



Southwest Ranches Town Council

REGULAR MEETING

Agenda of August 13, 2015

Southwest Ranches Council Chambers
7:00 PM THURSDAY

13400 Griffin Road
Southwest Ranches, FL 33330

Mayor
Jeff Nelson

Vice-Mayor
Freddy Fisikelli

Town Council
Steve Breitzkreuz
Gary Jablonski
Doug McKay

Town Administrator
Andrew D. Berns

**Town Financial
Administrator**
Martin Sherwood, CPA CGFO

Town Attorney
Keith M. Poliakoff, J.D.

**Assistant Town
Administrator/Town Clerk**
Russell C. Muñiz, MMC

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation, a sign language interpreter or hearing impaired to participate in this proceeding should contact the Town Clerk at (954) 434-0008 for assistance no later than four days prior to the meeting.

1. **Call to Order/Roll Call**

2. **Pledge of Allegiance**

3. **Public Comment**

- All Speakers are limited to 3 minutes.
- Public Comment will last for 30 minutes.
- All comments must be on non-agenda items.
- All Speakers must fill out a request card prior to speaking.
- All Speakers must state first name, last name, and mailing address.
- Speakers will be called in the order the request cards were received.
- Request cards will only be received until the first five minutes of public comment have concluded.

4. **Board Reports**

5. **Council Member Comments**

6. **Legal Comments**

7. **Administration Comments**

8. **Ordinance** – AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AMENDING THE TOWN OF SOUTHWEST RANCHES CODE OF ORDINANCES, BY CREATING CHAPTER 24, ARTICLE IV, ENTITLED "PARKING, STOPPING, AND STANDING ENFORCEMENT" TO COMPLY WITH CURRENT STATE LAWS, INCLUDING THOSE APPLICABLE TO PARKING SPACES FOR DISABLED PERSONS AND TO CREATE PROCEDURES SO AS TO DELEGATE AUTHORITY FOR ENFORCEMENT AND COLLECTION OF PARKING VIOLATION FINES TO THE OFFICE OF THE BROWARD COUNTY, FLORIDA, CLERK OF THE COURT FOR THE SEVENTEENTH JUDICIAL CIRCUIT; AUTHORIZING THE USE OF HEARING OFFICERS IN THE SYSTEM ESTABLISHED BY BROWARD COUNTY FOR SUCH PURPOSE; PROVIDING FOR INCLUSION IN THE TOWN CODE, PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

9. **Resolution** - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER TO A.C. SHULTES INC., D.B.A. JAFFER WELL DRILLING, FOR \$38,013 FOR THE INSTALLATION, TESTING AND REPAIR OF FIRE PROTECTION WATER WELLS; AUTHORIZING THE TOWN ADMINISTRATOR TO EXECUTE THE FIRE WELL REPAIR PROPOSALS; AND PROVIDING FOR AN EFFECTIVE DATE.

- 10. Resolution** - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA OPPOSING THE OIL DRILLING PERMIT APPLICATION SUBMITTED BY KANTER REAL ESTATE LLC, A FLORIDA FOR PROFIT LIMITED LIABILITY CORPORATION, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SEEKING OIL DRILLING RIGHTS ON PROPERTY LOCATED IN THE FLORIDA EVERGLADES, APPROXIMATELY SIX MILES WEST OF THE CITY OF MIRAMAR'S WESTERNMOST BOUNDARIES, AND SUPPORTING EFFORTS OPPOSING EXTREME WELL STIMULATION, HYDRAULIC FRACTURING, ACID FRACTURING, AND ANY FORM OF EXTREME WELL STIMULATION FOR PURPOSES OF RESOURCE EXTRACTION IN THE FLORIDA EVERGLADES; AND PROVIDING FOR AN EFFECTIVE DATE.
- 11. Approval of Minutes**
 - a. July 9, 2015, Regular Town Council Meeting**
- 12. Adjournment**

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 A 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.



Town of Southwest Ranches
13400 Griffin Road
Southwest Ranches, FL 33330-2628

(954) 434-0008 Town Hall
(954) 434-1490 Fax

Town Council
Jeff Nelson, Mayor
Freddy Fisikelli, Vice Mayor
Steve Breitkreuz, Council Member
Gary Jablonski, Council Member
Doug McKay, Council Member

Andrew D. Berns, Town Administrator
Keith M. Poliakoff, JD, Town Attorney
Russell Muñiz, Assistant Town Administrator/Town Clerk
Martin D. Sherwood, CPA, CGMA, CGFO, Town Financial Administrator

COUNCIL MEMORANDUM

TO: Honorable Mayor Nelson and Town Council

VIA: Andrew D. Berns, Town Administrator

FROM: Russell Muñiz Assistant Town Administrator/Town Clerk

DATE: August 13, 2015

SUBJECT: **Ordinance Establishing Code Section Relating to Parking Citations and Processing by Broward County Clerk of Court**

Recommendation

Council consideration of the attached ordinance which establishes municipal law to govern stopping, standing and parking of vehicles within the Town to comply with current State laws.

Strategic Priorities

- A. Sound Governance
- C. Reliable Public Safety

Background

Approval of this ordinance will place the Town in alignment with Florida Statutes 316.1945 and 316.1955 which govern stopping, standing, and parking of vehicles within the municipal boundaries of the Town. It will also provide for the enforcement of vehicles illegally parked in spaces designated for disabled motorists. Additionally, the ordinance provides for the utilization of the Broward County Clerk of Courts for the processing of parking citations.

Fiscal Impact/Analysis

None. However, should this ordinance be adopted an interlocal agreement with the Broward County Clerk of Courts will require Council approval. That agreement will indicate the share of proceeds received from any citations issued.

Staff Contact:

Russell Muñiz, Assistant Town Administrator/Town Clerk

This page
intentionally left blank

ORDINANCE NO. 2015-

AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AMENDING THE TOWN OF SOUTHWEST RANCHES CODE OF ORDINANCES, BY CREATING CHAPTER 24, ARTICLE IV, ENTITLED "PARKING, STOPPING, AND STANDING ENFORCEMENT" TO COMPLY WITH CURRENT STATE LAWS, INCLUDING THOSE APPLICABLE TO PARKING SPACES FOR DISABLED PERSONS AND TO CREATE PROCEDURES SO AS TO DELEGATE AUTHORITY FOR ENFORCEMENT AND COLLECTION OF PARKING VIOLATION FINES TO THE OFFICE OF THE BROWARD COUNTY, FLORIDA, CLERK OF THE COURT FOR THE SEVENTEENTH JUDICIAL CIRCUIT; AUTHORIZING THE USE OF HEARING OFFICERS IN THE SYSTEM ESTABLISHED BY BROWARD COUNTY FOR SUCH PURPOSE; PROVIDING FOR INCLUSION IN THE TOWN CODE, PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Southwest Ranches wishes to update its Ordinances to provide for laws which govern stopping, standing and parking of vehicles within the Town, to comply with current State laws; and

WHEREAS, stopping, standing, or parking shall be prohibited as proscribed in Florida Statutes 316.1945; and

WHEREAS, the Town of Southwest Ranches intends to vigorously protect the rights of disabled persons by enforcing the provisions of Florida Statutes 316.1955; and

WHEREAS, the Town of Southwest Ranches has determined it is economically advisable and expedient to delegate authorization to enforce and collect fines for parking violations to the Clerk of the Court for Broward County in the Seventeenth Judicial Circuit of Florida, since that agency presently has in place a

collections system and a hearing officer system which both serve the County and other cities within the County.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, THAT:

SECTION 1. A new section, Article IV entitled "Parking, Stopping, and Standing Enforcement," shall be codified within Chapter 24, entitled "Traffic and Vehicles," of the Town Code of Ordinances and shall be codified as follows:

Sec. 24-74. Notice of Illegally parked vehicles.

- (a) Whenever any vehicle is found parked, stopped or standing in violation of any of the restrictions imposed by any ordinance of this town or state statute, the officer or parking enforcement specialist finding such vehicle shall issue a parking citation in the form approved by the town administrator and shall conspicuously affix this citation to the vehicle in violation. This citation shall notify the person responsible for the vehicle to pay the fine indicated on the citation within ten (10) days at the place specified on the citation.
- (b) If the fine indicated on the citation is not paid within ten (10) days, excluding the date of issuance of the citation, late fees of twelve dollars (\$12.00) will be assessed.
- (c) If an alleged violator of any parking, stopping or standing ordinance, any provision of this Code or of law does not respond to a notice or citation issued and affixed to the subject motor vehicle within a period of ten (10) working

days from the date of issuance, then the Clerk of the Broward County Court, to which the Town of Southwest Ranches has delegated its collection and enforcement authority for such citations, shall notify the alleged violator that if the applicable amount of the citation and the late fee are not paid within a period of ten (10) working days from the notice, proceedings may be instituted in which a fine may be imposed in excess of that shown on the notice of citation.

Sec. 24-76. Administrative appeal

- (a) Any person wishing to contest a parking violation citation may appeal and contest such citation by making a written request for an administrative hearing to the Broward County, Florida Clerk of Court within ten (10) working days of the date the citation was issued.
- (b) The Clerk of Court shall set the hearing within sixty (60) calendar days of the date the citation was issued, giving the person issued the citation at least seven (7) working days advance notice of the date of the hearing, such days excluding Saturdays, Sundays and legal holidays. The notice shall be sent by regular mail to the address of the registered owner of the vehicle or, in the event that the driver of the vehicle is not the owner, to the driver's address if the driver requests a hearing.
- (c) The person issued the citation may:
 - 1) Be represented by counsel;

- 2) Call and examine witnesses;
 - 3) Introduce exhibits;
 - 4) Examine opposing witnesses on any relevant matter; and
 - 5) Impeach any witness
- (d) All hearings shall be conducted insofar as practical in accordance with the Florida Rules of Civil Procedure and the Florida Evidence Code. However, the general nature of the hearing shall be conducted in an informal manner. All irrelevant, immaterial or unduly repetitious evidence shall be excluded, but all other evidence of a type commonly relied upon by reasonable and prudent persons in the conduct of their affair shall be admissible whether or not such evidence may be received in written form and all testimony of parties and witnesses shall be made under oath. Hearsay evidence may be used for the purpose of supplementing or explaining other evidence but it shall not be sufficient in itself to support a finding unless it would be admissible over objection in civil actions. Any interested party or person may make application and upon good cause shown may be allowed by the hearing officer, in the reasonable exercise of such officer's discretion, to intervene in a pending proceeding.
- (e) Any person who receives a parking citation but who does not reside in Palm Beach, Broward or Dade County, Florida, may contest the citation in writing. Such person must submit a written request to contest the citation by mail, accompanied by all

evidence upon which the person relies, within ten (10) working days of the date the citation was issued. The written request to contest the citation by mail and evidence must be sent to the Clerk of Courts. The Clerk of Court shall present the case to a hearing officer within sixty (60) calendar days of the date the citation was issued. The evidence presented must include a notarized statement by the person cited, which statement must identify the citation at issue by its number and date of issuance, must set forth the name and current address of the person cited and may contain argument in defense against the citation. The hearing officer will not consider any statement that is not notarized. The evidence submitted may include notarized statements of witnesses. Such statements must include the name and address of each witness as well as the basis of the witness' knowledge about the facts asserted in the statement. The evidence submitted may also include such documents that are relevant and material to the disposition of the citation. All evidence submitted is subject to the evidentiary rules set forth above.

- (f) Pursuant to Florida law, any person who elects to appear before a hearing officer or to contest a citation by mail, shall be deemed to have waived the right to pay the civil penalty amount set forth on the citation. The hearing or consideration of mailed-in admissible evidence will be decided within thirty (30) calendar days after the request for hearing was made or the evidence to be considered was received. After a hearing or consideration of mailed-in admissible evidence, the hearing officer shall make a determination based on the greater weight of the evidence

as to whether a parking violation has been committed and shall issue an order imposing a civil penalty of two hundred fifty dollars (\$250.00) for any violation of a disabled parking law or ordinance or civil penalty not to exceed one hundred dollars (\$100.00) for a violation of any other parking ordinance or violation of law, in addition to applicable late fees. The hearing officer may grant additional time to pay the civil penalty amount and late fees; otherwise such fines are due and payable within ten (10) working days from the date the order of the hearing officer was issued. All orders shall be in writing and shall be signed and dated by the hearing officer. If at the conclusion of the hearing or consideration of mailed-in admissible evidence, the hearing officer orders a dismissal of the citation because no violation was found, the hearing officer shall so state and issue an order of dismissal in writing signed and dated by the hearing officer which shall contain findings of the acts supporting the order. A copy of such order will be forwarded to the alleged violator. An order of the hearing officer may be appealed by the filing of a Petition of a Writ of Certiorari in the Circuit Court of the Seventeenth judicial Circuit in and for Broward County, Florida, by any party receiving an adverse ruling within thirty (30) calendar days from the date the order was issued.

Sec. 24-77. Liability for payment of parking ticket violations.

- (a) Under authority of Florida Statutes, Section 316.1967, the owner of a vehicle is responsible and liable for payment of any parking ticket violation or notice to

appear under this chapter unless the owner can furnish evidence that the vehicle was, at the time of the parking violation, in the care, custody or control of another person. In such instances, the owner of the vehicle is required, within a reasonable time after notification of the parking violations, to furnish to the court liaison officer of the police department, or his designated assistant, the name and address of the person or company who leased, rented or otherwise had the care, custody or control of the vehicle. The owner of a vehicle is not responsible for parking violations if the vehicle involved was, at the time, stolen or in the care, custody or control of some person who did not have permission of the owner to use the vehicle.

- (b) Prima facie evidence that the vehicle involved was, at the time, stolen or in the care, custody or control of some person who did not have permission of the owner to use the vehicle shall be in the form of a report from the appropriate law enforcement official that the vehicle was not under the care, custody or control of the owner of the vehicle.

Sec. 24-78. Fines and assessments.

- (a) All violations of any disabled parking law or ordinance shall have the penalty of two hundred and fifty dollars (\$250.00). The penalty for all other parking violations of any kind is thirty dollars (\$30.00).

- (b) In addition to above fines, pursuant to F.S. 318.21 (12), and pursuant to F.S. 938.19 and Broward County Code 10-13, a three dollar (\$3.00) assessment for teen court will be added to the fine for each parking violation.

Sec. 24-79. Penalty for nonpayment

- (a) After adjudication of guilty by a court of competent jurisdiction, or a written plea of guilty to any violation in this article, it shall be a separate violation for any person to fail or refuse to pay the required fee.
- (b) The penalty for a violation of this section shall be a fine of not more than one hundred dollars (\$100.00) or imprisonment of not more than five (5) days, or both, at the discretion of the court.

Section 2: Codification. It is the intention of the Town Council that the provisions of this Ordinance shall become and be made a part of the Charter of the Town, and that the Sections of this ordinance may be renumbered, re-lettered and the word "Ordinance" may be changed to "Section," "Article," or such other word or phrase in order to accomplish such intention.

Section 3: Severability. If any word, phrase, clause, sentence or section of this Ordinance is, for any reason, held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

Section 4. Conflicts. That all Ordinances or parts of Ordinances, Resolutions, or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.

Section 5: Effective Date. This Ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING this ____ day of _____, 2015 on a motion
made by _____ and seconded by _____.

PASSED AND ADOPTED ON SECOND READING this ____ day of _____, 2015,
on a motion made by _____ and seconded by
_____.

Nelson _____
Fisikelli _____
Breitkreuz _____
Jablonski _____
McKay _____

Ayes _____
Nays _____
Absent _____
Abstaining _____

Jeff Nelson, Mayor

Attest:

Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk

Approved as to Form and Correctness:

Keith M. Poliakoff, J.D., Town Attorney

This page
intentionally left blank



Town of Southwest Ranches
13400 Griffin Road
Southwest Ranches, FL 33330-2628

(954) 434-0008 Town Hall
(954) 434-1490 Fax

Town Council
Jeff Nelson, Mayor
Freddy Fisikelli, Vice Mayor
Steve Breitkreuz, Council Member
Gary Jablonski, Council Member
Doug McKay, Council Member

Andrew D. Berns, Town Administrator
Keith M. Poliakoff, JD, Town Attorney
Russell Muñiz, Assistant Town Administrator
Martin D. Sherwood, CPA, CGMA, CGFO, Town Financial Administrator

COUNCIL MEMORANDUM

TO: Honorable Mayor Nelson and Town Council

THRU: Andrew D. Berns, Town Administrator

FROM: Sandy Luongo, General Services Manager

DATE: August 13, 2015

SUBJECT: Fire Protection Water Well Installation & Repairs

Recommendation

To authorize the issuance of a purchase order for A.C. Shultes, Inc., D.B.A. Jaffer Well Drilling, for the installation, testing and repair in the amount of \$38,013 of the Town's fire protection water wells in accordance with the Town's procurement policy.

Strategic Priorities

This item supports the following strategic priority as identified in the Town's adopted strategic plan.

- Reliable Public Safety
- Improved Infrastructure

Background

Upon staff recommendation after performing an RFP, the Town entered into an agreement with A.C. Shultes, Inc., D.B.A. Jaffer Well Drilling via Resolution 2013-40 for the installation, testing and repairs of fire protection water wells.

The Town of Davie Fire Marshall conducts fire protection water well inspections on a bi-annual basis and sends the report to the SWR General Services Manager. It is the responsibility of the Town to ensure that the fire protection water wells are fully operational and able to service all properties within Southwest Ranches.

Fiscal Impact/Analysis

Each fire protection water well that is in need of installation or repair is summarized in Exhibit "A", part I, and prioritized, in chronological order, by the Volunteer Fire Chief and the Davie Fire Marshall to prioritize the most critical installations and/or repairs first.

The costs in the proposals, Exhibit "B", are the maximum amount that can be expended. This is submitted by the vendor to ensure that all potential costs are covered as it is unknown how much damage there is until the technicians begin excavating the well site. Historically, when the repair has been completed, the actual repair expense has been significantly lower than the proposals. This data is also disclosed in Exhibit "A", part II.

Although it is probable that forecasting the total cost to be \$49,000 (+/-), prioritizing the repairs also allows the Town to expend the remaining available FY 2015 budget funds \$38,013 (Exhibit "A", part III) for the most critical repairs. If all the water wells listed on Exhibit "A", part I cannot be repaired with FY 2015 budgeted funds, the remaining water wells will be repaired with FY 2016 budgeted funds.

Funds will be allocated from the following FY 2015 budgeted funds:

- 001/3100/522/49100 - \$19,063.00
 - 001/3100/522/63120 - \$18,950.00
- Total - \$38,013.00**

Staff Contact:

Sandy Luongo, General Services Manager
Martin Sherwood, Town Financial Administrator

RESOLUTION NO. 2015-

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER TO A.C. SHULTES INC., D.B.A. JAFFER WELL DRILLING, FOR \$38,013 FOR THE INSTALLATION, TESTING AND REPAIR OF FIRE PROTECTION WATER WELLS; AUTHORIZING THE TOWN ADMINISTRATOR TO EXECUTE THE FIRE WELL REPAIR PROPOSALS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town contracts for the provision of fire protection service with the Town of Davie; and

WHEREAS, the Town owns and maintains fire protection water wells; and

WHEREAS, on May 9th, 2013 the Town entered into an agreement with A.C. Shultes Inc., D.B.A Jaffer Well Drilling via Resolution 2013-40, for the installation, testing and repair of the Town's fire protection water wells; and

WHEREAS, the Town received the second bi-annual fire protection water well inspection report from the Town of Davie's Fire Marshall in June 2015; and

WHEREAS, the most critical fire well installation and repairs will be completed with the Town's remaining fiscal year 2015 budget of \$38,013; and

WHEREAS, the remaining fire well repairs will be completed within the fiscal year 2016 budget and Town Council authorization will be sought at that time.

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 hereby authorizes the issuance of a purchase order for A.C Shultes, Inc., D.B.A. Jaffer Well Drilling for the installation testing and repair of the Town's fire protection water wells not to exceed the amount of \$38,013 that are included hereto in Exhibit "A".

Section 3. The Town Council authorizes the Town Administrator to execute the Fire Well Repair Proposals that are included hereto as Exhibit "B".

Section 4. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest

Ranches, Florida, this ____ day of _____, 2015, on a motion by _____ and
seconded by _____.

Nelson ____
Fisikelli ____
Breitkreuz ____
Jablonski ____
McKay ____

Ayes ____
Nays ____
Absent ____

Jeff Nelson, Mayor

ATTEST:

Russell Muñoz, Assistant Town Administrator/Town Clerk

Approved as to Form and Correctness:

Keith Poliakoff, J.D., Town Attorney

112563923.1

EXHIBIT A

I SWR Fire Well Repair List 6/2015 (In Order of Priority)					
No.	Address	Major Repair Required	Estimated Maximum Cost Per Vendor (Exhibit B)	Percent Allocation	Probable (+/-)
1	61 Court & 160 Ave	New Well	\$14,000.00	100%	\$14,000.00
2	5700 Southwest 192 Terrace	Dry well unable to prime	\$9,143.50	44%	\$3,983.00
3	5100 Southwest 190 Avenue	Dry well unable to prime	\$9,143.50	44%	\$3,983.00
4	5110 Southwest 173 Way	Debris infiltration within flow - excessive sand	\$9,143.50	44%	\$3,983.00
5	5000 Southwest 190 Avenue	Dry well unable to prime -	\$9,143.50	44%	\$3,983.00
6	5300 Southwest 190 Avenue	Dry well unable to prime	\$9,143.50	44%	\$3,983.00
7	5171 Holatee Trail	Rust throughout well	\$9,143.50	44%	\$3,983.00
8	13401 Southwest 56 Street	Dry well - unable to prime	\$9,143.50	44%	\$3,983.00
9	18300 Stirling Road	Debris infiltration within flow - excessive sand	\$9,143.50	44%	\$3,983.00
10	7020 Melaleuca Road	Above ground pipe completely missing. A small lip around a hole in ground with water showing is all that remains.	\$9,143.50	44%	\$3,983.00
Total			\$96,291.50		\$49,847.00

II Historical SWR Well Repair Costs 2013 - 2015					
Date	Location	Number of Wells	Estimated Costs	Actual Cost	
9/30/2013	(various locations)	7	\$35,000.00	\$26,985.00	
3/14/2014	6250 SW 136 Ave	1	\$8,963.50	\$3,193.50	
8/21/2014	6601 SW 62 Manor and 6410 SW 185 Way	2	\$10,203.50	\$7,334.25	
11/12/2014	14901 Foxheath	1	\$8,963.50	\$3,013.50	
6/22/2015	6250 SW 135 Ave	1	\$8,963.50	\$2,923.50	
		12	\$72,094.00	\$43,449.75	
Average Cost + 10% contingency =				\$3,983.00	

III Available FY 2015 Budget Funds		
Balance as of 7/24/15	001/3100/522/49100	\$19,063.00
	001/3100/522/63120	\$18,950.00
Total		\$38,013.00

This page
intentionally left blank



Exhibit B	No. 1
--------------	----------

Jaffer Well Drilling, a Division
of A.C. Schultes of Florida, Inc.
1451 SE 9th Court
Hialeah, FL 33010
Dade: 305/576-7363
Broward: 954/523-6669

www.jafferwells.com

PROPOSAL

Attn: SANDY LUONGO		Fax:	
Proposal Submitted To		Phone:	Date
TOWN OF SOUTHWEST RANCHES		954-343-7476	6/30/2015
Street		Job Name	
13400 GRIFFIN ROAD		SOUTHWEST RANCHES	
City, State and Zip Code		Job Location	
SOUTHWEST RANCHES, FL. 33019		SW 61ST COURT & SW 160TH AVE.	
Architect	Date of Plans	City	
		SOUTHWEST RANCHES	sluongo@southwestranches.org
<p>We hereby submit specifications and estimates for:</p> <p>INSTALLATION OF ONE (1) FIRE WELL IN ACCORDANCE WITH MIAMI DADE FIRE RESCUE "MDFR" AND SOUTH FLORIDA WATER MANAGEMENT DISTRICT AS FOLLOWS:</p> <p>ONE (1)- 8" DIAMETER FIRE WELL @ \$14,000.00 (EA)</p> <p>TOTAL ESTIMATED PRICE.....\$14,000.00</p> <p>PRICE INCLUDES (1) ALL WELL CONSTRUCTION PERMIT FEES (AS MAY BE REQUIRED) (2) SPECIFIC CAPACITY DRAWDOWN TEST EACH WELL (3) FLOW TESTS (4) CONTAINMENT OF DEVELOPMENT WATER (5) TWO (2) MAN DRILLING CREW, TRUCK MOUNTED RIG, AND SUPPORT VEHICLE (6) BOLLARDS AND CONCRETE COLLAR (7) FIRE FITTINGS</p> <p>PRICE EXCLUDES: LAYOUT, SURVEY, SITE ACCESS, M.O.T., DISPOSITION OF WELL CUTTINGS, PERMANENT RESTORATION AND/OR REPAIR TO ANY LANDSCAPING, PAVEMENT, SIDEWALKS, CURBING, PAVING, AND/ OR STONE WORK, ETC., AND ANY SUBMISSIONS/ RELATED APPROVALS WITH MDFR.</p> <p>NOTES: (1) PERMIT PROCESS CAN TAKE FROM 3 TO 6 WEEKS</p>			
<p>We Propose hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:</p> <p>AS ABOVE dollars (\$ AS ABOVE)</p> <p>Payment to be made as follows:</p> <p>PAYMENT IN FULL NET 30 DAYS</p> <p>INTEREST ACCRUES @ 1 1/2% MONTHLY ON UNPAID BALANCE</p> <p>All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance</p> <p>Authorized Signature <u>Chuck DeLisi</u></p> <p>Note: This proposal may be withdrawn by us if not approved within <u>TEN</u> days.</p>			
<p>Acceptance of Proposal - The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorize Signature: _____</p> <p>to do work as specified. Payment will be made as outlined above.</p> <p>Date of Acceptance: _____ Signature: _____</p>			

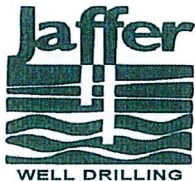


Exhibit
B

No.
2 & 3

Jaffer Well Drilling, a Division
of A.C. Schultes of Florida, Inc.
1451 SE 9th Court
Hialeah, FL 33010
Dade: 305/576-7363
Broward: 954/523-6669

www.jafferwells.com

Proposal

Attn: SANDY LUONGO		Fax:	
Proposal Submitted To TOWN OF SOUTHWEST RANCHES		Phone: 954-343-7476	Date 6/30/2015
Street 13400 GRIFFIN ROAD		Job Name SOUTHWEST RANCHES	
City, State and Zip Code SOUTHWEST RANCHES, FL. 33019		Job Location 5700 SW 192 TERRACE & 5100 SW 190 AVENUE	
Architect	Date of Plans	City SOUTHWEST RANCHES	sluongo@southwestranches.org

We hereby submit specifications and estimates for:

FOR LOCATIONS: 5700 SW 192 TERRACE & 5100 SW 190 AVENUE

1. REMOVE 90 DEGREE ELBOW, SOUND DEPTH OF WELL, AND SUBMIT REPORT @ \$100 (EA)..... \$200.00
2. IF POSSIBLE, RUN A WELL TEST @ \$700 (EA).....\$1400.00
3. IF RECOMMENDED & APPROVED, PERFORM A SELF- CONTAINED AIRLIFT REDEVELOPMENT IN AN ATTEMPT TO RESTORE ORIGINAL CAPACITY @ \$5600 (EA).....\$11,200.00
4. MECHANICAL REPAIRS @ THE BID HOURLY RATE OF \$90 PER HOUR PLUS THE COST OF ANY BID MATERIAL, PLUS THE ADDITIONAL COST OF ANY NON- BID MATERIAL PLUS 15%. **ANTICIPATED REPAIRS AS FOLLOWS:**
 - a. MECHANICAL REPAIR, ESTIMATED 16 HOURS @ \$90 PER HOUR.....\$1440.00
 - b. REDUCER ELBOW @ \$550.00 (EA).....\$1100.00
 - c. ADAPTER BRASS @ \$400.00 (EA).....\$800.00
 - d. NIPPLE WITH HOSE THREAD @ \$80.00(EA).....\$160.00
 - e. STEAMER NOZZLE CAP @ \$120.00 (EA).....\$240.00
 - f. CONSTRUCT BOLLARDS, FOUR (4) @ \$210.00 EACH.....\$840.00
 - g. CONSTRUCT CONCRETE COLLAR @ \$350.00 (EA).....\$700.00
 - h. 12" STEEL PIPE @ \$15 PER FOOT X 15%.....\$207.00

Total	\$ 18,287.00
Total Ea.	\$ 9,143.50

PRICE INCLUDES: 1. DISPOSITION OF WELL CUTTINGS

- BY OTHERS:**
- (1) SITE ACCESS
 - (2) LANDSCAPE AND CONCRETE AND PAVER RESTORATION, IF NECESSARY
 - (3) SANDBLASTING AND PAINTING

A

We Propose hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

AS ABOVE

dollars (\$ AS ABOVE).

Payment to be made as follows:

ON REQUISITION

INTEREST ACCRUES @ 1 1/2% MONTHLY ON UNPAID BALANCE

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance

Authorized
Signature

Chuck DeLisi

Note: This proposal may be
withdrawn by us if not approved within TEN days.

Acceptance of Proposal

The above prices, specifications
and conditions are satisfactory and are hereby accepted. You are authorize Signature: _____
to do work as specified. Payment will be made as outlined above.

Date of Acceptance: _____ Signature: _____

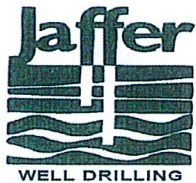


Exhibit
B

No.
4 & 9

Jaffer Well Drilling, a Division
of A.C. Schultes of Florida, Inc.
1451 SE 9th Court
Hialeah, FL 33010
Dade: 305/576-7363
Broward: 954/523-6669

www.jafferwells.com

Proposal

Attn: SANDY LUONGO		Fax:	
Proposal Submitted To		Phone:	Date
TOWN OF SOUTHWEST RANCHES		954-343-7476	6/30/2015
Street		Job Name	
13400 GRIFFIN ROAD		SOUTHWEST RANCHES	
City, State and Zip Code		Job Location	
SOUTHWEST RANCHES, FL. 33019		5110 SW 173 WAY & 18300 STIRLING ROAD	
Architect	Date of Plans	City	
		SOUTHWEST RANCHES	sluongo@southwestranches.org

We hereby submit specifications and estimates for:

FOR LOCATIONS: 5110 SW 173 WAY & 18300 STIRLING ROAD

1. REMOVE 90 DEGREE ELBOW, SOUND DEPTH OF WELL, AND SUBMIT REPORT @ \$100 (EA)..... \$200.00
2. IF POSSIBLE, RUN A WELL TEST @ \$700 (EA).....\$1400.00
3. IF RECOMMENDED & APPROVED, PERFORM A SELF- CONTAINED AIRLIFT REDEVELOPMENT IN AN ATTEMPT TO RESTORE ORIGINAL CAPACITY @ \$5600 (EA).....\$11,200.00
4. MECHANICAL REPAIRS @ THE BID HOURLY RATE OF \$90 PER HOUR PLUS THE COST OF ANY BID MATERIAL, PLUS THE ADDITIONAL COST OF ANY NON- BID MATERIAL PLUS 15%. **ANTICIPATED REPAIRS AS FOLLOWS:**
 - a. MECHANICAL REPAIR, ESTIMATED 16 HOURS @ \$90 PER HOUR.....\$1440.00
 - b. REDUCER ELBOW @ \$550.00 (EA).....\$1100.00
 - c. ADAPTER BRASS @ \$400.00 (EA).....\$800.00
 - d. NIPPLE WITH HOSE THREAD @ \$80.00(EA).....\$160.00
 - e. STEAMER NOZZLE CAP @ \$120.00 (EA).....\$240.00
 - f. CONSTRUCT BOLLARDS, FOUR (4) @ \$210.00 EACH.....\$840.00
 - g. CONSTRUCT CONCRETE COLLAR @ \$350.00 (EA).....\$ 700.00
 - h. 12" STEEL PIPE @ \$15 PER FOOT X 15%.....\$207.00

Total	\$ 18,287.00
/ 2	\$ 9,143.50

PRICE INCLUDES: 1. DISPOSITION OF WELL CUTTINGS

BY OTHERS: (1) SITE ACCESS
(2) LANDSCAPE AND CONCRETE AND PAVER RESTORATION, IF NECESSARY
(3) SANDBLASTING AND PAINTING

A

We Propose hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

AS ABOVE

dollars (\$ AS ABOVE).

Payment to be made as follows:

ON REQUISITION

INTEREST ACCRUES @ 1 1/2% MONTHLY ON UNPAID BALANCE

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance

Authorized
Signature

Chuck DeLisi

Note: This proposal may be
withdrawn by us if not approved within TEN days.

Acceptance of Proposal

The above prices, specifications
and conditions are satisfactory and are hereby accepted. You are authorize Signature: _____
to do work as specified. Payment will be made as outlined above.

Date of Acceptance: _____ Signature: _____

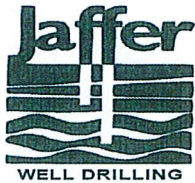


Exhibit B	No. 5, 6 & 8
--------------	-----------------

Jaffer Well Drilling, a Division
of A.C. Schultes of Florida, Inc.
1451 SE 9th Court
Hialeah, FL 33010
Date: 305/576-7363
Broward: 954/523-6669

www.jafferwells.com

Proposal

Attn: SANDY LUONGO		Fax:	
Proposal Submitted To TOWN OF SOUTHWEST RANCHES		Phone: 954-343-7476	Date 6/30/2015
Street 13400 GRIFFIN ROAD		Job Name SOUTHWEST RANCHES	
City, State and Zip Code SOUTHWEST RANCHES, FL. 33019		Job Location 5000 SW 190 AVE & 5300 SW 190 AVE & 13401 SW 56 CT.	
Architect	Date of Plans	City SOUTHWEST RANCHES	sluongo@southwestranches.org

We hereby submit specifications and estimates for:

FOR LOCATIONS: 5000 SW 190 AVE. & 5300 SW 190 AVE. & 13401 SW 56 COURT

1. REMOVE 90 DEGREE ELBOW, SOUND DEPTH OF WELL, AND SUBMIT REPORT @ \$100 (EA)..... \$300.00
2. IF POSSIBLE, RUN A WELL TEST @ \$700 (EA).....\$2100.00
3. IF RECOMMENDED & APPROVED, PERFORM A SELF- CONTAINED AIRLIFT REDEVELOPMENT IN AN ATTEMPT TO RESTORE ORIGINAL CAPACITY @ \$5600 (EA).....\$16,800.00
4. MECHANICAL REPAIRS @ THE BID HOURLY RATE OF \$90 PER HOUR PLUS THE COST OF ANY BID MATERIAL, PLUS THE ADDITIONAL COST OF ANY NON- BID MATERIAL PLUS 15%. **ANTICIPATED REPAIRS AS FOLLOWS:**
 - a. MECHANICAL REPAIR, ESTIMATED 24 HOURS @ \$90 PER HOUR.....\$2160.00
 - b. REDUCER ELBOW @ \$550.00 (EA).....\$1650.00
 - c. ADAPTER BRASS @ \$400.00 (EA).....\$1200.00
 - d. NIPPLE WITH HOSE THREAD @ \$80.00(EA).....\$240.00
 - e. STEAMER NOZZLE CAP @ \$120.00 (EA).....\$360.00
 - f. CONSTRUCT BOLLARDS, SIX (6) @ \$210.00 EACH.....\$1260.00
 - g. CONSTRUCT CONCRETE COLLAR @ \$350.00 (EA).....\$1050.00
 - h. 18' STEEL PIPE @ \$15 PER FOOT X 15%.....\$310.50

Total	27430.5
/3=	9143.5

PRICE INCLUDES: 1. DISPOSITION OF WELL CUTTINGS

BY OTHERS: (1) SITE ACCESS
(2) LANDSCAPE AND CONCRETE AND PAVER RESTORATION, IF NECESSARY
(3) SANDBLASTING AND PAINTING

~~We~~ **Propose** hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

AS ABOVE

dollars (\$ AS ABOVE).

Payment to be made as follows:

ON REQUISITION

INTEREST ACCRUES @ 1 1/2% MONTHLY ON UNPAID BALANCE

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance

Authorized
Signature

Chuck DeLisi

Note: This proposal may be
withdrawn by us if not approved within TEN days.

Acceptance of Proposal The above prices, specifications
and conditions are satisfactory and are hereby accepted. You are authorize Signature: _____
to do work as specified. Payment will be made as outlined above.
Date of Acceptance: _____ Signature: _____



Exhibit B	No. 7
----------------------	------------------

Jaffer Well Drilling, a Division
of A.C. Schultes of Florida, Inc.
1451 SE 9th Court
Hialeah, FL 33010
Dade: 305/576-7363
Broward: 954/523-6669

www.jafferwells.com

Proposal

Attn: SANDY LUONGO		Fax:	
Proposal Submitted To TOWN OF SOUTHWEST RANCHES		Phone: 954-343-7476	Date 6/30/2015
Street 13400 GRIFFIN ROAD		Job Name SOUTHWEST RANCHES	
City, State and Zip Code SOUTHWEST RANCHES, FL. 33019		Job Location 5171 HOLATEE TRAIL	
Architect	Date of Plans	City SOUTHWEST RANCHES	sluongo@southwestranches.org

We hereby submit specifications and estimates for:

FOR LOCATIONS: 5171 HOLATEE TRAIL

1. SOUND DEPTH OF WELL, AND SUBMIT REPORT @ \$100 (EA)..... \$100.00
2. IF POSSIBLE, RUN A WELL TEST @ \$700 (EA).....\$700.00
3. IF RECOMMENDED & APPROVED, PERFORM A SELF- CONTAINED AIRLIFT REDEVELOPMENT IN AN ATTEMPT TO RESTORE ORIGINAL CAPACITY @ \$5600 (EA).....\$5600.00
4. MECHANICAL REPAIRS @ THE BID HOURLY RATE OF \$90 PER HOUR PLUS THE COST OF ANY BID MATERIAL, PLUS THE ADDITIONAL COST OF ANY NON- BID MATERIAL PLUS 15%. **ANTICIPATED REPAIRS AS FOLLOWS:**
 - a. MECHANICAL REPAIR, ESTIMATED 8 HOURS @ \$90 PER HOUR.....\$720.00
 - b. REDUCER ELBOW @ \$550.00.....\$550.00
 - c. ADAPTER BRASS @ \$400.00.....\$400.00
 - d. NIPPLE WITH HOSE THREAD @ \$80.00.....\$80.00
 - e. STEAMER NOZZLE CAP @ \$120.00.....\$120.00
 - f. CONSTRUCT BOLLARDS, TWO (2) @ \$210.00 EACH.....\$420.00
 - g. CONSTRUCT CONCRETE COLLAR @ \$350.00.....\$350.00
 - h. 6' STEEL PIPE @ \$15 PER FOOT X 15%.....\$103.50

Total \$9,143.50

PRICE INCLUDES: 1. DISPOSITION OF WELL CUTTINGS

BY OTHERS: (1) SITE ACCESS
(2) LANDSCAPE AND CONCRETE AND PAVER RESTORATION, IF NECESSARY
(3) SANDBLASTING AND PAINTING

~~We~~ **Propose** hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

AS ABOVE

dollars (\$ AS ABOVE).

Payment to be made as follows:

ON REQUISITION

INTEREST ACCRUES @ 1 1/2% MONTHLY ON UNPAID BALANCE

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance

Authorized
Signature

Chuck DeLisi

Note: This proposal may be
withdrawn by us if not approved within TEN days.

Acceptance of Proposal

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorize Signature: _____
to do work as specified. Payment will be made as outlined above.
Date of Acceptance: _____ Signature: _____

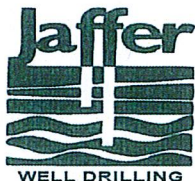


Exhibit B	No. 10
--------------	-----------

Jaffer Well Drilling, a Division
of A.C. Schultes of Florida, Inc.
1451 SE 9th Court
Hialeah, FL 33010
Dade: 305/576-7363
Broward: 954/523-6669

www.jafferwells.com

Proposal

Attn: SANDY LUONGO		Fax:	
Proposal Submitted To TOWN OF SOUTHWEST RANCHES		Phone: 954-343-7476	Date 6/30/2015
Street 13400 GRIFFIN ROAD		Job Name SOUTHWEST RANCHES	
City, State and Zip Code SOUTHWEST RANCHES, FL. 33019		Job Location 7020 MELALEUCA ROAD	
Architect	Date of Plans	City SOUTHWEST RANCHES	sluongo@southwestranches.org

We hereby submit specifications and estimates for:

FOR LOCATIONS: 7020 MELALEUCA ROAD

1. SOUND DEPTH OF WELL, AND SUBMIT REPORT @ \$100 (EA)..... \$100.00
2. IF POSSIBLE, RUN A WELL TEST @ \$700 (EA).....\$700.00
3. IF RECOMMENDED & APPROVED, PERFORM A SELF- CONTAINED AIRLIFT REDEVELOPMENT IN AN ATTEMPT TO RESTORE ORIGINAL CAPACITY @ \$5600 (EA).....\$5600.00
4. MECHANICAL REPAIRS @ THE BID HOURLY RATE OF \$90 PER HOUR PLUS THE COST OF ANY BID MATERIAL, PLUS THE ADDITIONAL COST OF ANY NON- BID MATERIAL PLUS 15%. **ANTICIPATED REPAIRS AS FOLLOWS:**
 - a. MECHANICAL REPAIR, ESTIMATED 8 HOURS @ \$90 PER HOUR.....\$720.00
 - b. REDUCER ELBOW @ \$550.00.....\$550.00
 - c. ADAPTER BRASS @ \$400.00.....\$400.00
 - d. NIPPLE WITH HOSE THREAD @ \$80.00.....\$80.00
 - e. STEAMER NOZZLE CAP @ \$120.00.....\$120.00
 - f. CONSTRUCT BOLLARDS, TWO (2) @ \$210.00 EACH.....\$420.00
 - g. CONSTRUCT CONCRETE COLLAR @ \$350.00.....\$350.00
 - h. 6' STEEL PIPE @ \$15 PER FOOT X 15%.....\$103.50

Total 9143.5

PRICE INCLUDES: 1. DISPOSITION OF WELL CUTTINGS

BY OTHERS: (1) SITE ACCESS
(2) LANDSCAPE AND CONCRETE AND PAVER RESTORATION, IF NECESSARY
(3) SANDBLASTING AND PAINTING

A

We Propose hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

AS ABOVE

dollars (\$ AS ABOVE).

Payment to be made as follows:

ON REQUISITION

INTEREST ACCRUES @ 1 1/2% MONTHLY ON UNPAID BALANCE

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance

Authorized
Signature

Chuck DeLisi

Note: This proposal may be
withdrawn by us if not approved within TEN days.

Acceptance of Proposal The above prices, specifications
and conditions are satisfactory and are hereby accepted. You are authorize Signature: _____
to do work as specified. Payment will be made as outlined above.
Date of Acceptance: _____ Signature: _____



Town of Southwest Ranches
13400 Griffin Road
Southwest Ranches, FL 33330-2628

(954) 434-0008 Town Hall
(954) 434-1490 Fax

Town Council
Jeff Nelson, Mayor
Freddy Fisikelli, Vice Mayor
Steve Breitkreuz, Council Member
Gary Jablonski, Council Member
Doug McKay, Council Member

Andrew D. Berns, Town Administrator
Keith M. Poliakoff, JD, Town Attorney
Russell Muñiz, Assistant Town Administrator/Town Clerk
Martin D. Sherwood, CPA, CGMA, CGFO, Town Financial Administrator

COUNCIL MEMORANDUM

TO: Honorable Mayor Nelson and Town Council

VIA: Andrew D. Berns, Town Administrator

FROM: Russell Muñiz Assistant Town Administrator/Town Clerk

DATE: August 13, 2015

SUBJECT: Resolution Opposing Oil Drilling Exploration in the Everglades

Recommendation

Council consideration of approval for the attached resolution which opposes oil exploration in the Everglades

Strategic Priorities

- A. Sound Governance
- D. Improved Infrastructure

Background

Kanter Real Estate, LLC has submitted a permit application to the Florida Department of Environmental Protection seeking exploratory oil drilling rights in the Everglades approximately six miles west of the City of Miramar's westernmost border. If granted, the drilling may affect the Biscayne Aquifer which provides the water supply for Southwest Ranches residents and many residents throughout Broward County.

Fiscal Impact/Analysis

None.

Staff Contact:

Russell Muñiz, Assistant Town Administrator/Town Clerk

This page
intentionally left blank

RESOLUTION NO. 2015 -

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA OPPOSING THE OIL DRILLING PERMIT APPLICATION SUBMITTED BY KANTER REAL ESTATE LLC, A FLORIDA FOR PROFIT LIMITED LIABILITY CORPORATION, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SEEKING OIL DRILLING RIGHTS ON PROPERTY LOCATED IN THE FLORIDA EVERGLADES, APPROXIMATELY SIX MILES WEST OF THE CITY OF MIRAMAR'S WESTERNMOST BOUNDARIES, AND SUPPORTING EFFORTS OPPOSING EXTREME WELL STIMULATION, HYDRAULIC FRACTURING, ACID FRACTURING, AND ANY FORM OF EXTREME WELL STIMULATION FOR PURPOSES OF RESOURCE EXTRACTION IN THE FLORIDA EVERGLADES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town recently learned that Kanter Real Estate LLC, a Florida for profit limited liability corporation ("Kanter"), has submitted an application for an oil drilling permit to the Florida Department of Environmental Protection seeking authorization to conduct exploratory oil well drilling operations on property owned by Kanter located approximately six miles west of the City of Miramar's westernmost boundary in the Florida Everglades; and

WHEREAS, if granted, the oil drilling is anticipated to exceed 11,000 feet in depth, well below the area known as the Biscayne Aquifer, which provides the water supply for Southwest Ranches residents and many residents of Broward County; and

WHEREAS, the Town, along with many local agencies, have expressed substantial concerns about the potential harmful effects of the proposed drilling, including potential adverse environmental impacts such as the degradation and possible contamination of the Biscayne Aquifer, the substantial impact that such drilling operations will have on the Florida Everglades fragile ecosystem comprised of water supplies, plant and vegetation, as well as the possible harm and injury to wildlife; and

WHEREAS, extreme well stimulation such as hydraulic and acid fracturing (also known as "fracking") is the process of pumping a complex mix of fluids and chemicals, including large volumes of water, under very high pressure into or below the surface of the ground to create fractures in oil – or gas-bearing geologic formations for the purpose of producing or recovering oil or gas; and

WHEREAS, many of the chemical constituents injected during fracturing have documented adverse effects on human health and the environment; and

WHEREAS, there have been more than 1,000 documented cases of water contamination near fracking sites; and

WHEREAS, use of these well stimulation fracturing mixes exposes adjacent land and surface waters to the risk of contamination through open pit storage, truck transport on roadways, and activities during well development such as the exploratory well sought by Kanter; and

WHEREAS, Florida's water supplies and resources are better protected through the prevention of contamination and environmental degradation from the outset, rather than the cleanup of contamination and restoration of degraded environments after the fact; and

WHEREAS, the Town Council deems it to be in the best interest of the residents and citizens of the Town of Southwest Ranches to present its vehement opposition to the Kanter oil drilling permit application and resultant operations, since the Town of Southwest Ranches is in close proximity to the location of the proposed drilling and will likely suffer substantial adverse impacts associated with the exploratory oil drilling sought by Kanter.

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

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

Section 2: Opposition. That the Town Council hereby publicly expresses its vehement opposition to the exploratory oil drilling operations sought by Kanter Real Estate, LLC in the area approximately six miles west of the City of Miramar's westernmost municipal boundary and urges Broward County and all municipalities in Broward County to consider similar legislation opposing the efforts of Kanter.

Section 3: Opposition. The Town Council hereby opposes extreme well stimulation, hydraulic fracturing, acid fracturing, and any form of extreme well stimulation for purposes of resource extraction in the Florida Everglades.

Section 4: Distribution. The Town Clerk is directed to send a copy of this Resolution to Broward County and all cities within Broward County.

Section 5: Effective Date. This Resolution shall take effect upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches,
Florida, this ____ day of _____, 2015, on a motion by _____ and seconded
by _____.

Nelson _____
Fisikelli _____
Breitkreuz _____
Jablonski _____
McKay _____

Ayes _____
Nays _____
Absent _____
Abstaining _____

Jeff Nelson, Mayor

Attest:

Russell Muniz, Assistant Town Administrator/Town Clerk

Approved as to Form and Correctness:

112579131.1

This page
intentionally left blank

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

July 9, 2015

13400 Griffin Road

Present:

Mayor Jeff Nelson

Vice Mayor Freddy Fisikelli

Council Member Steve Breitkreuz

Council Member Gary Jablonski

Council Member Doug McKay

Keith Poliakoff, Town Attorney

Martin Sherwood, Town Financial Administrator

Russell Muñoz, Assistant Town Administrator

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 Vice Mayor Fisikelli at 7:04 PM. Mayor Nelson participated via telephone. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

Vice Mayor Fisikelli asked for a moment of silence in remembrance of Claudia Cayne who passed away when her vehicle submerged in the C-11 canal.

3. Presentation – Legislative Update – Rep. Evan Jenne

Representative Evan Jenne provided an update on the recent legislative session in Tallahassee.

4. Presentation -Mission United - Stella Tokar

This item was rescheduled for August 27, 2015.

5. Presentation - #BrowardNext – Barbara Blake Boy, Executive Director, Broward County Planning Council

Barbara Blake Boy and Henry Sniezek representing the Broward County Planning Council displayed a PowerPoint presentation regarding the County's effort to perform an update to the County's Comprehensive Plan.

Gary Cayne, and Sloane Cayne - gave an impassioned plea asking for the Town to do whatever can be done to install guardrails or wires along Griffin Road to prevent another tragedy.

6. Public Comment – The following members of the public addressed the Town Council: Debbie Green, John Eastman, Mary Gay Chaples, Don Maines, Mike Hanley, and Vince Falletta.

7. Board Reports

Newell Hollingsworth, Chair of the Comprehensive Planning Advisory Board spoke about the progress that the Board has made regarding the prototype barn. He was critical of the Town Attorney's progress on drafting the requisite legal documents.

8. Council Member Comments

Council Member Breitkreuz spoke about the impact Claudia Cayne had on the Town in general and on Country Estates specifically. He, and the rest of Council, asked that a resolution be created that formally urges the County to install guardrails along Griffin Road. He spoke of other efforts he was working on to mitigate the safety concerns, such as installing jersey barriers behind the safety reflectors. Council Member Jablonski asked that Administration earmark the proceeds from the Resource Recovery Board (RRB) liquidation towards these safety improvements on Griffin Road. Council Member Breitkreuz also spoke of communication he has had with Luis Velez of Broward County Roads and Bridges department regarding the need for guardrails. In response to public comments, he felt that statistics needed to be garnered from Broward County concerning the number of traffic accidents that have occurred between I-75 and Dykes Road since the interstate westbound exit was reworked. He thanked Council Member McKay and Vice Mayor Fisikelli for their efforts on getting the I-75 Park and Ride project cancelled with the MPO. He also spoke about the speed bumps on 199th, 202nd and 205th Avenues and questioned whether they were still needed since the gates on those avenues eliminated excess traffic. He requested that a survey be conducted to solicit the input of the residents in those neighborhoods to ascertain whether or not the speed humps be removed prior to the repaving associated with the TSDOR project. He sought clarification on how the cost allocation (25/75) split between the Town and the HOA is determined for the Neighborhood Safety Grant. Council direction was Option A on his sheet which depicted a maximum \$40,000 grant, with a 25% match of the grant by the HOA.

Council Member McKay spoke about the Metropolitan Planning Organization (MPO) meeting which occurred earlier in the day. He indicated that the project was removed from the MPO's plan, and advised that Pembroke Pines had expressed interest in relocating the project to their city. He thanked Vice Mayor Fisikelli, Davie Councilmember Bryan Caletka, and the Town of Davie for their efforts.

Council Member Jablonski wished Town Administrator Berns a speedy recovery and thanked Assistant Town Administrator Muñiz for his efforts during Mr. Bern's absence. He expressed his condolences to the family of Claudia Cayne. He reiterated his suggestion about the proceeds from the RRB towards safety improvements along Griffin Road and asked that Town Council consider this suggestion. Council Member McKay wanted to clarify that the suggestion was for areas west of Bonaventura Boulevard. Council Member Jablsonki indicated in the affirmative. Council Member Breitkreuz clarified that his suggestion was to place guardrails or jersey barriers behind the reflectors at the end of each street. He also felt that the newsletter should be used several times a year to communicate information concerning the impact of fireworks on animals.

Mayor Nelson spoke of the need to address the safety concerns with Griffin Road. He indicated that there would be multiple agencies that would need to be included to find a resolution to this issue, including the South Florida Water Management District, FDOT, and the State Legislature. He felt that street lighting was also a concern, and felt that enhanced lighting along the western portions of Griffin Road was needed. He congratulated Council Member McKay and Vice Mayor Fisikelli on the success on cancelling the Park & Ride project. He asked Council to consider a plan to renovate the facilities used by Davie Fire and the Volunteer Fire Rescue Department.

Vice Mayor Fisikelli offered to hand deliver the approved resolution to the South Florida Water Management District.

9. Legal Comments

Town Attorney Poliakoff spoke about a conversation he had with Representative Katie Edwards in the aftermath of the tragic accident that claimed the life of Claudia Cayne. He indicated that Representative Edwards offered to assist in trying to bring funding to the County so that guardrails could be placed along Griffin Road to avoid future tragedies.

10. Administration Comments

Assistant Town Administrator Muñiz advised that Town Administrator Berns extended his regrets that he could not be in attendance as he was still ill. Assistant Town Administrator Muñiz advised that he had been in contact with Mr. Cayne to extend the Town's deepest sympathies on his loss, and Mr. Cayne indicated his willingness to assist the Town in petitioning Broward County or any other agencies to secure the funding and authorization necessary to install the guardrails along Griffin Road to avoid any future tragedies. He advised that the Town was expecting to receive the Town's portion of proceeds from the liquidation of the Resource Recovery Board (RRB) assets in the next day or so. Responding to public comments regarding a lack of speed limit signs he offered to place the Town message boards in the western portion of Griffin Road to increase awareness. He thanked staff for their efforts while Town Administrator Berns was out of the office.

Council Member McKay asked Town Attorney Poliakoff if there was any way to kick start the request for guardrails and get this item on the County's agenda. Town Attorney Poliakoff believed that the best course of action was to pressure FDOT for funding as the County's biggest obstacle would be obtaining the funding required.

Council Member Breitzkreuz reminded everyone that the Household Hazardous Waste and Shred A Thon event was scheduled for this Saturday July 11th from 8:00 a.m. to Noon at Rolling Oaks Barn.

11. Resolution – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AMENDING RESOLUTION NO. 2001-3, AND THE ASSOCIATED CONTRACT, TO PROPERLY REFLECT THE TOWN'S SPECIAL MAGISTRATE'S LEGAL NAME AS EUGENE M. STEINFELD, P.A.; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR 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.

- 12. Resolution** – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING AN AGREEMENT WITH THE SOUTHEASTERN ENGINEERING CONTRACTORS TO COMPLETE CERTAIN SOUTHWEST RANCHES DRAINAGE IMPROVEMENT SPECIFICALLY OUTLINED IN IFB NO 15-003, RELATING TO SW 195TH TERRACE, SW 210TH TERRACE, SW 50TH PLACE, DYKES ROAD, HANCOCK ROAD, AND MUSTANG TRAIL, FOR AN AMOUNT NOT TO EXCEED \$286,269.90; 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 Breitkreuz 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.

13. Approval of Minutes

a. June 11, 2015, Regular Town Council Meeting

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 MINUTES.

14. Adjournment – Meeting was adjourned at 9:15 p.m.

Respectfully submitted:

Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk

*Adopted by the Town Council on
this 13th day of August, 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.