

MINUTES OF HYBRID REGULAR MEETING
DANIA BEACH CITY COMMISSION
WEDNESDAY, SEPTEMBER 14, 2022 – 7:00 P.M.

1. Call to Order/Roll Call

Mayor James called the meeting to order at 7:02 p.m.

Present:

Mayor:	Tamara James
Vice-Mayor:	Marco A. Salvino, Sr.
Commissioners:	Joyce L. Davis
	Lori Lewellen
	Lauren Odman
City Manager:	Ana M. Garcia, ICMA-CM
City Attorney:	Eve Boutsis
City Clerk:	Thomas Schneider

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, Special Event Approvals, and First Budget Public Hearings

3.1 Update on City property values by Marty Kiar, Broward County Property Appraiser

Mr. Kiar addressed the functions of his office, the TRIM notice, where Dania Beach is right now with property values, and the Owner Alert program to deal with title fraud.

City Attorney Boutsis noted this announcement is for tonight's Budget Hearing for the City of Dania Beach, Florida for Fiscal Year 2022-2023.

City Attorney Boutsis announced:

The proposed OPERATING MUNICIPAL MILLAGE will be 5.9998 MILLS, which reflects no change from the City's current fiscal year millage rate. This operating millage rate represents a 10.53% increase over the rolled back rate of 5.4281 MILLS as computed in accordance with the provisions of Section 200.065(1), Florida Statutes.

The voter-approved debt service millage rate is 0.1330 mills in accordance with the provisions of law pursuant to Chapter 200, Florida Statutes.

The City's aggregate millage rate is 6.1328 mills (5.9998 mills for operating and 0.1330 mills for debt service).

The final hearing for the Budget and ad valorem tax Millage will be held at:

Dania Beach City Hall
100 West Dania Beach Boulevard, Dania Beach, FL
Tuesday, September 27, 2022
7:00 p.m.

3.2 RESOLUTION #2022-138 PUBLIC HEARING

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AS REQUIRED BY THE CITY CHARTER AND SECTION 200.065, FLORIDA STATUTES, APPROVING THE PROPOSED MILLAGE RATE NECESSARY TO BE LEVIED FOR THE FISCAL YEAR 2022-2023 FOR OPERATING PURPOSES; ESTABLISHING THE DEBT MILLAGE APPROVED BY THE ELECTORATE; PROVIDING FOR A PUBLIC HEARING WHEN AND WHERE OBJECTIONS MAY BE HEARD AND QUESTIONS CONCERNING THE SAME WILL BE ANSWERED; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Finance)*

City Attorney Boutsis read the title of Resolution #2022-138.

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

Vice-Mayor Salvino motioned to adopt Resolution #2022-138; seconded by Commissioner Lewellen. The motion carried unanimously.

3.3 RESOLUTION #2022-139 PUBLIC HEARING

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, RELATING TO THE IMPOSITION OF FIRE RESCUE ASSESSMENTS AND PROVISION OF FIRE PROTECTION SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF DANIA BEACH, FLORIDA; CONFIRMING, SUPPLEMENTING, AND AMENDING THE PRELIMINARY RATE RESOLUTION; REIMPOSING FIRE RESCUE ASSESSMENTS WITH UPDATED ASSESSMENT RATES AGAINST ASSESSED PROPERTY LOCATED WITHIN THE CITY OF DANIA BEACH FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022; APPROVING THE RATES OF ASSESSMENT; APPROVING THE FINAL ASSESSMENT ROLL; PROVIDING FOR EFFECT OF ADOPTION OF RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. *(Finance)*

City Attorney Boutsis read the title of Resolution #2022-139.

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

Vice-Mayor Salvino motioned to adopt Resolution #2022-139; seconded by Commissioner Lewellen. The motion carried unanimously.

3.4 RESOLUTION #2022-140 PUBLIC HEARING

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, RELATING TO THE PROVISION OF STORMWATER MANAGEMENT SERVICES IN THE CITY OF DANIA BEACH, FLORIDA; IMPOSING AND RE-IMPOSING STORMWATER ASSESSMENTS AGAINST PROPERTY LOCATED WITHIN THE CITY OF DANIA BEACH FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022; APPROVING THE RATE OF ASSESSMENT; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Finance)*

City Attorney Boutsis read the title of Resolution #2022-140.

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

Vice-Mayor Salvino motioned to adopt Resolution #2022-140; seconded by Commissioner Lewellen. The motion carried unanimously.

3.5 RESOLUTION #2022-141 PUBLIC HEARING

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, RELATING TO THE PROVISION OF SOLID WASTE SERVICE ASSESSMENTS IN THE CITY OF DANIA BEACH, FLORIDA; RE-IMPOSING SOLID WASTE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE BOUNDARIES OF THE CITY OF DANIA BEACH FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022; APPROVING THE RATE OF ASSESSMENT; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Finance)*

City Attorney Boutsis read the title of Resolution #2022-141.

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

Vice-Mayor Salvino motioned to adopt Resolution #2022-141; seconded by Commissioner Lewellen. The motion carried unanimously.

3.6 RESOLUTION #2022-142 PUBLIC HEARING

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AS REQUIRED BY THE CITY CHARTER AND SECTION 200.065, FLORIDA STATUTES, APPROVING A TENTATIVE ANNUAL BUDGET FOR THE CITY FOR THE FISCAL YEAR 2022-2023; PROVIDING FOR A PUBLIC HEARING WHEN OBJECTIONS WILL BE HEARD AND QUESTIONS CONCERNING THE BUDGET WILL BE ANSWERED; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Finance)*

City Attorney Boutsis read the title of Resolution #2022-142.

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

Vice-Mayor Salvino motioned to adopt Resolution #2022-142; seconded by Commissioner Lewellen. The motion carried unanimously.

- 3.7 Special Event request from Loggerhead Marinelife Center for the Tour de Trash Underwater Pier & Beach Clean-Up to be held at 300 North Beach Road on September 15, 2022 from 10:00 a.m. - 7:45 p.m. The applicant is requesting a waiver of application and parking fees. *(Parks & Recreation)*

Vice-Mayor Salvino motioned to approve the Special Event request for the Tour de Trash Underwater Pier & Beach Clean-Up, including the waiver of fees; seconded by Commissioner Lewellen. The motion carried unanimously.

4. Proclamations

There were no proclamations at this meeting.

5. Citizen Comments

Robert Rock, 225 SW 15 Street, distributed to the Commission copies of Notices of Violation posted on his property and said the notices are illegible and requested a different process be implemented. He complained about the \$100 administrative fee charged for a code case taken to the Special Magistrate and requested to have the fee waived.

City Attorney Boutsis said she has seen the notices and they are legible.

Mayor James noted staff would investigate this and reach out to him.

Ivy Bennett, 325 Phippen Waiters Road, #1-2, questioned the proposed tax increases in certain line items and the difference in millage rates across municipalities.

Mayor James asked Ms. Bennett to speak with Chief Financial Officer DiPaolo.

Gigi Stetler, Planet RV, 2051 Griffin Road, spoke about code violations issued to her property and said she is struggling with the code interpretation regarding storage containers.

Mayor James noted the Commission has the legal opinion from the City Attorney; if Ms. Stetler would like to appeal, she can.

City Attorney Boutsis addressed the options available to Ms. Stetler.

Mayor James asked Ms. Stetler to work with Community Development and the City Attorney to resolve her issue.

6. Public Safety Reports

Captain Daniel Marks, BSO Chief of Police, reported on recent criminal activity in the City, and noted upcoming events including Coffee with a Cop at the Dania Pointe Starbucks, Annual National Night Out and Fall Festival at CW Thomas Park, and Shred-a-Thon at Bass Pro Shops. Captain Marks thanked the City on behalf of Dania Beach BSO for their support and the addition of new deputies.

Captain Sergio Pellecer, BSO District Fire Chief, thanked everyone who came out for the September 11 commemoration and the City Team who assisted in putting the event together. He gave an update on departmental activities including CPR and ACV training, ISO inspections, firefighter annual physicals, fire inspections, and call volumes. He recognized former firefighters who were great influences on him in his early career.

7. Consent Agenda

Items removed from Consent Agenda: #7.7, #7.8

7.1 Minutes:

Approve Minutes of August 23, 2022 City Commission Hybrid Meeting

Approve Minutes of August 30, 2022 City Commission Hybrid Budget Workshop

7.2 Travel Requests: None

Resolutions

7.3 RESOLUTION #2022-143

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN ENGAGEMENT LETTER THAT EXCEEDS THE ANNUAL VENDOR THRESHOLD TOTAL AMOUNT OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00), WITH RONALD L. BOOK, P.A., FOR CONSULTING (LOBBYIST) SERVICES RELATED TO ISSUES OF CONCERN TO THE CITY OF DANIA BEACH INCLUDING MATTERS ASSOCIATED WITH BROWARD COUNTY AS WELL AS GENERAL LEGISLATION AND RELATED ISSUES AT THE STATE LEVEL IN AN AMOUNT NOT TO EXCEED FIFTY FIVE THOUSAND DOLLARS (\$55,000.00) FOR FISCAL YEAR 2022-2023; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(City Attorney)*

7.4 RESOLUTION #2022-144

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING EXECUTION OF AN AGREEMENT PURSUANT TO CITY REQUEST FOR QUALIFICATIONS ("RFQ") NO. 21-024 ENTITLED, "CONSTRUCTION MANAGEMENT AT RISK SERVICES" FOR C.W. THOMAS PARK IMPROVEMENTS RELATED TO THE NEW CONSTRUCTION AT THE PARK TO BURKHARDT CONSTRUCTION, INC., IN THE AMOUNT OF NINETY ONE THOUSAND FIFTEEN DOLLARS (\$91,015.00) FOR PRE-CONSTRUCTION SERVICES, WITH A MUTUALLY AGREED UPON GUARANTEED MAXIMUM PRICE ("GMP") TO BE PROVIDED ONCE THE DESIGN REACHES NINETY PERCENT (90%) COMPLETE AND ESTABLISHING THE PROCESS FOR CONSTRUCTION SERVICES ONCE GMP IS APPROVED; AND TO EXCEED AN ANNUAL VENDOR EXPENDITURE THRESHOLD OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Parks & Recreation)*

7.5 RESOLUTION #2022-145

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE AMENDMENT OF WATER RATES PURSUANT TO SECTION 27-5 OF CHAPTER 27 OF THE CODE OF ORDINANCES ENTITLED “COMMENCEMENT OF CHARGES” TO UPDATE THE COMMERCIAL / SPRINKLERS / LAUNDROMATS COMPONENT OF THE RATE STRUCTURE; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

7.6 RESOLUTION #2022-146

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITHOUT COMPETITIVE BIDDING AND WITHOUT ADVERTISEMENT FOR BIDS, WITH GABOTON GROUP, LLC TO PROVIDE FEDERAL PUBLIC AFFAIRS LOBBYIST AND LEGISLATIVE SERVICES, IN AN AMOUNT NOT TO EXCEED FORTY-FIVE THOUSAND DOLLARS (\$45,000.00) EFFECTIVE OCTOBER 1, 2022 THROUGH SEPTEMBER 30, 2023; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(City Attorney)*

Commissioner Lewellen motioned to adopt the Consent Agenda, with the exception of Item #7.7 and #7.8; seconded by Vice-Mayor Salvino. The motion carried unanimously.

7.7 ORDINANCE #2022-027

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING THE CITY CODE OF ORDINANCES RELATING TO THE POLICE AND FIREFIGHTERS RETIREMENT SYSTEM; AMENDING CHAPTER 18, ENTITLED “PENSION AND RETIREMENT”, AT ARTICLE IV, ENTITLED “POLICE AND FIREMEN”, AT SECTION 18-42, ENTITLED “BENEFIT AMOUNTS AND ELIGIBILITY”, TO PROVIDE FOR AN ADDITIONAL POLICE AND FIREFIGHTERS RETIREMENT BENEFIT; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR A REPEALER; AND PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)** *(Finance)*

City Attorney Boutsis read the title of Ordinance #2022-027.

Frank DiPaolo, Chief Financial Officer, gave a presentation on the code amendment.

Vice-Mayor Salvino motioned to adopt Ordinance #2022-027, on first reading; seconded by Commissioner Lewellen. The motion carried unanimously.

7.8 ORDINANCE #2022-028

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 2, ENTITLED “ADMINISTRATION,” TO AMEND SECTION 2-10, ENTITLED “MONETARY THRESHOLDS FOR CERTAIN PURCHASES AND PAYMENT DISBURSEMENT AUTHORIZATIONS” TO INCREASE THE MONETARY THRESHOLD FROM TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) TO FIFTY THOUSAND DOLLARS (\$50,000.00); ALSO, AMENDING SECTION 2-17, ENTITLED “ADVANCE CITY COMMISSION APPROVAL OF CAPITAL PROJECTS AND PURCHASES INVOLVING BIDDING”, TO INCREASE THE CAPITAL PROJECTS APPROVAL THRESHOLD FROM TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) TO FIFTY THOUSAND DOLLARS (\$50,000.00) AND THE PROCESS

FOR PROCURING SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)** *(Finance)*

City Attorney Boutsis read the title of Ordinance #2022-028.

Frank DiPaolo, Chief Financial Officer, addressed the code amendments.

Sasha Ramos, Procurement Administrator, explained the proposed purchasing thresholds.

Mayor James asked which ones they would not have to go out and get bids for.

Procurement Administrator Ramos responded anything under \$5,000.00 with the proposed changes.

Vice-Mayor Salvino motioned to adopt Ordinance #2022-028, on first reading; seconded by Commissioner Lewellen. The motion carried unanimously.

8. Bids and Requests for Proposals

8.1 RESOLUTION #2022-147

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH SMITH ENGINEERING CONSULTANTS, INC., THE SECOND-RANKED ENGINEERING DESIGN FIRM FOR THE BACKUP POWER TO THE POLICE SUBSTATION IN THE AMOUNT OF TWENTY-EIGHT THOUSAND DOLLARS (\$28,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

City Attorney Boutsis read the title of Resolution #2022-147.

Mayor James asked what did not go right with negotiations with the first firm.

Colin Donnelly, CIP & Grants Administrator, explained the first firm did not understand the scope of the project. He noted the second firm was the most cost effective.

Vice-Mayor Salvino motioned to adopt Resolution #2022-147; seconded by Commissioner Lewellen. The motion carried unanimously.

8.2 RESOLUTION #2022-148

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE AWARD OF INVITATION TO BID ("ITB") NO. 22-024 "ACCELATOR CLEANING AND UPGRADES (RE-BID)" TO BOROMEI CONSTRUCTION, INC. IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED FIVE THOUSAND DOLLARS (\$405,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

City Attorney Boutsis read the title of Resolution #2022-148.

Mayor James asked what accelerator cleaning and upgrades is.

Colin Donnelly, CIP & Grants Administrator, explained that this is part of the lime plant and the accelerator is like a big mixing bowl that mixes the lime in with the water to start the chemical treatment and cleaning and said this is part of our CIP.

Mayor James asked if this is the one that is funded federally.

CIP & Grants Administrator Donnelly said no, this is just regular maintenance.

Commissioner Lewellen motioned to adopt Resolution #2022-148; seconded by Vice-Mayor Salvino. The motion carried unanimously.

9. Public Hearings

9.1 ORDINANCE #2022-029

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 22, ENTITLED "STREETS AND SIDEWALKS", AT SECTION 22-5, ENTITLED "PAVEMENT, IMPROVEMENT AND USE OF SWALE AREAS"; AMENDING CHAPTER 28, ENTITLED "LAND DEVELOPMENT CODE", AT ARTICLE 415 ENTITLED "SIDEWALKS AND SWALES" TO UPDATE ALLOWABLE SWALE TREATMENTS; AND AMENDING ARTICLE 725, ENTITLED "DEFINITIONS", AT SECTION 725-30 ENTITLED "TERMS DEFINED" TO INCLUDE FLORIDA FRIENDLY LANDSCAPING AND XERISCAPE; PROVIDING FOR CODIFICATION, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)** *(Community Development)*

City Attorney Boutsis read the title of Ordinance #2022-029.

Corinne Lajoie, Assistant Director of Community Development, gave a PowerPoint presentation on the text amendment for swale treatments which is attached to and incorporated into these minutes.

Vice-Mayor Salvino asked where the swale areas are going to go.

Community Development Assistant Director Lajoie responded they already exist; they are the right of way areas outside of the pavement along all streets.

Vice-Mayor Salvino asked what this means for the swales outside of single-family homes and these single-family homes that already exist.

Community Development Assistant Director Lajoie said currently, the adjacent property owners are required to maintain those swale areas.

Vice-Mayor Salvino questioned if they already have a flat area that is there if they are not required to put this swale area in.

Community Development Assistant Director Lajoie noted they will not be required to re-grade under normal circumstances. That may be something in the future that Public Services goes through as a water management process.

Vice-Mayor Salvino asked if this is going to be a new requirement when someone pulls a permit for a new home.

Community Development Assistant Director Lajoie said yes.

Vice-Mayor commented he thinks it is conflict and he does not agree with it.

Community Development Assistant Director Lajoie noted this amendment is going to allow a variety of different treatments.

Vice-Mayor Salvino asked what the true code is and what is allowed.

Community Development Assistant Director Lajoie responded turf block is allowed but concrete is not permitted, as it would prevent percolation.

Vice-Mayor Salvino said he is confused why suddenly this ordinance would be put in place when there is not a lot of single-family housing left in our City.

Community Development Assistant Director Lajoie explained we have repeated code violations, and this is a way to help resolve some of those issues. In addition, this is a way to preserve potable water; this alternate material was a way to allow that as well.

Vice-Mayor Salvino felt we are opening another can of worms; we are going from one way of violating to maintaining a certain swale area and that may not be appropriate

Deputy City Manager Sosa-Cruz explained this ordinance does not require anything from homeowners. It expands what homeowners are allowed to plant or how to treat the swale and it is not just for single-family, but also for any property; commercial, multi-family or residential. This is expanding the options. There is no requirement.

Vice-Mayor Salvino said okay that helps.

City Manager Garcia explained it allows a variety of landscaping.

Vice-Mayor Salvino commented if the ordinance is opening up to allow doing different things, that is great and he agrees with that. He does not like an ordinance defining what you must do.

Community Development Assistant Director Lajoie noted this is intended to provide more options.

Commissioner Davis said she knows from personal experience there are a lot of complaints about rocks being in the swale. She had no idea that was even an issue. There are residents who

will question the specifics. She asked how specific we are going to be and if we are going to still cite people if it is not ¾ gravel.

Community Development Assistant Director Lajoie explained the intent is not for Code to go out and measure rocks. It is to provide guidance as to the type of rock to place.

Commissioner Lewellen asked if the turf is the newer version of AstroTurf.

Community Development Assistant Director Lajoie said it is intended to be live vegetation.

Commissioner Lewellen asked about the AstroTurf that looks like real grass. She has been asked by several residents who want to put that in their yard and incorporate the swale to make it consistent.

Community Development Assistant Director Lajoie noted we would have to look at the product details to make sure the permeability is still there.

Commissioner Lewellen said she believes that it is.

Mayor James asked if we are going to be able to decide which ones we would be okay with as some designs are not appealing. She reiterated the Vice-Mayor's concerns with new homes as to whether it is just if they want to do it, we are providing them with several options.

Community Development Assistant Director Lajoie responded yes.

Mayor James asked for clarification regarding what was said about changing the grade.

Community Development Assistant Director Lajoie noted the regrading would fall on the City; we are not going to ask the homeowners to do that.

Mayor James said the xeriscape is for areas that are susceptible to drought; she knows of no areas in Dania Beach that are susceptible to drought and would need xeriscape. We need to think about what we are allowing.

Community Development Assistant Director Lajoie explained this amendment would allow gravel in the swales. We also have a provision that would allow gravel in the driveway, and we require them to maintain the gravel onsite and if there were an issue, Code Enforcement would go out and cite them.

Mayor James asked if the Commission is going to be able to discuss the different types. She does not think that some of them go with the beautification that we are trying to achieve in the City.

Commissioner Odman said she is okay with them because she thinks we get too into the weeds by saying what is pretty and what is not. Perhaps more pictures of it done nicely in other cities

would be helpful. She knows what the Commission is thinking as to why it does not look right. She felt examples would be helpful.

Mayor James noted she is thinking of current properties she reports to the City that need to be fined because they have zero grass and look terrible.

Commissioner Odman asked if Community Development Assistant Director Lajoie has seen the pictures because maybe then she could explain why those would not be okay.

Mayor James requested that for second reading, we have more detailed examples for landscaping.

City Manager Garcia agreed; between first and second reading, staff would bring those photos and investigate the percolation associated with turf grass. Aesthetics are very important to our team. If the Commission has photos of things they find are not acceptable, they should forward those photos to her so they can sit down and make sure that those will not be acceptable.

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

Vice-Mayor Salvino motioned to adopt Ordinance #2022-029, on first reading; seconded by Commissioner Lewellen. The motion carried unanimously.

9.2 RESOLUTION #2022-149

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE "JURADO PLAT" (PL-054-22), SUBMITTED BY LEIGH ROBINSON KERR & ASSOCIATES, INC., ON BEHALF OF HYDRASOURCE CORP, FOR THE PROPERTY LOCATED AT 3581 SW 26TH TERRACE WITHIN 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. *(Community Development)*

City Attorney Boutsis read the title of Resolution #2022-149.

Corinne Lajoie, Assistant Director of Community Development, gave an overview of the plat request for Hydrasource Corp.

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

Commissioner Lewellen motioned to adopt Resolution #2022-149; seconded by Vice-Mayor Salvino. The motion carried unanimously.

9.3 RESOLUTION #2022-137

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE WAIVER OF REPLAT REQUEST (OT-064-22) SUBMITTED BY THE PROPERTY OWNER, THE CITY OF DANIA BEACH, FOR THE PROPERTY GENERALLY LOCATED AT 100 NORTHWEST 8TH AVENUE

IN THE CITY OF DANIA BEACH, FLORIDA, AS LEGALLY DESCRIBED IN EXHIBIT “A”; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Continued from August 23, 2022) (Community Development)*

City Attorney Boutsis read the title of Resolution #2022-137.

Corinne Lajoie, Assistant Director of Community Development, gave a presentation on the waiver of replat request for C.W. Thomas Park.

Mayor James asked what the issue at the last meeting was that the item had to be continued.

Community Development Assistant Director Lajoie explained the resolution was missing the platting letter from the County and the legal description of the property.

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

Vice-Mayor Salvino motioned to adopt Resolution #2022-137; seconded by Commissioner Lewellen. The motion carried unanimously.

10. Discussion and Possible Action

There were no discussion items on this agenda.

11. Commission Comments

11.1 Commissioner Davis

Commissioner Davis requested to use her contingency funds for a piece of artwork for beautification of City Hall for her to donate. She distributed a handout of the options, which is attached to and incorporated into these minutes. She noted the artwork ranges between \$5,000.00 to \$7,000.00.

Mayor James asked which option Commissioner Davis wanted.

Commissioner Davis said it would go above the flag outside the Chamber; she does not have a specific option.

The Commission agreed to Commissioner Davis' request.

Commissioner Davis noted she is requesting to use \$3,000 from her contingency for the Panther sponsorship of the 2022 Southeast Florida Regional Climate Leadership Summit on December 8 and 9. All Commissioners could attend, and she will provide more information.

Mayor James asked if City staff could participate as a vendor.

City Manager Garcia said she wants to get with Commissioner Davis and get more information on how we participate from an educational perspective or for a vendor opportunity for us.

The Commission had no issues with Commissioner Davis' request.

Commissioner Davis thanked Chief Pellecer for the 9/11 commemoration last Sunday, as well as the City Manager and residents who attended. She also thanked everyone for attending the butterfly crosswalk ribbon-cutting ceremony and the groundbreaking for Lucky Fish. She thanked staff who attended the Solid Waste Management Group meeting yesterday in Sunrise.

11.2 Commissioner Lewellen

Commissioner Lewellen spoke of the 9/11 commemoration ceremony and the recent Dania After Dark event. She thanked BSO officers for stopping traffic for the butterfly crosswalk ribbon cutting. She said she was glad to see so many residents at the groundbreaking of Lucky Fish.

Commissioner Lewellen noted she was appointed by the Florida League of Cities for a board position on a Legislative Policy Committee for Transportation and Intergovernmental Relations and is looking forward to her first meeting on Friday.

11.3 Commissioner Odman

Commissioner Odman congratulated Commissioner Lewellen on her appointment. She said her outgoing wish is to put something on the wall other than the flower picture that is currently there.

11.4 Vice-Mayor Salvino

Vice-Mayor Salvino said he is excited about the employee appreciation picnic that is coming up. We are acquiring prizes that will be raffled off to the employees at no charge and he has acquired a 55-inch TV that will be part of the raffle.

11.5 Mayor James

Mayor James asked for approval of funding from her contingency for art on the Quarterdeck wall. She will come back with the design and an invoice at the next meeting so that it can be paid from this fiscal year. She has been speaking with them about a design.

Commissioner Davis questioned if it would need to go through the Public Art process.

Mayor James noted she needs clarification on what is considered public art or not.

Commissioner Davis said her understanding is when the purpose of the art is to attract the public to it; something that is an attraction to the City. Something inside a building is not going to attract people to the City.

Commissioner Lewellen commented she has no issue with it but asked if the Commission is going to see what it is before it is put up and advised of the cost of it.

Mayor James said at the next meeting, she would have the design and invoice.

Commissioner Odman noted both art requests are public art under the current policy.

City Attorney Boutsis said she will give direction before the next meeting as to whether it comes under the Art in Public Places.

Mayor James asked about the projects that came before.

Attorney Boutsis responded they were done before we had the board in place.

Mayor James said she would like to put those stipulations in place for the next fiscal year.

City Attorney Boutsis noted she wants to make sure we are not violating any ordinances.

12. Appointments

There were no appointments on this agenda.

13. Administrative Reports

13.1 City Manager

City Manager Garcia thanked the Commission and said it has been a busy 48 hours; the Strategic Plan continues to align everything that we are doing. Included in her report are three pages of code cases through the Special Magistrate. We are on top of everything that you are seeing that is aligned with aesthetics and safety. We have removed the old water fountains on the first and second floor and replaced them with water bottle stations.

City Manager Garcia noted she gave each Commissioner a book called StrengthsFinder and explained it is one of two books the senior team is reading. It is about building on strengths instead of weaknesses. She thinks the Commission will enjoy it on their path to leadership.

City Manager Garcia said she will be the guest speaker at the upcoming PEA luncheon on October 7th. Every time we get an opportunity to showcase our City and to talk about the renaissance of Dania Beach, we are going to take it. On October 22nd, we are having our First Annual Employee Appreciation Picnic to honor our employees; this is at no cost to the City as we were able to get sponsorships. It will be an opportunity to come together as a team and meet family members that we have not met.

City Manager Garcia reported she has reached out to Natalie Martinez from Jet Blue. Natalie is the key individual on all things related to Government Affairs. We want to continue that relationship with Jet Blue as we had with Spirit. Everything has been moving along regarding the project that started with Spirit. Being able to meet with the executives of Jet Blue lets them know how much we value them and what we can continue to do to work together.

City Manager Garcia noted following approval for the new positions for next fiscal year, she immediately met with Chief Human Resources Officer Gonzalez, City Attorney Boutsis, Broward Sheriff's Office and Broward Sheriff's Office Fire Rescue so that we can be ahead of the other cities we are competing with.

City Manager Garcia thanked the Commission and the City Team.

13.2 City Attorney Hollywood annexation report

City Attorney Boutsis reviewed the Hollywood resolution included in the agenda packet and gave an update on the annexation process moving forward. She noted the terms to be negotiated in the resolution and questioned if the Commission wanted to put a time limit on the Hollywood residential parking passes, which they requested for Monday-Friday in perpetuity. She would like the Commission to give a recommendation on a time limit.

Mayor James said she does not agree with that and questioned what happens if the passholders move and how we would know if they had a parking decal forever.

City Manager Garcia explained to purchase or renew, they would have to show proof of residency. As City Attorney Boutsis said, we are good with everything, but we do not want it to be in perpetuity. She does not have much of a problem with Monday through Friday because we said no to the weekends. She asked the Commission if they would like us to come back and say not to exceed 10 years and in 10 years, we revisit it again.

City Attorney Boutsis noted that a representative from the City of Hollywood is in the audience.

Mayor James felt we should limit the amount of parking spaces; she would dislike our parking garage being taken over by things that are not revenue-generating for us. Our residents are paying to park; she would not want all our spaces used and our residents not be able to park there.

City Manager Garcia said our residents and our residents' parking passes would be honored; we are looking to build approximately 300-400 spaces.

Vice-Mayor Salvino commented the City Attorney of Hollywood did a great job negotiating for the City of Dania Beach. The City of Hollywood wanted many more items that were not conducive to our parking garage. It is a compromise. He does not see that we would fill up the parking garage with both Dania Beach and Hollywood residents at the same time during the middle of the week with 400 parking spots. The weekend is a different story and that is why we

put a limit on it. He understands putting a time limit on it. They were able to get it down to two items. If we do not negotiate, we do not get it. He thought it was a good deal and he knows the City Manager and City Attorney thought it was a good deal.

Commissioner Lewellen asked if we know what they pay for their parking pass in Hollywood. She does not really have an issue with it, but she does not want it to be 10 years; she would say no more than two years and come back and revisit it. She wants to make sure we are not signing onto something that will take 5-10 years to come back and address again.

City Manager Garcia noted at the end of the day, that waterfront property really has a value. They come from all over to our beach; she wants them to understand the desire for anyone to come and use our garage is because they are going to spend money at Lucky Fish and Quarterdeck.

Commissioner Lewellen said she hopes that is the case. Her concern is that it is at the south end of the beach, and you can go on our beach and walk to Hollywood. She does not disagree that it is a valuable piece property and they should get something in exchange for it. She wants to make sure it does not disrupt our residents and they go over to Tiki Tiki or the Renaissance.

City Manager Garcia noted we are always going to put our residents first. We did not think it was responsible for perpetuity, instead maybe five to ten years.

Commissioner Lewellen questioned whether it would be five years from today or five years from when Lucky Fish is built.

City Attorney Boutsis responded five years from when the parking garage is built.

Commissioner Lewellen said she still thinks five years is a long time and she would be willing to go maybe three years.

Commissioner Davis commented she did have the opportunity to watch the portion of the presentation by the Vice-Mayor and the City Attorney of Hollywood. She heard there was a lot of back and forth and they were able to whittle it down to just a few items. It would be irresponsible to say in perpetuity. She agrees with the City Manager and thinks five to ten years; give it a reasonable time frame so that we are still partnering with Hollywood and being good neighbors.

Andria Wingett, Assistant Director of Development Services, City of Hollywood, said she is not here today to negotiate or discuss the terms of the agreement. She is here in support of City Manager Garcia and everybody in this joint venture. It is mutually beneficial to Dania Beach and Hollywood to construct a parking garage. She addressed parking passes issued by Hollywood, which cost \$160 and are renewed annually.

Vice-Mayor Salvino noted we should leave it in the hands of the negotiators. If we start demanding, they are going to change their vote and we are going to be stuck without a parking garage. If we lose this parking garage, everyone is going to be sorry. Lucky Fish will not

survive down there without the parking garage. No one has as much knowledge as our staff does as far as negotiating terms and agreements.

Mayor James said everyone's opinions are valid. She asked who would support up to ten years and Vice-Mayor Salvino and Commissioner Davis noted they favor up to ten years.

Mayor James asked who would support up to five years and Commissioners Odman and Lewellen and Mayor James noted they favor up to five years.

Mayor James said she hears that Vice-Mayor Salvino wants to add the option for renewal of five years.

Vice-Mayor Salvino responded yes.

The consensus of the Commission was up to five years with the option for renewal of five years.

13.3 City Clerk - Reminders

Tuesday, September 27, 2022 - 7:00 p.m.

Tuesday, October 11, 2022 - 5:30 p.m.

Tuesday, October 11, 2022 - 7:00 p.m.

Tuesday, October 25, 2022 - 7:00 p.m.

City Commission Meeting

CRA Board Meeting

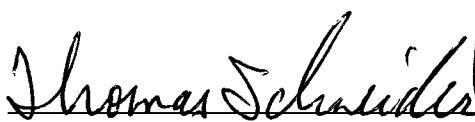
City Commission Meeting

City Commission Meeting

14. Adjournment

Mayor James adjourned the meeting at 9:08 p.m.

ATTEST:



THOMAS SCHNEIDER, CMC
CITY CLERK

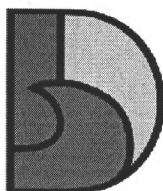


CITY OF DANIA BEACH


TAMARA JAMES
MAYOR

Approved: October 11, 2022

#5



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**REQUEST TO ADDRESS
CITY COMMISSION AT REGULAR
OR SPECIAL
VIRTUAL 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: September 14, 2022

PRINT NAME: Robert Rock

ADDRESS: 225 SW 15 Street

PHONE NO. (Optional): 954-347-3547

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:

Administrative Fee

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.

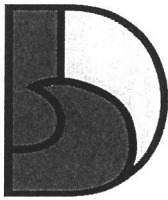
ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE WITH REGARD TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDING, AND FOR SUCH PURPOSE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH 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 TWO HUNDRED FIFTY DOLLARS (\$250.00) REGISTRATION FEE FOR EACH PRINCIPAL OR EMPLOYER. REGISTRATION FORMS ARE AVAILABLE ON THE CITY WEBSITE: WWW.DANIABEACHFL.GOV. (ORDINANCE #2012-019; AMENDED BY ORDINANCE #2019-019)

Robert E Rock
eSigned via SeamlessDocs.com

Key: 29baa704b2020cd70b42d9d8711b2f

08/29/2022



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DATE OF COMMISSION MEETING: September 14, 2022

PRINT NAME: Ty Bennett

ADDRESS: 325 Phlippen Walkers CD #1-2, DANIA BEACH, FL

PHONE NO. (optional): 305 - 733 - 1331

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:

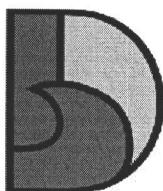
I have questions about the proposed tax increases and
difference in millage rates across municipalities

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

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DATE OF COMMISSION MEETING: September 14, 2022

PRINT NAME: Gigi Stetler & Planet RV

ADDRESS: 2051 Griffin Road Dania Beach, FL 33312

PHONE NO. (Optional): 954-850-4702

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:

I'd like to plead my case to the board as I'm struggling with code interpretation and I feel that it

2) ☒ PUBLIC HEARINGS – ITEM # (AS PRINTED ON AGENDA)

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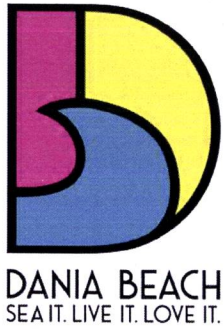
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Gigi Stetler

Key: 20baa7c4b2020cd70542d9d8711b31

09/07/2022



Swale Treatments

City-Wide Text Amendment

TX -062-22

September 14, 2022

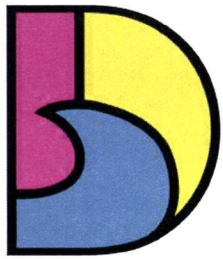
City of Dania Beach

City Commission

Eleanor Norena, CFM - Director

Corinne Lajoie, AICP - Assistant Director

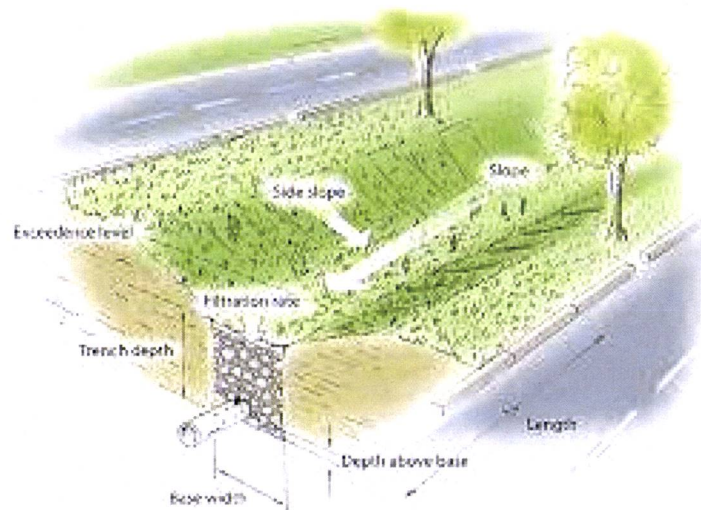
#9.1



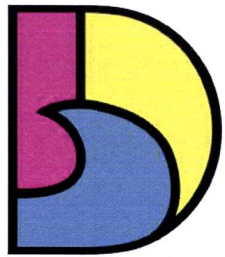
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Background

Purpose of Swale – to collect stormwater from roads, driveways, parking lots and other hard surfaces.



To help conserve potable water, this text amendment is being proposed to allow a variety of materials to be used in the swale areas, or Right-of-Ways, instead of only grass.



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Research Data

Alternative materials used in Broward County Municipalities:

Jurisdiction:

Davie

Authorized Swale Materials:

bio-swales, bio-retention areas
and other creative stormwater
management techniques.



Hollywood

live vegetative material shall be
provided, xeriscaping is encouraged

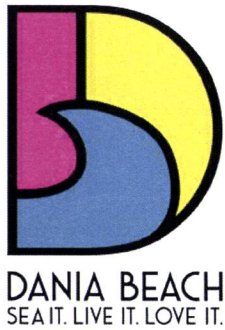
Hallandale Beach

sod (grass) only

Wilton Manors

turf (grass) only



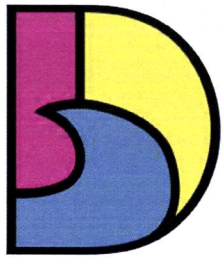


Text Amendment

Proposed Authorized Swale Materials:

- Sod / grass / turf / grass seeding
- Bio-swales, bio-retention areas and other creative stormwater management techniques
- Vegetative ground cover (natural weeds)
- Washed minimum $\frac{3}{4}$ rock (gravel)
- Grass pavers / turf block





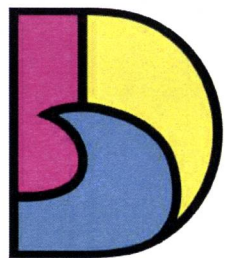
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Text Amendment

This amendment will also establish a definition for Florida Friendly Landscaping & Xeriscape:

Florida Friendly Landscaping. Landscaping designed to emphasize sustainable landscape practices as adaptable, site-appropriate plants, stormwater filtration, and protection of water quality, as well as water conservation.

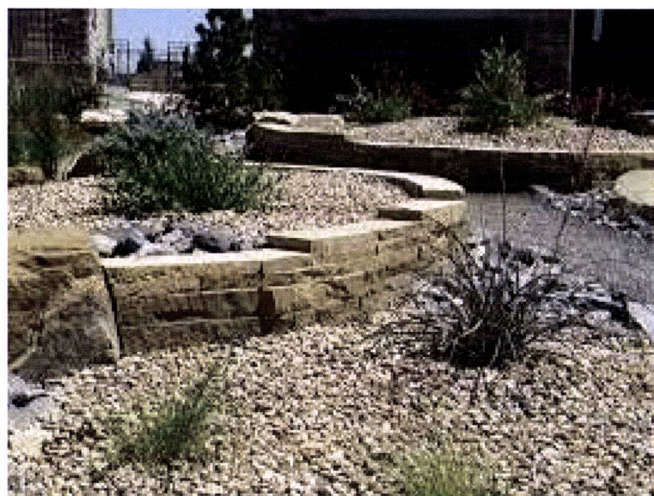


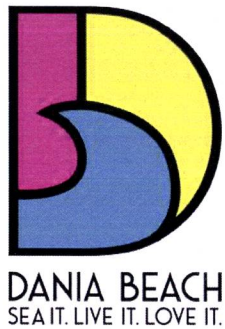


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Text Amendment

Xeriscape. Landscaping designed specifically for areas that are susceptible to drought, or for properties where water conservation is practiced. This landscape type and design requires little to no irrigation and are drought tolerant.





City Commission Action

On August 17, 2022, the Planning and Zoning Board recommended approval of the text amendment.

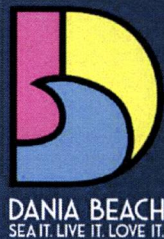
STAFF RECOMMENDATION:

Board to recommend approval of the text amendment on first reading.

Proposed Upcoming CC Meeting Dates:

September 27, 2022 - 2nd Reading of text amendment

Questions?



Eleanor Norena, CFM

**Community Development
Director**

Phone: 954-924-6805 x3645

Email: enorena@daniabeachfl.gov

Corinne Lajoie, AICP

**Community Development
Assistant Director**

Phone: 954-924-6805 x3704

Email: clajoie@daniabeachfl.gov

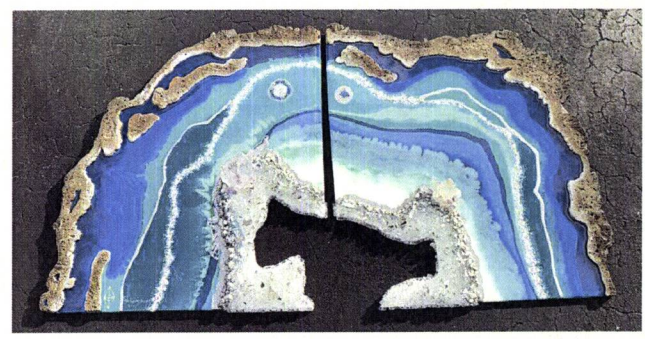
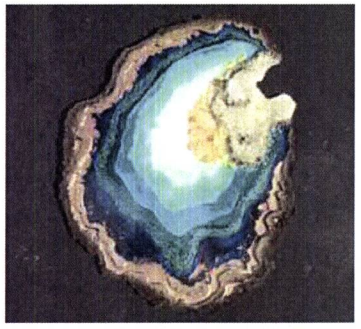
BROWARD'S FIRST CITY
daniabeachfl.gov

Magnetic Geodes

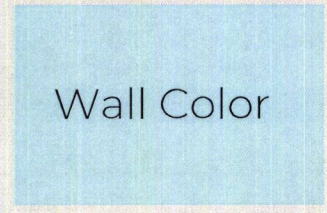


Dania Beach's Inspiration Board

Geode Inspiration:



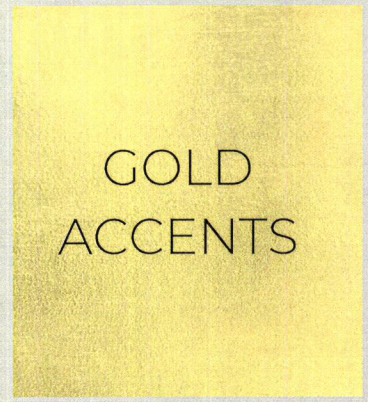
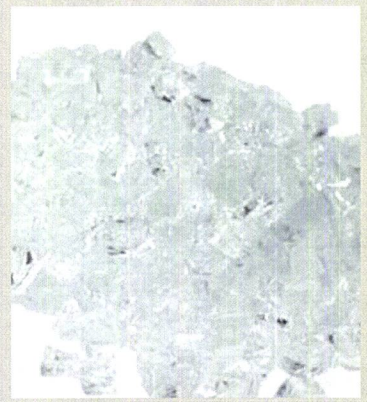
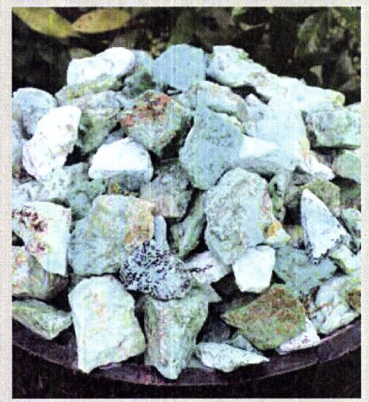
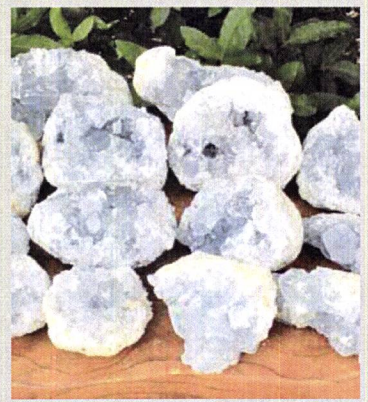
Color Pallet:



Wall Color

03045E Midnight Blue	023A76 Indigo Dye	016F8E Teal Blue	00A9BA Pacific Blue	00CAD1 Dark Turquoise	73E0E7 Sky Blue Crayola	FFFFFF White
03045E Midnight Blue	023E8A Dark Cornflower Blue	0077B6 Star Command Blue	00B4D8 Pacific Blue	90E0EF Middle Blue	FFFFFF White	

Stones, Crystals & Glass Accents:

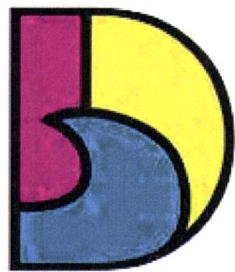


GOLD
ACCENTS

 By Rochonda Ferrelli

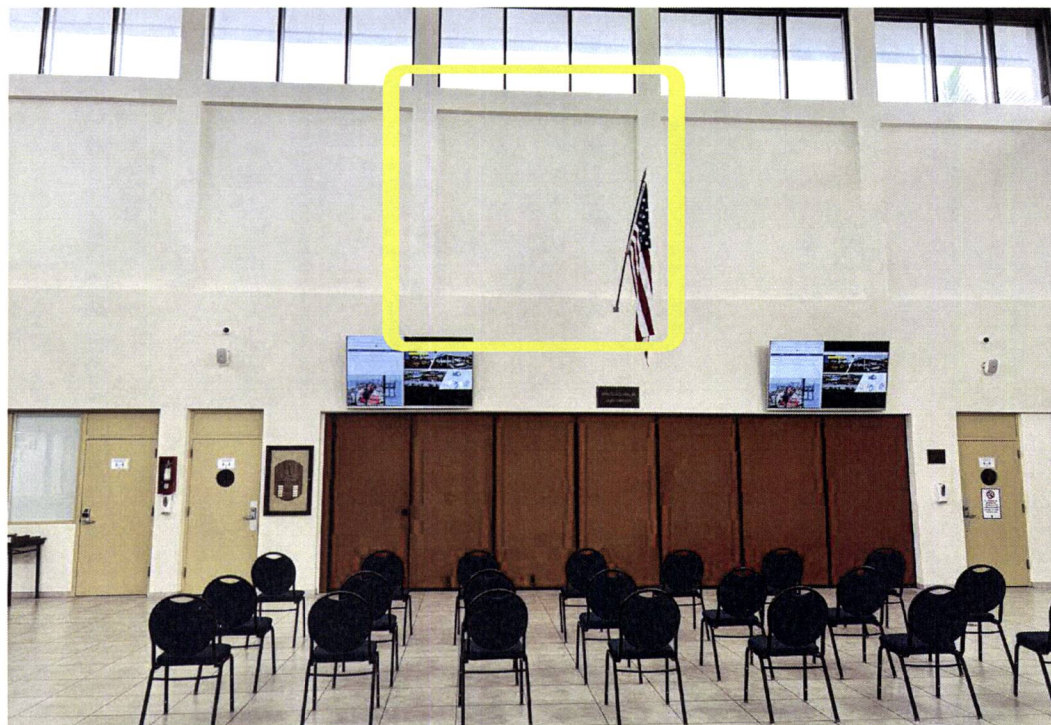
Magnetic Geodes

Dania Beach City Hall Art Installation



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Wall Color



By Rochonda Ferrelli

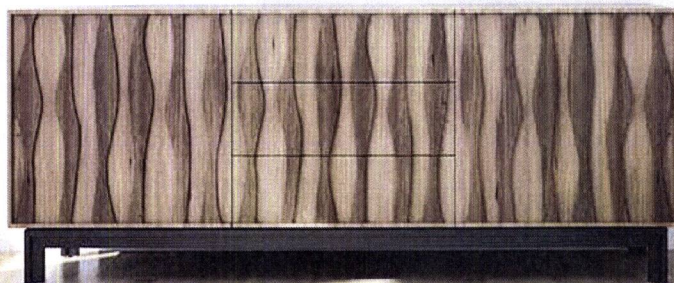
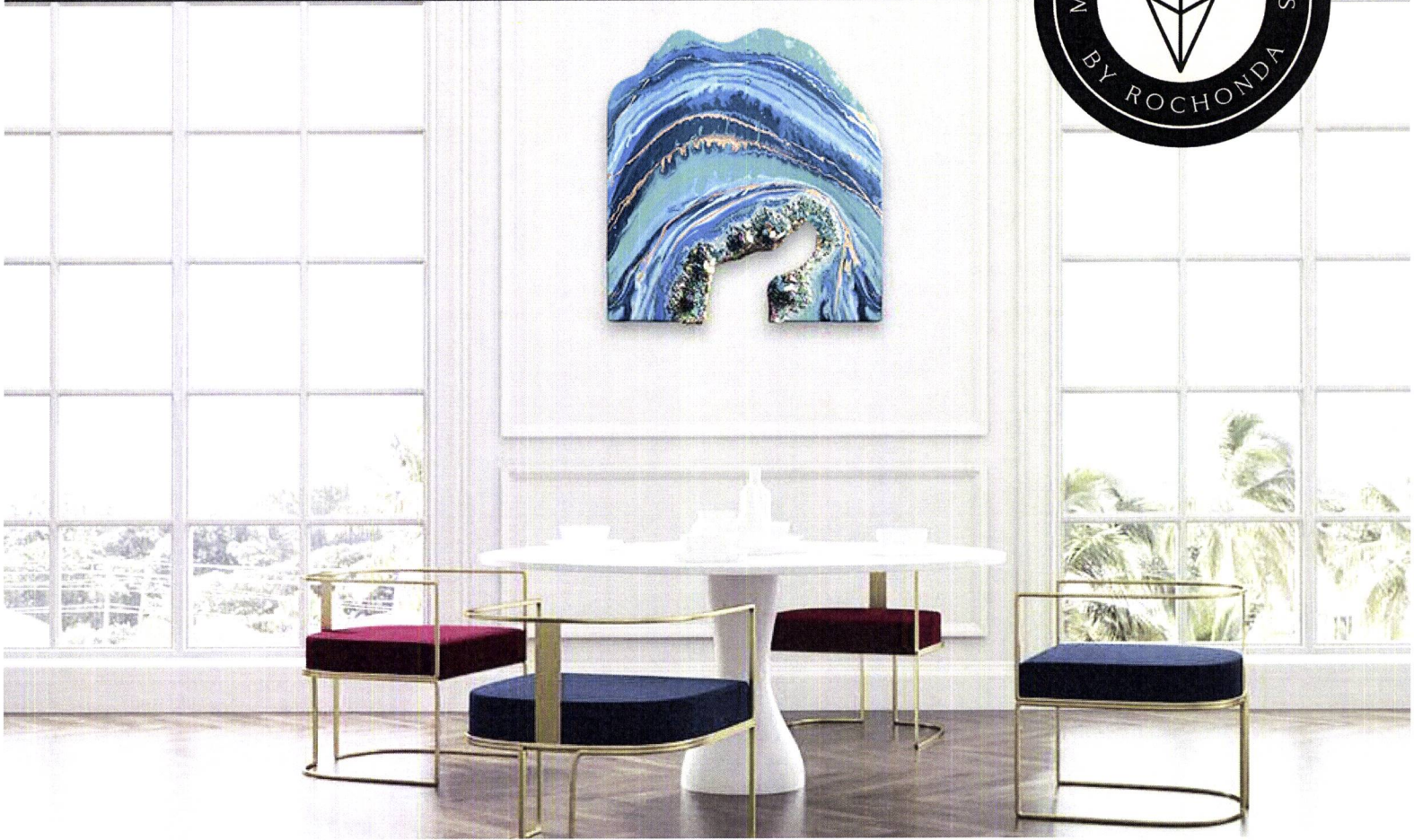
Magnetic Geodes



Magnetic Geodes



Magnetic Geodes



Magnetic Geodes



ELEVATE YOUR SPACE WITH

MAGNIFICENT, SHOW-STOPPING ART

Magnetic Geodes are not your ordinary pieces of artwork. Each piece is hand-crafted with hours of time invested in making sure every detail is perfect.

Magnetic Geodes are highly attractive to people and pets too. Don't be surprised when your geode art draws people and animals to it.

When Rochonda first received the idea for creating Magnetic Geodes she was given a vision of a grid covering the earth with point-to-point marking different geodes.

Because of their unique beauty and natural elements, this is what makes the art so magnetic!



Expanding
consciousness through
the beauty of art.

 By Rochonda Ferrelli

Magnetic Geodes



Conversation Details

SHAPE

TRIPTYCH OR DIPTYCH

SIZE

6 X 6 FEET

COLORS

OCEAN COLORS: BLUES, TURQUOISE

EDGING

STRAIGHT EDGE - SEE SKETCH IDEAS

STONES + GLASS

TURQUOISE, CELESTITE

Please reply via text or email with "Confirm" or with any edits to your order.



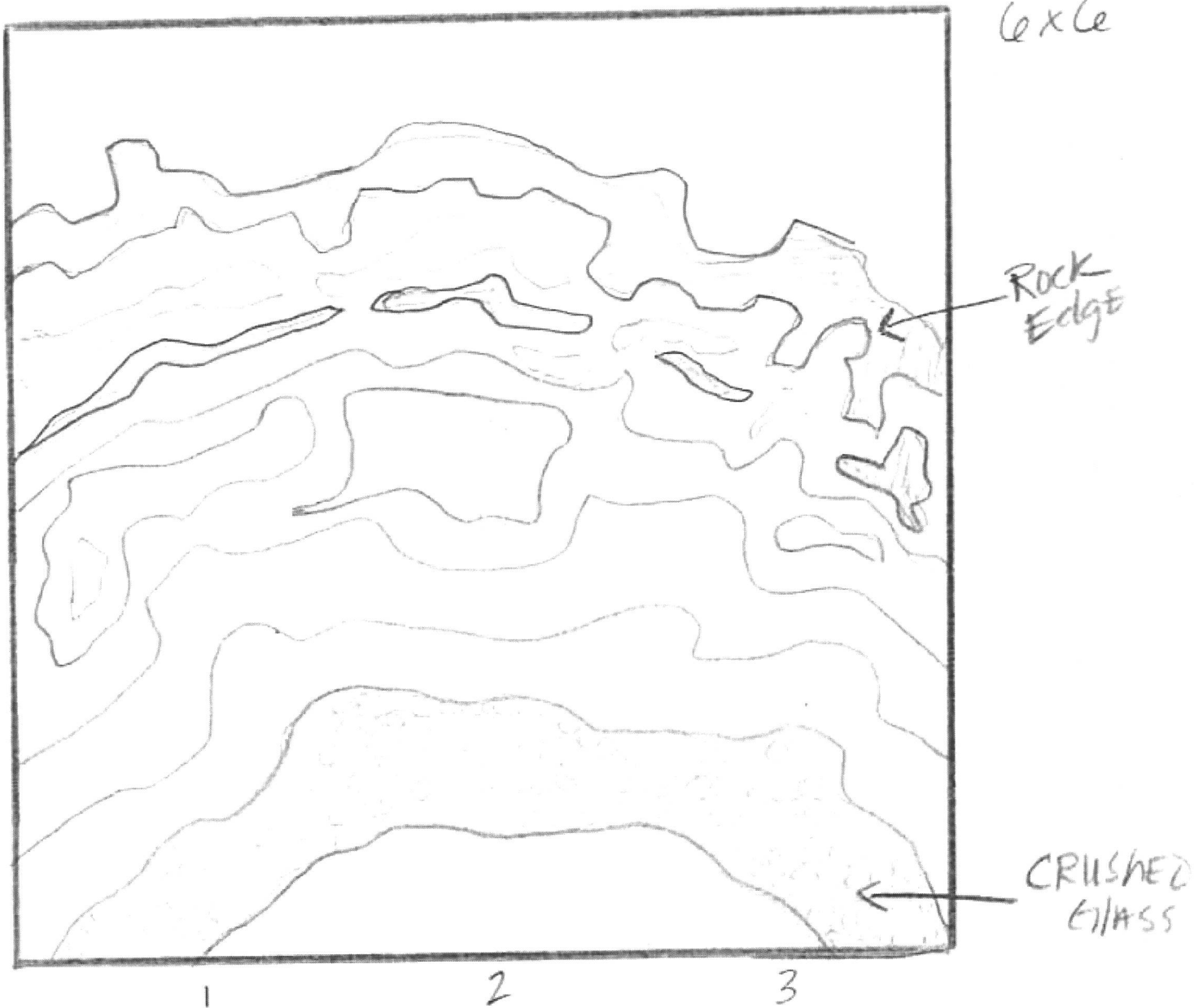
By Rochonda Ferrelli

Magnetic Geodes

Geode Shape & Edging



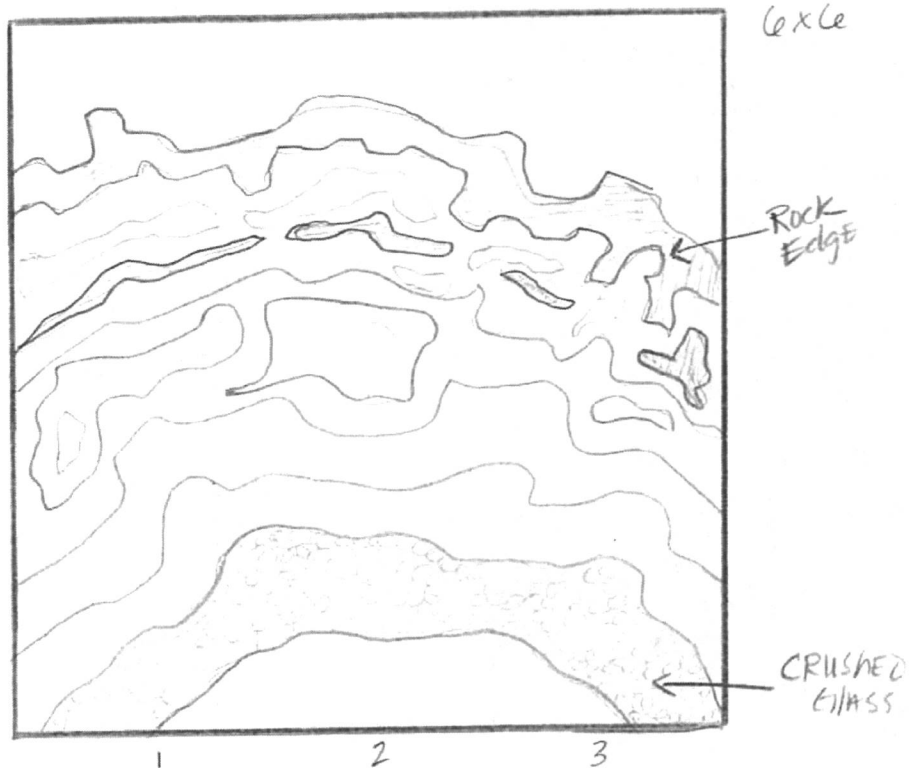
Option A



By Rochonda Ferrelli

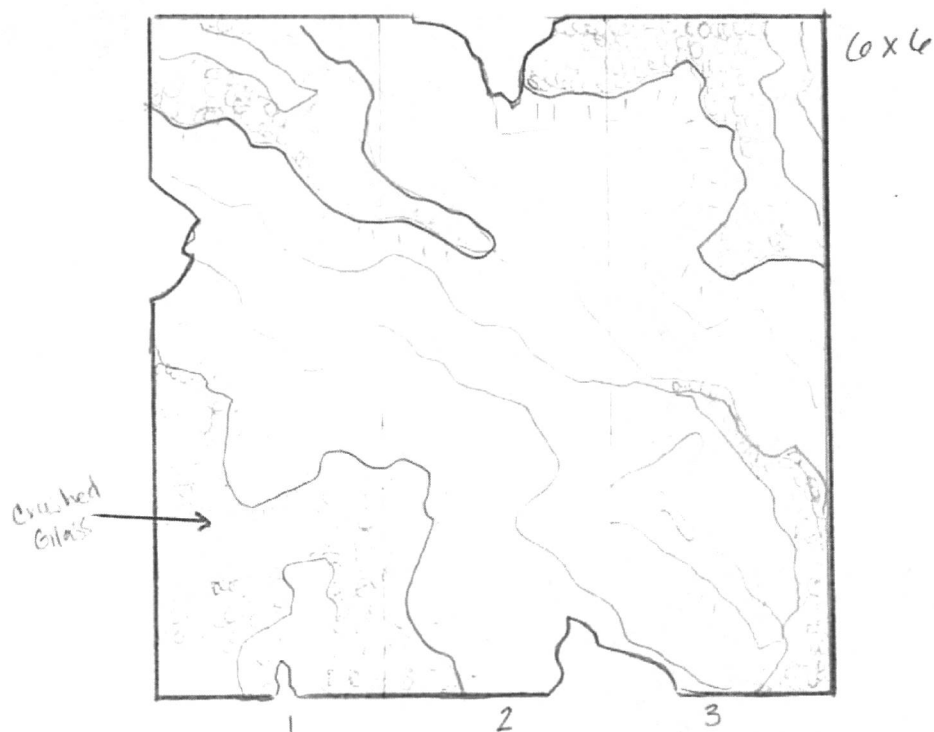
Magnetic Geodes

Geode Shape & Edging



Option A

Option B



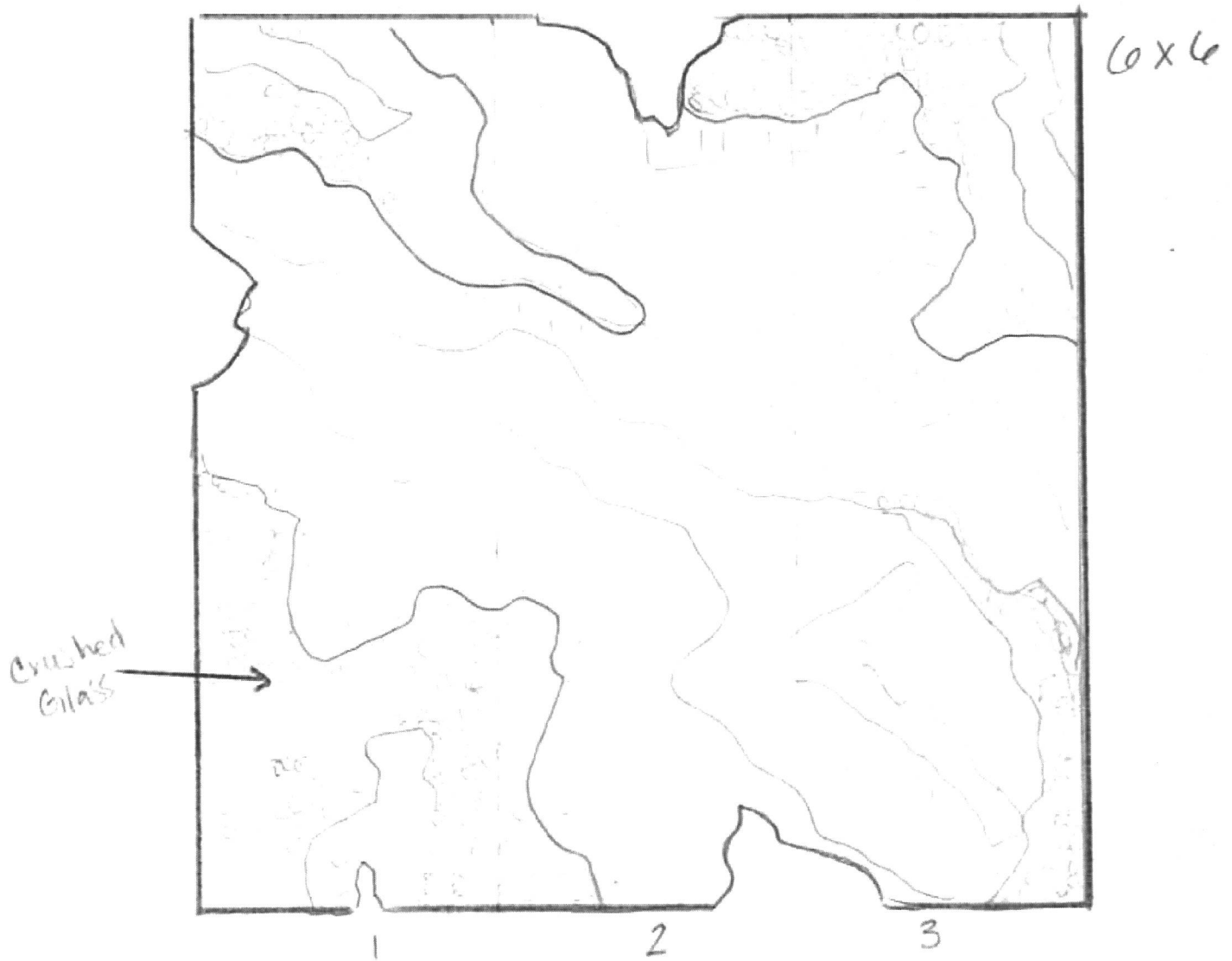
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Magnetic Geodes

Geode Shape & Edging



Option B



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Magnetic Geodes



Quote

PRICE

\$7,000

PAYMENT

Payment Due September 30, 2022

INSTALLATION

Friday, September 30, 2022



By Rochonda Ferrelli