

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

December 11, 2014

13400 Griffin Road

Present:

Mayor Jeff Nelson

Vice Mayor Freddy Fisikelli

Council Member Steve Breitzkreuz

Council Member Gary Jablonski

Council Member Doug McKay

Andrew Berns, Town Administrator

Martin Sherwood, Town Financial Administrator

Russell Muñiz, Town Clerk

Jim Brady, Deputy 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 7:27 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

3. Proclamation – Arbor Day in the Town of Southwest Ranches

Mayor Nelson read the proclamation which was presented to December Lauretano-Haines, Parks, Recreation, and Open Space Coordinator.

4. Waiver of Plat – Consideration of Waiver of Plat Application WP-009-14. Fernando & Daryl Portela, owners; Pulice Land Surveyors, Inc., petitioner, to subdivide a 5 acre parcel to create 2 lots of 2.55 and 2.45 acres respectively. Property generally located on the west side of James B. Pirtle Avenue (SW 127th Ave), approximately 1,000 feet north of Stirling Road, within the Rural Ranches Zoning District, which allows one dwelling unit per 2 net acres. Legally described as a portion of Tracts 59 and 60 in Section 35, Township 50 South, Range 40 East, according to the FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION No. 1, recorded in Plat Book 2, Page 17, of the Public Records of Dade County, Florida; lying within the East one-half (1/2) of the East one-half (1/2) of the North one-half (1/2) of the Southwest one-quarter (1/4) of the Southeast one-quarter (1/4) of said Section 35, less therefrom the North 257.17 feet, as measured along the East line of said Southwest one-quarter (1/4); said lands situate, lying and being in Broward County, Florida.

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

MOTION: TO APPROVE THE WAIVER SUBJECT TO STAFF RECOMMENDATIONS AND FOR COST RECOVERY.

5. Public Comment – The following members of the public addressed the Town Council: Vince Falletta, Jo Ann Hollingsworth, Jim Laskey, Ruth Wolff, Rachel Greene, and Barry Neunzig.

6. Board Reports – There were no board reports.

7. Council Member Comments

Council Member Breitzkreuz asked that the Town Attorney provide an update on the Town's effort in drafting a public safety grant. He spoke about the young rider who was thrown from her horse and killed, and asked for a moment of silence for her and her family.

Vice Mayor Fisikelli advised that he attended a meeting concerning the future of Everglades Holiday Park and advised that no improvements for Griffin Road were planned. He also objected to the rumble strips installed on Stirling Road and asked how the rest of the Council felt. Council Member McKay felt that two of the strips farthest west could be removed. Council Member Breitzkreuz opined that he would defer to whatever the wishes were of the residents in that community. Council Member Jablonski advised that a community meeting is being scheduled and asked that everyone wait until the feedback from the community is provided before a decision is rendered.

Council Member Jablonski spoke about the Town's food and toy drive to benefit military families. He reminded everyone about the Horse Show on Saturday December 13th at the Equestrian Park. Lastly, he spoke about his request to place a resolution on the agenda concerning 184th avenue and advised that it would appear on a future agenda.

Mayor Nelson advised that the discussion item concerning the annual review for the Town Administrator and Town Financial Administrator would be held during the January 22, 2015 meeting. He spoke of the tragic accident that took the life of the young rider and her horse. He expressed his condolences to the family. He wished everyone a Happy Holiday and a Happy New Year.

8. Legal Comments

Deputy Town Attorney Jim Brady thanked the Town Council for their hospitality.

9. Administration Comments

Town Administrator Berns thanked Joann Hollingsworth, December Lauretano-Haines, Sandra Luongo, and Susan Kutz for all of their efforts with the Horse Show. He spoke about some of the upcoming capital projects that are moving forward. He wished everyone a Happy Holiday and a Happy New Year.

10. Ordinance – 2nd Reading - AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, REPEALING ARTICLE 155 ENTITLED "ADMINISTRATIVE FARM CLAIM DETERMINATIONS", OF THE TOWN'S UNIFIED LAND DEVELOPMENT CODE IN ITS ENTIRETY, AND REPLACING IT WITH A NEW ARTICLE 155 ENTITLED "NON-COMMERCIAL FARM SPECIAL EXCEPTIONS"; AMENDING ARTICLE 10 "DEFINITION OF TERMS", SECTION 010-030 TO CREATE A NEW DEFINITION FOR "FARM" AND TO PROVIDE A DEFINITION FOR A "NON-COMMERCIAL FARM"; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. {Approved on First Reading – October 23, 2014} **(Tabled from November 13, 2014)**

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 ORDINANCE.

11. Ordinance – 2nd Reading - AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AMENDING THE TOWN'S UNIFIED LAND DEVELOPMENT CODE TO DISTINGUISH BETWEEN FARMS AND NONCOMMERCIAL FARMS AND APPLICABLE REGULATIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. {Approved on First Reading – October 23, 2014}
(Tabled from November 13, 2014)

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 ORDINANCE.

12. Ordinance – 1st Reading - AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AMENDING OBJECTIVES AND POLICIES WITHIN SEVERAL ELEMENTS OF THE ADOPTED TOWN OF SOUTHWEST RANCHES COMPREHENSIVE PLAN PERTAINING TO BROWARD COUNTY LAND USE PLAN ("BCLUP") CONSISTENCY REQUIREMENTS, INTERGOVERNMENTAL COORDINATION, AND LOCAL STREET CONNECTIONS; PROVIDING FOR TRANSMITTAL TO THE STATE LAND PLANNING AGENCY; PROVIDING FOR RECERTIFICATION BY THE BROWARD COUNTY PLANNING COUNCIL; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND, PROVIDING FOR AN EFFECTIVE DATE. **{Requires a Supermajority Vote – Second Reading Will Be Held At a Later Date}**

The following motion was made by Council Member McKay, seconded by Vice Mayor Fisikelli. After direction from Deputy Town Attorney Brady the motion was withdrawn.

MOTION: TO APPROVE SUBJECT TO THE LPA MOTION.

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 AMENDMENTS ONLY: AMENDING TE POLICY 1.2-e TO STATE "LOCAL STREET CONNECTIONS WITH SW 184TH AVENUE SHALL NOT BE PERMITTED PROVIDED THAT STREET CONNECTIONS FROM THE WEST MAY BE PERMITTED ONLY IF SW 184TH AVENUE WILL REMAIN A TWO LANE ROAD." AND AMENDING TE POLICY 1.2-f TO STATE "VEHICULAR ACCESS TO THE ROLLING OAKS COMMUNITY SHALL CONTINUE TO BE EXCLUSIVELY FROM GRIFFIN ROAD VIA SW 178TH AVENUE. IT SHALL BE THE POLICY OF THE TOWN TO PROHIBIT STREET CONNECTIONS THAT WOULD PROVIDE ADDITIONAL ACCESS."

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

MOTION: TO APPROVE SUBJECT TO THE AMENDMENTS.

13. Resolution - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, EXTENDING THE TERM OF THE COMPREHENSIVE PLAN ADVISORY BOARD (CPAB); RESTATING THE BOARD'S SCOPE; AUTHORIZING TOWN COUNCIL MEMBERS TO ADMINISTRATIVELY APPOINT BOARD MEMBERS; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

14. Resolution - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, EXTENDING THE TERM OF THE DRAINAGE AND INFRASTRUCTURE ADVISORY BOARD (DIAB); RESTATING THE BOARD'S PURPOSE AND OBJECTIVES; AUTHORIZING TOWN COUNCIL MEMBERS TO ADMINISTRATIVELY APPOINT BOARD MEMBERS; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

15. Resolution - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, EXTENDING THE TERM OF FIRE ADVISORY BOARD (FAB); RESTATING THE BOARD'S SCOPE; AUTHORIZING TOWN COUNCIL MEMBERS TO ADMINISTRATIVELY APPOINT BOARD MEMBERS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

16. Resolution - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, EXTENDING THE TERM OF THE RECREATION, FORESTRY, AND NATURAL RESOURCES ADVISORY BOARD (RFNRAB); RATIFYING THE BOARD'S PURPOSE AND OBJECTIVES; AUTHORIZING TOWN COUNCIL MEMBERS TO ADMINISTRATIVELY APPOINT BOARD MEMBERS; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

17. Resolution – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, EXTENDING THE TERM OF THE RURAL PUBLIC ARTS AND DESIGN ADVISORY BOARD (RPADAB); RESTATING THE BOARD'S SCOPE; AUTHORIZING TOWN COUNCIL MEMBERS TO ADMINISTRATIVELY APPOINT BOARD MEMBERS; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

18. Resolution – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, EXTENDING THE TERM OF THE SCHOOLS AND EDUCATION ADVISORY BOARD (SEAB); RESTATING THE BOARD'S SCOPE; AUTHORIZING TOWN COUNCIL MEMBERS TO ADMINISTRATIVELY APPOINT BOARD MEMBERS; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

19. Resolution – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, REPEALING RESOLUTION NO. 2007-023 CONCERNING THE TOWN'S ADVISORY COMMITTEE/BOARD POLICY; CREATING A NEW TOWN ADVISORY COMMITTEE/BOARD POLICY; AUTHORIZING THE TOWN ADMINISTRATOR TO IMPLEMENT THE NEW POLICY; 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 Breitzkreuz, Jablonski, McKay, Vice Mayor Fisikelli, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE RESOLUTION SUBJECT TO AMENDING SECTION II(g) OF EXHIBIT A TO STATE "BOARD MEMBERS SHALL BE TOWN RESIDENTS."

20. Resolution – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT TO PURCHASE LAW ENFORCEMENT EQUIPMENT; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO TRANSMIT THE APPLICATION AND ENTER INTO AGREEMENTS; 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

21. Discussion – Town Administrator/ Town Financial Administrator Annual Review
This item was deferred until January 22, 2015.

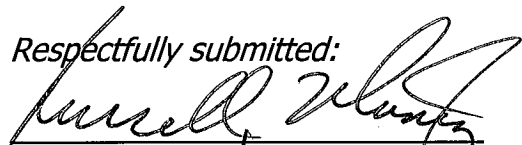
22. Approval of Minutes

- a. Minutes for October 23, 2014 – Regular Council Meeting
- b. Minutes for October 23, 2014 – Sole Purpose Meeting
- c. Minutes for November 6, 2014 – Special Meeting (SWRVFD)
- d. Minutes for November 13, 2014 – Regular Meeting

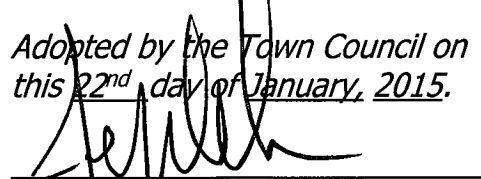
The following motion was made by Council Member Breitkreuz, seconded by Council Member Jablonski and passed by 5-0 roll call vote. The vote was as follows: Council Members Breitkreuz, Fisikelli, McKay, Vice Mayor Jablonski, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE MINUTES.

Adjournment – Meeting was adjourned at 9:02 p.m.

Respectfully submitted:


Russell Muñiz, MMC, Town Clerk

*Adopted by the Town Council on
this 22nd day of January, 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.