

RESOLUTION NO. 2002-17

A RESOLUTION OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE TOWN COUNCIL HOLIDAY SCHEDULE FOR THE CALENDAR YEAR 2002; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council desires that the official holiday schedule for the Town of Southwest Ranches be established; and

WHEREAS, the Town Administrator has reviewed various holiday schedules of municipalities and the County; and

WHEREAS, the Town Administrator recommends that the Town Council establish a new holiday in honor of the tragedy of September 11, 2001, to be named "Hero's and Volunteers' Day;" and

WHEREAS. The Town Council has the authority to establish official holidays and official holiday schedules and other subjects that may be necessary.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Southwest Ranches, Florida:

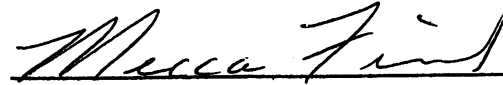
Section 1: The above referenced recitals are true and correct and are incorporated herein by reference.

Section 2: The Town Council approved the following official holiday schedule for the Town of Southwest Ranches for calendar year 2002.

Schedule:

<u>Month</u>	<u>Date</u>	<u>Holiday</u>	<u>Day</u>
January	1 st	New Year's Day	Tuesday
February	18 th	President's Day	Monday
May	27 th	Memorial Day	Monday
July	4 th	Independence Day	Thursday
August	Vacation for Council		
September	2 nd	Labor Day	Monday
September	11 th	Hero's & Volunteer's Day	Wednesday
November	11 th	Veteran's Day	Monday
November	28 th & 29 th	Thanksgiving	Thurs. / Fri.
December	25 th	Christmas Day	Wednesday

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 13th day of December, 2001.




Mecca Fink, Mayor

Attest:

Arielle Haze Tyner, Town Clerk

Approved as to Form and Correctness:



Gary A. Poliakoff, J.D., Town Attorney

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TOWN COUNCIL MEETING DECEMBER 13, 2001

By Lil Sayre

After roll call, with all Council Members present, Mayor Fink led the pledge of allegiance and introduced BSO Deputy Caldwell, who reported that gypsies are in Town. He advised residents not to do business with anyone not having a company name and permit numbers on the truck and offering no contract. They had a red dump truck and a pick-up truck with lights on top. Call BSO if you see them. The following public comments were made:

Vince Falletta again criticized the garbage service and said that garbage piles are growing. Gay Chaples asked when bids for fencing will be solicited. Town Administrator said that bids for fencing and mowing will be advertised in January. Laura Ullman asked for ordinances against barking dogs, limiting the number of dogs and preventing Mack trucks from operating early from people's properties. Wilfredo Morales thanked BSO for ticketing speeders. Gay Chaples spoke against new ordinances as proposed by Mrs. Ullman. We do not need to become Weston. She said if people are unhappy living here, seek where you are happy and do not try to make other people conform to what you want. Everyone has a lot of dogs, which is no problem if they are feeding them, taking care of them and loving them. They barked when you moved in and they'll bark when you move out. Carol Dykes asked if anyone from the Council had contacted the car dealerships north of Griffin on Dykes Road. Salesman take their customers for test drives through our area and increase traffic. Marcia Larkin commented on the tree study being done and suggested the median strip on Stirling between 160 and 166 as a site for trees. Candy Anderson said we came out here to live in a rural area, which means animals. We do not want ordinances about dogs. We are country people. One of the reasons we are here is to have animals. She also commented about people making dangerous U-turns on Dykes off Griffin, which is illegal. Howard Ullman said the County has an ordinance which prohibits continuous barking, which he felt we should have also. Steve Fitzgerald commented that many people change oil and suggested setting up a hazardous material dump station somewhere in the Ranches so that these materials can be disposed of properly. He said he felt the Council "has their hats on right" and suggested people should try to work with the Council instead of against them. Marcia Larkin stated that the Comprehensive Plan Advisory Board discussed a hazardous waste site at the last Meeting. We are recommending in the Plan to have a hazardous waste station.

The quasi-judicial portion of the Meeting considered the Pirtle Plat generally located at Stirling Road and SW 127 Avenue consisting of 6.993 acres to be subdivided into three residential lots of 2.5 acres, 2.083 net acres and 2.410 acres. The plat meets all Town code requirements. This plat had been considered previously but tabled due to drainage concerns. Michele Mellgren stated that South Broward Drainage District and Central Broward Water Control

District have different criteria. Central Broward has additional requirements at building permit time. The bonding of road improvements is acceptable to the applicant. Staff recommends approval subject to staff requirements in the staff report. Item 5 is acceptable, and item 6 can be eliminated. Drainage will be reviewed when staff looks at building permits. Vice-Mayor Dollar commented on the beautiful oak trees lining the road and stated he would not want those taken out. It should not be necessary to widen the road for a total of six houses. The plat will go forward before the road is built, but the bond will be in place. The plat was approved subject to staff recommendations upon motion of Council Member Fisikelli which was seconded by Vice-Mayor Dollar.

Ms. Mellgren prepared an ordinance regulating guest houses which would limit the size to 1,200 square feet or 50% of the area of the principal structure and prohibit all appliances. This was done because applications are being received for guest houses which are the size of regular houses and are actually second single-family residences. These often become rental units. The majority of the public felt that this ordinance is too restrictive. Council Member Fisikelli moved to table this item. The motion was seconded by Council Member Blanton and approved.

An ordinance to establish "wild animal habitats" received a first reading. It would permit public admission for fundraising purposes and require a license from the Town. Council Member Fisikelli and Mayor Fink felt we need more information. Some speakers were concerned about the number of visitors allowed and felt any license should be renewed. Council Member Fisikelli moved to table this ordinance. The motion was seconded by Council Member Blanton. Council Members Blanton and Fisikelli voted in favor and Council Member Knight, Vice-Mayor Dollar and Mayor Fink voted against. All agreed that this should be brought to the next workshop, where the statutes will be reviewed and the Fish & Game inspector invited to attend to answer any questions. Council Member Knight moved to approve this on first reading to move it forward to the workshop. The motion was seconded by Vice-Mayor Dollar and approved with Council Member Fisikelli voting against.

Council Member Fisikelli moved to consider Items 6 and 11 next. The motion was seconded by Vice-Mayor Dollar and approved, allowing 30 minutes for each item.

Item 6 was a delegation request from local religious institution representatives. Speakers from Victory Christian Church, the Ft. Lauderdale Hall of Jehovah Witnesses, West Broward Community Church, St. Marks Catholic Church and New Horizon Methodist Church appealed to the Council to reverse the decision to charge churches a fire assessment. They presented information concerning the services they provide to the Town and said the assessment takes away resources that could be used to serve the community. Residents spoke for and against charging the churches. Mr. Canada said that the total church assessments amount to \$44,000. It may not be legal to grant credits for services performed. Attorney Poliakoff stated that we are a contract town and

contract with Broward County and Davie for fire protection. These charges can be paid from either ad valorem taxes or assessments. A decision is currently pending before the Supreme Court concerning the legality of assessments. Vice-Mayor Dollar suggested putting together a workshop between the Council and representatives from the houses of worship toward the end of January to resolve this issue. Mr. Canada was directed to set this up.

George Morgan, representing Florida Property Investment Partners, Inc. presented a proposal for the development of the approximately eight acres on the corner of Flamingo and Griffin. They are offering to cut the property in half from north to south and donate the west half to the Town for a park. Cooper City has agreed to de-annex that portion, and the Town would have to annex it. The eastern section would contain a Walgreens, a restaurant and a bank. Cooper City recently reinstituted flex zoning, which means that no land use change is required for this parcel. The only review would be for compatibility before the Broward County Commission. Vice-Mayor Dollar said that this is a decision for the residents involved and asked them to carefully consider their decision. If this is not accepted, the next developer may not be so generous, developing the entire eight acres with no four-acre park as a buffer. Since this is in Cooper City, we have no control. Mr. Canada will set up a meeting with the residents and developer. Whatever the residents want is acceptable to the Council. The Council made a commitment that the Town would not approve a cell tower on the Town's park but pointed out that Cooper City could approve a tower if this deal is not accepted. Attorney Pollakoff volunteered his time to meet with the residents.

Upon motion of Council Member Fisikelli which was seconded by Vice-Mayor Dollar, the Council approved a resolution approving a contract with Sessa Corporation in the amount of \$536,000 for clearing, fill transportation and earthwork services at the 20-acre Sunshine Ranches Equestrian Park project. This contract provides a better value than the original bids.

Mr. Canada stated that Gianetti bid \$37,000 to provide culvert crossing services at the Equestrian Park, which is \$6,000 less than the next bidder. Upon motion of Vice-Mayor Dollar which was seconded by Council Member Blanton, a resolution approving a contract with Gianetti was approved.

The Council considered a resolution approving an agreement with MRCA, Inc. to provide consultant services for the establishment of a solid waste assessment program in the amount of \$11,500. This study will assist us in our negotiations to obtain additional services at a reduced price. Mr. Canada said he was bringing this before the Council even though it was within his authority to approve this himself, and that it had not gone out for competitive bid due to our knowledge of and experience with this firm. Council Member Fisikelli said he was not aware that Mr. Canada had this authority. He also felt that these funds should come from Mr. Canada's funds. Council Member Blanton moved that this item be tabled for consideration at 10:59 p.m. The motion was seconded by Council Member Fisikelli and approved.

It is possible for the Town to apply for three additional grants from the open space bond funding. It is our understanding that these are 100% grants. Upon motion of Council Member Blanton which was seconded by Council Member Fisikelli, the Council approved resolutions to submit open space applications for the following:

- Neighborhood park as part of the Landmark Ranch Estates development
- Neighborhood park as part of the Downey Property
- Up to eight archaeological sites or LAPC sites

Vice-Mayor Dollar moved to approve resolutions of the Town approving agreements with Broward County to provide challenge grants in the amount of \$500,000 for the development of the north ten acres of the Equestrian Park and \$176,548 for the development of the south ten acres. The motion was seconded by Council Member Knight and approved.

The Town's official holiday schedule as discussed at the Workshop was approved upon motion of Council Member Fisikelli which was seconded by Vice-Mayor Dollar.

Council Member Blanton moved to approve the Workshop and Meeting schedule as discussed at the previous Workshop with the addition of a Comprehensive Plan Workshop on January 29. The motion was seconded by Council Member Knight and approved.

The Council considered a resolution concerning the school boundaries for HHH high school. Council Member Blanton presented an amendment to the resolution to read, "A resolution of the Town of Southwest Ranches, Florida, urging the Broward County School Board to enhance the quality of education within Broward County and support those options that maintain the integrity of clean feeder patterns, maintaining Hawkes Bluff and Falcon Cove feeder patterns to HHH High School and furthermore urge the Broward County School Board to creatively develop new school facilities to meet the needs of the residents of Broward County." Vice-Mayor Dollar moved to approve the resolution as amended. The motion was seconded by Council Member Knight and approved.

The financial report for the Town for the period of October 1, 2001 through November 30, 2001 was filed.

The solid waste consulting contract was considered again. MRCA's Mark Lauzier stated that we are now level with the County rate. We may be sustaining other areas. This study will allow us to negotiate and set our own rates. Rates currently range from \$170 to \$350 per year. Other cities are much less than us. The contract was approved upon motion of Council Member Knight which was seconded by Council Member Blanton. Adjournment followed.

Council Member Fisikelli mentioned that there will be another meeting concerning the I-75 exits on January 28. Each city involved is to come up with a resolution to discuss in February. Sunrise and Weston want one thing and Davie wants another.