

AGENDA
DANIA BEACH CITY COMMISSION
REGULAR MEETING
TUESDAY, DECEMBER 10, 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 social media, website updating and graphic design services by Multi-Media Marketing Associates, Inc.
2. Dania Beach Chamber of Commerce update by Randie Shane
3. Update on The Place at Dania Beach by Eddie Rojas, Building Official, C.A.P. Government
4. Opportunities for City-Wide Environmental Redevelopment - Michael R. Goldstein, Esq.
5. Acknowledgment of Melaleuca Gardens Homeowner's Association for donating park benches to Parks & Recreation - Eric Brown, Director of Parks & Recreation
6. Announcement of the tickets to go on sale for the 115 Anniversary Celebration - Vice-Mayor Odman
7. Announcement of the winner of the City's Nickname Contest - Vice-Mayor Odman

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 October 28, 2019 City Commission Meeting
Approve Minutes of November 12, 2019 City Commission Meeting

2. Travel Requests: None

3. RESOLUTION NO. 2019-152

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS BY THE PUBLIC SERVICES DEPARTMENT AND VARIOUS DEPARTMENTS TO PURCHASE ACCESSORIES AND PARTS FROM ADVANCE AUTO PARTS UTILIZING THE CITY OF CHARLOTTE, NORTH CAROLINA AMENDED CONTRACT NO. 2017000280-5 THROUGH THE TERM OF THE CONTRACT AND TO EXCEED AN ANNUAL VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00); AUTHORIZING SUCH PURCHASES TO BE MADE WITHIN THE RESPECTIVE CITY DEPARTMENTS' APPROVED ANNUAL BUDGET APPROPRIATIONS; AUTHORIZING THE PROPER CITY OFFICIALS TO WAIVE COMPETITIVE BIDDING REQUIREMENTS AND AUTHORIZE CITY OFFICIALS TO PROCEED WITHOUT ADVERTISEMENT FOR BIDS; PROVIDING FOR CONFLICTS FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

4. RESOLUTION NO. 2019-153

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS BY THE PARKS AND RECREATION DEPARTMENT FOR THE PURCHASE OF MOTOROLA APX RADIOS FROM MOTOROLA SOLUTIONS, INC., FOR FISCAL YEAR 2019-2020, WHICH MAY EXCEED AN ANNUAL SINGLE VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00); AUTHORIZING SUCH PURCHASES TO BE MADE WITHIN THE PARKS AND RECREATION DEPARTMENT'S APPROVED ANNUAL BUDGET APPROPRIATIONS;

PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Parks & Recreation)*

5. RESOLUTION NO. 2019-154

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO PURCHASE ONE (1) JOHN DEERE 310SL BACKHOE AND ONE (1) JOHN DEERE 35G MINI EXCAVATOR FOR THE PUBLIC SERVICES DEPARTMENT, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED SIXTY-NINE THOUSAND NINE HUNDRED NINETY SIX DOLLARS AND FIFTY CENTS (\$169,996.50) FROM DOBBS EQUIPMENT WITHOUT COMPETITIVE BIDDING AND WITHOUT ADVERTISEMENT FOR BIDS, BY UTILIZING THE PRICING UNDER THE FLORIDA SHERIFFS' ASSOCIATION CONTRACT FSA19-VEH17.0; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

6. RESOLUTION NO. 2019-155

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING VARIOUS DEPARTMENTS TO UTILIZE THE SERVICES OF KILOWATT ELECTRIC COMPANY UNDER THE CITY OF CORAL SPRINGS AMENDED CONTRACT ITB NUMBER 17-B-008F AND TO EXCEED THE CITY'S ANNUAL VENDOR THRESHOLD TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) FOR THE TERM OF THE CONTRACT; AUTHORIZING SUCH PURCHASES TO BE MADE WITHIN THE RESPECTIVE DEPARTMENTS' APPROVED ANNUAL BUDGET APPROPRIATIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

7. RESOLUTION NO. 2019-156

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING AN APPROPRIATION OF FUNDS RELATING TO A CHANGE ORDER WITH TIGO INC. (D/B/A EXPOSE YOURSELF USA) FOR THE FABRICATION AND INSTALLATION OF THE CITY WELCOME SIGN AT THE SOUTHWEST CORNER OF THE INTERSECTION OF GRIFFIN ROAD AND U.S. HIGHWAY 1, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) PERTAINING TO ASSOCIATED LANDSCAPING; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Community Development)*

8. ORDINANCE NO. 2020-001

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA

BEACH, FLORIDA, AMENDING CHAPTER 18, ENTITLED “PENSIONS AND RETIREMENT”, ARTICLE IV, ENTITLED POLICEMEN AND FIREMEN”, SECTION 18-42, ENTITLED “BENEFIT AMOUNTS AND ELIGIBILITY” OF THE CITY CODE OF ORDINANCES RELATING TO THE POLICE AND FIREFIGHTERS’ RETIREMENT SYSTEM; AMENDING THE ORDINANCE IN ORDER TO BE IN COMPLIANCE WITH CHAPTER 2019-21, LAWS OF FLORIDA; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)** *(Police & Fire Pension Administrator)*

8. BIDS AND REQUESTS FOR PROPOSALS

9. PUBLIC HEARINGS

1. ORDINANCE NO. 2019-023

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, TO AMEND CHAPTER 28, THE “LAND DEVELOPMENT CODE,” OF THE CITY’S CODE OF ORDINANCES BY AMENDING PART 1 “USE REGULATIONS,” ARTICLE 110 “USE REGULATIONS FOR COMMERCIAL AND MIXED-USE DISTRICTS” TO PROVIDE FOR LIQUOR, PACKAGE STORE AS A PERMITTED ACCESSORY USE TO A RETAIL USE; AMENDING PART 3 “SPECIAL ZONING DISTRICTS”, SUBPART 1 “COMMUNITY REDEVELOPMENT AREA (CRA) FORM-BASED ZONING DISTRICTS” TO PROVIDE FOR LIQUOR, PACKAGE STORE AS A PERMITTED ACCESSORY USE TO A RETAIL USE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)** *(Community Development)*

2. ORDINANCE NO. 2019-024

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, TO AMEND CHAPTER 4 “ALCOHOLIC BEVERAGES,” OF THE CITY’S CODE OF ORDINANCES BY AMENDING ARTICLE I “IN GENERAL,” SECTION 4-1 “DEFINITIONS” TO DEFINE SINGLE-SERVING CONTAINER, ARTICLE II “OPERATION REGULATIONS,” SECTION 4-18 “HOURS OF SALE” TO MODIFY THE HOURS OF PACKAGE SALES FOR LIQUOR, BEER AND WINE FOR OFF-SITE CONSUMPTION CONDUCTED AS AN ACCESSORY USE TO A RETAIL GROCERY STORE USE WITH A MINIMUM 27,500 SQUARE FEET, AND ARTICLE II “OPERATION REGULATIONS,” TO CREATE SECTION 4-37 “RESTRICTION ON THE SALE OF SINGLE-SERVING CONTAINERS;” AND PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)** *(Community Development)*

3. ORDINANCE 2019-025

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 PART 8 “TECHNICAL APPENDIX” BY CREATING AND ESTABLISHING ARTICLE 811 “PUBLIC ART PROGRAM,” CREATING PUBLIC ART PROGRAM REQUIREMENTS FOR NEW DEVELOPMENT AND REDEVELOPMENT IN NON-RESIDENTIAL, MIXED-USE, AND MULTI-FAMILY ZONING DISTRICTS; PROVIDING FOR GENERAL PROVISIONS FOR PUBLIC ART PROGRAM ORGANIZATION, OPERATION AND IMPLEMENTATION; PROVIDING FOR A PUBLIC ART FEE FOR THE CREATION, ACQUISITION AND INSTALLATION OF PUBLIC ART IN THE CITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; AND FURTHER PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)** *(Community Development)*

4. ORDINANCE NO. 2019-026

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, TO AMEND CHAPTER 28, THE “LAND DEVELOPMENT CODE,” OF THE CITY’S CODE OF ORDINANCES BY AMENDING PART 1 “USE REGULATIONS,” ARTICLE 110 “USE REGULATIONS FOR COMMERCIAL AND MIXED-USE DISTRICTS,” SECTION 110-20 “LIST OF PERMITTED, SPECIAL EXCEPTION AND PROHIBITED USES” TO AMEND THE SCHEDULE OF PERMITTED USES; CREATING SECTION 110-320 “MOBILE FOOD VENDING CONDITIONS OF USE;” ARTICLE 115 “INDUSTRIAL DISTRICTS: PERMITTED, PROHIBITED, SPECIAL EXCEPTION USES, AND CONDITIONS OF USE,” SECTION 115-40 “SCHEDULE OF PERMITTED USES” TO AMEND THE SCHEDULE OF PERMITTED USES; AMENDING PART 3 “SPECIAL ZONING DISTRICTS,” SUBPART 1, “COMMUNITY REDEVELOPMENT AREA (CRA) FORM-BASED ZONING DISTRICTS,” ARTICLE 302 “DETAILED USE REGULATIONS,” SECTION 302-10 “PERMITTED, SPECIAL EXCEPTION AND PROHIBITED USES” TO AMEND THE SCHEDULE OF PERMITTED USES; AMENDING PART 6 “DEVELOPMENT REVIEW PROCEDURES AND REQUIREMENTS,” ARTICLE 675 “TEMPORARY USE AND SPECIAL EVENT PERMITS,” TO PROVIDE FOR MOBILE FOOD VENDOR EVENTS; AND FURTHER AMENDING PART 7 “CODE ADMINISTRATION,” ARTICLE 725 “DEFINITIONS,” SECTION 725-30 “TERMS DEFINED” TO PROVIDE FOR MOBILE FOOD VENDORS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)** *(Community Development)*

5. ORDINANCE NO. 2020-002

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE REQUEST MADE BY LEIGH ROBINSON KERR, ON BEHALF OF BEJL 4200 REAL ESTATE, LLC, TO AMEND CHAPTER 28, “LAND DEVELOPMENT CODE,” OF THE CITY CODE OF ORDINANCES BY AMENDING PART 2, “SITE DEVELOPMENT REGULATIONS,” ARTICLE 205, “TABULAR SUMMARY OF SITE DEVELOPMENT STANDARDS FOR ALL ZONING DISTRICTS,” SECTION 205-10(B) “PRD-1 AND MULTIPLE-FAMILY DISTRICTS” (TX-155-19) TO AMEND THE MAXIMUM ALLOWED DENSITY IN THE MULTIPLE-FAMILY(10 DU/AC) RESIDENTIAL DISTRICT (RM-2);PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)** *(Community Development)*

6. RESOLUTION NO. 2019-157

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE SITE PLAN AND ALTERNATE PARKING STANDARD (SP-151-19) SUBMITTED BY DANIA LIVE 1748, LLC FOR PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF STIRLING ROAD BETWEEN BRYAN ROAD AND INTERSTATE 95 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; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Community Development)*

7. RESOLUTION NO. 2019-158

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE DEVELOPMENT DESIGN GUIDELINES (DDG) AND SITE PLAN (SP-106-19) SUBMITTED BY STEPHANIE J. TOOTHAKER, ESQ., P.A., ON BEHALF OF PROJECT USA, LLC AND CYMBAL DEVELOPMENT FOR PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF STIRLING ROAD AND EAST SIDE OF BRYAN ROAD 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; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Community Development)*

10. DISCUSSION AND POSSIBLE ACTION

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 - 1 appointment
Vice-Mayor Odman - 1 appointment
Commissioner Brandimarte - 2 appointments
Commissioner Harris - 2 appointments
Commissioner James - 1 appointment
2. Creative Arts Council Advisory Board
Mayor Lewellen - 1 appointment
Commissioner James - 1 appointment
3. Green Advisory Board
Vice-Mayor Odman - 1 appointment

13. ADMINISTRATIVE REPORTS

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

Tuesday, January 14, 2020 - 5:30 p.m.
Tuesday, January 14, 2020 - 7:00 p.m.
Tuesday, January 28, 2020 - 7:00 p.m.

CRA Board Meeting
City Commission Meeting
City Commission Meeting

14. ADJOURNMENT