

TOWN OF BAY HARBOR ISLANDS

June 10, 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. Student of the Year Awards

Ruth K. Broad Bay Harbor K-8 Center - Lena Lascar-Dimitrova
Miami Beach Senior High School - David Frankel

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.
3. Town Attorney's Update - Announcement of the Closed Session

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.)*

4. **Approval** of the following Meeting Minutes:
 - a. February 11, 2019 - Regular Council Meeting
 - b. March 11, 2019 - Regular Council Meeting
5. **Consideration** and **Approval** of a resolution requested by Council Member Reid urging Governor Ron DeSantis to veto House Bill 1159, a bill related to tree trimming and regulation. Enclosed is a copy of the proposed resolution.
6. **Consideration** and **Approval** of a resolution requested by Council Member Reid condemning anti-semitism, discrimination and bigotry against all minorities. Enclosed is a copy of the proposed resolution.
7. **Consideration** and **Approval** requested by Mayor Bruder to endorse and collaborate on the implementation of the Resilient305 Strategy. Enclosed is a copy of the Mayor' Accord and the Resilient 305 Strategy.
8. **Consideration** and **Approval** requested by Council Member Leonard of an agreement with Shana Douglas as part of the Glen Douglas Winter Chamber Music Festival in the amount of \$6,000 to host the Winter Classical Music Concert. Enclosed is a copy of the proposal with additional details.
9. **Consideration** and **Approval** requested by Council Member Leonard to purchase a sponsorship Package in the amount of \$1,500 to attend the Save Dade 2019 Champions of Equality Event. Enclosed is a copy event flyer and other details.
10. **Approval** of an addendum to the Town Manager's contract clarifying the vacation and sick time leave. The addendum matches the current policy for general employees.
11. **Consideration** and **Approval** to renew the Mutual Aid Agreement between the Golden Beach and the Town of Bay Harbor Islands Police Department. Enclosed is a copy of the proposed agreement.
12. **Consideration** and **Approval** to renew the Mutual Aid Agreement between the North Miami Beach Police Department and the Town of Bay Harbor Islands Police Department. Enclosed is a copy of the proposed agreement.
13. **Consideration** and **Approval** to a Mutual Aid Agreement between the Miami Dade Island Chiefs Regional Multi-Agency Mobile Field Force Units and the Town of Bay Harbor Islands Police Department. Enclosed is a copy of the proposed agreement.

STAFF RECOMMENDATION: Approval

ORDINANCES ON SECOND READING:

14. **Consideration and Approval** of an ordinance on **second** 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

ORDINANCES ON FIRST READING:

15. **Consideration and approval** of an ordinance on first reading amending Section 5-20 of the Town Code to require reimbursement to perform a traffic study in connection with a development application. This item was requested at a previous meeting by Council Member Leonard.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING THE TOWN'S BUILDING AND CONSTRUCTION CODE TO MODIFY PROVISIONS RELATED TO THE CONTENTS OF A PRELIMINARY DEVELOPMENT PLAN APPLICATION, INCLUDING THE SUBMITTAL OF AN IMPACT ANALYSIS DEMONSTRATING COMPLIANCE WITH THE TOWN ADOPTED LEVEL OF SERVICE (LOS) CRITERIA, SPECIFICALLY RELATED TO TRAFFIC IMPACTS; AMENDING SECTION 5-20 OF THE TOWN'S CODE OF ORDINANCES TO REITERATE THAT A TRAFFIC IMPACT LEVEL OF SERVICE ANALYSIS IS REQUIRED AS PART OF PRELIMINARY PLAN SUBMISSION, AND TO CLARIFY THAT THE TOWN MAY REQUIRE AN APPLICANT TO PREPARE AND SUBMIT A FULL-SCALE TRAFFIC STUDY FOR APPROVAL AT THE APPLICANT'S EXPENSE; FURTHER TO ADD A PROVISION IN SECTION 5-20 THAT EXISTS IN OTHER TOWN CODE PROVISIONS THAT ALLOWS THE TOWN TO RETAIN CONSULTANTS TO PREPARE OR REVIEW INDEPENDENT TRAFFIC ANALYSIS OR STUDIES AT THE APPLICANT'S EXPENSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

DEFERRED ITEMS:

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

16. **Request** from the Florida League of Cities to designate one voting delegate for this year Annual Business Session. This year the Florida League of Cities will hold its 93rd Annual Conference on August 15-17, 2019. Enclosed is a correspondence from the Florida League of Cities.

STAFF RECOMMENDATION: Council Discretion

17. **Consideration** and **Approval** of Award of contract to Bold Nation in the amount of \$46,000 to provide services for the Town's soccer program. Enclosed is a copy of the a memorandum from the Community Services Director, Regine Choute, the proposal and other supporting documents.

STAFF RECOMMENDATION: Approval

POLL VOTE

DISCUSSION ITEMS:

18. **Discussion** requested by Council Member Tricoche on a possible shade structure / canopy for the 98th Street Dog Park. Enclosed are pictures and samples of the proposed shade structures.

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.