



City of Hallandale Beach
City Commission
400 S. Federal Highway
Hallandale Beach, FL 33009

Mayor Joy F. Cooper
Vice Mayor Keith S. London
Commissioner Michele Lazarow
Commissioner Anthony A. Sanders
Commissioner Anabelle Taub

City Manager Roger M. Carlton
City Attorney Jennifer Merino
City Clerk Mario Bataille, CMC

Meeting Minutes

Wednesday, April 19, 2017

4:00 PM

Commission Chambers

1. CALL TO ORDER

The meeting was called to order at 5:18 PM

2. ROLL CALL

Present: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

City Manager Roger Carlton and City Attorney Jennifer Merino were also present.

3. PLEDGE OF ALLEGIANCE

4. ORDER OF BUSINESS

City Clerk Bataille advised the Commission that staff is requesting deferral of Public Hearing Items relating to Bluesten Park, which are Items 12.C and 12.D. Should the Commission approve those deferrals they will also be withdrawing Items 13.A and 13.B.

Answering a question posed by Commissioner Lazarow, City Clerk Bataille advised once the Order of Business is settled and before going to Public Participation, the titles will be read and the Mayor will open and close the public hearing and then take the motion to defer.

A motion was moved by Commissioner Lazarow, seconded by Vice Mayor London, to defer Items 12.C and 12.D to May 17, 2017, and withdraw Items 13.A and 13.B. The motion carried by a unanimous voice vote.

Vice Mayor London suggested Public Participation go first with Items 11.A and 11.B following and then Items 13.I and 13.J.

Mayor Cooper requested that Vice Mayor London reconsider and hear the Items of City Business first.

A motion was moved by Vice Mayor London, seconded by Commissioner Lazarow, to hear Items 11.A, 11.B, 13.D, 13.I, 13.J, 13.N, 13.O, 13.P, and at 6:30 p.m., Items 12.A and 12.B will be heard. The motion carried by a unanimous voice vote.

5. PUBLIC PARTICIPATION (Speakers must sign-in with the City Clerk prior to the start of the meeting)

City Clerk Bataille read into the records e-comments received by Michael Wed and Susan Lewis.

Answering a question posed by Mayor Cooper, City Clerk Bataille advised he forwarded to the City Commission email communications received by Mayor Cooper regarding the proposed private school were disseminated to the Commission.

6. PRESENTATIONS

**A. PROCLAMATION PRESENTATION TO SERVICE DOG "ROGER".
(SPONSORED BY MAYOR JOY F. COOPER)**

Mayor Cooper and the City Commission presented a Proclamation to "Roger," the Service Dog, proclaiming Wednesday, April 19, 2017 as "Roger," the Service Dog Appreciation Day.

**B. PROCLAMATION PROCLAIMING THE MONTH OF APRIL AS WATER
CONSERVATION MONTH. (STAFF: PUBLIC WORKS DIRECTOR)**

Mayor Cooper and the City Commission presented a Proclamation to the Public Works Department, proclaiming April 19, 2017 as Florida Water Conservation Day.

**C. PROCLAMATION PROCLAIMING APRIL 22ND, 2017 AS EARTH DAY.
(STAFF: PUBLIC WORKS DIRECTOR)**

Mayor Cooper and the City Commission presented a Proclamation to Susan Fassler, Green Initiatives Coordinator, proclaiming April 22, 2017 as Earth Day.

Ms. Fassler updated the Commission on "Green Fest," which is occurring on Saturday, May 6, 2017 from 10:00 a.m. to 2:00 p.m. at City Hall. She also mentioned the Toilet Rebate Program, which promotes the Water Conservation Program. She continued to state staff will soon be kicking off their Sustainability Action Plan in which they will lay out the next five years of sustainability initiatives in the City, and later in August there will be a series of Public Community Workshops to gather all the ideas.

**D. PROCLAMATION PROCLAIMING APRIL 28TH, 2017 AS ARBOR DAY.
(STAFF: PUBLIC WORKS DIRECTOR)**

Mayor Cooper and the City Commission presented a Proclamation to Susan Fassler, Green Initiatives Coordinator, proclaiming Saturday, May 6, 2017, as Arbor Day.

E. HEALTHY WEIGHT COMMUNITY CHAMPION AWARD

PRESENTATION. (STAFF: PARKS AND RECREATION DIRECTOR)

Bob LaMendola, of the Florida Department of Health in Broward County, congratulated the City and presented the City Commission and staff with the Healthy Weight Community Champion Award.

7. COMMISSIONER COMMUNICATIONS - Items not on the Agenda**A. COMMISSIONER LAZAROW**

Answering a question posed by Commissioner Lazarow, Parks and Recreation Director Cathie Schanz, briefed the Commission on the underground tanks construction project at Scavo Park.

Answering a question posed by Commissioner Lazarow related to the removal of bollards at EHBB, Public Works Director, Steve Parkinson, indicated that Florida Department of Transportation and Broward County were considering removal in early June.

Commissioner Lazarow shared communications she received regarding trees at the dog park at Scavo park are growing into the tree guards.

B. COMMISSIONER SANDERS

Commissioner Sanders announced that Congresswoman Debbie Wasserman Schultz, along with Congressman Alcee Hastings, and Andrew Young Jr., will be at Hallandale High School on Sunday, May 7, 2017, between 4:00 p.m. and 6:00 p.m. for Jewish American Heritage Month. There will be a discussion regarding the relationship between the Jewish and African Americans communities and the Civil Rights movement.

C. COMMISSIONER TAUB

Commissioner Taub apologized to staff and the City Manager if she made anyone uncomfortable with her comments during Monday's Commission Workshop meeting.

D. VICE MAYOR LONDON

Vice Mayor London spoke on the Broward Inspector General investigation into the Future Foundation along with their board of directors' composition and requested Mayor Cooper as Chair of the Foundation call a meeting of the Board to discuss their funds. In addition, he requested Mayor Cooper as Chairperson of the Board for the Future Foundation provide access to their check book and bank statements.

Vice Mayor London requested an update on the property located at 519 Layne Boulevard.

Vice Mayor London requested the Budget Workshop be rescheduled from May 4, 2017 to May 5, 2017.

Consensus:

- To schedule the Joint Budget Workshop Special Meeting on May 5, 2017.*

E. MAYOR COOPER

Mayor Cooper shared she received a letter by mail and fax today advising that the City may be sued in a potential defamation case.

Answering a question posed by Mayor Cooper, Development Services, Director Keven Klopp, briefed the Commission on the development project located at 2000 South Ocean Drive.

Mayor Cooper requested staff to look into the use of security camera footage to effectively enforce the City's pet waste Ordinance.

Mayor Cooper requested staff to research the City's ability to implement a tax on AirBnB rental, similar to a Hotel Bed Tax.

8. APPROVAL OF DRAFT MINUTES**B. MARCH 13, 2017 CITY COMMISSION WORKSHOP MEETING DRAFT MINUTES.**

City Clerk Bataille introduced the Item and noted scrivener's errors within the draft minutes.

A motion was made by Vice Mayor London, seconded by Commissioner Lazarow, that these Minutes be approved as amended to correct scrivener's errors. The motion carried by an unanimous vote.

9. CONSENT AGENDA

Vice Mayor London requested Item 9.B be pulled from the Consent Agenda.

A motion was moved by Vice Mayor London, seconded by Commissioner Lazarow, to approve the Consent Agenda as amended. The motion carried by a unanimous voice vote.

- A. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXPEND AN AMOUNT NOT TO EXCEED EIGHTY THOUSAND (\$80,000.00) DOLLARS TO PURCHASE CHEMICAL SEQUESTRANTS AND ANTISCALANTS FROM THE NALCO COMPANY AS BUDGETED FOR IN FISCAL YEAR 2016-2017; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL RELATED DOCUMENTS TO EFFECTUATE THE PURCHASE AS NEEDED; AND PROVIDING AN EFFECTIVE DATE. (STAFF: PUBLIC WORKS**

DIRECTOR)

This Resolution was approved on the Consent Agenda

- B. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA AUTHORIZING THE CITY MANAGER TO PURCHASE AUTO AND TRUCK PARTS, ACCESSORIES, SUPPLIES AND SERVICES UTILIZING THE NATIONAL JOINT POWERS ALLIANCE CONTRACT IN AN AMOUNT NOT TO EXCEED EIGHTY THOUSAND (\$80,000.00) DOLLARS; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL RELATED DOCUMENTS TO EFFECTUATE THE PURCHASE AS PROVIDED FOR IN FISCAL YEAR 2016-2017 BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE. (STAFF: PUBLIC WORKS DIRECTOR)

City Clerk Bataille introduced the Item.

Answering a question posed by Vice Mayor London, Public Works Director Parkinson confirmed the budget request of \$80,000.

Vice Mayor London spoke in support of the item, but would like staff to research the feasibility of outsourcing the Fleet Services Division.

Consensus:

- Direct the City Manager to research the feasibility of outsourcing the Fleet Services Division.

A motion was made by Vice Mayor London, seconded by Commissioner Taub, that this Resolution be approved. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

- C. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE WAIVER OF A RESIDENTIAL MINOR PERMIT FEE FOR THOSE REPLACING TOILETS VIA THE BROWARD WATER PARTNERSHIP CONSERVATION PAYS TOILET REBATE PROGRAM; AND PROVIDING AN EFFECTIVE DATE. (STAFF: PUBLIC WORKS DIRECTOR)

This Resolution was approved on the Consent Agenda

- D. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH CREDIT BUREAU SYSTEMS, INC. D/B/A AMBULANCE MEDICAL BILLING TO PROVIDE

AMBULANCE BILLING AND PATIENT CARE REPORT SERVICES PURSUANT TO TERMS AND CONDITIONS PREVIOUSLY COMPETITIVELY SOLICITED BY THE CITY OF MIRAMAR; AND PROVIDING FOR AN EFFECTIVE DATE. (STAFF: FIRE CHIEF)

This Resolution was approved on the Consent Agenda

10. ORDINANCES ON FIRST READING

- A. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A RETROACTIVE LEASE EXTENSION BETWEEN THE CITY OF HALLANDALE BEACH AND PRH-2600 HALLANDALE BEACH, LLC, FOR THE NORTH BEACH CITY CENTER; AND PROVIDING AN EFFECTIVE DATE. (STAFF: PROCUREMENT DIRECTOR)

City Clerk Bataille introduced the Item.

Tom Camaj, Contracts Coordinator, provided an overview of the Item and answered questions posed by the City Commission.

Vice Mayor London shared concerns regarding the valet parking operations and questioned if a penalty clause could be placed within the agreement should the operator continue to use public parking spaces for valet parking.

City Manager stated he would look into the matter.

Answering a question posed by Vice Mayor London, Mr. Camaj informed the Commission that ACAI Associates will update the previous recommendations on the bridge painting, and will be presenting their study to the City Commission for consideration in the near future.

Answering a question posed by Commissioner Taub, City Manager Carlton confirmed parking rates will be discussed during the budget.

Mayor Cooper spoke in support of raising the parking rates at the beach.

A motion was made by Vice Mayor London, seconded by Commissioner Lazarow, that this Ordinance be approved on first reading. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nays: 0

11. ORDINANCES ON SECOND READING/PUBLIC HEARING

- A. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING CHAPTER 28 "TRAFFIC, MOTOR VEHICLES AND BOATS", ARTICLE V TOWING, SECTION 28-172 ENTITLED TOWING FRANCHISE TO ALLOW FOR ANY FORM OF COMPETITIVE SOLICITATION AND AWARD IN ACCORDANCE WITH GENERAL CITY PROCUREMENT POLICY AND CHARTER REQUIREMENTS; PROVIDING FOR CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (STAFF: CITY ATTORNEY)

City Clerk Bataille introduced the Item.

Mayor Cooper opened the floor for public comments. Their being none, Mayor Cooper closed the public hearing.

A motion was made by Vice Mayor London, seconded by Commissioner Lazarow, that this Ordinance be approved on second reading. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

- B. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AWARDING RFP #2015-2016-023 FRANCHISE TOWING SERVICES TO AAAA CROSSTOWN TOWING AND RECOVERY, INC. ("AAAA"), AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (STAFF: POLICE CHIEF)

City Clerk Bataille introduced the Item.

Mayor Cooper opened the floor for public comments. Their being none, Mayor Cooper closed the public hearing.

Vice Mayor London commended the City Manager on negotiating an increase in revenue.

Answering a question posed by Vice Mayor London, Assistant Police Chief Martinez briefed the Commission on the terms of the agreement.

A motion was made by Vice Mayor London, seconded by Commissioner Lazarow, that this Ordinance be approved on second reading. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

Motion by Commissioner Lazarow, seconded by Vice Mayor London, to break for five minutes. The motion carried by a unanimous vote.

The meeting recessed at 9:40 PM.

The meeting reconvened at 9:45 PM.

12. RESOLUTIONS/PUBLIC HEARING

- A. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, APPROVING APPLICATION # V1 6-3579 FOR A VARIANCE FROM SECTION 32-149 (d) (4) FOR THE PROJECT KNOWN AS THE SW 11TH STREET SCHOOL LOCATED AT 412 SW 11TH STREET IN ORDER TO ALLOW A PORTION OF THE SCHOOL FACILITY ZONED IN THE CITY BUSINESS LIMITED DISTRICT TO BE CONSTRUCTED AT A HEIGHT OF TWENTY-EIGHT (28) FEET; AND PROVIDING FOR AN EFFECTIVE DATE. (STAFF: DEVELOPMENT SERVICES DIRECTOR)

City Clerk Bataille introduced the Item.

City Clerk Bataille administered the oath of truthfulness to all interested parties wishing to speak on this item.

City Clerk Bataille polled the City Commission concerning ex-parte communications with regards to this Item, whereby all Commissioners responded in the affirmative and noted their decision will be based solely on the testimony heard during this evening's meeting.

At the request of Vice Mayor London, City Attorney Merino briefed the public on Quasi-Judicial hearings and Ex-Parte Communications.

Development Services Director Keven Klopp provided an overview of the Item and answered questions posed by the Commission.

Manuel Synalovski, representing the applicant, provided an overview of the project and answered questions posed by the City Commission.

Commissioner Taub expressed concerns regarding the traffic impact the proposed project will have on the neighboring community.

Carl Peterson, Traffic Consultant for the applicant, briefed the Commission on the traffic study performed by the applicant.

A motion was made by Vice Mayor London, seconded by Commissioner Lazarow, to waive the rules established in Resolution 2003-01 requiring speakers in favor of the project to speak first. The motion carried by a unanimous voice vote.

Mayor Cooper opened the floor for public comments.

Michelle Mason, Hallandale Beach, FL, spoke in opposition of the Item.

David Mason, Hallandale Beach, FL, spoke in opposition of the Item.

Aurora Acosta, Hallandale Beach, FL, spoke in opposition of the Item.

Catherine Vega, Hallandale Beach, FL, spoke in opposition of the Item.

Steve Carlos, Hallandale Beach, FL, spoke in opposition of the Item.

Robert Pollack, Hallandale Beach, FL, spoke in opposition of the Item.

Jerry Dobak, Hallandale Beach, FL, spoke in opposition of the Item.

Juan Echavarria, Hallandale Beach, FL, spoke in opposition of the Item.

Marcia Canal, Hallandale Beach, FL, spoke in opposition of the Item.

The main issues discussed by the public speakers were safety/security, traffic and parking.

There being no further comments from the public, Mayor closed the public hearing of this Item.

Commissioner Taub appealed to her colleagues to not let the concerns of the residents to fall on deaf ears.

Mayor Cooper shared concerns on the traffic impact the proposed development would have on the neighboring community.

Vice Mayor London shared concerns that the school is neither a Hallandale Beach school nor a neighborhood school. He requested the applicant commit to a certain number of students be Hallandale Beach residents. Lastly, he requested the possibility of offering scholarships to residents of Hallandale Beach, 3-month report on traffic, and to place "No Parking" signs on the swale areas.

Mr. Synalovski stated that assuming they are going to attract the community of Hallandale Beach, which is their goal, the commitment would be that a minimum of 50% of the students will be from the City of Hallandale Beach. It could be higher, but that would be the minimum.

Vice Mayor London shared concerns of vehicle impact on the swale area of the property while in queue for drop off and pick up of students.

Commissioner Sanders spoke in support of the project however he wants to make sure it supports the residents. He recommended the applicant market the proposed school to the local area to gauge the interest of the residents. Lastly, Commissioner Sanders recommended deferral of the Item as he believes there needs to be further clarification on the applicant's commitment of 50% of the students being Hallandale Beach residents.

Mayor Cooper spoke in support of deferring the Item as she does not believe the traffic impact has been resolved.

Commissioner Lazarow spoke in support of deferring the Item as she has concerns with parking and traffic.

City Attorney Merino advised that approval of the Major Development Application is a decision to be made by this Board; however, there are legal standards that need to be applied when deciding to approve or disapprove the Application. The City Code contains several standards to be considered, which are in the cover memo, that include traffic and parking. If it is found that their proposal would violate those standards, then the application can be denied. Consideration must be in accordance with those standards.

Answering a question posed by City Manager Carlton, City Attorney Merino advised the Item can be deferred.

Answering a question posed by Commissioner Lazarow regarding developer's meeting with the Community, Mr. Synalovski indicated the developer has made an attempt to meet with residents who attended the Planning and Zoning meeting; however, to this date they have not been able to schedule a time to meet with the residents. Furthermore, Commissioner Lazarow indicated her conditions should stacking of vehicles be in excess of what is established within the Plan and requested the developer to contract off duty detail to control traffic along with the installation of "No Parking" signs immediately.

Mayor Cooper requested the City Manager to look into best practices and schools within similar neighborhoods regarding vehicle stacking.

Further discussion ensued with regards to a public meeting. Commissioner Taub

indicated she was willing to host the meeting.

There was consensus between the applicant and members of the public to have a community meeting on Monday, May 8, 2017 at the Hallandale Beach Cultural Center at 6:30 PM.

Answering a question posed by Mr. Synalovski, City Clerk Bataille advised the earliest the Item can be considered by the Commission should it be deferred would be May 17, 2017.

A motion was made by Vice Mayor London, seconded by Commissioner Lazarow, that this Resolution be deferred to the May 17, 2017 meeting and a time certain will be provided by the City Manager. The motion carried by a unanimous voice vote.

- B. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, APPROVING MAJOR DEVELOPMENT APPLICATION #DB-16-3577 FOR THE PROJECT KNOWN AS THE SW 11TH STREET SCHOOL LOCATED AT 412 SW 11TH STREET AS RECOMMENDED BY THE CITY ADMINISTRATION; AND PROVIDING AN EFFECTIVE DATE. (STAFF: DEVELOPMENT SERVICES)

City Clerk Bataille introduced the Item.

Mayor Cooper opened the floor for public comments. There being none, she closed the public hearing of this Item.

A motion was made by Vice Mayor Keith S. London, seconded by Commissioner Michele Lazarow, that this Resolution be deferred and coincide with Item 12.A on May 17, 2017 at a time certain that will be established by the City Manager. The motion carried by a unanimous voice vote.

- C. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, APPROVING MAJOR DEVELOPMENT APPLICATION #DB-16-03057 FOR THE CONSTRUCTION OF THE BLUESTEN PARK PROJECT AT 501 SE 1ST AVENUE; PROVIDING AN EFFECTIVE DATE. (STAFF: DEVELOPMENT SERVICES DIRECTOR)

City Clerk Bataille introduced the Item.

Mayor Cooper opened the floor for public comments. There being none, she closed the public hearing of this Item.

A motion was made by Commissioner Taub, seconded by Commissioner Lazarow, that this Resolution be deferred. The motion carried by a unanimous voice vote.

- D. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, APPROVING APPLICATION #V-16-03686 FOR VARIANCES FROM SECTIONS 32-384(E) - MINIMUM REQUIRED WIDTH FOR LANDSCAPE BUFFER, 32-384(C) - MINIMUM TREES REQUIRED, 32-605 - TYPE AND NUMBER OF PERMITTED SIGNS IN THE DISTRICT, AND 32-481 - MINIMUM REQUIRED WIDTH OF RIGHT OF WAY FOR THE PROJECT KNOWN AS BLUESTEN PARK PROJECT LOCATED AT 501 SE 1ST AVENUE; AND PROVIDING FOR AN EFFECTIVE DATE. (STAFF: DEVELOPMENT SERVICES DIRECTOR)

City Clerk Bataille introduced the Item.

Mayor Cooper opened the floor for public comments. There being none, she closed the public hearing of this Item.

A motion was made by Commissioner Lazarow, seconded by Commissioner Taub, that this Resolution be deferred. The motion carried by a unanimous voice vote.

13. RESOLUTIONS/CITY BUSINESS

- A. DISCUSSION OF PARKS GENERAL OBLIGATION BONDS WHITE PAPER (STAFF: CITY MANAGER)

This discussion was deferred.

- B. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, ACCEPTING THE GUARANTEED MAXIMUM PRICE (GMP) OF FOURTEEN MILLION SIX HUNDRED EIGHTY TWO THOUSAND SEVEN HUNDRED EIGHTY FIVE (\$14,682,785.00) DOLLARS AND AWARDED PHASE I OF RFP FY2014-2015-010 CONSTRUCTION MANAGER AT RISK (CMAR) SERVICES TO KAUFMAN LYNN CONSTRUCTION, INC. FOR CONSTRUCTION SERVICES FOR BLUESTEN PARK; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH KAUFMAN LYNN CONSTRUCTION, INC. TO EFFECTUATE THE PROJECT; AND PROVIDING AN EFFECTIVE DATE.(STAFF: CAPITAL IMPROVEMENTS DIRECTOR)

This Resolution was deferred.

- C. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING RATIFYING OF THE CO-DESIGNATION OF N.W. 2ND AVENUE TO NW 2ND AVENUE - JOE LEWIS SMITH AVENUE AND SW 2ND AVENUE TO SW 2ND AVENUE- CURCI AVENUE; AUTHORIZING THE CITY MANAGER TO EXPEND FUNDS NECESSARY TO EFFECTUATE THIS

PROJECT; AND PROVIDING AN EFFECTIVE DATE. (STAFF: CITY CLERK)

City Clerk Bataille introduced the Item.

City Clerk Bataille provided an overview of the Item and answered questions posed by the Commission.

Vice Mayor London spoke in opposition of the Item as he did not support the Item in the past.

Commissioner Taub shared her concerns with the Item and indicated that, while there are some great people in the community, she believes this resolution sets bad precedence.

Mayor Cooper spoke in support of the Item.

A motion was made by Commissioner Sanders, seconded by Mayor Cooper, that this Resolution be approved. The motion failed by the following vote:

Ayes: 2 - Mayor Cooper and Commissioner Sanders

Nayes: 3 - Commissioner Lazarow, Vice Mayor London and Commissioner Taub

Commissioner Taub requested a future Agenda Item rescinding the street co designation policy.

- D. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH BROWARD REGIONAL HEALTH PLANNING COUNCIL FOR THE AARP NETWORK OF AGE-FRIENDLY COMMUNITIES INITIATIVE IN AN AMOUNT NOT TO EXCEED THIRTY-EIGHT THOUSAND AND FIVE HUNDRED (\$38,500) DOLLARS; AND PROVIDING AN EFFECTIVE DATE (STAFF: HUMAN SERVICES DIRECTOR)

City Clerk Bataille introduced the Item.

Human Services Director, Beverly Sanders Mayweather, and Tina Philips, Broward Regional Health Planning Council, presented the Item and answered questions posed by the City Commission.

A motion was made by Commissioner Lazarow, seconded by Vice Mayor London, that this Resolution be approved. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

- E. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO UTILIZE THE STATE OF FLORIDA CONTRACTS 420-420-10-1 AND 425-001-12-1 WITH KRUEGER INTERNATIONAL, INC. TO SUPPLY, DELIVER AND INSTALL FURNITURE FOR THE MAIN FIRE STATION AND EMERGENCY OPERATIONS FACILITY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY-FIVE THOUSAND THREE HUNDRED EIGHTEEN DOLLARS AND FIFTY-TWO CENTS (\$145,318.52); AND PROVIDING FOR AN EFFECTIVE DATE. (STAFF: CAPITAL IMPROVEMENT DIRECTOR)

City Clerk Bataille introduced the Item.

Answering a question posed by Commissioner Lazarow, Project Manager, Matthew Cohen, indicated that he and the Fire Chief have spoken about the furniture and that some of the existing furniture will be utilized and repurposed as possible.

Mr. Cohen further advised this Item was budgeted within the overall budget of the new Fire Station Project.

A motion was made by Commissioner Lazarow, seconded by Vice Mayor London, that this Resolution be approved. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

- F. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO REJECT THE AWARD FOR RFP #FY2015-2016-016 PARKING MANAGEMENT SERVICES TO SP+ MUNICIPAL SERVICES AS APPROVED BY RESOLUTION NO. 2016-165, AND IMPLEMENTING AN INTERNAL PROCESS FOR PARKING MANAGEMENT SERVICES THAT WILL BE MORE COST EFFECTIVE; AND PROVIDING AN EFFECTIVE DATE. (STAFF: CITY MANAGER)

City Clerk Bataille introduced the Item.

Vice Mayor London spoke in support of the Item because the original award was not the recommendation from the Ad Hoc Parking Committee.

Answering questions posed by Mayor Cooper, City Manager Carlton provided the

intent of the Item and confirmed there will be a future Agenda Item to discuss the residential parking program.

A motion was made by Commissioner Lazarow, seconded by Vice Mayor London, that this Resolution be approved. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nays: 0

- G. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, DECLARING UNIQUE CIRCUMSTANCES PURSUANT TO SECTION 23-8(5) OF THE HALLANDALE BEACH CODE OF ORDINANCES, AUTHORIZING THE CITY MANAGER TO APPROVE A WORK AUTHORIZING FOR EISMAN & RUSSO, INC. FOR DESIGN OF BUS SHELTERS ON SOUTH OCEAN DRIVE (A1A) AND OTHER COROLLARY SERVICES, IN AN AMOUNT NOT TO EXCEED SIXTY THOUSAND (\$60,000.00) DOLLARS; AND PROVIDING AN EFFECTIVE DATE. (STAFF: PUBLIC WORKS DIRECTORS)

City Clerk Bataille introduced the Item.

A motion was made by Commissioner Lazarow to approve the Resolution. Vice Mayor London seconded for discussion.

Vice Mayor London shared his concerns with replacing the existing four bus shelters.

Public Works Director Parkinson advised this Item is to complete the design plans and should the direction be not to remove the four existing shelters, staff will do as instructed. Director Parkinson indicated that should the item not be approved tonight, there will be no funding to design the two additional shelters on A1A.

City Attorney Merino further clarified this item is only for the design plans for the two additional bus shelters. It is just an addition to the scope of the original contract for the four shelters.

Vice Mayor further clarified his opposition to removing the existing four bus shelters.

Mayor Cooper spoke in support of obtaining a uniform, aesthetically pleasing look along A1A by removing the older bus shelters and installing the proposed new shelters.

Commissioner Lazarow withdrew her motion.

A motion was made by Vice Mayor London, seconded by Commissioner

Lazarow, to approve \$12,900 for design of the two new shelters; however, the four existing shelters will remain until the Martin Gold Coast contract expires. The motion carried by the following vote:

Ayes: 4 - Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 1 - Mayor Cooper

- H. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, APPOINTING MEMBERS OF AUDIT COMMITTEE IN ACCORDANCE WITH FLORIDA STATUTE 218.391; AND PROVIDING AN EFFECTIVE DATE. (STAFF: CITY MANAGER)

City Clerk Bataille introduced the Item.

Vice Mayor London requested to amend the Item by adding three outside members from other agencies to the proposed Audit Committee.

Attorney Merino advised the amendment suggested by Vice Mayor London is within legal sufficiency.

A motion was made by Commissioner Lazarow, seconded by Vice Mayor London, that this Resolution be approved as amended. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

- I. UPDATE ON NE 14TH AVENUE ENHANCED LANDSCAPING PROJECT (STAFF: PUBLIC WORKS DIRECTOR)

City Clerk Bataille introduced the Item.

Public Works Director Steven Parkinson presented the Item and answered questions posed by the City Commission.

Vice Mayor London shared his concerns with staff's report indicating the project was "...successfully completed..." He continued to state that this project dragged on way beyond promised deadlines over and over. He is happy we are at this point; however, additional funds are being spent. He wants to be sure there is a future update as this is one of the major arteries in this City and this road should look fantastic. If approved tonight, he would like to see this project completed this fiscal year.

Lastly, Vice Mayor London stated he would like the cost to construct bus shelters to be the same across City.

City Manager Carlton commented that in the future staff will have the base cost of the shelter and the site conditions separated to ensure pricing is consistent.

Vice Mayor London suggested staff to consider not to use trash receptacles.

Director Parkinson indicated the receptacles are needed to control litter, and that staff will ensure they are serviced properly.

Answering questions posed by Commissioner Lazarow, City Manager Carlton advised the scope of work will be within the project's budget.

Mayor Cooper requested staff to look into the type of trees being planted around the pump station as the equipment can still be seen.

Consensus:

- Direct staff to move forward with the project and address concerns raised by the Commission.

J. DISCUSSION OF EMPLOYEE OF THE QUARTER RECOGNITION PROGRAM. (SPONSORED BY COMMISSIONER TAUB)

City Clerk Bataille introduced the Item.

Commissioner Taub stated it is her intent to bring staff together and look into hosting an employee recognition program every three to six months.

Interim Human Resources Director, Radu Dodea, presented the program concept to recognize employees on a quarterly basis.

Vice Mayor London spoke in support of the program.

City Manager Carlton indicated the first recognition program can be held in August.

Mayor Cooper opened the floor for public comments.

Gary Johnson, Chaplain for the City of Miami Beach, spoke in support of the program.

There being no further comments from the public, Mayor Cooper closed the floor.

Mayor Cooper spoke in support of the program.

K. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING PAYMENT OF LEGAL FEES INCURRED IN THE SUCCESSFUL LEGAL DEFENSE OF COMMISSIONER LAZAROW IN A MATTER BEFORE THE BROWARD STATE ATTORNEY'S OFFICE; PROVIDING FOR AN

EFFECTIVE DATE. (SPONSORED BY COMMISSIONER MICHELE LAZAROW)

City Clerk Bataille introduced the Item.

Commissioner Taub congratulated Commissioner Lazarow.

A motion was made by Commissioner Taub, seconded by Vice Mayor London, that this Resolution be approved. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

- L. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE OF THE CITY OF HALLANDALE BEACH, FLORIDA, SUPPORTING THE UNITED STATES CONGRESSIONAL BILLS S. 279 AND H.R. 833 TO AMEND SECTION 935 OF THE WATER RESOURCES DEVELOPMENT ACT OF 1986 TO FACILITATE THE USE OF FOREIGN OFFSHORE SAND IN BEACH RENOURISHMENT PROJECTS; URGING THE UNITED STATES CONGRESS TO EXPEDITE AND FUND THE STUDY TO ALLOW FOREIGN SAND TO BE USED IN BEACH RENOURISHMENT PROJECTS IN SOUTH FLORIDA; PROVIDING FOR AN EFFECTIVE DATE. (SPONSORED BY: MAYOR JOY F. COOPER)

City Clerk Bataille introduced the Item.

Mayor Cooper provided an overview of the Item.

A motion was made by Mayor Cooper, seconded by Vice Mayor London, that this Resolution be approved. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

- M. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, SUPPORTING UNITED STATES SENATOR BILL NELSON'S SENATE BILL S. 606, IDENTITY THEFT AND TAX FRAUD PREVENTION ACT OF 2017, TO COMBAT ID THEFT TAX FRAUD BY INCREASING PENALTIES ON BOTH IDENTITY THIEVES, AND ON TAX PREPARERS WHO FAIL TO KEEP TAXPAYERS' IDENTIFYING INFORMATION SECURE; AND PROVIDING AN EFFECTIVE DATE. (SPONSORED BY: MAYOR JOY F. COOPER)

City Clerk Bataille introduced the Item.

Mayor Cooper provided an overview of the Item.

A motion was made by Commissioner Lazarow, seconded by Commissioner Taub, that this Resolution be approved. The motion carried by the following vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

N. VICE MAYOR LONDON'S ATTENDANCE TO THE HARVARD INSTITUTE OF LEADERSHIP. (STAFF: CITY MANAGER)

City Clerk Bataille introduced the Item.

Vice Mayor London provided an overview of the Item and answered questions posed by the Commission.

Mayor Cooper opened the floor for public comments.

Evan Ross spoke in favor of the program.

There being no further comments from the public, Mayor Cooper closed the floor.

A motion made by Commissioner Lazarow, seconded by Commissioner Taub, to approve the expenditure of \$14,100 for Vice Mayor London to attend the Harvard Institute of Leadership Program. Motion carried on the following roll call vote:

Ayes: 5 - Mayor Cooper, Commissioner Lazarow, Vice Mayor London, Commissioner Sanders and Commissioner Taub

Nayes: 0

O. DISCUSSION TO APPOINT A NEW HALLANDALE BEACH REPRESENTATIVE TO THE MPO. (SPONSORED BY VICE MAYOR LONDON)

City Clerk Bataille introduced the Item.

Mayor Cooper requested that this item be deferred for numerous reasons.

A motion was made by Mayor Cooper, seconded by Commissioner Sanders, to defer the Resolution. The motion failed by a 2/3 roll call vote. Vice Mayor London, Commissioners Lazarow and Taub cast the dissenting votes.

Vice Mayor London spoke in support of appointing new City representation on the Broward Metropolitan Planning Organization.

A motion was made by Commissioner Lazarow, seconded by Vice Mayor London, to appoint Vice Mayor London as the representative to the MPO. The

motion carried by the following vote:

Ayes: 3 - Commissioner Lazarow, Vice Mayor London and Commissioner Taub

Nayes: 2 - Mayor Cooper and Commissioner Sanders

- P. DISCUSSION ON BROWARD INSPECTOR GENERAL MEMORANDUM DATED MARCH 15, 2017 RE: OIG STATUS REPORT OF CASE 11-020. (SPONSORED BY VICE MAYOR KEITH S. LONDON)

City Clerk Bataille introduced the Item.

A motion was made by Commissioner Lazarow, seconded by Vice Mayor London, to extend the meeting. The motion carried by a unanimous vote.

Vice Mayor London briefed the City Commission on the Item and shared his concerns that financial restitution was not sought by the former City Manager. In addition, he raised concerns this was not brought to the attention of the entire Commission.

Answering a question posed by Vice Mayor London, City Manager Carlton indicated that such a decision would technically be within his spending authority; however, he would look at the totality of the facts, and stated that in this case the decision should have been made by the Commission.

Answering a question posed by Vice Mayor London, City Attorney Merino stated she would have advised the City Manager to bring the matter for City Commission consideration despite the fact that the restitution amount was below the Manager's spending authority.

Vice Mayor London stated that, moving forward, situations which involved the City collecting restitution be determined by the City Commission.

Commissioner Sanders questioned the intent of this item.

Vice Mayor London explained this matter is an example where policy decisions were made by the administration as opposed to the Commission, and questioned why restitution was not sought.

After further discussion by the Commission, no action was taken on this Item.

14. CITY ATTORNEY COMMUNICATIONS - Items not on the Agenda

City Attorney Merino advised the letter distributed by the Mayor was a demand letter based on the filing of the EEOC complaint filed by former City Attorney Lynn Whitfield.

City Attorney Merino reported that there was a resolution in the lawsuit of Fire Battalion Chief Ryan, who was dismissed by former City Manager Rene Miller. The

Appellate Court has upheld the ruling in favor of the City and that litigation has come to an end and there is no further liability in that matter.

City Attorney Merino updated the Commission on the Styrofoam and plastic bag legislation. She made it known the Coral Gables lawsuit is very helpful if the Commission intends to regulate their use; however, such legislation is currently being appealed. The State has joined in on the appeal and, therefore, an attempt to regulate use of Styrofoam and/or plastic bags would likely draw the City into litigation. The Court found that the preemption is unconstitutional as it would affect municipalities that want to regulate the use. City Attorney Merino recommended to wait and see how many suits are being filed. She will monitor that situation and keep the City Commission informed.

City Attorney Merino advised that the Commission will soon be getting a detailed memorandum from her regarding utilization of outside Counsel. The memorandum will include a detailed breakdown of the existing litigation and the cost estimates for getting through this fiscal year.

Mayor Cooper left the meeting at 1:00 AM.

15. CITY MANAGER COMMUNICATIONS - Items not on the Agenda

City Manager Carlton advised that he has retained a consultant to assist with the development of the five-year financial and strategic operations plan.

Answering a question posed by Vice Mayor London, City Manager Carlton briefed the Commission on the recruitment of the Assistant City Manager.

16. INFORMATIONAL ITEMS: (No Action Required)

A. AFTER ACTION REPORT - March 15, 2017

17. ADJOURN

There being no further business, this meeting was adjourned at 1:04 a.m.

Submitted By:

Attest:

Joy F. Cooper, Mayor

Mario Bataille, City Clerk