



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

Government Center
4800 W. Copans Road
Coconut Creek, Florida

Date: March 8, 2018
Time: 7:00 p.m.

CALL TO ORDER

Mayor Tooley called the meeting to order at 7:07 p.m.

PRESENT UPON ROLL CALL:

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

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

PRESENTATIONS

1. **18-037** A PRESENTATION OF A \$3,000 DONATION TO THE CITY FROM NORTH CREEK PRESBYTERIAN CHURCH FOR THE COCONUT CREEK POLICE EXPLORER PROGRAM.

Mayor Tooley introduced Pastor Mark Bolhofner of North Creek Presbyterian Church, who presented the Coconut Creek Police Explorers Program with a \$3,000 donation from the proceeds of the Annual Police Explorer 5K Run. Mayor Tooley presented Pastor Bolhofner with a certificate of appreciation for the Church's support of the Explorer Program.

2. **18-046** A PRESENTATION TO HONOR THE COCONUT CREEK POLICE OFFICERS AND MEMBERS OF THE MARGATE-COCONUT CREEK FIRE RESCUE WHO RESPONDED TO THE TRAGEDY AT MARJORY STONEMAN DOUGLAS HIGH SCHOOL IN PARKLAND ON FEBRUARY 14, 2018.

Mayor Tooley thanked the Coconut Creek Police Officers and Margate-Coconut Creek Fire Rescue personnel who responded to the tragedy at Marjory Stoneman Douglas High School on February 14, 2018, for their courageous call to action. She introduced Parkland Mayor Christine Hunschofsky, Coral Springs Mayor Skip Campbell, Broward County School Board Chair Nora Rupert, and Broward County Public Schools Superintendent Robert Runcie. Mayor Tooley presented Police Officer Michael T. Leonard with a proclamation, declaring March 8, 2018, as "Officer Michael T. Leonard Day" in the City of Coconut Creek for his excellent police work and bravery in arresting the suspected shooter.

City Manager Blasi introduced Police Chief Albert “Butch” Arenal, Deputy Police Chief Gregory Lees, Captain John Leonard, Captain John DiCintio, Fire Chief Dan Booker, and Fire Marshal Jeff Gary. Together they recognized the following Coconut Creek Police Officers and Margate-Coconut Fire Rescue personnel who responded to the Marjory Stoneman Douglas High School tragedy:

Coconut Creek Police Department

Lieutenant Ryan K. Marken	Detective Larry Scates
Lieutenant Robert “Chris” Markland	Officer Victor C. Blackwood
Lieutenant Fred H. Shelton, Jr.	Officer Carl DiBlasi
Sergeant Brandi N. DeVecchio	Officer Thomas P. Eisenring
Sergeant Jason Z. Kohlhorst	Officer David M. Houle
Sergeant Daniel S. Noordeloos	Officer Joseph J. Jahrsdoerfer
Sergeant Kevin J. Valade	Officer George F. Jarboe
Detective Sergeant Frank Fuentes	Officer Michael T. Leonard
Detective Corporal Dominic A. Papa	Officer Anthony S. Mancuso
Detective Joseph E. Barreto	Officer Ricardo Padron
Detective Clint E. Corey	Officer Dante E. Tanfulla
Detective Roger R. Hall	Officer Greg Woolley
Detective Steven R. James	Officer Michael Zombek
Detective Brian R. Mullin	K-9 Officer Justin D. Capaldi
Detective Marilyn Perez	K-9 Officer Brian Valenti
Detective Obed Saldana	

Margate-Coconut Creek Fire Rescue

Battalion Chief Eric Achiron	Firefighter Dennis Horrigan
Captain Ed Pickering	Firefighter Rolando Jimenez
Captain Robert Ramirez	Firefighter Nicholas Lopez
Lieutenant Robert Davis	Firefighter Gregory Maloney
Firefighter Ariel Adorna	Firefighter Jaclyn Mauricio
Firefighter Sharon Ceciliano	Firefighter Scott St. Pierre
Firefighter Charles Gandia	Driver Engineer Steve Catalano
Firefighter Marcos Gonzalez	

3. 18-038 A BRIEF OVERVIEW BY THE SCHOOL BOARD OF BROWARD COUNTY OF THE GENERAL OBLIGATION BOND AND SMART PROGRAM IMPROVEMENTS AT COCONUT CREEK SCHOOLS.

Broward County School Board Chair Nora Rupert thanked the Commission and introduced the Broward County School Board staff in attendance. Chief Facilities Officer Leo Bobadilla introduced Michael Bobby, Deputy Program Director of Heery International, who gave an overview of the SMART program and provided an update of improvements in Coconut Creek schools. He discussed Single Point of Entry (SPE) enhancements and noted that all SPE projects at all schools in Broward County would be completed by December 2018. Superintendent Runcie spoke about expediting the SPE projects and explained that the security camera systems would be upgraded as part of a separate program. Discussion ensued regarding security in Coconut Creek schools. Superintendent Runcie spoke about maintenance issues at Coconut Creek High School. He noted that safety protocols were being reinforced countywide. Discussion ensued regarding cooperation between the School Board and the

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City. The Commission thanked Superintendent Runcie, School Board Chair Rupert, and the School Board staff for their presentation and work in the schools.

Mayor Tooley implemented the Time-Certain; and the Input from Residents, City Manager Report, City Attorney Report, and Commission Communications were heard after the Regular Agenda.

INPUT FROM RESIDENTS OF COCONUT CREEK

Michael Estep, 5432 NW 50 Court, Coconut Creek, stated that he was in favor of the City looking into legal action against the state regarding Section 790.33, Florida Statutes, but he was concerned about the wording of the Resolution without having more detail about the lawsuit. City Attorney Pyburn noted that the item would come back to the Commission before entering into a lawsuit.

CITY MANAGER REPORT

City Manager Blasi announced that the ribbon cutting for Windmill Park would be held in May, and discussion ensued regarding the date. She mentioned an email she sent to Broward County Administrator Bertha Henry regarding the Monarch Hill Landfill and stated that there would be a public input meeting on March 15 related to proposed amendments to the County's Comprehensive Plan, including the Solid Waste Element. She commented that the current Solid Waste Element permits Waste Management to request a height expansion for the Monarch Hill Landfill. Assistant City Manager Sheila Rose added that the public input meeting was Phase II of the County's Comprehensive Plan review and that the discussion would include several elements of the Comprehensive Plan. She discussed the County's proposed timeline for transmitting the amendments to the state. City Manager Blasi noted that City staff would attend the public input meeting to provide comments on the proposed amendments.

CITY ATTORNEY REPORT

City Attorney Pyburn had no report.

COMMISSION COMMUNICATIONS

Commissioner Belvedere asked City Manager Blasi to contact the Wynmoor community regarding attending the public meetings related to the County's Comprehensive Plan amendments. She commented that she had held a judicial forum at Wynmoor where eight judges attended and explained the judicial process to residents. She recognized Police Officer Edward DeVivo and Captain John Leonard, who attended the forum, and thanked Police Chief Arenal and his staff for their work.

Commissioner Welch spoke about the recognition ceremony at the beginning of the Commission meeting for the first responders. She thanked Police Chief Arenal and his staff for attending the Coquina Homeowners safety meeting. She spoke about an incident on Lyons Road in front of Winston Park Plaza and discussed the installation of the traffic signal at the location.

Commissioner Sarbone commented that the Butterfly Festival was an excellent event and commended Special Events Planner Leo Moleiro. He spoke about the students from Marjory Stoneman Douglas High School who have been taking leadership roles on legislative matters since the tragedy at the school.

Vice Mayor Rydell spoke about the high quality of the ball fields at Sabal Pines Park and commended City staff and the Parks and Recreation Department for their excellent maintenance of the fields.

Mayor Tooley spoke about the Butterfly Festival and commented that the fireworks were excellent. She noted how special the presentation honoring the first responders at tonight's meeting was and commended Parkland Mayor Hunschofsky for her handling of the tragedy at Marjory Stoneman Douglas High School. She spoke about the school public safety bill that passed the Florida House and Senate and asked everyone to thank the legislators who voted for it. She was planning to participate in the "March for Our Lives" event on March 24 in Parkland, and encouraged everyone to support and thank the first responders who serve the community.

REGULAR AGENDA

City Clerk

4. **18-034** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2018-0208R)

Mayor Tooley read the Motion into the record.

MOTION: Welch/Rydell – To approve the Minutes of the February 8, 2018, meeting.

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

Finance Department

5. **ORD 2018-007** AN ORDINANCE AMENDING CHAPTER 20 OF THE CODE OF ORDINANCES, "UTILITIES," BY AMENDING ARTICLE V, "RATES AND CHARGES," BY AMENDING SECTION 20-82, "SCHEDULE OF RATES, FEES AND CHARGES," BY AMENDING SUBSECTION 20-82(9), "AUTOMATIC ANNUAL RATE ADJUSTMENT," TO POSTPONE THE EFFECTIVE DATE OF THE AUTOMATIC ANNUAL ADJUSTMENT FOR WATER AND WASTEWATER CHARGES UNTIL APRIL 1, 2019. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Welch – To adopt Ordinance No. 2018-007.

Finance and Administrative Services Deputy Director Peta-Gay Lake presented the item.

Mayor Tooley 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

6. **RES 2018-052** A RESOLUTION INVOKING THE ZONING IN PROGRESS DOCTRINE AND DECLARING THAT THE CITY IS CONSIDERING AMENDMENTS TO ITS CODE OF ORDINANCES, CHAPTER 13, "LAND

DEVELOPMENT CODE,” ARTICLE III, “ZONING REGULATIONS,” DIVISION 3, “ZONING DISTRICT REGULATIONS AND TABLES,” SECTIONS 13-360 THROUGH 13-362 TO PROVIDE FOR AMENDMENTS TO THE MAINSTREET REGIONAL ACTIVITY CENTER DESIGN STANDARDS FOR THE PURPOSE OF UPDATING SAME; CONTINUING THE ZONING IN PROGRESS UNTIL THE CITY AMENDS ITS LAND DEVELOPMENT CODE AS DESCRIBED HEREIN, OR UNTIL THE PASSAGE OF ONE HUNDRED AND EIGHTY (180) DAYS FROM THE DATE OF THIS RESOLUTION.

Mayor Tooley read the Resolution title into the record.

MOTION: Belvedere/Welch – To approve Resolution No. 2018-052.

Assistant City Manager/Sustainable Development Director Sheila Rose presented the item.

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

7. **ORD 2018-005** AN ORDINANCE VACATING, RELEASING, AND ABANDONING A UTILITY EASEMENT FOR THE PROJECT KNOWN AS LEDER HILLSBORO LOCATED AT 4171 WEST HILLSBORO BOULEVARD. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Rydell – To adopt Ordinance No. 2018-005.

Assistant City Manager/Sustainable Development Director Sheila Rose presented the item and introduced the applicant, Jim Kahn, who was present to answer questions.

Mayor Tooley 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.

8. **ORD 2018-002** AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CHAPTER 13, “LAND DEVELOPMENT CODE,” BY AMENDING ARTICLE III, “ZONING REGULATIONS,” DIVISION 4, “ACCESSORY USES AND STRUCTURES,” SUBDIVISION IX, “WIRELESS COMMUNICATIONS FACILITIES,” IN ORDER TO UPDATE THE CITY’S TELECOMMUNICATIONS ORDINANCES TO COMPORT WITH RECENT CHANGES TO STATE AND FEDERAL LAW AND TO ENSURE CONSISTENCY WITH INDUSTRY STANDARDS. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn announced that staff was requesting Ordinance No. 2018-002 be postponed to the March 22, 2018, meeting.

MOTION: Rydell/Welch – To table Ordinance No. 2018-002 to the March 22, 2018, Commission Meeting.

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

City Attorney

9. **ORD 2018-008** AN ORDINANCE AMENDING THE CITY'S CODE OF ORDINANCES BY REPEALING CHAPTER 7, "CHILD CARE CENTERS," IN ITS ENTIRETY IN ORDER TO REMOVE OBSOLETE AND OUTDATED STANDARDS AND REGULATIONS OF SAME TO COMPLY WITH COUNTY, STATE, AND FEDERAL LAWS. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Sarbone – To adopt Ordinance No. 2018-008.

City Attorney Pyburn presented the item.

Mayor Tooley 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.

10. **RES 2018-065** A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO PURSUE THE CITY'S LEGAL RIGHTS AND REMEDIES BY FILING A LAWSUIT CHALLENGING THE VALIDITY OF SECTION 790.33, FLORIDA STATUTES. (ADDENDUM)

Mayor Tooley read the Resolution title into the record.

MOTION: Sarbone/Rydell – To approve Resolution No. 2018-065.

Discussion ensued regarding litigation with the state and the scope of the lawsuit. Vice Mayor Rydell moved to table the Resolution until the City Attorney could gather more information from the Broward League of Cities. The motion to table failed due to a lack of a second.

Upon roll call, the Resolution passed by a 4-1 vote, with Vice Mayor Rydell voting nay.

ADJOURNMENT

The meeting was adjourned at 9:24 p.m.

Transcribed by: Marianne Bowers


Leslie Wallace May, MMC
City Clerk

4/12/18
Date