MINUTES OF REGULAR MEETING
DANIA BEACH CITY COMMISSION
TUESDAY, JANUARY 9, 2024 – 7:00 P.M.

1. CALL TO ORDER/ROLL CALL

Mayor Ryan called the meeting to order at 7:03 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
City Clerk:	Elora Riera, MMC

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

None.

4. PROCLAMATIONS

4.1 Request for Proclamation Approval - MLK Jr. Day - January 15th - for presentation on January 13th - *Sponsored by Commissioner James*

Consensus to approve the proclamation.

5. ADMINISTRATIVE REPORTS

5.1 City Manager

City Manager Garcia commented that this is the City's 120th year and said the City has many great things planned. She reported on the Nyberg Swanson House and the Woman's Club restorations and key hires and promotions within the City. She noted the finance, customer service and atrium expansion will begin this summer and the City's goal is to ensure that the customer service experience is excellent for those that come to do business with the City. She reported on the progress of Veteran's Park and augmenting opportunities for green space in the City to include 7 acres of park land at Olsen Middle School.

City Manager Garcia said the City is now running Dania After Dark and the City will be hosting an art and music extravaganza on Saturday January 13, 2024, and encouraged all to attend. Deputy City Manager Sosa-Cruz met with Dr. Jennifer Jurado of the Resiliency Department with Broward County with regards to the pier and the bathroom adjacent to the beach. They will be working to relocate the bathroom and finding the right location. The City is moving forward with Lucky Fish and will be celebrating their opening this year. The Mayor, Vice Mayor, Commissioner Davis and herself will be leaving for Tallahassee on Monday for another legislative session and she looks forward to bringing more money from the State back to Dania Beach. She noted that Dania Pointe has a new general manager, and she will be in attendance at the next meeting on January 23, 2024.

5.2 City Attorney

City Attorney Boutsis had no report.

5.3 City Clerk - Reminders

City Clerk Riera reminded the Commission of the following upcoming meetings:

- January 23, 2024 - Social Media Workshop Meeting - 5:00 p.m.
- January 23, 2024 - Regular City Commission Meeting - 7:00 p.m.
- February 5, 2024 – CRA/Commission Workshop on PATCH - 4:00 p.m.
- February 13, 2024 - CRA Meeting - 5:30 p.m.
- February 13, 2024 - Regular City Commission Meeting - 7:00 p.m.
- February 27, 2024 – Commission Workshop on Form 6 - 6:00 p.m.

6. PUBLIC SAFETY REPORTS

Captain Tarala provided an update on recent arrests, criminal activity in the City and homeless outreach. He spoke about the ongoing issues with unauthorized gatherings and what Broward Sheriff's Office is doing to curtail the events. He introduced Lieutenant Marchese, who will be the new afternoon and midnight patrol lieutenant. Lieutenant Marchese introduced himself to the Commission and City staff.

Fire Chief Pellecer gave an update on call volumes for the month of December and explained the high number of fire calls were due to false alarms during the bad weather. He welcomed Lieutenant Marchese to the Dania Beach team and spoke about delivering toys to families in the City and the Lighthouse Community Church Christmas dinner. He explained the Broward Sheriff's Office Remounting Program and spoke about the process for remounting Rescue Truck 17 for the City.

7. CITIZENS' COMMENTS

The following spoke under public comments:

- Kristin Nelson – 2928 Tangerine Court, Leesburg, FL
- Steven Sidlovsky - 2928 Tangerine Court, Leesburg, FL
- Saasha Wheeler – 121 NW 33rd Terrace
- Joanna Granett – 450 SE 7th Street
- Deanna Tomski – 604 NW 2nd Street
- Calev Jimenez – 604 NW 2nd Street

8. CONSENT AGENDA

Commissioner James made a motion to approve the consent agenda. The motion was seconded by Commissioner Salvino which carried unanimously on voice vote.

8.1 Minutes: December 12, 2023 City Commission Meeting

Approved under consent agenda.

8.2 Travel Requests: None.

8.3 RESOLUTION NO. 2024-____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH OASIS MARINA, LLC, FOR MANAGEMENT OF THE DANIA BEACH MARINA; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Parks and Recreation)*

Approved under consent agenda.

8.4 RESOLUTION NO. 2024-____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, WAIVING COMPETITIVE BIDDING AND AUTHORIZING TO OBTAIN EQUIPMENT RENTALS AND RELATED PRODUCTS AND SERVICES FROM HERC RENTALS, INC., UTILIZING THE CITY OF CHARLOTTE, NORTH CAROLINA'S CONTRACT AWARD UNDER REQUEST FOR PROPOSAL NO. 269-2018-047 AND TO EXCEED THE ANNUAL VENDOR THRESHOLD AMOUNT OF FIFTY THOUSAND DOLLARS ($50,000.00) IN A SINGLE FISCAL YEAR; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Parks and Recreation)*

Approved under consent agenda.

8.5 RESOLUTION NO. 2024-____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE APPROPRIATION AND TRANSFER OF DISASTER RESERVE FUNDS FROM THE GENERAL FUND TO THE STORMWATER FUND IN THE AMOUNT OF ONE HUNDRED TWENTY-SEVEN THOUSAND AND FIFTY-THREE DOLLARS ($127,053.00) FOR EMERGENCY STORMWATER CONTROL SERVICES PROVIDED BY KAILAS CORP. DURING A FOUR-DAY STORM EVENT; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

Approved under consent agenda.

8.6 RESOLUTION NO. 2024-____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE MODIFICATION NUMBER TWO TO THE SUBGRANT AGREEMENT BETWEEN THE CITY OF DANIA BEACH AND THE STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT FOR A NINE-MONTH EXTENSION TO A GRANT FOR THE CREATION OF A WATERSHED MASTER PLAN; PROVIDING FOR CONFLICTS; FURTHER PROVIDING FOR AN EFFECTIVE DATE. *(Community Development)*

Approved under consent agenda.

8.7 RESOLUTION NO. 2024-____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AMENDMENT #2 TO THE MASTER RESEARCH AGREEMENT BETWEEN THE CITY OF DANIA BEACH AND FLORIDA ATLANTIC UNIVERSITY FOR A NINE-MONTH EXTENSION TO A GRANT FOR THE CREATION OF A WATERSHED MASTER PLAN; PROVIDING FOR CONFLICTS; FURTHER PROVIDING FOR AN EFFECTIVE DATE. *(Community Development)*

Approved under consent agenda.

9. BIDS AND REQUESTS FOR PROPOSALS

None.

10. QUASI-JUDICIAL AND PUBLIC HEARINGS

None.

11. FIRST READING ORDINANCES

11.1 ORDINANCE NO. 2024-____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 28 "LAND DEVELOPMENT CODE"; PART 2, "SITE DEVELOPMENT REGULATIONS"; ARTICLE 205, TABULAR SUMMARY OF SITE DEVELOPMENT STANDARDS FOR ALL ZONING DISTRICTS"; TO CREATE SECTIONS 205-11 THROUGH 205-16, TO IMPLEMENT THE CITY'S LIVE LOCAL DEVELOPMENT STANDARDS PURSUANT TO SECTION 166.04151(7), FLORIDA STATUTES, UNDER THE LIVE LOCAL ACT; AMENDING ARTICLE 200. – "USER GUIDE FOR PART 2 OF THE CODE", TO CREATE SECTION 200-60 ENTITLED "SITE PLAN REVIEW PROCEDURES FOR APPLICATIONS PURSUANT TO SECTION 166.04151(7), FLORIDA STATUTES," TO PROVIDE FOR DEVELOPMENT REGULATIONS AND ADMINISTRATIVE REVIEW OF CERTAIN AFFORDABLE HOUSING PROJECTS PURSUANT TO STATE LAW; AND CREATING SECTION 200-61 ENTITLED "IMPLEMENTATION PROCEDURES FOR SITE PLANS UTILIZING "THE LIVE LOCAL ACT"; PROVIDING FOR CODIFICATION, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Community Development)*

City Attorney Boutsis read the title of the ordinance into the record.

Deputy Director Corinne Lajoie introduced the item.

Mayor Ryan opened the floor to public comments, and the following spoke:

- Diana Colander – 3023 SW 57th Street

Commissioner Salvino made a motion to approve the ordinance on first reading. The motion was seconded by Vice Mayor Lewellen which carried unanimously on voice vote.

11.2 ORDINANCE NO. 2024-____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, SPECIFICALLY AMENDING A PORTION OF THE CITY OF DANIA BEACH FUTURE LAND USE MAP AS A SMALL-SCALE AMENDMENT; CHANGING THE FUTURE LAND USE DESIGNATION ON PROPERTY LOCATED BETWEEN RAVENSWOOD ROAD AND SW 22ND AVENUE NORTH OF SW 42ND STREET, AS LEGALLY DESCRIBED IN EXHIBIT "A", WHICH CONSISTS OF APPROXIMATELY 0.51 ACRES, CHANGING THE CURRENT FUTURE LAND USE DESIGNATION FROM (BROWARD COUNTY) COMMERCE CATEGORY TO (CITY) INDUSTRIAL CATEGORY; AND CHANGING THE FUTURE LAND USE DESIGNATION FROM (CITY OF HOLLYWOOD) RECREATION AND OPEN SPACE CATEGORY TO (CITY) PARKS AND RECREATION CATEGORY ON PROPERTY AS LEGALLY DESCRIBED IN EXHIBIT "B", WHICH CONSISTS OF APPROXIMATELY 0.204 ACRES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. *(Community Development)*

City Attorney Boutsis read the title of the ordinance into the record.

Staff is requesting to continue this item to the February 27, 2024 Commission meeting.

Vice Mayor Lewellen a motion to continue the item to the February 27, 2024 Commission meeting. The motion was seconded by Commissioner James which carried unanimously on voice vote.

12. SECOND READING ORDINANCES

12.1 ORDINANCE NO. 2024-____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING ORDINANCE 2022-031 AUTHORIZING THE EXPENDITURE OF CITY FUNDS EXCEEDING ONE MILLION DOLLARS ($1,000,000.00), WHICH EXPENDITURE WAS PROPOSED TO NOT TO EXCEED THE PROJECT ESTIMATE OF FOUR MILLION EIGHT HUNDRED TWENTY-ONE THOUSAND FIVE HUNDRED TWENTY DOLLARS ($4,821,520.00); TO NOW REFLECT THE BID COSTS OF NINE MILLION SEVEN HUNDRED SEVENTY FOUR THOUSAND FIVE HUNDRED NINETY FIVE DOLLARS ($9,774,595.00), WHICH EXCEEDS THE MONETARY COST ESTIMATE FROM ORDINANCE 2022-031, TO FUND BID ITB NO. 2023-010 "REHABILITATION OF LIFT STATIONS 1, 2 AND 3 (RE-BID)" PROJECT; PROVIDING FOR CODIFICATION, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

City Attorney Boutsis read the title of the ordinance into the record.

Deputy Director Dincer Ozaydin introduced the item.

Mayor Ryan opened the floor to public comments, there being none, public hearing was closed.

Commissioner James made a motion to approve the ordinance on final reading. The motion was seconded by Vice Mayor Lewellen which carried unanimously on voice vote.

Ricky Young of 225 NW 7th Avenue, spoke about the public comments that took place.

13. DISCUSSION AND POSSIBLE ACTION

13.1 Approval of a Call to Artists to Establish an Artist Roster of Pre-Qualified Artists - *Community Development*

Community Development Director Eleanor Norena introduced the item and explained the process.

Commissioner James made a motion to approve the call to artists. The motion was seconded by Vice Mayor Lewellen which carried unanimously on voice vote.

Commissioner Davis thanked staff for their hard work in implementing this program.

13.2 Street Naming Policy - *Sponsored by Commissioner James*

Commissioner James commented that she has spoken to staff and the residents and would like to remove the clause for the mailers requirement, and she would like to possibly implement the prior signature requirement as the mailers are costly.

Community Development Director Eleanor Norena explained that the petition was at least 50% of the abutting properties on that street.

City Attorney Boutsis said the City could be consistent with the renaming of facilities and that would be to reduce the mailers to 1,000 feet. Commissioner James commented that she is looking to do away with the mailers and is requesting consensus from the Commission for 50% of the abutting properties.

Commission consensus was received to change the clause back to 50% of the abutting properties.

13.3 Park Designation - *Sponsored by Commissioner Davis*

Commissioner Davis introduced the item.

Commissioner Salvino commented that he thinks it falls right into place with what the CRA is doing with First Avenue, and it would be an ideal location for an Arts Park.

Commissioner James questioned if the City will have two parks at City Hall and if there will be additional art pieces on the grass. City Manager Garcia responded yes, the City will have Veteran's Park and the Arts Park and explained the vision the City has for the parks.

Commission consensus was received for the Art's Park designation.

14. APPOINTMENTS

14.1 Planning and Zoning Board Vacancy (1) - *Commissioner James*

Commissioner James appointed Debra Bell to the Board.

Vice Mayor Lewellen made a motion to approve the appointment. The motion was seconded by Commissioner Davis which carried unanimously.

15. COMMISSION COMMENTS

15.1 Commissioner Davis

Commissioner Davis thanked everyone for their invitations to holiday events. She is requesting the Commission to support Lori Baer by sponsoring a table at the 2024 State of the Region Annual Awards Ceremony in the amount of $2,500.00. Commission consensus was received.

She is seeking clarification on the Woman's Club renovations and the cemetery employees. City Manager Garcia responded that the City is renovating both the Woman's Club and the Nyberg

Swanson House and the design for the Woman's Club is about 75% complete. City Manager Garcia said the cemetery will have a total of three employees.

Commissioner Davis noted that Port Director Jonathan Daniels is relocating out of state, and she thanked him for his help to Dania Beach.

She is requesting that the City be more mindful of events occurring on the same dates and times.

15.2 Commissioner James

Commissioner James wished everyone a Happy New Year and requested that Dania After Dark be on the first Saturday of the month in January so as to not interfere with the Martin Luther King events that have been taking place on the same weekend for years. She reminded the community of the annual MLK breakfast, parade and Peace in the Park on Monday January 15, 2024.

15.3 Commissioner Salvino

Commissioner Salvino wished all a Happy New Year. He thanked the Commission and staff for a great year, and he looks forward to the new year.

15.4 Vice-Mayor Lewellen

Vice Mayor Lewellen commented that a lot was accomplished last year, and she is looking forward to Tallahassee and making new policy with the City.

15.5 Mayor Ryan

Mayor Ryan spoke about attending the Holocaust Documentation and Education Center's Violins of Hope exhibition and encouraged residents and staff to attend. He spoke about the meeting with the South Florida Water Management District, the upcoming MLK events, Dania After Dark and advertising with taxpayers funding as an individual commissioner. He is seeking consensus from the Commission on how they advertise.

Commissioner Salvino commented that he has asked to advertise, and he was told he was not allowed to advertise using commission contingency.

Discussion ensued regarding advertising with taxpayers funding.

Commissioner Davis commented that she went to the City Attorney and was told it was legal and received approval by the Commission to advertise her office hours.

Commissioner James suggested putting out one ad of all the commissioner's office hours and commented if there is an ad a commissioner wants to do on their own it should be paid from their own money.

Commissioner Salvino asked about the cost of the ad and Commissioner Davis responded approximately $350.00.

Mayor Ryan commented that the Commissioners should not self-promote on taxpayers money.

Vice Mayor Lewellen suggested adding office hours to the City website.

Vice Mayor Lewellen made a motion to remove the ad. Commissioner James seconded the motion.

Commissioner James clarified that she also wants to include the language suggested by Vice Mayor Lewellen.

Vice Mayor Lewellen amends the motion to remove the ad and post hours on the City website and refer people to the website for office hours on commission ads. The amended motion was seconded by Commissioner James which carried 4-1 with Commissioner Davis voting no.

16. ADJOURNMENT

Mayor Ryan adjourned the meeting at 9:09 p.m.

ATTEST:

ELORA RIERA, MMC
CITY CLERK

CITY OF DANIA BEACH

ARCHIBALD J. RYAN IV
MAYOR

Approved: 1/23/2024

DANIA BEACH ESTABLISHED 1904