

**VILLAGE OF PALMETTO BAY, FLORIDA
MINUTES OF THE MONDAY, MAY 8, 2006
SPECIAL MEETING OF THE VILLAGE COUNCIL**

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

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

Mayor Flinn called the meeting to order at 7:00 p.m. The following members of the Village Council were present:

Mayor Eugene P. Flinn, Jr.
Vice Mayor Linda Robinson
Councilman Ed Feller, MD
Councilman Paul Neidhart
Councilman John Breder

The following staff members were present:

Village Manager Charles D. Scurr
Village Attorney Luis Figueredo
Village Clerk Meighan Pier

Mayor Flinn lead the audience in the pledge of allegiance.

II. PROCLAMATIONS, AWARDS, PRESENTATIONS: None.

III. APPROVAL OF MINUTES: None.

IV. VILLAGE MANAGER'S REPORT: None at this time.

V. VILLAGE ATTORNEY'S REPORT: None at this time.

VI. BOARD AND COMMITTEE REPORTS: None.

VII. CONSENT AGENDA: None.

VIII. RESOLUTIONS

- A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO EXTENDING THE USE CONTRACT FOR CORAL REEF PARK, BASEBALL FIELD 3; PROVIDING FOR A THREE YEAR EXTENSION OF THE EXISTING NON-EXCLUSIVE USE AGREEMENT FOR PALMETTO SENIOR HIGH SCHOOL; AND PROVIDING AN EFFECTIVE DATE (Sponsored by Council Member Neidhart)

Councilman Neidhart moved this item forward. Seconded by Vice Mayor Robinson.

Mr. Scurr provided staff report. He noted that the terms and conditions of the original agreement remain primarily the same, with a minor change: the policy not to charge for games remains in effect; however, in playoffs, there are governing body regulations that require the school to charge a fee. He advised that the tenancy has been successful.

Mayor Flinn allowed limited comments. The following individuals addressed the Council in support of the Resolution: Bart Billbrough, 7321 SW 146 Terrace; Ron Network, 7601 SW 144 Terrace; and Howard Weiner, Principal of Palmetto High School, 21212 SW 18 Place. The following individual spoke in opposition of the matter: Gary Sisler, 7969 SW 146 Street.

Councilman Neidhart expressed his support.

Councilman Breder concurred, adding that he hopes the team will move to the District 3 park.

Vice Mayor Robinson remarked that she is concerned with protecting the neighbors of the park and is happy to see safeguards in the contract; however, she, too, hopes that the team will be able to move to the Palmetto Bay Commons park in the future.

Councilman Feller thanked Mr. Sisler for his involvement. He noted that three years ago, the homeowners were concerned about the team negatively impacting the park; however, compromises were made and the team has behaved like "model citizens." He advised that he had received an email from the Mangowood Homeowners Association and while its Board of Directors was opposed to the lease three years ago, it is now in favor of extending the lease.

Mayor Flinn remarked that he will continue to work with the neighbors to make sure that all concerns are addressed. He stated that he had received many positive comments about the team and their use of the field.

A roll call vote was taken, as follows: Councilman Breder: Yes; Mayor Flinn: Yes; Vice Mayor Robinson: Yes; Councilman Feller: Yes; Councilman Neidhart: Yes. The motion carried (5-0).

IX. RESOLUTIONS REQUIRING PUBLIC HEARING: None.

X. ORDINANCES FOR FIRST READING AND EMERGENCY ORDINANCE

A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, AUTHORIZING THE NEGOTIATION

OF A LOAN IN AN AGGREGATE AMOUNT NOT TO EXCEED \$5,000,000 FROM THE FLORIDA MUNICIPAL LOAN COUNCIL; APPROVING THE FORM OF AND THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT WITH THE FLORIDA MUNICIPAL LOAN COUNCIL; APPROVING THE EXECUTION AND DELIVERY OF A BOND PURCHASE CONTRACT; APPROVING THE EXECUTION AND DELIVERY OF A CONTINUING DISCLOSURE AGREEMENT; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION WITH THE MAKING OF SUCH LOAN, AND PROVIDING AN EFFECTIVE DATE.

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

Mr. Scurr provided staff report, thanked Olga Cadaval, Chief of Staff, for her assistance, and provided a Powerpoint presentation. The presentation included levels of options with prices for each option. He then described the bond option and the annual payments of the bond, including the sources for payment.

Councilman Feller asked if the Village could pre-pay the bond if the amount bonded is higher than the actual need.

Finance Director Desmond Chin replied that there are some penalties for pre-payment, which varies with each bond issue.

Mr. Scurr stated that the excess funds could also be used to cover other projects, as directed by Council.

Councilman Neidhart asked if the Village could consider a \$6,000,000 bond.

Mr. Chin advised that there are sufficient revenue sources available to pay the bond payment on \$6,000,000.

Mr. Scurr advised that staff would provide further information at the next Committee of the Whole meeting.

Following discussion, Councilman Neidhart moved to revise the bond amount from \$5,000,000 to \$6,000,000. Seconded by Councilman Feller.

Councilman Breder remarked that he would like to approve the upper level of options for Perrine Wayside Park - \$525,000 for Option B.

Following discussion, all voted in favor of the foregoing motion. The Motion carried (5-0). A roll call vote was taken to pass the proposed Ordinance on first reading, as follows: Councilman Breder: Yes; Mayor Flinn: Yes; Vice

Mayor Robinson: Yes; Councilman Feller: Yes; Councilman Neidhart: Yes.
The motion carried (5-0).

XI. ORDINANCES FOR SECOND READING AND PUBLIC HEARING: None.

XII. REQUESTS, PETITIONS AND PUBLIC COMMENTS

The following individuals addressed the Council: Mr. Eric Tullberg, 7884 SW 179 Terrace; Mr. Gabriel Bifano, 7371 SW 156 Street; and Mr. Lance Alesworth, 8200 SW 151 Street.

XIII. MAYOR AND COUNCIL COMMENTS

Councilman Feller provided information concerning the windstorm insurance rate increase. He advised that Citizen's has increased the rate of surcharges on homes built before 1985. He advised that many poor and/or elderly individuals own older homes and he opined that allowing Citizen's to structure its rates in this fashion is discriminatory.

The Council concurred.

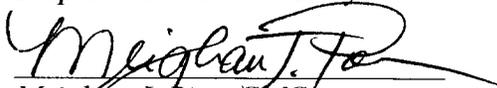
Councilman Feller remarked that he will be in contact with Palmetto Bay's State representatives to have this matter addressed in a public forum.

XIV. OTHER BUSINESS

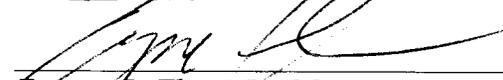
XV. NEXT MEETING AND ADJOURNMENT

The Meeting was officially adjourned at 8:20 pm.

Prepared and submitted by:


Meighan J. Pier, CMC
Village Clerk

*Adopted by the Village Council on
this 5th day of June, 2006.*


Eugene P. Flinn, Jr., Mayor

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