

The clerk read the following ordinance, on second reading, by title:

- D.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, CREATING REGULATIONS RELATED TO MALLS AND BUSINESSES WITH PARKING LOTS CONTAINING 25 OR MORE PARKING SPACES; PROVIDING FOR INSTALLATION OF SECURITY CAMERA SYSTEMS FOR PARKING LOT SURVEILLANCE; PROVIDING FOR A PROCEDURE FOR MALLS AND BUSINESSES TO KEEP RECORDINGS FOR 72 HOURS; PROVIDING FOR AN EXEMPTION FOR CONVENIENCE BUSINESSES ALREADY GOVERNED BY SIMILAR FLORIDA STATUTES; PROVIDING TECHNICAL SPECIFICATIONS FOR A SECURITY CAMERA SYSTEM; CREATING A GRACE PERIOD FOR COMPLIANCE FOR EXISTING MALLS AND BUSINESSES; AMENDING THE SCHEDULE OF VIOLATIONS AND CIVIL PENALTIES SECTION OF THE CODE TO INCLUDE PENALTIES FOR VIOLATION OF THESE SECTIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE.

The town manager introduced Commander Julie Miller of the Cutler Bay Policing Unit, who then proceeded to give an oral presentation on the ordinance.

The mayor opened the public hearing. Bill Meiklejohn, 9311 Sterling Drive, Kevin Corns of Intervid, Baltimore, Maryland, John Breder, 9300 Southwest 181 Terrace, Samantha Hunter Padgett, 338 South Adams Street, Hector Fuente, 20305 Old Cutler Road, Chris Oferdahl of Weinberg Realty for South Dade Shopping Center, John Herin, 150 West Flagler Street, Arthur Nanni, 18843 Southwest 92 Avenue, Rosi Alvarez, 7740 Southwest 184 Terrace, Dave Segal, 20505 South Dixie Highway, Kristine Formoso, 20425 Old Cutler Road, addressed the Council.

The town attorney provided an amended ordinance that reflected certain changes such as in Section 2 (5)a the following:

of the license plate of each vehicle in the parking lot, as well as coverage of the entrance and exit to the parking lot. The minimum technical specifications of the security camera system which have been created with input from experts in this field, are contained within Attachment "A". The Town Manager, in consultation with the Town Chief of Police, may allow a business or Mall to utilize an alternative technology for surveillance other than that which is specifically described herein if that alternative will accomplish the goals of this ordinance and circumstances prevent the business or Mall from complying with the specific requirements of this ordinance.

and amendment in Section 2 (7)a as follows:

(1) Signage Requirement

(a) Businesses and Malls that are subject to the provisions of this ordinance shall also post signs, that are clearly visible from the parking lot that state as follows: "This parking lot is being monitored by surveillance cameras by order of the Town of Cutler Bay and any criminal acts committed herein will be punished to the fullest extent of the law." There shall be a

minimum of one sign for every 250 parking spaces which signs shall be evenly placed throughout the parking lot, provided that no parking lot that is subject to this ordinance shall have less than one sign.

Councilmember Meerbott made a motion to approve the amended ordinance. The motion was seconded by Councilmember Bell and was approved by unanimous 5-0 roll call vote. The vote was as follows: Councilmembers Bell, Meerbott, Sochin, Vice Mayor MacDougall and Mayor Vrooman voting Yes.

Councilmember Bell made a motion to carryover the ordinance to a date certain of November 19, 2008. The motion was seconded by Councilmember Meerbott and was approved by unanimous 5-0 roll call vote. The vote was as follows: Councilmembers Bell, Meerbott, Sochin, Vice Mayor MacDougall and Mayor Vrooman voting Yes.

It was the general consensus of the Council to conduct a workshop before the November 19<sup>th</sup> meeting.

## **10. PUBLIC COMMENTS**

**THE PRESIDING OFFICER SHALL HAVE THE DISCRETION TO LIMIT THE LENGTH OF PUBLIC COMMENTS IN THE INTEREST OF TIME IN ORDER TO ALLOW ALL PERSONS WHO WISH TO SPEAK AN OPPORTUNITY TO DO SO.**

The following individuals spoke: Steve Zarzecki, 9640 Martinique Drive, Barbara Condon, 19641 Holiday Road, Tom Condon, 19641 Holiday Road, Joy Cooper, 9365 Nassau Drive, Iris Sturtz, 20505 South Dixie Highway, Craig (inaudible).

## **11. MAYOR AND COUNCIL COMMENTS**

Mayor Vrooman addressed the New Times article which refers to the Glenn Fried case. He expressed that he was upset with the reporting of the story and dismissed the story as a fabrication.

Councilmember Sochin thanked the public for their attendance and continuous support.

Councilmember Bell reminded staff that the prior year, funds were set aside in developing transportation service for the elderly. She encouraged staff to work on something for the upcoming holidays.

Councilmember Meerbott spoke of the general perception and reputation of Cutler Bay. He encouraged the Council to be their own public relations firm and base discussion on the facts not on perceptions.

## **12. OTHER BUSINESS:**

## **13. ADJOURNMENT**

The next council meeting will be held on October 15, 2008 at South Dade Regional Library.

The meeting was officially adjourned at 10:40 P.M.