

MINUTES OF REGULAR MEETING
DANIA BEACH CITY COMMISSION
TUESDAY, MARCH 26, 2013 – 7:00 P.M.

1. Call to Order/Roll Call

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

Present:

Mayor:	Walter B. Duke, III
Vice-Mayor:	Albert C. Jones
Commissioners:	Chickie Brandimarte
	Patricia A. Flury
	Bobbie H. Grace
City Manager:	Robert Baldwin
City Attorney:	Thomas Ansbro
City Clerk:	Louise Stilson

2. Invocation and Pledge of Allegiance

Minister Keyon Jones, St. Ruth Missionary Baptist Church, gave the invocation followed by the Pledge of Allegiance to the United States Flag.

3. Presentations and Special Event Approvals

- 3.1 Approve the Parks, Recreation and Community Affairs Advisory Board recommendation for the Southern Handcraft Society to use the I.T. Parker Community Center on September 25-28, 2013, at a reduced cost of \$1,200.00

Commissioner Grace motioned to approve the I.T. Parker Community Center fee reduction for the Southern Handcraft Society; seconded by Vice-Mayor Jones. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Jones	Yes
Commissioner Flury	Yes	Mayor Duke	Yes
Commissioner Grace	Yes		

4. Proclamations

- 4.1 Water Conservation Month

Mayor Duke noted the proclamation would be sent to South Florida Water Management District.

4.2 Child Abuse Prevention Month

Mayor Duke noted this was requested by the Governor's Office of Adoption and Child Protection in order to raise awareness to end child abuse in Florida.

5. Citizen Comments

Ann Page, 38 SW 5th Street, President, Friends of the Library, advised of the historic interview next week with former Commissioner C.K. "Mac" McElyea at City Hall.

Rose Lizana, 214 SE 2nd Street, provided an update on the Kiwanis Club of Dania Beach golf tournament fundraiser to be held on April 20, 2013.

St. Jerome's Catholic School students, Prince, Madison and Daniel, members of Students Working Against Tobacco (SWAT), spoke on behalf of the SWAT program.

6. Public Safety Reports

Captain Kevin Granville, BSO Chief of Police, had nothing to report.

Teddy Bohanan, 312 SW 15th Street, said we have a marvelous new Police Chief.

7. Consent Agenda

Items removed from Consent Agenda: #7.6, #7.9

7.1 Minutes:
Approve Minutes of March 12, 2013

7.2 Travel Requests:

Request for Yamil Lobo, City Fleet Mechanic Service Coordinator, to attend equipment training for the new Tymco Street Sweeper on May 14-15, 2013 in Waco, Texas (estimated cost \$300.00)

Request for Vice-Mayor Albert C. Jones to attend the FLC 2013 Regional Summit Series, Developing and Communicating Your City Budget, on March 14-15, 2013 in Winter Park, Florida (estimated cost \$526.72)

Resolutions

7.3 RESOLUTION #2013-034

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, SUPPORTING HOUSE BILL 439 AND SENATE BILL 258, WHICH PROPOSE TO AMEND THE FLORIDA STATUTES TO AUTHORIZE MUNICIPALITIES AND COUNTIES TO IMPOSE ADDITIONAL SMOKING RESTRICTIONS ON SPECIFIED OUTDOOR MUNICIPAL AND COUNTY PROPERTY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.4 RESOLUTION #2013-035

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, REJECTING THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS' ESTABLISHMENT OF AN MSTU (MUNICIPAL SERVICES TAXING UNIT) TO FUND A COUNTYWIDE CONSOLIDATED E-911 COMMUNICATIONS SYSTEM AND URGING THE GOVERNING BODIES OF THE COUNTY'S MUNICIPALITIES NOT TO APPROVE AN MSTU TO FUND THE COMMUNICATIONS SYSTEM; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.5 RESOLUTION #2013-036

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, SUPPORTING THE EFFORTS OF STUDENTS WORKING AGAINST TOBACCO (SWAT), THE TOBACCO-FREE PARTNERSHIP OF BROWARD COUNTY, AND THE AMERICAN CANCER SOCIETY TO RESTRICT THE SALE OF FLAVORED TOBACCO PRODUCTS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.7 RESOLUTION #2013-038

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, RATIFYING AND APPROVING THE PUBLIC SERVICES DEPARTMENT PURCHASE OF SULFURIC ACID DURING FISCAL YEAR 2012-2013 FROM SHRIEVE CHEMICAL COMPANY, USING PRICING AVAILABLE UNDER THE CITY OF DEERFIELD BEACH AS LEAD AGENCY FOR THE SOUTHEAST FLORIDA GOVERNMENTAL COOPERATIVE GROUP PURCHASE CONTRACT FOR BID NO. 2008-09/26, FOR USE IN THE NANOFILTRATION WATER PLANT IN AN AMOUNT NOT TO EXCEED \$65,000.00; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.8 RESOLUTION #2013-039

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO MAKE AN APPLICATION TO THE FLORIDA INLAND NAVIGATION DISTRICT ("F.I.N.D."), TO PROVIDE FOR FUNDING AND ADMINISTRATION OF THE CITY MARINA RENOVATION PHASE II PROJECT FROM A WATERWAYS ASSISTANCE PROGRAM GRANT IN THE AMOUNT OF \$1,000,000.00; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

7.9 ORDINANCE #2013-002 *Withdrawn from the Agenda*

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING CHAPTER 18, ARTICLE III, ENTITLED "EMPLOYEES' RETIREMENT PLAN AND TRUST" BY SPECIFICALLY AMENDING §18-1 TO MODIFY THE CONDITIONS FOR A RETIREE'S PARTICIPATION IN THE CITY'S GROUP INSURANCE PLAN; AMENDING §18-29.7 TO PHASE OUT THE DEFERRED RETIREMENT OPTION PLAN ("DROP"); PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(FIRST READING)**

Commissioner Grace motioned to adopt the Consent Agenda, with the exception of Items #7.6 and #7.9, which was withdrawn from the Agenda; seconded by Vice-Mayor Jones. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Jones	Yes
Commissioner Flury	Yes	Mayor Duke	Yes
Commissioner Grace	Yes		

7.6 RESOLUTION #2013-037

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, SUPPORTING AND ADOPTING THE BROWARD COUNTY OCTOBER 2, 2012, REVISED MULTI-JURISDICTIONAL ENHANCED LOCAL MITIGATION STRATEGY; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Ansbro read the title of Resolution #2013-037.

Vice-Mayor Jones questioned the City's Class 9 rating and asked for clarification on the mitigation program.

Marc LaFerrier, Director of Community Development, explained the purpose of the plan and how it affects the residents of the City. He noted that he and Dominic Orlando, Director of Public Services, will now be the two lead contact people. Mr. LaFerrier confirmed that the drainage improvements begun and those planned for the southeast and southwest are on target with flood plain management, and will help improve the community rating.

Vice-Mayor Jones motioned to adopt Resolution #2013-037; seconded by Commissioner Flury. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Jones	Yes
Commissioner Flury	Yes	Mayor Duke	Yes
Commissioner Grace	Yes		

8. Bids and Requests for Proposals

There were no proposals on this agenda.

9. Public Hearings and Site Plans

There were no public hearings on this agenda.

10. Discussion and Possible Action

There were no discussion items on this agenda.

11. Commission Comments

11.1 Commissioner Brandimarte

- Thanked City Manager Baldwin, Director of Parks and Recreation Felicetty, Police Chief Granville, and the Miami Police Department for assisting the Seniors group during their outing to Miami

11.2 Commissioner Flury

- Received complaints about the Commission meetings on television; problems with the audio and video need to be fixed
- Would like for a program to be developed to engage the community to conserve water; perhaps a notice could be placed on the water bill, and we should explore and inquire what other cities are doing
- Thanked the police for her not receiving any complaints after the Fields St. Patrick's Day Celebration
- Thanked Carolyn Jones for her education efforts for Women's History Month

11.3 Commissioner Grace

- Noted Commissioner Flury has mentioned at previous meetings that we need to clean up our City; towards that goal, we need to look into an ordinance to address littering on streets and in parks
- Asked about the status of drain cleaning at 1st Street and 12th Avenue; Director of Public Services Orlando said the pipe was damaged by FPL and he is waiting for a response from them. Commissioner Grace felt this needs to be expedited and Mr. Orlando responded it could be fixed in a couple of days.
- The report on the Community Garden indicates that the numbers are significant
- Relay for Life fundraiser will be held on April 3, 2013 at Hard Rock Café, and Survivor's/Caregiver's Dinner is scheduled for April 26, 2013 at Frost Park

11.4 Vice-Mayor Jones

- Spoke with Chief Granville about utilizing Eye in the Sky in neighborhoods; also bike patrols will be used in the southwest community
- Broward County has a Water Conservation program; Hollywood's program also now applies to condominiums
- He had asked for, but has not yet seen, "no littering" signs in the City
- Attended "Communicating Your Budget" training and feels we should have a message that is positive, not negative; he will share ideas with the City Manager

11.5 Mayor Duke

- Thanked Commission and staff for doing a good job in a challenging environment
- Downtown cleanup is getting better; cleanup efforts were underway last Sunday and will continue on future Sunday mornings
- Received a call from the Sun Sentinel regarding a general article they are doing about Federal Highway; the gist of the interview was how much people are talking about, and happy with, what Dania Beach has done to the highway

12. Appointments

Nuisance Abatement Board

Mayor Duke – James R. Ridgley, III

Commissioner Brandimarte appointed Ann Page to the Creative Arts Council Advisory Board.

Commissioner Grace rescinded her appointment of Myrtle Corbin to the Creative Arts Council Advisory Board and appointed David Clark as a replacement.

Vice-Mayor Jones motioned to approve the appointments; seconded by Commissioner Brandimarte. The motion carried on the following 5-0 Roll Call vote:

Commissioner Brandimarte	Yes	Vice-Mayor Jones	Yes
Commissioner Flury	Yes	Mayor Duke	Yes
Commissioner Grace	Yes		

13. Administrative Reports

13.1 City Manager

City Manager Baldwin had no additional comments.

13.2 City Attorney

City Attorney Ansbro had no additional comments.

13.3 City Clerk - Reminders

Wednesday, April 3, 2013 – 6:00 p.m.
 Tuesday, April 9, 2013 – 7:00 p.m.
 Tuesday, April 23, 2013 – 7:00 p.m.

CRA Board Meeting
 City Commission Meeting
 City Commission Meeting

14. Adjournment

Mayor Duke adjourned the meeting at 7:46 p.m.

ATTEST:

Louise Stilson

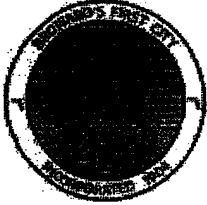
LOUISE STILSON, CMC
CITY CLERK

CITY OF DANIA BEACH

Walter B. Duke, III
WALTER B. DUKE, III
MAYOR



Approved: April 9, 2013



REQUEST TO ADDRESS CITY COMMISSION AT REGULAR OR SPECIAL MEETINGS

The City is required by state law to keep minutes of City Commission meetings. To properly identify persons who address the City Commission in those minutes, the City requests that this form be completed and provided to the City Clerk, before the meeting begins.

DATE OF COMMISSION MEETING: 3-26, 2013

PRINT NAME: Ann Page

ADDRESS: 38 SW 5th St, Dania Beach, FL

PHONE NO. (optional): 954 923 3645

PLEASE CHECK ONE OR BOTH OF THE BOXES BELOW:

1) **CITIZEN COMMENTS:**

Comments by Dania Beach citizens or interested parties that are not part of the regular printed agenda may be made during each Commission meeting during the period set aside for "Citizen Comments." A thirty (30) minute "Citizen Comments" period shall be designated on the agenda for citizens and interested persons to speak on matters not scheduled on that day's agenda. The citizen comments' period shall begin promptly at 7:30 PM. Each speaker shall be limited to 3 minutes for his or her comments. Persons desiring to speak during the citizen comment period shall inform the City Clerk immediately prior to the beginning of the meeting of their intention to speak. If more than 10 speakers express a desire to speak, the Commission shall determine on a meeting by meeting basis whether to (a) extend the time allotted for citizen comments to accommodate all speakers, or (b) whether to limit the number of speakers or amount of time per speaker. A speaker's time shall not be transferable to another speaker.

PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

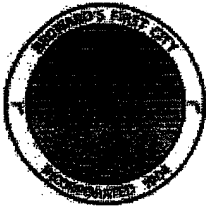
Friends of the Library

2) **PUBLIC HEARINGS - ITEM # _____ (AS PRINTED ON AGENDA)**

PLEASE NOTE: IF YOU WISH TO SPEAK ON AN ITEM THAT PERTAINS TO A "ZONING" TYPE OF MATTER (FOR EXAMPLE, A SITE PLAN, VARIANCE, SPECIAL EXCEPTION OR SIMILAR TYPE OF ITEM KNOWN AS A "QUASI-JUDICIAL" MATTER, YOU ARE SUBJECT TO BEING ASKED TO SWEAR OR AFFIRM THAT YOU WILL BE TRUTHFUL AS TO YOUR COMMENTS OR TESTIMONY. YOU MAY ALSO BE SUBJECT TO QUESTIONS ASKED OF YOU BY AN APPLICANT OR AN APPLICANT'S REPRESENTATIVE OR ATTORNEY WHICH RELATE TO THE ITEM.

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

LOBBYIST REGISTRATION REQUIRED - REGISTRATION AS A LOBBYIST IN THE CITY OF DANIA BEACH IS REQUIRED IF ANY PERSON, FIRM OR CORPORATION IS BEING PAID TO LOBBY ANY CITY COMMISSIONER ON ANY MATTER OR ISSUE PURSUANT TO CITY ORDINANCE NO. 01-93. REGISTRATION FORMS AND COPIES OF THE ORDINANCE ARE AVAILABLE IN THE CITY CLERK'S OFFICE AT CITY HALL.



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OR SPECIAL MEETINGS**

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DATE OF COMMISSION MEETING: 3-26, 2013
 PRINT NAME: Rose LIZANA
 ADDRESS: 214 SE 2nd ST. Dania Bch
 PHONE NO. (optional): 954-925-4227

PLEASE CHECK ONE OR BOTH OF THE BOXES BELOW:

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PLEASE BRIEFLY DESCRIBE THE SUBJECT MATTER OF YOUR COMMENT:

Announce Kiwanis Club ANNUAL
GOLF TOURNAMENT

2) PUBLIC HEARINGS - ITEM # (AS PRINTED ON AGENDA)

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