

REGULAR MEETING MINUTES OF THE TOWN COUNCIL
Southwest Ranches, Florida

Thursday 7:00 PM

January 27, 2022

13400 Griffin Road

Present:

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

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 Breitzkreuz at 7:02 PM. Attendance was noted by roll call and was followed by the Pledge of Allegiance. Council Member Hartmann participated by phone.

3. Proclamation for Mayor's Monarch Pledge Day

The Mayor read the proclamation into the record.

4. Public Comment

The following members of the public addressed the Town Council: Newell Hollingsworth, Joe Altschul, Ruben Alen, George Cailis, James Krueger, William Grefe, and John Wegmann.

5. Board Reports

George Morris, Chair of the Drainage and Infrastructure Advisory Board, spoke. He advised there wasn't a January board meeting due to a scheduling conflict. Next he spoke about types of replacement grass the Board had discussed and decided based on factors, such as drought tolerance.

George Morris also spoke on behalf of the Aster Knight Parks Foundation regarding the Country Carnival that took place January 13-16, 2022. He provided an update, along with photos and a video and thanked the Town Council and staff for their support.

6. Council Member Comments

Vice Mayor Jablonski spoke about the Country Carnival and now that the 5-acre land is being utilized, he stated it might be time to construct a bathroom pavilion with septic tanks and electricity. It could satisfy State grant requirements when seeking additional funding. He asked if a motion needed to be made and a discussion ensued. There was a consensus among the Town Council to move forward and start investigating the aspects of constructing the pavilion. Vice Mayor Jablonski asked Town Administrator Berns to petition Broward County to erect bollards at SW 148th Avenue and Griffin Road, near the Shell Station. The location needs to be blocked off so no-one can cut through. He advised there is an article in the Town Newsletter that explains the Dark Sky ordinance that is in effect in the Town. He spoke about upcoming events in the Town such as the March 12th Schools and Education Advisory Board Barn Dance, Hazmat at the Barn also on March 12th, the Sikh Youth Association Unity in Diversity 5K Run/Walk that was

rescheduled to April 9th and the Easter Bunny coming to the Rolling Oaks Barn for the annual egg hunt on April 2nd. He then spoke about a conversation he had with Code Enforcement Director Julio Medina about reactive and proactive code reporting. Vice Mayor Jablonski asked him to identify one or two common violations that could be placed in the proactive reporting category to which Code Enforcement Director Medina stated, work without a permit and storage containers which covers about 80 to 90 percent of the code calls his department receives. Vice Mayor Jablonski asked the Town Council their thoughts and opinions on the topic. Mayor Breitkreuz agreed the code issues identified are the ones with the most issues, however he would like to investigate imposing different types or restrictions or regulations for them. Vice Mayor Jablonski requested the Town Council enact a zoning in progress for land use and rezoning, so the Town Council can control the timeline and requirements that may go with it.

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

MOTION: TO ACCEPT A ZONING IN PROGRESS FOR A PERIOD OF SIX MONTHS FOR ANY PROPERTIES REZONED FROM NON-RESIDENTIAL USE TO RESIDENTIAL USE AND PLACE A RESOLUTION FOR TOWN COUNCIL CONSIDERATION AT THE FEBRUARY 10, 2022 MEETING.

Last, Vice Mayor Jablonski formally announced his intent to run for re-election for the District 2 Town Council seat.

Council Member Hartmann congratulated the Aster Knight Parks Foundation for the success of the first carnival held in Southwest Ranches. He also thanked the residents that came to the meeting and expressed their concerns about the drainage and paving projects and hoped their questions were answered.

Council Member Allbritton thanked the Green Meadows residents that came to the meeting and he asked them to contact him in the upcoming weeks to speak about reinstating the Green Meadows Association and having a Zoom Meeting once a month. Next he stated it was an honor to represent the Town during his attendance at Broward Days in Tallahassee with the Town Council, Vice Mayor and Mayor. Council Member Allbritton spoke about the street signs being pulled up in Southwest Ranches and he spoke with Community Services Manager Emily Aceti and they are investigating what is happening. His personal slow down signs are also missing. Last, he announced the first meeting of the Public Safety and Traffic Committee on February 1, 2022 and he encouraged attendance from the residents.

Council Member Kuczenski spoke about the Sunshine Ranches HOA and how it first started. He advised Council Member Allbritton that communication is very important and having a vehicle, such as a mailer or a newsletter is a great start. He thanked a resident for expressing his opinion regarding home valuations and wetland determinations. He spoke about supporting the transition of the two most common code complaints from reactive to proactive. Council Member Kuczenski announced he is running for re-election and stated Council Member Hartmann was running for re-election as well. He addressed the issue of campaign signs being placed on properties without

advising the property owners and he would like to explore solutions. He spoke about the TSDOR project on Holatee Trail and he was glad to see it starting. He would also like to see SW 55th Street over to Hunter Lane if there is more federal funding available. Council Member Kuczenski spoke about the previous night's Sunshine Ranches HOA meeting and topics that were discussed. One of the topics that stood out involved new residents of Southwest Ranches and not knowing about the Town's Code of Ordinances that keep the Town's rural lifestyle such as the Dark Sky ordinance. Last, he spoke about Broward Days in Tallahassee and topics that are important to the Town and Town Council such as the statewide fireworks law. The Town tried to make an exception that would allow the Town to prohibit the use of fireworks; however, the Town Council found out the issue did not get approved, but Council Member Kuczenski stated he and the rest of the Town Council will not give up on the prohibition of fireworks within the Town of Southwest Ranches. Mayor Breitkreuz advised the Town Council is formulating a new ordinance or proposal for next year's Legislative Session and get other rural and equestrian communities to back the issue as well. Another Town issue that was discussed in Tallahassee was the lack of a fire station on the west side of Town that Council Member Kuczenski tried to champion, but the funding was not available to the Town. He also spoke about Bill CS/CS/SB 280 Regarding Local Ordinances that has already passed the Florida Senate and is pending in the House for approval which he feels is dangerous to local governments such as the Town.

Mayor Breitkreuz praised the Davie Police Department's "Extra Watch" program that residents can sign up for when they will be on vacation. A Davie police officer will make every effort to drive by the residence while the residents are away. He stated the Town is very fortunate to have the Davie Police Department for law enforcement and protection of the Town. Mayor Breitkreuz felt the Town needed better lines of communication with realtors, new residents and developers to make sure they understand the Town's ordinances. He is working with Andy on a document that will advise people our community. He congratulated Senior Procurement and Budget Officer Venessa Redman on obtaining her Certified Professional Public Buyer certification. Last, Mayor Breitkreuz spoke about supporting the Town of Davie's proposal for a no left turn at east Sheridan Street and SW 148th Avenue/Volunteer Road as it aligns with the Town's stance as well. Town Attorney Poliakoff asked the Mayor to allow him to draft a resolution supporting the Town of Davie's plan.

Mayor Breitkreuz requested that due to the late hour and being that a representative from the Broward County Board of Rules and Appeals was on hand, that item 10 be moved out of order.

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

MOTION: TO MOVE ITEM 10 AHEAD OF LEGAL AND ADMINISTRATIVE COMMENTS AND ITEM 9 IN THE MEETING ORDER.

Resolution

10. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE ISSUANCE OF A PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED FIFTEEN THOUSAND DOLLARS AND ZERO CENTS (\$15,000.00) TO ADVANCED KIOSK FOR A SELF-SERVICE LOBBY KIOSK; APPROVING A FY 2021-2022 BUDGET ADJUSTMENT FROM THE GENERAL FUND; 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 Hartmann, seconded by Council Member Kuczenski and passed by a 5-0 roll call vote. The vote was as follows: Council Members Allbritton, Hartmann, Kuczenski, Vice Mayor Jablonski and Mayor Breitzkreuz voting yes.

MOTION: TO APPROVE THE RESOLUTION.

7. Legal Comments

There were no legal comments.

8. Administration Comments

Town Administrator Berns offered his congratulations to Senior Procurement and Budget Officer Venessa Redman on obtaining her Certified Professional Public Buyer certification and he looks forward to working with her on future improvements to the procurement process.

Ordinance – 1st Reading

9. AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AMENDING ALL SECTIONS OF THE TOWN OF SOUTHWEST RANCHES' PROCUREMENT CODE, CODIFIED IN THE TOWN'S CODE OF ORDINANCES, INCLUDING TO MODIFY THE PURCHASING THRESHOLDS; BRINGING THE PROCUREMENT CODE INTO CONFORMITY WITH RECENTLY ENACTED 2 CFR 200 FEDERAL REGULATIONS, STATE STATUTES AND BROWARD COUNTY CODE; TO PROVIDE AUTHORIZATION FOR THE USE OF ELECTRONIC TRANSMISSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN'S CODE OF ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE. {Second Reading to be held February 10, 2022}

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

MOTION: TO APPROVE THE ORDINANCE.

Resolutions

11. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A PURCHASE ORDER PIGGYBACKING OFF OF THE CITY OF FORT LAUDERDALE'S AGREEMENT WITH E-SCIENCES INCORPORATED FOR ENVIRONMENTAL PERMITTING SERVICES IN THE AMOUNT OF TWENTY THOUSAND TWO HUNDRED EIGHTY DOLLARS AND ZERO CENTS (\$20,280.00) FOR THE TOWN'S ANNUAL REPORT REQUIRED BY THE

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PERMIT NUMBER FLS000016-004; AUTHORIZING THE TOWN ADMINISTRATOR TO EXECUTE THE PURCHASE ORDER; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

12. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, SUPPORTING THE ADVANCEMENT OF THE GREEN MEADOWS DRAINAGE PROJECT (SWRA-022) FOR BROWARD COUNTY TRANSPORTATION SURTAX PROGRAM FUNDING; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS DEEMED NECESSARY TO HELP EFFECTUATE THE INTENT OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

The following motion was made by Council Member Allbritton seconded by Vice Mayor Jablonski and passed by a 5-0 roll call vote. The vote was as follows: Council Members Allbritton, Hartmann, Kuczenski, Vice Mayor Jablonski 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 AN AGREEMENT WITH NEWGEN STRATEGIES AND SOLUTIONS LLC IN AN AMOUNT NOT TO EXCEED OF FORTY-NINE THOUSAND SIX HUNDRED SIXTY-EIGHT DOLLARS AND ZERO CENTS (\$49,680.00) FOR DRAFTING OF THE SOLID WASTE REQUEST FOR PROPOSAL SPECIFICATIONS INCLUDING RECYCLING, COLLECTION, PROCESSING AND DISPOSAL SERVICES; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO ENTER INTO AN AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION AND CORRECT A SCRIVENORS ERROR CORRECTING THE AMOUNT TO \$49,680.00.

14. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING AN AGREEMENT WITH BACALLAO CONSTRUCTION & ENGINEERING DEVELOPMENT, LLC (BC&E) IN THE AMOUNT OF FIVE HUNDRED SEVENTY-SEVEN THOUSAND THREE HUNDRED NINETY-THREE DOLLARS AND FORTY-TWO CENTS (\$577,393.42) TO COMPLETE THE HANCOCK ROAD GUARDRAIL IMPROVEMENTS, AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR, AND TOWN ATTORNEY TO ENTER INTO AN AGREEMENT; APROVING

A BUDGET AMENDMENT TO THE FISCAL YEAR 2021-2022 ADOPTED BUDGET; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

15. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING WITH BROWARD COUNTY AND OTHER PARTICIPATING MUNICIPALITIES REGARDING COLLABORATIVE STUDY AND SUBSEQUENT DEVELOPMENT OF AN INTEGRATED SOLID WASTE AND RECYCLING SYSTEM, ATTACHED HERETO AS EXHIBIT "A" AND INCORPORATED HEREIN, AND AUTHORIZING THE PROPER TOWN OFFICIALS TO EXECUTE; AUTHORIZING THE EXPENDITURE OF FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; 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, Hartmann, Kuczenski, Vice Mayor Jablonski and Mayor Breitreuz voting yes.

MOTION: TO APPROVE THE RESOLUTION.

16. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A CHANGE ORDER TO THE AGREEMENT WITH WEEKLEY ASPHALT PAVING, INC. IN THE AMOUNT OF SEVENTY-TWO THOUSAND NINE HUNDRED FIFTY-FOUR DOLLARS AND ZERO CENTS (\$72,954.00) TO COMPLETE THE BROWARD COUNTY SURTAX FUNDED TRANSPORTATION SURFACE DRAINAGE AND ONGOING REHABILITATION OF SW 128TH AVENUE, SW 130TH AVENUE (MELALEUCA ROAD), SW 133RD AVENUE, SW 135TH AVENUE (LUPO LANE), AND SW 136TH AVENUE (HOLATEE TRAIL) (BC-SWRANCHES-FY2020-00003); AUTHORIZING THE TOWN ADMINISTRATOR TO AMEND THE PURCHASE ORDER; AND PROVIDING AN EFFECTIVE DATE.

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

MOTION: TO APPROVE THE RESOLUTION.

- 17. ANNUAL REVIEW OF CHARTER OFFICIALS**
- a. Andrew Berns**
 - b. Russell Muñiz**
 - c. Martin Sherwood**

17a

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

MOTION: TO APPROVE A \$9,500.00 BONUS FOR TOWN ADMINISTRATOR ANDREW BERNIS

17B

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

MOTION: TO APPROVE AN INCREASED SALARY OF \$135,600.00 ALONG WITH A SIGNED 3 YEAR CONTRACT RETROACTIVE TO JANUARY 1ST, 2022 FOR ASSISTANT TOWN ADMINISTRATOR/TOWN CLERK RUSSELL MUÑIZ.

17C

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

MOTION: TO APPROVE AN \$8,750.00 BONUS FOR TOWN FINANCIAL ADMINISTRATOR MARTIN SHERWOOD.

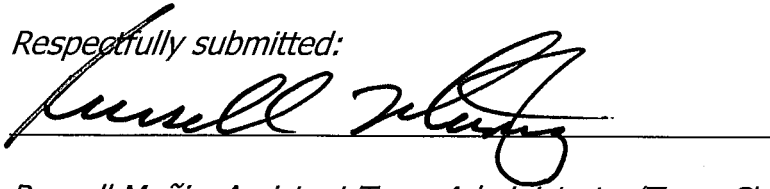
Final Administration Comments

Town Administrator Bernis thanked the Town Council for their organization, cohesiveness and respectfulness, he thanked Town Attorney Poliakoff for the working relationship he has with the Town, he thanked Town Staff, he thanked Town Financial Director Sherwood for his expert knowledge and genuine caring of the Town and last, he thanked Assistant Town Administrator/Town Clerk Muñiz for everything he does and the Town is in good hands.

18. Adjournment

Meeting was adjourned at 11:07 p.m.

Respectfully submitted:



A handwritten signature in black ink, appearing to read "Russell Muñiz", written over a horizontal line.

Russell Muñiz, Assistant Town Administrator/Town Clerk

Adopted by the Town Council on this 24th day of February, 2022.



A handwritten signature in black ink, appearing to read "Steve Breitzkreuz", written over a horizontal line.

Steve Breitzkreuz, 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.