

**VILLAGE OF PALMETTO BAY
MINUTES OF THE MONDAY, MAY 14, 2007
SPECIAL MEETING OF THE VILLAGE COUNCIL**

Southwood Middle School
16301 SW 80 Avenue

I. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE

Mayor Flinn called the meeting to order at 7:15 pm. The following members of the Council were present:

Mayor Eugene P. Flinn, Jr.
Vice Mayor Linda Robinson
Council Member Ed Feller
Council Member Paul Neidhart
Council Member Shelley Stanczyk (entered the meeting at 7:30 p.m.)

The following staff members were present:

Village Manager Ron E. Williams
Village Attorney Eve A. Boutsis
Village Clerk Meighan J. Rader
Arleen Weintraub, Community Development Director
Efren Nunez, Village Planner

Mayor Flinn led the pledge of allegiance.

II. RESOLUTIONS

- A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO DRAINAGE IMPROVEMENTS AT VARIOUS LOCATIONS IN THE VILLAGE OF PALMETTO BAY; APPROVING THE SELECTION OF MIGUEL LOPEZ JR., INC TO PROVIDE CONSTRUCTION SERVICES FOR VILLAGEWIDE DRAINAGE IMPROVEMENTS IN AREAS 1-8 AND 10; AUTHORIZING THE VILLAGE MANAGER TO APPROVE EXPENDITURE OF FUNDS IN AN AMOUNT UP TO \$970,396; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilman Neidhart moved the item forward. Seconded by Councilman Feller.

Manager Williams provided staff report. He noted that the locations in question were discovered following Hurricane Katrina. He advised that while this project is not fully funded as of this moment, there are funds to begin and additional funding from the stormwater utility is anticipated. Manager Williams assured the Council that notice to proceed shall not be issued until funding is in place.

A roll call vote was taken, as follows: Mayor Flinn: yes; Vice Mayor Robinson: yes; Councilman Feller: yes; Councilman Neidhart: yes; and, Councilwoman Stanczyk: absent. The Resolution passed (4-0).

III. ORDINANCES FOR FIRST READING AND EMERGENCY ORDINANCES

- A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE VILLAGE'S CODE OF ORDINANCES, CHAPTER 30 ENTITLED "ZONING," CREATING DIVISION 20, ENTITLED "DECISION MAKING AND ADMINISTRATIVE BODIES"; WHICH DIVISION SHALL BE PART OF THE VILLAGE'S LAND DEVELOPMENT CODE; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

Vice Mayor Robinson moved the item forward. Seconded by Councilman Feller.

Director Weintraub provided staff report. She advised that her Department has been drafting the divisions that will create the zoning code. She provided an explanation of the proposed Ordinance, noting that an important aspect of this division is that it establishes the Village Council as the Land Development Board.

A roll call vote was taken, as follows: Mayor Flinn: yes; Vice Mayor Robinson: yes; Councilman Feller: yes; Councilman Neidhart: yes; and, Councilwoman Stanczyk: yes. The Ordinance was unanimously approved on first reading and shall be scheduled for second reading/public hearing.

- B. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE VILLAGE'S CODE OF ORDINANCES, CHAPTER 30 ENTITLED "ZONING," CREATING DIVISION 40, ENTITLED "DEFINITIONS AND RULES OF CONSTRUCTION"; WHICH DIVISION SHALL BE PART OF THE VILLAGE'S LAND DEVELOPMENT CODE; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

Councilman Feller moved the item forward. Seconded by Councilman Neidhart.

Director Weintraub advised that she had received direction to provide language that would clarify a definition for "antennas". She noted that the revision would be provided for second reading.

A roll call vote was taken, as follows: Mayor Flinn: yes; Vice Mayor Robinson: yes; Councilman Feller: yes; Councilman Neidhart: yes; and, Councilwoman Stanczyk: yes. The Ordinance was unanimously approved on first reading and shall be scheduled for second reading/public hearing.

- C. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE VILLAGE'S CODE OF ORDINANCES, CHAPTER 30 ENTITLED "ZONING," CREATING DIVISION 150, ENTITLED "HISTORIC PRESERVATION"; WHICH DIVISION SHALL BE PART OF THE VILLAGE'S LAND DEVELOPMENT CODE; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

Vice Mayor Robinson moved the item forward. Seconded by Councilwoman Stanczyk.

Director Weintraub advised that the proposed Ordinance creates a process to designate properties that are historic or significant, includes definitions pertinent to this section, and creates a board and the standards they will be bound by with procedures.

Mayor Flinn asked if the language is consistent with the Charter.

Director Weintraub advised that it was consistent and is also consistent with the Village's Comprehensive Plan, as the Comprehensive Plan calls for the Village to adopt a Land Development Code and address historic properties as a goal and objective.

A roll call vote was taken, as follows: Mayor Flinn: yes; Vice Mayor Robinson: yes; Councilman Feller: yes; Councilman Neidhart: yes; and, Councilwoman Stanczyk: yes. The Ordinance was unanimously approved on first reading and shall be scheduled for second reading/public hearing.

- D. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE VILLAGE'S CODE OF ORDINANCES, CHAPTER 30, ENTITLED "ZONING," CREATING DIVISION 160 ENTITLED "ART IN PUBLIC PLACES" WHICH DIVISION SHALL BE PART OF THE VILLAGE'S LAND DEVELOPMENT CODE; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

Councilman Neidhart moved the item forward. Seconded by Councilman Feller.

Director Weintraub advised that this division is the same what was adopted in March of 2007 and the proposed Ordinance incorporates what is already in effect.

A roll call vote was taken, as follows: Mayor Flinn: yes; Vice Mayor Robinson: yes; Councilman Feller: yes; Councilman Neidhart: yes; and, Councilwoman Stanczyk: yes. The Ordinance was unanimously approved on first reading and shall be scheduled for second reading/public hearing.

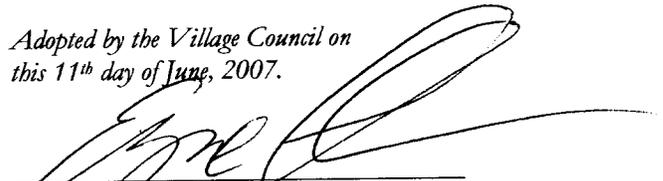
IV. NEXT MEETING AND ADJOURNMENT

The meeting adjourned at 7:45 p.m.

Prepared and submitted by:


Meighan J. Rader, CMC
Village Clerk

Adopted by the Village Council on
this 11th day of June, 2007.


Eugene R. Flinn, Jr., Mayor

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