



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

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

**Date: May 25, 2017
Time: 7:00 p.m.**

CALL TO ORDER

Mayor Tooley called the meeting to order at 7:00 p.m. and asked all to rise for the Pledge of Allegiance led by Cub Scouts Troop 222.

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

PRESENTATIONS

Agenda Item 2 was presented first on the Agenda.

1. 17-064 STUDENT ARTWORK RECOGNITION.

Recreation Programmer Josh Salter introduced staff members from Winston Park Elementary School, Tradewinds Elementary School, and North Broward Preparatory Lower School. Certificates were presented individually to the students participating in the Student Artwork Display at City Hall.

2. 17-084 A PRESENTATION CELEBRATING COCONUT CREEK'S 40TH ANNIVERSARY OF RECOGNITION BY THE INTERNATIONAL CITY/COUNTY MANAGEMENT ASSOCIATION (ICMA) FOR OPERATING UNDER THE COMMISSION-MANAGER FORM OF GOVERNMENT.

Michael Cernech, City of Tamarac City Manager and President-Elect of the Florida City and County Management Association (FCCMA), congratulated the City for its excellence in government administration and presented the City with a Certificate of Recognition for its long-standing commitment to the Commission-Manager form of government.

3. 17-100 A SWEARING-IN CEREMONY FOR NEW POLICE OFFICER WILLIAM BUSTAMANTE.

Police Chief Albert "Butch" Arenal welcomed new Police Officer Bustamante. He introduced Officer Bustamante and asked him and his family to come forward for the swearing-in. The Oath of Office was administered by City Clerk May followed by the badge pinning.

Mayor Tooley implemented the Time-Certain at 7:45 p.m. The Input from Residents of Coconut Creek, City Manager Report, City Attorney Report, and Commission Communications were heard after the Consent and Regular Agenda.

INPUT FROM RESIDENTS OF COCONUT CREEK

Beth Gastineau, 2170 NW 40 Terrace, Coconut Creek, thanked Police Sergeant Slavin and Police Sergeant Karp for their help addressing traffic issues in the Township Estates neighborhood. She requested that permanent solar speed signs be installed to continue improving the traffic issues.

CITY MANAGER REPORT

City Manager Blasi announced that the Budget Town Hall Meeting to obtain resident input on the Fiscal Year 2018 budget would be held at 6 p.m. on June 13, 2017. She reported that the City of Coconut Creek was a finalist in the Greater Fort Lauderdale Alliance Economic Development Partner of the Year Award and distributed a handout highlighting the recognition. She recognized GIS Coordinator Ken Brown for his assistance developing a map of all the residential communities in the City and distributed the map to the Commission.

CITY ATTORNEY REPORT

City Attorney Pyburn had no report.

COMMISSION COMMUNICATIONS

Commissioner Belvedere attended a conference regarding the opioid epidemic and was pleased that the Police Department was informed on the issues.

Commissioner Welch noted that the Broward County School Board approved the use of a new educational video on the dangers of opioid use for middle and high school students, but the principals of each school would decide if it is used in each of their respective schools. She attended the Greater Fort Lauderdale Realtors' Mayors Breakfast and Municipal Expo. She recognized Sustainable Development Deputy Director Scott Stoudenmire for representing the City at the Municipal Expo and shared many of the City's recent accomplishments during the panel discussions at the event. She asked staff to provide an update on the Cullum and Lyons Road traffic signal study to share with the Coquina community. She commended the Police Department for their public service announcement at the *Silverspot Cinema*.

Commissioner Sarbone spoke about the Memorial Day Ceremony at Veteran's Park on May 29. He commended the Commission for working well together to serve the needs of the community and was pleased to serve with each of them.

Vice Mayor Rydell echoed Commissioner Sarbone's sentiments and thanked the Commission for their efforts. He attended the *National Kids to Parks Day* hosted by the Parks and Recreation Department at Lakeside Park and was surprised that more residents did not attend the event. He announced that the Broward County Commission ratified his application to serve on the County's Substance Abuse Advisory Board.

Mayor Tooley commented that the *National Kids to Parks Day* was a great event and suggested the location of this year's event may have been the reason the attendance was not as high as usual. She spoke about the opening of Fire Station 50.

CONSENT AGENDA (*Items 4 through 6*)

- 4. **17-094** A MOTION TO ACCEPT FOR FILING WITH THE CITY CLERK THE COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) AND THE OTHER INDEPENDENT AUDITOR'S REPORTS FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2016.

- 5. **17-099** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2017-0427R)

- 6. **RES** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR
 2017-151 DESIGNEE, TO EXECUTE A WORK AUTHORIZATION WITH R.J. BEHAR & COMPANY, INC. FOR PROFESSIONAL ENGINEERING SERVICES TO DESIGN A WASTEWATER TRANSMISSION LINE ALONG COPANS ROAD AND LYONS ROAD, PURSUANT TO THE EXISTING CONSULTANT AGREEMENT DATED JANUARY 22, 2015.

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

MOTION: Welch/Belvedere – To approve Consent Agenda Item Nos. 4, 5, and 6.

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

REGULAR AGENDA

Utilities and Engineering

- 7. **RES** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR
 2017-160 DESIGNEE, TO EXECUTE AN AGREEMENT WITH STANFORD & SONS TRUCKING CORP. D/B/A STANFORD CONSTRUCTION CO. FOR THE CONSTRUCTION OF THE COMPREHENSIVE STREET IMPROVEMENTS PHASE I PROJECT PURSUANT TO BID NO. 04-12-17-11.

Mayor Tooley read the Resolution title into the record.

MOTION: Belvedere/Welch – To approve Resolution No. 2017-160.

Utilities and Engineering Director Osama Elshami presented the item. Discussion ensued regarding the improvements.

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

Police Department

8. **RES 2017-155** A RESOLUTION AUTHORIZING THE USE OF FEDERAL LAW ENFORCEMENT TRUST FUNDS IN THE AMOUNT OF \$331,070 FOR THE PURCHASE OF POLICE OFFICER UNIFORMS, BODY ARMOR VEST COVERS, AN AGGRESSIVE DRIVING VEHICLE, RADARS, LASERS, DRIVER'S SPEED FEEDBACK DISPLAY, NARCAN NASAL SPRAY, MEDIA CAMERA, GUN VAULTS, HONOR GUARD UNIFORMS, SALARIES FOR SCHOOL RESOURCE OFFICERS, AND SCANNERS; AND AUTHORIZING THE USE OF LOCAL LAW ENFORCEMENT TRUST FUNDS IN THE AMOUNT OF \$6,000 TO PROVIDE A DONATION TO THE POLICE EXPLORER POST.

Mayor Tooley read the Resolution title into the record.

MOTION: Welch/Belvedere – To approve Resolution No. 2017-155.

Police Chief Arenal presented the item. Discussion ensued regarding the purchases, School Resource Officers, and vests for the crime scene personnel. Vice Mayor Rydell suggested that any outdated speed radars be given to the Parks and Recreation Department for the baseball and softball programs. Discussion ensued regarding counseling and crisis intervention training for first responders.

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

Sustainable Development

9. **ORD 2017-017** AN ORDINANCE APPROVING THE REZONING REQUEST OF TT OF SAMPLE, INC. FOR THE PROPERTY KNOWN AS INFINITI OF COCONUT CREEK GENERALLY LOCATED ON THE NORTH SIDE OF SAMPLE ROAD, EAST OF STATE ROAD 7, FROM REGIONAL SHOPPING DISTRICT (B-4) AND PLANNED COMMERCE DISTRICT (PCD) TO PLANNED MAINSTREET DEVELOPMENT DISTRICT (PMDD). (QUASI-JUDICIAL)(SECOND PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Belvedere – To adopt Ordinance No. 2017-017.

City Attorney Pyburn read aloud the City's quasi-judicial procedures that would be applied to Agenda Items 9 and 10. City Clerk May confirmed that the advertising and public notice requirements were met for Agenda Items 9 and 10 and swore in the witnesses. She instructed the speakers, when they come forward to speak, to state their name and address clearly for the record and whether or not they were sworn-in and understand the rules of the proceedings.

Mayor Tooley noted that Agenda Items 9 and 10 were companion items that could be presented together. There were no objections from the Commission, City staff, or the Applicant to hear the items together, and City Attorney Pyburn read the Ordinance title for Agenda Item 10 into the record.

City Attorney Pyburn asked if there were any disclosures or ex parte communications on the Agenda Items, and there were none.

Sustainable Development Director Sheila Rose presented the item and gave an overview of the proposed expansion of the Infiniti car dealership. She introduced the Applicant, Jay Huebner of HSQ Group, Inc., to answer technical 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.

10. **ORD 2017-018** AN ORDINANCE APPROVING THE SITE PLAN REQUEST OF TT OF SAMPLE, INC., TO CONSTRUCT A 14,767 SQUARE-FOOT SERVICE BUILDING ADDITION FOR THE PROPERTY KNOWN AS INFINITI OF COCONUT CREEK, GENERALLY LOCATED NORTH OF SAMPLE ROAD AND EAST OF STATE ROAD 7 WITHIN THE CITY'S MAINSTREET PROJECT AREA (MSPA). (QUASI-JUDICIAL)(SECOND PUBLIC HEARING)

MOTION: Belvedere/Welch – To adopt Ordinance No. 2017-018.

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

11. **ORD 2017-019** AN ORDINANCE VACATING, RELEASING, AND ABANDONING A PORTION OF A 12-FOOT SEWER UTILITY EASEMENT FOR THE PROJECT KNOWN AS INFINITI OF COCONUT CREEK LOCATED NORTH OF SAMPLE ROAD AND EAST OF NORTH STATE ROAD 7. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Belvedere/Welch – To adopt Ordinance No. 2017-019.

Sustainable Development Director Sheila Rose 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.

12. **ORD 2017-020** AN ORDINANCE VACATING, RELEASING, AND ABANDONING A PORTION OF A 12-FOOT WATER UTILITY EASEMENT FOR THE PROJECT KNOWN AS INFINITI OF COCONUT CREEK LOCATED NORTH OF SAMPLE ROAD AND EAST OF NORTH STATE ROAD 7. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Belvedere/Welch – To adopt Ordinance No. 2017-020.

Sustainable Development Director Sheila Rose 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.

Public Works Department

13. **RES 2017-154** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) FOR IMPROVEMENTS TO LAKESIDE PARK WITH LAND AND WATER CONSERVATION FUND PROGRAM (LWCF) FUNDS.

Mayor Tooley read the Resolution Title into the record.

MOTION: Sarbone/Welch – To approve Resolution No. 2017-154

Public Works Director Jim Berkman presented the item.

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

14. **ORD 2017-022** AN ORDINANCE EXTENDING THE FRANCHISE AGREEMENT WITH REPUBLIC SERVICES OF FLORIDA, L.P., D/B/A ALL SERVICE REFUSE, DATED SEPTEMBER 22, 2011, FOR AN ADDITIONAL TWO (2) YEAR PERIOD UNDER THE SAME TERMS AND CONDITIONS CURRENTLY IN EFFECT IN ORDER TO PROVIDE FOR CONTINUED SOLID WASTE DISPOSAL AND RECYCLING SERVICE WITHIN THE CITY OF COCONUT CREEK. (FIRST READING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Rydell – To adopt Ordinance No. 2017-022.

Public Works Director Jim Berkman presented the item. Discussion ensued regarding the solid waste collection services, and Public Works Operations Manager Michael Heimbach responded. Discussion ensued regarding having Republic Services ensure that dumpsters are deodorized and that they provide contact information for residents to report issues. Republic Services responded to the requests, and it was noted that the contact information for Republic Services would be placed on the City's website. Discussion ensued regarding trash bins being properly set back down after they were emptied.

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

15. **ORD 2017-021** AN ORDINANCE AMENDING THE CITY'S CODE OF ORDINANCES BY AMENDING CHAPTER 5, ENTITLED "ANIMALS," TO PROHIBIT THE RELEASE OF WILD ANIMALS ON CITY PROPERTY, PROVIDING PENALTIES FOR VIOLATION, AND UPDATING TERMINOLOGY. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Belvedere – To adopt Ordinance No. 2017-021.

City Attorney Pyburn noted that Section 5-8(c) was updated after first reading of the Ordinance to reflect that the violation is \$500 per animal, per violation.

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.

ADJOURNMENT

The meeting was adjourned at 8:49 p.m.

Transcribed by: Marianne Bowers

Leslie Wallace May, MMC
City Clerk

Date