

NOTE: There is a three-minute time limit on all comments from the public, regardless of the subject matter. A request form is available from the Deputy Town Clerk; please fill it in and return it to her prior to the start of the meeting if you would like to speak during public comment. When you speak, you must come to the podium in the front and clearly state your name and address for the record. Please turn off or mute your cell phone or pager at the start of the meeting. Thank you.

TOWN OF BAY HARBOR ISLANDS

May 12, 2014

AGENDA

CALL TO ORDER: 7:00 p.m.

PLEDGE OF ALLEGIANCE:

ROLL CALL:

PRESENTATIONS:

1. Certificate of Appreciation - Michael Lindo
2. Miami-Dade Fire Rescue - Fire Chief Dave Downey
3. Alexis Moseley from Commissioner Sally Heyman's Office

REPORTS:

4. Report on investment performance by Mr. Dan Brea, BNY Mellon Wealth Management.
5. Presentation of the Town's Comprehensive Annual Financial Report for the year ended September 30, 2013 by Mr. Michael Futterman of Marcum LLP.
6. Planning and Zoning Board Approvals
7. Public Relations status report

COUNCIL REPORTS:

GOOD AND WELFARE:

CONSENT AGENDA: Set for approximately 7:55 p.m. *(Consent agenda items are those which are routine, do not require discussion or explanation prior to Town Council action, or have already been discussed and/or explained and do not require further discussion or explanation. Items can be removed from the consent agenda by the request of an individual Council member for independent consideration provided such request is made prior to the vote on the consent agenda.)*

8. **Approval** of the following Meeting Minutes:
 - A. Regular Council Meeting held October 14, 2013
 - B. Public Hearing meeting held on November 12, 2013
 - C. Public Hearing meeting held on December 9, 2013
 - D. Regular Council meeting held on January 13, 2014
 - E. Public Hearing meeting held February 10, 2014
9. **Consideration and approval** of a renewal of a Mutual Aid Agreement with the City of Miami Beach Police Department and the Town of Bay Harbor Islands Police Department.
10. **Consideration and approval** of a renewal of a Mutual Aid Agreement with the City of North Bay Village Police Department and the Town of Bay Harbor Islands Police Department.

11. **Approval** of the location of sales office at 10201 East Bay Harbor Drive, Units 1 and 5, as required by Section 23-4(7) of the Bay Harbor Islands Town Code. Enclosed is a letter of request and a copy of the floor plan for the units being utilized as the sales office.
12. **Approval** of the location of construction trailer at the 98 Street Park as required by Section 23-4(7) of the Bay Harbor Islands Town Code. Enclosed is a copy of the location of the trailer, the pertinent section of the Code, and a copy of the trailer specs.

UNFINISHED BUSINESS: Approximately 8:00 p.m.

13. At a recent meeting Council Member Salver asked staff to report back on the feasibility of launching a presence on Social Media (Facebook/Twitter) for the Town of Bay Harbor Islands. Attached is information and some recommendations from Town Clerk Marante.

STAFF RECOMMENDATION: Council Discretion.

14. **Discussion and possible action** requested by Council Member Bruder regarding the Town Council Meeting Schedule for the July and December. According to Section 2.07 of the Town Charter, the Town Council shall hold meetings not less than ten (10) times each fiscal year. In the recent past, the Town Council has recessed in the month of July and December, except for last December.

STAFF RECOMMENDATION: Council Discretion.

15. **Discussion and possible action** regarding the manner that appointments are made to the Town's committees/boards. Enclosed are the result of a survey of other cities/towns conducted by staff. Also attached a copy of the survey results.

STAFF RECOMMENDATION: Approval of recommendations.

16. **Appointments or re-appointments** to the Planning and Zoning Board for the term 2014-2016. Enclosed is a list of current Board members, their requests to be re-appointed, and one (1) new request for appointment.

STAFF RECOMMENDATION: Council Discretion.

17. **Review** of Citizen Committee Assignments and appointments or re-appointment of Committee member as applicable.

STAFF RECOMMENDATION: Council Discretion.

18. **Discussion and possible action** regarding the conceptual plans for the community center which were prepared by Stantec in October 2013.

STAFF RECOMMENDATION: Approval.

19. **Consideration and approval** of a Transfer of Development Rights (TDR) application requesting to purchase 9 units from the Town's TDR bank for construction of a previously approved project on December 14, 2013 to be located at 1170 - 93 Street. Enclosed is the TDR application, plans and agreement.

STAFF RECOMMENDATION: Approval

20. **Approval** of Sun Pass Change Order #1 in the amount of \$26,745 for the Florida Turnpike Interface and Annual Pass Plan Support.

STAFF RECOMMENDATION: Staff Recommends Approval

POLL VOTE

NEW BUSINESS: Approximately 8:00 p.m.

21. **Approval on first reading** of an ordinance amending Section 17-20 of the Town Code allowing for the Planning and Zoning Board to approve signs that do not meet the Code's criteria based on physical location and design.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES AS RELATED TO BUSINESS SIGNS; AMENDING SECTION 17-20 TO MODIFY CERTAIN CODE PROVISIONS FOR EXTERIOR SIGNS IN THE B-1 BUSINESS DISTRICT; TO ALLOW THE PLANNING AND ZONING BOARD TO VARY FROM THE ESTABLISHED REGULATIONS BASED ON THE PROPOSED SIGN DESIGN, SIGN LOCATION, BUILDING HEIGHT, ARCHITECTURAL FEATURES OR OTHER UNIQUE CIRCUMSTANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Approval

POLL VOTE

22. **Discussion** requested by Council Member Reid regarding the development of a fee schedule for the use of town's right-of-way by developers/contractors.

STAFF RECOMMENDATION: Council Discretion

23. **Consideration and approval** of a private TDR transaction of the transfer of three (3) dwelling units from Bay Harbor Townhouse Condo Assoc. (10066 Bay Harbor Terrace) to 1045 - 92 St BH, LLC (1045 - 92 Street). Enclosed is a copy of the application, contract, plans and other supporting documents.

STAFF RECOMMENDATION: Approval

24. **Approval** of the Request for Proposals to Rehabilitate the Bridges on Broad Causeway to be advertised. Enclosed are the proposed plans.

STAFF RECOMMENDATION: Approval

25. **Award of Contract** to Roadway Construction, LLC. in the amount of \$263,953. to install new water mains under the sidewalks on Kane Concourse (96th Street). Enclosed is the bid evaluation report.

STAFF RECOMMENDATION: Approve

POLL VOTE

26. **Consideration and approval** of a private TDR transaction of the transfer of three (4) dwelling units from 9350 Condo Assoc. (9350 West Bay Harbor Drive) to Furmanos, LLC (1170 - 93 Street). Enclosed is a copy of the application, contract, plans and other supporting documents.

STAFF RECOMMENDATION: Approval

ADJOURNMENT: Approximately 8:00 p.m.

Pursuant to Florida Statutes 286.0105, the Town hereby advises the public that should any person decide to appeal any decision of the Town Council with respect to any matter to be considered at this meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.