

TOWN OF BAY HARBOR ISLANDS

June 8, 2015

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:

PLEDGE OF ALLEGIANCE:

SPECIAL PRESENTATION:

1. Student of the Year Presentations:
Ruth K. Broad Bay Harbor K-8 School - Ian Krupkin
Nautilus Middle School - Leah Chepenik
Miami Beach Senior High School - Margherita Tonini
2. Formal presentation of the Town's Comprehensive Financial Report for the year ended September 30, 2014. The report was issued in mid-April and provided to the members of the Council at that time. Mr. Michael Futterman of Marcum LLP will represent the Town's auditors.

REQUESTS FOR WITHDRAWALS, DEFERMENTS AND FUTURE AGENDA ITEMS: COUNCIL REPORTS:

TOWN MANAGER'S REPORT:

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:

3. **Review** of the Citizens Committee's Assignments and appointment / re-appointments of Committee Members for the term 2015-2017. Enclosed find a list of the current Committee Members that seek re-appointment and new residents seeking appointment.

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.)*

4. **Consideration and Approval** of a Resolution requested by Vice Mayor Bruder supporting Bay Harbor Continental, Inc. in its appeal of the April 15th decision of the Miami Dade County Historic Preservation Board to designate the property as a historic site. Enclosed is the proposed resolution.
5. **Consideration and Approval** of a resolution adopting the Miami-Dade County Local Mitigation Strategy, in accordance with the National Flood Insurance Program's Community Rating System requirements. Enclosed find the proposed resolution and the system's requirements.
6. **Approval** of the Ruth K. Broad K-8 Center Nurse Initiative Memorandum of Understanding between the City of Miami Beach ("CMB"), North Bay Village ("NBV"), the Town of Bay Harbor Islands ("TBHI"), the Town of Surfside ("TS"), Bal Harbour Village ("BHV"), and the Miami Beach Chamber Education Foundation, Inc. ("MBCEF") (collectively, the "Parties"), to provide for funding and for the implementation of a Nurse Initiative for the school year 2015-2016.
7. **Consideration and Approval** of the proposal from Vim Wireless for the purchase and servicing for 40 Automatic Vehicle Location Services (AVL/GPS) units for a total of \$51,536.00 for a 5 year service plan. Enclosed find the all of the quotes submitted for consideration.
8. **Consideration and Approval** of a construction trailer to be located at 10201 East Bay Harbor Drive as required by Section 23-4(7) of the Bay Harbor Islands Town Code. Enclosed find a copy of the permit application, site logistical plan, and other information submitted in connection with this request.
9. **Consideration and Approval** of a construction trailer to be located at 1155 103 Street as required by Section 23-4(7) of the Bay Harbor Islands Town Code. Enclosed find a copy of the permit application, site logistical plan, and other information submitted in connection with this request.
10. **Consideration and Approval** for mechanical street sweeping services for Bay Harbor Islands by Star Cleaning, USA, based upon a contract bid price of \$25.95 per curb mile, awarded by Hillsborough County, FL totaling \$72,867.60. Enclosed find the Hillsborough County Contract documents, and other cities references.
11. **Consideration and Approval** requested by Council Member Yaffe regarding a \$1,000 sponsorship to the Osher Lifelong Learning Institute on FIU's Biscayne Bay Campus for the 2015-2016 academic year. Enclosed find the proposal for funding from Program Coordinator Jan Salomon.

STAFF RECOMMENDATION: Council Discretion.

ORDINANCES ON SECOND READING:

12. **Consideration and Approval** of an emergency ordinance on first and second reading amending Section 12-16 of the Town Code to change the allowed hours of construction and to prohibit construction on Saturdays. Enclosed find the proposed ordinance.

AN EMERGENCY ORDINANCE OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA AMENDING SECTION 12-26, PERMISSIBLE HOURS FOR CONSTRUCTION ACTIVITY AND LANDSCAPING; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council discretion.

POLL VOTE

ORDINANCES ON FIRST READING:

13. **Consideration and Approval** of an ordinance on first reading amending the Town Code Section 19-25 to prohibiting the parking of trailers, boats, recreational vehicles, mobile homes, and stretched out vehicles within the Town unless fully enclosed in a garage or other structure. Enclosed find the proposed ordinance.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING CHAPTER 19 OF THE TOWN'S CODE OF ORDINANCES ENTITLED TRAFFIC; AND SPECIFICALLY AMENDING SECTION 19-25 ENTITLED PARKING OF TRAILERS, MOBILE HOMES, AND STRETCHED OUT VEHICLES, TO INCLUDE BOATS AND RECREATIONAL VEHICLES; AND PROHIBITING TRAILERS, MOBILE HOMES, RECREATIONAL VEHICLES, BOATS, OR STRETCHED OUT VEHICLES FROM BEING PARKED WITHIN THE TOWN WITHOUT BEING FULLY ENCLOSED IN A GARAGE OR OTHER STRUCTURE; AND PROVIDING CERTAIN EXCEPTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council discretion.

POLL VOTE

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

14. **Consideration and Approval** of the Bay Harbor Islands Causeway Entranceway project / Design feature. Enclosed is a photograph of the proposed design. There will be a short video presentation at the meeting.

STAFF RECOMMENDATION: Council Discretion.

15. **Consideration and Approval** of a private TDR transaction of the transfer of three (3) dwelling units from 9900 Townhomes (9900 E. Bay Harbor Drive) to Pearl House (1170 101 Street). Enclosed is a copy of the application, contract, plans, and related documents.

STAFF RECOMMENDATION: Approval.

DISCUSSION ITEMS:

16. **Discussion** requested by Council Member Yaffe to support the 1,000,000 Trees Campaign. Enclosed find an application for the Tree City USA and related back up information.

STAFF RECOMMENDATION: Council Discretion

17. **Discussion** requested by Council Member Marano regarding the possible amendments the Town Charter to require an election for the office of Mayor and establish term limits for the Town Council. Enclosed please find copies of Sections 2.02 and 2.04 of the Town Charter which are relevant to the discussion.

STAFF RECOMMENDATION: Council Discretion.

18. **Discussion** requested by Council Member Reid regarding possible amendments to the Town Code for the regulation of below grade parking garages and vehicle parking lifts. Enclosed please find a staff report from Town Planner Miller.

STAFF RECOMMENDATION: Council Discretion.

19. **Discussion** requested by Town Manager Wasson regarding the possibility of amending the Town Code for consistency requiring submittal of final working plans for approved projects within 12 months and allow a one time extension of 180 days to be granted by the Town Manager.

STAFF RECOMMENDATION: Amend the Town Code.

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 or the next regularly scheduled Council Meeting)*

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.