND PARKING CITATION MANAGEMENT APPLICATION FROM PASSPORT PARKING, INC., THAT EXCEEDS AN ANNUAL VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

8. RESOLUTION NO. 2018-104

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A ONE (1) YEAR RENEWAL OF THE EXISTING AGREEMENT WITH STAFFING CONNECTIONS, INC., TO PROVIDE SCHOOL CROSSING GUARD STAFFING SERVICES, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED NINETEEN THOUSAND TWO HUNDRED FIFTY EIGHT DOLLARS AND FORTY CENTS (\$119,258.40); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

9. RESOLUTION NO. 2018-105

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH MARTIN-GOLD COAST, LLC, FOR CITY-WIDE MAINTENANCE OF BUS SHELTERS EFFECTIVE AUGUST 1, 2018 AND ENDING SEPTEMBER 30, 2021, IN AN ANNUAL AMOUNT OF FIFTY SIX THOUSAND FOUR HUNDRED DOLLARS (\$56,400.00), WHICH EXCEEDS THE ANNUAL VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00), WITHOUT COMPETITIVE BIDDING AND AUTHORIZE SUCH SERVICES THAT ARE TO BE PAID FROM WITHIN THE PUBLIC SERVICES DEPARTMENT APPROVED ANNUAL BUDGET APPROPRIATIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

10. RESOLUTION NO. 2018-106

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO PURCHASE SERVICES FROM MORES CONSTRUCTION GROUP IN THE AMOUNT OF THIRTY THREE THOUSAND FOUR HUNDRED DOLLARS (\$33,400.00) FOR REPAIR AND RECONSTRUCTION AT I. T. PARKER FOR DAMAGE AS A RESULT OF HURRICANE IRMA, WITHOUT COMPETITIVE BIDDING AND WITHOUT ADVERTISEMENT FOR BIDS, FOR A PROJECT THAT WILL EXCEED THE ANNUAL VENDOR THRESHOLD OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) FOR A SINGLE VENDOR IN A FISCAL YEAR; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

11. ORDINANCE NO. 2018-016

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 13, ENTITLED “HEALTH AND SANITATION” OF THE CITY CODE OF ORDINANCES, BY CREATING

ARTICLE VIII TO BE ENTITLED, “TEXTILE RECYCLING” AND SECTION 13-135, TO BE ENTITLED “TEXTILE RECYCLING, TEXTILE RECYCLING COLLECTION BINS”; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

8. BIDS AND REQUESTS FOR PROPOSALS

9. PUBLIC HEARINGS

1. ORDINANCE NO. 2018-012

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING SECTION 27-4 OF THE CITY CODE OF ORDINANCES DEALING WITH PROCEDURES ON CHANGE OF OWNERSHIP OR OCCUPANCY OF PREMISES; AMENDING SECTION 27-6 OF THE CODE DEALING WITH AUTHORITY AND GROUNDS FOR DISCONTINUANCE OF SERVICE; AMENDING AND RENAMING SECTION 27-9, SUCH SECTION AS "CROSS CONNECTION CONTROL AND BACKFLOW PREVENTION," OF THE CITY CODE OF ORDINANCES; AMENDING SECTION 27-20 OF THE CODE DEALING WITH TURNING ON AND SHUTTING OFF OF SERVICE CONNECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

2. ORDINANCE NO. 2018-013

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 12, ENTITLED, “FLOOD DAMAGE PREVENTION” OF THE CITY CODE OF ORDINANCES TO ADD DEFINITIONS OF TERMS; TO PROVIDE FOR REVISIONS PERTAINING TO DEFINITIONS OF THE TERMS “SUBSTANTIAL IMPROVEMENT” AND “SUBSTANTIAL DAMAGE” AS TO PERCENTAGE THRESHOLDS RELATED TO BUILDING AND STRUCTURE REPAIRS AND SIMILAR ACTIVITIES; AMENDING ELEVATION REQUIREMENTS FOR ALL NEW AND SUBSTANTIALLY IMPROVED RESIDENTIAL AND NON-RESIDENTIAL BUILDINGS AND STRUCTURES; AMENDING PROVISIONS RELATING TO ENCLOSURE LIMITS, MANUFACTURED HOMES AND FOR OTHER PURPOSES; ADOPTING TECHNICAL AMENDMENTS TO THE FLORIDA BUILDING CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

3. ORDINANCE NO. 2018-014

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 11, ENTITLED “FIRE PROTECTION

AND PREVENTION”, ARTICLE III, ENTITLED “FIRE PREVENTION”, SECTION 11-46.1, ENTITLED “ESTABLISHMENT OF FEES”, OF THE CITY CODE OF ORDINANCES, BY REPEALING AND REPLACING THAT SECTION AS A RESULT OF UPDATES AND REVISIONS TO THE FIRE SAFETY INSPECTION FEE SCHEDULE; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

4. RESOLUTION NO. 2018-107

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, ESTABLISHING A REVISED AND UPDATED FIRE SAFETY INSPECTION FEE SCHEDULE; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

5. ORDINANCE NO. 2018-015

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF CITY FUNDS EXCEEDING ONE MILLION DOLLARS (\$1,000,000.00) FOR A C-51 RESERVOIR CAPACITY ALLOCATION AGREEMENT FOR SERVICES TO BE PROVIDED BY PALM BEACH AGGREGATES, LLC; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

6. ORDINANCE NO. 2018-009

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE REQUEST MADE BY VANESSA WILLIAMS, PASTOR/PRESIDENT FOR THE PROPERTY OWNER THE BIBLICAL HOUSE OF GOD NONE OTHER CHURCH, INC., TO REZONE PROPERTY GENERALLY LOCATED AT 819 SW 12TH AVENUE IN THE CITY OF DANIA BEACH, FLORIDA, AS LEGALLY DESCRIBED IN EXHIBIT “A”, A COPY OF WHICH IS ATTACHED TO THIS ORDINANCE; CHANGING THE CURRENT ZONING CLASSIFICATION OF THE PROPERTY FROM NEIGHBORHOOD RESIDENTIAL (NBHD-RES) DISTRICT TO GENERAL INDUSTRIAL DISTRICT (C-1), (RZ-16-18) SUBJECT TO CERTAIN RESTRICTIONS, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)** *(Continued from May 8, 2018 and May 22, 2018)*

7. RESOLUTION NO. 2018-056

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE VARIANCE REQUEST (VA-002-18) SUBMITTED BY CHRIS HOLLEN ON BEHALF OF THE PROPERTY OWNER DDRM

SHERIDAN SQUARE LLC FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF SHERIDAN STREET AND SOUTHEAST 5th AVENUE, IN THE CITY OF DANIA BEACH, FLORIDA, AS LEGALLY DESCRIBED IN EXHIBIT “A”, A COPY OF WHICH IS ATTACHED TO THIS RESOLUTION; PROVIDING FOR CONFLICTS; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Continued from April 10, 2018 and May 22, 2018)*

8. RESOLUTION NO. 2018-058

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE SITE PLAN (SP-15-18) SUBMITTED BY BCD DANIA OAKS, LLC, FOR PROPERTY LOCATED AT 5461 TO 5525 SW 40TH AVENUE IN THE CITY OF DANIA BEACH, FLORIDA AS LEGALLY DESCRIBED IN EXHIBIT “A”, A COPY OF WHICH IS ATTACHED TO THIS RESOLUTION; PROVIDING FOR CONFLICTS; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Continued from April 10, 2018, May 8, 2018 and May 22, 2018)*

9. RESOLUTION NO. 2018-057

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE “OAKS PLACE PLAT” (PL-13-18) SUBMITTED BY BASELINE ENGINEERING AND SURVEYING, ON BEHALF OF BCD DANIA OAKS, LLC, FOR PROPERTY LOCATED AT 5461 TO 5525 SW 40TH AVENUE IN THE CITY OF DANIA BEACH, FLORIDA, AS LEGALLY DESCRIBED IN EXHIBIT “A”, A COPY OF WHICH IS ATTACHED TO THIS RESOLUTION; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Continued from April 10, 2018, May 8, 2018 and May 22, 2018)*

10. DISCUSSION AND POSSIBLE ACTION

1. Attorney General Opinion on Auditor - Commissioner Grace

11. COMMISSION COMMENTS

1. Commissioner Brandimarte
2. Commissioner Grace
3. Commissioner Salvino
4. Vice-Mayor Harris
5. Mayor James

12. APPOINTMENTS

1. Police & Fire Pension Board
 - 1 Commission Appointment to fill unexpired term ending March 2019

13. ADMINISTRATIVE REPORTS

1. City Manager
2. City Attorney
3. City Clerk - Reminders

Tuesday, August 28, 2018 - 5:30 p.m.
Tuesday, August 28, 2018 - 7:00 p.m.

CRA Board Meeting
City Commission Meeting

14. ADJOURNMENT