

TOWN OF BAY HARBOR ISLANDS

March 9, 2020

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. Presentation to the Rotary Club of Bal Harbour of the proceeds of the 5K/10K Annual race for the Chief Mark N. Overton, Chief Miguel De La Rosa Legacy Memorial Scholarship Fund.

REQUESTS FOR WITHDRAWALS, DEFERMENTS AND FUTURE AGENDA ITEMS:

TOWN MANAGER'S REPORT:

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

2. **Consideration and Approval** of a request by Miami-Dade County League of Cities to designate a Director and Alternate Director to serve on the Board of Directors for a period of one year.

PUBLIC COMMENT: Set for approximately 7:55 p.m. *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.*

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. **Consideration and Approval** of a resolution to appoint John Cunill as Assistant Town Attorney. Enclosed is a copy of the proposed resolution.
4. **Consideration and Approval** of a resolution to update the Town's Travel Policy. Enclosed is a copy of the proposed resolution.

- 4.5 **Consideration and Approval** of a **resolution** requested by Council Member Reid and co-sponsored by Council Member Yaffe expressing support for Florida Senate Bill 1752 and Florida House Bill 1317 which would revise and strengthen criminal penalties relating to violations for condominium associations. Enclosed is a copy of the proposed resolution and other supporting documents.
5. **Approval** of the May 13, 2019 Regular Council Meeting Minutes. Enclosed is a copy of the revised Minutes.
6. **Consideration and Approval** regarding the attendance to the 66th Annual Miami-Dade County League of Cities Gala to be held May 9th, 2020. The Bronze Sponsorship Package in the amount \$3,000 includes a table seating for 10 and recognition the night of the event. Enclosed are the sponsorship packages details.
7. **Consideration and Approval** of Conduit Access and Sharing Agreement between the Town and Comcast of California/ Colorado / Florida / Oregon, Inc for the shared use of the 10-inch Town owned conduit located on 96th Street between East Bay Harbor Drive and Bay Drive. Enclosed is a copy of the proposed agreement.
8. **Consideration and Approval** of a Conduit Access and Sharing Agreement between the Town and Hotwire Communications, LTD for the shared use of a 10-inch Town owned conduit located on 96th Street between East Bay Harbor Drive and Bay Drive. Enclosed is a copy of the proposed agreement.

STAFF RECOMMENDATION: Approval

ORDINANCES ON SECOND READING:

9. **Consideration and Approval** of an ordinance on **second** reading requested by Council Member Tricoche amending Section 15, Rule 22 of the Town Code regarding the hours of operation for the Town Parks. Enclosed is a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING CHAPTER 15 OF THE TOWN'S ADOPTED CODE OF ORDINANCES ENTITLED PARKS AND RECREATION, BY AMENDING RULE 22 HOURS OF OPERATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

DISCUSSION ITEMS:

10. **Discussion** requested by Council Member Tricoche on the Selection Process for the Chief of Police. Enclosed is a Memorandum from Town Attorney Frank Simone, Esq. and other supporting documents.
11. **Discussion** requested by Council Member Reid regarding the possibility of creating an ordinance to regulate the placement of fencing on waterfront lots. Enclosed is a memorandum provided by the Town Attorney.

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.