



TOWN OF DAVIE

Town Council Meeting

Meeting Minutes

NOVEMBER 16, 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 Judge Kenneth Gottlieb.

Steve Higgins sang the national anthem.

II. ROLL CALL

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

III. INVOCATION

Pastor Mark Coleman and Rabbi Cheryl Jacobs gave the invocation.

IV. OATH OF OFFICE

Vice Mayor Whitman - Town Clerk Evelyn Roig administered the oath of office.

Councilmember Hattan - Judge Kenneth Gottlieb administered the oath of office.

Councilmember Starkey - Town Clerk Evelyn Roig administered the oath of office.

Councilmember Luis - Judge Kenneth Gottlieb administered the oath of office.

Mayor Paul – Donna Evans administered the oath of office.

V. INCOMING MAYOR/COUNCILMEMBER'S REMARKS

Vice Mayor Whitman thanked everyone for attending. Vice Mayor Whitman stated that she represented District 1 for the past two years and contributed to positive change in the community and engaging with the residents. She thanked her fellow councilmembers for their support and praised Town staff. She stated that she looked forward to serving the next 4 years.

Councilmember Luis stated that it was an honor to be on Town Council. Councilmember Luis talked about how special Davie was and the opportunities he had while serving. He praised staff and stated that it was a pleasure working with everyone. He said it was a privilege to serve another 4 years.

Councilmember Starkey stated that her service as Councilmember for District 3 started over 20 years ago. When she began in March 2001, the focus was on fiscal responsibility, protecting open space and recreational activities, keeping the Town safe, supporting local business and promoting local home rule authority. She was proud of the Town's Triple A Bond rating, one of only 8 cities in the State. Councilmember Starkey stated that the Town Council made great achievements with protecting hundreds of acres from development and used for open space. She thanked District 3 residents and businesses for trusting her to serve their needs.

Councilmember Hattan quoted a poem; *No Man Is An Island* and compared it to her long tenure serving District 2. Councilmember Hattan stated that she was no stranger to service as she was a teacher for 39 years and felt that the way she could best serve the community was on the Town Council. She was proud to serve with her fellow councilmembers.

Mayor Paul stated she was starting her fifth term as Mayor. Mayor Paul thanked her family and friends for their support. She stated that the shared Town Council successes was seen through the developments with a mindset of preserving open space and maintaining the cowboy roots. She stated that the Town had award winning departments and thanked the department heads and staff. Her passions were honoring veterans, horses, and agriculture – maintaining it in Broward County. Mayor Paul said that development was inevitable but must be kept it under control and do it smart.

VI. SELECTION OF VICE CHAIR

Councilmember Hattan made a motion, seconded by Vice Mayor Whitman to select Councilmember Luis as Vice Mayor. In a voice vote, all voted in favor. (Motion carried 5-0)

Councilmember Whitman provided a farewell speech as vice mayor stating it was an honor and privilege to serve as Vice Mayor and thanked Town Council for the opportunity.

VII. PRESENTATIONS

VIII. APPROVAL OF CONSENT AGENDA

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

Proclamations

1. National Nurse Practitioner Week (November 13-19, 2022)

Resolutions

Budget and Finance

2. **BUDGET TRANSFERS** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING BUDGET TRANSFERS WITHIN THE ESTIMATED REVENUES AND APPROPRIATIONS FOR FISCAL YEAR 2022; APPROVING THE FINAL BUDGET; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Fire

3. **SCRIVENER'S ERROR** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, CORRECTING A SCRIVENER'S ERROR ON RESOLUTIONS 2019-080 AND 2020-053 REGARDING THE DISCREPANCY BETWEEN "UNTIL TERMINATION" AND "RENEWALS HANDLED ADMINISTRATIVELY"; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
4. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING A GRANT FROM VOLUNTEER FLORIDA TO PURCHASE PERSONAL PROTECTIVE EQUIPMENT, COMMUNICATIONS EQUIPMENT, MEDICAL SUPPLIES AND OPERATIONAL EQUIPMENT FOR THE DAVIE COMMUNITY EMERGENCY RESPONSE TEAM (CERT), IF AWARDED; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.
5. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING A GRANT FROM VOLUNTEER FLORIDA TO PURCHASE EQUIPMENT FOR THE CITIZENS CORPS (CADET) PROGRAM, IF AWARDED; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Planning and Zoning

6. **RIGHT-OF-WAY TRANSFER** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE TRANSFER OF CERTAIN SEGMENTS OF RIGHT-OF-WAY FROM BROWARD COUNTY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Works

7. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE BID AWARDED BY REGION 14 EDUCATION SERVICE CENTER (ESC) THROUGH CONTRACT # 07-100 FOR PROVIDING OUTSIDE FURNITURE TO LANDSCAPE FORMS, INC; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
8. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE BID AWARDED BY THE CITY OF PLANTATION THROUGH CONTRACT #072-21 CITYWIDE ELECTRICAL SERVICES TO IMPERIAL ELECTRICAL INCORPORATED; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
9. **BID SELECTION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE BID AWARDED BY THE CITY OF AVENTURA THROUGH CONTRACT IFB# 22-02-24-3 ELECTRICAL MAINTENANCE SERVICES TO UNIVERSAL ELECTRIC OF FLORIDA, INC.; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney

10. **INTERLOCAL AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE TOWN OF DAVIE FOR AIRPORT ZONING REGULATIONS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

11. **MEMORANDUM OF UNDERSTANDING** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN OF DAVIE AND HHC-DAVIE, LLC. REGARDING IMPROVEMENTS TO LIFT STATION 13; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

IX. DISCUSSION OF CONSENT AGENDA ITEMS

1. National Nurse Practitioner Week (November 13-19, 2022)

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

Councilmember Hattan read the proclamation.

X. 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 4801 S STATE ROAD 7, DAVIE, FL, FOLIO NUMBER 504136210010, 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. (4801 S State Road 7, zoned TOC-S)

Mayor Paul announced this was the first reading and the second reading was scheduled for December 7, 2022.

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.

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

13. **LAND INVENTORY - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING AN INVENTORY OF TOWN-OWNED LANDS AND DETERMINING SUITABILITY OF SUCH LANDS FOR AFFORDABLE HOUSING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

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.

Councilmember 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; Vice Mayor Luis - yes; Councilmember Starkey - yes; Councilmember Hattan- yes; Mayor Paul - yes. (Motion carried 5-0).

Quasi- Second and Final Readings

14. **AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING CHAPTER 16, ARTICLE I, SECTION 16-7 CODE OF ORDINANCES TITLED “SMOKING AND VAPING PROHIBITED IN OUTDOOR AREAS IN TOWN PARKS”; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Approved on first reading on October 16, 2022. In a roll call vote: Councilmember Luis - yes; Councilmember Starkey - yes; Mayor Paul - yes; Vice Mayor Whitman - yes; Councilmember Hattan - yes.) (Motion carried 5-0)**

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.

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

15. **LAND USE PLAN AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING LAND USE PLAN AMENDMENT APPLICATION LA21-113 SPYKES GROVE, AMENDING THE TOWN OF DAVIE COMPREHENSIVE PLAN BY CHANGING THE FUTURE LAND USE PLAN MAP DESIGNATION OF CERTAIN LANDS FROM COMMERCIAL TO RESIDENTIAL 10 DU/ACRE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Spykes Grove, 7250 Griffin Road, zoned Griffin Corridor District - West Gateway Zone and A-1) (Approved on first reading on November 2, 2022. In a roll call vote: Councilmember Starkey - yes; Mayor Paul - yes; Vice Mayor Whitman - yes; Councilmember Hattan - yes; Councilmember Luis - yes.) (Motion carried 5-0) [Supermajority required per Sec. 12-304(E)] (see related item #16)**

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.

Councilmember 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; Councilmember Hattan- yes; Mayor Paul - yes. (Motion carried 5-0).

Quasi-Judicial Public Hearing Items
Ordinances - Second and Final Readings

16. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING APPLICATION ZB21-114 SPYKES GROVE, CHANGING THE ZONING DESIGNATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM AGRICULTURE (A-1) DISTRICT TO GRIFFIN CORRIDOR DISTRICT – WEST GATEWAY ZONE; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (**Spykes Grove**, 7250 Griffin Road, zoned Griffin Corridor District - West Gateway Zone and A-1) (tabled from August 3, 2022) (**Approved on first reading on November 2, 2022. In a roll call vote: Mayor Paul - yes; Vice Mayor Whitman - yes; Councilmember Hattan - yes; Councilmember Luis - yes; Councilmember Starkey - yes.**) (Motion carried 5-0) [Supermajority required pursuant to Sec. 12-307(B)] (see related item #15)

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.

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

17. **VACATION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING APPLICATION VA 22-039 AUSTIN, VACATING A 25-FOOT RIGHT-OF-WAY, A 20-FOOT DRAINAGE EASEMENT, AND A 12-FOOT UTILITY EASEMENT, ORIGINALLY ESTABLISHED WITHIN THE PLEASANT ACRES PLAT, RECORDED IN PLAT BOOK 131, PAGE 48, OF THE OFFICIAL RECORDS OF BROWARD COUNTY, FLORIDA; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Approved on first reading on November 2, 2022. In a roll call vote: Vice Mayor Whitman - yes; Councilmember Hattan - yes; Councilmember Luis - yes; Councilmember Starkey - yes; Mayor Paul - yes.) (Motion carried 5-0) (VA 22-039 Austin) [Supermajority required pursuant to Sec. 12-432(C)]

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.

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

Resolution

18. **VARIANCE** – A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, TAKING FINAL ACTION ON A VARIANCE APPLICATION V22-098 GOLGAS; PROVIDING FOR A CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (V22-098 Golgas, 4450 South Pine Island Road, Zoned B-3).

Town Attorney Allan Weinthal read the resolution by title.

Mayor Paul opened the public hearing portion of the meeting.

Rod Feiner, Coker and Feiner, appeared on behalf of the applicant.

Mayor Paul closed the public hearing portion of the meeting.

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

XI. APPOINTMENTS

19. Committee/Board Appointments

XII. COMMITTEE RECOMMENDATIONS

XIII. OLD BUSINESS

XIV. NEW BUSINESS

XV. SCHEDULE OF NEXT MEETING

December 7, 2022	6:30 p.m. Town Council Meeting
January 4, 2023	6:30 p.m. Town Council Meeting
January 18, 2023	6:30 p.m. Town Council Meeting
February 1, 2023	6:30 p.m. Town Council Meeting
February 15, 2023	6:30 p.m. Town Council Meeting

XVI. MAYOR AND COUNCILMEMBER COMMENTS

COUNCILMEMBER WHITMAN

COMMUNITY EMERGENCY RESPONSE TEAM (CERT) - Councilmember Whitman announced that 12 Davie community members graduated from the 8-week CERT program. CERT members can assist others in the neighborhood or workplace following event when public safety personnel were not immediately available.

ARTS & CRAFT SHOW - Councilmember Whitman announced the long-awaited show was on Saturday and Sunday from 9:00 a.m. to 4:00 p.m. The show would have handcrafted gifts and plants.

CHILD SAFETY SEAT INSTALLATION - Councilmember Whitman stated that the Davie Police Department was hosting their monthly child safety seat installation on Saturday, November 19th by appointment only at the CarMax parking lot.

TEACH & TEA LET'S PAINT EVENT - Councilmember Whitman stated that the event was schooled for November 19th, 1:00 p.m. at the Old Davie School.

VETERAN'S DAY CEREMONY - Councilmember Whitman attended the ceremony that was held on Friday. She enjoyed listening to the speeches from guest speakers, Reverend Dianne Alexander, and Colonel Greg Smith. She was proud of staff pulling off this seamless ceremony.

VICE MAYOR LUIS

VICE MAYOR - Vice Mayor Luis thanked his colleagues for the honor of being appointed vice mayor.

COUNCILMEMBER STARKEY

POPULATION - Councilmember Starkey stated that the 6th billion person was born in the world the day before. She added that with increase in population it creates health issues, safety issues and housing needs.

THANKSGIVING - Councilmember Starkey wished everyone a happy Thanksgiving.

COUNCILMEMBER HATTAN

EDUCATIONAL FOUNDATION - Councilmember Hattan stated that she and Leona Henry were nominated and elected as directors with the Davie Cooper City Chamber of Commerce Educational Foundation.

DAVIE ROAD IMPROVEMENT - Councilmember Hattan complimented Jonathan Vogt, Town Engineer and his staff who worked on the road improvements and lighting.

HURRICANE IAN BENEFIT CONCERT - Councilmember Hattan was proud to announce that the benefit was very successful.

MAYOR PAUL

DAVIE ROAD IMPROVEMENT - Mayor Paul expressed her appreciation and pride with the road improvements on Davie Road in time for the rodeo.

RODEO - Mayor Paul wanted to thank the Parks & Recreation staff that worked during rodeo making this a great event. She stated that most did not know the work that was needed behind the scenes.

BREAKFAST WITH THE MAYOR - Mayor Paul stated that the breakfast was reinstated monthly and was scheduled to take place at Marando Farms on Thursday, November 17th.

TOWN OF DAVIE 97TH BIRTHDAY - Mayor Paul stated Flashback Diner donated a birthday cake in honor of this milestone.

WESTERN HIGH SCHOOL - Mayor Paul stated that it appeared the PA morning noise was resolved and thanked the Town of Davie Police, code compliance and Mr. Lemack. She noted this required a lot of work to resolve.

ZONA VILLAGE - Mayor Paul received a call from Jeremy Bedzow, Zona Village. He advised that their property management hosted a nationwide contest called "Tell Your Story". Contestants submitted a 2-minute video describing a charity that impacted them. The contestants and charity each won prizes. This year's winner was a resident of Zona Village who submitted the charity, Heart2Heart Outreach.

STEVEN CUMMINGS AWARD - Mayor Paul announced that the Town received the Outstanding Support for Key Clubs Broward County award. She thanked Fred Siegel and Bob Roth.

XVII. TOWN ADMINISTRATOR COMMENTS

RICHARD J. LEMACK

ELECTION - Town Administrator Lemack congratulated Mayor and Town Council on their unprecedented re-election. He added it was an added benefit to work with the Town Council based on their historic knowledge and passion demonstrated to others which resonated across the entire Town.

HURRICANE IAN BENEFIT CONCERT - Town Administrator Lemack stated that on November 6, 2022, the Town partnered with the Davie Cooper City Chamber of Commerce at the direction of Town Council and held a fund-raiser to benefit west-coast residents that were impacted by hurricane Ian at the rodeo grounds. The event raised \$14,409.12 for Neighbors4Neighbors.

XVIII. TOWN ATTORNEY COMMENTS

ALLAN WEINTHAL

SETTLEMENT FUNDS - Mr. Weinthal signed on to the Opioid settlement and advised that some of the funds would be received in a short period of time. In addition, the Walmart settlement was signed, and it would some time to receive the funds.

XIX. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 7:41 p.m.

Approved on: January 18, 2023


Town Clerk


Mayor/Councilmember