TOWN OF DAVIE

Davie Town Hall: 6591 Orange Drive, Davie, Florida 33314 *Phone*: (954) 797-1000

REGULAR MEETING
March 20, 2019
6:30 p.m.

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. PRESENTATIONS

IV. APPROVAL OF CONSENT AGENDA

Proclamations

1. National Procurement Month (March 2019)

Resolutions

Administration

2. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE CONTRACT AWARDED TO VEHICLE SERVICE GROUP, LLC/ROTARY LIFT FOR FLEET-RELATED MAINTENANCE EQUIPMENT, SUPPLIES, SERVICES AND INVENTORY MANAGEMENT USING THE NATIONAL JOINT POWERS ALLIANCE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

3. **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN COUNCIL TO APPROVE A CONTRACT EXTENSION WITH ICON ENTERPRISES INC. D/B/A CIVICPLUS FOR WEBSITE DESIGN AND DEPLOYMENT FROM GSA CONTRACT #GS-35F-0124U; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Fire

4. **SCRIVENER'S ERROR** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, CORRECTING A SCRIVENER'S ERROR CONCERNING RESOLUTION NO. 2019-056 TO CORRECT THE TERM EFFECTIVE DECEMBER 16, 2016 UNTIL SUCH TIME AS TERMINATED BY EITHER PARTY OF THE PIGGYBACK BID AWARDED TO STATION AUTOMATION INC. FOR THE PURCHASE OF INVENTORY SOFTWARE FOR FIRE VEHICLES AND APPARATUS VIA CITY OF CAPE CORAL, FLORIDA (RFP-FD16-54/KS); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Police

5. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA ACCEPTING THE BID AWARDED BY THE CITY OF TUCSON, AZ WITH AXON ENTERPRISE INC. (CONTRACT #151089-01) AUTHORIZING THE PURCHASE OF FLEET RECORDING DEVICES (VEHICLE DASH CAMERAS), RELATED HARDWARE AND STORAGE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

6. **CORPORATION NAME CHANGE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING AND AKNOWLEDGING A CORPORATION NAME CHANGE TO METRC LLC FROM FRANWELL, INC PREVIOUSLY APPROVED TO PURCHASE THE VIGILANT PLUS RFID POWERED SOLUTION SOFTWARE SYSTEM FOR THE POLICE DEPARTMENT UNDER RESOLUTION 2017-104, PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

7. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPLICATION FOR A $25,500.00 GRANT FROM THE CITY OF MIAMI AND THE URBAN AREAS SECURITY INITIATIVE (UASI) WITH THE FINANCIAL ASSISTANCE FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY; AND AUTHORIZING ACCEPTANCE AND EXECUTION OF THE GRANT, IF AWARDED, PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Purchasing

8. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, SELECTING THE PROPOSAL FROM FIREPOWER DISPLAYS UNLIMITED, INC. IN RESPONSE TO RFP #CS-19-48 INDEPENDENCE DAY FIREWORKS DISPLAY TERM CONTRACT AND AUTHORIZING THE TOWN ADMINISTRATOR OR HIS DESIGNEE TO NEGOTIATE A CONTRACT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Quasi-Judicial Consent Agenda

9. **Site Plan, SP18-220 Prestige Gunite** (2301 College Avenue, zoned RAC-RTW)

10. **Site Plan (SP)18-171 Public Storage** (12451 Orange Drive, zoned B-3) **(see related items #11 & 13)**

11. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A DELEGATION REQUEST TO CHANGE THE RESTRICTIVE NOTE ON THE PLAT KNOWN AS "ICE PLAT", AND PROVIDING AN EFFECTIVE DATE. (DG18-169 **Public Storage**, 12451 Orange Drive, B-3 District) **(see related items #10 & 13)**

V. DISCUSSION OF CONSENT AGENDA ITEMS

VI. PUBLIC HEARING

Ordinances – First Reading (Second and Final Reading to be held on April 3, 2019)

12. **POLICE PENSION PLAN** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING SECTION 3.6 OF THE TOWN OF DAVIE POLICE PENSION PLAN TO PROVIDE FOR CONTINUED PAYMENT OF RETIREMENT BENEFITS FOR RETIREES WHO ARE REHIRED AS SCHOOL RESOURCES OFFICERS OR APPOINTMENT AS RESERVE POLICE OFFICERS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Quasi-Judicial Public Hearing
Resolution

13. **SPECIAL PERMIT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON SPECIAL PERMIT APPLICATION SE18-170 PUBLIC STORAGE, AND PROVIDING AN EFFECTIVE DATE. (12451 Orange Drive, zoned B-3 District) **(see related items #10 & 11)**

STAFF IS REQUESTING TABLING OF THE FOLLOWING ITEM TO MAY 15, 2019

Quasi-Judicial Public Hearing
Ordinance - Second Reading

14. **VACATION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING APPLICATION VA 19-001, MAJESTIC GROVES/ROBBINS PRESERVE ACCESS, VACATING A 20 FOOT WIDE STRIP OF LAND THAT BEGINS APPROXIMATELY 330 FEET EAST OF THE INTERSECTION OF SW 116TH AVENUE AND SW 37TH COURT AND RUNS SOUTH TO ROBBINS PRESERVE PARK; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**{Approved on first reading on March 6, 2019. In a roll call vote: Mayor Paul - yes; Vice-Mayor Hattan - yes; Councilmember Caletka - yes; Councilmember Starkey – yes; Councilmember Luis - yes. (Motion carried 5-0)}**

VII. APPOINTMENTS

15. Airport/Transportation Advisory Board Term Renewals

16. Committee/Board Vacancies & Appointments

Committee/Board Vacancies	
Councilmember	**Committee/Board Name**
Vice Mayor Hattan	*Historical Preservation Board (1)
Councilmember Caletka	*Historical Preservation Board (1)
Councilmember Starkey	Agricultural & Environmental Advisory Committee (1)
Councilmember Luis	*Historical Preservation Board (1) Youth Education & Safety Advisory Committee (1)
Council Appointment	**Unsafe Structures Board (2)

*Historical Preservation Board - One (1) member must be a licensed Architect with demonstrable historic preservation experience. The remaining four members must be practicing or retired professionals from each of the following disciplines:

1 Archaeology, Anthropology, or Cultural Anthropology
2 Historic Architecture, Architectural History, allied/related Profession
3 History or Folklore
4 Historic Preservation
5 Planning and Land Use related to Historic Preservation
6 Conservation or Curation
7 General or Building Contractor
8 Engineer

**Unsafe Structures Board - One (1) appointee must be a General Contractor

One (1) appointee must be a Registered Architect

VIII. COMMITTEE RECOMMENDATIONS

IX. OLD BUSINESS

17. Fireworks

X. NEW BUSINESS

XI. SCHEDULE OF NEXT MEETING

April	Wed. 3rd 6:30 PM Town Council Meeting
	Wed. 17th 4:00 PM Town Council Stormwater Workshop
	Wed. 17th 6:30 PM Town Council Meeting
May	Wed. 1st 6:30 PM Town Council Meeting
	Wed. 15th 6:30 PM Town Council Meeting
June	Wed. 5th 4:00 PM First Budget Workshop
	Wed. 5th 6:30 PM Town Council Meeting

XII. MAYOR AND COUNCILMEMBER COMMENTS

XIII. TOWN ADMINISTRATOR COMMENTS

XIV. TOWN ATTORNEY COMMENTS

XV. ADJOURNMENT

Pursuant to Florida Statute § 286.0105, if a person decides to appeal any decision made by this board, agency, committee, or council with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings. For such purpose, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

Persons with disabilities requiring accommodations in order to participate should contact the Town Clerk at 954-797-1023 at least five business days prior to the meeting to request such accommodations. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8770 (voice) or 1-800-955-8771 (TDD).

TOWN OF DAVIE
REGULAR MEETING
MARCH 20, 2019

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 Hattan, and Councilmembers Caletka, Starkey and Luis. 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. PRESENTATIONS

Councilmember Caletka made a motion, seconded by Councilmember Starkey to table Item 14 to May 15, 2019. In a voice vote, all voted in favor. (Motion carried 5-0)

IV. APPROVAL OF CONSENT AGENDA

Councilmember Starkey made a motion, seconded by Councilmember Caletka to approve the Consent Agenda minus items # 1 & 8, all voted in favor. (Motion carried 5-0).

Proclamations

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Resolutions

Administration

2. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE CONTRACT AWARDED TO VEHICLE SERVICE GROUP, LLC/ROTARY LIFT FOR FLEET-RELATED MAINTENANCE EQUIPMENT, SUPPLIES, SERVICES AND INVENTORY MANAGEMENT USING THE NATIONAL JOINT POWERS ALLIANCE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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V. DISCUSSION OF CONSENT AGENDA ITEMS

1. National Procurement Month (March 2019)

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

Councilmember Caletka read the proclamation and presented it to the Town's Procurement Manager, Mr. Brian O'Connor.

8. BID SELECTION - FIREPOWER DISPLAYS UNLIMITED, INC. IN RESPONSE TO RFP #CS-19-48 INDEPENDENCE DAY FIREWORKS DISPLAY

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

VI. PUBLIC HEARING

Ordinances – First Reading (Second and Final Reading to be held on April 3, 2019)

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Town Attorney John 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.

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

Quasi-Judicial Public Hearing
Resolution

13. **SPECIAL PERMIT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON SPECIAL PERMIT APPLICATION SE18-170 PUBLIC STORAGE, AND PROVIDING AN EFFECTIVE DATE. (12451 Orange Drive, zoned B-3 District) **(see related items #10 & 11)**

Town Attorney John Rayson read the resolution by title.

Mayor Paul opened the public hearing portion of the meeting.

On behalf of the applicant, Jana Loda from Holland and Knight came forth to answer questions.

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

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

STAFF IS REQUESTING TABLING OF THE FOLLOWING ITEM TO MAY 15, 2019

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**Unsafe Structures Board -	One (1) appointee must be a General Contractor One (1) appointee must be a Registered Architect

VIII. COMMITTEE RECOMMENDATIONS

IX. OLD BUSINESS

17. Fireworks

Town Administrator Mr. Lemack provided a presentation of options for the Fourth of July festivities.

Councilmember Caletka made a motion, seconded by Councilmember Luis to give authority to the Town Administrator to negotiate the procurement process to go with plan B for the drones not to exceed $30,000. If that does not work out, the contingency would be to work with Broward County for Vista View Park, and if that does not work out then it would be daytime activities at Bamford.

X. NEW BUSINESS

XI. SCHEDULE OF NEXT MEETING

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XII. MAYOR AND COUNCILMEMBER COMMENTS

MAYOR PAUL

EVENTS - Mayor Paul announced the scheduled events for the month which included Jazz Day and Relay for Life.

FIRE RESCUE DEPARTMENT AWARDS - Mayor Paul stated that she attended the Fire Rescue Department's annual award ceremony and thanked the department for the invitation.

POLICE DEPARTMENT AWARDS - Mayor Paul stated she attended the Police Department's ceremony and thanked the department for the invitation.

VICE MAYOR HATTAN

FIRE RESCUE DEPARTMENT AWARDS - Vice Mayor Hattan stated that she attended the Fire Rescue Department's annual award ceremony. Vice Mayor Hattan thanked the department for the invitation.

POLICE DEPARTMENT AWARDS - Vice Mayor Hattan stated that she attended the Police Departments ceremony. Vice Mayor Hattan thanked the department for the invitation.

LAURIE SERUR - Vice Mayor Hattan recognized Administrative Aide Laurie Serur for all of her hard work. Vice Mayor Hattan thanked Ms. Serur for everything she does for the Town Council and Mayor.

COUNCILMEMBER STARKEY

HOME RULE - Councilmember Starkey requested that Town Council respond to the issue and let the legislature know the Town's stance.

BROWARD DAYS - Councilmember Starkey stated she attended Broward Days in Tallahassee and listened to members of the Cabinet speak on their upcoming initiatives.

FDOT - Councilmember Starkey met with the Secretary of the Florida Department of Transportation. She further stated that the meeting was productive.
PINE ISLAND ROAD - Councilmember Starkey stated that she requested that Broward County should install five delineators on Pine Island Road by the gas station.
NOVA DRIVE - Councilmember Starkey stated that the overlay project was successful. However, light reflectors were missing.

COUNCILMEMBER LUIS
PURIM - Councilmember Luis wished residents a happy Purim holiday.

COUNCILMEMBER CALETKA
PUBLIC WORKS - Councilmember Caletka thanked Mr. Larrea for quickly scheduling him to observe staff clean the storm basins as requested.
SEFTC - Councilmember Caletka announced that he was reelected as the chair of the Southeast Florida Transportation Council at their meeting.

XIII. TOWN ADMINISTRATOR COMMENTS

FLORIDA AQUATICS NURSERY PROPERTY - Town Administrator Lemack advised that Broward County held a meeting at Young at Art regarding the Florida Nursery property. Mr. Lemack stated there was dialogue, however, no decisions were made. Broward County advised that for the next meeting they would broaden the invitee list. Mr. Lemack advised the Supervisor of Election exploration may not be favorable as originally thought and expressed a need for new county office spaces. The County advised they may land bank the property for future growth.
BALLOT INITIATIVE - Mr. Lemack explained a new ballot initiative which would deregulate electric power companies in Florida. Mr. Lemack advised the initiative had gained enough signatures to go to the Florida Supreme Court to be certified. He further explained if the initiative was certified the Constitutional amendment would be on the 2020 Presidential Election ballot if another 770,000 signatures were obtained state wide. This poses a cataclysmic threat to local government with great economic impact.

Mr. Rayson, Town Attorney stated that he spoke to the lead attorney for FPL, Patrick Connor. Mr. Connor advised Mr. Rayson that the Florida Chamber was against the initiative. Mr. Rayson advised Mr. Connor that municipalities in Florida could suffer substantial franchise fee loses if the initiative were to pass. Mr. Rayson further advised that Miami Beach, Hollywood, and the Town of Davie would lead with preparation of an amicus curiae brief and that he thought more cities would join in the effort. Mr. Rayson requested Town Council direction to allow legal staff to prepare the brief and sign on to it without returning to Town Council if Administration agreed with the legal premises stated.

Mr. Lemack suggested if there was time before the next Council meeting it would return. However, it was an expeditious process and it was uncertain if there was enough time.

Mayor Paul advised she was concerned by the impact the initiative would have on the Town and residents.

Councilmember Caletka asked what the benefit was to the Town and the Town Council to sign on to this brief.

Mr. Rayson advised that only an attorney could sign the brief and the Supreme Court would consider whether the ballot initiative had a cataclysmic economic effect.

XIV. TOWN ATTORNEY COMMENTS

Mr. Rayson had no further comments.

XV. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 7:26 p.m.

Approved 7/31/2019

Town Clerk

Mayor/Councilmember