



**TOWN OF DAVIE
TOWN COUNCIL REGULAR MEETING
MARCH 21, 2018**

I. PLEDGE OF ALLEGIANCE

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

Mayor Paul requested a moment of silence in honor of the victims of recent school shootings and the victims of the bridge collapse in Miami.

II. ROLL CALL

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

III. OPEN PUBLIC MEETING

Arthur Joseph discussed the hurricane debris remaining in Oak Hill, which was ugly and dangerous. He had spoken with neighbors, who all agreed this was a problem. Mr. Joseph asked that the item be put on a future Council agenda to determine how to remove the debris.

Valerie Pellegrini stated some municipalities had allowed elderly residents who had lived there for 20-25 years to pay no property taxes. Mayor Paul advised Ms. Pellegrini to contact Marty Kiar, Broward County Property Appraiser, regarding property tax benefits for the elderly.

Osdel Larrea, Public Works Director, reported the Town was continuing to address the hurricane debris removal process and sites were prioritized by their threat to safety and accessibility. Many areas were not accessible to heavy equipment and the process was labor intensive.

IV. PRESENTATIONS

1. Presentation of ICMA Recognition Certificate for Council-Manager Form of Government, Sharon P. Ragoonan, Assistant Town Manager, Lauderdale-By-The-Sea **(tabled from February 21, 2018)**

Ms. Ragoonan presented the certificate to the Town.

Mayor Paul stated staff had requested the following items be tabled to April 4, 2018: 35, 36 and 37.

Councilmember Starkey made a motion, seconded by Vice Mayor Caletka to table items 35, 36 and 37 to April 4. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Paul stated staff had requested item 38 be tabled to April 18, 2018.

Councilmember Starkey made a motion, seconded by Councilmember Hattan to table Item 38 to April 18. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Paul stated staff had requested adding proclamation item 43: National Surveyors Week.

Vice Mayor Caletka made a motion, seconded by Councilmember Hattan to add Item 43: National Surveyors Week, to the Agenda. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Paul pulled items 1 and 43 from the Consent Agenda. Vice Mayor Caletka pulled items 6 and 9.

Councilmember Luis made a motion, seconded by Councilmember Hattan to approve the Consent Agenda, less items 1, 6, 9 and 43. In a voice vote, all voted in favor. (Motion carried 5-0)

V. APPROVAL OF CONSENT AGENDA

Proclamation

1. National Procurement Month (March, 2018)
43. National Surveyors Week

Minutes

2. February 7, 2018 Meeting Minutes (Regular)
3. February 21, 2018 Meeting Minutes (Regular)

Resolutions

Community Services

4. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A CDBG SUB-RECIPIENT GRANT AGREEMENT WITH HOUSING OPPORTUNITIES PROJECT FOR EXCELLENCE, INC. (H.O.P.E., INC.) TO PROVIDE FAIR HOUSING INITIATIVES AND OUTREACH TO THE RESIDENTS OF THE TOWN OF DAVIE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
5. **REVISION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A TECHNICAL REVISION TO THE LOCAL HOUSING ASSISTANCE PLANS FOR FISCAL YEARS 2013-2014 THROUGH 2018-2019 PURSUANT TO THE STATE HOUSING INITIATIVES PARTNERSHIP ACT, SECTIONS 420.907 TO 407.9079 FLORIDA STATUTES AND RULE CHAPTER 67-37 FLORIDA ADMINISTRATIVE CODE AND PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

CRA

6. **CHANGE ORDER** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, RATIFYING AND APPROVING CHANGE ORDER #001 TO MAN-CON INCORPORATED FOR THE WESTSIDE INFRASTRUCTURE PROJECT AT A COST OF \$154,224.00; AUTHORIZING THE MAYOR TO EXECUTE THE RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Fire

7. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE BID AWARDED BY THE FEDERAL GSA TO NEWTON'S FIRE & SAFETY EQUIPMENT, INC. FOR THE PURCHASE OF FIRE HOSE UTILIZING FEDERAL GSA CONTRACT NO. GS-07F-0419X; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Works

8. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID FOR HORTICULTURAL CHEMICALS AND SELECTING DIAMOND R FERTILIZER COMPANY, INC., HELENA CHEMICAL COMPANY, AND SITEONE LANDSCAPE SUPPLY, LLC TO PROVIDE HORTICULTURAL CHEMICALS TO THE TOWN IN ACCORDANCE WITH THE TOWN OF DAVIE SOUTHEAST FLORIDA COOPERATIVE BID ITB #CS-18-43; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
9. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AWARDED BID ITB-CS-18-25 (LINEAR PARK PIERS PROJECT) TO SAINC CORP. FOR THE DEMOLITION AND CONSTRUCTION OF NEW PIERS AND CONNECTOR RAMPS FOR PIERS #4, #6, #8, AND #11 ALONG LINEAR PARK AT A COST OF \$179,250; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
10. **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A ONE-YEAR EXTENSION TO THE CONTRACT AWARDED BY THE CITY OF POMPANO BEACH FOR PAVEMENT MARKING THROUGH THE SOUTHEAST FLORIDA GOVERNMENTAL PURCHASING COOPERATIVE GROUP BID NO. E-47-16; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
11. **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A ONE-YEAR EXTENSION TO THE CONTRACT AWARDED BY CLAY COUNTY FOR VARIOUS EQUIPMENT AND AMENITIES FOR PARKS AND PLAYGROUNDS RFP NO. 13/14-8; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Purchasing

12. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ACCEPT THE BID RECOMMENDATION FOR ASSORTED SHIRTS AND APPAREL WITH CUSTOM LOGOS FROM D. TURIN AND COMPANY, BID NO. ITB JC-18-32; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney

13. **EMPLOYMENT AGREEMENT** - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE EMPLOYEE AGREEMENT FOR LAURA BORGESI AS TOWN ENGINEER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
14. **QUIT CLAIM DEED** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING A QUIT CLAIM DEED FROM SANDRA M. GIRALDO AND DARREN RAGOONANAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

15. **CONTRIBUTION AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE TRANSFER OF THE CHARITABLE FUNDING AGREEMENT FROM E.A.S.E FOUNDATION, INC. TO HOPE OUTREACH CENTER, INC. AND APPROVING THE BILLBOARD CHARITABLE CONTRIBUTION AGREEMENT BETWEEN CLEAR CHANNEL OUTDOOR, INC. AND HOPE OUTREACH CENTER, INC. AND PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Utilities

16. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, WAIVING FORMAL BIDDING AND ACCEPTING THE BID FROM TROJAN TECHNOLOGIES AS A SOLE SOURCE SUPPLIER OF PARTS AND MAINTENANCE SERVICES FOR THE UV DISINFECTION SYSTEM AT THE SYSTEM IV WATER RECLAMATION FACILITY (WRF) (7351 SW 30 STREET); PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
17. **CHANGE ORDER** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER #1 TO THE CONTRACT BETWEEN THE TOWN OF DAVIE AND MAN CON INCORPORATED FOR THE SW 58 AVENUE WATER MAIN INSTALLATION PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.
18. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE CONTRACT AWARDED THROUGH A BID BY THE CITY OF HOMESTEAD, FLORIDA (ITB #201419) FOR ELECTRIC MOTOR AND PUMP REPAIR SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
19. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE CONTRACT FOR FACILITY SECURITY AND BUILDING AUTOMATION SYSTEMS AWARDED BY THE NATIONAL JOINT POWERS ALLIANCE (NJPA) (CONTRACT NUMBER 031517-SIE); PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Quasi-Judicial Consent Agenda

20. **Site Plan 17-126, Mineo Office Building** (5600 Davie Road, zoned RO) (see related item #21)
21. **PLAT APPROVAL** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A PLAT KNOWN AS "MINEO PROFESSIONAL BUILDING" AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE THE APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SAID PLAT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE. (5600 Davie Road, zoned RO) (see related item #20)

VI. DISCUSSION OF CONSENT AGENDA ITEMS

1. National Procurement Month (March, 2018)

Vice Mayor Caletka read the proclamation and Mayor Paul presented it to Brian O'Connor, Procurement Manager.

Mr. O'Connor thanked the Town for its support.

Mr. Lemack read a letter from the Florida Association of Public Procurement Officials announcing Davie's Purchasing Division had won the Award of Excellence in Public Procurement for 2018.

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

43. National Surveyors Week - March 18-24

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

Councilmember Luis read the proclamation.

Mayor Paul stepped away from the dais.

6. CHANGE ORDER - APPROVING CHANGE ORDER #001

Vice Mayor Caletka stated they would request a variance from the Central Broward Water Control district for the \$18,863.37 tree removal. He explained the variance would allow them to leave the trees and save the money.

Councilmember Starkey made a motion, seconded by Councilmember Hattan to approve, less \$18,863.37. In a voice vote, with Mayor Paul away from the dais, all voted in favor. (Motion carried 4-0)

Mayor Paul returned to the dais.

9. BID SELECTION - LINEAR PARK PIERS PROJECT TO SAINC CORP.

Vice Mayor Caletka said neighbors did not want Pavilion 8 to be rebuilt. If Council was not in agreement, he requested tabling the item to allow the Police Department to provide data regarding the neighbors' complaints.

Mr. Larrea agreed to tabling the item.

Councilmember Starkey asked Mr. Larrea to move forward with the other pavilions. Mr. Larrea needed to confirm that the bid format would permit them to remove one pavilion. Brian O'Connor, Purchasing Manager, clarified that this item referred to the piers, not the pavilions, and rebuilding the piers did not necessitate rebuilding the pavilions. Mr. Larrea agreed to delete the pavilion from the bid and seek another bid to demolish the old pavilion.

Vice Mayor Caletka stated he also wanted the pier demolished and Mr. O'Connor stated they would need to create a change order to deduct it from the bid.

Mayor Paul wanted additional information from the police.

Vice Mayor Caletka requested someone from the Town survey users of the pavilion to determine whether or not they were residents.

Vice Mayor Caletka made a motion, seconded by Councilmember Luis to table to April 18. In a voice vote, all voted in favor. (Motion carried 5-0)

VII. PUBLIC HEARING

Ordinances - (Second and Final Readings)

22. **BUDGET AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING AN AMENDMENT TO THE ESTIMATED REVENUES AND APPROPRIATIONS FOR FISCAL YEAR 2018; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.**{Approved on first reading on February 21, 2018. In a roll call vote: Mayor Paul - yes; Vice-Mayor Caletka - yes; Councilmember Luis - stepped away from dais; Councilmember Hattan - yes; Councilmember Starkey - yes. (Motion carried 4-0)}

Mr. Rayson read the Ordinance by title.

Mr. Lemack provided a presentation on the expansion of the School Resource Officer program, which included:

- Hiring six additional Police Officers so each school would have one SRO and Western High School would have two.
- A Third person on the rescue truck for each shift covering the 12-hour peak demand time at Fire Station 38.
- Total Cost for 2018 was estimated to be \$754,000
- Funding sources:
 - Contingency funds
 - Police Impact Fees
 - Law Enforcement Trust Funds
- The goal was to initiate filling positions as of May 1, 2018
- Additional Revenue needs for 2019 would be discussed at the Council's Vision and Goal Setting Session on April 13, 2018

Mayor Paul said they would continue to seek grants and federal funds to help cover the costs.

Vice Mayor Caletka asked for data on overtime costs to have a third person at Station 65 starting May 1 and costs for a permanent position for the next budget year.

Council supported both requests.

Mayor Paul opened the public hearing portion of the meeting.

Stefanie Kellum said the SRO at her child's school had been a major factor in kids and parents dealing with recent tragedies and having him at the school full-time would make a difference.

Joseph Piccolo, President of Local 2315 Davie Professional Firefighters, said they supported this item, which would provide better emergency care. He thanked Council for their support.

Erik Funderburk said he had daily contact with Davie SROs and thanked Council for taking the initiative. He had witnessed the difference SROs made in Broward County schools.

Lynn Burgess, principal of Fox Trail Elementary; Frank Zagari, principal of Indian Ridge Middle School; Janet Calamaro, assistant principal of Nova Blanche Forman Elementary School and Arlene Manville, principal of Flamingo Elementary, thanked Council for the SROs. Ms. Burgess said a full-time SRO for each school would be awesome.

Carla Clark said she had chosen to live in Davie to be near the Nova schools. She noted that after school tragedies there was a temporary increase in Police presence. She said sharing SROs did not offer sufficient coverage and she supported each school having its own and each high school having two.

Rebecca Scrima, teacher at Hawk's Bluff Elementary, said their school shared an SRO with another school and their staff and administration believed a full-time SRO was imperative to their safety.

Diana Gonzalez thanked Council for considering this.

Valerie Pellegrini loved the way the Town focused on education and art. She said gun laws were not enough; children were bombarded with violence instead of peace and understanding.

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

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

23. **CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, ADOPTING A NEW DIVISION 1, SIGNS, CHAPTER 12, ARTICLE VIII OF THE LAND DEVELOPMENT CODE; AMENDING SECTION 12-309, REVIEW FOR VARIANCES; SECTION 12-438.20, SIGN REGULATIONS (REGIONAL ACTIVITY CENTER); PROVIDING FOR REPEAL OF THE EXISTING DIVISION 1, SIGNS, CHAPTER 12, ARTICLE VIII OF THE LAND DEVELOPMENT CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. {Approved on first reading on February 21, 2018. In a roll call vote: Mayor Paul - yes; Vice-Mayor Caletka - yes; Councilmember Luis - yes; Councilmember Hattan - yes; Councilmember Starkey - 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 Starkey said staff had worked with realtors to create a compromise that required removing the signs after three days. She asked Council to consider allowing realtors to post up to five directional signs when there was a need.

David Quigley, Planning and Zoning Manager, said the existing code allowed two signs for transitory events in swales only; the new code would allow three signs in the swale or median, provided a sign did not block visibility. Signs could also be installed up to 24 hours prior to the event. He was concerned about creating additional steps for approval and would rather the number of signs allowed be increased to five.

Mr. Rayson reported the ordinance amendment was prompted by 2015 Supreme Court Case Reed v. the Town of Gilbert and pointed out that signs of the same category, such as churches, would also be allowed five signs.

Councilmember Hattan felt most people used GPS to navigate to an open house, but Councilmember Starkey said people sometimes drove around their target neighborhoods seeking open houses.

Mayor Paul felt three signs would be sufficient, especially when the ordinance would apply to signs for other entities.

Vice Mayor Caletka wondered how Code Enforcement could identify a violation if the address was not included on the signs and Mr. Quigley said they should consider making this a requirement on the directional signs.

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

Councilmember Hattan stepped away from the dais.

24. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, ADOPTING CHAPTER 26, COMMERCIAL PHOTOGRAPHY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. {**Approved on first reading on February 21, 2018. In a roll call vote: Mayor Paul - yes; Vice-Mayor Caletka - yes; Councilmember Luis - yes; Councilmember Hattan - yes; Councilmember Starkey - 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 Luis made a motion, seconded by Vice Mayor Caletka to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice Mayor Caletka - yes; Councilmember Hattan - away from the dais; Councilmember Luis - yes; Councilmember Starkey - yes. (Motion carried 4-0).

Councilmember Hattan returned to the dais.

25. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, REPEALING CHAPTER 12, ARTICLE V, SECTION 80.2, CODE OF ORDINANCES TITLED, "LIFE SAFETY REQUIREMENTS FOR GROUP HOMES"; CREATING CHAPTER 12, ARTICLE III, SECTION 12-34(Z)(2)(F), TITLED "LIFE SAFETY REQUIREMENTS FOR SPECIAL RESIDENTIAL FACILITIES"; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. {**Approved on first reading on February 21, 2018. In a roll call vote: Mayor Paul - yes; Vice-Mayor Caletka - yes; Councilmember Luis - yes; Councilmember Hattan - yes; Councilmember Starkey - 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 Starkey made a motion, seconded by Councilmember Luis to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice Mayor Caletka - yes; Councilmember Hattan - yes; Councilmember Luis - yes; Councilmember Starkey - yes. (Motion carried 5-0).

26. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, CREATING CHAPTER 25, ARTICLE II, SECTION 25-30, TITLED TOWN OF DAVIE WATER AND SEWER ACCOUNTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. {**Approved on first reading on February 21, 2018. In a roll call vote: Mayor Paul - yes; Vice-Mayor Caletka - yes; Councilmember Luis - yes; Councilmember Hattan - yes; Councilmember Starkey - 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 Caletka - yes; Councilmember Hattan - yes; Councilmember Luis - yes; Councilmember Starkey - yes. (Motion carried 5-0).

Ordinances - First Readings (Second and Final Readings to be held on April 4, 2018)

27. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE FOLLOWING SECTIONS OF CHAPTER 12, LAND DEVELOPMENT CODE: ARTICLE II, ESTABLISHMENT OF ZONING DISTRICTS AND LAND USES; ARTICLE III, USE REGULATIONS, DIVISION 1, PERMITTED USES, DIVISION 2, GENERAL REGULATIONS, DIVISION 3, STANDARDS FOR SPECIFIC USES; ARTICLE V, DEVELOPMENT STANDARDS, DIVISION 1, GENERALLY, DIVISION 2, CONVENTIONAL SINGLE-FAMILY AND MOBILE HOME DEVELOPMENT STANDARDS, DIVISION 3, NONRESIDENTIAL DEVELOPMENT STANDARDS; ARTICLE VI, SITE LANDSCAPING, TREE PRESERVATION AND LAND CLEARING, DIVISION 1, LANDSCAPING; ARTICLE VII, PARKING, DIVISION 2, GENERAL DESIGN REQUIREMENTS; ARTICLE VIII, SIGNS, LIGHTING, DIVISION 2, LIGHTING; ARTICLE X, PLANNING AND DEVELOPMENT, DIVISION 2, REZONING, TEXT AMENDMENTS, SPECIAL PERMITS, VARIANCES AND VACATIONS OR ABANDONMENTS OF RIGHT-OF-WAY; CREATING DIVISION 3, APPLICATIONS FOR FLEXIBILITY, REDEVELOPMENT UNITS AND RELATED PROVISIONS OF THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING ARTICLE XII, SUBDIVISIONS AND SITE PLANS, DIVISION 3, SITE PLAN REQUIREMENTS AND PROCEDURES; ARTICLE XIII, SPECIAL PLANNING AREAS AND DISTRICTS, DIVISION 2, EASTSIDE NEIGHBORHOOD SPECIAL ZONING DISTRICT, DIVISION 11, REGIONAL ACTIVITY CENTER; ARTICLE XIV, DEFINITIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rayson read the Ordinance by title.

Mayor Paul stated the second reading would be held on April 4 and opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

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

28. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE FOLLOWING SECTION OF CHAPTER 13 – LICENSE AND BUSINESS REGULATIONS: SECTION 13-25., TRANSFER OF LICENSE; PROCEDURE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rayson read the Ordinance by title.

Mayor Paul stated the second reading would be held on April 4 and 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 Caletka - yes; Councilmember Hattan - yes; Councilmember Luis - yes; Councilmember Starkey - yes. (Motion carried 5-0).

Councilmember Starkey stepped away from the dais.

29. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING ARTICLE XVIII, ALCOHOLIC BEVERAGES, OF CHAPTER 12, LAND DEVELOPMENT CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rayson read the Ordinance by title.

Mayor Paul stated the second reading would be held on April 4 and 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 Caletka - yes; Councilmember Hattan - yes; Councilmember Luis - yes; Councilmember Starkey - away from the dais. (Motion carried 4-0).

30. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING CHAPTER 4, ARTICLE III, SECTIONS 4.41, 4.43, 4.44, 4.45, 4.47, AND 4.48 CODE OF ORDINANCES TITLED, "LIVESTOCK"; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rayson read the Ordinance by title.

Mayor Paul stated the second reading would be held on April 4 and opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

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 Caletka - yes; Councilmember Hattan - yes; Councilmember Luis - yes; Councilmember Starkey - away from the dais. (Motion carried 4-0).

Councilmember Starkey returned to the dais.

31. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING CHAPTER 4, ARTICLE IV, SECTIONS 4.61, 4.62, 4.63, 4.63.1, 4.64, 4.65.1, 4.65.2, 4.65.3, 4.67, 4.68 AND 4.69 CODE OF ORDINANCES TITLED "DOGS", PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rayson read the Ordinance by title.

Mayor Paul stated the second reading would be held on April 4 and opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

Vice Mayor Caletka related the story of his being attacked by a loose pit bull and being informed by animal control that if the dog was tested and found not to be "human aggressive" the owner would just pay a fine.

Mayor Paul said this had arisen from her experience with two loose dogs entering her yard and killing a cat, which she noted happened quite often. She said the ordinance would benefit and protect their animals.

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

32. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE FOLLOWING SECTIONS OF CHAPTER 12, LAND DEVELOPMENT CODE: ARTICLE III, USE REGULATIONS, SEC. 12-32, PERMITTED USES; SEC. 12-33, GENERAL REGULATIONS; SEC. 12-34, STANDARDS FOR SPECIFIC USES; ARTICLE XIV, DEFINITIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rayson read the Ordinance by title.

Mayor Paul stated the second reading would be held on April 4 and opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

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

33. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE FOLLOWING SECTIONS OF CHAPTER 12, LAND DEVELOPMENT REGULATIONS: ARTICLE XVI, FLOODPLAIN MANAGEMENT ORDINANCE; SECTION 12-548, FLOOD RESISTANT DEVELOPMENT, AND SECTION 12-503, DEFINITIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rayson read the Ordinance by title.

Mayor Paul stated the second reading would be held on April 4 and opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

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

Quasi-Judicial Public Hearing

Ordinance - Second and Final Reading

34. **VACATION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, VACATING SW 36 STREET BETWEEN SW 76 AVENUE AND SW 72 AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. (VA13-224, NSU SW 36th Street, zoned R-5 and RAC-AV) .{**Approved on first reading on February 21, 2018. In a roll call vote: Mayor Paul - yes; Vice-Mayor Caletka - yes; Councilmember Luis - yes; Councilmember Hattan - yes; Councilmember Starkey - 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 Luis made a motion, seconded by Councilmember Starkey to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice Mayor Caletka - yes; Councilmember Hattan - yes; Councilmember Luis - yes; Councilmember Starkey - yes. (Motion carried 5-0).

STAFF IS REQUESTING THE FOLLOWING ITEMS TO BE TABLED TO APRIL 4, 2018

Resolutions

35. **SPECIAL PERMIT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING SPECIAL PERMIT APPLICATION SE16-244 **HOME DEPOT**; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. (Tower Shops - 2300 S. University Drive, zoned B-3) (see **related items #36 & 37**)

Tabled to April 4.

36. **SPECIAL PERMIT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING SPECIAL PERMIT APPLICATION SE16-245 **HOME DEPOT**; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. (5801 S. University Drive, near Stirling Road, zoned B-2) (see **related items #35 & 37**)

Tabled to April 4.

37. **SPECIAL PERMIT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING SPECIAL PERMIT APPLICATION SE16-246 **HOME DEPOT**; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. (15885 Rick Case Honda Way, zoned BP) (see **related items #35 & 36**)

Tabled to April 4.

STAFF IS REQUESTING THE FOLLOWING ITEM TO BE TABLED TO APRIL 18, 2018

38. **VARIANCE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON VARIANCE APPLICATION V17-254 **RYDER**; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE. (5081 Oakes Rd), Zoned M-4 County) [**Due to tabling of the Planning and Zoning Board meeting, petitioner is requesting a tabling to the April 18, 2018 meeting**].

Tabled to April 18.

VIII. APPOINTMENTS

39. Committee/Board Vacancies & Appointments

Councilmember Luis appointed Jeremy Wehby and Alan Rodriguez to the Agriculture and Environmental Advisory Committee.

Vice Mayor Caletka appointed David Oakes to the Site Plan Committee.

40. Planning and Zoning Board Appointment

Mayor Paul nominated Donna Evans.

Vice Mayor Caletka made a motion, seconded by Councilmember Luis to appoint Donna Evans to the Planning and Zoning Board. In a voice vote, all voted in favor. (Motion carried 5-0)

IX. COMMITTEE RECOMMENDATIONS

None

X. OLD BUSINESS

None

XI. NEW BUSINESS

Mayor Paul explained that the State Constitution Revision Commission (CRC) was considering an amendment to Proposal 39 under ethics reform, which concerned lobbying for appropriations. She asked Council if they would approve of her sending a letter of objection to the CRC and encouraged Councilmembers to send emails as well. Council agreed to Mayor Paul sending the letter.

XII. SCHEDULE OF NEXT MEETING

41. First Budget Hearing and Town Council Meeting Change of Date from Wednesday, September 5, 2018 to Thursday, September 6, 2018

Ms. Roig stated the meeting would start at 5:15 pm.

42. CIP & Community Endowment Workshop, August 1, 2018 - Establish Time

Council agreed on 4 p.m. and 4:30 p.m.

Future Meetings:

April 4, 2018 - Town Council Meeting, 6:30 PM

April 13, 2018 – Vision and Goal Setting Session

April 18, 2018 - Town Council Meeting, 6:30 PM

May 2, 2018 - Town Council Meeting, 6:30 PM

May 16, 2018 - Town Council Meeting, 6:30 PM

June 13, 2018 - First Budget Workshop, 4:00 PM

June 13, 2018 - Town Council Meeting, 6:30 PM

July 25, 2018 - Second Budget Workshop, 4:00 PM

July 25, 2018 - Town Council Meeting, 6:30 PM

Community Forums

April 24, 2018 - District 4, Shenandoah Community Forum, 6:30 PM

April 26, 2018 - District 1, Town Council Chambers, 6:00 PM

April 30, 2018 - District 3, PD Community Room, 6:30 PM

May 1, 2018 - District 2, Town Council Chambers, 6:30 PM

Mayor Paul advised interested parties to check the Town website for locations.

XIII. MAYOR/COUNCILMEMBERS' COMMENTS

MAYOR PAUL

GAS LINE RELOCATION. Mayor Paul had met with an eminent domain attorney and representatives from AECOM and Florida Gas Transmission and reported a natural gas line that ran along the Florida Turnpike was being relocated for four miles through Davie in the FPL easement along Griffin Road and Stirling Road. This was being done in anticipation of a Florida Turnpike expansion. Mayor Paul was very concerned that if there were a leak, powerlines would be damaged as well. She had a copy of the presentation to share and stated public participation meetings would be held in the future.

SENIOR HALL OF FAME. Mayor Paul had nominated Councilmember Hattan and she had subsequently been selected. The induction ceremony would be on May 4.

PLAY BALL. Mayor Paul said Play Ball would start at the end of March.

MAYORS AND CITY ATTORNEYS MEETING. Mayor Paul had asked Mr. Rayson to attend the meeting on her behalf. Mr. Rayson said the meeting had taken place after the school shooting at Marjorie Stoneman Douglas High School in Parkland. He said Florida Statute 790.33 preempted all gun legislation by municipalities and included a list of sanctions for municipal officials for violation of the Statute.

Mr. Rayson had attended the Municipal Attorneys' meeting and a presentation was made by a public interest law firm seeking three municipalities to join in a federal lawsuit to ban the sale of clips as accessories. Mr. Rayson felt this did not have much merit, and a better idea was the proposal from the law firm of Weiss Serota, which was a declaratory action. For \$10,000, the law firm would represent a municipality and all of its elected officials through trial and appeals for challenges to Statute 790.33. Mayor Paul said she would rather wait to see the results of the Broward League of Cities task force. She said there were many facets to addressing the problem, including HIPAA laws, the Promise Program and mental health. Council agreed.

ORANGE BLOSSOM FESTIVAL. Mayor Paul thanked staff for the success of the festival. She wanted to know if the treasure hunt had been successful. She thanked the Broward County Farm Bureau for donating the strawberries.

HAPPY HOLIDAYS. Mayor Paul wished everyone Happy Easter and Happy Passover.

COUNCILMEMBER HATTAN

WATER MATTERS DAY. Councilmember Hattan said the event had been very successful.

LOWES OPENING. Councilmember Hattan said it had been a fantastic opening.

VETERANS' BREAKFAST. Councilmember Hattan said the breakfast on the prior day had been so crowded that they almost ran out of food.

BUBBLE SOCCER GAME. Councilmember Hattan reported the game between Davie and Hollywood firefighters had been at Bamford the previous Sunday and it was amazing. Davie had won.

HAPPY HOLIDAYS. Councilmember Hattan wished everyone Happy Easter and Happy Passover.

COUNCILMEMBER STARKEY

LOWES OPENING. Councilmember Starkey had attended the opening and said it was fun.

5TH ANNUAL FIRE AWARDS AND RECOGNITION CEREMONY. Councilmember Starkey said the ceremony included some of the people who had been saved by members of the Fire Rescue Department.

MR. BAYLER'S RETIREMENT. Councilmember Starkey announced that Don Bayler, Utilities Director was retiring soon. She thanked him for his work and said she was sorry to see him leave.

OPIOID CRISIS. Councilmember Starkey was thinking about ways they could help deal with the opioid crisis, such as public awareness.

PYTHONS. Councilmember Starkey said 900 pythons had been rounded up from the Everglades in March. She asked anyone sighting a python to report it.

HAPPY HOLIDAYS. Councilmember Starkey wished everyone Happy Easter and Happy Passover.

HIPPITY-HOPPITY ANNUAL SPRING EGG HUNT. Councilmember Starkey hoped to see people at the event on March 31.

COUNCILMEMBER LUIS

STOP THE BLEED. Councilmember Luis had attended the class recently and highly recommended others to do the same.

HIPPITY-HOPPITY ANNUAL SPRING EGG HUNT. Councilmember Luis said the festival would be on March 31 at Bamford Sports Complex.

ANNUAL WATERWAY CLEANUP. Councilmember Luis reminded everyone that the event would be on April 21.

VENDOR TRAINING SEMINAR. Councilmember Luis stated the Town offered the one-hour class on April 27 for prospective vendors.

HAPPY HOLIDAYS. Councilmember Luis wished everyone Happy Easter and Happy Passover.

VICE MAYOR CALETKA

CONGRATULATIONS. Vice Mayor Caletka congratulated Mr. Bayler on his retirement. He said he was always bragging about Davie’s water plant, which was the most advanced in Florida.

NATIONAL LEAGUE OF CITIES. Vice Mayor Caletka had attended the event in Washington DC and stated a panel led by Wilton Manors Mayor Gary Resnick discussed telecommunications taking right-of-way without paying for permits. Mayor Resnick had also testified before the Senate about this. There had been discussions regarding the opioid epidemic and he thought some of the solutions seemed to be enabling the activity.

BETTY BOOTH ROBERTS PARK IMPROVEMENTS. Vice Mayor Caletka had been working with Parks and Recreation, the Community Services Office and Public Works on the enhancements. He said the residents would be very appreciative.

STOP THE BLEED. Vice Mayor Caletka said he was proud the Town had been on the leading edge in offering this program.

XIV. TOWN ADMINISTRATOR’S COMMENTS

CIP AND COMMUNITY ENDOWMENT WORKSHOP TIMES. Mr. Lemack clarified that the CIP Workshop would begin at 4:00 pm and the Community Endowment Workshop would begin at 4:30 p.m.

TOWN REORGANIZATION. Mr. Lemack said Mr. Holste would serve as Interim CRA Director and Mr. Lewis would take over responsibilities on an interim basis at Public Works.

ARTIFICIAL TURF FIELDS. David Flaherty, Parks and Recreation Director, gave a presentation on the artificial turf fields in the Town.

XV. TOWN ATTORNEY’S COMMENTS

THANK YOU. Mr. Rayson thanked Councilmembers for their good wishes regarding his wife’s recuperation.

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