



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

Government Center
4800 W. Copans Road
Coconut Creek, FL

Date: September 8, 2016
Time: 7:00 p.m.

CALL TO ORDER

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

PRESENT UPON ROLL CALL:

Mayor Mikkie Belvedere
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

Mayor Belvedere asked all to rise for the Pledge of Allegiance led by the Coconut Creek Honor Guard. Vice Mayor Rydell wished City Attorney Pyburn a happy birthday.

PRESENTATIONS

- 1. 16-103** A SWEARING-IN CEREMONY FOR FIVE NEW POLICE OFFICERS:
GEE BETHANCOURT, GAVIN HENRY, RICARDO PADRON,
ANDREW REYNOLDS, AND NICHOLAS SCHERR.

Police Chief Arenal welcomed the new police officers and their families. He introduced each of the new Officers and asked them and their families to come forward for the badge pinning ceremony. Following the badge pinning, the Oath of Office was administered by the City Clerk.

- 2. 16-108** A CEREMONY RECOGNIZING THE PROMOTION OF OFFICER
KEVIN VALADE TO SERGEANT.

Police Chief Arenal spoke about Police Sergeant Kevin Valade's accomplishments and invited him and his family to come forward for the badge pinning ceremony.

- 3. 16-119** A PROCLAMATION RECOGNIZING SEPTEMBER 21, 2016, AS
"INTERNATIONAL DAY OF PEACE."

Commissioner Tooley read the Proclamation into the record.

INPUT FROM RESIDENTS OF COCONUT CREEK

Joanne Thuna, 4167 NW 22 Street, Coconut Creek, Vice President of the Pond Apple Place III Condominium Association, read an email she wrote to Utility Engineer Dennis Westrick expressing her

gratitude for staff's assistance with correcting the broken water pipe in her neighborhood. She asked if the City provides signage that advises residents to pick up dog waste, and Director of Sustainable Development Sheila Rose responded to her question.

Steve Hall, 6214 NW 45 Terrace, Coconut Creek, thanked the City Commission for their efforts regarding Waste Management's recent permit application to the Florida Department of Environmental Protection (FDEP) for a deep injection well. He mentioned a petition he started in opposition to the permit application, which already had collected 1,500 signatures. He asked the City Commission for help with educating him on the issue as he organized a movement to oppose the permit application. City Manager Blasi thanked Mr. Hall for his efforts and commented that the City Commission and City Attorney are working diligently on the issue, as well as the City's State Representative and the Broward County Commission.

City Attorney Pyburn advised that Agenda Item 10, Ordinance No. 2016-40 regarding solicitors, canvassers, and panhandlers, was pulled from the agenda and would be postponed to the September 22, 2016 City Commission Meeting in light of a recent court case involving the City of Tampa. She explained that the City needed the opportunity to review this new case prior to moving forward with the Ordinance.

Due to the implementation of the "time certain" for Consent and Regular Agenda items, the City Manager Report, City Attorney Report, and Commission Communications were heard after the Regular Agenda.

CITY MANAGER REPORT

City Manager Blasi noted that the First Budget Public Hearing would be held on September 14, 2016 at 7 p.m. following a Commission Workshop at 5 p.m.

CITY ATTORNEY REPORT

City Attorney Pyburn noted that the Commission Workshop on September 14, 2016 would include ethics training for the City Commission as well as the City Manager's annual evaluation.

COMMISSION COMMUNICATIONS

Commissioner Tooley noted that a workshop would be held on September 10, 2016 for all Broward County elected officials to discuss the One Cent Surtax referendum questions that will be on the November Ballot. She noted that she was unable to attend the FDEP hearing on Waste Management's permit application for a deep injection well because she had been out of town.

Commissioner Welch said she was disappointed with how the FDEP handled the Waste Management permit application hearing. She commended the City's staff for their efforts regarding the opening of *Career Source Broward* in their new location on the Education Corridor and noted that she had forwarded a letter from the agency thanking the staff for their assistance. She spoke about the Monarch High School Advisory Council meeting she attended and announced that a new club was started at the school called *HOPE Sunshine*, which helps students affected by suicide. She reported that Coconut Creek High School's new Magnet Program has 103 enrollees. She asked for consensus to attend the Energy Environment and Natural Resources Committee Meeting for the Florida League of Cities on October 28, 2016 in Orlando, and consensus was given.

Commissioner Sarbone spoke about the FDEP hearing and noted several changes that FDEP should make to the hearing process. He commented on recent events in the media regarding not standing during the National Anthem.

Vice Mayor Rydell asked for City Manager Blasi to meet with resident Steve Hall to educate him on the administrative process regarding Waste Management's deep injection well permit, and she agreed. He updated the Commission on his discussions with the Margate City Commission regarding the Alpha 250 site. He asked the Commission for consensus to bring forth a resolution urging the Broward County School Board to mandate that full-time nurses be provided in all Broward County public schools, and consensus was given. He commended Police Lieutenant Rob Wehmeyer, Police Sergeant Darren Karp, and Police Officer Beth Micallef for their assistance with reuniting a lost Fort Lauderdale resident with her family.

Mayor Belvedere commended the Police Department for their assistance with responding to an incident at Wynmoor earlier in the week. She commented that the Broward County Metropolitan Planning Organization (MPO) was awarded an \$11.4 million TIGER Grant by the U.S. Department of Transportation for the Complete Streets Initiative and that a celebration would be held on October 19, 2016 at 10 a.m. at the C-13 Canal in Lauderdale Lakes. She spoke about the One Cent Surtax referendum questions that will be on the November ballot. She noted that a shred-a-thon and prescription drop-off event would be held at the Community Center on September 10, 2016 at 10 a.m., and that a household hazardous waste drop-off event would be held the same day at City Hall at 9 a.m.

CONSENT AGENDA (Items 4, 5, 6, and 8)

Consent Agenda Item 7 was pulled by Commissioner Welch and heard during the Regular Agenda.

4. **16-104** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2016-0728WS, 2016-0728R, 2016-0810WS, 2016-0811R)
5. **16-109** A MOTION TO REJECT RFP NO. 07-27-16-10 FOR FITNESS EQUIPMENT MAINTENANCE AND REPAIR SERVICES.
6. **RES 2016-200** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT WITH SUNGARD PUBLIC SECTOR, LLC FOR PENTAMATION SOFTWARE LICENSE AND MAINTENANCE SERVICES.
8. **RES 2016-228** A RESOLUTION AFFIRMING THE CITY'S OPPOSITION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S WEAKENING OF RESTRICTIONS THAT WOULD ALLOW AN INCREASE IN THE RELEASE OF TOXIC CHEMICALS INTO FLORIDA'S WATERS; URGING THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY NOT TO APPROVE THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S NEW RESTRICTIONS; DIRECTING THE APPROPRIATE CITY OFFICIALS TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION.

Mayor Belvedere read the titles into the record.

MOTION: Tooley/Rydell – To approve Consent Agenda Item Nos. 4, 5, 6, and 8.

Upon roll call, the motion was passed by a 5-0 vote.

REGULAR AGENDA

Finance Department

7. **RES 2016-213** A RESOLUTION DECLARING CERTAIN CITY-OWNED PROPERTY AS SURPLUS AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO DISPOSE OF SAID PROPERTY AS DESCRIBED IN THE ATTACHED LIST.

Mayor Belvedere read the Resolution title into the record.

MOTION: Welch/Rydell– To adopt Resolution No. 2016-213.

Commissioner Welch asked for clarification on the computers and phone system surplus items. Finance and Administrative Services Director Karen Brooks clarified that the computers would be given to ARC Broward and the phone system would be auctioned. Discussion ensued regarding the value of the items.

Upon roll call, the Resolution passed by a 5-0 vote.

Police Department

9. **RES 2016-208** A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED STATE AND LOCAL TASK FORCE AGREEMENTS WITH THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION (DEA), TO ALLOW THE CITY TO PARTICIPATE IN TWO GROUPS OF THE SOUTHEAST REGIONAL TASK FORCE.

Mayor Belvedere read the Resolution title into the record.

MOTION: Rydell/Welch – To adopt Resolution No. 2016-208.

Police Chief Arenal presented the item. Discussion ensued regarding training and the partnership with the DEA.

Upon roll call, the Resolution passed by a 5-0 vote.

- ~~10. **ORD 2016-40** AN ORDINANCE AMENDING CHAPTER 16, "OUTDOOR SALES AND ACTIVITIES," ARTICLE I, "IN GENERAL," SECTIONS 16-1, "PURPOSE AND INTENT," 16-2, "DEFINITIONS," AMENDING ARTICLE IV, "SOLICITOR REGULATIONS," SECTION 16-5, "SOLICITOR REGULATIONS," AND ENACTING A NEW SECTION 16-6, "PROHIBITED ACTS REGARDING SOLICITATION, PEDDLING, AND PANHANDLING." (FIRST READING)~~

Item 10 was removed from the Agenda.

Finance Department

11. **ORD 2016-36** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A ONE YEAR EXTENSION TO THE FRANCHISE AGREEMENT WITH EMERALD TRANSPORTATION CORPORATION. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Welch – To adopt Ordinance No. 2016-36.

City Manager Blasi presented the item. Mayor Belvedere 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 5-0 vote.

12. **ORD 2016-37** AN ORDINANCE AMENDING ORDINANCE NO. 2000-21, AS AMENDED BY ORDINANCE NOS. 2007-020 AND 2010-026, TO PROVIDE FOR A PROCEDURE TO RECLASSIFY, CORRECT, OR REVISE THE FIRE PROTECTION SERVICES ASSESSMENT FOR INDIVIDUAL TAX PARCELS AND PROVIDING FOR THE APPLICATION OF MULTIPLE PROPERTY USE CATEGORIES FOR TAX PARCELS WITH MIXED USES. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Rydell – To adopt Ordinance No. 2016-37.

Mayor Belvedere 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 5-0 vote.

Sustainable Development

13. **ORD 2016-39** AN ORDINANCE AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE," ARTICLE III, "ZONING REGULATIONS," DIVISION 4, "ACCESSORY USES AND STRUCTURES," SUBDIVISION V, "REGULATIONS FOR THE USE AND CONTROL OF SIGNS," IN ORDER TO UPDATE THE CITY'S LEGISLATIVE FINDINGS, DEFINITIONS, AND REGULATIONS APPLICABLE TO SIGNS TO MAKE THEM CONSISTENT WITH RECENT CHANGES TO FEDERAL LAW. (FIRST PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Tooley/Welch – To adopt Ordinance No. 2016-39.

Sustainable Development Director Sheila Rose presented the item. City Attorney Pyburn

summarized the case the law that warranted the changes and commented that the changes would bring the City’s Sign Code into legal compliance. Discussion ensued.

Upon roll call, the Ordinance passed by a 5-0 vote.

ADJOURNMENT

The meeting was adjourned at 8:26 p.m.

Transcribed by: Marianne Bowers

Leslie Wallace May, MMC
City Clerk

Date