

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

March 8, 2018

13400 Griffin Road

Present:

Mayor Doug McKay

Vice Mayor Freddy Fisikelli

Council Member Steve Breitreuz

Council Member Gary Jablonski

Council Member Denise Schroeder

Andy 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 McKay at 7:05 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

Quasi Judicial Meeting

3. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING WAIVER OF PLAT APPLICATION NO. WP-20-18 TO SUBDIVIDE APPROXIMATELY 4.7 NET ACRES OF PROPERTY INTO TWO LOTS OF APPROXIMATELY 2.38 AND 2.32 NET ACRES, GENERALLY LOCATED ON THE NORTH SIDE OF LURAY ROAD, APPROXIMATELY 700 FEET WEST OF SW 130TH AVENUE; LEGALLY DESCRIBED AS THE SOUTH ½ OF TRACT 22 LESS THE SOUTH 40 FEET THEREOF IN SECTION 2, TOWNSHIP 51 SOUTH, RANGE 40 EAST, "EVERGLADES SUGAR AND LAND CO. SUBDIVISION", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2, PAGE 39, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, SAID LANDS NOW LYING, BEING AND SITUATE, IN BROWARD COUNTY, FLORIDA; 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.

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

MOTION: TO APPROVE THE RESOLUTION.

4. Public Comment

The following members of the public addressed the Town Council: David Kuczenski, Mary Gay Chaples.

5. Board Reports

None were presented.

6. Council Member Comments

Council Member Jablonski invited everyone to attend Water Matters Day, March 10th, Saturday, from 9-3 PM at Tree Tops Park. Also, he reminded everyone to set their alarm clocks forward because of Daylight Savings time this weekend. He added that the State is considering the possibility of Daylight Savings time being permanent. He also announced that the Hazardous Materials event has been cancelled for this Saturday, and the next one is scheduled for May. He advised that on May 12th, from 7-9 PM the Schools and Education Advisory Board would be holding a fundraiser called Paint the Grain. Also, he advised that the Schools and Education Advisory Board would be having another Poker Night fundraiser on Thursday, May 15th at Landlubber's restaurant. He also advised Property Appraiser Marty Kiar would be at Town Hall at 4:30 PM to answer questions about property and agricultural exemptions. He also advised that there will be an Egg Hunt hosted by the Rolling Oaks Civic Association at the Barn on Saturday, March 24th at noon.

Council Member Schroeder spoke about last year's Pioneer Days' winner, Marvin Holt. He was honored and ecstatic to have been nominated. This year Newell Hollingsworth was nominated because he and his wife were supporters of the Town even before the Town had become a Town. There will be a parade in Cooper City where the Mayor and Council Member Schroeder will be attending with her grandchildren. After the parade they will be attending Water Matters Day. Council Member Schroeder spoke of incorrect information in the Sunshine Ranches Newsletter about bulk being allowed to be placed in someone else's property. She received an abundant number of phone calls and complaints and she would like the information to be corrected in the next newsletter. She advised that Town Administrator Berns was just a phone call away and could clarify any information if needed.

Council Member Breitzkreuz encouraged everyone to go to Water Matters Day at Tree Tops Park. He felt it was a great place to get a good education about the importance of water.

He also spoke about an increase in dumping and he believes that there are various things contributing to that. He added that in 2006, dumping was also a major issue because of the economy. He asked that if you see someone dumping please contact the police so that the police report can log it. Mayor McKay had a question about who would pay for this and Town Administrator Berns replied that it would be a case by case issue depending on what it is and where it is, but that the Town would dispatch the contractors at the Town's expense to pick up the dumping. Council Member Breitzkreuz recommended residents to take pictures.

He also had an update from the Drainage Board that the Fire Station out west was moving forward and that it was good that they will not use Country Estates Park.

Vice Mayor Fisikelli advised to be neighborly and to talk to neighbors that are new to Southwest Ranches and to help them with our rules and regulations because they don't know who we are and what we do. He helped his neighbor who is new to the neighborhood.

Mayor McKay also spoke about the Founder's parade in Cooper City. He advised everyone to attend Water Matters Day. Those who participate and get their card stamped, get to leave with a tree, plant, or flower. He was very appreciative of everyone for attending the meeting.

7. Legal Comments

Town Attorney Poliakoff had good news about the Supreme Court of the State of Florida in reference to CCA case against the City of Pembroke Pines. The Court determined that Pembroke Pines was required as a matter of law to provide the site with water and sewer services. As a result, there is legal maneuvering going around but he will keep the Town posted of the motions that will be filed in the next couple of days. Also, he spoke about issues relating to the Fire Truck and trying to repair it. The out-of-state vendors and local vendors need to bridge the gap and get together and get the truck fixed. Broward County had a meeting of all city attorneys to discuss semi-automatic weapons, but nothing was determined except for two law firms that would like to represent Broward County in challenging the states regulations relating to firearms. He will report back as to what transpires. Mayor McKay wanted to know where we are about the barn property that should be owned by the Town. Town Attorney Poliakoff answered that it was being analyzed but that right now there is no real good answer.

He advised that the Town was working on getting our line of credit loan done to replace the current line which will be expiring and then getting back reimbursement from FEMA. However, the discussion of this matter at the public meeting on October 26, 2017 was not adequately reflected in the original minutes, so he respectfully asked for a motion and a second to amend such minutes.

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, Schroeder, Vice Mayor Fisikelli, and Mayor McKay voting Yes.

MOTION: TO AMEND THE MINUTES OF OCTOBER 26, 2017 TO ACCURATELY REFLECT WHAT TRANSPIRED IN THAT MEETING.

Town Financial Administrator Sherwood added that the Town was operating under a declared state of emergency in accordance with our line of credit, the Town promised to repay such line of credit from reimbursements received from FEMA and the State of Florida, and that the Town agreed to covenant to budget an appropriate funding of debt service while the Town is waiting for reimbursements from FEMA and the State of Florida. In regards to the line of credit, the Town has spent approximately three million dollars to date and expects to spend another million dollars.

8. Administration Comments

Town Administrator Berns was asked by Council Member Breitkreuz to address the relocation of the Fire Station but since it was an agenda item, he asked if he could speak about that item when that item came up. Addressing concerns raised by Council Member Jablonski about the Hazardous Material event, he indicated that the Town was in the process of transitioning on the disposal from the contract the Town had with Sun Bergeron but there was a communication issue within that handoff from Sun Bergeron to Waste Pro that caused the problem. It was a glitch that will

not happen again. In addition, he announced some good news about the TSDOR project in Sunshine Ranches which will kick off March 12, 2018 and the Stirling Road Guardrail Project that was funded last year kicked off that week, with some drainage improvements.

19. Town-wide Utility Vehicle Warranty Pricing

Town Administrator Berns reminded Council about the lengthy discussion at the last meeting related to the purchase of the Town Pickup Truck. The numbers within that item which was approved by Council were actually a 5 year 100,000 mile warranty, instead of the 7 year warranty that was indicated. However, in order to purchase the 7 year 100,000 mile warranty, it would be an additional \$400.00. He asked the Council for approval.

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

MOTION: TO APPROVE THE RESOLUTION.

Resolutions

9. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A LEASE AGREEMENT AND A MAINTENANCE CONTRACT WITH TOSHIBA AMERICA BUSINESS SOLUTIONS, INC. FOR THREE (3) COPIER/PRINTER/SCANNERS; PROVIDING FOR SEVERABILITY, PROVIDING FOR CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

10. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A PURCHASE ORDER IN THE AMOUNT OF SIXTY-EIGHT THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (\$68,500.00) WITH CRAVEN THOMPSON AND ASSOCIATES, INC. FOR SURVEYING SERVICES FOR PHASE FOUR OF THE TRANSPORTATION SURFACE AND DRAINAGE ONGOING REHABILITATION (TSDOR) ROADWAY IMPROVEMENTS; AUTHORIZING THE EXECUTION FOR THE PURCHASE ORDER; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

11. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A PURCHASE ORDER IN THE AMOUNT OF SIXTY-FOUR THOUSAND SIXTY-FIVE DOLLARS AND ZERO CENTS (\$64,065.00) WITH ERDMAN ANTHONY OF FLORIDA, INC. FOR ENGINEERING SERVICES FOR PHASE FOUR OF THE TRANSPORTATION SURFACE AND DRAINAGE ONGOING REHABILITATION (TSDOR) ROADWAY IMPROVEMENTS; AUTHORIZING THE EXECUTION OF THE PURCHASE ORDER; 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, Schroeder, Vice Mayor Fisikelli, and Mayor McKay voting Yes.

MOTION: TO APPROVE THE RESOLUTION.

12. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING AND ACCEPTING A PUBLIC RIGHT OF WAY DEDICATION ALONG S.W. 130TH AVENUE; ACCEPTING THE PERPETUAL MAINTAINENANCE OBLIGATION OF SAID PUBLIC RIGHT-OF-WAY; INCORPORATING SAID RIGHT-OF-WAY INTO THE TRANSPORTATION AND DRAINAGE ONGOING REHABILITATION (TSDOR) CONSTRUCTION PROGRAM; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE PUBLIC RIGHT OF WAY DEDICATION; AND PROVIDING FOR 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, Schroeder, Vice Mayor Fisikelli, and Mayor McKay voting Yes.

MOTION: TO APPROVE THE RESOLUTION.

13. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, RESPECTFULLY REQUESTING THE BROWARD COUNTY METROPOLITAN PLANNING ORGANIZATION (MPO) TO AMEND THE LONG-RANGE TRANSPORTATION PLAN, TO WIDEN GRIFFIN ROAD FROM SW 184TH AVENUE TO US 27 TO A FOUR-LANE ROADWAY; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS DEEMED NECESSARY TO HELP EFFECTUATE THE AMENDMENT OF THE TRAFFICWAYS MAP; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

14. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, RESPECTFULLY REQUESTING THE BROWARD COUNTY METROPOLITAN PLANNING ORGANIZATION (MPO) TO AMEND ITS LONG-RANGE TRANSPORTATION PLAN TO INCLUDE BICYCLE LANES ON GRIFFIN ROAD FROM SW 184TH AVENUE TO US 27; 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 Council Member Jablonski and passed by a 4-1 roll call vote. The vote was as follows: Council Member Breitkreuz, Jablonski, Vice Mayor Fisikelli, and Mayor McKay voting Yes. Council Member Schroeder voting No.

MOTION: TO APPROVE THE RESOLUTION.

15. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, RESPECTFULLY REQUESTING THAT THE BROWARD COUNTY METROPOLITAN PLANNING ORGANIZATION (MPO) AMEND ITS LONG-RANGE TRANSPORTATION PLAN TO INCLUDE INCREASING THE CAPACITY AND WIDENING THE WESTON ROAD BRIDGE AT GRIFFIN ROAD; 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 Council Member Jablonski and passed by a 5-0 roll call vote. The vote was as follows: Council Members Breitkreuz, Jablonski, Schroeder, Vice Mayor Fisikelli, and Mayor McKay voting Yes.

MOTION: TO APPROVE THE RESOLUTION.

16. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER TO PLANET RV IN THE AMOUNT OF SIXTEEN THOUSAND FOUR HUNDRED DOLLARS AND ZERO CENTS (\$16,400.00) FOR THE RENTAL OF TWO (2) TRAVEL TRAILERS TO SERVE AS TEMPORARY HOUSING AND OTHER MISCELLANEOUS COSTS IN THE AMOUNT OF SEVENTEEN THOUSAND FOUR HUNDRED FORTY THREE DOLLARS AND ZERO CENTS (\$17,443.00) ASSOCIATED WITH THE RELOCATION OF BOTH THE TOWN OF DAVIE FIRE DEPARTMENT AND SOUTHWEST RANCHES VOLUNTEER FIRE RESCUE, INC.; APPROVING A BUDGET AMENDMENT IN THE TOTAL AMOUNT OF THIRTY THREE THOUSAND EIGHT HUNDRED FORTY THREE DOLLARS AND ZERO CENTS (\$33,843.00); 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, Schroeder, Vice Mayor Fisikelli, and Mayor McKay voting Yes.

MOTION: TO APPROVE THE RESOLUTION SUBJECT TO REMOVING COUNTRY ESTATES PARK FROM THE RESOLUTION.

17. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, URGING THE FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA") TO CHANGE FEMA'S POLICY REQUIRING PRE-APPROVAL FOR DISASTER DEBRIS REMOVAL FROM PRIVATE ROADS AND TO TREAT DISASTER DEBRIS REMOVAL FROM PRIVATE ROADS IN RESIDENTIAL COMMUNITIES IN THE SAME MANNER AS PUBLIC ROADS FOR THE PURPOSE OF FEMA REIMBURSEMENT FOR DISASTER DEBRIS REMOVAL COSTS; DIRECTING THE TOWN CLERK TO DISTRIBUTE THE EXECUTED RESOLUTION TO CERTAIN AGENCIES AND EACH OF THE MUNICIPALITIES IN BROWARD COUNTY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

Discussion

18. Town Administrator/Town Financial Administrator Annual Review

Town Attorney Poliakoff explained that the Town Council agree that Town Administrator Berns, Assistant Town Administrator/Town Clerk Muniz, and Town Financial Administrator Sherwood did a wonderful job in 2017. They added sufficiently to the reserves of the Town, and that the Town was managed properly and as a result it was unanimous belief of the Council that the charter officials deserve some additional compensation for the incredible year that they had. The Town Council believe that the retirement benefits that were offered to the Town were lower than industry standards and as a result the Town Council desires to increase that number by 3% as a retirement benefit. Mr. Berns and Mr. Sherwood deserve their budgeted bonus amount of 5%. In lieu of a bonus, Mr. Muniz acknowledged that he agreed to add the 5% (\$5,000.00) to his salary for next year.

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

MOTION: TO APPROVE THE RESOLUTION.

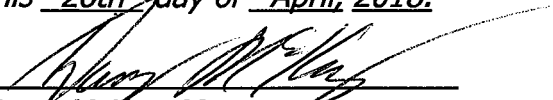
20. Adjournment - Meeting was adjourned at 8:40 p.m.

Respectfully submitted:



Russell Muñiz, Assistant Town Administrator/Town Clerk

*Adopted by the Town Council on
this 26th day of April, 2018.*



Doug McKay, 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.