



VILLAGE OF PINECREST  
Village Council Meeting

REGULAR MEETING MINUTES

TUESDAY, DECEMBER 13, 2016, 6:00 P.M.

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

*Councilmembers Anna Hochkammer, James E. McDonald and Mayor Joseph M. Corradino, elected on November 8, 2016, were sworn-in to office by the clerk at a ceremony held on December 1, 2016 at 7:00 p.m. at Evelyn Greer Park.*

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 Anna Hochkammer  
Councilmember James E. McDonald  
Vice Mayor Doug Kraft  
Mayor Joseph M. Corradino

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

II. PLEDGE OF ALLEGIANCE: The mayor 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 October 18, 2016



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- A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, RATIFYING THE SELECTION OF COUNCILMEMBER DOUG KRAFT AS VICE MAYOR FOR THE 2016 – 2017 FISCAL YEAR PURSUANT TO THE PROVISIONS OF ORDINANCE 2001-02; PROVIDING FOR AN EFFECTIVE DATE. (2016-51)

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

The following item was withdrawn from the consent agenda by Vice Mayor Kraft and considered separately by the Council:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, PERMITTING ALCOHOLIC BEVERAGES AT THE PATRICK DOUGHERTY EVENT ON DECEMBER 20, 2016 AT PINECREST GARDENS PURSUANT TO RESOLUTION 2002-4; PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Kraft made a motion adopting the resolution. The motion was seconded by Councilmember Ball. Resolution 2016-52 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Hochkammer, McDonald, Vice Mayor Kraft, and Mayor Corradino voting Yes.

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

V. SPECIAL PRESENTATIONS: The manager made a brief presentation regarding the Village's legislative priorities for the upcoming year. Fausto Gomez, of Gomez Barker Associates, the Village's state lobbyist, addressed the Council regarding the 2017 session of the Florida Legislature. The manager also submitted a written report from Alcalde and Fay, the Village's Federal lobbyist, regarding the 115<sup>th</sup> U.S. Congress. It was the consensus of the Council to adopt the following priorities:

- Waterline Extension Project
- Stormwater Drainage Projects
- Grants

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

AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA; AMENDING THE 2015-2016 OPERATING AND CAPITAL OUTLAY BUDGET (4th QUARTER); PROVIDING FOR AN EFFECTIVE DATE.

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

The clerk announced the second reading for January 10, 2017.

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

AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA, AMENDING CHAPTER 26 "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES" OF THE VILLAGE CODE OF ORDINANCES BY AMENDING ARTICLE V "ARTICLES IN THE PUBLIC RIGHT-OF-WAY" TO PROVIDE FOR REGULATIONS, CONDITIONS AND METHODS OF ENFORCEMENT FOR THE REMOVAL OF ABANDONED OR REDUNDANT UTILITY FACILITIES, AS DEFINED THEREIN; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Works Director Mark Spanioli addressed the Council.

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

The clerk announced the second reading for January 10, 2017.

VII. REPORTS AND RECOMMENDATIONS: Councilmember Ball discussed the Relay for Life community event and stated that the March 18, 2017 event will be held at Coral Reef Park. Cecil Fitts, representing the event, addressed the Council. It was the consensus of the Council to sponsor the event in the amount of \$1,500.

Councilmember Ball discussed a review of the Mayor's Education Advisory Council, the Youth Advisory Council and reconstituting the Transportation Advisory Committee which sunset in May 2016.

The mayor announced the Council's \$500 sponsorship of the employee-organized holiday toy drive benefitting the Our Kids of Miami-Dade/Monroe organization. There was no objection.

Councilmember McDonald discussed the importance of proceeding with the Village-wide Transportation Study and a review of transit options along the US 1 corridor.

The manager made a brief presentation regarding the proposed scope of work for the Village-wide study. Councilmember McDonald made a motion to proceed with issuing an RFQ for the study. The motion was seconded by Councilmember Ball and adopted by a 4 – 1 voice vote. The vote was as follows: Councilmembers Ball, Hochkammer, McDonald, and Mayor Corradino voting Yes; Vice Mayor Kraft voting No.

The manager submitted the following communiqués to the Council:

- December 2016 Follow-up Report
- Monthly Departmental Reports
- Pinecrest People Mover Report
- Pinecrest Gardens Fundraising Initiative Memorandum (December 6, 2016)
- Village-wide Transportation Study Scope of Work Draft
- PACE District Update (September 2016)
- Waiver of Fees Report (December 6, 2016)
- Police Department Compressed Work Schedule Memorandum (December 6, 2016)

The mayor discussed the proposed Red Road (Kendall Drive to 96<sup>th</sup> Street) sidewalk improvements. Vice Mayor Kraft made a motion directing the manager to terminate the project. The motion was seconded by Mayor Corradino and failed by a 1 – 4 voice vote. The vote was as follows: Vice Mayor Kraft voting Yes; Councilmembers Ball, Hochkammer, McDonald, and Mayor Corradino voting No.

The manager and Chief of Police Samuel Ceballos, Jr. discussed a *Compressed Work Schedule* pilot program for the Police Department's patrol officers.

The clerk submitted the certification of the results of the 2016 municipal general election pursuant to Section 2-232(c) of the Code of Ordinances.

The clerk submitted the roster of appointees to the 2017 Zoning Board.

Councilmember McDonald made a motion ratifying the manager's appointment of Jason Timmons and the mayor's appointment of Ethan Shapiro pursuant to Division 2.3(a) of the Land Development Code. The motion was seconded by Councilmember Hochkammer and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Hochkammer, McDonald, Vice Mayor Kraft, and Mayor Corradino voting Yes.

By unanimous consent, the Council adopted the following meeting schedule for the remainder of Fiscal Year 2016-2017:

- Tuesday, October 18, 2016
- Tuesday, November 8, 2016 – Canceled due to Election Day
- Tuesday, December 13, 2016
- Tuesday, January 10, 2017
- Tuesday, February 14, 2017
- Tuesday, March 7, 2017
- Tuesday, April 11, 2017
- Tuesday, May 9, 2017
- Tuesday, June 13, 2017
- Tuesday, July 18, 2017
- August – Summer Recess
- September – TBA

The Council also scheduled the following meetings:

- Friday, January 13, 2017, 10:00 a.m. – Workshop
- Thursday, August 24, 2017, 9:00 a.m. – Budget Workshop

The Council discussed the start time for regular meetings and concurred to continue meeting at 6:00 p.m.

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

- Blake James Day (November 18, 2016)
- SMART Ride Day (November 18, 2016)
- Brother Kevin Day (December 12, 2016)

The attorney provided an update on the Village's participation in litigation against FPL.

The attorney discussed the Village's pending appointment of a representative to the PACE District. It was the consensus of the Council for Mayor Corradino to serve as the Village's representative.

The attorney submitted a copy of the *Appellants' Initial Brief* filed in the matter of Dr. Frank Kronberg, et al., vs. Village of Pinecrest, et al.

VIII. RESOLUTIONS: The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AWARDING A BID TO ROADWAY CONSTRUCTION, LLC FOR THE KENDALL DRIVE IMPROVEMENTS PROJECT; PROVIDING FOR AN EFFECTIVE DATE.

The Council discussed the addition of decorative lighting as part of the project. It was the consensus of the Council to reject all bids and re-issue a new Invitation to Bid to include a decorative lighting component.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, DESIGNATING SUNDAYS AS FIDO FRIENDLY AT PINECREST GARDENS; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Hochkammer made a motion adopting the resolution. The motion was seconded by Councilmember Ball. Resolution 2016-53 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Hochkammer, McDonald, Vice Mayor Kraft, and Mayor Corradino voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, URGING THE FLORIDA LEGISLATURE TO AMEND CHAPTER 440, FLORIDA STATUTES, TO ADDRESS THE FLORIDA SUPREME COURT'S RECENT DECISIONS RELATED TO FLORIDA'S WORKERS' COMPENSATION SYSTEM; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember McDonald made a motion adopting the resolution. The motion was seconded by Councilmember Hochkammer. Resolution 2016-54 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Hochkammer, McDonald, Vice Mayor Kraft, and Mayor Corradino voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH ARTYEK, INC. FOR RESTORATION OF BRITTO'S FLOWER POT SCULPTURE AT THE PINECREST COMMUNITY CENTER; WAIVING COMPETITIVE BIDDING PROCEDURES OF THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember McDonald made a motion adopting the resolution. The motion was seconded by Councilmember Ball. Resolution 2016-55 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Hochkammer, McDonald, Vice Mayor Kraft, and Mayor Corradino voting Yes.

IX. PLANNING: The following proceedings were 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 2016-1213-1. Joshua A. Investments and Reims Pinecrest 125, LLC, the applicant, requested approval of a conditional use permit to allow the on-premise consumption of beer and Wine (2-COP License) for the Pincho Factory located at 12519 Pinecrest Parkway.

Sadiel Basulto, 12519 Pinecrest Parkway, representing the applicant, addressed the Council.

Planning Director Olmsted gave an oral report, based on staff's memorandum of December 7, 2016, recommending approval of the request.

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

Vice Mayor Kraft made a motion approving the request. The motion was seconded by Councilmember Ball and adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Ball, Hochkammer, McDonald, Vice Mayor Kraft, and Mayor Corradino voting Yes.

Hearing Number 2016-1213-2. Francisco and Isabel Mendez, the applicant, is requesting approval of a Preliminary Subdivision Plat ("Pioneer Estates") for the division of property and creation of two (2) single-family residential lots [Lot 1 is proposed to be 51,748.36 square feet in gross area (34,773.78 square feet in net area) and Lot 2 is proposed to be 43,700.00 square feet in gross area (37,867.07 square feet in net area)] for the property located at 9100 Southwest 57 Avenue.

Antonio Toledo, 3929 Summer Chase Court, Lake Worth, representing the applicant, addressed the Council.

Planning Director Olmsted gave an oral report, based on staff's memorandum of December 7, 2016, recommending approval subject to the following conditions:

- Demolition of the existing home and other structures as proposed prior to recording of the final plat;
- Demolition of the existing wall located in the Red Road right-of-way or repair and maintenance of the wall subject to approval by Miami-Dade County;
- Review and approval of the proposed preliminary plat by the Miami-Dade County Water and Sewer Department, Department of Economic and Regulatory Resources, Fire Rescue Department, Public Works and Waste Management Department and Health Department prior to submittal of a final plat;
- Indication of utility easements on the final plat and installation of utilities underground;
- Installation of pedestrian sidewalks or payment in lieu of construction as required by the Administrative Official;
- Approval of driveway connection permits by the Village of Pinecrest and Miami-Dade County, as required, prior to the issuance of building permits;
- Approval of a stormwater management plan for each new residence prior to the issuance of building permits;

- Review and approval of a separate tree removal permit prior to the removal of any trees from the subject property or adjoining road right-of-way; and
- Confirmation of the setting of lot corners and permanent reference monuments or submittal of a surety bond to the Village of Pinecrest in the amount of \$100.00 per lot corner and \$300.00 per PRM with a 25% contingency prior to recording of the final plat.

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

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

Hearing Number 2016-1213-3. CENSIG Pinecrest Holdings, LLC, the applicant, requested approval of a Final Subdivision Plat ("CENSIG Pinecrest Subdivision") for the division of property and the creation of two (2) single-family residential lots [Lot 1 is proposed to be 9,659 square feet (net) in area; Lot 2 is proposed to be 9,737 square feet (net) in area] for the property located at 7853 Southwest 112 Street.

Antonio Toledo, 3929 Summer Chase Court, Lake Worth, representing the applicant, addressed the Council.

Planning Director Olmsted gave an oral report, based on staff's memorandum of December 7, 2016, recommending approval of the request subject to the following conditions:

- Removal of existing fences from the adjoining road right-of-way prior to approval of the final subdivision plat;
- Installation and connection to water lines as required by the Miami-Dade County Water and Sewer Department;
- Approval of Septic Tanks by Miami-Dade County Health Department and Department of Economic and Regulatory Resources prior to issuance of building permits;
- Approval of plans by the Public Works Department and completion of construction for the widening of Southwest 78 Court prior to the issuance of building permits and completion of construction or payment of a performance bond in the amount of 125% of the estimated costs of construction of the road improvements prior to the recording of the plat;
- Approval of driveway connection permits from the Village of Pinecrest prior to the issuance of building permits;
- Construction of pedestrian sidewalks adjacent to both adjoining roads subject to review and approval of the Administrative Official;
- Review and approval of a stormwater management plan by the Village of Pinecrest prior to issuance of building permits;

- Design and construction of swales within the adjacent Southwest 112 Street and Southwest 78 Court rights-of-way consistent with requirements of the Pinecrest Department of Public Works;
- Underground installation of all required utilities;
- Review and approval of a separate tree removal permit prior to the removal of any trees on the subject property or within the adjoining road right-of-way; and
- Confirmation of the setting of lot corners and permanent reference monuments or submittal of a surety bond to the Village of Pinecrest in the amount of \$100.00 per lot corner and \$300.00 per PRM with a 25% contingency prior to recording the final plat.

The mayor opened the public hearing. The following residents addressed the Council: Flo Ho Tai, 11103 Southwest 79 Avenue; Frank Mendez, 9100 Southwest 57 Avenue; and Paul McClelland, 11135 Southwest 78 Court.

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

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

- VILLAGE COUNCIL  
TUESDAY, JANUARY 10, 2017, 6:00 P.M.

XI: ADJOURNMENT: The meeting was adjourned at 10:40 p.m.

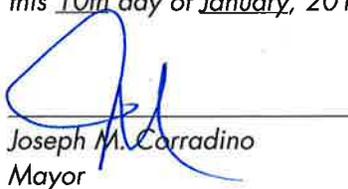
Respectfully submitted:



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Guido H. Inguanzo, Jr., CMC  
Village Clerk

Approved by the Village Council  
this 10th day of January, 2017:



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Joseph M. Carradino  
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).