



CITY OF COCONUT CREEK CITY COMMISSION MINUTES

Government Center
4800 W. Copans Road
Coconut Creek, Florida

Date: May 25, 2023
Time: 7:00 p.m.
Meeting No. 2023-0525R

CALL TO ORDER

Mayor Joshua Rydell called the meeting to order at 7:05 p.m.

PRESENT UPON ROLL CALL:

Mayor Joshua Rydell
Vice Mayor Sandra L. Welch
Commissioner Jacqueline Railey
Commissioner John A. Brodie
Commissioner Jeffrey R. Wasserman
City Manager Karen M. Brooks
City Attorney Terrill C. Pyburn
City Clerk Joseph J. Kavanagh

Girl Scout Troop 12107 led the Pledge of Allegiance, followed by a recitation of the Girl Scout promise.

Mayor Rydell called for a recess at 7:09 p.m., and the meeting reconvened at 7:11 p.m.

Mayor Rydell noted that the meeting was being conducted live with a quorum physically present, and City Attorney Terrill C. Pyburn explained the procedures for public participation and comment for the meeting.

PRESENTATIONS

1. **23-087** A PROCLAMATION RECOGNIZING JUNE 2, 2023, AS "NATIONAL GUN VIOLENCE AWARENESS DAY."

Mayor Rydell read the proclamation into the record and presented it to Nancy Fry and Susan Steinhauser on behalf of Moms Demand Action for Gun Sense in America. Nancy Fry shared brief comments and asked residents to wear orange in remembrance of gun violence victims and survivors on June 2. She thanked the City for partnering with the organization in support of the Be SMART program.

2. **23-121** A PRESENTATION RECOGNIZING THIS YEAR'S TEEN POLITICAL FORUM PARTICIPANTS.

Assistant to the City Manager Bernadette Hughes read the mission statement for the Teen Political Forum and commented that this year's program was a great success. She recognized the 13 students, who implemented the program, and thanked the panelists and administrators, who supported the program.

3. 23-119 A PRESENTATION OF THE BROWARD COUNTY TRANSIT PREMIUM MOBILITY PLAN.

Assistant General Manager Barney McCoy, Broward County Transit Service and Strategic Planning, provided a brief presentation of the Broward County Transit Premium Mobility Plan. He reviewed individual improvement areas and projects, as well as the implementation plan, and next steps.

Commissioner Brodie asked whether the plan presented would cost residents of Coconut Creek anything additional. Mr. McCoy stated the projects would be funded by the transportation surtax, with additional funding sought from the Federal and State governments. Commissioner Wasserman asked for clarification on the definition of a high frequency corridor, and Mr. McCoy clarified. Commissioner Railey stated mass transit and affordable housing went hand in hand. She noted the projects required an enormous amount of funding, and it needed to be as convenient as possible to residents in order to ensure it was utilized to the maximum extent possible. Vice Mayor Welch commented on the importance of connecting people to jobs, and invited Deputy City Manager Sheila Rose to comment on this issue. Ms. Rose stated that for years there had been conversations with the Seminole tribe regarding the possibility of a light rail connection between the Hard Rock Casino and the Coconut Creek Casino. She asked, on the behalf of the City, that a dashed line representing the connection between the casinos be included on the plan map to keep it open for future consideration. Commissioner Brodie inquired as to the current usage compared to capacity. Mr. McCoy responded that it depends on the corridor, and stated he could follow up with specific data. He noted that information had been a part of the analysis.

INPUT FROM THE PUBLIC

City Clerk Kavanagh stated that no advanced public comments were received for Non-agenda or Consent Agenda Items.

Resident Jorge Mederos discussed a project to improve the look of Coconut Creek Boulevard in cooperation with Broward College. He shared updated photos and stated the bridge had been declared an unsafe structure by the Florida Department of Transportation for both pedestrians and vehicles. He noted damage was done by residents with all-terrain vehicles so the Police Department was increasing patrols. He thanked staff for their efforts to remove invasive species from the park.

CONSENT AGENDA (Items 4, 5, 6, and 7)

Mayor Rydell read each of the titles of the Consent Agenda Items into the record.

- 4. 23-106** A MOTION APPROVING THE MINUTES FROM PREVIOUS CITY COMMISSION MEETING(S). (2023-0427WS AND 2023-0427R)

- 5. RES 2023-088** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO RENEW THE ATTACHED MUTUAL AID AGREEMENT FOR VOLUNTARY COOPERATION AMONG THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT (FDLE) AND PARTICIPATING AGENCIES TO FORM THE MIAMI REGIONAL OPERATIONS CENTER CHILD ABDUCTION RESPONSE TEAM (CART).

- 6. RES 2023-092** A RESOLUTION APPROVING THE SUBMITTAL OF A LETTER FROM THE CITY MANAGER TO BROWARD COUNTY REQUESTING THE CONVEYANCE OF TITLE TO A PORTION OF THE RIGHT-OF-WAY FOR CULLUM ROAD

FROM BROWARD COUNTY TO THE CITY OF COCONUT CREEK AS SHOWN AND LEGALLY DESCRIBED IN EXHIBIT “A.”

7. **RES** A RESOLUTION ACCEPTING THE FLORIDA LOCAL GOVERNMENT CYBER-
 2023-105 SECURITY GRANT; AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO
 EXECUTE THE ATTACHED GRANT AGREEMENT WITH THE STATE OF
 FLORIDA DEPARTMENT OF MANAGEMENT SERVICES FOR
 CYBERSECURITY TECHNICAL ASSISTANCE.

MOTION: Welch/Railey – To approve Consent Agenda Items 4, 5, 6, and 7.

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

REGULAR AGENDA

Police Department

8. **RES** A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO
 2023-095 EXECUTE THE SCHOOL RESOURCE OFFICER (SRO) AGREEMENT WITH
 THE SCHOOL BOARD OF BROWARD COUNTY FOR A PERIOD
 COMMENCING AUGUST 16, 2022, AND ENDING AUGUST 11, 2023.

MOTION: Welch/Brodie – To approve Resolution No. 2023-095.

Police Chief Albert “Butch” Arenal presented the item, stating the agreement was for the current year at the increased rate that was agreed to with the help of the Broward County City Manager Association and the Broward Chiefs of Police. He noted the agreement did not address the upcoming three (3) year contract negotiations, which were ongoing.

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

Public Works Department

9. **RES** A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH
 2023-090 BROWARD COUNTY AND OTHER PARTICIPATING MUNICIPALITIES (ILA)
 PROVIDING FOR THE CITY TO PARTICIPATE IN THE SOLID WASTE
 DISPOSAL AND RECYCLABLE MATERIALS PROCESSING AUTHORITY OF
 BROWARD COUNTY, FLORIDA, ATTACHED HERETO AND INCORPORATED
 HEREIN AS EXHIBIT “1,” AUTHORIZING THE MAYOR TO EXECUTE SAME;
 AND AUTHORIZING THE EXPENDITURE OF FUNDS.

MOTION: Welch/Railey – To approve Resolution No. 2023-090.

Public Works Director Harry Mautte presented the item, providing a brief history on the Memorandum of Understanding entered with Broward County for a collaborative study and development of an integrated solid waste and recycling system. He discussed subsequent development of the Solid Waste Working Group and amendments approved to complete a waste generation study, which would provide a statistical, legally defensible basis for taxing through special assessment once a long-term direction and assets were identified. He stated that study was expected to be completed by fall 2023. Mr. Mautte explained the Solid Waste Working Group determined it was necessary to create a Solid Waste Authority through an Interlocal

Agreement (ILA) between Broward County and Broward County municipalities. He stated the agreement was unanimously approved by the Working Group and was now before the Commission for review. He discussed the goals for the ILA and reviewed its contents briefly, including the term of 40 years and start-up costs of \$2 million, fifty percent (50%) of which was to be paid by Broward County and the remainder to be divided among the municipalities based on population. He noted Coconut Creek's contribution was to be \$78,461.60 if there was a seventy-five percent (75%) participation rate or \$58,846.20 if there was a one hundred percent (100%) participation rate. Mr. Mautte discussed ongoing commitments and costs and reviewed the benefits to residents. He highlighted the changes made to the agreement at the request of the City. Mayor Rydell asked whether staff had received information to date that any municipalities intended to not pass the ILA. Mr. Mautte stated they had not. He noted they had heard of seven (7) municipalities approving the ILA to date. Mayor Rydell stated he did not like that some of the recommendations of the Solid Waste Working Group had been removed, but he did not see any choice but to pass the ILA. Vice Mayor Welch agreed. She noted issues had been raised during the Solid Waste Working Group meetings, and they received great technical and legal guidance. She stated the document was fluid and improvements could also be made at a later date. Mayor Rydell stated the City would maintain their vigilance in issues related to Waste Management and the ILA.

Mayor Rydell opened the item to public comment.

Resident Jorge Mederos thanked the present and past Commissioners for their support of this ILA. He noted it went through a long and arduous process, and this was a great beginning for building solutions regionally.

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

Sustainable Development

- 10. RES 2023-079** A RESOLUTION RESCINDING RESOLUTION NO. 2022-001 AND ENACTING A NEW RESOLUTION AUTHORIZING THE MAYOR AND THE CITY MANGER, OR THEIR DESIGNEES, TO EXECUTE THE ATTACHED MAINTENANCE AGREEMENT WITH BROWARD COUNTY FOR THE MAINTENANCE OF PATTERNED PAVEMENT CROSSWALKS AT THE INTERSECTION OF COPANS ROAD AT LYONS ROAD IN CONJUNCTION WITH THE COUNTY'S COPANS ROAD IMPROVEMENT PROJECT.

MOTION: Brodie/Railey – To approve Resolution No. 2023-079.

Sustainable Development Director Scott Stoudenmire presented the item, explaining the maintenance agreement was for the patterned pavement crosswalks at the intersection of Copans Road at Lyons Road. He explained the City had asked the County to do the work as part of their Copans Road improvement project, and they had agreed to do so with a maintenance agreement in place.

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

City Attorney Pyburn explained the City's quasi-judicial procedures that would be applied to Agenda Item 11. City Clerk Kavanagh confirmed the public notice requirements had been met for Agenda Item 11 and swore in the witnesses.

11. **ORD 2023-011** AN ORDINANCE APPROVING THE SITE PLAN REQUEST OF GUNTHER MOTOR COMPANY FOR THE PROPERTY GENERALLY LOCATED AT THE SOUTHEAST CORNER OF NORTH STATE ROAD 7/U.S. 441 AND CULLUM ROAD, LEGALLY DESCRIBED IN EXHIBIT “A,” ATTACHED HERETO AND MADE A PART HEREOF. (QUASI-JUDICIAL) (FIRST READING) (FIRST PUBLIC HEARING)

City Attorney Pyburn read the Ordinance title into the record.

Vice Mayor Welch made a motion to move the item for discussion, seconded by Commissioner Wasserman.

City Attorney Pyburn asked if there were any applicable ex-parte disclosures from the Commission, and there were none.

Mr. Stoudenmire presented the item, stating the application was for an addition to the existing Volvo/Volkswagen dealership to add a small showroom and office space for a Mitsubishi dealership. He noted because the property was in the MainStreet Project Area, an existing Planned MainStreet Development District (PMDD) was in place, and the application was consistent with that PMDD. He stated staff recommended approval.

Adriana Murillo, Project Manager, Stiles Architectural Group, presented on behalf of the applicant, Gunther Motor Company. She explained the proposed project was a small expansion of the back side of the existing site, consisting of approximately 1,370 square feet of additional development over the existing car parking. She shared elevations of the project and discussed materials briefly.

Mayor Rydell opened the public hearing on the item. There were no questions or comments from the public, and Mayor Rydell closed the public hearing.

Staff nor the applicant had closing remarks.

MOTION: Welch/Wasserman – To approve Ordinance No. 2023-011 on first reading.

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

CITY MANAGER REPORT

City Manager Brooks wished everyone a good Memorial Day. She highlighted the beginning of hurricane season on June 1 and stated the City’s leadership team had a tabletop exercise the previous week to ensure they were ready. She recommended the community also get prepared. She discussed the awarding of scholarships from the Seminole Coconut Creek Education Foundation, noting funds had gone to the top 20 students by Grade Point Average (GPA) plus the top 10 students by community service hours, totaling \$19,000 for each high school.

CITY ATTORNEY REPORT

City Attorney Pyburn stated she had distributed an updated annual legislative memo and asked that any questions be directed to her office.

COMMISSION COMMUNICATIONS

Commissioner Wasserman recognized the staff involved in putting on the Touch-a-Truck event. He noted he had attended the Coconut Creek High School Advisory Council (SAC) meeting earlier in the day, learning about the school's budget, and commented that he appreciated the continued positive dialogue. He stated he had recently met with City Manager Brooks to discuss a Creek Homegrown project for people who work in Coconut Creek to encourage purchasing a home in the City and hoped to provide more information down the road.

Commissioner Brodie stated he had attended numerous Parks and Recreation events and commented he was amazed by the programs. He asked Parks and Recreation Director Wayne Tobey to share the recognition with his staff. He asked if there had been any movement on the Poet Laureate's Little Library project, and City Manager Brooks noted she would follow up. Commissioner Brodie stated he had previously suggested an anonymous survey of City staff and asked for consensus for the City Manager to move forward with developing a survey. Discussion ensued briefly, and Commissioner Wasserman stated he was not in support at this time. City Manager Brooks explained she had discussed the idea with Human Resources Director Pam Kershaw, and she had suggested other approaches. She asked for flexibility in how to accomplish the goal. Mayor Rydell asked that City Manager Brooks report back with a plan to facilitate the goal at the next regular meeting.

Commissioner Railey congratulated the Florida Panthers on their recent win and congratulated the Coconut Creek graduates. She stated she was very impressed with all of the schools. She asked that the remodel of the Government Center courtyard include an ADA parking spot closer to the building if at all possible.

Vice Mayor Welch shared that she had attended the last session of the Safe Class, which taught basic ways to protect yourself both physically and on social media. She commended the parents who had brought their daughters to the class. She recognized City Manager Brooks for implementing ideas discussed during the recent City tour she had taken with her, and thanked staff for making the meeting archives available on YouTube.

Mayor Rydell stated Coconut Creek had good representation at the Coral Springs Coconut Creek Regional Chamber Classic golf tournament. He commented that he had missed the most recent League of Cities meeting because he was asked to keynote a recognition of Jewish members of the judiciary and noted a rise in antisemitism in recent months. Mayor Rydell shared that a resident of Wynmoor, Philippa Sklaar, had written him an email regarding issues brought up during the public comment portion of a recent Commission meeting. Consensus was to direct the City Attorney to respond on behalf of the Mayor.

ADJOURNMENT

The meeting was adjourned at 8:34 p.m.

Joseph J. Kavanagh, MMC
City Clerk

Date