

**TOWN OF DAVIE
REGULAR MEETING
AUGUST 5, 2015**

I. PLEDGE OF ALLEGIANCE

The meeting was called to order at 6:33 p.m. and was followed by the Pledge of Allegiance.

II. ROLL CALL

Present at the meeting were Mayor Paul, Vice-Mayor Starkey and Councilmembers Caletka, Hattan and Luis. Also present were Town Administrator Lemack, Assistant Town Administrator Lewis, Town Attorney Rayson and Town Clerk Roig recording the meeting.

III. OPEN PUBLIC MEETING

Joe Cosner presented a sample of water from his faucet and showed photos of residue from the water at his home. He described other issue the residue had caused and said it had also ruined his tankless water heater. Mr. Cosner asked the Town to address this situation as soon as possible. Utilities Director Don Bayler stated they were working to change the lines in the area to larger sizes. He agreed to follow up with field staff and Mr. Cosner.

Diane Heidel presented brochures regarding the Old Davie School Taste and Tour event on August 15.

The James Jr. Foundation representative thanked people who had volunteered to help the foundation.

Luisa DelRey invited everyone to Cinque Terre Restaurant, which had a Milanese chef.

IV. PRESENTATIONS

1. Broward 100 Mural at Old Davie School, Mitch Taylor, Intergovernmental Affairs Coordinator

Mr. Taylor introduced Earl Bosworth, Director of Broward County Cultural Division and Andrew Reid, the artist selected to paint Davie's mural. He reported the Davie School Foundation had voted in support of one of Mr. Reid's designs for the mural. Mr. Reid displayed two possible designs.

Vice-Mayor Starkey felt the design was "too busy" and "there's a lot of women of past, but not so much of women as future." Councilmember Caletka liked the design. Mayor Paul felt the design would draw people in. Councilmember Hattan asked if a narrative could be included on the building. David Oakes, President of the Old Davie School Foundation, said they planned to include a narrative. Mr. Oakes felt the design was a beautiful representation of the Town.

Mayor Paul pulled items 6,8,12 and 13 from the Consent Agenda.

Councilmember Hattan made a motion, seconded by Councilmember Caletka to approve the Consent Agenda, less items 6, 8, 12 and 13. In a voice vote, all voted in favor. (Motion carried 5-0)

V. APPROVAL OF CONSENT AGENDA

Resolutions

Administration

1. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE THIRD AMENDMENT TO THE INTERLOCAL AGREEMENT FOR THE CREATION OF THE BROWARD METROPOLITAN PLANNING ORGANIZATION (MPO).

Community Services

2. **CONSOLIDATED PLAN** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ADOPTING THE CONSOLIDATED PLAN FOR FEDERAL FUNDS 2015-2019 AND THE ACTION PLAN FOR FY 2015/2016 WHICH INCLUDES THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM BUDGET; AUTHORIZING THE TOWN ADMINISTRATOR TO EXECUTE ALL NECESSARY CERTIFICATIONS AND GRANT RELATED DOCUMENTS; AUTHORIZING MINOR, NON-SUBSTANTIVE CHANGES TO THE ACTION PLAN WHICH MAY BE IDENTIFIED DURING THE REVIEW AND APPROVAL PROCESS WHICH DO NOT SIGNIFICANTLY AFFECT THE PURPOSE, SCOPE, BUDGET, OR INTENT OF THE PLAN; AND AUTHORIZING SUBMISSION OF THE PLAN TO HUD AND PROVIDING FOR AN EFFECTIVE DATE.

Fire

3. **CONTRACT RENEWAL** - RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE CONTRACT EXTENSION BETWEEN TOWN OF DAVIE AND ADVANCED DATA PROCESSING, INC., FOR EMS BILLING SERVICES AND ELECTRONIC PATIENT CARE REPORTING FOR OUT STATE MANDATED REPORTS AND PROVIDING FOR AN EFFECTIVE DATE.

Human Resources

4. **POLICY EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA AUTHORIZING THE MAYOR TO APPROVE A POLICY EXTENSION TO OCTOBER 1, 2015 WITH PUBLIC RISK INSURANCE AGENCY (PRIA) FOR PROPERTY AND CASUALTY INSURANCE ON THE UTILITIES PROPERTY TO BE EFFECTIVE JUNE 11, 2014; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Information Systems

5. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING BIDS AWARDED BY THE STATE OF FLORIDA CONTRACT # 973-561-010-1 FOR CISCO TELEPHONY AND NETWORK INFRASTRUCTURE EQUIPMENT AND CONTRACT #43220000-WSCA-14-ACS FOR CISCO TELEPHONY MAINTENANCE AND SERVICES AT POLICE DEPARTMENT TOWN HALL, AND OTHER REMOTE FACILITIES.
6. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, SELECTING THE FIRM OF AIP US, LLC TO PROVIDE CCIE LEVEL COMPUTER SERVICES AND AUTHORIZING THE MAYOR TO EXECUTE THE ATTACHED AGREEMENT FOR SUCH SERVICES.

Planning and Zoning

7. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT AMONG THE TOWN OF DAVIE, BROWARD COUNTY, AND STONEBRIDGE ESTATES, LLC, IN REGARD TO THE PROPOSED PLAT KNOWN AS "OAK PARK"; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

8. **ZONING IN PROGRESS** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, DIRECTING THE TOWN ADMINISTRATOR TO ENFORCE "A ZONING IN PROGRESS" PURSUANT TO CHAPTER 12, ARTICLE X, DIVISION 5, PLANNING AND ZONING IN PROGRESS, OF THE TOWN CODE, CONCERNING SCHOOLS AND CHILD CARE USES OF ALL TYPES, AND PROVIDING FOR AN EFFECTIVE DATE.

Police

9. **EXPENDITURE** - A RESOLUTION OF THE TOWN OF DAVIE FLORIDA, AUTHORIZING THE EXPENDITURE OF \$20,749.99 TO PURCHASE A DIRECT LINK BRIDGE DL-007 CRISIS RESPONSE THROW PHONE SYSTEM FROM ENFORCEMENT TECHNOLOGY GROUP, INC., A SOLE SOURCE MANUFACTURER USING FUNDS FROM THE POLICE DEPARTMENT STATE FORFEITURE FUND ACCOUNT OF \$20,000.00 AND EQUIPMENT AND MAINTENANCE ACCOUNT \$749.99.

10. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO ENTER INTO A TEN (10) MONTH AGREEMENT (OCT. 1, 2015 THRU SEPT 30, 2016) BETWEEN THE SCHOOL BOARD OF BROWARD COUNTY AND THE TOWN OF DAVIE TO PROVIDE SEVEN (7) LAW ENFORCEMENT SCHOOL RESOURCE OFFICERS (SRO) TO SERVE AT THE BROWARD COUNTY SCHOOLS WITHIN THE TOWN OF DAVIE.

Town Attorney

11. **DECLARATION OF RESTRICTIVE COVENANTS** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A FIRST AMENDMENT TO DECLARATION OF RESTRICTIVE COVENANTS BY TARGET CORPORATION, AND PROVIDING AN EFFECTIVE DATE.

12. **TRANSPORTATION NETWORK COMPANIES** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, URGING BROWARD COUNTY TO NEGOTIATE WITH TRANSPORTATION NETWORK COMPANIES AND ADOPT REASONABLE REGULATIONS THAT PRESERVE AND ENHANCE PUBLIC ACCESS TO A VARIETY OF FOR-HIRE TRANSPORTATION OPTIONS WITHIN THE COUNTY, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Quasi-Judicial Consent Items

13. **Site Plan (SP) 15-139 Broward Table Tennis Club.** Generally located on the northeast corner of University Drive and Northwest 33rd Street - Folio 51-41-03-52-0041 (B-2). (see related item #14)

14. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A DELEGATION REQUEST TO CHANGE THE RESTRICTIVE NOTE

ON THE PLAT KNOWN AS "RIVIERA COMMERCIAL PARK NORTH", AND PROVIDING AN EFFECTIVE DATE. **DG 15-140 Broward Table Tennis Club**, Generally located on the northeast corner of University Drive and Northwest 33rd Street (B-2) (see **related item #13**).

VI. DISCUSSION OF CONSENT AGENDA ITEMS

6. BID SELECTION - AIP US, LLC

Mayor Paul remarked they had received an amended document.

Councilmember Luis made a motion, seconded by Councilmember Hattan to approve as amended. In a voice vote, with Vice-Mayor Starkey away from the dais, all voted in favor. (Motion carried 4-0)

8. ZONING IN PROGRESS

Mayor Paul stated this was an amended document.

Councilmember Caletka made a motion, seconded by Councilmember Luis to approve as amended. In a voice vote, with Vice-Mayor Starkey away from the dais, all voted in favor. (Motion carried 4-0)

12. TRANSPORTATION NETWORK COMPANIES

Mayor Paul wished to change the start date from 90 days to 30 days.

Councilmember Caletka had spoken with Broward Mayor Ryan, who indicated there would be no agreement anytime soon. Councilmember Caletka therefore wished to join with the municipalities who wanted to make ride sharing available. Vice-Mayor Starkey agreed and wanted people to have this choice. Councilmember Luis said he had not realized until recently how many people used this type of service. He urged people to email County Commissioner members.

Trevor Theunissen, Public Policy Manager for Uber Southeast, was present to answer questions.

Councilmember Hattan believed Uber had taken many unsafe drivers off the road.

Councilmember Caletka said Mayor Ryan had informed him that Uber sometimes forced insurance claims through drivers' private insurance even while they were working for Uber. Mr. Theunissen stated this was not true; Uber's insurance covered a driver from the time he/she turned on the app to await a rider until the rider left the vehicle.

Mayor Ryan had also informed Councilmember Caletka that the regulations the County Commission put into effect were the same as those in Washington D.C., New York City and other metropolitan areas. Mr. Theunissen said this was not true; those cities had less onerous requirements. He explained that since they provided a mechanism to connect drivers and riders but did not actually provide transportation, it should be regulated differently from a taxi service. Mr. Theunissen was optimistic about upcoming proposals from members of the County Commission.

Vice-Mayor Starkey made a motion, seconded by Councilmember Hattan to approve as amended. In a voice vote, all voted in favor. (Motion carried 5-0)

13. Site Plan (SP) 15-139 Broward Table Tennis Club.

Mayor Paul wished to table this to allow the site Plan Committee to review it again.

Councilmember Caletka made a motion, seconded by Councilmember Luis to table until September 3, 2015 to allow the Site Plan Committee to review the site plan again. In a voice vote, all voted in favor. (Motion carried 5-0)

VII. PUBLIC HEARING

Ordinance - Second and Final Reading

15. **BUDGET AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING AN AMENDMENT TO THE ESTIMATED REVENUES AND APPROPRIATIONS FOR FISCAL YEAR 2015; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. {**Approved on first reading on July 29, 2015. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice Mayor Starkey - yes; Councilmember Hattan - yes; Councilmember Caletka - yes; Councilmember Luis - yes.**} (Motion Carried 5-0.)

Mr. Rayson read the ordinance by title.

Mayor Paul opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

Councilmember Hattan made a motion, seconded by Vice-Mayor Starkey to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice Mayor Starkey - yes; Councilmember Hattan - yes; Councilmember Caletka - yes; Councilmember Luis - yes. (Motion Carried 5-0).

Quasi-Judicial Public Hearing Item

Ordinance - Second and Final Reading

16. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING APPLICATION ZB 14-338 ALOFT HOTEL, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM: "COMMUNITY BUSINESS (B-2) DISTRICT" TO "PLANNED BUSINESS CENTER (B-3) DISTRICT"; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 14-338 Aloft Hotel, Southeast Corner of 160th Avenue (Dykes Road) and SW 14th Street) {**Approved on first reading on July 29, 2015. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice Mayor Starkey - yes; Councilmember Hattan - yes; Councilmember Caletka - yes; Councilmember Luis - yes.**} (Motion Carried 5-0.)

Mr. Rayson read the ordinance by title.

Mayor Paul opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

Councilmember Hattan made a motion, seconded by Councilmember Luis to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice Mayor Starkey - yes; Councilmember Hattan - yes; Councilmember Caletka - yes; Councilmember Luis - yes. (Motion Carried 5-0).

Ordinance - First Reading (Second and Final Reading to be held at a later date)

17. **LAND USE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING APPLICATION LA(TXT) 15-204, AMENDING THE FUTURE LAND USE ELEMENT OF THE TOWN OF DAVIE COMPREHENSIVE PLAN AS TO THE STANDARDS FOR BUILDING HEIGHTS IN COMMERCIAL AREAS ADJACENT TO I-595 AND I-75; PROVIDING FOR TRANSMISSION TO THE STATE LAND PLANNING AGENCY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Paul stated a public hearing would be held at a later date.

Mr. Rayson read the ordinance by title.

Mr. Rayson opened the public hearing portion of the meeting. As no one spoke, Mr. Rayson closed the public hearing portion of the meeting.

Councilmembers disclosed communications they had regarding this item.

Councilmember Luis made a motion, seconded by Councilmember Hattan to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice Mayor Starkey - yes; Councilmember Hattan - yes; Councilmember Caletka - yes; Councilmember Luis - yes. (Motion Carried 5-0).

VIII. APPOINTMENTS

18. Committee/Board Vacancies and Appointments

Mayor Paul said Mr. Moore had accepted his appointment.

IX. COMMITTEE RECOMMENDATIONS

None.

X. OLD BUSINESS

No discussion.

XI. NEW BUSINESS

None.

XII. SCHEDULE OF NEXT MEETING

19. Schedule Information Technology Workshop

Council agreed on September 3, 2015 at 4 P.M.

XIII. MAYOR/COUNCILMEMBER'S COMMENTS

MAYOR PAUL

MR. RAYSON'S CONTRACT. Mayor Paul asked Council to approve her working with Ms. Hipsman on Mr. Rayson's renewal contract. Council agreed.

BROWARD COUNTY SCHOOL BOARD. Mayor Paul had received an email from Broward County School Superintendent Runcie regarding a collaborative effort for the elimination of the Schoolhouse/Jailhouse Pipeline Committee on August 19 at 10 A.M. She thought someone from the Youth Education and Safety Committee might wish to attend.

BALLOONS. Mayor Paul said one of her pet peeves was how balloons harmed the environment and she had considered writing one of her articles asking people to refrain from releasing them. There had been a recent event when balloons shorted out electric lines and caused an outage. She encouraged people to think of other ways to celebrate and wanted to include a provision in pavilion rental contracts that balloons be banned during events.

PLAY BALL. Mayor Paul had received a letter from the Commissioner of Baseball asking the Town to designate Davie as a Play Ball Town during the month of August. He had also sent a baseball with his signature on it and she wanted this to be displayed in showcases that were planned in the lobby. Mayor Paul requested a report on when the showcases would be available.

COUNCILMEMBER CALETKA

SPEED HUMPS. Councilmember Caletka thanked Ms. Borgesi for the speed hump that had been installed in the Griffin Road area.

COUNCILMEMBER LUIS

DAVIE DAYS AT YOUNG AT ART MUSEUM. Councilmember Luis reminded everyone that the event would begin on September 1. Residents would get \$2.00 off admission during the month of September.

VICE-MAYOR STARKEY

NATIONAL NIGHT OUT. Vice-Mayor Starkey had attended the event in Paradise Village, Rexmere Village and Parks City West and said it had been fantastic. She reported that Crime Watch

had been started again in these areas. Vice-Mayor Starkey thanked the Police Department and Fire Rescue for their participation.

THANKS TO MR. MOSS AND MR. TAYLOR. Vice-Mayor Starkey thanked Housing Director Giovanni Moss and Intergovernmental Affairs Coordinator Mitch Taylor for working on housing issues in Orange Park and for working on the Broward 100 Murals project.

COUNCILMEMBER HATTAN

NATIONAL NIGHT OUT. Councilmember Hattan had attended the event at Pine Island Bay and remarked they had a very impressive Crime Watch program. She had also visited East Village and been very impressed with their crime prevention.

XIV. TOWN ADMINISTRATOR’S COMMENTS

THANKS TO COP OFFICE. Mr. Lemack thanked the COP officers and staff for their assistance recently.

BALLOON ISSUE. Mr. Lemack clarified that Mayor Paul was concerned about helium balloons that were released and said they could revise the pavilion rental policies to ban the release of these balloons while allowing other display balloons. Mayor Paul wanted to prohibit all balloons.

PLAY BALL MONTH. Jeff Pohlman, Parks and Recreation Operations and Management Professional, reported the Town would hold their Play Ball event, focusing on ages three to twelve, on August 22 from 9 A.M. until 11 A.M. at Bamford Park, partnering with the Nova Southeastern University Sharks baseball team.

MACCABI GAMES. Mr. Pohlman announced the games would begin on August 10, sponsored by the David Posnack JCC. Davie would host boys’ lacrosse and U-14 baseball.

URBAN LAND INSTITUTE. Mr. Lemack stated the technical advisory panel was scheduled for August 6 at 5:30 P.M.

THANKS TO STAFF. Mr. Lemack thanked Mr. Taylor for his work on the Broward 100 Mural project and Old Davie School and thanked Mr. Holste for the CIP presentation.

ZONING IN PROGRESS. Mr. Lemack asked Council to consider a zoning in progress in Drive-through restaurants fronting Davie Road between Orange Drive and 39 Street. This would allow them time to consider the results of the ULI process and to formulate a comprehensive strategy going forward.

Vice-Mayor Starkey made a motion, seconded by Councilmember Hattan to enact an 18-month zoning in progress as described by Mr. Lemack. In a voice vote, all voted in favor. (Motion carried 5-0)

XV. TOWN ATTORNEY’S COMMENTS

THANKS TO COUNCIL. Mr. Rayson thanked Council for their leadership regarding the Uber issue.

XVI. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 7:58 pm.

Approved _____

Mayor/Councilmember

Town Clerk