

City Attorney Seiden explained that he included landscaping material or installation of fences. Fences are permitted on the boundary line but are not allowed within the side yard setback. He said that "planting of landscape materials" can be removed from the ordinance and he can fix it in a way that would change the meaning to allow only landscaping in the required side yard setback.

Council agreed to City Attorney Seiden's proposal.

Councilman Lob moved to adopt the ordinance as amended. Councilwoman Bain seconded the motion, which was carried 4-1 on roll call vote with Vice Mayor Ator casting the dissenting vote.

9C) Review of Proposed Changes to the City's Code of Ethics and Consideration of Incorporating a Citizens Bill of Rights (Requested by Vice Mayor Ator)

Vice Mayor Ator stated that she asked this item to be put on the agenda because the City Clerk discovered that it would be 60 days before the election in order to get a Charter question put on the ballot. The Doral Citizens Bill of Rights was distributed to Council as an example. She believes that this should be included on the ballot in April to allow the citizens to decide if they want to have a Citizens Bill of Rights included in the Charter.

Vice Mayor Ator believes that the suggestion from the City Attorney to have a special meeting would be a good idea because it is lengthy.

Councilman Best recognizes where Vice Mayor Ator would like to go with this item and she has very good reasoning. He believes that what the City currently has is satisfactory and to spend a lot of time on something that is duplicitous does not make sense.

Vice Mayor Ator said that there have been many accusations regarding people on the Council not being entirely truthful. She believes that there are items in the Citizens Bill of Rights that are applicable not only to the current Council but to prior Councils.

Councilman Best commented that he took exception to the statement that was made about the vast majority of people not trusting the members of the City Council and he disagrees with that statement. As far as moving forward with this item, he cannot support it.

Councilman Lob agreed with Councilman Best. Council is bound by certain things when they sit at the dais. He believes that if everyone distrusted Council, then they would not be sitting as a Council member. He believes that the citizens have a trust in Council to do the right thing for the City. He questioned why nobody has confronted Council if they had a viable distrust or a good reason for it. If Council has done anything wrong at any point in time during their time on Council, he invites anyone to come and let him know.

Vice Mayor Ator moved to instruct the City Manager to draft a Citizens Bill of Rights to be included on the April ballot. The motion died for lack of a second.

Vice Mayor Ator moved to include the Code of Ethics discussion at a special meeting. The motion died for lack of a second.