

TOWN OF BAY HARBOR ISLANDS

October 16, 2017

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 of a Proclamation to Dr. Maria Rodriguez, former principal of Ruth K. Broad Bay Harbor K-8 Center.
2. 9/11/01 First Responder's Recognition for current Town Employees that were members of the New York City Police Department during that time. - Town Manager Ronald Wasson, Police Officers Jamy Murphy and Michael LaMantia, and Patrick Prendergast, Director of Code Compliance.
3. At the request of the Town Council, Miami Dade County School Board Representatives will be speaking about the new addition to Ruth K. Broad Bay Harbor K-8 Center.

REQUESTS FOR WITHDRAWALS, DEFERMENTS AND FUTURE AGENDA ITEMS:

TOWN MANAGER'S REPORT:

4. Community Pool Update

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

5. Request for **approval** of a scholarship in the amount of \$1,000 to Mast Academy requested by Vice Mayor Bruder.

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:

6. **Consideration** of a request for appointment to fill a vacancy to the Planning & Zoning Board. Enclosed are copies of the residents resumes.

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.)*

7. **Approval** of a Resolution requested by Council Member Yaffe and Council Member Salver opposing legislative efforts to impede municipal home rule powers. Enclosed is a copy of the proposed resolution.
8. **Approval** of a Resolution requested by Council Member Yaffe supporting legislation to require certification for all recovery residences and recovery residence administrators. Enclosed is a copy of the proposed resolution.
9. **Approval** of a Resolution requested by Council Member Yaffe and Council Member Salver supporting the Florida Legislature to take legislative action to assist with funding resources for municipal transportation needs. Enclosed is a copy of the proposed resolution.
10. **Approval** of a Resolution requested by Council Member Yaffe and Council Member Salver supporting legislation to provide long term, recurring and adequate state funding for local government water resources and water quality improvement projects and infrastructure. Enclosed is a copy of the proposed resolution.
11. **Approval** of a Resolution requested by Council Member Yaffe and Council Member Salver supporting legislation reforming the communications services tax in a manner that is revenue neutral. Enclosed is a copy of the proposed resolution.
12. **Approval** of a Memorandum of Understanding (MOU) between the Town of Bay Harbor Islands and the City of Sunny Isles Beach to jointly develop a regional hybrid skatepark and pumptrack in Haulover Park. Enclosed is a copy of the agreement.

ORDINANCES ON SECOND READING:

13. **Consideration and Approval** of an ordinance on **second** reading requested by Council Member Salver amending Section 5-5 of the Town regarding the current parking plan for construction sites in Town.

AN ORDINANCE OF THE TOWN OF BAY HARBOR ISLANDS FLORIDA AMENDING SECTION 5-5 OF THE BAY HARBOR ISLANDS TOWN CODE OF ORDINANCES REQUIRING A STAGING PLAN FOR SINGLE FAMILY, MULTI-FAMILY, AND COMMERCIAL PROJECTS; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

ORDINANCES ON FIRST READING:

14. **Consideration and Approval** of an ordinance on first reading increasing the monthly base and flow charges for sewer service. Enclosed is a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN OF BAY HARBOR ISLANDS AMENDING SECTION 20-9 OF THE TOWN CODE INCREASING THE MONTHLY BASE AND FLOW CHARGES FOR SEWER SERVICE; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

15. **Consideration and Approval** of an ordinance on first reading increasing the monthly charge for water service. Enclosed a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN OF BAY HARBOR ISLANDS AMENDING SECTIONS 20-5 AND 20-6 OF THE CODE OF BAY HARBOR ISLANDS TO INCREASE THE MONTHLY CHARGE FOR WATER SERVICE TO \$4.53 PER ONE THOUSAND GALLONS AND TO INCREASE THE MINIMUM MONTHLY SERVICE CHARGES FOR EACH WATER METER TO \$21.08; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

DEFERRED ITEMS:

16. **Discussion** regarding the location of digital signs requested by Council Member Reid.

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

17. Request for **approval** of a proposal for professional traffic engineering services related to the Transportation Fund Analysis from Calvin Giordano and Associates in the amount of \$34,730. The proposal will include the collection of traffic data and analysis to come up with a formula based on this data to charge a fee for future roadway maintenance and resurfacing.

STAFF RECOMMENDATION: Approval.

POLL VOTE

DISCUSSION ITEMS:

18. **Discussion** requested by Mayor Leonard and Vice Mayor Bruder with regards to RKBBH students living outside of the school boundary.
19. **Discussion** regarding the existing building height regulations for the B-1 Business District. Enclosed is a letter from Attorney Neisen Kasdin and a copy of Section 23-11 of the Town Code.
20. **Discussion** requested by Council Member Salver on a possible Residential Sticker Program. Enclosed are other cities residential parking program.

21. **Discussion** and **direction** regarding the celebration of the Town's 70th Anniversary.
22. **Discussion** requested by Mayor Leonard regarding the town's regulations for trees growing into powerlines.

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.