



City of Hallandale Beach City Commission

400 S. Federal Highway
Hallandale Beach, FL 33009
www.cohb.org

Mayor Joy F. Cooper
Vice Mayor Mike Butler
Commissioner Sabrina Javellana
Commissioner Michele Lazarow
Commissioner Anabelle Lima-Taub

City Manager Dr. Jeremy Earle
City Attorney Jennifer Merino
City Clerk Jenorgen M. Guillen, CMC

City Commission Minutes

Wednesday, March 3, 2021

5:30 PM

Cultural Center/Virtual

1. CALL TO ORDER

Mayor Joy F. Cooper called the meeting to Order at 6:07 p.m.

2. ROLL CALL

Present (Physically): 3 - Vice Mayor Mike Butler, Mayor Joy F. Cooper, Commissioner Anabelle Lima-Taub

Present (Virtually): 1 - Commissioner Sabrina Javellana

Absent: 1 - Commissioner Michele Lazarow

City Manager Dr. Jeremy Earle and City Attorney Jennifer Merino were also present.

3. PLEDGE OF ALLEGIANCE

4. ORDER OF BUSINESS

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

Mayor Joy F. Cooper opened the floor for public comments.

Kassan & Nathaniel Charles, Hallandale Beach residents were called to speak.

Seeing no speakers, Mayor Joy F. Cooper closed the floor for public comments.

6. PRESENTATIONS

7. CONSENT AGENDA (Matters on the Consent Agenda are not expected to require discussion. Items will be adopted by one motion. If discussion is desired by any member of the Commission, then that item may be pulled from the Consent Agenda by any member of the City Commission and will be considered separately. If the public wishes to speak on a matter on the Consent Agenda they must inform the City Clerk prior to the start of the meeting. They will be recognized prior to the approval of the Consent Agenda or on the separate item, if it is pulled.)

Motion by Commissioner Sabrina Javellana, Seconded by Vice Mayor Mike Butler to approve the Consent Agenda. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 - Commissioner Michele Lazarow

- A. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING UTILIZATION OF THE CITY OF FORT LAUDERDALE'S CONTRACT WITH HINTERLAND GROUP, INC., FOR MAINTENANCE OF LARGE DIAMETER STORM WATER PIPES IN AN AMOUNT NOT TO EXCEED TWO HUNDRED SIXTY TWO THOUSAND, ONE HUNDRED TWENTY DOLLARS (\$262,120); AUTHORIZING CITY MANAGER TO EXECUTE RELATED DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE. (STAFF: INTERIM PUBLIC WORKS DIRECTOR)

Approved on Consent.

- B. A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING UTILIZATION OF THE CITY OF FORT LAUDERDALE'S CONTRACT WITH SOUTHEASTERN ENGINEERING CONTRACTORS, INC., FOR MAINTENANCE OF LARGE DIAMETER STORM WATER PIPES IN AN AMOUNT NOT TO EXCEED TWO HUNDRED SEVENTY ONE THOUSAND, FIVE HUNDRED AND THIRTY DOLLARS (\$271,530); AUTHORIZING CITY MANAGER TO EXECUTE RELATED DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE. (STAFF: INTERIM PUBLIC WORKS DIRECTOR)

Approved on Consent.

8. ORDINANCES ON FIRST READING

- A. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING CHAPTER 29, TREES, SECTION 29-1, DEFINITIONS, AMENDING SECTION 29-2, APPLICABILITY; TERRITORY; ENFORCEMENT, AMENDING SECTION 29-3, TYPES OF PROPERTY, AMENDING SECTION 29-4, PERMIT REQUIRED; PROCEDURES; FEE, AMENDING SECTION 29-5 – PERMIT EXCEPTIONS, DELETING SECTION 29-6, ADMINISTRATIVE FEE WAIVER, AMENDING SECTION 29-7, TREE PRESERVATION TRUST FUND, AMENDING SECTION 29-8, APPEALS FROM DECISIONS OF THE DESIGNATED PUBLIC AGENCY, AMENDING SECTION 29-9, REMOVAL OF DEAD OR DISEASED TREES, AMENDING SECTION 29-10, VIOLATION; PENALTY, AND ADDING SECTION 29-11, TABLES; PROVIDING FOR CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (FIRST READING) (STAFF: DEVELOPMENT SERVICES DIRECTOR)

Mayor Joy F. Cooper opened the floor for public comments.

Seeing no speakers, Mayor Joy F. Cooper closed the floor for public comments.

Motion by Commissioner Sabrina Javellana, Seconded by Vice Mayor Mike Butler to approve the Ordinance on First Reading as presented and to set Second Reading for the next City Commission Meeting. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 - Commissioner Michele Lazarow

- B. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, APPROVING AND AUTHORIZING THE LEASE OF THE CITY OWNED PROPERTY LOCATED AT 300 SOUTH FEDERAL HIGHWAY, HALLANDALE BEACH, FLORIDA TO BROWARD COUNTY FOR USE AS THE HALLANDALE BEACH BRANCH LIBRARY; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE. (FIRST READING)(STAFF: CITY MANAGER)

Mayor Joy F. Cooper opened the floor for public comments.

Seeing no speakers, Mayor Joy F. Cooper closed the floor for public comments.

Motion by Commissioner Anabelle Lima-Taub, Seconded by Vice Mayor Mike Butler to approve the Ordinance on First Reading as presented. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 - Commissioner Michele Lazarow

9. ORDINANCES ON SECOND READING/PUBLIC HEARING

10. RESOLUTIONS/PUBLIC HEARING

11. RESOLUTIONS/CITY BUSINESS

- A. DISCUSSION OF PROPOSED CHANGES TO THE PROTOCOL MANUAL. (SPONSORED BY MAYOR JOY F. COOPER)

ITEM WAS DEFERRED ON FEBRUARY 17, 2021 ON A 5/0 ROLL CALL VOTE.

Motion by Commissioner Anabelle Lima-Taub, Seconded by Commissioner Sabrina Javellana to streamline the request and approval process for Proclamations to be requested through the Mayor.

After further discussion by the City Commission, the Motion was restated as follows:

Motion by Commissioner Anabelle Lima-Taub, Seconded by Commissioner Sabrina Javellana to amend Section 2.A of the Protocol Manual to allow any member of the City Commission to proffer ‘Proclamations’ for the Agenda; and to require if it is a ‘Key to the City’ it shall be brought back to the City Commission for approval. The Motion carried as follows:

Ayes: 3 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, and Commissioner Anabelle Lima-Taub

Nays: 1 - Vice Mayor Mike Butler

Absent: 1 – Commissioner Michele Lazarow

Motion by Commissioner Anabelle Lima-Taub, Seconded by Commissioner Sabrina Javellana to amend Section 2.C of the Protocol Manual to add language for “Authority of the Mayor and Vice Mayor.” The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 – Commissioner Michele Lazarow

Motion by Mayor Joy F. Cooper, Seconded by Commissioner Sabrina Javellana to amend Section 3.D of the Protocol Manual to reflect “Mayor and Commissioners.” The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 – Commissioner Michele Lazarow

Motion by Commissioner Anabelle Lima-Taub, Seconded by Mayor Joy F. Cooper to amend Section 2.J of the Protocol Manual to reflect language including request of the City Attorney or City Manager, notification be provided, and a report be available at the next meeting. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 - Commissioner Michele Lazarow

Unanimous Consensus:

- City Attorney to further investigate Section 2.M of the Protocol Manual and possible language changes to clarify lobbying activities within the City's purchasing process; provide any suggestions to the City Commission.

Motion by Commissioner Mayor Joy F. Cooper, Seconded by Commissioner Sabrina Javellana to amend Section 2.N of the Protocol Manual to increase the time before charges are applicable from 15 minutes to one (1) hour, and to limit requests to three (3) times on the same topic/issue.

Commissioner Sabrina Javellana requested a friendly amendment to the Motion to remove the allowance for three (3) requests on same topic/issue.

After further discussion by the City Commission, Mayor Joy F. Cooper accepted the friendly amendment and restated her Motion as follows:

Motion by Commissioner Mayor Joy F. Cooper, Seconded by Commissioner Anabelle Lima-Taub to amend Section 2.N of the Protocol Manual to increase the time before charges are applicable from 15 minutes to one (1) hour for any Public Records Requests made by the City Commission. The Motion carried as follows:

Ayes: 3 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, and Commissioner Anabelle Lima-Taub

Nays: 1 - Vice Mayor Mike Butler

Absent: 1 - Commissioner Michele Lazarow

Motion by Mayor Joy F. Cooper, Seconded by Commissioner Sabrina Javellana to amend Section 2.O of the Protocol Manual to strike all the language except that attendance is not permitted by phone for Quasi-Judicial Items which shall remain. The Motion carried as follows:

Ayes: 3 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, and Commissioner Anabelle Lima-Taub

Nays: 1 - Vice Mayor Mike Butler

Absent: 1 - Commissioner Michele Lazarow

Unanimous Consensus:

- To direct the City Attorney to review Section 4.A of the Protocol Manual; and to bring back recommendations as deemed necessary.
- To obtain a report template for periodic reporting,

Motion by Mayor Joy F. Cooper, Seconded by Commissioner Anabelle Lima-Taub to amend Section 6.E of the Protocol Manual to add language requiring that whenever there is a Motion for reconsideration, the Item will be placed on the next City Commission Agenda or whenever designated except for Quasi-Judicial matters, Request for Proposals and Contracts which are required to be placed on the next Agenda and affected parties must be notified. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 – Commissioner Michele Lazarow

Motion by Commissioner Anabelle Lima-Taub, Seconded by Mayor Joy F. Cooper to amend Section 7.A of the Protocol Manual to increase Public Notice requirement from Twelve (12) to Twenty-Four (24) hours.

After further discussion, the Motion was restated as follows:

Motion by Commissioner Anabelle Lima-Taub, Seconded by Mayor Joy F. Cooper to amend the Protocol Manual Section 7.A to increase Public Notice requirement from to Seventy-Two (72) hours instead of Twelve (12) unless there are extenuating circumstances. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 – Commissioner Michele Lazarow

Motion by Mayor Joy F. Cooper, Seconded by Commissioner Anabelle Lima-Taub to amend Section 10. of the Protocol Manual to include language addressing inappropriate behavior of Board and Committee members. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 - Commissioner Michele Lazarow

Motion by Mayor Joy F. Cooper, Seconded by Commissioner Anabelle Lima-Taub to direct staff to bring back the amended Protocol Manual at the First Meeting in April. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 – Commissioner Michele Lazarow

Mayor Joy F. Cooper recessed the meeting at 8:10 PM.

Mayor Joy F. Cooper reconvened the meeting at 8:13 PM.

B. NOISE ORDINANCE DISCUSSION. (STAFF: DEVELOPMENT SERVICES DIRECTOR)

Motion by Vice Mayor Mike Butler, Seconded by Mayor Joy F. Cooper to direct staff incorporate time restrictions for radios, phonographs, etc. in weekdays; less restrictions will apply on weekends and holidays; and to bring back recommendations with Ordinance on First Reading. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 - Commissioner Michele Lazarow

Motion by Commissioner Sabrina Javellana, Seconded by Mayor Joy F. Cooper to include gender neutral language when referencing City Manager throughout Ordinance. The Motion carried as follows: The Motion carried as follows:

Ayes: 3 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, and Vice Mayor Mike Butler

Nays: 1 - Commissioner Anabelle Lima-Taub

Absent: 1 - Commissioner Michele Lazarow

C. CITY MANAGER DR. JEREMY EARLE'S EMPLOYMENT AGREEMENT. (SPONSORED BY MAYOR JOY F. COOPER)

Motion by Mayor Joy F. Cooper, Seconded by Commissioner Anabelle Lima-Taub to

reconsider City Manager Dr. Jeremy Earle's Employment Agreement. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 – Commissioner Michele Lazarow

Motion by Mayor Joy F. Cooper, Seconded by Commissioner Anabelle Lima-Taub to amend the City Manager's Employment Agreement to approve an amount of \$10,000 from the Hallandale Beach Community Redevelopment Agency towards Dr. Earle's compensation as the Executive Director of the HBCRA. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 – Commissioner Michele Lazarow

12. COMMISSIONER COMMUNICATIONS - Items not on the Agenda

A. COMMISSIONER JAVELLANA

Provided a verbal report.

B. COMMISSIONER LAZAROW

Absent

C. COMMISSIONER LIMA-TAUB

Provided a verbal report.

D. VICE MAYOR BUTLER

None

E. MAYOR COOPER

Provided a verbal report.

Motion by Mayor Joy F. Cooper, Seconded by Commissioner Anabelle Lima-Taub to appoint Ria Wright as an At-Large Member of the Sustainability and Flood Mitigation

Advisory Board. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 - Commissioner Michele Lazarow

Motion by Mayor Joy F. Cooper, Seconded by Commissioner Anabelle Lima-Taub to approve a Proclamation for Problem Gambling Awareness Month. The Motion carried as follows:

Ayes: 4 - Mayor Joy F. Cooper, Commissioner Sabrina Javellana, Vice Mayor Mike Butler and Commissioner Anabelle Lima-Taub

Nays: 0

Absent: 1 - Commissioner Michele Lazarow

13. CITY ATTORNEY COMMUNICATIONS - Items not on the Agenda

None.

14. CITY MANAGER COMMUNICATIONS - Items not on the Agenda

Dr. Jeremy Earle, City Manager provided a verbal report and answered questions posed by the City Commission.

15. INFORMATIONAL ITEMS: (No Action Required)

16. ADJOURN

There being no further business to discuss before the City Commission, the meeting adjourned without objection at 9:13 p.m.

(Note for the record: The Minutes are not a verbatim transcript of the meeting. A copy of the audio/video recording is available for public inspection at the City Clerk's Office/Legistar until the time of disposition in accordance with the Records Disposition and other Public Records Law.)

RESPECTFULLY SUBMITTED BY:

ATTEST:

Joy F. Cooper, Mayor

Jenorgen M. Guillen, City Clerk

DRAFT