

AGENDA
DANIA BEACH CITY COMMISSION
REGULAR MEETING
TUESDAY, SEPTEMBER 25, 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. Upcoming Legislative Session Report by Ron Book
- 2. Presentation by the Marine Advisory Board - Clive Taylor, Chair
- 3. Special Event request from the City of Dania Beach Community Redevelopment Agency for Dania After Dark Events to be held in Downtown Dania Beach, on SW 1st Avenue between Dania Beach Boulevard and SW 1st Street, on October 13, November 10, and December 8, 2018 and on January 12, February 9, March 9, April 13, May 11, June 8, July 13, August 10, and September 14, 2019 from 5:00 p.m. to 10:00 p.m. The applicant is also requesting road closures on SW 1st Avenue, and BSO Police and Fire Services.

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 September 7, 2018 Special Meeting - City Manager Selection
Approve Minutes of September 7, 2018 Budget Workshop
Approve Minutes of September 11, 2018 City Commission Meeting
Approve Minutes of September 12, 2018 First Budget Public Hearing
Approve Minutes of September 18, 2018 Second Budget Public Hearing

2. Travel Requests:

Request from Angel Lunkins, Deputy City Clerk, to attend the Florida Association of City Clerks (FACC) 2018 Fall Academy in Lake Mary, Florida, on October 14-18, 2018, for certification purposes (Estimated cost \$1,503.03)

3. RESOLUTION NO. 2018-133

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITHOUT COMPETITIVE BIDDING AND WITHOUT ADVERTISEMENT FOR BIDS, WITH GABOTON GROUP, LLC TO PROVIDE FEDERAL PUBLIC AFFAIRS LOBBYIST AND LEGISLATIVE SERVICES, IN AN AMOUNT NOT TO EXCEED FORTY FIVE THOUSAND DOLLARS (\$45,000.00) EFFECTIVE OCTOBER 1, 2018 THROUGH SEPTEMBER 30, 2019; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

4. RESOLUTION 2018-134

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO AUTHORIZE ADVERTISEMENT AND SOLICIT BIDS FOR THE VARIOUS COMPONENTS OF THE CITY BEACH REVITALIZATION PROJECT PHASE II; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

5. RESOLUTION NO. 2018-135

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 THE 2018 TRANSPORTATION SYSTEM SURTAX; PROVIDING FOR CONFLICTS;

FURTHER PROVIDING FOR AN EFFECTIVE DATE.

6. RESOLUTION 2018-136

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, SEEKING APPROVAL FROM THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA FOR EXECUTION BY CITY OFFICIALS OF AN INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY, FLORIDA AND THE CITY, FOR SHARING THE COST OF THE 100-YEAR FLOOD ELEVATION MAP AND ASSOCIATED MODELING; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7. RESOLUTION 2018-137

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPROVE THE FINAL CHANGE ORDER FOR THE MELALEUCA WATERMAIN PROJECT PHASE I CONTRACT WITH EVERGLADES CONTRACTING LLC; REDUCING THE CONTRACT AMOUNT FROM THREE HUNDRED EIGHTY FOUR THOUSAND FIVE HUNDRED EIGHT FIVE DOLLARS AND FORTY EIGHT CENTS (\$384,585.48) TO TWO HUNDRED SIXTY THOUSAND SEVEN HUNDRED TEN DOLLARS AND SIXTY NINE CENTS (\$260,710.69) FOR A NET FINAL CHANGE ORDER REDUCTION IN THE AMOUNT OF ONE HUNDRED TWENTY THREE THOUSAND EIGHT HUNDRED SEVENTY FOUR DOLLARS AND SEVENTY NINE CENTS (\$123,874.79); PROVIDING FOR CONFLICTS FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

8. RESOLUTION NO. 2018-138

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN ENGAGEMENT LETTER WITH RON L. BOOK, P.A., FOR CONSULTING (LOBBYIST) SERVICES RELATED TO ISSUES OF CONCERN TO THE CITY OF DANIA BEACH INCLUDING MATTERS ASSOCIATED WITH BROWARD COUNTY AND WITH THE FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT, AS WELL AS GENERAL LEGISLATION AND RELATED ISSUES AT THE STATE LEVEL IN AN AMOUNT NOT TO EXCEED FIFTY FIVE THOUSAND DOLLARS (\$55,000.00) FOR FISCAL YEAR 2018-2019; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

9. RESOLUTION 2018-139

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, IN WHICH CITY ADMINISTRATION IS REQUESTING ADVANCE

APPROVAL FROM THE CITY COMMISSION TO PROCEED WITH THE BID ADVERTISEMENT FOR A PROJECT KNOWN AS THE “OASIS XV SOUTHWEST 25TH TERRACE NEIGHBORHOOD IMPROVEMENTS PROJECT”; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

10. RESOLUTION 2018-140

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 OCEAN RESCUE BUILDING LOCATED AT 101 NORTH BEACH ROAD, DANIA BEACH, IN AN AMOUNT NOT TO EXCEED SEVENTY FIVE THOUSAND (\$75,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

11. RESOLUTION NO. 2018-141

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, PERTAINING TO THE REPLACEMENT OF THE EXISTING WELCOME SIGN AND ASSOCIATED LANDSCAPING AT THE SOUTHWEST CORNER OF U.S. HIGHWAY 1 AND GRIFFIN ROAD; PROVIDING FOR CONFLICTS; FURTHER PROVIDING FOR AN EFFECTIVE DATE.

12. RESOLUTION NO. 2018-142

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE RENEWAL OF THE COMPREHENSIVE PROPERTY & CASUALTY INSURANCE PROGRAM WITH PREFERRED GOVERNMENTAL INSURANCE TRUST FOR THE CITY OF DANIA BEACH, FLORIDA, THROUGH RISK MANAGEMENT ASSOCIATES, INC. D/B/A PUBLIC RISK INSURANCE AGENCY (“PRIA”) OF BROWN & BROWN, WITHOUT COMPETITIVE BIDDING AND WITHOUT ADVERTISEMENT FOR BIDS, SUCH PACKAGE TO INCLUDE COVERAGE FOR PROPERTY AND CASUALTY, CRIME, EMPLOYEE DISHONESTY, GENERAL LIABILITY, AUTOMOBILE LIABILITY AND PHYSICAL DAMAGE, PUBLIC OFFICIALS’ LIABILITY, EMPLOYMENT PRACTICES’ LIABILITY, CYBER LIABILITY AND WORKERS’ COMPENSATION AND IN ADDITION THROUGH PRIA, COVERAGE FOR POLLUTION LIABILITY WITH INDIAN HARBOR INSURANCE COMPANY, DOCK PROPERTY COVERAGE WITH GREAT LAKES REINSURANCE, FLORIDA POWER AND LIGHT COMPANY EASEMENT

LIABILITY INSURANCE WITH EVANSTON INSURANCE COMPANY, STORAGE TANK INSURANCE WITH COMMERCE AND INDUSTRY INSURANCE COMPANY AND NATIONAL FLOOD INSURANCE PROGRAM FLOOD PROGRAM POLICIES WITH WRIGHT NATIONAL FLOOD INSURANCE COMPANIES FOR A COMBINED ANNUAL PREMIUM AMOUNT OF NINE HUNDRED ELEVEN THOUSAND FOUR HUNDRED SIXTY-SEVEN DOLLARS (\$911,467.00) FOR COVERAGE BEGINNING OCTOBER 1, 2018 THROUGH SEPTEMBER 30, 2019; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

13. RESOLUTION NO. 2018-143

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING EXECUTION BY CITY OFFICIALS OF A FIRST AMENDMENT TO AN INTERLOCAL AGREEMENT EXISTING BETWEEN BROWARD COUNTY, FLORIDA AND THE CITY OF DANIA BEACH, FLORIDA, FOR PARTICIPATION IN THE CONSOLIDATED REGIONAL E-911 COMMUNICATIONS SYSTEM; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

14. RESOLUTION NO. 2018-144

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING EXECUTION BY CITY OFFICIALS OF AN ADDENDUM TO AN AGREEMENT WITH THE BROWARD COUNTY SHERIFF'S OFFICE TO PURCHASE P25 RADIOS AS PART OF THE REGIONAL INTERLOCAL AGREEMENT FOR EMERGENCY COMMUNICATIONS WHERE THE COST IS ESTIMATED AT SEVEN HUNDRED FOURTEEN THOUSAND TWENTY FIVE DOLLARS AND EIGHTY NINE CENTS (\$714,025.89); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

8. BIDS AND REQUESTS FOR PROPOSALS

9. PUBLIC HEARINGS

1. ORDINANCE NO. 2018-018

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, TO AMEND CHAPTER 28, OF THE "LAND DEVELOPMENT CODE," OF THE CITY'S CODE OF ORDINANCES BY AMENDING ARTICLE 115 "INDUSTRIAL DISTRICTS: PERMITTED, PROHIBITED, SPECIAL EXCEPTION, USES AND CONDITIONS OF USE" TO ADDRESS CONDITIONS OF USE FOR PARKING FACILITIES; AMENDING ARTICLE 635 "SITE PLAN" TO ADDRESS SITE PLAN MODIFICATION REGULATIONS; AMENDING ARTICLE 675

“TEMPORARY USE AND SPECIAL EVENT PERMIT” TO CREATE A WAIVER PROCESS FOR THE NUMBER OF SPECIAL EVENTS PER YEAR; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; FURTHER PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

2. ORDINANCE NO. 2018-019

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 8, ENTITLED “BUILDINGS,” ARTICLE I “IN GENERAL,” SECTION 8-7 “FENCING REQUIREMENTS FOR COMMERCIAL PROPERTIES UNDER CONSTRUCTION”; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

3. 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. **(SECOND READING)**

4. 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. **(SECOND READING)**

5. RESOLUTION NO. 2018-145

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE VARIANCE REQUEST (VA-59-18) SUBMITTED BY POP FLORIDA PROPERTIES, LLC (dba POPEYE’S) FOR PROPERTY LOCATED AT 506 SOUTH FEDERAL WAY, 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. 2018-146

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE PLAT NOTE AMENDMENT DELEGATION REQUEST (DR-71-18) APPLICATION SUBMITTED BY RICHARD ROSA, ESQUIRE WITH RICHARD N. ROSA, P.A., ON BEHALF OF THE PROPERTY OWNER ELLIOT L. MILLER FOR PROPERTY LOCATED AT 3201 GRIFFIN ROAD 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.

10. DISCUSSION AND POSSIBLE ACTION

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
Monday, October 1, 2018 - 10:30 a.m. CRA Workshop - City Center
Redevelopment
Tuesday, October 9, 2018 - 5:30 p.m. CRA Board Meeting

Tuesday, October 9, 2018 - 7:00 p.m.
Tuesday, October 23, 2018 - 7:00 p.m.

City Commission Meeting
City Commission Meeting

14. ADJOURNMENT