



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

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

**Date: July 14, 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.

INPUT FROM RESIDENTS OF COCONUT CREEK

There was no input from the residents.

CITY MANAGER REPORT

City Manager Blasi asked for a consensus from the Commission to submit a tax millage rate of 6.1803 mills to the Broward County Property Appraiser. Consensus was given.

CITY ATTORNEY REPORT

City Attorney Pyburn had no report.

COMMISSION COMMUNICATIONS

Commissioner Tooley noted that retired Police Officer Johnny Jones passed away.

Commissioner Welch commented on the importance of thanking our police officers, first responders, and their families for their work. She was pleased to see that the gates at Sabal Pines Park were installed. She attended an ethics training held by the Broward League of Cities and thanked City Attorney Pyburn for also attending. She noted that City Attorney Pyburn would conduct an ethics workshop for the Commission in September. Commissioner Welch plans on attending the 8th Annual Regional Climate Leadership Summit and encouraged her colleagues to attend as well.

Commissioner Sarbone noted the recent tragic events in Dallas. He urged people not to be distracted by the few that resort to violence and to continue doing the right thing.

Vice Mayor Rydell recognized City Attorney Pyburn for being selected to the statewide Sober House Task Force. He also commented on the recent events in Dallas and noted Police Chief Arenal's commitment to community policing. Vice Mayor Rydell also recognized Police Service Aide Scott Hysell for his professional assistance after a recent car accident involving Vice Mayor Rydell.

Mayor Belvedere attended a meeting with the residents of Township Estates along with staff members. She also attended the World Refugee Day held at Broward College and participated in the 84th Annual Meeting of the U.S. Conference of Mayors in Indianapolis. She was impressed with how the City of Indianapolis had paid volunteers and ambassadors to help residents and visitors of the City and asked City Manager Blasi to research doing the same here. She asked for consensus to attend the Florida League of Cities Conference, and consensus was given. She commended Police Officer Molyneaux and the Police Department for their positive community presence. She read a letter from the City of Wilton Manors thanking the Coconut Creek Police Department for its mutual aid assistance during the 17th Annual Stonewall Street Festival and Parade.

CONSENT AGENDA (Items 1, 2, and 3)

Consent Agenda Item 4 was pulled by Commissioner Welch and heard during the Regular Agenda.

1. **16-91** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2016-0623R)

2. **16-85** 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, 2015.

3. **16-92** A MOTION TO REJECT BID NO. 06-22-16-11 FOR THE RENOVATION OF THE RECREATION COMPLEX LOCKER ROOMS.

MOTION: Tooley/Welch – To approve Consent Agenda Item Nos. 1, 2, and 3.

The motion passed by a unanimous voice vote.

REGULAR AGENDA

Police Department

4. **RES** A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE
 2016-157 THE EMPLOYMENT AGREEMENTS BETWEEN THE CITY AND THE
 COCONUT CREEK POLICE DEPARTMENT'S PART-TIME SCHOOL
 RESOURCE OFFICERS.

MOTION: Welch/Sarbone – To adopt Resolution No. 2016-157.

City Manager Blasi clarified that the Resolution would approve a template agreement so that if an officer leaves and the City needs to hire a new officer, the agreement does not have to come back before the Commission.

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

Sustainable Development

5. **ORD 2016-22** AN ORDINANCE AMENDING ORDINANCE NO. 2008-033, AS AMENDED BY ORDINANCE NO. 2012-018, WHICH APPROVED THE GROVE PARC PLANNED COMMERCE DISTRICT (PCD), AS AMENDED BY ORDINANCE NO. 2014-012, AND HEREBY APPROVING THE REZONING AND MODIFICATION REQUEST OF ALFRED D. GRIFFIN, JR. AND KIM G. GRIFFIN, DANIEL E. LAMBERT IRREVOCABLE TRUST, AND COCONUT CREEKS HOTEL, LLLP, TO INCLUDE ADDITIONAL PROPERTY AND TO PROVIDE FOR SITE DESIGN STANDARDS AND PERMITTED USES. (SECOND READING) (QUASI-JUDICIAL)

City Attorney Pyburn read the quasi-judicial procedures. City Clerk May confirmed that the advertising requirements were met for agenda item 5 and swore in the witnesses. Mayor Belvedere asked that items 5 through 7 be heard together, and there were no objections. City Attorney Pyburn asked if there were any disclosures or ex parte communications on the item, and the following disclosures were made:

- Commissioner Tooley attended the Planning and Zoning Board Meeting on the item and spoke with several residents who were opposed to the hotel project in the previously proposed location. She also met with the Applicant's representative, Attorney Scott Backman.
- Commissioner Welch met with Attorney Backman.
- Commissioner Sarbone spoke with Mr. Butters and discussed the matter with resident Steve Hall.
- Vice Mayor Rydell met with Attorney Backman, Seth Fellman, and numerous residents who were opposed to the previously proposed location.
- Mayor Belvedere met with Attorney Backman.

Mayor Belvedere read the Ordinance title into the record.

MOTION: Rydell/Welch – To adopt Ordinance No. 2016-22.

Director of Sustainable Development Sheila Rose presented the item. Mr. Backman, representing the Applicant, introduced himself and noted that he was present to answer any questions.

Mr. Backman confirmed that the surrounding properties, Club Caribe and American Top Team, provided letters of support and there were no concerns received during outreach efforts. Ms. Rose confirmed that the letters of support were part of the record.

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

In closing remarks, Mr. Backman provided a brief overview of the meeting space that would be available at the hotel and thanked the Commission and staff.

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

6. **ORD 2016-23** AN ORDINANCE VACATING, RELEASING, AND ABANDONING PLATTED LANDSCAPE BUFFER PARCELS FOR THE PROJECT KNOWN AS RESIDENCE INN BY MARRIOTT LOCATED NORTH OF THE SAWGRASS EXPRESSWAY ON THE EAST SIDE OF NORTH STATE ROAD 7. (SECOND READING) (PUBLIC HEARING)

Mayor Belvedere read the Ordinance title into the record.

MOTION: Rydell/Welch – To adopt Ordinance No. 2016-23.

Ms. Rose 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.

7. **ORD 2016-27** AN ORDINANCE VACATING, RELEASING, AND ABANDONING A UTILITY EASEMENT FOR THE PROJECT KNOWN AS RESIDENCE INN BY MARRIOTT LOCATED NORTH OF THE SAWGRASS EXPRESSWAY ON THE EAST SIDE OF NORTH STATE ROAD 7. (SECOND READING) (PUBLIC HEARING)

Mayor Belvedere read the Ordinance title into the record.

MOTION: Welch/Rydell – To adopt Ordinance No. 2016-27.

Ms. Rose 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.

8. **ORD 2016-21** AN ORDINANCE AMENDING THE CODE OF ORDINANCES CHAPTER 2, "ADMINISTRATION," BY AMENDING ARTICLE V, "BOARDS, COMMISSION AND COMMITTEES," BY AMENDING DIVISION 5, "LOCAL HOUSING ASSISTANCE," SECTION 2-255, "AFFORDABLE HOUSING ADVISORY COMMITTEE" IN ORDER TO REDEFINE THE NUMBER AND REQUIRED PROFESSIONAL CREDENTIALS OF MEMBERS, TO REDEFINE THE TERM OF OFFICE, AND TO REDEFINE THE MEETING REQUIREMENTS PURSUANT TO STATE LAW. (SECOND READING)(PUBLIC HEARING)

Mayor Belvedere read the Ordinance title into the record.

MOTION: Welch/Rydell – To adopt Ordinance No. 2016-21.

Ms. Rose 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.

City Attorney

9. **RES** A RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER,
 2016-164 OR DESIGNEE, TO EXECUTE THE FIRST AMENDMENT TO THE
 SETTLEMENT AGREEMENT WITH BROWARD COUNTY FOR THE
 LITIGATION STYLED *CITY OF SUNRISE ET. AL. V. BROWARD*
 COUNTY.

Mayor Belvedere read the Resolution title into the record.

MOTION: Tooley/Rydell – To adopt Resolution No. 2016-164.

City Manager Blasi explained that all the cities named in the Settlement Agreement need to approve this amendment in order to delay the sale of the Alpha 250 site. She noted that as part of the amendment, the County agrees to fund \$200,000 for a solid waste master plan study. Discussion ensued regarding the number of cities that had passed the amendment, and it was noted that Margate had tabled the item and will rehear it at the end of August. Discussion ensued regarding holding a meeting with Margate’s City Manager, City Attorney and Mayor to discuss all of the facts regarding the amendment. Additionally, consensus was provided for Vice Mayor Rydell to attend the Margate Commission meeting in August to speak on behalf of the City on this item.

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

10. **ORD** AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE
 2016-26 SECOND AMENDMENT TO THE LEASE AGREEMENT WITH
 METROPCS, LLC, WHICH PROVIDES FOR THE CONTINUED
 LEASING OF CITY LAND FOR A COMMUNICATIONS TOWER AND A
 MODIFICATION TO THE LOCATION OF EQUIPMENT ON THE
 TOWER AT SABAL PINES PARK. (SECOND READING)(PUBLIC
 HEARING)

MOTION: Tooley/Welch – To adopt Ordinance No. 2016-26.

City Attorney Pyburn read the Ordinance title into the record and presented the item. Mayor Belvedere opened the public hearing.

Steve Cooper, 2004 Granada Drive, Coconut Creek, inquired about the revenues involved with the item and why the City’s equipment was being relocated on the tower. City Attorney Pyburn answered Mr. Cooper’s questions.

The were no further questions or comments from the public, and the public hearing was closed.

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

11. **ORD** AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE THE
 2016-29 SECOND AMENDMENT TO THE LEASE AGREEMENT WITH
 T-MOBILE SOUTH, LLC, WHICH PROVIDES FOR THE CONTINUED
 LEASING OF CITY LAND FOR A COMMUNICATIONS TOWER AND A
 MODIFICATION AND INCREASE IN THE AMOUNT OF T-MOBILE’S
 EQUIPMENT ON THE TOWER AT WINSTON PARK IN EXCHANGE FOR

AN INCREASE IN RENT. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Sarbone/Welch – To adopt Ordinance No. 2016-29.

City Attorney Pyburn 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.

City Manager

12. **ORD 2016-31** AN ORDINANCE AMENDING THE FRANCHISE AGREEMENT WITH REPUBLIC SERVICES OF FLORIDA, L.P. D/B/A ALL SERVICE REFUSE DATED SEPTEMBER 22, 2011 AND FIRST AMENDMENT THERETO DATED JANUARY 1, 2016 IN ORDER TO AUTHORIZE THE CITY MANAGER TO EXECUTE THE ATTACHED SECOND AMENDMENT TO THE FRANCHISE AGREEMENT BETWEEN THE CITY AND REPUBLIC SERVICES OF FLORIDA, L.P. D/B/A ALL SERVICE REFUSE, IN ORDER TO UPDATE THE SCHEDULE OF PRICES. (FIRST READING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Tooley/Sarbone – To adopt Ordinance No. 2016-31.

Public Works Operations Manager Michael Heimbach presented the item and noted that representatives from Republic Services, Inc. were present to answer any questions. Discussion ensued regarding the size and the maintenance of new trash containers at Wynmoor.

Joanne Stanley, Municipal Manager at Republic Services, responded that new containers would be ordered and would take 4-6 weeks to be delivered. Discussion ensued regarding bulk trash pickup on holidays and trash bins being properly set back down after being emptied.

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

ADJOURNMENT

The meeting was adjourned at 8:37 p.m.

Transcribed by: Marianne Bowers and Leslie May

Leslie Wallace May, MMC
City Clerk

Date