

TOWN OF BAY HARBOR ISLANDS

May 13, 2019

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:

1. Legislative Update - Senator Jason Pizzo

REQUESTS FOR WITHDRAWALS, DEFERMENTS AND FUTURE AGENDA ITEMS:

TOWN MANAGER'S REPORT:

2. **Report** of the Town investment performance for the period ending March 31, 2019. Presentation will be provided by Gerardo Rodriguez of BNY Mellon.

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.)*

3. **Approval** of the January 14th, 2019 Meeting Minutes. Enclosed is a copy of the draft Minutes.
4. **Consideration** and **Approval** of a Resolution re-appointing the Town Attorney and Assistant Town Attorneys. Enclosed is a copy of the proposed resolution and retainer agreement as requested by the Town Council.

5. **Consideration** and **Approval** of a resolution requested by Council Member Leonard to become a member of the American Flood Coalition. Enclosed is a copy of the proposed resolution.
6. **Consideration** and **Approval** to extend the Program Grant Agreement for Address Verification Plan between the Town and the School Board of Miami-Dade County for an additional two (2) schools years. Enclosed is a copy of the request for extension request and other supporting documents.

STAFF RECOMMENDATION: Approval

ORDINANCES ON SECOND READING:

7. **Consideration** and **approval** of an ordinance on **second reading** amending the Town Code to replace the current flood ordinance with a new model ordinance. The state has created a new “model” flood code for communities that participate in the FEMA NFIP program. Enclosed is a copy of the proposed ordinance and supporting documents.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING THE TOWN OF BAY HARBOR ISLANDS CODE OF ORDINANCES TO REPEAL THE TOWN’S EXISTING CHAPTER 7½ ENTITLED FLOOD DAMAGE PREVENTION; TO ADOPT A NEW UPDATED CHAPTER 7½ ENTITLED FLOOD DAMAGE PREVENTION; TO ADOPT UPDATED FLOOD PLAIN MAPS; TO DESIGNATE A FLOODPLAIN ADMINISTRATOR; TO ADOPT PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS; AND FOR OTHER PURPOSES; PROVIDING FOR APPLICABILITY; PROVING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Approval

POLL VOTE

ORDINANCES ON FIRST READING:

8. **Consideration** and **Approval** of an ordinance on **first** reading amending Section 23-11 of the Town Code regarding the open space requirements in the RD Single-Family District. Enclosed is a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA; AMENDING THE TOWN’S CODE OF ORDINANCES AS RELATED TO OPEN SPACE REQUIREMENTS IN THE RD SINGLE-FAMILY DISTRICT; AMENDING CHAPTER 23-11 OF THE ZONING AND PLANNING CODE ENTITLED LAND DEVELOPMENT REGULATIONS; PROVIDING REQUIREMENTS AND STANDARDS; 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)*

9. **Consideration and Approval** of contract award BHI-202 to Persant Construction Co. Ltd. in the amount of \$22,700 for roadway milling and resurfacing for the intersection on 99th Street and East Bay Harbor Drive. Enclosed are the cost estimated and supporting documents.

STAFF RECOMMENDATION: Approval

POLL VOTE

10. **Appointment** of three Council Members to the Block 11 Parking Lot Lease Committee. The committee has not met in years, the last members were Council Member Salver and Council Members Yaffe. The committee originally had three members and it was a Council Committee (not open to resident participation).

STAFF RECOMMENDATION: Council Discretion

DISCUSSION ITEMS:

11. **Discussion** requested by Mayor Bruder to direct the Town Manager to budget for marketing, public relations, design guidelines, branding and/or other method of helping the Business District achieve the desire mixed of tenants and attract more people to the Town.
12. **Discussion** requested by Vice Mayor Fuller regarding the change in flight pattern by the Federal Aviation Administration (FAA).
13. **Discussion** requested by Council Member Leonard to renovate / enhance the 92th Street Park by re-sodding the green space. Enclosed is a copy of a proposal from Brightview Landscaping Services and other supporting documents.

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.