

VILLAGE HALL
500 NE 87TH ST
EL PORTAL, FL 33138
JASON M. WALKER
VILLAGE MANAGER



MAYOR CLAUDIA V. CUBILLOS
VICE MAYOR OMARR C. NICKERSON
COUNCILPERSON HAROLD E. MATHIS, JR.
COUNCILPERSON AUBREY BRUNSON
COUNCILPERSON ROXANNE ISAACS

Regular Village Council Meeting
Tuesday, March 22, 2016
Minutes
7:00 PM

Statement of Decorum

Any person making a racial or slanderous remark or who becomes boisterous while addressing the Village Council, Staff, etc. shall be barred from the audience by the presiding officer. No profanity, shouting, heckling, verbal outbursts or disruptive behavior in support of or opposition to a speaker or his/her remarks is permitted. No signs or placards shall be allowed in the Village Hall. Person exiting the Village Hall shall do so quietly.

“Pursuant to Florida Statutes, Chapter 286.0105: If a person decided to appeal any decision made by the Board, Agency or Committee with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, and that, for such purpose, he/she 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.”

A. CALL TO ORDER: Mayor Claudia V. Cubillos, presiding, called the meeting for January 26, 2016 to order at 7:01 PM.

B. SILENT MEDITATION & PLEDGE: Mayor Claudia V. Cubillos asked all those present to stand for a pledge of allegiance and a moment of silence.

C. ROLL CALL: Mayor Claudia V. Cubillos asked the Village Clerk, Yenise Jacobi, for a **Roll Call**.

Present: Mayor Claudia V. Cubillos, Councilperson Harold Mathis, Councilperson Isaacs, Village Manager Jason Walker (Not voting), Joseph Geller Village Attorney(Not voting)Late, Chief Eugene Morales (Not voting), and Yenise Jacobi, Village Clerk (Not voting), Larry Spring, CFO (Not voting).

Absent: Councilperson Brunson

A quorum was declared.

D. APPROVAL OF AGENDA: Mayor Cubillos asked for a motion to approve the agenda with correction **Motion:** A motion to approve the agenda **Action:** Approve, **Moved by** Councilperson Mathis, **Seconded by** Councilperson Isaacs. The motion passed by voice vote.

In F1. To be added State Rep. Daphne Campbell

E. APPROVAL OF MINUTES FOR THE FOLLOWING MEETING(S):

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E1. Minutes for February 26th, 2016, Regular Council Meeting—Councilperson Mathis moved for approval of minutes. Councilperson Isaacs seconded the motion. **The motion carried by voice vote. Minutes Passed.**

E1a. Correction of date to February 23rd, instead of February 26th.

F. ACKNOWLEDGMENT OF VISITORS AND/OR SPECIAL PRESENTATIONS: Mayor Cubillos acknowledge residents and thanked them for attending.

F1. State Representative Daphne Campbell did a presentation she represents Miami Shores, North Miami and Biscayne Park in addition to El Portal, she said that she has been after Governor Scott why he has veto El Portal. Every time she takes it to Tallahassee. Governor Scott needs to be educated regarding the village. She asked every resident to reach out to Governor Scott office and remind him that El Portal is important too. She stated she will be going to continue to advocate for the Village Of El Portal to be the voice of the voiceless.

Note: Eli Nortelus from Akerman – Stated that he is also working with the agency and there is a disconnection between the office of Governor Rick Scott and the staff.

Note: Vice Mayor Nickerson arrived.

G. GOOD AND WELFARE:

Nancy Dawson-66 NW 87th Street- Church in 87th & 2nd stated that she would like for it to remain to be a low density area to have peace and quiet. For the residents living around it. She is very concerned on the changes that will bring.

Barbara Fuechsl-220 NE 85th Street – stated she was very disappointed on the veto of the sewer system.

Ann Rodley- 8750 NE 4th Avenue – she stated that she wanted that more postings of what is going on because seniors are not on the internet. She wanted notification to be posted, as bulk pick up.

Elisa- 250 NE 87th Street – She stated that she is concerned on what is going on with the Church, how it is going to impact the community. Her second concern is the regarding the speeding on 87th Street which is the same speed as 2nd Avenue she considers it to be very scary, people drive very fast and is asking for something to be done.

Daisy Black- 144 NE 88th Street – Ms. Black is concerned regarding the church she lives half a block away she wanted to be clarified if the Church was designated a Historic site. She was told that particular church is one of the oldest churches in Dade-County.

H. AGENDA ITEM:

H1. Tree City USA Committee approval –Mayor Cubillos explained that this committee will be the ones to deal with Arbor Day and the Ordinances, she apologizes that she placed their names without asking because she was aware of their interest in the prior year. If for some reason they didn't want to be involved that this was the moment to advise. Tree City USA will help apply for more grants to continue to make El Portal more beautiful. El Portal has adopted the Miami-Dade Ordinance. Arbor Day will be April 29th.

Hugh Gladwin – 400 NE 85th Street – Accepts to be part of the Committee

Adam Old – 140 NE 86th Street –Accepts to be part of the Committee

Barbara Fuechsl – 220 NE 85th Street –Accepts to be part of the Committee

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Brittany Ziems, Program Director- not present

H2.Transfer of Part Time to be hired by Village Clerk- Jason Walker

Jason Walker explained that the part time position should be transferred to be hired by the Village Clerk instead of the Building Department.

Motion: A motion to transfer Part Time hire from the Building Department to be hired by Village Clerk, **Moved** by Councilperson Mathis, Jr. and **Seconded** by Councilperson Isaacs

Vote: Motion carried by roll call vote of 4-0. (**Summary:** Yes=4, No = 0).

No: None. **Yes:** Councilperson Isaacs Councilperson Mathis, Vice Mayor Nickerson and Mayor Cubillos. **Absent:** Councilperson Brunson

Liliana Pico- 181 NW 82nd Street – Ms. Pico wanted clarification on the Part Time position.

H3.Village Clerk Full Time- Administration & Finance Committee

Mayor Cubillos explained that it was discussed in Administration & Finance that Village Clerk would become full time.

Councilperson Isaacs asked if the budget allowed for a full time and the benefits that come along.

Manager Walker responded that yes, depending on the salary would be. He stated that the salary could be negotiated and he would bring it back to the council.

Village Clerk Jacobi- stated that because there has not been a Village Clerk in two years there is a lot of catching up to do but with the catching up she also has to stay current so she is part time and she will still have to put in full time hours, it is a lot of work and it requires her full time attention. Even if she was to come every day in full time it is extremely difficult to make up two years in such a short period of time.

Motion: A motion authorizing Village Manager Jason Walker to discuss with Village Clerk and bring back to Council Meeting, **Moved** by Councilperson Mathis, Jr. and, **Seconded** by Councilperson Isaacs.

Vote: Motion carried by roll call vote of 4-0. (**Summary:** Yes=4, No = 0).

No: None. **Yes:** Councilperson Isaacs Councilperson Mathis, Vice Mayor Nickerson and Mayor Cubillos. **Absent:** Councilperson Brunson

Michelle Washignton-490 NE 88th Terrace- stated that for clarification if they were looking into Full time Building Clerk, Village Clerk full time, and another Part time.

Mayor Cubillos stated that currently they have a Full Time Building Clerk, Part Time Village Clerk and a floater Part Time to be divided between Building Department and Village Clerk Department.

H4.Committee Meetings days and times to be changed for consideration

Mayor Cubillos asked the council to consider that the meetings to be changed instead of two days instead of three days and the times to start at 6:30pm -7:30pm.

Councilperson Isaacs stated it made sense and she is not oppose to it, two days a week is fine with her. Only concern that the meeting are going longer and longer that three meeting in one day should be considered.

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Councilperson Mathis recommends that it should be kept with the 15 minutes increases. Vice Mayor Nickerson stated that to be fair the meetings should be moved for two days and have the 15 minutes increase.

Barbara Fuechsl – 220 NE 85th Street- stated that 15 minutes every other month is very short because if you can't talk to each other outside this meetings it is difficult. She thinks that the meetings should be every month, like code enforcement, administration and finance there is a lot to be discussed. She also was concerned why did Councilperson Brunson cancelled the Public Safety meeting. First time Committee Meeting was canceled although there was a Quorum. My question is to Mr. Geller is it okay to cancel the meeting despite there is a Quorum.

Mr. Geller states the Chair has pretty broad authority as the Mayor has in her Regular Council meeting.

Maribel Fruistone-157 NE 88th Street –stated that Committee Meetings should be more frequent on an every month basis.

Note: Joseph Geller- arrived.

Motion: A motion for Committee Meetings Days to be changed instead of three days to two days on Monday's and Tuesday's from 6:30pm to 7:30pm, **Moved** by Vice Mayor Nickerson and **Seconded** by Councilperson Mathis, Jr.

Vote: Motion carried by roll call vote of 4-0. (**Summary:** Yes=4, No = 0).

No: None. **Yes:** Councilperson Isaacs Councilperson Mathis, Vice Mayor Nickerson and Mayor Cubillos. **Absent:** Councilperson Brunson

I. RESOLUTIONS/ORIDINANCES: None.

J. REPORTS OF THE VILLAGE MANAGER, MAYOR & COMMITTEE CHAIRS:

J1. Village Mayor Reports - Mayor Claudia V. Cubillos

- Nature Trail- met with school board-survey in June
- West Side Bridge- dimensions of bridge are to be submitted
- Requesting up-to-date Financials by department
- 4 Way Stop Sign Proposal at NW 91 Street and NW 2nd Avenue
- West side entrance proposal- to be discussed in June
- Codification of Ordinances-workshop to keep up with the Ordinances
- 455 NW 89 Street Repair –sent to Jason to observe
- New signage on NW 2nd Avenue & 87th Street –signs don't match and they are outdated. All signs are very different budget for June. Welcome to El Portal
- Citizens Crime Watch Update- 12 residents were in attendance next April 9th Saturday, April 9th at 10am at David & Cecil's, 4th Avenue & NE 90th Street
- Website Update- website to be under construction for 30 days was discussed between Manager & Village Clerk
- Seniors- Are officers still doing the check up
- Lights out throughout the Village

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- Court Reporter for April 26th
- Banners for the Committee Meetings- to be place on West Side and East Side
- MPO Deadline
- Streaming Regular Council Meetings- clerk working on it with Frank from Comcast

J2. Village Manager Reports - Manager Jason Walker

- Lights Out to report to the Administration and it will be fixed
- Miami Dade Park Pumping repairs
- Wide Green Adopted
- Halfway House everyone is evicted and it is up For Sale
- Tree City USA Grant
- Best Buddy walk on April 23rd at Museum Park at 9am

J3. Committee Chair Remarks -

a. Public Affairs

Chairperson Claudia V. Cubillos

* Residents Luncheon- Saturday, March 23rd from 11:30am-1:30pm

* Easter Egg Hunt-Saturday, March 26th from 11:30am-1:30pm

* Little River Clean Up-Saturday, April 16th from 8:45am-12:00pm

* Art Fair –Saturday, April 23rd from 3pm-7pm

* Armed Forces 5K, Saturday, May 21st -Breakfast

* Update on Jazz in the Grass in June 18th

b. Public Works

Chairperson Omarr Nickerson – Meeting with Managers and rap artist regarding using so much violent words in their music, trying make leadway. It all starts at home. We need to unite as a community to address this issue, before it hits El Portal.

c. Public Safety

Chairperson Aubrey Brunson

d. Code Enforcement Committee

Chairperson Harold Mathis- F.I.V.E. will be in effect

e. Planning & Zoning

Chairperson Claudia V. Cubillos

f. Administration & Finance

Chairperson Roxanne Isaacs- Part Time Position, Audit, Full Time Clerk
Financial report to be added to the Agenda for the May meeting

J4. Village Attorney Reports - Attorney Joseph Geller

J1a. Mr. Geller stated that the mediation agreement was a tentative agreement with homeowner association once it is done it is in summary format it is reduced to writing the existing lawsuit gets final drafted and presented to council to have their final word. Once it has been finalize and it is signed public will get to hear and see what has been agreed on.

J2a. Form Based Code can't go forward until law suit is finished.

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K. UNFINISHED BUSINESS AND GENERAL ORDERS:

K1. Village Hall phone recording discussion- Ana Ward

L. NEW BUSINESS: None.

M. GOOD AND WELFARE:

Barbara Fuechsl- 220 NE 85th Street- stated that she was concerned with the Mediation.

Daisy Black-144 NE 88th Street – stated that she agrees with Mayor Nickerson on the juvenile topic is very close to her heart.

Adam Old- 140 NE 86th Street- 140 NE 86th Street- he congratulate on the Mediation, also commented on the website and he thinks taking down the website for a month is not necessary.

Clerk Jacobi – stated

N. ADJOURNMENT: Councilperson Mathis, Jr. motioned that the Regular Village Council meeting for March 22, 2016 be adjourned. Councilperson Isaacs seconded the motion. The motion carried unanimously. The meeting was adjourned at 9:20pm.

In accordance with the American With Disabilities Act of 1990, all persons with disabilities and who need special accommodations to participate in this meeting due to that disability should contact the Village Clerk's Office at (305) 795-7880 no later than two (2) business days prior to such proceeding.