City of Hollywood

Hollywood City Hall 2600 Hollywood Blvd Hollywood, FL 33020 http://www.hollywoodfl.org



Meeting Minutes

Wednesday, October 18, 2023 1:00 PM

Commission Chambers Room 219

Regular City Commission Meeting

CITY COMMISSION
Josh Levy, Mayor
Adam Gruber, Vice Mayor - District 4
Caryl Shuham, Commissioner - District 1
Linda Hill Anderson, Commissioner - District 2
Traci Callari, Commissioner - District 3
Kevin Biederman, Commissioner - District 5
Idelma Quintana, Commissioner - District 6

George R. Keller, Jr., CPPT, City Manager Douglas R. Gonzales, City Attorney Patricia A. Cerny, City Clerk The Regular City Commission Meeting of the City of Hollywood, Florida, was called to order by Mayor Levy on Wednesday, October 18, 2023 at 1:11 PM in the City Commission Room, Room 219, 2600 Hollywood Blvd., Hollywood, Florida.

1. Moment of Silence

Mayor Levy called upon Assistant Chief Devlin who announced the two year anniversary of the passing of Officer Chirino and Lieutanant Graham.

Mayor Levy announced the passing of Vice Mayor Gruber's father, Maurice Gruber.

Mayor Levy asked that the victims of the terrorist attack be remembered.

- 2. Pledge of Allegiance
- 3. Recognition of Veterans, Active Service Personnel & Their Families
- 4. Roll Call

Present: Commissioner Caryl Shuham, Commissioner Linda Anderson,

Commissioner Kevin D. Biederman, Commissioner Idelma Quintana

and Mayor Josh Levy

Absent: Commissioner Traci Callari and Vice Mayor Adam Gruber

Note: Commissioner Callari arrived at the meeting at 1:19 PM.

CONSENT AGENDA

<u>ACTION:</u> Motion was made by Commissioner Callari, which was seconded by Commissioner Quintana, to Approved on Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

5. R-2023-319

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Establishing A Sister Cities Advisory Committee; Providing For The Purpose And Duties Of The Committee; Providing For The Number Of Committee Members; Providing Criteria For Committee Membership; Providing For Length Of Term Of The Committee.

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

6. R-2023-320

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Regular City Commission Meeting Minutes Of May 3, 2023.

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

7. R-2023-321

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Regular City Commission Meeting Minutes Of May 17, 2023.

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

9. R-2023-323

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute A Two-Year Agreement With CIGNA For An Employee Assistance Program For An Amount Not To Exceed \$141,398.40.

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

10. R-2023-324

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Execute An Authorization To Proceed With The Corradino Group, Professional Consulting Services For The Preparation Of The Final Permitting, And Construction **Specifications** The Replacement And Widening Of The Johnson Street Bridge For A Total Amount Not To Exceed \$589,008.78.

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

11. R-2023-325

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Apply For And Accept The Federal Emergency Management Agency And The Department Of Homeland Security FY2023 Assistance To Firefighters Grant In An Amount Not To Exceed \$1,400,000.00 To Purchase Equipment To Refurbish The Fire Rescue Training Tower; Authorizing The Expenditure Of Matching Funds In An Amount Not To Exceed \$127,272.73; Authorizing The Appropriate City Officials To Execute All Grant Documents.

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

12. R-2023-326

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Execute A Miscellaneous Appropriations Grant Agreement With The Hollywood Art And Culture Center, Inc. For The Provision Of Cultural Services Through Visual Arts, Performing Arts And Educational Programming, In The Amount Of \$205,000.00.

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

13. R-2023-327

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Execute An Agreement With The Hollywood Art And Culture Center, Inc. For The Purpose Of Coordinating And Managing Cultural Arts Programming Services At Hollywood Central Performing Arts Center In The Amount Of \$70,000.00; In Accordance With Section 38.41(C)(9) Of The Procurement Code. (Best Interest)

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

14. R-2023-328

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Ratifying The Submission Of An Application To The Office Of The Attorney General, State Of Florida, To Receive The Fiscal Year 2023/2024 Victims Of Crime Act Grant; Authorizing The Appropriate City

Officials To Accept The Grant In An Approximate Amount Of \$91,448.00; Authorizing The Appropriate City Officials To Execute All Grant Documents.

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

15. R-2023-329

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Execute A Blanket Purchase Agreement With Allied Universal Corporation, For The Supply And Delivery Of Sodium Hypochlorite 12% Solution In An Annual Amount Up To \$725,000.00, For An Initial Term Of Two Years, Based On The Southeast Florida Governmental Purchasing Cooperative Group Contract No. 497 In Accordance With Section 38.41(C)(5) Of The Procurement Code. (Piggyback)

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

16. R-2023-330

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Ratifying The City Manager's Approval Of A Purchase Order To Ferguson Waterworks, Inc. For The Purchase Of 25 Fire Hydrants In The Amount Of \$82,038.10 In Accordance With Section 38.41(C)(1) Of The City's Procurement Code. (Emergency Purchases)

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

17. R-2023-331

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Execute An Authorization To Proceed For Work Order Number H&S 24-01 With Hazen And Sawyer, P.C. For In-House Support Services, On An As-Needed Basis, In An Amount Up To \$300,000.00.

<u>ACTION:</u> This Resolution was moved by Commissioner Callari, which was seconded by Commissioner Quintana and adopted on the Consent Agenda. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

17A. R-2023-338

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Condemning The Brutal Attack On The State Of Israel By The Foreign Terrorist Organization Hamas; Supporting The State Of Israel's Right To Defend Itself; Urging The President And Congress To Provide Emergency Assistance To The State Of Israel.

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Mayor Levy read the resolution, summarized the recent terrorist attacks against Israel, and read the speech of President Biden.

<u>ACTION:</u> Motion was made by Commissioner Callari, which was seconded by Commissioner Shuham, to adopt the Resolution. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

18. P-2023-090

A Proclamation In Recognition Of National Red Ribbon Week, October 23-31, 2023.

Commissioner Quintana read the proclamation in recognition of National Red Ribbon Week, October 23-31, 2023.

Melissa Saur, Adjutant, accepted the proclamation and thanked the Commission for the recognition.

21. P-2023-091

Presentation By Ryon Coote, Community Development Division Manager, To Provide An Overview On The 17th Judicial Circuit Community Court For The City Of Hollywood.

Ryon Coote, Community Development Division Manager, provided a presentation on the community court program..

Chief Judge Jack Tutor provided additional information in the 17th Judicial Circuit Community Court program.

Judge Corey Amanda Cawthorn and Judge Florence Taylor Barner provided additional information on the program.

Discussion ensued among the Judges and members of the Commission.

22. R-2023-334

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Accept Federal Funds From The U.S. Department Of Justice, Office Of Justice Programs, Bureau Of Justice Assistance FY23 Community Courts Initiative Grant Program, In The Amount Of \$532,305.00, For The City Of Hollywood Community Court Initiative; Authorizing The Appropriate City Officials To Execute All Applicable Grant Documents And Agreements.

<u>ACTION:</u> Motion was made by Commissioner Shuham, which was seconded by Commissioner Callari, to adopt the Resolution. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

19. R-2023-332

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Making Findings And Designating As A Brownfield Area Real Property Located At 309 And 421 N. 21st Avenue And 2031 Polk Street, Hollywood, Florida 33020, To Be Known As University Station Green Reuse Area, For The Purpose Of Rehabilitation, Job Creation And Promoting Economic Redevelopment; Authorizing The City Of Hollywood To Notify The Florida Department Of Environmental Protection Of The Designation. (21-DP-43a)

The Mayor announced the ordinance was advertised in conformance with Florida Statutes and City Codes. The public hearing was opened; there being no one present who wished to speak, the public hearing was declared closed.

ACTION: Motion Commissioner which was made by Quintana, seconded Commissioner Biederman, to adopt the by Resolution. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

23. R-2023-335

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Accept The State Of Florida Department Of Environmental Protection Resilient Florida Program Grant, In The Amount Of \$3,255,000.00 For The Lakes Neighborhood Exfiltration - Phase 1 Project; Authorizing The Required Matching Funds In The Amount Of \$3,255,000.00; And Authorizing The Appropriate City Officials To Execute All Grant Documents And Agreements For The Project.

<u>ACTION:</u> Motion was made by Commissioner Shuham, which was seconded by Commissioner Anderson, to adopt the Resolution. On a voice vote the motion passed 6-0. Vice Mayor Gruber was absent.

24. R-2023-336

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute A Third Amendment Renewing The Agreement For Recyclables Processing Services With Waste Connections Of Florida, Inc. In An Estimated Amount Of \$1,900,000.00 Over A Five-Year Period.

Joseph Kroll, Director of Public Works, explained the intent of the resolution.

Discussion ensued among staff and members of the Commission.

Douglas Gonzales, City Attorney, responded to concerns raised by the Commission.

Discussion ensued among staff and members of the Commission.

Grant Smith, Representing Waste Connections, provided additional information on the proposed amendment.

<u>ACTION:</u> Motion was made by Commissioner Shuham, which was seconded by Commissioner Anderson, to adopt the Resolution with an amendment to the contract termination clause in case Broward Waste Authority has a new program in which the City wants to participate and to provide 180 day notice by either party to terminate the contract. On a voice vote the motion passed 6-0. Commissioner Gruber was absent.

25. R-2023-337

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Ratifying The City Manager's Approval Authorizing The Appropriate City Officials To Bind The Policies For Excess Liability, Excess Workers' Compensation Insurance, Pollution Liability, Marina Package, Blanket Accident, Storage Tank Liability, Deadly Weapon/Active Shooter, EMT Professional Liability, And Cyber Liability For An Amount Not To Exceed \$1,659,640.00 For Which Quotes Were Solicited By Aon Risk Services West, Inc.

<u>ACTION:</u> Motion was made by Commissioner Shuham, which was seconded by Commissioner Anderson, to adopt the Resolution. On a voice vote the motion passed 6-0. Commissioner Gruber was absent.

8. R-2023-322

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving General Fund Agency Grants To Certain Non-Profit To Organizations Providing Social Services City Of Hollywood Residents; Authorizing The Appropriate City Officials To Miscellaneous Appropriations Agreements With Each Organization For A Total Allocation Of Funding Not To Exceed \$180,000.00; Amending The Fiscal Year 2024 Adopted Operating Budget. (R-2023-300)

Discussion ensued among members of the Commission.

Laurette Jean, Director of Budget and Performance Management, explained the intent of the resolution.

Discussion ensued among staff and members of the Commission.

Patricia Cerny, City Clerk, provided additional information.

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Discussion ensued among staff and members of the Commission.

1409 Rodman Siobhan McLaughlin, Street. expressed personal opinions/concerns.

ACTION: Motion was made by Commissioner Biederman, which Commissioner was seconded by Callari, to continue the Resolution to the November 1, 2023 Commission meeting at 1:00 a voice vote the motion Hall. On Commissioner Shuham and Commissioner Anderson were opposed. Commissioner Gruber was absent.

20. R-2023-333 A Resolution Of The City Commission Of The City Of Hollywood, Florida, Considering The Application For Zoning Relief Pursuant To Section 5.8 Of The Zoning And Land Development Regulations By Bet Midrash Ohr For The Establishment Of A Ha-Chayim Ha-Kadosh Inc. Educational School Facility At The Property Located At 1720 Harrison Street, In Accordance With The City's Zoning And Land Development Regulations. (23-ZR-70)

The Mayor announced the ordinance was advertised in conformance with Florida Statutes and City Codes.

Douglas Gonzales, City Attorney, explained the quasi-judicial procedures and 5.08(c) Land Development matters to take public comments. Levy asked if there was any objection to waiving the quasi-judicial procedures, being there was an objection the quasi-judicial procedures were not waived.

The City Commission declared their ex-parte communications.

The City Clerk swore in those persons who will provide testimony.

Barbara Riesberg, Attorney for Staff, entered into record as "Staff Exhibit A" all back up by staff of 33 separate items and the staff powerpoint, except staff's backup of roman numeral 27 (the applicants exhibits dated October 10, 2023).

Barbara Riesberg, Attorney for Staff, provided an opening statement and presentation of case.

Barbara Riesberg, Attorney for Staff, called Andria Wingett, Director of Development Services, as a witness to provide testimony.

Jason Gordon, Attorney for the Appellant, cross examined Andria Wingett.

Keith Poliakoff, Attorney for Party Intervenor, cross examined Andria Wingett.

Commissioner Shuham left the meeting at 2:45 PM and returned at 2:46 PM.

Jason Gordon, Attorney for the Appellant, provided an opening statement and presentation of case.

Upon an objection by Keith Poliokoff, Attorney for Party Intervenor, Douglas Gonzales, City Attorney, read into the record the quasi-judicial procedures as it pertains to timely submitting of documents.

Jason Gordon, Attorney for the Appellant, continued the presentation of his case.

The City Commission questioned Jason Gordon.

Keith Poliakoff, Attorney for Party Intervenor, provided an opening statement and presented their case.

Keith Poliakoff, Attorney for Party Intervenor, submitted all their records into evidence as "Intervenor Exhibit 1" including items A thru O.

Keith Poliakoff, Attorney for Party Intervenor, called upon Jeff Katims, Trans Systems Corporation, as a witness to provide testimony.

The City Commission asked questions of Jeff Katims and he responded to them.

The following individuals expressed personal opinions/concerns:

- 1. Sue Gunzburger, 803 N Southlake Drive
- 2. Ann Ralston, 326 S 14th Avenue
- 3. Terry Cantrell, 745 Harrison Street
- 4. Mark Butler, 1930 Jackson Street
- 5. Joy Saterlee, Art and Cultural Center

Jason Gordon, Applicant, provided closing argument.

Commissioner Anderson left the meeting at 3:49 PM and returned at 3:54 PM.

Keith Poliakoff, Attorney for the Intervenor, provided closing argument.

Barbara Riesberg, Attorney for Staff, provided closing argument.

Douglas Gonzales, City Attorney, provided instructions to the Commission and read an email from Vice Mayor Gruber as requested by him.

Deliberations by the City Commission.

<u>ACTION:</u> Motion was made by Commissioner Callari, which was seconded by Commissioner Shuham, to deny the Resolution. On a voice vote the motion passed 6-0. Commissioner Gruber was absent.

The Commission recessed at 4:26 PM and reconvened at 4:40 PM with Vice Mayor Gruber absent.

27. Commissioner Shuham, District 1

Anniversary

Commissioner Shuham announced the 2nd year anniversary of the passing of Officer Chirino and Lieutenant Graham. She stated the City lost two wonderful Police Officers and she wanted to thank those that participated in the run/walk event and luncheon in their honor.

Observation of Professionalism

Commissioner Shuham stated she was impressed with the Police Department's response to an incident this past Sunday. She stated anyone who was observing the scene would have noticed how calm, professional, and well-trained the officers were.

Cardboard Race

Commissioner Shuham thanked all those involved in the successful cardboard boat race last weekend. She stated the event was a lot of fun and there were over 60 entries that she helped to judge.

Traffic Calming

Commissioner Shuham stated the traffic calming meeting, which took place to educate residents on the projects that are ongoing in district one, was successful. She thanked the Department of Design and Construction Management team for providing the updates.

Blue Ribbons

Commissioner Shuham stated she wanted to share the news that the Hollywood Arts and Science School (HASS) received a Blue-Ribbon School Award. She stated the HASS Principal received the 2023 Terra Bell Award for Outstanding School Leadership.

Dune Planting

Commissioner Shuham announced on Saturday, the Broward County Parks and Adopt a Dune program will host a dune planting at North Beach. She stated the information for the event is on the Broward County Park website and also on the adopt a dune website. Commissioner Shuham stated everyone is welcome to come out and plant some dunes.

Grapes 4 Grades Fund Raiser

Commissioner Shuham announced on Wednesday October 25, 2023 at 6:00 PM the Chamber of Commerce will hold a Grapes 4 Grades fund raiser at the Dania Beach Improv. She stated the event will be a roast on Chris O'Brien, Police Chief, and all the proceeds will go to the Broward Education Foundation.

28. Commissioner Anderson, District 2

Thank You

Commissioner Anderson thanked Commissioner Quintana for the successful Commission in the Community Event. She stated the event was very informative and those that attended enjoyed their time.

District 2 Master Plan Meeting

Commissioner Anderson announced on October 25, 2023, there will be a District 2 masterplan meeting at the Dr. Martin Luther King, Jr., Community Center. She stated anyone interested should come and join the meeting.

Traffic Calming

Commissioner Anderson stated a traffic calming meeting for District 2 will be held at McNicol Community Center on October 23, 2023, at 7:00 PM.

Condolences

Commissioner Anderson expressed her condolences to all in Israel and all the families that have been affected. She added she hopes the war ends soon.

29. Commissioner Callari, District 3

Condolences

Commissioner Callari expressed her sincere condolences to all the victims' families that are in Israel.

Thank you

Commissioner Callari thanked everyone for the recognition of Officer Chirino and Lieutenant Graham. She stated she is thankful to be a part of a strong organization that stands together through the tough times.

30. Vice Mayor Gruber, District 4

Message from Vice Mayor

Mayor Levy stated he spoke with Vice Mayor Gruber who was unable to attend the meeting today and he asked the Mayor to share with everyone that both Officer Chirino and Lieutenant Graham were on his mind today.

31. Commissioner Biederman, District 5

Commissioner Biederman he has no further comments.

32. Commissioner Quintana, District 6

Thank you

Commissioner Quintina thanked the principal and staff of Orange Brook Elementary School, her colleagues, other elected officials, and City staff for all their participation in the Commission in the Community event. She stated she has all the notes and will be acting on them.

Reading For The Record

Commissioner Quintana announced the Reading For The Record event on October 26th. She stated this year's book is titled "Lots of Love". She encouraged everyone to sign up and be a part of the event.

Community Connector Volunteer

Commissioner Quintana stated she would like to take an opportunity to recruit any District 6 resident as a Community Connector volunteer. She stated there is a grant available that will help develop the community.

Condolences

Commissioner Quintana stated her heart is filled with heaviness for all the human loss in the past few weeks. She stated she wrote a friend about the war in Israel and that she is hoping peace will arrive soon.

33. Mayor Levy

Thank you

Mayor Levy thanked everyone for their comments and stated it has been a tough ten days and a difficult loss for the Jewish Community. He thanked everyone who attended the vigil at Mara Giulianti Park. He thanked the Police and Fire personnel for their support in making residents feel secure. Mayor Levy stated he lost 5 members of his extended family in Israel and took a moment to memorialize them.

Proclamation for Ronald Hady

Commissioner Biederman read the proclamation in recognition of Ronald Hady, October 18, 2023.

Jaime Hernandez, Emergency and Governmental Affairs Manager, along with the CERT team members recognized the passing of CERT member and City resident Ronald Hady.

Commissioner Callari left the meeting at 5:15 PM.

34. City Attorney

Forever Chemicals

Douglas Gonzales. Citv Attorney, stated that there has been communication from outside council regarding the Aqueous Film-Forming Foams (AFFF) Litigation also known as forever chemicals that are in our water system. He stated there is a class action lawsuit, that is seeking the City to join. He requested authorization to enter a retainer and join the litigation group.

<u>ACTION:</u> Motion was made by Commissioner Shuham, which was seconded by Commissioner Quintana, to authorize the City Attorney to sign the retainer and join the litigation. On voice vote the motion passed 5-0. Commissioner Callari and Vice Mayor Gruber were absent.

26. CITIZENS' COMMENTS

The following individuals expressed personal opinions/concerns:

- 1. Ann Ralston, 326 S 14th Avenue
- 2. Andrew Ruffner, Hollywood Historical Society
- 3. Andre Brown, 2316 Mayo Street
- 4. Jeff Oliverio, 1134 Jefferson Street
- 5. Siobhan McLauglin, 1409 Rodman Street

- 6. Catherine Uden, 1120 Lyonstree Street
- 7. Carmella Gardner, 2239 Freedom Street

35. City Manager

Positive Outcome

George R. Keller, Jr., City Manager, encouraged all who are interested in City events and meetings to go to the City's website. He encouraged everyone to work together and be positive to overcome the negativity and hate.

36.	The meeting	ı adiourned	at 5:42 PM.

Patricia A. Cerny, MMC		
City Clerk		
Hollywood, Florida		

Approved on:	