



MINUTES

VILLAGE COUNCIL MEETING
VILLAGE OF PINECREST, FLORIDA

TUESDAY, MAY 8, 2001

PINECREST PARK COMMUNITY CENTER
8200 SOUTHWEST 124 STREET

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 charter officials:

Councilmember Barry Blaxberg
Councilmember Leslie Bowe
Councilmember Robert Hingston (arrived at 7:10 p.m.)
Vice Mayor Cindie Blanck
Mayor Evelyn Langlieb Greer

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

II. **PLEDGE OF ALLEGIANCE:** There was no Pledge of Allegiance.

III. **APPROVAL OF MINUTES:** Councilmember Bowe made a motion adopting the minutes of the meeting of April 23, 2001. The motion was seconded by Vice Mayor Blanck and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Blaxberg, Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer voting Yes.

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

V. **SPECIAL PRESENTATIONS:** The mayor and Council recognized the following students with the Village Council's 2001 Student Community Service Award:

- Matthew Waas (Miami Palmetto Senior High School)
- Alyssa Nolan (Gulliver Preparatory School)

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

AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA, AMENDING THE CODE OF ORDINANCES BY ADOPTING A NEW CHAPTER ENTITLED "PARKS AND RECREATION DEPARTMENT RULES AND REGULATIONS"; REPEALING CHAPTER 26 OF THE CODE OF MIAMI-DADE COUNTY ENTITLED "PARK AND RECREATION DEPARTMENT RULES AND REGULATIONS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

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

Councilmember Hingston made a motion adopting the ordinance on second reading. The motion was seconded by Councilmember Bowe. Ordinance 2001-01 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Blaxberg, Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer voting Yes.

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

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, CO-DESIGNATING A PORTION OF SOUTHWEST 82 AVENUE AS AGENT JERRY DOVE AVENUE; CO-DESIGNATING A PORTION OF SOUTHWEST 82 AVENUE AS AGENT BENJAMIN GROGAN AVENUE; DIRECTING THE VILLAGE MANAGER TO ERECT APPROPRIATE MARKERS; PROVIDING FOR AN EFFECTIVE DATE.

The mayor opened the public hearing required pursuant to Ordinance 2000-06. Special Agent Peter Schopperle (ret.), 9700 Southwest 124 Terrace, Miami, addressed the Council.

Councilmember Bowe made a motion adopting the resolution. The motion was seconded by Vice Mayor Blanck. Resolution 2001-37 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Blaxberg, Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer 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 APPRAISAL FIRMS TO PREPARE APPRAISALS OF THE PARROT JUNGLE PROPERTY; PROVIDING FOR AN EFFECTIVE DATE.

The manager submitted the names of four appraisal firms, which the Council ranked in the following order:

1. Slack and Johnston
2. Galleher and Birch, Inc.
3. Blazejack and Company
4. Chastain and Company

Councilmember Blaxberg made a motion adopting the resolution. The motion was seconded by Vice Mayor Blanck. Resolution 2001-38 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Blaxberg, Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer 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 QUALIFIED FIRM FOR THE DESIGN OF PARKING FACILITIES AT NEW VILLAGE HALL FACILITY LOCATED AT 12645 SOUTH DIXIE HIGHWAY; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Bowe made a motion adopting the resolution. The motion was seconded by Councilmember Hingston. Resolution 2001-39 was adopted by a 4 – 1 voice vote. The vote was as follows: Councilmembers Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer voting Yes. Councilmember Blaxberg voting No.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ISSUE AN INVITATION TO BID FOR RENOVATIONS TO CORAL PINE PARK; PROVIDING FOR AN EFFECTIVE DATE.

Jose Perdomo, the Village's architect on the project, made a brief presentation to the Council regarding the proposed renovations to Coral Pine Park.

The Council directed manager to research any covenants or restrictions which would prohibit the expansion of the existing parking lot at the park.

Councilmember Bowe made a motion adopting the resolution. The motion was seconded by Councilmember Hingston. Resolution 2001-40 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Blaxberg, Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AWARDING BID FOR "RED ROAD LINEAR PARK PHASE 1" PROJECT TO RECIO AND ASSOCIATES; PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Blanck made a motion adopting the resolution. The motion was seconded by Councilmember Bowe. Resolution 2001-41 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Blaxberg, Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AWARDED BID FOR "PINECREST ELEMENTARY SOCCER FIELD" PROJECT TO CAPRICORN CONSTRUCTION CORPORATION; PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Blanck made a motion adopting the resolution. The motion was seconded by Councilmember Bowe. Resolution 2001-42 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Blaxberg, Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, CALLING AND PROVIDING FOR A STRAW-BALLOT REFERENDUM ELECTION ON TUESDAY, SEPTEMBER 11, 2001 FOR THE PURPOSE OF ENABLING THE ELECTORS OF THE VILLAGE TO INDICATE BY NON-BINDING REFERENDUM WHETHER THEY SUPPORT THE DEVELOPMENT OF A VILLAGE HALL FACILITY ON ACREAGE WEST OF THE PARROT JUNGLE ATTRACTION IF THE VILLAGE ACQUIRES THE PARROT JUNGLE PROPERTY; PROVIDING FOR REQUISITE BALLOT LANGUAGE; PROVIDING FOR PROCEDURE FOR MAIL BALLOTING; PROVIDING FOR NOTICE; PROVIDING FOR REGISTRATION PERIOD; AUTHORIZING SUPERVISOR OF ELECTIONS TO TAKE NECESSARY ACTIONS; PROVIDING FOR CANVASSING BOARD; PROVIDING FOR PUBLIC INSPECTION OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.

There was an extensive discussion regarding the development of a permanent municipal center (Village Hall and Police Station) at either the Parrot Jungle property or the former Carpet Mart site.

By unanimous consent, the resolution was amended by the Council as follows:

Section 3. That the Village Clerk shall publish notice of said election in accordance with Section 100.342, Florida Statutes, in a newspaper of general circulation within the Village at least thirty (30) days prior to said election, the first publication to be in the fifth week prior to the election, and the second publication to be in the third week prior to the election, and shall be in substantially the following form:

NOTICE OF SPECIAL ELECTION

PUBLIC NOTICE IS HEREBY GIVEN THAT PURSUANT TO RESOLUTION 2001-43 ADOPTED BY VILLAGE OF PINECREST VILLAGE COUNCIL, AN ELECTION HAS BEEN CALLED AND ORDERED TO BE HELD WITHIN THE VILLAGE OF PINECREST ON TUESDAY, SEPTEMBER 11, 2001, BY MAIL BALLOT, AT WHICH TIME THE FOLLOWING NON-BINDING QUESTION SHALL BE SUBMITTED TO THE QUALIFIED

ELECTORS OF THE VILLAGE:

STRAW BALLOT

The Village of Pinecrest is contemplating the purchase of the Parrot Jungle and Gardens property for community purposes. The property encompasses a total of 22 acres including 6.4 acres of undeveloped ~~property~~ land on the west side of the existing Parrot Jungle ~~attraction~~ property.

Do you support the development of a Village Hall facility, including administrative and police functions of the Village, on a ~~two-acre~~ portion of the 6.4 acres of undeveloped land on the west side of the existing Parrot Jungle ~~attraction~~ property? YES NO

GUIDO H. INGUANZO, JR., CMC
VILLAGE CLERK

Section 4. That the form of the ballot for each of the proposed Village Charter amendments shall be as follows:

The Village of Pinecrest is contemplating the purchase of the Parrot Jungle and Gardens property for community purposes. The property encompasses a total of 22 acres including 6.4 acres of undeveloped ~~property~~ land on the west side of the existing Parrot Jungle ~~attraction~~ property.

Do you support the development of a Village Hall facility, including administrative and police functions of the Village, on a ~~two-acre~~ portion of the 6.4 acres of undeveloped land on the west side of the existing Parrot Jungle ~~attraction~~ property? YES NO

Councilmember Hingston made a motion adopting the amended resolution. The motion was seconded by Councilmember Bowe. Resolution 2001-43 was adopted by a 4 – 1 voice vote. The vote was as follows: Councilmembers Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer voting Yes. Councilmember Blaxberg voting No.

VIII. REPORTS AND RECOMMENDATIONS: The Council directed staff to draft an ordinance enacting the provisions of the charter amendment adopted on May 1, 2001 requiring a procedure for the annual selection of the vice mayor's position.

The Council discussed the request of the Reserve of Pinecrest proposed development (10201 South Dixie Highway) for a utility easement of approximately fifteen feet along the west side of the Southwest 104 Street Park subject to the conditions enumerated in the developer's letter dated May 2, 2001. Councilmember Bowe made a motion approving the request subject to the conditions in the May 2, 2001 letter. The motion was seconded by Councilmember Hingston and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Blaxberg, Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer voting Yes.

The Council discussed a policy regarding the charging of an admission fee at Pinecrest Park for Miami Palmetto Senior High School's softball tournament games as per the requirements of the Florida High School Athletic Association's Softball Manual. It was the consensus of the Council that the high school be permitted to charge an admission fee to spectators of the softball game

contingent upon the park remaining open, free of charge, to the general public.

The manager submitted to the Council copies of the monthly departmental reports.

The Council discussed the status of the "Carrier-Whilden" cottage and directed the manager to negotiate with the property owner an agreement for the relocation of the cottage to Coral Pine Park. Veronica Matzner, 5850 Southwest 97 Street, addressed the Council.

The manager discussed the conceptual proposal of the Pinecrest Business Association to conduct a "Taste of Pinecrest" event at Pinecrest Park as a fund-raiser for the Pinecrest YMCA. Parks and Recreation Superintendent Loren Matthews and Susan Steinhart, representing the Pinecrest Business Association, addressed the Council regarding the proposed event. It was the consensus of the Council that the Pinecrest Business Association present a formal proposal at a future meeting.

The mayor advised the Council of her discussions with representatives of the Hasbro Corporation regarding the development of a model playground at the Southwest 104 Street Park designed for children with disabilities.

The mayor discussed the consideration of an ordinance regulating the use of cellular telephones by drivers on municipal roadways. It was the consensus of the Council that the attorney draft an ordinance requiring drivers to utilize a hands-free method when using cellular telephones.

The Council scheduled a budget workshop for July 24, 2001.

The clerk submitted to the Council a copy of the following proclamations issued by the mayor:

- Cantor Rachelle Nelson Day (May 4, 2001)
- Miami Springs Mayor John A. Cavalier, Jr. Day (May 8, 2001)
- Civility Month (May 2001)

The clerk submitted to the Council, pursuant to Section 2-232 of the Code of Ordinances, the certification of the results of the May 1, 2001 special election (charter amendments).

IX. **PLANNING:** The following quasi-judicial proceeding was conducted pursuant to the provisions of Ordinance 96-7 and held at 8:00 p.m. time certain.

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

Hearing Number 2001-0508-1. Raul Orozco and Otto Gonzalez, the applicant, requested approval to subdivide a lot into two lots pursuant to Section 28, 33B-41, 33B-45(G), and 33B-47 of the Code of Miami-Dade County, as made applicable to the Village, for the property located at 11300 Southwest 80 Road.

Planning Director John Little stated his recommendation for approval of the request subject to the following conditions:

- The application, if approved by the Village, shall be submitted to the Miami-Dade County Plat and Subdivision Control Committee for review.
- Upon approval by the county committee, the applicant shall provide a concurrency review statement showing compliance with the Comprehensive Development Master Plan level of service requirements.
- A final plat shall be submitted to the Village for proper approvals.
- The applicant shall provide a restrictive covenant for Parcel B requiring that the first forty (40) feet off of Southwest 81 Road be restricted to a landscaped area with only surface lighting, no structures other than fences or walls as permitted by the code and no parking of vehicles in that area.

Jerry Proctor, 200 South Biscayne Boulevard, Miami, representing the applicant, addressed the Council and proffered to restrict access from either proposed parcel to Southwest 81 Road and to restrict the structure on Parcel B to one story.

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

Councilmember Blaxberg made a motion adopting staff's recommendation and the applicant's proffered conditions. The motion was seconded by Vice Mayor Blanck and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Blaxberg, Bowe, Hingston, Vice Mayor Blanck, and Mayor Greer voting Yes.

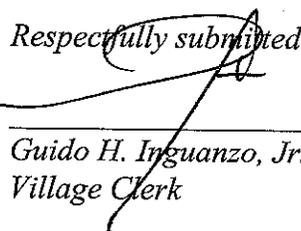
Luigi Gallegos, 13300 Old Cutler Road, addressed the Council regarding the re-platting of the former Azelski property located at Southwest 82 Avenue and Southwest 124 Street and overflow of parking from Pinecrest Park on the property.

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

- VILLAGE COUNCIL
TUESDAY, JUNE 12, 2001, 7:00 P.M.

XI. **ADJOURNMENT:** The meeting was adjourned at 9:30 p.m.

Respectfully submitted:



Guido H. Inguanzo, Jr., CMC
Village Clerk

Approved by the Village Council
this 12th day of June, 2001:



Evelyn Langlieb Greer
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).