



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

Government Center
4800 W. Copans Road
Coconut Creek, Florida

Date: December 08, 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 followed by a moment of silence commemorating Pearl Harbor Day.

PRESENTATIONS

1. 16-155 STUDENT ARTWORK RECOGNITION.

Recreation Programmer Josh Salter presented the item and introduced staff from Monarch High School, Coconut Creek High School, and North Broward Preparatory Upper School to present certificates to students for participating in the Student Artwork Display at City Hall.

**2. 16-164 A SWEARING-IN CEREMONY FOR TWO NEW POLICE OFFICERS:
VICTOR BLACKWOOD AND ALEX DORTA.**

Police Chief Albert "Butch" 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.

**3. 16-163 A CEREMONY RECOGNIZING THE PROMOTIONS OF SERGEANT
FRED SHELTON TO LIEUTENANT AND POLICE OFFICER ADAM
MARTS TO SERGEANT.**

Police Chief Arenal spoke about the accomplishments of Police Sergeant Fred Shelton and Police Officer Adam Marts and invited them and their families to come forward for the badge pinning ceremony.

Mayor Belvedere asked for consensus to postpone the 7:30 "Time Certain" Regular Agenda to continue with the presentations, and consensus was given.

4. **16-168** PRESENTATION OF THE CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FOR THE CITY'S COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2015.
5. **16-169** PRESENTATION OF THE AWARD FOR OUTSTANDING ACHIEVEMENT IN POPULAR ANNUAL FINANCIAL REPORTING FOR THE CITY'S POPULAR ANNUAL FINANCIAL REPORT (PAFR) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2015.

Director of Finance and Administrative Services Karen Brooks presented Agenda Items 4 and 5 together. She recognized Deputy Director of Finance and Administrative Services Peta-Gay Lake and Senior Accountant Elise Adler-Hogan for their work on the reports.

6. **16-167** A PROCLAMATION RECOGNIZING DECEMBER 14, 2016, AS "LYONS CREEK MIDDLE SCHOOL BOYS' SOCCER TEAM DAY."

Vice Mayor Rydell read the Proclamation into the record. Lyons Creek Middle School Boys Soccer Team Coach David Bernasconi accepted the Proclamation with three of the soccer team members.

INPUT FROM RESIDENTS OF COCONUT CREEK

There was no input from the residents.

The Commission moved forward with the Consent Agenda. The City Manager's Report, City Attorney's Report, and Commission Communications were heard after the Regular Agenda.

CITY MANAGER REPORT

City Manager Blasi announced the Metropolitan Planning Organization (MPO) was hosting the fourth annual Safe Streets Summit on January 26-27, 2017. She gave an update on the parking enforcement agreements for private residential communities, and invited the Commission to visit the City's website for a list of upcoming events in December.

CITY ATTORNEY REPORT

City Attorney Pyburn wished happy holidays to the Commission.

COMMISSION COMMUNICATIONS

Commissioner Tooley mentioned that she would talk about the School Resource Officer (SRO) Program at the next meeting.

Commissioner Welch thanked Sustainable Development Director Sheila Rose and Landscape Inspector David Poplawski for attending the Coquina Homeowner's Association meeting, and the Parks and Recreation Department for their collaboration on the *Women's Club of Coconut Creek* Annual Fair, the Harvest Festival, and the Santa Brunch.

Commissioner Sarbone thanked Commissioner Welch for bringing attention to proposed changes to the Broward County School Board Bond Program.

Vice Mayor Rydell commented that the Broward County School Board had not approved the installation of the bi-directional amplifier at Coconut Creek High School that the City Commission approved to fund on August 11, 2016. He said that he spoke with Coconut Creek's School Board Member Nora Rupert, and urged the Commission to follow up with the School Board also. He asked the Commission to brainstorm possible solutions for parking at *The Promenade*. Discussion ensued regarding a shared parking agreement with the Broward County School Board and a designated rideshare drop off/pick up area.

Mayor Belvedere attended the 2016 Municipal Waste Management Association Fall Summit with City Manager Blasi and Public Works Operations Manager Mike Heimbach and discussed the information they brought back to improve waste management and recycling efforts. She attended the Broward MPO meeting where they discussed the infrastructure surtax referendum question and how to improve education for future efforts. She spoke about several ideas from the MPO to improve pedestrian crossings and a new graffiti task force. She asked that staff provide information to the residents on the graffiti task force and to look into getting assistance from the task force to wrap electrical boxes in the City. She reported that she spoke to the School Board about the use of seat belts on school buses.

CONSENT AGENDA (Items 7, 8, 9, 10, 11, and 12)

Consent Agenda Item 13 was pulled by Vice Mayor Rydell, and Consent Agenda Item 14 was pulled by Commissioner Welch. Both items were heard during the Regular Agenda.

7. **16-156** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2016-1027R, 2016-1110WS, AND 2016-1110R)

8. **RES**
 2016-291 A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED ALTERNATIVE WATER SUPPLY AGREEMENT WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT TO SHARE THE COST OF A RECLAIMED WATER MAIN EXTENSION ON WILES ROAD.

9. **RES**
 2016-295 A RESOLUTION AUTHORIZING AN AGREEMENT WITH THE FOLLOWING TEN SHORT-LISTED FIRMS FOR ARCHITECTURE, LANDSCAPE ARCHITECTURAL, AND URBAN DESIGN SERVICES PURSUANT TO RFQ NO. 08-24-16-11: (1) CARTAYA AND ASSOCIATES ARCHITECTS, PA, (2) CPZ ARCHITECTS, INC., (3) CRAVEN THOMPSON & ASSOCIATES, INC., (4) DORSKEY YUE INTERNATIONAL, (5) KEITH AND SCHNARS, INC., (6) KIMLEY-HORN AND ASSOCIATES, INC., (7) MILLER, LEGG AND ASSOCIATES, INC., (8) SONG AND ASSOCIATES, INC., (9) SYNALOVSKI ROMANIK SAYE, LLC, AND (10) WALTERS ZACKRIA ASSOCIATES.

10. **RES 2016-296** A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED MUTUAL AID AGREEMENT FOR VOLUNTARY COOPERATION BETWEEN MEMBER AGENCIES OF THE SOUTH FLORIDA CHILD ABDUCTION RESPONSE TEAM (CART) AND THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT.
11. **RES 2016-300** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE REVOCABLE LICENSE AGREEMENTS WITH BROWARD COUNTY AUTHORIZING THE CITY TO INSTALL CITY ENTRANCEWAY SIGNS WITHIN MEDIAN RIGHTS-OF-WAY ON WILES ROAD, LYONS ROAD, COPANS ROAD, AND COCONUT CREEK PARKWAY.
12. **RES 2016-311** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT WITH PATHWAY FITNESS SERVICE, LLC FOR FITNESS EQUIPMENT MAINTENANCE AND REPAIR SERVICES PURSUANT TO RFP NO. 10-12-16-10.

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

MOTION: Sarbone/Rydell – To approve Consent Agenda Item Nos. 7, 8, 9, 10, 11, and 12.

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

REGULAR AGENDA

Sustainable Development

13. **RES 2016-286** A RESOLUTION APPROVING THE COUNTRY WOODS ESTATES APPLICATION FOR MATCHING GRANT FUNDS FROM THE NEIGHBORHOOD ENHANCEMENT GRANT PROGRAM FOR LANDSCAPING AND SECURITY ENHANCEMENTS.

Mayor Belvedere read the Resolution title into the record.

MOTION: Tooley/Sarbone – To adopt Resolution No. 2016-286.

Vice Mayor Rydell disclosed that the subject application was for his neighborhood, and he would be abstaining from the vote.

Upon roll call, the Resolution passed by a 4-0 vote, with Vice Mayor Rydell abstaining.

City Manager

14. **RES 2016-272** A RESOLUTION APPROVING THE CITY OF COCONUT CREEK'S STATE LEGISLATIVE AGENDA FOR THE 2017 LEGISLATIVE SESSION.

Mayor Belvedere read the Resolution title into the record.

MOTION: Welch/Sarbone – To adopt Resolution No. 2016-272.

AMENDMENT: Rydell/Welch – To amend Resolution No. 2016-272 to add the following Florida League of Cities measures that promote a sustainable Florida to the City's 2017 State Legislative Agenda, including legislation that:

- Incentivizes the development and expansion of reclaimed water while protecting public ratepayer investments in reclaimed water infrastructure;
- Assists municipal utilities in addressing infrastructure deficits;
- Maintains the authority of municipalities to operate public utilities;
- Protects and improves the quality of water including surface water, drinking water, and aquifers;
- Imposes a statewide ban on hydraulic fracturing;
- Increases the ability of local governments to address water quality impairment attributable to excess nutrients; and
- Increases state and local efforts to mitigate and adapt to increasing tidal and stormwater flooding.

The amendment passed by a unanimous voice vote.

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

Human Resources

15. **RES 2016-287** A RESOLUTION RATIFYING THE COLLECTIVE BARGAINING AGREEMENT WITH THE BROWARD COUNTY POLICE BENEVOLENT ASSOCIATION OFFICERS' AND CORPORALS' UNIT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT TO COMMENCE RETROACTIVELY ON OCTOBER 1, 2016 AND TO TERMINATE ON SEPTEMBER 30, 2019.

Mayor Belvedere read the Resolution title into the record.

MOTION: Rydell/Sarbone – To adopt Resolution No. 2016-287.

Human Resources Director Pam Kershaw discussed the negotiation process, and thanked the Police Department personnel for their service. The Commission commended the Human Resources team, the Police Benevolent Association, and Police personnel in coming to a fair agreement. Discussion ensued regarding pay raises included in the Agreements.

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

16. **RES 2016-288** A RESOLUTION RATIFYING THE COLLECTIVE BARGAINING AGREEMENT WITH THE BROWARD COUNTY POLICE BENEVOLENT ASSOCIATION SERGEANTS' UNIT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT TO COMMENCE RETROACTIVELY ON OCTOBER 1, 2016, AND TO TERMINATE ON SEPTEMBER 30, 2019.

Mayor Belvedere read the Resolution title into the record.

MOTION: Welch/Rydell – To adopt Resolution No. 2016-288.

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

17. **RES 2016-289** A RESOLUTION RATIFYING THE COLLECTIVE BARGAINING AGREEMENT WITH THE BROWARD COUNTY POLICE BENEVOLENT ASSOCIATION LIEUTENANTS' UNIT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT TO COMMENCE RETROACTIVELY ON OCTOBER 1, 2016, AND TO TERMINATE ON SEPTEMBER 30, 2019.

Mayor Belvedere read the Resolution title into the record.

MOTION: Welch/Rydell – To adopt Resolution No. 2016-289.

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

Public Works

18. **RES 2016-265** A RESOLUTION AUTHORIZING AN AGREEMENT WITH MBR CONSTRUCTION, INC. FOR WINDMILL PARK IMPROVEMENTS PURSUANT TO BID NO. 09-21-16-11.

Mayor Belvedere read the Resolution title into the record.

MOTION: Rydell/Tooley – To adopt Resolution No. 2016-265.

Public Works Project Manager Brian Rosen presented the item. He introduced MBR Construction, Inc. Owner Mike Boss and provided an overview of the project schedule. Discussion ensued regarding securing the site for construction.

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

19. **ORD 2016-45** AN ORDINANCE APPROVING THE CONVEYANCE OF A UTILITY EASEMENT AND AN ACCESS EASEMENT FROM THE CITY OF COCONUT CREEK TO THE CITY OF MARGATE FOR THE PROVISION AND MAINTENANCE OF WATER AND SEWER UTILITIES AT FIRE STATION 50. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Rydell – To adopt Ordinance No. 2016-45.

Mr. Rosen 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.

Sustainable Development

20. **16-162** A REPORT OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE'S (AHAC) 2016 INCENTIVE PLAN STRATEGIES (IPS).

Director of Sustainable Development Sheila Rose presented the item and summarized the AHAC's recommended incentive strategies for affordable housing.

21. **RES 2016-299** A RESOLUTION ACCEPTING THE ACTION PLAN PROGRAM YEAR (PY) 2015 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) FOR COMMUNITY PLANNING AND DEVELOPMENT PROGRAMS. (PUBLIC HEARING)

Mayor Belvedere read the Resolution title into the record.

MOTION: Welch/Rydell – To adopt Resolution No. 2016-299.

Mayor Belvedere opened the public hearing. There were no questions or comments from the public, and the public hearing was closed.

Ms. Rose presented the item and introduced the City's housing consultants, Marilyn Callwood and Andrew Azebeokhai from Community Redevelopment Associates of Florida, Inc., for questions. Commissioner Welch noted that two special needs households were assisted with the City's PY 2015 affordable housing funds.

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

22. **RES 2016-302** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR BUS SHELTERS AND ASSOCIATED IMPROVEMENTS ALONG STATE ROAD 7 FROM MILE POST 20.807 (SAMPLE ROAD) TO MILE POST 24.580 (BROWARD COUNTY LINE).

Mayor Belvedere read the Resolution title into the record.

MOTION: Rydell/Welch – To adopt Resolution No. 2016-302.

Ms. Rose presented the item. Discussion ensued regarding the bus shelters.

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

City Attorney

23. **ORD 2016-47** AN ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM ON THE SUBMITTAL, PROCESSING, AND ISSUANCE OF LOCAL BUSINESS TAX RECEIPTS AND/OR LAND USE APPROVALS FOR MARIJUANA DISPENSING ORGANIZATIONS/MEDICAL MARIJUANA TREATMENT CENTERS FOR A PERIOD OF NINETY (90) DAYS. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Rydell – To adopt Ordinance No. 2016-47.

City Attorney Pyburn presented the item and noted that the Ordinance was amended on first reading to provide for a ninety day moratorium with the option for up to two extensions of up to ninety days each.

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.

ADJOURNMENT

The meeting was adjourned at 8:42 p.m.

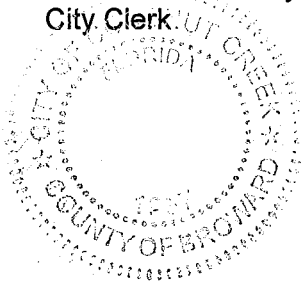
Transcribed by: Marianne Bowers



Leslie Wallace May, MMC
City Clerk

1/12/17

Date



FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Rydell, Joshua	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Coconut Creek City Commission
MAILING ADDRESS 4800 W. Copans Road	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY Coconut Creek	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
COUNTY Broward	NAME OF POLITICAL SUBDIVISION:
DATE ON WHICH VOTE OCCURRED 12/8/2016	MY POSITION IS:
	<input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Joshua Rydell, hereby disclose that on December 8, 20 16 :

(a) A measure came or will come before my agency which (check one or more)

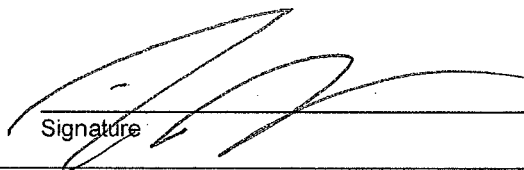
- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____ ;
- inured to the special gain or loss of my relative, _____ ;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

COCONUT CREEK CITY COMMISSION AGENDA ITEM 13: A RESOLUTION APPROVING THE COUNTRY WOODS ESTATES APPLICATION FOR MATCHING GRANT FUNDS FROM THE NEIGHBORHOOD ENHANCEMENT GRANT PROGRAM FOR LANDSCAPING AND SECURITY ENHANCEMENTS.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

12-20-16
Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.