

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

June 23, 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 7:05 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

Quasi-Judicial Hearing

3. Variance

A RESOLUTION AND FINAL ORDER OF THE BOARD OF ADJUSTMENT OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING VARIANCE APPLICATION NO. VA-072-16 BY THE ARCHDIOCESE OF MIAMI, FOR ARCHBISHOP MCCARTHY HIGH SCHOOL; GRANTING A VARIANCE FROM THE UNIFIED LAND DEVELOPMENT CODE OF THE TOWN OF SOUTHWEST RANCHES, SUBSECTION 060-080 PERTAINING TO MAXIMUM PERMITTED HEIGHT IN THE COMMUNITY FACILITY DISTRICT; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO PROPERLY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR RECORDATION; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Vice Mayor McKay, seconded by Council Member Breitkreuz 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 TABLE THE VARIANCE TO AUGUST 25, 2016.

4. Public Comment

The following members of the public addressed the Town Council: Vince Falletta, Newell Hollingsworth, John Eastman, Barry Neunzig, and Mike Hanley.

5. Board Reports

No board reports were presented.

6. Council Member Comments

Council Member Jablonski acknowledged the tragedy that took place in Orlando and hoped that nothing like that would ever happen in Town. He thanked Broward County for the speed in which the guardrails were installed along the western portion of Griffin Road. He indicated that horse crossing signs had been installed in response to the Town's request.

In response to comments made by the public, Council Member Breitreuz stated that he is on record as supporting the widening of the western portion of Griffin Road as it is the safest option. He spoke about the guardrail project and stated that it was not yet complete along SW 195th Avenue as a turn lane is being constructed as part of the Franklin Academy project. He drew comparisons between the traffic demands of Franklin Academy and Archbishop McCarthy and stated his concerns about the traffic conditions that will be experienced when the school opens. He addressed comments made during public comment regarding an incident between Davie Fire Rescue and the Southwest Ranches Volunteer Fire Rescue Department on a fire scene and urged the resident to speak with Town Administrator Berns for further details on the findings. He announced that George Morris has been appointed to fill the vacancy on the Drainage and Infrastructure Advisory Board.

Vice Mayor McKay asked that the rest of the Town Council support adding the SW 193rd Avenue drainage project back into the budget for Fiscal Year 2017.

Mayor Nelson spoke about the recent compromise reached between the cities and the County concerning the sales surtax and asked that Town Administrator Berns provide a further update.

7. Legal Comments

Town Attorney Poliakoff spoke of the upcoming depositions of Commissioner Angelo Castillo, City Attorney Sam Goren, Ryan Greenberg, and a CCA official in the lawsuit against Pembroke Pines. He advised that the Court has yet to rule on CCA's appeal. Regarding the proposed surtax, he indicated that there would be two items on the ballot. One for the County's transportation surtax, and the other for the cities' infrastructure surtax. He advised that an interlocal agreement (ILA) would need to come before the Town Council before September 30th. The ILA must be executed regardless of the Town's position on the surtax in the event that the electorate passes the ballot measures. Not executing the ILA would prevent the Town from receiving its share of the surtax funding.

8. Administration Comments

Town Administrator Berns indicated that the cities and the County agreed to a compromise on placing two sales surtax related items on the ballot in November. The surtaxes will provide for a half cent sales tax for infrastructure needs for the cities, and the other half cent sales tax for transportation needs for the County. He indicated that the Town will have to approve the ILA as indicated by Town Attorney Poliakoff. He advised that the City of Coral Gables may be willing to donate a rescue unit to the Town. He is investigating this issue further and will report back to the Council. Lastly, he advised that Town staff is working on Founders Park and indicated that a private sponsor has offered a donation to begin work on this project. He asked for Council for their approval in accepting this donation. Council support was provided.

12. Adjournment – Meeting was adjourned at 8:55 p.m.

Respectfully submitted:



Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk

*Adopted by the Town Council on
this 14th day of July, 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.

Resolutions

9. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE FIRST MODIFICATION TO THE AGREEMENT WITH MARCUM, LLP; APPROVING AN ADDITIONAL THREE (3) YEAR TERM; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO ENTER INTO THE FIRST MODIFICATION TO THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Vice Mayor McKay, seconded by Council Member Jablonski and passed by 3-2 roll call vote. The vote was as follows: Council Members Breitkreuz and Fisikelli voting No, and Council Members Jablonski, Vice Mayor McKay, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE RESOLUTION AND SELECT OPTION 1.

10. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A SOLE SOURCE PROVIDER AGREEMENT WITH KESSLER CONSULTING, INC. ("KESSLER") FOR THE PREPARATION OF THE SOLID WASTE RFP CONTRACT SPECIFICATIONS IN AN AMOUNT NOT TO EXCEED FORTY NINE THOUSAND FIVE HUNDRED AND TWENTY DOLLARS (\$49,520.00); WAIVING THE REQUIREMENTS OF THE TOWN'S PROCUREMENT CODE BY FINDING THAT KESSLER IS PROVIDING A SPECIALIZED SERVICE PURSUANT TO SECTION 2-215 THEREOF; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO EXECUTE A WORK ORDER AUTHORIZING THE SCOPE OF WORK ATTACHED HERETO AS EXHIBIT "A"; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Vice Mayor McKay, seconded by Council Member Breitkreuz 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.

11. Approval of Minutes**a. May 26, 2016 Regular Meeting**

The following motion was made by Council Member Fisikelli, seconded by Council Member Breitkreuz 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 MINUTES.