



**Village of El Portal
Regular Council Meeting
Date: 01/24/23
Meeting Start: 7:03 PM
Meeting End: 9:14 PM
Meeting Length: 02:11:46**

Mayor Omarr C. Nickerson: How's everybody doing? The full regular council meeting for Tuesday, January 24 of 2023 is called to order at 7:03 PM. We're going to have a moment of silence and meditation followed by the pledge of allegiance.

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

Mayor Omarr C. Nickerson: Thank you very much. Madam Clerk, may I please have a roll call?

Village Clerk Yenise Jacobi: Roll call, Mayor Nickerson?

Mayor Omarr C. Nickerson: Here.

Village Clerk Yenise Jacobi: Vice Mayor Pirela?

Vice Mayor Luis Pirela: Here.

Village Clerk Yenise Jacobi: Councilperson Urbom.

Councilperson Anders Urbom: Present.

Village Clerk Yenise Jacobi: Councilperson Lightfoot-Ward?

Councilperson Dr. Anna E. Lightfoot-Ward: Present.

Village Clerk Yenise Jacobi: Councilperson Martin?

Councilperson Darian Martin: Present.

Village Clerk Yenise Jacobi: Also present for the record Yenise Jacobi Village Clerk, Christia Alou Village Manager. Joseph Geller is running late, the attorney.

Mayor Omarr C. Nickerson: Thank you very much. Madam Clerk, I appreciate it. Next, we're moving down to approval of the agenda. I know that our E1 is being postponed till next month, which is the Women's Club recognition, presentation, and

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award. I'm going to scratch that. Are there any other amendments to the agenda? If nobody has any other changes, do I have a motion to approve the agenda as is?

Councilperson Dr. Anna E. Lightfoot-Ward: So move.

Mayor Omarr C. Nickerson: Moved by Councilperson Lightfoot-Ward, do I have a second?

Councilperson Darian Martin: Second.

Mayor Omarr C. Nickerson: Second by Councilperson Martin. All in favor, say aye.

Councilmembers: Aye.

Mayor Omarr C. Nickerson: All oppose say nay. Hearing none, moving on to good and welfare. This is the time right now where if anybody wants to come up and talk about anything on the agenda itself. You guys come up and say your name and just for the record, you have three minutes to do so. Also understand that every agenda item that we go over, you're going to have a chance to speak for every agenda item also. Say your name and address for the record.

Pascal Depuhl: Pascal Depuhl, 177 Northwest 90th Street, good evening. I know that we are talking about STRs again tonight. We're restarting everything. I just wanted to put a little bit in perspective, we've done that for over a year now. It's always come across that this is a huge public nuisance and problem and tons of calls and everything. We did a public records request for 2022 with the chief of police. He had actually gone through every single call the police had done because right now they will from now on separate from STRs to non-STRs. They have not in the past. He actually had to go through every single call.

There were five calls in a whole year on STRs. One of them they're not sure if it was an STR, they just put it on the list to be safe. One of them is a call on my STR, and it was because the guests wanted to have a record that there was cameras at the house. All the nuisance complaints and all the huge thing that it sounds like when you guys are talking about it, five calls. One we're not sure, one was mine on a camera thing, so there's three calls. One of them was a noise complaint. We're

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making this huge thing it's becoming more and more and bigger and bigger and more intrusive on everybody. You guys are proposing changes again tonight.

We have talked about this and said we want to have a lean mean easy-to-follow regulation. You guys are building and building and building on something that's a copy from Miami Shores, who right now is not enforcing their STR. They haven't even written one single license and that's what we're building on. My request to you is, if we are restarting this, that we do what we'd asked from the beginning. Let's do a workshop with everybody. People that are for, people that are against, figure out what we have ordinances on the books for ready, and then write a specific small ordinance that addresses the few things that we don't have in law ready. Thank you.

Mayor Omarr C. Nickerson: Thank you very much. Anybody else regarding welfare? Hearing, seeing none, moving on to consent agenda. Do I have a motion to approve the consent agenda?

Lightfoot-Ward: So move.

Mayor Omarr C. Nickerson: Moved by Councilperson Lightfoot-Ward. Do I have a second of approval for consent agenda?

Councilperson Darian Martin: Second.

Mayor Omarr C. Nickerson: Second by Councilperson Martin. All in favor say, aye.

Councilmembers: Aye.

Mayor Omarr C. Nickerson: All oppose say nay. Hearing none we're going to skip down to the resolutions you guys. We're going to go to resolution I2 which is-- let me pull it up real quick. Madam Clerk-

Clerk: The 40th year.

Mayor Omarr C. Nickerson: I'm going to have you to read that for the record. The 40th year one because we don't need Attorney Geller for that. One second, let me just pull it out real quick. All right. Madam Clerk, if you will, can you please read that resolution into the record for us?

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Village Clerk Yenise Jacobi: I2 resolution 40th year building recertification. A resolution of the village council of the Village of El Portal, Florida, of Miami-Dade County, Florida providing for the 40th year recertification of the village hall property for the village of El Portal of Miami Dade County, providing for incorporation of recitals, providing for an effective date.

Mayor Omarr C. Nickerson: Thank you very much. Madam Manager, if you want to jump in real quick and just do an explanation and I'll go to the council, see if they have any questions.

Village Manager Alou: Absolutely. Thank you very much, Mayor Nickerson. This item is a state law that we have to follow. It's a 40-year inspection due upon the Village of El Portal building itself. We have about 28 other buildings, structures within the village that are going to be doing this as well. We have a due date. I don't have that on me at this moment but I can provide it. We were given 12 months to complete the 40-year recertification. This is for structures that are older, they're looking for electrical systems that may be outdated and unsafe, electrical corrosion, rebaring concrete that is pulled away, or buckled, or popped, or a pool decking, oxidation, those kinds of things.

Once this milestone recertification is reached, then we will have to renew it every 10 years. Based on the things that happened at Surfside at the tragic site of collapse. The Florida State Building Code is now really looking at measures to ensure that these older buildings are safe and we will be conducting that. We can't do it ourselves, we have to hire an outside inspector. We did receive three quotes and this was the lesser of the three in terms of the dollar amount, but a highly recommended inspector. I ask that you please approve it so that we can recertify the Village of El Portal building. Thank you.

Mayor Omarr C. Nickerson: Thank you very much, Madam Manager. Yes, a lot of building requirements change after Surfside understandably. Is there any questions from the council for the manager about this? Any questions from the audience about this? Do I have a motion to approve resolution I2?

Councilperson Dr. Anna E. Lightfoot-Ward: Before you do that can I just get in on it?

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Mayor Omarr C. Nickerson: Oh, sorry about that, I didn't see you.

Councilperson Dr. Anna E. Lightfoot-Ward: I don't want to belabor. What the manager just said I just thought that the information was put together very good. It didn't take a long time for you to figure out that this is one of those mandated things that has to be done, but it was the simplicity of the correspondence that I'm giving notice to. It's like that other one that we have to do every so often to this 40 year. I didn't realize that already, I should have. I've been here 30 of those 40. I should have recognized it, but they were doing that when I first started. Thank you very much for the simplicity. I appreciate that.

Mayor Omarr C. Nickerson: Thank you very much Councilperson Lightfoot-Ward. I appreciate it. Do I have a motion to approve resolution I2?

Councilperson Dr. Anna E. Lightfoot-Ward: So move.

Mayor Omarr C. Nickerson: Moved by Councilperson Lightfoot-Ward. Do I have a second?

Vice Mayor Luis Pirela: Second.

Mayor Omarr C. Nickerson: Second by Vice Mayor Pirela. Madam Clerk may I please have a roll call on I2, please?

Village Clerk Yenise Jacobi: Roll call. Councilperson Martin?

Councilperson Darian Martin: Yes.

Village Clerk Yenise Jacobi: Councilperson Lightfoot-Ward.

Councilperson Dr. Anna E. Lightfoot-Ward: Aye.

Village Clerk Yenise Jacobi: Councilperson Pirela-- I mean vice mayor.

Vice Mayor Luis Pirela: Yes.

Village Clerk Yenise Jacobi: Councilperson Urbom?

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Councilperson Anders Urbom: Yes.

Village Clerk Yenise Jacobi: Mayor Nickerson?

Mayor Omarr C. Nickerson: Yes.

Village Clerk Yenise Jacobi: Motion passes five to none.

Mayor Omarr C. Nickerson: Thank you very much. I appreciate it. Next, Madam Manager, if you wouldn't mind, can we go right into the reports? Do you have your report in front of you?

Village Manager Alou: Yes. Do you mean my manager's report?

Mayor Omarr C. Nickerson: Yes, your manager's report. I'm just trying to save time for everybody because-

Village Manager Alou: I understand.

Mayor Omarr C. Nickerson: -the other resolution on garage conversion we need attorney Geller to swear them in. The individual is here and then the short-term rental, we need him here for that. This is going into reports. Still trying to make it a short tonight as possible.

Village Manager Alou: That's lovely. Thank you. I've never had it. 7:12 PM. That's wonderful. My manager's report is pretty much ready. I haven't sent it out just yet, because I'm working on a few tweaks but I will give you some updates. First off, I want everyone to know that on Saturday our very own Vice Mayor Luis Pirela is hosting a community meeting to review the El Portal Parks Renovation and Preservation plans. It will be here in the village hall on Saturday, January 28, from 10 AM to 12 PM. All are welcome.

We'll be presenting plans and talking directly with our landscape architect as well as the Miami Dade County archaeologists who will give detailed descriptions of what needs to happen at our two historic sites which is the burial mound as well Sherwood Forest. Other plans about the other parks such as the Tot Lot, **[unintelligible 00:10:06]** River Estate Park, and the Nature Trail. We're excited to

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finally get this project underway, but we really want to present to the community before we get started.

If you haven't already noticed, we are conducting a mobility study in the village as well as a traffic study. They're going on simultaneously, so if you see some little markings on the ground, please just keep going about your usual business. We want our engineers to get an accurate read for what is happening in the village. I'm letting you all know, just continue about your normal business in the village, but that study is being conducted right now.

Once that is completed we will be looking to also work with Miami-Dade County in identifying some areas where we can do some traffic calming, may be painted crosswalks. We'll be making a presentation to Miami-Dade County and hopefully, we have the numbers and the documentation to support our request for lowered speed limits on our municipal streets. Just an FYI, the Cavista project, it's a monster. It definitely makes an impression on our skyline if you look toward the annexed area.

They are continuing with their construction. Everything seems to be on time or according to their schedule, but we have had some complaints from City of Miami residents. All have been found to be in compliance in terms of the construction on Cavista side. They're working to ensure that the environment is protected and that the waterway is safe. We've had no issues, and they've had monitors. Everything has been according to the law.

They have been dotting every I crossing every T in terms of permits, special events permits for the noise, and starting work early. We're pleased with that. You can see the diligence because the building is amazing already. We're getting very close. That's it. Skatebird Miami, they are open for business. They are still operating with a temporary certificate of occupancy, but they are in compliance and are working to get their certificate of occupancy. We hope to see that in the next three to four months.

I am going to defer the rest of my report until-- I will be posting it on the village website, and that will give you more information about what the individual departments are doing. A lot of milestones being reached in code enforcement as well as the building department. If anyone ever has any questions, please feel free

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to reach out to me. I'll have the manager's report on the village website tomorrow by 5:00 PM. Thank you.

Mayor Omarr C. Nickerson: Thank you very much, Madam Manager. I appreciate it. I'll do a couple of things for the mayor's report. A few weeks ago, myself and the village manager we were contacted a month or so ago, a couple of months ago. They were asked to be a part of-- on CW, I think it's called Inside South Florida or whatever. We're on that, and it's going to be an ongoing thing that we are interviewed every other month. The first one went well. I explained to-- I'm going to age us here for a second madam manager.

Oh, this is perfect timing. I explained to the manager after we had the interview. I said, "You know what? This is good." I said because I give the energy and she gives the sturdy details, the logical detail. I said, "It's kind of like Flavor Flav and Chuck D." [laughs] I said, I'm like Flavor Flav and she's a serious one. She's like Chuck D. The guys started laughing-- it was fun. We had fun. They're going to come back to us every other month, just talk about things happening in El Portal and just like what's going on and things like that or whatever.

We have more stuff-- that came from the whole mayor of the year and all that type of stuff also. We have more stuff happening, where Manager Alou, if I may. The Miami Shores Chamber of Commerce, I'm now on their executive board as of this weekend. I just got because-- you guys might know unfortunately because of the new statute that came down in Florida, Crystal Wagar had to step down. Crystal Wagar was on the executive board for the Miami-Dade County League of Cities. They just voted, voted, and unanimously yesterday appointed me as part of the executive board to take Crystal Wagar's spot.

[applause]

We have that. I'm just saying that not necessarily I appreciate it [laughs] not necessarily for myself, but all these things will just give El Portal more power because it gives us a foot in a door in many different aspects now. There's many more things that we can reach out and network that can come to us. It's going to improve the community. That being said, I'm cutting the rest of mayor's report.

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Attorney Geller has arrived. Madam Clerk, for the record. We're going to stay in the resolutions because we do have a garage conversion and I want to get those individuals out of the way before we go to the short-term rental. We're going to go to, Attorney Geller, if you see it in front of you, resolution I1, and then we'll have to swear the individuals in.

Attorney Joseph Geller: Resolution I1. A resolution of the Village Council of El Portal, Florida authorizing the approval of the variance for a garage conversion as requested by Isabelle Solomon and Asher Sadon-- I think it is. Providing for incorporation of recitals, providing for an effective date.

Mayor Omarr C. Nickerson: Thank you very much.

Attorney Joseph Geller: The address-- I'm sorry, mayor. The address of the property is 160 Northeast 89th Street.

Mayor Omarr C. Nickerson: Thank you very much. As they make their way up, Attorney Geller, you have to swear them in correctly. Anybody who's going to speak?

Attorney Joseph Geller: Everyone who is going to give testimony, please raise your right hand and repeat after me, I.

Asher Sadon: I.

Attorney Joseph Geller: State your name.

Asher Sadon: Asher Sadon.

Camilla: Camilla [unintelligible 00:16:42].

Attorney Joseph Geller: Do hereby solemnly swear.

Asher Sadon: Do hereby solemnly swear.

Camilla: Do hereby solemnly swear.

Attorney Joseph Geller: That the testimony I will give.

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Asher Sadon: That the testimony I will give.

Camilla: That the testimony I will give.

Attorney Joseph Geller: In this matter.

Asher Sadon: In this matter.

Camilla: In this matter.

Attorney Joseph Geller: Is the truth.

Asher Sadon: Is the truth.

Camilla: Is the truth.

Attorney Joseph Geller: The whole truth.

Asher Sadon: The whole truth.

Camilla: The whole truth.

Attorney Joseph Geller: So help me God.

Asher Sadon: So help me God.

Camilla: So help me God.

Attorney Joseph Geller: Or you may take an affirmation.

Mayor Omarr C. Nickerson: Thank you very much, Attorney Geller. Thank you very much you all. Through Chairperson Martin's planning and zoning committee, we already went through this once. If there's any questions, I'm going to ask the council in a second. Camilla, can you just let us know if there's anything that has been changed? If there's anything from the committee meeting they had to change to come into compliance with, were they already in compliance, and if so, does the staff still recommend approval, if so?

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Camilla: Certainly. Good evening, council members. Thank you, Mayor Nickerson. This variance application we recommended approval at the planning and zoning committee. They've complied with the zoning requirements and was consistent with a comprehensive plan. There has not been any changes since that meeting till for today.

Mayor Omarr C. Nickerson: Does the council have any questions for Camilla or the resident? No. Does anybody from the audience have any questions about this? No. Okay. Coming back, do I have a motion to approve resolution I1?

Councilperson Lightfoot-Ward So move.

Mayor Omarr C. Nickerson: Moved by Councilperson Lightfoot-Ward. Do I have a second?

Vice Mayor Luis Pirela: I second.

Mayor Omarr C. Nickerson: Second by Vice Mayor Pirela. Madam Clerk, may I please have a roll call on I1.

Village Clerk Yenise Jacobi: Roll call. Councilperson Martin?

Councilperson Darian Martin: Yes.

Village Clerk Yenise Jacobi: Councilperson Lightfoot-Ward.

Councilperson Dr. Anna E. Lightfoot-Ward: Yes.

Village Clerk Yenise Jacobi: Councilperson Urbom?

Councilperson Anders Urbom: Yes.

Village Clerk Yenise Jacobi: Vice Mayor Pirela?

Vice Mayor Luis Pirela: Yes.

Village Clerk Yenise Jacobi: Mayor Nickerson?

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Mayor Omarr C. Nickerson: Yes.

Village Clerk Yenise Jacobi: Motion passes five to none.

Mayor Omarr C. Nickerson: Thank you very much. Congratulations, sir.

Asher Sadon: Thank you.

Mayor Omarr C. Nickerson: Thank you very much, Camilla. I appreciate it. Thank you guys.

[applause]

Mayor Omarr C. Nickerson: All right, you guys. We're moving to the last two items on the agenda, which is-- we have the Village Attorney reports also. We'll do that before we leave, but we did that. We're good. We're doing the agenda item H1 and H2. Councilperson, Chairperson Martin, I'm going to turn it over to you.

Councilperson Darian Martin: Sure.

Mayor Omarr C. Nickerson: You do it however you want to do. I don't know if you want to combine them or--? The floor is yours.

Councilperson Darian Martin: Yes. I'm going to combine them and just let us know where we are. This is appearing as a discussion, but really it's an update. Based on recommendations from city staff, and from conversation with village residents, the village attorney. You can chime in whenever you would like to or if I'm misstating anything because I want everybody to have an accurate idea of what's happening.

The village attorney is suggesting that we revise our current ordinance in the way presented as an attachment to our agenda. All of those changes are outlined in red. Procedurally, where this leaves us is, we would have to then-- I didn't want it to appear as an ordinance tonight, but at the next meeting we would have to read this as an ordinance twice and then discuss the fees. That's the procedural setup right now that we're looking at. Tonight is an opportunity for us to review those changes.

To chime in on those I do want to just clarify that we are not starting over again. This ordinance is in place. This is a revision to the current ordinance. This is not a time to

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discuss whether or not we should have the ordinance, it is in place. These are the revisions that are being put before us, and then we can ask questions if we have any to the village attorney about those revisions presented, and outlined in red on the document.

Attorney Joseph Geller: Madam Chair, let me just add to what you said, all of which I agree with. Just to be clear again, for the purposes of what the procedural posture is. Per your request, these are not action items tonight. That's why they're in H under discussion, and they're not under I as resolutions per your request to make sure that we had a further opportunity to discuss this with residents. Tonight is just open discussion on both.

Councilperson Darian Martin: Very true.

Attorney Joseph Geller: For the next meeting, we will schedule first reading on an ordinance, which amends the existing ordinance that we adopted last year. That ordinance is in effect. Actually, we could be adopting fees last meeting this meeting to just implement the ordinance as it's already on the books. Instead, we've recommended in consultation with you, with the mayor, with other members of the village council, and with our staff.

Based on comments from residents, we've recommended an ordinance to amend the existing ordinance with the changes that are outlined as the chair--
[unintelligible 00:21:53] said in read. That would be heard on first reading at the next meeting, and it will then require a second reading to be final at the following meeting. We certainly can still make any other changes prior to that first reading that the council decides it wants before it comes to first reading, or we can simply go ahead at first reading and approve it.

Again, it then requires a second reading at the following month to be final. The fees, as the chair said are set by the resolution. There are recommendations from the administration. Setting the fees could be but is not on the agenda as an action item tonight. The fees can be set by a resolution at the next meeting along with first reading of the ordinance that amends. The fees could equally well be set by resolution on the same night as second reading of the new ordinance amending the existing ordinance.

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It doesn't necessarily matter which of those, but we would recommend that whenever you adopt the resolution on the fees, it should become effective at the time you approve the ordinance amending the existing ordinance on second reading. If you do it the night of first reading, you can delay its implementation for a month, or you can simply put it off and have it done when you do second reading, either will work just as well. Thank you, Madam Chair.

Councilperson Darian Martin: You're welcome. Thank you for the explanation. Honestly, we want this process to be as transparent as possible, which is why we made the decision not to just put this on for first reading tonight. With that being said, I do have one question on the document. It's section 5-72. It says that licenses are valid for a year. Madam Manager, I think this is to you, but is there any desire to make those licenses expire on the exact same dates? I know with DPBR they expire on October 1st, and whatever fees are just prorated, would that be easier administratively?

Village Manager Alou: Yes, it would.

Councilperson Darian Martin: Should we do that October 1st date just so that it dovetails?

Village Manager Alou: Yes, I think that would be the better. Yes, because otherwise, it's another layer of--

Councilperson Darian Martin: It's a nightmare.

Village Manager Alou: Yes.

Councilperson Darian Martin: Exactly. I agree with that. That would be the only addition that I would have. I will leave it to the other members of the council to chime in as to whether or not they have any additional questions on this. Councilperson Lightfoot-Ward, I was about to make you a commissioner.

[laughter]

Councilperson Dr. Anna E. Lightfoot-Ward: With that said, we're working with the budget, right? Where we would be working with the budget so that the discussion

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would happen before that fiscal year started. If there was going to be a raise in the fees.

Councilperson Darian Martin: That's a good point. Good point.

Councilperson Dr. Anna E. Lightfoot-Ward: Seems to me that we will already have discussed it doing the budget hearing, and at the time that we adopt the budget, then that would've taken care of it. We don't need a second to-- correct me if I'm wrong Mr. Attorney. It would not take a second, because it would be part of the budget.

Councilperson Darian Martin: A second of what?

Councilperson Dr. Anna E. Lightfoot-Ward: Because you said something about changing the fees.

Councilperson Darian Martin: Oh, no. Oh, whoa. From what I understand, and the attorney can correct me if I'm wrong. We can change the fees at any time via resolution. What I'm talking about is just for the manager's ability to not have to do this renewal piecemeal throughout the year, and just have one set date where all the renewals will come in. They're essentially just dealing with new applications throughout the year. All the renewals on October 1st, or that week. Yes.

Councilperson Dr. Anna E. Lightfoot-Ward: All right, understood. Understood.

Attorney Joseph Geller: If I might Madam Chair, that's correct, but to your question. Also with budget in mind, by having all the renewals due October 1st, they'll coincide with our fiscal year as well, regardless of when you start. If you start six months into the year you'll pay half the fee. You'll have the full renewal. Everybody will have the full renewal October 1st, so it would track with the budget.

It also has the benefit by doing it that way, that somebody who's just starting, who's only going to have six months or three months left in the fiscal year, has a lower entry cost into providing the service. They get to start without having to pay a full year unless they're starting right on October 1st. It gives them a little time to bring in some revenue before they pay a full year. It has a couple of benefits, but one of them is the one you raise, it tracks the budget.

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Councilperson Darian Martin: Thank you. With that being said, any other questions, or concerns on the topic? Okay, it was quick. Council Urbom, do you have something?

Councilperson Anders Urbom: Yes, I just want to say that I do think it's good that it's taking a little bit of extra time to get through this. We'll have a better ordinance at the end of this. To Pascal's point, at the beginning of the meeting regarding the number of calls, and complaints. For me, I don't see this ordinance as a reaction to that issue specifically. I see this ordinance as one of these things that has become necessary based on how things are changing overall. I was born in 79, I didn't have a cellphone until I was in my 20s.

I'm part of that group of people who might not have truly imagined what the age of internet would bring. Meaning that there's a lot of new businesses, and business models now that did not operate in the past. As opposed to being reactionary, we're going to get sued from both sides basically. Someone's going to be potentially harmed, I should say, someone's potentially going to be harmed by-- I'm not a lawyer. Someone's going to potentially be harmed by, I guess, at a short-term rental.

They're going to sue the village for saying, "Why didn't you have any precautions in place to protect the residents." Some other overcompensation in terms of punitive actions from the village against the short-term operator is going to result in a lawsuit saying, "You've impeded on my ability to do business." In this catch-22 situation, I see this ordinance as necessary in some form based on how things are changing.

Instead of hiding from it, or waiting until there's some impending emergency that requires this explicitly. I am probably a little frustrated that we're not getting to the first reading tonight of the amendment to the ordinance. On the same token, I think we've gotten good feedback here, and I think we're on track to have an ordinance that will survive. [laughs] That's certainly the goal. Even a little bit more than that. My bar is a little bit higher than that. Final note regarding the fees.

I just maintain consistently that having fees that are reasonable for an average operator who is living in the residence or close by and actively participates in the management of that short-term rental should not be priced out. Where fees, again, that are just rising too high we're just going to be left with absentee owners and LLCs, and S-corps, and everything else. Those are my two cents.

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Councilperson Darian Martin: I appreciate your two cents. I do think that we've discussed a lot of the ins and outs of whether or not we should have it or shouldn't have it, and for sure we land on the side of we need it. I agree with that. I hear everything that is being said by the residents, and I've had meetings with residents and really chewed over a lot of the arguments. This is part of the process. Everyone said that our foot was too heavy on the gas. This is an effort to slow it down, show everyone our work, and reinforce the idea that we are trying to have the best most collaborative document that we can come up with.

To your point, if you look at AirDNA which is a platform that monitors short-term rentals. Since the beginning of 2022, the amount of new entries onto Airbnb are at 54%.

They've had a 54% increase in the amount of new registrants. We are not only addressing historically what has happened with short-term rentals which, by the way, we do not have a way to monitor or locate short-term rentals. As far as the information presented, you have to wonder how accurate is that.

What we can expect is that in the future there will be more people engaged in this business endeavor, and it behooves us to be on the front end of that. We definitely want to be fair to all parties involved, but part of our job up here is to be proactive. I think that's a big piece of the puzzle. If you look to other municipalities, Dallas just banned all short-term rentals in single-family residential neighborhoods. There is an impact being felt and we are well served by thinking about what this business endeavor looks like five years from now, 10 years from now.

Put something in place that can properly address that and preserve the rights of everyone involved. I do agree with what you're saying, and I share your frustration that we're not doing the first reading. I think it's necessary for us to make it clear that residents do have a role to play in providing input. Because some of these revisions are based on input that we've received from residents and there have been, I know I've sent emails to residents saying, hey, give me your red lines so that I can discuss that with the village attorney.

I've given people those entry points with me and I'm sure maybe other council members have done the same. This isn't an effort to let everyone know that we're not just trying to force our own agenda. This is truly something that is first of all,

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necessary, and second of all, we are trying to make it as collaborative as possible. With that being said, I think, are there any other conversations amongst the members of the council? Any comments? Councilperson Lightfoot-Ward.

Councilperson Dr. Anna E. Lightfoot-Ward: Thank you, Councilperson Martin. We didn't start this fight. We're just trying to finish. This is a state mandate. Wherever we are lacking, we have to address it. We are lacking in the part that we're about to discuss whenever we discuss it. I appreciate my fellow councilperson for being vigilant in making sure that every voice is heard. We didn't start this fight because it was left at the village we probably wouldn't have it. I'm just going to tell you just like that because I've had my ups and downs too with the residents.

Why in the world did you do it? We didn't create this. This was a state mandate on every city. If we are lacking which we are, we have not established fees. We've been talking a lot and people have been obeying to an extent but now we got to get onto the business of charging. We got to get onto the business of let's get this done, let's get this behind us. We don't like it any more than the first comment that was made on it tonight. We're not trying to do anything that we don't have to do. We're doing as attorney says we're being vigilant. We're being responsible to what we have to do.

This has been in the works and we haven't had fees even established. This is all that it's about. Work with us a little bit. The state put this on us. We didn't put it on ourselves. Every city in the state has to comply, and that's all we're trying to do. We are just a little bitty city and we don't want it to be disturbed. We don't want it to be destroyed. To your observation, on my street also. These people don't care anything about the permanent resident, noise. They don't care anything about how many cars are parked on my street.

They don't care anything about-- I'm not going to take the police from critical matters to make people behave, but that's what it's been taken. That's what it's been costing. Everybody thinks this is a free for all because we're a tiny city. It's a free for all to do whatever you want and destroy it. We are not having it. We're a beautiful city and people in a very good kept secret where folks know about us. These two short-term rentals personally may cost me not being on this day next year.

Personally, I wish we didn't have to deal with it but we do because why we're responsible. Thank you so much. I appreciate it. I really do not want to sit in your

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seats with this thing being like it is, but we're doing the best we can for the better, for the good. First of all, because the state says we have to. Secondly, because we want to do it decently and in order, and third, we still have a feeling we live here too. We still have a compassion about who or what comes up goes on in this city for those people such as yourself that obey the rules.

There are others that don't. This foolishness about taking property, buying it but not living in it, there's something wrong with that. You bought it, you said you own it but yet you are renting it out. There's something wrong with that. Have we made that an issue? We have not. We have not. I've got two on my block. They do not live in the village, but they do rent out the property for just that, not permanent living, for just that to throw parties. We're going to do the best we can with it but we cannot ignore it. Thank you, madam.

Councilperson Darian Martin: All right. Thank you so much. Are there any comments from members of the audience? Oh, to the mic and then you state your name and your address, please.

Jacomina Depuhl: Hi, my name is Jacomina Depuhl. I live in El Portal, 177 Northwest 90th Street. My age, may I?

Councilperson Dr. Anna E. Lightfoot-Ward: No.

Jacomina Depuhl: No. [laughs] It's funny that you mentioned the 50% increase-- 53% you said. I had in my notes 50%. I also read AirDNA. What is happening now which really should put you at ease is that because we have such a huge increase of SDRs in all of South Florida, not only this area. A lot of us property owners, that's all we have. We have no 401(k)s, we have no savings, that's all we have, an extra rental property. What's happening is most of us are now putting them back to long-term rental, because with this extreme influx of competition everybody's lowering their prices so that now most of us or many of us are continuing running at a loss.

The decision is easy back to long-term rental. You wait a couple of months, maybe a year, and you will see automatically half of them will be gone. The ones that didn't buy a long time ago, the ones that bought recently over-extended themselves, they're going to be gone because it just doesn't make sense. It's not profitable. Plus all the increased fees that we have to pay Airbnb. The other thing is also, and my

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offer still stands anytime, I don't live far. I live literally on the other side of the school. Anytime there's a party, let me know. I'll come there I call Airbnb, they shut that down forever. The host will get discredited and there's no tricks around it.

You can't re-list under another name because the property address is the same. Ever since COVID happened and some of these parties happen because crazy people from up north thought they could just-- I don't know what they thought. Ever since then Airbnb has changed their laws, has changed the rules. One party you're out if you don't shut it down immediately. One called Airbnb and they erased that listing from their platform. They banned that listing, that person, that owner, that property from their platform. They can never do this again. Problem solved.

Councilperson Dr. Anna E. Lightfoot-Ward: Thank you.

Jacomina Depuhl: Seriously call me anytime I'll shut them down if there's another party.

Councilperson Dr. Anna E. Lightfoot-Ward: Very good.

Jacomina Depuhl: Okay.

Councilperson Darian Martin: Thank you for that. That's a good bit of information to know. Ordinances resolutions they change based on what the realities are. If the reality is that in a year, or two, or three, we see that there are no short-term rentals, no new entries. Maybe at that point whomever is sitting in the seat can take a look at the snapshot of what it is currently and maybe they would make a different decision.

Jacomina Depuhl: Why I'm here because we already made a decision, some of them are going to just do long-term again. It's easier, no hassle, don't have to constantly check if the cleaners cleaned well enough and all that stuff. I have more freedom. Why I want to fight for my right is for the freedom to have the choice. Because when COVID happened, both of us are self-employed, our jobs stopped. We didn't get government handout, bailout, whatever it was called. We didn't get that because being self-employed, it's really complicated.

I guess there was a way to do it but we just-- too much work. We didn't know how to do it. For us, because of COVID and the northern states being on lockdown,

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everybody came to Florida and it saved us. During COVID months when the north was locked, we made double than what we normally make and that saved us. Otherwise, we wouldn't have been able to pay the mortgages or food for that matter. This is our survival. What if another epidemic happens or something like COVID and there's another crisis we're in the same boat we didn't get salary or protection from our jobs, we didn't have that.

Councilperson Darian Martin: No, no, no, I completely get that.

[background conversation]

Jacomina Depuhl: Test, test.

Councilperson Darian Martin: I completely get that. What we're doing tonight, I want to reassure you, you can still run a short-term rental. Nothing we're doing tonight says that-- actually, we cannot say that there are no STRs in El Portal. That is not what we're saying. We are just putting for-

Jacomina Depuhl: Because the state law says that we are allowed.

Councilperson Darian Martin: Precisely, you are able to run your STR and there is nothing that we are saying about that. What we are talking about is how you do that. We are creating a program within which people need to be registered and processes that they need to follow to ensure that everyone can quietly enjoy their property. For sure you can continue to run the STR-- is not what we're doing.

Jacomina Depuhl: If the fees are becoming to astronomical-- already at this moment this very moment it's maybe \$100 more will I make with STR compared to long-term a month. That's not really--

Councilperson Darian Martin: For sure. I encourage you to stay engaged when we do set the fees, but we haven't set the fees yet. Once we do have the fees set, then we can talk about whether or not those are excessive. I hear you and I empathize with your situation for sure. I want you to know that you can run your STR and I do hear your concerns.

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Jacomina Depuhl: We moved 25 years ago and we picked El Portal because it was a free place. It was multi-ethnicity, diversity, and everybody was welcome. It was a great place. I remember Regina, she was awesome. The way this village is going it's horrible. It's like we're not allowed to do anything. It's like being in a prison.

Councilperson Darian Martin: I don't know if that's what it's like, but I do understand what you're saying.

Jacomina Depuhl: I love what the village is doing as far as beautification plans, fantastic. STR workshop is a great idea because if you know how easy it is to shut the party house down forever, why go through all these meetings, and all the drama, and all the stress, time when with one phone call you ban them forever.

Councilperson Darian Martin: We have had a workshop. I don't know if you attended, but I do believe that for sure your husband attended. We have had a workshop. We do hear that Airbnb it does a fantastic job of shutting down party houses but Airbnb is not the only platform. We have to think about that as well. I thank you for your input. I do think that your three minutes is up, and I will take into consideration what you've said. Thank you.

Jacomina Depuhl: I have more but whenever.

Councilperson Darian Martin: Sure.

Jacomina Depuhl: Thank you.

Councilperson Darian Martin: Not a problem. Your husband has my contact information, feel free to reach out to me via email. Mr. Russell and I have had coffee and spoke about different items. You can for sure reach out to me directly. Is there anyone else that has a comment on this item to come forth and state your name and address for the record?

Rodolfo Alonso: Rodolfo Alonso, 199 Northwest 90th Street. Since Councilperson Urbom, I think you mentioned you were born in 79, I'm a bit older than you. I was born in the early '60s.

Councilperson Dr. Anna E. Lightfoot-Ward: No.

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Rodolfo Alonso: Yes, early 60. Anyway, that's not relevant. The point I'm trying to make is a lot of you here I've been a resident of El Portal before short-term rentals became as popular. Today, I am a short-term rental property owner here at El Portal where I live. I'm also here besides the obvious that I'm a short-term rental property owner, because like I said, I'm a resident, I love my community, and I want nothing but the very best.

When the first version of the ordinance was passed, I did take the time to review it literally word by word. Probably most of us in this room did a lot of research. My findings, but then again, I'm not an attorney, is it just didn't sound to me as equal or fair. Again, I'm a short-term rental property owner. I think its human nature to perceive or process things the way that you want them to be. That's just human nature and most likely, I'm not an exception. I am human.

With that said, I'll try to be objective here before my time is up. I'm glad and I thank the council members for taking a second look. Also, I'd like to point out and I just feel the pressure of the time that the fees proposed, which I understand were proposed by the administration, the management. If I'm not mistaken, several numbers have been thrown, was \$750 as a licensing fee.

You can go online, there are two major platforms. There's Misterb&b, there is Vrbo, there's Airbnb, which is the largest of all the platforms. When you actually put in a city name, which you can put Hollandale, you can put Aventura, you can put El Portal, there's less than 26 listed Airbnb, and less than 17 listed are Vrbo. There's another one was actually probably for the LGBT community called Misterb&b. I think there's less than nine or eight the last time I checked, but that was in December.

If I remember correctly sitting here in this meetings, the number that has been thrown which I'm not sure where it came from-- tell you the truth was 40. There are 40 short-term rentals at El Portal. I was just doing some basic math. If the fee for a license is going to be \$750, assuming for a minute that number has been mentioned for 40 you multiply that you get \$30,000. I know it's public record. I read it.

There's a program that has been purchased by the city by the name of GovPilot was \$4,000. On that contract, it makes reference like a three-year for \$30,000. In proportion, it just doesn't add up. It doesn't make sense. Last but not least, I'm afraid my time is up, the state of Florida has in place rules, regulations, and requirements

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for short-term rentals. I respect that laws are for everyone and should not favor anyone, but at the same time should not single out anyone. And it feels like, and I think this feeling is shared that short-term property rentals are being singled out. That's not right. Last but not least, I think it's important all of us, especially those are here from a legal side to pay close attention and be awake while the rest are speaking. Thank you so much.

Councilperson Dr. Anna E. Lightfoot-Ward: Thank you.

Councilperson Darian Martin: Thank you for your consistent input throughout the program, throughout the process of getting this passed. One of your points, I think when you're saying that residents feel like they're being singled out, I think you're probably foreshadowing a larger conversation about code enforcement. Is that where you are going with that?

Okay, which I agree with you. I think that in general, we need to do more as it relates to code enforcement. I want to talk to the-- Councilperson Urbom, is that your committee? I'm sure when we have our next Code Enforcement Committee meeting, we can have a more robust conversation on how we do that. I do want to say just because we are focusing on short-term rentals now does not preclude us from focusing on other code enforcement issues that might be present within the village. It is on our agenda, it is on our radar.

I don't want you to feel singled out in any way because, at the end of the day, we all are a village. What we are trying to do on this dais is make sure that this village functions for everyone. I don't want you to have that feeling because it's not our intention. At least, I can only speak for myself. It's not my intention, and I don't believe that it's anyone else's intention as well.

It is just an issue that we have perceived that has the potential of growing, and we are doing what we can now without having a crystal ball to entrust it in a way that's going to be the most meaningful and long-lasting, and fair resolution on that topic. I do want to allay your fears on that level and let you know that I am definitely listening. If there's anyone else that would like to speak? Mr. Depuhl.

Mr. Pascal Depuhl: Pascal Depuhl, 177 NW 90th St. Just a procedural question real quick there. A couple of things in the memo from Madam Manager, as well as in

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the ordinance that are proposed changes. Are you going to go through those one by one, or are we talking about everything right now?

Councilperson Darian Martin: You are talking about the red line to changes?

Mr. Depuhl: The memo from the manager.

Councilperson Darian Martin: The memo concerning the fees?

Mr. Depuhl: No, the memo concerning enforcement and all those things. The one memo that we have from [unintelligible 00:53:12] are you--

Councilperson Darian Martin: Yes. We are talking about the red lines as far as if we have any questions about those items, or if we have any additional questions or comments about the actual ordinance. If you would like to address something that the manager has stated in her memo, you can do that as well. As far as the fees are concerned, I think that we should tackle that at a later date.

Mr. Depuhl: No, I'm just asking, you have the changes in the ordinance, are you going to step through those one by one and talk about them?

Councilperson Darian Martin: No, no, no, you're going to have the opportunity now to state all of the questions or concerns that you have with that within that three-minute time.

Attorney Joseph Geller: You are free to raise anything you want to raise. There's not a restriction [unintelligible 00:53:54] one item or in the next.

Mr. Depuhl: Thank you. Does that include the memo from the manager that talks about some of the things that code enforcement will do or the building department will do or things like that?

Councilperson Darian Martin: Yes.

Mr. Depuhl: It's two big things that we're looking at. One is when I look at the law that the state has in regards to public lodging, which is us with STRs. They specifically say that there's a lot of stuff that the state preempts, where it says, "This is my thing, I take care of it," and specifically prohibits municipalities from taking care

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of and looking at, and writing ordinances about-- In Florida Statute 509.032, where it basically says that the only enforcement in terms of code inspection would be anything in compliance with Florida Public Building Code and the Florida Prevention Code as it is done to any building that is not a short-term rental.

I think some of the things that you guys have in here were-- There's code enforcement inspections, especially on things that are regulated with the DBPR which we have brought up countless times, the linens and things like that. If you don't define what a clean linen is, I'm going to start having an argument with whoever is checking it just to say that a guest complains, and now I can have code enforcement come in and take a look at that.

I think if you want to take care of something that DBPR preempts you from doing, we need definitions on all those things instead of just having, "Hey, it has to be clean," because clean to me, is that a new sheet, is that how many times can that be used? Then, the second one is you guys are talking in here, in the manager's memo, that the building department would do a change of use from residential to commercial, but in the El Portal Code, commercial does not touch anything having to do with lodging.

There's a specific section in the El Portal Code that talks about building use, and that building use is specific on lodging, not commercial. If you are saying, "I need to get a new certificate of occupancy because I'm changing the use of the building," we're not doing a commercial structure, we're not doing commercial building. That's not opinion, that's your code, the El Portal Building Code talks about that.

Attorney Joseph Geller: Could you repeat the section [unintelligible 00:56:39]?

Mr. Depuhl: The Florida Statute?

Councilperson Dr. Anna E. Lightfoot-Ward: 509.432.

Attorney Joseph Geller: What was the section you referenced?

Mr. Depuhl: Yes. I'm getting to that. Section 24(b)(viii). Number (i) defines the single-family residence which obviously is not what we're talking about, but if you look through the whole Section (d), the Commercial Section (d), none of that talks

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about any kind of lodging facilities. That would be under (b), and the only two there that are in the code are the bed and breakfast under Number (i) and an Inn under Number (ii).

Then, there's a hotel, but that's anything over 12 units. We don't have that, so we are regulated under DBPR which is-- They look at us as a hotel because we are a lodging, but I think that's a little bit of an overreach, and you are not looking at the uses correctly. I think those have to be readdressed and re-looked at.

We've had a lawyer look at our ordinance, and he's told us what he believes is not legal. The gentleman that we've had look at is the representative that the Florida Bar has picked to do the continuing education for lawyers on short-term rentals, so he is, according to Florida Bar, not me, the subject expert in it.

I have a copy of the ordinance that I'm happy to give you guys where it's just whited-out where he says there's a problem with. I'm happy to give that to you guys. I think we're starting to overreach a little bit with a lot of the inspections and the re-doing certificate of use of occupancies and looking at the primacy of the state that this ordinance is becoming heavier and heavier instead of lighter and lighter.

Councilperson Darian Martin: Is that the entirety of your comments? I just want to give you a chance to--

Attorney Joseph Geller: Madam Chair, did you get the name of the attorney that he referenced?

Mr. Depuhl: Yes, I think you guys have it.

Councilperson Darian Martin: His last name is Brady?

Mr. Depuhl: Yes, Keith Brady I think it was.

Attorney Joseph Geller: Keith Brady? All right.

Mr. Depuhl: Yes.

Councilperson Darian Martin: What I will say is I think we're having the same conversation that I have had before with Mr. Russell. In that conversation, it was

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mentioned that there was a red-lined version of the document. I requested that document in December so that I could discuss it with the attorney. Then, I requested it again a week ago, and--

Unidentified Speaker: I'm just talking about--

Councilperson Darian Martin: Whoa, whoa, whoa, whoa, whoa, whoa. We have to wait to-- We have to wait. Yes. We have to wait until we're on the mic. It's a conversation. I'll get to speak, and then you can speak as well. I requested that document, and I was told that it had been provided to one member of the council and that it would be provided to me after this meeting. It is impossible for me to have a meaningful idea of what it is you are saying are the inconsistencies without having that document in front of me so that I can review it, and I'm imagining that is the same for the village attorney as well. It behooves you when you have the opportunity, if you do have an attorney who has highlighted specific issues, to provide it to us as the council and the village attorney with enough time for us to review. This quick-fire away is not going to get any sort of resolution.

The intention is, which is why I reached out, I had coffee and requested this document in December and then requested it again prior to discussing it with the attorney is because I want the information so that I can make sure that the document is okay. I did a bit of research on Mr. Brady, and I saw that some of his items, I am not the village attorney.

I just know how to read legal documents. I saw that some of those items were dismissed. I'll let the village attorney do his research and it would be helpful if we had an actual document so that we can review it and make sure that what it is you're saying either lets you know why the inconsistencies are not present or become aware of them and adjust for them.

If the intention is to make sure that this is a collaborative document that is sound, the information needs to be provided to us in a forum that is not this one. We're just hearing subsections C, D, E, for me, that is confusing and I would prefer to see an item in front of me. If you can provide that to me, that would be great, or if Keith, Mr. Brady could reach out to the village attorney, that would be awesome.

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Mr. Depuhl: I can give you a document today that has everything removed that he thinks is problematic. As to the subsections that I was referring to, that was not anything to do with SDR, that was actually El Portal Village building code.

Councilperson Darian Martin: No, no, no, no. For sure. Even that, I just want to know what the specific areas are. What area are you discussing? I would love to receive it because I've discussed receiving it twice now and have not and that is a bit frustrating.

Mr. Depuhl: The attorney had to ask us last time to please write stuff down. I've sent emails to the council before, during this whole process where I'm outlining everything that I'm saying

Councilperson Darian Martin: Have not,

Mr. Depuhl: I've wrote to you guys' official email, so I'm not sure if you don't have it [crosstalk].

Councilperson Darian Martin: I have not received that. I did a search right before this meeting for your name.

Mr. Depuhl: I'll be happy to send it again.

Councilperson Darian Martin: For Mr. Russell's name. I would love to receive it. I do think the village attorney has something to say and I think we should hear it.

Attorney Joseph Geller: Just very quickly, I'd certainly welcome an opportunity to speak with the gentleman. I'd be happy to talk to Mr. Brady. He can reach out to me or you can give me his contact info. I'm happy to reach out to him. If the gentleman is somebody who's knowledgeable in the field, I am not an attorney who pretends that I know everything about everything.

I know what I think, I have an opinion. I've researched this issue and spent a lot of time on it over the years, but that doesn't mean I know everything there is to know. Just for the record, I'd be happy to talk to Mr. Brady. The chair has already looked up and researched the gentleman, he's a member of the bar, he has some expertise. I'd certainly welcome the opportunity to speak with him.

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That's why the chair set tonight, not for first reading, but for discussion specifically. If there's some point that is correct, I'm happy to bring that to the council and allow them to make a decision. My opinion is not binding, neither is Mr. Brady's, but we as lawyers, we all have opinions. I'd certainly welcome hearing his.

Mr. Depuhl: The one other thing I want to bring up and then I'm done, I read through the ordinance again and I'm looking at, we've talked about this at length, the requirement to have 30 days to 90 days in terms of what falls under short-term rental. The issue that we're having with that is under Florida law, a transient renter is anybody under 30 days or under a calendar month, whichever is shorter.

If we are looking at everything under 90 days, you guys are grouping in somebody that's not a transient renter, which is not a guest. A guest is somebody who's transient, he's not there all the time. They have very different rights than a tenant. A tenant is anybody over 30 days plus in the same breath, you guys are requiring us to give you a lease. By Florida law, anybody who I enter into a lease agreement with is a tenant, not a guest. An STR guest is different.

They have way, way less rights than tenants. If I have somebody here for a weekend, and you require me to have a lease on that, that makes him a tenant, that makes him a non-transient renter. You are creating somebody for me that I'm going to have a really hard time getting out of a place that our cops can't take out because they're considered a tenant and they have very very specific rights under Florida law. I'd love to have that. I know that's not in the changes. It's something that **[unintelligible 01:05:17]**.

Councilperson Darian Martin: Are we requiring a lease?

Mr. Depuhl: Yes.

Councilperson Dr. Anna E. Lightfoot-Ward: Madam Chair. Madam Chair.

Councilperson Darian Martin: No, but those are good points to put forth. I've written them all down. I'll recognize Councilperson Lightfoot-Ward.

Councilperson Dr. Anna E. Lightfoot-Ward: I'm going to suggest something. Even after this discussion is over between the attorneys, I'm going to suggest, I apologize.

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Madam Chair I'm going to suggest a workshop, a workshop where we can all be on one accord before we do another thing about this. Because what I'm hearing here is piecemeal. I've got the distinguished gentleman here saying the frustrations. I've got you who are already read and very much so studied this whole process.

I have much faith in the attorney. Now, this other person comes in the building. I think if we just had a workshop, go through that thing tooth and nail like we did with some other thing. I can't remember what it is, Joe, so that we can all just start and say, "Listen, from that chapter four, we have done all the work necessary to bind us and not divide us." It doesn't matter to me when it is, we are all just having a workshop, a community workshop. We are not council people, we are residents.

Everybody talking about this they are residents. We've had this kind of powwow, if you will, in other issues years ago too, so that any crossing out the T's and dotting the I's, changing a statement, putting it in, everybody's on one accord that when we finally do finish this thing. Because I think we're on the same page, we are just doing it from different directions. A lot of what you just said, unfortunately, that seems like we're just going overboard. I'm granting you that. It just seems like we're going overboard.

In closing, all I want is a united front on what we will and will not be doing on this subject and that we've all agreed before we move forward on it, because this back and forth is like, we're enemies. We all live here. I know what I'm going through with on my block. It is not as innocent as you said, it is horrible. I like I got somebody I can call and say, "Hey, they in here doing this, and I don't like it." We don't like it because the first person they call on my block, who you think they call. I'm on the last part of El Portal, Glendale Manor. Right with my counterpart over here, I get the calls. Thank you. Thank you very much.

Councilperson Darian Martin: I definitely hear you. My only trepidation and I defer to the council is that we already had a workshop. I think some of the items that we're encountering are just a fundamental disagreement on how to proceed. I am okay if everyone wants to do a workshop. I just don't know what would be different from the workshop that we've already had. My desire is to perfect the document, but also move the process along. Whatever you guys decide to do. Mr. Depuhl, this will have to be your last comment.

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Mr. Depuhl: Your section 572 under 11, in the Short-term Rental Ordinance, it says, "If the applicant fails to provide a copy of the form vacation rental lease agreement to be used when contracting with any occupant or rental platform for the use of vacation rental platform." Under Florida's statute 83.43, number four, that would make them a tenant. Then if I have a problem with them I can't just call the police, I'd have to do an eviction.

Councilperson Darian Martin: Restate that section to me, please. Then also please include that in the comprehensive email that you're going to be sending, or your attorney is going to be sending to the Village Attorney.

Mr. Depuhl: It's not my attorney, it's somebody else's attorney. That's why
[unintelligible 01:09:48]

Councilperson Darian Martin: Well, let me restate that, Mr. Brady. We'll just call him Mr. Brady.

Mr. Depuhl: That's fine. It's Florida statute 83.43, number four. That defines a tenant as somebody that I enter into with a lease. There's no time requirement on that because I can have a week-to-week lease. I can have a month-to-month lease. I can have a quarter-to-quarter lease. I can have a year-to-year lease.

Councilperson Darian Martin: I think I know what's going on there but I'm going to look at it and talk to the attorney about allaying that fear for you. Thank you so much for your input. I suppose Mr. Attorney can we vote on whether or not there should be a workshop? Is that something we can do?

Attorney Joseph Geller: There could be a motion for a workshop that would pass by a vote. There could be a consensus to do it or not to do it. A workshop can be called honestly by the mayor. A workshop could be called really by any council member that wants to have a workshop because it doesn't obligate any other council member to attend it. It's a workshop. It's an opportunity. Let me just say a little off the topic. Sometimes when a council member wants to have a conversation with another council member that's otherwise prohibited by sunshine they call a workshop.

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You have to do it properly. You have to do it through the clerk. It has to be noticed to the public so the public can attend. It has to be advertised in a sufficient fashion that the media becomes aware of it as well as the public, but anybody really can have a workshop if you want to have one or you could discuss it as a group and decide as a group either by motion or just by consensus if you find one to be necessary.

Councilperson Darian Martin: Sounds good. With that being said, Councilperson Lightfoot-Ward, I leave that to you. I will not be calling or hosting a workshop, but if anyone else on the dais sees fit, I would like to make that motion or decide to host that workshop. The Village Attorney has set forth the way in which to do that. With that being said, I'll let you guys chew on that and see if there's anyone else in the audience that would like to step up to the mic and state your name and address.

Scott Russell: Good evening. Scott Russell, 199 Northwest 90th Street. First of all, thank you, Dr. Lightfoot Ward. I appreciate your passion even if you disagree, I appreciate it and that you're willing to look forward to the village. I want to correct one thing, Ms. Martin, I had stated to you in an email that we would meet and get together and I would give you the orders. You never responded to my last email, period. Please put that in a record. I can repeat that again if you'd like.

Councilperson Darian Martin: Thank you. For sure. I don't want to do a back-and-forth with you but I requested that document in December.

Scott: I agree.

Councilperson Darian Martin: I gave you an opportunity to speak. I requested the document in December during a personal meeting that we had over coffee. You said that you would get me that document. I reach out to you again in January after speaking to the village attorney when he advised me that he had not received it. I'll let him verify that but I know that I hadn't received it, so I requested it again and you said that you had provided it to another member of the council, but you weren't--

Scott: This is what I said when you got back from Jamaica and you reconnected after your multiplication, we had a dialogue back and forth. I stated and I repeat again. We meet in person. I'd be very happy to give it to you. You never responded.

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Councilperson Darian Martin: I will ask you this question. Have you provided me with the red-line document?

Scott: I will right now.

Councilperson Darian Martin: Have you before now?

Scott: I am right now because this is part of--

Councilperson Darian Martin: I'm glad to have it.

Village Clerk Yenise Jacobi: I'm sorry. I don't mean to interrupt. Any distribution has to go through the clerk because it's a public record and yes, I will distribute. Thank you.

Councilperson Darian Martin: With that being said, I'll let you continue with your comments.

Scott: Wonderful. Basically what I've given to the clerk is my comments because I thought we were going through a by-item, I didn't realize it was just the red line items. If you want to go individually and I'll try to talk fast and I usually do, these are the items that, on my blue or my comments and notes which I think are not conducive and need to be either amended or stricken.

I think we need the ordinance. I think we need proper reasonable fees. I don't think there's any question of that. I don't think the fees should be a cash cow and I know we're not talking about tonight. Would you prefer I go through this line by line or how would you like me to proceed?

Councilperson Darian Martin: However, you would like to proceed.

Scott: Great. let's start with the first one that's highlighted, strike or amend. You see there's a double yellow there rescind the previous preemption been directed that that should either be stricken or amended. Second, on your second paragraph highlighted, return some local controlled back, strike, or amend. On your third paragraph down in the yellow may create disproportionate impacts, strike or amend.

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Fourth one, lower property values, then we know it's ambiguous and it actually increases property values, strike or amend. Fourth one down the unregulated presence as well, strike or amend. Second page and this also, the red lines are brand new so I really don't have a lot on them but we can also direct them. I did meet with the village manager this morning and ran through this as well with her.

Vacation rentals, we need to strike or amend the language. In the redline, we are not defining the STR's **[unintelligible 01:15:11]** I have an issue in our 109 licenses which is section 12.2. It very clearly also notes 23, 63, and 97. I've asked this question in a group meeting with the Mayor, the Attorney, Mr. Simmons, in defining a boarding house versus an STR.

When you pull the divisions up and I did send them to the village manager today, it's exactly the same purpose as an STR. I'm curious why we are not being equal in our representation and our definition in our own licenses, which have a very minute fee to them of \$56, \$64 wherever respectively. I think that we need to address that and make this part of your reprocess. You're looking for that, am I boring you?

Councilperson Darian Martin: No.

Scott: Okay, good. Next section, 5.71, I would amend and strike that area. The paragraph 5.71 is really not relevant and especially on the highlighted yellow areas. On the 5.72 revoked for cause should be amended or stricken. Page three is actually fine. I was making my own comments on the following again that we make that you can't find STRs. The ones that are legal and registered, they are under DPR and you can Google it and find who is in existence in El Portal.

Again, we're probably talking to the people that are more active here or the ones that are wanting to build a better community and make sure the party houses are shut down because we're not for that at all. If you remember the speaker we had, Dr. Lightfoot Ward, there is an 800 number that was given to our police chief, to Captain Harrison that will shut them down immediately. If you need that number as well, we definitely should get it to you if they're calling you directly. Thank you for taking care of those issues.

On page four, the application must read **[unintelligible 01:16:57]** identify the village, amend or strike that. Again, if I have a problem and I'm the applicant, I can't

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counter-sue the city. That's unrealistic. In 5.73, insurance required. I'm curious, does the village require proof of insurance for all of its 109 businesses license and file the same fee structure? I don't think that is the case and it's something I talked to with the village manager this morning so again, why is it in there?

The DPR, which is what we're following, does not require that. I also own, Airbnb's which I am an investor and I have several Airbnb's that is how I also make my living and no party houses, but I also in the city of Miami, which is our bordering geography area as well as Miami Shores, and then the west of us, the smaller areas.

Again, this already has been established. It's something that other municipalities are not requesting. I'm curious why El Portal feels we need to do that. On section five, I did pull it at whose standards? It says a minimum housing standard wasn't defined in that, which should be defined, but it's Miami-Dade County standards. I did pull them up and then it follows your presence below, which is B. It should be amended, or strike B through I because they really are not applicable.

When you get down to section D, I did realize that, and it's not in the minimum housing **[unintelligible 01:18:18]**, we require AC now in all our housing in El Portal, something new to me. Again **[unintelligible 01:18:25]** can't afford AC. [laughs] If you look at the evacuation, I understand why you'd want to have it but it is already being covered by the DPR, state law is already existing. I'm going to counter or agree with my former neighbor and actually speaker when he said it's basically ridiculous on how big of a soap do I have to have?

What is **[unintelligible 01:18:48]** linen? Is Mr. Simmons going to be in each one and checking my soap to make sure it's not dub or it's dial whatever the case may be? It's just not available. Are we also going to be talking about defining coffee cups then, and napkins, and who's doing this monitoring and why would we place that burden on our code person who's already so burdened? Moving forward. Page six we can amend or strike the phone number. Again, it's already part of the DPR and also part of Miami-Dade County ordinance if you have a tax license.

I see you already struck one line on **[unintelligible 01:19:22]** which is great. It needs to be applicable. I'm going to speak to this because if we are hitting on the STRs and I agree we have to have an ordinance, I think it's wonderful. We're talking

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about parking information. If you take a walk within two blocks of here, I'm going to guarantee you're going to find 15 cars parked on this swale. I'm going to guarantee next to your house you're going to find a boarded up house, so how are we being like and equal to our local constituents if we're pulling out STR and say, we're going to enforce the STR but we're not going to enforce it for the community in equal. That's what I have an issue with. I'm going to jump a little bit out of line here. We're talking about the noise **[unintelligible 01:19:57]** how noisy it is, and how horrible it is. We had six incidents last year, and you said you've had a few more calls. You live next to a Horseman, correct Dr.?

Councilperson Dr. Anna E. Lightfoot-Ward: I'm right behind it.

Scott: On Saturday, six hours of alarms went off, six hours, in the morning, it started at 4:00 AM. I'm assuming the alarm should have been connected to the fire department. No one showed up. I did contact the 311, which is the number I knew to call. They gave me another number, captain Harris was on it, it went off again. Now, if I was an STR, I'd have an immediate penalty into it. If Horseman is part of El Portal village, they should have \$750 fine that day.

Again, what we're singling out and not being equal in a representation to our businesses, in that case, our school within our community of El Portal, that's what I have an issue with. If we're singling out, it should not be done, it's equal representation for all presidents and residents. Anyway, moving forward. Enforceable again, we should all hold and we should have licenses.

We're filing the DPR currently and I agree, we should try to get the people that are not involved. There was a mention of over a hundred platforms out there, and hopefully, our GOV Program will help that, and **[unintelligible 01:21:09]** on that. Additional fines in the area, I think you redlined that beautifully, and I think that concludes it. Are there any questions you guys have for my strike or amend, or did I go too fast for my timeline?

Councilperson Dr. Anna E. Lightfoot-Ward: Madam Chair, may I?

Councilperson Darian Martin: Sure. Councilperson Lightfoot-Ward.

Councilperson Dr. Anna E. Lightfoot-Ward: Thank you.

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Scott: Thank you.

Councilperson Dr. Anna E. Lightfoot-Ward: Yes. I'm the one that calls every time Horseman goes off.

Scott: Isn't that crazy? I live across the street.

Councilperson Dr. Anna E. Lightfoot-Ward: Yes, and they don't come.

Scott: They don't come.

Councilperson Dr. Anna E. Lightfoot-Ward: They don't come-

Scott: They don't come.

Councilperson Dr. Anna E. Lightfoot-Ward: - and I'm right there. My house is right there-

Scott: So is mine.

Councilperson Dr. Anna E. Lightfoot-Ward: - I hear all of it. Thank you very much.

Scott: I appreciate it.

Councilperson Dr. Anna E. Lightfoot-Ward: I'm the one that makes that call every time for the last 30 years-

Scott: I appreciate your help on that.

Councilperson Dr. Anna E. Lightfoot-Ward: - and they don't always come.

Scott: You could also come over at 4:30 when they do the garbage pickup, and then drop the kids off. That's fun too, but that's a whole another subject.

Councilperson Dr. Anna E. Lightfoot-Ward: Very good.

Scott: Basically, I agree and I applaud your work on this. I think it's wonderful, and I appreciate your passion on this, but we've had workshops, our information was not

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heeded, it's been discussed, and rediscussed and rediscussed. I myself had also meetings since September, with Mr. Pascal, the mayor, the village manager, our co-person, none of this stuff was heard, none of it was applied. It seems like we will spend the time, and my time is just as valuable as yours. That's where we meet, that's me then, don't ignore my emails, answer my emails.

I understand your obligations, I'm good with it, but when it comes to this, this is serious because it affects our livelihoods, and it's for the goodwill to the village. I'm also a resident of the village for about nine years, I own three homes here. I wouldn't have invested in here if I didn't want to. Again, I applaud, I appreciate your consideration looking at these items, I think a workshop and a motion to have a workshop would be wonderful.

I think you'll have some people attend, some will not, but again, we keep rehashing and rehashing, rehashing and as a concerned citizen, we have retained an attorney and the letter will be coming. We didn't know this was coming tonight, otherwise, you would have had it already. He also was on a vacation, not Jamaica, he's skiing, **[unintelligible 01:23:00]** different choices of vacations, but that will be forthcoming.

We do not want to enter into a legal battle with the village, but our perception will be **[unintelligible 01:23:10]**, and maybe his counsel is not as good as our counsel, or we're told that it is not sending out **[unintelligible 01:23:16]**. We do not want to go that route, we want to immediately work with the village, but they need to also want to have to work with us and which I think you are, but we need to open up a discussion more, look at some of these red lines, look at some of these ideas from the audience.

I'd love to hear the negative, **[unintelligible 01:23:29]** from the audience here about, why we suggest. Are you going to round up people to bring in? Are they here tonight? I don't know, but let's, hope they are and they can speak too as well.

Councilperson Darian Martin: I appreciate your comments on that, and I do not want this to be a contentious conversation, I don't want it to devolve in that. You are a neighbor. I appreciate your input, I do think that similar things can happen and people can have a different characterization of exactly what occurred. Your characterization as far as my responsiveness, I don't believe is correct.

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However, I do appreciate you providing me with the red line document tonight so that I can have an opportunity and village staff can have an opportunity to meaningfully address some of the concerns. I also want to clarify this. Just because you said something that was not included in the document, doesn't mean you weren't heard. There can be something that you desire that is counter to what the drafter of the document, or the village attorney, or the legislative body desires.

You're not going to see everything you want reflected in the doc-- I would like an opportunity to speak so that we don't talk over each other. It's just the polite way to have a conversation. There are items that you might have requested that have not been incorporated into the body of the document, and what I can do for you, is tell you why it wasn't incorporated. Now, that you've given me a list, I can tell you, "Well, this is the reason why, and that is the reason why," and hopefully, you are comforted and that you know that we are listening, we just disagree.

If there are items in your red line that you've provided to me tonight that we review and we say, "Hey, you are onto something." Or "Mr. Brady, is onto something." The village attorney has made the representation as well as the legislative body and that we are not married to anything that does not make sense or is not for the greater good of the village.

I appreciate you giving me the document, I value you as a resident and as a neighbor, and I will take this document and see whether or not I can do one of two things, let you know why, even though you don't like it, this is in the document or number two, how the document will change. I would've appreciated receiving this prior to this meeting because tonight would've been a great time to tell you that.

If I had received this in December, or last week, I would have done my best to have a meaty response to you on these issues, but now that we have it, next time we have a meeting and it's first reading, we can entertain a conversation on why some of the things remain and why some additional things may have changed.

Scott: May I speak now?

Councilperson Darian Martin: Sure.

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Scott: Would it not make sense then perhaps, before the last first reading that you would've met as a committee within original committee members, or the workshop, if you will, or as Dr. Ward is saying, and review that before the first reading, so you can have this all report.

Councilperson Darian Martin: This is not only within my purview, I am only one cog in the wheel. If anybody else sees it fit to call for a workshop, then that is definitely something that they should do.

Scott: I don't think you heard me. What I was saying, the first reading before, after the meetings we had with the committee, the community, with the village mayor, with our attorney, why would it not preclude it to have a meeting before? This is what we're proposing, these are the things we heard, we didn't, because what I'm seeing on this, I'm going to say 90% of them we're not listened to.

If you go back through the minutes, which I have been doing of our meetings for the last year, they've not been addressed even before that original first meeting. I then tend to differ on you on that, it sounds like there's an agenda on here with all due respect, as my good neighbor and colleague and you are the chair head of this, and we need to take the time and dissect this and move it through and we just have another reading again in a month without maybe, a committee or a group or getting input from negative and positive.

How do we get a resolution that's going to be enforceable and amenable and work within the law, which is even more important, which I think in some of these cases we are in violation, we've been told that, and we'll get more from the attorney once that letter comes to you guys as well.

Councilperson Darian Martin: I would like to clarify, and then I also want to note for everyone in the audience that feels like your time is restricted. Everyone has spoken over three minutes and I've allowed it so that everyone can get a chance to get the bulk of what they want to get out and to get an immediate response. I think we are dissecting the document. I think the first workshop, I think the conversations, I think all of those things are dissecting the document.

Just to restate what I said before, just because you said something, and that something wasn't incorporated in the document or didn't change something in the

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document, doesn't mean you weren't heard. What I can do is, give you the reasons why those things remain. Maybe, according to our village attorney, maybe it's not against the law, maybe Mr. Brady is on the wrong side. Who don't know. It's all something that we are perfecting, and just because you don't see your item changed, it doesn't mean that you weren't heard, it might just be because we fundamentally disagree.

Scott: I'm very good with it. I'm looking forward to getting the response, but I do not think it's a great bad idea to have a workshop and get this rehashed out again.

Councilperson Darian Martin: I'm sure the council hears that. Thank you so much.

Scott: Again, one more item. Three minutes to go through this whole dialogue is not a lot of time.

Councilperson Darian Martin: You've had more than three minutes, and we routinely do that.

Scott: Once again please, don't interrupt me because I did not interrupt you. It's not a lot of time three weeks ago.

Councilperson Darian Martin: You were heated on this topic, but that is not a way that I want to be addressed, because I don't address you that way. What I will say is, you have an issue with three minutes, I've heard it, I've allowed you more than three minutes, and I will say that our conversation has concluded and we'll pick it up at a time when you're a little bit calmer.

Scott: This is my nature. As the manager says, I'm a passionate man, and that's--

Councilperson Darian Martin: Well, your nature is not conducive to public meetings.

Scott: I would like to retract that message. That is an insult on me personally, ma'am because I think this is very my nature. That's inappropriate for a council person who we elected to say that to a member, I am passionate, I enjoy, this is who I am. I'm sorry you don't like my demeanor.

Councilperson Darian Martin: I'm not saying that I don't like your demeanor.

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Scott: What are you saying that?

Councilperson Darian Martin: I'm saying that your demeanor is abrasive and it was unnecessary and I hope that at the same time that everyone chimed up about what I just said to you, that they would chime up in the same way that you chose to speak with me because that was not appropriate, and I didn't do the same thing and come back at you. What I'm saying is you have to calm down if you want to have civil conversations in the setting of a public meeting.

Scott: I appreciate your input on that.

Councilperson Darian Martin: We will pick it up.

Scott: We hope so. Thank you. Appreciate it.

Councilperson Darian Martin: With that being said, do we have anyone else in the audience that would like to speak on the topic? Sir, please step up to the podium and state your name and your address for the record.

John Smith: My name is John R. Smith, 87th 50 Northeast Fourth Avenue Road, the house across the street. Mayor, council people, lawyer, I don't know that much about the STR the Airbnb. It's only going to affect your investors. It's not supposed to affect me and my wife. I don't have any investment property in Miami. I have it in Jacksonville and South Georgia. Whatever they fees is, that's what I have to pay. Whatever your legal wrangling is, you need to work that out but the residents that don't have it should not have to pay for. That's all.

Councilperson Darian Martin: Thank you so much for that comment. Do we have any additional comments from the-- please step up to the podium, ma'am, and state your name and address for the record.

Elida: Good evening. My name is Elida. I live in 12th, Northeast 90th Street. First I would like to-- I was here last time and I expressed to you my story that how this was impacting me as a homeowner or as someone that had to do the Airbnb/short-term rental just because of the purpose of the situation, the hardship that I had encountered during the COVID.

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I wanted to express as well a little bit because I was, after all that long meeting that we have as you is expressing that we have only three minutes to speak, it was a very limited time to actually discuss real issues. In the end, my understanding from the whole meeting, I think it lasted about three hours that I was here. I understood the only thing that I understood at least from Ms. Martin. Right?

Councilperson Darian Martin: That's correct, Martin.

Elida: The only thing that I understood that it was something had to do with the movie crew that and it was another citizen that was expressing some like issue with that short-term rentals were going to create noise in our neighborhood. Going back and of course, that's we as the short-term rentals that we are running this, we are the main, main, main thing is to actually be respectful to our community, and then, of course, we are doing this for different type of reasons, but for me, it was in hardship.

What has caused this, because I was speaking to the mayor as well, discussing as to why the issue was postponed for March to be discussed, and then was brought up to December. It has given me the like the feeling how we're discussing this, the STR issue are, are we allowed only here in three minutes, and then we're putting behind, and then you decide to put it back onto the agenda? Then we as a citizens, we cannot follow you. You are not giving us enough time to do our research, to do our comparison.

What are happening in the other neighborhoods, what is happening in our neighborhoods? Why are these issues-- It sound like I always discuss some in a very uninformed manner? That's my-- and I'm new to this, to be honest. I arrived here only because this is sincerely affecting my livelihood because you said this issue was going to be discussed on March, then this issue came back to-- so I had opened the option for the Airbnb to be booked until then.

Therefore, now you are pushing the discussion in January so it means that I will assume another fine from the Airbnb because I will have to bring the business according to any type of deadlines that you are moving back and forth. That's the issue number one that I had with Ms. Martin because I know you had organized a workshop and I think that is very necessary.

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I know that I was not part of that workshop, but this is a major issue because I still don't understand why the councils or the city is trying to attack an issue as a short-term rental, and I think that three minutes is a very limited time for this issue to be discussed in an informed way. They actually are doing it in a legal way and are getting the information, basically a legal knowledge or advice or in a legal way.

For me, it's more as a citizen. I would like to know when do I stop it? When do I begin it? How much of the issues that you are going to bring because this affects my livelihood? I cannot stop the Airbnb today. I'm getting a fine from them. I have a daughter to feed. There's many issues that happen to the individuals and I don't understand why this is becoming always unpredictable. There's somehow always something that is not transparent. That's how I feel about the issue, Ms. Martin. I still do not understand the clear reason why you are opposed to this, to Airbnb.

Why are these fees inclined, software we discussed right time that it's it shouldn't be the responsibility of short term but other than that, I would like to have a more clear answer or transparent like I shared my story with you. The other part that was, it was with the Vice Mayor, which I didn't get any sort of like-- I know that that's my understanding based on the research that you are opposed to this. I would like to know more in a clear, transparent way, why are you opposed?

What are the exact issues that you personally have had with short-term rentals? I would like to know more in a honest way as a citizen. As I said I'd like to know why I am affecting you. When I actually come to find out that you have a neighbor next door that is literally renting room by room. There's five cars over there. It's affecting the entire neighborhood. There's like there's two more houses in the 90th street that they're doing exactly that.

There's enormous unlimited number of cars that literally parked on the swale. I'm trying to understand why the members of the city are actually coming for something that the only thing that has been doing is kept my property in a better condition, has kept me to actually be able to pay the taxes on time as a citizen, has kept me to take care of my daughter with the flexibility and why this is being attacked.

I would like to understand more in a transparent way and I would like to be informed as to like the lady last time she expressed, she's like, "I don't want to disrupt my noise." I'm like, "That's absolutely a fair issue to have," because I absolutely would

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not love that someone like my neighbor, which is actually is closer to your house, has literally five cars, two dogs barking every time you walk then, of course, I would not want to be that citizen. I would not want you to be walking through the cars, five cars in order to get to your location.

Vice Mayor Luis Pirela: Okay. We get your point. Time is up. Let me clear this. We're not [crosstalk].

Elida: There you go again. I'm so sorry.

Vice Mayor Luis Pirela: You have three minutes to talk.

Elida: Exactly, and that is my point. [crosstalk] We need a workshop for this because this is not an issue. This it sounds like even last time it was exactly the same. We went over and over again. This is just half of my points [crosstalk]-

Councilperson Darian Martin: We understand and I'm sure it's because we get your, your question. I'm sure Councilperson Pirela is going to speak to that question, I believe. Is there something you would like to say Councilperson Pirela? Okay.

Elida: That is just the scratch of the topic, by the way.

Councilperson Darian Martin: Let's get the first one. Go ahead Councilperson Pirela.

Vice Mayor Luis Pirela: Yes, let's have this clear. Let's clear something here. Nobody's attacking anybody. Nobody's against nobody doing business which is what you're doing, business, running a business from your house. Nobody is against all of that. We understand you can go through hardship. There's many ways that you can survive. Where you're talking about the five cars next to my house, I see that you have researched my surroundings, hasn't affect me at all and for my understanding, they're not renting Airbnbs, there's family members.

Village Clerk Yenise Jacobi: I'm sorry, I don't mean to interrupt. I think I stated this last time and when you were a participant-- it's nothing against you. This is not a debate. This is not the floor for a debate. If you need to speak to any of the council members individually or even the mayor, or the vice mayor, you can reach them one

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on one. It is not fair also for the other people who are sitting here, that's why it's said that it's a three minute. This is not the floor for that. I'm sorry. You have to speak in your turn. Nobody's here to have this-- you have to have the mutual respect and that's the only reason.

Elida: That's why it feels like an attack, that's why. That's why.

Councilperson Darian Martin: Let me interject for a second because I do want you to feel very much so. [crosstalk] One second. I do want you to have the feeling that you've been heard. Let me tell you how you can. I have an email address and you can email me, dmartin@villageofelportal.gov. As Mr. Russell knows, I will meet you for coffee. I will meet you outside of your home to speak about what the issues are so you can get a better understanding of it. We did host that workshop and I'm sorry that you couldn't attend at that time. That was another entry point.

Elida: Right, because it was not advertised. I'm sorry-

Councilperson Darian Martin: One second, one second. Let's just do it one at a time so that we get our issues addressed. I'm sure with all of the other council members, you have that opportunity. You also have the opportunity to speak with the village manager about the specifics of the STR that you might have questions on. My door is always open. You don't only have to feel as though you can only address your issues within the confines of this meeting. As the village clerk stated, the limit on time is so that everyone can get a chance to participate.

I also in running this meeting, I know that emotions are running high. I've allowed everyone to speak outside of that three-minute time limit so that you're able to feel as though you are getting those points across. Just to address just a tad bit of what you said because I don't want it to be a back-and-forth, but I am not against Airbnb or short-term rentals in any meaningful way at all. Although this forum there are a lot of Airbnb owners that are in the building tonight.

There have been people on the other side who've expressed having people urinating in their bushes, or noise complaints, or accessibility issues based on people parking on the sidewalks and their disabled child or themselves couldn't access this. There have been complaints that have been received because of short-term rentals and just the inherent things that come along with it, so that's the starting point.

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Throughout the time that we've had these meetings, these workshops, various issues have been brought forth, including the issues that you stated and we've addressed those. If you want to address them with me over-- me stopping by- or if you want a formal meeting that's something I'm willing to do as well so that you don't feel as though you have to limit it to just this forum. This is probably actually the most inefficient way to do it. If you reach out to me-

Elida: Absolutely. I agree because-- even if I speak to you personally I would not find solutions. If I speak to you personally, I would like to actually be able to speak to all of you.

Councilperson Darian Martin: Oh, no. I thought you asked me a specific question. You said I want to know what you think about STRs and I can do that for you.

Elida: Right, right. That was specific to you. Regarding the workshop, I think that we all-- it should be advertised not like the-- I understand that last time it was not advertised.

Vice Mayor Luis Pirela: Excuse me, ma'am. It has been plenty of time. This topic has been on for two years. You can go back and forth and look at all the meetings. We've actually contemplate every possibility. We finally got a court enforcement officer that actually knows what's going on with Airbnb or short-term rentals. That's why most of the-- we're striking on the ordinance became-- because he found out there's a few things that weren't actually there. We probably one of the few municipalities, if not the only one, that doesn't have any short-term rental ordinance. It's not like we are against anything it's just-

Elida: Because you have a noise ordinances in place. I don't-- yes. We had only four phone calls the entire year. Six.

Vice Mayor Luis Pirela: Yes, now that we have ordinance in place, you're not violating anything because after the fees and everything gets-

Elida: Actually based on the states [crosstalk].

Councilperson Darian Martin: Okay, guys.

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Vice Mayor Luis Pirela: We are not. Again, let me talk and let me explain you the reasons-

Councilperson Darian Martin: Councilperson Pirela, can I have a second?

Vice Mayor Luis Pirela: Sure.

Councilperson Darian Martin: I think that you stated what you want your remedy to be. Like you said that you would want there to be a workshop.

Elida: You did not allow me that's why I was asking for the workshop because obviously-

Councilperson Darian Martin: You stated that.

Elida: -it sounds like this short-term rentals it has caused to the city a two-year-long conversation, which by the way I was doing it for two years, and I haven't been informed. Therefore that's concerning because you have been inviting people that are actually running this-

Vice Mayor Luis Pirela: Everything is on the minutes on the agenda, so you need to look-

Elida: I heard that it's so long-- still am not on list, by the way.

Vice Mayor Luis Pirela: Again, you have to then do your research, and then--

Elida: I'm still on the list, by the way.

Vice Mayor Luis Pirela: No, but you can go into the website-

Elida: That's how informed we are as a city.

Vice Mayor Luis Pirela: -every week-

Elida: That's how well we are speaking with each other.

Vice Mayor Luis Pirela: Excuse me, ma'am. Would you please respect?

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Elida: That's how I mean that these conversation are very hostile.

Councilperson Darian Martin: It's not and we don't want it to be that way.

Elida: If the vice mayor speaks like that--

Councilperson Darian Martin: Excuse me, ma'am.

Vice Mayor Luis Pirela: I'm not speaking anyway. You are the one-

Councilperson Darian Martin: Vice Mayor Pirela-

Vice Mayor Luis Pirela: -who be talking.

Councilperson Darian Martin: -we don't want this to devolve into something that's contentious. You've requested there be a workshop, and that's something that everyone on the council has heard. Maybe someone will make the motion for that, for there to be a workshop. As far as your time on the mic, it has come to a conclusion. You've spoken longer than the three minute. Hopefully, you feel as though we've heard you. I think the biggest ask that you have for the council is that you want there to be a workshop so that you can have-

Elida: No, actually that's the biggest ask. Since I'm here for the second time, that I was informed finally by my-- I would like to know a little bit more clear, transparent, why this is always some sort of like jumped because it's affecting my livelihood. If you say that tomorrow I'm going to impose the fee, tomorrow I'm going to have to actually lock my doors and then go find another solution. I don't know where I'm going to go tomorrow. If you are going to discuss the issues that way. If you're going to tell me that you are better okay to have five cars next door on your **[unintelligible 01:47:07]** than me, that I'm not-- barely I have one.

If you are telling me it's better for me to have five cars in front of my house, rent room by room, that's not a solution that you are giving me and you're not being transparent. Absolutely I feel attacked. You know that because even last time, every single time every member speaks, I feel that there's always either our emotions high or your guys emotions are high. I'm not quite sure. I'm seeing as a citizen perspective, why am I being attacked from my city? I'm going to lock the doors.

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Councilperson Darian Martin: Can you give me an opportunity to speak?

Elida: If you discuss this for two years, then you should have taken care of so many other issues that our city has.

Councilperson Darian Martin: Can you give me an opportunity to speak because it's going to work out better that way. You do seem-

Elida: I would like to have a solution, and I would like not to spend-

Councilperson Darian Martin: Maybe your solution might calm.

Elida: -more evenings here and leave my daughter alone again. I'd like to have a solution that you would give me-- the word to speak. You would give me the opportunity to speak and express this.

Councilperson Darian Martin: I'm being very kind to you because at this point it's not a conversation. You're just saying things into the mic. What I want to do is have a conversation with you that may involve a solution to your issue.

Elida: Thank you.

Councilperson Darian Martin: That can only happen if you speak and then you allow me or some of my cohorts to speak as well. That's the only way that it's going to happen. I want everybody in the building to know that I empathize. There are some things that I believe that are different from what you believe. Some concerns that are very much at the forefront of my mind, because I am looking at the entire issue from everyone's perspective, even from yours as well.

Even though you might not think that it is so. To allay your fears on that, I will go ahead and I will make the motion to host another workshop on the topic. I'll see whether or not my colleagues as well-- actually I don't need to have a motion. I will host another workshop on the topic. With this caveat, during that time between-- what I will do is host that workshop, and I will make sure that it is midway between now and when our next council meeting is. It will be noticed.

Elida: Thank you.

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Councilperson Darian Martin: It will be sent directly to your email address. Everyone who wants it sent directly to them, please see the clerk so that it can be sent to you. In addition to that, the documents that you guys have put forth with your red line lines. If there are additional red lines, concerns, comments, this would be a great time to submit them. That when we come to said workshop, we will have a comprehensive complete way to itemize and document your concerns and address those concerns. Hopefully, at that meeting, you feel that you are heard again because we've done this before. Hopefully, you feel as though you are being spoken to transparently because I want this to be a-

Elida: Thank you.

Councilperson Darian Martin: -transparent process, I don't have an agenda. I just have the interests of everyone at heart.

Elida: Okay. I would like to hear those points as well.

Councilperson Darian Martin: You guys should do that, we will have the workshop.

Elida: I would also emphasize, it's very important for all of you as members to be participants. It's not a discussion that should be just-- because obviously, it was very easy for you to go and vote on these ordinances. I'd like you also to hear our story and be informed as well, from our perspective.

Councilperson Darian Martin: I think we have been.

Elida: This is my second meeting and based on the research that I've received, it sounds that I don't see yet a strong reason when I look at it from the citizen perspective that why this is being taken for two years as a conversation.

Councilperson Darian Martin: I don't think it should have taken two years, it's been hopefully-

Elida: Something must have not been either properly-- relay to the citizen or something that has taken this issue to become two years.

Councilperson Anders Urbom: I would love to answer that if I could.

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Councilperson Darian Martin: Sure.

Councilperson Anders Urbom: The reason it's taken two years is because you've had five people who have consistently been open and willing to listen to literally every single comment that every citizen has had when they walked in this door. If it was any other way that ordinance would be in place, we'd have an enforcer out enforcing it. We'd be seeing you in magistration when you fight whatever citation came. For me the evidence that there is no malice towards short-term operators is the fact that this has taken two years. We could have installed fees already and had this ordinance in effect easily six months ago already.

Vice Mayor Luis Pirela: Don't forget also because we were waiting for legislation to pass their-- also because we're waiting for the state legislation to set the rules about short-term rentals, which nothing happened this year. The year before there were some changes. That's why we couldn't proceed with ordinances and stuff like that. Like I said, it has been on the table for a long time. Again we're not reinventing the wheel, its ordinances. The ordinances are all across the nation about short-term rentals. That's why we just have to put something in place.

Elida: Any other points that you have regarding the STRs?

Councilperson Darian Martin: We can address that at the workshop, so we've already voted that, hey, there's going to-- were not voted. I've already agreed to host a workshop.

Elida: I'd like to have Mr. Pirela to speak a bit more.

Councilperson Darian Martin: Also we have to allow other people a time to respond.

Elida: He has not been [crosstalk].

Vice Mayor Luis Pirela: No, I have nothing else to say.

Councilperson Darian Martin: Yes, Vice Mayor Pirela. Great. He's concluded his document.

Elida: He's against but he has nothing to say, correct?

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Councilperson Anders Urbom: Incorrect. I will say as-- I understand Mr. Russell's outburst. I'm far more aggressive than he could ever be, honestly. I will say you raised your finger in my world that when you pointed somebody that means you're going to-- a raised voice and a pointed finger is a fight. The fight has already started. That's all I'm saying. It's not a personal.

I'm saying that in the world of passive aggression, I will remind everybody, all 8 billion human beings on this planet, passive aggression it's not aggressive passiveness, it is passive aggression. Passive aggression is aggression, it is, it is, it is. I will say that, so I do feel that we're devolving into a passive-aggressive environment in this entire context of discussion. I think that we do need to put a pin in this considering the fact that we have-

Elida: You consider it a passive-aggressive when someone is trying to figure out what is going to happen to her tomorrow?

Councilperson Darian Martin: We're going-

Councilperson Anders Urbom: I have older sisters and a little brother-

Elida: I'm asking you question because-

Councilperson Darian Martin: We are going to have to end it at some point.

Elida: -this is my second meeting and I have been here and I would like to know Mr. Pirela's perspective. Yet again, we spoke about transparency and you're telling me I have nothing else to say. Okay, that's understandable.

Councilperson Anders Urbom: Perfect, perfect.

Elida: Perfect what?

Councilperson Darian Martin: Be sure to give your email address to the clerk so that we can advise you as to when the workshop is occurring. I definitely want to see you there and for us to address some additional issues at the workshop.

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Elida: I would absolutely like you to have the members also participating because again, we don't want this conversation to happen a year later. This is like a year later, we want this conversation to be informed.

Councilperson Darian Martin: I can guarantee you that we won't be doing this for a year, that one I can guarantee you. We will not be still talking about short-term rentals.

Elida: Can you please ask your colleagues if they can be in the meeting?

Village Clerk Yenise Jacobi: She would have to close public comments and come back to you guys to move on.

Elida: No, I would like to know if other members that are either against this [crosstalk]. I would like to know their perspective.

Councilperson Anders Urbom: I would like [crosstalk] chemicals in the water.

Village Clerk Yenise Jacobi: I need to make a clarification though. Anybody who wants to sign up for the emails has to go through the website because there's laws. Once that your email is provided, it becomes a public record. Anything that comes through my office, as many of you know, it's a public record. You need to provide your email through the website because there's a statute on the bottom that says it's a public record.

Elida: It's a law that my email will be a public record.

Village Clerk Yenise Jacobi: Once you-- this is a public format, your conversation is recorded. Anybody can see it, anybody can ask for it, so if you have-

Elida: We pass the email I will find out that information how. I'm more interested right now that if I'm having a workshop I would like to have an informed workshop. I would like to also notify all of my neighbors opposite or because as a citizen, I would like to do the right thing as well. I'm not doing this and I would like the members to be participants of that.

Village Clerk Yenise Jacobi: Understood. They've already-

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Elida: They don't have an opinion tonight and they don't want to participate on the workshop, how do I understand what is the exactly that we are going either against you or why this is happening?

Village Clerk Yenise Jacobi: Understood, understood. Like I said before, your minutes have been up way past it. The format here is not to have the whole back and forth, is for you to state your opinion and then move on from it. She is willing to give you or the council. My position here is just that the meeting how it's been held it needs to move forward.

Elida: Again, it's not transparent.

Village Clerk Yenise Jacobi: Have a good night.

Elida: We're just-- there you go. [chuckles] Exactly that. Sincerely it's my second meeting. Do you want to speak on passive aggressiveness, would you like? Please-- thank you very much. Thank you very much. It sounds to me as a citizen that you have the upper hand-

Village Clerk Yenise Jacobi: In any other city, they would have [crosstalk].

Elida: I came here to find out the information-

Village Clerk Yenise Jacobi: If you look at the meetings of any other city-

Elida: -as to what is going to happen to me next month.

Village Clerk Yenise Jacobi: -this is the way it's run. I understand-- both of us can't speak at the same time. In any other city-- I invite you to go see the city of Miami how they run the meetings.

Elida: That's why we live in a wonderful city of El Portal because we don't live in-- we live in beautiful harmony-

Village Clerk Yenise Jacobi: Understood, understood-

Elida: -and I've never encountered this in my life.

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Village Clerk Yenise Jacobi: -but at this point, ma'am.

Elida: If there's no transparency while I'm asking you right here directly to the vice mayor-- if there's no transparency tonight I just wonder what's happening on other meetings that we as a citizen look at-- you have only STR citizens here-

Village Clerk Yenise Jacobi: Correct.

Elida: -and probably another couple. I just wonder what are the other issues that you are surpassing without informing the citizens properly, and actually pushing me back to tell me that I have a limited time.

Village Clerk Yenise Jacobi: Ma'am.

Elida: Absolutely, thank you so much for your-

Village Clerk Yenise Jacobi: You have a good night.

Councilperson Darian Martin: Thank you.

Councilperson Anders Urbom: One reminder, all meetings, committee meetings, council meetings, all meetings are on our YouTube channel. When I came on the council I've said this before, when I came into Council, how I was able to catch up in the committees to understand what was happening was I watched the YouTube channel. It's not exciting, but every single meeting that has been had is on the YouTube channel going back for as long as we've been doing recordings of these meetings. It's a fantastic resource honestly. I find it interesting, but there you go. Keep yourself busy for like nine months watching Village of El Portal committee meetings.

Councilperson Darian Martin: That's a great point. I think at this point everyone has made their comments, and I'll go ahead and pass it back to the Mayor.

Mayor Omarr C. Nickerson: Thank you very much Council Person Martin. Moving along attorney-- it's got a name? I don't think we have anybody-- anything for attorney reports. Moving on to good and welfare right now is the time when anybody can come to talk about anything at all. You have three minutes to do so. Name and address for the record.

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Scott: [unintelligible 01:59:23]

Mayor Omarr C. Nickerson: You good, no problem. Attorney Geller if you had any reports I'm going to come to you next.

Scott Russell: Scott Russell, 199 Northwest, 90th Street. I just wanted to make a comment with all due respect. When you send an email to any of our council members, it's a common courtesy that they should respond on a timely basis. As well is I think you may not all be aware your phone numbers. When you call the listed phone numbers in the directory, most of them are not set up. I brought this up to the mayor. Mayor, I brought it up to you and I brought it to the village manager. It behooves us if you're currently on the council and you want to be active. Thank you for your service all of you that you should be participating and respond back to the residents, all of you with email within a timely manner. Also, set up your phone system so a phone can be left, and applaud that you offered up to meet. Thank you for doing that. We did meet one time. Again, the transparency within my three minutes, answer your emails from your citizens who are paying the taxes. You are the elected officials and your phones. That's my comment.

Vice Mayor Luis Pirela: I have, haven't I? [laughs]

Scott: You do. Not the phone. You don't the phone but you don't email. Not all the members. Some-- I'm not naming them out, but that's part of your roles as elected officials. Okay? That's my time within-- well time period and not passive-aggressive. Thank you.

Mayor Omarr C. Nickerson: Anybody-- name and address for the record.

Martin: [unintelligible 02:00:50] Martin 465 Northwest 89th Street. There's a lot of passion in this room tonight and I love it. I will say that you guys should show that same passion at election time. I know Councilperson Lightfoot-Ward, Councilperson Martin both ran unopposed. It's a volunteer job. I'm sure nobody really wants it but you put your name on the ballot, you can be elected and you can be the one to answer your phone and your emails, all right. Thank you guys for all the hard work you do. We appreciate you.

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Mayor Omarr C. Nickerson: Thank you very much. Name and address for the record.

Pascal: Pascal Depuhl, 177 Northwest 90th Street like you guys don't know that by heart yet. I just wanted to say thank you. We're all residents here too. We're not just some outside investors that come in here and do anything. I know everybody that's sitting here that is an STR owner is also an El Portal resident and lives here and loves the village. Thank you for your time. Thank you for your service. Thank you for being honest with us. Thank you for all the passion that you guys bring to this too. We just love to be able to-- Thanks for the workshop. We appreciate that. We'd love to be able to go through this and figure out what needs to get done. I just want to say thanks.

Mayor Omarr C. Nickerson: Thank you. Come on up. Name and address for the record.

James Curry: Good evening, everyone. My name's James Curry, 52 Northeast 90th Street. I agree on both sides with you guys. I think the best thing to do is to get all of our neighbor villages what they have on record and bring it and have a workshop. Let everyone see how other municipalities around us are doing it so villagers can understand what you are doing, and why you're doing it, or why we shouldn't be doing it because other places are not. That's my recommendation. Have a workshop, bring everyone else, explain what they're doing so we all learn together. It sounds like we're doing things residents don't know and we're putting things together that seem awkward. Thank you for your time.

Councilperson Darian Martin: Thank you.

Mayor Omarr C. Nickerson: Thank you. Anybody else for good and welfare. Seeing none let me just say something really quickly, really, really quick. I just want to say this with all due respect to everybody here. As you guys have heard, passions are high for this. Let me just say something about experience of being up here. I've been up here for a long time. I was vice mayor for eight years now I've been mayor. If I ever do something, I'm doing it because I have the experience to know the outcome.

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You guys know I love everybody up here. You guys know I believe 100% this is the best council that I've been on since I've been up here. Listen, you all, last month when I pulled this item, it was for a reason. It was because it wasn't ready as you guys saw tonight. Attorney Geller said at the very beginning, he said, "We can pass those fees. He said, "We can pass the fees before the ordinance." He said, "Fees don't kick into the ordinance."

You guys heard him say that in the beginning? That's the reason why I didn't have the fees last time. If we would've had the fees in December, we could have passed them but they don't mean anything until the ordinance. Madam, I told you the ordinance was all crazy. Just understand that if I pull something off an agenda it's not because I'm trying to like stop you guys. Madam Clerk, how many years have you been working here?

Madam Clerk: Eight.

Mayor Omarr C. Nickerson: Eight. I've been for 12 years, you guys. We've seen how things go and we know-- we see the future in this stuff. Right, Madam Clerk? We know, oh, look at this. That is not the time to do it yet. Let's pull it. This has to be this. We should do this. First, we should do this. Attorney Geller, how long have you been working for the village altogether?

Attorney Joseph Geller: 25.

Mayor Omarr C. Nickerson: 25. This is all I'm saying. I'm just asking you guys, listen-- I even had this discussion with [laughs] Dr. Ward one time. I'm just being transparent. When Dr. Ward first came on, she used to come after me when I should be on the [unintelligible 02:05:42]. One night we had a discussion with her husband and I said, "You guys, I've been up here. You have to trust me." You're coming after me because it's a lack of trust because you guys look at me like, "He doesn't know what the hell he's doing." I know what I'm doing. I've been up here y'all. You just got to trust me that I know what I'm doing. All right. I appreciate y'all, everybody.

Councilperson Darian Martin: Can I say something?

Mayor Omarr C. Nickerson: Yes.

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Councilperson Darian Martin: Just a quick something.

Mayor Omarr C. Nickerson: No problem, no problem.

Councilperson Darian Martin: I don't think the ordinance was all crazy. I think the legislative process is just that there are refinements. There are some things when you're just doing something for the first time. Think about a baby walking that's the present thing in my mind. It takes a while. It takes some adjustments and eventually you get your stride and this is just part of it. What I do think is pausing when things get sticky or a little rough, that's what leads you to two years later not having an ordinance and for people to have that opinion that in some way there's something wrong with the document.

Which is why we're not doing it or wrong with legislating in this way. Yes, it's sticky and it was gritty today. Something that came from it that I think would not have come from it before was, hey, we're going to have an additional workshop, which will lead us to discuss some of the same topics we've discussed before. We have looked at ordinances and fees in similarly situated cities and cities that weren't similarly situated. We've engaged in that conversation. We have had workshops where we have talked extensively about what the impetus was for this decision.

These are not workshops that were well attended and I'm hoping that the passion in this room leads you to come to those meetings and come to those workshops and participate fully. I thought today was a great meeting and that there is movement and there is refinement of the process. That's all you can hope for is to have a more perfect document every time you discuss it. Passions are high. Good thing I'm cool and even-headed, so level-headed. That doesn't worry me much. I'm looking forward to the workshop and we'll have the conversation as many times as it takes, but the process will continue to move forward.

Mayor Omarr C. Nickerson: I understand. Thank you very much, Councilperson Martin. Remember what was brought up was that the fees were supposed to be voted on in December. That's what I was attacked about, is that the fees weren't ready to be voted on. I explained that the fees don't kick in until the ordinance is done. Even if we had brought the fees in December to be voted on, they would've just been sitting there right now.

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Until the ordinance is done which we're about to go back to the first reading next month, that was my point. I knew what I was doing when I didn't put the fees on there. Plus the fees to be put into action need to be passed by resolution which is what you see right now. The resolution's still not ready. I'm just saying, you guys, experience makes a difference. Just keep that in mind. All right. Anybody else-?

Councilperson Darian Martin: One more thing and then I'm going to end. I definitely don't want anyone to feel attacked. I do feel like we have the same end goal in mind. There's just different ways to do it. You can't do it the resolution route and refine the document after or do it this way. I agree that it's cleaner and easier for people to follow this way. I agree on that.

Mayor Omarr C. Nickerson: We're in agreement. Thank you very much, Councilperson and Chairperson Martin, I appreciate you. Vice Mayor Pirela, Councilperson Urbom, Councilperson Lightfoot-Ward, thank all of you. Anybody else for good and welfare? Come on. You got three minutes. Name and address for the record. Good and welfare is always you can talk about anything at all. Doesn't have to be just stuff on the agenda.

Elida: I would like to emphasize because it sounds like a very in a leisure tone or conversation that you're having doesn't impact you it's true, but it's impacting us. Even for them if they're doing as a business and especially for me that I'm doing as a livelihood, it does impact us. Every single time that either you are pushing or you are putting an agenda or not putting an agenda, or you guys are not in agreement, and you are not being well informed on this topic. Again as the previous citizen mentioned, if you are not well informed why you're taking these steps, it's impacting us.

You cannot just decide that, "Oh, I want to put in an agenda, not put in an agenda." Because again if I would open the books until March and you are imposing a fee, therefore you are putting me in position to shut it down. Therefore you're putting me in position to receive a fine from the Airbnb or from the sites. Yes, it does impact us. I understand it's a two-year issue but it cannot just-- you have to leave a time of us to do the research to be well informed and all of that. Thank you so much for listening.

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Mayor Omarr C. Nickerson: Thank you very much. Anybody else good and welfare? All right. Hearing none. Attorney Geller, you didn't have a report, did you? You good. Okay. Do I have a motion to adjourn?

Councilperson Dr. Anna E. Lightfoot-Ward: So moved.

Councilperson Darian Martin: So moved.

Mayor Omarr C. Nickerson: All right. We got a move by Councilperson Lightfoot-Ward.

Councilperson Darian Martin: Second.

Mayor Omarr C. Nickerson: We'll give you the second Councilperson, Chairperson Martin. All in favor say, aye.

Council: Aye.

Mayor Omarr C. Nickerson: All opposed say, nay. Hearing none, the regular council meeting for Tuesday, January 24th, 2023 is adjourned at 9:14 PM Thank you, guys.

Councilperson Dr. Anna E. Lightfoot-Ward: Better than I thought.

[02:11:46] [END OF AUDIO]

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