

MINUTES OF THE CHARTER REVISION COMMITTEE

**May 13, 2020
9705 E. Hibiscus Street
Palmetto Bay, Fl**

1. Call to Order: The meeting was called to order at approximately 6:35 pm.

The following members of the Charter Review Commission were present:

David Zisman

Mitchell Mandler

Shelley Stanczyk

Marc Levy

Tim Schaffer

Councilman Patrick Fiore, serving as the non-voting Council member.

The following staff members were present:

John Dellagloria, Village Attorney

Greg Truitt, Interim Village Manager

Maria Peineda, Community and Economic Development Director

Also present:

Joyce McGee, resident

Joseph Bier, resident and member of NPC

Jerry Proctor

Gary Pastorella

Sheila Frazier

Beth Gerald

Council member Marsha Matson

Brett Lotsfield

2. It was confirmed that there was a quorum present.
3. Public Comments, including comments from Village Council, Village Manager, or staff:
 - a. Sheila Frazier spoke in favor of the 45-foot height restriction That uniformity in height throughout the Village is key
 - b. Gary Pastorella said he was also in favor of the 45-foot height restriction. He said there is no need to go higher than 3-4 stories. That our job is to keep height restrictions low. That there should be uniformity to insure stability.

- c. Beth Gerald said she echoed what Gary Pastorella said. She said she feels that people southwest in the southwest part of the Village are ignored. Also said an increase of height will add more people and more traffic.
4. Approval of Meeting Minutes: Minutes from prior meeting were unanimously approved.
5. Old Business: No discussion.
6. Discussion of Agenda Items:
 - a. Interim Manager Truitt introduced Maria Penieda to speak. Maria talked about discussions underway to amend the existing height ordinance to provide for a 65-foot height restriction. That a typical story in a building is about 10 feet. That commercial is usually 15 feet in height and is usually at the ground floor. Today, the zoning allows for maximum of 8 stories. She also said there are some development applications that have already been submitted and they would be considered for height limits based on zoning in effect at the time the application was submitted. That 7 out of 8 pending applications in the DUV are above 45 feet.
 - b. Marsh Matson left the conference call before Fiore spoke. Patrick Fiore was concerned that a reduction to 45-foot height restriction would bring in a rash of new applications to take advantage of current zing heights.
 - c. Matson returned to call after Fiore spoke and said that current discussions with the council, zoning and planners are to limit height to 5 stories but no decision has ben made. But she said don't be limited by what the council might do, that committee members should vote what we think.
 - d. No vote was taken at the meeting with regard to the 45-foot height restriction as part of a Charter amendment.
 - e. Discussion about park amendment requiring a change in current use or area of part property to require a village referendum. Levy felt that his original intent was limited to park boundaries only and not internal uses of the park. After discussion, it was decided that the amendment would go back to the Village attorney to re-write so that it only applied to park boundaries and nothing internal to use of parks. There was a consensus among committee members that revised referendum limited to park boundaries would pass.
 - f. Chairperson Zisman asked if we are willing to change the reference in the Charter from Council Member to Commissioner. Motion was made by Tim Schaffer and seconded by Marc Levy, The motion passed unanimously.
 - g. Joe Bier spoke about the 45-foot amendment and said he is in favor of it. He said the NPC wasn't 10.2 of the Charter to remain and not change by Charter. He said his committee voted not to change it. Tim Schaffer also spoke on the history of section 10.2. Tim Schaffer moved to have section 10.2.1 to go on the ballot so

voters can elect to repeal it. Seconded by Chairman Zisman. Zisman voted to place the repeal on the ballot. Schaffer voted yes. Mandler voted no, Levy voted no, Stanczyk voted no. The motion failed by a 3-2 vote and a referendum to repeal 10.2.1 will not be on the ballot.

- h. Discussion of agenda items for next meeting. The committee agrees to meet on May 20 and May 27, 202 at 6:30pm.
- i. There was a motion to adjourn which was seconded. The meeting was adjourned at 9:30pm.

Respectfully submitted:

Approved by the Charter Revision
Commission this ____ day of
_____, 2020.

Missy Arocha, Village Clerk

David Zisman, Chairperson