



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

Government Center
4800 W. Copans Road
Coconut Creek, Florida

Date: December 9, 2021
Time: 7:00 p.m.
Regular Meeting No. 2021-1209R

CALL TO ORDER

Mayor Rebecca A. Tooley called the meeting to order at 7:02 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
Interim City Clerk Marianne Bowers

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

Mayor Tooley noted that the meeting was being conducted live with a quorum physically present, and explained that, in light of the pandemic, accommodations were made to allow the public to provide advanced comments without the need to attend the meeting. City Attorney Terrill Pyburn explained the procedures for public participation and comment for the meeting.

PRESENTATION(S)

1. **21-265** A SWEARING-IN CEREMONY FOR NEW POLICE OFFICER JEFFREY SCHROEDER.

Police Chief Albert "Butch" Arenal introduced new Police Officer Jeffrey Schroeder. Interim City Clerk Bowers administered the oath of office, followed by the badging pinning ceremony.

INPUT FROM THE PUBLIC

Interim City Clerk Bowers stated that no advanced public comments were received for Non-agenda or Consent Agenda items, and no one had signed in to speak.

CONSENT AGENDA (*Items 2, 3, and 5*)

Mayor Tooley read each of the titles of the Consent Agenda Items into the record.

Agenda Item 4 was pulled by Commissioner Sarbone and heard immediately before the Regular Agenda.

2. **21-261** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2021-1028R, 2021-1104WS-C AND 2021-1104WS-E)

3. **RES**
 2021-230 A RESOLUTION APPROVING THE CITY OF COCONUT CREEK’S STATE LEGISLATIVE AGENDA FOR THE 2022 LEGISLATIVE SESSION.

5. **RES**
 2021-233 A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPROVE A CHANGE ORDER IN THE AMOUNT OF \$45,300.72 TO P.L.A. ELECTRIC, INC. FOR ADDITIONAL ELECTRICAL SERVICES AT TEMPORARY FIRE STATION 113.

MOTION: Rydell/Welch – To approve Consent Agenda Items 2, 3, and 5.

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

Utilities and Engineering

4. **RES**
 2021-227 A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE A MASTER AGREEMENT (SOLE SOURCE) WITH VERTIGIS NORTH AMERICA CORP. TO PROVIDE GEOCORTEX, A GEOGRAPHICS SOFTWARE PLATFORM FOR ASSET MANAGEMENT, WITH ASSOCIATED SERVICES.

MOTION: Sarbone/Welch – To approve Resolution No. 2021-227.

Utilities & Engineering Director Osama Elshami responded to questions regarding the software. He explained how information could be updated in the field through a tablet and commented that all information would be stored locally, rather than being cloud-based.

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

REGULAR AGENDA

Police Department

6. **RES**
 2021-201 A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED AGREEMENT WITH OFFICER ROCCO FAVATA FOR THE PURCHASE OF A K-9.

Mayor Tooley read the Resolution title into the record.

MOTION: Sarbone/Railey – To approve Resolution No. 2021-201.

Police Chief Arenal presented the item, noting K-9 Max had been retired due to age and a new K-9 was in training.

Interim City Clerk Bowers stated that no advanced public comments were received for the item, and no one was signed in to speak.

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

7. **RES 2021-226** A RESOLUTION ACCEPTING A GRANT IN THE AMOUNT OF EIGHT THOUSAND ONE HUNDRED FIFTY-FOUR DOLLARS (\$8,154); AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED AGREEMENT WITH THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT (FDLE) FOR THE JUSTICE ASSISTANCE GRANT (JAG) FOR THE ENTANGLEMENT RESTRAINT PROGRAM (BOLAWRAP).

Mayor Tooley read the Resolution title into the record.

MOTION: Railey/Sarbone – To approve Resolution No. 2021-226.

Chief Arenal presented the item, explaining the BolaWrap technology was consistent with ongoing Unity in Our Community efforts to find alternative methods to deter the use of force. He stated the pilot grant would allow for the purchase of eight BolaWrap devices and discussed ways they may be used in the field and the required training for the device. He noted Coconut Creek would be the first city in Broward County to use the device. Discussion ensued regarding logistical use of the device and potential scenarios where the device would be best used.

The Commission thanked Police Chief Arenal for his innovation and efforts to implement de-escalation techniques.

Interim City Clerk Bowers stated that no advanced public comments were 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

8. **RES 2021-232** A RESOLUTION AUTHORIZING THE USE OF AMERICAN RESCUE PLAN ACT (ARPA) FUNDS IN THE AMOUNT OF \$650,000 FOR THE BUTTERFLY SMALL BUSINESS RELIEF PROGRAM RELATED TO THE COVID-19 EMERGENCY TO AID THE CITY'S LOCAL BUSINESS COMMUNITY; AND ADOPTING BUTTERFLY SMALL BUSINESS RELIEF PROGRAM GUIDELINES.

Mayor Tooley read the Resolution title into the record.

MOTION: Sarbone/Rydell – To approve Resolution No. 2021-232.

Assistant Director of Sustainable Development Justin Proffitt presented the item, explaining it would be a reimbursable grant program up to \$7,500 and a one-year membership to the Regional Chamber of Commerce to assist businesses and 501(c)3 organizations in Coconut Creek. He reviewed the program criteria and noted staff and the Chamber would partner to review applications on a first come, first served basis. Mr. Proffitt explained there would be a multi-pronged marketing approach, with the City and Chamber both conducting robust marketing campaigns.

Vice Mayor Rydell suggested the Commissioners would be able to assist in contacting businesses in their districts. He asked for an information sheet prior to the program going live. City Manager Karen Brooks stated staff would provide the information along with a list of businesses in each district.

Discussion ensued regarding the Chamber membership benefit, including the business service

package to be provided and the extension of membership for a year for existing Chamber members who receive the grant.

Cindy Brief, President/CEO of the Coral Springs Coconut Creek Regional Chamber of Commerce, spoke and recognized the City for its innovation. She read a brief statement expressing appreciation and outlining business support services to be offered through the Chamber programs.

Interim City Clerk Bowers stated that no advanced public comments were received for the item, and no one had signed in to speak.

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

9. **ORD 2021-015** AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN TO REFERENCE THE CURRENT LANGUAGE OF THE INFRASTRUCTURE ELEMENT, CONSERVATION ELEMENT, CAPITAL IMPROVEMENTS ELEMENT, AND INTERGOVERNMENTAL COORDINATION ELEMENT GENERALLY REFERENCED IN CITY ORDINANCE NO. 2015-050 AND ATTACHED HERETO AS “EXHIBIT 1,” AND BY INCORPORATING THE CITY’S UPDATED WATER SUPPLY FACILITIES WORK PLAN WITHIN THE INFRASTRUCTURE ELEMENT, GOAL V-A, OBJECTIVE V-A-1 OF THE CITY’S COMPREHENSIVE PLAN, ATTACHED HERETO AS EXHIBIT “2.” (FIRST PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Rydell – To approve Ordinance No. 2021-015 on first reading.

Mr. Proffitt explained the update to the water supply facilities work plan happens approximately every five years in Florida, and Statute requires that municipalities update their plans for consistency. He noted there was not much substantive change due to proactive updates over time. He stated the Planning & Zoning Board had recommended approval of the amendment at their June 9, 2021, meeting, and staff’s recommendation was to adopt on first reading. He noted other agencies would review prior to second reading.

Commissioner Welch asked about the plans of neighboring cities. Mr. Proffitt stated they had already adopted the plan.

Vice Mayor Rydell asked for clarification on the delay between the Planning & Zoning Board meeting and first reading. Mr. Proffitt explained the revisions to the Ordinance and the Water Supply Plan document that were required in the interim.

Mayor Tooley opened the Public Hearing. Interim City Clerk Bowers stated that no advanced public comments were received on the item, and no one had signed in to speak. Mayor Tooley closed the Public Hearing.

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

CITY MANAGER REPORT

City Manager Brooks provided a brief update on the draft noise ordinance. She explained staff was in the process of retaining an engineering consultant to obtain ambient noise measurements at various

locations and to provide recommendations regarding the methodology required to provide defensible evidence to the Special Magistrate. She discussed noise considerations being reviewed and stated a Workshop was anticipated in late February or early March to discuss options, alternatives, and impacts of the decision-making process. City Manager Brooks shared copies of the Year-in-Review publication that was being mailed to residents.

CITY ATTORNEY REPORT

City Attorney Pyburn updated the Commission regarding the opiate settlement coming to a close. She stated Coconut Creek was registered to participate and noted she would provide additional updates as the issue evolves. She discussed the Seminole Compact with the State, stating it appeared the court had stricken the Compact as it relates to online sports betting, and that an emergency stay was denied. She explained the potential outcomes and stated she would keep the Commission updated.

COMMISSION COMMUNICATIONS

Commissioner Sarbone commented on the COVID-19 vaccine and asked those who were holding out to reevaluate in light of the new variant that was emerging.

Commissioner Welch noted former Commissioner Mikkie Belvedere was present. She provided an update on the Broward Metropolitan Planning Organization (MPO) meeting, explaining they had met in person to review their Federal and State legislative priorities. She reviewed the priorities briefly and stated Deputy City Manager Sheila Rose and others had been recognized at the MPO's annual recognition ceremony. Commissioner Welch stated she had received three inquiries regarding broken dumpsters in the past week and had passed them on to City staff. She gave kudos to the Education Advisory Board for having so many students present from different schools at their last meeting. She noted the students, teachers, and administrators provided much input and the Reuse Center was gaining traction. Commissioner Welch mentioned the idea of term limits for the advisory boards with the exception of the Planning & Zoning Board and asked the Commissioners thoughts on the idea.

Commissioner Railey commented that she was open to a further discussion on Board Member term limits. She shared regarding the Turnpike expansion informational meeting held at Wynmoor on November 30. She stated there was great attendance and thanked City staff and officials for their attendance. She noted a four-lane expansion to the west was planned and she discussed the impacts. She noted the Florida Department of Transportation (FDOT) had asked for public input and stated it would be heard. Commissioner Railey provided an update on the landfill land use change that was being requested by Waste Management for consideration by the County Commission. She stated residents would be out in force in opposition and asked for support. Commissioner Railey stated she had participated in a tour of the City's departments, and it was amazing what goes on to make the City successful. She thanked everyone involved and suggested a public video for the residents would be beneficial.

Vice Mayor Rydell thanked City Manager Brooks for the update on the noise ordinance and stated he looked forward to discussing it in the Workshop. He commented that he would support a waiver of the noise ordinance provisions for special events similar to that implemented in Margate. He expressed disappointment in the County Commission meeting and the advice of the County Attorney to the Commission regarding moving the landfill land use plan amendment request forward. He discussed points to bring forward at the next meeting, including that Waste Management did not meet its obligation to have meetings with the adjacent cities and the Solid Waste Board. Continuing, Vice Mayor Rydell commented on redistricting at the County level and stated he would like to see the City promote that to let people know. He referenced the meeting at Wynmoor regarding the Turnpike expansion and noted

FDOT had stated it was not an official meeting, despite there being 400 people in attendance, because it was informational. He stated City attention needed to be focused on an official meeting. Discussion regarding the project and motivation for activism continued. Commissioner Railey stated Wynmoor was prepared to charter busses to bring people to Davie for the meeting there, despite not having the opportunity to speak. Mayor Tooley asserted there should be an additional meeting to get the rest of the residents involved, not just Wynmoor. Deputy City Manager Sheila Rose stated they had asked for a meeting to be hosted at the Community Center but had not yet received a response.

Mayor Tooley shared a brief update from the Broward League of Cities meeting she had attended the prior week. She expressed her frustration regarding the County Commission meeting and stated everyone had done a good job speaking and writing letters. She stated people should not let it get them down and encouraged lobbying of the Broward County Planning Council on the issue.

ADJOURNMENT

The meeting was adjourned at 8:17 p.m.

Marianne Bowers, CMC
Interim City Clerk

Date