

**AGENDA**  
**DANIA BEACH CITY COMMISSION**  
**REGULAR MEETING**  
**TUESDAY, SEPTEMBER 11, 2018 - 7:00 PM**

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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.

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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)

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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.

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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**
- 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 August 28, 2018 City Commission Meeting

2. Travel Requests: None

3. RESOLUTION NO. 2018-120

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING AN APPROPRIATION OF FUNDS RELATING TO BUILDING CODE SERVICES PERFORMED BY THE C.A.P. GOVERNMENT INC. (“CAP”) UNTIL THE END OF THE FISCAL YEAR 2017-2018; INCREASING THE AMOUNT FROM TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000.00) TO AN ESTIMATED AMOUNT OF FOUR HUNDRED NINETY THOUSAND DOLLARS (\$490,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

4. RESOLUTION NO. 2018-121

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS BY THE PUBLIC SERVICES DEPARTMENT FOR SERVICES PURCHASED FROM CALVIN GIORDANO AND ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES FOR FISCAL YEAR 2017-2018, THAT EXCEED AN ANNUAL VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00); AUTHORIZING SUCH PURCHASES MADE WITHIN THE RESPECTIVE DEPARTMENTS’ APPROVED ANNUAL BUDGET APPROPRIATIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

5. RESOLUTION NO. 2018-122

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR “GUARANTEED PARTIAL SERVICE BUILDING CODE SERVICES” TO BE PERFORMED BY THE BROWARD COUNTY PERMITTING, LICENSING AND CONSUMER PROTECTION DIVISION OF THE ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT; WAIVING COMPETITIVE BIDDING AND PROCEEDING WITHOUT ADVERTISEMENT FOR BIDS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

6. RESOLUTION NO. 2018-123

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING AN APPROPRIATION OF FUNDS RELATING TO BUILDING CODE SERVICES PERFORMED BY THE BROWARD COUNTY PERMITTING, LICENSING AND CONSUMER PROTECTION DIVISION OF THE ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT UNTIL THE END OF THE FISCAL YEAR 2017-2018; INCREASING THE NOT TO EXCEED AMOUNT FROM EIGHT HUNDRED FIFTY

THOUSAND DOLLARS (\$850,000.00) TO ONE MILLION TWO HUNDRED FORTY THOUSAND DOLLARS (\$1,240,000.00); PROVIDING FOR CONFLICTS; PROVIDING FOR FUNDING; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7. RESOLUTION NO. 2018-124

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, CONSENTING TO PROJECT RED'S REQUEST TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY (DEO) TO INITIATE THE ONE-TIME OPTION TO EXTEND THE JOB CREATION TABLE, THE TAX REFUND SCHEDULE AND THE JOB MAINTENANCE PERIOD FOR A QUALIFIED TARGET INDUSTRY FOR AN INDUSTRY TAX REFUND PURSUANT TO SECTION 288.106, FLORIDA STATUTES; PROVIDING FOR LOCAL FINANCIAL SUPPORT IN THE FORM OF CASH NOT TO EXCEED THIRTY FOUR THOUSAND TWO HUNDRED DOLLARS (\$34,200.00); AUTHORIZING THE CITY MANAGER TO PROVIDE A LETTER OF CONSENT TO DEO; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

8. RESOLUTION NO. 2018-129

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS BY THE PUBLIC SERVICES DEPARTMENT FOR SERVICES PURCHASED FROM CRAVEN THOMPSON AND ASSOCIATES FOR PROFESSIONAL ENGINEERING AND ALLIED SERVICES RELATED TO THE BEACH REVITALIZATION PHASE II IN AN AMOUNT NOT TO EXCEED ONE HUNDRED NINETY NINE THOUSAND EIGHT HUNDRED TWELVE DOLLARS AND SEVENTY CENTS (\$199,812.70); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

9. RESOLUTION NO. 2018-130

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PUBLIC SERVICES DEPARTMENT TO UTILIZE PRICING FROM COBB COUNTY, GEORGIA UNDER THE U.S. COMMUNITIES NATIONAL COOPERATIVE PROGRAM WITH GARLAND/DBS INC. INVITATION TO BID ("ITB") NO.14-5903 FOR ROOFING SUPPLIES AND SERVICES, WATERPROOFING AND RELATED PRODUCTS AND SERVICES FOR REPAIR OF THE BSO BUILDING LOCATED AT 4601 SOUTHWEST 30TH AVENUE, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED NINETY EIGHT THOUSAND DOLLARS (\$198,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

10. ORDINANCE NO. 2018-020

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 6, ENTITLED, "BEACHES, PARKS, WATERWAYS AND RECREATION" OF THE CITY CODE OF ORDINANCES TO AMEND SECTION 6-12 ENTITLED "FISHING, SKIN-DIVING, SCUBA DIVING, SPEARFISHING, LAUNCHING OF BOATS AND OPERATING VEHICLES" OF ARTICLE I "IN GENERAL" TO CONFIRM THE PROHIBITION OF FISHING AND SURF-CAST FISHING ON AND FROM THE BEACH DURING THE HOURS OF 9:00 A.M. AND 6:00 P.M.; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

8. BIDS AND REQUESTS FOR PROPOSALS

1. RESOLUTION NO. 2018-125

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, RELATING TO THE AWARD OF CONTRACT FOR BEACH CLEANING SERVICES; AUTHORIZING THE AWARD OF BID TO BEACH RAKER, LLC, IN THE ANNUAL TOTAL COST OF ONE HUNDRED SIX THOUSAND ONE HUNDRED FORTY TWO DOLLARS AND FORTY CENTS (\$106,142.40); AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

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 AN "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)** *(Continued from July 24, 2018 & August 28, 2018)*

2. ORDINANCE NO. 2018-017

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 17, ENTITLED, “OFFENSES - MISCELLANEOUS” OF THE CITY CODE OF ORDINANCES TO CREATE ARTICLE XIII, “PROHIBITION OF DISTRIBUTION OF PLASTIC STRAWS”; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

3. ORDINANCE NO. 2018-021

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 BROWARD COUNTY PERMITTING, LICENSING AND CONSUMER PROTECTION DIVISION OF THE ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

4. RESOLUTION NO. 2018-126

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE PLAT NOTE AMENDMENT DELEGATION REQUEST (DR-67-18) APPLICATION SUBMITTED BY ANDREW SCHEIN, ESQUIRE WITH LOCHRIE & CHAKAS, P.A., ON BEHALF OF THE PROPERTY OWNER 4030 S STATE ROAD 7, LLC FOR PROPERTY LOCATED AT 4030 SOUTH STATE ROAD 7 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.

5. RESOLUTION NO. 2018-127

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE SITE PLAN (SP-047-18), AND VARIANCE (VA-046-18) SUBMITTED BY PRIME REALTY CAPITAL, LLC FOR A PROPERTY LOCATED AT 3251 SW 26th TERRACE 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.

6. RESOLUTION NO. 2018-128

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, ACCEPTING A RIGHT-OF-WAY (ROW) DEED CONVEYING TITLE FOR RIGHT-OF-WAY PURPOSES (OT-68-18) FROM DANIA LIVE 1748, LLC

FOR PROPERTY GENERALLY LOCATED AT THE NORTHWEST CORNER OF SW 18TH AVENUE AND STIRLING ROAD, AS ADDITIONAL RIGHT-OF-WAY PROPERTY NEEDED FOR FUTURE RIGHT-OF-WAY IMPROVEMENTS AND PROVIDING FOR AN EFFECTIVE DATE.

#### **10. DISCUSSION AND POSSIBLE ACTION**

1. Use of City Logo - 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

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|-------------------------------------------|------------------------------|
| Wednesday, September 12, 2018 - 5:01 p.m. | First Budget Public Hearing  |
| Tuesday, September 18, 2018 - 5:01 p.m.   | Second Budget Public Hearing |
| Tuesday, September 25, 2018 - 7:00 p.m.   | City Commission Meeting      |

#### **14. ADJOURNMENT**