



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

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

**Date: December 14, 2017
Time: 6:00 p.m.
Workshop Meeting**

CALL TO ORDER

Mayor Tooley called the meeting to order at 6:04 p.m.

PRESENT UPON ROLL CALL:

Mayor Rebecca A. Tooley
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

Vice Mayor Rydell arrived at 6:41 p.m.

STATE LEGISLATIVE AGENDA

City Manager Blasi introduced Candice Ericks and Lauren Jackson with Ericks Consultants, Inc. She stated that Assistant to the City Manager Bernadette Hughes worked with Ericks Consultants to develop the Legislative Agenda and would summarize the items for the City Commission.

Ms. Hughes noted that many of the items were the same as the previous year's agenda and six items were added or modified. She reviewed the following Legislative Agenda Items:

- *Home Rule* - The City supports the preservation of Home Rule. The City opposes any legislation that seeks to diminish powers granted to local government. (BLC 2017, FLC 2018)
- *Unfunded Mandates* – The City opposes unfunded mandates from any level of government. (FLC 2018)
- *Required Public Notice Advertising in Newspapers* – The City supports legislation authorizing local governments the option of using their publicly accessible websites for legally required public notices and advertisements in lieu of newspapers. (BLC 2017)
- *State of Florida Gaming Compact with the Seminole Nation* – The City opposes any reduction to the share of revenue paid to the State by the Tribe that is currently distributed to affected local governments.
- *Landfill Regulations* – This was a new item. The City opposes any legislation lessening environmental and testing regulations on landfills. The City supports additional landfill environmental regulations benefitting the air and water quality. The City also supports additional environmental regulations on urban landfills. Discussion ensued.

- *Recycling Regulations* – This was a new item. The City opposes any legislation that would lessen recycling efforts or recycling requirements in the State of Florida.

Ms. Ericks explained that two North Florida legislators would be filing legislation regarding recycling regulations and they would keep the City apprised. Discussion ensued.

- *FDOT and the Florida Turnpike* – This was a new item. The City supports legislation requiring FDOT and the Florida Turnpike Enterprise to increase transparency, public participation, and consideration of the impacts on local communities and local commuters during the planning, development, design and construction process of any proposed projects that would add toll lanes. The City supports legislation that requires that in the instance of limited access roadway facilities, FDOT authority to remove these borders through design variations will require just compensation to adjacent property owners who are impacted. The City also supports legislation that would nullify any PD & E study that is more than five (5) years old and would require that the analysis and the public involvement be conducted from a fresh perspective.

Discussion ensued.

- *Recovery Residences* – The City supports legislation that establishes statewide mandatory minimum regulatory standards for all “recovery residences” to protect the residents of the homes from exploitation and abuse as well as rule changes to provide for state-wide consistency in the application of life safety code requirements. (FLC 2018)
- *Municipal Revenues* – The City opposes any reduction to local government allocations or tax base reduction due to ad valorem exemptions which would result in a loss of municipal revenue that would directly affect the level of services the City is able to provide its residents and the City’s ability to properly plan for the future.
- *Communications Services Tax Protection* – The City supports the Florida League of Cities’ priority of reforming the Communications Services Tax in a way that is revenue neutral in order to improve reliability, stability, and equability without harming local revenues. (BLC 2017, FLC 2018)
- *Local Business Tax Protection* - The City opposes legislation that restricts, reduces or eliminates municipal revenues generated under the Local Business Tax. (BLC 2017)
- *Impact Fees Protection* – The City opposes legislation that restricts a municipality’s Home Rule authority to set impact fees or transportation concurrency and for restrictions regarding when it may be collected.

Discussion ensued regarding the restrictions on when the City would receive impact fees.

- *Allowing Price in the Consultants Competitive Negotiations Act* – The City supports legislation that would permit price to be considered in the selection of these services.
- *Uniform Chart of Accounts (UCOA)* – The City opposes implementation of the currently proposed UCOA. The City supports alternative legislation which would accomplish the Legislature’s goal of increasing transparency in reporting without imposing a significant financial burden on local governments.

- *SHIP Funding* – The City supports full funding of the SHIP (State Housing Initiatives Partnership) program. The City also supports the distribution of documentary stamp tax revenue in a way in which maximizes funding for SHIP and the Sadowski Housing Trust Fund.
- *Economic Development* – The City supports legislation that dedicates to small businesses state economic development resources emphasizing technical assistance, access to capital, public infrastructure, and urban infill. The City also supports maintaining or expanding current local economic tools.
- *Environmental Regulations* – The City opposes any legislation that lessens environmental protection at the local level, including preemption of local authority such as through statewide or uniform rules, and statewide standards on issues related to environmental regulations and enforcement. The City also opposes any efforts that would negatively impact the County's ability to regulate air and water quality and the wetlands resources of Broward County, including through its delegated authority to implement the State's Environmental Resource Permit. The City supports HB 203 and SB 316, which would require the Governor to fill vacancies on the State Environmental Regulation Commission (ERC) within a specified timeframe in order to ensure participation by local governments and all parties in important decisions that impact our environment.
- *Water Quality* – The City supports legislation which recognizes that diminished water quality and quantity affect existing business, future economic development, local and state government budgets, and public health and safety. The City also supports legislation that establishes reasonable environmental, technical and scientific criteria for the protection and recovery of water resources and also assists municipalities' economic development efforts. (FLC, 2016)
- *Water Quantity* – The City supports funding of alternative water supply projects such as the C-51 Reservoir to assure adequate future water supply for urban areas in South Florida (BLC 2016).
- *Hydraulic Fracturing ("Fracking")* – The City opposes any State Legislative or Administrative action that would permit fracking in Florida. The City also opposes State preemption of local regulations on fracking. (BLC 2017)
- *Oil Exploration and Everglades Protection* – The City supports legislation which would ban or tighten restrictions on any oil drilling – exploratory or otherwise – within the geographical region that constitutes the Florida Everglades. The City opposes any legislation that would ease zoning restrictions or permit requirements imposed upon oil drilling, particularly within the Florida Everglades.
- *Public Right of Way and Utilities Easements Management* – The City supports legislation that would require providers of telecommunications, telephone, telegraph, cable television, broadband, internet, and other communications services to *timely* transfer their facilities onto strengthened utility poles or underground conduits whenever such facilities are available. The City also supports legislation that would increase the resiliency of utilities in cases of natural disasters, such as undergrounding and hardening.
- *Utility Work Exemption from Development/Transmission Line Siting* – This was a new item. The City opposes any legislation seeking to increase exemptions from current law, regulatory standards, or procedures regarding transmission line and power plants siting. (FLC 2018)

- *Transportation Funding* – The City supports legislation that provides increased support to municipalities for transportation choices and allows flexibility in the use of those funds. (BLC 2017, FLC 2018)
- *Multimodal Opportunities* – The City supports an amendment to Chapter 316, State Uniform Traffic Control, Florida Statutes to expand multimodal opportunities within these rights of way.
- *Firearms* – The City supports legislation that addresses the following:
 - Repeals the 2011 amendment that eliminated local governments’ ability to regulate firearms;
 - Legislation that requires the purchase and ownership of a gun be registered and licensed;
 - Legislation that would ban assault weapons, automatic weapons, and large external magazine weapons and ammunition;
 - Legislation that would prohibit any person, other than law enforcement officers, to carry a weapon or firearm into any government facility or park.
- *Text Messaging / Cell Phone Use While Driving* – The City supports the strengthening of legislation that prohibits text-messaging while driving from a secondary offense to a primary offense or otherwise restricts the use of non-handsfree wireless communications devices while operating a motor vehicle.
- *Smoking in Municipal Playground Areas and Ballfields* – The City supports revising Section 386.209, F.S, authorizing a municipality or county if the area where smoking is restricted is clearly delineated by “No Smoking” signs.
- *Electronic Smoking Devices* – This was a new item. The City supports legislation banning electronic smoking devices anywhere smoking is banned. The City also supports permitting local regulation regarding the smoking of electronic smoking devices.
- *Controlled Substances* – The City supports legislation adding newly configured chemical compounds intended to be sold as synthetic drugs to the Schedule 1 list of the Florida controlled substance schedule.
- *Advance Notification to Municipalities of Charter School Sitings* – The City supports revisions to Section 1002.33, F.S., to require that charter schools identify the proposed location of their facility in their charter school application, and present evidence from the municipality or county with land use and zoning jurisdiction that the proposed facility meets all applicable local comprehensive plans and land development regulations. The City also supports clarification that charter schools are subject to local land development regulations and are not covered by the partial exemption from such regulation for school board operated public schools in Section 1013.33(10)-(15), F.S.
- *Graduation Rates* – The City supports state funding for initiatives and other innovative programs that increase graduation rates.
- *Legislative Watch List* – Ms. Hughes noted that items on the Legislative Watch List were areas the City wants to keep an eye on should any legislation be introduced that could potentially impact the City. The items on the Watch List include:
 - Public Records Legislation (including legislation affecting personnel records)
 - Building Codes
 - Fiscal Transparency and Responsibility / Ethics Reform
 - Workers Compensation (Chapter 440)

- Heart/Lung Bill
- Florida Retirement System
- Municipal Elections
- Complete Streets
- Post Hurricane Relief Efforts
- Synthetic cannabis and bath salts
- Fentanyl

Ms. Jackson stated that the biggest issues and concerns for the Florida State Legislature in 2018 would be affordable housing and the opioid crisis. Discussion ensued regarding the opioid crisis and items on the legislative watch list.

ADJOURNMENT

The meeting was adjourned at 6:54 p.m.

Transcribed by Justin Ayers

Leslie Wallace May, MMC
City Clerk

Dated