

**REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida**

Thursday 7:00 PM

October 13, 2016

13400 Griffin Road

Present:

Mayor Jeff Nelson

Andrew D. Berns, Town Administrator

Vice Mayor Doug McKay

Russell Muñiz, Assistant Town Administrator/Town Clerk

Council Member Steve Breitreuz

Martin D. Sherwood, Town Financial Administrator

Council Member Freddy Fisikelli

Keith Poliakoff, Town Attorney

Council Member Gary Jablonski

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 7:03 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

3. Presentation - Donation of surplus funds from Eagle Scout candidate Tylor Taparowski. Eagle Scout candidate Tylor Taparowski presented the Town with a check in the amount of \$50.

4. Proclamation - Domestic Violence Awareness Month (Women In Distress -Miriam Garcia) Mizzy Laud from was on hand to receive the proclamation and discuss the services offered by Women in Distress.

Quasi-Judicial Hearing

5. Morris Waiver of Plat

A RESOLUTION AND FINAL ORDER OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING WAIVER OF PLAT APPLICATION NO. WP-14-16 TO SUBDIVIDE APPROXIMATELY 4.76 NET ACRES OF PROPERTY INTO TWO LOTS OF 2.38 NET ACRES APIECE; GENERALLY LOCATED ON THE WEST SIDE OF APPALOOSA TRAIL, APPROXIMATELY ONE-QUARTER MILE SOUTH OF STIRLING ROAD, AND DESCRIBED AS THE NORTH ONE-HALF OF THE NORTH 324.17 FEET OF TRACTS 27 AND 28 IN SECTION 2, TOWNSHIP 51 SOUTH, RANGE 40 EAST, EVERGLADES SUGAR AND LAND COMPANY SUBDIVISION, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 2, PAGE 39 OF THE DADE COUNTY, FLORIDA PUBLIC RECORDS, LESS THE EAST 20 FEET OF TRACT 28; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO PROPERLY EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR RECORDATION; AND PROVIDING AN EFFECTIVE DATE. **{Tabled from September 14, 2016}**

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

MOTION: TO APPROVE SUBJECT TO STAFF STIPULATIONS RELATIVE TO COST RECOVERY.

6. Public Comment

The following members of the public addressed the Town Council: Vince Falletta, David Kuczynski, John Eastman, and Mike Hanley.

7. Board Reports

No board reports were presented.

8. Council Member Comments

Council Member Jablonski commended Town Administration for their efforts in keeping residents informed about the Town's efforts in preparation for the storm. He advised that the Household Hazardous Waste event would take place Saturday October 15th at the Rolling Oaks Barn. He further advised that the Country Road Craft Fair would take place later in the day at the Rolling Oaks Barn. He further advised that the Rolling Oaks Homeowners Association would be holding a Halloween event on October 31st. Lastly, he advised that the Ride for the Ranches Car Show would be held on November 12th.

Council Member Fisikelli read an excerpt from a Broward County Metropolitan Planning Organization (MPO) press release which announced that the County was the recipient of a TIGER grant application which would provide such items as additional bike lanes and recreational paths throughout the County. Vice Mayor McKay asked if the funding could be used to add lighting to the western portions of Griffin Road similar to that which exists on the east side. Council Member Fisikelli indicated that the Town doesn't have a vote with the MPO but that he would bring the request forward.

Council Member Breitzkreuz, responding to comments made during public comments, clarified that he was not advocating for the Town to inspect resident's wells. However, he felt it was important to develop a mechanism so that fuel and other items being stored that could contaminate the groundwater be inspected to prevent them from entering the water supply. Additionally, he advised that he and Town Administrator Berns were actively looking for properties that could be utilized as a public safety building. He indicated that a property on Griffin Road and SW 198th Avenue is being evaluated at this time for this use.

Vice Mayor McKay spoke about his discussions with a resident of Griffin 345 who has offered to dedicate Right-of-Way (ROW) on SW 63rd Street to provide a gate on the south end of Griffin 345. In light of the recent Council discussion and direction given to close 190th Avenue at Griffin Road he asked that Council instead consider closing SW 63rd Street, SW 57th Street and SW 54th Street at the canal, and leave SW 190th Avenue open at Griffin Road. He felt this option would take traffic off of 188th Avenue. He felt that Griffin 345 could also consider becoming a gated community by erecting a gate at SW 190th at Griffin Road, but it would require a unanimous vote of the Town Council.

Council Member Jablonski reminded that there was a resident meeting scheduled for October 24th and looked forward to hearing community input before taking any additional action on this issue.

Council Member Fisikelli asked about restricting access to a private road. Jeff Katims advised that Town Code allows a private road that shares a driveway by four (4) homes or fewer to be gated.

Council member Breitzkreuz, agreed with Council Member Jablonski. He hoped that "realistic and concrete options" would be presented for the residents to choose from. He spoke of the challenges with placing the gate on SW 63rd Street but wanted to hear what the residents thought about this option. Vice Mayor McKay felt this was the best option and gave the residents of Griffin 345 the protection they were looking for.

Mayor Nelson thanked Town Administrator Berns and staff on their storm preparations. He spoke of the Town's past efforts to secure funding for a public safety building in Town.

9. Legal Comments

Town Attorney Poliakoff spoke of the collection of a code enforcement fine in the amount of \$67,938.24. He spoke of upcoming cases at the next Special Magistrate Hearing, and advised that a case pertaining to one of the group homes which has been an active offender of the Town's ordinance pertaining to police response has been set for November. The owner of this particular group home has asked to meet with the Town to seek out an amicable resolution to the case. That meeting has been set for October 20th.

10. Administration Comments

Town Administrator Berns spoke of the Town's response to the anticipated effects of Hurricane Matthew and felt staff was very prepared. He thanked General Services Manager/Emergency Manager Sandra Luongo for her leadership in those efforts.

Resolutions

11. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A SETTLEMENT AGREEMENT WITH NEW TESTAMENT BAPTIST CHURCH, INCORPORATED OF MIAMI, FLORIDA ("NTBC") RELATING TO THE PROPERTY GENERALLY LOCATED AT 13900 GRIFFIN ROAD; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO ENTER INTO THE SETTLEMENT AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

12. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE TOWN HOLIDAY SCHEDULE FOR THE CALENDAR YEAR 2017; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

13. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE TOWN COUNCIL MEETING SCHEDULE FOR THE CALENDAR YEAR 2017; AND PROVIDING FOR AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

14. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A FEE SCHEDULE AND EXPEDITED PERMITTING PROCESS FOR THE SOUTHWEST RANCHES PROTOTYPE BARN; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO IMPLEMENT THE FEE SCHEDULE AND EXPEDITED PERMITTING PROCESS; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION SUBJECT TO EXCLUDING THE "\$7,500 PURCHASE PRICE OF PROTOTYPE BARN ARCHITECTURAL DRAWINGS FOR NON-AGRICULTURAL BARN."

15. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING A TWO (2) YEAR SERVICE AGREEMENT WITH TOWER PEST CONTROL, INC. TO PROVIDE PEST CONTROL SERVICES AT TOWN FACILITIES; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO ENTER INTO THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

16. Adjournment – Meeting was adjourned at 8:48 p.m.

Respectfully submitted:



Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk

Adopted by the Town Council on this 27th day of October, 2016.

Jeff Nelson, Mayor

PURSUANT TO FLORIDA STATUTES 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON MAY NEED TO ENSURE THAT VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE TOWN FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.