



VILLAGE OF PINECREST
Village Council Meeting

Village Council
Cindy Lerner, Mayor
Bob Ross, Vice Mayor
Cheri Ball
Doug Kraft
James E. McDonald

Yocelyn Galiano Gomez, ICMA-CM
Village Manager

Guido H. Inguanzo, Jr., CMC
Village Clerk

Mitchell Bierman
Village Attorney

REGULAR MEETING AGENDA

TUESDAY, JULY 7, 2015, 6:00 P.M.

PINECREST MUNICIPAL CENTER/COUNCIL CHAMBER
12645 PINECREST PARKWAY
PINECREST, FLORIDA

I. CALL TO ORDER/ROLL CALL OF MEMBERS

II. PLEDGE OF ALLEGIANCE

III. CONSENT AGENDA:

PURSUANT TO ORDINANCE 2014-6, ITEMS MAY BE REMOVED FROM THE CONSENT AGENDA BY A MEMBER OF THE VILLAGE COUNCIL. AN ITEM REMOVED FROM THE CONSENT AGENDA WILL THEN BE DISCUSSED AND ACTED ON SEPARATELY IMMEDIATELY FOLLOWING THE CONSIDERATION OF THE CONSENT AGENDA. MEMBERS OF THE PUBLIC MAY COMMENT ON CONSENT AGENDA ITEMS PRIOR TO THE VILLAGE COUNCIL'S CONSIDERATION OF THE CONSENT AGENDA.

A. MINUTES:

1. JUNE 9, 2015 (COMMITTEE OF THE WHOLE)
2. JUNE 9, 2015 (REGULAR)

TAB 1

B. RESOLUTIONS:

1. A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, APPROVING THE EXISTING LUGO AVENUE TRAFFIC CIRCLE IMPROVEMENTS IN THE VILLAGE'S RIGHT-OF-WAY CONSTRUCTED BY THE CITY OF CORAL GABLES; PROVIDING FOR AN EFFECTIVE DATE.
2. A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AWARDED A BID TO GOODYEAR AUTO CENTER FOR VEHICLE MAINTENANCE AND REPAIR SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

TAB 2

TAB 3

IV. AGENDA/ORDER OF BUSINESS

12645 Pinecrest Parkway, Pinecrest, Florida 33156
T: 305.234.2121 | F: 305.234.2131
www.pinecrest-fl.gov



V. SPECIAL PRESENTATIONS:

A. KENDALL DRIVE BEAUTIFICATION PROJECT

TAB 4

VI. ORDINANCES:

A. FIRST READING:

1. AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 30, LAND DEVELOPMENT REGULATIONS, BY AMENDING ARTICLE 3, DEVELOPMENT APPROVAL PROCEDURES, CONCERNING DIVISION 3.9, APPEALS FROM DECISIONS OF THE ZONING BOARD; AMENDING ARTICLE 5, ADDITIONAL REGULATIONS, CONCERNING DIVISION 5.9, APPEARANCE OF SITE AND STRUCTURES; AMENDING ARTICLE 6, ENVIRONMENTAL REGULATIONS, CONCERNING DIVISION 6.1, LANDSCAPE REGULATIONS, DIVISION 6.2, TREE PRESERVATION AND PROTECTION, AND DIVISION 6.15, STORMWATER MANAGEMENT; AMENDING ARTICLE 7, SIGNS, CONCERNING DIVISION 7.16, SIGN STANDARDS AND REQUIREMENTS RELATED TO BANNER SIGNS; AND AMENDING ARTICLE 9, RULES OF CONSTRUCTION AND DEFINITIONS, CONCERNING DIVISION 9.2, DEFINITION OF TERMS; PROVIDING FOR CONFLICT, SEVERABILITY, INCLUSION IN THE CODE OF ORDINANCES, AND AN EFFECTIVE DATE.

TAB 5

2. AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA AMENDING CHAPTER 30, "LAND DEVELOPMENT REGULATIONS," BY AMENDING ARTICLE 9. "RULES OF CONSTRUCTION AND DEFINITIONS", DIVISION 9.2. "DEFINITION OF TERMS," CONCERNING DEFINITIONS RELATED TO MEDICAL MARIJUANA USES; AMENDING DIVISION 4.7. "NORTH PINECREST BUSINESS ALTERNATIVE DISTRICT (NPBAD)," CONCERNING MEDICAL MARIJUANA RETAIL CENTER CONDITIONAL USES IF LOCATED IN SPECIFIED ZONING DISTRICTS; CREATING DIVISION 5.31, "MEDICAL MARIJUANA RETAIL CENTERS" TO PROVIDE SPECIFIC USE REGULATIONS; AMENDING DIVISION 5.22 "OFF-STREET PARKING" CONCERNING OFF-STREET PARKING REQUIREMENTS FOR

TAB 6

MEDICAL MARIJUANA RETAIL CENTERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

3. AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 16, "OFFENSES AND MISCELLANEOUS PROVISIONS," TO CREATE SECTION 16-2, "PUBLIC CONSUMPTION OF MARIJUANA" TO PROHIBIT THE SMOKING, INGESTION OR CONSUMPTION OF MARIJUANA IN PUBLIC; BY AMENDING CHAPTER 28, "TAXATION" TO CREATE ARTICLE VI, "MARIJUANA BUSINESSES," TO PROVIDE REGULATIONS, RESTRICTIONS AND PROCEDURES FOR THE OPERATION OF MEDICAL MARIJUANA RETAIL CENTERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. .

TAB 7

4. AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA, AMENDING CHAPTER 30 "LAND DEVELOPMENT REGULATIONS" OF THE VILLAGE CODE OF ORDINANCES BY AMENDING ARTICLE 6 "ENVIRONMENTAL REGULATIONS" TO INCLUDE "LANDSCAPER REGISTRATION" AND "TREE CUTTING PERMIT REQUIREMENTS," PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

TAB 8

5. AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA; AMENDING THE 2014-2015 OPERATING AND CAPITAL OUTLAY BUDGET (3rd QUARTER); PROVIDING FOR AN EFFECTIVE DATE.

TAB 9

B. SECOND READING (PUBLIC HEARING):

1. AN ORDINANCE OF THE VILLAGE OF PINECREST, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 30, LAND DEVELOPMENT REGULATIONS, BY AMENDING ARTICLE 3, DEVELOPMENT APPROVAL PROCEDURES, CONCERNING UNITY OF TITLE PROVISIONS; AMENDING ARTICLE 4, ZONING DISTRICT REGULATIONS, CONCERNING PERMITTED, CONDITIONAL AND PROHIBITED USES IN THE BU-1, BU-1A, BU-2, AND BU-3 COMMERCIAL ZONING DISTRICTS; AND AMENDING ARTICLE 5, ADDITIONAL

TAB 10

REGULATIONS, CONCERNING DIVISION 5.1, LOTS, CONCERNING DIVISION 5.19, APPEARANCE OF SITE AND STRUCTURES, PROVIDING NEW DESIGN AND DEVELOPMENT REQUIREMENTS FOR PARKING GARAGES (NEW DIVISION 5-31); PROVIDING FOR ZONING IN PROGRESS; PROVIDING FOR CONFLICT, SEVERABILITY, INCLUSION IN THE CODE OF ORDINANCES, AND AN EFFECTIVE DATE.

VII. REPORTS AND RECOMMENDATIONS:

A. VILLAGE COUNCIL:

1. COUNCIL COMMUNITY OUTREACH EFFORT (COUNCILMEMBER BALL)

B. VILLAGE MANAGER:

1. COMMUNIQUÉ TO COUNCIL:

TAB 11

- a. JULY 2015 FOLLOW-UP REPORT
- b. MONTHLY DEPARTMENTAL REPORTS
- c. PINECREST PEOPLE MOVER RIDERSHIP REPORT
- d. SOTLOFF MEMORIAL GARDEN STATUS
- e. WORKSHOP DATES
- f. LAW ENFORCEMENT CHALLENGE AWARD
- g. FLORIDA MUNICIPAL ACHIEVEMENT AWARD
- h. ROCKY POMERANCE EXCELLENCE IN POLICING AWARD
- i. 20TH ANNIVERSARY MURAL FOR MUNICIPAL CENTER

2. SUBMISSION OF FY 2015-16 CAPITAL AND OPERATING BUDGET

C. VILLAGE CLERK

D. VILLAGE ATTORNEY:

1. SUPREME COURT CASE'S (REED V. TOWN OF GILBERT) IMPACT ON SIGN CODE
2. AUTHORIZATION TO FORECLOSE ON 5946 SW 107 STREET
3. COUNTY'S PROPOSED DIGITAL SIGN ORDINANCE

E. COMMITTEES:

1. TRANSPORTATION ADVISORY (JUNE 8, 2015)

TAB 12

VIII. RESOLUTIONS:

- A. A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, DETERMINING THE PROPOSED MILLAGE RATE FOR FISCAL YEAR 2015-2016; SETTING THE DATE, TIME AND PLACE FOR THE PUBLIC HEARINGS REQUIRED BY STATE LAW; DIRECTING STAFF TO TRANSMIT NECESSARY DOCUMENTATION PURSUANT TO THE REQUIREMENTS OF FLORIDA STATUTES AND THE RULES AND REGULATIONS OF THE DEPARTMENT OF REVENUE OF THE STATE OF FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

TAB 13

- B. A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH R.J. HEISENBOTTLE ARCHITECTS, P.A. FOR PROFESSIONAL DESIGN SERVICES FOR THE COMMUNITY CENTER IMPROVEMENTS DESIGN PROJECT; PROVIDING FOR AN EFFECTIVE DATE.

TAB 14

- C. A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, ADOPTING THE STORMWATER MASTER PLAN (2015) PREPARED BY A.D.A. ENGINEERING, INC. AND APPROVING THE PROJECT PRIORITY LIST; PROVIDING FOR AN EFFECTIVE DATE.

TAB 15

IX. PLANNING (8:00 P.M. TIME CERTAIN): NONE

THESE PUBLIC HEARINGS ARE QUASI-JUDICIAL PROCEEDINGS AND SHALL BE CONDUCTED PURSUANT TO SECTIONS 2-201 - 2-204 OF THE CODE OF ORDINANCES. ALL PERSONS ADDRESSING THE VILLAGE COUNCIL SHALL BE SWORN-IN PRIOR TO GIVING TESTIMONY AND MAY BE SUBJECT TO CROSS EXAMINATION. ALL PERSONS ADDRESSING THE VILLAGE COUNCIL SHALL STATE THEIR NAME AND ADDRESS FOR THE RECORD.

X. SCHEDULE OF FUTURE MEETINGS:

MEETING DATES AND TIMES ARE SUBJECT TO CHANGE. PLEASE VISIT WWW.PINECREST-FL.GOV FOR CURRENT SCHEDULE, [REGISTER](#) TO RECEIVE MEETING NOTICES VIA E-MAIL OR FOLLOW US ON TWITTER [@PINECRESTFL](#).

- A. VILLAGE COUNCIL (BUDGET WORKSHOP)
WEDNESDAY, AUGUST 19, 2015, 9:00 A.M.

XI. ADJOURNMENT

LIVE STREAMING VIDEO OF THIS MEETING IS AVAILABLE AT WWW.PINECREST-FL.GOV/LIVE.

ANYONE WISHING TO OBTAIN A COPY OF AN AGENDA ITEM MAY CONTACT THE VILLAGE CLERK AT (305) 234-2121, DOWNLOAD THE COMPLETE AGENDA PACKET FROM WWW.PINECREST-FL.GOV OR VIEW THE MATERIALS AT VILLAGE HALL DURING REGULAR BUSINESS HOURS.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE VILLAGE CLERK AT (305) 234-2121 NOT LATER THAN FOUR BUSINESS DAYS PRIOR TO SUCH PROCEEDING.

PURSUANT TO SEC. 2-11.1(S) OF THE CODE OF MIAMI-DADE COUNTY, ALL PERSONS, FIRMS OR CORPORATIONS EMPLOYED OR RETAINED BY A PRINCIPAL WHO SEEKS TO ENCOURAGE THE PASSAGE, DEFEAT, OR MODIFICATIONS OF (1) ORDINANCE, RESOLUTION, ACTION OR DECISION OF THE VILLAGE COUNCIL; (2) ANY ACTION, DECISION, RECOMMENDATION OF ANY VILLAGE BOARD OR COMMITTEE; OR (3) ANY ACTION, DECISION OR RECOMMENDATION OF VILLAGE PERSONNEL DURING THE TIME PERIOD OF THE ENTIRE DECISION-MAKING PROCESS ON SUCH ACTION, DECISION OR RECOMMENDATION WHICH WILL BE HEARD OR REVIEWED BY THE VILLAGE COUNCIL, OR A VILLAGE BOARD OR COMMITTEE SHALL REGISTER WITH THE VILLAGE BEFORE ENGAGING IN ANY LOBBYING ACTIVITIES ON FORMS PREPARED BY THE VILLAGE CLERK AND SHALL STATE UNDER OATH HIS OR HER NAME, BUSINESS ADDRESS, THE NAME AND BUSINESS ADDRESS OF EACH PERSON OR ENTITY WHICH HAS EMPLOYED SAID REGISTRANT TO LOBBY, AND THE SPECIFIC ISSUE ON WHICH HE OR SHE HAS BEEN EMPLOYED TO LOBBY. A COPY OF THE LOBBYIST REGISTRATION FORM IS AVAILABLE FROM THE OFFICE OF THE VILLAGE CLERK OR ONLINE AT WWW.PINECREST-FL.GOV/CLERK.

PURSUANT TO FLORIDA STATUTE 286.0114, THE VILLAGE COUNCIL PROVIDES THE PUBLIC WITH A REASONABLE OPPORTUNITY TO BE HEARD ON ALL MATTERS ON THIS AGENDA.

PURSUANT TO FLORIDA STATUTE 286.0105, ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE VILLAGE COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING SHALL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

