



## CITY OF COCONUT CREEK CITY COMMISSION MINUTES

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

**Date: February 8, 2018  
Time: 7:00 p.m.**

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### **CALL TO ORDER**

Mayor Tooley called the meeting to order at 7:04 p.m.

### **PRESENT UPON ROLL CALL:**

Mayor Rebecca A. Tooley  
Vice Mayor Joshua Rydell  
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

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

### **PRESENTATIONS**

**1. 18-023 A PRESENTATION TO HONOR LIEUTENANT ROBERT J. WEHMEYER.**

Police Chief Albert "Butch" Arenal presented Lieutenant Robert J. Wehmeyer with a plaque and retiree credentials, and Lieutenant Wehmeyer addressed the Commission, his colleagues, and the audience. City Manager Blasi presented Lieutenant Wehmeyer with a Waterford crystal eagle to thank him for his dedicated service to the City.

### **INPUT FROM RESIDENTS OF COCONUT CREEK**

Julie Jones, 7871 NW 1 Street, Margate, spoke about the "Do the Right Thing" Program and commended Police Chief Arenal for his work to implement the program in Coconut Creek.

Mark Pannella, 6603 NW 42 Avenue, Coconut Creek, stated that he previously attended a City Commission meeting to speak about a business being operated at a residential property in his neighborhood. He noted that the Code Enforcement case indicated the property was in compliance, but he believed the business was still being operated at the residential property. Assistant City Manager/Sustainable Development Director Sheila Rose commented that the property owner had indicated he discontinued the business, changed his corporate address with the Florida Division of Corporations, and removed the business website. She stated that Code Enforcement would continue to monitor the property. Mr. Pannella asked if the City could obtain a search warrant to inspect the property, and City Attorney Pyburn explained that it was not likely a judge would issue a search warrant for a municipal code violation. Discussion ensued.

## **CITY MANAGER REPORT**

City Manager Blasi reported that the Governor had extended the state of emergency for Hurricane Irma, which allows Monarch Hill Landfill to accept unlimited municipal waste until March 28, 2018.

## **CITY ATTORNEY REPORT**

City Attorney Pyburn had no report.

## **COMMISSION COMMUNICATIONS**

Commissioner Belvedere thanked all who attended the “Do The Right Thing” award ceremony. She also thanked the Police Department, first responders, and City Commissioners who attended the Wynmoor event earlier that day honoring first responders.

Commissioner Welch attended the Safe Street Summit and stated that she would share the information from the Summit with City staff. She commended staff for their efforts on the Butterfly Run and spoke about the improved configuration at the event.

Commissioner Sarbone asked City Manager Blasi to communicate to residents that the City had contacted Waste Management regarding accepting municipal waste through the extended state of emergency. He commented that the Butterfly Run was a great event and commended Special Events Planner Leo Moleiro and Parks and Recreation Superintendent Janet Hull for their work at the run.

Vice Mayor Rydell spoke about the “Do The Right Thing” award ceremony and commended Police Chief Arenal, Police Sergeant Brandi DelVecchio, and all who worked to organize the ceremony. He noted that a bike-sharing company had contacted him about adding locations in Coconut Creek, and he advised them to contact the City Manager. He spoke about the opioid epidemic and noted that approximately 16 municipalities in Broward County had contracted with law firms regarding settlements for the opioid-related deaths in their cities. City Attorney Pyburn noted that the County had selected a conglomerate of local and national firms that would represent them on the matter and that the agreement may provide a piggyback provision that the City could utilize for representation.

Mayor Tooley commended the Parks and Recreation, Police, Public Works, and Fire departments for their work on the Butterfly Run. She spoke about the improvements for this year’s race, and recommended a bullhorn be used to begin next year’s race so that all the participants can hear. Mayor Tooley visited Coral Springs Charter School where a former Monarch High School softball pitcher signed a letter of intent to attend Villanova University. She was looking forward to the opening of Windmill Park after the renovations were complete.

## **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 Commissioner Sarbone and heard during the Regular Agenda.*

- 2. 18-022** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2018-0111R)

3.     **RES**           A RESOLUTION URGING THE FEDERAL EMERGENCY MANAGEMENT  
       **2018-026**       AGENCY (FEMA) TO CHANGE FEMA’S POLICY REQUIRING  
                          PRE-APPROVAL FOR DISASTER DEBRIS REMOVAL FROM PRIVATE  
                          ROADS AND TREAT DISASTER DEBRIS REMOVAL FROM PRIVATE  
                          ROADS IN RESIDENTIAL COMMUNITIES IN THE SAME MANNER AS  
                          PUBLIC ROADS FOR THE PURPOSE OF FEMA REIMBURSEMENT FOR  
                          DISASTER DEBRIS REMOVAL COSTS.
  
4.     **RES**           A RESOLUTION DECLARING CERTAIN CITY-OWNED PROPERTY AS  
       **2018-039**       SURPLUS AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE,  
                          TO DISPOSE OF SAID PROPERTY AS DESCRIBED IN THE  
                          ATTACHED LIST.

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

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

## **REGULAR AGENDA**

### **Parks and Recreation**

5.     **RES**           A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE,  
       **2018-036**       TO EXECUTE AN AGREEMENT WITH ACADEMY BUS, LLC FOR  
                          CHARTER BUS TRANSPORTATION SERVICES PURSUANT TO RFP NO.  
                          12-13-17-10.

Mayor Tooley read the Resolution title into the record.

**MOTION:**       Sarbone/Rydell – To approve Resolution No. 2018-036.

Parks and Recreation Director Wayne Tobey presented the item.

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

### **Public Works**

6.     **RES**           A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE,  
       **2018-029**       TO EXECUTE A WORK AUTHORIZATION WITH R.J. BEHAR & COMPANY,  
                          INC. FOR ENGINEERING DESIGN SERVICES RELATED TO THE  
                          INSTALLATION OF PEDESTRIAN LIGHTING ON COCONUT CREEK  
                          PARKWAY.

Mayor Tooley read the Resolution title into the record.

**MOTION:**       Rydell/Welch – To approve Resolution No. 2018-029.

Public Works Senior Project Manager Brian Rosen presented the item and noted that Hans Murzi of R.J. Behar was present to answer questions. Discussion ensued regarding the project location and lighting fixtures.

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

7. **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," 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. (SECOND READING)(PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

**MOTION:** Sarbone/Belvedere – To adopt Ordinance No. 2018-002.

Assistant City Manager/Sustainable Development Director Sheila Rose presented the item and introduced Anthony Lepore from CityScape Consultants, who spoke briefly about the proposed changes to regulations for small wireless communications facilities.

Mayor Tooley opened the public hearing. Attorney Janna Lhota of Holland & Knight, LLP, on behalf of Verizon Wireless, noted that she sent a letter to the City Commission that outlined provisions in Ordinance No. 2018-002 that she believed were contrary to state law, and briefly shared some points from the letter. She requested that the City Commission defer adoption of the Ordinance to address the points of her letter.

Victor Beninate, 2856 NE 24 Court, Fort Lauderdale, stated that he was an employee of AT&T and voiced his concerns with the Ordinance.

Mike Nisenbaum, Senior Development Manager for T-Mobile, submitted a letter from Deborah Martohue of Martohue Land Use Law, on behalf of T-Mobile, and requested that the Ordinance be deferred to provide time for further review.

*The Commission took a five-minute recess, and the meeting reconvened at 7:58 p.m.*

Discussion ensued regarding tabling the Ordinance.

**MOTION:** Rydell/Welch – To table Ordinance No. 2018-002 to the March 8, 2018, City Commission meeting.

**Upon roll call, the motion to table the Ordinance passed by a 5-0 vote.**

## ADJOURNMENT

The meeting was adjourned at 8:08 p.m.

Transcribed by: Marianne Bowers

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Leslie Wallace May, MMC  
City Clerk

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Date