

TOWN OF BAY HARBOR ISLANDS REGULAR COUNCIL MEETING

March 9, 2022

AGENDA

REVISED 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.

SPECIAL NOTICE – HYBRID MEETING

The Town of Bay Harbor Islands Regular Council Meeting will take place in a Hybrid format where a quorum of the Board will be physically present at the Town Hall Council Chambers. Members of the public are welcome to participate in person or virtually via the Zoom platform.

Zoom Link: <https://us06web.zoom.us/j/86468998933>

Meeting ID: **864 6899 8933**

To request to speak during Zoom Public Comment, please utilize the “raise your hand” Zoom feature on your electronic device. You will be recognized at the direction of the Zoom Meeting Host.

The staff, members of the public and the applicants are strongly encouraged to attend virtually but will not be denied access to the physical meeting, consistent with public safety and health considerations.

In addition, any member of the public who does not wish, or is unable to participate through the Zoom video conferencing platform, but would still like to participate can do so by listening to the meeting as it happens by dialing the Toll-free number below:

US Toll Free Number: 877 853 5247 or 888 788 0099

For higher quality, dial a number based on your current location.

US: 1 646 558 8656 or 1 301 715 8592 or 1 312 626 6799

Meeting ID:

Participant ID: Press the # key

To request to speak: Dial *9 on your telephone device to activate the “Raise your Hand” feature on the zoom platform.

Members of the Public can also submit their request to speak and/or comments via e-mail to the Office of the Town Clerk at yhamilton@bayharborislands-fl.gov

CALL TO ORDER: Set for 7:00 P.M.:

PLEDGE OF ALLEGIANCE:

ROLL CALL

SPECIAL PRESENTATION:

1. Presentation by Karina Castillo and Patricia Gomez, Miami-Dade County Office of Resiliency, regarding Net Zero.

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.

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.)*

2. **Consideration and Approval** of the Minutes of the February 15, 2022 Regular Council Meeting. Enclosed is a copy of the draft Minutes.
3. **Consideration and Approval** for BCC Engineering (formerly Lakes Engineering), a continuing services engineering firm for the Town, to prepare engineering plans based upon the recent FDOT inspection of the West Relief Bridge (875105) in the amount of \$154,600.00
4. **Consideration and Approval** to award Custom Tree Care, Inc. a three-year "piggyback" contract with two optional one-year renewals based upon an established contract with the City of Dania Beach, Florida, for Disaster Debris Removal and Disposal Services. Supporting documentation attached.

5. **Consideration and Approval** to enter into a Contract for Sole Source Pricing with BEAM GLOBAL for Mobile Solar Panel Electric Vehicle Charger Systems in the amount of \$259,130.74 for the installation of three (3) solar powered charging units located in the 95th Street Parking Garage, 97th Street Parking Lot and 103rd Street Parking Lot. Enclosed is a copy of the supporting documents.
6. **Consideration and Approval** to piggyback off the Sourcewell Awarded Contract with David Mancini & Sons, Inc. for General Construction in the amount of \$296,393.98 for the installation of eight (8) inline check valves to reduce flooding caused by the King Tides on the West Island, pursuant to Section 2-1.2(6) of the Town Code. Enclosed is a copy of the supporting documents.
7. **Consideration and Approval** of Scope and Fee Proposal by Chen Moore & Associates, Inc. in the amount of \$95,355 for the plans preparation, utility coordination, land surveying, geotechnical evaluation, obtaining permits, providing bidding support and limited construction inspections for the reclaiming of the existing 20' platted alleyway behind Town Hall for one way vehicular traffic as directed by the Council during the January 2022 Meeting. Enclosed is copy of the fee proposal.
8. **Consideration and Approval** to purchase the new AV equipment and the Dais for the Town Council Chambers. We have completed the bidding process using "The Interlocal Purchasing System (TIPS)" and a proposal from the winning bid awarded to AVI-SPL to install and configure the new equipment. I have attached two quotes for your review. The quote for the AV equipment is \$171,587.67 and \$98,061.15 for the new dais, for a total cost of \$269,678.82. Enclosed are the proposal and the updated quote for the Council Chambers equipment.
9. **Consideration and Approval** of a Consulting Agreement with Becker & Poliakoff to represent Bay Harbor Islands' interests before federal, state and local legislative and executive branches of government. Enclosed is a copy of the proposed agreement.
10. **Consideration and Approval** of a Resolution to allow Town Council Members to receive Health Insurance Coverage after expiration of their term of office, with premiums to be paid by the former Council Members.

**A RESOLUTION OF THE TOWN OF BAY HARBOR ISLANDS,
FLORIDA; AUTHORIZING COUNCIL MEMBERS TO
RECEIVE HEALTH INSURANCE COVERAGE, AFTER
EXPIRATION OF THEIR TERM OF OFFICE, WITH
PREMIUMS TO BE PAID BY FORMER COUNCIL MEMBERS;
PROVIDING FOR INCORPORATION OF RECITALS AND
SETTING AN EFFECTIVE DATE.**

11. **Consideration** and **Approval** of the 2022/2023 Budget Preparation Calendar. Enclosed is the Proposed schedule provided by the Finance Director.
12. **Consideration** and **Approval** regarding re-appropriation of various funds carried forward from FY 2020/2021 to FY 2021/2022 to fund the cost of the projects started during FY 2020/2021, but not completed or deferred until after September 30, 2021.
13. **Consideration** and **Approval** of a General Release and Separation Agreement between Alba Chang and the Town of Bay Harbor Islands. Enclosed is a copy of the Separation Agreement and General Release.

STAFF RECOMMENDATION:

POLL VOTE

Approval

ORDINANCES ON SECOND READING:

14. **Consideration** and **Approval** of an ordinance on second reading to amend Chapter 23 of the Town Code establishing a new method of measuring the height of a building from the Base Flood Elevation (BFE) plus any additional freeboard, pursuant to the Florida Building Code; or as otherwise prescribed by federal, state, county flood control laws or regulations. Enclosed is a copy of the proposed ordinance and staff report provided by the Town Planner.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES; AMENDING CHAPTER 23 ENTITLED ZONING AND PLANNING; ARTICLE I, SECTION 23-1 DEFINITIONS AND SECTIONS 23-11 – 23-12 ENTITLED BUILDING SETBACK, COVERAGE, AND HEIGHT REQUIREMENTS; TO ESTABLISH THE METHOD OF MEASURING A BUILDING HEIGHT TO START FROM THE BASE FLOOD ELEVATION PLUS ANY ADDITIONAL FREEBOARD PER THE FLORIDA BUILDING CODE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

ORDINANCES ON FIRST READING:

DEFERRED ITEMS:

15. Discussion requested by Council Member Leonard for the Town Council to consider a Code amendment to allow additional incentives to encourage the building of more "green" projects, including possible reductions in parking spaces for new developments.

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

DISCUSSION ITEMS:

16. **Discussion** requested by Council Member Bruder regarding future plans for Block 11 Parking, update on Parking Garage evaluation and reclaiming of the 20' Platted Alley behind Town Hall.
17. **Discussion** requested by Town Council regarding the Kane Concourse sidewalks, and evaluation of alternatives. Enclosed is a Memo prepared by the Town Engineer.
18. **Discussion** regarding Town's Anniversary Celebration.
19. **Discussion** and **Possible** action regarding the Town Clerk's responsibilities. Staff is seeking direction from the Town Council regarding amendment to the Clerk's responsibilities.
20. **Discussion** and possible **Action** to appropriate funds, not to exceed \$11,000 (100 kits @ \$105 plus shipping), for the purchase of "Stop the Bleed Kits" to be available in Ruth K. Broad classrooms, engage the Miami-Dade County Public School to enter into an interlocal agreement for placement of the kits, and solicit Surfside and Bal Harbour to share the cost equally. All schools in the feeder pattern currently utilize these kits. Enclosed is a sample Memorandum of Understanding with the Miami-Dade County Public Schools. Lori Alhadeff, President of "Make Our Schools Safe", will be present at the Council Meeting. She has stated her commitment for a \$2,500 donation towards the Stop the Bleed Kits. Dr. Byers from UM Jackson will be providing training at no cost.

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.