



MINUTES OF REGULAR MEETING
DANIA BEACH CITY COMMISSION
TUESDAY, FEBRUARY 13, 2024 – 7:00 P.M.

1. CALL TO ORDER/ROLL CALL

Mayor Ryan called the meeting to order at 7:04 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

3.1 Introduction of Dania Pointe Vice President, Meredith Keeler

Meredith Keeler introduced herself to the Commission.

3.2 Presentation to Tammie James, Community Development Department, Service Award - *Sponsored by Commissioner James*

Commissioner James introduced the item and presented an award to Tammie James for her years of service.

3.3 Presentation to Marc Aptakin, MAD Arts - *Sponsored by Commissioner James*

Commissioner James introduced the item and presented an award to Mr. Aptakin.

3.4 Introduction of Ernesto Maranja, Public Art Artist for the Parking Garage Wall - *Community Development*

Community Development Director Eleanor Norena introduced Ernesto Maranja who will be the artist painting on the garage wall.

Commissioner Davis commented that other than the Dania Beach logo, it didn't give a sense of place as far as recognizing Dania Beach.

Commissioner James made a motion to approve item 3.4. The motion was seconded by Vice Mayor Lewellen. The motion carried 4-1 with Commissioner Davis voting no.

3.5 NLC Service Line Warranty Program - *Public Services*

Public Services Director Fernando Rodriguez introduced the item.

Ashley Shiwarski provided an overview of the utility service line program and the benefits that would be provided to the residents.

3.6 Beach Bathroom Update - *Deputy City Manager Candido Sosa-Cruz*

Deputy City Manager Sosa-Cruz provided an update on the beach bathroom. He stated that after speaking with Broward County Environmental Department, the bathrooms will be moved to another location that will be on higher ground and further away from the water and elements. The current bathroom will be used for storage for the beach rangers and lifeguards. Sand dunes would be extended to also preserve and protect the parking lot.

The proposed new location for the bathrooms would be near the Quarterdeck's storage and dumpster.

Commissioner Salvino asked why the current bathroom area could not be renovated to be enforce the walls to be built 3 to 5 feet below sea level and Deputy City Manager Sosa-Cruz responded that they are going to be doing that with the building, but the safest and more popular route would be to move the bathroom location.

Commissioner James commented that she is in favor of the location but knows that there is a rodent issue and requests that the issue be taken care of so that there are no rodents near the bathroom area.

Commissioner Davis thanked Deputy City Manager Sosa-Cruz for the presentation. She is very glad that he found a way to repurpose the building. She asked if the vegetation in the new location would be lost, and Deputy City Manager Sosa-Cruz responded that the vegetation will be replaced to be the same as it currently is.

There was consensus to move forward and contract a design for the bathroom.

3.7 Special Event Request - 47th Annual Broward County Waterway Beach Clean-Up - *Parks and Recreation*

City Manager Garcia commented that these have been reviewed and approved by all departments.

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

3.8 Special Event Request - Tri Rail's Rail Fun Day - *Parks and Recreation*

City Manager Garcia commented that these have been reviewed and approved by all departments.

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

3.9 Mr. Green Fruit & Vegetable Stand - Fee Waiver - *Parks and Recreation*

City Manager Garcia commented that these have been reviewed and approved by all departments.

Commissioner James asked if this is the same location as she has not seen him there recently and heard he may have changed locations. She is requesting confirmation that the church is giving him authorization to be there.

City Manager Garcia responded that the City will ensure that the location has not changed and that there is support of the property owner.

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

3.10 Retroactive Approval of Proclamation - 4 Chaplains Day - 1.28.24 - *Sponsored by Mayor Ryan*

Consensus to approve the retroactive proclamation.

4. PROCLAMATIONS

4.1 American Heart Month - *Sponsored by Mayor Ryan*

Mayor Ryan read the proclamation into the record.

4.2 Black History Month - *Sponsored by Commissioner Davis*

Commissioner Davis read the proclamation into the record.

5. ADMINISTRATIVE REPORTS

5.1 City Manager

City Manager Garcia presented her managers report and touched on the following topics:

- Dania After Dark Dinner at the Hall
- Dania After Dark Wine and Seafood Festival
- Special events such as partnerships with the MLK Renaissance Corporation, Mad Arts, the Vintage Motorcycle show, and the Four Chaplains event
- Stop signs adjacent to C.W. Thomas Park
- 120th Banners celebrating 120 years in the City
- State of the City address scheduled for October 17, 2024
- New law enforcement officers coming to the City
- Kick off meeting for EOC building
- Roundtable discussion with Superintendent Licata
- Broward County MPO meeting
- I.T. Parker demolition
- Arbor Day Tree Giveaway for residents

5.2 City Attorney

City Attorney Boutsis had nothing to report.

5.3 City Clerk - Reminders

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

- February 27, 2024 - City Commission Workshop Re: Form 6 - 6:00 p.m.
- February 27, 2024 - Regular City Commission Meeting - 7:00 p.m.

6. PUBLIC SAFETY REPORTS

Captain Tarala gave an update on recent criminal activity in the City. He spoke about the LPR trailers, the CST team and homeless outreach. They are continuing traffic enforcement on Southwest 31st Avenue and the illegal racing operation at nighttime. He noted he had the privilege to meet with Big Brothers Big Sisters of Broward County for a partnership with the Sheriff's office for 10 students to be mentored by a deputy three hours each month for one year.

Fire Chief Pellecer spoke about attending different Community Civic meetings and how it has given him the opportunity to address the citizens and educate them on public safety measures. He noted that he and fellow colleagues will be traveling to Linn Missouri to visit Osage Ambulance to review the rebuild of Rescue 17 and said that partnering with Osage Ambulance will reinforce the commitment to provide top notch emergency medical services to our community. He advised the City is up for their ISO rating this year and the Fire Department and City staff have been ensuring everything is operating correctly.

7. CITIZENS' COMMENTS

The following spoke under citizens' comments:

- Hortense Chai – 4217 SW 52nd Street
- Joanna Granett - 450 SE 7th Street

8. CONSENT AGENDA

Commissioner James made a motion to approve the consent agenda minus item 8.6. The motion was seconded by Vice Mayor Lewellen which carried unanimously on voice vote.

8.1 Minutes: January 23, 2024 City Commission Meeting

Approved under consent agenda.

8.2 Travel Requests: None.

8.3 RESOLUTION NO. 2023-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING AN AGREEMENT FOR PLANNING, DESIGN, AND IMPLEMENTATION SERVICES FOR AN AUTOMATED METERING INFRASTRUCTURE (AMI) WATER METER SYSTEM FROM QUANTA TECHNOLOGY, LLC, WITHOUT COMPETITIVE BIDDING AND WITHOUT ADVERTISEMENT FOR BIDS, BY UTILIZING THE PRICING UNDER THE CITY OF NORTH LAUDERDALE, FLORIDA REQUEST FOR PROPOSALS (RFP) 23-PW-008; FURTHER, AUTHORIZING COMPETITIVE BIDDING FOR THE PURCHASE AND INSTALLATION OF AN AMI WATER METER SYSTEM; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.
(Finance)

Approved under consent agenda.

8.4 RESOLUTION NO. 2023-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE RENEWAL OF EMERGENCY DEBRIS REMOVAL AND DISPOSAL SERVICES CONTRACTS FOR PRIMARY, SECONDARY AND TERTIARY SERVICES WITH BERGERON EMERGENCY SERVICES, CUSTOM TREE CARE, INC. AND KDF ENTERPRICES, LLC, RESPECTIVELY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.(Public Services)

Approved under consent agenda.

8.5 RESOLUTION NO. 2023-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, IN ITS CAPACITY AS THE BOARD OF TRUSTEES FOR THE MEMORIAL PARK AND WESTLAWN CEMETERIES TO AMEND THE CEMETERY RULES AND REGULATIONS; PROVIDING FOR CONFLICTS; FURTHER PROVIDING FOR AN EFFECTIVE DATE. (Public Services)

Approved under consent agenda.

8.6 RESOLUTION NO. 2023-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS FOR POLE BANNER DESIGN, FABRICATION AND INSTALLATION WITH AAA FLAG & BANNER MFG. CO., INC. (D/B/A A3 VISUAL), EXCEEDING THE ANNUAL VENDOR THRESHOLD AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000.00); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

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

Public Services Director Fernando Rodriguez clarified that this was to add on to the current banners that we already have. The current project did not cover the cost for the additional banners such as the memorial banners.

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

8.7 RESOLUTION NO. 2023-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING ADDITIONAL FUNDING FOR A CHANGE ORDER RELATED TO INVITATION TO BID ("ITB") NO. 22-024 "ACCELATOR CLEANING AND UPGRADES (RE-BID)" WITH BOROMEI CONSTRUCTION, INC. FOR AN AMOUNT NOT TO EXCEED SIXTY-FIVE THOUSAND NINE HUNDRED THIRTY-NINE DOLLARS AND FIFTY-THREE CENTS (\$65,939.53); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

Approved under consent agenda.

8.8 RESOLUTION NO. 2023-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AGREEMENTS BETWEEN THE CITY OF DANIA BEACH AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE RECEIPT OF GRANTS FUND FOR LIFT STATION REHABILITATION PROJECT IN THE AMOUNT OF FOUR MILLION ONE HUNDRED SIXTY-NINE THOUSAND FIVE HUNDRED DOLLARS (\$4,169,500.00), TO PROVIDE FOR FUNDING FOR SANITARY SEWER LIFT STATIONS NO. 4 AND NO. 6; REQUESTING ADVANCE APPROVAL FROM THE CITY COMMISSION TO PROCEED WITH THE BID ADVERTISEMENT FOR BOTH PROJECTS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Public Services)*

Approved under consent agenda.

Mayor Ryan thanked staff for the hard work for the inclusion of additional working days for the cemetery.

9. BIDS AND REQUESTS FOR PROPOSALS

None.

10. QUASI-JUDICIAL 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 22, OF THE CITY CODE OF ORDINANCES, WHICH CHAPTER IS ENTITLED "STREETS AND SIDEWALKS" AT ARTICLE I, ENTITLED "IN GENERAL" BY AMENDING SECTION 22-7A IN ORDER TO MODIFY THE PETITION REQUIREMENTS, PROVIDING FOR A PENALTY FOR FALSE PETITIONS AND ELIMINATING MAILED NOTICE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Sponsored by Commissioner James)*

City Attorney Boutsis read the title of the ordinance into the record and explained what the proposed amendments were.

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

Vice Mayor Lewellen suggested 1,000 feet instead of the 1-mile requirement.

Commissioner James made a motion to approve the ordinance on first reading.

Discussion ensued regarding the distance and notifications.

Vice Mayor Lewellen is concerned with having no notifications for this.

Mayor Ryan feels that there should be some kind of notification requirement.

City Attorney Boutsis suggested increasing the percentage.

Mayor Ryan suggested increasing to a total of 30% and every house on that street should be notified. He feels the applicant should put in the effort and have a monetary sacrifice.

City Attorney Boutsis commented that the signage requirement remains for the applicant to incur the costs for signage.

Commissioner Salvino suggested providing the funding once they have received approval from the Commission when they apply.

Commissioner James amended her motion to approve the ordinance on first reading and to eliminate the signing requirement for fifty percent (50%) of the properties which front on, back on, or have a mailing address containing the name of the affected street and increasing the percentage to 30% if there are one hundred (100) or more properties within a quarter mile distance in all directions of the affected street and changing mailed notice from 1 mile to 1,000 feet radius. The motion was seconded by Commissioner Salvino which carried unanimously on voice vote.

11.2 ORDINANCE NO. 2024-_____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 20, ENTITLED "POLICE" OF THE CITY'S CODE OF ORDINANCES, ARTICLE IV, ENTITLED "WRECKER AND TOWING SERVICES," TO AMEND AND UPDATE THE TOW TRUCK LIST REQUIREMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Sponsored by Commissioner James)*

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

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

Mayor Ryan would like to amend this ordinance so that the company is within city limits.

City Attorney Boutsis stated that the title would need to be amended and therefore this would come back on first reading again.

There was consensus to include the amendment by Mayor Ryan and make him the sponsor of the item moving forward.

12. SECOND READING ORDINANCES

12.1 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 of Community Development Corinne Lajoie commented on updates to the ordinance.

Commissioner James commented that there has been a problem getting commercial businesses to occupy the space on the ground floor. She would like to amend the ordinance to reflect the 40% mixed-use overall and not limit it to the ground floor.

Commissioner James made a motion to approve the ordinance on second reading with the amendment to reflect 40% mixed-use overall. The motion was seconded by Commissioner Salvino which carried unanimously on voice vote.

13. DISCUSSION AND POSSIBLE ACTION

None.

14. APPOINTMENTS

None.

15. COMMISSION COMMENTS

15.1 Commissioner Davis

Commissioner Davis is seeking support from the Commission to utilize \$1,000.00 of her contingency funds for the Broward League of Cities 2024 Scholarship for Government Studies. Commission consensus was received. She wished everyone a happy Valentine's Day.

15.2 Commissioner James

Commissioner James said she enjoyed Dinner at the Hall and thanked the Parks and Recreation staff for doing a phenomenal job on the event. She will be bringing a memo to the Commission providing an update on schools. She is requesting to reallocate the \$50,000.00 for the playground funding to go to the Summer Youth Employment Program.

Commissioner Davis commented that she remembers the program well and she would like to see feedback, surveys, and a presentation.

Commission consensus was received to reallocate the funding now on the condition that there is follow-up, surveys, evaluations, and a presentation. Commissioner James will invite the company to present at the next meeting.

She wished everyone a happy Valentine's Day.

15.3 Commissioner Salvino

Commissioner Salvino wished everyone a happy Valentine's Day.

15.4 Vice-Mayor Lewellen

Vice Mayor Lewellen commented on the Four Chaplains Day ceremony and wished everyone a happy Valentine's Day.

15.5 Mayor Ryan

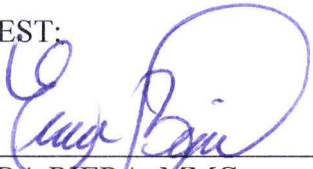
Mayor Ryan is requesting to donate \$1,500.00 of his contingency funds to Lighthouse for Kids and \$1,500.00 to Love our Nation; Commission consensus was received.

He wished everyone a happy Valentine's Day.

16. ADJOURNMENT

Mayor Ryan adjourned the meeting at 9:51 p.m.

ATTEST:



ELORA RIERA, MMC
CITY CLERK



Approved: 2/27/24

CITY OF DANIA BEACH



ARCHIBALD J. RYAN IV
MAYOR