

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

May 26, 2016

13400 Griffin Road

Present:

Mayor Jeff Nelson

Vice Mayor Doug McKay

Council Member Steve Breitreuz

Council Member Freddy Fisikelli

Council Member Gary Jablonski

Andrew D. Berns, Town Administrator

Russell Muñiz, Assistant Town Administrator/Town Clerk

Martin D. Sherwood, Town Financial Administrator

Keith Poliakoff, 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 7:07 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

3. Public Comment – The following members of the public addressed the Town Council: Oscar Ganet, Willie Jones, Nancy Cooke, and Newell Hollingsworth.

4. Board Reports

Newell Hollingsworth, Chair of the Comprehensive Plan Advisory Board, announced that the Board had finished its review of the U.S. 27 District ordinance and would be coming before Council in the near future. He further advised that the representatives of the property located at Sheridan and Flamingo Road met with the Sunshine Ranches HOA and wanted the Town Council to be aware that some proposal would be forthcoming.

5. Council Member Comments

Council Member Breitreuz felt that the annual cap for TSDOR needed to be \$500,000 even though it might lengthen the total project timeline. Council Member Jablonski asked how streets would be completed if the annual cap was nearing. Council Member Breitreuz explained that the road would be completed and if it exceeded the \$200,000 contingency fund, the annual cap could be reduced the following year to replenish the contingency fund. Addressing comments made during Board Reports, he stated that representatives of the property at Sheridan Street and Flamingo Road will be returning to the Sunshine Ranches HOA meeting in June so interested parties would have an opportunity to attend and see what was being proposed. Lastly, he asked that on Council Meeting nights, CAP Government be asked to move their vehicles to the grass lot.

6. Legal Comments

He spoke of the deposition of Pembroke Pines Mayor Frank Ortis relating to their breach of the two agreements with the Town for the development of the CCA property. He believed that Mayor Ortis' position on the agreement was that since the agreement specified the "City" shall not interfere with the development of the site, the Mayor and Commissioners were not the "City." Relating to the case regarding the gate on 207th Avenue he believed Pines would be removing the

existing gate, vacating all of the roadways, and installing a gate in the Trails community to make that a private community. He spoke about the Pembroke Pines officials invoking "Legislative Privilege" during the deposition which he objected to. These objections would need to be decided by the courts.

7. Administration Comments

Town Administrator Berns spoke of a previous meeting discussion regarding a portion of canal bank along Griffin Road and SW 207th Avenue that appeared to be eroding. He indicated that Town Engineer Ley inspected the canal bank along with South Florida Water Management District and verified that there was no erosion, but actually there was a headwall that was recessed back a little further than the rest of the canal bank. While there was no erosion, along with the guardrail there is little room for a horse and rider to make safe passage. He indicated that he would discuss with the County to try to correct that. He provided an update on the "dueling" sales tax proposals. He advised that the cities have forwarded their infrastructure sales tax ballot question to the Supervisor of Elections. The County has also sent the Supervisor of Elections their version of the cities' infrastructure surtax ballot question which the cities object to. He advised that the cities were awaiting a decision from the Supervisor of Elections which ballot question would be accepted. He further advised that the County's transportation surtax would be sent to the Supervisor as well. He indicated that the politics of these surtax questions continues and staff would be monitoring them and reports back as developments occur.

Ordinance – 2nd Reading

8. AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, CREATING CHAPTER 27, OF THE TOWN'S CODE OF ORDINANCES, ENTITLED "PUBLIC NUISANCES THAT DRAIN MUNICIPAL SERVICES"; PROVIDING FOR INCLUSION IN THE TOWN'S CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. {APPROVED ON FIRST READING MAY 12, 2016}

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

MOTION: TO APPROVE THE ORDINANCE.

Resolutions

9. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AUTHORIZING A PURCHASE ORDER IN THE AMOUNT OF \$20,490.00 TO BENNETT FIRE PRODUCTS CO. INC. TO PURCHASE TEN (10) SETS OF PERSONAL PROTECTIVE EQUIPMENT ("BUNKER GEAR") TO REPLACE EXPIRED OR EXPIRING BUNKER GEAR; PROVIDING FOR AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

10. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING A BUDGET AMENDMENT TO THE FISCAL YEAR 2015/2016 BUDGET FOR ENTRANCEWAY SIGNAGE; AND PROVIDING AN EFFECTIVE DATE.

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 Breitkreuz, Fisikelli, Jablonski, Vice Mayor McKay, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE RESOLUTION.

11. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE TOWN OF SOUTHWEST RANCHES AND THE TOWN OF DAVIE FOR DELIVERY OF EMERGENCY MEDICAL, FIRE PROTECTION, AND FIRE PREVENTION SERVICES, TO AMEND THE CONTRACT TO ALLOW FOR ADDITIONAL TIME FOR THE PARTIES TO DISCUSS AN ADDITIONAL CONTRACT TERM; DIRECTING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE THE FIRST MODIFICATION TO THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

12. Approval of Minutes
a. April 28, 2016 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, Jablonski, Vice Mayor McKay, and Mayor Nelson voting Yes.

MOTION: TO APPROVE THE MINUTES.

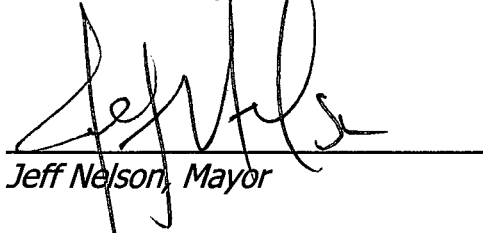
13. Adjournment – Meeting was adjourned at 7:50 p.m.

Respectfully submitted:



Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk

*Adopted by the Town Council on
this 23^d day of June, 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.