Mayor Claudia Cubillos: I apologize for the little delay here. We're going to get started though. I would like to go ahead and call our Tuesday, November 19th Village Council meeting to order at 7:07 PM. If I could please have a moment of silent meditation followed by the pledge of allegiance.

[silence]

All: I pledge allegiance to the flag of the United States of America and to the Republic for which it stands. One nation under God, indivisible, with liberty and justice for all.

Mayor Cubillos: Madam Clerk, may I have the approval of the agenda? I mean, roll call, please.

Yenise Jacobi: Roll call. Mayor Cubillos.

Mayor Cubillos: Here.

Yenise: Vice Mayor Nickerson is not going to be here. Councilperson Mathis.

Councilperson Harold Mathis: Present.

Yenise: Councilperson Urbom.

Councilperson Anders Urbom: Present.

Yenise: Councilperson Roman.

Councilperson Vimari Roman: Here.

Yenise: You have a quorum also present for the record, Yenise Jacobi, village clerk; Christia Alou, village manager; Norman Powell, interim village attorney; Chief Magnusson.

Mayor Cubillos: Before I ask for approval of the agenda, the managers asked us to please remove item I3 Resolution, which is an amendment to the State Revolving FDEP Loan. Resolution 2019-16 will be stricken from the agenda. May I get a motion for approval of the agenda or are there any other additions or deletions to the agenda?

Councilperson Roman: Motion approval.
Mayor Cubillos: Motion has been made by Councilperson Roman. Is there a second?

Councilperson Mathis: I second. We'll discuss it.

Mayor Cubillos: A second by Councilperson Mathis with discussion.

Councilperson Mathis: Is it being tabled tonight and put on for another night or--

Christia Alou: Councilperson Mathis, we're reviewing it again and we'll do so with some fresh eyes, financial eyes on it. If it comes back, it's appropriate that it will be presented in December if we need it.

Councilperson Mathis: Okay. Thank you.

Mayor Cubillos: With that said, may I get an approval of the agenda roll call? All in favor, signal by saying aye.

All: Aye.

Mayor Cubillos: Any nays? Hearing none. Our agenda passes for this evening. At this time, is there an approval for the minutes for October 22nd?

Councilperson Roman: A move of approval.

Mayor Cubillos: Motion has been made by Councilperson Roman. Is there a second?

Councilperson Urbom: I second.

Mayor Cubillos: Second by Councilperson Urbom. All in favor, signal by saying aye.

All: Aye.

Mayor Cubillos: Any nays? Hearing none. Our minutes for October 22nd have passed and will be posted on the village website. At this time, we have a couple of presentations and we have a swearing-in this evening. We are going to start off with our presentation. We have a very special presentation this evening. Last year, we started a Citizen of the Year and this is our second year. The resident that has been selected is Hugh Gladwin. With that said, if I can ask Hugh Gladwin and the council to join me at the podium.
Mayor Cubillos: Good to see you. No crime. No, I'm just kidding, I'm just kidding. Hello, it's a little long. It's a little long, so please bear with me. If his family would like to join us, you'll be more than welcome to join us. Good evening. Again, welcome and I want to congratulate Hugh Gladwin, the Honorable Hugh Gladwin. Whereas the citizen of the year is given in recognition of exceptional community service and volunteerism in an effort to make our village, the village of El Portal, the greatest place to work, live, and play for generations to come.

Whereas the Citizen of the Year shows commitment, support, respect, leadership, responsibility, a positive attitude, cooperation, and honesty. Whereas the Citizen of the Year consistently provides a positive image for the El Portal community, promotes the general welfare of the community, and is committed to the greater good. Whereas this year's Citizen of the Year is the honorable Hugh Gladwin, a resident of the village of El Portal since 1983.

Whereas the Honorable Hugh Gladwin, a professional anthropologist who worked at Florida International University and was elected village of El Portal councilman in 1998. Whereas the Honorable Hugh Gladwin, a key member of the village of El Portal's 2014-2016 Tree Board and the 2011 architectural landscape and environmental committee. Whereas the Honorable Hugh Gladwin, in 2006, was appointed by County Commissioner Audrey Edmonson to represent the village of El Portal on the county's environmental, public task force committee.

Whereas the Honorable Hugh Gladwin's expertise during the aforementioned time frame contributed to El Portal's participation in the South Florida's Regional Planning Council, resulting and funding for the revitalization South Florida urban core. Whereby identifying the Little River as a key feature, uniting neighboring communities, and whereby he identified and proposed that the North East 87 Street needed adverse traffic calming resulting in the tree planting and sidewalks El Portal now has.

Whereby this successful collaboration paved the way and contributed to El Portal's 2013 charrette, and whereby leading to the village of El Portal's current urban code. Whereas these contributions have been identified as key components leading to the betterment of the village of El Portal. Therefore and whereas during the week of October 21 through 27, 2019, Florida's City Government Week, the time to honor and recognize a citizen who has selflessly volunteered their expertise and time for the betterment of the village.

[applause]
Whereas during that week, the Honorable Hugh Gladwin was selected. Now, therefore, be it proclaimed by the mayor and village council of the village of El Portal, Florida that the Honorable Hugh Gladwin is hereby selected and honored as Citizen of the Year of the village of El Portal for 2019 in recognition of his many accomplishments and valuable contributions, and that the mayor and village council of El Portal hereby publicly recognizes and acknowledges these achievements and contributions, and does hereby express our heartfelt appreciation to the Honorable Hugh Gladwin, proclaimed on this day, 19th of November 2019.

[applause]

**Mayor Cubillos:** I will tell you his résumé was much more extensive for what he has done for the village, so I tried really hard to fit it all in an 11 by 14. With that said, you can say a few words if you like. Congratulations.

**Hugh Gladwin:** Thank you. I'm just so incredibly honored. I've been here so long and I feel like everybody here, you guys, I love you, guys. You're just like family to me. Like family in El Portal, we've definitely had all our differences, skirmishes, but we all hang together for this beautiful place, so thank you so much.

[applause]

**Mayor Cubillos:** Please, his family, I invite his family here.

[laughter]

**Mayor Cubillos:** Congratulations to you too because this has not happened [unintelligible 00:09:29], so thank you for allowing us to have all of our time.

[applause]

**Mayor Cubillos:** Good job. Thank you so much. [background conversation]

**Mayor Cubillos:** I got it. Thanks. Again, I want to applaud his family who was here. When we give so much back to a community, it never happens without the support of a family. With that said, I congratulate him and his entire family who was here to join us this evening. Now, on another great note, we have a lot of great things happening. We have this evening, the swearing-in of Officer Borrell, to Sergeant Jairo Borrell. If I can ask Chief Magnusson to please join us at the podium with Sergeant Jairo Borrell and his family.
Chief David Magnusson: Well, good evening, everybody. This is, as you said, Mayor, a very joyous occasion. I know they did, back on October 26, a little bit less formal gathering to have Officer Borrell move up to the ranks as sergeant. This brings it all full circle right now. This is a very special time for a police department, especially it was blessed a couple of months ago to be able to promote Sergeant Sharpe. Now, in a few moments, you'll get to meet Sergeant Borrell.

I say this and I highlight these two gentlemen because the success of a police department, the success of a military unit all comes back to the sergeant. It comes back to the supervision given. There's an old saying that I've been very fond of. It's their job to keep their cops out of trouble, not to get them out of trouble once they get in it. There's a difference. Keep them out of trouble.

With the sound supervision that I know that Sergeant Sharpe is already doing, I know unofficially, then Officer Borrell was doing on an everyday, every night basis, I'm very comfortable in the direction this police department is taking and will continue to take. That being said, here comes the formality, so bear with it. You're going to hear an echo. I'm going to say something and he's going to repeat after me. When I say, "State my name, don't say, "State my name."

[laughter]

Chief Magnusson: Raise your right hand. I, state your name.

Sergeant Jairo Borrell: Jairo Borrell.

Chief Magnusson: Being duly sworn in by the Chief of El Portal-

Sergeant Borrell: Being duly sworn in by the Chief of Police of El Portal-

Chief Magnusson: - do solemnly swear that I will support-

Sergeant Borrell: - do solemnly swear that I will support-

Chief Magnusson: - protect and defend-

Sergeant Borrell: - protect and defend-
Chief Magnusson: - the Constitution of the United States of America-

Sergeant Borrell: - the Constitution of the United States of America-

Chief Magnusson: - and of the State of Florida-

Sergeant Borrell: - and of the State of Florida-

Chief Magnusson: - and that I will in all respects-

Sergeant Borrell: - and I will, in all respects-

Chief Magnusson: - observe the provisions of the Constitution of the State of Florida-

Sergeant Borrell: - observe the provisions of the Constitution of the state of Florida-

Chief Magnusson: - and the Charter of the village of El Portal-

Sergeant Borrell: - and the Charter of the village of El Portal-

Chief Magnusson: - and that I will well and faithfully-

Sergeant Borrell: - and I will well and faithfully-

Chief Magnusson: - discharge the duties of which-

Sergeant Borrell: - discharge the duties of which-

Chief Magnusson: - I am about to enter.

Sergeant Borrell: - I'm about to enter.

Chief Magnusson: I do further swear or affirm-

Sergeant Borrell: I do further swear and affirm-

Chief Magnusson: - that as a sergeant-

Sergeant Borrell: - that as the sergeant-
Chief Magnusson: - I will faithfully serve and protect-

Sergeant Borrell: - that I will faithfully serve and protect-

Chief Magnusson: - to the best of my ability-

Sergeant Borrell: - to the best of my ability-

Chief Magnusson: - all citizens regardless of race, color or creed.

Sergeant Borrell: - all citizens regardless of race, color or creed.

Chief Magnusson: I accept by the Law Enforcement Code of Ethics-

Sergeant Borrell: I accept by the Law Enforcement Code of Ethics-

Chief Magnusson: - as my standard of conduct-

Sergeant Borrell: - as my standard of conduct-

Chief Magnusson: - while on and off duty-

Sergeant Borrell: - while on and off duty-

Chief Magnusson: - and swear faithfully-

Sergeant Borrell: - and swear faithfully-

Chief Magnusson: - abide by and defend the same.

Sergeant Borrell: - abide by and defend the same.

Chief Magnusson: Congratulations, Sergeant Borrell.

Sergeant Borrell: Thank you very much.

[applause]

Sergeant Borrell: Thank you very much
Female Speaker: It's all right. Take your time.

Chief Magnusson: Any words?

Sergeant Borrell: Just real quick. I would like to thank the chief for giving me this opportunity. I look forward to working with you in improving the department as we've been doing for the past, well, since May.

Chief Magnusson: Very good. Thank you. You'll do a great job. No doubt.

[applause]

Female Speaker: Congratulations.

Sergeant Borrell: Thank you very much.

[background conversation]

[applause]

[background conversation]

Mayor Cubillos: Can't all meetings end and start this way?

Councilperson Roman: Are we done? [laughs]

Mayor Cubillos: Meeting adjourned, right? On that note, meeting adjourned. Wouldn't that be great? Well, I have no report. You guys would be really excited.

[laughter]

[background conversation]

Mayor Cubillos: Again, congratulations not only to Sergeant Jairo Borrell but to his wife, to la mama y papa. Gracias por estar aqui and to the whole police department, Chief Magnusson and Manager Alou. Thank you. Good job. Congratulations. Enjoy.

[applause]
Mayor Cubillos: I would love to be able to adjourn the meeting on this high note, but we must do business. With that said, we're going to go right into the first resolution, which is Resolution 2019-14 CDBG Agreement Phase 1. If I can please have the attorney read that into the record.

Attorney Norman Powell: A resolution of the El Portal, Florida Village Council authorizing an agreement for engineering services with Craig A. Smith & Associates to prepare a phase one environmental audit for the Community Development Block Grant area within the village and providing for effective date.

Mayor Cubillos: Thank you. With that said, would you like to give us a little background as to why this is here?

Christia: Yes, absolutely. Thank you, Mayor. This is a CDBG agreement or it's part of our CDGB agreement that we provide an environmental analysis of the land that will be developed per this funding. We are getting $157,000 from the county to design or do the construction work necessary to put the roads back once our sewer line in the west side of the village is installed.

With that, we have to do an analysis of the land so that the county is aware of any potential hazards or any issues that come with that. There shouldn't be any. That would only lead to a phase two. For phase one, we're going to see what's there. It should be fine. We have to do it as a requirement of the contract with the county.

Mayor Cubillos: Just to wrap up, this is a requirement and is necessary for the village to receive the funds?

Christia: Yes.

Mayor Cubillos: Is there a motion to accept Resolution 2019-14? Yes, one moment. Approval made by Councilperson Mathis. Is there a second?

Councilperson Roman: I'll second.

Mayor Cubillos: Second by Councilperson Roman. At this time, I'll open up a public comment. If you can please come to the podium, state your name and address for any public comments on this resolution.
Hugh: Hi. Sorry. I've jumped the gun there. Hugh Gladwin, 400 North East, 85th Street, El Portal. I'm sorry to get right into it bugging you. First of all, I think this CDBG thing is wonderful. It's incredible that you're doing it. I think Craig Smith & Associates, they are the contractor, right? They've done wonderful work for the village, but I just wanted to weasel in something here of concern to me. Simply on the general issue of Craig Smith and all the other contractors with all the things going on.

It makes it very difficult for the village to keep on top of everything that's happening with all these different contractors. I was hoping that people from Craig Smith would be here because I think they put in the proposals to the local mitigation strategy, which is now being ruled on. I know about it because I'm on the LMS Steering Committee even though I can't advocate for El Portal, but the steering committees have priorities for funding.

There's more funding coming down and El Portal has over $3 million worth in two projects on that list. My feeling is, again, I'm not in a position to look, but I feel like the village has not really fully evaluated those projects in the context of everything. What I wanted to do and this is out of order because it doesn't have to do with this, but I just want to give you and have the clerk pass out the wording about these projects.

Because if you read the wording, you see that what these projects are, are going to depend on the future planning for sea-level rise in the Little River in the C7 Canal. This is a precise time where the county is actually seeking El Portal. Actually, they've been in touch working with the three of us that work on the cleanup. There are things. It's like if that money got approved, we'd suddenly have to make some huge decisions. There's a very important meeting of the local mitigation strategy on December 4th.

I think it would be incredible if somebody from-- In addition to staff, I know that you go to those meetings. Maybe if somebody from the public works committee could go to it, it's just something we need to be on top of. Again, I'm not implying the slightest criticism of this. I totally support this or of Craig Smith. It's just like all the stuff is happening that you guys have to stay on top of. Thank you. With that, I'm going to go join [unintelligible 00:23:38] unless we have questions.

Mayor Cubillos: Give us one second. I see here Councilperson Mathis murmuring. I didn't know if you wanted to say something and if the manager wanted to add anything.
Christia: If I may add, I have been attending the LMS meetings for the last couple of meetings and I find it very valuable on to the village we are involved. I'm working with our engineering firm Craig A. Smith to address our needs.

We actually put in our priorities, so that's why we're on the list because we submitted them according to what was submitted some years ago. We provided the analysis that was more up to date because we hadn't, I guess, been active in this LMS process for a couple of years. We've done that as of a few months ago and I've recorded that in my manager's report, but we will stay on top of this and ensure that our projects, or try to ensure our projects are addressed through LMS.

Hugh: Among other things, the project priority ranking actually could be revised, I think, to move way up, which I'm not supposed to be involved with. If it comes up in the next public works committee meeting, I'd be very happy to talk about it there and whatever.

Christia: Thank you.

Hugh: Anything else? Thank you so much.

Mayor Cubillos: No. Thank you for this. Does the council have any questions on this?

Councilperson Urbom: Just as clarification. This comes with a fee, or at least up to $11,000, is that correct?

Christia: Yes.

Councilperson Urbom: We're going to be getting a survey of the entire village, it looks like, is that correct?

Christia: No, just the area that is affected by the sea.

Councilperson Urbom: Because in the exhibit presented, it showed an outline of the entirety of the village. I was rather excited we will be getting a survey of the whole village for $11,000.

[laughter]

[crosstalk]
Councilperson Urbom: I see, I see. I can see it clearly on your printed sheet. That was really my only question. I see that.

Mayor Cubillos: Councilperson Mathis.

Councilperson Mathis: Hugh left, but I want to thank him for giving us this and also spoke with Commissioner Cabo, who is big on water projects. She made mention that we're doing a good job and we're heading in the right direction. The meeting is on December 4th?

Mayor Cubillos: It says here December 4th at 10:30 AM, I believe. 10:00 to 12:00.

Councilperson Mathis: I'm going to try to make it. I'll let you know tomorrow.

Christia: That's a Wednesday.

Councilperson Mathis: I'll let you know tomorrow.

Christia: Okay. Thank you.

Mayor Cubillos: I have a couple of questions. I know that Hugh Gladwin travels often and he's also retired. Is he still attending regularly the LMS, which required that El Portal has an attendee? Are you going?

Christia: Yes. I've been to the last two, so it was brought to my attention by Mr. Gladwin a few months ago or almost a year ago, but I haven't seen him there.

Mayor Cubillos: Now, him not being there, do we need to have one or two? Is he representing FIU when he was an FIU research professor? I want to be clear. As long as we have one person, it will be fine because I know that we have to have one person at the meeting.

Christia: I'm at the meeting. In terms of on the board or the advisory board, I'm not sure. I'll look into that tomorrow and ask.

Mayor Cubillos: Reach out to County Commissioner Edmonson. Again, with Hugh Gladwin being retired, I'd like to see maybe who she's going to replace him with unless he's still going to serve in the committee which, if that's the case, very okay with that. I think something to probably take a look at or ask.
Christia: No problem. I'll ask tomorrow.

Mayor Cubillos: Any other questions on this to the manager from the council? Councilperson Mathis, as chair of public works, I think it's great if you go. If not, then let the manager and maybe somebody else from the committee can attend.

Councilperson Mathis: I'll let her know tomorrow.

Mayor Cubillos: With that said, there is a motion to adopt Resolution 2019-14, which is an environmental survey of the area that we have received the funds for.

Councilperson Roman: Mayor, sorry. I have a question.

Mayor Cubillos: Go ahead. Turn on your microphone, please.

Councilperson Roman: Sorry. Just a quick question. It's no big deal. Their proposal says hourly, but clearly they gave us a flat fee. Do they typically bill us hourly or flat fee?

Christia: It depends on the project. Something like this, the flat fee is more appropriate just because it could be pretty in-depth, this analysis. I've asked and gotten-- I don't typically have to do the three bids because our engineers--

Councilperson Roman: Right. No, no, I understand that.

Christia: I have asked and that's the fee that is typical of something like an environmental announces for that kind of amount of property.

Councilperson Roman: Okay. That's all.

Mayor Cubillos: Any other question? Just to be clear, the CDBG grant that we will be receiving, which the total is about 156,000 if I remember, correct?

Christia: Yes.

Mayor Cubillos: In order to receive it, this has to be done because I received the paperwork?

Christia: Right, absolutely.
Mayor Cubillos: Just to be clear, we would not receive it if this is not done.

Christia: In fact, we can't even make the contract until they know what the land looks like, what the analysis looks like.

Mayor Cubillos: Any council member wants to actually see that because I have a copy of it because when this paperwork comes in, and it actually comes to me, the council is going to ask the manager for it.

Christia: May I add too, Mayor, that time is coming very quickly where we need to make the contract. Once this is adopted, I will enter into the contract and then Craig A. Smith says it will take them 10 days to two weeks to complete the study and then they can send it off to the county, but we want to have it done before the end of the year.

Mayor Cubillos: The last thing before I ask for a vote just for purposes of the audience and the monies that we're receiving from this grant is for--

Christia: It's for the design and reconstruction of the roads once we do the construction for the sewer line on the west side if we've taken the FDEP funds to install a sewer line on the west side of the village.

Mayor Cubillos: Is it a matching grant?

Christia: No.

Mayor Cubillos: Okay. I got you just for the record. With that said, any other discussion before I ask for a roll call? Okay. Hearing none. Madam Clerk, may you please have a roll call?

Yenise: Roll call. Councilperson Urbom?

Councilperson Urbom: Yes.

Yenise: Councilperson Roman?

Councilperson Roman: Yes.

Yenise: Councilperson Mathis?
Councilperson Mathis: Yes.

Yenise: Mayor Cubillos?

Mayor Cubillos: Yes.

Yenise: Motion passes four to none.

Mayor Cubillos: Thank you for the questions and thank you for that. With that said, we're going to move right into I2 Resolution 2019-15, interlocal agreement tree planting reports. If I can have the attorney please read the reso into the record.

Attorney Powell: A resolution of the El Portal, Florida Village Council authorizing the village manager to execute an interlocal agreement between the village of El Portal and Miami-Dade County for the village to provide periodic tree planting reports to the Miami-Dade County Open Spaces Department and providing for an effective date.

Mayor Cubillos: Great. Thank you. Manager Alou, would you like to give us a little background on that, please?

Christia: Yes. El Portal is Tree City USA. As such, we are planting and very busy with our next round of plantings through our Neat Street grant that we just applied for. Thank you, Councilperson Roman, for also supporting that effort. We will be planting more trees. I guess as a formality for the county, they'd like to know how many trees the village is planting and all the municipalities.

Because we're doing, so we don't have a problem adhering to this interlocal agreement. It's something that we can easily do. It shows that we are staying on top of the charge from the county and the state and our Tree City partners to ensure that we have adequate and lustrous canopy here in the village of El Portal. Because we're doing this with our consultant, it's easy for us to just supply one more report to the county about the trees we plant.

Mayor Cubillos: Any other questions for the manager?

Councilperson Roman: No. If I may, I can clarify a little bit on Neat Streets. Now that I'm sitting on the board for Neat Streets, I have a little bit of an understanding on how the grant works and why they need to count. The county, through Neat Streets, they have a count of all
the trees throughout the county that are planning. Also, this helps with the grant in terms of how many trees have been planted through their grant.

It's general what they do, but it's quite interesting of all the projects that they do. I'm learning more and more. Hopefully, as soon as I get comfortable with everything that they're doing, I'll give you guys an update and a real recap on everything there. I'm very happy to hear that we are participating this year. We were one of the only municipalities in this area that had not applied for this grant in the past.

Christia: Might I ask you? The Neat Streets grant is a match grant, which is why I know we haven't participated in the last two years. We're having 37 trees planted on this Neat Street grant. We will have to match that with $10,000. We expect that there will be a little bit of funding available through our public works budget to a lot for these new trees. It's time to plant new trees.

Mayor Cubillos: I think the only question that comes up or it hasn't, I'm surprised it hasn't come up this evening or not yet, is to ensure that while receiving the grant is always great and whether matching it or not, it's always great to get money from the county or the state to do great things in our community, but we've got to maintain them. I think we just have to be mindful that as we plan things, bring things, it all requires some way to maintain in.

Just public works, I think would be the budget to just be mindful of that. If it goes up, then we just have to be aware of it. If you planted 37, 50 trees, then all that's going to take some money to retain them. Because if not, then what's the point of bringing trees?

Christia: Absolutely. You're absolutely right.

Mayor Cubillos: I have one more thing. I drove by. I was heading to North Miami. Biscayne Park is Tree City USA too. I noticed because I was driving the speed limit, of course, that they have a sticker on there that says, I think, "20 years," or something. I was like, "We don't have that." I think we're on our fifth year or fourth year of being Tree City USA. I thought it'd be nice if we can get a little sticker on that that says, "Fourth year" or "Fifth."

Christia: Okay. I'll contact them.

Mayor Cubillos: I thought about that today. Any other discussion on Resolution 2019-15?
Councilperson Urbom: I have one question. Reading through it, it looks like the county is also looking for information on what trees are planted, species, things like this. What steps would we want to take to decide which trees we are planting? Okay. As far as Neat Streets go, I imagine this part of the discussion you guys have is what ideal species are there are to plant, which ones you should never plant. Okay. Perfect.

Mayor Cubillos: Just because you didn't say it on the microphone, there's a list that we choose from, correct?

Councilperson Roman: Correct. On our resolution, I think it's listed or somewhere, I saw it listed, of the trees.

Christia: I also have it in my manager's report to be helpful.

Councilperson Roman: Your manager's report. I knew I saw it somewhere.

Christia: It lists out the trees and they're all native, appropriate tress for the area.

Mayor Cubillos: With that, I have another question. Are they going to be the similar trees that we've already planted or are they going to be different? I don't know off the top of my head what trees have been planted already on the swales because I know I have a few. My whole area and my neighbor and my block has a few. Are they going to be the same? Are they going to be different? You don't know?

Christia: I do not know, but I know we're getting 3 live oaks, six mahogany, two gumbo limbo, 16 wild tamarinds.

Mayor Cubillos: Ooh, we're getting the gumbo? What's the third one you said?

Christia: Gumbo limbo, but we're getting two. It's got to be appropriate for the space. We went through the village. Robert Ruano and I went and did a walkthrough. We're really focusing on that area by the school so that there are shaded walkway sidewalks. Again, it's got to be a minimum overall height of 12 feet and 2 inches caliper. It depends on the space, but those are the trees we're getting.

Mayor Cubillos: I don't know if you all check, but my memory serves me correctly. A resident, Kristen McLean, I think she lost a gumbo tree during Hurricane Irma, right?
Mayor Cubillos: I don't know how I remember that, but maybe you want to offer another tree or something.

[laughter]

Christia: I will. I'll offer her a tree.

Mayor Cubillos: I said the other day, I was driving the car. I've never looked at trees the way I do now. I have a special admiration for trees right now and limbs and all that stuff. With that said, is there a motion to adopt Resolution 2019-15?

Councilperson Urbom: I have one final question. We are talking about strictly plantings that occur within swales and other villages right away, is that correct? We're not talking about, at this point, tracking trees planted within the private properties, is that right?

Christia: No.

Councilperson Urbom: Okay. I just want to be clear.

Christia: We don't have jurisdiction.

Mayor Cubillos: It's got to be in the swales, right?

Christia: Right. The swales and the parks.

Councilperson Urbom: In terms of the count though?

Councilperson Roman: No. The count is only for what's planted by the village.

Councilperson Urbom: Got you. Within the discussion, within Neat Streets, is there any desire to even go through a process of finding out on the private properties, what it would be being planted even if there's no jurisdiction or regulation over it? Just to have a better understanding of what's going on with the canopy, I'm just curious if that's in discussion.

Councilperson Roman: I know that they encourage and they do a lot of events throughout the year.
Councilperson Urbom: Self-reporting, I guess, is would it be called, right?

Councilperson Roman: I'm sorry?

Councilperson Urbom: Self-reporting is what I'm talking about.

Councilperson Roman: Yes. They have reports on the trees that are given out at all of their tree events. That's probably numbers that I can share with you guys later. Yes, it would be self-reporting. I know that a lot of discussion took place in the last couple of board meetings with the legislation that was assigned by the governor in terms of when trees can be cut or not. Neat Streets is all about trees and keeping trees and planting and the importance of them in Miami-Dade. That's really the focus, but I can maybe get some numbers as to what they give out annually.

Councilperson Urbom: Okay, sure.

Mayor Cubillos: Something that former Councilperson Adam Old brought up, but it's all money, is to have a-- What do you call that? It wasn't the counting of the trees or is it a tree map or-- [sighs] There is a word. It's basically a tree survey so that we are aware of the trees that we have in our community because we are Tree City USA. I think there was a map that you can pin drop and then you'll be aware of what tree it was and all that.

It wasn't tree mapping. I don't know if it was a master plan of trees. Anyway, it was something, but we all thought at the time that the tree board was a great idea but it was money and we didn't, but maybe it's something that, as we move forward, maybe in public works, we should, maybe, put that on there as something moving forward that the future Council wants to consider, especially, where planting trees. That's money.

Councilperson Roman: Just like technology or something that

Mayor Cubillos: Something with an app or something that he

Councilperson Roman: There's something and I can't find out

Mayor Cubillos: He was at that meeting when Adam brought it up. Anyway, just food for thought for Public Works Committee. Is there a motion, any other questions, any other discussion? All right. Hearing none, is there a motion to adopt resolution 2019-15?
Councilperson Urbom: I'll make the motion to adopt the resolution.

Councilperson Roman: I'll second.

Mayor Cubillos: Councilperson Urbom has made a motion, He has been seconded by Councilperson Roman. I'll close it for a punny public discussion. Okay, I'll close it back up. Any other discussion in the Council

Councilperson Urbom: You forgot tree mapping.

Mayor Cubillos: Tree mapping. That's exactly it. How simple word. I told you it was a simple word, tree mapping. It was tree mapping. Madam Clerk please have a roll call.


Councilperson Urbom: Yes.

Yenise: Council Person Roman.

Councilperson Roman: Yes.

Yenise: Councilperson Mathis.

Councilperson Mathis: Yes.

Yenise: Mayor Cubillos.

Mayor Cubillos: Yes,

Councilperson Mathis: Motion passes for des none.

Mayor Cubillos: Excellent. Thank you. We are going to right into the managers, and mayors, and the attorneys' reports, and any other comments. I am going to be very, very brief. I'll defer to the Manager, but I really am. Chief may not like what I'm about to say, but I'm going to say it anyway because he always turns it in on time. If you still have an article for the newsletter, I have a couple of hours if you want to turn something in to the clerk tonight and if I can get it in the morning. Chief Magnuson turned it in on time. You're going to be on the front cover, so the department is okay.
Councilperson Roman has turned anything If any of the committee chairs wants to send something in, please do so by tonight. I'd like to get that wrapped up before the holidays. The next thing I want to say is, I want to thank Chief Magnuson, Manager Allu, Councilperson Roman, Councilperson Urbom for coming on November 3rd to Our Colors of Cancer Walk. We had a really nice attendance of about 40-50 residents, same amount we had last year, free to the residents. It really is just to come out and raise awareness together. Last year we focused more in pancreatic cancer, which is November pancreatic cancer awareness month.

We all have been affected in one way or the other, whether it's family, or friend, or a colleague. Our dog has been impacted with cancer. Colors of Cancer is an opportunity to just all come together and wear the color that you want to represent and raise awareness. Hopefully, we can do it again next year and years to come. It's really an opportunity to, not only promote health because if you are healthy, you're more inclined to hopefully combat cancer or any other illness a little better. Again, I want to thank all those that was able to come that day. Thank you. I had the opportunity to join the Mayor of Miami to kickoff World AIDS Day.

I know it was a very last-minute thing that I sent to most of you all, but I want you all to know, with ahead of time, the kickoff was for World AIDS Day, which is December 1st. It's a Sunday. It's going to be in Torch of Friendship Park. I will get the flyer. It's being finalized in the next day or so. I'll make sure that the our clerk gets the flyer so that it gets disseminated to the Council. A member of each city will be lighting a candelabra. The goal that we are trying to do is to have all 34 cities represented by one member of their Council. What was brought up at today's meeting chief is the possibility of, maybe, having one police car there, as well.

I will send that information over to you and to the Manager. Again, that's going to be December 1st. It is a Sunday, and it's from 6:00 to 8:00. I want everybody to know now. I was honored to be able to be a part of that and the kickoff on last Friday, and Councilperson Roman came. It was quite nice. I want to thank her for being able to come. Again, it was last minute that I spread that information out because I was out of town. The kickoff was last Friday, and the act World AIDS Day is December 1st. Its World AIDS Day. It's a Sunday, yes. It's going to be from 6:00 to 8:00. Again, I will have that information to fly out to our Clerk and she'll be able to get it up to all of you.

The next thing is, I had an opportunity to go to Texas, not only as a Mayor but as a President of the League, to attend a 5g diversity conference. I had the opportunity to sit with the Manager, which I really want to, and he was from placer BIA with regards to what that's going to look like as 5g is going to be rolled out in Miami-Dade County next year. There's a small area in
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downtown Miami that already has 5g. AT&T has already partnered with the University of Miami, so the University of Miami is going to be the first University in South Florida to actually have 5g throughout the whole campus, while we don't have a lot of home rule say on 5g because it has been preempted by the State.

The opportunity that we do have is, what is it going to look like, the towers that is. That is huge for us and that's something that we need to start thinking about because we don't want AT&T; or somebody else to start coming here and want to build towers all over the place, especially as we have development that's potentially going to be coming forward, but we have a real opportunity to have a design in place that the Council can agree on. Hopefully, as this moves forward, it's not going to be an eyesore to our residents and to the business owners and all that.

I briefly mentioned it to the Manager and we're up to sit down and have a conversation, and then we'll bring it to the plan in his own and we'll go through the process. I don't believe the rollout to be anytime soon. The one thing that I have heard or we discussed a lot in Plano Texas was, a lot of people have this misconception, or fear of the 5g as they did when 4G got rolled out, but we all agree that its lack of education. When we were there at Ericsson, which is with the headquarters of all the training, they talked about how they're going to disseminate education to all of our constituents.

As the elected leaders in our community, we're going to get the calls, and they're going to be like, "Oh my god. Why is that palate. Why is that " hope that poll coming ahead? Why is it going to look like that? It happens now with FPNL. It happens that with AT&T and Comcast. There is no getting around for it. If you're going to have 5G and you want better service, you're going to have towers and you're going to have wires and all of that good stuff, but there's a real opportunity to be able to be a part of what the design and restrictions that we still have local control, for lack of a better word, over.

There is a slew of other things that I can go on, but I'm going to defer to the manager. If anybody has any questions or wants to know more, please give me the opportunity to meet with the Manager on that meeting, and then we can take it from there. What's the other thing I wanted to mention? I will defer briefly to the Chair of Public Affairs if you want to talk a little bit about Halloween.

Councilperson Roman: We had our Halloween event. I sent an email out to the Chief, giving him thanks and asking him to thank the entire department. We had great coverage that evening,
and it really felt safe. It really felt different. It felt like a community with everyone walking around, and trick-or-treating. Overall, it was a great event. I also thanked our Village Clerk.

She did all the decorating for us, and did an awesome job, took pictures of the kids that I was able to share, and we'll be sharing on the newsletter. The Manager helped coordinate everything. It was really a group effort and everyone did a great job. It just felt very safe, very community-driven, and we were looking forward to, maybe, duplicating and

I'm open. I asked for suggestions for next year so that we can maybe do a little report and put that together and improve in any way that we can. Overall, it was a great event. Miss Claudia had a little haunted house, which we walked through, and it was very nice.

All the kids seemed to really enjoy themselves throughout North East 87th and 88th streets. Thank you to the residents for attending. There were a lot of residents that came out and were just sitting outside in the front yards giving out candy. That was nice to see as well. Thank you. That's all.

Mayor Cubillos: Senator Pizzo actually sent us a text message or an email, and I recall, about the village and not having a, was it a Twitter? I don't remember. It was a Twitter. I started a Twitter for the village of El Portal. I gave the Manager the password. I simply did it because we didn't have one. The only thing I've posted on our meeting notices. If there's something that you want to go on Twitter, just let the manager know. Was it a Twitter?

Councilperson Roman: Yes, it was Twitter.

Mayor Cubillos: Senator Pizzo says, "You all don't have a Twitter account." I was like, "Okay, well, I'll start one." I did and I gave her the password. If you guys want to put anything on there, just let her know and it'll get put on on Twitter.

Councilperson Mathis: I did forget, I'm sorry, to thank our sponsors for a candy because we did get the candy from the Barrington Brothers and also from waste management. It was great that they were able to donate all the candy that we gave out that evening and then the Women's Club also had a table. They also gave out candy. So a big thanks to them as well for participating.

Mayor Cubillos: The last two things, this is the time of the year that I asked the council for what committees they'd like to go on. I shared something with the manager, which I'm going
to share with all of you. I'm inclined to not want to change the committee this year. Why? Because I was actually going to make one change. I was actually going to put account. I was taking myself out of admin and finance and putting councilperson urban and admin finance. That's what I said. Other than that, why wasn't I going to change anything? Because you really can't do anything in a year.

Especially when you're new you're just learning. It makes no sense in my opinion if you are diehard want to be in a committee email the clerk, but I was really going to keep the committee's exactly the same. I think is an opportunity I think chairs like council, Mayor you need to do more than one year. The only changes again that I mentioned to the manager that I was going to recommend or make was a councilperson urban to put on admin finance and I was taking myself out as a member to keep the chair the same, the vice-chair. Then whatever position I am on the admin or finance, that's where I was going to put you in.

Other than that, so just think about that you don't have to say anything this evening. If you again want to be on a committee, just email, the clerk. Then the last thing is a Miami Dade County League of Cities, December board meeting is right here in [unintelligible 00:51:38] I worked really hard in picking a place that's pretty close to all of us and the hopes that all of you can attend. I encourage you all it's December 5th, that's a Thursday at six o'clock is the social hour and then a seven o'clock is the board meeting. For those of you that don't know, I believe most of us know share would be right on North East Second Avenue, and I believe at 83rd Street.

I hope to see members of the council there as well as administration and chief of police. It'd be nice if you will. We're having a little bit of a holiday social as well. Again, it would be nice and bring a toy because it's part of a toy drive that we're going to do. The last thing, I knew there was one more thing this Thursday is our turkey drive. Remember it is here in El Portal. It is going to be at the radar sanctuary. Excuse me, it is this Friday. Apologize. The chief was like, "What?" Because the chief knows he has to be there. Is this Friday from three? What time is it?

Yenise: Three to four.

Mayor Cubillos: Three to four? Is it?

Yenise: Yes.
Mayor Cubillos: Standby. I want to make sure. I have to get that. It is from three to four sanctuary of El Portal 205 Northeast 87th Street. Councilperson Mathis who's the board member for the Miami Dade County League of Cities has been given 20 tickets. I believe he disseminated that to the council. Just for those that don't remember what we used to do was councilperson Mathis and councilperson at the time Cubious we would go and pick up the turkeys bring them here and the residents would come in here and pick them up. We don't have to do that this year.

This year the council can give these tickets to the residents that they like if you'll like when we will give you one today. Then you must go at this time and pick up your turkey. If for some reason the residents cannot pick it up then we must pick it up, bring it here and make sure that we get it to our resident that we have given it to. Aside from councilperson Mathis getting the 20 tickets that he will give each of you I have an additional 20 that I am fortunate to get because I am the current president, that I've offered to give 15 of these to homeless students in horsemen.

I have five tickets that if you any of the council needs, please let me know. I have them here with me this evening. Don't forget, it's this Friday, November 22nd and it is from three to four. Any questions just contact the clerk, contact the manager and they will give you any information that you need. I know I keep saying that's the last thing but there's one more thing. I want to thank Chief Magnusson's wife and our manager and Doctor medical and chief we were going to put together a farm share. We have been working on it. Chief Magnusson's wife approached the manager and I wanted to do something to give back to the community during the holidays.

We were going to do a farm share set for December 3rd. Unfortunately, it was not a good day for the school because we were going to do it on the school ground. Unfortunately, that date did not work out. We were hoping to get a date closer to December 20th, because that's when the children go on vacation but unfortunately, farm share is not available at all. If they get a miraculous cancellation, then we will do it but we're going to start looking at the calendar for next year. I just want to remind the council and the residents of who are hearing this evening.

One of the reasons that when chief Magnusson's wife called and asked the manager and I about this that I was excited is because if you all remember last month, I talked about the 50 essays that I read from the children at Horace Mann, and there's a lot of homelessness of those kids and those families that I didn't know. As a result, something like this, I felt would be so great that we can do right before they go on holiday break. Hopefully, we can make it happen. If
not, then we'll do it for the new year. I just wanted to let the council know that we were working on that and we're still going to make it happen, hopefully for the first semester of the new year. That concludes my report. Before, let's go to the managers of council have anything to say? Anything they'd like to add? Helena go ahead.

Helena: Thank you, Mayor. I'm going to keep mine very brief, too. I know you did defer some things to me but I think you've covered a lot. We've been so busy this month, and we have a ton more to do. I do want to just share some highlights. House of Representatives for our district Rep Dotie Joseph sponsored three of our funding requests, made it in to the funding requests for this fiscal year. We will be expecting to hear what our Senator Pizzo will be submitting as well which should be very soon. We're excited to start another legislative session with three very viable projects.

We're hopeful that we can get some funding we will be working on getting to Tallahassee to talk to our elected to ensure we get some funding. I've outlined to you all already that we are doing a stormwater request, clearly a sewer line requests for northeast 2nd Avenue. Also, something we haven't asked for in the past is some traffic calming, and traffic safety in the area near Horace Mann middle school. That is something that has long plagued that area and we're hopeful that we can get some funding to assist us in that area of the village El Portal.

The mayor and the chief and an engineer of ours, Craig Smith, went out and surveyed that ourselves and saw the speeding and just the hazards for that area and so we had to make that request. Craig Smith assisted us in writing that the engineering aspects, the technical aspects of the request. So far, so good because this is something we haven't asked for in the past. We're hopeful this time that we will get some funding and we are excited that our elected, think that these are viable projects as well. I did attend a town hall meeting with Senator Pizzo and Lauren Book, and the Florida division director of emergency management Jared Moskowitz.

That was in November 1st, excuse me, at the village of Biscayne Park, where I and other municipal managers met to talk about FEMA reimbursements and what is the delay. We didn't get any clear answers but we are all unified in our demands of Department of Emergency Management to speed this up and to really work on our behalf to free up those funds so that we can get our reimbursements so that we can pay off debts. We're not the only ones who have not received. In fact, very few of these municipalities have received their reimbursements.
We're all in the same boat, but we want to work together to ensure that our voices are being heard so that we can get these reimbursements back to our lenders and then we can move on and move forward. That was November 1st. I think we had a good meeting and there will be some follow-up with Senator Book and Senator Pizzo. I would like to move on to our Public Safety Department. Our police has continued to do excellent work this month and our police chief was on news channel four. A couple of weeks ago discussing some very important things that have been happening in the department. Number one is that we receive national recognition through ring, the ring doorbells. We've been a warded a small department but best usage of ring in terms of investigation in case and working with ring as a way of improving our law enforcement so we've been very successful in closing cases and just investigating through ring and that was recognized on a national level. Chief Magnuson was at a conference in Chicago for two weeks and received the award on behalf of his department so we're very happy with that.

[applause]

Helena: Office Victor Riva Ron who was named officer of the year for the Village of El Portal at our state of the village evening was also nominated for countywide Leo awards and that winner will be announced tomorrow so we'll keep our fingers crossed for that as well. Chief Magnusson has been attending the Academy graduations at Miami-Dade County. He's our face out there so that we can attract bright, new graduates and we'll see when and if the time comes that we're able to fill positions that are faces out there so that new officers are people who are graduating are able to see that El Portal is a great department to come work for.

We're excited about all of the positive work coming out of the El Portal Police Department, thank you, Chief Magnusson. We are moving forward with our septic two sewer projects in the westside. With that land use easement that we received last month from the school board, we are working with our village attorney to finalize that last little bit of work that's needed by the Pennoni engineers to finish the design work so that we can move on to an early February 2020 agenda appearance for FDEP so that we can receive that funding for the construction so we're really excited about that and I'm sure Pennoni is very excited to continue the work and to finish this out for the Village of El Portal.

We're picking it back up and it's moving but it's been a long time coming and we're excited. As you heard we're also using the CDGB funds to assist with that construction and so with your approvals tonight of the item that allows us to do that environmental analysis that's going to move that forward as well. We still have a lot of slow down with our stormwater outfall
easements ut we have to keep moving. We're on a tight schedule though because if we don't get some kind of easement from the property owner in that area by early next year we may have to return funds because we won't be able to finish it out so I'm very concerned about that and I ask that everyone appeal to your neighbor.

We've talked to owners of those properties and we just can't seem to get any movement on that so we'll have to revisit what we do if we can't get the easement. We are planting new trees as we discussed. 37 new trees and that grant was applied for at the end of last week so we're excited about that and excited about making that west side area near Horace Mann Middle School in the nature trail park a little more shaded and viable for pedestrians. We have a myriad of other things happening in the administrative offices here in the village of El Portal all outlined to my managers' report.

I'm looking forward to having feedback from each council person and also your support as we move forward in areas such as code enforcement and admin and finance, so that concludes my report.

**Mayor Cubillos:** Apologies, I want to ask three things. Number one, Janice, our clerk at Jacobi four years November 17th congratulations. That was a couple of days ago on Sunday. My condolence to officer Brady's father, I apologize that I could not be there but I sent the first gentleman. I was out of town and my husband went on my behalf because I wanted to go but I could not go so my condolences. I have not seen him yet so when I do I will definitely express that. Councilperson Mathis and I attended the Veterans Day parade. I encourage you all if you will, Miami beach is really forthcoming, they've always invited us every year.

If you all wanted to do it's a nice camaraderie, it's a way to build relationships and we did it this year. The Veterans Day is held on November 11 Veterans Day so I want to thank councilperson Mathis for being there again this year and we both attended that November 11th.

**Councilperson Mathis:** Incomplete.

**Mayor Cubillos:** My husband who's a veteran as well so I thank you and that's it sorry. With that now, I'll go to the attorney for a report.

**Attorney:** Thank you there are two items. The first is that as you're aware there's an ongoing case that was filed by officer [unintelligible 01:05:36] against the village and we're at the stage of finalizing a potential settlement agreement so to that end I'm making a public
announcement that we're going to require an executive attorney session with the council, well a shade meeting. What I guess the court will do after this is poll your availability to have that meeting and I'll work with the clerk to make sure that we comply with the strict, those requirements for conducting that shade meeting as an exemption to the government and law.

The second is, unfortunately, we received a grievance that was filed by the PBA at the end of last month alleging, refusing to bargain in good faith with regard to the collective bargain agreement. In short, when we negotiated with the PBA, there were three items that we left for reopener. The first was to discuss a take-home vehicle program which as you all know we actually passed that policy as a pilot program early this year. The second was to look at a step retention plan and the third was to have a discussion as to promotions from rank to corporal to sergeant.

The two items that were, the one item that was left was the step plan and we weren't able to have a meeting on that for various reasons which we'll discuss in the grievance. My and my manager's opinion is that we've certainly bargained in absolute good faith with the PBA and we're prepared to present that to the hearing officer when the evidentiary hearing was scheduled. The answer is due tomorrow, I've already drafted it, I'll file that tomorrow with the commission. The evidentiary hearing scheduled here in the village for December 13th and 12 days prior to that we have to file our pre-hearing memorandum with [unintelligible 01:07:53] examiner which we'll do. So I'll keep you posted.

Mayor Cubillos: Thank you, just one thing for those members of the council who are new. Do you all know what it means to have a shady meeting?

Councilperson Mathis: I do.

Mayor Cubillos: No, I know you do, obviously if you want to let them know what a shady meeting means.

Attorney: In general as you know we have [unintelligible 01:08:17] the sunshine in Florida so every time the council or a body of the council meets it has to be in the sunshine and there are limited exceptions where the council can meet in private to discuss matters outside of the sunshine. One of the limited exceptions is when there's an ongoing litigation and in this case a grievance in the EOC complaint to discuss settlement. The meeting outside of the sunshine is just limited to that discussion, nothing else can be discussed in this shade meeting.
There has to be a transcript of the meeting and as I mentioned before, it has to be properly noticed. The notice has to contain the date, time and location and also specify who the participants will be in the shade meeting and the participants must be necessary to the discussions concerning the settlement. We just can't have anybody show up at that shade meeting. Procedurally it's fairly simple. We will meet here the day of the shade meeting. The mayor will open up as with any other meeting, you just announce that we're going to have a shade meeting so we'll then retire into the conference room, have a meeting and then come back out and then she'll close the meeting.

Then if there is a consensus because we can't actually have a formal vote in the shade. The item will be placed on the upcoming agenda or succeeding agenda depending on the time and everything and it will be then discussed publicly.

Mayor Cubillos: Then to just be clear there is a court reporter that transcribes it and that is not released until after it's voted on and the public cannot attend that meeting. In general its just a council.

Attorney: Once the case is closed it becomes a public record but the transcript also has to be in an order forthwith. Its filed on the seal with the clerk of the court.

Mayor Cubillos: Any other questions for the attorney on this matter. Perfect here in that I wanted just to be sure we're on the same page. Any unfinished business in general orders from the council.

Councilperson Mathis: Yes, you guys were moving really fast when going through the minutes. There's a couple of errors throughout the minutes. I'll just give them to Eunice so she can note them and fix them before she posts them.

Mayor Cubillos: Okay. Any new business. Herein now again, I want to congratulate Chief Magnusson and manager Lou and Sergeant Burrell and to the whole Police department. I want to thank and congratulate [unintelligible 01:11:06] for all the years of service to our amazing community and his family. I thank the council. I hope you all have a fantastic and healthy and safe thanksgiving. I was going to be out of town, however, some things have transpired and we are going to be here. We will not be going out of town and we will be home with that said
again happy thanksgiving. Much health to each and every single one of you. May I have a motion to adjourn.

Yenise: Motion to adjourn.

Councilperson Mathis: I'll second.

Mayor Cubillos: Second motions have been made by councilwoman [unintelligible 01:11:39] second by councilperson Mathis, all in favor signal by saying I.

All Speakers: Aye.

Mayor Cubillos: Any nays? Herein none, our council meeting concludes at 8:18 p.m. Thank you.

[01:11:51] [END OF AUDIO]