



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

Government Center
4800 W. Copans Road
Coconut Creek, Florida

Date: April 8, 2021
Time: 7:00 p.m.
Regular Meeting No. 2021-0408R

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
Deputy City Attorney Kathryn Mehaffey
City Clerk Leslie Wallace May

Mayor Tooley asked all to rise for the Pledge of Allegiance and remain standing to recognize a moment of silence for former U.S. Representative Alcee Hastings, who passed away on April 6.

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. Deputy City Attorney Mehaffey explained the procedures for public participation and comment for the meeting.

PRESENTATIONS

1. **21-065** A SWEARING-IN CEREMONY FOR NEW POLICE OFFICER PAUL M. ADAMSON.

Police Chief Albert "Butch" Arenal introduced Officer Paul M. Adamson, noting his swearing-in was delayed due to COVID-19, and invited him to come forward for the ceremony. City Clerk Leslie Wallace May administered the Oath of Office, followed by the badge-pinning ceremony.

2. **21-070** A PRESENTATION OF A \$5,000 DONATION TO THE CITY FROM NORTH CREEK PRESBYTERIAN CHURCH FOR THE COCONUT CREEK POLICE EXPLORER PROGRAM.

Pastor Mark Bolhofner presented the donation, and Officer Michael Zombek accepted the donation on behalf of the Police Explorer program.

3. **21-073** A PROCLAMATION RECOGNIZING THE CITY OF COCONUT CREEK'S

**COMMITMENT TO AARP'S AGE-FRIENDLY COMMUNITIES TO PROMOTE
AND SUSTAIN LIVABLE COMMUNITIES FOR PEOPLE OF ALL AGES.**

Commissioner Railey read the proclamation into the record. Parks and Recreation Director Wayne Tobey and Superintendent Janet Hull accepted the proclamation.

4. 21-078 UPDATE ON COCONUT CREEK FIRE RESCUE IMPLEMENTATION PLAN.

Fire Chief Jeffrey Gary provided a brief update on the Fire Rescue implementation plan. He reviewed the history of the City's fire rescue and dispatch services. He explained recent efforts to transition 911 dispatch services to the City of Coral Spring system for improved level of service and response times. He shared the vision for the Coconut Creek Fire Rescue Department, as well as its core values, coverage map, and staff organization chart. Chief Gary reviewed the implementation budget, noting the project was on budget. He explained the planned next steps.

Discussion ensued regarding the budget line item for training in September, the pending automatic aid agreements and if staff expected that implementation would remain under budget. City Manager Brooks addressed some of the unexpected costs which may arise and noted that those items under the City's control were remaining within budget. She provided additional information on budget milestones. Vice Mayor Rydell requested to have Chief Gary provide continual updates. City Manager Brooks noted that she had spoken with the Margate City Manager and would be scheduling a meeting to review any transitional issues.

Fire Chief Gary responded to a question regarding the total number of personnel to be hired, commenting that they planned to hire 87, with 44 from Margate, and there had been more than 400 applications in total. Discussion ensued on the progress of hiring a Deputy Chief. City Manager Brooks stated she and Chief Gary were working on the issue together. Fire Chief Gary provided an update on equipment, including expected delivery of a replacement fire truck in June, noting there were no anticipated equipment issues that would delay the operational rollout by October 2021.

INPUT FROM THE PUBLIC

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

Mayor Tooley implemented the Time Certain and Reports and Communications were heard following the Regular Agenda.

CITY MANAGER REPORT

City Manager Brooks reported that the City employee vaccination rate was at 57 percent who had received at least the first shot.

CITY ATTORNEY REPORT

Deputy City Attorney Mehaffey had no report.

COMMISSION COMMUNICATIONS

Commissioner Railey had no report.

Commissioner Welch asked if there were additional Small Business Economic Development grants available, and City Manager Brooks responded that staff would research and report back. Commissioner Welch shared an update from the Metropolitan Planning Organization (MPO) meeting, noting that the Seagrass to Sawgrass Pedestrian Bridge would be delayed due to other projects and stated she would forward a summary of the most recent meeting to staff to disseminate to the Commission. She updated briefly on the MPO's affordable housing efforts, and commented on a request from resident Susan Steinhauser for each Commissioner to individually sign a letter opposing the Clean Energy Preemption Bill. The Commission agreed by consensus to have staff write a letter for Mayor Tooley to sign.

Commissioner Sarbone welcomed Commissioner Railey and stated that he looked forward to working with her.

Vice Mayor Rydell announced that the Broward County Commission had designated April 6, 2021, as Police Chief Albert "Butch" Arenal day in Broward County and commended Police Chief Arenal on the honor. He asked staff to promote Earth Day on social media to benefit the community.

Mayor Tooley spoke about the community meeting regarding the maintenance of Lake Julie in South Creek. She shared details of attending the Golden Raintree III Homeowners' Association meeting regarding traffic in the area and coordination with the Police Department. She mentioned that she was serving on the selection committee for the new Coconut Creek Elementary Principal. Mayor Tooley attended the ceremony to rename the Hillsboro Pineland Natural Area to the Kristin Jacobs Natural Area at Hillsboro Pineland. She stated another parcel was being named for former Representative Kristin Jacobs in Kissimmee, and noted it was a testament to the work she had done and the impact she had.

CONSENT AGENDA

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

5. **21-068** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2021-0311R)

6. **RES**
 2021-049 A RESOLUTION ACCEPTING A UTILITY EASEMENT OVER, ACROSS, THROUGH, IN, AND UNDER A PORTION OF LAND LYING WITHIN PARCEL 'A' OF THE MECCA COMMERCIAL PLAT, RELATING TO PARCEL NUMBER 474136040011, GENERALLY LOCATED AT 5901 LOXAHATCHEE ROAD IN BROWARD COUNTY, FLORIDA, BY THE CITY OF COCONUT CREEK, MORE PARTICULARLY DESCRIBED IN COMPOSITE EXHIBIT "1."

7. **RES**
 2021-059 A RESOLUTION ACCEPTING A UTILITY EASEMENT OVER, ACROSS, THROUGH, IN, AND UNDER A PORTION OF LAND LYING WITHIN THE SAWGRASS EXCHANGE PLAT, RELATING TO PARCEL NUMBER 484207130020, GENERALLY LOCATED AT 5951 LYONS ROAD IN BROWARD COUNTY, FLORIDA, BY THE CITY OF COCONUT CREEK, MORE PARTICULARLY DESCRIBED IN COMPOSITE EXHIBIT "1."

MOTION: Sarbone/Welch – To approve Consent Agenda Items 5-7.

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

REGULAR AGENDA

Utilities and Engineering

7. **ORD 2021-009** AN ORDINANCE AMENDING THE CITY'S CODE OF ORDINANCES, BY AMENDING CHAPTER 10, "FLOOD PREVENTION AND PROTECTION," ARTICLE II, "APPLICABILITY," SECTION 10-9, "BASIS FOR ESTABLISHING FLOOD HAZARD AREAS;" AND BY AMENDING ARTICLE III, "ADMINISTRATION," DIVISION 5, "VARIANCES AND APPEALS," SECTIONS 10-41, 10-42, 10-47, AND 10-48, THEREIN; AND BY AMENDING ARTICLE IV, "DEFINITIONS," SECTION 10-63, "DEFINITIONS;" AND BY AMENDING ARTICLE V, "FLOOD RESISTANT DEVELOPMENT;" DIVISION 4, "MANUFACTURED HOMES," SECTION 10-80, "FOUNDATIONS;" BY REPEALING IN THEIR ENTIRETY SECTIONS 10-83, "GENERAL ELEVATION REQUIREMENT," AND 10-84, "ELEVATION REQUIREMENT FOR CERTAIN EXISTING MANUFACTURED HOME PARKS AND SUBDIVISIONS," AND RENUMBERING THE SUBSEQUENT SECTIONS WITHIN DIVISION 4, STARTING AT 10-83; AND BY ENACTING NEW PROVISIONS WITHIN ARTICLE III, "ADMINISTRATION," DIVISION 5, "VARIANCES AND APPEALS," SPECIFICALLY NEW SECTIONS 10-49, "ADDITIONAL VARIANCE CONSIDERATIONS FOR CERTAIN ACCESSORY STRUCTURES," AND 10-50, "ADDITIONAL VARIANCE CONSIDERATIONS FOR AGRICULTURAL STRUCTURES;" AND ENACTING WITHIN ARTICLE V, "FLOOD RESISTANT DEVELOPMENT," DIVISION 1, "BUILDINGS AND STRUCTURES," SPECIFICALLY THE NEW SECTION 10-70, "ACCESSORY STRUCTURES," TO PROVIDE CONSISTENCY WITH CHANGES REQUESTED BY THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT AGENCY RELATED TO FLOODPLAIN MANAGEMENT IN FLOOD HAZARD AREAS. (FIRST READING)

Deputy City Attorney Mehaffey read the Ordinance title into the record.

MOTION: Welch/Railey – To approve Ordinance No. 2021-009 on first reading.

Utilities & Engineering Director Osama Elshami presented the item, noting the changes were being required by FEMA nationwide.

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 Ordinance passed on first reading by a 5-0 vote.

Sustainable Development

9. **RES 2021-056** A RESOLUTION APPROVING THE SAWGRASS VILLAGE I HOMEOWNERS ASSOCIATION, INC. APPLICATION FOR MATCHING FUNDS FROM THE NEIGHBORHOOD ENHANCEMENT GRANT PROGRAM FOR PHASE II OF THE MULTI-PHASE LANDSCAPE DESIGN AND INSTALLATION PROJECT.

Mayor Tooley read the Resolution title into the record.

MOTION: Rydell/Welch – To approve Resolution No. 2021-056.

Sustainable Development Director Scott Stoudenmire presented the item. He noted the design

phase had been approved and completed in 2020 and stated this was the last Neighborhood Enhancement Grant for Fiscal Year 2021.

Linda Coleman, Homeowners Association President at Sawgrass Village I, commented briefly on the project to enhance the beauty of their community.

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.

Deputy City Attorney Mehaffey read aloud the City's quasi-judicial procedures that would be applied to item 10. City Clerk May confirmed public notice requirements had been met for the Quasi-Judicial item 10 and swore in the witnesses.

- 10. RES 2021-055** A RESOLUTION APPROVING THE SITE PLAN REQUEST FOR SOS CHILDREN'S VILLAGE TO CONSTRUCT AN ADDITION TO THE EXISTING ADMINISTRATIVE OFFICE LOCATED AT 3681 NW 59 PLACE (QUASI-JUDICIAL) (PUBLIC HEARING)

Mayor Tooley read the Resolution title into the record.

Commissioner Sarbone made a motion to hear Agenda Item 10, seconded by Vice Mayor Rydell.

Deputy City Attorney Mehaffey asked if there were any disclosures on behalf of the Commission for the item, and there were none.

Sustainable Development Director Stoudenmire presented the item, explaining the 2,300 square foot addition to the administrative facilities at the foster care village. He stated the Planning and Zoning Board unanimously approved the site plan at their March meeting.

The applicant, James Kahn of Keith and Associates, gave a *PowerPoint* presentation outlining the details of the proposed project. He stated the project would blend in with the existing construction as much as possible and pointed to the locations of the butterfly garden and landscaping improvements included with the building addition. He noted that all Development Review Committee (DRC) comments would be addressed prior to the issuance of a building permit.

Mayor Tooley opened the public hearing. City Clerk May stated there were no advanced public comments received on the item. There were no further questions or comments from the public, and Mayor Tooley closed the public hearing.

Commissioner Sarbone asked for clarification regarding the location of the building on the property. Jillian Smath, Chief Executive Officer at SOS Children's Village, responded.

Vice Mayor Rydell asked if there was a way to waive fees on the project. Staff discussed options, and Mr. Stoudenmire explained the process as prescribed by Code. The Commission agreed to maximize the opportunity available.

Neither staff, nor the applicant, had any closing remarks.

MOTION: Sarbone/Railey – To approve Resolution No. 2021-055.

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

City Manager

11. **RES 2021-060** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT WITH VAN SCOYOC ASSOCIATES, INC. FOR FEDERAL LOBBYING SERVICES PURSUANT TO RFP NO. 02-10-21-09.

Mayor Tooley read the Resolution title into the record.

MOTION: Welch/Railey – To approve Resolution No. 2021-060.

Deputy City Manager Sheila Rose presented the item. Harry Glenn with Van Scoyoc Associates briefly addressed the Commission.

Vice Mayor Rydell stated he was glad there were performance-based metrics added to the contract and asserted that the Commission should consider approving a one-year contract rather than a two-year contract. The Commission and staff discussed Vice Mayor Rydell's suggestion, and Mr. Glenn stated he would be amenable to the amendment.

AMENDMENT: Rydell/Sarbone – To amend Article IV of the contract to provide for a one-year term and the option to renew for four (4) additional one-year terms.

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

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, as amended, passed by a 5-0 vote.

12. **RES 2021-061** A RESOLUTION SUPPORTING THE BROWARD COUNTY SOLID WASTE WORKING GROUP'S VOTE IN FAVOR OF AN INDEPENDENT SOLID WASTE DISTRICT IN BROWARD COUNTY FOR THE PURPOSE OF PROVIDING COUNTYWIDE SOLID WASTE DISPOSAL AND RECYCLING PROCESSING SERVICES AND URGING BROWARD COUNTY AND BROWARD CITIES TO MOVE FORWARD THE NECESSARY BILL DRAFTING FOR THE INDEPENDENT SOLID WASTE DISTRICT.

Mayor Tooley read the Resolution title into the record.

MOTION: Rydell/Welch – To approve Resolution No. 2021-061.

Public Works Director Jim Berkman presented the item. He stated at the last Solid Waste Working Group meeting, the group had voted to move forward with an Independent Solid Waste District, and the next steps were to promote the idea to other municipalities. Mayor Tooley stated the vote at the Solid Waste Working Group was 6-3 in support of the Independent Special District.

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.

ADJOURNMENT

The meeting was adjourned at 9:10 p.m.

Leslie Wallace May, MMC
City Clerk

Date