



# TOWN OF DAVIE

## Town Council Meeting

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### Meeting Minutes

**JUNE 8, 2022**

#### **I. PLEDGE OF ALLEGIANCE**

The meeting was called to order at 6:30 p.m. and was followed by the Pledge of Allegiance led by Girl Scout Troop 14218.

Mayor Paul thanked Troop 14218 for their attendance. She introduced those present as Troop Leader Chelsey Samuelson and Scouts Mackenzie Samuelson, Paige Samuelson, Angelina Rodriguez, Korra Budham, Ella Serrano, Naomi Serrano, Leah Serrano, and Raelyn Rutledge.

#### **II. ROLL CALL**

Present at the meeting were Mayor Paul, Vice Mayor Whitman, Councilmembers Hattan, Starkey, and Luis. Also present were Town Administrator Lemack, Deputy Town Administrator Lewis, Assistant Town Administrator Holste, Town Attorney Weinthal, and Town Clerk Roig.

#### **III. PUBLIC COMMENTS**

Philip Busey stated that he strongly supported protecting and preserving spaces for farmers. Mr. Busey hoped a plan would come forward where the farmers could utilize an area in Robbins Park.

Jason Long from the Tree Amigos Growers is an organic farmer and said that the property on the corner of Flamingo and Orange Drive was up for sale. There were farmers who were operating and managing the 27 acres of farmland. Mr. Long thanked the Town Council for introducing some options for the farmers to relocate to at the last Town Council meeting. He said that the 27-acre property could produce 16% of Davie's vegetable needs and that the soil was the most important part.

Jesse Bastos thanked the Town Council for recently appointing her to the Agricultural and Environmental Advisory Committee. Ms. Bastos stated that she was spending time reading the minutes and agendas from past meetings. She was also read the Farm Guide and Kim Weismantle's. Ms. Bastos wanted to show her support for providing a space for the farmers to continue to grow their crops as discussed at the last Town Council meeting.

Santiago Arroyo, co-owner of Tree Amigos Growers, echoed that the soil was the most important part of farming and how quality produce was grown. Mr. Arroyo advised that the farmers were working on an action plan to gather residents in support of their vision. Mr. Arroyo stated that he was trying to secure a commitment from the developers to allow Ms. McKenzie adequate time until actual development begun on the property, so she can find new farmland, harvest her crops, and pack up her farm. Mr. Arroyo asked for the Town's support and assistance to create the agricultural land loss mitigation program in Broward.

Susan Corey stated that there was a flooding issue in her neighborhood. She understood that the Town had put together a plan to try to bring a new drainage into the neighborhood but was concerned it was not enough. Ms. Corey stated that her neighborhood was affected by the canal system from SR84 down to Orange Drive, from Flamingo to the canal that was to the east of Hiatus Road. Ms. Corey was concerned that with all the new development in her area, the flooding was going to get worse.

Barbara McKenzie stated that she leased the subject property on the corner of Flamingo Road and Orange Drive for farming purposes. Ms. McKenzie stated that she was going to lose the property and the farmers had nowhere to go. She asked for the Town's help in finding a space where the farmers could continue to grow crops.

#### **IV. PRESENTATIONS**

##### **1. Mayor's Scholarship Recipients, Mayor Judy Paul**

Mayor Paul announced that two students from Western High School were chosen as scholarship recipients, Alex Soto and Nicholas Cristea. However their graduation was also held on the same evening as the Council meeting and they were unable to attend.

Mayor Paul introduced Susan Rosano from Nova High School and congratulated her as one of the scholarships recipients. Mayor Paul stated that Ms. Rosano had been active in the community since she was a young and was a nationally recognized debater.

**Councilmember Starkey made a motion to table items #25, 26, and 27 to the July 27, 2022 Town Council meeting as requested by the applicant. The motion was seconded by Councilmember Hattan. In a voice vote, motion carried 5-0.**

**Councilmember Starkey made a motion to table item #33 to the July 27, 2022 Town Council meeting as requested by the applicant. The motion was seconded by Councilmember Luis. In a voice vote, motion carried 5-0.**

**Councilmember Hattan made a motion to table item #34 to the July 27, 2022 Town Council meeting as requested by the applicant. The motion was seconded by Councilmember Starkey. In a voice vote, motion carried 5-0.**

**Councilmember Hattan made a motion to table item #35 to the July 27, 2022 Town Council meeting as requested by the applicant. The motion was seconded by Councilmember Luis. In a voice vote, motion carried 5-0.**

**Councilmember Hattan made a motion to table item #36 to the July 27, 2022 Town Council meeting as requested by the applicant. The motion was seconded by Councilmember Starkey. In a voice vote, motion carried 5-0.**

**Councilmember Hattan made a motion to add item #9 to the Town Council agenda as requested by staff. The motion was seconded by Councilmember Starkey. In a voice vote, motion carried 5-0.**

**The applicant withdrew item #39 from the agenda.**

**Councilmember Hattan made a motion to approve the consent agenda minus item #1, 2, and 3. The motion was seconded by Councilmember Starkey. In a voice vote, motion carried 5-0.**

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

### Proclamations

1. Boys & Girls Club Week (June 25-July 1, 2022)
2. Safety Awareness Month (June 2022)
3. National Caribbean-American Heritage Month (June 2022)

### Minutes

4. January 5, 202 Meeting Minutes (Regular)
5. January 19, 2022 Meeting Minutes (Regular)
6. February 2, 2022 Meeting Minutes (Regular)
7. February 16, 2022 Meeting Minutes (Regular)

### Resolutions

#### Administration

8. **MEMORANDUM OF UNDERSTANDING - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE TOWN OF DAVIE AND COASTAL WASTE AND RECYCLING OF FLORIDA INC. FOR A TEMPORARY FUEL SURCHARGE RELATED TO THE SOLID WASTE, BULK WASTE, CONSTRUCTION AND DEMOLITION DEBRIS AND RECYCLING COLLECTION FRANCHISE AGREEMENT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

### CRA

9. **SPONSORSHIP CONTRIBUTION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA RATIFYING AND APPROVING A SPONSORSHIP CONTRIBUTION IN THE AMOUNT OF \$30,000 TO THE DAVIE PRO RODEO FOR THE 2022 SOUTHEASTERN CIRCUIT FINALS RODEO; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

Engineering

10. **ROADWAY EASEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA ACCEPTING THE ATTACHED PUBLIC ROAD RIGHT OF WAY EASEMENT AGREEMENT FROM FOREST RIDGE MASTER HOMEOWNER ASSOCIATION, INC., AUTHORIZING THE MAYOR TO EXECUTE THE RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
  
11. **AGREEMENT AMENDMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA APPROVING AMENDMENT NO. 1 TO THE INTERLOCAL AGREEMENT BETWEEN THE TOWN OF DAVIE AND BROWARD COUNTY FOR THE SURTAX-FUNDED TRANSPORTATION PROJECT, COLLEGE AVENUE PHASE II ROADWAY IMPROVEMENT PROJECT (DAVI-001); PROVIDING FOR CONFLICT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Information Technology

12. **CONTRACT AMENDMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A SEVENTY-TWO (72) MONTH CONTRACT AMENDMENT AGREEMENT WITH UPLAND SOFTWARE, INC., TO CONTINUE TO PROVIDE FOR ENTERPRISE DOCUMENT IMAGING SOFTWARE AND ASSOCIATED SERVICES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Police

13. **AGREEMENT RENEWAL** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE FRANCHISE AGREEMENT RENEWAL BETWEEN THE TOWN OF DAVIE AND A SUPERIOR TOWING, INC.; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
  
14. **SCHOOL RESOURCE OFFICERS' AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA; AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE SCHOOL BOARD OF BROWARD COUNTY AND THE TOWN OF DAVIE TO PROVIDE FOUR (4) SCHOOL RESOURCE OFFICERS FOR THE 2022 SUMMER SCHOOL PROGRAM SERVING AT THREE (3) ELEMENTARY SCHOOLS AND ONE (1) HIGH SCHOOL FOR A SIX WEEK PERIOD; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Works

15. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AWARDED BID ITB-DS-22-18 FOR TREE PRUNING, REMOVAL, AND STUMP GRINDING SERVICES TO GREEN DREAMS PARADISE CORPORATION AS THE PRIMARY VENDOR AND TO SHERLOCK TREE COMPANY INC AS THE SECONDARY VENDOR, PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR

AN EFFECTIVE DATE.

16. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE BID AWARDED BY BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS TO PROVIDE ROADWAY, DRAINAGE, TRAFFIC & MISCELLANEOUS CONSTRUCTION MADE AVAILABLE THROUGH CONTRACT #PNC2119323B1; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
17. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AWARDED BID ITB-RM-22-24 FOR RIGHT-OF-WAY LANDSCAPE MAINTENANCE TO COCO TREE SERVICE CORP (ZONE 1) FOR A BASE PRICE OF \$272,552 PER YEAR, GREEN DREAMS PARADISE CORPORATION (ZONE 2) FOR A BASE PRICE OF \$236,690 PER YEAR, AND JUNIPER LANDSCAPING OF FLORIDA, LLC (ZONE 3) FOR A BASE PRICE OF \$201,964 PER YEAR AS THE PRIMARY VENDORS, AND TO GREEN DREAMS PARADISE CORPORATION (ZONE 1) FOR A BASE PRICE OF \$450,600 PER YEAR, JUNIPER LANDSCAPING OF FLORIDA, LLC (ZONE 2) FOR A BASE PRICE OF \$247,700 PER YEAR, AND TO COCO TREE SERVICE CORP (ZONE 3) FOR A BASE PRICE OF \$103,332 PER YEAR AS THE SECONDARY VENDORS, PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Utilities

18. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE CONTRACT AWARDED TO EVOQUA WATER TECHNOLOGIES, THROUGH A BID BY THE SANITATION DISTRICT NO.1 OF NORTHERN KENTUCKY (22-002) FOR ODOR AND CORRISION CONTROL SERVICES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
19. **CONTRACT** - RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE CONTRACT AWARDED THROUGH A BID BY SOURCEWELL (FL-R10-CC02-111821-LCC) FOR INDEFINITE DELIVERY-INDEFINITE QUANTITY CONSTRUCTION CONTRACT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
20. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE CONTRACT AWARDED THROUGH A BID BY THE PALM BEACH COUNTY, FLORIDA (ITB# 22-015/SM) FOR LOCATING AND MARKING OF UNDERGROUND UTILITY LINES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
21. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA ACCEPTING THE CONTRACT AWARDED BY PURCHASING COOPERATIVE OF AMERICA, FOR MAINTENANCE AND/OR REPAIRS TO UTILITY REPAIR SERVICES (PCA OD-307-20); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR



AN EFFECTIVE DATE.

22. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA WAIVING FORMAL BIDDING AND ACCEPTING THE BID FROM WOODARD AND CURRAN AS A SINGLE SOURCE SUPPLIER OF SCADA SERVICES FOR THE SYSTEM IV WATER RECLAMATION FACILITY AND THE SYSTEM V WATER TREATMENT PLANT (7351 SW 30 STREET); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Quasi-Judicial Consent Items

23. **Site Plan SP21-199 Ridge Plaza** Outparcel (located within Ridge Plaza approximately 200 feet west of Pine Ridge Drive on the south side of State Road 84, zoned B-3). (See related items #30, 31, & 32)
24. **DELEGATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A DELEGATION REQUEST TO CHANGE THE RESTRICTIVE NOTE ON THE PLAT KNOWN AS "SHERIDAN HOUSE NO. 3"; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (DG22-028 **Sheridan House**, 1700 South Flamingo Road, zoned CF).

**THE APPLICANT HAS REQUESTED TO TABLE THE FOLLOWING ITEMS TO JULY 27, 2022**

25. **Site Plan SP21-352 Reserve at Davie** (Located at the northeast corner of Orange Drive and Flamingo Road, zoned AG). (See related items #26, 27, 33, 34, 35, & 36)
26. **PLAT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A PLAT KNOWN AS "RESERVE AT DAVIE" 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 (**Reserve at Davie**, Located at the northeast corner of Orange Drive and Flamingo Road, zoned AG). (See related items #25, 27, 33, 34, 35, & 36)
27. **FLEX APPLICATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING FLEX APPLICATION FX 22-093 RESERVE AT DAVIE FOR THE ALLOCATION OF RESIDENTIAL FLEXIBILITY IN ACCORDANCE WITH THE BROWARD COUNTY LAND USE PLAN; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (**Reserve at Davie**, Located at the northeast corner of Orange Drive and Flamingo Road, zoned AG). (See related items #25, 26, 33, 34, 35, & 36)

## VI. DISCUSSION OF CONSENT AGENDA ITEMS

### Proclamations

1. Boys & Girls Club Week (June 25-July 1, 2022)

**Councilmember Starkey made a motion to approve item number 1. The motion was seconded by Councilmember Hattan. In a voice vote, motion carried 5-0.**

Councilmember Starkey read the proclamation and presented it to Julie Patterson, Martisha Williams and Ruthie Brown of the Rick & Rita Case Boys & Girls Club.

2. Safety Awareness Month (June 2022)

**Councilmember Starkey made a motion to approve item number 2. The motion was seconded by Vice Mayor Whitman. In a voice vote, motion carried 5-0.**

Vice Mayor Whiteman read the proclamation and presented it to Jose Lugo, Town of Davie Risk Manager.

3. National Caribbean-American Heritage Month (June 2022)

**Councilmember Starkey made a motion to approve item number 3. The motion was seconded by Councilmember Hattan. In a voice vote, motion carried 5-0.**

Mayor Paul read the proclamation and presented it to Steve Higgins, and Consul General from Jamaica Oliver Mayer.

## VII. PUBLIC HEARING

### Ordinance - First Reading (Second and Final Reading to be held on July 27, 2022)

**28. CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE FOLLOWING PROVISIONS OF THE CODE OF ORDINANCES OF THE TOWN OF DAVIE, FLORIDA: CHAPTER 2, ADMINISTRATION, ARTICLE V, BOARDS AND COMMITTEES; SEC. 2-72, BOARD AND COMMITTEE MEMBERSHIP; SEC. 2-73, ADVISORY BOARD AND COMMITTEES; CREATING SEC. 2-73(g), PUBLIC ART ADVISORY COMMITTEE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Attorney 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 Hattan made a motion to approve item #28. The motion was seconded by Councilmember Luis. In a roll call vote, the vote was as follows; Mayor Paul - yes; Vice Mayor Whitman - yes; Councilmember Luis - yes; Councilmember Starkey - yes; Councilmember**

**Hattan - yes. (Motion carried 5-0)**

Quasi-Judicial Public Hearing Items

Ordinance - First Reading (Second and Final Reading to be held on July 27, 2022)

29. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING APPLICATION ZB22-058 THE EDGE, CHANGING THE ZONING DESIGNATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM GRIFFIN CORRIDOR STATE ROAD 7 NODE (SR7N) TO TRANSIT ORIENTED CORRIDOR – SOUTH (TOC-S) DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (**The Edge**, 4801 S State Road 7, zoned SR7N)

Town Attorney 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 to approve item #29. The motion was seconded by Councilmember Hattan. In a roll call vote, the vote was as follows; Vice Mayor Whitman - yes; Councilmember Luis - yes; Councilmember Starkey - yes; Councilmember Hattan - yes; Mayor Paul - yes. (Motion carried 5-0)**

VariANCES

30. **VARIANCE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON VARIANCE APPLICATION “V21-200 RIDGE PLAZA”; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (**Ridge Plaza**, Located within Ridge Plaza approximately 200 feet west of Pine Ridge Drive on the south side of State Road 84, zoned B-3). (**See related items #23, 31, & 32**)

Town Attorney 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.

**Councilmember Hattan made a motion to approve item #30. The motion was seconded by Councilmember Starkey. In a roll call vote, the vote was as follows; Councilmember Luis - yes; Councilmember Starkey - yes; Councilmember Hattan - yes; Mayor Paul – yes; Vice Mayor Whitman - yes. (Motion carried 5-0)**

31. **VARIANCE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON VARIANCE APPLICATION “V22-043 RIDGE PLAZA”; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (**Ridge Plaza**, located within Ridge Plaza approximately 200 feet west of Pine Ridge Drive on the south side of State Road 84, zoned B-3) (**See related items #23, 30 & 32**)

Town Attorney 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.

**Councilmember Hattan made a motion to approve item number 31. The motion was seconded by Councilmember Luis. In a roll call vote, the vote was as follows; Councilmember Starkey - yes; Councilmember Hattan - yes; Mayor Paul - yes; Vice Mayor Whitman - yes; Councilmember Luis - yes. (Motion carried 5-0).**

**32. VARIANCE - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON VARIANCE APPLICATION “V22-044 RIDGE PLAZA”; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Ridge Plaza, Located within Ridge Plaza approximately 200 feet west of Pine Ridge Drive on the south side of State Road 84, zoned B-3). (See related items #23, 30, & 31)**

Town Attorney 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.

**Councilmember Hattan made a motion to approve item number 32. The motion was seconded by Councilmember Mayor Paul. In a roll call vote, the vote was as follows; Councilmember Hattan - yes; Mayor Paul - yes; Vice Mayor Whitman - yes; Councilmember Luis – yes; Councilmember Starkey - yes. (Motion carried 5-0).**

**THE APPLICANT HAS REQUESTED TO TABLE THE FOLLOWING ITEMS TO JULY 27, 2022**

**33. LAND USE PLAN AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING LAND USE PLAN AMENDMENT APPLICATION LA21-348 RESERVE AT DAVIE, AMENDING THE TOWN OF DAVIE COMPREHENSIVE PLAN BY CHANGING THE FUTURE LAND USE MAP DESIGNATION OF CERTAIN LANDS FROM COMMERCIAL AND RESIDENTIAL 1 DU/ACRE TO IRREGULAR RESIDENTIAL 2.3 DU/ACRE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Reserve At Davie, Located at the northeast corner of Orange Drive and Flamingo Road, zoned AG). (See related items #25, 26, 27, 34, 35, & 36)**

**34. REZONING - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING APPLICATION ZB21-349 RESERVE AT DAVIE, CHANGING THE ZONING DESIGNATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM AGRICULTURE (AG) TO LOW MEDIUM DWELLING (R-5) DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Reserve At Davie, Located at the northeast corner of Orange Drive and Flamingo Road, zoned AG). [Supermajority required pursuant to Sec. 12-307(B)] (See related items #25, 26, 27, 33, 35, & 36)**

35. **VARIANCE - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON VARIANCE APPLICATION “V21-350 RESERVE AT DAVIE”; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Reserve At Davie, Located at the northeast corner of Orange Drive and Flamingo Road, zoned AG). (See related items #25, 26, 27, 33, 34, & 36)**

36. **VARIANCE - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON VARIANCE APPLICATION “V22-053 RESERVE AT DAVIE”; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Reserve at Davie, Located at the northeast corner of Orange Drive and Flamingo Road, zoned AG). (See related items # 25, 26, 27, 33, 34, & 35)**

**VIII. APPOINTMENTS**

37. Committee/Board Appointments

**IX. COMMITTEE RECOMMENDATIONS**

**X. OLD BUSINESS**

38. Coalition Against Bigger Trucks

**Councilmember Starkey made a motion to approve item number 38. The motion was seconded by Councilmember Hattan. In a voice vote, motion carried 5-0.**

**XI. NEW BUSINESS**

**XII. SCHEDULE OF NEXT MEETING**

**Councilmember Luis made a motion to cancel the October 5, 2022 Town Council meeting. The motion was seconded by Councilmember Hattan. In a roll call vote, motion carried 5-0.**

<b>July 27, 2022</b>	4:00 p.m. Second Budget Workshop
	6:30 p.m. Town Council Meeting
<b>August 3, 2022</b>	6:30 p.m. Town Council Meeting
<b>August 17, 2022</b>	6:30 p.m. Town Council Meeting

### **XIII. MAYOR AND COUNCILMEMBER COMMENTS**

#### **MAYOR PAUL**

**GRADUATES** - Mayor Paul congratulated the graduates in Davie and all the students that went to private schools, and parochial schools who were graduating.

**FIREWORKS** - Mayor Paul asked if the fireworks signs could be put out earlier this year. Mayor Paul also asked that signs be placed in those areas that were specifically requested by residents.

**ROY ROGERS** - Mayor Paul received a letter from Roy Rogers thanking Bill Cahee who came to look at the drainage at 31<sup>st</sup> Street in Davie East. Mr. Rogers wanted to thank Mr. Cahee for his professional service.

#### **VICE MAYOR WHITMAN**

**TOWN HALL** - Vice Mayor Whitman announced that the Town Hall closeout ceremony was a few days away and invited everyone to stop by the former Town Council Chambers to say goodbye.

**PEDESTRIAN BRIDGE** - Vice Mayor Whitman announced that the George Anderson pedestrian bridge reopened. Vice Mayor Whitman thanked Jonathan Vogt and Abidemi Ajayi for their work on this project.

**CHILD SAFETY SEAT** - Vice Mayor Whitman reminded the public that on the second Saturday of every month, the Davie Police Department hosted a child safety seat installation program from 9:00 AM to 12:00 PM at CarMax located at 7420 West State Road 84.

**JUNE** - Vice Mayor Whitman wished all those born in a June a happy birthday.

#### **COUNCILMEMBER LUIS**

**STORM** - Councilmember Luis thanked the staff for the work they did following the last storm. His area experienced heavy rain and flooding and he saw Town staff in his neighborhood trying to clear storm drains.

**FARMERS** - Councilmember Luis stated that in relation to the farmers who spoke tonight, he would like to ask Mr. Lemack to investigate having a space for the farmers in the Farm Park. This provided ample time to get the soil ready. The Town Council supported Mr. Lemack looking into this option.

#### **COUNCILMEMBER HATTAN**

**COMMUNITY FORUM** - Councilmember Hattan stated that during the community district forums, one of the segments included the Fire-Rescue Department urging all residents to complete a medical profile that was held in a four-by-five packet that was magnetic for the refrigerator. The fire and police personnel are trained to look for this medical file when entering a home to render aid. Councilmember Hattan advised that she filled out her file and encouraged other to do so as well.

#### **COUNCILMEMBER STARKEY**

**TAKE A KID FISHIN** - Councilmember Starkey stated that the Take a Kid Fishin' event was rescheduled for June 25<sup>th</sup> due to the heavy rains.

**RODEO** - Councilmember Starkey announced that the Davie Pro Rodeo was holding an event on June 24<sup>th</sup> and 25<sup>th</sup>.

**FATHER'S DAY** - Councilmember Starkey wished everyone a happy Father's Day.

**XIV. TOWN ADMINISTRATOR COMMENTS**

**RICHARD J. LEMACK**

**PUBLIC WORKS** - Mr. Lemack recognized Osdel Larrea and the staff in the Public Works Department for all their work pre-storm, during the storm, and post-storm. Staff was still evaluating how the Town could help alleviate some of the areas that experienced flooding.

**XV. TOWN ATTORNEY COMMENTS**

**ALLAN WEINTHAL**

**FLORIDA LEAGUE OF CITIES** - Mr. Weintal advised that the Town received an email from the Florida League of Cities asking if the Town wanted to provide some information to them concerning a lawsuit. In Santa Rosa County, which was in the Panhandle by Pensacola, the City of Gulf Breeze had a municipal golf course similar to the Town of Davie which was operated by a for-profit entity. Mr. Weintal advised that the property appraiser's office of that county filed suit against the City of Gulf Breeze regarding their tax-exempt status. The Florida League of Cities was looking to write an amicus brief on behalf of the City of Gulf Breeze regarding the tax-exempt status. The case started in the special magistrate and the County Court ruled in favor of the city. The case then went to the DCA who ruled in favor of the property appraiser. The Florida Supreme Court was now going to hear the case. The Town Council supported Mr. Weintal providing the requested information and working with the attorney from the Florida League of Cities regarding the Brown versus City of Gulf Breeze case.

**OPIOID SETTLEMENT** - Mr. Weintal provided an updated on opioid settlement. As of Monday, Mr. Lemack signed on to four more settlement documents. This was the Walgreens settlement, CVS, Endo Health Solutions, and Teva Pharmaceuticals. Mr. Weintal stated he was unsure as to when the Town would receive the money but would notify Town Council when it came in. The money had to be used in relation to opioid-related services.

**XVI. ADJOURNMENT**

There being no further business to discuss and no objections, the meeting was adjourned at 7:45 p.m.

Approved on: October 19, 2022

  
Town Clerk

  
Mayor/Councilmember