



VILLAGE OF PINECREST
Village Council Meeting

REGULAR MEETING MINUTES

TUESDAY, NOVEMBER 10, 2015, 6:00 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 6:00 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
Village Clerk Guido Inguanzo
Village Attorney Mitchell Bierman

II. PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

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

- Minutes of October 6, 2015 (Workshop)
- Minutes of October 13, 2015 (Regular)
- A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, RATIFYING THE SELECTION OF COUNCILMEMBER JAMES E. MCDONALD AS VICE MAYOR FOR THE 2015 – 2016 FISCAL YEAR PURSUANT TO THE PROVISIONS OF ORDINANCE 2001-02; PROVIDING FOR AN EFFECTIVE DATE. (2015-45)



12645 Pinecrest Parkway, Pinecrest, Florida 33156
T: 305.234.2121 | F: 305.234.2131
www.pinecrest-fl.gov



- A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH THE STATE OF FLORIDA FOR A CULTURAL AFFAIRS GRANT FOR THE COVERED WALKWAYS AT PINECREST GARDENS PROJECT; PROVIDING FOR AN EFFECTIVE DATE. (2015-46)
- A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE AN AGREEMENT, ON BEHALF OF THE VILLAGE, WITH THE CITY OF SOUTH MIAMI, FLORIDA FOR POLICE MUTUAL AID; PROVIDING FOR AN EFFECTIVE DATE. (2015-47)
- A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, ADOPTING PARKING RESTRICTIONS ON THE 5800 BLOCK OF KENDALL DRIVE PURSUANT TO ORDINANCE 2001-6; PROVIDING FOR AN EFFECTIVE DATE. (2015-48)

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The following item was withdrawn from the consent agenda by Councilmember Ross and considered separately by the Council:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A CONTRACT WITH STONEHENGE CONSTRUCTION, LLC FOR THE DESIGN/BUILD OF THE CORAL PINE PARK TENNIS CENTER/PLAYGROUND PROJECT; PROVIDING FOR AN EFFECTIVE DATE.

Public Works Director Mark Spanioli addressed the Council.

Vice Mayor McDonald made a motion adopting the resolution. The motion was seconded by Councilmember Ball. Resolution 2015-49 was adopted by a 4 – 1 voice vote. The vote was as follows: Councilmembers Ball, Ross, Vice Mayor McDonald, and Mayor Lerner voting Yes; Councilmember Kraft voting No.

- 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, on first reading, by title:

AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA, AMENDING THE PINECREST CODE OF ORDINANCES TO REPEAL CHAPTER 30, DIVISION 6.3 (FLOOD DAMAGE PREVENTION); TO ADOPT A NEW CHAPTER 30, DIVISION 6.3 (FLOODPLAIN MANAGEMENT); TO ADOPT FLOOD HAZARD MAPS, TO DESIGNATE A FLOODPLAIN ADMINISTRATOR, TO ADOPT PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS, AND FOR OTHER PURPOSES; PROVIDING FOR APPLICABILITY; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.

The Local Planning Agency submitted a favorable recommendation.

Planning Director Stephen Olmsted and Building Official Leo Llanos addressed the Council.

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

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

The clerk announced the second reading for December 8, 2015.

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

AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA; AMENDING THE 2014-2015 OPERATING AND CAPITAL OUTLAY BUDGET (4th QUARTER); PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor McDonald made a motion adopting the ordinance on first reading. The motion was seconded by Councilmember Ball and adopted by a 4 – 1 roll call vote. The vote was as follows: Councilmembers Ball, Ross, Vice Mayor McDonald, and Mayor Lerner voting Yes; Councilmember Kraft voting No.

The clerk announced the second reading for December 8, 2015.

VII. REPORTS AND RECOMMENDATIONS: Councilmember Kraft requested a discussion regarding a recent survey of the members of the police collective bargaining unit conducted by their union. James Crosland, the Village's labor counsel, addressed the Council. Vice Mayor McDonald made a motion to withdraw the item from the agenda. The motion was seconded by Councilmember Ball and adopted by a 4 – 1 roll call vote. The vote was as follows: Councilmembers Ball, Ross, Vice Mayor McDonald, and Mayor Lerner voting Yes; Councilmember Kraft voting No.

Councilmember Ball discussed waiving fees for the use of the Banyan Bowl by private schools; as is the policy for public schools. It was the consensus of the Council to consider future requests from private schools on a case-by-case basis.

Councilmember Kraft discussed the *Service Line Warranty* program, offered to property owners through the National League of Cities, and suggested the discontinuation of the program. The matter was deferred to a future meeting.

Councilmember Kraft discussed the provisions of Resolution 2012-81 and the recent development of the Sotloff Memorial Garden at Pinecrest Gardens. It was the consensus of the Council for the Pinecrest Gardens Advisory Committee to review the policy and make recommendations.

Councilmember Kraft discussed the landscaping in the traffic circle at 104th Street and 60th Avenue. The manager was directed to improve the landscaping including the installation of a large flowering tree.

The mayor stated that she had signed the *Compact of Mayors*; a joint initiative of United Nation's (UN) Special Envoy for Cities and Climate Change Michael Bloomberg, C40 Cities Climate Leadership Group, ICLEI-Local Governments for Sustainability, UCLG, and UN Habitat.

The mayor discussed the scheduling of future committee-of-the-whole meetings. The Council scheduled the following:

- January 26, 2016, 9:00 a.m. – Strategic Plan
- February 16, 2016, 6:00 p.m. – Traffic Calming

The manager submitted the following communiqués to the Council:

- November 2015 Follow-up Report
- Monthly Department Reports
- Pinecrest People Mover Ridership Report
- Sidewalk Maintenance Memorandum (October 16, 2015)
- Bullet Proof Vest Grant Award (September 3, 2015)
- Congressional Forecast (September 14, 2015)
- Bi-partisan Budget Act of 2015 (October 30, 2015)
- Unified Seal Level Rise Projection (October 2015)

The manager discussed an on-going dialogue with Christ the King Lutheran Church relating to a possible lease of church property to be used as public access to the Snapper Creek Canal and a passive park.

The mayor announced that the annual State of the Village address will be held on December 4, 2015, 11:30 a.m., at Evelyn Greer Park.

The attorney requested an executive session in the matter of Dr. Frank Kronberg, Helene Kronberg, Camilo Patiño, Gladys Patiño, Richard Mariani Sr., Marlene Mariani, Michael Guilford, William Hacker, Alice Hacker, Fermin Rodriguez, Mayra Romanach, and Sylvia Brener, residents and taxpayers of the Village of Pinecrest, Florida; the Sanctuary at Pinecrest, Inc. a Florida non-profit corporation; and the Elysium Club, Inc. a Florida non-profit corporation vs. Village of Pinecrest, a Florida municipal corporation; Guido H. Inguanzo, in his official capacity as Village Clerk of the Village of Pinecrest; and Yocelyn Galiano Gomez, in her official capacity as Village Manager of the Village of Pinecrest.

VII. RESOLUTIONS: There were no resolutions considered by the Council.

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

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

Hearing Number 2015-1110-1. Starbucks Coffee Company, the applicant, requested approval of a conditional use to permit the on premise consumption of beer and wine for the property located at 12225 South Dixie Highway.

Brian Plewinski, 4101 Ravenswood Road, Dania Beach, representing the applicant, addressed the Council.

Planning Director Stephen Olmsted gave an oral report, based on staff's memorandum of November 4, 2015, recommending approval of the request subject to a condition that the sale of beer and wine be limited to the hours of 5:00 – 11:00 p.m.

The mayor opened the public hearing. The following addressed the Council: Anna Hochkammer, 10041 West Suburban Drive; Al Kramer, 7120 Southwest 95 Street; and Germaine Butler, 6455 Southwest 96 Street.

Councilmember Ross made a motion approving the request. The motion was seconded by Vice Mayor McDonald and adopted by a 4 – 1 roll call vote. The vote was as follows: Councilmembers Kraft, Ross, Vice Mayor McDonald, and Mayor Lerner voting Yes; Councilmember Ball voting No.

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

- VILLAGE COUNCIL
TUESDAY, DECEMBER 8, 2015, 6:00 P.M.

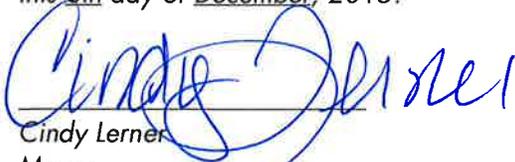
XI. ADJOURNMENT: The meeting was adjourned at 9:00 p.m.

Respectfully submitted:



Guido H. Inguanzo, Jr., CMC
Village Clerk

Approved by the Village Council
this 8th day of December, 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).