



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

**Government Center
4800 W. Copans Road
Coconut Creek, FL**

**Date: June 23, 2016
Time: 7:00 p.m.**

CALL TO ORDER

Vice Mayor Rydell called the meeting to order at 7:04 p.m.

PRESENT UPON ROLL CALL:

Vice Mayor Joshua Rydell
Commissioner Lou Sarbone
Commissioner Rebecca A. Tooley
Commissioner Sandra L. Welch
City Manager Mary C. Blasi
City Attorney Terrill C. Pyburn
City Clerk Leslie Wallace May

Commissioner Tooley made a motion to excuse Mayor Belvedere from the meeting, and Commissioner Welch seconded it. All were in favor, and the motion carried.

Vice Mayor Rydell asked all to rise for the pledge of allegiance led by the Coconut Creek Honor Guard.

PRESENTATION(S)

- 1. 16-83** A CEREMONY RECOGNIZING THE PROMOTIONS OF SERGEANT CHRIS MARKLAND AND SERGEANT FRED HOFER TO LIEUTENANT.

Police Chief Butch Arenal welcomed those in attendance and gave an individual history of Police Lieutenant Hofer's and Police Lieutenant Markland's experience and accomplishments. He then individually invited each of them to come forward with their families for the badge pinning ceremony. Afterward, Lieutenant Markland addressed the Commission, his colleagues, and the audience.

Following the Promotions Ceremony, Police Chief Arenal presented the video of the Police Department's Running Man Challenge. He acknowledged that the Coconut Creek Police Department was challenged by the City of Coral Springs and that Coconut Creek now challenged the City of Punta Gorda and the City of Margate.

The Commission took a three-minute recess, and the meeting reconvened at 7:41 p.m.

INPUT FROM RESIDENTS OF COCONUT CREEK

There was no input from the residents.

Due to the recent implementation of the “time certain” for Regular Agenda items, the Commission moved forward with Item 5. The City Manager’s Report, City Attorney’s Report, Commission Communications, and the Consent Agenda were heard afterward.

CITY MANAGER REPORT

City Manager Mary C. Blasi noted that the Broward County Commission recently approved the Property Assessed Clean Energy (PACE) Program, which allows residents to make energy improvements to their homes financed through assessments on their property tax bill. She asked for a consensus from the Commission to opt-in to the Program, allowing Coconut Creek residents to participate. Consensus was given.

CITY ATTORNEY REPORT

City Attorney Pyburn had no report.

COMMISSION COMMUNICATIONS

Commissioner Tooley commented that portions of the Community Center were tagged with graffiti recently and asked that cameras be installed at city parks to address the issue. City Manager Blasi reported that staff was working to purchase cameras for the city parks.

Commissioner Welch requested that the monthly operations report continue to include development updates for surrounding cities. Ms. Rose noted that staff has been including impactful development, but there may be times where there is nothing new to report. Commissioner Welch commented on the installation of entrance gates at city parks and asked if they will be added to the entry of Sabal Pines Park. Director of Public Works Jim Berkman responded that gates were added to many of the city parks, and staff was working to obtain quotes for the gates at Sabal Pines Park. He noted that gates would be added to Windmill Park with the new renovations. Commissioner Welch commended the Police Department for their work, especially for its participation in the Juvenile Civil Citation Program. At a recent meeting she attended, Coconut Creek was incorrectly singled out as not participating in the Juvenile Civil Citation Program; in which she later informed the speaker that Coconut Creek is actively involved in the Program. She noted the prevalence of mental illness and asked for consensus for the Police Department staff to receive crisis intervention training, and City Manager Blasi informed her that the Police Chief was looking into the training.

Commissioner Welch asked for consensus to spend \$520 to attend the Florida League of Cities (FLC) Annual Conference in Hollywood. City Manager Blasi asked if any other Commissioners were interested in attending the FLC Conference. Consensus was given for Commissioner Welch, Commissioner Tooley, and Vice Mayor Rydell to attend.

Commissioner Sarbone noted that the *Lime Fresh Mexican Grill* restaurant in the Promenade had closed and that *Rubio’s Coastal Grill* was scheduled to open at the location in September.

Vice Mayor Rydell requested staff to provide more inclusive development updates for neighboring cities on the monthly operations report. He commented on the Municipal Civil Citation Program and stated he would like to have another workshop on the issue. Vice Mayor Rydell commended Police Officer Escobar for his recent award from *MADD* and Officer Saldana for going above and beyond the call of duty in helping a homeless man. He thanked the Public Works staff, Police Department staff, and Fire Rescue for their quick response to the recent emergency issue at the Regional 911 Call Center. He recognized Media Production Specialist John Hartzell and Sergeant Brandi DeVecchio for their work on

the Running Man Challenge Video.

CONSENT AGENDA (Items 2, 3, and 4)

2. **16-79** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2016-0428WS, 2016-0428R, 2016-0512S, 2016-0512R, 2016-0526R)

3. **RES
2016-144** A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS WITH GRECO INTERNATIONAL CORP. AND SKKV PROPERTY MAINTENANCE, LLC TO PROVIDE NUISANCE ABATEMENT SERVICES ON AN AS NEEDED BASIS, PURSUANT TO BID NO. 04-27-16-10.

4. **RES
2016-150** A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED MUTUAL AID AGREEMENT FOR LAW ENFORCEMENT SERVICES BETWEEN THE CITY OF COCONUT CREEK AND THE SEMINOLE TRIBE OF FLORIDA.

MOTION: Tooley/Welch – To approve Consent Agenda Item Nos. 2, 3, and 4.

Upon roll call, the motion was passed by a 4-0 vote.

REGULAR AGENDA

Sustainable Development

5. **ORD
2016-28** AN ORDINANCE APPROVING THE REZONING REQUEST OF CRYSTALIS INC. AND CLARITY POINTE DEVELOPMENT PARTNERS, LLC, TO REZONE FROM A-1 (AGRICULTURAL DISTRICT) TO O-2 (LOCAL OFFICE) FOR THE PROPERTY LEGALLY DESCRIBED IN EXHIBIT “A.” (FIRST READING) (QUASI-JUDICIAL)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Tooley/Welch – To adopt Ordinance No. 2016-28.

City Attorney Pyburn read the quasi-judicial proceedings. City Clerk May confirmed that the advertising requirements were met for both quasi-judicial items and swore in the witnesses. City Attorney Pyburn asked if there were any disclosures or ex parte communications on the item, and the Commission stated there were none.

Director of Sustainable Development Sheila Rose presented the item. Mr. Donaldson Hearing, representing Clarity Pointe, introduced himself and noted that he was present to answer any questions.

Vice Mayor Rydell opened the public hearing. There were no questions or comments from the public, and the public hearing was closed.

Commissioner Welch asked for clarification on the traffic impacts to Tradewinds Elementary School, and Ms. Rose stated that no negative impacts were anticipated.

Upon roll call, the Ordinance was passed by a 4-0 vote.

6. **ORD 2016-22** AN ORDINANCE AMENDING ORDINANCE NO. 2008-033, AS AMENDED BY ORDINANCE NO. 2012-018, WHICH APPROVED THE GROVE PARC PLANNED COMMERCE DISTRICT (PCD), AS AMENDED BY ORDINANCE NO. 2014-012, AND HEREBY APPROVING THE REZONING AND MODIFICATION REQUEST OF ALFRED D. GRIFFIN, JR. AND KIM G. GRIFFIN, DANIEL E. LAMBERT IRREVOCABLE TRUST, AND COCONUT CREEKS HOTEL, LLLP, TO INCLUDE ADDITIONAL PROPERTY AND TO PROVIDE FOR SITE DESIGN STANDARDS AND PERMITTED USES. (FIRST READING) (QUASI-JUDICIAL)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Tooley – To adopt Ordinance No. 2016-22.

Vice Mayor Rydell explained that agenda items 6 through 9 all related to the Residence Inn project and could be discussed collectively. He asked if there were any disclosures or ex parte communications for items 6 through 9, and the following disclosures were made:

- Commissioner Tooley met with the Applicant’s representative, Attorney Scott Backman. She also spoke with several residents who were opposed to the hotel project in the previously proposed location.
- Commissioner Welch met with Attorney Backman and visited the proposed site location with Ms. Rose.
- Commissioner Sarbone spoke with Mr. Butters during an event held at American Top Team. He discussed the matter with resident Steve Hall.
- Vice Mayor Rydell met with the Applicant, Seth Fellman, at City Hall and Attorney Backman on several occasions.

City Attorney Pyburn asked the Applicant if there was any objection to grouping items 6 through 9 together, and the Applicant had no objection.

Ms. Rose presented the item. Bonnie Miskel from Dunay, Miskel, and Backman, LLP, representing the Applicant, introduced herself and began a PowerPoint presentation overview of the Residence Inn project and the proposed site.

Ms. Rose commented on the future traffic signal study for the area and discussed tree mitigation for the site.

Vice Mayor Rydell opened the public hearing. There were no questions or comments from the public, and the public hearing was closed.

Commissioner Welch asked for clarification on the traffic analysis, and Traffic Engineer Stephanie Kinlen from Kimley-Horn responded. Vice Mayor Rydell asked the Applicant about their public outreach efforts, and Ms. Miskel confirmed the outreach efforts made by the Applicant with no objections from the neighboring residential communities. Ms. Rose read into the record a letter

of support from American Top Team. Discussion ensued regarding the Residence Inn product line and the proposed facility. The Applicant, Seth Fellman, introduced himself and spoke about the banquet facility that would be included in the hotel design.

Upon roll call, the Ordinance passed by a 4-0 vote.

7. **ORD 2016-23** AN ORDINANCE VACATING, RELEASING, AND ABANDONING PLATTED LANDSCAPE BUFFER PARCELS FOR THE PROJECT KNOWN AS RESIDENCE INN BY MARRIOTT LOCATED NORTH OF THE SAWGRASS EXPRESSWAY ON THE EAST SIDE OF NORTH STATE ROAD 7. (FIRST READING) (PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Welch – To adopt Ordinance No. 2016-23.

Vice Mayor Rydell opened the public hearing. There were no questions or comments from the public, and the public hearing was closed.

Upon roll call, the Ordinance passed by a 4-0 vote.

8. **ORD 2016-27** AN ORDINANCE VACATING, RELEASING, AND ABANDONING A UTILITY EASEMENT FOR THE PROJECT KNOWN AS RESIDENCE INN BY MARRIOTT LOCATED NORTH OF THE SAWGRASS EXPRESSWAY ON THE EAST SIDE OF NORTH STATE ROAD 7. (FIRST READING) (PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Welch – To adopt Ordinance No. 2016-27.

Vice Mayor Rydell opened the public hearing. There were no questions or comments from the public, and the public hearing was closed.

Upon roll call, the Ordinance passed by a 4-0 vote.

9. **RES 2016-147** A RESOLUTION GRANTING A WAIVER FROM THE REQUIREMENTS FOR THE UNDERGROUND PLACEMENT OF UTILITIES FOR THE PROJECT KNOWN AS RESIDENCE INN LOCATED NORTH OF THE SAWGRASS EXPRESSWAY ON THE EAST SIDE OF NORTH STATE ROAD 7.

Vice Mayor Rydell read the Resolution title into the record.

MOTION: Tooley/Welch – To adopt Resolution No. 2016-147.

Ms. Rose presented the item.

Upon roll call, the Resolution passed by a 4-0 vote.

10. **RES 2016-143** A RESOLUTION ADOPTING THE FISCAL YEAR (FY) 2016-2017 ACTION PLAN, WHICH INCLUDES THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) BUDGET, FOR COMMUNITY PLANNING AND DEVELOPMENT PROGRAMS. (PUBLIC HEARING)

Vice Mayor Rydell read the Resolution title into the record.

MOTION: Tooley/Welch – To adopt Resolution No. 2016-143.

Vice Mayor Rydell opened the public hearing. There were no questions or comments from the public, and the public hearing was closed.

Upon roll call, the Resolution passed by a 4-0 vote.

11. **ORD 2016-21** AN ORDINANCE AMENDING THE CODE OF ORDINANCES CHAPTER 2, "ADMINISTRATION," BY AMENDING ARTICLE V, "BOARDS, COMMISSION AND COMMITTEES," BY AMENDING DIVISION 5, "LOCAL HOUSING ASSISTANCE," SECTION 2-255, "AFFORDABLE HOUSING ADVISORY COMMITTEE" IN ORDER TO REDEFINE THE NUMBER AND REQUIRED PROFESSIONAL CREDENTIALS OF MEMBERS, TO REDEFINE THE TERM OF OFFICE, AND TO REDEFINE THE MEETING REQUIREMENTS PURSUANT TO STATE LAW. (FIRST READING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Tooley/Sarbone – To adopt Ordinance No. 2016-21.

Ms. Rose presented the item.

Upon roll call, the Ordinance passed by a 4-0 vote.

City Attorney

12. **ORD 2016-20** AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE LEASE AGREEMENT WITH T-MOBILE SOUTH, LLC, WHICH PROVIDES FOR THE LEASE OF CITY LAND AT THE CITY'S COMMUNITY CENTER FOR A COMMUNICATIONS TOWER AND RELATED EQUIPMENT. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Tooley – To adopt Ordinance No. 2016-20.

Vice Mayor Rydell opened the public hearing. There were no questions or comments from the public, and the public hearing was closed.

Upon roll call, the Ordinance passed by a 4-0 vote.

13. **ORD 2016-26** AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE SECOND AMENDMENT TO THE LEASE AGREEMENT WITH METROPCS, LLC, WHICH PROVIDES FOR THE CONTINUED LEASING OF CITY LAND FOR A COMMUNICATIONS TOWER AND A MODIFICATION TO THE LOCATION OF EQUIPMENT ON THE TOWER AT SABAL PINES PARK. (FIRST READING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Tooley – To adopt Ordinance No. 2016-26.

City Attorney Pyburn presented the item.

Upon roll call, the Ordinance passed by a 4-0 vote.

14. **ORD 2016-29** AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE SECOND AMENDMENT TO THE LEASE AGREEMENT WITH T-MOBILE SOUTH, LLC, WHICH PROVIDES FOR THE CONTINUED LEASING OF CITY LAND FOR A COMMUNICATIONS TOWER AND A MODIFICATION AND INCREASE IN THE AMOUNT OF T-MOBILE'S EQUIPMENT ON THE TOWER IN EXCHANGE FOR AN INCREASE IN RENT. (FIRST READING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Tooley/Welch – To adopt Ordinance No. 2016-29.

City Attorney Pyburn presented the item.

Upon roll call, the Ordinance passed by a 4-0 vote.

City Manager

15. **RES 2016-161** A RESOLUTION RESCINDING RESOLUTION NO. 2016-124 RELATING TO THE IMPOSITION OF A ONE CENT INFRASTRUCTURE SALES SURTAX UPON VOTER APPROVAL; APPROVING A COMPROMISE SALES SURTAXES PROPOSAL BETWEEN THE PARTICIPATING BROWARD MUNICIPALITIES AND BROWARD COUNTY; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE TRANSPORTATION SYSTEM AND INFRASTRUCTURE SURTAXES INTERLOCAL AGREEMENT, AND SUPPORTING THE COUNTY'S PLACEMENT OF A 30 YEAR ONE HALF-CENT INFRASTRUCTURE SALES SURTAX AND A 30 YEAR ONE-HALF CENT COUNTYWIDE TRANSPORTATION SYSTEM SALES SURTAX ON THE NOVEMBER 8, 2016 GENERAL ELECTION BALLOT. (ADDENDUM)

Vice Mayor Rydell read the Resolution title into the record.

MOTION: Welch/Tooley – To adopt Resolution No. 2016-161.

City Manager Blasi presented the item. Discussion ensued regarding the compromise proposal. City Attorney Pyburn emphasized that the Commission could educate the public on the surtaxes, but could not advocate one way or the other on the matter. Discussion ensued regarding

opportunities to adjust the millage rate should the surtaxes be approved and regarding the requirement to approve the Interlocal Agreement for the City to receive funding from the surtaxes.

Upon roll call, the Resolution passed by a 4-0 vote.

ADJOURNMENT

The meeting was adjourned at 9:01 p.m.

Transcribed by: Marianne Bowers

Leslie Wallace May, MMC
City Clerk

Date