

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

January 22, 2015

13400 Griffin Road

Present:

Mayor Jeff Nelson

Vice Mayor Freddy Fisikelli

Council Member Steve Breitkreuz

Council Member Gary Jablonski

Council Member Doug McKay

Andrew Berns, Town Administrator

Keith Poliakoff, Town Attorney

Martin Sherwood, Town Financial Administrator

Russell Muñiz, Town Clerk

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 7:16 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

Mayor Nelson asked for a moment of silence in honor of Manny Hagen.

Town Financial Administrator Sherwood introduced Richard Strum as the new Controller. Mr. Strum thanked everyone who made him feel welcome and indicated his excitement about the challenges that lie ahead.

3. Public Comment – The following members of the public addressed the Town Council: Vince Falletta, Jo Ann Hollingsworth, Barry Neunzig, and John Eastman.

4. Board Reports – There were no board reports.

5. Council Member Comments

Council Member Breitkreuz responded to comments made during Public Comments, and indicated response times were greater in the western portions of the Town compared to the East, and felt it was critical to have the Volunteer Fire Rescue Department in place to provide assistance. He was pleased to learn about the developments with the Broadwing site. He addressed concerns raised about speeding and traffic on 188th Avenue, and advised on enhancement and enforcement efforts being done to address those concerns. He spoke about the efforts to erect the gate on 190th Avenue. He also spoke about the Certified Wildlife Habitat and urged all Council Members to make their homes certified.

Council Member McKay spoke about a conversation he had with Code Enforcement Director Solera related to swales and asked Council Members to consider putting new swale issues on the list of pro-active code enforcement items. He also spoke about the Rolling Oaks Barn Grand Opening that was set for Saturday January 24, 2015.

Vice Mayor Fisikelli addressed comments made during Public Comments concerning the overgrowth of trees along Stirling Road. He felt that the Town should consider giving back Right of Way to the adjacent property owners so that they would maintain the trees. He also spoke

about the plans to relocate the Volunteer Fire Rescue Department to the Broadwing Property, and thought that Town owned property on 190th Avenue might be a viable location. He also spoke about a law that would address the problems with the commercial vehicles on 188th Avenue. Council Member Breitkreuz felt this was more of a Code Enforcement issue, rather than a Davie Police issue. Lastly, he provided an update on Country Estates Park.

Council Member Jablonski spoke about the Town's Holiday Lighting Ceremony in front of Town Hall on December 18th and thanked all of those involved in the celebration. In response to Council Member Breitkreuz, he indicated that his home was already a certified wildlife habitat. Lastly, he reflected on the life and service to the Town of Manny Hagen.

Mayor Nelson also spoke about the upcoming Rolling Oaks Barn Grand Opening. He thanked the Broward County School Board for their offer to donate a trailer to the Town for use by the Volunteer Fire Rescue Department.

6. Legal Comments

Town Attorney Poliakoff congratulated Ruth Wolf on the accomplishment of her 12 year old grandson performing at the Florida Orchestra. He spoke of intended Conflict Mediation with Pembroke Pines over the Franklin Academy proposed school which was denied by the Courts. He also spoke of a meeting held with Broward County which he attended along with Town Administrator Berns. As a result of the court ruling in the CCA case, he argued that if other municipal utilities are not required to provide service to potential users outside their service area, then the County could not require residents connect to a municipal service that may not be available to them. He further advised the County has preliminarily agreed that the County Code is not applicable to the entire Town of Southwest Ranches, and will therefore no longer require testing of wells and connection to municipal water and sewer service providers.

Lastly, he advised the Town Council that Summary Judgment had been filed by the Town in the case against Pembroke Pines. He felt that the motion would be heard in March. He also provided some background on the development of the Rolling Oaks Barn project.

7. Administration Comments

Town Administrator Berns spoke about his first interaction with Manny Hagen. He asked for Council approval for a minor change to the Advisory Board Policy which had been approved by resolution in December. Council agreed with the modification. He also advised what was planned for the Rolling Oaks Barn Grand Opening

Lastly, he reminded Council that when he interviewed to become the Town Administrator one of the items stressed by the Council as a benchmark for a successful Administrator was to find the money, and complete the construction of the Rolling Oaks Barn. He was proud to say it was complete and looked forward to its Grand Opening.

8. Resolution - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING AN AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR \$478,000 TO COMPLETE THE GUARDRAIL IMPROVEMENTS ALONG STIRLING ROAD; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO ENTER INTO AN AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

9. Resolution - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A REVOCABLE LICENSE AGREEMENT WITH BROWARD COUNTY TO ALLOW THE TOWN'S ENTRANCEWAY SIGNS TO BE LOCATED WITHIN BROWARD COUNTY'S RIGHT-OF-WAY; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION AS AMENDED.

10. Resolution – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING AN AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR \$243,000 TO EXTEND SW 190TH AVENUE FROM 49TH STREET TO GRIFFIN ROAD; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO ENTER INTO AN AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

11. Discussion – Town Administrator/ Town Financial Administrator Annual Review

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

MOTION: TO EXTEND THE CONTRACT OF TOWN ADMINISTRATOR BERNS FOR AN ADDITIONAL 2 YEARS, INCREASE THE BASE SALARY \$10,000 RETROACTIVE TO JANUARY 1, 2015, WITH THE PROVISO THAT IF HE LEAVES PRIOR TO THE CONCLUSION OF THE TERM THE

INCREASE WOULD BE REPAID TO THE TOWN, AND INCREASE THE TOWN'S RETIREMENT CONTRIBUTION TO 7%.

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

MOTION: TO EXTEND THE CONTRACT OF TOWN FINANCIAL ADMINISTRATOR SHERWOOD FOR AN ADDITIONAL 2 YEARS, INCREASE THE BASE SALARY \$10,000 RETROACTIVE TO JANUARY 1, 2015, WITH THE PROVISIO THAT IF HE LEAVES PRIOR TO THE CONCLUSION OF THE TERM THE INCREASE WOULD BE REPAID TO THE TOWN, AND INCREASE THE TOWN'S RETIREMENT CONTRIBUTION TO 7%.

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

MOTION: TO PROMOTE TOWN CLERK MUÑIZ TO THE POSITION OF ASSISTANT TOWN ADMINISTRATOR/TOWN CLERK, INCREASE THE BASE SALARY \$10,500 RETROACTIVE TO JANUARY 1, 2015, AND INCREASE THE TOWN'S RETIREMENT CONTRIBUTION TO 7%.

12. Approval of Minutes

a. Minutes for December 11, 2014 – Regular Council Meeting

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

MOTION: TO APPROVE THE MINUTES.

Adjournment – Meeting was adjourned at 9:06 p.m.

Respectfully submitted:


Russell Muñiz, MMC, Town Clerk

Adopted by the Town Council on this 12th day of February, 2015.


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.