

**TOWN OF DAVIE
REGULAR MEETING
OCTOBER 1, 2014**

I. PLEDGE OF ALLEGIANCE

The meeting was called to order at 6:30 p.m. and was followed by the Pledge of Allegiance.

II. ROLL CALL

Present at the meeting were Vice-Mayor Hattan and Councilmembers Caletka and Starkey. Councilmember Luis was absent and Mayor Paul attended a portion of the meeting later on by phone. Also present were Town Administrator Lemack, Town Attorney Rayson and Town Clerk Roig recording the meeting.

Councilmember Caletka made a motion, seconded by Councilmember Starkey to excuse Mayor Paul's absence. In a voice vote, with Mayor Paul and Councilmember Luis absent, all voted in favor. (Motion carried 3-0)

Councilmember Caletka made a motion, seconded by Councilmember Starkey to excuse Councilmember Luis' absence. In a voice vote, with Mayor Paul and Councilmember Luis absent, all voted in favor. (Motion carried 3-0)

III. OPEN PUBLIC MEETING

Ramona Myres, Park City Estates resident, said they needed help exiting the development onto Pine Island Road. She requested "Do not block" signs for the intersection of 18 Avenue and 21 Street. She thanked the Police Department for posting officers on 86 Avenue to catch speeders. She said the president of their homeowners association had informed them that planned speed bumps had been cancelled in the budget. Vice-Mayor Hattan informed Ms. Myres that 70% of residents must agree to the speed bumps in order to have them installed.

Jim Moyer from the Salvation Army commended the Town for helping organizations that aided homeless people. He said the Salvation Army and Faith Farm helped homeless people with substance abuse problems and they both relied on donated goods for their funding. He felt they could come up with a better way to fund the Community Endowment Fund.

IV. PRESENTATIONS

1. E-911 Consolidated Broward County Dispatch Center, Rick Carpani, Director, Broward County Office of Communications Technology

Mr. Carpani provided an update on the regional communication system. He reported that as of earlier in the day, all communities had been consolidated into the system. Mr. Carpani said they were seeking feedback and had established a quality improvement team. He announced that since setting up the system, they had been meeting the targets set by the I-Board.

Mayor Paul joined the meeting by phone at 6:54.

2. GFOA Award, Macciano Lewis

Assistant Town Administrator Macciano Lewis presented Budget and Finance Director Bill Ackerman with the GFOA Distinguished Budget Presentation Award. Mr. Lewis noted this was the third year in a row the Town had been given the award. Mr. Ackerman thanked Council and staff for their support.

Vice-Mayor Hattan said staff had requested tabling item 15 to November 5.

Councilmember Starkey made a motion, seconded by Councilmember Caletka to table items 15, 18 and 19 to November 5. In a voice vote, with Councilmember Luis absent, all voted in favor. (Motion carried 4-0)

Vice-Mayor Hattan stated the applicant had requested tabling item 20 November 19.

Councilmember Starkey made a motion, seconded by Councilmember Caletka to table item 20 to November 19. In a voice vote, with Councilmember Luis absent, all voted in favor. (Motion carried 4-0)

Vice-Mayor Hattan stated staff had requested tabling item 21 November 19.

Councilmember Starkey made a motion, seconded by Councilmember Caletka to table item 21 to November 19. In a voice vote, with Councilmember Luis absent, all voted in favor. (Motion carried 4-0)

Vice-Mayor Hattan reported the applicant had requested tabling item 17 to October 15.

Councilmember Starkey made a motion, seconded by Councilmember Caletka to table item 17 to October 15. In a voice vote, with Councilmember Luis absent, all voted in favor. (Motion carried 4-0)

Councilmember Caletka pulled item 4 from the Consent Agenda. Vice-Mayor Hattan pulled items 1, 2 and 3. Councilmember Starkey pulled item 6.

Councilmember Caletka made a motion, seconded by Councilmember Starkey to approve the Consent Agenda, less items 1, 2, 3, 4 and 6. In a voice vote, with Councilmember Luis absent, all voted in favor. (Motion carried 4-0)

V. APPROVAL OF CONSENT AGENDA

Proclamations

1. Domestic Violence Awareness Month (October)
2. Fire Prevention Week (October 5-11, 2014)
3. National School Lunch Week (October 13-17, 2014)

Minutes

4. August 19, 2014 Meeting Minutes (Regular) (**tabled from September 17, 2014**)
5. September 3, 2014 Meeting Minutes (Special - First Budget Hearing)
6. September 3, 2014 Meeting Minutes (Regular)

Resolutions

Administration

7. **AGREEMENTS** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN ADMINISTRATOR TO EXECUTE THE AGREEMENTS FOR THE 2015 COMMUNITY ENDOWMENT PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE.

8. **REVOCABLE LICENSE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA APPROVING A REVOCABLE LICENSE WITH BROWARD COUNTY FOR THE PLACEMENT OF A NOISE MONITORING DEVICE AT EASTSIDE COMMUNITY CENTER; AND PROVIDING FOR AN EFFECTIVE DATE.

Office of Community Development

Community Services

9. **LEASE AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A LEASE BETWEEN THE TOWN OF DAVIE AND THE HOPE OUTREACH CENTER, INC. FOR THE LEASE OF ADDITIONAL SPACE AS SPECIFIED IN THE LEASE AGREEMENT FOR THE

NEIGHBORHOOD SERVICE CENTER LOCATED AT 4700 SW 64 AVENUE FOR A TERM OF ONE YEAR AT A RENTAL OF \$1.00 PER YEAR BEGINNING FROM THE DATE OF THE LEASE IS EXECUTED AND SHALL AUTOMATICALLY RENEW AND CONTINUE FOR CONSECUTIVE ONE YEAR PERIODS UNLESS TERMINATED BY WRITTEN NOTICE OF EITHER PARTY.

Parks, Recreation, and Cultural Arts

10. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BIDS FOR ATHLETIC EQUIPMENT.

11. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN COUNCIL TO APPROVE A BID FOR THE INSTALLATION, MAINTENANCE, AND REMOVAL OF HOLIDAY LIGHTING WITH PLANT PROFESSIONALS, INC. IN THE AMOUNT OF \$28,891.00 FOR TOWN HALL AND AUTHORIZING THE MAYOR TO EXECUTE THE RESOLUTION, AND PROVIDING FOR AN EFFECTIVE DATE.

Police

12. **LEASE AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO ENTER INTO A 48 MONTH LEASE AGREEMENT(S) WITH TOSHIBA BUSINESS SOLUTIONS (USA) INC. ACCEPTING FLORIDA STATE CONTRACT 600-000-11-1 FOR COPIERS/PRINT MACHINE SERVICES FOR THE POLICE DEPARTMENT.

Utilities

13. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AWARDED THE BID FOR PURCHASE OF A FORK LIFT FOR THE SYSTEM IV/V FACILITY (7351 SW 30 STREET) TO NATIONAL LIFT TRUCK SERVICES, INC.

14. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO SIGN THE CONTRACT WITH THE CERTIFIED GENERAL CONTRACTORS GROUP (CGC) FOR THE INFLOW AND INFILTRATION (I&I) PROJECT FOR THE TOWN'S WASTEWATER COLLECTION SYSTEM.

Quasi-Judicial Consent Items

15. **SITE PLAN** - SP 12-004 Chabad Menachem Center (10601 Stirling Road, zoned A-1 County) (see related items #18 & 19)

Tabled to November 5 per a motion by Councilmember Starkey, seconded by Councilmember Caletka. See page 2.

Mayor Paul left the meeting by phone at 7:05.

VI. DISCUSSION OF CONSENT AGENDA ITEMS

1. Domestic Violence Awareness Month (October)

Councilmember Starkey read the proclamation.

Councilmember Starkey made a motion, seconded by Councilmember Caletka to approve the proclamation. In a voice vote, with Mayor Paul and Councilmember Luis absent, all voted in favor. (Motion carried 3-0)

Vice-Mayor Hattan presented the proclamation to Debra Warrick, grants specialist at Women in Distress. Ms. Warrick thanked the Town for its support.

2. Fire Prevention Week (October 5-11, 2014)

Vice-Mayor Hattan read the proclamation and presented it to Fire Chief John Montopoli and the Fire Marshal.

Councilmember Caletka made a motion, seconded by Councilmember Starkey to approve the proclamation. In a voice vote, with Mayor Paul and Councilmember Luis absent, all voted in favor. (Motion carried 3-0)

3. National School Lunch Week (October 13-17, 2014)

Councilmember Caletka made a motion, seconded by Councilmember Starkey to approve the proclamation. In a voice vote, with Mayor Paul and Councilmember Luis absent, all voted in favor. (Motion carried 3-0)

Councilmember Caletka read the proclamation.

Vice-Mayor Hattan presented the proclamation to Darlene Moppert, Broward County Public Schools Food and Nutrition Services.

4. August 19, 2014 Meeting Minutes (Regular) (**tabled from September 17, 2014**)

Councilmember Starkey made a motion, seconded by Councilmember Caletka to table to October 16. In a voice vote, with Mayor Paul and Councilmember Luis absent, all voted in favor. (Motion carried 3-0)

6. September 3, 2014 Meeting Minutes (Regular)

Councilmember Starkey made a motion, seconded by Councilmember Caletka to table to October 16. In a voice vote, with Mayor Paul and Councilmember Luis absent, all voted in favor. (Motion carried 3-0)

Mayor Paul rejoined the meeting by phone at 7:30.

VII. PUBLIC HEARING

Quasi-Judicial Public Hearing Items

16. SPECIAL PERMIT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING SPECIAL PERMIT APPLICATION "SE 14-181 ZACHRY INDUSTRIAL"; AND PROVIDING FOR AN EFFECTIVE DATE. (3300 Davie Road, zoned RAC-RTE)

Mr. Rayson read the resolution by title and reported all parties had waived the quasi-judicial process.

Steve Weary, representing Zachry Industrial, stated this was a continuation of a temporary use Council had approved on June 11. It was affiliated with the construction of the Port Everglades Energy Center. They were requesting to be permitted to begin having active uses Monday through Saturday, instead of the current Monday through Thursday, starting immediately until December 31.

Mr. Lemack recalled that they had made a commitment to the community that work would not be conducted on Saturday and the extension to Saturday use would need to go back to the community first. Mr. Weary agreed to maintain the current use plan. He reminded Council that beginning in January, they had a plan to extend active uses into the weekend. He said increasing the active use time now would shorten the overall length of the project. Mr. Weary suggested extending the active use time from Monday through Friday instead of Monday through Saturday. Councilmember Caletka thought they should honor what the Town had already told the residents.

Councilmember Caletka made a motion, seconded by Councilmember Starkey to approve the item as stated in the backup: from now until December 31, 2014, active use from Monday through Thursday and from January 1, 2015 until the use was concluded, active use from Monday through Sunday. In a roll call vote, the vote was as follows: Mayor Paul - absent; Vice-Mayor Caletka - yes; Councilmember Luis - absent; Councilmember Hattan - yes; Councilmember Starkey - yes. (Motion passed 3-0)

Mayor Paul experienced difficulty with the phone connection during voting on this item and did not vote.

17. **SPECIAL PERMIT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING SPECIAL PERMIT APPLICATION "SE 14-190 TEEN CHALLENGE"; AND PROVIDING FOR AN EFFECTIVE DATE. (13601 Southwest 26th Street, zoned R-1)

18. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING APPLICATION (ZB) 14-194 CHABAD MENACHEM CENTER, CHANGING THE ZONING DESIGNATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM AGRICULTURAL ESTATES A-1(COUNTY) DISTRICT TO COMMUNITY FACILITY (CF) DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (10601 Stirling Road, zoned A-1 County) (see related items #15 & 19)

19. **VARIANCE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING VARIANCE APPLICATION "V 14-193 CHABAD MENACHEM CENTER"; AND PROVIDING AN EFFECTIVE DATE. (10601 Stirling Road, currently zoned A-1 County). (see related items #15 & 18)

Staff is requesting this item to be tabled to November 5, 2014

20. **VACATION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING APPLICATION VA14-087, DANISI, VACATING A PORTION OF SOUTHWEST 45TH STREET (ORANGE DRIVE) RIGHT-OF-WAY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff is requesting this item to be tabled to November 19, 2014

21. **LAND USE PLAN AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING "LAND USE APPLICATION (LA) 14-091 DIVINA VILLAS OF DAVIE", AMENDING THE TOWN OF DAVIE COMPREHENSIVE PLAN BY CHANGING THE FUTURE LAND USE PLAN MAP DESIGNATION OF CERTAIN LANDS FROM "RESIDENTIAL/OFFICE AND SPECIAL CLASSIFICATION RESIDENTIAL 2 DU/ACRE"

VIII. APPOINTMENTS

22. Committee/Board Vacancies and Appointments
None.

IX. COMMITTEE RECOMMENDATIONS

Vice-Mayor Hattan stated the Youth Education and Safety Advisory Committee had asked Council to endorse the \$800 million bond issue for Broward County Schools. Mr. Rayson cautioned

Council not to proceed.

X. OLD BUSINESS

None.

XI. NEW BUSINESS

None.

Mayor Paul returned to the meeting by phone at 7:30.

XII. SCHEDULE OF NEXT MEETING

23. Rescheduling of October 15, 2014 Council Meeting

Vice-Mayor Hattan said the new date would be Thursday, October 16.

Councilmember Starkey made a motion, seconded by Councilmember Caletka to reschedule the October 15 Council meeting to October 16. In a voice vote, with Councilmember Luis absent, all voted in favor. (Motion carried 4-0)

24. Rescheduling of December 3, 2014 Council Meeting

Vice-Mayor Hattan said the new date would be Thursday, December 2.

Councilmember Caletka made a motion, seconded by Councilmember Starkey to reschedule the December 3 Council meeting to December 2. In a voice vote, with Councilmember Luis absent, all voted in favor. (Motion carried 4-0)

25. Cancellation of December 17, 2014 Council Meeting

Councilmember Starkey made a motion, seconded by Councilmember Caletka to cancel the December 17, 2014 Council meeting. In a voice vote, with Councilmember Luis absent, all voted in favor. (Motion carried 4-0)

XIII. MAYOR/COUNCILMEMBER'S COMMENTS

COUNCILMEMBER CALETKA

THANKS TO MR. FLAHERTY. Councilmember Caletka thanked Mr. Flaherty for his response to a resident's recent complaint.

THANKS TO PLANNING AND ZONING STAFF. Councilmember Caletka thanked staff for accommodating his questions regarding agenda items.

COUNCILMEMBER MEETING REPORTING SOFTWARE. Councilmember Caletka informed Council that Fort Lauderdale was offering free meeting reporting software to any municipality that would like it. Councilmember Caletka asked staff to look into this.

COUNCILMEMBER STARKEY

MAYORS' CHESS CHALLENGE. Councilmember Starkey had participated in the recent Challenge and said Mr. Flaherty already had a plan for a Davie Chess Club. Councilmember Starkey reported she had won two of her three games against a 13-year old opponent.

GENETICALLY MODIFIED FOOD LABELING. Councilmember Starkey wished the Town to pass a resolution requiring labeling of GMO foods. Councilmember Caletka stated he was "probably in the top 1% of genetics knowledge in this County and I think it's a bunch of hogwash, to be honest." He stated virtually all food had been modified and the belief that GMO foods were dangerous had "no scientific basis whatsoever." Councilmember Starkey clarified that she wished a resolution to be presented to Council to request the Federal government require labeling.

MAMMOGRAM REMINDER. Councilmember Starkey reminded all women to get mammograms.

FLORIDA CITY GOVERNMENT WEEK. Councilmember Starkey asked everyone to call Town Hall to inquire about activities from October 19 through 25.

MOMENT OF SILENCE. Councilmember Starkey requested a moment of silence in memory of Lieutenant Kevin Johns, the Fort Lauderdale firefighter who had recently been killed.

MAYOR PAUL

WESTERN HIGH PROGRAM. Mayor Paul stated the program had been very good and the Town was well accepted. The principal had complimented the Town for the support it provided the zone.

VICE-MAYOR HATTAN

POSITIVE MENOPAUSE WORKSHOP. Vice-Mayor Hattan had attended and presented a proclamation at the workshop and said it had been interesting.

CONTINUUM OF CARE COMMITTEE. Vice-Mayor Hattan announced she had been elected Vice Chair of this Committee dealing with homeless issues.

HEALTH SCREENING. Vice-Mayor Hattan had attended and noted it had been a great event.

CRA TOUR. Vice-Mayor Hattan stated she would tour the CRA area the following week to identify sites for murals. She added that the Old Davie School had been chosen for a professional mural for Broward's 100th anniversary. Intergovernmental Affairs Coordinator Mitch Taylor explained that there would be meetings regarding the Old Davie School mural that would allow residents and Town Council input.

XIV. TOWN ADMINISTRATOR'S COMMENTS

No comments.

XV. TOWN ATTORNEY'S COMMENTS

No comments.

XVI. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 7:50 pm.

Approved _____

Mayor/Councilmember

Town Clerk