

TOWN OF BAY HARBOR ISLANDS

November 12, 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. Ruth K. Broad Bay Harbor K-8 Center - School Safety Patrols
2. Florida League of Cities 20 Years of Public Service Recognition to Council Member Isaac Salver
3. Report on the 2020 Census from Miami Dade County Commissioner Esteban Bovo

REQUESTS FOR WITHDRAWALS, DEFERMENTS AND FUTURE AGENDA ITEMS:

TOWN MANAGER'S REPORT:

4. Report of the Town investment performance for quarter ended September 30, 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:

5. Report from the Parks & Recreation Committee.

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.)*

6. **Approval** of a resolution to update the Town's travel policy. Enclosed is a copy of the proposed resolution.
7. **Approval** of a resolution updating the employee recognition awards. Enclosed is the proposed resolution and the previously approved resolutions regarding the same.
8. **Approval** of an Inter Agency Agreement Between Miami-Dade County / Miami-Dade Police Department and the Bay Harbor Islands Police Department to access the information systems known as FCIC / NCIC for criminal justice information. Enclosed is a copy of the proposed agreement.
9. **Approval** of an amendment to the Address Verification Plan Agreement between the Town and Miami-Dade County School Board. Enclosed is a copy of the proposed revised agreement.

STAFF RECOMMENDATION: Approval

ORDINANCES ON SECOND READING:

10. **Consideration** and **Approval** of an ordinance on **second** reading requested by Council Member Leonard and Council Member Reid to prohibit plastic beverage straws and plastic beverage stirrers. Attach is a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING CHAPTER 9 OF THE TOWN'S ADOPTED CODE OF ORDINANCES ENTITLED SOLID WASTE COLLECTION; AND SPECIFICALLY ADDING AND REVISING DEFINITIONS TO SECTION 9.1 AND ADDING A NEW SECTION 9-28 PROHIBITING PLASTIC BEVERAGE STRAWS AND PLASTIC BEVERAGE STIRRERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

11. **Consideration** and **Approval** of an ordinance on **second** reading amending the Chapter 5 Town Code to require a demolition Bond. 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 ENTITLED BUILDINGS AND CONSTRUCTION OF THE TOWN'S ADOPTED CODE OF ORDINANCES AND SPECIFICALLY ADDING A NEW SECTION 5.3.1 TO REQUIRE A DEMOLITION BOND; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

ORDINANCES ON FIRST READING:

12. **Consideration** and **Approval** of an ordinance on **first** reading requested by Council Member Reid amending Section 23-9 of the Town Code to revise the size of living units in the B-1 Business 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 THE MINIMUM SIZE OF LIVING UNITS IN ALL USE DISTRICTS; AMENDING SECTION 23-9 OF THE ZONING AND PLANNING CODE TO MODIFY REGULATIONS FOR THE SIZE OF LIVING UNITS IN THE B-1 BUSINESS DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

13. **Consideration** and **Approval** of an ordinance on **first** reading amending Chapter 20 of the Town Code providing for water meters and sub-meters for potable water that do not not utilize the Town sanitary sewage system. 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 20-3, AND 20-9 TO PROVIDE FOR THE INSTALLATION, INSPECTION, AND COST OF WATER METERS, WATER SUB-METERS, WATERBOXES, DEPOSITS, AND TAPPING CHARGES; 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)*

14. **Consideration** and **approval** to award project BHI-204 Parking Garage Expansion Joint Replacement and Repairs to Concrete Protection & Restoration in the amount of \$54,880.50 to remove and replace all horizontal and vertical elastomeric concrete joints on the top level of the parking garage. Enclosed are copies of the bid tabulation and other supporting documents.

STAFF RECOMMENDATION: Approval

POLL VOTE

15. **Approval** of a proposal from Coastal Risk Consulting in the amount of \$73,500 to conduct a Vulnerability Assessment and Adaptation Recommendations Study. Enclosed is a copy of the proposal submitted by Coastal Risk Consulting.

STAFF RECOMMENDATION: Approval

POLL VOTE

16. **Consideration and Approval** of a private Transfer of Development Rights (TDR) transaction of eight (8) dwelling units from the Villas at Bay Harbor Condominium Association (1150 98th Street) to Millenium Ambianta Corporation (9901 W. Bay Harbor Drive). Enclosed is a copy of the application, contract, site plans and other supporting documents.

STAFF RECOMMENDATION: Approval

17. **Consideration and Approval** of a private Transfer of Development Rights (TDR) transaction for four (4) dwelling units from the Northern Star Condominium Association, Inc (9725-9745 Bay Harbor Terrace) to Millenium Ambianta Corporation (9901 W. Bay Harbor Drive). Enclosed is a copy of the application, contract, site plans and other supporting documents.

STAFF RECOMMENDATION: Approval

18. **Approval** of the Town's 2020-2025 Strategic Plan as prepared by Management Partners. Enclosed is a copy of the Strategic Plan.

STAFF RECOMMENDATION: Approval

19. **Discussion and possible action** of the Surf Bal Bay Interlocal Shuttle System Final Report conducted by Florida International University. This item is sponsored by Council Member Jordan W. Leonard. Enclosed is a copy of the report.

STAFF RECOMMENDATION: Council Discretion

DISCUSSION ITEMS:

20. **Discussion** requested by Council Member Reid regarding possible charter amendments to address the size of the Town Council and an elected Mayor.

21. **Discussion** requested by Council Member Leonard regarding the density cap, parking requirements, and other zoning regulations in the B-1 District.

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.