

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

July 8, 2021

13400 Griffin Road

Present:

Mayor Steve Breitzkreuz	Andrew Berns, Town Administrator
Vice Mayor Bob Hartmann	Russell Muñiz, Assistant Town Administrator/Town Clerk
Council Member Jim Allbritton	Martin D. Sherwood, Town Financial Administrator
Council Member Gary Jablonski	Keith Poliakoff, Town Attorney
Council Member David S. Kuczynski	

Regular Meeting of the Town Council of Southwest Ranches was held 13400 Griffin Road in the Southwest Ranches Council Chambers. The meeting, having been properly noticed, was called to order by Mayor Breitzkreuz at 7:00 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance.

Quasi-Judicial Hearings

3. Lake House 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-29-21 TO SUBDIVIDE 9.97 ACRES OF PROPERTY INTO TWO LOTS OF 7.47 AND 2.50 ACRES; GENERALLY LOCATED ON THE SOUTH SIDE OF STIRLING ROAD, ONE QUARTER MILE WEST OF MATHER BOULEVARD; LEGALLY DESCRIBED AS TRACT 11 LESS THE NORTH 55 FEET, AND A PORTION OF TRACT 12, IN THE NORTHWEST ONE-QUARTER OF SECTION 6, TOWNSHIP 51 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT OF "CHAMBERS LAND COMPANY SUBDIVISION" AS RECORDED IN PLAT BOOK 1, PAGE 5 OF THE PUBLIC RECORDS OF 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 Jablonski, seconded by Vice Mayor Hartmann and passed by a 5-0 roll call vote. The vote was as follows: Council Members Allbritton, Jablonski, Kuczynski, Vice Mayor Hartmann and Mayor Breitzkreuz voting yes.

MOTION: TO TABLE THE ITEM TO THE JULY 29, 2021 TOWN COUNCIL MEETING AND APPLY A \$750.00 COST RECOVERY FEE .

4. 5353 Hancock Road 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-32-21 TO SUBDIVIDE 4.866 GROSS ACRES OF PROPERTY INTO TWO LOTS OF 2.003 AND 2.863 NET ACRES; GENERALLY LOCATED ON THE WEST SIDE OF HANCOCK ROAD APPROXIMATELY 1,600 FEET SOUTH OF EAST PALOMINO DRIVE; COMPRISING PORTIONS OF TRACTS 39 AND 40 OF "THE EVERGLADES SUGAR AND LAND CO. SUBDIVISION OF SECTION 34, TOWNSHIP 50 SOUTH, RANGE 40 EAST", ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 152

OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, AND ADJOINING LAND AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" HERETO 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.

MOTION: TO TABLE THE ITEM TO THE JULY 29, 2021 TOWN COUNCIL MEETING.

5. MP Holdings plat

A RESOLUTION AND FINAL ORDER OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING APPLICATION NO. PL-57-20, THE MP HOLDINGS PLAT, COMPRISING TWO SINGLE-FAMILY DWELLING LOTS ON 4.6 GROSS ACRES; GENERALLY LOCATED ON THE SOUTH SIDE OF SW 48TH STREET, 1,000 FEET EAST OF MATHER BOULEVARD; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

MOTION: ITEM WITHDRAWN AT REQUEST OF APPLICANT.

6. Public Comment

The following members of the public addressed the Town Council: Newell Hollingsworth.

7. Board Reports

There were no Board Reports.

8. Council Member Comments

Council Member Jablonski spoke about upcoming events, such as the "Hazmat at the Barn" on July 10 and the DMV's Flow Mobile on August 25. He then spoke about the July 4th holiday and how the animals were affected. He spoke about having a discussion regarding drafting a local bill with Representative Bartleman and placing a question on the ballot as a voter referendum to ban fireworks within the Town. Next, he suggested giving the Town staff extra time to prepare the meeting agenda. The tight timeframe is having some backlash resulting in an uptick of amended agendas due to a late submission or an error. A discussion ensued and it was agreed that the agenda be completed and provided to the Town Council 10 days prior to a meeting. Lastly, Council Member Jablonski spoke about the waiver of plat process. The original intention was to streamline the process for Town residents who had large acreage and wanted to section off a portion for family members. However, what has been happening is people are purchasing larger properties and then applying for the waiver of plat to avoid the platting process. Council Member Jablonski proposed placing a Zoning In Progress on the waiver of plat procedure and send it to the Comprehensive Plan Advisory Board to review and decide whether the Town should go back to the original platting procedure, which takes more time and is more costly. The Zoning In Progress would not affect any applications that have already been submitted. A discussion was had and Town Attorney Poliakoff clarified the intent and the law regarding waivers of plat and advised the Town Council of their options going forward.

Vice Mayor Hartmann reminded the public of the upcoming July 13th First Responder and Front-Line Workers photo shoot at the Rolling Oaks Barn. He next asked Town Administrator Berns if the Town could call Broward County Mosquito Control and ask to have the Town sprayed via airplane. Vice Mayor Hartmann thought it was a great idea to place a firework ban referendum on the 2022 ballot as it allows the community to decide and takes the Town Council out of the equation. Council Member Jablonski asked Town Attorney Poliakoff what the Council's next step would be, to which he advised. Mayor Breitreuz stated he would like to choose a date and discuss all the items to go on the 2022 ballot. Town Attorney Poliakoff directed Town Clerk Muñiz to call the Supervisor of Elections and find out when the charter amendments need to be received to be placed on the ballot. The Town can then work on creating language, adopting the ordinance and have a sole purpose meeting to decide what items Town Council wants to move forward. Lastly, Vice Mayor Hartmann spoke about the amount of vandalism, car thefts and breaking into cars happening in Town. Vice Mayor Hartmann advised the residents to lock their car doors and remember to take their key fobs with them and always pay attention to their surroundings.

Council Member Allbritton thanked the residents for coming out to the meeting. He stated he agrees with Council Member Jablonski regarding the fireworks issue; however, he did speak with the residents of Green Meadows and they told him the 4th of July is a very special day to this Country. Council Member Allbritton can see not allowing fireworks for Christmas and New Year's Eve, but the 4th of July means something special to people. He asked if the referendum is drafted to please make it so the majority of the Town can live with it. Council Member Allbritton provided traffic citation results which have decreased. He felt the crackdown on speeding is working. Lastly, Council Member Allbritton addressed the many code violations that are issued for non-permitted fill. He advised the Drainage and Infrastructure Advisory Board are working on fill issues, but he wanted to make sure residents know to come in and fill out an application for a level one permit if they only have one or two loads of fill.

Council Member Kuczenski thanked the residents for coming to the meeting. He spoke about an incident that happened on July 3rd regarding loose horses in Sunshine Ranches. He immediately called Volunteer Fire Rescue Chief Bennett who advised he would send out the volunteer firefighters. Council Member Kuczenski stated the Fire Chief was very receptive and he was very proud of the firefighters for immediately responding. Davie Police were at the scene by the time Council Member Kuczenski arrived. He wanted to thank Davie Police, Chief Bennett and the firefighters for their responsiveness. Council Member Kuczenski received an image and it was a photo of a Davie Police Officer pulling over a driver going 106 miles per hour. He was astounded. He spoke about a stolen Rolls Royce in Sunshine Ranches. Council Member Kuczenski indicated his support of the fireworks ban referendum. Council Member Kuczenski received a call regarding illegal dumping on Hancock Road. The Davie Police were called, and they contacted the individuals performing the dumping. Next, Council Member Kuczenski agreed with placing a Zoning In Progress on the waiver of plat application process until the Comprehensive Plan Advisory Board reviews and advises the Town Council of their recommendations. Lastly, Council Member Kuczenski spoke about the intersection changes on Sheridan Street, Volunteer Road and SW 146th Ave, to which the Town Council voted no. They had decided creating a left turn lane on Sheridan Street for Volunteer Road would encourage more cut through traffic. Council Member Kuczenski learned that some of the residents on the Davie side of Volunteer Road do want the left turn onto

Volunteer Road. Council Member Kuczenski made a public request from Davie for accident statistics at that location. He read them to the public at the meeting and made copies available.

Mayor Breitreuz thanked the public for coming out on such a rainy night. He spoke on the proposed intersection changes off Sheridan Street turning left onto Volunteer Boulevard. He reached out to the Davie Town Council and asked for their support to oppose the left turn onto Volunteer Road. Mayor Breitreuz stated he had good conversations with two members of the Davie Town Council, one of them being Council Member Marlon Luis, in whose district the intersection is located. Davie Council Member Luis advised Mayor Breitreuz he will speak to the residents in Ivanhoe on the West side of Volunteer Road and advise them of the Town's concerns as this change would affect them as well. Regarding the fireworks ban referendum, Mayor Breitreuz agreed the Town is on the right path to correcting the issue as well as appreciating Council Member Allbritton's comments regarding the resolution should benefit the entire Town and not just one group. Mayor Breitreuz supported the Town contacting Broward County Mosquito Control Division regarding spraying. Mayor Breitreuz reminded the residents his "Q&A with the Mayor" is the upcoming Wednesday, July 14th. Lastly, Mayor Breitreuz wanted to recognize Joan Boyd, former Chair of the Rural Public Arts Board, and thank her for all her dedication to the Town.

9. Legal Comments

Town Attorney Poliakoff provided the phone number to Broward County Mosquito Control, as well as an easy online request form. He clarified to the Town Council they have 6 months until the Charter Amendments must be brought forward for consideration. He advised the Town Council they need to bring forth a resolution to appoint the Charter Review Committee as soon as possible. A discussion ensued regarding the makeup of the Charter Review Committee; if the Committee would be made up of residents of the Town, the Comprehensive Plan Advisory Board or The Town Council themselves. The Town Council then asked for some public input on the matter and it was agreed by the Town Council that they would each appoint a resident of the Town to represent the Charter Review Committee. Town Attorney Poliakoff also mirrored Mayor Breitreuz sentiments regarding Joan Boyd.

10. Administration Comments

Town Administrator Berns welcomed the Town Council back to in person meetings. He advised the Town Staff is in Town Hall and available for any questions or comments. Town Administrator Berns thanked Assistant Town Administrator Muñiz for filling in while he was on vacation.

Ordinance - 2nd Reading

11. AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AMENDING THE TEXT OF THE FUTURE LAND USE ELEMENT OF THE ADOPTED TOWN OF SOUTHWEST RANCHES COMPREHENSIVE PLAN ("COMPREHENSIVE PLAN") PERTAINING TO THE COMPATIBILITY OF FUTURE LAND USE MAP ("MAP") AMENDMENTS; PROVIDING FOR TRANSMITTAL TO THE STATE LAND PLANNING AGENCY AND OTHER REVIEW AGENCIES DEFINED IN F.S. 163.3184(1)(c); PROVIDING FOR RECERTIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND, PROVIDING FOR AN EFFECTIVE DATE. APPLICATION NO. PA-21-1.

{Approved on First Reading - April 22, 2021}

The following motion was made by Council Member Kuczenski, seconded by Council Member Jablonski and passed by a 5-0 roll call vote. The vote was as follows: Council Members Allbritton, Jablonski, Kuczenski, Vice Mayor Hartmann and Mayor Breitzkreuz voting yes.

MOTION: TO APPROVE THE ORDINANCE ON SECOND READING.

Resolutions

12. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING AN AGREEMENT WITH ENCOMPASS CSI, LLC TO PROVIDE JANITORIAL SERVICES AT TOWN HALL; APPROVING A THREE (3) YEAR SERVICE AGREEMENT WITH THREE (3) – ONE (1) YEAR OPTIONAL RENEWALS; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO ENTER INTO THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Council Member Jablonski, seconded by Vice Mayor Hartmann and passed by a 5-0 roll call vote. The vote was as follows: Council Members Allbritton, Jablonski, Kuczenski, Vice Mayor Hartmann and Mayor Breitzkreuz voting yes.

MOTION: TO APPROVE THE RESOLUTION.

13. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A PURCHASE ORDER TO TRAFFIC AND PARKING CONTROL CO., INC. IN THE AMOUNT OF THIRTY-SIX THOUSAND FOUR HUNDRED FORTY-THREE DOLLARS AND FIFTY-THREE CENTS (\$36,343.53) FOR THE PURCHASE OF A DOUBLE-SIDED MESSAGE BOARD; AUTHORIZING THE TOWN ADMINISTRATOR TO EXECUTE THE PURCHASE ORDER; APPROVING A BUDGET AMENDMENT TO THE FISCAL YEAR 2021 ADOPTED BUDGET; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Council Member Jablonski, seconded by Council Member Kuczenski and passed by a 5-0 roll call vote. The vote was as follows: Council Members Allbritton, Jablonski, Kuczenski, Vice Mayor Hartmann and Mayor Breitzkreuz voting yes.

MOTION: TO APPROVE THE RESOLUTION.

14. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, ESTABLISHING A POLICY TO REGULATE THE UTILIZATION AND ADMINISTRATION OF LICENSE PLATE READERS (LPRs) THROUGHOUT THE TOWN; ESTABLISHING STANDARDS FOR THE PROPER USE AND PROCEDURES TO BE USED BY THE TOWN'S POLICE SERVICES PROVIDER; AUTHORIZING THE TOWN ADMINISTRATOR TO IMPLEMENT THE OFFICAL LICENSE PLATE READER (LPR) POLICY; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Council Member Jablonski, seconded by Vice Mayor Hartmann and passed by a 5-0 roll call vote. The vote was as follows: Council Members Allbritton, Jablonski, Kuczenski, Vice Mayor Hartmann and Mayor Breitreuz voting yes.

MOTION: TO APPROVE THE RESOLUTION.

15. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AGREEING TO PIGGYBACK ONTO THE CLAY COUNTY, FLORIDA PRICING FOR THE PURCHASE AND INSTALLATION OF LANDSCAPE STRUCTURES INC.'S PLAYGROUND EQUIPMENT AND RELATED PRODUCTS AND SERVICES FOR THE SUNSHINE RANCHES EQUESTRIAN PARK FROM REP SERVICES, INC. IN THE AMOUNT OF TWENTY-SEVEN THOUSAND, NINE HUNDRED THIRTY ONE DOLLARS AND SIXTY-SIX CENTS (\$27,931.66); AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; APPROVING A BUDGET AMENDMENT TO THE FISCAL YEAR 2020/2021 BUDGET; AND PROVIDING AN EFFECTIVE DATE.

The following motion was made by Council Member Kuczenski, seconded by Council Member Allbritton and passed by a 5-0 roll call vote. The vote was as follows: Council Members Allbritton, Jablonski, Kuczenski, Vice Mayor Hartmann and Mayor Breitreuz voting yes.

MOTION: TO APPROVE THE RESOLUTION.

16. Approval of Minutes

a. May 27, 2021 Regular Meeting

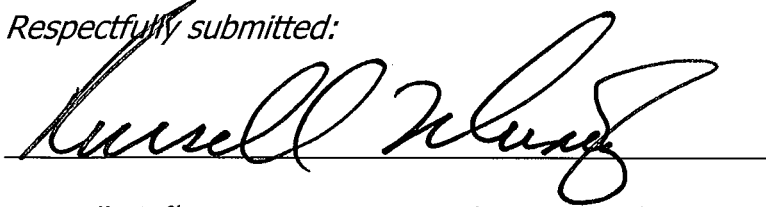
The following motion was made by Council Member Jablonski, seconded by Vice Mayor Hartmann and passed by a 5-0 roll call vote. The vote was as follows: Council Members Allbritton, Jablonski, Kuczenski, Vice Mayor Hartmann and Mayor Breitreuz voting Yes.

MOTION: TO APPROVE THE MAY 27, 2021 REGULAR MEETING MINUTES.

17. 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 12th day of August 2021



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.