

VILLAGE OF PINECREST

MINUTES



VILLAGE COUNCIL MEETING

TUESDAY, MAY 13, 2008, 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 7:05 p.m. Present were the following:

Councilmember Joseph M. Corradino
Councilmember Jeff Cutler
Councilmember Gail D. Serota
Vice Mayor Nancy L. Harter
Mayor Gary C. Matzner

Village Manager Peter Lombardi
Village Clerk Guido Inguanzo
Village Attorney Cynthia Everett

II. **PLEDGE OF ALLEGIANCE:** The mayor led the Pledge of Allegiance.

III. **APPROVAL OF MINUTES:** Vice Mayor Harter made a motion adopting the minutes of the regular meeting of April 8, 2008. The motion was seconded by Councilmember Cutler and adopted by unanimous consent. Vice Mayor Harter made a motion adopting the minutes of the workshop meeting of April 10, 2008. The motion was seconded by Councilmember Corradino and adopted by unanimous consent. Councilmember Corradino made a motion adopting the minutes of the special meeting of April 16, 2008. The motion was seconded by Vice Mayor Harter and adopted by unanimous consent.

IV. **AGENDA/ORDER OF BUSINESS:** There were no changes to the agenda.

V. **SPECIAL PRESENTATIONS:** The mayor, on behalf of the Village Council, presented a proclamation designating May 13, 2008 as "Girl Scout Gold Award Day" to the following scouts from Troop 325:

- Arielle de Lisser
- Natalie H. King
- Alexandra Rigl
- Veronica Rigl

The mayor, on behalf of the Village Council, presented a proclamation designating May 13, 2008 as "Eagle Scout Day" to the following scouts from Troop 457:

- Daniel E. Belisario-Lara
- Kevin A. Carlson
- Nicholas P. Gladieux
- Harrison Hodgman
- Stephen B. Leatherman
- Matthew Marvel
- Michael L. Rivera

Iris Suarez, representing Miami Children's Hospital Brain Institute, made a presentation regarding the Village's sponsorship of a fundraising activity for the organization at a park facility in Pinecrest. The Council deferred the matter to a future meeting.

VI. **ORDINANCES:** There were no ordinances considered by the Council.

VII. **RESOLUTIONS:** The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, DISSOLVING THE PINECREST FOUNDATION, INC.; REPEALING RESOLUTION 2004-9; PROVIDING FOR AN EFFECTIVE DATE.

Former vice mayor Leslie Bowe addressed the Council.

It was the consensus of the Council to transfer responsibility of the foundation to a private community group.

The resolution was deferred.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN URBAN AND COMMUNITY FORESTRY GRANT MEMORANDUM OF AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES (DIVISION OF FORESTRY); PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Harter made a motion adopting the resolution. The motion was seconded by Councilmember Cutler. Resolution 2008-13 was adopted by a

unanimous voice vote. The vote was as follows: Councilmembers Corradino, Cutler, Serota, Vice Mayor Harter, and Mayor Matzner voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA AUTHORIZING THE VILLAGE MANAGER TO EXECUTE AN AGREEMENT, ON BEHALF OF THE VILLAGE, WITH KEEFE, MCCULLOUGH & CO., LLP FOR THE PROVISION OF MUNICIPAL AUDITING SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Corradino made a motion adopting the resolution. The motion was seconded by Councilmember Serota. Resolution 2008-14 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Corradino, Cutler, Serota, Vice Mayor Harter, and Mayor Matzner voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, ACCEPTING A DONATION FROM THE COMMUNITY GARDEN CHARITABLE FUND, INC. FOR PINECREST GARDENS; PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Harter made a motion adopting the resolution. The motion was seconded by Councilmember Cutler. Resolution 2008-15 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Corradino, Cutler, Serota, Vice Mayor Harter, and Mayor Matzner voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT WITH WATER OAKS ENTERPRISES, INC. FOR THE OPERATION OF A RESTAURANT AT PINECREST GARDENS; PROVIDING FOR AN EFFECTIVE DATE.

Jeremy Larkin, on NAI Commercial Real Estate Services, and Danny Kaplan, of Water Oaks Enterprises, Inc., participated in discussions with the Council.

The Council made changes to the proposed agreement.

Councilmember Cutler made a motion adopting the resolution. The motion was seconded by Councilmember Corradino. Resolution 2008-16 was adopted by a 3 – 2 roll call vote. The vote was as follows: Councilmembers Corradino, Cutler and Mayor Matzner voting Yes; Councilmember Serota and Vice Mayor Harter voting No.

VIII. **REPORTS AND RECOMMENDATIONS:** Councilmember Serota made a motion authorizing the manager to return a contribution from the Pinecrest Gardens Club in the amount of \$2,500. The motion was seconded by Vice Mayor Harter and adopted by unanimous consent.

The mayor announced that the dedication ceremony for the Pinecrest Community Center has been scheduled for Saturday, May 31, 2008, at 10:00 a.m.

The mayor reported that he held a second meeting with county officials regarding the Village's options relating to fire rescue service.

The manager submitted a report regarding the Village's current financial state and, in particular, a shortfall of \$695,000 in revenues in the Building and Planning Department. The manager recommended that the Village defer the purchase of the department's new software package appropriated in the current budget, reduction of contract employee hours and a staff reduction of three and one-half positions. Vice Mayor Harter made a motion adopting the manager's recommendation. The motion was seconded by Councilmember Corradino and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Corradino, Cutler, Serota, Vice Mayor Harter, and Mayor Matzner voting Yes.

The Council rescheduled the regular July meeting to July 15th and scheduled a budget workshop for July 17, 2008 at 9:00 a.m.

The mayor announced that the Florida Legislature has approved an appropriation in the amount of \$1 million for the Village's potable water system expansion project.

The clerk submitted copies of the following proclamations issued by the mayor:

- Pinecrest Premier Soccer Club Day (April 27, 2008)
- Pinecrest Presbyterian Church Day (April 27, 2008)

IX. **PLANNING:** The following hearing was held at 7:45 p.m. time certain. All witnesses giving testimony were sworn-in by the clerk.

Hearing Number 2008-0513-1. Philip and Fern Leitman, the applicant, requested an appeal of the Planning Board's decision in Hearing Number PZ2008-0227-1 to allow a side yard setback of 13' 3" where 25' is required for the property at 8791 Southwest 64 Court.

Jerry Proctor, 200 South Biscayne Boulevard, Miami, representing the applicant, Bruce Brockhouse, 1570 Madruga Avenue, Coral Gables, also representing the applicant, and Philip Leitman, 8791 Southwest 64 Court, the applicant, addressed the Council.

Planning Director James Holland gave an oral report, based on his memorandum of May 6, 2008, recommending denial of the request.

The mayor opened the public hearing. Archie Mehech, 8790 Southwest 64 Court, addressed the Council.

Vice Mayor Harter made a motion approving the request subject to the following conditions:

- The applicant shall maintain the existing landscape hedge and wall along Kendall Drive
- The variance shall be limited to the proposed structure

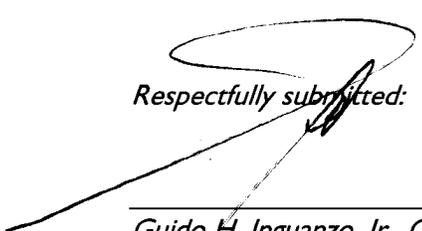
The Harter motion was seconded by Councilmember Cutler and adopted by a 3 – 2 roll call vote. The vote was as follows: Councilmember Cutler, Vice Mayor Harter and Mayor Matzner voting Yes; Councilmembers Corradino and Serota voting No.

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

- PINECREST COMMUNITY CENTER DEDICATION CEREMONY
SATURDAY, MAY 31, 2008, 10:00 A.M.
- VILLAGE COUNCIL
TUESDAY, JUNE 10, 2008, 7:00 P.M.
- VILLAGE COUNCIL
TUESDAY, JULY 15, 2008, 7:00 P.M.
- VILLAGE COUNCIL (WORKSHOP)
THURSDAY, JULY 17, 2008, 9:00 A.M.

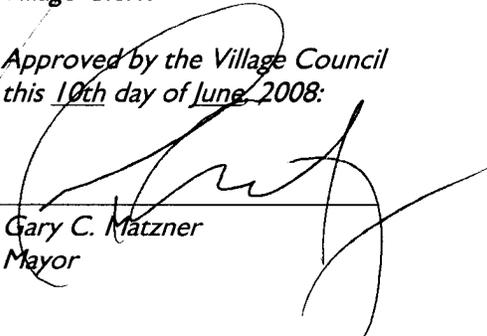
XI. **ADJOURNMENT:** The meeting was adjourned at 10:15 p.m.

Respectfully submitted:



Guido H. Inguanzo, Jr., CMC
Village Clerk

Approved by the Village Council
this 10th day of June, 2008:



Gary C. Matzner
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).