

BAL HARBOUR VILLAGE
LOCAL PLANNING AGENCY MEETING MINUTES
OCTOBER 20, 2009

A Local Planning Agency Meeting was held on Tuesday, October 20, 2009, 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 7:05 p.m. by Mayor Rosenfield. The following were present:

Mayor Jean Rosenfield
 Assistant Mayor Joni D. Blachar
 Councilwoman Patricia Cohen
 Councilman Martin Packer
 Councilman Jaime M. Sanz

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

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

2. PLEDGE OF ALLEGIANCE: The Pledge was previously done at the General Employees Retirement Board Meeting.

3. APPROVAL OF MINUTES: This item was approved later in the meeting.

4. CONSIDERATION OF ADOPTION OF MOTION
RECOMMENDING TO THE VILLAGE COUNCIL TRANSMITTAL OF THE
BAL HARBOUR VILLAGE DRAFT EVALUATION AND APPRAISAL REPORT
TO THE STATE FOR PRELIMINARY REVIEW:

A motion was offered by Councilman Packer and seconded by Councilwoman Cohen to delay the meeting to allow for more discussion on the issue at an individual meeting.

Councilwoman Cohen requested discussion on any issues. Councilman Packer doesn't think there were any controversial issues, but noted that there are many new residents in the Village. He clarified that the Village will be committing itself for seven years after adoption. He spoke in favor of the residents being heard on issues regarding green space, amount of services for residents, age of residents, etc. He suggested holding a special meeting or deferring the item until the next regular meeting.

Mayor Rosenfield discussed the workshops that were held and the opportunities the residents have had to speak. Councilman Packer agreed that there was input from residents, but thinks that some questions have come up since then. Assistant Mayor Blachar and Councilwoman Cohen requested Mr. Miller to discuss any time issue. Councilman Packer doesn't think two weeks will make a difference. Mayor Rosenfield

questioned Mr. Miller about delaying the process further.

Michael Miller, Village Planner, explained that the document is a study of the adopted Comprehensive Plan, which was last updated in 1996. He discussed the State Statute requirements for review of the plan. He explained that the DRAFT document is an analysis that doesn't change anything, but examines items. Mr. Miller explained that the requirement was for submittal two years ago, according to the Department of Community Affairs schedule, which was delayed for various reasons. He discussed the various workshop meetings held on the issue. Mr. Miller agreed that it could be delayed if the Council wants to have a separate meeting, but noted that it should be moved along. Mayor Rosenfield clarified that this is not final and that there is an opportunity for the public to be heard at another meeting. Mr. Miller agreed and reported that when the response is received back from the agencies then it will be brought before the Council for approval. He explained that after that the discussion of Comprehensive Plan starts.

Mayor Rosenfield opened the public hearing.

Paul Pruess, 10101 Collins Avenue, spoke against approving it today. He suggested holding a special meeting to review the documents, receiving resident input, and then moving forward.

Dina Cellini, 211 Bal Cross Drive, reviewed the comments she made at the March 4, 2009 Workshop Meeting regarding creditable land and what can be counted, etc. She questioned if the legal questions have been investigated. Mayor Rosenfield reported that they have not and agreed that it should be looked at. Ms. Cellini suggested that the meeting be delayed for that reason alone. Mr. Miller reported that he met with the County and is aware of the County's interpretation of what is counted, which is reflected in the document. He noted that the beach cannot be counted in the document.

Beth Bercowitz, 10160 Collins Avenue, questioned if the Council or Planner attended the scoping meeting regarding the comprehensive EAR. The Council reported that it did not and Mr. Miller reported that he attended a meeting yesterday. Mr. Miller explained that the purpose of the meeting Ms. Bercowitz is noting was to discuss what the County was putting in their EAR and to allow the cities to provide comment on it. Ms. Bercowitz reported that the cities were asked to attend a meeting today to find out where the State stood on the comprehensive plan and EAR. Mayor Rosenfield clarified that the discussion is on delay of the adoption of the Village Draft EAR.

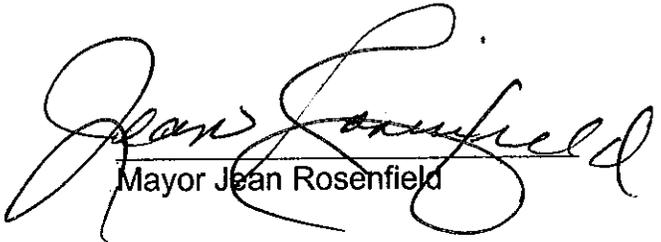
Babak Raheb, 128 Balfour Drive, spoke in favor of delaying discussion on the item.

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

The motion carried (5-0).

APPROVAL OF MINUTES: *A motion was offered by Councilman Sanz and seconded by Councilwoman Cohen to approve the minutes of the October 21, 2008 Regular Local Planning Agency meeting. The motion carried (5-0).*

5. **ADJOURN:** There being no further business to come before the Local Planning Agency, a motion was offered by Assistant Mayor Blachar and seconded by Councilman Packer to adjourn. The motion carried (5-0), and the meeting adjourned at 7:20 p.m.



Mayor Jean Rosenfield

Attest:



Ellisa Horvath, CMC, Village Clerk