

AGENDA
DANIA BEACH CITY COMMISSION
REGULAR MEETING
TUESDAY, SEPTEMBER 27, 2016 - 7:00 PM

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)

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, PERSONS NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE CITY CLERK'S OFFICE, 100 W. DANIA BEACH BOULEVARD, DANIA BEACH, FL 33004, (954) 924-6800 EXTENSION 3624, AT LEAST 48 HOURS PRIOR TO THE MEETING.

IN CONSIDERATION OF OTHERS, WE ASK THAT YOU:

- A. PLEASE TURN CELL PHONES OFF, OR PLACE ON VIBRATE. IF YOU MUST MAKE A CALL, PLEASE STEP OUT INTO THE ATRIUM, IN ORDER NOT TO INTERRUPT THE MEETING.
 - B. IF YOU MUST SPEAK TO SOMEONE IN THE AUDIENCE, PLEASE SPEAK SOFTLY OR GO OUT INTO THE ATRIUM, IN ORDER NOT TO INTERRUPT THE MEETING.
-

1. CALL TO ORDER/ROLL CALL

2. MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

3. PRESENTATIONS AND SPECIAL EVENT APPROVALS

- 1. Presentation by the Broward County Marine Advisory Committee of a check from Broward County for reimbursement for the marina project grant.

4. PROCLAMATIONS

5. CITIZEN COMMENTS

Addressing the Commission: Comments by Dania Beach citizens, or other interested parties that are not part of the regular agenda, may be made during each Commission meeting during the period set aside for "citizen comments." A thirty (30) minute "citizen comments" period shall be designated on the agenda for citizens and interested persons to speak on matters not scheduled on that day's agenda. Each speaker shall be limited to 3 minutes for his or her comments. Persons desiring to speak during the citizen comment period shall inform the City Clerk prior to the beginning of the meeting of their intention to speak. If more than 10 speakers express a desire to speak, the Commission shall determine, on a meeting by meeting basis, whether to (a) extend the time allotted for citizen comments to accommodate all speakers, or (b) whether to limit the number of speakers or amount of time per speaker. A speaker's time shall not be transferable to another speaker.

6. PUBLIC SAFETY REPORTS

7. CONSENT AGENDA

1. Minutes:

Approve Minutes of September 7, 2016 Budget Workshop
Approve Minutes of September 7, 2016 Abatement Hearing
Approve Minutes of September 13, 2016 City Commission Meeting
Approve Minutes of September 14, 2016 First Budget Public Hearing
Approve Minutes of September 20, 2016 Second Budget Public Hearing

2. Travel Requests:

Request from Brad Kaine, Public Services Director, to attend the American Public Works Association Florida Chapter Executive Committee Quarterly Meeting, in Sebastian, Florida on October 21-22, 2016 (Estimated cost \$223.50)

3. RESOLUTION NO. 2016-126

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO PURCHASE SERVICES FROM PUBLIC UTILITY MANAGEMENT AND PLANNING SERVICES, INC. (PUMPS), AND WAIVING THE COMPETITIVE BID PROCESS AS ESTABLISHED BY THE CITY'S PURCHASING POLICY FOR AMOUNTS IN EXCESS OF FIVE THOUSAND DOLLARS (\$5,000.00) FOR CONSTRUCTION SUPERVISION OF LIME SOFTENING UPGRADES FOR CHLORINE CONVERSION AND FILTER REPAIRS OF THE CITY WATER PLANTS IN THE AMOUNT OF FOURTEEN THOUSAND DOLLARS (\$14,000.00); TO BE PAID FROM ANNUAL BUDGETED APPROPRIATIONS IN THE WATER FUND; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

4. RESOLUTION NO. 2016-127

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO INCREASE FUNDING APPROPRIATIONS FOR FISCAL YEAR 2015-2016 TO FUND REQUIRED "BUILDING CODE SERVICES" WITH BROWARD COUNTY TO BE PERFORMED BY THE BROWARD COUNTY PERMITTING, LICENSING AND CONSUMER PROTECTION DIVISION OF THE ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT; PROVIDING FOR CONFLICTS; FURTHER PROVIDING FOR AN EFFECTIVE DATE.

5. RESOLUTION NO. 2016-128

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, ACCEPTING A RIGHT-OF-WAY DEED CONVEYING TITLE FOR RIGHT-OF-WAY PURPOSES FROM DANIA ENTERTAINMENT CENTER, LLC FOR THE RE-DEDICATION OF A PORTION OF NORTHEAST 2ND STREET AS LEGALLY DESCRIBED IN EXHIBIT “A”; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR RECORDING; PROVIDING FOR CONFLICTS; FURTHER PROVIDING FOR AN EFFECTIVE DATE.

6. RESOLUTION NO. 2016-129

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING AND RATIFYING THE EXPENDITURE OF FUNDS BY THE PUBLIC SERVICES DEPARTMENT FOR PARTS AND SERVICES FOR THE CITY’S WILO LIFT STATION PUMPS, WHICH PARTS AND SERVICES WERE AND ARE PURCHASED FROM KAMAN INDUSTRIAL TECHNOLOGIES FOR FISCAL YEAR 2015-2016 ENDING SEPTEMBER 30, 2016, INCLUSIVE OF EXISTING PURCHASES THAT EXCEED AN ANNUAL VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00); AUTHORIZING SUCH PURCHASES MADE WITHIN THE RESPECTIVE DEPARTMENTS’ APPROVED ANNUAL BUDGET APPROPRIATIONS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7. RESOLUTION NO. 2016-130

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING AND RATIFYING THE EXPENDITURE OF FUNDS FOR ENGINEERING SERVICES PROVIDED BY PREMIERE DESIGN SOLUTIONS, INC. RELATING TO ENGINEERING SERVICES FOR STORMWATER DRAINAGE IMPROVEMENTS FOR NORTHEAST 7TH AVENUE AND TAYLOR LANE, FOR FISCAL YEAR 2015-2016, INCLUSIVE OF EXISTING PURCHASES THAT EXCEED AN ANNUAL VENDOR TOTAL AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000.00); AUTHORIZING SUCH PURCHASES WITHOUT COMPETITIVE BIDDING AND WITHOUT ADVERTISEMENT FOR BIDS IN AN AMOUNT NOT TO EXCEED FIFTEEN THOUSAND SIX HUNDRED DOLLARS (\$15,600.00); PROVIDING FOR FUNDING; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

8. BIDS AND REQUESTS FOR PROPOSALS

9. PUBLIC HEARINGS

1. ORDINANCE NO. 2016-018

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE REQUEST MADE BY DAVID OPTEKAR, OWNER OF THE PROPERTY, TO REZONE LAND GENERALLY LOCATED ON THE SOUTH SIDE OF DANIA BEACH BOULEVARD AT 850 W. DANIA BEACH BOULEVARD LOCATED WITHIN THE CITY OF DANIA BEACH, FLORIDA; CHANGING THE CURRENT ZONING CLASSIFICATION OF THE PROPERTY FROM COMMERCIAL (C-1) DISTRICT TO NEIGHBORHOOD RESIDENTIAL (NBHD-RES) DISTRICT (RZ-60-16), SUBJECT TO CERTAIN RESTRICTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

2. ORDINANCE NO. 2016-019

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE REQUEST MADE BY DANIA BEACH MARINA, CORP, OWNER OF THE PROPERTY, TO REZONE LAND GENERALLY LOCATED TO THE NORTH OF DANIA BEACH BOULEVARD, AT 90 N. BRYAN ROAD, LOCATED WITHIN THE CITY OF DANIA BEACH, FLORIDA, CHANGING THE CURRENT ZONING CLASSIFICATION OF THE PROPERTY FROM INDUSTRIAL RESEARCH OFFICE MARINE (IROM) DISTRICT TO GENERAL BUSINESS (C-3) DISTRICT (RZ-71-16), SUBJECT TO CERTAIN RESTRICTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

3. RESOLUTION NO. 2016-103

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING A PLAT NOTE AMENDMENT TO THE BRYAN ROAD WAREHOUSES PLAT (DR-61-16) SUBMITTED BY DANIA BEACH MARINA CORP., ON BEHALF OF THE PROPERTY OWNER FOR PROPERTY LOCATED AT 90 NORTH BRYAN ROAD IN THE CITY OF DANIA BEACH, FLORIDA; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Continued from July 26, 2016 and September 10, 2016)*

4. RESOLUTION NO. 2016-118

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE SITE PLAN (SP-60-00MOD) AND APPROVING A SPECIAL EXCEPTION (SE-72-16) SUBMITTED BY MICHAEL LALLY, ON BEHALF OF THE PROPERTY OWNER DANIA BEACH MARINA CORPORATION, FOR PROPERTY LOCATED AT 90 NORTH BRYAN ROAD; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

5. ORDINANCE NO. 2016-020

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE REQUEST MADE BY STEPHANIE TOOTHAKER, AGENT FOR THE PROPERTY OWNER FLORIDA ARTMARINE, LLC, TO REZONE PROPERTY LOCATED AT 3100 STATE ROAD 84, DANIA BEACH, FLORIDA; CHANGING THE CURRENT ZONING CLASSIFICATION OF THE PROPERTY FROM NEIGHBORHOOD OFFICE AND BANKING DISTRICT (C-1) TO INDUSTRIAL-RESEARCH OFFICE-MARINE AIRPORT APPROACH (IROM-AA), SUBJECT TO CERTAIN RESTRICTIONS, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

6. ORDINANCE NO. 2016-021

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, TO AMEND CHAPTER 28, OF THE “LAND DEVELOPMENT CODE”, OF THE CITY’S CODE OF ORDINANCES BY AMENDING ARTICLE 100 “GENERAL USE REGULATIONS APPLYING TO ALL ZONING DISTRICTS,” CONCERNING MIXED-USE ZONING DISTRICTS; AMENDING ARTICLE 285, “EMERGENCY GENERATORS,” TO FIX A TYPOGRAPHICAL ERROR; AMENDING ARTICLE 305 “INCENTIVES” CONCERNING VOLUNTARY SUSTAINABLE BUILDING PRACTICES; AMENDING ARTICLE 306, “PARKING AND LOADING REGULATIONS” TO ADD ACCESS HIERARCHY CRITERIA FOR THE CRA FORM-BASED DISTRICTS; AMENDING ARTICLE 330 “COMMUNITY FACILITIES DISTRICT (CF)” CONCERNING SPECIAL EXCEPTION USES; AMENDING ARTICLE 510 “PRINCIPAL ARTERIAL COMMERCIAL DESIGN STANDARDS” CONCERNING APPEARANCE STANDARDS FOR CANOPIES; AMENDING ARTICLE 610 “PUBLIC HEARING NOTICES” CONCERNING PUBLIC NOTICE REQUIREMENTS AND STANDARDS; AMENDING ARTICLE 635, “SITE PLANS” TO ADDRESS SITE PLAN PROCESSING; AMENDING ARTICLE 640, “PLATS” TO ADDRESS PLAT PROCESSING; AMENDING ARTICLE 715, “DEPARTMENT OF COMMUNITY DEVELOPMENT”, TO PROVIDE DEVELOPMENT REVIEW COMMITTEE REVIEW; AMENDING ARTICLE 825, “TREE PRESERVATION” REGARDING GENERAL LICENSES AND TREE REPLACEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

7. ORDINANCE NO. 2016-022

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA APPROVING THE RIGHT-OF-WAY AND EASEMENT VACATION REQUESTS (VC-05-15, VC-06-15, VC-07-15) MADE BY CRAVEN THOMPSON AND ASSOCIATES, INC., ON BEHALF OF THE PROPERTY OWNER, CTKO DANIA VENTURE, LLC, FOR PROPERTIES GENERALLY LOCATED AT 4 NORTH FEDERAL HIGHWAY WITHIN THE CITY OF DANIA BEACH, FLORIDA; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

8. RESOLUTION NO. 2016-131

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE SITE PLAN (SP-73-16) AND VARIANCE (VA-80-16) SUBMITTED BY SCHWEBKE-SHISKIN AND ASSOCIATES ON BEHALF OF THE PROPERTY OWNER, ROCKLYN HOMES, FOR PROPERTY LOCATED AT 4430 SOUTHWEST 32 AVENUE IN THE CITY OF DANIA BEACH, FLORIDA; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

9. RESOLUTION NO. 2016-132

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE VARIANCE REQUEST SUBMITTED UNDER APPLICATION NUMBER VA-77-16 BY PROPERTY OWNER JOHN BARTLEY, FOR PROPERTY GENERALLY LOCATED AT THE SOUTHWEST ENDING OF SW 39 WAY IN THE CITY OF DANIA BEACH, FLORIDA, AS DESCRIBED IN EXHIBIT “A”; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

10. RESOLUTION NO. 2016-133

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE VARIANCE REQUEST SUBMITTED UNDER APPLICATION NUMBER VA-78-16 BY PROPERTY OWNER JOHN BARTLEY, FOR PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF SW 39 WAY IN THE CITY OF DANIA BEACH, FLORIDA, AS DESCRIBED IN EXHIBIT “A”; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

11. RESOLUTION NO. 2016-134

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, APPROVING THE VARIANCE REQUEST SUBMITTED UNDER APPLICATION NUMBER VA-79-16 BY PROPERTY OWNER JOHN BARTLEY, FOR PROPERTY GENERALLY LOCATED EAST OF SOUTHWEST 39 WAY AND SOUTH OF SOUTHWEST 58 STREET, IN THE CITY OF DANIA BEACH, FLORIDA; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

10. DISCUSSION AND POSSIBLE ACTION

11. COMMISSION COMMENTS

- 11.1. Commissioner Brandimarte
- 11.2. Commissioner Fetscher
- 11.3. Commissioner Grace
- 11.4. Vice-Mayor Jones
- 11.5. Mayor Salvino

12. APPOINTMENTS

- 1. Dania Beach Housing Authority
Mayor Salvino - Re-appoint Ruth White and Gloria Black to 4-year terms ending October 31, 2020; and appoint Tiffany Carlisle to the remainder of the term previously occupied by Brenda Lowary

13. ADMINISTRATIVE REPORTS

- 13.1. City Manager
- 13.2. City Attorney
- 13.3. City Clerk - Reminders

Monday, October 10, 2016 - 6:00 p.m.	CRA Board Meeting
Monday, October 10, 2016 - 7:00 p.m.	City Commission Meeting
Tuesday, October 25, 2016 - 7:00 p.m.	City Commission Meeting

14. ADJOURNMENT