



VILLAGE OF PINECREST  
Village Council Meeting

REGULAR MEETING MINUTES

TUESDAY, MARCH 17, 2015, 7:00 P.M. 

PINECREST MUNICIPAL CENTER/COUNCIL CHAMBER  
12645 PINECREST PARKWAY  
PINECREST, FLORIDA

I. CALL TO ORDER/ROLL CALL OF MEMBERS: The meeting was called to order by the mayor at 7:00 p.m. Present were the following:

Councilmember Cheri Ball  
Councilmember Doug Kraft  
Councilmember James E. McDonald  
Vice Mayor Bob Ross  
Mayor Cindy Lerner

Village Manager Yocelyn Galiano Gomez  
Village Clerk Guido Inguanzo  
Village Attorney Mitchell Bierman

II. PLEDGE OF ALLEGIANCE: Boy Scouts from Troop 457 led the Pledge of Allegiance.

III. CONSENT AGENDA: The following items were presented per the Council's consent agenda policy pursuant to Ordinance 2014-6:

- Minutes of January 27, 2015 (Committee of the Whole)
- Minutes of February 10, 2015 (Regular)
- A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH O'LEARY RICHARDS DESIGN ASSOCIATES FOR THE KENDALL DRIVE BEAUTIFICATION DESIGN; PROVIDING FOR AN EFFECTIVE DATE. (2015-14)

12645 Pinecrest Parkway, Pinecrest, Florida 33156  
T: 305.234.2121 | F: 305.234.2131  
[www.pinecrest-fl.gov](http://www.pinecrest-fl.gov)



- A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE AN AGREEMENT WITH O'LEARY RICHARDS DESIGN ASSOCIATES FOR THE PINECREST PARKWAY (US 1) BEAUTIFICATION DESIGN; PROVIDING FOR AN EFFECTIVE DATE. (2015-15)
- A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, WAIVING FEES FOR POLICE SERVICES FOR THE 5K RUN/WALK BENEFITING SPECIAL OLYMPICS TO BE HELD ON MAY 3, 2015; PROVIDING FOR AN EFFECTIVE DATE. (2015-16)

Councilmember McDonald made a motion approving the consent agenda items. The motion was seconded by Vice Mayor Ross and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Kraft, McDonald, Vice Mayor Ross, and Mayor Lerner voting Yes.

The following item was withdrawn from the consent agenda by Vice Mayor Ross and considered separately by the Council:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AWARDED A BID TO WILLIAMS PAVING COMPANY FOR THE SAFE ROUTES TO SCHOOL PHASE 1 INFRASTRUCTURE IMPROVEMENTS TO PINECREST AND PALMETTO ELEMENTARY SCHOOLS PROJECT; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Ball made a motion to transfer the sidewalk component of the plan from Phase I to Phase II. The motion was seconded by Councilmember Kraft and adopted by a 3 – 2 voice vote. The vote was as follows: Councilmembers Ball, Kraft and Vice Mayor Ross voting Yes; Councilmember McDonald and Mayor Lerner voting No.

The resolution was deferred to April 14, 2015.

The following item was withdrawn from the consent agenda by Vice Mayor Ross and considered separately by the Council:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE AN AGREEMENT WITH AMEC FOSTER WHEELER ENVIRONMENT & INFRASTRUCTURE, INC. FOR THE CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR SAFE ROUTES TO SCHOOL

INFRASTRUCTURE IMPROVEMENTS FOR PINECREST AND PALMETTO  
ELEMENTARY SCHOOLS; PROVIDING FOR AN EFFECTIVE DATE.

The resolution was deferred to April 14, 2015.

- IV. AGENDA/ORDER OF BUSINESS: There were no changes to the agenda.
- V. SPECIAL PRESENTATIONS: There were no special presentations.
- VI. ORDINANCES: The clerk read the following ordinance sponsored by Councilmember Ball, on first reading, by title:

AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA, CREATING ARTICLE II "OPERATION OF GOLF CARTS ON CERTAIN ROADWAYS," OF CHAPTER 36 OF THE CODE OF ORDINANCES RELATING TO REGULATION OF GOLF CARTS ON VILLAGE ROADWAYS PURSUANT TO FLORIDA LAW; PROVIDING SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

After brief discussion, consideration of the ordinance was deferred to a future date and it was the consensus of the Council to conduct a workshop on the subject matter.

The clerk read the following ordinance, on second reading, by title:

AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA, CHANGING THE DATE OF THE 2016 RUNOFF ELECTION PURSUANT TO FLORIDA STATUTE 100.3605; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

The mayor opened the public hearing. There were no speakers.

Councilmember McDonald made a motion adopting the ordinance on second reading. The motion was seconded by Vice Mayor Ross. Ordinance 2015-3 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Ball, McDonald, Kraft, Vice Mayor Ross, and Mayor Lerner voting Yes.

VII. REPORTS AND RECOMMENDATIONS: The mayor discussed a music festival, sponsored by the Youth Advisory Council, to be held at Pinecrest Gardens on May 16, 2015.

Councilmember Kraft discussed mitigation of flooding issues relating to the property at 72<sup>nd</sup> Avenue and 96<sup>th</sup> Street ("Horse Farm").

Councilmember Kraft discussed the possible acquisition of the one acre property at Ludlam Road and 98<sup>th</sup> Street for the development of a neighborhood park.

The manager submitted the following communiqués to the Council:

- March 2015 Follow-up Report
- Monthly Department Reports
- Pinecrest People Mover Ridership Report

The manager discussed options relating to vehicles for the Pinecrest People Mover program and recommended the status quo for the upcoming fiscal year.

The Council scheduled an LPA meeting for April 14, 2015, 5:00 p.m., and a workshop to discuss the stormwater master plan for May 6, 2015, 9:00 a.m.

The clerk submitted copies of the following Committee Action Form pursuant to Ordinance 2013-7:

- Transportation Advisory Committee (January 26, 2015)
- Community Center Advisory Committee (March 9, 2015)

The clerk submitted a copy of the following proclamations issued by the mayor pursuant to Resolution 96-32:

- Cognac, France Day (February 15, 2015)
- Ron Magill Day (February 26, 2015)

VIII. RESOLUTIONS: The Council discussed the following resolution sponsored by the mayor:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, URGING THE METROPOLITAN PLANNING ORGANIZATION TO UNDERTAKE A NEW STUDY OF THE SOUTH DADE BUSWAY TO DETERMINE THE NEED AND PLANS FOR FUTURE TRANSIT IN SOUTH DADE WITH EMPHASIS ON THE DEVELOPMENT OF A LIGHT RAIL TRANSIT OR BUS RAPID TRANSIT SYSTEM ALONG THE SOUTH DADE BUSWAY; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Ball made a motion adopting the resolution. The motion was seconded by Vice Mayor Ross. Resolution 2015-17 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Kraft, McDonald, Vice Mayor Ross, and Mayor Lerner voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE MANAGER TO PROCEED WITH THE CONSTRUCTION OF TRAFFIC CIRCLES ON SOUTHWEST 60th AVENUE AT 111th STREET AND 116th STREET; PROVIDING FOR AN EFFECTIVE DATE.

The manager stated that construction of the circle on 116<sup>th</sup> Street shall be subject to approval by the City of Coral Gables.

John Depalma, of David Plummer and Associates, the Village's consultant, addressed the Council.

The following citizens addressed the Council: Steven Silverman, 9900 Southwest 72 Court; Leon Efronson, 10245 Southwest 60 Avenue; Vicky Gaebe, 5885 Southwest 117 Street, Coral Gables; Glenn Kephart, 5610 San Vicente, Coral Gables, representing the City of Coral Gables; Edouard Crepy, 5941 Southwest 116 Street, Coral Gables; Javier Coleso, 5820 Southwest 117 Street, Coral Gables; Kim Fairman, 10901 Southwest 60 Avenue; Ben Gilbert, 10301 Southwest 60 Avenue; Ann McMaster, 10700 Southwest 60 Avenue; Jason Timmons, 6990 Southwest 90 Street; Ken Fairman, 10901 Southwest 60 Avenue; and Bob Dickman, 10200 Southwest 60 Avenue.

Vice Mayor Ross made a motion directing that the manager not proceed with construction of the two traffic circles (Phase 1 of 60<sup>th</sup> Avenue Traffic Calming Study) on 60<sup>th</sup> Avenue. The motion was seconded by Councilmember Kraft and adopted by a 4 – 1 voice vote. The vote was as follows: Councilmembers Ball, Kraft, Vice Mayor Ross, and Mayor Lerner voting Yes; Councilmember McDonald voting No.

The Council discussed the following resolution sponsored by the mayor:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, ENCOURAGING THE FLORIDA LEGISLATURE TO REMOVE BARRIERS TO CUSTOMER-SITED SOLAR POWER AND EXPRESSING SUPPORT FOR THE FLORIDIANS FOR SOLAR CHOICE BALLOT PETITION; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember McDonald made a motion adopting the resolution. The motion was seconded by Vice Mayor Ross. Resolution 2015-18 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Kraft, McDonald, Vice Mayor Ross, and Mayor Lerner voting Yes.

IX. PLANNING: The following proceeding was held by the Council, at 8:00 p.m. time certain, pursuant to Chapter 2 (Article VI) of the Code of Ordinances:

All witnesses giving testimony were sworn-in by the clerk.

Hearing Number 2015-0317-1. Mr. and Mrs. Joseph He, the applicant, requested a modification of a previously approved conditional use, pursuant to division 5.25 of the Land Development Regulations, granted on April 8, 2014 (condition of approval #5), to allow an increase in the height of basketball court lights from 10.0' to 18.0', in accordance with the requirements and standards for a conditional use as provided in Division 3.3 for the property located at 10050 Southwest 62 Avenue.

Carlos Esteban, 5717 Southwest 8 Street, Miami, representing the applicant, addressed the Council.

Planning Director Olmsted gave an oral report, based on staff's memorandum of March 10, 2015, recommending approval of the request subject to the following conditions:

- Outdoor court lighting shall not be used between the hours of 10:00 p.m. and 8:00 a.m.;
- Submittal of a letter of compliance from a registered engineer or architect stating that the lights have been installed, shielded from glare, and inspected under operating conditions and found to be consistent with all requirements of the Land Development Regulations; and
- Issuance of an electrical permit for the lighting by the Building and Planning Department.

The mayor opened the public hearing. There were no speakers present.

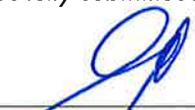
Councilmember McDonald made a motion adopting staff's recommendation. The motion was seconded by Vice Mayor Ross and adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Ball, Kraft, McDonald, Vice Mayor Ross, and Mayor Lerner voting Yes.

X. SCHEDULE OF FUTURE MEETINGS: The following schedule of future meetings was presented to the public:

- VILLAGE COUNCIL  
TUESDAY, APRIL 14, 2015, 7:00 P.M.

XI. ADJOURNMENT: The meeting was adjourned at 10:25 p.m.

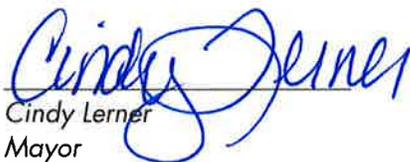
Respectfully submitted:



---

Guido H. Inguanzo, Jr., CMC  
Village Clerk

Approved by the Village Council  
this 14th day of April, 2015:



---

Cindy Lerner  
Mayor

IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE VILLAGE COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT A MEETING OR HEARING, THAT PERSON WILL NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED (FLORIDA STATUTES).