



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

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

**Date: January 25, 2018
Time: 7:00 p.m.**

CALL TO ORDER

Mayor Tooley called the meeting to order at 7:02 p.m.

PRESENT UPON ROLL CALL:

Mayor Rebecca A. Tooley
Vice Mayor Joshua Rydell
Commissioner Mikkie Belvedere
Commissioner Sandra L. Welch
City Manager Mary C. Blasi
City Attorney Terrill C. Pyburn
City Clerk Leslie Wallace May

EXCUSED:

Commissioner Lou Sarbone

Vice Mayor Rydell moved to excuse Commissioner Sarbone from the meeting.

Mayor Tooley asked all to rise for the Pledge of Allegiance.

PRESENTATIONS

- 1. 18-003** A PRESENTATION RECOGNIZING FIRST-QUARTER EMPLOYEE MILESTONE ANNIVERSARIES FOR FISCAL YEAR 2018.

Human Resources Director Pam Kershaw recognized the employees who reached a milestone anniversary with the City during the first quarter of Fiscal Year 2018.

Five (5) Year Anniversary

Andrew Saint-Remy, Recreation Programmer, Parks & Recreation
Suzette Schuyler, Police Records Telecommunications Technician, Police Department

Ten (10) Year Anniversary

Thomas Valenti, Electrician, Utilities & Engineering

Fifteen (15) Year Anniversary

Kyle Duffey, Police Service Aide, Police Department

Twenty-Five (25) Year Anniversary

Joseph Barreto, Police Officer, Police Department
Terrance Adjodha, Lead Worker, Public Works

Stephen Corum, Maintenance Service Worker III, Public Works

Thirty (30) Year Anniversary

John Leonard, Police Captain, Police Department
Walter Szkwarek, Police Officer, Police Department
Robert Wehmeyer, Police Lieutenant, Police Department

INPUT FROM RESIDENTS OF COCONUT CREEK

There was no input from the residents.

CITY MANAGER REPORT

City Manager Blasi had no report.

CITY ATTORNEY REPORT

City Attorney Pyburn had no report.

COMMISSION COMMUNICATIONS

Commissioner Belvedere participated in a community meeting at Wynmoor and gave an update of City events and development. She noted that the residents were pleased with the growth of the City and the new *Dunkin Donuts* located on Coconut Creek Parkway.

Commissioner Welch spoke about the Jazz Under the Stars event held at City Hall and the Creek Idol singing competition. She attended a recent firefighter training event and visited the Reuter recycling facility in Pembroke Pines. She commented on the amount of household waste that had gone into the Monarch Hill landfill since Hurricane Irma and the importance of providing education regarding recycling in the schools.

Vice Mayor Rydell thanked Community Relations Director Yvonne Lopez for highlighting the local group *Coconut Creek Rocks* through the City's media outlets and commended her for responsiveness to residents through social media.

Mayor Tooley noted that she had received positive feedback from the residents on the Jazz Under the Stars event and commended City staff for their efforts on the event. She attended an event with Congressman Ted Deutch regarding the Sandy Hook Promise Program to help prevent gun violence in communities and noted that Congressman Deutch was applying for a grant to bring the program to Broward County schools. She spoke about a local high school student who recently lost her life in a traffic accident and thanked the Police Department for the wonderful job they did assisting attendees at the memorial service. She went on a tour of Windmill Park, which was under construction for renovations, and commented on the new walking trails and exercise equipment.

CONSENT AGENDA (Items 2 through 4)

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

Agenda Item 5 was pulled by Vice Mayor Rydell and heard during the Regular Agenda.

2. **RES** A RESOLUTION SUPPORTING AND ADOPTING THE BROWARD
 2018-030 COUNTY DECEMBER 2017 REVISION OF THE
 MULTI-JURISDICTIONAL ENHANCED LOCAL MITIGATION
 STRATEGY (ELMS); AND PROVIDING FOR REPRESENTATION ON
 THE LOCAL MITIGATION STRATEGY WORKING GROUP.

3. **RES** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE,
 2018-025 TO EXECUTE A SINGLE SOURCE AGREEMENT WITH ION WAVE
 TECHNOLOGIES, INC. TO PROVIDE FOR THE CONTINUED USE OF THE
 E-PROCUREMENT SOFTWARE SUITE WITH A FIVE YEAR TERM.

4. **RES** A RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER,
 2018-001 OR DESIGNEE, TO EXECUTE AN INTERLOCAL AGREEMENT WITH
 THE BROWARD METROPOLITAN PLANNING ORGANIZATION (MPO)
 FOR TRANSPORTATION PLANNING SERVICES.

MOTION: Welch/Belvedere – To approve Consent Agenda Item Nos. 2, 3, and 4.

Upon roll call, the Motion passed by a 4-0 vote.

REGULAR AGENDA

City Manager

5. **RES** A RESOLUTION APPROVING THE CITY OF COCONUT CREEK'S
 2018-028 2018 FEDERAL LEGISLATIVE AGENDA.

Mayor Tooley read the Resolution title into the record.

MOTION: Rydell/Welch – To approve Resolution No. 2018-028.

Mayor Tooley introduced the City's federal lobbyist, Greg Burns of Van Scoyoc and Associates, who spoke briefly regarding the City's legislative priorities for 2018 and confirmed that he would be adding three items based on feedback from the Commission Workshop – monitoring legislation regarding geoenvironment, sanctuary cities, and federal marijuana policy.

Upon roll call, the Resolution passed by a 4-0 vote.

Police Department

6. **RES** A RESOLUTION AUTHORIZING THE USE OF FEDERAL LAW
 2018-002 ENFORCEMENT TRUST FUNDS IN THE AMOUNT OF \$635,540 FOR
 THE PURCHASE OF POLICE RATED VEHICLES WITH NECESSARY
 EQUIPMENT, LAPTOPS WITH POLICE SOFTWARE AND ACCESSORIES,
 MOTOROLA PORTABLE RADIOS WITH ACCESSORIES, SALARY
 CONTRIBUTION FOR SCHOOL RESOURCE OFFICERS IN FISCAL YEAR
 2018, BI-DIRECTIONAL AMPLIFIER CONDUIT INSTALLATION FOR
 COCONUT CREEK HIGH SCHOOL, AND CRIME PREVENTION
 TECHNOLOGY ENHANCEMENTS (AUTOMATED LICENSE PLATE
 RECOGNITION).

Mayor Tooley read the Resolution title into the record.

MOTION: Belvedere/Rydell – To approve Resolution No. 2018-002.

Police Chief Albert “Butch” Arenal presented the item. He spoke briefly about staffing for the School Resource Officer positions and costs associated with the installation of the bi-directional amplifier at Coconut Creek High School. Discussion ensued regarding cost itemization and additional support material for each of the expenditures requested.

AMENDMENT: Welch/Belvedere – To amend Resolution No. 2018-002 to remove item 5 of the staff Interoffice Memorandum, Crime Prevention Technology Enhancements, from the request for Law Enforcement Trust Funds and adjust the funding amount to \$385,540.

Upon roll call, the Resolution, as amended, passed by a 4-0 vote.

City Attorney

7. **ORD 2017-053** AN ORDINANCE AMENDING CHAPTER 16, “OUTDOOR SALES AND ACTIVITIES,” ARTICLE I, “IN GENERAL,” SECTION 16-1, “PURPOSE AND INTENT,” TO PROVIDE FOR AN UPDATED PURPOSE AND INTENT; AMENDING SECTION 16-2, DEFINITIONS,” TO PROVIDE FOR UPDATED TERMINOLOGY; AMENDING ARTICLE IV, “SOLICITOR REGULATIONS,” SECTION 16-5, “SOLICITOR REGULATIONS,” TO PROVIDE FOR UPDATED REGULATIONS; ENACTING A NEW SECTION 16-6, “PROHIBITED ACTS” IN ORDER TO PROVIDE FOR SAME; ENACTING A NEW SECTION 16-7, “RIGHT-OF-WAY CANVASSERS AND SOLICITORS” IN ORDER TO PROVIDE FOR REGULATIONS REGARDING CANVASSING AND SOLICITING IN THE TEN MOST DANGEROUS INTERSECTIONS IN THE CITY; AND ENACTING A NEW SECTION 16-8, ENFORCEMENT AND PENALTIES. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Rydell – To adopt Ordinance No. 2017-053.

Police Legal Advisor Jeannette Camacho explained the requirements for solicitors to obtain permits and photo identification badges. City Attorney Pyburn discussed several methods of notifying the public of the new ordinance. Assistant City Manager/Sustainable Development Director Sheila Rose discussed the proposed changes related to distance regulations, noting that the amended ordinance prohibits soliciting within the ten most dangerous intersections and within 250 feet of the right-of-way. Discussion ensued.

Mayor Tooley opened the public hearing.

Patricia Duaybes, 4106 Oxbow Drive, Coconut Creek, asked about protesting within 250 feet of the right-of-way, and City Attorney Pyburn explained the enforcement process and noted there were alternate locations where protesting could take place other than the ten most dangerous intersections. There were no further questions or comments from the public, and the public hearing was closed.

Upon roll call, the Ordinance passed by a 3-1 vote, with Vice Mayor Rydell voting nay.

Sustainable Development

8. **RES 2018-032** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT WITH WAND TECHNOLOGIES CORP. TO DESIGN, CREATE, AND INSTALL SELF-SUPPORTING ARTWORK AND ASSOCIATED MILEAGE MARKERS PURSUANT TO RFP NO. 12-20-17-10.

Mayor Tooley read the Resolution title into the record.

MOTION: Belvedere/Rydell – To approve Resolution No. 2018-032.

Assistant City Manager/Sustainable Development Director Sheila Rose presented the item. Discussion ensued regarding the design of the art pieces and proposed locations.

Upon roll call, the Resolution passed by a 4-0 vote.

9. **RES 2017-234** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT WITH KLEMOW AT 5100 HILLSBORO, LLC AND FIRST BAPTIST CHURCH AT COCONUT CREEK, INC. (DEVELOPERS) FOR THE DESIGN AND CONSTRUCTION OF IMPROVEMENTS TO THE COCONUT CREEK 69TH STREET GREENWAY AND THE ASSOCIATED CONSTRUCTION AGREEMENT.

Mayor Tooley read the Resolution title into the record.

MOTION: Welch/Rydell – To approve Resolution No. 2017-234.

Sustainable Development Deputy Director Scott Stoudenmire presented the item and noted that Attorney Richard Coker was present to answer questions on behalf of the developers. Mr. Stoudenmire noted that the City would maintain the improvements after they were constructed.

Upon roll call, the Resolution passed by a 4-0 vote.

10. **ORD 2018-002** AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CHAPTER 13, "LAND DEVELOPMENT CODE," BY AMENDING ARTICLE III, "ZONING REGULATIONS," DIVISION 4, "ACCESSORY USES AND STRUCTURES," SUBDIVISION IX, "WIRELESS COMMUNICATIONS FACILITIES," SECTIONS 13-538, "ANTENNAS NOT LOCATED ON TOWERS," 13-541.3, "PLACEMENT OR MAINTENANCE OF A WIRELESS COMMUNICATIONS FACILITY IN PUBLIC RIGHTS-OF-WAY," AND 13-541.13, "ENFORCEMENT REMEDIES," IN ORDER TO UPDATE THE CITY'S TELCOMMUNICATIONS ORDINANCES TO COMPORT WITH RECENT CHANGES TO STATE AND FEDERAL LAW AND TO ENSURE CONSISTENCY WITH INDUSTRY STANDARDS. (FIRST READING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Rydell – To adopt Ordinance No. 2018-002.

Assistant City Manager/Sustainable Development Director Sheila Rose presented the item and noted that Rick Edwards and Elizabeth Herington-Smith from CityScape Consultants were present to answer technical questions. Mr. Edwards gave a brief overview of the amendments. Discussion ensued regarding the administration and enforcement of the Ordinance.

AMENDMENT: Rydell/Welch – To amend Ordinance No. 2018-002 by changing the language from Director of Sustainable Development to City Manager, or designee.

Upon roll call, the Ordinance, as amended, passed by a 4-0 vote.

11. **ORD 2018-001** AN ORDINANCE VACATING, RELEASING, AND ABANDONING A PORTION OF A 15-FOOT WATER UTILITY EASEMENT FOR THE PROJECT KNOWN AS GUNTHER MOTORS LOCATED AT 4350 NORTH STATE ROAD 7. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Rydell – To adopt Ordinance No. 2018-001.

Assistant City Manager/Sustainable Development Director Sheila Rose presented the item and noted that the applicant, Joseph Roles, was present to answer 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 4-0 vote.

12. **ORD 2018-003** AN ORDINANCE AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE," ARTICLE III, "ZONING REGULATIONS," DIVISION 2, "ZONING CLASSIFICATIONS AND GENERAL REQUIREMENTS," BY AMENDING SECTION 13-321, "MEDICAL MARIJUANA TREATMENT CENTERS," BY RENAMING IT "MEDICAL MARIJUANA TREATMENT CENTERS AND MEDICAL MARIJUANA DISPENSARIES" IN ORDER TO UPDATE THIS SECTION TO COMPORT WITH RECENT CHANGES TO STATE LAW; PROVIDING FOR APPLICATION REQUIREMENTS, DEVELOPMENT CONDITIONS, AND PROCEDURES FOR DENIAL AND REVOCATION. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Belvedere – To adopt Ordinance No. 2018-003.

City Attorney Pyburn noted that Broward County recently voted to regulate medical marijuana dispensaries. She added that there were eight other municipalities within Broward County that voted to regulate medical marijuana dispensaries, several cities had moratoriums in place, and approximately fifteen municipalities voted to ban the facilities. Vice Mayor Rydell asked for staff to monitor applications submitted to Broward County subject to their Ordinance.

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 4-0 vote.

13. **ORD 2018-004** AN ORDINANCE AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE," ARTICLE III, "ZONING REGULATIONS," DIVISION 8, "MASTER BUSINESS LIST," SECTIONS 13-621, "MASTER BUSINESS LIST - B-2, B-3, AND B-4," 13-623, "MASTER BUSINESS LIST - O-2, O-3," AND 13-625, "MASTER BUSINESS LIST - MSOA," TO PROVIDE FOR "MEDICAL MARIJUANA DISPENSARY" USES AS A SPECIAL LAND USE AMONG THE USES LISTED. (SECOND PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Welch/Rydell – To adopt Ordinance No. 2018-004.

Assistant City Manager/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 4-0 vote.

ADJOURNMENT

The meeting was adjourned at 8:41 p.m.

Transcribed by: Marianne Bowers

Leslie Wallace May, MMC
City Clerk

Date