



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

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

**Date: May 13, 2021
Time: 7:00 p.m.
Regular Meeting No. 2021-0513R**

CALL TO ORDER

Mayor Tooley called the meeting to order at 7:00 p.m.

PRESENT UPON ROLL CALL:

Mayor Rebecca A. Tooley
Vice Mayor Joshua Rydell
Commissioner Lou Sarbone
Commissioner Sandra L. Welch
Commissioner Jacqueline Railey
City Manager Karen M. Brooks
City Attorney Terrill C. Pyburn
City Clerk Leslie Wallace May

Mayor Tooley asked all to rise for the Pledge of Allegiance.

Mayor Tooley explained that Governor Ron DeSantis' Executive Order 20-52, as continuously extended, and Section 252.38, Florida Statutes, authorized all local governments to waive procedures and formalities otherwise required by both state and local law as necessary to allow local governments to continue to perform public work and take whatever prudent action is necessary to ensure the health, safety, and welfare of the community. She noted that the meeting was being conducted live with a quorum physically present consistent with the Governor's Order and State law. City Attorney Pyburn explained the procedures for public participation and comment for the meeting.

PRESENTATIONS

- 1. 21-102** A PRESENTATION FROM THE FLORIDA CITY AND COUNTY MANAGEMENT ASSOCIATION RECOGNIZING THE CITY OF COCONUT CREEK FOR 45 YEARS AS A COUNCIL-MANAGER FORM OF GOVERNMENT.

Sarah Hannah-Spurlock, representing Florida City and County Management Association, presented the City Commission and City Manager Brooks with a certificate to mark the milestone.

- 2. 21-067** A SWEARING-IN CEREMONY FOR NEW POLICE OFFICER JOHN V. RYSIEJKO.

Police Chief Arenal read a brief statement, introducing Officer John V. Rysiejko and noted his swearing-in was delayed due to COVID-19. City Clerk Leslie Wallace May administered the oath of office to Officer Rysiejko, followed by the badge-pinning ceremony.

- 3. 21-095** A PRESENTATION RECOGNIZING THIS YEAR'S TEEN POLITICAL FORUM PARTICIPANTS.

Assistant to the City Manager Bernadette Hughes provided a brief history of the program and

congratulated the students for hosting a successful virtual event in light of the pandemic. She presented certificates of recognition and t-shirts to the students from each of the four schools. She noted that Atlantic Technical Center had the highest number of participants and won the annual trophy plus a \$500 donation to the school. She thanked the schools and recognized Broward College for the administrative support to help make the event a success.

4. **21-091** A PROCLAMATION RECOGNIZING MAY 2021 AS “MENTAL HEALTH AWARENESS MONTH.”

Commissioner Welch read the proclamation into the record, and Joseph Mutipher, Jr. accepted the proclamation on behalf of the Broward County chapter of the National Alliance on Mental Health (NAMI).

5. **21-056** A PROCLAMATION RECOGNIZING MAY 15, 2021, AS “NATIONAL KIDS TO PARKS DAY.”

Mayor Tooley read the proclamation into the record, and Parks and Recreation Special Events Planner Leo Moleiro accepted the proclamation.

INPUT FROM THE PUBLIC

City Clerk May stated there were no advanced public comments received and no one had signed in to speak.

CONSENT AGENDA (Items 6-8)

6. **21-093** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2021-0407WS AND 2021-0408R)
7. **RES**
 2021-092 A RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER, OR DESIGNEE, TO EXECUTE THE 2021 AMENDMENT TO THE INTERLOCAL AGREEMENT WITH BROWARD COUNTY RELATING TO DISTRIBUTION OF THE BROWARD COUNTY THREE CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL.
8. **RES**
 2021-093 A RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER, OR DESIGNEE, TO EXECUTE THE 2021 AMENDMENT TO THE INTERLOCAL AGREEMENT WITH BROWARD COUNTY RELATING TO DISTRIBUTION OF THE BROWARD COUNTY FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT.

MOTION: Sarbone/Welch – To approve Consent Agenda items 6-8.

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

REGULAR AGENDA

Police Department

9. **RES**
 2021-085 A RESOLUTION AUTHORIZING THE USE OF STATE LAW ENFORCEMENT TRUST FUNDS IN THE AMOUNT OF FIVE THOUSAND DOLLARS (\$5,000) TO PROVIDE A DONATION TO THE FLORIDA POLICE CHIEFS ASSOCIATION (FPCA) EDUCATION AND RESEARCH FOUNDATION.

Mayor Tooley read the Resolution title into the record.

MOTION: Welch/Sarbone – To approve Resolution No. 2021-085.

Police Chief Albert “Butch” Arenal presented the item.

City Clerk May stated there were no advanced public comments received for the item and no one had signed in to speak.

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

Public Works Department

10. **RES 2021-077** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AMENDMENT NO. 1 TO THE AGREEMENT WITH VECTOR FLEET MANAGEMENT, LLC FOR FLEET MANAGEMENT AND MAINTENANCE SERVICES TO PROVIDE FOR THE ADDITION OF SEVEN FIRE ADMINISTRATION VEHICLES.

Mayor Tooley read the Resolution title into the record.

MOTION: Sarbone/Railey – To approve Resolution No. 2021-077.

Assistant Public Works Director Alex Tergis presented the item, providing a brief history of the contract with Vector Fleet Management and noted the amendment was due to the creation of the Coconut Creek Fire Department.

City Clerk May stated there were no advanced public comments received for the item and no one had signed in to speak.

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

11. **RES 2021-087** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE A WORK AUTHORIZATION FOR GENERAL ENGINEERING SERVICES WITH KEITH AND ASSOCIATES, INC. TO DEVELOP AND PREPARE CONCEPTUAL MASTER PLANS FOR THE CITY HALL BREEZEWAY AND COURTYARD.

Mayor Tooley read the Resolution title into the record.

MOTION: Railey/Welch – To approve Resolution No. 2021-087.

Commissioner Welch asked for clarification on the shade structures referenced. Public Works Project Manager Lou Italico and Assistant Public Works Director Alex Tergis responded.

City Clerk May stated there were no advanced public comments received for the item and no one had signed in to speak.

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

Sustainable Development

12. **RES 2021-078** A RESOLUTION OF SUPPORT FOR THE SAMPLE ROAD SHARED USE PATHWAY PROJECT CONSISTENT WITH THE REFERENDUM FOR THE TRANSPORTATION SURTAX (“PENNY FOR TRANSPORTATION” PROGRAM) ON NOVEMBER 6, 2018, AND THE TRANSPORTATION SYSTEM SURTAX INTERLOCAL AGREEMENT (ILA) BETWEEN THE BROWARD METROPOLITAN PLANNING ORGANIZATION (MPO) AND THE CITY OF COCONUT CREEK.

Mayor Tooley read the Resolution title into the record.

MOTION: Welch/Sarbone – To approve Resolution No. 2021-078.

Sustainable Development Director Scott Stoudenmire explained that items 12-15 were required resolutions in support of four City-initiated transportation surtax projects. He outlined the process briefly. Senior Project Manager Michael Righetti provided an overview of the project and its impact on improving mobility along the corridor. He responded to questions from the Commission regarding the possible design features, safety, width of the shared use path, and lighting. Deputy City Manager Sheila Rose clarified that lighting was not an eligible activity under the transportation surtax project, but the City was hoping that in the future it would be not only eligible, but be a requirement. Commissioner Welch mentioned that the issue of pedestrian lighting had come up at the Broward Metropolitan Planning Organization (MPO) meeting. Vice Mayor Rydell commended staff for being proactive.

City Clerk May stated there were no advanced public comments received for the item and no one had signed in to speak.

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

Item 14 was heard out of order following item 12.

13. **RES 2021-079** A RESOLUTION OF SUPPORT FOR THE LYONS ROAD PEDESTRIAN LIGHTING PROJECT CONSISTENT WITH THE REFERENDUM FOR THE TRANSPORTATION SURTAX (“PENNY FOR TRANSPORTATION” PROGRAM) ON NOVEMBER 6, 2018, AND THE TRANSPORTATION SYSTEM SURTAX INTERLOCAL AGREEMENT (ILA) BETWEEN THE BROWARD METROPOLITAN PLANNING ORGANIZATION (MPO) AND THE CITY OF COCONUT CREEK.

Mayor Tooley read the Resolution title into the record.

MOTION: Welch/Railey – To approve Resolution No. 2021-079.

Senior Project Manager Michael Righetti presented the item.

City Clerk May stated there were no advanced public comments received for the item and no one had signed in to speak.

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

14. **RES 2021-089** A RESOLUTION OF SUPPORT FOR THE JOHNSON ROAD SHARED USE PATHWAY PROJECT CONSISTENT WITH THE REFERENDUM FOR THE TRANSPORTATION SURTAX (“PENNY FOR TRANSPORTATION” PROGRAM) ON NOVEMBER 6, 2018, AND THE TRANSPORTATION SYSTEM SURTAX INTERLOCAL AGREEMENT (ILA) BETWEEN THE BROWARD METROPOLITAN PLANNING ORGANIZATION (MPO) AND THE CITY OF COCONUT CREEK.

Mayor Tooley read the Resolution title into the record.

MOTION: Welch/Rydell – To approve Resolution No. 2021-089.

Senior Project Manager Michael Righetti presented the item.

Commissioner Welch asked if the pedestrian lighting amongst the projects would be uniform, and Mr. Righetti noted that the proposal included similar lighting.

City Clerk May stated there were no advanced public comments received for the item and no one had signed in to speak.

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

15. **RES 2021-090** A RESOLUTION OF SUPPORT FOR THE NW 39 AVENUE SHARED USE PATHWAY PROJECT CONSISTENT WITH THE REFERENDUM FOR THE TRANSPORTATION SURTAX (“PENNY FOR TRANSPORTATION” PROGRAM) ON NOVEMBER 6, 2018, AND THE TRANSPORTATION SYSTEM SURTAX INTERLOCAL AGREEMENT (ILA) BETWEEN THE BROWARD METROPOLITAN PLANNING ORGANIZATION (MPO) AND THE CITY OF COCONUT CREEK.

Mayor Tooley read the Resolution title into the record.

MOTION: Welch/Railey – To approve Resolution No. 2021-090.

Senior Project Manager Michael Righetti presented the item. Discussion ensued regarding lighting with Mr. Righetti explaining there was no power to the park to provide for lighting at the current time. Vice Mayor Rydell stated he would be averse to lighting in the project due to the uniqueness of it being a natural and passive area.

City Clerk May stated there were no advanced public comments received for the item and no one had signed in to speak.

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

City Attorney

16. **RES 2021-084** A RESOLUTION AUTHORIZING THE CITY OF COCONUT CREEK TO JOIN WITH THE STATE OF FLORIDA AND OTHER GOVERNMENTAL UNITS AS A PARTICIPANT IN THE FLORIDA MEMORANDUM OF UNDERSTANDING AND FORMAL AGREEMENTS IMPLEMENTING A UNIFIED PLAN REGARDING DISTRIBUTION OF CERTAIN SETTLEMENT FUNDS AS PART OF THE OPIOID

LITIGATION AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY AGREEMENTS.

Mayor Tooley read the Resolution title into the record.

MOTION: Sarbone/Railey – To approve Resolution No. 2021-084.

City Attorney Pyburn presented the item, providing a brief background on the litigation, allowable settlement uses, and impacts.

City Clerk May stated there were no advanced public comments received for the item and no one had signed in to speak.

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

City Commission

17. **RES 2021-112** A RESOLUTION APPOINTING AN ALTERNATE MEMBER TO THE EDUCATION ADVISORY BOARD TO FILL THE REMAINDER OF THE TERM ENDING WITH THE NEXT APPOINTMENT IN 2022. (ADDENDUM)

Mayor Tooley read the Resolution title into the record.

Commissioner Welch made a motion to move the item, seconded by Commissioner Railey.

Mayor Tooley explained the alternate member on the Education Advisory Board was no longer able to serve, and she nominated Louise Ball to fill the vacant position.

City Clerk May stated there were no advanced public comments received for the item and no one had signed in to speak.

MOTION: Welch/Sarbone – To approve Resolution No. 2021-112.

Mayor Tooley stated the next meeting of the Education Advisory Board was Monday, May 17 and the new member would be sworn in at that time.

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

CITY MANAGER REPORT

City Manager Brooks commented on a land use plan amendment hearing for an item submitted by Waste Management to the County that the Commissioners might have been contacted about, and stated staff would be attending and reiterating previously submitted comments.

CITY ATTORNEY REPORT

City Attorney Pyburn had no report.

COMMISSION COMMUNICATIONS

Commissioner Railey commended the Coconut Creek Police Department for their response the previous day at the Wynmoor Community. She shared that six Wynmoor employees went on a fishing trip, and a beloved employee was still missing following an incident. She reported on her attendance at the Foundation for Independent Living grand opening.

Commissioner Welch shared highlights from the MPO Workshop to discuss the transportation surtax projects submitted. She highlighted the discussion on pedestrian lighting along major roads, expansion of Wiles Road from four to six lanes, and an intersection safety study for Lyons Road and Atlantic Boulevard. She had listened in to the Monarch High School Accountability Committee (SAC) meeting, and the Equity Advisor spoke up to address concerns regarding K-9 Taylor searches and suggested arranging a visit with the school's Social Justice Club to survey students about the dog. Commissioner Welch referenced the recent *Feed the Need* event and stated the organization was interested in creating food pantries and lending libraries at schools. She noted that the Dave Thomas Education Center was working with the organization to start a program. Commissioner Welch added that it was National Police Week.

Commissioner Sarbone stated the State Legislature was going to be called into Special Session to discuss and hopefully vote on the gambling compact, as well as other things. He noted that 11 years ago he had been part of a team to go to Tallahassee to discuss the issue with the Governor. He stated he had reviewed the proposed legislation and reached out to staff as well as local representatives to talk about the compact. He addressed the allocation, and stated he put forth his opinion that it was working and should not be changed. City Manager Brooks added that Coconut Creek had hired an additional lobbyist for the session to assist Ericks Consultants, Inc. to work on the issue from different angles, and had reached out to the Seminole Tribe to offer assistance.

Vice Mayor Rydell thanked staff for the efforts to open up the City's summer camp. He commented on the Copans Road project meeting, stating that he wanted to be kept updated on the bus situation and ensuring funding to build a wall or significant buffer between the road and Sawgrass Village. He asked that the City designate a "point person" for residents to communicate concerns regarding the project. He noted that a local barber shop, Invictus, had organized area businesses to conduct a ceremony honoring active military veterans on May 23. Vice Mayor Rydell asked and then received consensus that a proclamation be added to the next agenda declaring the first Friday in June as "National Gun Violence Awareness Day."

Mayor Tooley shared an update from the Broward League of Cities Board. She stated that as of the most recent Broward County Mayor's Call, the County's vaccination rate was not yet 50 percent. She explained that Broward County Mayor Steven Geller was emphatic about encouraging all people to get vaccinated. Mayor Tooley shared details of the most recent Solid Waste Working Group meeting. She thanked the City administration and staff for all they do and stated the City would not be the great city it is if not for them.

ADJOURNMENT

The meeting was adjourned at 8:20 p.m.

Leslie Wallace May, MMC
City Clerk

Date