

BAL HARBOUR VILLAGE COUNCIL MEETING MINUTES
REGULAR MEETING – MARCH 18, 2008

The Regular Meeting of the Bal Harbour Village Council was held on Tuesday, March 18, 2008, 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 Berlin. The following were present:

- Mayor Howard J. Berlin
- Assistant Mayor Jean Rosenfield
- Councilman Joel S. Jacobi
- Councilman Martin Packer
- Councilman Jaime M. Sanz

- Alfred J. Treppeda, Village Manager
- Ellisa L. Horvath, CMC, Village Clerk
- Richard J. Weiss, Village Attorney
- Andrea Greenblatt, Administrative Assistant

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

2. PLEDGE OF ALLEGIANCE: The Pledge was led by Village Clerk Ellisa Horvath.

3. AGENDA: REQUEST FOR DELETIONS/ADDITIONS: Mr. Weiss requested the removal of the Approval of Settlement Agreement for Babak Raheb v. Bal Harbour Village (Tab O) from the agenda, since the completed documents were not received from the Insurance Counsel.

A motion was offered by Assistant Mayor Rosenfield and seconded by Councilman Sanz to remove the requested item (Tab O) from the Agenda. The motion carried unanimously (5-0).

4. SPECIAL PRESENTATIONS:

St. Regis Presentation to County Commissioner Sally Heyman:

Commissioner Sally Heyman, explained that Bal Harbour requested the County's help to allow private entities to use Haulover for construction parking, in order to minimize the construction impact and benefit the community. She reported that the Regent project paid for the parking and also donated money towards the Haulover Park project. Commissioner Heyman reported that the County is now working with the Village and St. Regis to minimize the transition of construction to the Village. She accepted a donation check from the St. Regis, on behalf of the County Parks Department. She noted that with the conclusion of the Regent, finishing touches are going on and the result is an improved public lot under the bridge.

Ken Smuts, Related Group, introduced David Matheson, Starwood Resort & Hotels Worldwide, and Bill Ford, Coastal Construction. On behalf of the Related Group and the St. Regis team he thanked Commissioner Heyman.

Presentation of Proclamation to the South Florida Water Management District: This item was presented later in the meeting.

Presentation of Book by Author Seth Bramson to Mayor Berlin: This item was presented later in the meeting.

Officer of the Month – February 2008: Chief Hunker thanked those who attended the LEO Awards, benefiting the Police Officers Assistance Trust Fund. Captain Klingman presented Officer Madeleine Orr with the Officer of the Month plaque for February 2008, in recognition of her coordination of the bi-annual bicycle rodeo.

5. CONSENT AGENDA:

Babak Raheb, 128 Balfour Drive, requested the removal of Tab C and Tab G from the Consent Agenda.

Mr. Treppeda requested approval for the following items on the Consent Agenda:

Tab B: Minutes for the February 19, 2008 Regular Meeting

Tab D: \$20,000.00 (Furniture/Office Equipment for Administrative Offices) and \$1,027.23 monthly (36-month lease agreement with Hewlett-Packard for Police vehicle laptop records management system in conjunction with Surfside Police Department) in Police forfeiture funds

Tab E: \$1,580.00 in Police budgeted funds for Construction Depot to conduct additional work related to the Police holding cell areas (General Obligation Bond funds will be applied for to pay for this item)

Tab F: \$22,680.00 for Lukes' Landscaping to change out the seasonal plantings in the medians on Collins Avenue and on 96th Street

Tab H: \$3,985.00 for the purchase of an electric winch and hydraulic lift gate through Fontaine Truck (the low bidder) for a new Public Works truck that will be used on the beach

A motion was offered by Assistant Mayor Rosenfield and seconded by Councilman Jacobi to approve the items on the Consent Agenda, with the exception of Tabs C and G. The motion carried unanimously (5-0).

Item C - Motion Approving Resort Tax Funds in Accordance with the Director of Tourism's Recommendation: **Babak Raheb, 128 Balfour Drive**, requested that the items be reviewed.

Mr. Treppeda reviewed the following budgeted items:

1.)	Familiarization Tours (Spring)	\$18,400.00
2.)	Sales Mission to Brazil (May)	\$19,800.00
TOTAL:		\$38,200.00

Neil Alter, 9801 Collins Avenue, questioned the amount of money that has been disbursed in the last year by the Resort Tax Committee. Mr. Treppeda will provide Mr. Alter with the figures.

Brian Mulheren, 10245 Collins Avenue, questioned who checks the amount of money spent and what it's being spent on. He discussed the New York travel show.

A motion was offered by Councilman Jacobi and seconded by Councilman Sanz to approve \$38,200.00 in resort tax funds for the items listed in Tab C. The motion carried unanimously (5-0).

Item G - Motion Approving Process for Selling Surplus Vehicles: Mr. Treppeda reviewed the proposed process.

Babak Raheb, 128 Balfour Drive, suggested listing the vehicles on EBay, once an appraisal is received from CarMax. Mr. Treppeda will look into that.

A motion was offered by Councilman Jacobi and seconded by Councilman Sanz to approve Item G. The motion carried unanimously (5-0).

6. PUBLIC HEARINGS:

Zoning Hearings/Quasi-Judicial Public Hearings: None.

Ordinance Second Reading/Public Hearing: The following Ordinance was read, by title, by Mrs. Horvath:

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA, AMENDING CHAPTER 18 "TAXATION AND FINANCE" OF THE VILLAGE CODE BY REVISING ARTICLE II "RESORT TAX" BY AMENDING DIVISION 2 "RESORT TAX COMMITTEE", BY AMENDING SECTION 18-45 "POWERS AND DUTIES", TO ALLOW THE COMMITTEE TO RECOMMEND, NOT DECIDE, MEDIA PLACEMENT, AND TO CLARIFY THE COMMITTEE'S AUTHORITY CONCERNING ITS PROCEDURAL RULES; AND TO EXEMPT THE COMMITTEE FROM THE ETHICS PROVISIONS CONTAINED IN THE MIAMI-DADE COUNTY CODE PURSUANT TO ADVISORY BOARD EXEMPTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR AN EFFECTIVE DATE.

Mayor Berlin opened the public hearing.

Dina Cellini, 211 Bal Cross Drive, requested that Councilman Jacobi recuse himself from this vote, since he is a defendant in a pending ethics complaint in which probable cause has been found. Mr. Weiss explained that Councilman Jacobi must determine whether or not he should vote, not the attorneys. He clarified that this Ordinance deals with exemption

from the Ethics Code for the Resort Tax Committee. He doesn't see any grounds for Councilman Jacobi to abstain from voting. Ms. Cellini requested the difference between the County and State ethics laws. She thinks that the County ethics code is stricter than the State, regarding voting conflicts. Mr. Weiss explained that the County ethics code has been interpreted to prohibit the service of people when there are re-occurring conflicts. He continued that the State law is more liberal in that it allows them to determine conflicts on an item by item basis. Mr. Weiss agreed that the County code is stricter than the State. Ms. Cellini noted that the State would allow an appointed public officer to vote even if there was a conflict, if they provide a notice of that conflict. She thinks that there's a voting conflict if a business is benefitting from the expenditure of money. Ms. Cellini is against allowing the Resort Tax Committee to opt out of the County ethics guidelines.

Neil Alter, 9801 Collins Avenue, requested that the Council table the Ordinance, until the County makes a final determination on whether or not they will continue allowing boards to opt out.

Paul Pruess, 10101 Collins Avenue, requested that the Ordinance be dropped, since the County is considering not allowing it.

Michael Krop, 9601 Collins Avenue, President of the Bal Harbour Citizens Coalition, pointed out that even though the Committee would only be advisory, the same conflicts exist. He doesn't think the solution should be exempting the Committee from the Dade ethics laws. He questioned if the change covers the three year statute of limitations on ethics violations. Dr. Krop suggested that the Committee be comprised of five people selected by the Council, who live in Bal Harbour. He added that people with tourism experience can provide recommendations to the Committee. Mr. Weiss explained that the change doesn't affect any prior violations.

Lynne Bloch-Mullen, 10150 Collins Avenue, spoke against passing the Ordinance.

David Kwiat, 10185 Collins Avenue, questioned who directed the Village Attorney to draft the proposed Ordinance and why there wasn't discussion prior to the creation of the Ordinance.

Brian Mulheren, 10245 Collins Avenue, questioned why Mr. Weiss met with the Ethics Commission with representatives of the Bal Harbour Shops, when he represents the Village not the Shops. He reported that the County Ethics Commission does not recommend this and is not in favor of it. He thinks ethics should be part of the government, not taken out. Mr. Mulheren thinks that the Shops has been gaining financial benefits for many years.

Robert Meyers, Executive Director of the Miami-Dade County Commission on Ethics and Public Trust, clarified that the Commission doesn't take a position on whether or not a Committee should opt out, because that's a policy decision and the Village has the legal authority to do so. He reported that the County has opted out 20-21 of their Boards and Coral Gables has opted out 12-15 Boards. Mr. Meyers clarified that the Ethics Commission doesn't take a position one way or another. He explained that the County Ordinance is moving forward, which would prohibit boards to opt out. He clarified that his office met with Village Attorney David Wolpin and the Shops' Attorney to provide input, regarding possible conflicts. He explained that the Commission's role is to explain the procedures that exist. Mayor Berlin clarified that if the Council enacts the proposed Ordinance, then it would not

be an unethical act. Mr. Meyers agreed. Mayor Berlin clarified that if the Resort Tax Committee opts out, then it would not be an illegal act. Mr. Meyers agreed. Mayor Berlin pointed out that the County and Coral Gables both have numerous boards that are exempt. Mr. Meyers clarified that the Commission's role is to interpret and enforce the County laws. He explained that there are a lot of similarities between the State and County law, with the County being a little stricter in voting conflicts. Mayor Berlin questioned Mr. Meyer's recommendation of solving the problem other than what is proposed. Mr. Meyers explained that the Commission doesn't give legal advice to boards and that they handle questions of voting conflicts and complaints regarding that. Assistant Mayor Rosenfield clarified that the Ethics Commission has not said that the Council should or shouldn't do this. Mr. Meyers agreed.

Babak Raheb, 128 Balfour Drive, doesn't think that the Ordinance is necessary. He doesn't see a conflict in the makeup of the Committee, since the results will be benefitting the public.

There being no additional comments, Mayor Berlin closed the public hearing.

Mr. Weiss reviewed the history of the issue, which was discussed at public meetings. He explained that the Bal Harbour Shops requested the Village to get involved, because they had members on the Committee and they wanted to participate in solving the problem. Councilman Packer offered to chair a workshop meeting to explore the issue, before taking action. He is not in favor of suspending ethics. Assistant Mayor Rosenfield reviewed that the conflict issue came up when Mr. Raheb suggested extending the number of Committee members. Mr. Raheb agreed that he would like more residents involved as members. Mr. Raheb thinks that it's a conflict to have two to three members on the Committee from the same business (Shops). Assistant Mayor Rosenfield pointed out that the Village Attorney was given direction from that point. She requested copies of the original ordinance directing the items that the resort tax money should be spent on. Mr. Weiss read from the Code. He explained that the proposed County Ordinance would eliminate the provision for boards to opt out, if it is passed. Mr. Meyers explained that there is a public hearing in April and will go back to the Commission in May.

Mayor Berlin suggested waiting to see if the proposed County Ordinance passes. Mr. Weiss read the Village Code, regarding the use of resort tax money. Mr. Treppeda discussed that is also covered in the State statutes. Mr. Weiss pointed out that the resort tax money has also been spent for Village items, not just for advertising and promoting. Mr. Treppeda clarified that all of the trees on Collins Avenue and 96th Street, bus stops, etc. were paid for from resort tax money. Assistant Mayor Rosenfield thinks that the public should be made aware of that. Councilman Jacobi suggested safeguard language if the Village opts out. Mayor Berlin noted that the State statutes would require the members to abstain from voting on items of conflicts.

A motion was offered by Assistant Mayor Rosenfield and seconded by Councilman Sanz to table this Ordinance, until the County makes a determination on their proposed ordinance. The motion carried unanimously (5-0), with the roll call vote as follows: Mayor Berlin aye; Assistant Mayor Rosenfield aye; Councilman Jacobi aye; Councilman Packer aye; Councilman Sanz aye.

Mayor Berlin reviewed that the Village could recommend members that are not directly affiliated with businesses or the tourism industry which would avoid the problem, but noted that those people (affiliated with business/tourism) would be the most qualified to serve.

Resolutions/Public Hearings: None.

7. ORDINANCES FIRST READING/PUBLIC INPUT: The following Ordinance was read, by title, by Mrs. Horvath:

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA, AMENDING CHAPTER 10 "MARINE STRUCTURES, ACTIVITIES, AND WAYS" OF THE VILLAGE CODE, AT ARTICLE II "USE OF PUBLIC BEACHES", BY AMENDING PARAGRAPH (1) OF SECTION 10-31 "PROHIBITED ACTS", TO REPLACE A TEMPORARY PROVISION AND PROVIDE THAT THE PROHIBITION UPON BICYCLES UPON THE PUBLIC BEACH SHALL NOT APPLY FOR USE OF BICYCLES ON A DESIGNATED PORTION OF THE PUBLIC BEACH; PROVIDING FOR CLARIFICATION OF PROHIBITION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR AN EFFECTIVE DATE.

Mayor Berlin opened the public hearing.

Dan Holder, 24 Bal Bay Drive, questioned if the Ordinance will prohibit the concession stand behind the Sheraton property. Mr. Weiss explained that issue is not part of the Ordinance.

There being no additional comments, Mayor Berlin closed the public hearing.

A motion was offered by Councilman Packer and seconded by Councilman Jacobi to approve the Ordinance on first reading. The motion carried unanimously (5-0), with the roll call vote as follows: Mayor Berlin aye; Assistant Mayor Rosenfield aye; Councilman Jacobi aye; Councilman Packer aye; Councilman Sanz aye.

The following Ordinance was read, by title, by Mrs. Horvath:

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA, AMENDING CHAPTER 19 OF THE VILLAGE CODE "TRAFFIC AND MOTOR VEHICLES" BY CREATING ARTICLE IV "DANGEROUS INTERSECTION SAFETY", PROVIDING FOR RECORDED IMAGE MONITORING AND ENFORCEMENT OF RED LIGHT INFRACTIONS, AND FOR RELATED PROCEDURES AND PROVISIONS; AMENDING CHAPTER 2 "ADMINISTRATION", ARTICLE V "CODE ENFORCEMENT" SECTION 2-191 "SCHEDULE OF CIVIL PENALTIES" TO FACILITATE USE OF CODE ENFORCEMENT MECHANISM FOR DANGEROUS INTERSECTION SAFETY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR EFFECTIVE DATE.

Mayor Berlin opened the public hearing.

Babak Raheb, 128 Balfour Drive, questioned the procedure if someone refuses to pay or if someone sues the State. He doesn't want the Village to acquire liability. Mr. Weiss doesn't believe that the Village is acquiring any liability. He explained that disputed tickets will be handled by the Village's Special Master and will be enforced in any way the Village can, in order to collect the money. He noted that State legislation is pending, and that the Ordinance creates a municipal code violation, which is similar to a code enforcement fine. Mr. Raheb questioned the use of private property, etc. for equipment. Mr. Weiss explained

that locations have not been determined yet.

Brian Mulheren, 10245 Collins Avenue, spoke in favor of the cameras, for safety reasons.

Dan Holder, 24 Bal Bay Drive, discussed articles indicating that the cameras increase rear-end collisions and reduce fatal collisions. He suggested reviewing a study conducted by the University of South Florida. He suggested installing signs indicating that the cameras exist and extending the timing of the yellow lights by a few seconds. Mr. Holder thinks it's a good idea, but requested that the mitigating factors be considered. Mr. Weiss noted that the Ordinance provides for signs. Chief Hunker has reviewed the study. He reported that there will be a campaign for the signs and that a warning will be given for the first 90 days. Chief Hunker recommended the program for saving lives in intersection accidents, having a record of the accident, and providing additional revenue to the Village.

Anamarie Kelly, 77 Camden Drive, suggested that the Village work with the surrounding communities, for corresponding regulations regarding the traffic lights.

Mayor Berlin discussed the Special Master process. Councilman Jacobi questioned the process to ensure that people aren't ticketed twice for the same thing. Chief Hunker explained that an Officer will be assigned to check the violations, in order to prevent that. Councilman Jacobi discussed the requirement of due process for hearings. Mr. Weiss clarified that is already provided for in the Code, which is incorporated in the Ordinance.

Jeff Silber, 10175 Collins Avenue, requested clarification of when the camera will click. Chief Hunker reported that depending on the vendor, it will be after the light is red.

There being no additional comments, Mayor Berlin closed the public hearing.

A motion was offered by Councilman Packer and seconded by Assistant Mayor Rosenfield to approve the Ordinance on first reading. The motion carried unanimously (5-0), with the roll call vote as follows: Mayor Berlin aye; Assistant Mayor Rosenfield aye; Councilman Jacobi aye; Councilman Packer aye; Councilman Sanz aye.

8. RESOLUTIONS: None.

9. REPORTS:

A. VILLAGE MANAGER:

Discussion of Bal Harbour Village Beach Erosion – Brian Flynn, Miami-Dade County DERM: Mr. Flynn reported that most districts on the east coast of Florida pump 400,000-600,000 cubic yards per year of sand. He explained that Haulover would obtain 20,000 to 25,000 cubic yards per year. Mr. Flynn estimated that it would cost \$3.1 million to \$3.2 million to install a system, \$300,000 to \$400,000 for annual maintenance, and \$1.5 million to \$2 million to lengthen the jetty. Mayor Berlin questioned the cost to truck in 20,000 to 25,000 cubic yards of sand. Mr. Flynn reported that it's \$40 per ton at a cost of \$800,000. He explained that the permit application for the upcoming beach project is in process.

Councilman Packer clarified that it would be \$800,000 every few years, but thinks that in the long run it would be less expensive for the permanent items. Mr. Flynn reported that the County is working with the Army Corp. of Engineers to do a large scale project, in which they would dredge Haulover Inlet, at no cost to the Village. Assistant Mayor Rosenfield questioned if there is a noise factor associated with the pumps. Mr. Flynn doesn't think so.

Stan Whitman, Bal Harbour Shops, doesn't think that any municipality in Florida has paid for beach renourishment. Mr. Flynn noted that Key Biscayne is the only one he is aware of. Mr. Whitman doesn't think that the rip rap extends far enough. He thinks that since it's a navigation and federal problem, then they should be involved in the solution. He questioned how much additional sand would be trapped if the rip rap was extended out. Mr. Whitman requested that the County finance any project, because it's not the Village's burden. Mayor Berlin clarified that Mr. Whitman is suggesting moving forward with a project, but having someone else pay for it. Mr. Whitman agreed.

Babak Raheb, 128 Balfour Drive, agreed with Mr. Whitman for the government to pay for it. He doesn't think the Village should pay, if someone else is paying for major work.

Brian Mulheren, 10245 Collins Avenue, questioned the cost to barge in or dredge and pump sand in. Mr. Flynn reported that another option is to periodically place a small dredge where sand has accumulated and pump it. He explained that the Army Corps of Engineers and County consultants have all looked at the best solution for Bal Harbour's beach and the consensus is that the current system works fairly well. Mr. Mulheren suggested looking into the cost to barge in sand versus trucks.

Dan Nieda, Building Official, discussed the need to find a location to store the sand from the St. Regis site, in order to use it for the Village's beach. Mr. Flynn reported that State approval is needed to store the sand at a location. He explained that the proposal from the St. Regis wasn't cost effective (screening, storing, transportation, etc.). He noted that if the sand is stored somewhere other than Haulover, then it could be a possibility.

Assistant Mayor Rosenfield left the meeting.

Marjorie Schell, 9801 Collins Avenue, discussed the deterioration of the beach at the north end. She also discussed the 70-80 foot opening behind the St. Regis site, which lacks landscaping for protection.

Dina Cellini, 211 Bal Cross Drive, agreed with the idea of a pumping station, with someone else paying for it.

Assistant Mayor Rosenfield returned to the meeting.

Ms. Cellini questioned if the government has done something similar before. Mr. Flynn reported that if they found it was cost effective it would be considered; however he noted that the agencies that have looked at it think the current system is the most cost effective. Ms. Cellini questioned if a pumping station would enrich other areas. Mr. Flynn explained that Bal Harbour would mostly benefit from it. Ms. Cellini clarified that there have been times that the Village has had a less than adequate beach and thinks that should factor into the cost analysis and not just the number of projects that have been done in the past. Mr. Flynn reported that in the past the County hasn't been able to supplement with offshore

sand because it wasn't available, but clarified that they are now looking at non-domestic sources for larger projects. Ms. Cellini thinks that if a pumping station is installed, then the Village wouldn't have to look for sand elsewhere.

Mr. Flynn reported that it would take approximately one million cubic yards of sand to renourish the entire beach. Mayor Berlin thinks that the pumping station wouldn't be much if it only provided 20,000 cubic yards of sand annually. He questioned the amount of sand between the upcoming project and the Corps large project. Mr. Flynn noted that the Corps project would be 250,000 to 300,000 cubic yards, in addition to the upcoming trucking project (compared to 10 years of pumping). He advised that trucking will take care of the north end and estimated that the Corps project will start in a year. He noted that a pumping station is a lengthy process (approximately three years). Mayor Berlin clarified that the fastest and quickest route for a lot of sand is the plan that Mr. Flynn is proposing. He requested Mr. Flynn to attend the Council meetings, until the sand is on the beach.

Councilman Packer suggested proceeding with a pumping station, while the "band-aids" are working. Mr. Flynn noted that in the past the problem was finding a sand source, but clarified that they should now have the sand sources to do the large projects and the smaller projects won't be needed. Councilman Packer requested Council approval to start investigating a pumping station project. Mayor Berlin has no problem looking into it, but thinks that in a year, the 300,000 cubic yard Corp project is a faster/better solution, versus 10 years of pumping (20,000 per year), with alot of cost. Councilman Packer agreed, put pointed out that the erosion will continue.

The Council directed Mr. Treppeda to start looking into a pumping station system. Mr. Treppeda will meet with Councilman Packer for further direction.

Babak Raheb, 128 Balfour Drive, suggested that the St. Regis clean the sand and then charge for it.

The Council directed Mr. Treppeda to see if there's a way to place the sand from the St. Regis site on Bal Harbour's beach.

Presentation of Book by Author Seth Bramson to Mayor Berlin: Seth Bramson, Senior Collector, presented his book (33154: The Story of Bal Harbour, Bay Harbor Islands, Indian Creek Village, and Surfside) to Mayor Berlin.

Request for Approval for Village Manager to Sign Municipal Portion of Alcoholic Beverage License Application for Vida y Estilo Corp. DBA Segafredo Zanetti Espresso at the Bal Harbour Shops: A motion was offered by Councilman Jacobi and seconded by Councilman Packer to approve. The motion carried unanimously (5-0).

Appointment of Resort Tax Committee Members: A motion was offered by Mayor Berlin and seconded by Councilman Jacobi to table this item. The motion carried unanimously (5-0).

B. VILLAGE CLERK:

Lobbyist Registration Report: As of March 18, 2008: A list of Lobbyists currently registered with the Village was provided in the agenda.

C. VILLAGE ATTORNEY:

Approval of Settlement Agreement for Babak Raheb v. Bal Harbour Village: This item was removed from the agenda.

D. MAYOR AND COUNCIL:

Mayor Berlin reported the opening of the Regent Bal Harbour.

Presentation of Proclamation to the South Florida Water Management District: Assistant Mayor Rosenfield proclaimed April 2008 as Water Conservation Month in Bal Harbour Village. She discussed the Village's showerhead exchange program.

10. OTHER BUSINESS:

Anamarie Kelly, 77 Camden Drive, read a public records request given to the Village Manager and explained that liens recorded in her name and her ex-husband's name have affected her credit. She provided the Village Attorney with information.

Neil Alter, 9801 Collins Avenue, commended the Council for tabling the Resort Tax Committee Ordinance. He suggested publicizing the Village's showerhead exchange program. Mr. Treppeda explained that there was an article in the Neighbors Section of The Herald and that it will be on the cable channel and in the newsletter. Mr. Alter suggested that signs be placed warning people regarding the traffic cameras, once they are installed.

Babak Raheb, 128 Balfour Drive, reported that the count-down crosswalks will be done in four phases. Mr. Raheb doesn't like the new police car design (black/white).

Dan Holder, 24 Bal Bay Drive, suggested storing the sand from the St. Regis site on the beach. He requested that the Village Manager look into a system for the properties in the Village to be treated at the same time, for the infestation of white flies in Ficus hedges. He thinks that the Village should inform residents and provide a company that the Village uses. Mr. Weiss will look into that, for legality/health issues. Mr. Treppeda will provide the Council with a price. Councilman Packer thinks that each resident should pay for their own property.

Marjorie Schell, 9801 Collins Avenue, discussed the invasion of worms on her Ficus trees.

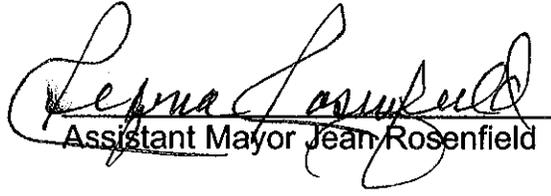
Dina Cellini - 211 Bal Cross Drive, thinks there is precedence (Melalucca trees) for the Village to pay for the treatment for the White Flies, if it gets releases from owners. Mr. Weiss will look into the issue.

Anamarie Kelly, 77 Camden Drive, noted that the Village cuts grass on property owned

by the Civic Association and she thinks that a community-wide treatment for the White Flies would be beneficial to the community.

Councilman Packer questioned the progress on the mirrors. Chief Hunker reported that he is proceeding with sending letters to the buildings.

11. ADJOURN: There being no further business, a motion was offered by Assistant Mayor Rosenfield and seconded by Councilman Sanz to adjourn. The motion carried unanimously (5-0) and the meeting adjourned at 11:17 a.m.


Assistant Mayor Jean Rosenfield

Attest:


Ellisa L. Horvath, CMC, Village Clerk