



**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Mayor:** Good evening everyone.

**Speakers:** Good evening.

**Mayor:** An hour ago, I don't if you all know it but about 45 minutes ago we did not have power, so we're running a little behind the eight ball, but I think we're all good to go, I like to go ahead and call this June 26 meeting to order, it is now a 7:06 PM, if we could please have a moment of silent meditation followed by the Pledge of Allegiance.

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

**Mayor:** Thank you, Madam Clerk may I please have roll call?

**Clerk:** Mayor Claudia Cubillos.

**Mayor:** Here.

**Clerk:** Vice Mayor Nickerson said he was running late, Councilperson Mathis also said that he was five minutes away, Councilperson Dreher.

**Dreher:** Here.

**Clerk:** Councilperson Roman.

**Roman:** Here.

**Clerk:** Also present for the record Janice Jacobi, village Clerk, Christian Lou Village manager, Norman Powell interim village attorney, Ronnie Hufnagel interim chief.

**Mayor:** Okay, great, before we go ahead with the approval of the agenda, does everybody have a copy of the agenda and the attached documents? Are the attached documents on top of the--

**Clerk:** What I did was the plan, the one that he sent.

**Mayor:** The alcohol ordinance.

**Clerk:** If they want it, they got it in an email, if they want it.

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**Mayor:** Yes they may want it. The only that it's not on the top of the piano is the copy of the alcohol ordinance so if you want it please raise your hand and we'll be sure to get you a copy. Okay, at this time let's go for a motion for approval of the agenda.

**Roman:** A motion to approve the agenda.

**Dreher:** Second.

**Mayor:** The agenda for this evening has been approved by Councilperson Roman and second by Councilperson Dreher, all in favor signify saying aye.

**Speakers:** Aye.

**Mayor:** Any nays? Hearing none the agenda for June 26 proceeds. At this time is there approval for the minutes for the May 22nd regular council meeting? The minutes have been moved for the May 22nd regular council meeting by Councilperson Roman, is there a second? I'm going to go ahead and defer the minutes until we have more members on the council to see if we can get-- if not then we move to the next meeting.

At this time I want to go ahead and acknowledge any special visitors or presentations, at this time, first and foremost, I want to welcome all of you for being there this evening, it would be great to see more of you at every council meeting, so thank you for taking the time to come to see me, I want to go ahead and recognize our State Senator, Senator Campbell is here to give us a legislative briefing. I also want to recognize one of our former mayors who is here Dr. Anna Ward I saw her here, thank you for being here.

[applause]

At this time we have no further presentations, we're going to open it up for good and welfare, then right after that we'll go right into the agenda, so if anybody would like to come up and say anything you have three minutes, if not we're going to go right into the agenda.

[silence]

Okay hearing none. I want to welcome everybody to today's meeting. Today would have been a public hearing and for those of you who are unfamiliar with a public hearing, a public hearing is exactly that, it's a hearing where the public comes in and can really hear a change is going to

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be happening in their town, that hearing was postponed to a next meeting but in lieu we still want to have a public discussion.

So there are reasons that came up throughout the week of residents that for one reason or another could not make it to any other meeting, but found one if not many of us on several concerns, we felt it's sufficient enough after having a conference call with the attorney and the manager and the planner that this is something that we were going to move forward and give another opportunity to residents to come out and be heard, because at the end of the day this is a decision that we make together and we need to hear what the community needs, what the community wants, what the community prefers. So that as we make decisions, we hope to make them wise and smart.

With that said this is a public discussion, the proprietors of the building are here, it's Seth and it's Sam just walked in right now, what I would like to have, I'd like to open it up, if it's okay with the council is, I want to hear the comments from the residents, for those of you, I see some new faces just please come up, state your name and address for the record, then this is a forum for you to feel free to say anything and everything.

This is the time to do it, this is really the time to be heard, and this is the time to do it, I really ask you to let's put everything aside, and let's have a conversation, then when the concerns or questions have been voiced I will ask Sam and Seth which are the proprietors of the building to be the ones to answer the questions, and then we will go ahead and formulate the dialogue, are we all okay with that?

**Speaker:** Yes. If I can just get a little bit more specific, we had originally intended to bring today the actual application of the side plan but towards the end of week, a number of questions or comments that were raised by the residents, we discussed those issues and thought it was better to have this forum to allow the community and also the applicant to hear the comments, and to then maybe if necessary tweak the site plan, and layout the communications.

But let me be specific about what came up and what we were able to resolve with the assistance of the applicant and especially the applicants attorney, there was a concern as to whether or not there was a Covenant on the property that would have prevented the overall project from going forward. That item was brought to my attention by Vermeer I guess through her research, for a residents and the attorney and I Mr. Adler who looked at that issue over the last two days, I'm confident that the Covenant that would have restricted residential use on the property is no

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longer valid because of in general the market record timeline, and the applicants attorney's here, he can expand further anyone has questions on that.

The other issue that came up, which had been at least put to bed as my understanding, prior to my being the village attorney, or interim village attorney was a buffer between the project and the residential community, initially there was not an overriding concern as to whether or not there would be a wall or some type of structure, but that's still a little bit up in the air, we want the public to comment on that and also give the applicant an opportunity to hear those comments and provide their suggestions.

The other issue is ingress and egress from the property, folks have raised concerns about how the flow traffic going into and leaving the property may affect the overall residential community to discuss that with the applicant, and maybe discuss those issues, the last two issues, one of which is on the agenda for an ordinance of first reading concerns the alcohol sales, clearly this project, an important component of it concerns whether or not the lease space had the ability to serve alcohol.

So we thought it would be a better idea to have that discussion first in the first reading so there'd be some clarity on that, also to allow input from the community as to what hours and what days alcohol would be available on the site and incorporated into the ordinance that would amend the existing code provisions. Lastly, applicant will also be up here to listen to comments concerning reservation of green space on the property and if you can put from the community. So I think I've covered the items that came up that we wanted to have our input on before we took it to the first reading of events. There would be no uneasiness.

**Mayor:** Thank you for the clarity I appreciate it. If I can just ask everybody on the council as well as everybody who come up to the podium to speak as close as possible to the microphone so that when the minutes come out they're legible. I'm always told that the only person they hear is me. Really clearly and they would have to rewind somebody. If we could speak really close to that's the only way we are going to have the best possible minutes so that you all can be able to read thereafter. With that said we are going to start it off. We can ask the applicants to come up or should we ask the residents to come up first?

**Speaker 2:** I think the residents.

**Mayor:** Okay, usually it's generally three minutes, it will still be three minutes, but if you still have something else to come up just come up and say it, but we'll try to allow those residents that haven't come up in an effort to try to get as many residents up as possible. At this time I

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ask each of you who have questions, comments, concerns, it could be what the attorney specifically outlined or maybe there is something else that has not been brought to our attention. This is the time to please come up and state your name and address for the record.

**Speaker 2:** There was one last item I overlooked. There was also concerns about asbestos on the property that also came through concerns from the residents, the developer who actually did conduct an asbestos survey which came back remarkable so that's not a concern. However, that's really not a use for special exception concern, we did address it with the applicant so that also is checked off and that's not an issue.

**Mayor:** Okay, thank you. At this time if we can just come up and you can line up here and again state your name and address for the record.

**Johnny:** Good evening Johnny Hector, 260 Northeast 88 Street. You would have received a letter from me this week. Hi Seth. I was the one that specifically was asking for a covenant, not necessarily to maintain the property as a residential lot, but I have concerns being your immediate next door neighbor, about having paid parking right next to my house. Very very concerned about that. I'm concerned about how it affects the character of the neighborhood. That being said I've asked for a covenant to at least allow a portion of the lot to remain green.

Secondarily, I have decided, now that we are putting in this very nice deck in our backyard, that I would prefer to have a masonry wall in the area that is currently the tot lot. The back area, I would rather have a masonry wall so that I've got some degree of privacy, I can really enjoy my backyard. I'm still in favor of the front portion, I particularly divided up into tot lot green lot because I thought that made sense. I'd like in the green lot area to have the buffer being a green space with landscaping instead.

But my concern with the wall there would be that I find it would probably be very difficult for me to back in and out of my driveway and it would impact being able to see things as far as traffic is concerned. Having said that and I think you know I really I'm trying to be a good neighbor and I really do like the idea of a lot of the project and do not mind the idea, speaking otherwise that it would be great to walk next door, sit at a bar and have a glass of wine. There is a lot of things that I find to be very appealing about it. What I'm really truly hoping for is that we can get to a point where this is a win-win for everybody. Something that benefits the community, benefits the village tax dollar-wise and benefits me as a neighbor. Thank you.

**Mayor:** Thank you, Johnny.

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[applause]

**Speaker:** We can address everything later.

**Mayor:** You can do it right after if you like. Anybody else wants to come up?

**Speaker:** You can close the public hearing.

[laughter]

**Mayor:** No other public comments? This is the time.

**Dr. Ward:** Good evening everyone. Dr. Litford Ward. 450 Northwest 88 Terrace. I want to know what the issue is, period. That's not fair, close the public hearing and you haven't spoken. I want to know what the issue is, I really do. I wasn't here when all the stuff was going on. I don't know how many people were, but congratulations, I wasn't. I want to hear what's going on before you close the public hearing, thank you.

[applause]

**Mayor:** Okay, another public comment before we ask them to come up? Wanted to hear a little bit more from you all, and when they have more questions that will come from that.

**Seth:** Seth Kandinsky. My address, I forget. 35 [unintelligible 00:15:34] Miami Beach. Everybody is actually, even people that don't agree to everything which I never really expected anyway all the comments have done with trying to improve what we are doing and not to shut us down. I appreciate everybody's help. We were never going to pave that lot, just so you know. With the use for overflow parking but in the grass way, we are not paving it, that was never-- just I'm not trying to but we've been working on the pavement and the idea originally to not do the masonry wall was a combination that you originally made this is right, so we appreciate it. I would really like to know if we can do in pieces, it doesn't have to be all for nothing, or can we accommodate what she is asking for in terms of set part of it she says if a part of it be masonry part, part of it be the landscaping. Can we do that, that way?

**Dr. Ward:** Half of it to be a wall and the other half to be--

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**Seth:** Basically there is two lots, where they are houses and we are putting the deck, what she is saying is rather than just putting the deck, she'd rather have a more permanent wall that where the house is not to have a big wall right there. Which is fine with me by the way.

**Dr. Ward:** The resident that lives on the back and behind you that he faces 87th street, his name escapes me right now. He asked for a fence as well but wouldn't, so my only thing is that we can't have a wood in, we can't have masonry.

**Seth:** Otherwise, this is just a discussion anyway. I would like to make a design, we have no design. It's the conversation maybe to do with design and get everybody happy before we actually have the public hearing. That's really what we are on.

**Mayor:** We definitely need the design before we move to public hearing.

**Seth:** Did you think it was my idea? Is that okay? That was really it.

**Brian:** I'm just going to say, Brian Heather for the record, suburb 1450 Street 2300. Just number one, thank the council and the village attorney who to go through and of course the opportunity to really address the concerns that were raised. I think we were able to address the concerns that were raised. I don't think anything else was raised today, except for that maybe perhaps people weren't aware of what the development was, and this was not an attempt to close the public hearing and just shut you out. This was presented last month with regard to the development. Tonight was going to be the entire development presentation for approval.

But because of the concerns that were raised the village asked us if we would at least hold the forum and allow the residents to speak and address the residents which we gracefully appreciate the opportunity to do. We accommodated so we are here to answer any questions that the village has or address any of the concerns that were raised. I think we were able to go through most of the concerns that were raised and we are willing to work with council and with the village planners in between and with the residents in between. I think that's what you were looking for. We are here to answer any of your questions, but if no one has any other concerns we don't want to bring up any.

**Mayor:** I'm going to go ahead and ask Adam who is behind you to go ahead and state your name and address for the record.

**Adam:** Adam 140 Northeast 86 Street. I like this project the way it was presented, I was at the last town hall. I love the idea of a restaurant, coffee shop, beer and wine, liquor, whatever, I'm

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fine with that. Maybe somebody else has a problem. The walls however you want them, no more parking, great, everything is good, I like it all. I like the new symphony coming. But what I'd like to see since this is a special zoning, special area planner or whatever we call them, I would like to see a commitment by the developer, that the things that we talked about at the town hall meeting and maybe then at the public hearing are like a little bit more like, cemented in reality, in contractual language. For example, like I don't want to just open it up to anything. I'd like, if we're going to have certain number of square footage for local nonprofits or local businesses or whatever. Like I'd like to see that before we vote on the plan because this is a whole block. You're asking for some stuff. We're giving some stuff, you're getting some stuff. I like the idea that you proposed but I'd like to make sure that that's what happens and not something else. So that's my only comment.

[applause]

**Mayor:** Thank you. Adam.

**Linda:** Hi. I'm Linda Bloomfield at One Northeast 87. I wasn't going to speak, but then I realized, I've been coming since the beginning in last year before the hurricane or was it before? Anyway, what I liked that was addressed. That a lot of us were talking about was that to make sure the community first kind of thing that you would look within the community for jobs and ideas and it was accepted and I liked that because we ended up having an engineer in the room, music engineer, landscaping, writers, that kind of thing. And that was my most important thing is that it takes a village so that making sure that you look within first. So sounds like you got to do it. So thank you.

**Mayor:** Did you state your name and address for the record?

**Speaker:** Yes she did.

**Seth:** What you're saying is you don't want to like a bait and switch kind of a thing. And I appreciate it. In terms of a plan, we actually have the plan and we are glad to send it to you again, and its pretty much defines the areas that we're talking about having-- and all of our study. The traffic study we did was based on occupancy in those spaces, so that we're ready to expand out of those we would actually fall out of compliance with let's say the traffic study, what you were originally improving, but the sanctuary itself, the space there is well defined, in the restaurant space is actually defined and if you want to go take a look at the plan that we're using, I'm happy to send it to you again.

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**Meeting Length: 02:52:36**

**Adam:** I've seen the plan and it looks great. Its just its a little broad, there is retail. Like that would be a local retailer, it could be a massive score for example.

**Seth:** The truth is it could be anything that's by code. We hadn't really had a timeline. We haven't really been marketing it so we don't brought forward any other uses but I don't really know what to tell you, but we certainly are making any other representations other than what will be stated within the code is kind of a lame thing to say, but that's really all I could offer at this point in terms of the actual uses that we're going to put in other than what you already know about.

**Adam:** But I guess you are like--

**Mayor:** Adam, can you just come to the podium because you know the rules. You know you got to come to the podium.

**Adam:** So the council is aware that there's a vision being promoted here and if we say anything that's allowed by the code, that's fine, you have the right to build anything that's allowed by the code currently. So you're asking for a special exception to the code for your particular project, for the whole kind of thing is a special exception. The events are being granted on the basis that this vision that you've presented to us, which we all like, but we don't want the events to come and then the uses aren't in alignment with the vision. That's what I'm saying. So I think it would be easy for you to narrow it down a little bit for us. I think the council could narrow it down as a condition for events, but that's just my opinion.

**Adam:** That's actually not something that I am prepared to offer. I can't, but thanks. One general comment though, is that obviously, the different types of uses play off of each other, and if we were to stack it with uses that people didn't like, it would be a bad business decision on our end anyway.

**Seth:** If I may Madam Mayor for clarity, Section 17, 53, of the village code says that all applications that all site plans that come before the council require site plan approval. So the entire development as with any development in the village requires site plan approval. The special exception that is being sought is specifically limited solely for the events, and so the special is for the event, I just want to clarify that because I think there may be some confusion. The actual code requires site plan approval for all development, so we're coming in to comply with the site plan approval requirement and the special exception again is only limited to the events.

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**Johnny:** Johnny Hector, again. Seth, I was very much aware that you said you weren't planning on paving that lot, which I greatly appreciate and I have no problem whatsoever with it being overflow parking. The reason why I specifically asked for a Covenant is we do not know how long you could be owning the property. You could turn around and sell it in three months or three years and the covenant is there to remain in effect for as long as that property is there. And that is the thing that I feel is very important as far as the neighborhood character is concerned.

**Seth:** Yes. Our plan is to keep it that way. It is zone president, there is a chance at some point, maybe not us somebody else that might actually build a home there and if that throws everything else out of compliance then that would have to be worked at, but as long as it's being used for what it is, its a condition of approval, I have no, not so much a cover necessarily, but a condition of approval that if we're using it for parking, it stays like it is or green space or whatever. I have no problem. That is a condition. But there's a chance that at some point there could be a house. Like you said, we don't own it. Somebody will have that right to do that. I wouldn't want to take that away from somebody else in the future or us if we decide that, that will happen, but that it could. So as long as we're doing it the way we're presenting it, if that's a condition of approval, then we're fine with that.

**Debra:** Debra Thompkinson, 241 Northeast 88 Street. I thought the special exception was to discuss alcohol.

**Mayor:** The special exception is for the event space, the alcohol ordinance as an agenda item that we will be discussing after, but we discuss now, but definitely that doesn't say you cannot interject to sit with alcohol now. You can now as well. Any other public comments?

**Gregory:** Gregory Jacobs, 117 Northeast, 88th Street. I haven't been involving myself in this topic, but I'm interested and I would like to know if the building is purely a business venture because of your-- What's your name with the beard? You spoke before.

**Adam:** Adam.

**Gregory:** Adam, you said that it's important for you to see that there's nonprofit organizations and retail, but as I see, the whole building is a business venture and even if a office is used for a nonprofit organization, it wouldn't make a difference because it would still pay rent like a business because the way it would be paid for is the question of the nonprofit organisation but the whole sanctuary is going to be a business. That's actually now a question now to the council. Is the council in any way interested to have any village or community-related activities

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go on there, not as a nonprofit organisation that then pays rent to the owner as a business but that there is going to be a give and take concerning, I don't know the legal changing of the status quo in order to make it possible for activities to happen that are organised in the village for the village. That's the question I would have.

**Mayor:** We met with Sam and Seth maybe two months ago, I did with the attorney and the village manager, we thought of our offices, the village officers being there. We thought if that would be a really good partnership and venture. They even agreed to give us an frontage as well. Right now the finances we could have put it together as far as making that happen. That arena we were pretty good as far as they're happy with us as far as they we can do there, whether we want to do an event there or anything of that nature. Nothing solidified or formal, but definitely, we've had the conversation and the meeting that we had last was about if our village offices could move here so that the police department could actually have this-- the village hall would still be here but the police department would have more room and they would have that and our offices would be there and we felt that was more central for the residents.

**Gregory:** Would the village be interested to use this like the events space, that was one of the congregation, like the big church room. Would it be interested in using it for exhibitions or to somehow have someone in charge of culture and then use it and not only have it as a place that can be rented like by any outside organisation.

**Mayor:** We haven't even had that conversation but that's why we are here. We hadn't had that conversation at all, I mean that's something that we haven't even spoken to Sam and Seth about as far as a joint venture where as opposed to renting at a different tenant. I'm thinking we would have a portion and have a decal to display whether it is residents. There is talk of doing history museum because we have such a rich history here but nothing concrete but again that's why we are here.

**Gregory:** If I would be interested to give inputs, is now the time?

**Mayor:** Yes

**Gregory:** What are we going to do about it?

**Mayor:** He has just given us an idea and we are smiling because I think that we wanted to do something and I know I was the one that I had spoken to a couple of residents. We just celebrated our 80th anniversary, and we have two residents-- we are actually probably more

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than that. But they're really historical buffs and they have so much stuff and we have a lot of stuff, so we thought of doing some kind of a welcome center where it will have all El Portal history in there. It was a conversation that hasn't really come to fruition. You need to get people excited and you need people to jump on the boat with you and help you carry that to fruition. But we always say it takes a village and it takes a few of us to come up with a great idea and then we have to go with it, but I'll ask the council to give in--

**Speaker 3:** I've already sent a letter.

**Gregory:** I'm going to sit down again, but I'm going to let it be known that I'm interested. I've got a vision, I do work with other institutions in the Miami area with Little Haiti, the Little Haiti Cultural Center and also with public library and with different museums. I know its very difficult to get space and to get approved to have things happening in space because it's always the community that says okay the community first, so due to the fact that I'm a resident here I would like to see this here too.

**Mayor:** I'm sorry you said your last name is Jacobson?

**Gregory:** Jacobabad.

**Mayor:** Okay, 117 Northeast 88? All right thank you for being here.

**Seth:** Just also I want to point out that from the day we bought it we've had the art fair there. We've had the police department use it for a car storage after the storm, they used it as a staging. We didn't say anything about the parking lot which got torn up, because we figures we had to do some work there anyway. I think we have, and we'll continue to demonstrate our desire to be that neighbor where if the city has a need, we don't have to have our hand out every time, that's certainly not the intent, the events we're talking about, where there is something a little more formal and fancy. If there is that meeting or daytime meeting its not problem to me. We certainly rope in all that discussion, but I really just want to point out that we've already started to act in the way that you were asking us to act so far I think that hopefully you'll back me.

**Mayor:** Yes, I'm sorry that I did leave out that I don't know how long you've been here but yes 2015 we had an amazing art fair that was chaired by then the Varmadri Roman and David Ward who is back there was a really bit part of it and Sam and Seth graciously donated the space. We did not have to pay for it, and it was actually the best art fair that we had. We had it two years in a row there. They have in that sense really been community driven as well. Any other public comments? Debra.

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**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

**Debra:** Debra Thompkinson, 241 Northeast 88 Street. You talk about being community driven and being a good neighbor, can I say that all three things that you actually quoted from the art fair, to car storage, to Hurricane debris, was an offense to my property, I live there. The art fair caused traffic disruption, noise, rubbish, of which I had to email about, and I noticed Oman is not here tonight. The car storage resulted in a car fire, but the one night I slept through and knew nothing about it. The hurricane debris was actually at an atrocious time with regards to people arriving at 5:00 AM, noise, dust, just general mayhem. If that's being a good neighbor, I dread to think what this project is going to bring for someone who lives on 88 Street. Thank you.

**Mayor:** Thank you, Debra. Yes GG.

**GG:** Good evening council people. My name is GG, I live at 130 Northeast 88 Street. I haven't actually been following in great detail all of the aspects of this project, but one thing that I think probably concerns me and maybe other members of the village, I also live on 88 Street, is the events. If there is an event there the concern is, is there enough parking to accommodate all the people that attend the event? I think that's important issue people don't want cars all over their lawns when we're trying to maintain our beautiful village. If there is a certain amount of people there that the event hall will accommodate is there enough parking for those people to attend without parking all over the streets. Then also I guess there is a concern about the hours that the events are going to take place, and maybe the noise of the people coming and going. I think those are probably some concerns that the people may have. It sounds it's nice concept we all want to have nice restaurants and shops in El Portal, but I think it's the event situation that is a concern.

**Mayor:** Thank you GG.

**Seth:** If I may council, for the events, parking on site the village code requires 58 parking spaces. They're providing 128 parking spaces, they are actually providing 2.2 times the required parking for the events not only are they going to have sufficient parking, but they're also going to bring in valet to ensure there is a smooth flow. They're committed to being good neighbors and I think that one of the things is also committed to having successful events. If you have an event that creates the overflow of traffic people don't necessarily want to go back. It's in your best interest too. There will be valet parking, 2.2 times the number of spaces, and for the grass area for the events has the ability to accommodate overflow parking. Additionally, many people these days are using Uber and Lyft to go to events. I go to the beach with Uber. People do not necessarily want to drive anymore because Uber facilitates the ability to enjoy

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

a beverage without the risk after. I think that our changing community as a whole will lead to Uber, Lyft and more than ample parking on-site.

[background conversation]

**Dr. Ward:** Dr. Ward, 415 Northwest 88 Terrace. Is this the church property?

**Mayor:** Yes ma'am.

**Dr. Ward:** Why you all can't say that? My husband just said, "Isn't this the church property you're talking about?" I said, "I think so." It's the church property. Okay, now I know what you're talking about. Now I know what the problem is. Now I know what the snowball was all about. You all snowballing us. Come on, either we want something to happen at the old sanctuary or we don't but all this other stuff-- What do you mean, you don't have a plan? How is it on the agenda? If they don't have a plan we don't have a picture. How did it get there? And we are going vote it tonight. You're going to vote it tonight.

**Mayor:** No.

**Dr. Ward:** It's okay. I didn't see it. Look, this is what they have up there, okay.

**Mayor:** On that note for everybody, all of the renderings for the sanctuary which is the old Raider Church is on the village website homepage on the right side. If you go to the widget there, I think it's a second widget, it says sanctuary renderings, there is about seven or nine attachments. If you go on there, absolutely everything that we have received is right on there. If you need it emailed to you, just let us know but it's all on there.

**Dr. Ward:** No, this is not the time.

**Mayor:** Dr. Ward, we are not voting on this tonight. This is a public discussion.

**Dr. Ward:** After we finish this not it.

**Mayor:** After we finish the discussion, I think the last thing is going to be most likely the ingression and outgression of the parking and coming in and out of it. They will have to present something that the council would like to present to their residents and then we will hopefully have a public hearing and then we will vote.

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Dr. Ward:** This is all preliminary.

**Mayor:** The first time that we got the renderings was January of this year, where we had at town hall. I thought you were here for that. I know they went to full planning and zoning board committee. While it did pass the committee, thereafter there were some concerns that came up to all of us from a few residents that will be directly impacted, so we felt it necessary to have another public discussion before we even do any consideration and move forward. That brings us to here today.

**Dr. Ward:** Thank you for the clarity.

**Mayor:** You're welcome.

**Gregory:** Gregory J kebab 117 Northeast 88th Street. I have a question about the plans. The documents that were put on the village website, there is one plan of Northeast 88th Street, and all the buildings are yellow except for the buildings right and left of Northeast 2nd Avenue from the bridge to Little River until Miami Shores. The first row of buildings, not only the sanctuary, but all the buildings are in this purple color which means that they're going to be commercial. Is this the case already or is it something that's going to be voted on?

**Mayor:** That is the case already. That was the comp plan that we had worked on for about 3 to 4 years and that was passed last year.

**Gregory:** Okay. Thank you.

**Mayor:** We're still in public comments. If there are no other comments I want to bring it back to the council and the last, as it relates to this site plan or conversation as far as the whole project, I think we need to talk about parking and the coming in and out of the church. One resident who is not here, who's traveling, Ann Courtney, brought to our attention a few times, the exiting out of the property. The concern was, if you exit out of the property onto 87th Street and you head east, you're going to cross over a double yellow line.

The other concern that has come up from these concerns, I think they're ready to talk to us about something that they worked on is that, when you're coming out of the venue or restaurant and what-have-you, I think predominantly the flow of the traffic was coming out whether it was 87th or 88th Street and it was coming on to those streets but heading east. We all know that heading east is completely our whole town. We were hoping that there would be another option which would make more sense is that, if you come out of the property onto 87th Street,

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

you can head west because that will take you to Northeast second Avenue, which if you're going to drive to the event, chances are you used I95.

You're going to need to go to Northeast 2nd Avenue anyway. The same thing for 88th Street, which road is a little narrower than 87th Street, when you get out of the church onto 88th, we would prefer it to go left because again that'll take you to Northeast 2nd as opposed to if you had right, it'll take you straight down the private homes and you can just only imagine what that may be like. On that no we discussed it. I believe the attorney spoke about it with Seth Sam and Brian their attorney, and I think that as a result of that, they're going to present something a little different, so I'd like to definitely hear that.

The last component, and I don't know if that is address here is, when you look at the parking that they have set up, it's a one-way on one side and it's a one-way on the other side. Let's say, if you come onto the building from 87th Street, if you turned left onto the property and you have no parking, you're going to have to come back out again. I don't know if we're going to talk about internal. I think that was the last email that we might have gotten where an internal turn on the parking lot might not be something that we can do. If we can just talk a little bit about those two and allow the residents to opine if they have to on that.

On that note, if the council has anything else, I think that was a last concern that I know came up, which I believe is one of the biggest along with the noises, how is the flow of the traffic coming in and out going to be managed. Does the council have anything? You are going to come up and-- I'm talking about this drawing which was received, I think we just got it today. I don't know if you all have a copy of that. I believe they are on top of the [unintelligible 00:47:55] We just got this today after a few conversations with the providers.

**Seth:** If I may, Madam Mayor, we haven't had the opportunity to review that. We did review the concerns with regard to the yellow lines. One of the things that we were recommending is potentially putting no left turn signs to 87th Street. We did review and there is a double yellow line. With any development, no matter whether it's within the village or anywhere else, there's always going to be traffic enforcement issues, people do it when they turn up any Street. That could end up being an enforcement issue.

Our goal was to put up a no left turn on 87th, so that it would avoid going across the yellow lines and also requesting that our valet because these are going to be issues during the valet is that, the valet encourages individuals that are leaving that are not residents of El Portal to not go through the residential community. The reality is people put things in ways and people are

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

going to go the way they want to go. If they head up 2nd Avenue and they want to go east, they're going to head to 89th Street and all that's really doing is diverting traffic from one street to another street.

We could try and accommodate by putting signage, because we definitely agree that with the yellow lines that are there, that people should be informed not to make a left turn because it's more than a double yellow line. It's a divided yellow line with bars across it. It's clear but that may be an enforcement issue with regard to the ingress and egress for the large event. As I noted, we have more than 2.2 the number of parking spaces, so we do not anticipate a parking issue unless there's going to be an event. During the events we have valet, and so the valet parking can then control which way the cars go, which way the pickup and the drop-off turns.

When there's valet, the concern regarding entering the property, exiting, driving to try and find a parking space is alleviated because it's only really a concern when there's an event and that will be controlled by valet. We have not reviewed what you are reviewing and we will take the opportunity. We did hear about it right before the meeting and we spoke with Juan that will reach out to him to see. It may not be something that is feasible as you noted. If it's not feasible, right now it has been operated as a religious facility which often had-- religious facility often can have a large number of members especially during an event or wedding or anything else. That's something that's historic to the site.

We look at it and say, okay we are going to have valet, we are going to provide additional parking et cetera, and additional signs. There's going to be certain things that are going to be within our control and there are certain things that we are going to need development are not within our control but are going to be enforcement issues perhaps with the village as well. Was there other concerns that I'm missing regarding the traffic?

**GG:** GG, 130 Northeast 88th Street. You talked so lovingly about the valet, but the question is, where are the valet going to park the cars that the are valeting?

**Seth:** We have a plan. I'll show you which we actually submitted to the city.

**GG:** Do you have other locations where you going to be parking these cars?

**Seth:** I'll show you.

[background conversation]

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**GG:** Although it was a sanctuary it hasn't operated as the sanctuary in a long time.

[background conversation]

**Mayor:** For anybody who wants the copy what they're looking at, I have it here if they'd like, which is also in the website.

[background conversation]

So what Seth, maybe whatever you're telling GG you can probably say it in the microphone, that will be great.

**GG:** What I was pointing out is that even though we're having events, the valet is going to park the cars in their parking lot, but what about the people that are already at the project, that are eating dinner at the restaurant or that they are in their offices and they're parking their cars and the cars are parked. Are they going to have to go through valet to park their cars, when their cars say all the way already there? Or they park before the event commences? So that might get a little confusing for the people in the restaurant, or they might not have access to their own cars.

**Mayor:** Did you want go ahead and answer that, I just understand her concern is if there's event that's going to start let's say 8 o'clock, but let say there's 60 people at the restaurant that are about maybe 50% of them drove and parking is somewhat limited, where are those cars going to go? And if there's already an overflow of parked and then say another 30, 40 cars comes to valet, that was the question.

**Seth:** She makes an excellent point. If I was standing here and telling you we got it all figured out, I'll be lying to you but the plan we put together was based not just people being in events but also people being in the restaurant. The logistic of the flow is definitely something we need to work out. We have given it a lot of thought but maybe couple hours before-- That's our responsibility to figure out. It's absolutely a good point but we haven't but just again the calculations were based on populating the event and people being at the restaurant. The flow of all that is definitely it was just an issue which we will deal with.

[background conversation]

Your award winning planner, Juan plus Javier. There's a plan that he drew which keeps the flow internal, we're fine with that, we will like just to work with him to refine it and present

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

that as the revise the valet plan to show that probably an improvement over what we have done anyway. We're fine with that. So it keeps all the flow on the property not going out to 88th or back down there.

**Mayor:** Now I think that if the resident would see that, that's definitely a change. Any questions on what we've just heard? Whether its the parking, do you have a question that you feel did not get answered. You don't have to raise your hands, you can just come on up, it's open, you come on up.

**Debra:** Debra Thompkins, 241 Northeast 88 Street. I've just had a quick look at what I think is the valet parking-

**Mayor:** Debra, can you put microphone closer to you.

**Debra:** It appears that the valet parking is really the ordinary parking spaces, so there's no specific valet spaces and having the few times gone out and done valet parking, the flow of the valet parking depends on the boys that are driving the car, the number of boys that are available, so they still could be a buildup of specific valet parking. The valet parking entrance is on 88th Street that is my street, so it means that the entrance to 88th Street, doesn't meet the guidelines of being an ingress of so many meters from the main road because otherwise the traffic will build up from Northeast Avenue. Thank you.

**GG:** GG Crap again, I'm not addressing now the packing situation but I do have a very interesting question about how long do you expect it will take to complete the project, and when do you plan on commencing work after the approval?

**Seth:** That's an easy one for a change. We've had plans into the city and now are at the county, going through a lot the different county agencies. We are in health DERM, Department of Environmental Resource Management right now which is the last county department. They are a little slow.

We are hoping that we get out of the county in the next 30 days, back into the city with our plans and hopefully that by the time we are through with this process and hopefully approved, we will also be in a position to pull a building permit.

All that in theory could be another well we've got summer coming up but maybe 120 days. Let's just say for arguments sake. The actual construction occupancy will anywhere from 10

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

to 12 months after that. With a little luck the end of next year, will have a Christmas celebration in our parking lot, we will not charge the city for. I'm on record now that's it.

**Mayor:** Will have to pay for the permit to have a party.

[laughter]

**Mayor:** Any other questions?

**Dwight:** Dwight Garmin, 418 88 Terrace. I have a question on the valet. Is it just valet parking or it's valet and/or you park your own vehicle? That's what I want to know, because not everybody wants someone to drive their vehicle to park it. I would like to have the ability to park my vehicle if it's a bicycle, or if its a Rolls Royce, how I want to park it as long as I am in compliance. I just want to know, just, is it going to be valet or is it just going to be a person can park their own car?

**Seth:** Thank you. First of all, events don't fall into one category, so it's not like every event is going to have 300 people there also, so I would say to answer your question, that probably some of the bigger events we probably would be able to accommodate that, but, on some of the events that aren't going to have maybe have half the amount of people we don't have to have the full valet mitigation plan so we could to a little bit of both but there probably will be times when it would be inconceivable to have people parking there own cars. I'm not a valet operator but that's more about my sense, based on the plan we put together what it would be like if we had full capacity on certain nights, which is not expected to be all that often anyway. Okay, another partial answer I'm sorry.

**Mayor:** Seth, if I may, you are going to have self-parking?

**Seth:** We're going to have self-parking all the time. It's only when the events, and when we expect the crowd to get so big that we have -- Yes, absolutely, we're not going to valet 24/7, and if there's no event there will be no valet parking.

**David:** David Ward, 488 North East Ninth Street. Curious about the project, is the sanctuary currently along county water and sewer or is it a septic system?

**Mayor:** It's a septic system.

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

**David:** How does that impact the viability of the project? Is there possibility that the county is going to say that you cannot have the restaurant at the site you want based on the septic capability? I guess if it's an issue then I wonder if the council should even go forward with the approval of a plan with knowing that that's a significant obstacle.

**Mayor:** David, just an FYI. We actually had this conversation at a meeting and the last that we heard was Wommanley?

**Seth:** Yes, it's a great point. We are staying on septic and we have been working closely with the Health Department on this issue. We have provided all the calculations for what we plan to do there. We feel that we meet the requirements that we need in order to get the permitting. Somebody said the Health Department signed off on it and the DERM signed off on it and then it went to Health. Health is now getting comfortable with it. It took also a while to get DERM comfortable with it, we're not there yet. We feel like we will get there and if they said something like, "You're not there yet," then it certainly would impact what we could do on the property, there's no doubt about that but we're not there yet. The Council they're not approving a restaurant, a restaurant is approved use by right. The discussion now is really about the events anyway and the bigger issue on the septic is in regards to the restaurant and not so much the events. Is that a satisfactory answer for everybody?

[laughter]

[background conversation]

**David:** David Ward 488 North East Ninth street. I guess the question is if the restaurant is not viable because of the septic situation then what becomes of that space? Does it automatically become additional retail space, or maybe that's part of the plan I'm not sure?

**Seth:** We could scale it back, but yes, it's just general commercial space at that point. We feel at some level work something out, we feel that way, but you're right. The chances are there's a chance that it could be no but it doesn't necessarily effect -- certainly the discussion actually will reduce traffic if that's the case. Maybe make some people happy. It's a little premature, but yes that's reality but if they say absolutely not then we have to go back to the drawing board with what we're doing.

**Mayor:** Thank you, David. Any other public comments? Okay, hearing done. Does the council have anything for other sites or Sam or their attorney?

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

[background conversation]

To wrap up. I think the major points that I've heard this evening, and the council interject if I've left something out, clearly is the masonry wall, as to, the length of it? Is it going to be green space? Is it going to be wood and what is that going to look like? That was the first one. The covenant with the green space, if it's not a covenant then what can we do to guarantee that that stays preserved as our green area. Language, I know you said no, but language solidifies what the vision, what the charade and your drawings convey is actually going to be language that's going to come to life. I think that was another one.

Clearly, events, like tenants, who is renting that, and just get more clarity, and then valet, if valet really does come in on ADH Street then is it really a violation of **[unintelligible 01:06:36]** I don't have the answer to that, and I don't expect you all to have it yet this evening. I know that that was another one. I think the last, overall, is just parking and the in and out and what that looks like, the comfort of if people are going to be at a restaurant and they are going to be valeted. I was just thinking maybe you'll block off ten parking spaces, I don't know. If we could have more of a feel of what that's going to look like. I'm sure you don't know the success of the events but I think we should plan for worst case scenario where you're going to be super successful, and it wouldn't be the worst, but, it may not be what they would want around you, but there has to be some ease.

And I think the last thing is, to open it and Johnny opened it and that is to have a win, win, win. It's the only way that this will be a great partnership and I think that the resident, especially those that live in the area are completely up on it. All of us need to feel a shred of that but I think that they predominantly need to because I live on 91st in North West 2nd, I live abutted to a school and in hindsight, I didn't think about it when I bought the property, but they deliver food to the kids at 4 o'clock in the morning every single day and they cut the grass at 5 o'clock in the morning every day and they do it on the weekend. Fortunately, my husband and I are early risers, but when we want to not be early risers it wakes us up, so I understand. I sympathize with those that live abutted to a property that is not a home, so I just want to be sure that we have factored in any possible scenario and foresee the unforeseen.

**Seth:** None of the issues that have been raised are things say that we can't deal with or be that are outlandish or unreasonable. These are quality of life issues. If I was in the neighborhood I'd be standing up asking the same questions so I can apply that to my answers. We will work on the valet, the mitigation plan and address the issues about the employee parking versus valet parking, I think that's a really excellent point we we hadn't really thought of, we'll try to answer

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

that for you. I will get a plan and sit with Johnny and talk about what that buffer will look like. Improving the plan as one has suggested, I think is a real improvement, and by the way, with the way that the valet works is you come in off of 88th and when you leave you go out 87th, you have to take a right. If you're going to come off 88th coming south, drop your car off, then when you pick it up you're heading south again. You just go out 87th and pull right, you're not actually ever -- I guess now that we're doing a cut through you could probably circle back around. We will talk about that, but yes, hopefully, next time you see us, hopefully, we have satisfactory answers for everybody.

**Mayor:** I just want to close this saying, it would really help if you keep the sanctuary looking pretty outside.

**Seth:** I was waiting for that.

**Mayor:** That would really help. That would appease the neighbourings and --

**Seth:** The head of maintenance San Ferrero.

**Mayor:** That does not help, so we are politely asking you before you are sited to be sure.

**Seth:** Can we get Sam on the public record saying that he'll do better.

**Mayor:** And it can't just be 30 days after this meeting.

**Sam:** Yes.

**Mayor:** All right.

**Seth:** Yes. We understand. We fall short sometimes. We wouldn't at that.

**Mayor:** Someone asked me, I think it was GG, the length of time. Just so you know, we still have to see whatever they're going to come back with and there's still going to be two readings that are public hearings. They're both will be at the council meeting, most likely two readings? One reading? Well, I thought there's one public hearing. We will be sure that it is publicly noted. I made an error and I thank a resident for correcting it. It was not mailed to the resident. I thought it was mailed to the resident, but it wasn't. I thought when they went ahead through planning and zoning, it was mailed to the resident. That is a courtesy. I will ask the council if

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

that's something that we can do when it comes to the public hearing because we didn't do it this time. I apologize for that misprint. It still has to come before the full council GG.

**GG:** Okay.

**Gregory:** Can I say one more thing?

**Mayor:** Yes.

**Gregory:** Thank you. Gregory Jacob of 117 North East 88th Street. This is a question maybe to you, to the village manager, maybe also to you Seth, as the owner. The question that I brought up before because everyone was talking about the valet parking for so long. I think maybe the cultural issue can be also talking more detail now. Let's say, to have an art fair in the parking lot for a place which is a complete commercial building, which once upon a time was a community place because it was a sanctuary or a church. It's a very big change in its nature. Therefore, I wanted to know, if you as a village would be interested or if you see what's happening on North East 2nd Avenue in the development. Also in the plans of Seth about the sanctuary shows the whole connections from [unintelligible 01:11:58] North East 2nd Avenue. It goes down to the design district.

There is the old cinema in Miami Shores. It's now going to be a cultural center in Little River in the area where the citadel is going to be. I guess if one would want to rent the sanctuary for a weekend during Art Basel, it would probably tens of thousand of dollars. Is that something that you would want to involve yourself? That you would say, we would want to do something during Art Basel. We would want to have the possibility to have our youths do something there. Or would you say, "No, I'm okay if the owner says like when it's the low season, and there's the parking lot that's available, we're going to do something there. We're going to have something where no other worry is taking place?" Would you take a more proactive state and say, "No, we actually have a vision that we're going to do something while all of Miami is trying to gentrify itself and be a more cultural place and El Portal is a part of this." Would you say, "We just want to be outside of it, and rather be a quiet neighborhood which is residential, but we do want this place to drink some [unintelligible 01:13:22]"

**Manager:** Yes. Again, as the mayor stated earlier, we haven't had those discussions with Seth and Sam yet but we certainly plan to. Again, we're a municipality with very limited budget. I can't commit to the activities and things like that that would cost the village because there are expenses that come with that. However, we will work with Seth and Sam to see what would get-

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Gregory:** You wouldn't want to put the decision that you pass something which is for the benefit of a commercial endeavor as a quid pro quo in order to get something back as the community.

**Manager:** I think we would have to talk with them. That's something that we wouldn't want to commit to until we can talk with Seth and Sam, and see what ways we could partner with the owners in the community when activity or some kind of presence.

[background noise]

**Mayor:** Thank you Gregory. Okay. That concludes our public discussion. Anybody else before we concluded and move on to the first agenda item? Okay. We have two agenda items. We have a resolution and ordinance. Do we have the representatives for the garage conversion? Okay. At this time, we're going to go to page two. If I can have the attorney please read the resolution into the record?

**Attorney:** Resolution 2018 pass 14, the resolution of the Village Council of El Portal, Florida, authorizing the approval of the variants for garage conversion as requested by Michelle Marianne Edwards-Turner providing [unintelligible 01:15:23] Corporation and residuals providing a respective date.

**Mayor:** Okay. Thank you. This is a resolution that came before the planning and zoning committee. I believe it did pass three to one with a member I think that might have been out. At this time, if the residents are here and would like to say anything, and if the audience has any questions, this will be the time. Did you want to come up Ms. Marianne? Jose, I mean, Juan?

**Juan:** [inaudible 01:15:53]

**Mayor:** Okay. Council, any questions on this resolution?

**Speaker:** Council [unintelligible 01:15:59]

**Mayor:** Okay. This is a garage conversion for a home on the west side. Before I ask for motion for the resolution, I'll close for public discussion. Does anybody have any comments on resolution 2018-14?

[background conversation]

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Dr. Wood:** Dr. Wood 415 North West 88th Terrace. Is this one easy?

[laughter]

**Mayor:** I'm sorry?

**Dr. Wood:** Is this the easy one?

**Mayor:** Yes.

**Dr. Wood:** This is the very easy one?

**Mayor:** I can't say that but the next one though, yes.

**Dr. Wood:** A lot of us want our garages enclosed. Actually since that bad storm came. Is this the easy one?

**Mayor:** Not many garage conversions has past the time.

**Dr. Wood:** That's right. Okay. You know where I'm going. Okay, thank you.

[silence]

**Mayor:** Any other public comments? Ms. Edwards, since you are the homeowner asking for this, how about you give a little explanation to the residents, please? Thank you.

**Ms. Edwards:** My name is Sheryl Marianne Edwards-Turner of 45 North West 88th Street. I've been a resident of El Portal for almost 41 years. It actually started [unintelligible 01:17:56] my husband. This was [unintelligible 01:17:59] when he was living. What happened is now, I've seen my friends. I'll be 68 this year, and I've seen my friends and not having been able to be taken care of. I wanted my garage to be converted so that if something will probably happen to me, I want to be near my family so my children can be there to take care of me. That's why I'm asking for it if possible.

**Mayor:** Yes Juan. You can come up now. Thank you.

**Juan:** Good evening all. I just wanted to mention real quick that even though chapter five I believe, is the one that requires to go through this board for garage conversions, the code also says that secondary units are allowed in Z-3. We also need to consider that in terms of

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

affordability in Miami Dade, El Portal is one of the most progressive codes allowing for this secondary unit or additional square footage to happen within the property. We just wanted the council to understand that concept. Eventually, if more of these come up, we should consider a revision of the code, an amendment to the code if that's what is decided.

**Mayor:** Yes. Also for clarity, this garage is detached from the house. I think it's important to know that it's not a garage that's attached to the home. It's right behind. It already looks like an in-law quarter unit, for lack of a better word. I know that was the primary reason that I voted yes during P&Z. I think it's important to note. It's not a garage attached to the house. It's right behind the set back.

**Juan:** It's a secondary building, yes.

**Mayor:** It's a secondary building. Okay, any questions?

**Juan:** I just had a quick question. I was one of the members who wasn't present at the P&Z meeting. When we say "personal living quarters" being a separate home, what are we saying? Are we including a bathroom in there, or a kitchen? Just give us a little bit more specifics.

**Ms. Edwards:** There's no kitchen -

**Juan:** No kitchen?

**Ms. Edwards:** -because you cannot have a second kitchen. There's only a bathroom.

**Juan:** Just a bathroom.

**Ms. Edwards:** That's it.

**Juan:** All right. Thank you.

**Mayor:** Thank you for clarity. Any other questions for clarity from the council to Juan or the residents? Okay, hearing then, thank you. I'll close the public comments and I'll put it up back to the council. Is there a motion for Resolution 2018-14? Is there a motion to approve Resolution 2018-14? Is there a motion to approve Resolution 2018-14? Sorry, I keep reading -

**Speaker:** I'll motion to approve.

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Mayor:** There's a motion to approve Resolution 2018-14. Is there a second? I will second it. Any discussion before I ask for roll call? Madam Clerk, may I have a roll call please?

**Clerk:** Roll call. Councilperson Drear?

**Drear:** Yes.

**Clerk:** Councilperson Roman?

**Roman:** Yes.

**Clerk:** Councilperson Mathis?

**Mathis:** No.

**Clerk:** Vice-Mayor Nickerson is not here. Mayor Cubillos?

**Mayor:** Yes.

**Clerk:** Motion passes three to one.

**Mayor:** Don't make us look bad, Ms. Edwards. That is not one that passes very often here. With that said, next on the agenda, we have an ordinance. I'm going to ask the attorney to read the ordinance into the record first.

**Attorney:** Ordinance 2018-4, an ordinance of the Village of El Portal, Florida. The code of ordinance in Chapter 3, alcoholic beverages, section 3-1, hours of sell, providing for upgraded hours of sell, providing for the corporation and residals, providing for conflicts [unintelligible 01:22:43] qualification and effective date.

**Mayor:** Thank you. I'm going to ask Juan to go ahead and go a little further into the order, just an explanation as to where our code currently stands and a recommendation that I believe you all put in, and it's up for discussion for the public as well as the council.

**Juan:** Thank you Madame Mayor. For the record, what we're trying to do here is really clean up the code which had some language that was misleading. What we're trying to do is to provide regular hours of operation for alcohol sales which, in our reading of the current language of the code, were intended, but were unfortunately not written clearly. In order to

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

clean them up, we've gone a little bit further and looked at what your neighbors to the north and neighbors to the south are doing. That's City of Miami and Miami Shores.

We've come up with hours that we believe can work this time for the sanctuary as well as other applications that may come in the future. This is the first attempt or the first time that we look at cleaning up part of this code for both clarity and for the ability for applicants to understand what it is that they're investing in.

**Mayor:** I think there's an error on the ordinance as well, but let's go over for the sake of the residents right here, what the code actually says as opposed to what your recommendations are to the council.

**Juan:** Currently, the code says that it shall be unlawful for the holder of a license to basically serve alcohol between the hours of 7:00 AM to 2:00 AM, and on Sundays from 12 noon to 2:00 AM, which basically renders the day totally unavailable for sale of alcohol. It makes this a dry village for all in intents and purposes. What we're trying to do here is to change that from 7:00 AM to 1:00 AM, right? There was a typo in the-- Well, it depends on how we look at it, but was it 12 the final hours?

**Seth:** Right, it's up to 12:00 AM instead of 2 PM.

**Juan:** Sorry, sir. It was 7:00 AM to 12:00 AM.

**Mayor:** The recommended change that you all are recommending per analyzing the area is Monday through Saturday between the hours of 7:00 AM to midnight?

**Juan:** Yes, that would compare to Miami Shores, which unlike the City of Miami, it allows for longer hours.

**Mayor:** Sundays from noon to midnight?

**Juan:** Yes.

**Mayor:** There is a typo on that, but I think you all know that one. Okay.

**Juan:** For the record on clarity, a license still requires a special exemption as per the code. You're not basically opening up the sale of alcohol to any and all that you want to do so. You still have to go through a certain process and you have to still bring it up to the council.

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

**Mayor:** This would be applicable to areas that are of our zoning, which would be the Northeast half end and the little barn?

**Juan:** Z4 and Z5 both have a special exemption.

**Mayor:** Any questions for Juan before we open up for public discussion, or to the attorney? It is for more clarity to the residents. This came before us at the planning and zoning meeting in lieu of the potential future change to the Radar Church. It did pass planning and zoning but only to have further discussion as a council. Just to reiterate, this is where we can have discussions together to hear where we are all at on certain issues, and then obviously, together, hear all of you get your input on all of this.

Ordinance must go through two readings. This may be considered a first reading if that's how the council wants to take it. We could always defer this to July, but I think it's important more than anything to really hear where you all are coming from. If the council doesn't have any questions at the moment, I'll open it up for public discussion. Any comments from the council to any other residents? Okay, so let me close the council meeting. I want to open up for public comments. Please just state your name and address for the record.

**Lilian:** Lilian Pico, 181 Northwest 87th Street. I'm sorry, can you repeat the hours that are proposing? From 7:00 AM –

**Mayor:** Yes, Monday through Saturday from 7:00 AM to midnight, and Sunday from noon to midnight.

**Lilian:** Sunday from noon to midnight. Okay.

**Mayor:** Then Monday through Saturday 7:00 AM to midnight.

**Lillian:** Okay, isn't that too early, 7:00 AM?

[laughter]

[background conversation]

**Adam:** Adam Old, 140 Northeast 86th Street. I think there's only one business with a liquor license now. It's Big Daddy's. They stay open until 2 o'clock illegally right now. Would this limit their hours?

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Mayor:** No, actually I don't know if I would say illegally, but we had asked at the planning and zone meeting for the attorney to look, and I don't think we have the answer yet, because I believe they do have a special exception that we need to find somewhere here in our records. They've been in existence for so – I mean, there used to be a club there way before my time. If there is none, then yes. We all talked about this in planning and zoning.

**Adam:** I think it's clear this is a typo in the code, right? It should be lawful, not unlawful. You're fixing a typo.

**Mayor:** And the alphabet.

**Adam:** If you fix the hours, that affects them. I would think that would be here unnoticed, or not, I don't know.

**Mayor:** No, this is preliminary, we have our conversation with them that's why this is more of a discussion but we talked exactly about concerned about this IPLD with regards to, just like when the covenant was brought up to us that was four years ago. Unfortunately, I'd have to go to storage, we don't have everything scanned here as far as to be able to find that, but there's a few things that I've been looking for as far as historical information and that's one of them.

I'm actually looking right now for the certification of [unintelligible 01:30:36] status. I think there's things that I'd like to find, but definitely that's one that this is not going to completely pass without there being a proper conversation with attorney to the Big Daddy's.

**Adam:** Yes, I'm not Big Daddy's but I think if you're going to pass an ordinance that solely affects them, then, you'd probably want to notice them but also I don't agree that we need this change in hours, I like the hours where they're 2:00 AM to 7:00 AM.

**Mayor:** To make it lawful from 2:00 AM to 7:00 AM?

**Adam:** It's already is lawful from 2:00 AM to 7:00 AM.

**Mayor:** No, I know, you want to keep it the way it is?

**Adam:** Or just at least keep it 7:00 to 2:00. If there's a bar here it should stay open until 2:00, why not?

**Speaker:** I agree.

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Mayor:** That's not what it says currently.

**Adam:** No, currently it exists that it's only legal to sell alcohol from 2:00 AM until 7:00 AM.

**Mayor:** Correct, yes.

**Adam:** Which is fine if you guys want to curve out that niche.

[laughter]

But 7:00 AM to 2:00 AM is cool.

**Mayor:** You're saying 7:00 AM to 2:00 AM Monday through Sunday?

**Adam:** [unintelligible 01:31:49]

**Juan:** Just to clarify, what it says in the code today is that it's unlawful.

**Adam:** Unlawful.

**Juan:** Unlawful. From 7:00 AM to 2:00 AM. From 7:00 AM when the sun rises to 2:00 AM it's unlawful to sell alcohol. It means that you can only sell alcohol from 2:00 AM to 7:00 AM. [crosstalk] Which renders pretty much any other business than a night club unable to open and that's what happens.

[background conversation]

**Brian:** It should be Monday through Saturday 7:00 AM to 2:00 AM. If I may Madam Mayor Brian Adler, 1450 Brooklyn Avenue. I've reviewed the ordinances that are in place and [unintelligible 01:32:50] Miami Shores, City of Miami and the Miami Dade County. 7:00 AM or 8:00 AM is a common time frame. For Sundays, many of them also have 7:00 AM or 8:00 AM or 10:00 AM. What I'm going to ask is if you'd consider a 10:00 AM on Sunday because the restaurant as someone mentioned sells, breakfast, brunches.

Sundays are often a brunch day and brunches often start at 10:00 or 11:00 AM and that would actually preclude the service of Memosa's at 10:00 AM. I'm not asking if you will go to 10:00 AM but the Shores actually has 7:00 AM to 1:00 AM in their restaurants. The county has 10:00 AM to 1:00 AM. I think City of Miami has 7:00 AM to 3 AM, I think [unintelligible 01:33:34] has 8:00 AM.

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

Going to 10:00 AM would be a compromise, it would bring in the ability for the brunches and Memosa's at the brunches on Sundays and it would not be extending it all the way down to 7:00 AM, just something for consideration if you would. Also the time frame until 12:00 AM, just so you know, that Miami Shores has two zoning districts, two commercials on a district; the B1 and the B2. The B1 is until 12:00 AM, the B2 is actually until 1:00 AM.

If you're looking for your main street area, that is something that you can consider because given it's going to flow into the Shores and what you want to do is try and ensure the viability of your new main street and for competition, if you wanted to consider 1:00 AM, I know that it's 12:00 AM. I think we're looking for 12:00 AM but I just say as a suggestion I think 1:00 AM would match the Shores and that's going to be, you want to make sure that there's good competition for the establishments.

[background conversation]

**Mayor:** Any other residents on this? Please this is the time to come up.

[background conversation]

**Gregory:** Gregory Jacob of 172 North East 88 street. When you talk about, main street is North East 2nd Avenue from the border of Miami Shores until the bridge. Is there any other proposal that any other business is going to be opening in that purple zone except for the sanctuary? Is that part of the plan? That there's going to be more shops except for the sanctuary?

**Mayor:** Excuse me. Hello? Can you sign in for me please? No, I want to keep a public discussion please. Any other public comments with regards to this alcohol ordinance?

[background conversation]

**GG:** I think the issue of the service of alcohol beverages extends more than 2nd Avenue. It goes into the little farm area where they're going to be developing commercial spaces and restaurants and maybe as far as down the road and I think also the sanctuary is going to be having restaurants and night life not to mention there are events.

That's why I think that I agree that the extended hours, I think 10:00 AM on Sunday to allow for brunch libations, 10:00 AM maybe to 12:00 on Sunday and then 7:00 AM till 1 or 2:00

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

AM. We have to be consistent with Miami Shores, so, whatever hours they offer, I think we should offer the same thing.

**Mayor:** Thank you GG. Any other public comments on this ordinance?

**Gregory:** GG this is a question to you, why should it be consistent, we have an interest to make El Portal, make this main street popular for what, can you maybe explain it to me.

**Mayor:** Just for purposes, you address the council and we answer you [crosstalk]

**Gregory:** I'm sorry.

**Mayor:** It's okay.

**Gregory:** No, I don't know if there's an interest because it increases the value of our real estate, I would like to know what the interest is, obviously it's good to have places where we can buy things and professional places close to home and also maybe the possibility to rent a place where we can conduct business but is there a general interest to do the same things as the villagers right and left to us in order to have a business zone?

**Mayor:** Yes, and that's why we're here. We're here to hear what the residents want. Any other public comments on this ordinance?

**Sheryl:** Sheryl Turner 45 North West 88th Street. It's because of competition, if we're going to open in the sanctuary an events place, then you'll want to be able to get events to come into that particular place because Miami Shores, they generate a whole lot of events and they make a lot of money and what they may have three events in one day. If we're having something like the sanctuary that has events, then that place needs to generate funds also. We have to look at it as our tax base also. Its the competition you want to bring business into El Portal from Miami Shore, and from other places also.

**Mayor:** Any other public comments?

**Gregory:** Gregory Jacob of 172 North East 88 street. From my address, like our property is the first building that's still the yellow zone. We have now next to us a building that belonged to Charlie but he sold it, now it says coming soon Santana which is I think some esoteric business with chimes in front of our window. They have a commercial real estate and then on the other side there is going to be the sanctuary, for us nothing changes, as for our possibility

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

to do any business except for the next doors it's going to be a business area. My personal interest, if I want to sell the real estate, now it's going to be real estate that's closer to the commercial area but if I can sell my real estate, as something where I can offer someone to have a kindergarten there or a art school because my real estate is still yellow. The strip on North East 2nd Avenue, is not an improvement for me. I didn't get anything for the fact that everyone there can be competitive and make more business.

I just have the noise when Santana had a small event in the backyard, there were a lot of cars there because the four or five parking spaces in front of it didn't suffice for their event, so they parked on the grass that I maintain in front of my building which belongs to the village but still I have to take care of it. That's going to be happening more and more now, there's no benefit for me and the question of being competitive doesn't arise for me as someone who's adjacent to the purple zone in the yellow zone. Thank you.

**Mayor:** Thank you. Yes Adam.

**Adam:** Maybe I can address that, because that zone has always been different than the yellow zone that you live in now, it's been residential office since 1970. There's always been allowed uses there that are different than allowed throughout the rest of the village. In 2013 there was a big community wide charrette where hundreds of neighbors came out, planners stayed in this room for a week.

Drew designs on the wall and people came and marked the map and there was a big back and forth. Out of that charrette, came the clear indication that people wanted more of the main street on the 2nd, so that's why one has taken that idea and put it into the changes and code that were passed I think unanimously by the council last year. There is an advantage to you, the first advantage is that you'll have easy access to whatever businesses come there, so if there's a coffee shop across the street which Zack proposed, you will have a coffee shop across the street.

Me, I live in a similar situation to you, right on 86th. Like I'm very happy to have a coffee shop right next to my house. The main thing is the city runs on taxes and the RO district does not bring in a lot of taxes right now. If it can actually become what zoned, if for example if sewer companies comes in someday maybe, and restaurants can come, it can become a real main street. Then that can give the city the operating revenue to fix the pot holes on the street, trim the trees, and do all the services like pay the police more.

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

Those are the types of things that the city can offer in exchange for you know what I think is actually a bonus to us but that's all I have to say. If my former comment was confusing, I'll just would suggest changing the word unlawful to lawful in the text and maybe changing it to 10am instead of noon on Sundays.

**Mayor:** Thank you. Any other public comments? There is none. Okay, I'm going to open it up for counsel to perhaps answer any questions but thanks for the clarity Adam, because I was going to end on that, as far as you know these decisions are really tough but at the end of the day, it really is going to provide for the sustainability of the village is to ensure that we do things such as these.

However we're being mindful and conscious of your needs and of your concerns because that's also our job. At the same time, we do know the budget that we have and we do know that we need to pay our police officers more, we do need to fix the pot holes, we want to be able to fix our streets. We want to be able to put subject to sewer, but all these things come at a cost and the only way we can provide better services, and be more consistent with our services is if there's more revenue coming in.

it doesn't mean we're going to accept everything and everyone, which is why we've been mindful, and we're here again and we postponed public hearing is because we wanted to be sure that while yes we need the revenue, we want to take into consideration what all your needs and thoughts-- you live right there and we completely understand that. We did have a charrette, I encourage you to go on the website, it's on the website. You asked before about the purple and the yellow, when we amended, or agreed or voted on the comp plan last year, the comp plan was put together based on the charrette.

The charrette was something that happened over weeks of time and it was input that a lot of shareholders and stakeholders from the community from business to residents, and to the elected, and the administration, we were all here short of like on pencils. I'm sure it's not what everybody would love, but I think it was a pretty good vision, as to where we thought North East 2nd can go but also keep in mind that everything we pass here, there's still other contingencies.

Like for example it was said earlier, if they open up a restaurant, they'll still have to come to us, so we're still going to put it out there. This is not the end all but this is just the beginning. One of the reasons we did postpone it is because how you start your venture is how it's going to be. It's necessary we started clear, precise and we were all on the same page. From the proper

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

language, from the proper usage, to the hours, all that is necessary and we by ourselves don't make the decision. We hopefully make it together based on your input as well. We've taken all the input, I know I've taken a lot of notes on that. Does anybody have any questions from the council?

**Speaker:** I have a quick comment. If I'm not mistaken what we're proposing we also considered our noise ordinance, which is why it is midnight not one o'clock in the morning. Is that correct? Juan. That's what I have in my notes.

**Juan:** The noise ordinance is a different ordinance that regulates the ability for instance to have concerts. I can pull it up--

**Speaker:** I have something written in my notes from our last meeting as one o'clock.

[silence]

[background noise]

**Juan:** The purpose of the noise ordinance is to control excessive noise and nuisance, thereby created in such a manner as to cause the least hardship or offense to a greater number of people, it's a purpose. The playing of music by Ben's Orchestra as a musician et cetera. Sorry I'm scheming through so I don't have to read through the whole thing. The operation-- so that cannot be between the hours of 10:00 PM to 8:00 AM. Then Sundays through Thursdays between the hours of 12:00 AM and 8:00 AM. That's for Friday to Saturday.

**Speaker 2:** Okay.

**Juan:** That's a different ordinance that also controls--

**Speaker 2:** I don't know why I have one o'clock listed here, circled. I don't know if they need something--

[background conversation]

**Juan:** It continues on and you can read on, it's on chapter 13-2, where it talks about not being able to hear the nuisance from 100 feet away from the actual building.

**Speaker 2:** Thank you.

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

**Juan:** That is not changing by the way.

**Mayor:** Any other questions from the council with-- Yes.

**Speaker 4:** This has nothing to do with the hours, but I'm just reading over the verbiage of what we got over the resolution. To what Adam stated here, we see that it says on page one, it currently prohibits to sell other the services and it goes on to state 12 noon to 2:00 AM. My first question is do we need to make sure we remove that prohibit, to say that it is lawful. Like it is being recommended by the residence that would be the first question.

Then going on to the third page here, there's on section 3.1 hours of sale which states from 12:00 AM to 12:00 PM, so I just want to make sure we have that consistency before we approve this. My other piece is, since Juan mentioned that there's the business area on the C4, C5 areas, should we need to be explicit in the resolution to state that C4- this applies to C4, C5 area. That's what I want to get to and hopefully we can get some answers from that, respect from the attorney.

**Mayor:** The only thing I was going to say was when it comes to the zones in our village, there are things are by right and by warrant, so Z4 and Z5, this would all be applicable because Z3 which is predominantly all residential, there's no way. If you look at the actual code, there's a whole graph you can't. But keep in mind, I'm not here prepared to pass that exact ordinance. Its got to be consistent with the language, of course. And more importantly, the hours that was proposed may not be the hours that we agree on. So I think that hands down that this is not like, "Yeah, we're going to do this". We have to agree on the hours and the days and based on what we think would be best from what we've heard.

**Speaker 3:** Councilman [unintelligible 01:50:31] the first answer to your question that's the res clause, the res clause is only articulating what's currently in the code. The operative sections that actually amends the code are the sections that on the second page through-- Now in terms of the way the way the question was designed, the hours could be whatever hours are proposed. But to the extent that there's going to be a pass in the first meeting that can be done through an amendment. To the extent that you've heard public input it suggests that maybe it should be 7 AM to 2:00 AM Monday through Sunday. You could just simply propose to pass the proposed ordinance on the first reading that amendment. That will come back for the second reading, and even at the second reading it could still be amended. So-

**Juan:** I just want to be clear. I'm not stating anything during the hours. My first concern is the consistency in the wording. So if we have unlawful, if you're stating that section Chapter three

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

is the one that we're moving forward. It says unlawful. So, can we first start with that piece unlawful and should we change that to being lawful? Is that the first that we see here?

**Speaker 3:** Yes, that's the way our res clause is. Just tells what [unintelligible 01:51:56]

**Juan:** I'm looking at section 2 here on this page here. Says page two out of three. Says section chapter three alcoholic beverages-- Go ahead.

**Speaker 5:** Basically, what he's saying. It kind of confuses people when you say it's unlawful and then you put the hours. So what's he's basically saying is just put lawful and just put the hours. People who aren't a legal mindset maybe-

**Mayor:** But he's not looking at that page. He's looking at where as. He's looking at page 2. He's looking at where as chapter three alcoholic beverages section 3.1.

**Speaker 5:** He knows what I'm talking about. This is the where as. Where it's being ratified, its saying unlawful.

**Speaker 7:** [unintelligible 01:52:43] I understand what you're saying. It's easier for [unintelligible 01:52:46] to read and I said the same, its unlawful in order to sell alcohol. It makes clearance of the average person. Instead of reading into the negative. Anyway. So that could be an amendment. Simply [unintelligible 01:53:03] as proposed to have it reviewed that it shall be lawful to sell alcohol between the hours of 7:00 AM to 2:00 AM

**Juan:** I'm not stating on the hours. Please. That's not the hours that I'm getting here. I just want to make sure that he reads accordingly.

**Speaker 5:** It's just an example

**Juan:** Yes. Exactly. I just want to be clear. I'd like to bring that first amendment to just state, it should be lawful for the older.

**Speaker 5:** What will be in addition to that.

**Juan:** In addition to that would be specifically based on the we're being that I hear from are Conservia person here we say C4 and C5 zonings. And based on the Miami Shores unicode that specifically stated. Actually I pulled it up. Here I have a screen copy and it actually states to that specific on the business area.

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

**Speaker 5:** Correct, and the zoning actually does say its only in Z4 and Z5 and only by special exception. Again, there's codes refer to each other. Articles within a code refer to each other. In this case, you have to go your zone, because it's a form based code. Go to your zone to understand whether or not that use is allowed within the zone. This just states hours for sale, which is a standalone thing, and then the zones will define whether or not that use is permitted in that zone, which is different chapter. So the uses are different place. Otherwise we'll be repeating the thing. Every article would be repeating the same thing.

**Juan:** Makes sense. That's all. That will be my amendment, just thanks for letting [unintelligible 01:54:56] on the lawful piece.

**Mayor:** Any other comments from the council before I-- Okay. What I'm going to actually propose is because in terms of clarity. I'd like to see the council from what we've heard this evening, the recommendations. I'd like to see the ordinance with the recommendations from like how it looks existing, slashed out what the recommendation is so that we're looking at what it was and what it could be.

I feel more comfortable passing something like that as opposed to just passing something that's sort of up in the air right now. I understand that there's language that has been on the code for a long time and I understand that we want to change it. We want to amend that. But I'd like to see it in a format where we're all on the same page. And I don't think that none of us are so.

I think it's important that when we receive the ordinance for the July council meeting that it states and then. Like you've done it in the past when we've done this. There's a paragraph and then you have a crossed out and then what the amendment language is going to be. We're looking at, they're looking, and we're all on the same page. I am not comfortable voting at all on this tonight. Whether it's 10 o'clock, 5 o'clock, 3 o'clock, 1 o'clock. I'm more comfortable seeing what it was and what we propose.

**Juan:** So you're proposing a deferral of the item?

**Mayor:** Yes. I'd prefer a deferral, but I think we need to give direction to the attorney and to the planner as far based on what we heard what our recommendation will be. Councilperson Drear has made a recommendation to please change that word to lawful. We have one. I think that they need to hear recommendations from us based on what we heard and then come back to us with an ordinance that has the red lines on what was and what we're proposing to change. So that there's a little bit more clarity, yes. So at this time, we have one amendment. Is there

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

anything else? We've heard from the residences this evening two o'clock, one o'clock, twelve o'clock.

Councilperson Roman is a little concerned because our noise ordinance is eleven, which is different than the noise ordinance is more enforcement from the police than drinking, but drinking can cause noise. Brunch on Sunday. Are we going to do twelve o'clock or are we going to do ten o'clock? The brunch at Miami Shore opens up at eleven thirty.

That's more of the conversation I'd like to see happen and then maybe give some recommendation and then I'd like to receive the ordinance in sufficient time to be able to read it and digest it and share with my neighbors if I need to. I cannot receive the ordinance four days before the council meeting. That's not going to work for me. If we can have that dialogue and give them some direction and then we can take it from there. Good? Okay.

Any recommendation from the council to Juan who's at the podium or our attorney? Right now, the proposed hours are 7:00 AM to 2:00 AM Monday through Saturday. I've heard some changes anywhere from 7:00 AM to 1:00 AM, or I've heard leave it like that, or I've heard ten o'clock. At this time, this is our time to sort of digest that and give some introduction.

**Juan:** Correction. We were discussing 7:00 AM to 12.

**Mayor:** 12. Sorry

**Speaker 2:** Wants us to hear, but okay.

**Mayor:** I'm of the mindset 7:00 AM is a little early and I'm in the mindset that Sunday could be a little earlier. I somewhat think two o'clock is a little too late but I'm only one person. I really need to hear where we are all at with this. I understand what Miami Shores does. I understand what City of Miami does, but I also remember at the planning and zoning meeting when we said that certain residences, their hair went up because they were like we're not Miami Shores and we're not City of Miami. We are the Village of El Portal and we're quite small and we have to keep in mind that if we don't follow the noise ordinance, that's going cause into the police department, and that's going to [unintelligible 01:58:55]. All that we have to be mindful of.

**Speaker 2:** 9:00 AM versus 7. I think 10 is good for me but I'm thinking that might be too late for some.

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

[laughter]

**Mayor:** At 9:00 AM to midnight and 9:00 AM to 1. 9:00 AM-- or some of you like the hours the way they are.

**Speaker 3:** I like 9 to 2

**?Juan:** 9:00 AM to 2:00. There's a proposal from 9:00 AM to 2:00 AM. Okay. Monday through Friday I'm assuming. I mean it's Saturday.

**Speaker 3:** 2:00 AM to 12:00?

**Juan:** 2:00 AM

**Mayor:** There's two. I'm inclined to say 12 to one but-

**Speaker 2:** I'm saying 9:00 to 12:00 AM

**Mayor:** I think it's important that we see this and it's red lined, then we can say no we can be. We're going to hear more discussion and make change from 2:00 to 1:00 to 12:00 or back to 1:00 who knows. Okay, right now there's an amendment of 9:00 AM to 2:00 AM. Monday through Saturday. That's a recommendation. And then the second one will be Sunday. Right now the ordinance has proposed from noon to 12:00 AM. We are making recommendations. I like them to bring back the ordinance where it is what is was or recommend this, so which red line and we can see it and we can pass it and have more of a dialogue.

**?Juan:** I thought we were taking a vote, that's why I was asking.

**Speaker 3:** My only concern--

**Speaker 4:** What you are essentially asking for is several different proposal ordinances.

**?Juan:** That's why you workshop the ordinance with the input, and then make an amendment based upon motion, so, what you are going to get back would be ordinance A: which says 9:00 AM to 2:00 AM, Monday through Saturday; Sunday 10:00 AM to 2:00 AM, Ordinance B: 7:00 AM to 2:00 PM, then you are going to get ordinance C: that says just about every combination of hours.

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Mayor:** But I don't think I am hearing that today, I think the council has not really said anything like that, I think I have just one person, Councilperson Dreher that said change one word, and I think I just heard one change of from Monday through Saturday which is 9:00 AM. Councilperson Mathis hasn't said anything.

**?Juan:** We haven't finished discussing yet. So, what I am suggesting is that the path for handing down is just simply to tell me to come back with different proposals ordinances with different hours based upon the research done by Juan, and based upon what Miami Shores does and what we would recommend based upon the discussion which is basically through alternative ordinances.

**Mayor:** And also based on what we heard this evening, so our counter person Councilperson Mathis you said that you wanted a what?

**Mathis:** I said I'll make a motion.

**Mayor:** What motion is it?

**Mathis:** Our motion for the amendment to change the flow of the language, so it can read not being unlawfulness, and I would recommend 10:00 AM to 2:00 AM, Monday through Saturday, and then Sunday 11:00 AM to 1.

**Mayor:** So there is a motion to amend the term to make it in lay terms so a lay person can read it as supposed to be legal jargon, and Monday through Saturday 10:00 AM to 2, and Sunday 11:00 AM to 1.

**Mathis:** That's my motion.

**Mayor:** There's a motion, do I have a second, about the motion?

**Mathis:** I can second with discussion.

**Mayor:** There's a second and its going to be discussion. I'll second to Councilperson Mathis the motion. I'll second the motion just for purposes of this discussion.

**Speaker 3:** Quick note, what I would ask the council to consider is that this is not an ordinance that will affect a far-away commercial district. These properties on 2nd Avenue about residential properties. So the hours of operation or the hours of alcohol sale, even though they

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

are not prone for good commercial enterprise right now as they are written in the code, these extended hours, or this very early hours I would urge you to consider how close these operations will be, and by the way the sanctuary has a decent amount of parking lot buffering, some other properties don't.

So some of the properties single family residents will be 20 feet-30 feet away.

**?Juan:** So you are saying its too early?

**Speaker 3:** I'm just telling you the reality of the math, some of the properties that you will be putting these hours for will be very-very close and I don't think the sanctuary is going to be an issue because of the parking situation which is actually an advantage in this case, and the potential wall fence, but the rest of the properties that are on Z4 are going to be affected, which goes back to what the attorney was saying, maybe what you want us to do, is to look at options, and maybe propose two options. I don't want to be open ended because--

**Mayor:** Well, and please do not take this wrong way, but that is really what I thought I was getting tonight. I was under the impression when we passed the planning and zoning, and which I said it at the conference call that we would be getting this. So I was under the impression that I would be able to have choices that I can share with residents and we didn't get that, which is why I have purposed it by saying I feel comfortable not even voting on tonight, which I hope we don't vote on this tonight, because I want the options, I want the options with sufficient time to be able to tell my neighbors, "Hey, what do you all think?"

So I would be more comfortable with options based on research on, exactly what you just said, take all those factors into consideration because if we think of where that restaurant may go, the person that lives directly to the north-south has no buffer and they are right there, so all those things have to be taken into consideration with regards to being able to-- and we also have to keep in mind that when we're doing this, we can't just think of the sanctuary, we have a potential development that's going to happen in the Little Farm, so there's things to think about that its not just cookie cutter. There's a motion we'll vote on it but I'd like to see options, that is what we asked for at the P&Z meeting.

**Speaker 3:** We brought those options to the P&Z meeting, we brought the comparisons with the --

**Mayor:** Comparisons were brought and then because we wanted to know what our neighboring cities, so we left knowing what City of Miami hours are and we left knowing the

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

Miami Shores hours. What we asked for was, "Hey, based on this analysis of what our surrounding cities have, we want our options, give us a couple of options that we can present to our residents." That is where we left with the P&Z, and correct me if I'm wrong.

**Speaker 4:** I thought we decided.

**Mayor:** We did not decide at the P&Z. I think it was recorded.

**Speaker 3:** My understanding was that you wanted us to fill in the blank.

**Mayor:** You wanted to fill it with some ideas, and then come back to us with those ideas. Again, I don't know what you all remember but that's what I remember. But either way, we still need to see what the options are based on just everything.

**Speaker 3:** Our proposal was to extend B1 District of Shores which is 7:00 AM to 12:00 AM. What I understood, and we can bring other options, but what I understood was that you wanted us to fill in the blank, we decided that it was best to bring down the hours of operation, the hours of alcohol sale from the Shores instead of bringing them from City of Miami, we also discussed with the attorney that the best solution would be that which ties with your neighbors, so we went with the most restrictive in part because, Miami Shores has the same condition which has commercial property that about single family residences, so that's what we decided. But if you want us to look at it further, we can.

**Mayor:** So from what I understand basing analysis, you're recommending 7:00 AM to 2:00 AM, or 12, to 12 from Monday through Saturday, and you are recommending Sunday noon to midnight, that is the recommendation that you all based on looking at everything.

**Speaker 3:** And having heard the attorney for the sanctuary, I don't think that it would be a major issue if we change the Noon on Sunday to 10. Those two hours don't seem like a nuisance time, it seems the time that I'm mowing my lawn, so if somebody's having a beer, its no big deal for me.

**Mayor:** Councilperson Mathis.

**Mathis:** Miami Shores has 1,2,3,4,5,6 variations with regards to their whole alcohol issue. They have grocery store, they have package store, they have their country club, they have restaurants with craft beers and cafe's and then its B1 and then they have restaurants with wine and craft beers as B2 and then they have deliveries and commercial suppliers. So should we

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

tailor it towards that so each individual category is specified because its varying with time with regards to all of them.

**?Juan:** Councilperson Mathis that's what was alluding to. We looked at what they have, they have different hours in different districts.

**Mathis:** So you came up with one general one that--

**?Juan:** Based upon what the sanctuary project is about its proximity to residential and what would work in conjunction with the developer [**unintelligible 02:10:02**] didn't have an issue with tweaking to 10:00 AM on Sunday.

**Speaker 3:** Yes, if I may answer. In part is because, and its not to pat ourselves in the back, but in part of because we have a much tighter better code. They have all these uses, we have general commercial, if their grocery stores are from 7:00 AM to 1:00 AM, well, it doesn't make much difference from a restaurant. How do we get a difference of alcohol sales at a grocery store and restaurant doesn't really make a difference to us.

**Mathis:** Going to start at 7:00 AM.

**Speaker 3:** Yes, 7:00 AM. So pretty much, grocery stores are the same as package stores, which are pretty much the same as B2 restaurants and wines. Yes, they do have seven, but they're pretty much the same hours. If you want us to complicate the code, I won't be happy about it, but I'll do it.

**Mayor:** Wouldn't also this be a good time if we cannot find where the Big Daddy's is grandfathered in. , Big Daddy's is here, and they have been. Wouldn't this not be a good time perhaps to have them identify it as that on the code? I'm just thinking right now because that is a point that not only did a member of the audience bring up tonight but we actually discussed it at P&Z meeting about Big Daddy's.

If we cannot find what we think they may have a special exception of whatever it was called way back then, maybe you just have to put it in there. I don't think Big Daddy's is going anywhere.

**Speaker 3:** We could also make a differentiation between Z5 and Z4 because they are on the other side of Biscayne, and they are in totally different zoning category. We could do that. We

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

can make a differentiation for Z5. Maybe the Z5 hours are much more— I wouldn't say that, but we could consider a different option for Z5.

**Mayor:** Sherwood Bistro, is that City of Miami?

**Speaker 3:** Yes.

**Mayor:** I'm just curious, because I'm assuming right from that, isn't that where the city hall food hall is going to be?

**Speaker 3:** No. That would be the citadel.

**Mayor:** The citadel? That's where they're opening the big food hall, what have you. Is there going to be alcohol in there as well?

**Speaker 3:** I would assume that they would apply for a –

**Mayor:** That's City of Miami, right?

**Speaker 3:** Yes.

**Mayor:** They're open until when?

**Speaker 3:** Three.

**Mayor:** To three?

**Roman:** Seven to three, and then Sundays 12 to 3.

**Mathis:** Can we forward the motion?

**Mayor:** There is a motion. Before going to further discussion, there is a motion. We'll have to vote on it. The motion is by Councilperson Mathis. It's 10:00 AM to 2:00 AM Monday through Saturday, and 11:00 AM to midnight on Sunday. Am I correct?

**Mathis:** One.

**Mayor:** 1:00 AM. I keep going to midnight. Okay, 1:00 AM. Another [inaudible 00:03:34] roll call?

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Mathis:** Change the word to lawful.

**Mayor:** Change the word to lawful. Madam Clerk, can I get a roll call?

**Clerk:** Roll call. Councilperson Dreher?

**Dreher:** Yes.

**Clerk:** Councilperson Roman?

**Roman:** No.

**Clerk:** Councilperson Mathis?

**Mathis:** Yes. Vice-Mayor Representative-- Mayor Cubillos?

**Mayor:** No. From either what we have further discussed, I am more inclined to have options. I think the one thing that the council can agree on tonight is the changing of the word. Other than that, I think that I we need to hear options. Again, we have Big Daddy's. Nothing's going to happen in the next 30 days. What Miami Shores did, if you want to keep talking about Miami Shores, they didn't do it in one meeting. With that said, I have no intentions of doing it in one meeting, or would I recommend it doing in two.

I think that we need to be presented with options. I think we need to take a look at all the variables because while we want to be restrictive, lenient, whatever that word is, we also don't want our business, if there's going to be a restaurant here, we don't want it to fail. We have to be mindful of everything.

I understand being open to 2 o'clock. I understand wanting to close at 12. I think you all need to really think about that because with the food hall opening, the Sherwood Bistro, but then you have the residents budding. I think that there's too many variables for us to just throw hours. I would feel most comfortable of having [crosstalk] –

**Roman:** There's a difference with the location –

**Mayor:** There's no residents, I know.

**Roman:** --Single family homes there. We close early and they go party there.

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Mayor:** They have the –

**Roman:** It's down the road.

[background conversation]

**Speaker 3:** Yes, I can bring you options, but at the end of the day, I'm just going to give you a chart from here.

**Speaker 4:** That's kind of what I was looking for is a little bit of direction. Look in terms of the council will would drive the options that we bring to you. To the extent, are you looking for options with similar municipalities that have an alcohol ordinance similar to size and store with residential budding commercial, what they're doing. Are you looking for just a day of routing because I think a roadmap as to what's going to drive the options you need to consider.

**Roman:** I think one thing to consider is that the residents are really concerned about events. Alcohol drives events. I would be more concerned about the hours of the alcohol, and that would control the events.

**Speaker 3:** The Noise Ordinance also has a lot to do with it.

**Mayor:** Again, I'm going to go on the record saying that I have no need to have to pass this tonight, or I think that we've had a healthy conversation. I think we've heard from residents. I think that we all need to go back and talk to more residents, sort of like what we did for the site plan. Really hit every person on 88th Street, on 87th, see what their thoughts and talk to residents.

We have something that eventually is going to come before us. I don't feel well just like feeling pressured. Again, I think the only thing that we're on the same page is the unlawful to lawful. Other than that, I think we really need to think of all of the – there's a lot of positives. If there's a lot of positives, there's a lot of negatives, and there's a lot of options. Sanctuary is not going to happen in the next 30 days.

I will say that contingent upon what we do here is to complete the foundation for them and for the Little Farm. It's really important what we do here that we really do it mindfully and smart. Again, I'm not in a hurry. We don't meet in August, but we do meet in July. I don't want the council to feel pressured. Unless you all are die-hard ready to make a decision, but I'm not.

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

[background conversation]

I was going to call you Councilperson Old. I'll let Adam Old come up.

**Adam:** You can table it or whatever you want to do, but I'll just mention that I think every alcohol license is granted by exception. The council can decide to negotiate with every single business that comes. You can't do that if you limit the hours to like 10 PM or something. You're not allowed to give them longer hours. You can always shorten the hours, right?

I would suggest that you consider that, especially if you're going to do the Little Farm and Big Daddy's, which is already they're until 2, and it's not a problem, right? Or maybe they go until 3, I don't know. You have the power to make this decision individually every time somebody comes. I would give yourself more options rather than less. There's no reason not to as far as I can tell. It's not that hard of a decision. You guys know what you want to do. You don't want people to stay up late on Northeast 2nd but you don't want to limit restaurants over here. Just split it.

**Mayor:** Thank you, Adam Old. Yes, Juan? Anything else?

**Juan:** No, that was a very good point.

**Mayor:** Perfect. Definitely. Can we motion to table it. I was going to say Adam. I'm sorry. Norman and Juan would come back with some options. If we get them a sufficient time, we'll review it in July. If not, it will be September.

**Roman:** Motion to table it until we get the options.

**Speaker 3:** Defer to the next.

**Mayor:** Perfect. All in favor say "aye". Aye.

**Speakers:** Aye.

**Mayor:** Okay, thank you. Thank you all. I think that's the last item on the agenda, and then we go to reports.

[background conversation] Okay. We have coming up right now, we are going right into the mayor, manager committee and attorney reports. Senator Campbell, are you in a hurry? Do

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

you want to sit through the reports? Okay, you're fine. My report is so incredibly brief. You all are going to be so surprised. Let's see. Okay. Oh, let's see what we've got here. Again, really, really, really brief. The newsletter is out. Please take one with you besides one, it's pretty informative.

I really encourage you. We've already started giving it out. I know you love our newsletter. You do. I encourage you to take it. It's pretty, it's got a lot of information. The nature trail, I spoke with Robert Rhonda who manages the nature trail. The big hiccup is we have a new principal there who is not playing as nice, but he is playing nice.

There is a meeting Friday. I'm going to try to make that meeting at 2:00 on Friday as someone have a pretty good relationship with the principal they asked me to speak at the 8th grade graduation so I did. I was their keynote speaker and I think from that, hopefully it'll ease over the relationships a little bit.

One of the big things I want to talk about is waste management. That's probably the gist of it. Waste management, I sent them an email on June 22nd. I sent them an email. It was a Friday. It had gotten to the point where when you hear for a while, like nine years, there's a lot to be said with the amount of complaints that come on social media and come on text messages and emails.

With text messages, I probably get more on text message than I do email and anything else. Basically, the email stated, "Hey, we're really happy. We think you're great, but in the last three months, the quality of service has really declined, and it's at the point where something has to be done."

Hey, I feel for having to have this position when you have to manage that many trucks, that many employees, the turnover must be incredibly high and then you add the component of a computerized truck now that picks up your bin and knocks everything over. The email, I put the manager in copy, the email was pretty lengthy. What derived from that, probably 50% happy.

The other 50% wasn't incredibly pleased. On that email, he sent out a field supervisor. Justin came out on Saturday. He actually knocked on my door. I did not speak to him. I sent my husband, and then he sent a full report. One thing that came out from the report, which is the 50% that I was incredibly happy was that he was out here at 7:00 AM and the pickup for all the happened within two and a half hours.

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**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

But the report is that two thirds of the bins were out, meaning that a lot of bins are not out at 7:00 AM, so they're saying that because they're not out at 7:00 maybe that's why your trash didn't get picked up. We remind the residents to put your trash bin out the night before was the gist of the email. I have not responded to that email. The email came to me on Saturday, the 23rd.

I'm going to be mindful in my response. But I will respond, because while I appreciate the field supervisor coming out, I more want to see it happening in real life as opposed to just a field supervisor that came out and of course, the trucks are all really great behavior, right? Because they knew the field supervisor was there because in his email he says, oh no, trash cans were pushed over and no words were broken.

Well, how about the supervisor come out, like surprise, like inspectors at do at your business. I haven't responded, but I wanted to say that that was one of the big things because I think that, and like I said to him, unfortunately, social media is unforgiving. Therefore, you really have to be on your A-game. That was with waste management and that happened literally last Friday.

Then I sent an email to the manager with regards to the Little Farm. We heard a lot about the sanctuary because we see it as we drive off in and we don't all see the Little Farm that often, but it looks pretty disheveled and dilapidated. I understand that maybe they don't have what they need to right now, but they need to be cited, something needs to happen.

I had a conversation with the manager about that with regards to, we drive all of you a crazy about your roofs, about your fences, about the bars, or whatever the case of your bin being out for 24 hours after your trash got picked up. We need to be holding them accountable as far as what they're doing as well as much as the sanctuary. What's the other one? There was a couple of meetings that I attended with the manager.

She might talk about it more in detail. The one thing I wanted to touch on a little bit was I went to the Florida League of Cities Meeting for a legislative update and the really big thing is Amendment One that's coming up in the November ballot.

I really encourage you all if you are unsure of what that is and the impact it's going to have in the village, really come see me, come see the manager, or talk to us because Amendment One while I asked, it appears to be a tax cut. It can be for some homes just if you don't have a clear understanding of what that means to you and to the village, if you go to [floridaleagueofcities.com](http://floridaleagueofcities.com), they have a whole PowerPoint that explains it a little better.

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**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

But again, if that isn't sufficient then come see me, come see one of us because Amendment One that's on the ballot in November is pretty important and we're hoping that residents will, or Miami Dade County will vote hopefully the right way or whatever. That's really important. But more than anything, what's right about it is you got to be informed. That's where I'm going with that. Let's see, what else.

Two things coming up. We have a town hall this Saturday, it's going to be all about the budget, you have an opportunity to talk to us. I've met with already with the manager and the CFO about that, we have to still go over again a few more things, but it's an opportunity to take a look at what our tax role.

We just got the email today as far as what the final tax role could look like. We forwarded it over to the CFO so we'll have some clear idea as to what numbers would look like for next year, in terms of an increase or not. That's Saturday and then National Night Out with the police officers is Tuesday, August 7th and that is also combined with a backpack giveaway. Then August 28th for the fourth year in a row, we try to be consistent with our dates.

We do have the State of the Village. It's going to be pretty informative. I really encourage the residents to come out. It's an opportunity if you can't make it to every meeting throughout the year, it sort of, you get it in one shot, and that will be a videotape. Last year's was not, that one will be so that it can be either live streamed or on the website thereafter.

I've a couple of things on public safety, but I'll talk about that. You'll talk about the special events. I'll close it on a meeting that I attended with the manager, which was the Northeast Corridor Smart Plan Meeting. The meeting was great. I think while we want a lot to happen as regards to what that smart plan may look like and how it's going to benefit or impact us, we asked Juan to come with us and the attorney for the Little Farm came with us. I actually had invited Seth, Sam and the Ballantine Brothers. They said invite any and all developer from your town to hear what we have to say.

The attorney for the Little Farm was pretty excited about the opportunity maybe to be considered or have a station here. From that meeting we were able to secure a meeting with the Mayor of Miami, Francis Suarez, which was actually supposed to be today. Unfortunately that didn't happen so we're going to reschedule it for July. But even if not getting a station, doesn't happen.

One of the most important things that we have to keep in mind is that I sent the manager and Juan, and I think maybe the attorney an email because there was a TPO meeting a couple of

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Commission Meeting**

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**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

days ago. From that meeting they have already not only solidified what the stations are, which there's only two, but more importantly all the routes where there's going to be trolleys and the routes where there's going to be bus service.

Right now El Portal is not on that, but Miami Shores is, and North Bay Village is. That's an important conversation to have and to do something about because right now, yes, that's great that we're going to have a train station, but it's not great if you got to drive you there. The whole purpose of having a better mobility is to be able to get there.

That's one of the things that I had just sent them that we need to go to the next meeting, which I think we got another email today. There's a meeting coming up, but more importantly the Mayor of Miami, heads the TPO as well, so that's part of our meeting was going to be in. We're hopefully to reschedule it for July and Juan will be joining us and the attorney probably will be joining us as well for that meeting. Let's see. Other than that, I think that concludes my report, yes. Then those two. Is the attorney or the manager next? The manager.

**Christia:** Thank you Mayor. Mine is going to be short too. I'm just going to go through it because we did try to join a lot of the items that I'm working on here as well as the fact that we did a lot of administrative work here in the village over this past month and hope to finalize some other things for the month of July. Just an update about the Hurricane Irma recovery, we have been in communication with a couple of banks still attempting to secure a loan. We will keep you informed as that comes to pass, but according to our CFO the audit will be completed in the next week or so and we both plan to finalize that funding to pay the vendors quickly as we can, so that our FEMA consultant can then submit that category because that is being held up because we haven't paid the vendor yet.

That's another reason we will be working safely, securely but also quickly to get that vendor paid. I did participate in a lot meetings over the month with the Mayor, and other members of the council including Council Member Dreher when we went to visit or meet with Commissioner Audrey Edmonson and we had the village interim attorney with us as well as the known team engineers and our Project Manager Ryan Ruwano with us to discuss the septic to sewer program and our request of the county but I'll let you talk more about it with Council Member Dreher.

We do have some pending out of steel waiting but we are all on schedule and our engineers have performed all duties where almost shelved ready as expected and we are again concerned with funding, we will see what happens with that from the county but that is where we are at

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Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

with that. Code enforcement, I will let you know we are out here writing citations, and yes we had our Code Enforcement Officer over at the Little Farm today and a citation was written with over with over 16 code violations for this month. Three of them will work out permits, seven were violations of steer and maintenance, and what have you.

He's writing citations and preparing us also for the season. As you know we've been out clipping trees and preparing them for the hurricane season, we should be finished with that at the end of this week, they are over in the west side of the village now finishing up. Clippings were only done in the right way and in the alley ways. Hurricane prepared in that respect. We will be conducting testing for our back flow prevention devices over the next couple of weeks. We have two reports, the timing for July so we will be doing that as well as the Craig A. Smith contract that we have to get us up to standard of the SAP plans with our MPDES MS4 permit annual reports.

Those are coming along. Council also approved that expansion of the service so they will be ready, we're hoping by the end of the week. We are meeting via telephone with the State to make sure that we are all together when meeting deadlines. The Mayor did speak about the solid waste matters in the village, we will continue to address and keep our eyes are on that. I'm sorry the El Jordanian storm water improvement project is moving along, we are presently waiting on easement to further that effort.

The property owner Mr. Hilt has been contacted on a number of occasions, the design plans have been given to him and we're just waiting his final approval but once the easement is obtained, then the El Jordanian design plans will be submitted and moving forward with that project. The CFO and RA continue to work on the 2018-19 post budget with the council, and we will be presenting that at the town hall meeting on Saturday. We are also working with the council for the upcoming budget meetings that we are required to have. The village did have a village wide staff training, conducted by the Equal Opportunity Commission here in our chambers, our full time police officers as well as all of our staff and Council Member Roman who generously sponsored the training attended, so we are doing well and looking forward to the next month of productivity, that's the end of my report.

**Mayor:** I have one question just for clarity. The audit that must finish, is that going to enable or assist or would put us in a better position for a loan?

**Christia:** Hopefully yes, we're in a better position than we have been in the past with these audits but we do need to present these audit to secure a loan.

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Mayor:** Okay. Any other questions for the Manager?

**Roman:** It would kind of be good as well, we talked about Christia last Friday in respect to getting more details from the CFO as far as what product line we're going to be pursuing with what is going to be a payment of interest only. What options is he going to present to us.

**Christia:** For the funding.

**Roman:** Yes, for the funding.

**Christia:** When we have something more concrete I will come to every member of council [unintelligible 02:36:01].

**Roman:** Thank you.

**Mayor:** Thank you. And thank you for the written report, written report always helps to read. Okay Councilperson Mathis Public Affairs Chair.

**Mathis:** I'm going to defer almost everything to the newsletter, but we do have fourth of July event coming up, it will be on the fourth of July in the top lot, commencing at 11:30 to 1:30.

**Mayor:** Who's cooking?

**Mathis:** We haven't decided if we're going to cook or carter but there will be food.

[laughter]

That concludes my report.

**Mayor:** There'll be food. Councilperson Dreher, Public Works.

**Dreher:** Pretty much the update that Chris had provided moving forward with the-- our local commissioners in order to help us with the funding, whether it's a connection fees, so I commend Christia for leading that meeting, I was there so again thank you. Thanks a lot.

**Mayor:** Public Safety I just have two things, we have a Crime Watch Meeting coming up. Officer Bratali has been diligently on-- where is my public safety report. Yes we have a Crime Watch Meeting July 21st, it's a Saturday to re-kick the the town hall, Officer Bratali has been

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

working on that with David Ward the resident who was here with the flags. I also want to say there was a typo on the newsletter so there's two misprints.

The newsletter said July 14th, I am sorry but it's July 21st at 10 o'clock, I do apologize for that. The next thing is that our Interim Chief Hufnagel hosted a coffee with our chief on Sunday, it was really nice. They probably had a total of maybe five, seven residents that came out. I think the only thing that came out of that, I'd encourage is that in moving forward, maybe just make sure you email everybody. I found out because it was on next door, it was on Starbucks. It was posted in the front, in the building department, so I went. About four or five residents were there, the President of the PBA actually showed up as well, so it was no cost to the village.

The Chief was already working that day, and Starbucks sponsored the coffee and the pastries as well. I wanted to just say thank you for putting that together. Communication is hard, we're all doing a lot but I just want to be sure they continue to be encouraged to do really good things and I know Officer Bratali is really diligent on social media. I wanted to point out that that was great. Corporal Sharper is here and I want to thank you because you are always the one that works at midnight and you put the lights on. I like seeing you go round and I know you are out there with the lights on. Yes its him, so I want to thank you.

I know a lot of residents have made a lot of comments about that, that they like that as you guys are driving by. I'm I leaving anything out in public safety? Okay. That concludes my report. Next we have-- standby. We're trying to go paper free right but I'm still old, I'm old. I like to touch and feel but I'm working with you guys here so, you've just got to bear with me. Who's next on the reports? We have Code Enforcement, that's me.

**Christia:** No it's not.

**Mayor:** Oh.

**Speaker 3:** It's [unintelligible 02:39:29]

**Mayor:** Code enforcement the only thing I'm going to say really is like I said earlier with the sanctuary, they really need to keep up with their word and I really encourage the Manager to tell Carlos don't be embarrassed, and as well as the Little Farm. As far as Code Enforcement is concerned, just eyes and ear out there people like to do a lot of things in the summer. Planning and zoning. Our last planning and zoning meeting and we talked about the alcohol ordinance, we talked about the garage conversion and we also talked about the sanctuary. In

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**Village of El Portal  
Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

all of those items passed to what we discussed this evening. Just as a reminder, we try to do most of our work at the committee meeting. By the time that we get here, most of the conversation has been had. Just those members that are not on the committee needs to be aware what's going on and ask the questions, so just as a reminder to the residents. Next, we have admin and finance Councilperson Roman.

**Roman:** Thank you. For me it will be really short, I promise, Senator. Anyhow, I just want to commend the Manager because she's been doing an excellent job. You guys haven't noticed, if you look around the village hall inside the offices, there's been tremendous change. This is something that we all talked about a couple years ago when I first came on the council and it's finally happening. I want to say thank you. We wanted to do this sexual harassment training, and we didn't have it in the budget and that's why it came out of my side of the budget but she was very proactive and moving forward, I'm very happy in the direction that we're moving forward. She's definitely doing what she can to get us to where we need to be with the admin and finance. Thank you.

**Mayor:** Thank you, that includes the committee reports. Now we have Norman Powell, our interim village attorney.

**Norman:** I shall be brief also, there's been a number of things going on over the last month. The Manager talked about the first item which is the septic to sewer. We attended a meeting with Commissioner Audrey Edmonson who was kind enough to put together staff from the sewer department and also the water and the school board to try to hash through some of the issues that are still pending. We were also looking at potentially looking at ways where we can look to the county to be a partner in the development of the project.

We've also revisited informally the take-home car policy. We continue to try to tweak in order to address some of the concerns of the police department. Just backing up a little bit in order to actually have that meeting with Commissioner Edmonson took a lot of work between the Manager, our consultants and myself in putting together a position, whitepaper as to what we were asking. The sanctuary project as you've seen tonight there has been a lot of discussions that have been had with staff and also the applicants concerning the various items that came up which require legal vetting. Also positive inputting just simply working with our planning consultants to see what fits. We can assure and make sure the residents can live with the project going forward. Councilman Mathis made approach of the proposal I'm trying remember?

**Matthias:** We are going to discuss that now?

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Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

**Norman:** We will skip that. I tweaked this proposal, was a procedure which will appear hopefully next month or late in the recess. I did get some good input from some of the residents. They sent me emails, they did take into account the lively discussion we had on it, so I paired it down consistent with the field and size of our meetings and also with the expectation that we got to try to streamline not only the delivery of the agenda packages, the Mayor has I think pointed out several times tonight. I think that's it generally, last the Manager and I did workshop the agreement with an expert in the industry. I would like to point out concerning tweaks that we may suggest with the ultimate agreement with the county for the septic to sewer project. That's generally pretty much my report.

**Mayor:** Okay, great. Thanks. Any questions for the attorney? Okay. Hearing none, thank you, everybody, for your report. Senator Campbell, you are on. Thank you for being here with the legislative update.

[background conversation]

**Campbell:** I'm so glad to be with you all. I'm here just to say thank you to the Mayor, Vice Mayor, and the Council and with your news, the manager, I heard you're very good here. That's great. Our City Attorney, Norman Powell. Anyway, everybody knows what happened in Tallahassee this session, it was horrible. Everything was okay but at the end, after the shooting at Douglas High School, everything changed. We fought hard, you have a two great, great, great **[unintelligible 02:45:41]**. Eli and Nelson Diaz, they worked tirelessly, but it's not their fault.

If the city didn't receive any money at all and truly is a first here, it's true. The Mayor lives in Tallahassee. She sleeps in Tallahassee, she does everything in Tallahassee to make sure the city is well taken care of. Unfortunately, this year everything failed and I guarantee you next year is not going to be the same. No one knew we were going to have that shooting. No one knew, it just happened and then the chaos started. With that said, I thank you all for everything you have done for the city and all the support you have given me and the Mayor, my sister, my heart, my friend. You know I love you, always love you and you're doing a great job for the city. We have to give this city I'm another name now, City on the Move because I hear you doing all the great things here. We need to give another little maybe City on the Sunshine, how are we going to call it?

**Mayor:** Keeping up with El Portal.

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Commission Meeting**

**Date: 6/26/18**

**Meeting Start: 7:06 PM**

**Meeting End: 9:58 PM**

**Meeting Length: 02:52:36**

**Campbell:** Keeping up with El Portal. That's another good one. With that said, what I did this year for you, and Mayor, I want you to read it on your own. Is a page 31 in that little booklet, I did a resolution recognizing the Village of El Portal on the occasion of the 81st anniversary of its incorporation. The village is going to be 81 years old, so I did the resolution for the village, is a token of my appreciation. A token of my love and I'm going to give a copy to everyone, so the Mayor, Vice Mayor Council and our City Manager, our Village Manager as well. She will get one, so is a token of my appreciation and I say I love all. Mayor, can you read it? You need to read it.

**Mayor:** Senate Resolution by Senator Campbell. A resolution recognizing the Village El Portal on the occasion of the 81st anniversary of its incorporation. Whereas the Village El Portal was incorporated in 1937, and now boasts a population of more than 2,500 in an area of approximately 0.6 square miles. Whereas the village of El Portal is home to Indian mount, the first archaeological site in Miami-Dade County to be preserved which is located on the Northern bank of the Little River, just South of Village Hall.

Whereas the ancient Sequester Indian mount was designated a United States Bicentennial historic site and as a public park in the 1920s. Whereas the Village of El Portal council is led by Mayor Claudia V. Cubillo and Vice Mayor Omar C. Nickerson. Residents are represented by Councilpersons Werner Dreher, L.E Mathis Junior, and Vimari Roman. The interim, well now Village Manager is Christia Alou. Now, therefore, be a resolve by the Senate of the State of Florida that the Village El Portal is recognized on the occasion of its 81st anniversary of its incorporation.

**Campbell:** Wow, come on guys. Let me say thank you to all the residents of the village as well. After I presented to each one of them, you guys will come with us and have a picture together because this is for you. I'm going to call the Mayor first. Mayor come down, please. Vice Mayor is going is going here, Councilman Harold Mathis, Councilman Werner Dreher. Councilwoman Roman.

**Mayor:** You're going to get a [unintelligible 02:49:37].

**Campbell:** The City Manager and our City Attorney going to come forward, this you have to put it in your office.

[background conversation] [background conversation]

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**Village of El Portal  
Commission Meeting  
Date: 6/26/18  
Meeting Start: 7:06 PM  
Meeting End: 9:58 PM  
Meeting Length: 02:52:36**

**Mayor:** Thank you Senator Campbell for the legislative update and definitely thank you for the resolution on our 81st, which I can't even believe that's already coming up that's crazy. There's no new business at this time. Anybody who got to offer? Okay. Hearing none, do I have a motion to adjourn today's meeting?

**Roman:** Motion to adjourn.

**Mayor:** Motion remains, by Councilwoman Roman and second by?

**Mathis:** Mathis.

**Mayor:** Second by Councilperson Mathis. All those in favor say aye, any nays? All right, hearing none, our June 26th meeting ends at 9:57.

**[02:52:35] [END OF AUDIO]**

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