

VILLAGE OF PALMETTO BAY, FLORIDA
VILLAGE COUNCIL MEETING

THURSDAY, NOVEMBER 7, 2002

DEERING ESTATE VISITOR CENTER
16701 SOUTHWEST 72 AVENUE
PALMETTO BAY, FLORIDA

I. **CALL TO ORDER/ROLL CALL/PLEDGE OF ALLEGIANCE:** The meeting was called to order by Palmetto Bay Charter Commission Chairman Ed Ludovici at 7:00 p.m. Present were the following:

Councilmember-elect John Breder
Councilmember-elect Ed Feller
Councilmember-elect Paul Neidhart
Vice Mayor-elect Linda Robinson
Mayor-elect Eugene P. Flinn, Jr.

Palmetto Bay Charter Commission Chairman Ed Ludovici

Assisting Village Manager Charles Scurr
Acting Village Clerk Guido Inguanzo
Acting Village Attorney Earl G. Gallop

Pastor Mike Kanjain, of Old Cutler Presbyterian Church, gave an invocation.

Chairman Ludovici led the Pledge of Allegiance.

Judge Eugene J. Fierro led the swearing-in of Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn.

Chairperson Ludovici passed the gavel to Mayor Flinn.

II. **PROCLAMATIONS/AWARDS/PRESENTATIONS:** Miami-Dade County Commissioner Katie Sorenson and Pinecrest Mayor Evelyn Langlieb Greer made congratulatory remarks.

III. **APPROVAL OF MINUTES:** There were no minutes considered by the Council.

IV. **VILLAGE MANAGER'S REPORT:** The mayor introduced Assisting Village Manager Charles Scurr who addressed the Council regarding the basic duties of the office of Village Manager.

V. **VILLAGE ATTORNEY'S REPORT:** The mayor introduced Acting Village Attorney Earl G. Gallop who made a presentation regarding the conduct of public meetings, the Jennings Act and Florida's Sunshine Law.

VI. **BOARD AND COMMITTEE REPORTS:** There were no board or committee reports considered by the Council.

VII. **CONSENT AGENDA:** There were no consent agenda items considered by the Council.

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

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO VILLAGE CLERK; APPOINTING MR. GUIDO H. INGUANZO, JR. AS ACTING VILLAGE CLERK AND MR. ED LUDOVICI AS ACTING ASSISTANT VILLAGE CLERK; PROVIDING AN EFFECTIVE DATE.

Councilmember Feller made a motion adopting the resolution. The motion was seconded by Vice Mayor Robinson. Resolution 2002-1 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO COUNCIL MEETING PROCEDURE; ADOPTING ROBERT'S RULES OF ORDER; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Neidhart made a motion adopting the resolution. The motion was seconded by Councilmember Breder. Resolution 2002-2 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO COUNCIL MEETING PROCEDURE; APPROVING AN AGENDA FORMAT; PROVIDING AN EFFECTIVE DATE.

Councilmember Breder made a motion adopting the resolution. The motion was seconded by Vice Mayor Robinson.

Councilmember Feller made a motion amending the proposed agenda format by adding an "Other Business" item. The motion was seconded by Councilmember Neidhart and adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

Resolution 2002-3 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO VILLAGE MANAGER; APPOINTING MR. CHARLES D. SCURR AS ASSISTING VILLAGE MANAGER; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Feller made a motion amending the resolution by adding a provision empowering the mayor to seek qualified applicants to serve as acting/interim manager and submit names to the Council and amending the title of the resolution to reflect the new provision. The motion was seconded by Councilmember Neidhart and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

Vice Mayor Robinson made a motion adopting the resolution. The motion was seconded by Councilmember Neidhart. Resolution 2002-4 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO VILLAGE ATTORNEY; APPOINTING MR. EARL G. GALLOP AND NAGIN GALLOP FIGUEREDO, P.A. TO SERVE AS VILLAGE ATTORNEY; PROVIDING AN EFFECTIVE DATE.

Councilmember Feller made a motion adopting the resolution. The motion was seconded by Vice Mayor Robinson. Resolution 2002-5 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO FINANCE; AUTHORIZING THE ESTABLISHMENT OF VILLAGE OPERATING TRUST AND OTHER BANK ACCOUNTS; PROVIDING AN EFFECTIVE DATE.

Councilmember Neidhart made a motion amending the resolution by inserting the name Sofisa Bank of Florida in Section 1 and adopting the resolution. The motion was seconded by Vice Mayor Robinson. Resolution 2002-6 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO CONTRACTS; AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO SOLICIT AND TO NEGOTIATE A LEASE FOR OFFICE SPACE FOR VILLAGE ADMINISTRATIVE SERVICES WITHIN THE BOUNDARIES OF THE VILLAGE; PROVIDING AN EFFECTIVE DATE.

Councilmember Feller made a motion adopting the resolution. The motion was seconded by Vice Mayor Robinson. Resolution 2002-7 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO BOARDS AND AGENCIES; APPOINTING A VILLAGE MANAGER ADVISORY COMMITTEE TO ESTABLISH SELECTION CRITERIA, PREPARE A REQUEST FOR QUALIFICATIONS, ADVERTISE THE RFQ, ACCEPT RESUMES, INTERVIEW CANDIDATES AND MAKE RECOMMENDATIONS TO THE VILLAGE COUNCIL FOR THE SELECTION OF A MANAGER; PROVIDING AN EFFECTIVE DATE.

Vice Mayor Robinson made a motion adopting the resolution. The motion was seconded by Councilmember Neidhart.

Councilmember Neidhart made a motion to table the matter to the next meeting. The motion was seconded by Vice Mayor Robinson and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes

The Council discussed the following resolution:

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO CONTRACTS; APPROVING PAYMENT OF THE INVOICE FOR LEGAL SERVICES RENDERED BY MS. LYNN M. DANNHEISSER, ESQ.; PROVIDING AN EFFECTIVE DATE.

Councilmember Breder made a motion adopting the resolution. The motion was seconded by Vice Mayor Robinson. Resolution 2002-9 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO COUNCIL MEETING PROCEDURES; ESTABLISHING THE MEETING SCHEDULE OF THE VILLAGE COUNCIL; AUTHORIZING PAYMENT OF RENT; PROVIDING AN EFFECTIVE DATE.

Councilmember Neidhart made a motion amending the resolution to provide that rent for the use of county facilities shall be in an amount not to exceed \$200. The motion was seconded by Vice Mayor Robinson and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

Councilmember Feller made a motion adopting the amended resolution with regular meetings set for the following dates:

- Monday, November 18, 2002
- Monday, December 2, 2002
- Monday, December 16, 2002
- Monday, January 6, 2003
- Tuesday, January 21, 2003
- Monday, February 3, 2003

The Feller motion was seconded by Councilmember Breder. Resolution 2002-10 was adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Breder, Feller, Neidhart, Vice Mayor Robinson, and Mayor Flinn voting Yes.

IX. RESOLUTIONS REQUIRING PUBLIC HEARING: There were no resolutions requiring a public hearing considered by the Council.

X. ORDINANCES FOR FIRST READING: There were no ordinances on first reading considered by the Council.

XI. ORDINANCES FOR SECOND READING AND PUBLIC HEARING:
There were no ordinances on second reading considered by the Council.

XII. PUBLIC COMMENTS: Members of the public addressed the Council.

XIII. COUNCIL COMMENTS: Members of Council made brief comments relating to errors and omission insurance and pending zoning matters.

XIV. NEXT MEETING AND ADJOURNMENT: The next meeting of the Council was announced for November 18, 2002. The meeting was adjourned at 10:10 p.m.

Prepared and submitted by:

*Guido H. Inguanzo, Jr., CMC
Acting Village Clerk*

*Ed Ludovici
Acting Assistant Village Clerk*

*Adopted by the Village Council on
this ___ day of _____, 2002:*

*Eugene P. Flinn, Jr.
Mayor*