

MINUTES OF REGULAR MEETING
DANIA BEACH CITY COMMISSION
TUESDAY, FEBRUARY 28, 2017 – 7:00 P.M.

1. Call to Order/Roll Call

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

Present:

Mayor:	Tamara James
Vice-Mayor:	Bill Harris
Commissioners:	Chickie Brandimarte
	Bobbie H. Grace
	Marco A. Salvino, Sr.
City Manager:	Robert Baldwin
City Attorney:	Thomas Ansbro
City Clerk:	Louise Stilson

2. Moment of Silence and Pledge of Allegiance

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

3. Presentations and Special Event Approvals

3.1 Black History Month – Commissioner Grace

Commissioner Grace invited children from the Dancing for a Purpose group to speak about African American Commissioners and Mayors in Dania Beach.

Commissioner Salvino presented an award to the City of Dania Beach on behalf of the Prestige Club.

4. Proclamations

There were no proclamations at this meeting.

5. Citizen Comments

Janet Colbert, 4605 SW 27 Terrace, thanked the Commission for adopting the opioid resolution on the Consent Agenda.

Thomas Baker, 151 N Beach Road, addressed the dog policy at the Dania Beach marina, and noted patrons were recently informed via a letter that dogs have been banned.

Commissioner Salvino questioned the change in policy.

City Manager Baldwin requested Mark Felicetty address the issue.

Mark Felicetty, Director of Parks and Recreation, confirmed the letter came from the City; no one has been asked to leave the marina, only to leave their dogs at home. The problem has become a nuisance and health hazard in the last few months with our lifeguards stepping in waste.

Commissioner Brandimarte questioned if the contracts contained a clause that no dogs were allowed.

Colin Donnelly, Assistant City Manager, explained Westrec's role as the marina manager and noted the system put in place to accommodate dogs is no longer working for them. Not every rule and regulation is in the lease; we rely on Westrec to provide expertise to us. Also, regular beachgoers see marina dogs and the notion that this is now a dog beach proliferates. This is unfair to the lifeguards who are not there to constantly monitor a dog situation.

Vice-Mayor Harris noted the problem is the dog owners, not the dogs. He thinks we should defer this for 30 days to look at the issue and come to some resolution as to what the policy should be.

Commissioner Salvino noted Westrec should monitor if the owners are living aboard the boats, there needs to be rules set and included in the contract, and ample notice should be given.

Jim Lanigan, Dania City Marina, Slip E-1, who also lives in Lake Placid, Florida, addressed the dog policy at the marina. He noted marina dogs are not at the beach, it is other dogs; the marina manager needs to address the issue with individual dog owners.

Frank Debesa, 1601 E Hawthorne Circle, Hollywood, spoke of the dog policy at the marina and said he is not aware of any issues there; however, the general public parks their cars and walks their dogs onto the beach.

Richard Judge, 115 NW 4 Avenue, asked for code enforcement relief; he feels like he is being singled out.

Gerald Clark, 13604 New Acadia Lane, Upper Marlboro, Maryland, said he owns property on 5th Court, and thanked the City for installing solar lights, speed humps and speed limit signs. He addressed traffic coming down 5th Court and indicated the problem is due to the timing of traffic lights at Phippen and Stirling Roads.

James Bowers, 9720 SW 12 Street, Pembroke Pines, President of Attucks Alumni Association, spoke of drug use and sales on Ely Boulevard, across from Attucks Middle School. He asked for increased police patrol in the area.

6. Public Safety Reports

Captain Daniel Marks, BSO Chief of Police, provided a synopsis on recent criminal activity and crime prevention.

City Manager Baldwin provided a memo as an update on what the City is doing to try to deter the activity that is happening at Smith's Store and other convenience stores, which is attached to and incorporated into these minutes.

Sean Brown, Battalion Chief, BSO Fire Rescue, was present to answer questions.

7. Consent Agenda

Items removed from Consent Agenda: #7.10, #7.11

- 7.1 Minutes:
Approve Minutes of February 14, 2017 City Commission Meeting

- 7.2 Travel Requests:

Request from HR Generalist Kristin Milligan to attend the 2017 Society of Human Resources Annual Conference and Exposition in New Orleans, Louisiana, from June 17-21, 2017 (Estimated cost \$3,097.32)

Request from Permitting Office Supervisor Eleanor Norena to attend the Florida Floodplain Managers Association (FFMA) Annual Conference in St. Petersburg, Florida, from April 3-7, 2017 (Estimated cost \$1,373.61)

Resolutions

- 7.3 RESOLUTION #2017-014

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS BY VARIOUS CITY DEPARTMENTS FOR SERVICES PURCHASES FROM PUBLIC UTILITY MANAGEMENT PLANNING SERVICES FOR FISCAL YEAR 2016-2017 ENDING SEPTEMBER 20, 2017, 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.

- 7.4 RESOLUTION #2017-015

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, SUPPORTING THE COMBINED EFFORTS OF THE UNITED STATES CENTER FOR DISEASE CONTROL AND PREVENTION ("CDC") AND THE DEPARTMENT OF JUSTICE ("DOJ") TO CURTAIL THE OVERPRESCRIBING OF OPIOIDS BY PHYSICIANS THROUGH MORE PHYSICIAN EDUCATION AS WELL AS BETTER RISK ASSESSMENT OF PATIENTS; SUPPORTING THE STRENGTHENING OF PRESCRIPTION DRUG MONITORING PROGRAMS IN EVERY STATE AND ENSURING SAFE DRUG DISPOSAL; SUPPORTING THE EFFORTS OF THE CITY-COUNTY NATIONAL TASK FORCE ON THE OPIOID EPIDEMIC TO PROVIDE EDUCATIONAL OPPORTUNITIES; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.5 RESOLUTION #2017-016

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A ROAD MAINTENANCE AGREEMENT AND ANY ADDITIONAL DOCUMENTS PERTAINING TO THE AGREEMENT AND TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT, A COPY OF WHICH IS ATTACHED, AND MADE A PART OF AND INCORPORATED INTO THIS RESOLUTION BY THIS REFERENCE, WITH DANIA ENTERTAINMENT CENTER, LLC (DEC) FOR THE MAINTENANCE OF FRONTON BOULEVARD; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.6 RESOLUTION #2017-017

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO APPLY FOR THE SOUTH FLORIDA REGIONAL TRANSIT ORIENTED DEVELOPMENT (SFTOD) GRANT IN CONJUNCTION WITH THE DANIA BEACH COMMUNITY REDEVELOPMENT AGENCY ("CRA") IN THE MAXIMUM AMOUNT OF TWO HUNDRED FIVE THOUSAND DOLLARS (\$205,000.00), WHICH REQUIRES A 20% MATCH TO PROVIDE FUNDING FOR TRI-RAIL COASTAL LINK STATION AREAS TO ENHANCE IMPROVED ACCESS AND MOBILITY FOR ALL USERS, AND EXPANDED ECONOMIC DEVELOPMENT OPPORTUNITIES IN AREAS LOCATED WITHIN THE DANIA BEACH COMMUNITY REDEVELOPMENT AGENCY (CRA) BOUNDARIES; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.7 RESOLUTION #2017-018

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, SUPPORTING IMPLEMENTATION OF MULTIMODAL IMPROVEMENTS (BICYCLE LANES AND SIDEWALKS) ALONG THE STATE ROAD A1A CORRIDOR (EAST DANIA BEACH BOULEVARD) FROM GULFSTREAM ROAD TO NORTH OCEAN DRIVE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER PROVIDING AN EFFECTIVE DATE.

7.8 RESOLUTION #2017-019

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, REMOVING THE FUNDING OBLIGATION FOR SEWER PROJECTS IN THE AMOUNT OF TWO MILLION FIVE HUNDRED NINETY SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$2,597,500.00) AND AUTHORIZING THE RETURN OF FUNDS TO THE CITY'S SEWER FUND RESERVES; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.9 RESOLUTION #2017-020

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO PURCHASE SIDEWALK REPLACEMENT MATERIALS AND

PROVIDING FOR SIDEWALK CONSTRUCTION SERVICES, INCLUDING COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT (THE “ADA”) FOR A SIDEWALK IMPROVEMENT PROJECT TO BE PERFORMED BY METRO EXPRESS, INC., UNDER THE SOUTHEAST FLORIDA GOVERNMENTAL COOPERATIVE GROUP INVITATION TO BID NO. ITB 15-16-039(A), IN AN AMOUNT NOT TO EXCEED ALLOCATED DEPARTMENTAL BUDGET APPROPRIATIONS WHICH WILL EXCEED THE ANNUAL VENDOR THRESHOLD OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) IN FISCAL YEAR 2016-2017; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Grace motioned to adopt the Consent Agenda, with the exception of Items #7.10 and #7.11; seconded by Commissioner Brandimarte. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Harris	Yes
Commissioner Grace	Yes	Mayor James	Yes
Commissioner Salvino	Yes		

Ordinances (Titles read by City Attorney)

7.10 ORDINANCE #2017-006

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING SECTION 4-18, ENTITLED “HOURS OF SALE” OF CHAPTER 4, ENTITLED “ALCOHOLIC BEVERAGES”, ARTICLE II, ENTITLED “OPERATION REGULATIONS” OF THE CITY CODE OF ORDINANCES, PERTAINING TO THE HOURS THAT ALCOHOLIC BEVERAGES ARE ALLOWED TO BE SOLD FOR “ON PREMISES CONSUMPTION” AT ESTABLISHMENTS SUCH AS RESTAURANTS, NIGHT CLUBS AND LOUNGES, TO ALLOW SALES OF SUCH BEVERAGES TO BEGIN AT 7:00 A.M. INSTEAD OF NOON ON SUNDAYS; PROVIDING FOR CONFLICTS, FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

7.11 ORDINANCE #2017-007

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING SECTION 4-18, ENTITLED “HOURS OF SALE” OF CHAPTER 4, ENTITLED “ALCOHOLIC BEVERAGES”, ARTICLE II, ENTITLED “OPERATION REGULATIONS” OF THE CITY CODE OF ORDINANCES, PERTAINING TO THE HOURS THAT ALCOHOLIC BEVERAGES ARE ALLOWED TO BE SOLD FOR “OFF PREMISES CONSUMPTION” FROM ESTABLISHMENTS SUCH AS GROCERY STORES, CONVENIENCE STORES, MINI MARTS AND GAS STATIONS, TO ALLOW SALES OF SUCH BEVERAGES TO BEGIN AT 7:00 A.M. INSTEAD OF NOON ON SUNDAYS; PROVIDING FOR CONFLICTS, FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

Commissioner Grace voiced support of Item #7.10, and non-support of Item #7.11.

Commissioner Grace motioned to adopt Ordinance #2017-006, on first reading; seconded by Commissioner Salvino. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Harris	Yes
Commissioner Grace	Yes	Mayor James	Yes
Commissioner Salvino	Yes		

Commissioner Grace motioned to deny Ordinance #2017-007; seconded by Commissioner Brandimarte.

The Commission discussed the pros and cons of the ordinance. Vice-Mayor Harris and Commissioner Salvino spoke in support of the ordinance and Mayor James, Commissioner Brandimarte and Commissioner Grace spoke against it.

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

Commissioner Brandimarte	Yes	Vice-Mayor Harris	No
Commissioner Grace	Yes	Mayor James	Yes
Commissioner Salvino	No		

8. Bids and Requests for Proposals

There were no proposals on this agenda.

9. Public Hearings and Site Plans

9.1 ORDINANCE #2017-005

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 105, "USE REGULATIONS FOR RESIDENTIAL AND OPEN SPACE ZONING DISTRICTS" CONCERNING PARKING OF AIRBOATS; AMENDING ARTICLE 302, "DETAILED USE REGULATIONS," TO ADDRESS CONVENIENCE STORES; AMENDING ARTICLE 215, "SUPPLEMENTAL REGULATIONS FOR YARDS, LOT COVERAGE, IMPERVIOUS AREA AND OPEN SPACE," TO ADDRESS ENCROACHMENTS AND SETBACKS; AMENDING ARTICLE 265, "OFF-STREET PARKING REQUIREMENTS," TO ADDRESS DRIVEWAY SEPARATION REQUIREMENTS; AMENDING ARTICLE 825, "TREE PRESERVATION," REGARDING GENERAL LICENSES AND TREE REPLACEMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

City Attorney Ansbro read the title of Ordinance #2017-005.

Corinne Lajoie, Principal City Planner, was available to answer questions.

Mayor James opened the Public Hearing. Seeing as there was no one to speak in favor or opposition, she closed the Public Hearing.

Commissioner Grace motioned to adopt Ordinance #2017-005, on second reading; seconded by Commissioner Salvino. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Harris	Yes
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Commissioner Grace
Commissioner Salvino

Yes
Yes

Mayor James

Yes

City Attorney Ansbro advised the remaining items were quasi-judicial hearings and swore-in those who would speak. He asked the Commission to disclose any communication they had on these matters.

9.2 ORDINANCE #2017-008

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA APPROVING THE RIGHT-OF-WAY VACATION REQUEST (VC-120-16) SUBMITTED BY THE GREENSPOON MARDER LAW FIRM ON BEHALF OF THE ADJACENT PROPERTY OWNER, BK STERLING INVESTMENT, LLC, FOR VACATION OF A PORTION OF SW 18TH COURT LOCATED ON THE NORTH SIDE OF STIRLING ROAD WITHIN THE CITY OF DANIA BEACH, FLORIDA, AS LEGALLY DESCRIBED IN EXHIBIT "A," A COPY OF WHICH IS ATTACHED TO THIS ORDINANCE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

9.3 ORDINANCE #2017-009

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE REQUEST MADE BY GREENSPOON MARDER, AGENT FOR THE PROPERTY OWNERS, BK STERLING INVESTMENT, LLC, THE CITY OF DANIA BEACH, AND BRE POLYGON PROPERTY OWNER, LLC, TO REZONE LAND 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 ORDINANCE; CHANGING THE CURRENT ZONING CLASSIFICATION OF THE PROPERTY FROM COMMERCIAL BUSINESS DISTRICT (C-2) TO PLANNED MIXED-USE DEVELOPMENT DISTRICT (PMUD) (APPLICATIONS RZ-123-16 AND RZ-124-16), AND EXPANDING THE BOUNDARIES OF THE DANIA POINTE PMUD TO INCLUDE SUCH PROPERTIES, AND AMENDING THE DANIA POINTE DESIGN DEVELOPMENT GUIDELINES (DDG), SUBJECT TO CERTAIN RESTRICTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

City Attorney Ansbro read the title of Ordinance #2017-008 and Ordinance #2017-009 because they relate to the same property.

Corinne Lajoie, Principal City Planner, provided an overview of the vacation and rezoning requests for Burger King on Stirling Road.

Mayor James opened the Public Hearings. Seeing as there was no one to speak in favor or opposition, she closed the Public Hearings.

Commissioner Grace motioned to adopt Ordinance #2017-008, on first reading; seconded by Vice-Mayor Harris. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte
Commissioner Grace
Commissioner Salvino

Yes
Yes
Yes

Vice-Mayor Harris
Mayor James

Yes
Yes

Commissioner Grace motioned to adopt Ordinance #2017-009, on first reading; seconded by Commissioner Salvino. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Harris	Yes
Commissioner Grace	Yes	Mayor James	Yes
Commissioner Salvino	Yes		

9.4 RESOLUTION #2017-010

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE SITE PLAN MODIFICATION (SP-37-03 MOD A) SUBMITTED BY FOREST VIEW ESTATES, LLC, FOR PROPERTY LOCATED AT 3517 FOREST VIEW CIRCLE, IN THE CITY OF DANIA BEACH, FLORIDA; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Continued from 2/14/2017)*

City Attorney Ansbro read the title of Resolution #2017-010.

Corinne Lajoie, Principal City Planner, described the requested site plan modification.

Mayor James opened the Public Hearing. Seeing as there was no one to speak in favor or opposition, she closed the Public Hearing.

Manny Synalovski, representing the applicant, noted 18 homes have been constructed and 13 are in the planning stages; this will be a positive amenity for the community.

Commissioner Grace motioned to adopt Resolution #2017-010; seconded by Commissioner Salvino. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Harris	Yes
Commissioner Grace	Yes	Mayor James	Yes
Commissioner Salvino	Yes		

10. Discussion and Possible Action

There were no discussion items on this agenda.

11. Commission Comments

11.1 Commissioner Brandimarte

Commissioner Brandimarte had no comments.

11.2 Commissioner Grace

Commissioner Grace noted she has received several calls from people in the NW neighborhood about the code enforcement officials. She read a letter which she provided to the Clerk for inclusion into the minutes.

Commissioner Grace would like to bring back Government Day to the City.

11.3 Commissioner Salvino

Commissioner Salvino spoke of the new Oasis project and asked that Hollywood be contacted in order to work with them to incorporate the entire street (JA Ely Boulevard).

City Manager Baldwin clarified this is proposed but is not scheduled for the upcoming Oasis project.

11.4 Vice-Mayor Harris

Vice-Mayor Harris addressed the City Charitable Donation Policy. He motioned to not give any more money away until the Commission has a chance to review the policy; seconded by Commissioner Grace.

Commissioner Brandimarte noted the Commission does not make the decision on the donations; it is a staff committee.

City Manager Baldwin noted in his opinion, it is a political decision, not staff responsibility. He added that the current year's donations have already been determined.

Vice-Mayor Harris motioned to come up with a new charitable committee for the next budget year or all of the donations totaling \$35,000.00 have to be approved by the Commission; seconded by Commissioner Grace.

Commissioner Brandimarte said she does not want the Commission to make the decision.

Commissioner Salvino suggested discussing this at a workshop. He also does not want the Commission to make the decision.

Vice-Mayor Harris motioned to workshop charitable donations for the future budget year to determine the need at that time; seconded by Commissioner Grace. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Harris	Yes
Commissioner Grace	Yes	Mayor James	Yes
Commissioner Salvino	Yes		

11.5 Mayor James

Mayor James congratulated Dania Beach resident Gina Gray for winning Miss Broward County on February 18th.

Mayor James spoke of the Greater Mt. Zion AME church's 108th anniversary.

Mayor James reminded everyone of the typing program being offered at Frost and CW Thomas Parks.

12. Appointments

12.1 Airport Advisory Board – no appointments

12.2 Education Advisory Board

Vice-Mayor Harris appointed: Sunny Musgrave

12.3 General Employees Pension Board – no appointments

12.4 Green Advisory Board

The Commission appointed: Peggy McKenna and Carrie Kashar as alternates

12.5 Marine Advisory Board

Vice-Mayor Harris appointed: Joyce Green

12.6 Parks, Recreation and Community Affairs Advisory Board

Vice-Mayor Harris appointed: Maria Lossa

12.7 Planning and Zoning Board

Commissioner Grace appointed: Tykia Funchess

Mayor James appointed: Lauren Odman

12.7 Police and Fire Pension Board – no appointments

Commissioner Grace motioned to approve the appointments; seconded by Commissioner Brandimarte. The motion carried unanimously.

13. Administrative Reports

13.1 City Manager

City Manager Baldwin noted the report and discussion on the convenience store task force earlier this evening.

City Manager Baldwin also noted we are still dealing with the airport and Uber drivers.

There was discussion on airport construction and parking issues.

City Manager Baldwin added a part-time park ranger, code enforcement and BSO are addressing the situation.

13.2 City Attorney

City Attorney Ansbro had no comments.

13.3 City Clerk - Reminders

Wednesday, March 1, 2017 - 5:00 p.m.

Tuesday, March 14, 2017 - 6:00 p.m.

Tuesday, March 14, 2017 - 7:00 p.m.

Tuesday, March 28, 2017 - 7:00 p.m.

Abatement Hearing

CRA Board Meeting

City Commission Meeting

City Commission Meeting

14. Adjournment

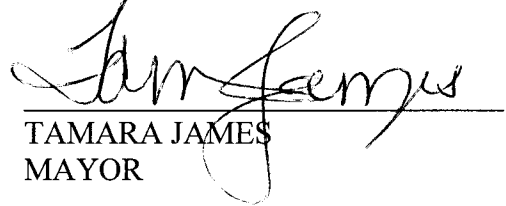
Mayor James adjourned the meeting at 9:04 p.m.

ATTEST:



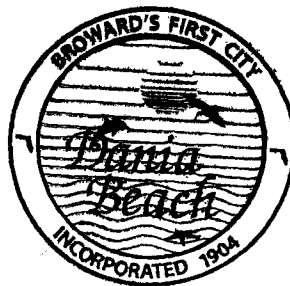
LOUISE STILSON, CMC
CITY CLERK

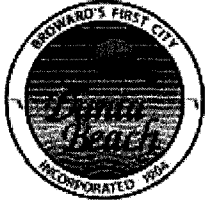
CITY OF DANIA BEACH



TAMARA JAMES
MAYOR

Approved: March 14, 2017





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: 2/28/, 2017

PRINT NAME: Janet Colbert

ADDRESS: 4605 SW 27th Terr Ft. Lauderdale 33312

PHONE NO. (optional): 954 257 0732

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:

Resolution from City to Curitel
prescribing of opiates

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.

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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DATE OF COMMISSION MEETING: 2/28/, 2017

PRINT NAME: Thomas Baker

ADDRESS: 151 N Beach Rd. C-12

PHONE NO. (optional): 954-600-3549

PLEASE CHECK ONE OR BOTH OF THE BOXES BELOW:

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PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

New dog policy at Dania Beach Marina

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.

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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: 2/28/12, 2012

PRINT NAME: Jim LANIGAN

ADDRESS: Dania City Marina Slip E-1

P.O. Box 1468
6 Venetian Pkwy

PHONE NO. (optional): 978 273 8557

Lake Park FL
33852

PLEASE CHECK ONE OR BOTH OF THE BOXES BELOW:

1) ☒ **CITIZEN COMMENTS:**

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PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

Edict From Westrec Via Park Refectment
Banning Dogs from Marina @ Dania City Beach

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.

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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)



REQUEST TO ADDRESS CITY COMMISSION AT REGULAR OR SPECIAL MEETINGS

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DATE OF COMMISSION MEETING: 2-28, 2017

PRINT NAME: Frank Debesa

ADDRESS: 1601 E. Hawthorne Circle Hollywood Fl.

PHONE NO. (optional): 786-229-4093

PLEASE CHECK ONE OR BOTH OF THE BOXES BELOW:

1) ☐ CITIZEN COMMENTS:

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PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

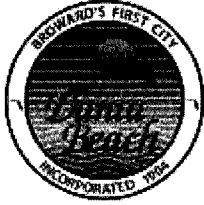
Dogs at Dania Beach Marina

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DATE OF COMMISSION MEETING: 2/28, 2017

PRINT NAME: Richard Judge

ADDRESS: 115 NW 4th Ave Dania 33004

PHONE NO. (optional): _____

PLEASE CHECK ONE OR BOTH OF THE BOXES BELOW:

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PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

Code Enforcement

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DATE OF COMMISSION MEETING: 02/28, 2017

PRINT NAME: GERALD CLARK

ADDRESS: 13614 NEW ACADEA LANE, WILMINGTON 28774

PHONE NO. (optional): 240-441-8437

PLEASE CHECK ONE OR BOTH OF THE BOXES BELOW:

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PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

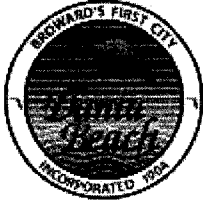
Good Comments
Traffic on 5th St to include Tracker & Trailer
18 Wheelers

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DATE OF COMMISSION MEETING: 2/28, 2017

PRINT NAME: James Bowers - Pre

ADDRESS: 9720 SW 12th St P. Pinos 33025

PHONE NO. (optional): (9) 439-5837

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PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

Drug use and sells on Ely Blvd/N. 22nd Ave
Across from Attucks Middle School

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11.2

2-28-17

Mayor James. Thank you for taking my call a few weeks ago about the problems many of us are having with a very abusive code department. I remember seeing you on TV in a commission meeting talking about not liking bullies. Marc LeFerrier breeds a hostile culture in Dania where some of the code people are valued for being unnecessarily aggressive, intrusive and abusive in their power because they can. Without going into much detail, Marc LeFerrier and Ricky Ali have cost me two homes which were to be used for my retirement and my entire life savings. Mr. Ali again, just cost me an entire day's pay when he came over to harass me and got very aggressive again. I had to call the police and wait 2 1/2 hours for a response, but when they did come, I filed a report. I will call the police again and will do so every time he confronts me inappropriately or involves himself with my 90 year old mother.

Mr. Ali visits my home several times a week and tries to engage me in altercations. My neighbors all say the same thing. "He's after you and it's wrong." I have had to call the police on Mr. Ali twice and have case numbers as well as reports by the police. Mr. Ali likes to tell the neighbors that he has some kind of mixed martial arts degree which he uses as a threat. There is no reason to tell residents that kind of thing. He likes to wait for me to leave my home and if I happen to return to grab something I've forgotten, there he is. On one occasion, he approached my 90 year old mother when she was sitting on the porch and marched her across the street to my two homes that are now gone as a result of codes inappropriate actions. He complained to her about petty issues and had her so upset I had to come home and lose another day at work. My mother suffers from hip issues, a deformed leg and memory problems and Mr. Ali only complicates those problems and puts her at greater risk for injury and more confusion when all she wants is to sit on her porch and enjoy the day. He has no business talking to her about anything related to me and my property, but does so because of his abusive character.

Mr. Ali writes tickets on my work van not because there is a genuine issue, but because he likes to inconvenience me forcing me to go to court. I called the police on him after he wrote a ticket on my van saying it was inoperable. When the police arrived, I started the vehicle and demonstrated that it was not "inoperable." Since Mr. Ali never shows up in court, it's no inconvenience to him and each time, the judge throws the case out. This is a very personal thing for him now and Mr. Ali continues to abuse his power by intentionally bothering me for trivial things to annoy me while he fails to address the real issues in this neighborhood, especially regarding people who have inappropriate connection with the city.

When Lupo was here, there was at least an attempt to work with the residents here in a fair and pleasant manner. Now since LeFerrier has a team of bullies, it's

a daily harassment that shouldn't be. I don't know what the city thinks they have here in my neighborhood, but it's not Sunny Isles here. We deal with home invasions, murders, drug dealers, prostitutes, very long wait times for the police to respond to calls and code that intentionally turns a blind eye to the real offenders in the neighborhood like it's a game while they torture the people they don't like. There is never any peace in the neighborhood until 5pm when code goes home or on Sunday. The aggressive code department has neighbors fighting with each other as you saw in the plywood sign that a neighbor put up recently. I work in virtually all the cities in Broward county, and no city has as many code people in the streets all day harassing the residents like this.

I hope you're genuine about not tolerating bullies, cause you have a whole code department of them run by Marc LeFerrier who sends out code employees to harass individuals because they can and it's very abusive. I've been here in the same location for over 50 years and it's never been this bad. There are just too many code people for such a small city and while there are good ones like Warren, most are not and I'm tired of having to deal with a very aggressive abuser and his boss on a daily basis. I hope you can help.

Thank you,

Sincerely,

Frank Belle

A handwritten signature in cursive script, appearing to read 'Frank Belle', written in dark ink.



13.1
6

Convenience Store Task Force

- Various convenience stores throughout the City will be inspected as a continuation and expansion of the required annual fire safety inspections in an effort to improve the property maintenance and public safety conditions of convenience stores in our neighborhoods.
- The initial group of stores were recently inspected. Subsequently additional stores will be inspected. Various Codes and laws will be utilized for these inspections:
 - Building Codes
 - Fire Safety Codes
 - Zoning Codes
 - Alcoholic Beverage and Tobacco Laws
 - Commercial and Civil Codes
 - Health and Agricultural Codes
 - Property Maintenance Codes
 - Specific States and County Codes Applicable to Convenience Stores
 - ADA Regulations
- The nearby vacant properties in the vicinity of the convenience store are also inspected for the property maintenance, trespassing lighting, security and nuisances.
- Inspections and enforcement with State ABT is being coordinated by BSO.
- On February 24, 2017 key staff from the BSO Police and Fire, Building and Code Compliance Divisions inspected the first group of convenience stores at the following locations:
 - Happy Family: 45 NE 5th Ave.
 - Smith Store: 701 SW 12th Ave.
 - 7-Eleven: 205 E. Dania Beach Blvd.
 - Two Quick: 348 SW 13th St.

In summary, the inspections at these properties revealed numerous violations of property maintenance, fire safety, building code and ADA regulations. Reports and NOV's will be forthcoming.