

TOWN OF BAY HARBOR ISLANDS

November 13, 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 PM

PLEDGE OF ALLEGIANCE:

ROLL CALL:

REQUESTS FOR WITHDRAWALS, DEFERMENTS AND FUTURE AGENDA ITEMS:

TOWN MANAGER'S REPORT:

Dan Brea - BNY Mellon Wealth Management - Report

1. Legislative Update - David Caserta

2. Report on discussion with FPL - concrete poles.

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.*

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 proposal by Duval Ford, through the Florida Sheriff's Association & Florida Association of Counties for an open end lease of one (1) 2018 Ford F-250 Truck in the amount of \$31,778.00 to be utilize by the Police Department. Enclosed is a copy of the proposal from Duval Ford.

4. **Approval** of an agreement with Miami Dade County for the reimbursements of the municipal parking fines Program. Enclosed is the proposed agreement

STAFF RECOMMENDATION: approval

POLL VOTE

ORDINANCES ON SECOND READING:

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

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

ORDINANCES ON FIRST READING:

7. **Consideration and Approval** of an ordinance on **first** reading amending Section 23-11 of the Town Code to allow for additional the building height 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 ZONING AND PLANNING CODE TO AMEND SECTION 23-11(C) TO ALLOW FOR ADDITIONAL BUILDING HEIGHT IN THE B-1 BUSINESS DISTRICT PROVIDED A DEVELOPER PARTICIPATES IN THE TOWN'S PUBLIC BENEFITS PROGRAM; ESTABLISHING A PUBLIC BENEFITS PROGRAM FOR ADDITIONAL BUILDING HEIGHT INCLUDING SPECIFIC PUBLIC BENEFITS DESIRED BY THE TOWN; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

8. **Consideration and Approval** of ordinance on **first** reading amending Chapter 4 of the Town Code to prohibit animal feeding on public right-of-way. Enclosed is a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING CHAPTER 4 OF THE TOWN'S ADOPTED CODE OF ORDINANCES ENTITLED ANIMAL CONTROL, BY ADDING SECTION 4-18 ENTITLED PROHIBITING THE FEEDING OF STRAY OR OWNERLESS CATS ON PUBLIC PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

9. **Consideration and Approval** of an ordinance on **first** reading amending Section 18-22 of the Town Code to require property owners to underground the service lines. Enclosed is a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING SECTION 18-22 ENTITLED NEW CONSTRUCTION AND REHABILITATED STRUCTURES, TO REQUIRE PROPERTY OWNERS TO UNDERGROUND THE SERVICE LINE OR LATERAL FROM THE BUILDING TO THE UTILITY POLES OR UNDERGROUND FACILITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

10. **Consideration and Approval** of an ordinance on **first** reading amending Chapter 16 of the Town Code to permit payroll deductions for the payment of purchases of credited service for past military and/ or police service. Enclosed is a copy of the proposed ordinance.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AMENDING CHAPTER 16, THE TOWN OF BAY HARBOR ISLANDS EMPLOYEES RETIREMENT SYSTEM, OF THE TOWN OF BAY HARBOR ISLANDS CODE OF ORDINANCES, TO PERMIT PAYROLL DEDUCTIONS FOR THE PAYMENT OF PURCHASES OF CREDITED SERVICE FOR PAST MILITARY AND/OR POLICE SERVICE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

STAFF RECOMMENDATION: Council Discretion

POLL VOTE

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

11. **Consideration** and **Approval** of award contract BHI-186 for pressure cleaning and sanding of brick pavers in the amount of \$42,500.00 in favor of Cartman Commercial Services. Enclosed find a copy of the bid results.

STAFF RECOMMENDATION: Approval

POLL VOTE

12. **Consideration** and **Approval** of award contract BHI-187 for Custodial Services for Public Buildings in the amount of \$65,806.00 in favor of Professional Building Services. Enclosed is a copy of the bid analysis report.

STAFF RECOMMENDATION: Approval

POLL VOTE

13. **Consideration** and **Approval** of a agreement between the Town of Bay Harbor Islands and the Village of Miami Shores for the use and access of the Aquatics Center. Enclosed is a copy of the agreement.

STAFF RECOMMENDATION: Approval

POLL VOTE

14. **Consideration** and **Approval** of award of contract to Bruteproof, LLC in the amount of \$38,000 to purchase and separate the Police Department Network hardware. Enclosed is a memorandum from IS Manager Roberto Gonzalez and supporting documents.

STAFF RECOMMENDATION: Approval

POLL VOTE

15. **Consideration** and **Approval** of the proposed program for the Town's 70th Anniversary Celebration. Enclosed is a copy of the fireworks proposal and supporting documents.

STAFF RECOMMENDATION: Approval

POLL VOTE

16. **Approval** of Change Order # 28 in favor of M&J Construction of Pinellas County Inc., in the amount of \$187,368.10. The purpose of this change order was predominantly to perform additional painting associated with steel repairs caused by section loss. Enclosed is a copy of the change order details.

STAFF RECOMMENDATION: Approval

POLL VOTE

DISCUSSION ITEMS:

17. **Discussion** requested by Council Member Yaffe regarding the fees charged by the Building Department for a change of contractor.
18. **Discussion** requested by Vice Mayor Stephanie Bruder regarding the Town's Health Insurance and allowing Council Members to join the existing plan.
19. **Discussion** and input requested by Town Manager Wasson regarding the draft Address Verification Plan agreement between the Town and the School Board.

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.

