

MINUTES

PARKLAND CITY COMMISSION MEETING

JANUARY 4, 2006

7:00 P.M.

I CALL TO ORDER 7:09 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Commissioner Mimi Ribotsky
Commissioner Tracey McGilvray
Vice Mayor Debby Beck
Commissioner Michael Udine
Mayor Robert Marks

Also Present:

Mark Lauzier, City Manager
Andrew Maurodis, City Attorney
Caryn Gardner-Young, Assistant City Manager
Brian Archer, Environmental Resources Director
James Cowen, Parks and Recreation Director
Dave Carry, BSO Police Chief
Sandra Couzzo, City Clerk

II APPROVAL OF MINUTES

NONE

III PUBLIC INPUT

Marie Gosser of Pinetree Estates spoke regarding code enforcement. She understood that an outside independent company would be hired for the job, for which she expressed her appreciation. She also spoke regarding the 55+ Club, founded and run by she and her husband. Commenting on its success, she stated that it was a 501(c)3 non-profit organization and that no fundraising had taken place.

As there were no further comments, Mayor Marks closed to the public.

IV COMMENTS BY MAYOR AND COMMISSION

Comments by Commissioner Ribotsky:

- Apologized for having missed the last meeting due to the effects of the Chalks Airlines accident on her air travel.
- Recalling past discussions about University Drive, congestion on Holmberg Road, and the 441 charrette, she suggested that people were avoiding the Sawgrass toll, particularly trucks. She believed the congestion on Holmberg Road would continue, and she suggested that the City should research what might be requested through lobbying in an effort to waive the tolls and alleviate some traffic.
- Recalled previous discussions about a post-Wilma workshop, and hoped it would soon take place.
- Asked that the Commission be updated on the FEMA reimbursement for the swales and drainage in the Ranches. As she would attend the Pinetree Water Control District meeting on the following day, she was sure it would be discussed and an update from the City's perspective would be important.
- As to code enforcement and outsourcing the Board, she suggested consideration of adding either a part-time inspector or outsourcing code enforcement. She noted that BSO offered those services elsewhere, but had no knowledge of the cost. She was concerned about keeping pace as the City has expanded.
- Noted that, within the last month, two or three Parkland businesses had closed. She was concerned about their ability to succeed, and she asked that the sign code be reexamined -- to help businesses while remaining tasteful and in Parkland character.
- The concert has been set for Saturday, March 25th, starting at 3:00 p.m. The search for a lead band was continuing; they will try to bring back Randy the Violinist and will introduce a teen "garage" band, to be selected by the recently-formed Teen Advisory Committee. The theme will be "Peace in Parkland."
- Thanked the Sheriff's Office for motorized scooter enforcement. She reiterated their dangers and related a story about an injury near her home. Despite their dangers, "Santa" had delivered more to the area, and she asked BSO for extra patrols.
- Noted that the City Clerk's Office had been performing many of the duties of the Assistant City Manager. Other staff had been awarded bonuses for performing extra duties, and she recommended that a one-time bonus, \$1,000 to the City Clerk and \$500 to the Assistant City Clerk, be paid to them. Vice Mayor Beck agreed that it was appropriate and believed that the City needed more staff. There was Commission consensus.

Comments by Commissioner Udine:

- Wished everyone a happy and health New Year, and he looked forward to a productive year.

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- Advised that the Unsafe Structures Board of Broward County had recently met and had discussed the house in Parkland Isles. The Board agreed with Building Official Margaret Bertolami's recommendation to have either the repairs made or the appropriate demolition. The City would move forward through the Association and the County's Unsafe Structures Board.
- Spoke to representatives of the North Springs Improvement District. Elementary School "Z" drainage issues would not be discussed until their February agenda due to problems within their engineering packet.
- Recalled budget discussions about having "Movies in the Park" at Terramar. It would be a nice thing for residents and their children after enduring the hurricane and while it was still cool.

Comments by Vice Mayor Beck:

- Recalling the EAR discussion and the land with drainage problems on the south side of the Sawgrass Expressway, she asked that staff thoroughly research the implication and liability to the City before the annexation of Country Acres. She did not want the City to become responsible for the entire south side of the Sawgrass Expressway when the majority of it abutted Coral Springs. She believed there should first be an understanding with the County.
- Renewed her request for an update on the Ranches maintenance plan, which would include the drainage issues addressed by Commissioner Ribotsky and the other areas of resident concern.
- Recalled that the capital improvement program had included paving improvements. She asked for a status report, particularly on the Pinetree road entrances. She believed this project should be given urgent priority.
- Has heard from the tennis community that many facilities have closed since Hurricane Wilma. She asked that the Parks and Recreation Board consider including tennis courts in the Pine Trails Park plan.
- The Country Point Master Association, responsible for the eastern gateway to the City, has asked for a partnership with the City in restoring it – perhaps through the supply of plants or trees.
- The "Spirit of the City" celebration for the VIPs (Volunteers Improving Parkland) would take place on Saturday, January 21st, following the Public Safety Building dedication at 5:30 p.m. She asked that the Commissioners help choose T-shirt color.

Comments by Mayor Marks:

- Referring to Commissioner Ribotsky's comments about the 441 charrette, he noted that the Commission had not taken a position about widening State Road 7 to eight lanes.
- Agreed that a post-Wilma hurricane workshop should be held and that the City should fast-track the requirement for gas station generators.
- Acknowledged that code enforcement in the Ranches was a problem due to some gray areas, causing the frustration of residents. He assured that the City was working on a complete regulation review.

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- As to schools, he noted that the City advocated but did not have control. The City had worked diligently with developers for donated land or to provide opportunities for School Board purchase. He read an e-mail from Keith and Associates to the School Board about the Elementary School “Z” site and the conceptual drainage permit. The Mayor stated he did not understand the holdup on the part of the School Board, but he assured the City’s continuing contact to move the process along.
- Regarding the Code Red alert system, the Mayor strongly urged that the City investigate its use to alert residents to major events or emergencies.
Chief Carry related information about a missing person event of the previous week. He stated that BSO had piggybacked “A Child is Missing” system for telephone notification since this emergency necessitated a speedy response, and the City Manager was informed after the incident. He gave additional information about the incident, the requirements for a broadcast call, and the script of the recorded message.
- Was surprised to learn that Engel Homes had a current contract to purchase the Shield site. His understanding was that there would be no change in the concept – just a new developer. As the Commission was specific about the development, any changes would require the purchaser to return to square one. The school site could not be lost.
- Asked that the Commission be updated on the Beaty parcel.

Comments by Commissioner McGilvray:

- Requested an update on the tree replacement program.

V PROCLAMATIONS AND SPECIAL RECOGNITIONS

1. PROCLAMATION: MARTIN LUTHER KING JR. DAY

Mayor Marks moved to the podium and read the proclamation for “Martin Luther King, Jr., Day” on Tuesday, January 17th.

The proclamation was accepted by Assistant City Manager Caryn Gardner-Young on behalf of the Library, where it will be displayed. She spoke of the Library’s programmed event, which would include screening of the video testimonials about Dr. King. She noted that information about the event was in the City’s newsletter as well as on the website.

2. PROCLAMATION: PARKLAND FAMILY FITNESS

Mayor Marks invited Alan Harding, representing the Race Management Committee for Family Fitness Day and the Audi-sponsored 10K Run in Parkland, to the podium. Mayor Marks read the proclamation for this 14th Annual event at Pine Trails Park on January 15th.

Mr. Harding thanked the Commission and staff for the proclamation and their support, and he handed out race T-shirts for the event.

VI APPROVAL OF AGENDA

Vice Mayor Beck asked that Consent Agenda Item No. 2 be pulled, and Mayor Marks indicated that he wished to comment on Consent Agenda Item No. 1.

CONSENT AGENDA

#1. RESOLUTION NO. 2006-02: URGING FLORIDA LEGISLATURE TO SUPPORT ISSUES

COMMENTS: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, URGING MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FOLLOWING ISSUES DURING THE 2006 LEGISLATIVE SESSION.

#2. RESOLUTION NO. 2006- 03: BROWARD CULTURAL COUNCIL DESIGN ARTS PROGRAM GRANT APPLICATION

COMMENTS: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA TO AUTHORIZE THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE BROWARD CULTURAL COUNCIL DESIGN ARTS PROGRAM GRANT APPLICATION.

MOTION made by Vice Mayor Beck to move the Consent Agenda items to the end of the meeting.

MOTION passed unanimously.

REGULAR AGENDA

1. RESOLUTION NO. 2005-89: DEOSARAN ESTATE PLAT

COMMENTS: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, FOR APPROVAL OF DEOSARAN ESTATE PLAT; APPROXIMATELY 2.9 ACRES LOCATED ON NW 63RD WAY IN PINE TREE ESTATES; CASE NO. 02-PT-05. (Quasi-Judicial)

City Manager Lauzier read the title of Resolution No. 2005-89.

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Assistant City Manager Caryn Gardner-Young explained this request to subdivide a 2.9 acre parcel within Pinetree Estates into two single-family residential lots. Staff had reviewed the request, particularly with respect to zoning and land use, and she noted that other lots in the area had been previously subdivided with the approval of the Commission. Plat information and impact analysis were provided, and the item was reviewed by the Development Review Committee. Code requirements, including concurrency, have been met. Also reviewed by the Planning and Zoning Board, they recommended approval on a 7-0 vote. Staff recommended approval, subject to the conditions as outlined in the Resolution and as agreed to by the petitioner. Ms. Gardner-Young asked that the file be included as part of the record.

Petitioner Seupersad Deosaran waived the quasi-judicial proceeding.

Commissioner Ribotsky believed the third sentence of the agenda summary was erroneously included. Additionally, the Commissioner commented that the student generation rate was "out of control." She asked the City Manager to study the last 10 to 20 homes approved under similar circumstances, to find out how many students actually resided at each home, and then to send a letter to the School Board to provide them accurate information about the students. She believed it important to have concrete data.

MOTION made by Commissioner Ribotsky to formally direct the City Manager to get the data and send the School Board a letter.

Mayor Marks spoke regarding concurrency and read from the School Board letter regarding the Student Impact Analysis for this property, which was not anticipated to generate additional students for Broward County schools. He noted that the City had fought the flawed student generation formula for years, and he supported the study proposed by Commissioner Ribotsky.

MOTION seconded by Vice Mayor Beck.

MOTION passed unanimously.

Commissioner Udine noted this letter, which the Commission recognized was wrong, accompanied each request, but the letter is accepted because the Commission has had no one to question. He suggested the letter writer should appear before the Commission to answer questions. He would vote in favor of the proposal, but suggested to staff that an individual to testify about the letter should be considered for the future.

Vice Mayor Beck agreed with Commissioner Udine. She noted it was a common issue and, to further the suggestion of Commission Ribotsky, she suggested doing a total student count of Pinetree and the Ranches for comparison with the School Board calculations.

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Mayor Marks again spoke regarding concurrency. He explained the School Board's formula: students from two housing units or less were not counted, nor were dollars paid into the system to provide for additional students; larger developments mitigated through an impact fee. He noted that houses containing more than four bedrooms were also not taken into account in the formula. The Mayor indicated he would vote in favor of the application, but noted that he and the Commissioners had taken this opportunity to again express displeasure with the School Board and its incorrect student generation formula.

Vice Mayor Beck asked whether the Development Review Committee comments about fire hydrant installation and associated matters had been resolved. Ms. Gardner-Young responded that Fire Department comments concerned Coral Springs' regulations, having forgotten that Pinetree does not have fire hydrants and were otherwise addressed.

Mayor Marks questioned the process with the Army and wetlands review. Ms. Gardner-Young explained that the Army Corps of Engineers reviewed the wetlands to determine importance and what was required to mitigate or maintain it. If the Army Corps of Engineers does not have jurisdiction, the responsibility would then fall to the County.

The Mayor recalled there were certain lots in Pinetree with this issue, and he asked if the Environmental Resource Director had initially reviewed the property to determine a wetland issue. Mr. Archer responded in the affirmative; if staff felt there was a chance of jurisdiction, the County was notified as well as the property owner. They would need to resolve the situation before permits were issued.

Commissioner Ribotsky asked regarding the 2005 Resolution number. Mr. Maurodis stated that, as to legal sufficiency, it did not matter, and City Clerk Sandra Couzzo indicated the number had been assigned in 2005.

MOTION made by Commissioner Ribotsky to approve Resolution No. 2005-89, Deosaran Estate Plat. Seconded by Vice Mayor Beck.

ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

MOTION passed unanimously.

2. **RESOLUTION NO. 2005-81: PARKLAND GOLF & COUNTRY CLUB – POD 3 & 4 SITE PLAN**

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COMMENTS: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, FOR SITE PLAN APPROVAL FOR POD 3 & 4 ENTRY FEATURES WITHIN THE PARKLAND GOLF & COUNTRY CLUB; CASE NO. 08-SP-05. (Quasi-Judicial)

City Manager Lauzier read the title of Resolution No. 2005-81.

Assistant City Manager Caryn Gardner-Young briefed the Commission on this request for approval of the entry features of Pods 3 and 4 of the Parkland Golf & Country Club, a requirement of the Development Order as well as a Code requirement. The petition had been reviewed by the Development Review Committee, and staff had determined that it met or exceeded Code requirements and recommended approval with the conditions as outlined in the Resolution. The petitioner had agreed to the conditions of approval, and the Planning and Zoning Board had also reviewed and recommended approval of the item.

Mayor Marks noted that the sixth Whereas clause indicated that the Planning and Zoning Board had approved the item on a 7-0 vote, yet the draft Minutes reflected a 6-0 vote. Ms. Gardner-Young indicated she would confirm that number.

Petitioner Scott Davidson on behalf of WCI Communities waived the quasi-judicial procedures. Also present were Howard Nelson with Bilzin, Sumberg and Bob Ditthardt and Tara Patton with WCI Communities.

Mr. Davidson gave a brief PowerPoint presentation to review the entry features for Pods 3 and 4, and he reiterated their agreement with all conditions of approval. He noted the pedestrian orientation and architectural and landscape features.

Commenting on the concerns of the Planning and Zoning Board, Mr. Davidson categorized WCI's relationship with the Building Department as very good, and he believed the hiring of a general contractor had helped to expedite plan review.

Responding to Mayor Marks request for the status of several projects, Mr. Davidson offered that the roundabout north of the bridge, before the clubhouse, was complete; the roundabout south of the bridge was under construction, with completion anticipated for March or April. Plans for the Lost Garden rotary to the south were underway.

Vice Mayor Beck asked about the communities. Mr. Davidson indicated that Pod 3 would be single family homes with 100-foot lots; Pod 4 would also be single family with 130-foot lots.

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MOTION made by Commissioner Udine to approve Resolution No. 2005-81, Parkland Golf & Country Club – Pod 3 and 4 Site Plan, as amended. Seconded by Commissioner McGilvray.

ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

MOTION passed unanimously.

3. ORDINANCE NO. 2005-31: COMPREHENSIVE PLAN AMENDMENT

COMMENTS: FIRST READING OF AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA RELATING TO ADOPTION OF A NEW FUTURE LAND USE CATEGORY ENTITLED “CONSERVATION”; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

City Manager Lauzier commented that this item related to Items 4, 5, 6, 7, 8, and 9.

Mr. Lauzier read the first reading of Ordinance No. 2005-31.

Assistant City Manager Caryn Gardner-Young explained the City could make two Comprehensive Plan Amendments each year. She indicated that the category of “Conservation” was the creation of a new land use designation (or text change), and that the subsequent Comprehensive Plan Amendments were considered map changes, which changed the parcels to the new Conservation designation. These were a staff-initiated request, and considered the first round of the 2006 Comprehensive Plan changes. Ms. Gardner-Young believed these changes were an appropriate update as the interlocal agreements with Broward County had limited activities, but the designation had allowed activities over and above what were allowed within the agreements. She did not want the City placed in a difficult situation. Most preservation properties within the City have typically been given Park designation; the Conservation designation would continue these lands in their passive nature without affecting their current existing activities on each property while meeting the obligation with Broward County. Ms. Gardner-Young noted that the land use designation also limited the building to take place on the properties because the intention was to leave the land in a preserved, open-space nature.

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Mayor Marks asked if Section 1 might be clarified regarding the non-residential land use, and Ms. Gardner-Young indicated that she and Mr. Maurodis would work on that language.

Ms. Gardner-Young added this was the first reading of Ordinance No. 2005-31, and it would be transmitted to the Department of Community Affairs. These changes would not take effect until second reading, following its return from the DCA.

Mayor Marks opened to the public. There were no comments or questions, and the Mayor closed to the public.

Vice Mayor Beck complimented staff on these changes for the benefit of the City. She questioned the limitation of the maximum five percent building coverage and the definition of FAR. Ms. Gardner-Young provided that FAR was defined as Floor Area Ratio; building floor space, including a combination of multiple floors, could be no more than five percent. The Vice Mayor asked if there may be a future conflict on the Fire Station site in this respect. Ms. Gardner-Young anticipated that the Fire Station site would be given a designation of Community Facilities in the near future.

Vice Mayor Beck asked if the noise and activity of sirens, fire engines, and public access could be considered in conflict with these nearby Conservation sites. Ms. Gardner-Young indicated this was not a concern and that, typically, there was deference to government services.

The Vice Mayor questioned whether an open-air pavilion on the site would be considered part of the five percent, and Ms. Gardner-Young confirmed that it would be. While she did not anticipate a problem, she suggested that now would be the appropriate time to increase the five percent.

Mayor Marks commented that the designation of Conservation may be premature in that fully developed plans have not been adopted for certain locations. Ms. Gardner-Young indicated that, in the case of Margate-Blount, the Conservation designation would be given to the area of the Indian mound only. It would assist the City in obtaining grant monies and getting an archaeological or historical designation for an educational facility. The Mayor noted that facilities for the location of Lox Road and Parkside Drive were still under consideration, and Ms. Gardner-Young offered that these Conservation designations had been segregated. Separate and distinct would be another packet for correct designations of the dog park area, the fire station, and the equestrian center expansion.

Commissioner McGilvray asked regarding the format for Conservation. Ms. Gardner-Young responded that this was a compilation of what she believed the best of other areas. Land use amendments affected the broad picture; the issue of zoning and site planning would make it even more specific.

MOTION made by Vice Mayor Beck to approve Ordinance No. 2005-31, Comprehensive Plan Amendments. Seconded by Commissioner Udine.

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ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

MOTION passed unanimously.

4. ORDINANCE NO. 2005-33: AMENDING THE FUTURE LAND USE MAP - 38 ACRE PARCEL, R-1 TO CONSERVATION

COMMENTS: FIRST READING OF AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA AMENDING THE FUTURE LAND USE MAP OF THE CITY OF PARKLAND, AS DESIGNATED IN EXHIBIT A CONSISTING OF 38 ACRES FROM RESIDENTIAL – 1 (R-1) TO CONSERVATION (38 ACRES); CONTAINING A SEVERABILITY CLAUSE; CONTAINING AN EFFECTIVE DATE; CASE NO. 02-SC-05.

City Manager Lauzier read the first reading of Ordinance No. 2005-33.

Mayor Marks opened to the public. There were no comments or questions, and the Mayor closed to the public.

Mayor Marks noted that, of the six Land Use Map changes, only Section 1 of Ordinance No. 2005-36 should be corrected to reflect 6.08 acres.

MOTION made by Commissioner Udine to approve Ordinance No. 2005-33, Amending the Future Land Use Map – 38 Area Parcel, R-1 to Conservation. Seconded by Commissioner Ribotsky.

ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

MOTION passed unanimously.

5. ORDINANCE NO. 2005-34: AMENDING THE FUTURE LAND USE MAP - (FOREMAN) PARK TO CONSERVATION

COMMENTS: FIRST READING OF AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE CITY OF PARKLAND, AS DESIGNATED IN EXHIBIT A CONSISTING OF 20 ACRES FROM PARK TO CONSERVATION (FOREMAN); CONTAINING A SEVERABILITY CLAUSE; CONTAINING AN EFFECTIVE DATE; CASE NO. 03-SC-05.

City Manager Lauzier read the first reading of Ordinance No. 2005-34.

MOTION made by Commissioner Ribotsky to approved Ordinance No. 2005-34, Amending the Future Land Use Map – Park to Conservation (Foreman). Seconded by Commissioner Udine.

ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

MOTION passed unanimously.

6. ORDINANCE NO. 2005-35: AMENDING THE FUTURE LAND USE MAP – (MARGATE-BLOUNT) COMMERCIAL TO CONSERVATION

COMMENTS: FIRST READING OF AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE CITY OF PARKLAND, AS DESIGNATED IN EXHIBIT A CONSISTING OF 3.7 ACRES FROM COMMERCIAL TO CONSERVATION (MARGATE-BLOUNT); CONTAINING A SEVERABILITY CLAUSE; CONTAINING AN EFFECTIVE DATE; CASE NO. 04-SC-05.

City Manager Lauzier read the first reading of Ordinance No. 2005-35.

MOTION made by Vice Mayor Beck to approve Ordinance No. 2005-35, Amending the Future Land Use Map – (Margate-Blount) Commercial to Conservation. Seconded by Commissioner Udine.

ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

MOTION passed unanimously.

7. ORDINANCE NO. 2005-36: AMENDING THE FUTURE LAND USE MAP - (PARKSIDE TRAILSHEAD) COMMERCIAL TO CONSERVATION

COMMENTS: FIRST READING OF AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE CITY OF PARKLAND, AS DESIGNATED IN EXHIBIT A CONSISTING OF 6.08 ACRES FROM COMMERCIAL TO CONSERVATION (PARKSIDE TRAILSHEAD); CONTAINING A SEVERABILITY CLAUSE; CONTAINING AN EFFECTIVE DATE; CASE NO. 05-SC-05.

City Manager Lauzier read the first reading of Ordinance No. 2005-36.

MOTION made by Commissioner McGilvray to approve Ordinance No. 2005-36, Amending the Future Land Use Map – (Parkside Trailshead) Commercial to Conservation, as amended. Seconded by Vice Mayor Beck.

ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes

Mayor Marks	Yes
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MOTION passed unanimously.

8. ORDINANCE NO. 2005-37: AMENDING THE FUTURE LAND USE MAP – (TERRAMAR PRESERVE) PARK TO CONSERVATION

COMMENTS: FIRST READING OF AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, AMENDING THE FUTURE LAND USE MAP OF THE CITY OF PARKLAND AS DESIGNATED IN EXHIBIT A CONSISTING OF 9 ACRES FROM PARK TO CONSERVATION (TERRAMAR PRESERVE); CONTAINING A SEVERABILITY CLAUSE; CONTAINING AN EFFECTIVE DATE; CASE NO. 06-SC-05.

City Manager Lauzier read the first reading of Ordinance No. 2005-37. Mr. Lauzier noted that the case number should be corrected to that as assigned by the Planning and Zoning Board; the number would be corrected to 06-SC-05.

MOTION made by Vice Mayor Beck to approve Ordinance No. 2005-37, Amending the Future Land Use Map – (Terramar Preserve) Park to Conservation, as corrected. Seconded by Commissioner Ribotsky.

ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

MOTION passed unanimously.

9. ORDINANCE NO. 2005-38: AMENDING THE FUTURE LAND USE MAP – (TERNBRIDGE PRESERVE) PARK TO CONSERVATION

COMMENTS: FIRST READING OF AN ORDINANCE OF THE CITY

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COMMISSION OF THE CITY OF PARKLAND, FLORIDA,
AMENDING THE FUTURE LAND USE MAP OF THE
CITY OF PARKLAND AS DESIGNATED IN EXHIBIT A
CONSISTING OF 3.4 ACRES FROM PARK TO
CONSERVATION (TERNBRIDGE PRESERVE);
CONTAINING A SEVERABILITY CLAUSE;
CONTAINING AN EFFECTIVE DATE; CASE NO. 07-SC-
05.

City Manager Lauzier read the first reading of Ordinance No. 2005-38.

Vice Mayor Beck noted that her home would have been among those notified, and she asked about assuring receipt of the notification letters and identification of the envelopes. City Clerk Sandra Couzzo indicated that the envelopes had "City of Parkland" as the return address and a label showing the addressee. Recalling having seen the envelopes, the Vice Mayor remarked that the envelopes appeared "junk mail," and she suggested some type of official marking and that the methods of other cities be investigated. Commissioner Ribotsky recommended that the envelope could be marked "Meeting Notice Enclosed" for an added alert, and the Vice Mayor agreed.

Mayor Marks asked why some envelopes had been addressed to "Resident" rather than individual names, and Commissioner Ribotsky believed it better as "Resident" as a stale database could cause mail to be forwarded to a former owner. Ms. Gardner-Young could not explain why some letters had been addressed to "Resident," and she indicated that separate notices were mailed for the Planning and Zoning Board and the Commission meetings. Discussion ensued. Mayor Marks suggested that special envelopes for public notice be considered.

MOTION made by Commission Ribotsky to approve Ordinance No. 2005-38, Amending the Future Land Use Map – (Ternbridge Preserve) Park to Conservation. Seconded by Vice Mayor Beck.

ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

MOTION passed unanimously.

CONSENT AGENDA

#1. RESOLUTION NO. 2006-02: URGING FLORIDA LEGISLATURE TO SUPPORT ISSUES

COMMENTS: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, URGING MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FOLLOWING ISSUES DURING THE 2006 LEGISLATIVE SESSION.

City Manager Lauzier read the title of Resolution No. 2006-02. He noted that the issues were specifically listed.

Mayor Marks noted that first item had been requested by the Florida League of Cities, and he suggested that a copy should be sent to them through their inclusion in Section 2.

MOTION made by Commissioner Udine to approve Resolution No. 2006-02, as amended. Seconded by Vice Mayor Beck.

ROLL CALL VOTE:

Commissioner Ribotsky	*
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

* Commissioner Ribotsky was out of the room.

MOTION passed unanimously.

#2. RESOLUTION NO. 2006- 03: BROWARD CULTURAL COUNCIL DESIGN ARTS PROGRAM GRANT APPLICATION

COMMENTS: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA TO AUTHORIZE THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE BROWARD CULTURAL COUNCIL DESIGN ARTS PROGRAM GRANT APPLICATION.

City Manager Lauzier read the title of Resolution No. 2006-03. He commented that signature signage was a low priority item within the lengthy list of goals and objectives in the Strategic Plan. Staff wished

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to be responsive to the needs of the City, regardless of the priority assigned, and this program may provide the opportunity for assistance to move forward more quickly.

Assistant City Manager Caryn Gardner-Young explained this was a program for design only and would enable a municipality to obtain design services for a specific project, ranging from an architectural design for a building to “branding” signage for the City’s entry features, parks, or trails. She indicated the program had an approved list of 20 to 25 designers; designers outside of the approved list must first be qualified with Broward County, which most designers did not wish to do. Only five of the approved did “branding,” but some were already committed to other projects for the next year; the funding must be expended during a one-year period. Artists must be convinced to commit to our project. Ms. Gardner-Young indicated that an artist must be included in the grant application, but that three artists could be listed as alternates, one of which would ultimately be used. She cautioned that this application period was in one to two weeks, with the next period in two months; each period resulted in more applications and, as a result, fewer funds would be available.

Ms. Gardner-Young noted that this \$15,000 grant did not require any funds from the City in order to compete for the grant. The \$15,000 would cover the design services, as well as other services the designer might feel necessary, such as a landscape architect and a charrette to invite the public for their ideas and input.

Vice Mayor Beck thanked staff for being creative and finding a way to accomplish the signage. Her concern was in the selection of the designer and whether the City might be locked into the process. She noted that she and Commissioner Ribotsky had requested samples of a designer’s work, which she passed down the dais, and stated that it was not what had been expected. The Vice Mayor felt that having only a few designers from which to choose was very limiting, and the City’s design must “measure up” to the beautiful signage of some of the City’s communities. While she applauded the idea, she was concerned that the designer could achieve what the City hoped to have.

Commissioner Ribotsky commented that her background was branding. While she also applauded staff’s efforts, she noted that “free money” was not always the best thing. This signage would be a lasting image for the City. She felt that quality branding could not be purchased for \$15,000, and the samples had not been the look the City hoped to achieve. She felt that the City should not be forced into a position of using branding that may be regretted in five years. The Commissioner offered that she had not seen a logo anywhere in the County that had appealed to her, and she hoped that the City would be the first in the County to achieve the image. She recalled that she had spoken about this subject in the past, and had spoken directly with the City Manager. She strongly felt that WCI, the City’s largest developer, should be involved as they had corporate resources and signage above anything else offered in the County. The Commissioner felt they should be tapped for an in-kind donation for their branding services as part of upcoming negotiations; it would be in their best interest to contribute to the City in this way, apart from roads and infrastructure. Commissioner Ribotsky felt it was a built-in resource and that, at the very least, a formal request should be made. Unless the work of

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alternate designers could be seen and favorably received, she did not feel the City should apply for the County grant dollars.

Mayor Marks commented that the City had requested help from Coral Ridge Properties for design in the past, and he believed that four or five different signage concepts had been proposed. He acknowledged that the composition of the Commission was very different at that time; being more anti-sign, the designs may have been rejected for that reason. WCI had stepped up to the task, and he agreed with Commissioner Ribotsky that WCI should again be asked.

Commissioner McGilvray suggested that, since University Drive was a gateway to the City and the design of that area would soon take place, it would be the appropriate time to incorporate the fundamentals of the City identity.

Commissioner Udine asked the City Manager if funds for the signage had been budgeted, even as a low priority. Mr. Lauzier replied that he would not try to find money in contractual services funds without reprioritizing the CIP. Mayor Marks recalled some action on the gateways, and Mr. Lauzier indicated it had been changed to entryway beautification.

Commissioner Udine commented that it had been his understanding that the designer would coordinate along the lines of the State Road 7 charrette, leading the City through the process. Ms. Gardner-Young confirmed this would be the first step. The Commissioner did not believe a design program could be accomplished for \$15,000, and he asked if the program could be used to bring the City to the point that a designer could be retained. Ms. Gardner-Young indicated that the designer would lead the charrette and take that information to create a "vision"; it would not involve construction.

Commissioner Ribotsky commented that it was a fluid process, and the "vision" designer should be involved from the beginning to the end.

Commissioner Udine asked about submitting for the next cycle, so that a private sector estimate for design work could be compared. Ms. Gardner-Young indicated that could be done, but she was concerned there would not be money available.

Vice Mayor Beck agreed there should be a partnership with WCI, perhaps involving a financial commitment from the City and without the expectation that WCI would also build the design. She noted that WCI hired top-notch designers outside their organization. The Vice Mayor agreed with Commissioner Ribotsky that it was an important statement and the face of the City.

Mr. Lauzier suggested that the City might include on its application that the qualified designer must meet and discuss design options with WCI, either in conjunction or after the charrette, so that these concepts might be included in the final designs. The City would then be bringing something to the table, with WCI's additional in-kind, and perhaps the design could be achieved.

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Mayor Marks asked additional questions concerning the qualified designers, and Ms. Gardner-Young stated that she would share the list with WCI to question their familiarity.

Vice Mayor Beck suggested that, rather than City-wide signage, the application could be narrowed to something specific, such as the banner posts or to replacement of the existing green signs, while continuing to look to WCI for help for the gateway and other signage.

Mayor Marks suggested that WCI and other contacts might aid in convincing a busy top designer to work on the City's design. After noting a typographical error in the fourth Whereas clause of the Resolution, he also believed that emphasis should be placed on the County's benefit in the Cultural Merit section, such as the Forman Preserve. He asked if the \$15,000 grant could be spent to augment a design, and Ms. Gardner-Young confirmed that it did not limit what the City could spend.

Vice Mayor Beck suggested that this item be tabled.

Mayor Marks summarized that staff should review the designer list with WCI, and provide that list to the Commission as well. He agreed that the item should be tabled.

MOTION made by Vice Mayor Beck to table Resolution No. 2006-03 for reconsideration by the Commission prior to the April 1st deadline, incorporating the comments made by the Commission. She also suggested a discussion with WCI. Seconded by Commissioner Udine.

ROLL CALL VOTE:

Commissioner Ribotsky	Yes
Commissioner McGilvray	Yes
Vice Mayor Beck	Yes
Commissioner Udine	Yes
Mayor Marks	Yes

MOTION passed unanimously.

VII COMMENTS BY THE CITY MANAGER

Referring to the items placed on the dais, City Manager Lauzier noted that the financial impact of Hurricane Wilma was summarized in a table attached to his memo. Gross costs incurred were \$6.95 million. He had submitted an advance request to FEMA for \$5.2 million, which was equal to the federal share of 75 percent of the costs incurred. The City would be responsible for one-half of the local share of recovery costs, about \$869,000 and counting. It was hoped the City's portion would be reduced to five percent through proposed state legislation.

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Mayor Marks asked whether the \$6.95 million included the possible liability of the canals, and Mr. Lauzier responded in the negative.

Regarding the tree canopy replacement program, Mr. Lauzier indicated that details would be brought to the next regular Commission meeting. He recalled an estimate of \$160,000 for tree replacement on City properties per Code, and another \$50,000 for a matching program.

Commissioner McGilvray asked if it had been decided that the City would match money rather than trees. Mr. Lauzier indicated that staff wished to make it as easy as possible and obtain good prices. The Commissioner commented that some communities may not wish to wait; it was difficult to get bids and contractors to work on the properties.

As to the canals, Mr. Lauzier indicated that City Engineer Charlie DaBrusco was working with FEMA on this. The City awaited their drainage specialist, who would determine coverage. He noted that the rumor was that FEMA would provide funding to clear enough debris to allow a flow and prevent a five-year flood event, and the City would be responsible for the rest. Mr. DaBrusco added that only branches actually in and under the water would be cleared in the Ranches; banks and trees fallen over canals would not be touched. Mr. Lauzier indicated that minor equipment was needed for FEMA claims and would result in some additional expenditures. He briefly spoke concerning canal clean-up operations and anticipated preparation of bid specifications for both the Ranches and Pinetree. He believed that clean-up work must be concluded within six months of the event, and indicated that any policy issues would be brought to the Commission. Discussion ensued.

Referring to the Strategic Plan, Mr. Lauzier noted that the western fire station was given a high priority. He provided a proposal for a station location and deployment study, and asked the Commission's approval to proceed.

Vice Mayor Beck asked that the dispatch issue be addressed, as well as the roads without hydrants, and Commissioner Ribotsky commented there should be a separate performance review for both BSO and the fire contract.

There was Commission consensus for the City Manager to proceed.

As to the Movies in the Park, Mr. Lauzier stated that Parks and Recreation Director Jim Cowen had researched it. An outdoor theater, with an LCD projector and a 10- by 14-foot screen, would be set up in Terramar Park near the pavilion. The City would only need to select a movie at a cost of \$1,100 per movie per night, plus staff expenses. The proposed dates were Fridays, February 10th and February 24th, starting at 7:30 p.m. Movies would be rated "G" or "PG". Following some discussion, it was suggested that the movies be shown one Friday and one Saturday night instead.

Commissioner Ribotsky suggested that the elementary schools should be allowed to set up refreshments for fundraising.

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Mr. Lauzier noted that other updated information had been placed on the dais: school district information; a corrected Education Advisory Board ordinance; the language deleted from the State Comprehensive Plan, as requested; information about pay-as-you-go growth management; and anticipated future work on the City's Comprehensive Plan. The bid specifications for Pinetree entryways would soon be prepared and published, and it was anticipated that the bid award would be placed on a March agenda.

A discussion of priorities and staffing followed.

Commissioner Ribotsky asked about completion of the Parkside Drive sidewalk, and Mr. Lauzier indicated that it would be included in the road resurfacing project. He hoped for community involvement and intended to have design meetings.

Vice Mayor Beck suggested use of temporary staff to assist with the various projects, and Mr. DaBrusco responded that he anticipated engineering assistance. Clean-up of the Pinetree swales, the Ranches canals, and the Ranches maintenance plan would involve significant dollars and impact the CIP. The Vice Mayor noted that the Pinetree intersections had a budget commitment and should be done as soon as possible. Mr. Lauzier again assured that the Pinetree bid award would be brought back to the Commission in March.

Commissioner McGilvray asked regarding the order of the streets. Mr. DaBrusco stated that he was working on an evaluation of the construction process to minimize the impact on residents as much as possible. He expected it to be a shorter process without the milling and estimated a day per intersection. He would meet with the contractors to plan the process, and he promised an update on the timeframe for the next Commission meeting. Mr. DaBrusco noted that the project depended on the availability of the contractor as well.

Vice Mayor Beck suggested that Mr. DaBrusco study the effect of the topcoating and later repaving of streets, and Mr. DaBrusco stated he would do that.

Mayor Marks believed the Commission should be advised of the dollar impact of these projects on the approved budget, particularly in view of the hurricane clean-up costs. Mr. Lauzier suggested that a CIP project status workshop be held, and the Commission concurred.

Commissioner Ribotsky recalled her past conversations with the City Manager, as well as the Vice Mayor's comments at this meeting, regarding the quantity of staffing and the volume of work. She noted the budget had doubled, and she indicated her willingness to sacrifice on a capital project in order to hire staff to accomplish other capital projects. She suggested that trade-offs should be made. Mr. Lauzier agreed that the City Engineer was overloaded; these special projects were in addition to the usual inspections and reviews.

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Mayor Marks suggested that the workshop should cover project status as well as personnel, and Mr. Lauzier agreed.

As to Winner's Circle, Mr. Lauzier thanked Environmental Service Director Brian Archer for doing the research. The photographs would be copied and distributed to the Commission for review with the accompanying memo. Mr. Lauzier referred to the numbers and options as "scary," stating that the Commission must decide future action and the level of the City's responsibility. He would formulate an action plan with the City Attorney. He indicated his intention to share this initial briefing document with members of the community.

Commissioner Ribotsky noted that it appeared that Winner's Circle also had some responsibility. Mr. Lauzier offered that it appeared so, based upon the language of the City's Minutes.

Commissioner Udine suggested that, rather than a memo, the item should be included on an agenda for discussion. Mr. Lauzier believed the Commission should be the first to have this information, and Mayor Marks agreed that it was appropriate to have been informed.

Vice Mayor Beck asked whether the information she had requested about annexing the Sawgrass Expressway land would be a problem, or if staff had some insight regarding additional liability, if any. Mr. Lauzier indicated that he would first speak with Broward County to insure there are no unforeseen problems, and enter into an interlocal agreement for transition after the annexation vote to assure that they are not "dumped" on the City. The Vice Mayor suggested that the City would have leverage prior to the community vote, and she recalled that the map had not been presented at the time of Commission review. She felt that the City must understand what the annexation of this area would mean.

Mayor Marks suggested that the City Engineer should find out the FDOT jurisdiction area of the Sawgrass Expressway as far as maintenance and control.

VIII COMMENTS BY THE CITY ATTORNEY

None.

IX ADJOURNMENT

MOTION made by Vice Mayor Beck to adjourn the meeting at 10:00 p.m. Seconded by Commissioner McGilvray.

MOTION passed unanimously.

ATTEST:

SANDRA COUZZO, C.M.C.
City Clerk

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