MINUTES OF REGULAR MEETING
DANIA BEACH CITY COMMISSION
TUESDAY, DECEMBER 11, 2018 – 7:00 P.M.

1. <u>Call to Order/Roll Call</u>

Mayor Lewellen called the meeting to order at 7:00 p.m.

Present:

Mayor:	Lori Lewellen
Vice-Mayor:	Lauren Odman
Commissioners:	Chickie Brandimarte
	Bill Harris
	Tamara James
City Manager:	Robert Baldwin
City Attorney:	Thomas Ansbro
City Clerk:	Thomas Schneider

2. <u>Moment of Silence and Pledge of Allegiance</u>

Mayor Lewellen called for a moment of silence followed by the Pledge of Allegiance to the United States Flag.

3. <u>Presentations and Special Event Approvals</u>

<u>Addendum</u>

3.1 Presentation by Bobbie H. Grace on MLK Renaissance Corporation festivities

Ms. Grace spoke of the various activities planned for MLK Day and invited everyone to participate. She thanked the City for its sponsorship.

Commissioner Brandimarte motioned to approve the City buying a table for the MLK banquet; seconded by Commissioner James. The motioned carried unanimously.

4. <u>Proclamations</u>

There were no proclamations at this meeting.

5. <u>Citizen Comments</u>

Paul Wiggins, 215 NW 5th Avenue, spoke in support of, and asked the Commission to support, the conveyance of 12 lots to the CRA.

Bryon Veith, 2351 SW 52 Street, president of Ravenswood Association, asked for relief for homeowners being cited for having their storm shutters up too early.

Zachary Lynch, 4510 SW 27 Avenue, spoke about noise from the airport at his home and the noise mitigation program for doors and windows. He complained about treatment he received from Code Enforcement after he requested to participate in the program.

Pat Wright, 4391 SW 34 Lane, spoke about the proposed homebuyers assistance program; she felt Dania Beach should not be in the home business and there are too many questions to be answered.

6. Public Safety Reports

Lieutenant Darryl Stallings, Broward Sheriff's Office, reported on crime activity in the City and spoke of the Shop with the Sheriff event for elementary school students, which was held today. Tomorrow, the Chamber of Commerce will recognize Deputy Matt Robinson, Deputy of the Year. Tomorrow night, BSO will give away 20 bicycles, provided by the Sheriff's Advisory Council, to elementary school students,

7. Consent Agenda

Items removed from Consent Agenda: #7.11, #7.16

7.1 Minutes:
Approve Minutes of November 13, 2018 City Commission Meeting
Approve Minutes of November 19, 2018 Organization Meeting

7.2 Travel Requests:

Request from Ricky Ali, Code Compliance Inspector, to attend the FACA (Florida Animal Control Association) Animal Control Officer Certification Course in Orlando, Florida, on January 27-February 2, 2019 (Estimated Cost $866.71)

Resolutions

7.3 RESOLUTION #2018-167

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF VARIOUS WATER METER COMPONENT PARTS, UTILITY PIPES AND RELATED APPURTENANCES, TO BE PURCHASED FROM VARIOUS SUPPLY VENDORS UNDER THE SOUTHEAST FLORIDA GOVERNMENT PURCHASING COOPERATIVE GROUP CONTRACT PRICING FOR FISCAL YEAR 2018-2019, WHICH MAY EXCEED AN

ANNUAL SINGLE VENDOR TOTAL AMOUNT OF TWENTY-FIVE THOUSAND DOLLARS ($25,000.00), AND FURTHER PROVIDING THAT SUCH PURCHASES ARE TO BE MADE WITHIN THE RESPECTIVE DEPARTMENTS' APPROVED BUDGET APPROPRIATIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.4 RESOLUTION #2018-168

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING AND APPROVING THE LOCAL AGENCY AGREEMENT (LAP) AGREEMENT BETWEEN THE CITY OF DANIA BEACH AND THE FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT") FOR THE PURPOSE OF FDOT'S PARTICIPATION IN THE PROJECT NAMED "DANIA BEACH CITYWIDE IMPROVEMENTS - VARIOUS LOCATIONS"; PROVIDING FOR FUNDING IN THE AMOUNT OF THREE HUNDRED FORTY FOUR THOUSAND THREE HUNDRED SEVENTY NINE DOLLARS ($344,379.00), WHICH IS THE MAXIMUM FEDERAL FUNDS AVAILABLE FOR REIMBURSEMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR FUNDING; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.5 RESOLUTION #2018-169

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF VARIOUS WATER TREATMENT PLANT CHEMICALS (INCLUDING BUT NOT LIMITED TO FLUORIDE, ANTI-SCALANT, ZINC ORTHOPHOSPHATE, SODIUM HYPOCHLORITE, POLYPHOSPHATE, SODIUM HYDROXIDE, SULFURIC ACID, CALCIUM OXIDE-QUICKLIME) TO BE PURCHASED FROM VARIOUS CHEMICAL SUPPLY VENDORS UNDER THE SOUTHEAST FLORIDA GOVERNMENT PURCHASING COOPERATIVE GROUP CONTRACT, FOR FISCAL YEAR 2018-2019, WHICH MAY EXCEED ANNUAL SINGLE VENDOR TOTALS OF TWENTY-FIVE THOUSAND DOLLARS ($25,000.00), AND FURTHER PROVIDING THAT SUCH PURCHASES ARE TO BE MADE WITHIN THE WATER DIVISION'S APPROVED CHEMICAL BUDGET APPROPRIATIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.6 RESOLUTION #2018-170

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 TO BE PURCHASED FROM CALVIN GIORDANO AND ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES FOR FISCAL YEAR 2018-2019, THAT EXCEED AN ANNUAL VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS ($25,000.00); AUTHORIZING SUCH PURCHASES TO BE MADE WITHIN THE RESPECTIVE DEPARTMENTS' APPROVED ANNUAL BUDGET APPROPRIATIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.7 RESOLUTION #2018-171

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO PURCHASE TWO (2) FORD TRANSIT 350 VANS AND TWO (2) FORD F-150 PICKUP TRUCKS FOR THE PARKS AND RECREATION DEPARTMENT, AND FOUR (4) FORD F-250 PICKUP TRUCKS FOR THE PUBLIC SERVICES DEPARTMENT, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY SEVEN THOUSAND ONE HUNDRED EIGHTY EIGHT DOLLARS ($227,188.00) FROM COGGIN FORD WITHOUT COMPETITIVE BIDDING AND WITHOUT ADVERTISEMENT FOR BIDS, BY UTILIZING THE PRICING UNDER THE FLORIDA SHERIFF'S ASSOCIATION ("FSA") CONTRACT 18-VEL26.0; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.8 RESOLUTION #2018-172

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS BY VARIOUS CITY DEPARTMENTS FOR SERVICES TO BE PURCHASED FROM PUBLIC UTILITY MANAGEMENT PLANNING SERVICES, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR FISCAL YEAR 2018-2019 (ENDING SEPTEMBER 30, 2019), THAT EXCEED AN ANNUAL VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS ($25,000.00); AUTHORIZING SUCH PURCHASES TO BE MADE WITHIN THE RESPECTIVE DEPARTMENTS' APPROVED ANNUAL BUDGET APPROPRIATIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.9 RESOLUTION #2018-173

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH P.C. CONTROLS, INC. FOR REPAIR AND CALIBRATION OF FLOW METERS AND RELATED DEVICES FOR WATER TREATMENT PLANT AND SEWER FACILITIES USING AVAILABLE PRICING FROM THE CITY OF POMPANO BEACH RFP L-51-16 WITH P.C. CONTROLS, INC. FOR FISCAL YEAR 2018-2019, FOR FUTURE REPAIRS THAT EXCEED AN ANNUAL VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS ($25,000.00), WITHOUT COMPETITIVE BIDDING AND AUTHORIZING SUCH PURCHASES THAT ARE TO BE MADE WITHIN THE PUBLIC SERVICES DEPARTMENT'S APPROVED ANNUAL BUDGET APPROPRIATION; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.10 RESOLUTION #2018-174

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO PURCHASE SERVICES FROM ALL PRO PAINTING & WATERPROOFING, INC. IN THE AMOUNT OF TWENTY SEVEN THOUSAND FOUR HUNDRED FIFTY DOLLARS ($27,450.00) FOR PAINTING AND REPAIR OF CITY HALL 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.

7.12 RESOLUTION #2018-176

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT FOR PROFESSIONAL AQUATIC FACILITIES MANAGEMENT SERVICES, WHICH AGREEMENT EXISTS BETWEEN THE CITY AND JEFF ELLIS MANAGEMENT LLC, RELATING TO A MONTH-TO-MONTH EXTENSION UNDER THE SAME PRICING, TERMS, AND CONDITIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.13 RESOLUTION #2018-177

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPROVE CHANGE ORDER NO. 2 IN THE AMOUNT OF EIGHTY ONE THOUSAND NINE HUNDRED THIRTY FIVE DOLLARS AND ONE CENT ($81,935.01) AND CLOSE THE PROJECT FOR CONSTRUCTION CONTRACT RELATED TO EVERGLADES CONTRACTING, LLC FOR THE TAYLOR LANE DRAINAGE IMPROVEMENTS PROJECT; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.14 RESOLUTION #2018-178

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICALS TO EXECUTE A SETTLEMENT AGREEMENT BETWEEN ENVIRO DRILL, INC. AND THE CITY FOR EMERGENCY REPAIRS OF A DAMAGED GRAVITY SEWER LINE ON AN ALLEYWAY BETWEEN SOUTHEAST 3RD AVENUE AND SOUTHEAST 4TH AVENUE; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.15 RESOLUTION #2018-179

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING AND RATIFYING A CONTRACT TO PROCURE CONSTRUCTION REPAIR SERVICES FOR A DAMAGED GRAVITY SEWER LINE ON AN ALLEYWAY BETWEEN SOUTHEAST 3RD STREET AND SOUTHEAST 4TH STREET FROM SULLIVAN BROS, LLC, WITHOUT COMPETITIVE BIDDING OR ADVERTISEMENT FOR BIDS FOR FISCAL YEAR 2018-2019, IN AN AMOUNT NOT TO EXCEED THREE HUNDERED FIVE THOUSAND NINE HUNDRED EIGHTY SEVEN DOLLARS ($305,987.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Harris motioned to adopt the Consent Agenda, with the exception of Item #7.11 and #7.16; seconded by Commissioner James. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	**Yes**	**Vice-Mayor Odman**	**Yes**
Commissioner Harris	**Yes**	**Mayor Lewellen**	**Yes**
Commissioner James	**Yes**		

7.11 RESOLUTION #2018-175

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH MAD 4 MARKETING INCORPORATED FOR ADVERTISING SERVICES FOR CITY REBRANDING EFFORTS RELATED TO REQUEST FOR PROPOSAL (RFP) NO. 18-015 IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS ($200,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Ansbro read the title of Resolution #2018-175.

Mayor Lewellen asked if the company would be doing all of the rebranding, and what specifically they would be doing with the $200,000.00.

Rickelle Williams, CRA Director, responded they will be doing a portion of rebranding related to advertising and marketing services. There are other vendors that are doing the other parts. She explained half of the value is for their administrative costs, and described the various aspects of their services including strategic planning and campaign development, graphic design work, video production and media planning and buying.

Mayor Lewellen motioned to adopt Resolution #2018-175; seconded by Commissioner James. The motion carried unanimously.

7.16 RESOLUTION #2018-180

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH COLLIERS INTERNATIONAL SOUTH FLORIDA, LLC AND THE COMMUNITY REDEVELOPMENT AGENCY ("CRA") OF THE CITY OF DANIA BEACH, FLORIDA, FOR REAL ESTATE BROKERAGE AND LEASE MANAGEMENT SERVICES USING AVAILABLE PRICING FROM THE CITY OF FORT LAUDERDALE, UNDER BID 975-11940 FOR REAL ESTATE BROKERAGE SERVICES DATED APRIL 7, 2017, FOR FISCAL YEAR 2018-2019, WITHOUT COMPETITIVE BIDDING;PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Ansbro read the title of Resolution #2018-180.

Mayor Lewellen asked if this item is the same as what was discussed at the CRA Board meeting.

Rickelle Williams, CRA Director, responded yes and explained it is a tri-party agreement between the CRA, the City and Colliers International for the City Center Redevelopment project.

Commissioner James motioned to adopt Resolution #2018-180; seconded by Mayor Lewellen. The motion carried unanimously.

8. Bids and Requests for Proposals

8.1 RESOLUTION #2018-181

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AGREEMENTS WITH ADVANCED MULTI SIGN CORP. AND DON BELL SIGNS LLC FOR SIGNAGE PRODUCTION AND REPLACEMENT FOR CITY REBRANDING EFFORTS RELATED TO CITY REQUEST FOR QUALIFICATIONS (RFQ) NO. 18-013; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Ansbro read the title of Resolution #2018-181.

Commissioner Lewellen motioned to adopt Resolution #2018-181; seconded by Commissioner James. The motion carried unanimously.

8.2 RESOLUTION #2018-182

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AWARDING A CONTRACT RELATED TO REQUEST FOR QUALIFICATIONS ("RFQ") NO. 18-005 TO ARCHITECT1.COM, LLC, FOR PROFESSIONAL ARCHITECTURAL SERVICES FOR THE HISTORIC NYBERG-SWANSON HOUSE; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Ansbro read the title of Resolution #2018-182.

Commissioner James motioned to adopt Resolution #2018-182; seconded by Mayor Lewellen. The motion carried unanimously.

9. Public Hearings and Site Plans

There were no public hearings at this meeting.

10. Discussion and Possible Action

10.1 RESOLUTION NO. 2018-158

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA AUTHORIZING THE CONVEYANCE OF TWELVE (12) PARCELS OF CITY-OWNED LAND ("PROPERTY") WITHIN THE DANIA BEACH COMMUNITY REDEVELOPMENT AREA AT A PRICE OF TEN DOLLARS ($10.00) PER PARCEL TO THE DANIA BEACH COMMUNITY REDEVELOPMENT AGENCY ("CRA") FOR THE PURPOSE OF USING THE PROPERTY TO FACILITATE SINGLE-FAMILY HOUSING DEVELOPMENT IN THE COMMUNITY REDEVELOPMENT AREA; AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE DEEDS AND RELATED DOCUMENTS FOR EACH PARCEL FOR THIS PURPOSE; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. ***(Continued from October 23, 2018 and November 13, 2018)***

City Attorney Ansbro read the title of Resolution #2018-158.

Commissioner Harris noted there was a lot of discussion on this issue. He spoke to CRA Director Williams today; we are going to do the program, but instead of 12 parcels, we would like to do five parcels that are in a cluster off of Phippen Road. This would be only a $60,000.00 investment; once we do the six well, we will do five more well. This is a compromise we could go with.

CRA Director Williams clarified that Commissioner Harris spoke to her today and suggested we not do all 12 and do a smaller number. She described the five lots, valued at a total of $60,000.00, whereas the larger group of 12 has a value of $586,550.00.

Commissioner James asked if the five parcels are zoned single-family and whether we would do the same thing with them as we are doing with the six.

Director Williams responded there could be several approaches because of the nature of the lots; it does not necessarily have to be single-family affordable housing. This is something we can look at and bring back some alternatives for how it could be developed.

Commissioner Harris suggested managing all of the development of the five parcels and come up with an excellent neighborhood plan to revitalize the neighborhood. He noted he is trying to take an incremental approach to avoid an excessive amount of risk.

Commissioner Brandimarte questioned if we are talking about the same thing, as we had agreed on six lots as a pilot program to see how it goes. She asked if this is about adding more parcels to the six.

Commissioner Harris explained instead of the 12 parcels, they had a discussion and compromised at five to start the additional program, which would be a different developer. It would be a separate program from the initial six parcels.

Director Williams suggested if there is conveyance that the CRA be given time to do additional research and come back to the Board with a plan or alternative approaches that would be feasible.

Mayor Lewellen asked what the status is of developing the six parcels as a pilot program.

Director Williams responded the plans have been submitted; those lots requiring variances will go to the Planning & Zoning Board in January. The Notice of Public Disposition will allow us to entertain proposals from developers who we will negotiate and contract with. We are at 40%-50% of the way to where we need to be.

Mayor Lewellen confirmed individuals have not applied yet for qualifying nor do we know how many people are going to qualify for the program.

Director Williams explained once we have applicants who have been income-certified and have gone through homebuyer education and housing counseling, they will be placed into the lottery system.

Mayor Lewellen said her concern is that we do not know where we are going yet; there is a plan in place, but there are a lot of questions. Since we have six properties, she feels we are putting the cart before the horse even with putting five additional parcels out there. Her thought is to continue this for 5-6 months to see what happens and then we can come back and possibly add more properties. These additional properties are not going anywhere and she does not understand the rush to convey them to the CRA.

Director Williams added the pilot program we are doing now is curtailed toward the type of properties that we have. Any additional properties could take on a whole different makeup of the program.

Commissioner James explained why she supports giving the 12 parcels to the CRA. She spoke with Broward County Mayor Beam Furr and he advised there is no money in the trust fund we were trying to seek money from. If we do not have the lots, we cannot sell our story to anyone to champion our program. She will take five parcels instead of 12, although just because we would be conveying them does not mean they would be built at the same time. We can learn from the first six and apply that to the additional lots.

Commissioner Brandimarte wished everyone was at the previous meeting; the CRA Board was happy with the six parcels in the pilot program. There is no system in place for this housing program and there are many questions to be answered. No one asked about giving an additional five parcels. Two people said they had a meeting, but she was not there; this is all new to her. Nothing was agreed to accept the pilot program. At the CRA Board meeting, Attorney Brady gave the worst case scenario; there are rusty spots in this program. We will become landlords and the City should not be in the housing business. She does not support additional parcels until after she sees the cost to the taxpayers by doing the six. She agreed with the Mayor; let it wait.

Director Williams addressed the CRA Plan adopted in 2015. She noted that the CRA Board asked for the 12 additional lots to be put on the Commission agenda.

Commissioner Harris said he is willing to take the risk for the additional five properties in order to revitalize the community and help first-time homebuyers. There are many funding sources out there that we have not looked at.

Commissioner Harris motioned to start the process to convey the five lots, not the 12; seconded by Commissioner James.

Mayor Lewellen commented we do not know what is going on with the pilot program. This is the first time we are hearing of the compromise and we do not know which five properties these are. We need more information before we vote to convey five properties; she is not comfortable with voting to convey them at this point.

Commissioner Harris withdrew his motion. Discussion ensued regarding continuing the item until the January 8, 2019 City Commission meeting.

Commissioner James said the Mayor wants to wait six months and Commissioner Brandimarte wants the pilot program completed before more parcels are conveyed. Pushing back the vote on conveyance does nothing except for putting it back on the agenda; nothing will have changed. She wants clarity for pushing it back for two weeks.

Mayor Lewellen said ideally she would like it pushed back for six months to see what is going to happen with the program; however, Commissioner Harris suggested a potential compromise and there is nothing wrong with exploring that. If we push this back at least one meeting, we can get more information on the additional parcels.

Further discussion ensued.

Commissioner Harris motioned to convey the 5 properties to the CRA; seconded by Commissioner James. The motion carried on the following 3-2 Roll Call vote:

Commissioner Brandimarte	**No**	**Vice-Mayor Odman**	**Yes**
Commissioner Harris	**Yes**	**Mayor Lewellen**	**No**
Commissioner James	**Yes**		

10.2 Dania Beach Grill - Commissioner Harris

Commissioner Harris said the lease is coming up and there have been questions about the property and its condition. Before we enter into another long-term agreement with a tenant, we should look at all the interested parties and at the property. After we have done our homework, we should do an RFP for the property.

Kellen Barth, operator of the Dania Beach Grill, noted the building needs work and business is suffering, especially after the hurricane. The best thing they can do to attract crowds is live music; it is a destination place and is sometimes difficult to make ends meet with all of the operating costs involved.

Commissioner James said our residents love the place; there is opportunity there to have a lot of fun. Because of the condition of the park next to the grill, it is hard for families to want to come. She thinks it is a great business and is okay reviewing anything, but she knows this is a very valuable place in the community. It is a very old business and building; she does not want us to forget our uniqueness because a lot of people enjoy and frequent the business regularly.

Commissioner Brandimarte asked if the grill is part of Phase III for the beach, to include the moving of the grill. We have a lot of work to do at the beach, so we will not be able to renovate the grill.

City Manager Baldwin responded it is part of the conceptual design, but there has not been a definitive decision on how to deal with it.

City Attorney Ansbro said the lease is up in two months. Phase III could be a couple years off. The tenant has asked him if the City is interested in month to month or a renewal of the lease. We could put it out to bid and go month-to-month if they are willing to do that. Alternatively, they could close it down at the end of the lease and it would set vacant during the RFP process until someone else took it over. There is some interest in it, including the current tenant.

Commissioner Brandimarte noted that we have had to address complaints about loud music and they were cited for numerous code violations. She felt we should discuss this some other time so that the new Commissioners can be brought up to speed. She is in favor of going out to bid.

Mayor Lewellen said her concern that it is a very popular place to go for the locals and a lot of people would be disappointed if it became something fancier and more expensive instead of a local establishment where you can come to directly from the beach.

City Attorney Ansbro noted interior inspections were unable to be done. He suggested doing the inspections and bringing the matter back early next year. The lessee should let us know if they want to go month to month.

10.3 Charter Review Board - Commissioner James

Commissioner James said we have an old charter that needs to be revised. She would like to see a 4-year mayor and there are a lot of things to look at. The decision needs to go to the voters. Also, we need to do away with term limits; if the people do not want you to serve, they will not vote for you.

Mayor Lewellen commented we had a Charter review in 2015. It has only been three years and she thinks some of the same issues were addressed by the last Charter Review Board.

Commissioner James said it was ineffective and some issues were not considered because the Commission did not want to meet with them.

Mayor Lewellen commented it seems premature at this time.

Commissioner Brandimarte said the voters should never get rid of term limits. If the elected officials cannot get the job done in two years, the voters did not need them to begin with.

Commissioner James motioned to reconvene the Charter Review Board; seconded by Vice-Mayor Odman. The motion failed on the following 2-3 Roll Call vote:

Commissioner Brandimarte	**No**	**Vice-Mayor Odman**	**Yes**
Commissioner Harris	**No**	**Mayor Lewellen**	**No**
Commissioner James	**Yes**		

10.4 Food Truck Ordinance Amendment - Commissioner James

Commissioner James said she is unsure of the food truck ordinance. There are certain hotels with limited service that want to have food trucks on their property without being shut down or being required to have a permit 60 days in advance or be limited to two times per year. We have an antiquated ordinance that needs to be looked at and revised so it serves the community and people frequenting the hotels.

Marc LaFerrier, Director of Community Development, explained the ordinance being discussed relates to the Special Event provision in the Code. Other than that provision in the code, we have no other way to allow for food trucks or other similar vendors in the City. We would need to amend the Code to have a special rule for food trucks.

Commissioner Harris noted he raised the issue a couple of weeks ago; we need to have a more contemporary ordinance.

Commissioner James asked if an ordinance that is more modern could be brought back.

The Commission consensus was to have a food truck ordinance brought to the Commission.

10.5 Review and approve City Commission meeting dates for 2019 - City Clerk

City Clerk Schneider addressed the four Commission meeting dates impacted by major holidays.

Commissioner James motioned to approve the Commission meeting dates for 2019, as amended to cancel the April 23, 2019, November 26, 2019 and December 24, 2019 meetings and to change the October 8, 2019 meeting date to Monday, October 7, 2019; seconded by Mayor Lewellen. The motion carried unanimously.

10.6 Discussion concerning City Manager selection process - Mayor Lewellen

Mayor Lewellen noted she spoke with Renee Narloch, the City Manager recruiter, this week about the process, and she is prepared to send the Commission resumes. Mayor Lewellen proposed that they be sent before the holidays to be reviewed during the holidays, and to set up a meeting with Ms. Narloch for either the first or second week of January. She noted Ms. Narloch agreed to do it by telephone, and we can move along from there.

Commissioner James agreed, and noted the conversation she had with City Manager Baldwin is that he is leaving January 1st. We should accept any resignation he gives to us and support any of his endeavors.

Commissioner Harris commented the sooner we meet or get the information to review, the better.

Vice-Mayor Odman said she has not heard from Ms. Narloch, and questioned the process for the City Manager leaving, such as the date and what happens from there.

Mayor Lewellen responded she does not have a definitive date, only sometime in January. If he resigns, we would accept his resignation and Assistant City Manager Donnelly would fill in. She added she expects the process will move along quickly, and would like to see someone in the seat no later than March 1st.

Vice-Mayor Odman asked who would serve in the interim and if it automatically follows that Assistant City Manager Donnelly becomes the City Manager.

City Attorney Ansbro noted the Assistant City Manager acts as the City Manager in the City Manager's absence. He explained the Charter provision for an Acting City Manager in the event of a prolonged absence or disability of the City Manager, which does not apply to a resignation.

Commissioner James thinks we should accept whatever resignation City Manager Baldwin gives us. This process has been long and drawn out, and we have been very comfortable with City Manager Baldwin's service.

Commissioner James motioned to accept the resignation of City Manager Baldwin and employment terminates with an effective date of January 1st; seconded by Vice-Mayor Odman.

Mayor Lewellen said procedurally, we cannot accept his resignation since he has not officially given it. We do need to move forward with determining who our new City Manager is going to be and look at dates when we can hold a workshop; this can be done whether or not he has resigned.

The motion carried on the following 3-2 Roll Call vote:

Commissioner Brandimarte	**No**	**Vice-Mayor Odman**	**Yes**
Commissioner Harris	**Yes**	**Mayor Lewellen**	**No**
Commissioner James	**Yes**		

City Attorney Ansbro noted the value of the motion is unknown because City Manager Baldwin has not given a date; if he agrees with the motion, then the issue is moot. If he does not agree, it will have to be dealt with at the January 8th meeting.

The Commission consensus was to meet with Renee Narloch on Monday, January 7, 2019 at 3:00 p.m.

Vice-Mayor Odman said getting a new City Manager on board is not a quick process. Her concern is with Assistant City Manager Donnelly assuming the role and responsibilities of the City Manager since he did not apply for nor express any interest in the position. She questioned if it is unreasonable to look at the other candidate who did apply and has expressed continued interest in the position, as only an Acting City Manager while we are in this process.

Mayor Lewellen felt it makes more sense to meet with Ms. Narloch first to get a better sense of where we are; it is not appropriate at this point to go through a preliminary testing of the waters to come up with an Acting City Manager, which would require four votes as well. The previous applicant did not receive four votes at that time. If it appears after meeting with Ms. Narloch that it will be a lengthier process, we can then perhaps address this. For now, we should go forward with the process and allow Assistant City Manager Donnelly to remain as Assistant City Manager and fill in when there is no City Manager in place, as he has been doing all along for the last several years.

Commissioner James asked for clarification regarding a special meeting in 2008 where Assistant City Manager Donnelly was appointed by a resolution to act as the Acting City Manager.

City Attorney Ansbro responded the resolution would have required four votes, and he read the Charter provision regarding appointment of a City Manager. He noted an Interim City Manager is not addressed in the Charter, but it would require four votes to appoint one.

Commissioner James said there is a lot of interpretation in the Charter, depending on who you speak to; nothing addresses an Interim City Manager.

City Attorney Ansbro again explained the City Manager provision in the Charter.

Commissioner Odman asked if there is anything that precludes the Commission from voting for somebody other than the Assistant City Manager.

City Attorney Ansbro said no, and it would take four votes.

Vice-Mayor Odman commented when we are talking about moving the City forward and in a new direction, she is hesitant to not put up the other candidate who has expressed repeated interest, has the qualifications and has the same degree as City Manager Baldwin, even if it is only for a short period of time, until the meeting comes about with Ms. Narloch.

Commissioner Harris felt we do not need to take any action on this now based on the fact it is only 23 days, less the holidays, until we meet with Ms. Narloch.

11. Commission Comments

11.1 Commissioner Brandimarte

Commissioner Brandimarte noted she is kind of disgusted with her own Commission.

11.2 Commissioner Harris

Commissioner Harris commented on the earlier action to convey five parcels to the CRA and on home ownership.

11.3 Commissioner James

Commissioner James spoke of her participation in Parks & Recreation's chaperoning 45 kids to the University of Miami versus New Orleans women's basketball game. She noted the holiday lighting has continued to draw people to our City Center; the event needs to celebrate more than one holiday.

11.4 Vice-Mayor Odman

Vice-Mayor Odman said when new people come onto the Commission, there is a whole different vibe and change that comes about; she feels disappointed Commissioner Brandimarte felt disgusted. This is a Commission that is looking to bring about change; change is hard and is uncomfortable. She hopes that moving forward, things get better.

11.5 Mayor Lewellen

Mayor Lewellen thanked everyone for coming and participating in the process. It has been very busy since the swearing in, and this is a big change to the Commission. She commented there are a lot of good things coming up in the City, and asked everyone to be patient with the Commission; we are starting to work together.

Commissioner James said we need to take a look at everyone we are governing as a Commission. She thinks we should look at the CRA and City Manager and City Attorney's offices to see if changes need to be made to make them better and more economical for the City. She would like to have a workshop to discuss all of the contracts we have and all of the money we are spending, especially in the Legal Department because we contract a lot of work out.

Mayor Lewellen suggested bringing up a workshop at the January 8th meeting.

Vice-Mayor Odman commented there are certain things that have urgency to them; when you are bleeding out money and you see where it may be coming from, you want to address that. She asked if it is unreasonable for us to come up with a date when we can address these things.

Commissioner James clarified that she is suggesting we take a look at the City Attorney's office to see if a law firm or someone else could stop all of the outsourcing and one firm that can do a lot of the work that the City Attorney's office is doing.

Vice-Mayor Odman said if a Commissioner wants to have a workshop to look at these things, which is a discussion well worth having, and if the middle ground is to set a workshop date, we should do that.

Mayor Lewellen noted she prefers waiting until the January 8th meeting; we should do one thing at a time.

Commissioner James motioned to get an RFP out to look at their services for what they can bring to the City of Dania Beach in our Legal Department; seconded by Vice-Mayor Odman. The motion failed on the following 2-3 Roll Call vote:

Commissioner Brandimarte	**No**	**Vice-Mayor Odman**	**Yes**
Commissioner Harris	**No**	**Mayor Lewellen**	**No**
Commissioner James	**Yes**		

12. <u>Appointments</u>

12.1 Airport Advisory Board

Commissioner Brandimarte appointed: Randy Wright and Gary Luedtke

Mayor Lewellen appointed: Dean Harley and Keith Roberts

12.2 Creative Arts Council Advisory Board

Vice-Mayor Odman appointed: Luis Rimoli

Mayor Lewellen appointed: Rich Aube

12.3 Education Advisory Board

Commissioner Harris appointed: Bonnie Carlton

Vice-Mayor Odman appointed: Kayla Gardner

Mayor Lewellen appointed: Bob Adams

12.4 Green Advisory Board

Mayor Lewellen appointed: Lilly Schipper

12.5 Marine Advisory Board

Vice-Mayor Odman appointed: Dean Grant

Mayor Lewellen appointed: Clive Taylor and Sharon Malone

12.6 Parks, Recreation and Community Affairs Advisory Board

Commissioner Harris appointed: Claire Frost

Commissioner James appointed: Jeff Hansen

Mayor Lewellen appointed: Morris Goldwire and Terri Shermett Rock

12.7 Planning & Zoning Board

Commissioner Harris appointed: Dr. Quinn Robertson

Commissioner James appointed: Bobbie H. Grace

Commissioner Harris motioned to approve the appointments; seconded by Mayor Lewellen. The motion carried unanimously.

13. Administrative Reports

13.1 City Manager

Assistant City Manager Donnelly distributed the City Manager's project report, and advised the cost for the table at the MLK Unity Dinner would come out of the Commission contingency account.

Commissioner James motioned to take the cost of the table from Commission contingency; seconded by Mayor Lewellen. The motion carried unanimously.

13.2 City Attorney

City Attorney Ansbro expressed holiday wishes to everyone.

13.3 City Clerk - Reminders

Tuesday, January 8, 2019 - 5:30 p.m.	CRA Board Meeting
Tuesday, January 8, 2019 - 7:00 p.m.	City Commission Meeting
Tuesday, January 22, 2019 - 7:00 p.m.	City Commission Meeting

14. Adjournment

Mayor Lewellen adjourned the meeting at 9:18 p.m.

ATTEST:

Thomas Schneider

THOMAS SCHNEIDER, CMC
CITY CLERK

DANIA BEACH
ESTABLISHED 1904

CITY OF DANIA BEACH

LORI LEWELLEN
MAYOR

Approved: January 8, 2018

DANIA BEACH
COMMUNITY REDEVELOPMENT AGENCY

REQUEST TO ADDRESS City Commission
CITY OF DANIA BEACH
COMMUNITY REDEVELOPMENT AGENCY
REGULAR OR SPECIAL MEETINGS

The Community Redevelopment Agency (CRA) is required by state law to keep minutes of CRA Board meetings. To properly identify persons who address the CRA in those minutes, the CRA requests that this form be completed and provided to the CRA Secretary, before the meeting begins.

DATE OF CRA BOARD MEETING: 12/11, 2018

PRINT NAME: Paul R. Wiggins

ADDRESS: 215 NW 5th Ave Dania 33004

PHONE NO. (optional): 954-644-2648

PLEASE CHECK ONE OR BOTH OF THE ITEMS BELOW:

1) ✓ CITIZEN COMMENTS:

Comments by Dania Beach citizens or interested parties that are not part of the regular printed agenda may be made during each CRA Board meeting during the period set aside for "Citizen Comments." 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 CRA Secretary immediately prior to the beginning of the meeting of their intention to speak.

PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

2) ________ AGENDA ITEM #________ (AS PRINTED ON AGENDA)

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)

DANIA BEACH
COMMUNITY REDEVELOPMENT AGENCY

REQUEST TO ADDRESS
CITY OF DANIA BEACH
COMMUNITY REDEVELOPMENT AGENCY
REGULAR OR SPECIAL MEETINGS

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DATE OF CRA BOARD MEETING: 12/ 11, 20 17

PRINT NAME: Bryan Veith

ADDRESS: 2351 SW 52 ST

PHONE NO. (optional): (9) 554 7939

PLEASE CHECK ONE OR BOTH OF THE ITEMS BELOW:

1) ✓ CITIZEN COMMENTS:

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PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

Shutters a problem

2) ________ AGENDA ITEM #________ (AS PRINTED ON AGENDA)

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)

DANIA BEACH
SEA IT. LIVE IT. LOVE IT.

REQUEST TO ADDRESS CITY COMMISSION AT REGULAR OR SPECIAL MEETINGS

The City is required by state law to keep minutes of City Commission meetings. To properly identify persons who address the City Commission in those minutes, the City requests that this form be completed and provided to the City Clerk, before the meeting begins.

DATE OF COMMISSION MEETING: 12/11/18, 20__

PRINT NAME: Zachary Lynch

ADDRESS: 4510 S.W. 27 ave. Dania Beach, FL 33312

PHONE NO. (optional): ________

PLEASE CHECK ONE OR BOTH OF THE BOXES BELOW:

1) ☐ ____ CITIZEN COMMENTS:

Comments by Dania Beach citizens or interested parties that are not part of the regular printed 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 immediately 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.

PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

I was wondering why all the houses around are getting door's and windows and not me.

2) ☐ ✓ PUBLIC HEARINGS – ITEM #________ (AS PRINTED ON AGENDA)

PLEASE NOTE: IF YOU WISH TO SPEAK ON AN ITEM THAT PERTAINS TO A "ZONING" TYPE OF MATTER (FOR EXAMPLE, A SITE PLAN, VARIANCE, SPECIAL EXCEPTION OR SIMILAR TYPE OF ITEM KNOWN AS A "QUASI-JUDICIAL" MATTER, YOU ARE SUBJECT TO BEING ASKED TO SWEAR OR AFFIRM THAT YOU WILL BE TRUTHFUL AS TO YOUR COMMENTS OR TESTIMONY. YOU MAY ALSO BE SUBJECT TO QUESTIONS ASKED OF YOU BY AN APPLICANT OR AN APPLICANT'S REPRESENTATIVE OR ATTORNEY WHICH RELATE TO THE ITEM.

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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DANIA BEACH
COMMUNITY REDEVELOPMENT AGENCY

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DATE OF CRA BOARD MEETING: 12-11-~~18~~, 2018

PRINT NAME: PAT WRIGHT

ADDRESS: 4391 SW 34 LANE

PHONE NO. (optional): ____________

PLEASE CHECK ONE OR BOTH OF THE ITEMS BELOW:

1) ✓ CITIZEN COMMENTS:

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PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

Dania Beach home buyers Program

2) ________ AGENDA ITEM #________ (AS PRINTED ON AGENDA)

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