

MINUTES OF REGULAR MEETING
DANIA BEACH CITY COMMISSION
TUESDAY, JANUARY 24, 2023 – 7:00 P.M.

1. Call to Order/Roll Call

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

Present:

Mayor:	A. J. Ryan IV
Vice-Mayor:	Lori Lewellen
Commissioners:	Joyce L. Davis
	Tamara James
	Marco A. Salvino, Sr.
City Manager:	Ana M. Garcia, ICMA-CM
City Attorney:	Eve Boutsis
Deputy City Clerk:	Erin McClendon

2. Moment of Silence and Pledge of Allegiance

Mayor Ryan 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 Green Advisory Board recycling presentation

Laura Lombardo, 1401 NW 10 Street, member of the Green Advisory Board, gave a PowerPoint presentation which is attached to and incorporated into these minutes.

She spoke about contaminated recycling and vacation rentals being the problem and the issue of communication between all involved, owner, renter, etc. She explained procedures that other cities utilize.

Commissioner James asked what happens when we are short of our goals and what the consequences are to the municipality.

Ms. Lombardo asked about the contract the City has with Waste Management and stated the recycling goal of 25% was set in 2008.

Commissioner James questioned if we should look at that again and get in line with what is happening now and asked if we are being fined for being short of 25%.

Ms. Lombardo said she is not aware of any fines for being short of the 25%. Due to the lack of awareness of what goes in the bins is why it is turning out to not be successful.

Commissioner James asked about the policy that she is referring to and said that she is open to entertaining options.

Ms. Lombardo responded besides giving contamination warnings and taking bins, they have not come up with anything and she is hoping the Commission could help. She suggested magnets or stickers.

Commissioner Salvino noted the magnets should list what products are recyclable. He felt if they get cited multiple times, maybe the fine should accumulate to an annual fee with what the second can would cost us as a City, so that we do not have to worry that they are not going to recycle.

Mayor Ryan asked if this is more of a recycling problem or an Airbnb problem.

Ms. Lombardo said people are just not aware and short-term rentals are an easier target.

Mayor Ryan noted his problem is with giving special privileges. He likes the valet trash service and knows it is pricey but if they have vacation rentals, they should be responsible for it.

Vice-Mayor Lewellen said if the problem is with vacation rentals, it is because they just do not care, it is not their home. She inquired as to the legalities of this and the cost to enforce it.

City Manager Garcia noted some great ideas have been discussed. We should start with a social media awareness campaign and get information out to the people. There are people who do not want to do it; give them a number of months for the campaign to start. We do not want our code officers to be garbage police. It is a start to inform people and let them know what the consequences would be.

Commissioner Davis thanked Ms. Lombardo for inviting her to the Green Advisory Board meeting and she hopes more colleagues will attend the meetings. They are planning on working on an interlocal agreement with the Solid Waste Working Group.

Mayor Ryan added we want to tackle this head on.

- 3.2 Special Event request from Goodman Public Relations to host "Tri-Rail Rail Fun Day" to be held at 500 Gulfstream Way (Tri-Rail Airport Station) on February 4, 2023, from 11:00 a.m. - 3:00 p.m. (*Community Development*)

Vice-Mayor Lewellen motioned to approve the Special Event request for Tri-Rail Rail Fun Day; seconded by Commissioner Davis. The motion carried unanimously.

4. Proclamations

There were no proclamations on the agenda.

5. Citizen Comments

Mary Jane Myscich, 4731 SW 43 Avenue, noted she is here to present petitions against vacation rentals and spoke about being against vacation rentals in their community. She wants to have them eliminated in the future as there are a lot of security issues. There was a shooting in one vacation rental across from her. The values of the properties are going up and now the workers in the community cannot buy a house. (A copy of the petition and police report are attached to and incorporated into these minutes.)

6. Public Safety Reports

Captain Daniel Marks, BSO Chief of Police, said he attended a Captains meeting this morning and learned about the training facility and all it has to offer. He spoke on recent arrests in the City. They were made aware of social media accounts and websites that are supporting the forest defenders who are targeting B&G Construction. BSO is upping their security at the B&G Spirit Headquarters site. He spoke about a pilot program for housing a social worker at their Dania Beach office and how the social worker can assist with homeless outreach.

Commissioner Salvino asked why, when BSO picks up someone with two felony warrants and they have been arrested, they are still out there.

Captain Marks responded it is out of their hands, it is up to the attorneys and the judge. He explained the process and said they can only make suggestions.

Commissioner James asked about businesses that tie into the Real Time Crime Center and gave the example of Miami Gardens. She asked if there is something similar that we could do in the City and what are ways we can make things better.

Captain Marks noted it is more of a question for legal to mandate businesses and added there is a program out there to do it.

City Attorney Boutsis said Chief Financial Officer DiPaolo and Information Technology Director McFarlane went to the Real Time Crime Center to see about what we can do.

Commissioner James asked if it would be just City Hall or the entire city.

Captain Marks responded the entire city; they are working on Dania Pointe right now and he has a card that can be passed out.

Chief Financial Officer DiPaolo said they met with BSO to see how it works and they are working with them to get a quote to connect into their system. We wanted to make sure our system can connect in, and it can.

Commissioner James asked for an update regarding the employee on the beach.

Captain Marks noted he has not followed up on it as it was a misdemeanor, but he will follow up. He added the Deerfield Beach captain invited BSO up to to see their Real Time Crime Center and their PAL program; he can schedule a time for everyone to visit the center.

Vice-Mayor Lewellen asked if it would be the City of Dania Beach itself or the individual businesses hooking up to the system.

Captain Marks said the individual business as well. It will intertwine with all the programs and equipment, both inside and outside. It would be dependent on the entity that wanted the cameras. The program is invaluable and has proven to be in multiple cities.

Captain Sergio Pellecer, BSO District Fire Chief, gave an update on departmental activities including call volumes. He spoke about a fire at a multiple-unit dwelling on January 21st and a residential fire on January 23rd. Both fires are still under investigation. He will bring crews next month to be recognized. He gave an update on the new Fire/EMS vehicle and will arrange a station visit when the new truck is here.

7. Consent Agenda

7.1 Minutes: None

7.2 Travel Requests:

Request from City Manager Ana M. Garcia to attend the Legislative Meetings in Tallahassee, Florida on February 6-7, 2023 (Estimated cost \$1,231.95) (*City Manager*)

Resolutions

7.3 RESOLUTION #2023-004

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO PURCHASE THREE (3) PIECES OF HEAVY EQUIPMENT FOR THE PUBLIC SERVICES DEPARTMENT, IN AN ESTIMATED AMOUNT OF SIX HUNDRED FORTY FIVE THOUSAND NINE HUNDRED SIXTY NINE DOLLARS (\$645,969.00), WITHOUT COMPETITIVE BIDDING AND WITHOUT ADVERTISEMENT FOR BIDS, BY UTILIZING THE PRICING UNDER THE FLORIDA SHERIFFS ASSOCIATION ("FSA") CONTRACTS FSA20-EQU18.0 AND FSA22-VEH20.0; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. (*Public Services*)

7.4 RESOLUTION #2023-005

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, REQUESTING ADVANCE APPROVAL FROM THE CITY COMMISSION TO PROCEED WITH THE BID ADVERTISEMENT FOR THE INFLOW AND INFILTRATION MAINLINE REPAIRS PROJECT, PROVIDING FOR CONFLICTS AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

Commissioner James motioned to adopt the Consent Agenda, seconded by Commissioner Salvino. The motion carried unanimously.

8. Bids and Requests for Proposals

There were no bids or requests for proposals on the agenda.

9. Public Hearings

9.1 ORDINANCE #2023-001 *Continued*

AN ORDINANCE OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING AN INTERLOCAL SERVICE BOUNDARY AGREEMENT WITH THE CITY OF HOLLYWOOD AND BROWARD COUNTY FOR THE CONTRACTION OF CERTAIN LANDS LOCATED WITHIN THE JURISDICTIONAL LIMITS OF THE CITY OF HOLLYWOOD AND WITHIN THE AREA KNOWN AS THE CITY OF DANIA BEACH OCEAN FRONT PARK, AND THE ANNEXATION OF THE LAND BY THE CITY OF DANIA BEACH, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)** *(City Attorney)*

City Attorney Boutsis read the title of Ordinance #2023-001 and addressed the reasons for her request to continue this item until the March 14th Commission meeting. FDOT is still reviewing the draft Interlocal agreement for the City of Hollywood. The City of Hollywood's second reading should go before our second reading, so that we know we are dealing with the final document.

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

Commissioner Salvino asked why three more meetings.

City Attorney Boutsis explained it is two readings of each commission; two for City of Hollywood, two for us and the last for the County Commission.

Commissioner Salvino said if we agree tonight, then we would pass our part, then Hollywood has to go back and pass their part. FDOT now wants to readjust things.

City Attorney Boutsis noted they are looking at the final terms presented by the City of Hollywood to ensure that they are in agreement allowing the City of Hollywood to park in our facility for four 5-year terms without paying for that ability.

Commissioner Salvino asked if we could move it up.

City Attorney Boutsis responded yes, if we can, she certainly would do so.

Commissioner James asked if the County does have additional comments, could we come back and amend it.

City Attorney Boutsis said yes, but that would be two more meetings and she is trying to get it done and avoid many more meetings. The City of Hollywood would need to accept the terms first.

Commissioner Salvino asked how they could change it if they already agreed to it.

City Attorney Boutsis noted the initial agreement did not include any parking for the City of Hollywood.

Commissioner Davis asked about dates for the upcoming meetings.

City Attorney Boutsis said she would email the Commission when she has all the dates.

Vice-Mayor Lewellen motioned to continue Ordinance #2023-001, on second reading, until the March 14, 2023 City Commission meeting at 7:00 p.m.; seconded by Commissioner Salvino. The motion carried unanimously.

9.2 ORDINANCE #2023-002

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 28, THE "LAND DEVELOPMENT CODE", PART 8, "TECHNICAL APPENDIX," ARTICLE 811, "PUBLIC ART PROGRAM," BY AMENDING ARTICLE 811 AT SECTION 811-20, "DEFINITIONS", SECTION 811-30, "PUBLIC ART PLAN AND IMPLEMENTATION GUIDELINES"; SECTION 811-40, "ART AND ARTIST SELECTION CRITERIA; PUBLIC ART PROGRAM GUIDELINES" TO REQUIRE COMPLIANCE WITH PROCUREMENT GUIDELINES; SECTION 811-130, "PUBLIC ART ADVISORY BOARD", AND SECTION 811-140, "MURAL GUIDELINES", TO CLARIFY THAT ALL MURALS AND ART WORK, WHETHER PURCHASED WITH PUBLIC ART FUNDS OR NOT, AND WHETHER DONATED TO THE CITY OR PURCHASED BY THE CITY OR A THIRD PERSON WOULD REQUIRE REVIEW BY THE PUBLIC ART ADVISORY BOARD AND A RECOMMENDATION FROM SAID BOARD TO THE CITY COMMISSION; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**
(Community Development)

City Attorney Boutsis read the title of Ordinance #2023-002 and advised of the revised memo distributed on the dais.

Corinne Lajoie, Assistant Director of Community Development, gave an overview of the text amendment amending the Public Art Program and addressed changes made to the ordinance since first reading regarding the definition of Public Art: Public Art and Murals on public or private property shall require approval of the PAAB if they are within public view via public right of way. Public Art and Murals on private property outside of public view via public right of way and funded with private dollars, do not need approval from the PAAB but are subject to all City codes and other ordinances.

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

Commissioner Salvino motioned to adopt Ordinance #2023-002, on second reading; seconded by Commissioner Davis. The motion carried unanimously.

9.3 RESOLUTION #2023-006

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE WAIVER OF REPLAT REQUEST (OT-094-22) SUBMITTED BY THE PROPERTY OWNER, THE CITY OF DANIA BEACH, FOR THE PROPERTY GENERALLY LOCATED AT 230 SW 1 COURT 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. *(Community Development)*

City Attorney Boutsis read the title of Resolution #2023-006.

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

Commissioner James asked if we did the same thing with C.W. Thomas Park.

Community Development Assistant Director Lajoie explained C.W. Thomas Park was different because there was an easement running through the center of it that got in the way of the buildings that were being proposed. This is different because it is on the perimeter; we are vacating these roadways and giving the park more land.

Commissioner James asked why we could not waive the replatting requirement.

Community Development Assistant Director Lajoie noted we did waive the requirement with C.W. Thomas Park and felt Commissioner James was remembering the vacation request.

Commissioner James questioned what we had to go back to Broward County for.

Community Development Assistant Director Lajoie said she believes we needed a letter from Broward County stating we did not need to plat.

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

Commissioner Salvino motioned to adopt Resolution #2023-006; seconded by Commissioner Davis. The motion carried unanimously.

10. Discussion and Possible Action

10.1 Sign code regarding murals - Commissioner James

Commissioner James said she thought the Commission had asked staff to come back with some language to look into. We can move it to the next meeting, but she would like staff to come back with some suggestions.

Deputy City Manager Sosa-Cruz said correct, we are looking to update murals and business signage. We are looking at the set criteria for each district and plan to do a presentation at the second meeting in February.

10.2 RESOLUTION NO. 2023-007

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ACCEPT THE PUBLIC ART DONATION ENTITLED "TOTOR," DESIGNED BY PUBLIC ARTIST, STÉPHANE BOLONGARO; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. (*Community Development*)

City Attorney Boutsis read the title of Resolution #2023-007.

Eleanor Norena, Director of Community Development, gave a PowerPoint presentation which is attached to and incorporated into these minutes.

Commissioner James said she loves the concept of the dog park; it would invite dog owners to have Instagrammable moments. Her only concern would be the dog waste and cleanup.

Commissioner Salvino asked what the cost is to move the piece from France.

Community Development Director Norena said \$4,000.00 plus about \$500.00 for the base; no more than \$5,000.00.

Commissioner Salvino noted he votes for the dog park.

Commissioner Davis said she likes the dog park for the obvious reasons but City Hall and Frost Park both have more visitors. She wants the most trafficable location and is leaning towards Frost Park.

Vice-Mayor Lewellen asked if it would be inside or outside of the dog park.

Community Development Director Norena responded they are recommending outside due to the cost of the park and security.

Vice-Mayor Lewellen noted her concern is graffiti and asked if we are still having issues with Tiger Tail Lake.

City Manager Garcia said graffiti is a problem in all South Florida. The piece will attract many visitors and she wants the Commission to take into consideration the Arts & Entertainment

District that we are trying to create here and that we have security here at City Hall on a 24/7 basis.

Vice-Mayor Lewellen commented she understands there has been issues with the lake at Tiger Tail Park with dumping and there may be more significant issues going on.

City Attorney Boutsis responded preliminary reports say it may just be settling of concrete that was put into the lake, but they are waiting for the final tests. We should have the results back by the end of the week.

Vice-Mayor Lewellen said her vote is for City Hall because of the Arts & Entertainment and the issue of security. As to Frost Park, she asked if we are going to continue to keep events there.

Eric Brown, Director of Parks & Recreation, noted Frost Park is going to become a stadium so if it went to Frost Park, it would have to be moved eventually.

Commissioner Salvino felt we should put the pieces where they coordinate. It seems more fitting to put it at the dog park.

Commissioner James noted we have put art in places that do not have surveillance. We have the mural on 1st Street and the one on Federal Highway that do not have security. We need to look citywide and not concentrate all in one area. She loves the option to have it at the dog park as it provides visibility. If it is problematic, we could move it.

Commissioner Davis asked about the parking capacity at Tiger Tail Park.

Deputy City Manager Sosa-Cruz confirmed there are 10 spaces at the park.

Commissioner Davis noted she would switch her vote to City Hall.

Vice-Mayor Lewellen said she does not oppose it, but parking is lacking, and we do not own the property.

Commissioner Salvino commented it is more than just placing it there for the traffic.

Mayor Ryan asked if the piece has been completed yet.

Community Development Director Norena said she would have to ask the artist, but she does not think he would start before he had the agreement from the City.

Mayor Ryan asked the Commission to vote by a show of hands on the location.

Frost Park – none

City Hall – Vice-Mayor Lewellen, Commissioner Davis

Tigertail Park – Mayor Ryan, Commissioner James, Commissioner Salvino

Commissioner James motioned to adopt Resolution #2023-007; seconded by Vice-Mayor Lewellen. The motion carried unanimously.

11. Commission Comments

11.1 Commissioner Davis

Commissioner Davis spoke about attending the Martin Luther King gala and parade. She really enjoyed it and there was a great showing of diversity. She had a great time at the parade but would have liked to see more people participate in it. She attended the Broward League of Cities event held at the Marriott; it was well attended and a good way to put our City on the map. She attended the Prestige Club event on Saturday night, and they did the Christmas event and gave a lot of gifts out to Broward County including kids in Dania Beach. She is hoping that they could support that event in the future.

11.2 Commissioner James

Commissioner James said she wants to discuss C.W. Thomas Park. She is concerned it is falling by the wayside.

Eric Brown, Director of Parks & Recreation, noted staff should have something to bring back to the Commission on the 30th. He will be getting numbers again for C.W. Thomas Park and they are working diligently to get it off and running.

City Manager Garcia explained the challenge was that \$18.5 million was set aside and when the new quotes came in, it skyrocketed in excess of \$30 million. They met with them to go back to the drawing board and phase it in. The goal is to come back to the Commission with phasing and options.

Commissioner James asked when they come back with something, if the Commission could vote on it at that meeting instead of waiting until the next meeting.

City Manager Garcia said yes, we will bring the design, everything that will be included in phase one, the cost, and the game plan.

Parks & Recreation Director Brown added he met with the City Manager and Deputy City Manager, and they came up with something that was nice. It will be coming back to the Commission soon.

Commissioner James thanked the Renaissance Corporation for putting on the Martin Luther King event. She agrees certain things could have been done differently. Our business district is struggling and hardly any businesses are open on US-1. The route was shortened, and she wants to take it back to where it was before. She would like more collaboration and looks forward to growing the event.

Commissioner James noted she has obtained the quote for the literacy program, and it is going to be about \$8,700.00 for the entire program. She would like authorization to use her funding and wanted to know if others would like to add anything to it. Commissioner Salvino said he would add \$1,000.00 and Vice-Mayor Lewellen said she would add \$2,000.00.

Commissioner James said she would like to call a special meeting or workshop regarding the email that has been circulating. She has had several conversations and is concerned about the things she has been hearing.

Mayor Ryan commented as long as we make it public and give prior notice we can meet.

City Attorney Boutsis noted it cannot be a shade session.

Mayor Ryan said we will coordinate it with Chief of Staff Singh to get it scheduled.

11.3 Commissioner Salvino

Commissioner Salvino spoke about the Prestige Club and the different events they host. He will be asking for some of his contingency to go towards the Prestige Club. This program does so much for people in need and not just children. Three developers came out and bought tables to the most recent event and he wants the public to know that the developers are keeping true to their word.

11.4 Vice-Mayor Lewellen

Vice-Mayor Lewellen said unfortunately this year, she was sick and could not attend the Martin Luther King celebration; she apologized for her absence and noted that attendance has been an issue.

11.5 Mayor Ryan

Mayor Ryan thanked everyone for coming. The Martin Luther King gala was great. He was very impressed with the presentations. It was his first parade as Mayor of Dania Beach. He will definitely make sure we promote the parade more next year. He was in Washington, DC last week and attended the Conference of Mayors. He said Mayors have no party lines and they work for everyone in the community. The event was very instrumental in his short role here. It brings pride and sense of belonging in our community. Small businesses are on the rise. The residents need to know what is available to them through grant money, etc. He is looking forward to bringing all the ideas here.

Mayor Ryan spoke about the Arts & Seafood Celebration and noted some years have been better than others. He spoke to Joanna Granett and he wants to donate \$2,000.00 of his contingency for the Historical Society to have a booth at the event.

The Commission did not have an issue with this request.

He wished longtime resident Jimmy Peterman a Happy Birthday.

12. Appointments

12.1 Marine Advisory Board

Commissioner Salvino appointed: Tony Thackum

Commissioner James motioned to approve the appointments; seconded by Commissioner Davis. The motion carried unanimously.

13. Administrative Reports

13.1 City Manager

City Manager Garcia spoke about the upcoming trip to Tallahassee and meeting with Representative Cassel. She is looking to bring forward an initiative to activate our parking garage that is under-utilized. The goal would be to attract more people to downtown and make their experience better. We will look at key areas that we can allow our visitors and patrons to utilize our parking garage. She also spoke about the Martin Luther King parade and working with the CRA and Dania Pointe to have more participation from local businesses.

City Manager Garcia reported Chief Financial Officer DiPaolo, Deputy City Manager Sosa-Cruz and she met regarding the budget season and put together a series of dates for budget preparation with all departments. She would like the Commission to start looking at their calendars and she will have Chief of Staff Singh reach out to coordinate dates and times around the week of April 10 or April 17 for a budget workshop. On June 1, we will receive the preliminary numbers from the property appraiser and on July 1, the City will receive certification of tax rolls for 2023. Staff will bring the draft budget on July 11 and at that time, the Commission will set the proposed millage rate.

City Manager Garcia reviewed the dates for the Commission recess from July 12 through August 11. There will be no commission meetings on July 25 and August 8.

City Manager Garcia noted the Commission has set aside \$100,000 from this year's budget for marketing and promoting the City; she provided several possible dates for the Commission to schedule a workshop regarding advertising and marketing in Dania Beach.

Commissioner James asked if we could consolidate some of the workshop dates.

The Commission agreed to hold an Advertising & Marketing workshop on January 31, 2023 from 5:00 p.m. to 7:00 p.m.

Commissioner James motioned to cancel the July 25, 2023 and August 8, 2023 City Commission meetings for the Commission's summer recess; seconded by Commissioner Salvino. The motion carried unanimously.

13.2 City Attorney

City Attorney Boutsis had no comments.

13.3 City Clerk - Reminders

Tuesday, February 14, 2023 - 5:30 p.m.

CRA Board Meeting

Tuesday, February 14, 2023 - 7:00 p.m.

City Commission Meeting

Tuesday, February 28, 2023 - 7:00 p.m.

City Commission Meeting

14. Adjournment

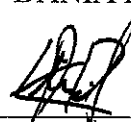
Mayor Ryan adjourned the meeting at 8:54 p.m.

ATTEST:


THOMAS SCHNEIDER, CMC
CITY CLERK



CITY OF DANIA BEACH


ARCHIBALD J. RYAN IV
MAYOR

Approved: February 28, 2023



Recycling Presentation 01/24/23

PROBLEM



- Short term rental properties regularly use the recycling receptacle for trash
- Contaminated bins are being sorted with recyclables Waste Management collects weekly
- The cost to process contaminated material can easily exceed \$150/ton due to increases associated with collection, transferring and processing materials
- Tips & guidelines being offered by short term rental providers like AirBnB are being ignored by renters and owners alike
- Waste Management cites contamination as a major contributor of increasing costs to process recycling
- Florida's 2020 recycling rate was 50%, falling short of the 2020 recycling goal of 75% set back in 2008 by the Florida Legislature

PHOTOS

Taken on 7/20/22

In front of an AirBnB home on SW 26th Street clearly show the guidelines are not being followed or adhered to.

Here the recycling receptacle is filled with landscaping waste.



PHOTOS

Taken on 7/26/22

In front of an AirBnB home on SW 26th Street clearly show the guidelines are not being followed or adhered to.

Here the recycling bin is filled with styrofoam, waste and landscaping cuttings.



PHOTOS

Taken on 8/12/22

In front of an AirBnB home on SW 26th Street clearly show the guidelines are not being followed or adhered to.

Here the recycling receptacle is filled with construction waste & plastic garbage bags.



AirBnB Tips for Vacation Rentals & Recycling



- Try to stop using single-use plastics.
- Provide reusable bags: Plastic bags can be mistaken for food** by wild animals. Help guests avoid them by offering reusable and washable shopping bags and produce bags for their stay.
- Stock reusable cups and food storage containers: Reusable water bottles and coffee mugs are great for guests to use when they're out and about. Reusable glass food storage containers allow guests to save leftovers or pack food for a picnic.
- Use refillable containers: Instead of single-use bottles, opt for refillable hand soap, dish soap, and cleaning products.
- Offer filtered water: Installing a water filter on your faucet or having a filtered water pitcher can help prevent guests from buying bottled water.
- Avoid coffee makers that use plastic pods: If you offer a caffeine fix for your guests, opt for organic, shade-grown coffee instead of disposable coffee capsules. Shade-grown coffee is grown under a canopy of trees that creates an important habitat for a variety of insects, birds, and animals, which are increasingly threatened by deforestation.
- Educate yourself: Find out which types of plastics your area's recycling system accepts, and encourage your guests to recycle them.
- Provide labeled bins: Offer at least one recycling bin. If specific items need to be recycled separately, like paper and glass, make sure you have bins for each one.
- Share clear instructions: Include pictures and examples in your house manual so guests can easily refer to it.
- Post reminders around your space: Personally explain the recycling process to guests at check-in—reinforce the rules throughout her space. Have a printed sheet with the rules in English near the garbage baskets and include the rules in the house manual," Print out the recycling rules in multiple languages.



PROPOSED SOLUTION

- Remove recycling receptacles from all short-term rental homes
- Replace with a 2nd trash receptacle
- Enact a policy that improves the quality of our community recycling efforts



ALTERNATIVE SOLUTIONS



- City of Fort Lauderdale utilizes a 4-stage communication process to correct contamination, the recycling cart is removed from the property following a 4th contamination notice
- Miami-Dade, FL created a Recycling Contamination Abatement program tagging carts on routes throughout the recycling program's service area where recycling contamination is an issue
- Destin, FL City Council requires short-term rental providers to "acquire special valet garbage service from the city's solid waste removal provider in order to ensure all garbage is properly contained and removed."



REFERENCES

"It is hanging on by a thread," County Commissioner Beam Furr said of Broward's recycling program.

April 21, 2021 Airbnb Resource Center

<https://www.airbnb.com/resources/hosting-homes/a/learn-about-recycling-and-reducing-waste-345>

August 18, 2021 WSVN Channel 10 | Broward faces a costly recycling crisis it needs to fix quickly

<https://www.local10.com/news/local/2021/08/18/broward-faces-a-costly-recycling-crisis-it-needs-to-fix-quickly/>

June 2, 2022 Miami New Times | Six Lessons From a Tour of Waste Management's Local Recycling Facility

<https://www.miaminewtimes.com/news/recycling-lessons-from-waste-managements-miami-plant-14566841>

City of Fort Lauderdale Recycling Cart Notices

<https://gyr.fortlauderdale.gov/greener-government/recycling-waste-reduction/recycling-in-fort-lauderdale/curbside-residential-recycling/all-about-the-blue-carts/receive-a-notice>

City of Miami Springs in Miami-Dade, FL Recycling Contamination Abatement Notice

<https://www.miamisprings-fl.gov/community/recycling-contamination-abatement-activities-miami-springs-wednesday-november-7-2018>

July 18, 2022 Northwest Florida Daily News | Debate at Destin council meeting: Are fines for garbage 'overage' and 'contamination' fair?

<https://www.nwfdailynews.com/story/news/local/2022/07/18/waste-management-fining-destin-florida-residents-garbage-overage-fees/10067191002/>

WASTE MANAGEMENT EMAIL



Note from WM on Dania Beach matter External Inbox



McCormick, Dawn

to me, Dawn, Luigi, Lisa, Michael

[View McCormick's Profile](#)

Mon, Aug 15, 4:52 PM (6 days ago)



Hi Alexis: As North America's largest recycler, WM is committed to recycling and encourages robust programs in the municipalities we serve. However, there is a cost to non-recyclables or "contamination".

The cost to process contaminated material can easily exceed \$150/ton due to increases associated with collection, transferring, and processing those materials. If WM ends up with a product that is not marketable due to low quality, the company has all those costs – plus the cost to again transport the contamination/residue out of the plant to a landfill or waste-to-energy facility and then incurring disposal costs. These added costs are passed on to our municipal customers.

There are also significant safety risks to our employees associated with handling materials that are not supposed to be in the recycling stream (i.e. chemicals, batteries, needles, nails from wood, etc.).

While we are not taking a position on your matter with Dania Beach rentals, we did want to provide you with the information you requested.

Regards,

Dawn McCormick

Director, Communications & Government Affairs

Waste Management Inc. of Florida

dmccormick@wm.com

C: 954.226.9894

1800 N. Military Trail, Suite 201

Boca Raton, FL 33431



Access WM 24/7 with [MyWM](#)

Florida 2020 Recycling Goal



Recycling has been on decline since 2016

The modern era of recycling in Florida began with the Florida Legislature's passage of the Solid Waste Management Act (SWMA) of 1988, which included a 30% recycling goal.

In 2008, the Legislature reasserted the importance of recycling and established incremental, interim goals culminating in a recycling rate of 75% to be achieved by 2020. Florida achieved the interim goals established for 2012 and 2014; **however, the 2016 interim goal of 60% was not met and the statewide recycling rate has exhibited a general decline since that time. Florida's 2020 recycling rate was 50%, falling short of the 2020 recycling goal of 75%**

December 17 2021 Florida Department of Environmental Protection | Florida and the 2020 75% Recycling Goal Final Report

https://floridadep.gov/sites/default/files/Florida_75_Recycling_Report_17Dec21.pdf



THANK YOU

5



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

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

DATE OF ^{Commission} CRA BOARD MEETING: 1/24, 2023

PRINT NAME: MARY JANE MYSCICH

ADDRESS: 4731 S.W. 43 AVE DANIA BEACH, FL 33314

PHONE NO. (optional): _____

PLEASE CHECK ONE OR BOTH OF THE ITEMS BELOW:

1) ☒ CITIZEN COMMENTS:

Comments by Dania Beach citizens or interested parties that are not part of the regular printed agenda may be made during each CRA Board meeting during the period set aside for "Citizen Comments." Each speaker shall be limited to 3 minutes for his or her comments. Persons desiring to speak during the citizen comment period shall inform the CRA Secretary immediately prior to the beginning of the meeting of their intention to speak.

PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

VACATION RENTALS

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

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE WITH REGARD TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDING, AND FOR SUCH PURPOSE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

LOBBYIST REGISTRATION IS REQUIRED. PRIOR TO ENGAGING IN ANY LOBBYING ACTIVITIES, WHETHER OR NOT COMPENSATION IS PAID OR RECEIVED IN CONNECTION WITH THOSE ACTIVITIES, EACH LOBBYIST SHALL FILE WITH THE CITY CLERK AN ANNUAL REGISTRATION STATEMENT AND PAY AN ANNUAL ONE HUNDRED DOLLARS (\$100.00) REGISTRATION FEE FOR EACH PRINCIPAL OR EMPLOYER. REGISTRATION FORMS ARE AVAILABLE ON THE CITY WEBSITE: WWW.DANIABEACHFL.GOV. (ORDINANCE #2012-019)

The Florida Senate

2010 Florida Statutes

<u>Title XXXIII</u> REGULATION OF TRADE, COMMERCE, INVESTMENTS, AND SOLICITATIONS	<u>Chapter 509</u> LODGING AND FOOD SERVICE ESTABLISHMENTS; MEMBERSHIP CAMPGROUNDS <u>Entire Chapter</u>	SECTION 242 Public lodging establishments; classifications.
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509.242 Public lodging establishments; classifications.—

(1) A public lodging establishment shall be classified as a hotel, motel, resort condominium, nontransient apartment, transient apartment, roominghouse, bed and breakfast inn, or resort dwelling if the establishment satisfies the following criteria:

(a) *Hotel*.—A hotel is any public lodging establishment containing sleeping room accommodations for 25 or more guests and providing the services generally provided by a hotel and recognized as a hotel in the community in which it is situated or by the industry.

(b) *Motel*.—A motel is any public lodging establishment which offers rental units with an exit to the outside of each rental unit, daily or weekly rates, offstreet parking for each unit, a central office on the property with specified hours of operation, a bathroom or connecting bathroom for each rental unit, and at least six rental units, and which is recognized as a motel in the community in which it is situated or by the industry.

(c) *Resort condominium*.—A resort condominium is any unit or group of units in a condominium, cooperative, or timeshare plan which is rented more than three times in a calendar year for periods of less than 30 days or 1 calendar month, whichever is less, or which is advertised or held out to the public as a place regularly rented for periods of less than 30 days or 1 calendar month, whichever is less.

(d) *Nontransient apartment or roominghouse*.—A nontransient apartment or roominghouse is a building or complex of buildings in which 75 percent or more of the units are available for rent to nontransient tenants.

(e) *Transient apartment or roominghouse*.—A transient apartment or roominghouse is a building or complex of buildings in which more than 25 percent of the units are advertised or held out to the public as available for transient occupancy.

(f) *Roominghouse*.—A roominghouse is any public lodging establishment that may not be classified as a hotel, motel, resort condominium, nontransient apartment, bed and breakfast inn, or transient apartment under this section. A roominghouse includes, but is not limited to, a boardinghouse.

(g) *Resort dwelling*.—A resort dwelling is any individually or collectively owned one-family, two-family, three-family, or four-family dwelling house or dwelling unit which is rented more than three times in a calendar year for periods of less than 30 days or 1 calendar month, whichever is less, or which is advertised or held out to the public as a place regularly rented for periods of less than 30 days or 1 calendar month, whichever is less.

(h) *Bed and breakfast inn*.—A bed and breakfast inn is a family home structure, with no more than 15 sleeping rooms, which has been modified to serve as a transient public lodging establishment, which provides the accommodation and meal services generally offered by a bed and breakfast inn, and which is recognized as a bed and breakfast inn in the community in which it is situated or by the hospitality industry.

(2) If 25 percent or more of the units in any public lodging establishment fall within a classification different from the classification under which the establishment is licensed, such establishment shall obtain a separate license for the classification representing the 25 percent or more units which differ from the classification under which the establishment is licensed.

(3) A public lodging establishment may advertise or display signs which advertise a specific classification, if it has received a license which is applicable to the specific classification and it fulfills the requirements of that classification.

History.—s. 2, ch. 57-824; s. 2, ch. 61-81; ss. 16, 35, ch. 69-106; s. 3, ch. 76-168; s. 1, ch. 77-457; ss. 19, 39, 42, ch. 79-240; ss. 3, 4, ch. 81-161; ss. 2, 3, ch. 81-318; ss. 26, 51, 52, ch. 90-339; s. 11, ch. 91-40; s. 4, ch. 91-429; s. 9, ch. 93-53; s. 12, ch. 96-384; s. 7, ch. 2008-55.

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The Florida Senate

2011 Florida Statutes

<u>Title XXXIII</u> REGULATION OF TRADE, COMMERCE, INVESTMENTS, AND SOLICITATIONS	<u>Chapter 509</u> LODGING AND FOOD SERVICE ESTABLISHMENTS; MEMBERSHIP CAMPGROUNDS <u>Entire Chapter</u>	SECTION 242 Public lodging establishments; classifications.
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509.242 Public lodging establishments; classifications.—

(1) A public lodging establishment shall be classified as a hotel, motel, nontransient apartment, transient apartment, roominghouse, bed and breakfast inn, or vacation rental if the establishment satisfies the following criteria:

(a) *Hotel*.—A hotel is any public lodging establishment containing sleeping room accommodations for 25 or more guests and providing the services generally provided by a hotel and recognized as a hotel in the community in which it is situated or by the industry.

(b) *Motel*.—A motel is any public lodging establishment which offers rental units with an exit to the outside of each rental unit, daily or weekly rates, offstreet parking for each unit, a central office on the property with specified hours of operation, a bathroom or connecting bathroom for each rental unit, and at least six rental units, and which is recognized as a motel in the community in which it is situated or by the industry.

¹(c) *Vacation rental*.—A vacation rental is any unit or group of units in a condominium, cooperative, or timeshare plan or any individually or collectively owned single-family, two-family, or four-family house or dwelling unit that is also a transient public lodging establishment.

(d) *Nontransient apartment or roominghouse*.—A nontransient apartment or roominghouse is a building or complex of buildings in which 75 percent or more of the units are available for rent to nontransient tenants.

(e) *Transient apartment or roominghouse*.—A transient apartment or roominghouse is a building or complex of buildings in which more than 25 percent of the units are advertised or held out to the public as available for transient occupancy.

(f) *Roominghouse*.—A roominghouse is any public lodging establishment that may not be classified as a hotel, motel, nontransient apartment, bed and breakfast inn, vacation rental, or transient apartment under this section. A roominghouse includes, but is not limited to, a boardinghouse.

(g) *Bed and breakfast inn*.—A bed and breakfast inn is a family home structure, with no more than 15 sleeping rooms, which has been modified to serve as a transient public lodging establishment, which provides the accommodation and meal services generally offered by a bed and breakfast inn, and which is recognized as a bed and breakfast inn in the community in which it is situated or by the hospitality industry.

(2) If 25 percent or more of the units in any public lodging establishment fall within a classification different from the classification under which the establishment is licensed, such establishment shall obtain a separate license for the classification representing the 25 percent or more units which differ from the classification under which the establishment is licensed.

(3) A public lodging establishment may advertise or display signs which advertise a specific classification, if it has received a license which is applicable to the specific classification and it fulfills the requirements of that classification.

History.—s. 2, ch. 57-824; s. 2, ch. 61-81; ss. 16, 35, ch. 69-106; s. 3, ch. 76-168; s. 1, ch. 77-457; ss. 19, 39, 42, ch. 79-240; ss. 3, 4, ch. 81-161; ss. 2, 3, ch. 81-318; ss. 26, 51, 52, ch. 90-339; s. 11, ch. 91-40; s. 4, ch. 91-429; s. 9, ch. 93-53; s. 12, ch. 96-384; s. 7, ch. 2008-55; s. 5, ch. 2011-119.

¹**Note.**—Section 5, H.B. 883, referenced “three-family” as well as single-family, two-family, and four-family dwelling houses; the term “three-family” was omitted when C.S. for H.B. 883 was substituted for H.B. 883; the omission continued through various iterations, including the final one, C.S. for C.S. for C.S. for H.B. 883, which became ch. 2011-119.

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The Florida Senate

2022 Florida Statutes

<u>Title XXXIII</u> REGULATION OF TRADE, COMMERCE, INVESTMENTS, AND SOLICITATIONS	<u>Chapter 509</u> LODGING AND FOOD SERVICE ESTABLISHMENTS; MEMBERSHIP CAMPGROUNDS <u>Entire Chapter</u>	SECTION 242 Public lodging establishments; classifications.
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509.242 Public lodging establishments; classifications.—

(1) A public lodging establishment shall be classified as a hotel, motel, nontransient apartment, transient apartment, bed and breakfast inn, timeshare project, or vacation rental if the establishment satisfies the following criteria:

(a) *Hotel*.—A hotel is any public lodging establishment containing sleeping room accommodations for 25 or more guests and providing the services generally provided by a hotel and recognized as a hotel in the community in which it is situated or by the industry.

(b) *Motel*.—A motel is any public lodging establishment which offers rental units with an exit to the outside of each rental unit, daily or weekly rates, offstreet parking for each unit, a central office on the property with specified hours of operation, a bathroom or connecting bathroom for each rental unit, and at least six rental units, and which is recognized as a motel in the community in which it is situated or by the industry.

(c) *Vacation rental*.—A vacation rental is any unit or group of units in a condominium or cooperative or any individually or collectively owned single-family, two-family, three-family, or four-family house or dwelling unit that is also a transient public lodging establishment but that is not a timeshare project.

(d) *Nontransient apartment*.—A nontransient apartment is a building or complex of buildings in which 75 percent or more of the units are available for rent to nontransient tenants.

(e) *Transient apartment*.—A transient apartment is a building or complex of buildings in which more than 25 percent of the units are advertised or held out to the public as available for transient occupancy.

(f) *Bed and breakfast inn*.—A bed and breakfast inn is a family home structure, with no more than 15 sleeping rooms, which has been modified to serve as a transient public lodging establishment, which provides the accommodation and meal services generally offered by a bed and breakfast inn, and which is recognized as a bed and breakfast inn in the community in which it is situated or by the hospitality industry.

(g) *Timeshare project*.—A timeshare project is a timeshare property, as defined in chapter 721, that is located in this state and that is also a transient public lodging establishment.

(2) If 25 percent or more of the units in any public lodging establishment fall within a classification different from the classification under which the establishment is licensed, such establishment shall obtain a separate license for the classification representing the 25 percent or more units which differ from the classification under which the establishment is licensed.

(3) A public lodging establishment may advertise or display signs which advertise a specific classification, if it has received a license which is applicable to the specific classification and it fulfills the requirements of that classification.

History.—s. 2, ch. 57-824; s. 2, ch. 61-81; ss. 16, 35, ch. 69-106; s. 3, ch. 76-168; s. 1, ch. 77-457; ss. 19, 39, 42, ch. 79-240; ss. 3, 4, ch. 81-161; ss. 2, 3, ch. 81-318; ss. 26, 51, 52, ch. 90-339; s. 11, ch. 91-40; s. 4, ch. 91-429; s. 9, ch. 93-53; s. 12, ch. 96-384; s. 7, ch. 2008-55; s. 5, ch. 2011-119; s. 2, ch. 2012-165; s. 5, ch. 2014-133.

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To: The Mayor and City Commissioners of Dania Beach, FL

PAGE 1 OF 4

The wording "Vacation rental" businesses (added to FL Statute 509.242 in 2011 as a result of a bill introduced by a FL State Legislator, Michael Horner) are infringing on the rights of the people living in residential neighborhoods. Documented evidence shows it has brought noise, code, criminal, and safety security violations. It is also unnerving for the people living in that neighborhood to have to scrutinize, on a constant basis, who is new on their street. These rentals are not supervised by the owners as would a hotel, bed and breakfast or rooming house. It is unfair and to put the neighbors in charge of monitoring the guests of these businesses. A vacation rental business that is not supervised with an employee on premises should not be located in a residential neighborhood.

We, the undersigned, are asking that the city prohibit vacation rentals in zoned single-family and residential neighborhoods where there are one or two-family units (duplex, townhouse).

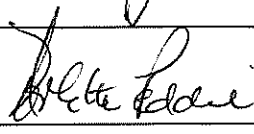
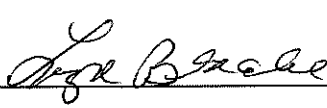
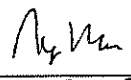
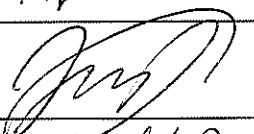
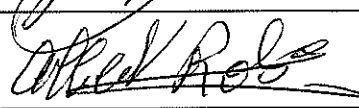
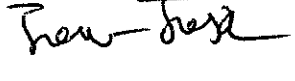
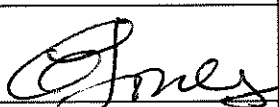
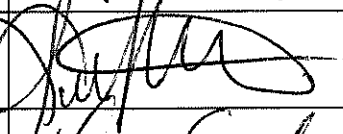
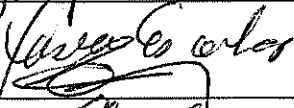
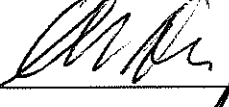
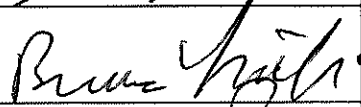
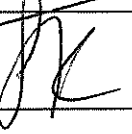
Print Name	Print Address	Signature	Date
MARY JANE MYSCICH	4731 S.W. 43 AVE DANIA BEACH FL 33314	M. J. Myscich	9/12/22
Hilman Morales	4740 S.W. 43 Terr DANIA BEACH FL 33314	Hilman Morales	9/12/22
Eleanor CAVICCHIA	ELEANOR CAVICCHIA 4755 SW 43 TERR FT LAUD.	Eleanor Cavichia	9-12-22
Geraldine CAVICCHIA	4751 SW 43 TERR.	Geraldine Cavichia	9-12-22
DANIEL PENNINGTON	4660 SW 43 AVE	Daniel R Pennington	9-12-22
KEITH BECK	4500 SW 43 AVE	Keith Beck	9/13/22
Melanie Gerena	4651 S.W. 43rd Ave	Melanie Gerena	9/13/22
Stephen Waldschi	4711 SW 43 Ave	Stephen Waldschi	9-13-22
Van der Bunt	4716 SW 43 AVE	Van der Bunt	9/13/22
Elena Van der Bunt	4716 S.W. 43 AVE DANIA BEACH FL	Elena Van der Bunt	9/13/22
Sabina Aguirre	4740 SW 43 TERR.	Sabina Aguirre	9/14/022
David Hall	4730 S.W. 43 Terr FT. LAUD.	David Hall	9/14/22
Stephen Gerena	4651 SW 43 AVE FT LAUD FL 33314	Stephen Gerena	9-14-22
Kenny Ceballos	4771 SW 43rd Ave	Kenny Ceballos	9-14-22
Junier Parias	4771 SW 43rd Ave	Junier Parias	9/14/22
Rick Calabrese	4750 SW 43 AVE	Rick Calabrese	9/14/22

To: The Mayor and City Commissioners of Dania Beach, FL

PAGE 2 OF 4

The wording "Vacation rental" businesses (added to FL Statute 509.242 in 2011 as a result of a bill introduced by a FL State Legislator, Michael Horner) are infringing on the rights of the people living in residential neighborhoods. Documented evidence shows it has brought noise, code, criminal, and safety security violations. It is also unnerving for the people living in that neighborhood to have to scrutinize, on a constant basis, who is new on their street. These rentals are not supervised by the owners as would a hotel, bed and breakfast or rooming house. It is unfair and to put the neighbors in charge of monitoring the guests of these businesses. A vacation rental business that is not supervised with an employee on premises should not be located in a residential neighborhood.

We, the undersigned, are asking that the city prohibit vacation rentals in zoned single-family and residential neighborhoods where there are one or two-family units (duplex, townhouse).

Print Name	Print Address	Signature	Date
HUGH BRYAN	4741 SW 43 AVE FT. LAUDERDALE 33314		9-14-22
Norlette Ledose	4650 SW 43 TERR. FT. LAUDERDALE 33314		9-15/2022
Kuz N Benabe	4620 SW 43 Terrace		09/15/22
Angus NIEHMEIER	4550 SW 43 TERR		09/15/22
Julian Pavan	4530 SW 43rd terr		09/15/22
ALBERT ROSE	4521 SW 43 RD AV		09/15/22
Rebecca Rubin	4510 SW 43rd terrace Dania		9/15/22
Joan Just	4641-43rd terr SW		9/15/22
Carla Jones	4661 SW 43rd Terr.		9/15/22
JORGE HERNANDEZ	4691 SW 43 terr		9/15/22
Julian Onoaghe	4708 SW 43rd		9/15/22
Yasera Escobar Cesar Lara	4731 SW 43 terr		9/15/22
SHAWN DOSH	4720 SW 43RD AVE		9/15/22
Bruce Livulpi	4730 SW 43rd Ave		9/20/22
Matteo Browning	4721 SW 43rd ave		9/20/22
Shannan Keller	4720 SW 43rd terr		9/21/22

To: The Mayor and City Commissioners of Dania Beach, FL

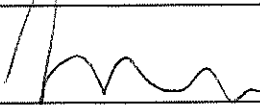
The wording "Vacation rental" businesses (added to FL Statute 509.242 in 2011 as a result of a bill introduced by a FL State Legislator, Michael Horner) are infringing on the rights of the people living in residential neighborhoods. Documented evidence shows it has brought noise, code, criminal, and safety security violations. It is also unnerving for the people living in that neighborhood to have to scrutinize, on a constant basis, who is new on their street. These rentals are not supervised by the owners as would a hotel, bed and breakfast or rooming house. It is unfair and to put the neighbors in charge of monitoring the guests of these businesses. A vacation rental business that is not supervised with an employee on premises should not be located in a residential neighborhood.

We, the undersigned, are asking that the city prohibit vacation rentals in zoned single-family and residential neighborhoods where there are one or two-family units (duplex, townhouse).

Print Name	Print Address	Signature	Date
Deborah Pennington	4660 SW 43A Ft LAUD	Deborah Pennington	9/26/22
Carl Sartin	5031 SW 29TH Ave FL. Laud	Carl Sartin	10/4/22
Yolanda Genant	2740 SW 46th Ft La	Yolanda Genant	10/4/22
Roberta Grimmer	5250 SW 22nd Ave	Roberta Grimmer	10/4/22
Leslie Reeves	3011 W. MARINA	Leslie Reeves	10-4-22
Alice George	5600 SW 29TH Ft L	Alice George	10/4/22
Charles Hynning	5194 SW 27 TER	Charles Hynning	10/4/22
Virginia Hynning	5194 SW 27 TR	Virginia Hynning	10/4/22
Lucille Barile	5079 SW 28th	Lucille Barile	10/4/22
CHRIS BARILE	" " "	Chris Barile	10/4/22
Carall Gough	3055 Lakeshore DR	Carall Gough	10/4/22
Carmela Fyler	P.O. Box 722 Dania Beach	Carmela Fyler	10/4/22
Angelina Inglesi	P.O. Box 722 D.B	Angelina Inglesi	10/4/22
Sharon Gough	3055 LAKESHORE DRIVE	Sharon Gough	10/4/22
Ashlee Colebrook	4660 SW 43rd Terrace	Ashlee Colebrook	10/17/22
		NO ENTRY	

PAGE 4 OF 4

The wording “Vacation rental” businesses (added to FL Statute 509.242 in 2011 as a result of a bill introduced by a FL State Legislator, Michael Horner) are infringing on the rights of the people living in residential neighborhoods. Documented evidence shows it has brought noise, code, criminal, and safety security violations. It is also unnerving for the people living in that neighborhood to have to scrutinize, on a constant basis, who is new on their street. These rentals are not supervised by the owners as would a hotel, bed and breakfast or rooming house. It is unfair and to put the neighbors in charge of monitoring the guests of these businesses. A vacation rental business that is not supervised with an employee on premises should not be located in a residential neighborhood.

Print Name	Print Address	Signature	Date
Caroline Annesi	4710 SW 43rd Terr, Ft. Lauderdale 33314	Caroline Annesi	1/21/23
Scott Doughter	4601 or 43rd Ave		1/21/23
NO ENTRIES			

		INCIDENT/INVESTIGATION REPORT						Case# 02-2207-001400			
								Date / Time Reported 07/15/2022 15:26 Fri			
I N C I D E N T D A T A	Agency Name Broward County Sheriff's Office		ORI 0060100		Location of Incident Marsy's Law		Gang Relat UNK	Premise Type Residence/home	Zone/Tract 0207	Last Known Secure 07/15/2022 15:26 Fri	
										At Found 07/15/2022 15:26 Fri	
	#1	Crime Incident(s) Aggravated Assault AGGA				(Com)	Weapon / Tools Firearm (typ Not Stated)			Activity N	
							Entry	Exit	Security		
	#2	Crime Incident				()	Weapon / Tools			Activity	
							Entry	Exit	Security		
	#3	Crime Incident				()	Weapon / Tools			Activity	
							Entry	Exit	Security		
MO											
V I C T I M	# of Victims	2		Type: INDIVIDUAL (NOT A LE OFFICER)				Injury: None		Domestic: NO	
	V1	Marsy's Law									
		Marsy's Law									
		VYR	Make	Model	Style	Color	Lic/Lis	VIN			
O T H E R S	CODES: V- Victim (Denote V2, V3) WI = Witness IO = Involved Other RP = Reporting Person (if other than victim)										
	Type: INDIVIDUAL (NOT A LE OFFICER) Injury: Possible Internal Injury										
	Code	Marsy's Law									
	V2	Marsy's Law									
I N V O L V E D	Type: INDIVIDUAL (NOT A LE OFFICER) Injury:										
	Code	Name (Last, First, Middle) JOHNSON, JIMMY				Victim of Crime #	DOB 03/20/2003 Age 19	Race B	Sex M	Relationship To Offender	Resident Status Resident
	IO										
		Home Address 1365 NW 54TH ST MIAMI, FL 33142				Email			Home Phone 305-417-8011		
	Employer Name/Address						Business Phone		Mobile Phone		
P R O P E R T Y	1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown ("OJ" = Recovered for Other Jurisdiction)										
	V1 #	Code	Status Frm/Tc	Value	OJ	QTY	Property Description		Make/Model	Serial Number	
		27	EVID	\$0.00		1	DVR-DIGITAL VIDEO FILES				
		01	EVID	\$0.00		1	2019 SIL, Marsy's Law		DODG Charger	Marsy's Law	
		01	INVO	\$0.00		1	2022 BLU, 26BRWD FL		GENS G70	KMTG54TE4NU081553	
	Officer/ID# POLLOCK, A. (3230, PATR) (17027)										
	Invest ID# RYAN, C. (3460) (18354)						Supervisor PASSMAN, J. M. (3439) (14674)				
Status	Complainant Signature				Case Status Inactive		11/30/2022		Case Disposition:		
									Page 1		

Incident Report Additional Name List

Broward County Sheriff's Office

OCA: 02-2207-001400

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 2	BERNARD, ROMARIO		08/10/1995	26	B	M
	Address 1295 SW 101ST TER, PEMBROKE PINES, FL 33025-		H: 754-971-9777			
	Empl/Addr		B: - -			
			Mobile #: - -			
2) IO 3	LIBERAL, WHITNEY		08/30/1990	31	B	M
	Address 721 NW 96TH ST, MIAMI, FL 33169-		H: 863-521-6088			
	Empl/Addr		B: 863-212-1123			
			Mobile #: - -			
3) IO 4	BUTLER, CACHE SHIRLEENE		03/12/1997	25	B	F
	Address 5509 NW MIAMI CT Apt. 3, MIAMI, FL 33127-		H: 786-922-5117			
	Empl/Addr		B: - -			
			Mobile #: - -			
4) IO 5	REID, AKEEM		01/21/1994	28	B	M
	Address 2244 NE 173RD ST Apt. 17, N MIAMI BCH, FL		H: 786-444-3283			
	Empl/Addr		B: - -			
			Mobile #: - -			
5) WI 1	Juvenile					
	Address		H: - -			
	Empl/Addr		B: - -			
			Mobile #: - -			
6) WI 2	911 Caller					
	Address		H: 911 Caller			
	Empl/Addr		B: 911 Caller			
			Mobile #: - -			
7) WI 3	911 Caller					
	Address		H: 911 Caller			
	Empl/Addr		B: - -			
			Mobile #: - -			
8) IO 6	ZAPATA, MARIA ELIDA		11/06/1968	53	W	F
	Address 3501 JACKSON ST Apt. 401, HOLLYWOOD, FL 33021-		H: 954-893-9293			
	Empl/Addr Sparking Tire Inc, 6450 Pines Blvd		B: 954-893-9293			
			Mobile #: 954- 79-3243			

INCIDENT/INVESTIGATION REPORT

Broward County Sheriff's Office

Case # 02-2207-001400

Status Codes L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found

D R U G S	UCR	Status	Quantity	Type Measure	Suspected Type	Up to 3 types of activity

Assisting Officers

Suspect Hate / Bias Motivated: *NONE (NO BIAS)*

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 02-2207-001400

Broward County Sheriff's Office

NARRATIVE

Zone - 7

Unknown suspect(s) responding to this location and began shooting at a subject in and around the residence. Victim departed the scene and was located at a secondary location and was transported by Fire Rescue to Memorial Regional Hospital.

REPORTING OFFICER NARRATIVE*Broward County Sheriff's Office*

		OCA 02-2207-001400
Victim LIVULPI, BRUCE EDWARD	Offense AGGRAVATED ASSAULT	Date / Time Reported Fri 07/15/2022 15:26

July 15, 2022 at or about 1526 hours, this writer (Deputy Sheriff A. Pollock) was dispatched and responded to Marsy's Law regarding a shooting. While arriving in the vicinity, this writer was flagged down by a security guard identified as Johnny Alvarez who advised once the shooting stopped, he observed 2 vehicles departing Marsy's at a high rate of speed. Marsy's Sec/Fire Sys Plan

Upon arrival, this writer observed several subjects in the driveway appearing to be in shock, afraid, and in disarray. Due to the significant amount of blood on the driveway, leading through the front door of the home; as well as windows being shot out, Deputy Sheriff Demeritte and this writer made entry into the home with the purpose of preserving a victim's life.

Blood spill was consistent throughout the residence into each bedroom, closet and bathroom. In the SE corner bedroom were rifle magazines on the bed. The residence had a strong pungent odor of burnt cannabis along with additional cannabis in the kitchen and dining room. Upon exiting the residence, Deputy Demeritte and I were advised by the subjects on scene that their friend identified as Marsy's Law was the subject who was shot.

Sergeant Passman arrived on scene as the scene supervisor and was debriefed on the incident. Post the debrief, Sgt. Passman notified the criminal investigations Detectives, as well as crime scene. Detective Luna responded to the scene as the lead Detective.

The subjects at the time of the incident are as follows; Remoero Bernard, Jimmi Johnston, Whitney Liberal, Cache Butler and her 11 year old juvenile daughter, and with Akeem Reid, were all inside the residence at the time of the shooting.

Mr. Reid advised the residence was an Airbnb rental and prior to this writer's arrival, Marsy's arrived at the above residence shouting "I'm hit". Subsequently, gunfire was hailed at the residence and occupants within. Once the gunfire ceased, Marsy's departed the residence.

As the scene was deemed safe, an area canvass was conducted. It was discovered that Marsy's Law who resides at Marsy's Law, had his SW bedroom window struck by gunfire. Furthermore, numerous spent shell casings were in the roadway and in the carport.

At the time of the incident a B/F juvenile was on scene. In addition to the shooting, the juvenile was lodging in a place where cannabis smoking was occurring and rifle magazines. CPIS was notified via the emergency hotline. The victim Marsy's was eventually located at another location and transported to Memorial Regional Hospital.

For further information regarding suspects information, the victims information and extent of injuries, along with witness statements please see Detectives supplemental report.

Incident Report Suspect List

Broward County Sheriff's Office

OCA: 02-2207-001400

1	Name (Last, First, Middle) * No name *						Also Known As				Home Address																																		
	Business Address																																												
	DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State																																		
	Scars, Marks, Tattoos, or other distinguishing features																																												
<table border="1"> <tr> <td colspan="2"><i>Reported Suspect Detail</i></td> <td colspan="2">Suspect Age</td> <td>Race <i>B</i></td> <td>Sex <i>M</i></td> <td>Eth</td> <td>Height</td> <td>Weight</td> <td colspan="2">SSN</td> </tr> <tr> <td>Weapon, Type</td> <td>Feature</td> <td colspan="2">Make</td> <td colspan="2">Model</td> <td>Color</td> <td>Caliber</td> <td colspan="2">Dir of Travel</td> <td>Mode of Travel</td> </tr> <tr> <td colspan="2">Veh Yr / Make / Model</td> <td>Drs</td> <td>Style</td> <td colspan="2">Color</td> <td colspan="2">Lic Plate / State</td> <td colspan="3">VIN</td> </tr> </table>													<i>Reported Suspect Detail</i>		Suspect Age		Race <i>B</i>	Sex <i>M</i>	Eth	Height	Weight	SSN		Weapon, Type	Feature	Make		Model		Color	Caliber	Dir of Travel		Mode of Travel	Veh Yr / Make / Model		Drs	Style	Color		Lic Plate / State		VIN		
<i>Reported Suspect Detail</i>		Suspect Age		Race <i>B</i>	Sex <i>M</i>	Eth	Height	Weight	SSN																																				
Weapon, Type	Feature	Make		Model		Color	Caliber	Dir of Travel		Mode of Travel																																			
Veh Yr / Make / Model		Drs	Style	Color		Lic Plate / State		VIN																																					
Notes						Physical Char																																							

Incident Report Related Vehicle List

Broward County Sheriff's Office

OCA: 02-2207-001400

1	VehYr/Make/Model 2019 DODG, Charger		Style 4D		Color SIL		Lic/Lis /Decal Marsy's Law		VIN	
	IBR Status Evidence		Date 07/15/2022		Location 5000 S STATE ROAD 7, HOLLYWOOD FL					
	Condition		Value \$0.00		Offense Code		Jurisdiction Locally		State #	
	Name (Last, First, Middle) Marsy's Law		Also Known As				Home Address Marsy's Law			
	Business Address									
	DOB / /	Age	Race	Sex	Hgt	Wgt	Scars, Marks, Tattoos, or other distinguishing features			

Notes

vehicle towed Per VCU.

2	VehYr/Make/Model 2022 GENS, G70		Style 4D		Color BLU		Lic/Lis /Decal 26BRWD FL 2023, 09850840		VIN KMTG54TE4NU081553	
	IBR Status Involved In Crime		Date 07/15/2022		Location 6450 PINES BLVD, PEMBROKE PINES FL					
	Condition		Value \$0.00		Offense Code		Jurisdiction Locally		State #	
	Name (Last, First, Middle) Dubon, Carlos Edwin		Also Known As				Home Address 939 NW 81ST ST - C302 MIAMI, FL 33150 615-546-9897			
	Business Address									
	DOB 06/26/1995	Age 27	Race W	Sex M	Hgt 600	Wgt 170	Scars, Marks, Tattoos, or other distinguishing features			

Notes

Incident Report Related Property List

Broward County Sheriff's Office

OCA: 02-2207-001400

1	Property Description				Make		Model		Caliber	
	Crim Inv/Int Info									
	Color	Serial No.		Value	Qty	Unit	Jurisdiction			
				\$0.00	1.000		Locally			
	Status	Date	NIC #	State #	Local #	OAN				
	Evidence	07/16/2022								
Name (Last, First, Middle)				DOB		Age	Race	Sex		
* No name *										

Notes

Sec/Fire Sys Plan

Redaction Log

Total Number of Redactions in Document: 31

Redaction Reasons by Page

Page	Reason	Description	Occurrences
1	Marsy's Law	Marsy's Law - Fla. Const., Art. I, §16	7
2	911 Caller	ID of caller to "911" - §365.171(12)	6
4	Marsy's Law	Marsy's Law - Fla. Const., Art. I, §16	10
4	Sec/Fire Sys Plan	Security or Fire safety system plan - §119.071(3)	2
4	Juvenile records	Juvenile records - §985.04	1
6	Marsy's Law	Marsy's Law - Fla. Const., Art. I, §16	3
7	Crim Inv/Int Info	Active Criminal Intelligence / Investigative Information (s. 119.071(2)(c)(1) Fla Statutes)	1
7	Sec/Fire Sys Plan	Security or Fire safety system plan - §119.071(3)	1



Public Art Donation

from Stephane Bolongaro

“Totor”

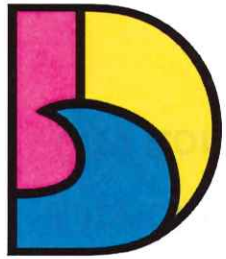
January 24, 2023

City of Dania Beach

City Commission

Eleanor Norena, CFM - Director

Corinne Lajoie, AICP - Assistant Director



DANIA BEACH
SEA IT. LIVE IT. LOVE IT.

Totor Art Sculpture



Description: 9-foot-tall resin art sculpture inspired by the artist's mother Jack Russell Terrier.

Maintenance: The sculpture is coated with a UV protection and is recommended to polish 4 times a year.

Installation: The City will install a concrete slab for the sculpture to be secured.

Value: The appraised value of the sculpture is \$45,000



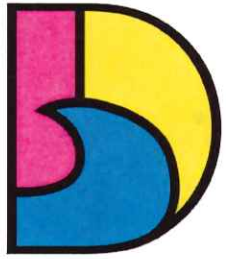
Proposed Locations

City Hall Park



Proposed City Hall Park to include removal of asphalt, new walking path, new lighting and dog poop pick-up stations

- Great visibility
- Parking available
- 24/7 security



DANIA BEACH
SEA IT. LIVE IT. LOVE IT.

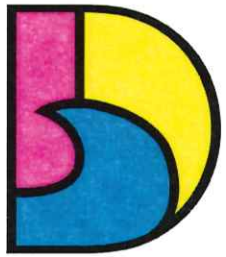
Proposed Locations

Tigertail South Lake Dog Park



Right of way entrance of the City owned dog park, currently managed by Performance Pups Inc.

- Great visibility
- Parking available



DANIA BEACH
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Proposed Locations

Frost Park



Along the Right of Way of either Fronton Blvd or NE 2nd Street

- Great visibility
- Parking available



Commission Action

RECOMMENDATION:

The PAAB recommends the City Commission accept the Public Art donation from Stéphane Bolongaro.

Questions?



DANIA BEACH
SEA IT. LIVE IT. LOVE IT.

Eleanor Norena, CFM

Community Development
Director

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Community Development
Assistant Director

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