



Southwest Ranches Town Council

REGULAR MEETING

Agenda of June 12, 2014

Southwest Ranches Council Chambers
7:00 PM THURSDAY

13400 Griffin Road
Southwest Ranches, FL 33330

Mayor
Jeff Nelson
Vice-Mayor
Gary Jablonski

Town Council
Steve Breitreuz
Freddy Fisikelli
Doug McKay

Town Administrator
Andrew D. Berns
Town Financial
Administrator
Martin Sherwood, CPA CGFO

Town Attorney
Keith M. Poliakoff, J.D.
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. **Presentation – Legislative Update – Nelson Diaz, Southern Strategy Group**

4. **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.

5. **Board Reports**

6. **Council Member Comments**

7. **Legal Comments**

8. **Administration Comments**

9. **Ordinance – 2nd Reading – AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, SUBMITTING TO REFERENDUM AMENDMENTS TO THE CHARTER OF THE TOWN OF SOUTHWEST RANCHES; PROPOSING TO AMEND ARTICLE II, ENTITLED "TOWN COUNCIL; MAYOR", AND IN PARTICULAR SECTION 2.07 ENTITLED "COMPENSATION; REIMBURSEMENT FOR EXPENSES" BY CREATING SECTION 2.07(c) TO RECOGNIZE THAT THE OFFICES OF MAYOR AND COUNCIL MEMBER ARE PART-TIME POSITIONS AND AS SUCH THE MAYOR AND COUNCIL MEMBER SHALL BE PERMITTED TO ENGAGE IN OUTSIDE/CONCURRENT EMPLOYMENT CONSISTENT WITH CHAPTER 112, F.S.; AMENDING ARTICLE VIII, "ENTITLED GENERAL PROVISIONS" BY CREATING SECTION 8.08 ENTITLED "BOARDS AND COMMITTEES" TO ESTABLISH BOARDS AND COMMITTEES AND TO RECOGNIZE THAT MEMBERS OF TOWN BOARDS AND COMMITTEES SHALL BE PERMITTED TO ENGAGE IN OUTSIDE/CONCURRENT EMPLOYMENT CONSISTENT WITH CHAPTER 112, F.S.; PROVIDING THAT ANY DISCLOSURES ASSOCIATED WITH SUCH OUTSIDE/CONCURRENT EMPLOYMENT SHALL BE CONSISTENT WITH AND LIMITED TO THE REQUIREMENTS OF CHAPTER 112, F.S., AMENDING ARTICLE VIII, "ENTITLED GENERAL PROVISIONS" BY CREATING SECTION 8.09 ENTITLED "LOBBY OR LOBBYIST" TO CLARIFY THAT THESE TERMS DO NOT INCLUDE UNCOMPENSATED RESIDENTS**

WHO ARE ADVOCATING ON BEHALF OF THEMSELVES OR FOR OTHER TOWN RESIDENTS; DIRECTING THE TOWN CLERK TO PROVIDE FOR A NOTICE OF ADVERTISEMENT OF THE REFERENDUM ELECTION TO BE PUBLISHED IN ACCORDANCE WITH THE STATE OF FLORIDA ELECTION CODE; PROVIDING THAT THIS ORDINANCE WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED VOTERS OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AT THE NEXT ELECTION OF NOVEMBER 4, 2014; PROVIDING THAT SUCH REFERENDUM, IF ADOPTED, SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY, PROVIDING FOR CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DATE.

10. Approval of Minutes

- a. Minutes for May 8, 2014 – Regular Council Meeting

11. 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.

ORDINANCE NO. 2014 -

AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, SUBMITTING TO REFERENDUM AMENDMENTS TO THE CHARTER OF THE TOWN OF SOUTHWEST RANCHES; PROPOSING TO AMEND ARTICLE II, ENTITLED "TOWN COUNCIL; MAYOR", AND IN PARTICULAR SECTION 2.07 ENTITLED "COMPENSATION; REIMBURSEMENT FOR EXPENSES" BY CREATING SECTION 2.07(c) TO RECOGNIZE THAT THE OFFICES OF MAYOR AND COUNCIL MEMBER ARE PART-TIME POSITIONS AND AS SUCH THE MAYOR AND COUNCIL MEMBER SHALL BE PERMITTED TO ENGAGE IN OUTSIDE/CONCURRENT EMPLOYMENT CONSISTENT WITH CHAPTER 112, F.S.; AMENDING ARTICLE VIII, "ENTITLED GENERAL PROVISIONS" BY CREATING SECTION 8.08 ENTITLED "BOARDS AND COMMITTEES" TO ESTABLISH BOARDS AND COMMITTEES AND TO RECOGNIZE THAT MEMBERS OF TOWN BOARDS AND COMMITTEES SHALL BE PERMITTED TO ENGAGE IN OUTSIDE/CONCURRENT EMPLOYMENT CONSISTENT WITH CHAPTER 112, F.S.; PROVIDING THAT ANY DISCLOSURES ASSOCIATED WITH SUCH OUTSIDE/CONCURRENT EMPLOYMENT SHALL BE CONSISTENT WITH AND LIMITED TO THE REQUIREMENTS OF CHAPTER 112, F.S., AMENDING ARTICLE VIII, "ENTITLED GENERAL PROVISIONS" BY CREATING SECTION 8.09 ENTITLED "LOBBY OR LOBBYIST" TO CLARIFY THAT THESE TERMS DO NOT INCLUDE UNCOMPENSATED RESIDENTS WHO ARE ADVOCATING ON BEHALF OF THEMSELVES OR FOR OTHER TOWN RESIDENTS; DIRECTING THE TOWN CLERK TO PROVIDE FOR A NOTICE OF ADVERTISEMENT OF THE REFERENDUM ELECTION TO BE PUBLISHED IN ACCORDANCE WITH THE STATE OF FLORIDA ELECTION CODE; PROVIDING THAT THIS ORDINANCE WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED VOTERS OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AT THE NEXT ELECTION OF NOVEMBER 4, 2014; PROVIDING THAT SUCH REFERENDUM, IF ADOPTED, SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY, PROVIDING FOR CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Article VII, Section 7.02 (a) (1) of the Charter of the Town of Southwest Ranches provides that the Town Council may by Ordinance propose amendments to the Town's Charter; and

WHEREAS, upon passage of the initiating ordinance the proposed amendments shall be submitted to a vote of the electors at the next general election; and

WHEREAS, the Town Council has authorized the Town Administrator to seek approval from the Supervisor of Elections to have these Charter Amendments placed on the November 4, 2014, general election ballot, to allow the Town's electorate to determine if the Charter should be amended; and

WHEREAS, Article II, Section 2.07 of the Charter of the Town's Charter provides for compensation for the Mayor and members of the Town Council; and

WHEREAS, the positions of Mayor and members of the Town Council are part-time positions with the individuals serving in such positions receiving limited compensation for their public service; and

WHEREAS, Chapter 112, F.S., authorizes public officers, including elected officials, to engage in outside/concurrent employment not otherwise inconsistent with Florida law, and establishes specific financial disclosure requirements for such individuals; and

WHEREAS, the Town Council of the Town of Southwest Ranches finds it to be in the best interests of the citizens and residents of the Town to embrace such provisions of Chapter 112, F.S., in the Town's Charter, and to allow such outside/concurrent employment, solely limited to the provisions of Chapter 112, F.S., as may be applicable, and as may be amended from time to time; and

WHEREAS, the Town Council desires for its Charter to be amended to specifically provide for the establishment of Boards and Committees; and

WHEREAS, the Town's board and committee members serve in a voluntary and part-time capacity and that they receive no compensation for their public service; and

WHEREAS, the Town Council finds it to be in the best interests of the citizens and residents of the Town to amend its Charter to reflect that Town board and committee members are allowed to engage in outside/concurrent employment, solely limited to the provisions of Chapter 112, F.S., as may be applicable, and as may be amended from time to time.

WHEREAS, the Town Council also finds it to be in the best interests of the citizens and residents of the Town to amend its Charter to reflect that the definition of the terms "lobby" or "lobbyist", as may be applicable to the Town, shall not include uncompensated residents who are simply advocating for themselves or for other Town residents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE TOWN OF SOUTHWEST RANCHES, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

Section 2. The Town Council hereby directs the Town Administrator to prepare a referendum proposing amendments to the Town's Charter, as set forth in Exhibit "A" attached, and in accordance with the Ballot Questions contained in Exhibit "B", attached hereto, with such changes as may be required by the Supervisor of Elections' Office to effectuate the intent of this Ordinance.

Section 3. The Town Council hereby directs the Town Administrator to seek approval from the Supervisor of Elections to place these proposed Charter Amendments on the November 4, 2014, general election ballot, to allow the Town's electorate to determine if the Charter should be amended.

Section 4. 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 5. Severability.

If any clause, section, or other part of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way effecting the validity of the other provisions of this Ordinance.

Section 6. 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 7. Effective Date.

That this Ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING this 8th day of May, 2014 on a motion made by Vice Mayor Jablonski and seconded by Council Member McKay.

PASSED AND ADOPTED ON SECOND READING this ___ day of ___, 2014 on a motion made by _____ and seconded by _____.

Nelson	_____	Ayes	_____
Jablonski	_____	Nays	_____
McKay	_____	Absent	_____
Fisikelli	_____	Abstaining	_____
Breitkreuz	_____		

Jeff Nelson, Mayor

ATTEST:

Russell Muñiz, MMC, Town Clerk

Approved as to Form and Correctness:

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

11684130.1

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EXHIBIT "A"

CHARTER AMENDMENTS

The Electorate will be asked whether the Charter should be amended to effectuate the following changes:

1. Section 2.07. – Compensation; reimbursement for expenses.

...

(c) The positions of Mayor and Council member shall be part-time positions, and the individuals serving in such positions shall be permitted to engage in outside/concurrent employment consistent with Chapter 112, F.S., as applicable and as may be amended. Any required disclosures associated with such outside/concurrent employment shall be consistent with and limited to the requirements of Chapter 112, F.S., as may be amended.

....

2. Section 8.08. – Boards and Committees.

(a) The Town Council may establish, from time to time as it deems necessary and appropriate, boards and committees to provide advice or recommendations to the Town Council or to render decisions on certain matters delegated by the Town Council.

(b) Service on the Town's boards and committees shall be voluntary and part-time. Individuals serving on Town boards and committees shall be permitted to engage in outside/concurrent employment consistent with Chapter 112, F.S., as applicable and as may be amended. Any required disclosures associated with such outside/concurrent employment shall be consistent with and limited to the requirements of Chapter 112, F.S., as may be amended from time to time.

3. Section 8.09. – Lobby or Lobbyists.

The definition of the terms “lobby” or “lobbyist”, as may be applicable to the Town, shall not include uncompensated residents who are simply advocating for themselves or for other Town residents.

EXHIBIT "B"

**SAMPLE BALLOT QUESTION
GENERAL ELECTION
NOVEMBER 4, 2014**

SOUTHWEST RANCHES
AMENDMENT #1

TOWN ELECTED OFFICIALS SERVE PART-TIME AND MAY BE CONCURRENTLY EMPLOYED PURSUANT TO FLORIDA LAW.

Should the Charter of the Town of Southwest Ranches recognize that service on the Town Council be recognized as a part-time position whereby the Town's elected officials shall be permitted to engage in outside/concurrent employment consistent with Florida law provided that any disclosures associated with such employment shall be consistent with and limited to the requirements of Florida law?

Shall the above-described amendment be adopted?

YES
NO

SOUTHWEST RANCHES
AMENDMENT #2

TOWN BOARD AND COMMITTEE MEMBER SERVICE IS VOLUNTARY AND MEMBERS MAY BE CONCURRENTLY EMPLOYED PURSUANT TO FLORIDA LAW.

Should the Charter of the Town of Southwest Ranches recognize the establishment of boards and committees and should such service on Town board and committees be recognized as voluntary and part-time position whereby the members on such boards and committees shall be permitted to engage in outside/concurrent employment consistent with Florida law provided that any disclosures associated with such employment shall be consistent with and limited to the requirements of Florida law?

Shall the above-described amendment be adopted?

YES
NO

SOUTHWEST RANCHES
AMENDMENT #3

AN UNCOMPENSATED RESIDENT WHO ADVOCATES A POSITION ON BEHALF OF THEMSELVES OR FOR ANOTHER RESIDENT IS NOT A LOBBYIST.

Should the Charter of the Town of Southwest Ranches recognize that the terms "lobby" or "lobbyist", as may be applicable to the Town, should not include uncompensated residents who are simply advocating for themselves or for other residents within the Town.

Shall the above-described amendment be adopted?

YES
NO

11684130.1

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

May 8, 2014

13400 Griffin Road

Present:

Mayor Jeff Nelson

Vice Mayor Gary Jablonski

Council Member Doug McKay

Council Member Freddy Fisikelli

Council Member Steve Breitkreuz

Andrew Berns, Town Administrator

Keith Poliakoff, Town Attorney

Martin Sherwood, Town Financial Administrator

Russell Muñiz, Town Clerk

Jeff Katims, Assistant Town Planner

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 Jablonski at 7:07 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

Representative Richard Stark gave an update on the legislative session that recently concluded in Tallahassee.

3. Presentation – Rolling Oaks Barn Design - East Coast Builders

Frank Anzalone of East Coast Builders gave an overview of the progress of the Rolling Oaks Barn project.

The Town Clerk read the quasi-judicial procedures. The Town Clerk swore-in the Petitioners and members in the audience giving testimony on the following matters.

4. Waiver of Plat – Consideration of waiver of plat application WP-006-14. Yosef Martin, Patricia Martin, and Rola Elannan, owners; Pulice Land Surveyors, Inc., petitioner, to subdivide a 4.6 acre lot to create 2 lots of 2.3 acres each. Property generally located on the east side of SW 148th Avenue (Volunteer Road), approximately 0.4 of a mile north of Stirling Road, within the Rural Ranches Zoning District, which allows one dwelling unit per 2 net acres. Legally described as Lot 20 of MEADOWVIEW ESTATES, according to the Plat thereof, as recorded in Plat Book 152, Page 17, of the Public Records of Broward County, Florida.

Jane Storms, representing the petitioner Pulice Land Surveyors, was present. Assistant Town Planner Jeff Katims summarized the staff report.

The Town Attorney asked if any members of the Town Council needed to disclose any ex parte communication with the petitioners. No disclosures were made.

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

MOTION: TO APPROVE THE REQUEST.

5. Site Plan - Consideration of Site Plan application number SP-055-13. Santa Fe at Southwest Ranches Holdings, LLC., Luis Rodriguez, and Rosa Rodriguez, owners; OH2 Consulting, LLC., petitioner. Applicants are seeking re-approval of an expired Site Plan to develop six lots of one acre each within a Rural Estates Zoning District, which allows one dwelling unit per 1 net acre. Property is generally located on the east side of I-75, between Griffin and Stirling Roads, with access off SW 148th Avenue (Volunteer Road), half a mile north of Stirling Road.

Tony Gestido, representing the petitioner Southwest Ranches Holdings, LLC was present. Assistant Town Planner Jeff Katims summarized the staff report.

The Town Attorney asked if any members of the Town Council needed to disclose any ex parte communication with the petitioners. Council Member Fisikelli disclosed that he had spoken with a resident in the area.

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

MOTION: TO APPROVE THE REQUEST SUBJECT TO STAFF CONDITIONS, SUBJECT TO THE ADDITIONAL STIPULATION THAT THE ROADWAY WILL REMAIN PUBLIC BUT THE MAINTAINENCE OBLIGATION WILL BE THAT OF THE HOA, AND SUBJECT TO RESOLUTION TO THE SATISFACTION OF THE TOWN ENGINEER OF THE DRAINAGE ISSUES AND NEW DRAINAGE ISSUES WILL NOT OCCUR AS A RESULT OF THE DEVELOPMENT. IN THE EVENT THE DRAINAGE ISSUES CANNOT BE RESOLVED TO THE SATISFACTION OF THE TOWN ENGINEER THE ENTIRE PLAN WILL COME BACK TO THE TOWN COUNCIL FOR FURTHER REVIEW AND DELIBERATION.

6. Public Comment – The following member of the public addressed the Town Council: Vince Falletta, Barry Neunzig, Tracy Swait, Jose Bermudez, Lauren Montgomery, Charles Dachton, John Eastman, and Adriana Rodriguez.

7. Board Reports – None.

8. Council Member Comments

Vice Mayor Jablonski asked if the Town Engineer could look into the issue raised concerning canal damage during bulk trash pick-up. Spoke about the Chili Cookoff competition and congratulated Council Member Breitkreuz on his effort.

Council Member Fisikelli gave an update on Fishing Hole Park. Spoke about the recent MPO meeting and issues that the Fort Lauderdale Hollywood Airport runway expansion was causing with traffic.

Council Member Breitzkreuz relayed what a great time was had at the Chili Cookoff. He thanked the residents who were in attendance at the meeting who spoke regarding the Franklin Academy Charter School. He felt it was important for residents to be aware of the impacts and to speak to their neighbors about it. He spoke about a recent meeting he had with Scott Brunner of Broward County Public Works regarding the new traffic light on the Griffin Road I-75 overpass. He remained hopeful that some improvements to the traffic situation there could be improved.

Council Member McKay asked Council Member Fisikelli if there were any new developments on the proposed Park and Ride. Council Member Fisikelli reported that the project is not funded. Council Member McKay reiterated the Town's opposition to that project.

Mayor Nelson agreed with the comments mentioned by Council Member McKay and Council Member Breitzkreuz.

9. Legal Comments

Town Attorney Poliakoff provided a chronological summary of the proposed Franklin Academy Charter School project and ensuing litigation with Pembroke Pines.

10. Administration Comments

The Town Administrator advised that he, along with the Town Engineer, will look into the issue raised concerning canal damage caused during bulk pick up and will submit a summary report to Council. He advised that the Davie Police and Fire Departments will be having an Expo on May 17th. He presented Vice Mayor Jablonski the "Council Cup" for winning the challenge issued by Council Member Breitzkreuz during the Chili Cookoff.

11. Ordinance – First Reading – AN ORDINANCE BY THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES AMENDING THE TOWN OF SOUTHWEST RANCHES CODE OF ORDINANCES TO REPEAL ORDINANCE NO. 2004-11 AND TOWN OF SOUTHWEST RANCHES, CODE OF ORDINANCES, PART II, CHAPTER 4, - BUILDINGS AND BUILDING REGULATIONS, ARTICLE II – FLOOD DAMAGE PREVENTION IN ITS ENTIRETY; TO ADOPT A NEW ORDINANCE 2014-____; TO ADOPT FLOOD HAZARD MAPS, TO DESIGNATE A FLOODPLAIN ADMINISTRATOR, TO ADOPT PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS, AND FOR OTHER PURPOSES; PROVIDING FOR APPLICABILITY; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE ORDINANCE.

12. Ordinance – First Reading - AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, DIRECTING THE TOWN ADMINISTRATOR AND THE TOWN ATTORNEY TO PREPARE A NON-BINDING STRAW POLL REFERENDUM QUESTION CONCERNING HOW TO FUND THE TOWN'S TRANSPORTATION SURFACE AND DRAINAGE, ONGOING REHABILITATION PROGRAM ("TSDOR"); PROVIDING BALLOT LANGUAGE AS DELINEATED IN EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE; DIRECTING THE TOWN ADMINISTRATOR TO REQUEST THAT THIS NON-BINDING STRAW POLL QUESTION BE PLACED ON THE NOVEMBER 4, 2014 GENERAL ELECTION BALLOT, TO ENABLE THE TOWN'S ELECTORATE TO CAST A STRAW VOTE ON THIS MATTER; DIRECTING THE TOWN CLERK TO PROVIDE PROPER NOTICE FOR THIS STRAW BALLOT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE ORDINANCE SUBJECT TO MODIFYING THE BALLOT LANGUAGE AND COMBINING THE TWO QUESTIONS INTO ONE.

13. Resolution - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA AUTHORIZING THE ENGAGEMENT OF G.W. BULLDOZING, INC. FOR AN AMOUNT NOT TO EXCEED \$12,000 TO COMPLETE THE EARTHWORK AND TREE CLEARING IN COUNTRY ESTATES FISHING HOLE PARK; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

14. Approval of Minutes

- a. Minutes for April 10, 2014 – Regular Council Meeting

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

MOTION: TO APPROVE THE MINUTES.

15. Ordinance – First Reading - AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, SUBMITTING TO REFERENDUM AMENDMENTS TO THE CHARTER OF THE TOWN OF SOUTHWEST RANCHES; PROPOSING TO AMEND ARTICLE II, ENTITLED "TOWN COUNCIL; MAYOR", AND IN PARTICULAR SECTION 2.07 ENTITLED "COMPENSATION; REIMBURSEMENT FOR EXPENSES" BY CREATING SECTION 2.07(c) TO RECOGNIZE THAT THE OFFICES OF MAYOR AND COUNCIL MEMBER ARE PART-TIME POSITIONS AND AS SUCH THE MAYOR AND COUNCIL MEMBER SHALL BE PERMITTED TO ENGAGE IN OUTSIDE/CONCURRENT EMPLOYMENT CONSISTENT WITH CHAPTER 112, F.S.; AMENDING ARTICLE VIII, "ENTITLED GENERAL PROVISIONS" BY CREATING SECTION 8.08 ENTITLED "BOARDS AND COMMITTEES" TO ESTABLISH BOARDS AND COMMITTEES AND TO RECOGNIZE THAT MEMBERS OF TOWN BOARDS AND COMMITTEES SHALL BE PERMITTED TO ENGAGE IN OUTSIDE/CONCURRENT EMPLOYMENT CONSISTENT WITH CHAPTER 112, F.S; PROVIDING THAT ANY DISCLOSURES ASSOCIATED WITH SUCH OUTSIDE/CONCURRENT EMPLOYMENT SHALL BE CONSISTENT WITH AND LIMITED TO THE REQUIREMENTS OF CHAPTER 112, F.S., AMENDING ARTICLE VIII, "ENTITLED GENERAL PROVISIONS" BY CREATING SECTION 8.09 ENTITLED "LOBBY OR LOBBYIST" TO CLARIFY THAT THESE TERMS DO NOT INCLUDE UNCOMPENSATED RESIDENTS WHO ARE ADVOCATING ON BEHALF OF THEMSELVES OR FOR OTHER TOWN RESIDENTS; DIRECTING THE TOWN CLERK TO PROVIDE FOR A NOTICE OF ADVERTISEMENT OF THE REFERENDUM ELECTION TO BE PUBLISHED IN ACCORDANCE WITH THE STATE OF FLORIDA ELECTION CODE; PROVIDING THAT THIS ORDINANCE WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED VOTERS OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AT THE NEXT ELECTION OF NOVEMBER 4, 2014; PROVIDING THAT SUCH REFERENDUM, IF ADOPTED, SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY, PROVIDING FOR CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DATE. (Second Reading – June 12, 2014)

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

MOTION: TO APPROVE THE ORDINANCE.

16. Adjournment – Meeting was adjourned at 9:37 p.m.

Respectfully submitted:

Russell Muñiz, MMC, Town Clerk

*Adopted by the Town Council on
this 12TH day of June, 2014.*

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.