

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

May 12, 2016

13400 Griffin Road

Present:

Mayor Jeff Nelson

Vice Mayor Doug McKay

Council Member Steve Breitkreuz

Council Member Freddy Fisikelli

Council Member Gary Jablonski

Andrew D. Berns, Town Administrator

Russell Muñiz, Assistant Town Administrator/Town Clerk

Martin D. Sherwood, Town Financial Administrator

Keith Poliakoff, Town Attorney

Regular Meeting of the Town Council of Southwest Ranches was held at 13400 Griffin Road in the Southwest Ranches Council Chambers. The meeting, having been properly noticed, was called to order by Mayor Nelson at 7:09 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

3. Presentation – Southwest Ranches Parks Foundation Check Presentation

Aster Knight, on behalf of the Southwest Ranches Park Foundation Board, presented a check in the amount of \$20,000 to the Town to be used towards the completion of the ballfields at Country Estates Park.

4. Presentation - Eagle Project - Tylor Taporowski

Eagle Scout Tylor Taporowski explained his project proposal which was to add geocaches to all of the parks and Town Hall, and to clean up and place a plaque on a rock in front of the flagpole at Equestrian Park. He sought additional donations to complete the project. Vice Mayor McKay pledged \$100.

5. Public Comment – The following members of the public addressed the Town Council: Newell Hollingsworth, John Eastman, Mary Gay Chaples, Barry Neunzig, Jim Laskey, and Mike Hanley.

6. Board Reports

Newell Hollingsworth, Chair of the Comprehensive Plan Advisory Board, advised that the Board would be meeting on Thursday May 19th to discuss the employment center ordinance. He was hopeful that the Board would be transmitting the item to the Town Council for their consideration next month.

Mary Gay Chaples, Chair of the Recreation, Forestry, and Natural Resources Advisory Board, advised that there have been some noise and light complaints associated with events held at the Rolling Oaks Barn. The board discussed mitigating the concerns for the affected residents by installing either a privacy fence or a hedge on the south end of the parking lot. The board asked staff to require that a person be hired to monitor the event and ensure that the party ended on time. The monitor would be paid from a fee charged to the lessee.

Bob Hartmann, Chair of the Draining Infrastructure Advisory Board, spoke of a group that met with the Board last week to complain about drainage concerns they had with the new New Hope Church. He felt that the Town and the South Broward Drainage District (SBDD) could do little to comply with the group's demands as there were few easements. He felt that Kevin Hart of SBDD had plausible solutions to address the drainage issues out there but the group was not amenable to those solutions at this time.

7. Council Member Comments

Council Member Jablonski spoke about the Food Truck event on May 14th which was a fundraising event for the Schools Education Advisory Board Scholarship Fund. He also spoke of a fundraising event that would be held at Chili's in Weston to benefit the Scholarship Fund on May 17th. He asked Town Administrator Berns to provide an update on the Stirling Road striping project. He voiced his objection to the concept of a surtax for transportation or infrastructure projects as currently being discussed by the County and many of the other cities.

Council Member Fisikelli spoke about the Metropolitan Planning Organization (MPO) meetings concerning the surtax and felt that the Town needed to take a position so that he can report to the MPO Board on what the Town's position is. Vice Mayor McKay spoke about the competing proposals offered by the County and the cities with differing revenue sharing percentages and felt that the Town should "sit on the sidelines" until this issue was resolved. Mayor Nelson felt that the proposals were unclear. He explained how the proposals began and how they have transformed into the two proposals being considered at this time. He was not in favor of either proposal. However, he indicated that since this was a ballot referendum, should the public pass either measure he wanted to ensure that the Town would receive its fair share.

Council Member Breitzkreuz felt that there was a lack of clarity on the sales surtax and he was not in favor of any new tax at this time. He requested that the number of speeding tickets issued in the Country Estates area be provided to him and Bob Hartmann. Lastly, he spoke about a resident meeting concerning the speed humps on 199th Avenue and reported that the general consensus of the community was to have the speed humps remain where they are.

Vice Mayor McKay thanked everyone for attending the meeting. He reminded everyone that the Food Truck event was going to be held on Saturday May 14th. He asked everyone to attend.

Mayor Nelson spoke about the guardrail project on Griffin Road and reminded everyone that the impetus was the fatalities that occurred out there. He acknowledged some of the problems experienced in the Town's haste to correct the unsafe conditions, but as he stated previously those problems are being addressed and anticipated project completion in the next two months. He thanked the County and those involved for making this project a priority and funding it.

8. Legal Comments

Town Attorney Poliakoff spoke of a hearing concerning the gate closing off access to SW 207th Avenue. He cited comments made by the Judge ruling on the case that he believed indicated the gate would ultimately need to be removed by Pembroke Pines. He thanked Aster Knight and the rest of the Southwest Ranches Parks Foundation for their fundraising efforts.

9. Administration Comments

Town Administrator Berns spoke of the "dueling" sales tax proposals. He advised that the majority of the cities passed the infrastructure sales tax resolution which would direct this item to be placed on the ballot. At this time, it was unclear whether the County's transportation surtax would be advanced. He advised that staff was diligently monitoring this item and would advise the Town Council if there were any new developments. Responding to questions raised during public comments regarding zoning categories versus actual uses he indicated that he was preparing a summary for the Town Council that explains the constraints of the existing fire assessment fee ordinance. He advised that the trash contract was expiring in September 2017 and staff had already begun the process of working with a consultant on developing a new Request for Proposals (RFP). Regarding the striping of Stirling Road, he advised that a bid had been prepared and advertised with a pre bid meeting set for June 2nd. Lastly, he wished Town Attorney Poliakoff a Happy Birthday.

Ordinance - 1st Reading

10. AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, CREATING CHAPTER 27, OF THE TOWN'S CODE OF ORDINANCES, ENTITLED "PUBLIC NUISANCES THAT DRAIN MUNICIPAL SERVICES"; PROVIDING FOR INCLUSION IN THE TOWN'S CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. {SECOND READING TO BE HELD ON MAY 26, 2016}

The following motion was made by Vice Mayor McKay, seconded by Council Member Jablonski and passed by 5-0 roll call vote. The vote was as follows: Council Members Breitkreuz, Fisikelli, Jablonski, Vice Mayor McKay, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE ORDINANCE.

Resolutions

11. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING AN AGREEMENT IN THE AMOUNT OF ONE HUNDRED EIGHTY THOUSAND DOLLARS (\$180,000.00) WITH A-1 PROPERTY SERVICES GROUP, INC. TO COMPLETE THE TOWN HALL RE-ROOF PROJECT; APPROVING A BUDGET AMENDMENT TO THE FISCAL YEAR 2015/2016 BUDGET; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO ENTER INTO AN AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Vice Mayor McKay, seconded by Council Member Fisikelli and passed by 5-0 roll call vote. The vote was as follows: Council Members Breitkreuz, Fisikelli, Jablonski, Vice Mayor McKay, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE RESOLUTION.

12. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, REQUESTING THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT ("SFWMD") INCORPORATE INTO THE DESIGN PLANS FOR AN IMPOUNDMENT AREA TWO BRIDGE CROSSINGS OVER THE C-11 CANAL; URGING SFWMD TO ADVOCATE FOR AND DEFEND THIS DESIGN FEATURE TO THE U.S. ARMY CORPS OF ENGINEERS SO IT MAY BE INCLUDED IN THE FINAL DESIGN PLAN; EXPRESSING SUPPORT FOR THIS PROJECT; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Vice Mayor McKay, seconded by Council Member Jablonski and passed by 5-0 roll call vote. The vote was as follows: Council Members Breitreuz, Fisikelli, Jablonski, Vice Mayor McKay, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE RESOLUTION.

13. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AMENDING RESOLUTION NO. 2012-031 BY ELIMINATING THE MASTER PLAN PERMIT FEE AND PLAN PROCESSING FEE FOR RESIDENTIAL BUILDING PERMITS, CLARIFYING THAT THE MINIMUM BASE PERMIT FEE FOR RESIDENTIAL CONSTRUCTION IS THE GREATER OF \$90 PER DISCIPLINE OR 1.75% OF THE JOB VALUE; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Vice Mayor McKay, seconded by Council Member Breitreuz and passed by 5-0 roll call vote. The vote was as follows: Council Members Breitreuz, Fisikelli, Jablonski, Vice Mayor McKay, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE RESOLUTION.

14. Approval of Minutes

- a. **March 24, 2016 Regular Meeting**
- b. **April 14, 2016 Regular Meeting**

The following motion was made by Council Member Jablonski, seconded by Council Member Breitreuz and passed by 5-0 roll call vote. The vote was as follows: Council Members Breitreuz, Fisikelli, Jablonski, Vice Mayor McKay, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE MINUTES.

15. Appointments

- a. Drainage Infrastructure Advisory Board - Council Member Breitreuz Appointment

Council Member Breitreuz announced that a vacancy existed on this Board and sought interested parties who wished to serve.

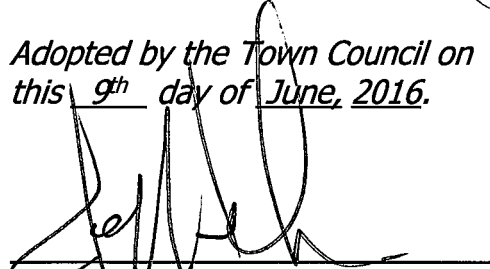
16. Adjournment – Meeting was adjourned at 8:52 p.m.

Respectfully submitted:



Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk

*Adopted by the Town Council on
this 9th day of June, 2016.*



Jeff Nelson, Mayor

PURSUANT TO FLORIDA STATUTES 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON MAY NEED TO ENSURE THAT VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE TOWN FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.