



**TOWN OF DAVIE  
TOWN COUNCIL REGULAR MEETING  
MAY 2, 2018**

**I. PLEDGE OF ALLEGIANCE**

The meeting was called to order at 6:31 p.m. and was followed by the Pledge of Allegiance.

**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 Deputy Town Gillian Esquenazi recording the meeting.

**III. OPEN PUBLIC MEETING**

Michael Gottlieb announced he was running for District 98 State representative. He provided his cell phone number: 954-682-0999 for anyone to contact him to discuss issues. The primary election date is August 28.

Edward Hanson said a property adjacent to his in Playland Village had recently been sold and he feared this small lot would be redeveloped as a duplex or two-story structure that would adversely affect views from his property.

Carrie Mercado shared Mr. Hanson's concerns about redevelopment of this property in her neighborhood due to zoning changes. She believed she would lose her privacy and peaceful enjoyment of her property.

David Quigley, Planning and Zoning Manager, explained that only a single-family home would not require site plan review and Council approval; the project Mr. Hanson discussed would require Council approval. He added that there was no application pending.

**IV. PRESENTATIONS**

1. 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

Jeff Pohlman, Assistant Director, Recreation and Cultural Arts, described water safety initiatives the Town was undertaking.

Gillian Esquenazi, Deputy Town Clerk, talked about the poster contest and announced the winners.

Mayor Paul pulled Item 5 from the Consent Agenda.

5. Water Safety Month (May 2018)

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

Rochelle Kalvos, Aquatic Coordinator, presented the award to the 2018 Davie Aquatics Swimmer of the Year, Joshua Olsen. Mayor Paul gave the Water Safety Month proclamation to Mr. Olsen.

Mayor Paul said the petitioner had requested tabling Item 25 to May 16 and staff had requested tabling Item 26 to May 16.

Councilmember Starkey made a motion, seconded by Vice Mayor Caletka to table items 25 and 26 to May 16. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Paul said staff had requested adding proclamation Item 29, Police Week, to the Consent Agenda.

Councilmember Luis made a motion, seconded by Vice Mayor Caletka, to add Item 29, Police Week, to the Consent Agenda. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Paul asked to add resolution Item 30 regarding opposition to rail transit lines on I-595 to the Consent Agenda.

Councilmember Hattan made a motion, seconded by Vice Mayor Caletka, to add Item 30 to the Consent Agenda. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Paul pulled items 1, 2, 3, 4, 29 and 30 from the Consent Agenda. Vice Mayor Caletka pulled Item 9.

Vice Mayor Caletka made a motion, seconded by Councilmember Starkey to approve the Consent Agenda, less items 1, 2, 3, 4, 9, 29 and 30. In a voice vote, all voted in favor. (Motion carried 5-0)

## **V. APPROVAL OF CONSENT AGENDA**

### Proclamations

1. Public Service Recognition Week (May 6 - 12, 2018)
2. Municipal Clerks Week (May 6 - 12, 2018)
3. 100th Anniversary of the Old Davie School (May 10, 2018)
4. Water Reuse Week (May 13-19, 2018)
5. Water Safety Month (May 2018)

### Minutes

6. March 21, 2018 Meeting Minutes (Regular)
7. April 4, 2018 Meeting Minutes (Regular)

### Resolutions

#### Budget and Finance

8. **BOND** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING IN PRINCIPLE THE ISSUANCE OF ITS STUDENT HOUSING REVENUE BONDS HAVING A MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$100,000,000, TO FINANCE ALL OR A PART OF THE COST OF A CAPITAL PROJECT ON THE CAMPUS OF NOVA SOUTHEASTERN UNIVERSITY IN THE TOWN AND AUTHORIZING THE EXECUTION OF AN AGREEMENT RELATED TO BOND ISSUANCE AND OTHER MATTERS RELATING THERETO; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
9. **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AN EXTENSION TO THE CONTRACT BETWEEN THE TOWN AND KEEFE, MCCULLOUGH & CO., LLP FOR EXTERNAL AUDITING SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

10. **THIRD CENT LOCAL GAS TAX OPTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AND EXECUTING THE 2018 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 THREE CENT “ADDITIONAL” LOCAL OPTION GAS TAX ON MOTOR FUEL ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
11. **FIFTH CENT LOCAL GAS TAX OPTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AND EXECUTING THE 2018 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; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

CRA

12. **GRANT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, RATIFYING A TWELVE (12) MONTH EXTENSION FOR A COMMERCIAL PROPERTY IMPROVEMENT PROGRAM GRANT IN THE AMOUNT OF \$100,000.00 FOR THE PROPERTY LOCATED AT 4101 DAVIE ROAD; AUTHORIZING THE MAYOR TO EXECUTE THE RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
13. **LOAN SUBSIDY GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, RATIFYING A TWELVE (12) MONTH EXTENSION FOR A COMMERCIAL LOAN SUBSIDY GRANT FOR THE PROPERTY LOCATED AT 4101 DAVIE ROAD; AUTHORIZING THE MAYOR TO EXECUTE THE RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
14. **LETTER OF AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, RATIFYING AND APPROVING A SCOPE OF SERVICES FOR LEGAL REPRESENTATION AND ASSISTANCE RELATED TO THE PUBLIC PRIVATE PARTNERSHIP (P3) FOR THE DEVELOPMENT OF THE DAVIE DOWNTOWN CENTER ON PROPERTY CURRENTLY OWNED BY THE TOWN OF DAVIE AND TOWN OF DAVIE COMMUNITY REDEVELOPMENT AGENCY; AUTHORIZING THE MAYOR TO EXECUTE THE RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Engineering

15. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AN AMENDMENT TO THE AGREEMENT WITH RJ BEHAR & COMPANY, INC., FOR CONSTRUCTION ENGINEERING INSPECTION SERVICES FOR DAVIE ROAD PHASE 2 ROADWAY IMPROVEMENTS PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Fire

16. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE AGREEMENT BETWEEN TOWN OF DAVIE AND ESO SOLUTIONS, INC., TO TRANSFER TO A NEW ELECTRONIC FIRE REPORTING SOFTWARE SOLUTION FOR OUR STATE MANDATED REPORTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Human Resources

17. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ALLOWING THE TOWN TO PIGGY-BACK ON THE PREFERRED GOVERNMENTAL CLAIMS SOLUTIONS' PROPOSAL AS AWARDED BY THE CITY OF DEERFIELD BEACH'S SOLICITATION OF RFP #2015-16/33 (THIRD PARTY CLAIMS ADMINISTRATOR FOR WORKERS COMPENSATION); AUTHORIZING EXPENDITURES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Public Works

18. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN TO ENTER INTO AN AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC. TO PROVIDE A TOWN-WIDE TRAIL SYSTEM MASTER PLAN AT A COST OF \$85,000; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
19. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID RECOMMENDATION FOR THE REPAIR OF THE BLEACHER SHADE CANOPIES AT PINE ISLAND PARK IN THE AMOUNT OF \$37,960; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
20. **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, EXTENDING THE CONTRACT WITH LAKE AND WETLAND MANAGEMENT, INC. FOR ONE (1) ADDITIONAL YEAR TO PROVIDE TREATMENT OF INVASIVE EXOTIC VEGETATION AT BERMAN PARK PRESERVE FOR \$14,700; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
21. **INTERLOCAL AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO SIGN AN INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE TOWN TO PROVIDE THE USE OF TEMPORARY DEBRIS MANAGEMENT SITES AND OTHER SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney

22. **EASEMENT** - A RESOLUTION OF THE TOWN DAVIE, FLORIDA, APPROVING THE SIDEWALK EASEMENT WITH ARISTA PARK CONDOMINIUM, INC. C/O LYNX PROPERTY SERVICES, LLC. AND AUTHORIZING THE MAYOR TO EXECUTE THE SIDEWALK EASEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
29. Proclamation - Police Week (May 13-19, 2018)
30. **OPPOSITION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, IN OPPOSITION TO ELEVATED LIGHT RAIL TRANSIT LANES ALONG THE I-595 CORRIDOR; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

**VI. DISCUSSION OF CONSENT AGENDA ITEMS**

1. Public Service Recognition Week (May 6 - 12, 2018)  
Mayor Paul read the proclamation and Mr. Lemack accepted it on behalf of Town employees. Councilmember Luis made a motion, seconded by Vice Mayor Caletka to approve the proclamation. In a voice vote, all voted in favor. (Motion carried 5-0)
2. Municipal Clerks Week (May 6 - 12, 2018)  
Councilmember Starkey made a motion, seconded by Vice Mayor Caletka to approve the proclamation. In a voice vote, all voted in favor. (Motion carried 5-0)  
Councilmember Hattan read the proclamation and presented it to Ms. Esquenazi.
3. 100th Anniversary of the Old Davie School (May 10, 2018)  
Councilmember Hattan made a motion, seconded by Councilmember Luis to approve the proclamation. In a voice vote, all voted in favor. (Motion carried 5-0)  
Vice Mayor Caletka read the proclamation and presented it to Old Davie School representatives.
4. Water Reuse Week (May 13-19, 2018)  
Councilmember Hattan made a motion, seconded by Councilmember Luis to approve the proclamation. In a voice vote, all voted in favor. (Motion carried 5-0)  
Councilmember Starkey read the proclamation and presented it to staff members.
29. Proclamation - Police Week (May 13-19, 2018)  
Councilmember Starkey made a motion, seconded by Councilmember Hattan to approve the proclamation. In a voice vote, all voted in favor. (Motion carried 5-0)  
Councilmember Luis read the proclamation and presented it to Police staff members.
9. **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AN EXTENSION TO THE CONTRACT BETWEEN THE TOWN AND KEEFE, MCCULLOUGH & CO., LLP FOR EXTERNAL AUDITING SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.  
Vice Mayor Caletka made a motion, seconded by Councilmember Starkey to table this to the May 16 meeting. In a voice vote, all voted in favor. (Motion carried 5-0)

**30. OPPOSITION - A RESOLUTION IN OPPOSITION TO ELEVATED LIGHT RAIL**

Mayor Paul had noted some corrections and requested the addition of a Section 6, indicating the municipalities and organizations to which the resolution would be sent. Vice Mayor Caletka wanted to specify that they objected to locating the rail on either side of the Davie border.

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

**VII. PUBLIC HEARING**

*Ordinance – First Reading (Second and Final Reading to be Held on May 16, 2018)*

23. **CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, CREATING CHAPTER 2, ARTICLE VI, SECTION 173, CODE OF ORDINANCES TITLED, "CRIMINAL HISTORY RECORD CHECKS FOR TOWN EMPLOYEES, CONTRACTED PERSONNEL, VOLUNTEERS, APPOINTEES AND PRIVATE CONTRACTORS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Attorney Allan Weinthal 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 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).

*Quasi-Judicial Public Hearing*

24. **SPECIAL PERMIT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING SPECIAL PERMIT APPLICATION SE15-178 NSU; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE. (3301 College Avenue, zoned R-5)**

Mr. Weinthal read the resolution by title and confirmed that quasi-judicial procedure had been waived.

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

**PETITIONER IS REQUESTING THE FOLLOWING ITEM TO BE TABLED TO MAY 16, 2018**

25. **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) (tabled from April 4, 2018)**

Tabled to May 16, 2018.

**STAFF IS REQUESTING THE FOLLOWING ITEM TO BE TABLED TO MAY 16, 2018**

26. **SPECIAL PERMIT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON SPECIAL PERMIT APPLICATION SE 17-277 **PROFESSIONAL LASER CENTER**; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Tabled to May 16, 2018.

**VIII. APPOINTMENTS**

27. Committee/Board Vacancies & Appointments

**IX. COMMITTEE RECOMMENDATIONS**

None

**X. OLD BUSINESS**

None

**XI. NEW BUSINESS**

None

**XII. SCHEDULE OF NEXT MEETING**

28. Rescheduling of the September 20, 2018 Second Budget Hearing and Town Council Meeting to proposed date of September 17, 2018

Future Meetings:

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

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

Town Council Meeting, 6:30 PM

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

Town Council Meeting, 6:30 PM

August 1, 2018 - CIP Workshop, 4:00 PM

Community Endowment Workshop, 4:30 PM

Town Council Meeting, 6:30 PM

August 15, 2018 - Town Council Meeting, 6:30 PM

September 6, 2018 - First Budget Hearing, 5:15 PM

Town Council Meeting, 6:30 PM

September 12, 2018 - Special Assessments Hearing, noon

September 20, 2018 - Second Budget Hearing, 5:15 PM

Town Council Meeting, 6:30 PM

**XII. MAYOR/COUNCILMEMBERS' COMMENTS**

**COUNCILMEMBER HATTAN**

**ARBOR DAY EVENT.** Councilmember Hattan said the tree planting at Davie Elementary had been adorable.

**RELAY FOR LIFE.** Councilmember Hattan thanked Parks and Recreation for doing a wonderful job.

**DISTRICT FORUM.** Councilmember Hattan thanked staff and residents who had attended.

**REELECTION.** Councilmember Hattan announced she had been reelected Vice Chair of the Broward County Housing Council.

#### **COUNCILMEMBER LUIS**

**DISTRICT FORUM.** Councilmember Luis thanked staff for attending his forum and remarked on how thorough the presentation had been.

**RELAY FOR LIFE.** Councilmember Luis reported the event had been well attended and well run. He appreciated all of staff's work.

#### **COUNCILMEMBER STARKEY**

**RELAY FOR LIFE.** Councilmember Starkey thanked staff, volunteers and participants.

**ELECTED OFFICIALS' ETHICS TRAINING.** Councilmember Starkey announced the Broward League of Cities would hold their boot camp training on May 4 from 8:30 a.m. until 1 p.m. in Coconut Creek.

**BOARD OF DIRECTORS MEETING.** Councilmember Starkey reported the Broward League of Cities meeting would be on May 3, where they would discuss the Public Safety Task Force and nominations for the Florida League of Cities Board of Directors.

**OLD DAVIE SCHOOL 100<sup>th</sup> ANNIVERSARY.** Councilmember Starkey said there were many wonderful events planned.

#### **VICE MAYOR CALETKA**

**DISTRICT "EAST" MEETING.** Vice Mayor Caletka suggested combining Districts 1 and 2 for the community forum.

**POTHOLE.** Vice Mayor Caletka reported a pothole was located on 14 Street near the student parking lot entrance/exit.

**REPAVING.** Vice Mayor Caletka had spoken to residents just east of 58 Avenue and north of Stirling Road and said the Town should repave, since the northern portion and side streets had already been done.

**BUDGETING.** Vice Mayor Caletka recalled Council had come to an impasse regarding the capital improvement program, the millage rate and the fire assessment. He stated he would be more flexible regarding the millage rate and the fire assessment if the rest of Council would be more flexible about the amount of money put into the capital improvement program.

#### **MAYOR PAUL**

**FPL TREE TRIMMING.** Mayor Paul had discussed having FPL top some Australian Pines along the Van Kirk property with Ben Wesley from FPL. FPL had recently done the work.

**ARBOR DAY AT DAVIE ELEMENTARY.** Mayor Paul had received several letters from the kids, which she invited Council to read.

**RELAY FOR LIFE.** Mayor Paul thanked staff for the event and remarked the venue had worked out beautifully.

**DISTRICT FORUMS.** Mayor Paul had attended all of the forums and said staff had done a great job.

**OLD DAVIE SCHOOL 100<sup>th</sup> ANNIVERSARY.** Mayor Paul said there would be a concert on May 4 at the arena, the Field Day at the school would be on May 5 and the gala would be on May 10.

**INTERFAITH BREAKFAST.** Mayor Paul announced she would participate in an Interfaith Breakfast at the JCC on May 3 from 8:30 a.m. until 10 a.m. She said all religious groups from Davie and Cooper City would be there and would participate in open-table discussions about community issues.



**PIONEER DAY.** Mayor Paul said Pioneer Day was on May 12.

**XIV. TOWN ADMINISTRATOR'S COMMENTS**

None

**XV. TOWN ATTORNEY'S COMMENTS**

None

**XVI. ADJOURNMENT**

There being no further business to discuss and no objections, the meeting was adjourned at 7:42 p.m.

Approved \_\_\_\_\_

\_\_\_\_\_  
Mayor/Councilmember

\_\_\_\_\_  
Town Clerk