

**MEETING OF THE CITY COUNCIL
PLANTATION, FLORIDA**

April 28, 2010

The meeting was called to order by Councilman Fadgen, President of the City Council.

1. Roll call by City Clerk:

Councilmember: Diane Veltri Bendekovic
Jerry Fadgen
Robert A. Levy
Peter S. Tingom
Sharon Moody Uria
Mayor: Rae Carole Armstrong
City Attorney: Donald J. Lunny, Jr.

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2. The invocation was offered by Councilman Tingom.

The Pledge of Allegiance followed.

3. Approval of Minutes of Meeting – December 2, 2009

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ITEMS SUBMITTED BY THE MAYOR

Mayor Armstrong read a Proclamation designating the week of May 10 -16, 2010 as “*Water Reuse Week*” in the City of Plantation.

The Proclamation was accepted by Elbert Waters, Director of Broward Operation Center for South Florida Water Management District.

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Mayor Armstrong read a Proclamation designating May 2010 as “*Math and Science Month*” in the City of Plantation.

The Proclamation was accepted by Eric and Claudette Hammond.

Mr. Hammond announced that a golf tournament will be held on May 15, 2010 at the Jacaranda Country Club as a fundraiser for the Kids in Science Club. Two scholarships will be given; one for math and one for science.

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Mayor Armstrong presented Service Awards to the following Firefighters:

Lieutenant Charles Simpkins	Fire	30 years
Steve Herman	Fire	25 years
Lieutenant John Sachs	Fire	25 years
Firefighter Peter Ayer	Fire	20 years
Firefighter Janet Gaskell	Fire	20 years
Lieutenant Tony Martins	Fire	20 years
Captain Randy Pettitt	Fire	20 years
Lieutenant Jim Wallett	Fire	20 years
Battalion Chief Heidi Cole	Fire	15 years
Battalion Chief Rudy Gabor	Fire	15 years
Firefighter Alex Nualart	Fire	15 years
Firefighter Dean Bullock	Fire	10 years
Firefighter Vincent Cicione	Fire	5 years
Firefighter Roger James	Fire	5 years
Firefighter David Kennedy	Fire	5 years
Firefighter Heather Koch	Fire	5 years
Firefighter Jeff Pine	Fire	5 years
Firefighter Roger Rathbun	Fire	5 years
Firefighter Danny Stearns	Fire	5 years
Firefighter Eric Steinberg	Fire	5 years
Captain Robert Villalon	Fire	5 years
Firefighter Kyle White	Fire	5 years

Mayor Armstrong presented Service Awards to the following employees:

Max Gross	Utilities	25 years
Officer Curtis Hampton	Police	25 years
Officer Curtis Riddick	Police	20 years
Officer James Annin	Police	15 years
Officer Shawn Gilligan	Police	15 years
Officer Robert Rettig	Police	15 years
Officer Peter Saglio	Police	15 years
Floyd Canteen	Parks and Recreation	10 years
Stephen Green	Building	10 years
Alvin Lilly, Sr.	Central Services	10 years
Ralph Ramnarine	Utilities	10 years
Robert Dashnaw	Parks and Recreation	5 years
Glenn Waltrip	Parks and Recreation	5 years

Congratulations were offered.

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Elke Kurtz with the Plantation Woman's Club presented donations to the following groups:

- Sunset School – \$500 for the Book Fair.
- Friends of West Regional Library - \$1,000 for youth programs.
- Police Chief Harrison - \$4,382.40 for defibrillators.
- Kiwanis Club of Plantation - \$100 for golf tournament.

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Mayor Armstrong announced the recognition of the Fire Department through thank you cards from Plantation Elementary School.

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Resolution No. 10896

4. Resolution of Appreciation to Carol Robb for ten years of dedicated service to the City of Plantation.

Motion by Councilman Levy, seconded by Councilwoman Uria, to approve Resolution No. 10896. Motion carried on the following roll call vote:

Ayes: Tingom, Uria, Bendekovic, Levy, Fadgen
Nays: None

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Mayor Armstrong announced the following events:

- The Mayor's Interfaith Prayer Breakfast will be on May 6, 2010 at the Renaissance Hotel at 8:00 a.m.
- The Teddy Bear Picnic will be at the Helen B. Hoffman Library on Saturday, May 1, 2010 between 11:30 a.m. and 1:00 p.m.
- The Plantation Preserve will serve a Mother's Day Buffet Brunch on Sunday, May 9, 2010.
- Plantation is at 72% with the 2010 Census numbers.

Jim Romano, Parks and Recreation Director, announced the following events:

- The Plantation Invitational Dive meet will be on May 1 -2, 2010.
- The Junior Tennis Tournament will be held May 1 – 9, 2010 at the Veltri Tennis Center.
- Plantation Woods Grand Opening will be in June 2010.

Betty Cobb, resident, made the following comments:

- The Plant Affair will be held at Plantation Heritage Park on May 1 and 2, 2010 between 9:00 a.m. and 5:00 p.m.
- The Plantation Woman's Club "Woman of the Year" will be announced on May 1, 2010.

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Mayor Armstrong commented on items listed on the Consent Agenda, which are not new positions but positions that are being filled within the City. Two of the positions are in the Finance Department, which are part of a reorganization that eliminated a position and moved others over into a redefined position with additional tasks. This is a matter of reorganizing and restructuring. All Administrative positions are put on the Consent Agenda for Council approval. The other two positions are deemed to be critical to the operations in the City, one of which is a Garage Supervisor, because our Garage Supervisor retired. The other position is for an IT Database Developer and has been a job search for a significant period of time to get the appropriate person with a skill set to fill the needs of the IT Department. Robert Castro, IT Director, feels this position is extremely important in order to maintain and sustain what is currently being done throughout all of the departments in the City. We have requested that all vacant positions be placed on hold or if they are critical to be sure that they have been justified as to why they must be filled at this particular time.

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Mayor Armstrong advised that Bob Cooper was present but had to leave. She recognized a generous \$10,000 donation for a project within the City. This is a donation from the Tournament Committee that has been servicing the tennis facility for about five or six years.

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Councilman Fadgen indicated that he agreed with the reorganization of the Finance Department; however, he expressed concern with the other two positions. He preferred not to hire anyone until it could be determined whether any cuts would have to be made during the next fiscal year as a result of filling these positions. He was not prepared to support Items #9 and #12.

Mayor Armstrong assured that a position would not be placed on the agenda unless the Department Director felt that the position needed to be filled in order to deliver the services expected. There may be other positions that are filled and down the line are being eliminated because of the fact that it can be done without for a period of time. She reiterated that the positions placed on the agenda this evening are there because it is felt that those positions need to be filled. Two very competent candidates have been identified in order to fulfill the positions and she strongly recommended filling the positions at this time. Our goal is to deliver a budget that is acceptable to our residents in the City of Plantation, which has been done consistently over the years.

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CONSENT AGENDA

As a Commissioner of the CRA, Mayor Armstrong has a voting privilege on Item #16.

Mr. Lunny read the Consent Agenda by title.

5. Approve resurfacing of tennis courts at Kennedy Community Center by Florida Courtworks, Inc. in the amount of \$34,112. (Budgeted – 2003 Construction Bond)
6. Award bid for asphalt project at Kennedy Community Center to low bidder, Ranger Construction-South in the amount of \$20,569.50. (Budgeted – 2003 Construction Fund)

7. Award bid for construction of Cultural Trail at Kennedy Community Center to low bidder, All-right Paving in the amount of \$35,440.90.

Resolution No. 10897

8. **RESOLUTION** approving the 2010-2013 Local Housing Assistance Plan as required by the State Housing Initiatives Partnership Program Act, Subsections 420.907-420.9079, Florida Statutes; and Rule Chapter 67-37, Florida Administrative Code; authorizing and directing the Mayor to execute any necessary documents and certifications needed by the State; authorizing the submission of the Local Housing Assistance Plan for review and approval by the Florida Housing Finance Corporation; and providing an effective date.

Resolution No. 10898

10. **RESOLUTION** for the appointment of a Financial Operations Manager for the City of Plantation's Financial Services Department fixing the initial annual compensation to be paid for said administrative/professional position; and the appointment of an individual to said administrative/professional position. (Otiniano).

Resolution No. 10899

11. **RESOLUTION** for the appointment of an Assistant Controller for the City of Plantation's Financial Services Department fixing the initial annual compensation to be paid for said administrative/professional position; and the appointment of an individual to said administrative/professional position. (Fowler).

Resolution No. 10900

13. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period April 15 – April 21, 2010 for the Plantation Gateway Development District.

Resolution No. 10901

14. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period April 15 – April 21, 2010 for the Plantation Midtown Development District.

Resolution No. 10902

15. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period April 15 – April 21, 2010.

Resolution No. 10903

16. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period April 15 – April 21, 2010 for the City of Plantation's Community Redevelopment Agency.

Motion by Councilman Tingom, seconded by Councilman Fadgen, to approve tonight's Consent Agenda as printed. Motion carried on the following roll call vote:

Ayes: Tingom, Uria, Bendekovic, Levy, Fadgen
Nays: None

NOTE: Mayor Armstrong voted affirmatively on Item #16.

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Resolution No. 10904

9. **RESOLUTION** for the appointment of a Garage Supervisor for the City of Plantation's Public Works Department fixing the initial annual compensation to be paid for said administrative/professional position; and the appointment of an individual to said administrative/professional position. (Bohannon).

Resolution No. 10905

12. **RESOLUTION** for the appointment of an IT Database Developer 1 for the City of Plantation's Information Technology Program fixing the initial annual compensation to be paid for said administrative position; and the appointment of an individual to said administrative position. (Baker).

Councilman Levy believes that the individual qualified for Garage Supervisor position is a certified truck and auto mechanic specifically on a lot of the brands in our fleet, can save money in the long run. Because we have decided not to replace a lot of vehicles and keep them running for longer than normally expected; it is important to have someone who can be on top of those vehicles and understand their needs and nurturing in order to keep them on the road and save money.

Councilman Fadgen stated that he is raising the question because of uncertainty. He agrees with Councilman Levy based on the review of the resume and noted that this candidate is well qualified and the salary is very good relative to his qualifications. He suggested using a lead person to run the garage with the help of other management instead of hiring a Garage Supervisor at this time.

Frank DeCelles, Public Works Director, advised that a lead person has been running the garage for the past few weeks, since the previous supervisor retired. This operation is a lifeline to the City's operation as far as taking care of the entire fleet, which includes automobiles and heavy equipment for Public Works and Utilities. There are well over 1,000 pieces of small engine repair done at the facility. With regard to Councilman Levy's comments, this change is moving in the proper direction for energy conservation and other ideas that this gentleman brought with him during the interview. He could not recall any City where a Fleet Manager or Supervisor is not one of the key elements and emphasized that we need this person on board.

In response to Councilman Fadgen, Mr. DeCelles indicated that he has done what he has had to do to keep the boat afloat and during a challenge this year he will bring the information forward on how important the Public Works operation is to this community.

Councilman Tingom explained that it has been his experience that having someone supervise the garage does lead to more cost savings because you get the work done in a more efficient manner and the people are spending a full eight hours a day working on machines because it is scheduled properly. He believes this is a very key manner in making it happen. His only concern is the fact that this candidate may be a short time person, as he appears to change jobs every five to seven years.

In response to Councilman Tingom, Mr. DeCelles advised that work history is important on how many jobs people have had over the course of their career. This candidate is from Panama City and has been living there while the remainder of his family moved to this area and could not make a change until he could secure employment. He feels extremely comfortable, as Mr. Bohannon said, "He would like to grow old with me." Mr.

DeCelles believes that Mr. Bohannon is a very straight forward man and a man of great character. Mr. Bohannon was challenged immensely during the interview on many different questions and abilities that he had or did not have. He did not belabor questions; he answered them quick and to the point. It is believed that Mr. Bohannon will carry on that fleet maintenance operation for quite some time. A check of Mr. Bohannon's references was done by the Human Resource Department and everything came back clean.

Councilwoman Uria commented that Mayor Armstrong knows each year will be worse than the one prior. Hopefully positions will not have to be eliminated but when there is a budget that is over 80% of personnel costs and less than 20% for capital improvements and other things, if cuts are necessary it may come down to personnel. If some of the positions are being reorganized these positions may be more important than others. She will support the two agenda items due to the fact that everyone knows that next year will be tough.

Mayor Armstrong stated that we are in a much better position than other cities at this time and she requested that judgments be made within.

Councilman Levy supported Item #9; however, as to Item #12, he commented that IT and database is an area of technology that he does not feel comfortable with. He believes that IT technicians who know what they are doing are worth their weight and being on the cutting edge of technology is very important. He believes this person's salary is less than they could get in other markets and even though he absolutely agrees, every position and salary will have to be reviewed and justified this year. If Mr. Castro believes this person is essential to his department, he should be supportive.

Councilman Fadgen concurred that both positions are very important and critical; however, he is going to vote no on both items.

Motion by Councilman Tingom, seconded by Councilwoman Bendekovic, to approve Resolution Nos. 10904 and 10905. Motion carried on the following roll call vote:

Ayes: Tingom, Uria, Bendekovic, Levy
Nays: Fadgen

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ADMINISTRATIVE ITEMS - None

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LEGISLATIVE ITEMS - None

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QUASI-JUDICIAL CONSENT AGENDA

RESOLUTION NO. 10906

17. **RESOLUTION APPROVING G & J ANSAROFF ESTATES PLAT; AND PROVIDING AN EFFECTIVE DATE THEREFOR.**

A staff report to the City Council from the Planning, Zoning and Economic Development Department, dated April 28, 2010, follows:

- SUBJECT:** PP09-0016: Plat approval – G & J Ansaroff Estates
- APPLICANT:** Mikki Ulrich, representative / Joseph & Gloria Ansaroff, owners
- ADDRESS:** 1601 Old Hiatus Road
- LOCATION:** Generally located on the west side of Old Hiatus Road approximately 335 feet north of NW 15th Street
- LAND USE/ZONING:** Residential (1du/ac) RS-1EP
- REQUEST:** Consideration of a request for a plat approval.

EXHIBITS TO BE INCLUDED: Planning and Zoning Division report; subject site map; plat application; and Review Committee Meeting minutes of July 28, 2009.

REVIEW COMMITTEE RECOMMENDATION: **APPROVAL** subject to staff comments (9/0; July 28, 2009).

ANALYSIS: The subject property is zoned RS-1EP and consists of approximately 4.3 gross acres and 3.6 net acres after a .7-acre right-of-way dedication. The subject property is currently developed with a single family dwelling with numerous accessory farm structures. The applicant requests plat approval to subdivide the single lot into four (4) lots.

The four (4) lots meet the minimum lot size requirements of the RS-1EP zoning district and are consistent with the Estate (1du/ac) future land use designation on the adopted Future Land Use Map. Access to the property is provided from Hiatus Road to the east via a proposed 40-foot private ingress and egress easement to be dedicated by plat to a private Homeowners Association.

STAFF COMMENTS:

PLANNING AND ZONING:

1. Recordation of the plat will render some of the farm structures illegal as to setback and use (having an accessory structure on a lot without a principal structure). **PRIOR TO PLAT RECORDATION**, the applicant may remove the accessory structures OR execute a unity of title, subject to review and approval by the City Attorney, which will require the entire property to remain unified control (one ownership). When transfer or development of the property is eminent, the applicant must address the disposition of the accessory structures as a condition of approval for the city to release the unity of title.

2. Prior to issuance of a building permit to construct any new structures, the Homeowner's Association documents shall be submitted to the Zoning Department to review and approval by the City Attorney.

ENGINEERING DEPARTMENT: No objection. This project was finalized and signed off by Engineering in December 2009.

TRAFFIC CONSULTANT: No objection.

LANDSCAPE ARCHITECTURE: No objection.

BUILDING DEPARTMENT: No objection.

FIRE DEPARTMENT: No objection.

POLICE DEPARTMENT: This project will not impact police services.

PUBLIC WORKS: No comments.

RECREATION DEPARTMENT: No objection.

UTILITIES: No objection to the plat approval, however, the following comments apply:

1. Water and Sewer Utility Plans were not provided with this submission.
2. Prior to a Building Permit being issued, the following must be provided:
 - Water and Sewer Utility plans must be submitted to the Utilities Department for review and approval.
 - BCHD and BC EPD Permits must be approved.
 - Utilities Agreement must be executed.
 - Utilities Performance Bond must be posted.
 - Utility Easements must be executed.
 - Utility Inspection fees must be paid.
 - Capacity Charges must be paid in FULL.
 - Contact Danny Pollio if you have any questions, 954-797-2159.

O.P.W.C.D.: No comments.

WASTE MANAGEMENT: Does not affect service.

Councilwoman Uria advised that there was conversation several years ago with regard to platting in the Acres and the amount of acreage. We would like to have a true acre and get rid of the builder's acre because we were concerned about not having room for horses, etc.

Mr. Lunny stated there were different rules and he believes that staff should be aware of those rules and if it was not compliant it would be mentioned in the report.

Mayor Armstrong believed that the concern was that there was a builder's acre of 35,000-square-feet and roads were being taken off of that and what was originally expected was an acre of 45,000-square feet with roads taken off, which brought it down to somewhere between 35,000 and 38,000 square feet.

Mr. Lunny read, "That after March 1, 2007 if either of the following conditions exists, such that a plot does not meet the applicable minimum area requirement as a stand alone parcel when applying the definition of net plot area in the first sentence above, the net plot area shall have a different definition. One, the plot is a lot of record as of March 1, 1989; two, the plot is bounded on its sides or on the sides or rear if the subject plot is a corner plot by lots of record, which would be defined in the Broward County Administrative Rules document; three, the plot is specifically delineated as a lot on a plat recorded after June 4, 1953 and approved by the City Council on or before March 1, 2007, where no portion of such plat had been subsequently replatted; or four, the plot is specifically delineated on a site data record approved by the City Council on or before March 1, 2007. In cases where the preceding sentence applies, the net plat area shall be the area contained within the boundary lines and increased by a portion exterior or adjacent easements or fee simple grants or dedications or rights-of-way." This says that the net plot area in these cases would be computed differently; whereas, under the new rule easements or dedications of rights-of-way are excluded. The net plot area was supposed to be 35,000 square feet. He questioned whether these acre lot sizes at least 35,000 square feet without including the streets; therefore, complying with the March 1, 2007 requirement.

In response to Mr. Lunny, Mr. Leeds advised that all of the lots are over 35,000 square feet.

Mikki Ulrich with Deni Land Surveyors was present. She commented that she was sworn in and understands the rules governing the hearing.

Mayor Armstrong indicated that the five-acre tracks were coming in and they were trying to squeeze five lots on a five-acre track or ten lots on a ten-acre track. She believes this does meet our objective.

Mr. Lunny requested a modification to the staff report, as it indicates that there would be a unity of title agreement reviewed by his office and recorded even after the plat becomes effective for purposes of dealing with the existing farm structures. That would be a creative mechanism to resolve setback issues created by these lots and would also create work and expense to the applicant, which he feels is unnecessary. The purpose of platting is to be able to subdivide and sell these lots; therefore, he requested that instead of using that as an alternative to control this that the Building Department Accella program be populated in a way that no building permit would be issued for any lot within the plat where that improved lot might create a setback issue as applied to the bond. It would be a simple way of doing this rather than creating fees for the City or the applicant.

Mr. Leeds commented that he would like to replace staff comment #1 as follows, "Prior to issuance of a building permit for any of the newly platted lots, the existing buildings on the newly platted lot shall be required to comply with zoning requirements".

In response to Councilman Fadgen, Mr. Lunny clarified that he is suggesting that before building permits are issued for any of the platted lots where the lot in question might create a setback conflict, the permit will not be issued until the barn is gone.

In response to Councilwoman Uria, Ms. Ulrich stated that the owner has already given the City a letter agreeing to remove any structures that are not in compliance with setbacks prior to issuance of building permits.

Mr. Lunny requested that a Notice of Filing be prepared with a legal description and recorded.

Mr. Leeds indicated that it is his understanding that there is no structure that crosses one of the lot lines; therefore, every structure is on one lot or the other.

Ms. Ulrich commented that a lot of fences will cross over. To the best of her knowledge, the structures are not in the setback. Any structures that are in violation of the setback will be removed, relocated or demolished prior to recording.

In response to Councilman Fadgen, Mr. Leeds advised that the large barn on the northwest side of the property is going to encroach into the future road and must be relocated if possible. He noted that the applicant has agreed to comment #1 in the staff report, which is, "Prior to plat recordation the applicant may remove the accessory structures or execute a unity of title." The applicant has agreed to what was presented.

In response to Mr. Lunny, Ms. Ulrich stated that Gayle Easterling, Senior Planner, requested that the structures be removed prior to recording the plat.

In response to Councilman Tingom and Ms. Ulrich, Mr. Lunny advised that the City Engineer normally would not allow the plat to be recorded without a department sign off and Mr. Leeds will not sign off if the barn is still there.

Councilman Levy expressed concern with regard to demolishing old structures because they are in the way and would prefer that the barns be saved or moved to another location.

Motion by Councilwoman Uria, seconded by Councilwoman Bendekovic, to approve Resolution No. 10906. Motion carried on the following roll call vote:

Ayes: Tingom, Uria, Bendekovic, Levy, Fadgen
Nays: None

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QUASI-JUDICIAL ITEMS - None

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COUNCILMEMBERS' COMMENTS

Mayor Armstrong attended a Broward County School Board function recognizing people around the County that have been participants in volunteer services for the various schools. Councilman Tingom and Councilman Fadgen attended the function and Councilman Tingom did the statistics on how well Plantation was represented.

Councilman Tingom advised that Plantation schools received nearly 10% of the awards given, including Mentor of the Year and also Program Organizer of the Year.

Councilwoman Bendekovic stated that Plantation has been a finalist on the elementary level, on the middle school level and on a high school level.

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Councilman Levy requested a workshop on the placement of cameras on private properties that could be peering into other people's homes. He believes that a policy should be established and that neighbors should be notified prior to cameras being installed.

Mayor Armstrong commented that security cameras are being used in commercial properties and parking lots and many of those are adjacent to residential properties. She advised that this topic will be reviewed.

Councilman Fadgen received a complaint where there was actual peering into a house with cameras and feels that this is worth looking at and trying to have some reasonable control over that invasion.

Councilwoman Bendekovic stated that she has heard that the placement of the cameras might be legal; however, at times the cameras move due to weather conditions.

Councilwoman Uria believed a workshop would be an excellent idea.

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Councilwoman Uria commented that she and Councilman Levy attended the Country Club Estates Homeowner's Association meeting last Tuesday and they mentioned FDOT's east/west transit. They both thought that a resolution was passed voicing Plantation's opposition and during review it was found that a resolution has not been passed. She requested this be reviewed and perhaps move a resolution forward.

Mayor Armstrong believed that the position of Council was not to oppose light rail on I-595 but to oppose the segment that came from I-595 to Broward Boulevard. Our preference was towards another alignment and it may be that we indicated support with that regard. This information can be brought back so there will be an opportunity for evaluation. Discussion of the alignment is in progress and that is why the current meetings are again being held in order to revisit the alignment originally recommended by the MPO in light of other transit initiatives that have come forward in the interim time. Jacobs Engineering, who is doing the outreach on behalf of FDOT was on our agenda for a presentation on that topic but had to be pulled. They could be rescheduled to come to a workshop meeting with a full presentation of the status proposed.

Councilman Levy said that a light rail system stopping locally might help businesses along State Road 7 but it does not do that; it stops at I-595 and goes to Broward Boulevard, then goes to downtown Fort Lauderdale. It completely bypasses any businesses in our corridor, uses us as a pass through and is not, in any way, an economic benefit to our community and probably will cause property values to decline in the area of the light rail. He emphatically stated that he does not want to see this anywhere along Broward Boulevard or within the corridor. He believes the express bus lanes seem to be a much better alternative.

Mayor Armstrong recognized there is an information meeting on May 4, 2010 at the African American Library that is specifically going to focus on the State Road 7 segment. Another segment will be done on the Sunrise segment will be held on May 13, 2010 at the Flamingo Park meeting room in Davie, Florida. Another proposal in connection with the Davie Educational Center will be held at Nova Southeastern. Jacobs Engineering will be contacted about doing a workshop with regard to the recent status.

Councilwoman Bendekovic stated that Plantation has invested a lot of money in the corridor and an overhead rail does not add to the aesthetics. We have been the prototype on that corridor and when people enter Plantation

they know it. She feels that if the rail is placed in that location that we have thrown a lot of money away. She fully concurred with Councilman Levy; there is no improvement or enhancement.

George Lord, resident, advised that there is a meeting at Parkway Middle School on May 11, 2010 at 6:30 p.m. with regard to 441 and the light rail. The meeting at the African American Library will be from 6:00 p.m. to 8:00 p.m. In speaking with Mr. Jacobs and Mr. Trainer, he was told that Davie is so against the rail that they have agreed to bring in buses. If they are going to do buses why not do buses everywhere. A rail is being discussed in the Sawgrass area and bringing it over to Oakland Park Boulevard. He was also told that the committee recommending the light rail said there are about 20 cities and to his knowledge there are five that have bought on this; Sunrise, Weston, Davie, Fort Lauderdale and Plantation. He questioned whether any one of those cities were in agreement of the light rail or whether they were all opposed.

Mayor Armstrong stated there were some along the corridor that said that they were in favor of light rail depending on where they were located. Our position, at least as she has represented it, has always been that we need to effectuate some transportation solutions in Broward County and that the way to do that is to explore all of the different options, which include light rail, rapid bus, etc. In her opinion, rail is a solution, depending upon where it is located. Regarding the State Road 7 segment and what it does, as Councilman Levy said, it does not stop frequently enough in order to be able to benefit the businesses along the corridor; however, if you want to get from some other areas to downtown Fort Lauderdale without having to use Broward Boulevard, which is our area of concern, there needs to be a way to take some of that pressure off of I-595. From her perspective, the good part of this discussion is the fact is that they are actually looking for another east/west on Oakland Park Boulevard where there is a real opportunity to be able to create ridership, which they will never get on State Road 7 or Broward Boulevard. This discussion is extremely important and will hopefully translate into something constructive for Broward County's future.

Mr. Lord advised that the Country Club Association will be at the meeting and will voice their opinion, which is against the rail.

Dennis Conklin, resident, commented that this has been going on for more than five years. The bus system will cost hundreds of millions of dollars and the light rail system will cost billions of dollars.

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Councilman Tingom made the following comments and announcements:

- Plantation Woods Park will open on Friday at 3:00 p.m.
- Gratitude was expressed to George Harrell, resident, for solving the mystery of two tanks at the Rogers property. Both tanks have been adequately taken care of and the record will reflect that.
- The Chamber Teacher of the Year breakfast will be held on May 12, 2010 at Jacaranda Country Club.
- A status report of the bill recently passed regarding red light cameras was requested.

In response to Councilman Tingom, Mr. DeCelles advised that we have made great strides over the years with regard to drainage. Areas that need work are identified and those are the areas we try to zero in on during budget discussion as far as rebuilding infrastructure. Over the past ten years we have accomplished a great deal.

In response to Councilwoman Bendekovic, Mr. DeCelles indicated that he will be attending the Storm Water Management Workshop on Friday at the Long Key Nature Center.

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Councilwoman Bendekovic spoke with Lori Parrish, Broward County Property Appraiser, as the result of a resident who shared her comments and concerns. It also provided a spring board for future in depth discussions. Ms. Parrish indicated that the just values are fluid; in other words, they are not set in stone and will not be until June 1, 2010. Once they are set in stone a meeting will be scheduled to discuss specifics and some of the concerns previously mentioned. Ms. Parrish was very receptive to the idea of speaking with us concerning property values and shared additional information from countywide, which might be an interest to all of us. She appreciated the fact that a resident took the time to share her comments and concerns. Hopefully after June 1, 2010 an invitation could be extended to Ms. Parrish to share some of her information.

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In response to Councilman Fadgen, Mr. Butler advised that traffic calming on NW 7th Street is currently in progress. Two of seven sets of devices are in place and the rest should be in place in approximately one or two weeks. Once the devices are in place they will strategize to remove the other improvement.

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Councilman Fadgen has received a lot of comments happening on the boundaries of one of the golf courses and questioned whether a moratorium should be held for work on the various golf courses or other recreational facilities until there is some discussion with property owners that border on these facilities to see if there is any positive or negative impact on property values. He suggested a moratorium be considered and possibly pass an ordinance or resolution.

Mayor Armstrong indicated that one concern was the security cameras, which has been reviewed. The other concern is landscaping and currently there are no ordinances as to how a golf course is landscaped because it has always been an expectation that those that professionally design the golf courses take care of it. If it is the Council's desire to legislate on golf course designs, we would need to get a consultant in place who could provide information on how to appropriately design and control that. The argument relative to property values adjacent to a golf course can be discussed.

Mr. Lunny stated that Administration is working on this topic; therefore, he did not feel that it would be appropriate to comment at this forum. He noted that he would be willing to discuss this issue with each Council member privately.

Councilman Levy commented that they have the same issue in the Country Club Estates area; however, they have a wonderful agreement with the Fort Lauderdale Country Club that they will not obstruct the view of the golf course with lots of landscaping. They deliberately put a fence that you can see through and did not put the visual barriers that some people put up. Pines were planted and as soon as they grew to a certain height they were moved so that the view would not be obstructed. The agreement is not in writing; however, it has been going on for years. This is an issue that affects all of the golf courses.

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Councilman Levy referenced the red light cameras and requested clarification as to whether or not they take pictures of the passengers and the driver in the vehicle. With future review it was learned that the reason for the pictures was because originally when they did not people were saying they were not the ones driving the car and their cases were being thrown out. Pictures are taken of the drivers and ancillary wise people inside the car are also obtained. He mentioned that the texting while driving was not passed on a legislative level; however, we should probably be looking at that on a local level as well.

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PUBLIC REQUESTS OF THE COUNCIL CONCERNING MUNICIPAL AFFAIRS

Dennis Conklin, resident, mentioned relics from the 9/11 atrocity from the World Trade Center. He has had contact with Peter Miller, in charge of that particular task with the New York and New Jersey Port Authority. Although he has nothing in writing, both conversations seemed very encouraging in that Plantation will be able to receive a number of the sacred relics.

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In response to Mr. Conklin, Councilman Levy advised that the discussion regarding the linear park for Park East is premature at this time. Council needs time for review and is in the process of getting reports. What was planned years ago may not be what is correct today.

Mr. Conklin referenced the General Fund surplus money.

Mayor Armstrong requested that Mr. Conklin meet with her because the way he is interpreting the information is incorrect.

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Eugene Marchase, Plantation Acres resident, commented about the wild hog problem along Sunrise Boulevard and NW 118th Avenue. The hogs are moving from property to property. His concern is that the piglets are stopping traffic on Sunrise Boulevard and children are coming out to look at them. The fear is that where there are piglets there are adult hogs. If someone gets spooked on Sunrise Boulevard there could be an accident or death involved. One possible solution is that there are eight acres on the corner that belong to Mr. Malia (sic). He has given permission for the trappers to be on the property. He is hoping that there is a County code that the City could enforce or a City code regarding hogs that are a nuisance. He questioned if there is some way of working a solution to get the hogs off of the Sunrise Boulevard corridor and the NW 118th Avenue area. Several people have said they would donate to the Association and the Association is ready to contribute \$1,000 to the trapper; however, they cannot sign an indemnity agreement because they have no insurance for that. If the pigs are corralled in an area the food source may be removed because people will not see them and the traps will work.

Councilwoman Bendekovic concurred with Mr. Marchase. She spoke with several people in the Homeowner's Association and they said they could not sign a contract with the trappers because they do not want the liability. Perhaps the owner of the eight acres could sign the contract and the City could assist somehow.

Councilman Fadgen believes that Mayor Armstrong should declare an emergency.

Councilman Levy stated that there was a major discussion regarding the hogs and the problem continues because people are feeding them. The food source has to stop so that the hogs will take the bait that will lure them into traps.

Mayor Armstrong provided an update and noted that the City did agree to contribute the labor. The Homeowner's Association was going to provide the materials and resources and originally agreed that they would pay the trapper something for the work. The trapper indicated that he would do this for no fee. It is her understanding that the trapper's position has changed. It was also her understanding that the owner had given permission for other trappers to go on the property in an attempt to trap the hogs. Code Enforcement has not received any recent calls regarding the large hogs. She stated that she would make a contact with the trapper to see whether he is interested. The key is that the trapper must have a release to get on the homeowner's property. If the owner will allow the trapper onto his property to trap the hogs for no fee the City is standing by to provide assistance.

In response to Councilman Tingom, Mr. Lunny advised that this is an insurable risk; however, he was not aware whether it is available in the market.

Councilman Tingom's point was that if the indemnification problem were removed it would be open for any trapper to come in and that responsibility could be assumed by the individual owners or by the Association as a whole. He is pretty sure that there is an insurance company that would sell a policy on that.

Mayor Armstrong assumed that the trappers would have insurance to that affect.

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WORKSHOPS - None.

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Meeting adjourned at 10:20 p.m.

Jerry Fadgen, President
City Council

ATTEST:

Susan Slattery
City Clerk

RECORD ENTRY:

I HEREBY CERTIFY that the Original of the foregoing signed Minutes was received by the Office of the City Clerk and entered into the Public Record this _____ day of _____, 2010.

Susan Slattery, City Clerk