



# TOWN OF DAVIE

## Town Council Meeting

3801 PINE ISLAND ROAD • DAVIE, FLORIDA 33328  
DAVIE PINE ISLAND PARK - MULTIPURPOSE CENTER - CYPRESS ROOM

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### Meeting Agenda

OCTOBER 6, 2021

#### 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 Whitman, Starkey and Luis. Also present were Town Administrator Lemack, Deputy Town Administrator Lewis, Assistant Town Administrator Holste, Town Attorney Weinthal, and Assistant Town Clerk Brewster.

Mayor Paul asked for a moment of silence in honor of Michael Scott who passed away. Mayor Paul stated that Mike worked for the Town since August 1, 2006 in the Public Works Department. Mayor Paul expressed her condolences to his family.

#### III. PUBLIC COMMENTS

Representative Robin Bartleman that she was able to pass two bills, an inland and coastal flooding bill that became part of the speaker's flood package, which impacted a little bit of Ivanhoe and Davie. Representative Robin Bartleman was able to get three mobile storm pumps for the South Broward Drainage District. Representative Bartleman also shared that she passed Serena's law to help protect children from sexual predators. For first responders, she filed a bill which involved ensuring that responders were able to receive the PTSD training and strategies. Representative Bartleman introduced Rita Schuster who was part of her fellowship program who would represent her at Town Council meetings in her absence.

Steve Post requested horse crossing signed on Davie Road between Griffin and Stirling. Mr. Post also inquired about when the footbridge over the canal would reopen. Lastly, Mr. Post asked about the water quality at Wolf Lake Park as the park was closed due to bacteria.

Mayor Paul advised that she asked for the crossing sign as well and that the Town Engineer was working with Broward County because this was a County Road. Mayor Paul also advised that the bridge was closed because it was unsafe and the Town was in the process of replacing it.

#### IV. PRESENTATIONS

1. Davie-Cooper City Chamber of Commerce: Team Introductions & Updates, Leona Henry, Intergovernmental Affairs Manager

Leona Henry introduced the new Davie-Cooper City Chamber of Commerce team, Raphael and Laurina. Raphael Walters and Laurina Ordosgoitia introduced themselves and provided an overview of what the Chamber provides to the Davie-Cooper City community.

2. 2022 Orange Blossom Festival, Parade and Rodeo, Jeff Pohlman, Parks, Recreation and Cultural Arts Director.

Jeff Pohlman provided an update and an overview of the plans for the 2022 Orange Blossom Festival. Mr. Pohlman stated that due to the planned town hall demolition, and walk bridge reconstruction, staff proposed to relocate the event to Bamford Sports Complex temporarily.

Mayor Paul stated that although there was a tradition of having the event downtown on Davie Road, this was a positive approach. Mayor Paul requested to talk with staff more about the parade. Mayor Paul also wanted to make sure the Davie Women's Club was incorporated and had access to the kitchen.

Councilmember Starkey stated that there were concerns from the Forest Ridge Community on the number of people who would attend. Councilmember Starkey wanted to ensure there would be added security so that attendees did not cut through Forest Ridge and the other surrounding neighborhoods. Councilmember Starkey inquired if the event could be for Davie residents only similar to the July Fourth event since the pandemic was still a concern.

Councilmember Whitman asked if the Old Davie School would be included.

Mr. Pohlman stated that staff was in communication with the Old Davie School in order to incorporate them.

Town Administrator, Mr. Lemack, sought Town Council support in relocating the event so that staff could move forward, address their concerns and secure vendors.

Mayor Paul stated that staff had the go-ahead.

## V. APPROVAL OF CONSENT AGENDA

**Vice Mayor Hattan made a motion, seconded by Councilmember Starkey to table the item # 15 to October 20, 2021. In a voice vote, all voted in favor. (Motion carried 5-0)**

**Vice Mayor Hattan made a motion, seconded by Councilmember Starkey to table item #16 to January 19, 2022. In a voice vote, all voted in favor. (Motion carried 5-0)**

**Vice Mayor Hattan made a motion, seconded by Councilmember Starkey to approve the consent agenda minus items # 1, 2, & 3. In a voice vote, all voted in favor. (Motion carried 5-0)**

### Proclamations

1. Fire Prevention Week (October 3 - 9, 2021)
2. National Domestic Violence Awareness Month (October 2021)
3. Soroptimist International of Davie Day (October 3, 2021)

Resolutions

Administration

4. **FLORIDA LEAGUE OF CITIES ACTION AGENDA** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE TOWN OF DAVIE SUPPORTING DESIGNATED ACTION ITEMS DISCUSSED IN THE FLORIDA LEAGUE OF CITIES ACTION AGENDA FOR FISCAL YEAR 2022 WHICH REINFORCES AND ARE IN DIRECT ALIGNMENT WITH THE TOWN'S 2022 STATE LEGISLATIVE AGENDA AND GOALS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

CRA

5. **LETTER OF INTEREST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA RATIFYING THE DAVIE COMMUNITY REDEVELOPMENT AGENCY'S ACCEPTANCE OF THE LETTER OF INTEREST FROM JDC HOLDINGS, LLC FOR THE SALE OF FOLIO #504127050090 (6440-6450 SW 42 STREET) AND FOLIO #504127050110 (4217 DAVIE ROAD) TO THE DAVIE COMMUNITY REDEVELOPMENT AGENCY; AUTHORIZING TOWN STAFF TO INITIATE NEGOTIATIONS ON A PURCHASE AND SALE AGREEMENT TO SELL A PORTION OF THE FORMER WASTEWATER PLANT PROPERTY TO JDC HOLDINGS, LLC (FOLIO #504126192070); PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Works

6. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID RECOMMENDATION FOR BID ITB#RM-21-97 FOR THE TEMPORARY TOWN HALL OFFICES ELECTRICAL HOOK-UP FROM MK'KERCHER CONSTRUCTION CORP. IN THE AMOUNT OF \$269,700; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
7. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID RECOMMENDATION FOR THE BID ITB-RM-21-92 FROM HIGH SOURCES INC., IMPERIAL CLEANING CORPORATION DBA GLOBAL SERVICES, CLEAN SPACE INC., AND CONTRACTORS ENTERPRISES, INC. TO PROVIDE JANITORIAL SERVICES FOR VARIOUS TOWN FACILITIES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney

8. **RIGHT OF WAY DEDICATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE PUBLIC RIGHT OF WAY DEDICATION BY FLORIDA POWER AND LIGHT COMPANY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Quasi-Judicial Consent Agenda*

9. **Temporary Use Permit TU21-170 Davie United Methodist Pumpkin Patch** (6500 SW 47th Street, zoned CF).
10. **Site Plan SP19-079 Peaceful Center** (Southeast corner of SW 48th Street and SW 55th Terrace, zoned R-5) **(See related item #11)**
11. **PLAT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A PLAT KNOWN AS "PEACEFUL CENTER" 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 CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Peaceful Center - Southeast corner of SW 48th Street and SW 55th Terrace, zoned R-5). (See related item #10)**

**VI. DISCUSSION OF CONSENT AGENDA ITEMS**

**1. Fire Prevention Week (October 3 - 9, 2021)**

**Vice Mayor Hattan made a motion, seconded by Councilmember Luis to approve the item. In a roll call vote, all voted in favor. (Motion carried 5-0)**

Councilmember Luis read the proclamation and presented it to Christopher Lowe, Fire Inspector Supervisor.

**2. National Domestic Violence Awareness Month (October 2021)**

**Councilmember Starkey made a motion, seconded by Councilmember Luis to approve the item. In a roll call vote, all voted in favor. (Motion carried 5-0)**

Vice Mayor Hattan read the proclamation and presented it to Judy Nesbitt, Detective Brent, and Lieutenant Wong.

**3. Soroptimist International of Davie Day (October 3, 2021)**

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

Mayor Paul read the proclamation and presented it to Susan Coyle.

## VII. PUBLIC HEARING

### *Resolutions*

12. **GREEN REUSE AREA** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, MAKING CERTAIN FINDINGS AND DESIGNATING THE REAL PROPERTY LOCATED AT 4803-4999 S STATE ROAD 7, DAVIE, FL, FOLIO NUMBER 504136010040, AS A GREEN REUSE AREA PURSUANT TO SECTION 376.80(2)(C), FLORIDA STATUTES, FOR THE PURPOSE OF REHABILITATION, JOB CREATION, AND PROMOTING ECONOMIC REDEVELOPMENT; AUTHORIZING THE TOWN ADMINISTRATOR TO NOTIFY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION OF SAID DESIGNATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (4803-4999 S State Road 7, zoned TOC-S)

Town Attorney Allan Weinthal read the resolution 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.

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

### *Ordinances - First Readings (Second and Final Readings to be held October 20, 2021)*

13. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE V. BOARDS AND COMMITTEES, DIVISION 4, PLANNING AND ZONING BOARD, OF THE TOWN OF DAVIE CODE OF ORDINANCES; PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY, 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.

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

14. **BUSINESS TAX RATE SCHEDULE** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE TOWN'S BUSINESS TAX RATE SCHEDULE IN ACCORDANCE WITH SEC. 205.0535(5); PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY, 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.

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

**STAFF IS REQUESTING TO TABLE THE FOLLOWING ITEM TO OCTOBER 20, 2021**

15. **CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE FOLLOWING SECTIONS OF CHAPTER 12, LAND DEVELOPMENT CODE: ARTICLE III, USE REGULATIONS, SECTION 12-32, PERMITTED USES, SECTION 12-33, GENERAL REGULATIONS, SECTION 12-34, STANDARDS FOR SPECIFIC USES; ARTICLE V, STANDARDS, SECTION 12-88, EXCEPTIONS TO MINIMUM YARD DEVELOPMENT REQUIREMENTS; ARTICLE VI, SITE LANDSCAPING, TREE PRESERVATION AND LAND CLEARING; ARTICLE VII, PARKING; ARTICLE VIII SIGNS, LIGHTING; ARTICLE IX, RURAL LIFESTYLE REGULATIONS; ARTICLE X, PLANNING AND DEVELOPMENT, DIVISION 2, REZONINGS, TEXT AMENDMENTS, SPECIAL PERMITS, VARIANCES AND VACATIONS OR ABANDONMENTS OF RIGHTS-OF-WAY; DIVISION 3, APPLICATIONS FOR FLEXIBILITY, REDEVELOPMENT UNITS AND RELATED PROVISIONS OF THE BROWARD COUNTY COMPREHENSIVE PLAN; DIVISION 6, TEMPORARY USE PERMITS; DIVISION 7, PUBLIC PARTICIPATION; ARTICLE XII, SUBDIVISIONS, SITE PLANS, AND CERTIFICATES OF USE; ARTICLE XIII, SPECIAL PLANNING AREAS AND DISTRICTS, DIVISION 10, REGIONAL ACTIVITY CENTER-ACADEMICAL VILLAGE DISTRICT (RAC-AV); DIVISION 11, REGIONAL ACTIVITY CENTER DISTRICTS; DIVISION 12, TRANSIT ORIENTED CORRIDOR; ARTICLE XIV, DEFINITIONS; ARTICLE XV, WIRELESS TELECOMMUNICATION FACILITIES; ARTICLE XVII, AFFORDABLE HOUSING INCENTIVE PROGRAM; PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.**

**APPLICANT IS REQUESTING TO TABLE THE FOLLOWING ITEM TO JANUARY 19, 2022**

16. **VESTED RIGHTS APPEAL - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON THE VESTED RIGHTS DETERMINATION APPEAL FOR APPLICANT VRD20-130 LOCATED AT 5001 S. UNIVERSITY DRIVE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Tabled from July 28, 2021)**

**VIII. APPOINTMENTS**

17. Committee/Board Appointments

**IX. COMMITTEE RECOMMENDATIONS**

**X. OLD BUSINESS**

**XI. NEW BUSINESS**

## XII. SCHEDULE OF NEXT MEETING

|            |  |
|------------|--|
| <b>Oct</b> | Wed. 20 <sup>th</sup> 6:30 PM Town Council Meeting |
|            |  |
| <b>Nov</b> | Wed. 3 <sup>rd</sup> 6:30 PM Town Council Meeting  |
|            | Wed. 17 <sup>th</sup> 6:30 PM Town Council Meeting |
|            |  |
| <b>Dec</b> | Wed. 1 <sup>st</sup> 6:30 PM Town Council Meeting  |
|            |  |
| <b>Jan</b> | Wed. 5 <sup>th</sup> PM Town Council Meeting       |
|            | Wed. 19 <sup>th</sup> PM Town Council Meeting      |

## XIII. MAYOR AND COUNCILMEMBER COMMENTS

### VICE MAYOR HATTAN

**SOLID WASTE WORKING GROUP** – Vice Mayor Hattan stated that as the town’s representative on the Solid Waste Working Group, she attended the solid waste workshop, where direction was given to renew the inter-local agreement with Broward County for solid waste disposal services. Last month, Broward County sent the renewal of the inter-local agreement for consideration by each participating municipality with a deadline of November 5th, 2021. This renewal was discussed at last week's working group meeting. Vice Mayor Hattan asked staff to provide an update on those discussions.

Assistant Town Administrator Phillip Holste stated that the Town received the draft of the second amendment to the inter-local agreement, were reviewing it and anticipated bringing it back for Town Council consideration in November. Mr. Holste advised that from the standpoint of municipal solid waste, it was the same rate as anticipated. The bulk waste and C&D were still being looked at. For the initial start of the negotiations, Wheelabrator was asking for the same rate for bulk and C&D debris, as they were getting for regular solid waste, which would mean a 30% increase in those disposal costs. Mr. Holste stated that the County had not started the negotiations.

### COUNCILMEMBER LUIS

**ORANGE BLOSSOM** - Councilmember Luis stated that he supported the location change of the Orange Blossom Festival.

**COVID-19** - Councilmember Luis asked if the Town was going to offer COVID-19 booster shots. Chief Downey advised that the Town just got permission from the Department of Health to start administering booster shots.

### COUNCILMEMBER WHITMAN

**HISTORICAL MUSEUM** - Councilmember Whitman stated that the Old Davie School Historical Museum was having an evening of art with friends on Friday, October 8th, 2021 at 7:00 PM.

**NATIONAL FAITH AND BLUE WEEKEND** – Councilmember Whitman invited everyone to join the Town of Davie Police Department at the local church on Saturday, October 9th, from 8:00 AM to

12:00 PM, and the Jewish Federation of Broward County on Sunday, October 10th, from 9:00 AM to 1:00 PM for National Faith and Blue weekend.

**COUNCILMEMBER STARKEY**

**GOLF TOURNAMENT** – Councilmember Starkey stated that the Davie Boys and Girls Club was hosting their golf tournament at the Grand Oaks Caddy Shack Golf Tournament on October 11th, at 7:00 AM. The silent auction was already up online.

**REDISTRICTING** - Councilmember Starkey stated that the Town’s redistricting committee met and have another meeting scheduled for the following Monday at 6:30 PM in the Pine Island Multipurpose Center.

**MAYOR PAUL**

**RODEO** - Mayor Paul announced that the Southeast Circuit Rodeo was scheduled for November 11, 12 and 13.

**BREAST CANCER AWARENESS** - Mayor Paul advised that as October was Breast Cancer Awareness month, she was proud to see the police cars wrapped in pink and the firefighters’ pink shirts.

**ITALIAN HERITAGE** - Mayor Paul announced that October was Italian Heritage month.

**GANDHI STREET NAMING** - Mayor Paul attended the street naming and birthday celebration for Mahatma Gandhi. Mayor Paul thanked everyone on staff for helping with this.

**CHESS CHALLENGE** - Mayor Paul announced that the Mayor’s Chess Challenge was a big success.

**POLICE** - Mayor Paul congratulated the Police Department for apprehending three suspects in an armed robbery where multiple municipalities were involved.

**XIV. TOWN ADMINISTRATOR COMMENTS**

**RICHARD J. LEMACK**

**POLICE** - Mr. Lemack introduced Chief Kinsey. Chief Kinsey provided an update on those attending the Police Academy. In the most recent academy, which was 337, the Town won the Honor Medallion, which was for the best overall recruit. Other awards included the Frankie Shivers Award, Outstanding Physical Fitness Award, and the Overall Academic Award.

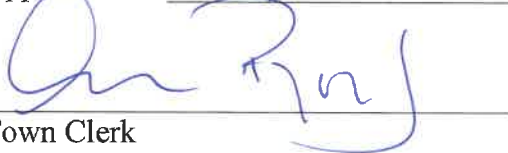
**XV. TOWN ATTORNEY COMMENTS**

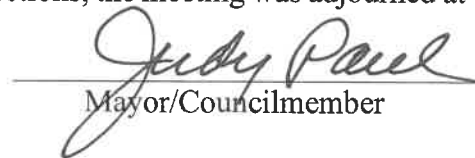
**XVI. ADJOURNMENT**

There being no further business to discuss and no objections, the meeting was adjourned at 7:36 p.m.

Approved on:

3/2/2022

  
Town Clerk

  
Mayor/Councilmember