

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

April 9, 2015

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

Keith Poliakoff, Town Attorney

Martin Sherwood, Town Financial Administrator

Russell Muñiz, 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 Mayor Nelson at 7:09 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

3. Proclamation – Water Conservation Month – April 2015

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

4. Waiver of Plat - Consideration of Waiver of Plat Application WP-011-15. Karla Wolfson, owner; Pulice Land Surveyors, Inc., petitioner, to subdivide a 4.3 acre parcel to create 2 lots of 2.1 and 2.2 net acres respectively. Property generally located on the southwest corner of SW 173rd Way and SW 61st Court, within the Rural Ranches Zoning District, which allows one dwelling unit per 2 net acres. Legally described as the South ½ of Tract 9, in the Northeast ¼ of Section 6, Township 51 South, Range 40 East, according to the Plat of CHAMBER'S LAND COMPANY SUBDIVISION, as recorded in Plat Book 1, Page 5, of the Public Records of Broward County, Florida, less and except road right-of-way. Said lands situate, lying and being in the Town of Southwest Ranches, Broward County, Florida.

The following motion was made by Council Member Jablonski, 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 SUBJECT TO A. THE APPROVAL OF APPLICATION WP-011-15 SHALL NOT BECOME EFFECTIVE UNTIL RESOLUTION APPROVING THE APPLICATION HAS BEEN RECORDED IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA. APPROVAL WILL EXPIRE WITHIN SIX MONTHS FROM DATE OF APPROVAL UNLESS THE RESOLUTION AND REQUIRED ATTACHMENTS HAVE BEEN RECORDED. B. APPLICANT SHALL PAY TO THE TOWN OF SOUTHWEST RANCHES AN AMOUNT EQUAL TO THE TOTAL EXPENSES INCURRED BY THE TOWN IN THE PROCESSING AND FINALIZING OF THIS APPLICATION. THIS INCLUDES, BUT MAY NOT BE LIMITED TO, EXPENSES FOR ENGINEERING, PLANNING, LEGAL, ADVERTISING, 5 PERCENT ADMINISTRATIVE FEE, AND ANY RELATED EXPENSES THAT THE TOWN HAS OR WILL INCUR AS A DIRECT COST OF THIS APPLICATION.

5. Public Comment – The following member of the public addressed the Town Council: Barry Neunzig.

6. Board Reports – There were no board reports.

7. Council Member Comments

Council Member Breitkreuz spoke of Debbie Green's appointment to the Parks Board. He also spoke about a meeting he and Town Administrator Berns has with Mr. Eric Chisolm of the Broward County School Board concerning school bus pickup along 185th, 186th, and 188th Avenues. He asked that a letter be written to Mr. Chisolm requesting pickup in these areas. Secondly, he spoke about how the gates on 190th Avenue might affect school buses. Lastly, he spoke about the Davie Citizens Police Academy classes that he is attending and stated that he was having a great time.

Vice Mayor Fisikelli indicated that he attended the recent MPO meeting and the contention was that the Park and Ride bus stop was "dead." He also mentioned that he spoke with County Commissioner Lois Wexler about 188th Avenue. She indicated that a resolution from the Town was required, and he asked that a resolution be approved concerning this issue. Lastly, he informed the Town Council that a presentation was made regarding the railroad that was proposed for the west side of U.S. 27.

Council Member Jablonski spoke of the Household Hazardous Waste Event that would be held at the Rolling Oaks Park on Saturday April 11th. He also reminded everyone about the School Education Advisory Board Annual Scholarship event which will be held on Saturday May 30th at the Sunshine Ranches Equestrian Park.

Mayor Nelson mentioned that he requested that Item 15 be added to the agenda in response to Pembroke Pines erecting the barricades along SW 54th Place. He acknowledged the improvements in the areas being maintained by Prestige Landscaping, and thanked staff for their efforts in bringing this vendor aboard. Lastly, he summarized the legal proceedings that he attended in the case against Pembroke Pines regarding the inter-local agreement to provide water and sewer to the Corrections Corporation of America (CCA) site.

8. Legal Comments

Town Attorney Poliakoff advised that CCA had renewed their plat application with Broward County. He spoke of the Town's compliance with Broward County's ethical guidelines. He read several complaints filed with the Office of Inspector General (OIG) and stated that all complaints were closed with no findings. He also provided an update on the proposed Franklin Academy Charter School, and stated he could not find any signs of development activity. He further advised that the Town was in receipt of a very lengthy records request from the City of Pembroke Pines regarding the school.

9. Administration Comments

Town Administrator Berns advised that a settlement agreement had been reached between the partner municipalities and Broward County regarding the assets of the Resource Recovery Board. He planned to bring the agreement before the Town Council at the first meeting in May. As a result of the settlement he expected the Town to receive approximately \$400,000. He reminded Council about the Farm Workshop scheduled for April 16th and was hopeful that Council would provide policy direction so that the Comprehensive Planning Advisory Board could develop further proposed language to address non-conforming farm structures. Lastly, he reminded the Town Council that the Neighborhood Safety Grant would be on the next agenda as it was reconsidered at the last meeting.

10. Ordinance – 2nd 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 Super Majority Vote - Approved on first reading December 11, 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. Resolution – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA RESPECTFULLY REQUESTING THE BROWARD COUNTY PLANNING COUNCIL TO AMEND SW 184TH AVENUE ON THE TRAFFICWAYS PLAN AND MAP AND THE BROWARD COUNTY METROPOLITAN PLANNING AGENCY TO AMEND THE LONG RANGE TRANSPORTATION PLAN; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS DEEMED NECESSARY TO EFFECTUATE THE AMENDMENT OF THE TRAFFICWAYS MAP; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Council Member Breitkreuz, seconded by Vice Mayor Fisikelli 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 A WORK PROPOSAL WITH E-SCIENCES INCORPORATED FOR ENVIRONMENTAL SERVICES FOR THE BACTERIAL POLLUTION CONTROL PLAN; AUTHORIZING THE TOWN ADMINISTRATOR TO EXECUTE THE WORK PROPOSAL; 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.

13. Resolution - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING AN AGREEMENT WITH STRAIGHT AHEAD CONSTRUCTION, INC. TO COMPLETE THE DRAINAGE IMPROVEMENTS ALONG SW 54TH PLACE 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 Jablonski, 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.

14. Approval of Minutes

a. March 12, 2015, Regular Town Council Meeting

The following motion was made by Vice Mayor Fisikelli, 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 MINUTES.

b. March 12, 2015, Workshop Meeting

The following motion was made by Vice Mayor Fisikelli, 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 MINUTES AS AMENDED.

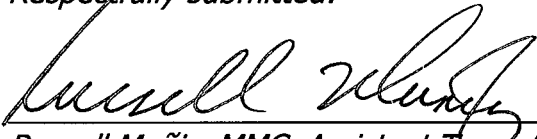
15. Resolution - A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR A DECLARATION THAT THERE IS AN IMMEDIATE DANGER TO THE HEALTH, SAFETY AND WELFARE OF THE PUBLIC, REQUIRING IMMEDIATE ACTION; PROVIDING FOR AUTHORIZATION AND DIRECTION TO THE OFFICE OF THE TOWN ATTORNEY TO FILE AN ACTION IN EQUITY SEEKING BOTH MANDATORY AND PROHIBITORY INJUNCTIVE RELIEF AGAINST THE CITY OF PEMBROKE PINES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; 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.

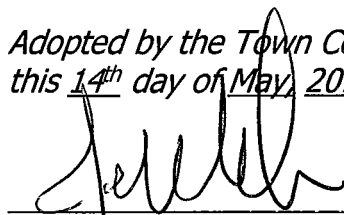
16. Adjournment – Meeting was adjourned at 8:56 p.m.

Respectfully submitted:



Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk

*Adopted by the Town Council on
this 14th day of May, 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.