

**TOWN OF DAVIE
TOWN COUNCIL REGULAR MEETING
MAY 3, 2017**

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

III. OPEN PUBLIC MEETING

Brad Hartman, representing the Prestige Club of Broward County, announced their upcoming events. The etiquette class would be on May 24 from 10 a.m. until 1 pm at Inverrary Country Club and he reported they still needed volunteers and ties for the boys. Their bowling event would be on May 21 at Spares and a \$200 donation would entitle the donor to one lane for his/her own group of up to five as well as a lane for a needy family. Mr. Hartman advised anyone interested to visit the office at 6191 Orange Drive, Suite 6173, to call 954-617-6210 or to visit the website: www.PrestigeClub.org.

Mark Sierens said they were still experiencing speeding issues on 70 Avenue. He stated the only action the Town had taken was to install a speed trap for one day in April. Mr. Sierens said the road was also deteriorating rapidly due to nearby Stillwater construction, making it even more unsafe. He said they needed the road repaired, sidewalks installed and a retaining wall put on the canal side.

Helen Shinnars, Executive Director of Hope Outreach Center, thanked the town for their help for the 20 years she had worked with them. She presented council with a recognition award and invited them to attend her retirement luncheon.

Mayor Paul pulled items 1, 2, 3, 4 and 5 from the Consent Agenda.

Vice-Mayor Luis made a motion, seconded by Councilmember Caletka to approve the Consent Agenda, less items 1, 2, 3, 4 and 5. In a voice vote, all voted in favor. (Motion carried 5-0)

IV. PRESENTATIONS

1. Certificate of Recognition for first place at FAU South Florida Regional Qualifier Tournament for SeaPerch (underwater robotic competition), Michele D'Aquino, Giovanni Agovino and Hayden Hawes, Mayor Paul

Mayor Paul presented the students with certificates of recognition.

2. Earle B. Phelps Award recognizing advanced Wastewater Treatment, Don Bayler, utilities Director

Mr. Bayler recognized Renuka Mohammed-Bajnath, assistant utilities director and John McGeary, chief wastewater plant operator, as well as all the plant operators and maintenance personnel for their dedication and work ethic, which allowed the town to receive the award.

Councilmember Caletka explained that Earle B. Phelps was the father of sanitary sewers and sewage treatment.

3. National Water Safety Month Poster Contest Winners, Tim Curtin, chairman, Youth Education and Safety Advisory Committee and Jeff Pohlman, assistant director, parks recreation and cultural arts

Mr. Pohlman showed a water safety video and announced that Florida led the country in

child drowning deaths. He stated programs for Water Safety Month included:

- Distributing free water safety tips at the pool
- Take the Pledge (to be a safe swimmer) and receive a free swim day
- Swim Lesson Marathon on Saturdays during May
- Betty Booth Roberts Swim to Slide Water Safety program
- Safer by Four campaign

Mr. Curtin said 72 posters had been submitted for the contest. He announced the winners, who all attended Fox Trail Elementary:

K-1: Daniel Vasilev

2nd and 3rd Grade: Andrea Fernandez-Baca

4th and 5th Grade: Joyce White

V. APPROVAL OF CONSENT AGENDA

Proclamations

1. Water Safety Month (May 2017)
2. Lung Cancer Awareness Month (May 2017)
3. National Day of Prayer (May 4, 2017)
4. Municipal Clerks Week (May 7 - 13, 2017)
5. Water Reuse Week (May 14-20, 2017)

Minutes

6. March 1, 2017 Meeting Minutes (Medical Marijuana Workshop)
7. March 1, 2017 Meeting Minutes (Regular)
8. March 15, 2017 Meeting Minutes (Regular)
9. April 5, 2017 Meeting Minutes (Regular)

Resolutions

Administration

10. **REIMBURSEMENT AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA APPROVING THE REIMBURSEMENT AGREEMENT BETWEEN THE TOWN OF DAVIE AND RAG DAVIE, LLC FOR IMPROVEMENTS TO THE SHARED ACCESS DRIVE BETWEEN THE RESTAURANT DEPOT AND PARC 3400 DEVELOPMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Budget and Finance

11. **THIRD CENT LOCAL GAS TAX OPTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AND EXECUTING THE 2017 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE TOWN OF DAVIE, PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY THIRD CENT "ADDITIONAL" LOCAL OPTION GAS TAX ON MOTOR FUEL ORDINANCE, AND PROVIDING FOR AN EFFECTIVE DATE.
12. **FIFTH CENT LOCAL GAS TAX OPTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AND EXECUTING THE 2017 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE TOWN OF DAVIE, PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM BROWARD COUNTY FIFTH CENT ADDITIONAL LOCAL

OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT, AND PROVIDING FOR AN EFFECTIVE DATE.

13. **SIXTH CENT LOCAL GAS TAX OPTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AND EXECUTING THE 2017 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE TOWN OF DAVIE, PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS OF THE BROWARD COUNTY SIXTH CENT LOCAL OPTION GAS TAX IMPOSED BY THE BROWARD COUNTY LOCAL OPTION GAS TAX ORDINANCE, AND PROVIDING FOR AN EFFECTIVE DATE.

Planning and Zoning

14. **ZONING IN PROGRESS EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, EXTENDING THE TERM OF A “PLANNING AND ZONING IN PROGRESS” PURSUANT TO CHAPTER 12, ARTICLE X, DIVISION 5, OF THE TOWN CODE, RELATED TO THE CULTIVATION, PRODUCTION, DISTRIBUTION AND SALE OF MARIJUANA (CANNABIS), INCLUDING MARIJUANA DISPENSARIES AND MARIJUANA TREATMENT CENTERS; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Works

15. **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, EXTENDING THE CONTRACT WITH LAKE AND WETLAND MANAGEMENT FOR ONE ADDITIONAL YEAR, AND PROVIDING FOR AN EFFECTIVE DATE.
16. **CHANGE ORDER** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROVAL OF CHANGE ORDER #1 FROM CPZ ARCHITECTS, INC. FOR ADDITIONAL SERVICES FOR THE DESIGN OF THE TOWN’S NEW MAINFRAME NETWORK, DATA AND A/V NEEDS FOR FIRE RESCUE STATION #86 AND F.O.C./COMMUNITY CENTER IN THE AMOUNT OF \$109,701 AND PROVIDING FOR AN EFFECTIVE DATE.

Purchasing

17. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, SELECTION THE FIVE TOP RANKED COMPANIES IN ACCORDANCE WITH RFP# B-17-67 MISCELLANEOUS ELECTRICAL SERVICES TERM CONTRACT AND AUTHORIZING THE TOWN ADMINISTRATOR OR HIS DESIGNEE TO NEGOTIATE AN AGREEMENT FOR SUCH SERVICES.
18. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID AWARD RECOMMENDATION AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH RP UTILITY & EXCAVATION CORP. FOR THE PUMP STATION #1 FORCE MAIN PROJECT PURSUANT TO BID #B-16-96 AND PROVIDING FOR AN EFFECTIVE DATE.

Utilities

19. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE ACCEPTANCE AND IMPLEMENTATION GRANT FUNDING FROM THE

FLORIDA DEPARTMENT OF HEALTH PUBLIC HEALTH DENTAL PROGRAM TO PURCHASE FLUORIDATION EQUIPMENT.

Quasi-Judicial Consent

20. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A DELEGATION REQUEST TO AMEND THE PLAT KNOWN AS "MILLCREEK RANCHES", AND PROVIDING AN EFFECTIVE DATE. (DG15-014 **Millstone Ranches**, Generally located on the west of SW 148th Ave. between SW 27th St. and SW 31st Ct., Zoned A-1) (see related items #21, 22, 23 & 28)
21. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A DELEGATION REQUEST TO AMEND THE PLAT KNOWN AS "MILLCREEK RANCHES", AND PROVIDING AN EFFECTIVE DATE. (DG15-015 **Millstone Ranches**, Generally located on the west of SW 148 Ave. between SW 27 St. and SW 31 Ct., Zoned A-1) (see related items #20, 22, 23 & 28)
22. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A DELEGATION REQUEST TO CHANGE THE FINDING OF ADEQUACY DATE ON THE PLAT KNOWN AS "MILLCREEK RANCHES" AND PROVIDING AN EFFECTIVE DATE. (DG15-016 **Millstone Ranches**, Generally located on the west of SW 148 Ave. between SW 27 St. and SW 31 Ct., Zoned A-1) (see related items #20, 21, 23 & 28)
23. **Site Plan (SP)15-018, Millstone Ranches**, (Generally located on the west of SW 148 Ave. between SW 27 St. and SW 31 Ct., Zoned A-1). (see related items #19, 20, 21 & 27)
24. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A DELEGATION REQUEST TO CHANGE THE RESTRICTIVE NOTE ON THE PLAT KNOWN AS "DAVIE OUTPARCEL PLAT", AND PROVIDING AN EFFECTIVE DATE. (DG15-087 **Davie Shopping Center**, 4601 South University Drive, Zoned B-2) (see related item #25)
25. **Site Plan (SP)15-088, Davie Shopping Center**, (4601 South University Drive, Zoned B-2). (see related item #24)
26. **Site Plan (SP) 16-267, Wawa**, 2500 Davie Road (currently zoned RAC-RTE) (see related item #32)
27. **Temporary Use Permit (TU)17-074, ARTIS SENIOR LIVING** (2800 South Flamingo Road, Zoned CF).

VI. DISCUSSION OF CONSENT AGENDA ITEMS

1. Water Safety Month (May 2017)

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

Councilmember Hattan read the proclamation.

2. Lung Cancer Awareness Month (May 2017)

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

Vice-Mayor Luis read the proclamation and presented it to Deborah Stoltz.

3. National Day of Prayer (May 4, 2017)

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

Mayor Paul stated that she wanted to present the national prayer day proclamation to a representative of the Vietnamese Buddhist Church. Councilmember Starkey read the proclamation and presented it.

4. Municipal Clerks Week (May 7 - 13, 2017)

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

Councilmember Caletka read the proclamation and presented it to Mrs. Roig and Ms. Esquenazi.

5. Water Reuse Week (May 14-20, 2017)

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

Mayor Paul read the proclamation and presented it to Mr. Bayler.

VII. PUBLIC HEARING

Quasi-Judicial Public Hearing Items

First Readings (Second & Final Readings to be held on May 17, 2017)

28. **VACATION - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING APPLICATION VA15-017, MILLSTONE RANCHES, VACATING A 25 FT. RIGHT-OF-WAY ALONG THE WESTERN PROPERTY LINE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Generally located on the west of SW 148 Ave. between SW 27 St. and SW 31 Ct., Zoned A-1) (see related items #20, 21, 22 & 23)**

Mr. Rayson confirmed that the quasi-judicial procedure had been waived by all parties and 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.

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

29. **VACATION - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING APPLICATION VA15-333, D & M ACRES, VACATING A PORTION OF SOUTHWEST 28TH STREET RIGHT-OF-WAY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Generally located lying west of the intersection of SW 156th Avenue and SW 28th Street, R-1.**

Mr. Rayson confirmed that the quasi-judicial procedure had been waived by all parties on all remaining items and 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.

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

Quasi-Judicial Public Hearing Items
Resolutions

31. **VARIANCE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING VARIANCE APPLICATION V17-082 DAGEN, AND PROVIDING AN EFFECTIVE DATE. Variance V17-082 **Dagen**, Generally located along the south side of Southwest 27th Street, west of Southwest 148th Avenue (currently zoned A-1)

Mr. Rayson read the resolution by title.

Mayor Paul opened the public hearing portion of the meeting.

Tamara Hodges, mother of the adjacent property owner, Matthew Lampert, said she feared the variance would adversely affect her son because the Dagen property would smell of manure, would generate dust that could cause breathing problems and could cause her son to be affected by diseases carried by flies. She said a barn was not the right structure for such a small parcel of land and an 1,800 square foot house would bring down the value of other homes in the area.

Eric Rayman, Mr. Lampert's attorney, said the owner must prove a hardship that was not self-created but they had provided no proof of that. There were also no letters of support from the community. He stated the Dagens had submitted an application in 2014 and claimed then that the small size of the lot itself was a hardship, which was not a basis for a variance. Mr. Rayman said the Dagens had also recently listed the property for sale. He had provided a packet including letters from other neighbors that opposed the variance request, saying it would reduce their property values. He added that Town staff had already opined that granting a variance was not necessary for reasonable use of the land and the owner could construct a two-story home there.

Sheldon Dagen, property owner, said the variances they had been granted had expired and they wished to renew them. He stated Mr. Lampert's house sat on the opposite side of the property from where the barn would be built. Mr. Dagen said they were not even certain they would build the barn now. He explained this was now a vacant lot and an eyesore that he thought the neighbors would prefer it be developed.

Shelly Dagen, property owner, recalled that there had been a variance granted in 2011 to the Kennedys.

Mark Gabrielson, neighbor, stated the original property had been 1.5 acres and a developer had put three house pads there. He said the lots were supposed to be a minimum of 35,000 square feet and the houses were supposed to be a minimum of 2,400 square feet. Mr. Gabrielson was concerned about property values of other homes on the street.

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

Mr. Dagen confirmed that the property was for sale. He stated they would like to sell it before building but if not, they would build and then decide whether to move there or to sell the house.

Ms. Dagen said the Hodges's property to the west of theirs had somehow been deeded 16 feet of the Dagen's property in 2005.

Vice-Mayor Luis said the site plan indicated the lot was 33,516 square feet. Ms. Dagen said it was 33,660.

Mayor Paul was surprised by the opposition because she recalled no one had objected when it was first granted. If a barn was ever built on the property, Mayor Paul said there were State best practices to which owners must adhere to be good neighbors.

Councilmember Caletka said he would oppose this because the neighbors opposed it.

Vice-Mayor Luis did not understand the objections and did not believe a smaller home would affect the value of a larger home. He also thought the Town wanted to encourage people to keep horses and animals and did not understand the objection to the barn.

Vice-Mayor 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 Luis - yes; Councilmember Hattan - yes; Councilmember Caletka - no; Councilmember Starkey - no. (Motion carried 3-2).

32. **VARIANCE - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING VARIANCE APPLICATION V17-020 WAWA, AND PROVIDING AN EFFECTIVE DATE. Variance V17-020 Wawa, 2500 Davie Road (currently zoned RAC-RTE) (see related item #26)**

Mr. Rayson read the resolution 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 Starkey to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice-Mayor Luis - yes; Councilmember Hattan - yes; Councilmember Caletka - yes; Councilmember Starkey - yes. (Motion carried 5-0).

33. **VARIANCE - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING VARIANCE APPLICATION V 17-006 ROCKET FUEL, AND PROVIDING AN EFFECTIVE DATE. Variance V17-006 Rocket Fuel, 4221 Northwest 66th Street, B-2.**

Mr. Rayson read the resolution 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 Luis to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice-Mayor Luis - yes; Councilmember Hattan - yes; Councilmember Caletka - yes; Councilmember Starkey - no. (Motion carried 4-1).

30. **SPECIAL PERMIT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING SPECIAL PERMIT APPLICATION "SE 13-066, VIETNAMESE BUDDHIST CULTURAL CENTER OF FLORIDA" AND PROVIDING FOR AN EFFECTIVE DATE. (2321 SW 127th Avenue, zoned CF). (tabled from March 15,2017)**

Mr. Rayson read the resolution by title.

Neal Kalis, attorney for Vietnamese Buddhist Cultural Center of Florida introduced the Venerable Monk Tom Phan. He said approximately 10 years ago, the Town had granted the temple a zoning change to build the temple and to allow up to eight persons to reside on the property. In 2009 or 2010, they had received a plat approval that included a single family residence on the property, for which impact fees had been paid. The temple then submitted a site plan, that was approved in 2013 but at the time, they only had enough money to build the temple, not the residence. Mr. Kalis stated someone had suggested they remove the residence from the site plan since they did not immediately plan to go forward with it and they had done so. The site plan had been approved and at some point after that, Town ordinances had changed to remove residences as an accessory use in CF zoning areas. The temple had now been informed they needed to process the special permit for the residence.

Mr. Kalis said he was aware that there had been some discord in the community and "that maybe my clients aren't perfect, but amongst us are?" He agreed they had not done the best job of reaching out to the neighbors and they had discussed how to do better. Mr. Kalis announced that on May 7 the temple would celebrate Buddha's birthday and they had agreed to hire off-duty Police and

to identify appropriate off-site parking. On August 6, they would host a Day of Compassion and on September 3 they would host the Rose Ceremony. He stated they would announce these events to the community in the future. They also agreed they must comply with noise ordinances and provided phone numbers for people with questions to call: the Venerable Monk Tom Phan - 954-424-9865; Tony Turiano - 954-559-0642; Diana Ong - 954-242-1020.

Mr. Kalis said the adjacent property owner had complained about drainage issues. He stated the Central Broward Water Control District had approved their paving and drainage plan. A berm on the property had also been damaged but had been re-sodded. Mr. Kalis presented over 700 letters and emails of support for the request.

Mr. Kalis said if the permit were not granted, it would not affect the use of the temple. He stated the temple had promised to harmoniously exist with their neighbors.

Mayor Paul opened the public hearing portion of the meeting.

John Nguyen, neighbor, stated the Vietnamese Cultural Center had been a great asset to the area. He explained that sometimes the monks were not available for consultations because they were not living on site. He requested Council's support.

Veronica Miele, neighbor, was in favor of the permit and had no objection. She said if there were ever any problems, they spoke to the monks and resolved them.

Jacky Truong, neighbor, supported the request because the community needed to be able to see the monks for consultations.

Monique Theodore, neighbor, said the request was for a residence. She stated the Water Management District had required a berm because the property did not have access to drainage and during temple construction, the berm had been removed for access and her adjacent property had flooded and her access blocked. Since then, the Water Management District had contacted the Town's Engineering Department and resolved the problem. Ms. Theodore explained that people were currently "driving over the berm because there is no room for the residence." She said there was a problem with limited space to build the residence and room to access the property for construction. Ms. Theodore stated this was a self-created problem and neighbors should not bear the burden of construction. She asked Council to vote against the request.

Martha Martinez stated she supported the request. She referred to the plans and pointed out that the house was on the original plans. She stated the Theodores knew their property was landlocked when they purchased it and the temple allowed them access to get to the street. Ms. Martinez reminded everyone that an engineer's plans had been approved by Broward County Water Management District and the Town's Engineering Department.

Mr. Abramson confirmed that the plans would go through staff review for access, water and berm issues.

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

Councilmember Caletka recalled he had been on Council more than 10 years ago when the temple had been approved. He had originally voted against the rezoning, based on residents' objections but since then, he had heard no complaints until recently. Two complaints had concerned possible flooding issues which he said could be addressed with proper berms. He did not believe the addition of residences would change activities aside from providing parishioners additional access to the monks. Councilmember Caletka also recalled that the future residence had been in the original presentation.

Ms. Martinez confirmed that she did not live on her property adjacent to the temple; it was a nursery.

Vice-Mayor Luis had spoken with Mr. Kalis about some of the issues the neighbors had brought up and he had promised to talk to his clients about correcting any problems. Vice-Mayor Luis said the monks were well liked in the neighborhood. He believed the flooding issues would be

addressed by the Engineering Department when the building permit application was reviewed.

Councilmember Starkey recalled this property had formerly been in her district. They had held meetings with the public and the temple had made concessions in response to public concerns. She stated they had agreed to limit the number of monks living on the site to eight. She asked why the residence had been removed from the original site plan. Mr. Abramson was unsure, but noted that the 2010 site plan had a dry retention area in what was now the residence footprint. He said the reason was complicated and may have to do with complying with Town requirements. Councilmember Starkey stated that the timeline of the changes should have been included with the agenda item. She also believed this should have been considered a vested right, based on the original approval.

Councilmember Starkey wanted to revisit the prohibition against residences being built on CF zoned land, since virtually every religious institution had a residence on site. Councilmember Starkey also wanted to ensure that all petitions and letters of support became part of the record. Mr. Abramson said the documents had already been scanned for the record.

Councilmember Starkey stated she had supported the original requested and supported this special permit request.

Mayor Paul reported she was surprised about emails she had received complaining about noise on the property and asked the temple to be mindful of that. She suggested a meeting with neighbors who had expressed objections. Mayor Paul wanted to ensure that:

- All issues that had been brought up regarding the berm, access and drainage were taken into consideration during the permitting process;
- The monks would park near the temple and walk to the residence;
- They meet with neighbors in the adjacent community about the upcoming event;
- They would issue dates of all events in advance;
- They would hold a meeting with all parties who had expressed objections to address them;
- They would apply for special event permits 60 days in advance.

Vice-Mayor 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 Luis - yes; Councilmember Hattan - yes; Councilmember Caletka - yes; Councilmember Starkey - yes. (Motion carried 5-0).

VIII. APPOINTMENTS

34. Committee/Board Vacancies & Appointments

Councilmember Starkey wished to appoint Lisa Roth to the Agriculture and Environmental Committee.

IX. COMMITTEE RECOMMENDATIONS

None.

X. OLD BUSINESS

None.

XI. NEW BUSINESS

None.

XII. SCHEDULE OF NEXT MEETING

None.

XIII. MAYOR/COUNCILMEMBER'S COMMENTS

COUNCILMEMBER HATTAN

RECENT EVENTS. Councilmember Hattan had attended: Arts Ed Forever, the Classic Car Show, Healthy Mother, Healthy Babies, and the Prestige Club of Broward County Tea.

BROWARD COUNTY HOUSING COMMITTEE. Councilmember Hattan announced she had been reelected Vice Chair of the Committee and she was also Chair of the Continuing Care Committee.

VICE-MAYOR LUIS

DISTRICT 4 COMMUNITY FORUM. Vice-Mayor Luis reminded everyone that the Forum would be on May 25 at 6:30 at Robbins Lodge.

COUNCILMEMBER STARKEY

DISTRICT 3 COMMUNITY FORUM. Councilmember Starkey announced the Forum would be on May 8 at Pine Island/Bamford in the Palm Room.

FOREST RIDGE. Councilmember Starkey said MasTec contractors were “wreaking havoc throughout the communities,” tearing up properties and leaving construction debris. She asked staff to monitor them more closely.

BROWARD LEAGUE OF CITIES 60TH ANNIVERSARY. Councilmember Starkey said the League was asking municipalities to buy a “Municipal Friend of the Broward League Cities” sponsor table for the gala. The cost was \$2,500 for 10 people and included a half-page ad. She provided the information to Mr. Lemack.

OLD DAVIE SCHOOL 99 YEAR SOCIAL AND CENTENNIAL COUNTDOWN. Councilmember Starkey stated there would be an event on May 10 and she hoped Councilmembers could attend.

COUNCILMEMBER CALETKA

REDISTRICTING. Councilmember Caletka reported the Town had hit a trigger point for redistricting, based on recent population figures. He asked Council to direct Mr. Lemack to begin the process because there were as yet no registered candidates for the Council election in 18 months and it was desirable to complete the process as far in advance of the elections as possible.

Councilmember Caletka made a motion, seconded by Councilmember Starkey to direct Mr. Lemack to begin the redistricting process, using the same consultant the Town had used last time. In a voice vote, all voted in favor. (Motion carried 5-0)

Mr. Lemack said he would bring back a resolution to reconstitute the Redistricting Committee at Council's next meeting.

70 AVENUE SPEED CONTROL. Councilmember Caletka asked Mr. Lemack to look into speed control solutions for 70 Avenue. Mr. Lemack said staff and the Chief of Police were already working on this and he agreed to keep Council updated.

DISTRICT 1 COMMUNITY FORUM. Councilmember Caletka announced the Forum would be on May 4.

WASHINGTON TRIP. Councilmember Caletka had visited Washing DC the previous week and met with members of Congress, White House Staff for Transportation Improvement and the U.S. Undersecretary for the Department of Transportation to discuss transportation issues. He reported Congress had passed the last portion of funding needed for the first phase of the Wave Streetcar.

MPO ELECTIONS. Councilmember Caletka explained that usually, every five years, the Vice Chair moved into the Chair position on the MPO Board. Councilmember Caletka was currently Vice Chair and Chair Richard Blattner had indicated he wished to serve one more year. Next year, he would support Councilmember Caletka for Chair.

MAYOR PAUL

DEDICATION OF PURPLE HEART FLAG. Mayor Paul announced that the first presentation on Council's next agenda would be the dedication of the Purple Heart Flag in front of Town Hall. She had invited veterans at the most recent Veterans' Breakfast to attend.

THANKS TO CHIEF DOWNEY. Mayor Paul said Chief Downey had gone above and beyond in assisting with Ted Hixon's funeral recently. Mr. Hixon's old engine, #81, as well as engine #112 from Davie/Southwest Ranches, had been brought to the site to participate in the ceremony. Mr. Hixon's ashes had been given a last ride in Engine #81 around the church.

CAREER DAY AT NOVA EISENHOWER ELEMENTARY. Mayor Paul had attended the event and pretended the kids were Councilmembers attending a workshop to rename Zona Village. She would discuss their suggestions with the developer.

CLASSIC CAR SHOW. Mayor Paul had attended and remarked it was smaller than in the past and the Blues Brothers were fantastic. She encouraged staff to hire them for a Thursday Night concert.

XIV. TOWN ADMINISTRATOR'S COMMENTS

Mr. Lemack had no comments.

XV. TOWN ATTORNEY'S COMMENTS

Mr. Rayson announced that on May 1, he and his wife, Kathy had celebrated their 41st wedding anniversary.

XVI. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 8:50 p.m.

Approved _____

Mayor/Councilmember

Town Clerk