

**VILLAGE OF PALMETTO BAY, FLORIDA  
MINUTES OF THE MONDAY, MAY 11, 2009  
SPECIAL MEETING OF THE VILLAGE COUNCIL**

LUDOVICI PARK COMMUNITY ROOM  
17641-A OLD CUTLER ROAD  
PALMETTO BAY, FLORIDA

**1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE**

Mayor Flinn called the meeting to order at 6:30 p.m. The following members of the Village Council were present:

Mayor Eugene P. Flinn, Jr.  
Vice Mayor Brian W. Pariser  
Councilman Ed Feller, MD  
Councilman Howard J. Tendrich  
Councilwoman Shelley Stanczyk

The following staff members were present:

Village Manager Ron E. Williams  
Village Attorney Eve A. Boutsis  
Village Clerk Meighan Rader

Mayor Flinn led the pledge of allegiance.

**2. RESOLUTIONS**

- A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, REQUESTING **GOVERNOR CHARLIE CRIST TO VETO SENATE BILL 360** AND ANY OTHER SIMILAR LEGISLATION RELATING TO GROWTH MANAGEMENT PROTOCOLS; EXPRESSING STRONG CONCERNS REGARDING SB 360, 362 and SB 1306 AND SIMILAR LEGISLATION THAT WOULD AFFECT GROWTH MANAGEMENT BY MUNICIPALITIES; IF ENACTED, THE LAW WOULD NO LONGER REQUIRE DEVELOPERS TO ADD ROAD CAPACITY IN NEARLY HALF OF THE STATE'S MUNICIPALITIES, AND IN SEVERAL ENTIRE COUNTIES AND WOULD PROPOSE A STATE FEE, YET TO BE CALCULATED, WHICH FEE MAY NOT BE PROVIDED TO THE LOCAL MUNICIPALITIES FOR IMPLEMENTATION; URGING THE FLORIDA LEGISLATURE NOT TO PASS SUCH LEGISLATION; PROVIDING FOR THE DISTRIBUTION OF THIS RESOLUTION TO THE VILLAGE'S LOBBYISTS, THE STATE LEGISLATURE, THE MUNICIPAL LEAGUE OF CITIES, MIAMI-DADE COUNTY, AND OUR SISTER CITIES; PROVIDING AN EFFECTIVE DATE. [Sponsored by Mayor Eugene P. Flinn, Jr].

Mayor Flinn provided his report, expressing his disappointment with the subject of this bill, as it prohibits municipalities from being able to manage their growth effectively.

Councilman Tendrich moved this matter forward. Seconded by Councilman Feller.

Attorney Boutsis recommended amending the Resolution to list the companion House Bills. Councilwoman Stanczyk moved to amend. Seconded by Councilman Tendrich. All voted in favor.

Mayor Flinn remarked that quick action needs to be taken. He stated that he has requested a meeting with the Governor to speak with him regarding the importance of this matter. He stated that he had been informed that the Florida League of Cities will not be asking for a veto even though they had initially opposed the legislation, as, apparently, many of the cities agree with this matter. He remarked that he remains committed to working to defeat this matter.

Councilwoman Stanczyk asked the impact that the Florida League of Cities has with regard to their support.

Mayor Flinn remarked that the Village is affected by the "dense urban land area" definition; however, many cities are not. He noted that a section in this law to usurp Cutler Bay's authority to have their shopping centers install cameras was also included in this law and Cutler Bay will be fighting not only the growth issues, but the removal of their rights to protect their community. He stated that he is disappointed in those legislators who voted for this bill.

Vice Mayor Pariser remarked that concurrency laws were passed years ago, and the passage of this law is a step backward.

Attorney Boutsis advised that this matter would be in effect upon the Governor's signature.

Mayor Flinn advised that there is a due diligence period during which time legal review is performed within the Governor's office. He stated that developers are pressuring the support of this law.

Manager Williams stated that it is possible that tomorrow Governor Crist will be announcing his campaign for Senate, which could affect decisions going forward.

Mayor Flinn remarked that this law uses economics as an excuse to strip local control.

Councilman Tendrich asked if the Village's representatives voted for this matter.

Mayor Flinn noted that only Representative Dwight Bullard stood up to support the cities.

All voted in favor of the proposed Resolution. The matter passed unanimously (5-0).

**3. NEXT MEETING AND ADJOURNMENT**

The Meeting was officially adjourned at 6:45 pm.

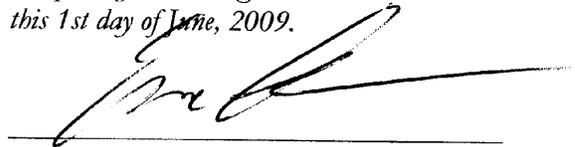
*Prepared and submitted by:*



*Meighan J. Rader, CMC*

*Village Clerk*

*Adopted by the Village Council on  
this 1st day of June, 2009.*



*Eugene P. Flinn, Jr., Mayor*

PURSUANT TO FLORIDA STATUTES 286.0105, IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE VILLAGE FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW. WHILE THE FLORIDA STATUTES DO NOT REQUIRE TAPE RECORDINGS, TO THE EXTENT THAT TAPE RECORDINGS ARE MADE, THE TAPES MAY BE REQUESTED FROM THE VILLAGE CLERK FOR REVIEW AND/OR COPYING. THE VILLAGE OF PALMETTO BAY CAN NOT GUARANTEE QUALITY OF ANY RECORDING