

BAL HARBOUR VILLAGE COUNCIL MEETING MINUTES
REGULAR MEETING – FEBRUARY 20, 2007

The Regular Meeting of the Bal Harbour Village Council was held on Tuesday, February 20, 2007, at the Bal Harbour Village Hall Council Chambers (655 – 96th Street, Bal Harbour, Florida).

1. CALL TO ORDER/ROLL CALL: The meeting was called to order at 9:00 a.m. by Mayor Roth. The following were present:

Mayor Seymour "Sy" Roth
 Councilman Joel S. Jacobi
 Councilman Jean Rosenfield
 Councilman Jaime M. Sanz

Alfred J. Treppeda, Village Manager
 Ellisa Horvath, CMC, Village Clerk
 Richard J. Weiss, Village Attorney

Absent: Assistant Mayor Howard J. Berlin

As a quorum was determined to be present, the meeting commenced.

2. PLEDGE OF ALLEGIANCE: The Pledge was led by Officer Fernandez.

3. APPROVAL OF MINUTES: *A motion was offered by Councilman Sanz and seconded by Councilman Rosenfield to approve the minutes of the January 16, 2007, Regular Council Meeting and January 26, 2007, Special Council Meeting, as submitted. The motion carried unanimously (4-0).*

4. PRESENTATIONS:

Officer of the Year for 2006: Chief Hunker presented Officer Ramon Fernandez with the 2006 Officer of the Year Plaque, in recognition of his achievements during the year. Mayor Roth presented Officer Fernandez with a Savings Bond. Officer Fernandez thanked the Village.

5. ORDINANCE SECOND READING/PUBLIC HEARING: The following Ordinance was read by title, by Mrs. Horvath:

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA, CONCERNING REVISION TO THE APRIL 3, 2007 COUNCIL ELECTION DATE; REVISING 2007 COUNCIL ELECTION DATE FROM APRIL 3, 2007 TO APRIL 17, 2007, SO AS TO AVOID CONFLICT WITH A RELIGIOUS HOLIDAY; ADJUSTING CANDIDATE QUALIFYING PERIOD, AND COMMENCEMENT OF TERM OF OFFICE IN ORDER TO CONFORM WITH REVISED ELECTION DATE FOR APRIL 2007 COUNCIL ELECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN

EFFECTIVE DATE.

Mr. Weiss explained that the election date change is only for this year.

A motion was offered by Councilman Rosenfield and seconded by Councilman Sanz to approve. The motion carried unanimously (4-0), with the vote as follows: Mayor Roth aye; Assistant Mayor Berlin absent; Councilman Jacobi aye; Councilman Rosenfield aye; Councilman Sanz aye; thus becoming Ordinance Number 514.

6. ORDINANCES FIRST READING: None.

7. RESOLUTIONS/PUBLIC HEARINGS: None.

8. RESOLUTIONS: None.

9. REPORTS AND RECOMMENDATIONS:

A. MAYOR AND COUNCIL:

Mayor Roth discussed the Village Park & Recreation events. Councilman Rosenfield thinks that the center is good for the socialization of the residents.

Councilman Jacobi reported that the Miami-Dade County PBA voted the Village Council as the best in the County.

Councilman Rosenfield discussed a letter received from the Bal Harbour Citizens Coalition regarding the parking situation at the WCI site. She indicated that the letter wasn't signed, but noted that the heading indicates that it's from the Bal Harbour Citizens Coalition. She is disturbed that the letter states that "the Village has never discussed these new parking issues at any public hearing and we feel that the residents deserve to be fully informed." Councilman Rosenfield clarified that the Council has continuously informed the public about that issue. She noted that Mr. Treppeda has done a wonderful job taking care of the issue and also informing the Council and the public at the meetings about the process of that issue. She noted that Mr. Treppeda has a draft plan.

Mr. Treppeda reviewed that the Surfrider Foundation got involved in the parking situation under the bridge on November 6th. He advised that, at the December Council meeting, the Council approved him to enter into agreements proposed by DOT (Department of Transportation), to allow WCI to continue using a portion of the north parking lot and to also open the south portion for free public parking. He noted that since then, DOT would not renew the Village's permit because there is an agreement for beach renourishment funds with the State that is based on an amount of 65 parking spots. He reported that on January 16th a proposed revised plan was presented, showing the addition of parking spots, and that the Coalition is concerned about the diagonal spots that are proposed. He reported that Traffic Engineer Alan Tinter is available for questions. Councilman Rosenfield reported that she has been told that diagonal parking is much safer than straight parking. Mr. Tinter agreed. Mayor Roth questioned how many spots were in the lot, prior to the WCI construction. Mr. Treppeda reported that there were 60 parking spots pre-construction and

that the WCI construction plans reduced the number of parking spots to 45. He explained that the agreement with DERM (Department of Environmental Resources Management) and DEP (Department of Environmental Protection), providing for beach renourishment funds, was based on 65 spots and they would like the Village to have that amount. He noted that the newly revised plan provides for 62 spots. Mr. Nieda isn't sure where the number of 65 spots came from, since there were only 60 spots to begin with. Chief Hunker reported that The Miami Herald was shown that there's plenty of parking. He agreed that diagonal parking is much safer than parallel parking.

Dina Cellini, 211 Bal Cross Drive, clarified that the letter discussed by Councilman Rosenfield was written by the Bal Harbour Citizens Coalition. She clarified that the issue of the additional parking spaces along the roadway has never been discussed at any Council or public meeting, but that the general issue of parking under the bridge has been. She thinks that the issue should be discussed at a public hearing, since the revised plan involves a serious encroachment on the type and look of parking enjoyed by Bal Harbour and would change the aesthetics of that area. Ms. Cellini thinks that there's an appearance of a cloak of secrecy. She questioned why the parking issue wasn't listed on the agenda advising the public that it would be discussed. She thinks that the people who live along that roadway should be able to discuss the issue. Mr. Treppeda explained that he thought that the Coalition's letter would probably come up, so he planned to get Council direction on whether or not they wanted a workshop on the issue. Ms. Cellini doesn't have a problem if the issue will be discussed further, with proper notice, and if the draft plan will not be rubber stamped by the Council today. She advised that the purpose of the letter was to voice the Coalition's opinion that the issue should be discussed in further detail, with proper notice.

Ms. Cellini requested that issues be itemized on the agenda, if they will be discussed at the meeting. Councilman Rosenfield agreed that perhaps the agendas should be more precise. She disagreed with Ms. Cellini's comments about a "cloak of secrecy." She clarified that at a previous Council meeting the Council members provided phone numbers for the public to contact them on any issues. She requested that the Coalition call the Council members individually, instead of just bringing up problems at the Council meetings. Councilman Rosenfield reminded everyone that the Council is there for the community and requested that the Coalition communicate with the Council. She thinks that the community needs to work together, not against each other.

Councilman Sanz noted that Ms. Cellini did contact him regarding the issue.

Dan Nieda, Building Official, clarified that this is an attempt to satisfy an agreement that WCI is not a party to. He explained that the County had inaccurately reported to DEP that the Village had 65 spaces (for beach renourishment fund purposes). He noted that the revised plan is a good faith effort to increase the parking count to satisfy that agreement and DOT. He reported that the plan is not final, but is a preliminary draft for DOT's review. He advised that nothing has been approved yet. Mr. Nieda clarified that there is no malice involved and that they are just trying to address the parties that are concerned about the matter.

Mayor Roth questioned if Mr. Looby was contacted regarding the plan. Mr. Treppeda reported that he tried to contact Mr. Looby, the owner of the building that might be affected by the diagonal parking spots, but was not able to reach him. He noted that he only

received the revised plan on February 1st and that this is the first Council meeting since that time. He explained that the revised plan was given to the Surfrider Foundation as a courtesy, who gave it to the Coalition, before the Council received it.

Brian Mulheren, resident - 10245 Collins Avenue, suggested scheduling a workshop meeting. He doesn't think that the Coalition letter needed to be signed. Councilman Rosenfield thinks that it's proper protocol to sign letters.

Alan Tinter, Traffic Engineer - President/Owner of Tinter & Associates, reviewed the revised plan, showing the addition of six angled spaces. He thinks that it's probably the best alternative for the plan, in order to add spaces. He explained that parallel and straight-on parking spaces would require additional maneuvering.

Councilman Jacobi questioned if foliage in that area would be dangerous for drivers backing out of the spots. Mr. Tinter suggested that shorter landscaping be used (no higher than 30 inches), so that it doesn't interfere with the sight of drivers. Mayor Roth questioned if the use of straight-on parking would provide additional spaces. Mr. Tinter noted that one additional space may be gained, with less landscaping, etc. He clarified that if he were designing the parking himself, then he would use the diagonal spots in that area.

B. **VILLAGE ATTORNEY:** No report.

C. **VILLAGE CLERK:**

Village 2007 Election Information: Mrs. Horvath reported that the seats for District #2 (currently held by Mayor Seymour Roth) and District #4 (currently held by Councilman Jacobi) on the Village Council are up for election in April 2007. She explained that the qualifying period is from February 21, 2007 through March 16, 2007. Residents interested in running should contact the Village Clerk at Village Hall.

Discussion of Regular Council Meeting Date for April 2007:

Mrs. Horvath requested that the Council consider changing the Regular Council Meeting Date of April 17, 2007 at 9:00 a.m. to another date in April, since the Village's Election will be held on April 17th.

A motion was offered by Councilman Sanz and seconded by Mayor Roth to schedule the April Regular Council Meeting for Friday, April 13th, at 9:00 a.m. The motion carried unanimously (4-0).

Councilman Rosenfield questioned when the term for the new Councilmembers would start. Mrs. Horvath believes it would be on April 17th. Mr. Weiss will research it, but explained that the current Council would continue until the new Council is inducted on April 30th.

Lobbyist Registration Report: As of February 20, 2007: Mrs. Horvath reviewed the list of Lobbyists currently registered with the Village.

D. **VILLAGE MANAGER:**

Update on Coastal Communities Transportation Master Plan –

The Corradino Group:

Scarlet R. Tenen, Senior Planner – The Corradino Group, provided an update on the Coastal Communities Transportation Master Plan. She reviewed the following findings of the study and requested feedback:

Bal Harbour is in Zone 2;

There is a higher ratio of residents and lower ratio of jobs;

Most jobs are at the Bal Harbour Shops and Sheraton;

There is a high rate of pass-through traffic (60%) and a lower rate of destination traffic;

26% of the traffic originates from the Zone;

There is a cumulative flow of 175,00 vehicles that were recorded, with 1,000 vehicles moving from County Line Road;

10,000 vehicles move from zone 1 to zone 2;

20,000 vehicles moving south;

40,000 vehicles moving from zone 3;

95% of the cars originated within the study area, with less than 6% starting from zone 1;

The primary cause of congestion is drivers traveling to enter/exit from causeways to highways, with the east/west movement being most prevalent;

The traffic is a product of existing density, diverse land uses and a well-balanced economy.

Ms. Tenen explained that they are looking at the issues and projects that Bal Harbour is facing. She reported that the ultimate goal is for people to use other options to commute (transit, etc.).

Mark Alvarez, Center for Urban Transportation Research (University of South Florida), explained that their parallel study focuses on improving the transit system in the coastal communities. He reported that they would like to reduce the bus routes along A1A from 10 to 2, for a simpler route structure, less impact on the traffic, more efficient operation, and better service (specific for coastal communities). Mr. Alvarez discussed the liability of the result of more transfers. He noted that they have surveyed riders to minimize impacts. He summarized that the recommendations are broken down into Phase 1 (initial phase 3-5 year, transfer and route changes), Phase 2 (capital improvements – roadways, additional bus facilities), and Phase 3 (beyond 5 year horizon). He explained that Phase 1 looks at creating a super-route, which would look at how the Village's bus interacts with the County's. He noted that Phase 2 would focus on transfer stations (Kane Concourse and A1A, with a major one in Miami Beach), pre-payment of fares, etc. He noted that it would also include improvements to the roadways (performance). Mr. Alvarez advised that Phase 3 would address additional changes to east/west travel routes and dedicated right of ways for buses.

Babak Raheb, resident – 128 Balfour Drive, questioned the margin of error on the study. Ms. Tenen reported that it has an accuracy of 97%. Mr. Raheb noted that the study was done in March 2006 and questioned if another study will be done, since Abbot Avenue was closed during that time. Ms. Tenen reported that another study is being done on that particular intersection, involving DOT. Mr. Raheb suggested synchronizing traffic lights through the three zones, removing public parking in right of ways and providing parking garages instead (Harding Avenue), and designating one lane for taxis, buses, and trucks. Mr. Alvarez explained that they will be looking at dedicated right-of-ways for buses. Mr.

Raheb thinks a study should be done for dedicated lanes for trucks, mini-buses, limousines, etc. also. Mr. Alvarez doesn't think that will be looked at for this study, since it doesn't impact mass transit. Ms. Tenen explained that they are taking notes on all suggestions. Chief Hunker suggested focusing on traffic during certain times of the day (7-9 and 3-5 afternoon). He suggested a study reversing traffic during certain times or adding another lane at peak times. He also suggested doing away with on-street parking during those times. Mr. Raheb suggested having diagonal parking, instead of parallel parking, on Harding Avenue.

Councilman Rosenfield discussed her grandson's use of the transit transfer system.

Dina Cellini, resident - 211 Bal Cross Drive, questioned what entity hired the Corradino Group to conduct the study. Ms. Tenen reported that it was a joint effort of all of the cities along the coast. Mr. Alvarez reported that his group was hired by Miami Beach & Miami-Dade Transit. Ms. Cellini questioned if the closure of lanes by developers has been looked at and the times they're allowed to close lanes. Ms. Tenen reported that their study didn't focus on construction traffic and lane closures, because that's short term and the study is long term. She noted that they will recommend more enforcement of that, since a lot of people have brought that issue up. Ms. Cellini doesn't think it's a temporary issue, since development will always occur. She encouraged them to consider how construction affects the traffic flow.

Brian Mulheren, resident - 10245 Collins Avenue, questioned if pedestrian traffic is considered for safety. He also thinks that the timing of garbage, delivery, and construction trucks should be during off-peak hours. Mr. Mulheren discussed his use of the transit system. He thinks there will be problems unless there are real transfer stations, due to inclement weather, etc. He suggested having bus shelters that protect people waiting for the buses.

Request for Approval of Resort Tax Expenditures: Mr. Treppeda requested approval of the following resort tax expenditures, per Tourism Director Jose Lima's recommendation:

1.)	Latin American Passport Promotion	\$ 1,200.00
2.)	New York Direct Mail Promotion	\$13,230.00
TOTAL:		\$14,430.00

A motion was offered by Councilman Jacobi and seconded by Councilman Sanz to approve \$14,430.00. The motion carried unanimously (4-0).

Mayor Roth requested that the Council receive monthly reports on resort tax revenues.

Councilman Rosenfield questioned joining the GMCVB. Mr. Treppeda reported that the Village isn't a partner now, but used to contribute \$100,000.00 per year to be an Interlocal partner. Councilman Rosenfield questioned if the Village should be doing that. Mr. Treppeda noted that the Resort Tax Committee had discussed doing that again.

Request for Approval of Police Mutual Aid Agreement with Glades County Sheriff's Office: Mr. Treppeda requested approval, per Chief Hunker, to

enter into a Mutual Aid Agreement with Glades County Sheriff's Office, as part of the work being done by the Village's new Contract Narcotics Officer.

A motion was offered by Councilman Rosenfield and seconded by Councilman Jacobi to approve. The motion carried unanimously (4-0).

Request for Renewal of Police Mutual Aid Agreements with The Town of Surfside and North Bay Village Police Departments: Mr. Treppeda requested approval, per Chief Hunker, to renew the Village's Mutual Aid Agreements with Surfside and North Bay Village.

A motion was offered by Councilman Jacobi and seconded by Councilman Rosenfield to approve. The motion carried unanimously (4-0).

Request for Approval to Expend Police Budgeted Funds for the Police LEO Awards Dinner: Mr. Treppeda requested approval of \$3,750.00, per Chief Hunker, to purchase three tables at the Seventh Annual LEO Awards Dinner, benefiting The Police Officers Assistance Trust and The Police Memorial Fund.

A motion was offered by Councilman Jacobi and seconded by Councilman Rosenfield to approve. The motion carried unanimously (4-0).

Request for Approval to Expend Police Budgeted Funds to Enroll Sergeant Leo Quinn in the Southern Police Institute Command Officer Development Program: Mr. Treppeda requested approval, per Chief Hunker, to expend \$3,295.00 to enroll Sergeant Leo Quinn in the Southern Police Institute Command Officer Development Program.

A motion was offered by Councilman Jacobi and seconded by Councilman Sanz to approve. The motion carried unanimously (4-0).

Request for Approval to Expend Police Forfeiture Funds: Mr. Treppeda requested approval of \$14,000.00, per Chief Hunker, for the following forfeiture items:

1.)	Crime Prevention Programs	\$10,000.00
	Robbery Simulation Training and Bi-Annual Bicycle Rodeo	
2.)	Lease of New Investigation Trailer/Removal of Existing Trailer	\$ 4,000.00
	(New Lease is \$315 Per Month for 24 Months)	
TOTAL:		\$14,000.00

A motion was offered by Councilman Jacobi and seconded by Councilman Sanz to approve. The motion carried unanimously (4-0).

Request for Approval of Contract with Lukes' Landscaping: Mr. Treppeda requested authorization to enter into an Agreement with Lukes' Landscaping (for two years with an option for three years). He explained that the Village has been using Lukes' services since 2002 and he would like to formalize the working relationship.

Babak Raheb, resident – 128 Balfour Drive, questioned if a 30-day clause to cancel for non-performance is included. Mr. Weiss noted that it provides for a 45-day written notice.

Dina Cellini, resident – 211 Bal Cross Drive, questioned what work Lukes' is performing. Mr. Treppeda reviewed the items that Lukes' works on.

Councilman Rosenfield questioned if they supervise their own workers. **Luke Facarazzo, President – Lukes' Landscaping**, reported that the Village has a dedicated crew, but explained that the employees are his. Mr. Treppeda explained that Village Landscape Architect Bill O'Leary also supervises and has meetings with Lukes'.

Brian Mulheren, resident – 10245 Collins Avenue, thinks that Lukes' is doing a great job.

A motion was offered by Councilman Rosenfield and seconded by Councilman Jacobi to approve. The motion carried unanimously (4-0).

Request for Approval to Purchase New Benches and Trash

Receptacles for the Beach: Mr. Treppeda requested approval of \$68,075.00 and a contingency fund of up to \$7,000.00 (total \$75,075.00 in resort tax funds) for installation expenses for 20 new benches and 15 new trash receptacles for the beach. He explained that the new benches/trash receptacles are aluminum, which will stand up better to the elements, and have a five-year warranty.

Sandra Ortiz, GAP Architectural Products, addressed the Council.

Babak Raheb, resident – 128 Balfour Drive, questioned how hot the benches get. Ms. Ortiz explained that most of the benches are under trees and are not exposed to heavy sunlight. She reported that they are similar to the existing, but will not rust. Mr. Raheb questioned if the color would make a difference in retaining heat. Ms. Ortiz thinks that it may slightly. Mr. Raheb suggested maybe using a different color. Ms. Ortiz explained that there are over 177 colors, but she thinks that black complements the other existing furniture. She also pointed out that the color black hides scratches, nicks, etc. Mayor Roth thinks a color change would affect the existing aesthetics.

Brian Mulheren, resident – 10245 Collins Avenue, questioned how long the paint will last. Ms. Ortiz explained that the color is baked on and has a warranty of 5 years. Mr. Mulheren questioned if the receptacles will have covers. Ms. Ortiz advised that they will. Mr. Mulheren thinks that will be a great improvement.

Dina Cellini, resident – 211 Bal Cross Drive, thinks that black is too stark and suggested using a hunter green color.

Mayor Roth thinks that the Village should continue using black, to match the existing decor. Ms. Ortiz explained that the color should draw people to use it and stand out to be inviting.

Bill O'Leary, Landscape Architect, suggested using black. He thinks that it's elegant, stately, has easy maintenance, and matches the emergency call boxes.

A motion was offered by Councilman Rosenfield and seconded by Councilman Jacobi to approve. The motion carried unanimously (4-0).

Request for Approval to Replace Dead Coconut Tree and Date

Palm Tree: Mr. Treppeda requested approval of up to \$13,000.00 (resort tax funds) for Lukes' Landscaping (low bidder) to replace a dead coconut tree in the center median on 96th Street and a dead date palm tree at 97th Street & Collins Avenue.

A motion was offered by Councilman Sanz and seconded by Councilman Jacobi to approve. The motion carried unanimously (4-0).

Request for Approval to Purchase Furniture for Public Works

Secretary: Mr. Treppeda requested approval of \$2,682.76 for Thomas W. Ruff South Florida (State bid) to provide office furniture for the Public Works Department's part-time secretary.

Councilman Rosenfield questioned if the Village has ever dealt with the prison system, which makes furniture. Mr. Treppeda advised that the Village has in the past.

A motion was offered by Councilman Jacobi and seconded by Councilman Sanz to approve. The motion carried unanimously (4-0).

Request for Approval of Paint and Body Work for Recycling

Truck (Vehicle 195): Mr. Treppeda requested approval of \$7,870.00 for Gus Paint & Body Shop, Inc. (Low Bidder) to perform paint and body work on the Village's recycling truck (vehicle #195).

A motion was offered by Councilman Sanz and seconded by Councilman Jacobi to approve. The motion carried unanimously (4-0).

10. OTHER BUSINESS:

Mr. Weiss confirmed that the new Council term would start April 17th, with the existing Council providing for an orderly transition.

Babak Raheb, resident - 128 Balfour Drive, reported that the Town of Surfside has removed the street barricades.

Mr. Raheb suggested re-districting, because he thinks that there's an imbalance of size and property. Mayor Roth thinks that the new Council should address that.

Councilman Rosenfield noted that a Sheraton contract shows that they won't have any more social events after May 1st. Mayor Roth advised that they were told that the Sheraton will not take any more reservations after May 31st. Dan Nieda, Building Official, noted that the Building Department has plans for preliminary review, which is a good sign of the hotel

closing.

Dina Cellini, resident – 211 Bal Cross Drive, suggested a workshop meeting to discuss the parking issue under the bridge. She noted that Mr. Looby, the owner of the affected building, could not be reached. Ms. Cellini questioned where the six diagonal spots would be. Councilman Rosenfield questioned who owns the property where the spots would go. Mr. Treppeda clarified that area is County-owned property. Mr. Treppeda showed Ms. Cellini pictures of the area. Mayor Roth noted that Councilman Jacobi has agreed to Chair a workshop meeting. He thinks that it's also important for the County to approve the plan.

Ms. Cellini thinks that the plan would have to be endorsed by the Village, in order for the County to consider it. Mr. Treppeda advised that he notified FDOT that the Village had some questions regarding the draft plan. Ms. Cellini clarified that the plan will not move forward to approval, until a workshop can be scheduled. Mayor Roth agreed. Dan Nieda, Building Official, noted that the Village is trying to honor the existing agreement (showing 65 spaces that don't really exist) and is providing as many spaces as it can. He noted that the County originally said they didn't have a problem with losing some of the spaces. He explained that the Village is responding to agreements that are on the books and is generating the most efficient parking layout plan without scarifying the circulation or landscaping. He noted that the number of spaces is proposed at 56 (without the 6 diagonal spots). Mr. Nieda explained that the Village would rather have landscaping, improved circulation, sidewalks, etc. He noted that spaces were lost because of the improvements (circulations, appropriate fire access, turning radiuses, etc.). Mr. Nieda advised that the Village has nonconforming existing conditions that are not compliant with contemporary engineering standards, which is why spaces were lost.

Councilman Rosenfield questioned what the Coalition's main objection is. Ms. Cellini explained that she doesn't think that the issue has been fully discussed, because people aren't aware it. She doesn't think that people along the west side will be happy with the six additional diagonal spots that are proposed. Ms. Cellini thinks that it would benefit the Village to have the workshop meeting, because she doesn't think the residents will want the six additional spots. She noted that there has never been parking like that in Bal Harbour (ugly, the cars will be in the front yard of those buildings, noise, doors slamming, people talking, etc.).

Councilman Rosenfield questioned if the spots were filled daily when they had them. Chief Hunker and Mr. Nieda responded that they were not. Chief Hunker explained that they would only be filled on holidays. Councilman Rosenfield thinks that's an argument to present to the State. Mr. Raheb offered to contact the State, County, and FDOT. Mayor Roth doesn't think that would hurt. Mr. Treppeda thinks that the Coalition's voice would also help..

Dr. Michael Krop, resident - 9601 Collins Avenue, questioned if this is a change from the original plan. Mr. Weiss explained that it's a modification to the original plan, which is attached to the Development Agreement (One Bal Harbour). He reported that the Building Official determines whether it's a substantial or minor change. He continued that if it's a substantial change, then it would require an amendment to the Development Agreement. Mr. Weiss reported that Mr. Nieda has indicated that it isn't a substantial change. He explained that if it were a substantial change, then it would have to come back before the

Council.

Brian Mulheren, resident – 10245 Collins Avenue, is in favor of a workshop meeting on the issue, chaired by Councilman Jacobi. Mayor Roth noted that the Council is in favor of a workshop meeting, chaired by Councilman Jacobi.

11. ADJOURN: There being no further business, the meeting adjourned at 10:38 a.m.



Mayor Seymour Roth

Attest:



Ellisa Horvath, CMC
Village Clerk