

TOWN OF BAY HARBOR ISLANDS

June 11, 2018

AGENDA

STATEMENT OF DECORUM

All comments must be addressed to the Council as a body and not to individuals. Any person making a racial or slanderous remark or who becomes boisterous while addressing the Town Council, staff, etc. shall be barred from the audience by the presiding officer. No profanity, shouting, heckling, verbal outbursts or disruptive behavior in support of or opposition to a speaker or his/her remarks is permitted. Please mute or turn off your cell phone or other electronic devices at the start of the meeting. Failure to do so may result on being barred from the meeting. Persons exiting the Chambers shall do so quietly.

CALL TO ORDER: 7:00 p.m.

PLEDGE OF ALLEGIANCE:

ROLL CALL:

SPECIAL PRESENTATION:

Student of the Year Awards
Ruth K. Broad Bay Harbor K-8 Center - Christopher Anderson
Miami Beach Senior High School -Ian Krupkin

Introduction of Circuit Court Judge Candidate - Vivianne del Rio
Special Recognition to Former Mayor Linda Zilber

REQUESTS FOR WITHDRAWALS, DEFERMENTS AND FUTURE AGENDA ITEMS:

TOWN MANAGER'S REPORT:

Parking Update- Terrace

Library Hours

Landscape Improvement Plan - Brightview

COUNCIL REPORTS: Each Council Member will be afforded two (2) minutes to make their reports.

PUBLIC COMMENT:

*There is a three (3) minute time limit for each speaker during public comment and a two (2) minute time limit for each speaker during all other agenda items. Your cooperation is appreciated in observing the three (3) minute rule. If you have a matter you would like to discuss which requires more than three (3) minutes, please arrange a meeting with the Town Manager or appropriate administrative official. **A request form is available from staff; please fill it in and return it to the Town Clerk prior to the start of the meeting if you would like to speak during public comment.** Please come forward to the podium, give your name and address, and the name and address of the organization you are representing if any.*

COMMITTEE REPORTS:

CONSENT AGENDA: *(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.)*

1. **Approval** of a **Resolution** continuing and extending the temporary moratorium on approving registrations and applications for communication facilities, including small wireless facilities and utility poles for collocation of small wireless facilities as defined in Section 337.401(7), Florida Statutes for an additional period of one hundred and eighty (180) days.
2. **Consideration** and **Approval** of a resolution establishing policy for Town Council Members when representing the Town as a voting delegate at meetings and functions before outside organizations. Enclosed is a copy of the proposed resolution.
3. **Approval** to carry-forward appropriations from the 2016-2017 budget year into 2017-2018. Enclosed is a Memorandum from Director of Finance, Melissa Cruz.

STAFF RECOMMENDATION: Approval

ORDINANCES ON FIRST READING:

4. **Consideration** and **Approval** of an ordinance on **first** reading amending the Town Code to provide enhanced outdoor lighting requirements. Enclosed is a copy of the proposed ordinance and staff report provided by Town Planner Michael Miller.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING CHAPTER 10 OF THE TOWN'S CODE OF ORDINANCES ENTITLED HOUSING BY MODIFYING SECTIONS 10-1 AND 10-2; AMENDING CHAPTER 23 ENTITLED ZONING AND PLANNING BY MODIFYING SECTION 23-19 TO PROVIDE ENHANCED OUTDOOR LIGHTING REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

5. **Approval** of an ordinance on **first reading** requested by Council Member Yaffe amending Section 5-23.01 providing for staggered terms for the members of the Planning and Zoning Board. Enclosed is a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING CHAPTER 5 OF THE TOWN'S ADOPTED CODE OF ORDINANCES ENTITLED BUILDINGS AND CONSTRUCTION, BY AMENDING SECTION 5-23.01 TO PROVIDE FOR A STAGGERED PLANNING AND ZONING BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

6. **Approval** of an ordinance on **first reading** amending Chapter 20 of the town code relating to utility billing and collections. Enclosed is a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING CHAPTER 20 OF THE TOWN'S ADOPTED CODE OF ORDINANCES ENTITLED UTILITIES, BY AMENDING SECTIONS 20-7, 20-11, AND 20-15.1 TO PROVIDE FOR UNIFORM BILLING, PAYMENT, COLLECTION, AND THE FILING OF LIENS IN CONNECTION WITH UTILITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

DEFERRED ITEMS:

TOWN MANAGER ITEMS: *(Town business items requiring Council approval)*

7. **Request** from the Florida League of Cities to designate one official to be the voting delegate for this year Annual Business Session. Enclosed find correspondence from the Florida League of Cities.

STAFF RECOMMENDATION: Council Discretion

8. **Approval** of an expenditure to M&J Construction Company of Pinellas County in the amount of \$29,897.69, for reimbursement of additional bonding cost associated with the increased contract amount. Enclosed is a copy of the invoice and payment.

STAFF RECOMMENDATION: Approval

POLL VOTE

9. **Approval** of contracts award to Lakes Engineering Inc. and STV Inc. for continuing bridge engineering services. Enclosed are copies of the evaluation sheets and supporting documents.

STAFF RECOMMENDATION: Approval

10. **Approval** of contract award to Brute Proof LLC. in the amount of \$29,750 to purchase a HyperV Terminal Server for the administrative computer network. Enclosed is a copy of the proposal.

STAFF RECOMMENDATION: Approval

POLL VOTE

DISCUSSION ITEMS:

11. **Discussion** and **possible action** requested by Vice Mayor Fuller regarding having a closed meeting to discuss the Town's security systems and plans in connection with an active shooter.
12. **Discussion** requested by Council Member Reid on possible locations to host a Community Garage Sale. Enclosed is a copy of the Section 13-13 of the Town Code relating to Garage Sales.
13. **Discussion** requested by Council Member Reid with regards to Town Council term limits and Election of a Mayor.

14. **Discussion** requested by Council Member Reid regarding an amendment to the code to require noticing for project revisions.

ADJOURNMENT: Set for 11:00 p.m. *(Any items not addressed by 11:00 PM, will be continued to the following day at 7:00 PM)*

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.