



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

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

**Date: March 11, 2021
Time: 7:00 p.m.
Regular Meeting No. 2021-0311R**

CALL TO ORDER

Mayor Sarbone called the meeting to order at 7:03 p.m.

PRESENT UPON ROLL CALL:

Mayor Lou Sarbone
Vice Mayor Joshua Rydell
Commissioner Rebecca A. Tooley
Commissioner Mikkie Belvedere
Commissioner Sandra L. Welch
City Manager Karen M. Brooks
City Attorney Terrill C. Pyburn
City Clerk Leslie Wallace May

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

Mayor Sarbone 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. He noted that the meeting was being conducted live with a quorum physically present consistent with the Governor's Order and State law. City Attorney Pyburn explained the procedures for public participation and comment for the meeting.

PRESENTATION(S)

- 1. 21-061** A PROCLAMATION RECOGNIZING MARCH 11, 2021, AS "MIKKIE BELVEDERE DAY."

Mayor Sarbone read the proclamation into the record. Commissioner Belvedere briefly addressed her colleagues and staff, thanking all for the recognition.

INPUT FROM THE PUBLIC

Sherri McGlynn, 854 Banks Road, Coconut Creek, congratulated everyone on the results of the election. She welcomed the newly-elected Commissioner Jacqueline Railey and congratulated Commissioner Belvedere on her retirement.

Jacqueline Railey wished Commissioner Belvedere well in her retirement and thanked her for her efforts for the City and Wynmoor.

City Clerk May stated there were no advanced public comments received for the meeting.

CITY MANAGER REPORT

City Manager Brooks congratulated the newly-elected and re-elected Commissioners and stated she looked forward to continuing to work with them. She announced that the signs for the Lyons Road Improvement Project were installed as requested at the last Commission meeting. City Manager Brooks requested that Item 5 be pulled from the Consent Agenda for clarification and amendment.

CITY ATTORNEY REPORT

City Attorney Pyburn congratulated the newly-elected and re-elected Commissioners and Commissioner Belvedere on her retirement. She stated she had received word from the attorney for the Broward County School Board that there was the possibility of a workshop on the policy related to K-9 Taylor being allowed in the schools on April 13, but she did not have confirmation yet. She noted City Manager Brooks would pass on the details once they were confirmed.

COMMISSION COMMUNICATIONS

Commissioner Welch extended her congratulations to Vice Mayor Rydell and incoming-Commissioner Jacqueline Railey on their recent election. She noted she had admired Commissioner Belvedere for her focus on culture and diversity in the City. She thanked the voters for being engaged and thanked the City Clerk's office and the Police Department for making accommodations to the candidates for their final financial report date. Commissioner Welch commended Fire Chief Jeffrey Gary and Medical Director Dr. Craig B. Kushnir for their presentation to the Women's Club, highlighting COVID-19 response and updating on the Coconut Creek Fire Rescue Department implementation. She asked that staff ensure the Commissioners received the Copans Road Improvement Project input from the County after the public meeting.

Commissioner Tooley congratulated Commissioner Welch, Vice Mayor Rydell, and Commissioner-elect Railey on their election. She stated she looked forward to keeping in touch with Commissioner Belvedere upon her retirement. Commissioner Tooley shared that the Senate Appropriations Committee had amended Senate Bill 522 related to short-term rentals, and no longer included a number of the preemptions, which infringed on local decision-making. She noted that she would continue to stay abreast of the legislative session.

Commissioner Belvedere congratulated her colleagues on their recent election and welcomed Commissioner-elect Railey. She asked City Manager Brooks if she could continue to stay in touch via email and thanked Fire Chief Gary for his help over the years and specifically for his recent assistance with Wynmoor residents while the elevators were down. Commissioner Belvedere thanked Deputy City Manager Sheila Rose for being a mentor with the Metropolitan Planning Organization (MPO), Utilities and Engineering Director Osama Elshami for his responsiveness with road issues, and all City staff for their assistance.

Vice Mayor Rydell related a story of learning Commissioner Belvedere was behind a number of events he attended when first getting involved with the City, including opportunities for his daughters to engage in cultural events that were not widely available in American communities. He commented on the diversity and unity Commissioner Belvedere had brought to the City, and stated the City was losing an asset to the Commission. Vice Mayor Rydell congratulated Commissioner-elect Railey and her husband John Railey for being a support system that will allow her to do the job, and congratulated Commissioner Welch on her reelection. He stated the Commission and staff were committed to running Coconut Creek as an A-rated City and thanked them for that effort. He brought forward a discussion item regarding

doing a Fire Department implementation update in a public forum, either at a Workshop or public input session. He stated he was leaning more toward a public input session and asked the Commission for their feedback and consensus. Discussion ensued regarding how best to present the information publicly and have the most reach, as well as what information to include. There was consensus to add a Coconut Creek Fire Rescue update presentation to the first available Regular Commission agenda.

Mayor Sarbone congratulated his colleagues on their re-election. He stated Commissioner-elect Railey would do great, and it would be great to be able to communicate with Commissioner Belvedere outside of public meetings. He noted he had attended the hazardous waste drop-off event and the Police Explorers were out handling the traffic flow and got people through quickly and efficiently.

Vice Mayor Rydell stated he received complaints regarding drag racing and speeding at night and asked that the Police Department be engaged in a nighttime saturation to address the issue.

CONSENT AGENDA (Items 2-6)

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

Agenda Item 3 was pulled by Vice Mayor Rydell, Agenda Items 4 and 6 were pulled by Commissioner Welch, and Agenda Item 5 was pulled by City Manager Brooks. As a result, each Consent Agenda Item was heard individually prior to the Regular Agenda.

City Clerk

2. **21-052** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2021-0211WS AND 2021-0211R)

MOTION: Tooley/Welch – To approve the minutes from previous City Commission meetings 2021-0211WS and 2021-0211R.

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

Public Works Department

3. **RES** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO
2021-035 EXECUTE AN AGREEMENT WITH BAYSHORE CONSTRUCTION, INC. TO
REMOVE AND REPLACE THE EXISTING WOOD BOARDWALK AT SABAL
PINES PARK PURSUANT TO BID NO. 01-20-21-11.

MOTION: Rydell/Tooley – To approve Resolution No. 2021-035.

Public Works Project Manager Brian Rosen presented the item and briefly explained the construction material to be used for the project. He spoke about the procurement process and local advertisement of the bid. He noted that construction would take approximately 6-7 months. Public Works Director Jim Berkman responded to a question from Vice Mayor Rydell regarding potential reuse of the wood being replaced and commented that they would discuss the option with the vendor.

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

Police Department

4. **RES 2021-036** A RESOLUTION ACCEPTING THE JUSTICE ASSISTANCE GRANT (JAG) FOR THE BICYCLE PATROL PROGRAM AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED AGREEMENT WITH THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT (FDLE) FOR THE USE OF THE GRANT.

MOTION: Tooley/Rydell – To approve Resolution No. 2021-036.

Police Captain Ryan Marken presented the item, explaining the equipment being replaced would cover each bicycle patrol officer. Discussion ensued regarding bike rodeos and bicycle events and partnering with the County on the events.

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

5. **RES 2021-038** A RESOLUTION ACCEPTING THE JUSTICE ASSISTANCE RESIDUAL FUNDS GRANT (JAG) TO PURCHASE THIRTEEN P-25 COMPLIANT PORTABLE RADIOS AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED AGREEMENT WITH THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT (FDLE) FOR THE USE OF THE GRANT.

MOTION: Welch/Tooley – To approve Resolution No. 2021-038.

City Manager Brooks presented the item and clarified that the residual grant funding was only available for 13 mobile radios, not the 25 requested. She asked that the Resolution be amended to replace the word portable with mobile.

AMENDMENT: Welch/Tooley – To amend Resolution No.2021-038 to replace the word portable with the word mobile.

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

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

Finance Department

6. **RES 2021-042** A RESOLUTION AUTHORIZING EXPENDITURES FROM THE COMMUNITY IMPROVEMENT FUND FOR ALL FUTURE ANNUAL DEBT SERVICE PAYMENTS FOR THE 2021 SERIES CAPITAL IMPROVEMENT REVENUE NOTE.

MOTION: Welch/Tooley – To approve Resolution No. 2021-042.

Finance and Administrative Services Director Peta Gay Lake provided a brief outline of the Community Improvement Fund, which was utilized to collect funds received through the municipal service provider agreement with the Seminole Tribe of Florida. City Manager Brooks provided additional information regarding the interest rate, noting a rate of 1.123 had been secured and approval of the agreement was item 7 on the agenda. Director of Finance and Administration Services Lake confirmed the savings represented was approximately \$392,000.

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

REGULAR AGENDA

Finance Department

7. **ORD 2021-006** AN ORDINANCE AUTHORIZING THE ISSUANCE OF A CAPITAL IMPROVEMENT REFUNDING REVENUE NOTE OF THE CITY AND THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT IN AN AMOUNT NOT TO EXCEED \$8,500,000 TO REFUND THE CITY'S OUTSTANDING CAPITAL IMPROVEMENT REVENUE NOTE, SERIES 2018; ACCEPTING THE PROPOSAL OF LENDER; APPROVING THE FORMS OF LOAN AGREEMENT AND NOTE; AND PROVIDING FOR THE PAYMENTS OF SUCH NOTE FROM THE NON-AD VALOREM FUNDS OF THE CITY. (SECOND READING) (PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Tooley/Welch – To adopt Ordinance No. 2021-006.

Mayor Sarbone 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

8. **RES 2021-040** A RESOLUTION APPROVING THE ANTIGUA II VILLAGE CONDOMINIUM ASSOCIATION, INC. APPLICATION FOR MATCHING FUNDS FROM THE NEIGHBORHOOD ENHANCEMENT GRANT PROGRAM FOR SECURITY ENHANCEMENTS.

Mayor Sarbone read the Resolution title into the record.

MOTION: Rydell/Welch – To approve Resolution No. 2021-040.

Sustainable Development Director Scott Stoudenmire presented the item. Marcella Stock, Antigua II Village, answered questions regarding the planned location of cameras and the vendor chosen for installation.

City Clerk May stated there were no advanced public comments received for the item.

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

9. **RES 2021-041** A RESOLUTION APPROVING THE ADIOS VILLAS HOMEOWNERS ASSOCIATION, INC. APPLICATION FOR MATCHING FUNDS FROM THE NEIGHBORHOOD ENHANCEMENT GRANT PROGRAM FOR LANDSCAPE AND SIGN ENHANCEMENTS AT THE COMMUNITY ENTRANCE.

Mayor Sarbone read the Resolution title into the record.

MOTION: Tooley/Welch – To approve Resolution No. 2021-041.

Sustainable Development Director Scott Stoudenmire presented the item and noted the neighborhood was also known as Wildwood Estates. Resident Niki DeSilvio, was present on behalf of the HOA.

City Clerk May stated there were no advanced public comments received for the item and no one who had signed in to speak.

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

10. **ORD 2021-005** AN ORDINANCE AMENDING THE CITY'S CODE OF ORDINANCES, CHAPTER 13, "LAND DEVELOPMENT CODE," BY REPEALING SECTION 13-522, "NOISE LIMITATIONS," IN ITS ENTIRETY. (SECOND READING) (PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Tooley/Welch – To adopt Ordinance No. 2021-005.

Sustainable Development Director Scott Stoudenmire presented the item.

Mayor Sarbone 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.

11. **ORD 2021-007** AN ORDINANCE AMENDING THE CITY'S CODE OF ORDINANCES, BY AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE," ARTICLE I, "ADMINISTRATION, REGULATIONS AND PROCEDURES," DIVISION 3, "IMPLEMENTATION PROCEDURES," BY REPEALING SECTIONS 13-36.1 AND 13-36.2, CONTAINING OUTDATED PROCEDURES FOR TRANSFERRING RIGHTS-OF-WAY AND EASEMENTS TO AND FROM THE CITY, AND ENACTING A NEW SECTION 13-42, "TRANSACTIONS INVOLVING THE CITY'S INTERESTS IN REAL PROPERTY," TO PROVIDE CONSISTENCY WITH THE CITY'S NEWLY AMENDED CHARTER SECTION 310, "ACTION REQUIRING AN ORDINANCE," AND PROVIDE UPDATED PROCEDURES FOR PROPERTY TRANSACTION SITE ASSESSMENTS; AND BY AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE," ARTICLE II, "SUBDIVISION REGULATIONS," DIVISION 2, "SUBDIVISION PLAT REQUIREMENTS," SECTION 13-165, "FINAL PLAT SUBMISSION," TO PROVIDE FOR PROPERTY TRANSACTION SITE ASSESSMENTS FOR CERTAIN PROPERTY DEDICATIONS GIVEN BY PLAN; AND BY AMENDING ARTICLE IV, "ENVIRONMENTAL REGULATIONS," BY REPEALING IN ITS ENTIRETY DIVISION 2, "PROPERTY TRANSACTION SITE ASSESSMENT," TO REMOVE OUTDATED PROCEDURES THEREIN. (SECOND READING) (PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

MOTION: Tooley/Welch – To adopt Ordinance No. 2021-007.

Deputy City Attorney Kathy Mehaffey presented the item.

Mayor Sarbone 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 8:12 p.m.

Leslie Wallace May, MMC
City Clerk

Date