

AGENDA
DANIA BEACH CITY COMMISSION
REGULAR MEETING
TUESDAY, AUGUST 27, 2019 - 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 on Olsen Middle School Magnet Program by Principal Valerie Harris
2. Special presentation from the 2019 U.S. Conference of Mayors - Commissioner Harris

4. PROCLAMATIONS

1. St. Ruth Missionary Baptist Church 111th Anniversary - Mayor Lewellen

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 July 30, 2019 Special Budget Meeting
Approve Minutes of July 30, 2019 City Commission Meeting

2. Travel Requests: None
3. RESOLUTION NO. 2019-086

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 BEACH RAKER, LLC, FOR BEACH CLEANING SERVICES WHICH SERVICES SHALL NOT EXCEED THE ANNUAL AMOUNT OF ONE HUNDRED SIX THOUSAND ONE HUNDRED FORTY TWO DOLLARS AND FORTY CENTS (\$106,142.40); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

4. RESOLUTION NO. 2019-087

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A COMMUNITY AESTHETIC FEATURE AGREEMENT (CAFA) IN SUBSTANTIALLY THE SAME FORM AS ATTACHED EXHIBIT “A” WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (“FDOT”) PENDING LEGAL REVIEW, BETWEEN FDOT AND THE CITY FOR THE SIGN THAT IS LOCATED IN AN FDOT RIGHT-OF-WAY WITHIN THE JURISDICTIONAL BOUNDARIES OF UNINCORPORATED BROWARD COUNTY, FLORIDA; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

5. RESOLUTION NO. 2019-088

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 2018-2019, INCREASING THE NOT TO EXCEED AMOUNT FROM ONE MILLION DOLLARS (\$1,000,000.00) TO ONE MILLION FOUR HUNDRED TWENTY THOUSAND DOLLARS (\$1,420,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

6. RESOLUTION NO. 2019-089

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

FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A RETROACTIVE RENEWAL OF THE EXISTING AGREEMENT FOR CONSTRUCTION SERVICES FOR CONCRETE AND ASPHALT REPAIRS AND RECONSTRUCTION WITHIN CITY ROAD RIGHTS OF WAY BY METRO EXPRESS, INC. UNDER THE SOUTHEAST FLORIDA GOVERNMENTAL COOPERATIVE GROUP INVITATION TO BID NO. ITB 15-16-039 (A), VALID FROM OCTOBER 1, 2018 THROUGH FEBRUARY 8, 2020, IN AN AMOUNT THAT WILL EXCEED THE ANNUAL VENDOR THRESHOLD AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) EACH YEAR THE CONTRACT IS IN PLACE AND AUTHORIZING SUCH PURCHASES THAT ARE TO BE MADE WITHIN THE DEPARTMENT APPROVED ANNUAL BUDGET APPROPRIATIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7. RESOLUTION NO. 2019-090

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING FOR A COLLABORATION STUDY AND SUBSEQUENT DEVELOPMENT OF AN INTEGRATED SOLID WASTE AND RECYCLING SYSTEM MEMORANDUM OF UNDERSTANDING WITH BROWARD COUNTY AND MEMBERS OF THE BROWARD LEAGUE OF CITIES; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

8. RESOLUTION NO. 2019-091

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO WAIVE COMPETITIVE BIDDING REQUIREMENTS AND AUTHORIZE CITY OFFICIALS TO PROCEED WITHOUT ADVERTISEMENT FOR BIDS FOR THE PURCHASE AND INSTALLATION OF A REPLACEMENT LIME SLAKER UNIT AND TO PROCURE IT FROM SOUTHLAND CONTROLS, INC., IN AN AMOUNT NOT TO EXCEED EIGHTY THOUSAND DOLLARS (\$80,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

9. RESOLUTION NO. 2019-092

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TO PROVIDE FOR THE CITY TO PERFORM NECESSARY MAINTENANCE TO LANDSCAPE IMPROVEMENTS WITHIN THE RIGHT OF WAY OF STATE ROAD A1A (EAST DANIA BEACH BOULEVARD) FROM MILE POST 7.322 TO MILE POST 7.385

LOCATED WITHIN THE CITY OF DANIA BEACH; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

10. RESOLUTION NO. 2019-093

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AND ACCEPT AGREEMENTS FOR SELECTION OF THE CITY'S FULLY INSURED HEALTH, DENTAL, VISION, AND LIFE INSURANCE COVERAGE PROCURED USING GEHRING GROUP AS BROKER OF RECORD FOR THE CITY OF DANIA BEACH WITH THE FLORIDA LEAGUE OF CITIES, CIGNA LIFE INSURANCE COMPANY, AND NATIONAL VISION ADMINISTRATORS INSURANCE COMPANY, FOR INSURANCE COVERAGES BEGINNING OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020, FOR ACTIVELY WORKING AND NON-MEDICARE ELIGIBLE RETIRED EMPLOYEES; FURTHER, AUTHORIZING CITY OFFICIALS TO EXECUTE AND ACCEPT AN AGREEMENT WITH MAXON ADMINISTRATORS TO ADMINISTER THE CITY'S SELF-INSURED SHORT TERM DISABILITY COVERAGE BEGINNING OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020 FOR ALL ACTIVELY WORKING, ELIGIBLE EMPLOYEES; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

11. ORDINANCE NO. 2019-011

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 17, ENTITLED "OFFENSES - MISCELLANEOUS", ARTICLE XIII, ENTITLED "PROHIBITION OF DISTRIBUTION OF PLASTIC STRAWS", SECTION 17-134, ENTITLED "PROHIBITION OF DISTRIBUTION OF PLASTIC STRAWS", OF THE CITY CODE OF ORDINANCES, PERTAINING TO A CITY-WIDE PLASTIC STRAW BAN; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

12. ORDINANCE NO. 2019-012

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 27 OF THE CITY CODE OF ORDINANCES BY ADDING ARTICLE V TO CHAPTER 27, SUCH ARTICLE TO BE ENTITLED "STORMWATER REGULATIONS" RELATING TO THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM STORMWATER PROGRAM ("NPDES"); PROVIDING FOR STORMWATER MANAGEMENT PLAN REQUIREMENTS, ILLICIT DISCHARGE DETECTION AND ELIMINATION PROVISIONS, PROHIBITION OF ILLEGAL DISCHARGES, MATERIAL MANAGEMENT, AND POST CONSTRUCTION INSPECTION AND ENFORCEMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR

SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

8. BIDS AND REQUESTS FOR PROPOSALS

1. RESOLUTION NO. 2019-094

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, RELATED TO REQUEST FOR PROPOSALS (RFP NO. 19-006) CITY CENTER REDEVELOPMENT OPPORTUNITY PUBLIC PRIVATE PARTNERSHIP; AUTHORIZING THE CITY MANAGER TO ESTABLISH A NEGOTIATING TEAM TO ENTER INTO NEGOTIATIONS FOR A DEVELOPMENT AGREEMENT WITH ARMADA HOFFLER PROPERTIES/CAPITAL GROUP (DANIA BEACH CITY CENTER LLC) IN FURTHERANCE OF THE CITY CENTER REDEVELOPMENT PROJECT; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

9. PUBLIC HEARINGS

1. ORDINANCE NO. 2019-010

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE DEVELOPMENT OF REGIONAL IMPACT ABANDONMENT REQUEST (OT-85-18) SUBMITTED BY JOHN D. VOIGT, ESQ. ON BEHALF OF THE DESIGN CENTER OF THE AMERICAS FOR PROPERTY LOCATED AT 1855 GRIFFIN ROAD, IN THE CITY OF DANIA BEACH, FLORIDA, AS LEGALLY DESCRIBED IN EXHIBIT “A;” PROVIDING FOR CONFLICTS; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

2. ORDINANCE NO. 2019-013

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 CAP GOVERNMENT, INC.; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

3. RESOLUTION NO. 2019-095

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA APPROVING THE WAIVER OF REPLAT REQUEST (OT-86-19) SUBMITTED BY LARRY L. ADAIR, ON BEHALF OF THE PROPERTY OWNER, 800 MARINE TECHNICAL CENTER, INC. FOR PROPERTY GENERALLY

LOCATED AT NW 3RD PLACE BETWEEN NW 8TH AVENUE AND NW 9TH 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; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

4. ORDINANCE NO. 2019-014

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA APPROVING THE RIGHT-OF-WAY VACATION REQUEST (VC-87-19) SUBMITTED BY LARRY L. ADAIR, P.A. ON BEHALF OF THE PROPERTY OWNER, 800 MARINE TECHNICAL CENTER, INC. FOR PROPERTY GENERALLY LOCATED BETWEEN BLOCK 3 AND BLOCK 2 TO THE IMMEDIATE NORTH AND SOUTH AND BETWEEN THE INTERSECTION OF NORTHWEST 9TH AND 8TH AVENUES TO THE IMMEDIATE WEST AND EAST OF THE PLAT OF DANIA MANOR, RECORDED IN PLAT BOOK 10, PAGE 53, PUBLIC RECORDS OF BROWARD COUNTY, GENERALLY DESCRIBED AS NORTHWEST 3RD PLACE, WITHIN THE CITY OF DANIA BEACH, FLORIDA, AS LEGALLY DESCRIBED IN EXHIBIT A, A COPY OF WHICH IS ATTACHED TO THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

5. RESOLUTION NO. 2019-096

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE SITE PLAN MODIFICATION (SP-02-17MOD) AND VARIANCE (VA-123-19), SUBMITTED BY DANIA AIRPORT HOTELS, LLC FOR PROPERTIES GENERALLY LOCATED ON THE EAST SIDE OF NORTH FEDERAL HIGHWAY BETWEEN NW 1st STREET AND EAST DANIA BEACH BOULEVARD AND ON THE EAST SIDE OF NE 1st COURT BETWEEN NE 1st STREET AND EAST DANIA BEACH BOULEVARD IN THE CITY OF DANIA BEACH, FLORIDA AS LEGALLY DESCRIBED IN EXHIBIT “A,” A COPY OF WHICH IS ATTACHED TO THIS RESOLUTION; PROVIDING FOR CONDITIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

10. DISCUSSION AND POSSIBLE ACTION

1. Pet Friendly City - Mayor Lewellen
2. Citywide reduction of glyphosate based fertilizer - Vice-Mayor Odman
3. Air BNB Affidavit - Commissioner James

11. COMMISSION COMMENTS

1. Commissioner Brandimarte
2. Commissioner Harris
3. Commissioner James
4. Vice-Mayor Odman
5. Mayor Lewellen

12. APPOINTMENTS

1. Complete Count Advisory Committee
Mayor Lewellen - 2 appointments
Vice-Mayor Odman - 2 appointments
Commissioner Brandimarte - 2 appointments
Commissioner Harris - 2 appointments
Commissioner James - 2 appointments

13. ADMINISTRATIVE REPORTS

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

Wednesday, August 28, 2019 - 10:00 a.m.
Tuesday, September 10, 2019 - 5:30 p.m.
Tuesday, September 10, 2019 - 7:00 p.m.
Thursday, September 12, 2019 - 5:01 p.m.
Monday, September 23, 2019 - 5:01 p.m.
Monday, September 23, 2019

Commission Budget Workshop
CRA Board Meeting
City Commission Meeting
First Budget Public Hearing
Second Budget Public Hearing
City Commission Meeting
(immediately following Second Budget
Public Hearing)

14. ADJOURNMENT