



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

### OFFICIAL AGENDA

#### REGULAR VILLAGE COMMISSION MEETING

VILLAGE HALL  
1666 KENNEDY CAUSEWAY, #101  
NORTH BAY VILLAGE, FL 33141

TUESDAY, MAY 13, 2014

7:30 P.M.

NOTICE IS HEREWITH GIVEN TO ALL INTERESTED PARTIES THAT IF ANY PERSON SHOULD DECIDE TO APPEAL ANY DECISION MADE AT THE FORTHCOMING MEETING OF THE VILLAGE COMMISSION, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, HE OR SHE WILL 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. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE VILLAGE FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.

TO REQUEST THIS MATERIAL IN ACCESSIBLE FORMAT, SIGN LANGUAGE INTERPRETERS, INFORMATION ON ACCESS FOR PERSON WITH DISABILITIES, AND/OR ANY ACCOMMODATION TO REVIEW ANY DOCUMENT OR PARTICIPATE IN ANY VILLAGE-SPONSORED PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE).

---

#### 1. CALL TO ORDER

##### PLEDGE OF ALLEGIANCE

##### ROLL CALL

#### 2. A. PROCLAMATIONS AND AWARDS

1. POLICE WEEK
2. TREASURE ISLAND ELEMENTARY SCHOOL  
EMPLOYEES: GAIL ENGELMAN AND  
VIOLET SAMBERG
3. EDDIE CRESPO, UPS
4. CIVILITY MONTH

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**B. SPECIAL PRESENTATIONS**

- 1. TREASURE ISLAND PRINCIPAL, DR. SHERRY KRUBITCH - IB PROGRAM**
- 2. VILLAGE LOBBYIST – FAUSTO GOMEZ  
LEGISLATIVE REPORT**

**C. ADDITIONS AND DELETIONS**

**3. GOOD & WELFARE**

**4. BOARD REPORTS**

**A. CITIZENS BUDGET & OVERSIGHT BOARD**

**B. COMMUNITY ENHANCEMENT BOARD**

- 1. Removal of Board Member**
- 2. Vision Statement-Landscaping**
- 3. Proposal for Native Landscaping at Island Entrances**

**1.) Commission Action**

**C. PLANNING & ZONING BOARD**

**5. PUBLIC SAFETY DISCUSSION**

**6. COMMISSIONERS' REPORTS**

**7. VILLAGE ATTORNEY'S REPORT**

**8. VILLAGE MANAGER'S REPORT**

**A. Grant Writer's Report**

**9. FINANCE REPORT**

10. **CONSENT AGENDA:** Matters on the Consent Agenda are self-explanatory and are not expected to require discussion or review. Items will be enacted by one motion. If discussion is desired by any member of the Commission, that item must be removed from the Consent Agenda and will be considered separately.

A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA SUPPORTING FLORIDA HOUSE BILL 169, RELATING TO TOBACCO AND NICOTINE PRODUCT REGULATION, INCLUDING CREATING SECTION 569.24, FLORIDA STATUTES TO EXPRESSLY PREEMPT TO THE STATE THE REGULATION OF THE SALE OF TOBACCO PRODUCTS, NICOTINE PRODUCTS, AND NICOTINE DISPENSING DEVICES; DIRECTING THE VILLAGE CLERK TO FORWARD THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *(INTRODUCED BY MAYOR CONNIE LEON-KREPS AND COMMISSIONER JORGE GONZALEZ)*

The proposed Resolution will support regulation regulating nicotine dispensing devices.

B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA SUPPORTING FLORIDA HOUSE BILL 153 AND FLORIDA SENATE BILL 224, AMENDING FLORIDA STATUTES TO EXTEND THE CURRENT PROHIBITIONS RELATING TO TOBACCO PRODUCTS FOR PERSONS UNDER THE AGE OF 18, TO PROHIBIT THE SALE, GIFTING, POSSESSION OR USE OF NICOTINE DISPENSING DEVICES, INCLUDING, BUT NOT LIMITED TO, ELECTRONIC CIGARETTES, TO AND BY PERSONS UNDER THE AGE OF 18; DIRECTING THE VILLAGE CLERK TO FORWARD THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *(INTRODUCED BY MAYOR CONNIE LEON-KREPS AND COMMISSIONER JORGE GONZALEZ)*

The proposed Resolution expresses support, passage, and adoption of legislation to prohibit the sale, gifting, possession or use of nicotine dispensing devices that include electronic cigarettes to and by persons under the age of 18.

- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE A RELEASE AND SETTLEMENT AGREEMENT WITH DENNIS KELLY; AUTHORIZING THE VILLAGE OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE RELEASE AND SETTLEMENT AGREEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will approve the settlement agreement in the matter of Dennis Kelly versus North Bay Village.

- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, URGING GOVERNOR RICK SCOTT AND THE MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FUNDING REQUEST OF \$250,000 FOR THE RENOVATION OF THE MIAMI MARINE STADIUM AND FUNDS IN THE AMOUNT OF UP TO \$8 MILLION, FOR THE ENVIRONMENTAL CLEANUP OF WAGNER CREEK/SEYBOLD CANAL; DIRECTING THE VILLAGE CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE OFFICIALS DESIGNATED HEREIN; SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS AND COMMISSIONER JORGE GONZALEZ)**

The proposed Resolution supports the preservation, restoration, and rehabilitation of the Miami Marine Stadium site.

**1.) Commission Action**

**11. PLANNING & ZONING CONSENT AGENDA**

**No Items.**

**12. ORDINANCES FOR FIRST READING AND RESOLUTIONS**

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, 'FLORIDA (VILLAGE), CREATING A PROPERTY ASSESSED CLEAN ENERGY PROGRAM AND AUTHORIZING THE VILLAGE TO JOININ THE TOWN OF BAY HARBOR ISLANDS, THE TOWN OF SURFSIDE, AND THE VILLAGE OF BISCAYNE PARK IN CREATING THE CLEAN ENERGY COASTAL CORRIDOR PROGRAM IN ACCORDANCE WITH SECTION 163.08, FLORIDA STATUTES; ADOPTING AN INTERLOCAL AGREEMENT PURSUANT TO SECTION 163.01, FLORIDA STATUTES RELATING TO THE CORRIDOR; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER JORGE GONZALEZ)**

The proposed Resolution will allow the Village to create a Property Assessed Clean Energy Program (PACE) and join the referenced municipalities in a program to finance energy efficient improvements.

**1.) Commission Action**

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND APPROVING KIMLEY-HORN & ASSOCIATES, INC. AS THE NUMBER ONE RANKED PROPOSER FOR RFQ NO. NBV 2014-001 FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DEVELOPMENT OF DESIGNS AND CONSTRUCTION DOCUMENTS FOR THE CONSTRUCTION OF THE BAYWALK PLAZA AREA PROJECT; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A CONTRACT FOR THE SCOPE OF SERVICES; DIRECTING VILLAGE OFFICIALS TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will allow the hiring of Kimley-Horn & Associates, Inc. to prepare the design documents for construction of the Baywalk Plaza areas, which will consist of two plaza areas at the base of the bridge that links North Bay Village to Miami Beach at the Village's easternmost area to offer public access to the Intracoastal Waterway.

**1.) Commission Meeting**

**13. PUBLIC HEARINGS INCLUDING ORDINANCES FOR SECOND READING:**

**A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA APPROVING A REQUEST BY 7914 BUILDING LLC FOR SITE PLAN APPROVAL PURSUANT TO SECTIONS 152.105(C)(9) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 52 UNIT, 15 STORY MULTI-FAMILY CONDOMINIUM STRUCTURE AT 7914, 7916 AND 7918 WEST DRIVE; PROVIDING FOR FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**1.) Commission Action**

**B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY 7914 BUILDING LLC FOR A SPECIAL USE EXCEPTION PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**1.) Commission Action**

**14. UNFINISHED BUSINESS**

**15. NEW BUSINESS**

**A. APPOINTMENT OF MEMBERS TO THE BUSINESS DEVELOPMENT ADVISORY COMMITTEE**

**1.) Commission Action**

**B. APPOINTMENT OF MEMBER TO THE COMMUNITY ENHANCEMENT BOARD**

**1.) Commission Action**

**C. APPOINTMENT OF MEMBERS TO THE PLANNING & ZONING BOARD**

**1.) Commission Action**

**D. APPOINTMENT OF MEMBERS TO THE YOUTH & EDUCATION SERVICES BOARD/SCHOLARSHIP COMMITTEE**

**1.) Commission Action**

**16. APPROVAL OF MINUTES**

**A. REGULAR COMMISSION MEETING – APRIL 8, 2014**

**1.) Commission Action**

**17. ADJOURNMENT**

**NORTH BAY VILLAGE  
MEETING NOTICE**

<b>THURSDAY, MAY 15, 2014</b>	<b>7:00 P.M.</b>	<b>SPECIAL COMMISSION MEETING (BARRY UNIVERSITY PRESENTATION ON CITIZEN SURVEY) VILLAGE HALL 1666 KENNEDY CAUSEWAY, #101</b>
<b>TUESDAY, MAY 20, 2014</b>	<b>7:30 P.M.</b>	<b>REGULAR PLANNING &amp; ZONING BOARD VILLAGE HALL 1666 KENNEDY CAUSEWAY, #101</b>
<b>THURSDAY, MAY 22, 2014</b>	<b>7:30 P.M.</b>	<b>BUDGET WORKSHOP VILLAGE HALL 1666 KENNEDY CAUSEWAY, #101</b>
<b>WEDNESDAY, MAY 28, 2014</b>	<b>4:00 P.M.</b>	<b>CODE ENFORCEMENT SPECIAL MASTER HEARING VILLAGE ADMINISTRATIVE OFFICES 1666 KENNEDY CAUSEWAY, 3<sup>RD</sup> FLOOR</b>

Any meeting may be opened and continued and, under such circumstances, additional legal notice would not be provided. Any person may contact the Village Clerk at (305) 756-7171 for information. In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation to participate in this proceeding or to review any documents relative thereto should contact the Village for assistance at (305) 756-7171 no later than four (4) days prior to the proceedings. TTY users may also call 711 (Florida Relay Service).

**FARMERS' MARKET  
SUNDAYS  
11:00 A.M. – 3:00 P.M.**

**FOOD TRUCKS  
WEDNESDAY, MAY 7, 2014  
5:00 P.M. – 10:00 P.M.**

**1755 KENNEDY CAUSEWAY (WEST OF  
BEST WESTERN)  
NORTH BAY VILLAGE, FLORIDA**

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Dr. Richard Chervony**

Commissioner  
**Wendy Duvall**

Commissioner  
**Jorge Gonzalez**



# Proclamation

DECLARING A WEEK IN MAY 2014 AS  
POLICE WEEK AND MAY 15<sup>TH</sup> LAW ENFORCEMENT MEMORIAL DAY

*WHEREAS*, the Congress and President of the United States have designated May 15 as Peace Officers Memorial Day, and the week in which it falls as Police Week; and

*WHEREAS*, the members of The North Bay Village Police Department play an essential role in safeguarding the rights and freedoms of the citizens of North Bay Village; and

*WHEREAS*, it is important that all citizens know and understands the problems, duties and responsibilities of their police department, and that members of our police department recognize their duty to serve the people by safeguarding life and property, by protecting them against violence or disorder, and by protecting the innocent against deception and the weak against oppression or intimidation; and

*WHEREAS*, the police of department North Bay Village has grown to be a modern and scientific law enforcement agency which unceasingly provides a vital public service.

*NOW, THEREFORE*, be it resolved that the Commission of North Bay Village Florida, call upon all citizens of North Bay Village and upon all patriotic, civil and educational organizations to observe the week of May 11 through May 20, 2014, as Police Week with appropriate ceremonies in which all our people may join in commemorating police officers, past and present, who by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities and, in doing so, have established for themselves an enviable and enduring reputation for preserving the right and security of all citizens.

*THE COMMISSION FURTHER*, call upon all citizens of North Bay Village to observe May 15, 2014, as Peace Officers Memorial Day in honor of those peace officers who, through their courageous deeds, have lost their lives or have become disabled in the performance of duty.

*In Witness Whereof:*

\_\_\_\_\_  
Mayor Connie Leon-Kreps  
May 13, 2014

*Attest:*

\_\_\_\_\_  
Yvonne Hamilton  
Village Clerk



## NORTH BAY VILLAGE POLICE DEPARTMENT

### RECOMMENDATION MEMORANDUM

**DATE:** April 9, 2014

**TO:** Mayor Connie Leon Kreps  
Vice-Mayor Eddie Lim  
Commissioner Dr. Richard Chervony  
Commissioner Jorge Gonzalez  
Commissioner Wendy Duvall

**RECOMMENDED BY STAFF/COMMISSIONER:**  
Frank Rollason, Village Manager 

**PRESENTED BY STAFF:**  
Robert Daniels, Police Chief 

**SUBJECT:** May 2014 Village Commission Meeting  
Request to Declare Police Week in North Bay Village  
May 11-17, 2014

---

### RECOMMENDATION:

We recommend that the Village Commission declare the week of May 11- 17, 2014 as Police Week in North Bay Village and May 15<sup>th</sup> Law Enforcement Memorial Day. We also ask that all North Bay Village Staff members/employees, Citizens and Village Officials take time during this week to reach out and honor our Police Officers, past and present, who by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities .

### BACKGROUND:

Peace Officers Memorial Day is held annually in the United States on May 15th in honor of federal, state and local officers killed or disabled in the line of duty. The idea of a Peace Officers Memorial Day came into effect on October 1, 1961, when Congress asked the president to designate May 15th to honor law enforcement officers. President John F. Kennedy signed the bill into law on October 1, 1962. Each year, the President of the United States proclaims May 15 as Peace Officers

1841 GALLEON STREET, NORTH BAY VILLAGE, FL 33141  
MIAMI-DADE COUNTY  
PHONE #305-758-2626 FAX #305-866-7513

Memorial Day and the calendar week of each year during which such May 15 occurs as Police Week.

According to the Legal Information Institute, the President is requested to issue a proclamation to: designate May 15 as Peace Officers Memorial Day; to direct government officials to display the United States flag at half-staff on all government buildings; and to invite state and local governments and the people to observe the day with appropriate ceremonies and activities.

This year Police Week is May 11 through May 17, 2014.

**FINANCIAL IMPACT:**

There will be no impact to the General Fund.

**PERSONNEL IMPACT:**

North Bay Village Police Officers.

**CONTACT:**

Robert J. Daniels, Chief of Police



# Proclamation

## DECLARING THE MONTH OF MAY 2014 AS CIVILITY MONTH

***WHEREAS***, the open exchange of public discourse is essential to the democratic system of government; and

***WHEREAS***, as a cornerstone of democracy Americans have observed certain rules of behavior generally known as civility; and

***WHEREAS***, civility, derived from the Latin words "civitas" meaning city and "civis" meaning citizen, is behavior worthy of citizens living in a community or in common with others; and

***WHEREAS***, displays of anger, rudeness, ridicule, impatience, and a lack of respect and personal attacks detract from the open exchange of ideas, prevent fair discussion of the issues, and can discourage individuals from participation in government; and

***WHEREAS***, civility can uplift our daily life and make it more pleasant to live in an organized society; and

***WHEREAS***, the City, County and Local Government Law Section of the Florida Bar urges the adoption of a pledge of civility by all citizens in the State of Florida.

***NOW THEREFORE BE IT RESOLVED***, by the Mayor of North Bay Village that the month of May is proclaimed as Civility Month, and calls upon all citizens to exercise civility toward each other.

***PASSED AND ADOPTED***, this 13<sup>th</sup> Day of May, 2014.

*In Witness Whereof:*

*Attest:*

\_\_\_\_\_  
Mayor Connie Leon-Kreps

\_\_\_\_\_  
Yvonne Hamilton  
Village Clerk



# CITY, COUNTY AND LOCAL GOVERNMENT LAW SECTION

www.locgov.org

**CHAIR:**

Hans Ottinot, Sr.  
18070 Collins Ave.  
Sunny Isles Beach, FL 33160-2723  
(305) 957-1302  
hottinot@sibfl.net

April 1, 2014

**CHAIR-ELECT:**

Dana L. Crosby-Collier  
201 S. Rosalind Ave., Fl. 3  
Orlando, FL 32801-3527  
(407) 836-7320  
dana.crosby-collier@ocfl.net

**SECRETARY/TREASURER:**

Mark CS Moriarty  
City of Ft. Myers  
P.O. Box 2217  
Ft. Myers, FL 33902-2217  
(239) 321-7056  
mmoriarty@cityftmyers.com

**IMMEDIATE PAST CHAIR:**

Jewel White  
315 Court St.  
Clearwater, FL 33756-5165  
(727) 464-3354  
mjwhite@co.pinellas.fl.us

**BOARD LIAISON:**

Sandra C. Upchurch  
125 S. Palmetto Ave.  
Sunny Isles Beach, FL 32114-4333  
(386) 253-1560  
supchurch@uww-adr.com

**EXECUTIVE COUNCIL:**

Terms Expiring 2014:

**District 3**

David C. Miller  
Miami  
(305) 374-7349

**District 5**

Michele Lieberman  
Lecanto  
(352) 527-2534

Terms Expiring 2015:

**District 2**

Jeannine Smith Williams  
St. Petersburg  
(727) 893-7401

**District 4**

Robert L. Teitler  
Ft. Lauderdale  
(954) 359-1032

Terms Expiring 2016:

**District 1**

Virginia (Ginger) Saunders Delegal  
Tallahassee  
(850) 922-4300

Terms Expiring 2014

At-Large Members:

Paul Bangel

Fort Lauderdale  
(954) 828-5940

DeBora Cromartie-Mincey

Tampa  
(813) 272-5670

Donald Crowell

Clearwater

(727) 464-3354

Craig Leen

Coral Gables

(305) 460-5218

Maggie Mooney-Portale

Sarasota

(941) 365-4950

Nancy Stupařich

Oviedo

(800) 633-6458

Ex-Officio Members:

All Past Chairs

**PROGRAM ADMINISTRATOR:**

Ricky D. Libbert  
The Florida Bar  
rilibbert@flabar.org

Re: Proclamation and Pledge of Civility for the Month of May

Dear Madam/Sir:

The attorneys of the City, County and Local Government Law Section of The Florida Bar ask your local government to join with other cities and counties throughout the State of Florida in proclaiming May as "Civility Month."

Civil discourse is a cornerstone of American democracy and is a vital ingredient to successful local governance. The attorneys of the City, County and Local Government Law Section of The Florida Bar ask you to renew the pledge of public conduct that your local government may have adopted in prior years.

A sample proclamation is enclosed for your use. We are asking all local governments in Florida to adopt such a proclamation to help to uplift the tone and conduct in public meetings throughout the State. We join with our public officials in urging all citizens to exercise civility toward each other throughout the year as they participate in Florida's democratic process.

If you choose to adopt the proclamation, please send us a copy to: Ricky Libbert, The Florida Bar, 651, E. Jefferson St., Tallahassee, Florida 32399-2300, rilibbert@floridabar.org

Thank you for your attention to this important matter and for your dedicated public service.

Sincerely,

Hans Ottinot  
Chair

Enclosure



## North Bay Village

Administrative Offices

1700 Kennedy Causeway, Suite 132 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### OFFICIAL MINUTES

#### COMMUNITY ENHANCEMENT BOARD WORKSHOP

1666 KENNEDY CAUSEWAY, #300

NORTH BAY VILLAGE, FL 33141

MAY 1, 2014 – 6:30 P.M.

#### 1. CALL TO ORDER:

The meeting was called to order at 6:34 p.m. Board Members present were: Andreana Jackson, Chair, Diana Quintera, Vice Chair, and Member Benjia Morgenstern. Members Doris Acosta and Odalys Becerra were absent. Also present were: Village Clerk Yvonne P. Hamilton, Jenorgen Deputy Village Clerk, Deputy Village Manager/HR Director Jenice Rosado, and Code Enforcement Officer Maurice Murray.

Board Members Doris Acosta informed the Board of her absence prior to the meeting.

#### 2. NEW BUSINESS

##### A. CODE COMPLIANCE ISSUES (DORIS ACOSTA)

Code Enforcement Officer Maurice Murray addressed Code Enforcement issues brought forth by the Board such as homes with overgrown grass and weeds; chain link fences not shielded by hedges; and coconuts hanging from trees over sidewalks.

##### B. LANDSCAPING PROPOSAL FOR FOURTH ISLAND ENTRANCE (BENJIA MORGENSTERN)

Board Member Benjia Morgenstern explained the landscaping proposal for \$1,500 to be added to the previous submittal for planting natives at the other three entrances to the island.

Benjia Morgenstern made a motion to recommend that the Village Commission approve the proposal for landscaping the fourth entrance to the island at a cost of \$1,500. Andreana Jackson seconded the motion, which carried 3-0 on a roll call vote.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

The Board suggested that staff contact the neighboring cities, such as Miami Beach, that has experience with native plantings regarding the Village's pilot program, should the Commission approve the recommendation.

**C. REMOVAL OF BOARD MEMBER**

Andreana Jackson made a motion to recommend that the Village Commission remove Odalys Becerra from the Community Enhancement Board for failure to attend meetings. Diana Quintera seconded the motion, which carried 3-0 on a roll call vote.

**D. JUNE MEETING SCHEDULE**

It was the consensus of the Board Members to hold the next meeting on June 19, 2014 at 6:30 p.m.

**E. GENERAL DISCUSSION**

Discussion ensued regarding the increasing cat population and rat problem on the islands; removal of the police radar sign from the West Entrance to the Village; tree pruning prior to hurricane season; dead poinsettia at North Bay Island Wall, status of the "Welcome Sign" to the east of the island, and color scheme for painting single-family homes.

The following suggestions were offered by individuals as members of the Board:

1. Require the property owner of the vacant lot adjacent to 7810 Miami View Drive to fence the area, which could become a hazard with its use as a playground and fishing area.
2. Require Causeway Tower (1666 Kennedy Causeway) to re-paint the building.
3. Require President Supermarket to improve the landscaping, specifically those areas adjacent to the sidewalk
4. Mulching the entrances to the islands while a decision is being made as to the landscaping.
5. Encourage businesses to keep their properties clean by removing dead plants, etc.
6. Cleaning of North Bay Island Wall.

Andreana Jackson made a motion to recommend that the sites with upcoming projects, commencing with the former Crab House property be properly maintained and be required to install fencing with some type of photo screen (possibly of the proposed project). Benjia Morgenstern seconded the motion, which carried 3-0 on a roll call vote.

3. **APPROVAL OF MINUTES**

A. **MARCH 25, 2014 REGULAR COMMUNITY ENHANCEMENT BOARD MEETING**

B. **APRIL 10, 2014 REGULAR COMMUNITY ENHANCEMENT BOARD MEETING**

Andreana Jackson made a motion to approve the Minutes as submitted. Diana Quintera seconded the motion, which carried 3-0 on a roll call vote.

4. **ADJOURNMENT**

The meeting adjourned at 7:26 p.m.

Prepared by: Yvonne P. Hamilton  
Village Clerk

Approved by Community Enhancement Board

this \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
Andreana Jackson, Chair



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### OFFICIAL MINUTES

#### COMMUNITY ENHANCEMENT BOARD WORKSHOP

1666 KENNEDY CAUSEWAY, #300

NORTH BAY VILLAGE, FL 33141

APRIL 10, 2014 – 6:00 P.M.

---

#### 1. CALL TO ORDER:

The meeting was called to order at 6:04 p.m. Board Members present were: Andreana Jackson, Chair, Benjia Morgenstern, and Doris Acosta. Diana Quintera and Odalys Becerra were absent. Also present were: Village Manager Frank K. Rollason and Village Clerk Yvonne P. Hamilton.

Mayor Connie Leon-Kreps was in attendance.

Resident Ana Watson, of 7946 East Drive, was also in attendance.

#### 2. NEW BUSINESS

##### A. NATIVES LANDSCAPING PROPOSAL

Discussion ensued regarding proposals for landscaping the three entrances to the islands with low maintenance, salt resistant native plantings.

Doris Acosta made a motion recommending that the Landscaping Proposal for plantings at the three islands' entrances from Urban Habitat at a cost of \$6,536 be presented to the Village Commission for approval. Andreana Jackson seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Benjia Morgenstern, Andreana Jackson, and Doris Acosta all voting Yes.

##### B. DISCUSSION OF VISION STATEMENT

Doris Acosta made a motion to present the Board's Vision Statement to the Commission for adoption. Andreana Jackson seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Benjia Morgenstern, Andreana Jackson, and Doris Acosta all voting Yes.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**C. EARTH DAY – APRIL 22, 2014**

A suggestion was made for painting of a flying butterfly monarch project by the Treasure Island Elementary School kids in recognition of Earth Day. It was noted that the children from the KLA School will be planting a native tree in the median in front of the school on Earth Day.

**D. GENERAL DISCUSSION**

The importance of having a Village Newsletter was discussed.

Benjia Morgenstern made a motion to recommend that the sign announcing the Kennedy Causeway improvement project and the Police LED signs be relocated from the west entrance to the island. Doris Acosta seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Andreana Jackson, Doris Acosta, and Benjia Morgenstern all voting Yes.

The Board requested that the Village's Code Enforcement Officer attend the next Board Meeting to address issues such as regulations pertaining to chain link fences, overgrown grass and weeds on properties, and maintenance of palm trees hanging onto the public right-of-way.

**3. MAY MEETING SCHEDULE**

It was the consensus of the Board to hold the next meeting on May 1, 2014 at 6:00 p.m.

**4. APPROVAL OF MINUTES**

**A. MARCH 25, 2014 REGULAR COMMUNITY ENHANCEMENT BOARD MEETING**

Approval of the Minutes were deferred to the May 1, 2014 meeting.

**5. ADJOURNMENT**

The meeting adjourned at 6:56 p.m.

Prepared by: Yvonne P. Hamilton  
Village Clerk

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

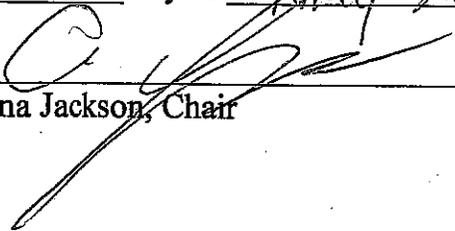
Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

Approved by Community Enhancement Board

this 1 day of May 2014.

  
\_\_\_\_\_  
Andreana Jackson, Chair

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Dr. Richard Chervony**

Commissioner  
**Wendy Duvall**

Commissioner  
**Jorge Gonzalez**

**URBAN HABITAT**  
**"THINK BEYOND THE HEDGE"**

**SEA SIDE WILD FLOWER ISLAND ENTRANCES**

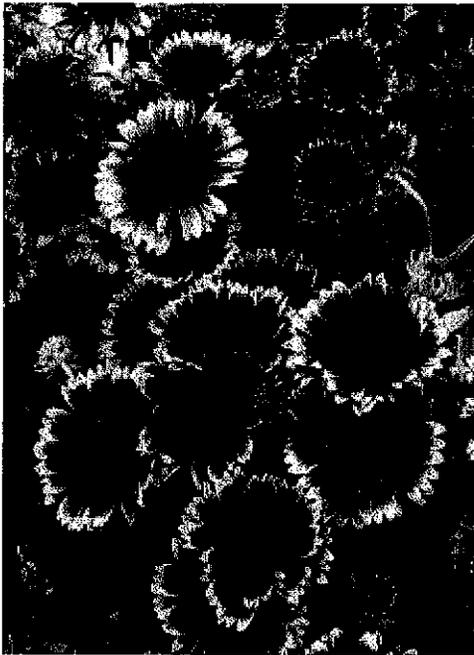
- Design of three Island entrances
- Mass Planting of three Island entrances
- Plant delivery and installation
- Mulch delivery and installation
- Plants will include: Coontie, Beach Sunflower, Blanket Flower, Beach Verbena and Sea Purslane

**NORTH BAY ISLAND: \$ 3,240**  
**HARBOR ISLAND : \$ 1,796**  
**TREASURE ISLAND: \$ 1,500**  
**TOTAL: \$ 6,536**

# URBAN HABITAT

"THINK BEYOND THE HEDGE"

## Blanket Flower ( Gailardia)



- Perennial flowers (prolific reseeding)
- Zero Maintenance
- Drought Tolerant
- Salt Tolerant
- South Florida Native
- Supports a variety of endangered butterfly species
- 1-2 ft

## **Beach Verbena (Glandularia Maritima)**



- **Critically endangered species**
- **Extremely rare vibrant purple perennial**
- **Drought tolerant**
- **Zero Maintenance**
- **Salt tolerant**
- **Butterfly nectar plant**

## **Beach Sunflower (Helianthus Debilis)**



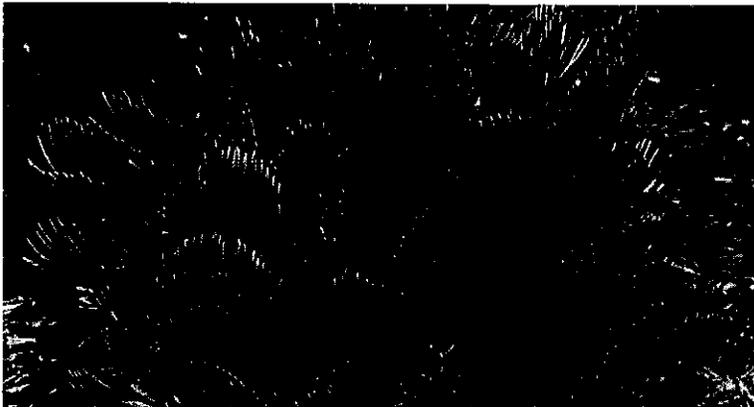
- **South Florida sub-species**
- **Charming yellow Sunflower (perennial ground cover)**
- **Extremely drought tolerance**
- **Zero maintenance**
- **Salt Tolerant**
- **Attracts butterflies and birds**

## Sea Purslane (*Sesuvium Portulacastrum*)



- Sea Side perennial ground cover
- Zero Maintenance
- Drought tolerant
- Salt Tolerant
- Sustains foot traffic
- Supports Butterflies

## Coontie (*Zamia Integrifolia*)



- Endangered species listed
- Fine evergreen cycad resembling a fern
- 2-3 ft
- Salt tolerant
- Drought tolerant
- Zero maintenance
- Only food source of critically endangered Atala butterfly (Pictured below)



HOWARD TONKIN  
URBAN HABITAT  
[www.ThinkBeyondThehedge.com](http://www.ThinkBeyondThehedge.com)  
[HowardTonkin@gmail.com](mailto:HowardTonkin@gmail.com)  
646-373-7827

## Native plants

Thank you Penelope and City of North Bay Village for giving me the opportunity to talk about the value and significance of native vegetation.

Native, as the name indicates refers to something local. In the case of plants and wildlife, it goes a bit further. It has to do with organisms that evolved over time according to local physical conditions: the soil, the air, the climate, but also with who else was around. For example, some trees depend on certain birds or insects for dispersion or for polinization. Some animals only feed on certain vegetation.

Humans have done a good job at disrupting things. Especially here in S. Florida, where 9/10 people are from elsewhere, we tend to bring the things that we grew up with and had in our native Ohio, or New York. Worse yet, we brought things that we knew nothing about – maleuleuca, australina pine, brazilian pepper also known as Florida holy – either to dry up the swams, as the everglades were called, or as ornamentals as in the case of the B. pepper. Half a century later we realized the grave mistake and the implications it had for human survival down here – it was not the sole factor, but it was a major factor affecting our water table as all of those trees are very water demanding and became very effective in drying up the Everglades to the point of nearly uncontrollable fires, and the devastation they cause.

But it is not just the Everglades, most of our remaining native natural areas were much under threat, and that threat was exacerbated by hurricane Andrew in 1992. The storm's destruction in those areas allowed for natural exotic invasion of plant species that came from surrounding residence gardens etc. The good that came out of that storm was the recognition of the extent of the damage, and the danger of loosing Florida's native vegetation – it would be equivalent to a hurricane going through the Library of Congress in D.C and loosing all the records of human progress and evolution. Just imagine loosing those precious and unique books! It is not any different from our native vegetation – it is unique.

Speaking of NBV, we have a unique situation as well:

We are an island community, with its own microclimate – we are in the middle of a bay

Our air is loaded with salt, and when we have storms the vegetation gets additional salt spray from the bay.

We have very poor soil – This is a man-made island. Most of our substrate came from dredging the intracoastal.

This means that it would be wise to have this into consideration when we do our own gardens, as well as the public grounds. Exotic plants demand more maintenaince than native: they require more water, more fertilizers and sometimes pesticides. We are an island community – all of this runoff ends up in the bay. The bay is the nursery ground for many fish species, manatees, and other species on

which these things depend. The more pesticides that end up in the bay, the more that gets into food chain, and inevitably on our food.

Speaking of the bay, I know that there were some questions about the vegetation being cut off on the causeway, between NB and Pelican islands. In fact, that was done by Dade parks natural areas management section to remove the exotic trees and give room for natives, such as mangrove, button silver woods, sea grapes to fill in. Last Saturday I took a walk to Pelican harbor and was happy to see seedlings already getting established.

By the way, I encourage you to take a walk or a drive there and look at the native gardens planted by the county, and now being overlooked by the people of the bird sanctuary. That is a wonderful organization, doing lots of good things right at our door step.

For the reasons I have mentioned:

Our subtropical climate, The islands type of soil, constant salt and moisture in the air, I hope that those of you with the decision-making power take this into consideration and in fact, now that you have been informed, use the unique opportunity we have - this beautification project - which really is a misnomer, it should be called Native planting project - which would certainly raise awareness, versus calling it beautification which sounds more like cosmetic surgery, and do the right thing to support the very environment on which we all depend. Marjorie Stoneman Douglas once said "there is only one Everglades" We should all be proud of something unique about NBV, and be known as the community that used public funds for a sustainable project while raising public awareness.

Thank you

**COMMUNITY ENHANCEMENT BOARD**  
**VISION STATEMENT**

The goal of the North Bay Village Community Enhancement Board is to develop a Landscaping Plan that will spotlight North Bay Village as a unique destination by highlighting and enhancing our natural environment.

North Bay Village is a three Island Community surrounded by Biscayne Bay, and it is the Village's responsibility to manage and respect the environment while enhancing it.

The Board desires to commence this project through small specific projects using native plants. The areas that need immediate attention are the entrances to the three islands, select median sites, and bulb-outs on Treasure Island.

It is also the desire of the Board to create a beautiful and unique landscape plan that practices responsible stewardship with our natural environment using sustainable horticultural practices.

Our long-term plan is to turn North Bay Village into a Native Plant Community. We encourage our Commission to support our vision. One example is to consider the idea of requiring new developments to landscape their properties in line with this vision. We also encourage our residents and businesses to embrace this vision, and at the same time educate them to the dangers of landscaping that uses pesticides, fertilizers, and heavy irrigation.



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### OFFICIAL MINUTES

### PLANNING & ZONING BOARD MEETING

**TREASURE ISLAND ELEMENTARY SCHOOL  
7540 EAST TREASURE DRIVE  
NORTH BAY VILLAGE, FL 33141**

**April 29, 2014 – 7:30 P.M.**

#### **1. CALL TO ORDER, PLEDGE OF ALLEGIANCE, ROLL CALL**

The meeting was called to order at 7:39 P.M. and the Pledge of Allegiance was recited. Present were Chair Reinaldo Trujillo, Barry Beschel, and Bud Farrey. Also present were Building & Zoning Clerk Elena Grek, Village Clerk Yvonne P. Hamilton, Deputy Village Clerk Jenorgen Guillen, and Ben Smith, LaRue Planning & Management Services, Inc., Village Planner.

Village Manager Frank K. Rollason was in attendance.

Marvin Wilmoth informed the Board of his absence prior to the meeting.

As a quorum was determined to be present, the meeting commenced.

The Village Attorney, Robert L. Switkes informed the Board Members of the requirements for disclosure for the quasi-judicial proceeding, and advised them to make any such disclosure on the record. Mr. Switkes also swore in those individuals who indicated that they would testify.

#### **1. (PUBLIC HEARINGS) ALL INDIVIDUALS DESIRING TO PROVIDE TESTIMONY SHALL BE SWORN IN.**

- A. A REQUEST BY YEPARA, INC., PROPERTY OWNER OF THE BUSINESS ESTABLISHMENT LOCATED AT 1884 KENNEDY CAUSEWAY, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA FOR THE FOLLOWING:**

1. **A VARIANCE PURSUANT TO SECTION 111.03 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FROM THE STRICT INTERPRETATION OF SECTION 111.12(A)(1) AND 111.12 (B)(1) FOR THE ISSUANCE OF A BUSINESS TAX RECEIPT TO PERMIT THE SALE AND ON PREMISES CONSUMPTION OF BEER AND WINE WITHIN 300 FEET OF AN EXISTING RESTAURANT HOLDING A 4COP LICENSE AND WITHIN 500 FEET OF A PUBLIC SCHOOL.**

The Village Clerk read the request into the record.

Ben Smith, LaRue Planning & Management Services, Inc., Village Planner, presented the Staff Report, recommending approval of the variance request.

The Applicant, Rosario Soto, addressed the Board on behalf of the request.

The Chair opened the Public Hearing. There being no speakers, he closed the public hearing.

Bud Farrey made a motion to approve the request. Barry Beschel seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Reinaldo Trujillo, Barry Beschel, and Bud Farrey all voting Yes.

**B. AN APPLICATION BY SILVIA OBERSTEIN CONCERNING PROPERTY LOCATED AT 7501 ADVENTURE AVENUE, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING:**

1. **A VARIANCE PURSUANT TO SECTION 152.097 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FROM THE STRICT APPLICATION OF SECTION 152.027(C)(2) TO PERMIT AN ADDITION TO A SINGLE-FAMILY RESIDENCE TO FURTHER ENCROACH INTO THE REQUIRED SIDE YARD SETBACK, ALLOWING A SIDE YARD SETBACK OF 7.5 FEET WHERE THE CODE REQUIRES 15 FEET.**

The Village Clerk read the request into the record.

Ben Smith, LaRue Planning & Management Services, Inc., Village Planner, presented the Staff Report denying the request stating that it did not meet the Variance hardship criteria.

The property owner Sylvia Paasch-Oberstein and her representative Nadine Cumi addressed the Board and explained the reason for the Variance to extend a bedroom.

The Chair opened the public hearing. There being no speakers, he closed the public hearing.

Barry Beschel made a motion to approve the request. Bud Farrey seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Bud Farrey, Reinaldo Trujillo, and Barry Beschel all voting Yes.

**C. AN APPLICATION BY NORTH BAY CAUSEWAY, LLC CONCERNING PROPERTY LOCATED AT 1555 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING:**

- 1. A SPECIAL USE EXCEPTION PURSUANT TO SECTIONS 152.030(C)(3) AND 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A MIXED-USE COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT.**
- 2. A VARIANCE PURSUANT TO SECTION 152.097 OF NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW 5 STORIES OF PARKING, WHERE SECTION 152.029(C)(4) ALLOWS A MAXIMUM OF FOUR STORIES OF PARKING.**
- 3. DENSITY BONUS APPROVAL AND SITE PLAN APPROVAL PURSUANT TO SECTION 152.105(C)(9) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 127-UNIT, 22-STORY CONDOMINIUM STRUCTURE WITH A PARKING GARAGE.**

The Village Clerk read the requests into the record.

Ben Smith, of LaRue Planning & Management Services, Inc., Village Planner, presented the Staff Report on all three items, recommending approval with the conditions outlined below.

John Chibbaro, Akerman LLP, the developer Miguel Barbagello, and Landscape Architect Tyler Wilson addressed the Board on behalf of the requests.

The Chair opened the Public Hearing. There being no speakers, he closed the public hearing.

Bud Farrey made a motion to approve the Special Use Exception request for development of a mixed-use commercial structure in the CG (General Commercial) Zoning District. Barry Beschel seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Barry Beschel, Reinaldo Trujillo, and Bud Farrey all voting Yes.

Bud Farrey made a motion to approve the Variance request to allow five stories of parking. Barry Beschel seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Barry Beschel, Reinaldo Trujillo, and Bud Farrey all voting Yes.

Bud Farrey made a motion to approve the Variance request to allow five stories of parking. Barry Beschel seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Barry Beschel, Reinaldo Trujillo, and Bud Farrey all voting Yes.

- 1) Replace enough of the palms with non-palm trees so that the landscape plan is in compliance with Section 18A-6(C)(11) of the Miami-Dade Landscape Code.
- 2) Prior to the issuance of a building permit, the public access easement and boardwalk must be dedicated and recorded. Applicant shall agree, in writing, that boardwalks shall be open to the public from sun-up until either 10:00 pm or at least until any businesses adjacent to the boardwalk remains open to the public, whichever is later; and boardwalk lighting shall remain on until boardwalk is closed to the public.
- 3) Site plan approval from Miami-Dade Shoreline Review Committee.
- 4) Meeting School Board Concurrency requirements as determined by School Board Staff.
- 5) Payment of any applicable impact fees.
- 6) Payment of bonus height fees, as required under Section 152.029(C)8.
- 7) Tie-in to Village's wastewater system at a Village designed proximate location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.
- 8) Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications), have been paid in full.
- 9) Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.

10) Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.

11) All applicable state and federal permits must be obtained before commencement of construction.

Barry Beschel seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Barry Beschel, Reinaldo Trujillo, and Bud Farrey all voting Yes.

**2. APPROVAL OF MINUTES**

**A. REGULAR PLANNING & ZONING BOARD MEETING-MARCH 18, 201**

Bud Farrey made a motion to approve the Minutes as submitted. Barry Beschel seconded the motion, which was adopted by a 3-0 roll call vote. The vote was as follows: Barry Beschel, Reinaldo Trujillo, and Bud Farrey all voting Yes.

**3. ADJOURNMENT**

The meeting adjourned at 8:35 p.m.

*Prepared and submitted by: Yvonne P. Hamilton  
Village Clerk*

*Adopted by the Planning & Zoning Board on  
this \_\_\_\_ day of \_\_\_\_\_ 2014.*

---

*Reinaldo Trujillo, Chair*

(Note: The Minutes are summary of the proceeding.)



## **North Bay Village**

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141  
Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

### **VILLAGE MANAGER'S REPORT**

To

The Mayor and Members of the Village Commission

**MAY 13, 2014**

- 1. Barry University Report to Commission on Village Citizen Survey:**
  
- 2. First FY '15 Public Budget Workshop: May 22, 2014**
  
- 3. Second Monthly Commission Meetings for P&Z items: 4<sup>th</sup> Tuesday of the month at 7:30pm**
  
- 4. Update on Paul Vogel Park Seawall:**



100 NE 15 Street, Suite 207 ~ Homestead, FL 33030

Phone: (786)232-0771 Toll Free Phone/Fax: (888)778-5930 [www.belltowergroup.org](http://www.belltowergroup.org)

**To:** North Bay Village Mayor & Village Commission  
**From:** LaKeesha Morris, MSW  
**Date Submitted:** 4/25/2014  
**Reporting Period:** April 1- 30, 2014

**Grants Submitted this Reporting Period:**

**1. Florida Humanities Council Community Projects**

**Date Submitted:** 4/1/14

**Amount of Request:** \$5000

**Match Required:** \$1 for \$1 (cash/in-kind) – Per Jenice the Village has budgeted \$6K for the 4<sup>th</sup> of July Event. This exceeds the match requirement.

**Proposed Project:** Incorporate an educational component about the history of the Village based on the book “Treasure Island” into the annual 4<sup>th</sup> of July Celebration. Youth will be recruited from the school and the Village afterschool program to perform a play based on the book and how it relates to the Village. The school librarian will be asked to participate in the event as well to increase the educational value of the activity.

**2. The Children’s Trust Community Sponsorship**

**Date Submitted:** 4/24/2014

**Amount of Request:** \$10,000

**Proposed Project:** Grant was submitted for the same project as above, but geared more toward the Parade and Festival (vendors, music, etc.).

**3. Transportation Alternatives Program (TAP)**

**Date Submitted:** 4/23/2014

**Amount of Request:** \$550,000

**Match Committed:** \$250,000

**Proposed Project:** Storm water project as identified by Rodney in legislative package.

**Note:** LaKeesha provided draft and instructions for submittal to Rodney on 4/23/2014. This grant was due to Miami-Dade MPO on 4/25/2014.



100 NE 15 Street, Suite 207 ~ Homestead, FL 33030

Phone: (786)232-0771 Toll Free Phone/Fax: (888)778-5930 [www.belltowergroup.org](http://www.belltowergroup.org)

---

#### 4. Miami Foundation Public Space Challenge

**Date Submitted:** 4/3/2014

**Amount of Request:** N/A

**Match Committed:** N/A

**Proposed Project:** Funding to install a larger canopy over the playground at Vogel Park.

**Note:** This is a community project in which residents can upload a small green space idea onto the ourmiami.org website. Funding is granted based on community support and the feasibility of the project. Grant writer submitted the project and requested staff to send out email to Village Staff and residents in order to gain public support. The project received 3 likes as of 4/8/14.

### Grants "Under Construction"/"On the Radar"

#### 5. Miami Dade Cultural Affairs Community Grants

**Due Date:** 7/3/2014 (Grant will not be released until 6/13/14)

**Amount:** up to \$7,500

**Match:** \$3,750 (Cash) and \$3,750 (In-Kind)

**Summary:** Projects may include any activity or series of events that are centered on the arts or cultural activities. Must have STRONG cultural/artistic component, community involvement and outreach.

**Proposed Project:** Village will seek to use this funding for the 5K Run and Hispanic Heritage/Cultural Festival (Hispanic Heritage is Sept. 15 – Oct 15). Teams will be able to run and represent their country/culture by wearing their flag or the colors of their flag. The festival following the run will include artistic performances from various cultures (dance, artwork, music, etc.).

**Update:** This grant has not been released yet. LaKeesha has attended 2 of the 3 required meetings. Once the grant is released, LaKeesha will need to meet with the Miami-Dade Cultural Affairs contract officer to discuss the proposed project. This grant must focus more on the culture/arts component of the race.



100 NE 15 Street, Suite 207 ~ Homestead, FL 33030

Phone: (786)232-0771 Toll Free Phone/Fax: (888)778-5930 [www.belltowergroup.org](http://www.belltowergroup.org)

---

## 6. Florida EPA Section 519 and 319

**Due Date:** Rolling for Section 519 and 5/24/2014 for Section 319

**Amount:** Not Specified

**Match:** 40% match (Per Rodney, the Village has budgeted \$250K for water projects as match)

**Summary:** Purpose of this grant is to reduce pollutant load from urban Stormwater discharges to impaired water bodies by supporting projects that implement best management practices, such as regional Stormwater treatment facilities. Project support should be used for construction, monitoring and public education.

**Proposed Project:** Staff is interested in selecting a project from the recent 2014 Legislative Request (\$800K total project cost). *The project must be 60% designed in order to submit a request. Rodney will identify the desired project and will design it.*

**LaKeesha's Tasks:** (1) Provide village staff with list of items needed to complete the grant. (2) Prepare draft for review and approval by staff.

**Village Tasks:** (1) Rodney will design the desired project and submit to LaKeesha (2) other tasks as identified to complete this project.

**Update:** During the commission meeting on 4/8/2014, Rodney confirmed that he received the list of needed items for the grant; however, he does not have any of the water projects designed. He will need money to design the projects. These grants DO NOT pay for planning or design. If the Village cannot get the project designed, then we will not be able to apply at this time.

## 7. US DOJ Bulletproof Vest Grant Program

**Due Date:** May 13, 2014

**Note:** LaKeesha discussed this project with Chief Daniels. They are in the process of conducting an inventory of the vests that they have to assess their need before requesting additional funding through this program.



100 NE 15 Street, Suite 207 ~ Homestead, FL 33030

Phone: (786)232-0771 Toll Free Phone/Fax: (888)778-5930 [www.belltowergroup.org](http://www.belltowergroup.org)

---

### **Grant Reporting/Implementation Activities**

*This section contains information on current grants for which LaKeesha provided reporting or help with implementation this reporting period.*

- JAG Grant Quarterly Report was completed and sent to staff for signature and to be mailed out.
  - Byrne Grant (FDLE) was completed online by LaKeesha (programmatic) and Bert (fiscal) on 4/11/2014.
- 

### **Potential Village Projects**

*This section contains additional information and potential grants based on concerns/ideas raised by the Village Mayor and Board of Commissioners during the March 11, 2014 Village Meeting.*

#### **Mayor Leon-Kreps**

- Communities for a Lifetime (CFAL) Grant
  - This is a \$5,000 grant that is released by the FL Department of Elder Affairs annually. It provides support for projects targeting the elderly (i.e. minor home repairs, recreational activities, intergenerational activities, health/fitness, etc.)
  - This grant is only open to organizations located in municipalities that currently have CFAL designation. Here is a link to the website to learn more about how to become a CFAL Community. <http://www.communitiesforalifetime.org/gov.php>
  - If the Village is interested, LaKeesha will be happy to assist in navigating the process.



100 NE 15 Street, Suite 207 ~ Homestead, FL 33030

Phone: (786)232-0771 Toll Free Phone/Fax: (888)778-5930 [www.belltowergroup.org](http://www.belltowergroup.org)

---

### Safety Issues Presented by Various Commissioners & Staff

- Village Commissioners/Staff mentioned various concerns related to traffic safety, training for Police Divers, traffic sign maintenance, etc.)
  - Since the Village is insured under the Florida League of Cities (FMIT), they are eligible for up to \$6000 matching funds (FMIT will pay 50% of expenses up to \$6000).
  - Grants are due quarterly and the Village may apply as often as they like until they have spent their allocation for the year.
  - LaKeesha will need to provide canceled checks and invoices to receive reimbursement. If the funds have not been spent already, LaKeesha will need the invoice.
  - Here are examples of eligible projects:
    -

### **Worker's Comp: \$3000**

#### **Examples of eligible safety related items to the Workers' Compensation line:**

- Safety seminar or training expense (Registration fee only)
- Police traffic vests
- Confined space entry equipment
- Trenching safety equipment
- Personal Protective equipment (i.e. Chaps, hard hats, general use eye protection, face shields, respirators, hearing protection, chemical resistant gloves, etc.)
- Work zone safety signs, cones, and retro reflective vests
- First aid/Bloodborne pathogen kits
- Firefighter safety alarms (PASS devices)
- Hepatitis A and B immunizations
- Other pre-approved by the Safety Grant Committee

### **Property/Liability: \$3,000**

#### **Examples of eligible safety related items to the Property/Liability lines:**

- Safety seminar or training expense (Registration fee only)
- Traffic sign replacement program
- Lifeguard training
- Swimming pool safety equipment



100 NE 15 Street, Suite 207 ~ Homestead, FL 33030

Phone: (786)232-0771 Toll Free Phone/Fax: (888)778-5930 [www.belltowergroup.org](http://www.belltowergroup.org)

---

- Police in-car video system
- Police accreditation program fees
- Police policy manual development
- Playground/sports equipment improvement/training
- Warning signs (pools, lakes, dams, etc.)
- Security fencing that protects the public
- Sewer back-up prevention programs
- Sidewalk inspection and replacement programs

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA SUPPORTING FLORIDA HOUSE BILL 169, RELATING TO TOBACCO AND NICOTINE PRODUCT REGULATION, INCLUDING CREATING SECTION 569.24, FLORIDA STATUTES TO EXPRESSLY PREEMPT TO THE STATE THE REGULATION OF THE SALE OF TOBACCO PRODUCTS, NICOTINE PRODUCTS, AND NICOTINE DISPENSING DEVICES; DIRECTING THE VILLAGE CLERK TO FORWARD THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *(INTRODUCED BY MAYOR CONNIE LEON-KREPS AND COMMISSIONER JORGE GONZALEZ)*

WHEREAS, new, unregulated high-tech nicotine vaporizers, sometimes referred to as electronic cigarettes or e-cigarettes, have recently been made available to consumers, including minors; and

WHEREAS, the sale of electronic cigarettes is a growing market; and

WHEREAS, electronic cigarettes have the potential to encourage addictive and unhealthy habits in children; and

WHEREAS, several Florida municipalities have recently adopted local ordinances regulating nicotine dispensing devices; and

WHEREAS, Florida House Bill 169 provides, among other things, for preemption to the State the regulation of sale of tobacco products; and

WHEREAS, the Commission of North Bay Village Commission finds that such regulation should be uniform throughout the state, as the use of tobacco and nicotine dispensing devices by minors is an issue of state-wide concern; and

WHEREAS, the Commission of North Bay Village, Florida supports House Bill 169; and

WHEREAS, the Commission of North Bay Village, Florida has determined that it is in the public's interest to support House Bill 169;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:

**Section 1. Recitals.** The foregoing recitals are incorporated herein by reference.

**Section 2. Support of House Bill 169.** The Commission of North Bay Village, Florida supports passage and adoption of House Bill 169, and urges the Florida Legislature to pass and the Governor to sign House Bill 169.

**Section 3. Directions to Clerk.** The Village Clerk is directed to distribute this Resolution to the Florida Governor, the President of the Florida Senate, the Speaker of the Florida House of Representatives, the Miami-Dade County Legislative Delegation, the Florida League of Cities, the Miami-Dade Board of County Commissioners, the Miami-Dade County League of Cities and each of the municipalities in Miami-Dade County.

**Section 4. Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its adoption. This motion was seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps \_\_\_\_\_  
Vice Mayor Eddie Lim \_\_\_\_\_  
Commissioner Richard Chervony \_\_\_\_\_  
Commissioner Wendy Duvall \_\_\_\_\_  
Commissioner Jorge Gonzalez \_\_\_\_\_

**PASSED AND ADOPTED this 13th day of May 2014.**

\_\_\_\_\_  
Mayor Connie Leon-Kreps

Attest:

\_\_\_\_\_  
Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Florida House Bill 169, Relating to Tobacco and Nicotine Product Regulation.



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

### MEMORANDUM

North Bay Village

**DATE:** April 28, 2014

**TO:** Yvonne P. Hamilton  
Village Clerk

**FROM:** Mayor Connie Leon-Kreps

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA SUPPORTING FLORIDA HOUSE BILL 169, RELATING TO TOBACCO AND NICOTINE PRODUCT REGULATION, INCLUDING CREATING SECTION 569.24, FLORIDA STATUTES TO EXPRESSLY PREEMPT TO THE STATE THE REGULATION OF THE SALE OF TOBACCO PRODUCTS, NICOTINE PRODUCTS, AND NICOTINE DISPENSING DEVICES; DIRECTING THE VILLAGE CLERK TO FORWARD THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

CLK:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

### MEMORANDUM

North Bay Village

**DATE:** April 28, 2014

**TO:** Yvonne P. Hamilton  
Village Clerk

**FROM:** Commissioner Jorge Gonzalez 

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA SUPPORTING FLORIDA HOUSE BILL 169, RELATING TO TOBACCO AND NICOTINE PRODUCT REGULATION, INCLUDING CREATING SECTION 569.24, FLORIDA STATUTES TO EXPRESSLY PREEMPT TO THE STATE THE REGULATION OF THE SALE OF TOBACCO PRODUCTS, NICOTINE PRODUCTS, AND NICOTINE DISPENSING DEVICES; DIRECTING THE VILLAGE CLERK TO FORWARD THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

JG:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

## RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA SUPPORTING FLORIDA HOUSE BILL 153 AND FLORIDA SENATE BILL 224, AMENDING FLORIDA STATUTES TO EXTEND THE CURRENT PROHIBITIONS RELATING TO TOBACCO PRODUCTS FOR PERSONS UNDER THE AGE OF 18, TO PROHIBIT THE SALE, GIFTING, POSSESSION OR USE OF NICOTINE DISPENSING DEVICES, INCLUDING, BUT NOT LIMITED TO, ELECTRONIC CIGARETTES, TO AND BY PERSONS UNDER THE AGE OF 18; DIRECTING THE VILLAGE CLERK TO FORWARD THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *(INTRODUCED BY MAYOR CONNIE LEON-KREPS AND COMMISSIONER JORGE GONZALEZ)*

WHEREAS, new, unregulated high-tech nicotine vaporizers, sometimes referred to as electronic cigarettes or e-cigarettes, have recently been made available to consumers, including minors; and

WHEREAS, the sale of electronic cigarettes is a growing market; and

WHEREAS, electronic cigarettes have the potential to encourage addictive and unhealthy habits in children; and

WHEREAS, Florida House Bill 153 and the similar Florida Senate Bill 224, if passed, provide for an amendment to the Florida Statutes to extend the current prohibitions relating to tobacco products for persons under the age of 18, to prohibit the sale, gifting, possession or use of nicotine dispensing devices, that includes electronic cigarettes, to and by persons under the age of 18; and

WHEREAS, the North Bay Village Commission finds that such regulation should be uniform throughout the state, as the use of tobacco and nicotine dispensing devices by minors is an issue of state-wide concern; and

WHEREAS, North Bay Village Commission supports House Bill 153 and Senate Bill 224; and

WHEREAS, North Bay Village Commission has determined that it is in the public interest to support House Bill 153 and Senate Bill 224;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The foregoing recitals are incorporated herein by reference.

Section 2. Support of House Bill 153 and Senate Bill 224. North Bay Village, Florida supports passage and adoption of House Bill 153 and Senate Bill 224, and urges the Florida Legislature to pass and the Governor to sign House Bill 153 and Senate Bill 224.

Section 3. Directions to Clerk. The Village Clerk is directed to distribute this Resolution to the Florida Governor, the President of the Florida Senate, the Speaker of the Florida House of Representatives, the Miami-Dade County Legislative Delegation, the Florida League of Cities, the Miami-Dade Board of County Commissioners, the Miami-Dade County League of Cities and each of the municipalities in Miami-Dade County.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its adoption. This motion was seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps \_\_\_\_\_  
Vice Mayor Eddie Lim \_\_\_\_\_  
Commissioner Richard Chervony \_\_\_\_\_  
Commissioner Wendy Duvall \_\_\_\_\_  
Commissioner Jorge Gonzalez \_\_\_\_\_

**PASSED AND ADOPTED this 13th day of May 2014.**

\_\_\_\_\_  
Mayor Connie Leon-Kreps

Attest:

\_\_\_\_\_  
Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.  
Village Attorney



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### MEMORANDUM

North Bay Village

**DATE:** April 28, 2014

**TO:** Yvonne P. Hamilton  
Village Clerk

**FROM:** Commissioner Jorge Gonzalez 

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

BAY VILLAGE, FLORIDA SUPPORTING FLORIDA HOUSE BILL 153 AND FLORIDA SENATE BILL 224, AMENDING FLORIDA STATUTES TO EXTEND THE CURRENT PROHIBITIONS RELATING TO TOBACCO PRODUCTS FOR PERSONS UNDER THE AGE OF 18, TO PROHIBIT THE SALE, GIFTING, POSSESSION OR USE OF NICOTINE DISPENSING DEVICES, INCLUDING, BUT NOT LIMITED TO, ELECTRONIC CIGARETTES, TO AND BY PERSONS UNDER THE AGE OF 18; DIRECTING THE VILLAGE CLERK TO FORWARD THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

Accordingly, please place the item on the next available agenda.

JG:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

### MEMORANDUM

North Bay Village

**DATE:** April 28, 2014

**TO:** Yvonne P. Hamilton  
Village Clerk

**FROM:**   
Mayor Connie Leon-Kreps

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

BAY VILLAGE, FLORIDA SUPPORTING FLORIDA HOUSE BILL 153 AND FLORIDA SENATE BILL 224, AMENDING FLORIDA STATUTES TO EXTEND THE CURRENT PROHIBITIONS RELATING TO TOBACCO PRODUCTS FOR PERSONS UNDER THE AGE OF 18, TO PROHIBIT THE SALE, GIFTING, POSSESSION OR USE OF NICOTINE DISPENSING DEVICES, INCLUDING, BUT NOT LIMITED TO, ELECTRONIC CIGARETTES, TO AND BY PERSONS UNDER THE AGE OF 18; DIRECTING THE VILLAGE CLERK TO FORWARD THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

Accordingly, please place the item on the next available agenda.

CLK:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

## RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE A RELEASE AND SETTLEMENT AGREEMENT WITH DENNIS KELLY; AUTHORIZING THE VILLAGE OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE RELEASE AND SETTLEMENT AGREEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. *(INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)*

**WHEREAS**, on November 29, 2011, the Village Commission approved Resolution 2011-57, approving an Agreement, whereby Mr. Dennis Kelly would serve as Village Manager to the Village (“Employment Agreement”); and

**WHEREAS**, on April 1, 2013, the Village Commission terminated the employment relationship between Mr. Kelly and the Village and entered into a Severance Agreement and General Release (“Severance Agreement”), authorized by Village Resolution 2013-18A attached as Exhibit “A”; and

**WHEREAS**, the Village desires to enter into a Release and Settlement Agreement (“Agreement”) as an addendum to the Severance Agreement, attached as Exhibit “B”;

**WHEREAS**, Mr. Kelly has agreed to accept the terms and conditions set forth in the Agreement.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA:**

**Section 1. Recitals.** The foregoing whereas clauses are hereby ratified and confirmed as being true; and the same are hereby made a specific part of this Resolution.

**Section 2. Approval of Release and Settlement Agreement.** The Release and Settlement Agreement between North Bay Village and Dennis Kelly, attached as Exhibit “B,” is hereby approved.

**Section 3. Execution of the Agreement.** The Village Manager is authorized to execute the Release and Settlement Agreement on behalf of the Village.

**Section 4. Authorization of Funds Expenditure.** The Village Manager is authorized to expend budgeted funds to implement the terms of the Release and Settlement Agreement.

**Section 5. Effective Date.** This resolution shall be effective immediately upon adoption.

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**FINAL VOTE AT ADOPTION**

Mayor Connie Leon-Kreps \_\_\_\_\_  
Vice Mayor Eddie Lim \_\_\_\_\_  
Commissioner Richard Chervony \_\_\_\_\_  
Commissioner Wendy Duvall \_\_\_\_\_  
Commissioner Jorge Gonzalez \_\_\_\_\_

PASSED and ADOPTED this 13<sup>th</sup> day of May, 2014.

\_\_\_\_\_  
MAYOR CONNIE LEON-KREPS

**ATTEST:**

\_\_\_\_\_  
YVONNE P. HAMILTON, CMC

Village Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Dennis Kelly Release and Settlement Agreement.



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### MEMORANDUM

North Bay Village

**DATE:** April 28, 2014

**TO:** Yvonne P. Hamilton  
Village Clerk

**FROM:** Frank K. Rollason  
Village Manager

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE A RELEASE AND SETTLEMENT AGREEMENT WITH DENNIS KELLY; AUTHORIZING THE VILLAGE OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE RELEASE AND SETTLEMENT AGREEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT  
IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

DENNIS W. KELLY,	)	
	)	
Petitioner,	)	CASE NO. 13-030060 CA 01
	)	
v.	)	
	)	
NORTH BAY VILLAGE, a municipal	)	
corporation of the State of Florida,	)	
YVONNE HAMILTON, in her capacity	)	
as City Clerk, CONNIE LEON-KREPS,	)	
in her capacity as Mayor,	)	
	)	
Respondents.	)	
_____	)	

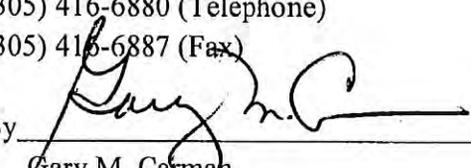
**JOINT STIPULATION FOR DISMISSAL WITH PREJUDICE**

The Parties, through their undersigned counsel, pursuant to Florida Rules of Civil Procedure 1.420(a)(1), hereby file this Joint Stipulation for Dismissal with Prejudice.

Accordingly, the Parties request that the Court dismiss this action with prejudice, each party to bear its own costs and fees.

Dated April 3, 2014

**GRAY ROBINSON, P.A.**  
1221 Brickell Avenue, Suite 1600  
Miami, Florida 33131  
(305) 416-6880 (Telephone)  
(305) 416-6887 (Fax)

By   
Gary M. Carman  
Florida Bar No. 179409  
[gary.carman@gray-robinson.com](mailto:gary.carman@gray-robinson.com)  
Richard Danese  
Florida Bar No. 58458  
[richard.danese@gray-robinson.com](mailto:richard.danese@gray-robinson.com)  
Counsel for Petitioner

**BRYANT MILLER OLIVE P.A.**  
One S.E. Third Avenue, Suite 2200  
Miami, Florida 33131  
(305) 374-7349 (Telephone)  
(305) 374-0895 (Fax)

By \_\_\_\_\_  
David C. Miller  
Florida Bar No. 147427  
[dmiller@bmlaw.com](mailto:dmiller@bmlaw.com)  
Counsel for Respondents

**RELEASE AND SETTLEMENT AGREEMENT**

This Release and Settlement Agreement ("Agreement") is entered into, by, and between DENNIS KELLY, his heirs and assigns ("Kelly"), and NORTH BAY VILLAGE, its elected and appointed officials, employees, insurers, attorneys, and agents of any kind ("Village").

WHEREAS, Kelly was employed as City Manager by the Village; and

WHEREAS, Kelly and the Village terminated the employment relationship between them and entered into that certain Severance Agreement and General Release (the "Severance Agreement") authorized by Village Resolution 2013-\_\_ on April 1, 2013, a true and correct copy of which Severance Agreement and General Release is attached hereto as Exhibit A; and

WHEREAS, Kelly filed a lawsuit styled *Dennis W. Kelly, an individual, vs. North Bay Village, a Municipal Corporation of the State of Florida, Yvonne Hamilton, in her capacity as City Clerk Connie Leon-Kreps, in her capacity as Mayor*, Florida Eleventh Judicial Circuit Case No. 13-030060 CA 01; and

WHEREAS, the Parties desire to resolve this dispute without the burdens of litigation;

NOW, THEREFORE, intending to be bound, the Parties hereby agree as follows:

1. **Recitals**. The Parties agree that the Recitals above are true and correct to the best of their belief and the Recitals are incorporated by reference as if fully set forth here.
2. **Agreement an Addendum**. This Agreement is an Addendum to the Severance Agreement attached as Exhibit A, which is incorporated herein by reference and whose provisions survive, except as expressly modified herein. This Agreement and the Severance Agreement together constitute a single document to be construed harmoniously.
3. **Dismissal of Lawsuit With Prejudice**. Kelly agrees that, upon his execution of this Agreement, his attorney shall execute and the Village shall file with the Court the Joint Stipulation of Dismissal attached hereto as Exhibit B. If necessary, the Village will promptly schedule a hearing on the Stipulation to obtain the dismissal with prejudice of the lawsuit and Kelly will not oppose.
4. **Payment**. Within five business days of the dismissal of the lawsuit by the Court, the City will make the payments described by the Severance Agreement.
5. **Release of Claims**. Kelly hereby releases the Village from any and all claims he has, had, or may have arising from his employment by the Village, the termination of that employment, or the Severance Agreement.
6. **Miscellaneous**. This Agreement shall be governed by the laws of the state of Florida. The Parties agree that any disputes arising from this Agreement shall be heard by a judge and not a jury in a state or federal court located in Miami-Dade County, Florida, and that neither Party shall challenge venue, regardless of convenience. This Agreement shall be

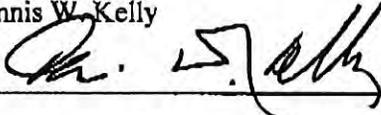
construed accordingly to its language and not strictly against any Party, regardless of authorship. This Agreement constitutes the entire agreement of the Parties concerning its subject matter and supersedes any previous agreement between the Parties concerning its subject matter, except as expressly set forth herein with regard to the Severance Agreement. This Agreement may be modified only by a written agreement signed by the Parties. Section headings are for convenience only and have no legal meaning or import. This Agreement may be executed in counterparts, all of which will constitute a single document. Signatures transmitted electronically shall be deemed originals.

WHEREFORE, intending to be legally bound, the Parties do hereby enter into this Agreement.

NORTH BAY VILLAGE

Dennis W. Kelly

By: \_\_\_\_\_  
Frank Rollason, Village Manager

  
\_\_\_\_\_

Date: \_\_\_\_\_

Date: 3/26/2014

**SEVERANCE AGREEMENT AND GENERAL RELEASE**

This Severance Agreement and General Release ("Agreement") is entered into by and between Dennis Kelly ("KELLY") and North Bay Village, Florida, a Florida municipal corporation (the "VILLAGE"), jointly referred to herein as the "Parties."

**WHEREAS**, KELLY is employed by the VILLAGE as Village Manager pursuant to an Employment Agreement dated November 24, 2011 (the "Employment Agreement"), which was approved by the VILLAGE by Resolution 2011-57 on November 29, 2011; and

**WHEREAS**, the parties acknowledge that it is in the best interest of the Village's government for the parties to no longer continue with the current employment relationship; and

**WHEREAS**, in order to sever the Village's current employment relationship with KELLY, the Employment Agreement between the VILLAGE and KELLY provides for the method to terminate the relationship as well as the provision of severance benefits that were negotiated into the Employment Agreement at the time of its approval by the Village Commission; and

**WHEREAS**, this Agreement reflects a termination of the employment of KELLY without cause effective April 2, 2013 in accordance with Section 18.2 of the Employment Agreement and Section 4.01 of the Village Charter and KELLY agrees not to contest such termination; and

**WHEREAS**, as a result of the VILLAGE's termination of KELLY, KELLY is contractually entitled to a Severance Payment which includes the continuation of certain benefits in accordance with Section 18 of the Employment Agreement and Section 215.425, Florida Statutes.

  
\_\_\_\_\_  
2/5/13

**NOW, THEREFORE**, in consideration of their mutual promises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties, intending to be legally bound, hereby agree as follows:

1. **Recitals.** The Recitals above are incorporated herein.
2. **Last Day of Employment/Termination Date.** The Parties agree that KELLY's last day of employment/termination date as Village Manager shall be April 2, 2013. KELLY shall be required to return to the VILLAGE all VILLAGE personal property in his possession provided to him as specified in Paragraph 12 of the Employment Agreement on or before April 2, 2013 and in no event will the VILLAGE be required to provide KELLY with the Severance Payment set forth in Paragraph 5 of this Agreement until such time as KELLY has returned to the VILLAGE any VILLAGE personal property in his possession.

3. **Full and General Waiver of All Rights and Claims.**

a. For and in consideration of the Severance Payment and other consideration provided to him in this Agreement, KELLY hereby knowingly and voluntarily releases, waives, and forever discharges any and all claims, rights, demands, actions, or causes of actions, of any kind whatsoever, known or unknown, foreseen or unforeseen, foreseeable or unforeseeable, and any consequences thereof, which he has or may have against the VILLAGE (including but not limited to, its current and former employees, agents, administrators, representatives, its Mayor and Commissioners, its officers, successors and assigns) from the commencement of his employment with the VILLAGE until the date of execution of this Agreement, including, but not limited to, any claim(s) under:

The Employment Agreement;  
Title VII of the Civil Rights Act of 1964;

  
4/5/13

- The Civil Rights Act of 1991;
- The Florida Civil Rights Act of 1992;
- Sections 1981 through 1988 of Title 42 of the United States Code;
- The Constitutions of the United States and the State of Florida;
- The Age Discrimination in Employment Act;
- The Older Workers Benefit Protection Act;
- Florida Wage and Hour laws;
- Florida and federal whistle-blower laws, including § 112.3187, Florida Statutes;
- The Internal Revenue Code;
- The Rehabilitation Act;
- The Consolidated Omnibus Budget Reconciliation Act;
- The Immigration Reform and Control Act of 1986;
- The Americans with Disabilities Act of 1990;
- The Fair Labor Standards Act;
- The Equal Pay Act of 1963;
- The Family and Medical Leave Act of 1993;
- Any other federal, state, or local civil or human rights law or any other federal, state, or local law, regulation, or ordinance;
- The VILLAGE's employment policies, whether written or oral, and regardless of whether contained in the VILLAGE Charter, Code, employment manual/handbook or elsewhere; and/or
- Any public policy, contract or common law claims, including any tort claims (e.g., negligent or intentional infliction of emotional distress; negligent retention, supervision or training; defamation; assault; battery; false imprisonment; wrongful termination; loss of consortium; etc.), whether based on common law or otherwise.

b. KELLY acknowledges and agrees that this release and waiver bars any claim or demand for damages, costs, fees, or other expenses, including attorneys' fees, incurred in connection with his employment with the VILLAGE, his termination from employment, or with any of the above-referenced claims. KELLY understands and agrees that with respect to the claims he is waiving in this Agreement, he is waiving not only the right to recover money or other relief in any action he might institute, but also that he is waiving any right to recover money or any other relief whatsoever in any action that might be brought on his behalf by any other person or entity, including but not limited to, the United States Equal Employment Opportunity Commission or any other federal, state or local government agency or department.

  
 4/5/12

c. KELLY understands that the foregoing list of causes of action which have been waived is meant to be illustrative rather than exhaustive, and understands and acknowledges that he is waiving and releasing the VILLAGE from any and all causes of action of any nature whatsoever up to the date of this Agreement. It is KELLY's intention to fully and finally resolve and release any and all disputes he may have against the VILLAGE with respect to any alleged acts occurring before the Effective Date of this Agreement as set forth in paragraph 7 of this Agreement, whether those disputes presently are known or unknown, suspected or unsuspected.

4. **No Pending Lawsuits, Claims or Charges and Covenant Not to Sue.** KELLY represents that he has no charges or claims pending against the VILLAGE with any federal, state or local agency or department and that he does not have pending before any court any dispute of any kind against the VILLAGE. VILLAGE represents that it has no charges or claims pending against KELLY. KELLY further represents and agrees that he will not hereinafter pursue, initiate, or cause to be instituted any dispute released herein against the VILLAGE, and represents that he has not heretofore assigned or transferred, or purported to have assigned or transferred, to any entity or person, any dispute released by him herein. If it is determined that KELLY or the VILLAGE has any lawsuit, charge or claim of any kind pending against each other, the Parties agree to dismiss all such charges, claims and/or lawsuits with prejudice immediately upon execution of this Agreement.

5. **Consideration.** In consideration of KELLY's waiver and release of all claims against the VILLAGE and the other consideration provided to it under this Agreement, the VILLAGE agrees to provide only the following Severance Payment to KELLY:

- a. A lump sum severance payment equivalent to three (3) months of KELLY's base pay as of April 1, 2013 through June 30, 2013 (less any applicable

  
\_\_\_\_\_  
4/5/13

withholdings and appropriate payroll deductions) in accordance with Section 18.2.1(ii) of the Employment Agreement.

- b. A lump sum payment for all of KELLY's accrued and unused vacation and sick leave as of April 1, 2013 (less any applicable withholdings and appropriate payroll deductions) in accordance with Section 18.2 and 18.7 of the Employment Agreement.
- c. Notwithstanding the provisions set forth in Paragraph 18.2 of the Employment Agreement, the VILLAGE and KELLY agree to waive the thirty (30) day's notice of intent to terminate as required in Paragraph 18.2 of the Agreement and acknowledge that KELLY's termination date shall be April 2, 2013.
- d. Notwithstanding the provisions set forth in Paragraph 18.2.2 and Paragraph 7 of the Employment Agreement, the VILLAGE and KELLY agree to provide KELLY with a lump sum payment of the equivalent of the Village's cost to continue KELLY's medical, dental, vision and retirement benefits through June 30, 2013 in lieu of the VILLAGE's contractual obligation to continue to provide those benefits to KELLY.
- e. Notwithstanding the provisions set forth in Paragraph 18.9 of the Employment Agreement, payment to KELLY of the Severance Payment listed in Paragraphs 5(a), (b) and (d) of this Agreement shall be made within seven (7) days of the Effective Date of this Agreement.

The Parties agree and acknowledge that the Severance Payment delineated above constitutes good, valuable and sufficient consideration for KELLY's full waiver and release of all claims, and his fulfilling all of his promises as set forth herein. Upon payment of the sums listed above in Paragraph 5 of this Agreement, the VILLAGE shall have no further financial obligations to KELLY.

6. **Indemnification.** The VILLAGE acknowledges its ongoing indemnification obligation to KELLY pursuant to Section 15 of the Employment Agreement.

7. **Effective Date.** This Agreement will become effective when each of the following conditions is met: 1) KELLY executes this Agreement; and 2) the VILLAGE Commission publicly approves this Agreement as specified in Section 4.01(f) of the Village

  
4/5/13

Charter. In the event that the VILLAGE Commission does not publicly approve the Agreement, the Agreement is null and void.

8. **Governing Law/Waiver of Jury Trial/Attorney's Fees.** This Agreement shall be governed and construed in accordance with the laws of the State of Florida. Venue for any litigation arising out of this Agreement shall be proper exclusively in Miami-Dade County, Florida. The Parties voluntarily and knowingly waive any right to trial by jury in the event of any litigation between the Parties which in any way arises out of this Agreement. The prevailing party in any dispute under this provision shall be entitled to recover its/his reasonable attorneys' fees and costs from the non-prevailing party.

9. **Severability.** If any provision of this Agreement is declared illegal or unenforceable by any court of competent jurisdiction and if it cannot be modified to be enforceable, such provision shall immediately become null and void, leaving the remainder of this Agreement in full force and effect. The language of this Agreement shall be construed as a whole, according to its fair meaning, and not strictly construed for or against either party. If the waiver language of this Agreement is declared unenforceable because of actions taken by KELLY, KELLY shall return all monies paid to his under this Agreement with ten (10) days of the date on which the Agreement is declared unenforceable and this Agreement shall immediately become null and void, and the VILLAGE will owe nothing further pursuant to that Agreement.

10. **Entire Agreement.** This Agreement sets forth the entire agreement between the parties and shall supersede any and all prior agreements, understandings, whether written or oral, between the parties, except as otherwise specified in this Agreement. KELLY acknowledges

  
4/5/13

that he has not relied on any representations, promises, or agreements of any kind made to his in connection with his decision to sign this Agreement except for those set forth in this Agreement.

11. **Amendment.** This Agreement may not be amended except by written agreement signed by all parties and approved by the VILLAGE Commission.

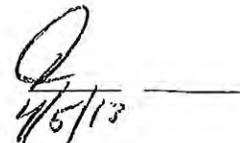
12. **Waiver.** The failure of either party to this Agreement to object to, or to take affirmative action with respect to, any conduct of the other which is in violation of the terms of this Agreement shall not be construed as a waiver of the violation or breach, or of any future violation, breach or wrongful conduct.

13. **Counterparts.** This Agreement may be executed in counterparts, each of which shall be deemed an original, and such counterparts shall constitute one and the same instrument.

14. **Headings.** Section headings are used herein for convenience of reference only and shall not affect the meaning of any provisions of this Agreement.

15. **Acknowledgment.** The parties agree that they have carefully read and understand this Agreement consisting of eight (8) pages. The parties agree they have entered into this AGREEMENT voluntarily, without any pressure or coercion and with full knowledge of its significance. KELLY acknowledges that he has been represented by counsel in connection with the negotiation of this Agreement. The terms of this Agreement are the product of compromise between the VILLAGE and KELLY and, as such, this Agreement is not to be construed against either party.

IN WITNESS WHEREOF, the parties hereto knowingly and voluntarily executed this Agreement as of the date set forth below. The Village executing by its Mayor, as authorized by Resolution No. 2013-10, approved by the Village Commission on April 1, 2013.

A handwritten signature in black ink, followed by a horizontal line and the date "4/5/13" written below it.

Dennis Kelly

North Bay Village

By: *Dennis Kelly*  
Dennis Kelly

By: \_\_\_\_\_  
Connie Leon-Kreps, Mayor

Date: 4/2/2013

Date: \_\_\_\_\_

Approved as to form and legality for the use  
And benefit of North Bay Village only:

*WBC*  
Weiss Serota Helfman Pastoriza Cole  
& Boniske, P.L.  
VILLAGE ATTORNEY

Attest:

\_\_\_\_\_  
Yvonne Hamilton, CMC  
VILLAGE Clerk

Kellyterminationagreement04012013

*J*  
4/5/13

**Page Intentionally Left Blank**

**Page Intentionally Left Blank**

**Page Intentionally Left Blank**



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

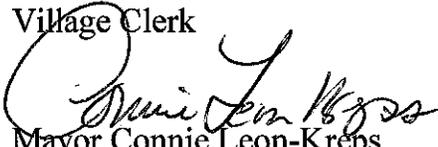
Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### MEMORANDUM

North Bay Village

**DATE:** April 28, 2014

**TO:** Yvonne P. Hamilton  
Village Clerk

**FROM:**   
Mayor Connie Leon-Kreps

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA URGING GOVERNOR RICK SCOTT AND THE MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FUNDING REQUEST OF \$250,000.00, FOR THE RENOVATION OF THE MIAMI MARINE STADIUM AND FUNDS IN THE AMOUNT OF UP TO \$8 MILLION, FOR THE ENVIRONMENTAL CLEANUP OF WAGNER CREEK/SEYBOLD CANAL; DIRECTING THE VILLAGE CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE OFFICIALS DESIGNATED HEREIN; PROVIDING AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

CLK:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**RESOLUTION NO: \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA URGING GOVERNOR RICK SCOTT AND THE MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FUNDING REQUEST OF \$250,000.00, FOR THE RENOVATION OF THE MIAMI MARINE STADIUM AND FUNDS IN THE AMOUNT OF UP TO \$8 MILLION, FOR THE ENVIRONMENTAL CLEANUP OF WAGNER CREEK/SEYBOLD CANAL; DIRECTING THE VILLAGE CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE OFFICIALS DESIGNATED HEREIN; PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

WHEREAS, the Miami Marine Stadium, a 6,566 seat stadium built in 1963 on land donated for “water sports,” was revered for its scenic views of Downtown Miami and Miami Beach, hosting motorboat events such as the Unlimited Hydroplane races and other Grand National division events, and concerts featuring artists and prominent figures like Sammy Davis, Jr. and President Richard Nixon; and

WHEREAS, the Miami Marine Stadium was condemned in 1992, and in 2009, the National Trust for Historic Preservation named the Miami Marine Stadium to its list of America’s 11 most Endangered Historic Places; and

WHEREAS, a committee has been formed to refurbish and restore the Miami Marine Stadium for public use; and

WHEREAS, the Wagner Creek/Seybold Canal, located in the City of Miami (“City”), is known as the most polluted waterway in the State of Florida, containing dioxin and other contaminants; and

WHEREAS, the City and contracted engineers estimate the Wagner Creek/Seybold Canal maintenance dredging and environmental clean-up project will cost \$20 million; and

WHEREAS, the City currently has over \$2 million appropriated for the Wagner Creek/Seybold Canal maintenance dredging and environmental clean-up project; and

WHEREAS, additional funds are necessary for the Wagner Creek/Seybold Canal maintenance dredging and environmental clean-up project and will generate needed jobs while improving the natural environment;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above Recitals are true and correct and incorporated herein by this reference.

**Section 2. Action of the Commission.** The Commission of North Bay Village, Florida hereby supports the funding request for \$250,000 for the renovation of the Miami-Marine Stadium and funds in the amount of up to \$8 Million, for the Environmental cleanup of Wagner Creek/Seybold canal.

**Section 3. Direction to Village Clerk.** The Village Clerk is directed to forward a copy of this Resolution to the Office of the Governor and to the Miami-Dade County Commission.

**Section 4. Effective Date.** This Resolution shall take effect immediately upon adoption.

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	_____
Vice Mayor Eddie Lim	_____
Commissioner Richard Chervony	_____
Commissioner Wendy Duvall	_____
Commissioner Jorge Gonzalez	_____

**PASSED AND ADOPTED** this 13th day of May, 2014.

---

Connie Leon-Kreps, Mayor

**ATTEST:**

---

Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM FOR THE USE OF  
NORTH BAY VILLAGE:**

---

Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Support for Renovation of the Miami-Marine Stadium.



## North Bay Village

Administrative Offices

1700 Kennedy Causeway, Suite 132 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### **NORTH BAY VILLAGE** **RECOMMENDATION MEMORANDUM**

**DATE:** March 27, 2014

**TO:** Mayor Connie Leon Kreps  
Vice-Mayor Eddie Lim  
Commissioner Dr. Richard Chervony  
Commissioner Jorge Gonzalez  
Commissioner Wendy Duvall

**RECOMMENDED BY STAFF:** Commissioner Jorge Gonzalez

**PRESENTED BY STAFF:** Village Manager Frank K. Rollason

**SUBJECT:** PACE Program

---

#### **RECOMMENDATION:**

It is recommended that the Village Commission adopt the attached Resolution to create a Property Assessment Clean Energy (P.A.C.E.) Program and joining with the Town of Bay Harbor, the Village of Biscayne Park, and the Town of Surfside for participation in the Clean Energy Coastal Corridor District.

Approval of the proposed Resolution will authorize the Village to join these municipalities in the district. Pursuant to the Interlocal Agreement Ygrene Energy Fund, Florida, LLC has been designated as the third party administrator to operate the program to finance qualifying improvements within the authority boundaries at no cost to the Village. The company will fund the program through what is known as a financial warehouse. The money in the financial warehouse comes from private banking institutions.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**BACKGROUND:**

Property Assessed Clean Energy (PACE) financing is an alternative to a loan that is designed to encourage the installation of renewable-energy systems and improve energy efficiency by helping property owners overcome the barrier of high up-front energy equipment and installation costs.

PACE financing effectively allows property owners to borrow money from a local government to pay for renewable-energy systems and/or energy-efficiency improvements. The amount borrowed is typically repaid via a special assessment on property taxes, or another locally-collected tax or bill, such as a utility bill. Only property owners within a local jurisdiction that opt into a PACE program may receive financing and are subject to the special assessment. In addition to reducing the upfront costs of renewable energy and/or energy-efficiency improvements, PACE financing ties the cost of home improvements to the property itself. If a property owner participating in a PACE program sells the property, then the repayment obligation legally transfers with the property. The benefits of PACE financing include long-term, fixed-cost financing; loans tied to the tax capacity of the property rather than to the owner's credit standing; a repayment obligation that legally transfers with the sale of the property; and potentially a deduction of the repayment obligation from federal taxable income, as part of the local property tax deduction.

**BUDGETARY IMPACT (FINANCE DEPT):**

There will be no cost to the Village to join the district in operating the PACE Program.

**PERSONNEL IMPACT:**

There is no personnel impact.

**CONTACT:**

Village Manager Frank K. Rollason  
Commissioner Jorge Gonzalez



## North Bay Village

Administrative Offices

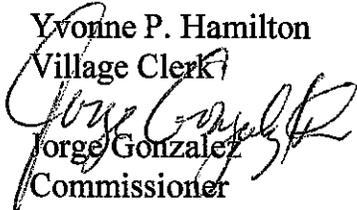
1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### MEMORANDUM North Bay Village

**DATE:** March 27, 2014

**TO:** Yvonne P. Hamilton  
Village Clerk

**FROM:**   
Jorge Gonzalez  
Commissioner

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA (VILLAGE), CREATING A PROPERTY ASSESSED CLEAN ENERGY PROGRAM AND AUTHORIZING THE VILLAGE TO JOININ THE TOWN OF BAY HARBOR ISLANDS, THE TOWN OF SURFSIDE, AND THE VILLAGE OF BISCAYNE PARK IN CREATING THE CLEAN ENERGY COASTAL CORRIDOR PROGRAM IN ACCORDANCE WITH SECTION 163.08, FLORIDA STATUTES; ADOPTING AN INTERLOCAL AGREEMENT PURSUANT TO SECTION 163.01, FLORIDA STATUTES RELATING TO THE CORRIDOR; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

JG:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**RESOLUTION \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA (VILLAGE), CREATING A PROPERTY ASSESSED CLEAN ENERGY PROGRAM AND AUTHORIZING THE VILLAGE TO JOININ THE TOWN OF BAY HARBOR ISLANDS, THE TOWN OF SURFSIDE, AND THE VILLAGE OF BISCAYNE PARK IN CREATING THE CLEAN ENERGY COASTAL CORRIDOR PROGRAM IN ACCORDANCE WITH SECTION 163.08, FLORIDA STATUTES; ADOPTING AN INTERLOCAL AGREEMENT PURSUANT TO SECTION 163.01, FLORIDA STATUTES RELATING TO THE CORRIDOR; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER JORGE GONZALEZ)**

**WHEREAS**, in 2010, the Florida Legislature adopted HB 7179 (Section 163.08, F.S.) (the “Bill”), which allows local governments to create Property Assessed Clean Energy (PACE) programs in order to provide the upfront financing for energy conservation and efficiency (i.e. energy-efficient heating, cooling, or ventilation systems), renewable energy (i.e. solar panels), wind resistance (i.e. impact resistant windows) and other improvements that are not inconsistent with state law (the “Qualifying Improvements”); and

**WHEREAS**, PACE programs not only assist residents and business owners in reducing their carbon footprint and energy costs, but also stimulate the local economy by the creation of needed construction jobs; and

**WHEREAS**, the Bill authorizes local governments that create PACE programs to enter into a partnership in order to provide more affordable financing for the installation of the Qualifying Improvements; and

**WHEREAS**, given the wide spread energy and economic benefits of PACE programs, the Commission desires to join the Town of Bay Harbor Islands, the Town of Surfside, and the Village of Biscayne Park in creating the Clean Energy Coastal Corridor in order to provide the upfront financing to property owners for Qualifying Improvements and to enter into an interlocal with other municipalities for the purpose of financing such improvements; and

**WHEREAS**, the Commission finds that this Resolution is in the best interest and welfare of the residents of North Bay Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Creation of PACE Program.** The Commission hereby creates a PACE Program pursuant to Section 163.08, Florida, for the purpose of providing upfront financing to property owners for Qualifying Improvements.

**Section 3. Adoption of Interlocal Agreement.** The Commission hereby approves an interlocal agreement pursuant to Section 163.01, Florida Statutes between the Town of Bay Harbor Islands and other municipalities, in substantially the form attached hereto as Exhibit "A," relating to the Clean Energy Coastal Corridor (the "Interlocal Agreement").

**Section 4. Authorization.** The Village Manager or designee is hereby authorized to execute the Interlocal Agreement.

**Section 5. Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its adoption. This motion was seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps \_\_\_\_\_  
Vice Mayor Eddie Lim \_\_\_\_\_  
Commissioner Richard Chervony \_\_\_\_\_  
Commissioner Wendy Duvall \_\_\_\_\_  
Commissioner Jorge Gonzalez \_\_\_\_\_

**PASSED AND ADOPTED this 13th day of May 2014.**

\_\_\_\_\_  
Mayor Connie Leon-Kreps

Attest:

---

Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM:**

---

Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Property Assessed Clean Energy (PACE) Program

# YGRENE APPROVED IMPROVEMENTS

## ENERGY EFFICIENCY

Air sealing and ventilation  
Air filtration  
Building envelope  
Duct leakage and sealing  
Bathroom, ceiling, attic, and whole-house fans  
Insulation  
Defect correction  
Attic, floor, walls, roof, ducts  
Weatherstripping  
Sealing  
Geothermal exchange heat pumps  
HVAC systems  
Evaporative coolers  
Natural gas storage water heater  
Tankless water heater  
Solar water heater system  
Reflective insulation or radiant barriers  
Cool roof  
Windows and glass doors  
Window filming  
Skylights  
Solar tubes  
Additional building openings to provide natural light  
Lighting (fixture retrofits only)  
Pool equipment  
Occupancy sensor lighting fixtures  
SMART parking-lot bi-level fixture

## CUSTOM MEASURES

Building energy-management controls  
HVAC duct zoning-control systems  
Irrigation pumps and controls  
Lighting controls  
Industrial- and process-equipment motors and controls  
Fuel cells  
Wind-turbine power system  
Natural gas  
Hydrogen fuel  
Other fuel sources (emerging technologies)  
Cogeneration (heat and energy)

## WIND RESISTANCE

Roof deck & foundation strength improvements  
Secondary water barrier  
Wind-resistant shingles or other roofing  
Gable-end bracing  
Roof-to-wall connection reinforcement  
Storm shutters  
Perimeter-opening protections  
Raising building elevations

SMART parking-garage  
bilevel fixtures  
SMART pathway lighting  
SMART wall-pack fixtures  
Task ambient oce  
lighting  
Classroom lighting  
Refrigerator case LED  
lighting with occupancy  
sensors  
Wireless daylight-lighting  
controls  
Kitchen exhaust variable  
air-volume controls  
Wireless HVAC controls &  
fault detection



CFN 2013R0751001  
 OR Bk 28831 Pgs 1114 - 1128 (15pgs)  
 RECORDED 09/20/2013 12:19:20  
 HARVEY RUVIN, CLERK OF COURT  
 MIAMI-DADE COUNTY, FLORIDA

**EXHIBIT "A"**

**INTERLOCAL AGREEMENT BETWEEN  
 THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AND THE VILLAGE OF  
 BISCAYNE PARK AND OTHER MUNICIPALITIES TO JOIN THE CORRIDOR,**

This Interlocal Agreement is entered into between the Town of Bay Harbor Islands, Florida, a Florida municipal corporation, hereinafter referred to as "the Town;" and the Village of Biscayne Park, Florida, a Florida municipal corporation, hereinafter referred to as the "Coastal Corridor." (Collectively, the "Parties")

RECITALS

**WHEREAS**, Section 163.01, Florida Statutes, the "Florida Interlocal Cooperation Act of 1969," authorizes local government units to enter into interlocal agreements for the mutual benefit of governmental units; and

**WHEREAS**, Section 163.01(7), Florida Statutes, allows for the creation of a "separate legal entity" constituted pursuant to the terms of the interlocal agreement to carry out the purposes of the interlocal agreement for the mutual benefit of the governmental units; and

**WHEREAS**, the Parties desire to enter into an interlocal agreement creating a separate legal entity entitled the Clean Energy Coastal Corridor, hereinafter referred to as the "Authority;" and

**WHEREAS**, Section 166.021, Florida Statutes, authorizes the Parties to exercise any power for municipal purposes, except when expressly prohibited by law; and

**WHEREAS**, Section 163.08, Florida Statutes, provides that a "local government," defined as a county, municipality, a dependent special district as defined in Section 189.403, Florida Statutes, or a separate legal entity created pursuant to Section 163.01(7), Florida Statutes may finance energy related "qualifying improvements" through voluntary assessments; and

**WHEREAS**, Section 163.08, Florida Statutes, provides that improved property that has been retrofitted with energy-related qualifying improvements receives the special benefit of alleviating the property's burden from energy consumption and assists in the fulfillment of the state's energy and hurricane mitigation policies; and

**WHEREAS**, Section 163.08(5), Florida Statutes, provides that local governments may enter into a partnership with one or more local governments for the purpose of providing and financing qualifying improvements; and

**WHEREAS**, the Parties to this Interlocal Agreement have expressed a desire to enter into this Interlocal Agreement in order to authorize the establishment of the Authority as a means of implementing and financing a qualifying improvements program within the Authority; and

**WHEREAS**, the Parties have determined that it is necessary and appropriate to create the Authority and to clarify various obligations for future cooperation between the Parties related to the financing of qualifying improvements within the Authority; and

**WHEREAS**, the Parties have determined that it shall serve the public interest to enter into this Interlocal Agreement to make the most efficient use of their powers by enabling them to cooperate on a basis of mutual advantage to provide for the financing of qualifying improvements within the Authority.

**NOW, THEREFORE**, in consideration of the terms and conditions, promises and covenants hereinafter set forth, the Parties agree as follows:

**Section 1. Recitals Incorporated.** The above recitals are true and correct and incorporated herein.

**Section 2. Purpose.** The purpose of this Interlocal Agreement is to consent to and authorize the creation of the Authority, pursuant to Section 163.08, Florida Statutes in order to facilitate the financing of qualifying improvements for property owners within the Authority. The Authority shall be a separate legal entity, pursuant to Section 163.01(7), Florida Statutes.

**Section 3. Qualifying Improvements.** The Authority shall allow the financing of qualifying improvements as defined in Section 163.08, Florida Statutes in addition to any other improvements or services not inconsistent with state law.

**Section 4. Enabling Ordinance or Resolution.** The Parties to this Interlocal Agreement agree to approve and keep in effect such resolutions and ordinances as may be necessary to approve, create and maintain the Authority. Said ordinances and resolutions shall include all of the provisions as provided for in Sections 163.01 and 163.08, Florida Statutes, for the creation of a partnership between local governments as a separate legal entity. The Authority shall be created upon the execution of this Interlocal Agreement by the Parties hereto and the adoption of an ordinance or resolution of support by the Parties establishing the Authority. Additional local governments may join in and enter into this Interlocal Agreement by approval of the Board (as defined in Section 6 below), execution of this Interlocal Agreement and adoption of an ordinance or resolution of support establishing the Authority.

**Section 5. Authority Boundaries.** The boundaries of the Authority shall be the legal boundaries of the local governments that are Parties to this Interlocal Agreement. As contemplated in this Interlocal Agreement, the Authority will levy voluntary assessments on the benefitted properties within the boundaries of the Authority to help finance the costs of qualifying improvements for those individual properties. Upon petition by the landowners of individual properties desiring to be benefitted, those properties receiving financing for qualifying improvements shall be assessed from time to time, in accordance with the applicable law. Notwithstanding a Parties termination of participation within this Interlocal Agreement, those properties that have received financing for qualifying improvements shall continue to be a part of the Authority, until such time that all outstanding debt has been satisfied.

**Section 6. Governing Board of the Authority.** The Authority shall be governed by a governing board (the "Board") which shall be comprised of property owners within the jurisdictional boundaries of the Parties to this Interlocal Agreement and one at large property owner from within the Authority. The maximum number of members of the Board serving at any given time shall be no more than seven (7) and the minimum number of members shall be not less than three (3), except for the initial Board meeting, which may consist of two (2) members and shall be held for the sole purpose of initiating the bond validation proceeding and ratifying the assignment of the Third Party Administrator agreement. Notwithstanding the foregoing, the maximum number of members on the Board may be increased by a majority vote of the Board. The initial Board shall serve for an initial four (4) year term and shall consist of one (1) representative appointed by each of the Parties from within their jurisdictional boundaries. The initial at large member of the Board shall be appointed by a majority vote of the Board. All subsequent renewal terms shall be for four (4) years. In the event a Board member is no longer eligible to serve on the Board, that Party to this Interlocal Agreement shall appoint a replacement to fulfill the remaining term of that member. The Board's administrative duties shall include all duties necessary for the conduct of the Board's business and the exercise of the powers of the Authority as provided in Section 11.

**Section 7. Decisions of the Board.** Decisions of the Board shall be made by majority vote of the Board. The Board may adopt rules of procedure. In the absence of the adoption of such rules of procedure, the fundamental parliamentary procedures of Roberts Rules of Order shall apply.

**Section 8. Authority Staff and Attorney.** The Town of Bay Harbor Islands Manager shall serve as the staff to the Authority and the Town of Bay Harbor Islands Attorney shall serve as the counsel to the Authority, unless otherwise determined by the Board.

**Section 9. Financing Agreement.** The Parties agree that the Authority shall enter into a financing agreement, pursuant to Section 163.08(8), Florida Statutes, with property owner(s) who obtain financing through the Authority.

**Section 10. Procurement.** The Parties agree and understand that the Town has selected Ygrene Energy Fund, Florida, LLC as the initial Third Party Administrator for the Authority (the "TPA"). The Parties further agree and understand that the selection of the TPA is exempt from competitive solicitation as the TPA was competitively procured, awarded and contracted by the Town of Cutler Bay, Florida (Request for Proposal 10-05). The Town will enter into an agreement with the TPA, which will be assigned to the Authority and ratified by the Board.

**Section 11. Powers of the Authority.** The Authority shall exercise any or all of the powers granted under Sections 163.01 and 163.08, Florida Statutes, as may be amended from time to time, which include, without limitation, the following:

- a. To finance qualifying improvements within the Authority boundaries;
- b. In its own name to make and enter into contracts;
- c. To employ agencies, employees, or consultants;

- d. To acquire, construct, manage, maintain, or operate buildings, works, or improvements;
- e. To acquire, hold, or dispose of property;
- f. To incur debts, liabilities, or obligations which do not constitute the debts, liabilities, or obligations of any of the Parties to this Interlocal Agreement;
- g. To adopt resolutions and policies prescribing the powers, duties, and functions of the officers of the Authority, the conduct of the business of the Authority, and the maintenance of records and documents of the Authority;
- h. To maintain an office at such place or places as it may designate within the Authority or within the boundaries of a Party to this Interlocal Agreement;
- i. To cooperate with or contract with other governmental agencies as may be necessary, convenient, incidental, or proper in connection with any of the powers, duties, or purposes authorized by Section 163.08, Florida Statutes, and to accept funding from local and state agencies;
- j. To exercise all powers necessary, convenient, incidental, or proper in connection with any of the powers, duties, or purposes authorized in Section 163.08, Florida Statutes; and
- k. To apply for, request, receive and accept gifts, grants, or assistance funds from any lawful source to support any activity authorized under this Agreement.

**Section 12. Quarterly Reports.** Upon the first financing agreement being funded by the Authority, a quarterly report of the Authority shall be completed in accordance with generally accepted Government Auditing Standards by an independent certified public accountant. At a minimum, the quarterly report shall include a balance sheet, statement of revenues, expenditures and changes in fund equity and combining statements prepared in accordance with generally accepted accounting principles. All records such as, but not limited to, construction, financial, correspondence, instructions, memoranda, bid estimate sheets, proposal documentation, back charge documentation, canceled checks, reports and other related records produced and maintained by the Authority, its employees and consultants shall be deemed public records, and shall be made available for audit, review or copying by a Party to this Interlocal Agreement upon reasonable notice.

**Section 13. Term.** This Interlocal Agreement shall remain in full force and effect from the date of its execution; provided, however, that prior to commencement of legal proceedings to validate the Authority program, any Party may terminate its involvement in the Authority and its participation in this Interlocal Agreement upon ten (10) days' written notice to the other Parties. Should a Party terminate its participation in this Interlocal Agreement, be dissolved, abolished, or otherwise cease to exist, the Authority and this Interlocal Agreement shall continue until such time as all remaining Parties agree to terminate. Thereafter, the Authority and this Interlocal Agreement, shall continue for a period of seven years and shall automatically renew for successive seven (7) year terms. After the initial term, any Party may terminate its involvement in the Authority and its participation in this Interlocal Agreement upon 90 days notice.

**Section 14. Consent.** This Interlocal Agreement and any required resolution or ordinance of an individual Party shall be considered the Parties' consent to the creation of the Authority as required by Sections 163.01 and 163.08, Florida Statutes.

**Section 15. Liability.** The Parties hereto shall each be individually and separately liable and responsible for the actions of its officers, agents and employees in the performance of their respective obligations under this Interlocal Agreement. Except as specified herein, the Parties shall each individually defend any action or proceeding brought against their respective agency pursuant to this Interlocal Agreement and shall be individually responsible for all of their respective costs, attorneys' fees, expenses and liabilities incurred as a result of any such claims, demands, suits, actions, damages and causes of action, including the investigation or the defense thereof, and from and against any orders, judgments or decrees which may be entered as a result thereof. For any action or proceeding brought against the Authority pursuant to this Interlocal Agreement, the Parties shall each contribute equally for all costs, attorneys' fees, expenses and liabilities incurred as a result of any such claims, demands, suits, actions, damages and causes of action, including the investigation or the defense thereof, and from and against any orders, judgments or decrees which may be entered as a result thereof. The Parties shall each individually maintain throughout the term of this Interlocal Agreement any and all applicable insurance coverage required by Florida law for governmental entities. Nothing in this Agreement shall be construed to affect in any way the Parties' rights, privileges, and immunities, including the monetary limitations of liability set forth therein, under the doctrine of "sovereign immunity" and as set forth in Section 768.28 of the Florida Statutes.

**Section 16. Notices.** Any notices to be given hereunder shall be in writing and shall be deemed to have been given if sent by hand delivery, recognized overnight courier (such as Federal Express), or it must be given by written certified U.S. mail, with return receipt requested, addressed to the Party for whom it is intended, at the place specified. For the present, the Parties designate the following as the respective places for notice purposes:

If to Town:                      Ronald J. Wasson  
    Town Manager  
    9665 Bay Harbor Terrace  
    Bay Harbor Islands, FL 33154

With a Copy to:                Craig B. Sherman, Esq.  
    Sherman & Sherman, P.A.  
    Town Attorney  
    Bank of America Building  
    2000 Glades Road, Suite 204  
    Boca Raton, FL 33431

If to Village:                    Ana M. Garcia, Village Manager  
    Village of Biscayne Park  
    640 NE 114th Street  
    Biscayne Park, Florida 33161

With a Copy to: John Hearn  
Village Attorney  
1917 NW 81st Ave #100  
Coral Springs, FL 33071

**Section 17. Amendments.** It is further agreed that no modification, amendment or alteration in the terms or conditions herein shall be effective unless contained in a written document executed by the Parties hereto and the Authority.

**Section 18. Filing.** It is agreed that this Interlocal Agreement shall be recorded as required by Section 163.01(11), Florida Statutes.

**Section 19. Joint Effort.** The preparation of this Interlocal Agreement has been a joint effort of the Parties hereto and the resulting document shall not, solely as a matter of judicial construction, be construed more severely against one of the Parties than the other.

**Section 20. Merger.** This Interlocal Agreement incorporates and includes all prior negotiations, correspondence, agreements or understandings applicable to the matters contained herein; and the Parties agree that there are no commitments, agreements or understandings concerning the subject matter of this Interlocal Agreement that are not contained in this document. Accordingly, the Parties agree that no deviation from the terms hereof shall be predicated upon any prior representations or agreements whether oral or written. It is further agreed that no change, amendment, alteration or modification in the terms and conditions contained herein shall be effective unless contained in a written document executed with the same formality and of equal dignity herewith by all Parties to this Interlocal Agreement.

**Section 21. Assignment.** The respective obligations of the Parties set forth in this Interlocal Agreement shall not be assigned, in whole or in part, without the written consent of the other Parties hereto.

**Section 22. Records.** The Parties shall each maintain their own respective records and documents associated with this Interlocal Agreement in accordance with the requirements for records retention set forth in Chapter 119, Florida Statutes.

**Section 23. Governing Law and Venue.** This Interlocal Agreement shall be governed, construed and controlled according to the laws of the State of Florida. Venue for any claim,

objection or dispute arising out of the terms of this Interlocal Agreement shall be proper exclusively in Miami-Dade County, Florida.

**Section 24. Severability.** In the event a portion of this Interlocal Agreement is found by a court of competent jurisdiction to be invalid, the remaining provisions shall continue to be effective.

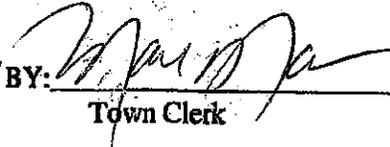
**Section 25. Effective Date.** This Interlocal Agreement shall become effective upon the execution by the Parties hereto and the recordation of the Agreement within the applicable county.

[Remainder of page intentionally left blank.]

**IN WITNESS WHEREOF**, the Parties hereto have made and executed this Interlocal Agreement on this 12<sup>th</sup> day of August, 2013.

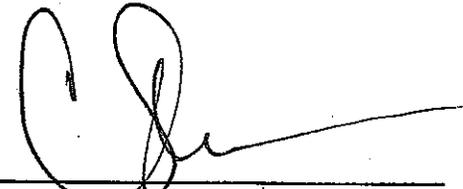
**ATTEST:**

Town of Bay Harbor Islands, a municipal corporation of the State of Florida

BY:  BY:   
Town Clerk Town Manager

(Affix Seal)

Approved by Town Attorney  
as to form and legal sufficiency

  
Town Attorney

IN WITNESS WHEREOF, the Parties hereto have made and executed this Interlocal Agreement on this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

**ATTEST:**

**North Bay Village, a municipal  
Corporation of the State of Florida**

BY: \_\_\_\_\_  
Yvonne P. Hamilton, CMC  
Village Clerk

BY: \_\_\_\_\_  
Frank K. Rollason  
Village Manager

(Affix Seal)

**Approved as to Form and Legal  
Sufficiency for the Sole Benefit of  
North Bay Village**

\_\_\_\_\_  
Rosen L. Switkes & Associates, P.A.  
Village Attorney

**RESOLUTION 1148**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, CREATING THE CLEAN ENERGY COASTAL CORRIDOR PROPERTY ASSESSED CLEAN ENERGY DISTRICT IN ACCORDANCE WITH SECTION 163.08, FLORIDA STATUTES; ADOPTING AN INTERLOCAL AGREEMENT PURSUANT TO SECTION 163.01, FLORIDA STATUTES BETWEEN THE TOWN OF BAY HARBOR ISLANDS AND OTHER MUNICIPALITIES RELATING TO THE NORTH-DADE CORRIDOR PROPERTY ASSESSED CLEAN ENERGY (PACE) DISTRICT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, in 2010, the Florida Legislature adopted HB 7179 (Section 163.08, F.S.) (the "Bill"), which allows local governments to create Property Assessed Clean Energy (PACE) programs in order to provide the upfront financing for energy conservation and efficiency (i.e. energy-efficient heating, cooling, or ventilation systems), renewable energy (i.e. solar panels), and wind resistance (i.e. impact resistant windows) improvements (the "Qualifying Improvements"); and

**WHEREAS**, PACE programs not only assist residents and business owners in reducing their carbon footprint and energy costs, but also stimulate the local economy by the creation of needed construction jobs; and

**WHEREAS**, the Bill authorizes local governments that create PACE programs to enter into a partnership in order to provide more affordable financing for the installation of the Qualifying Improvements; and

**WHEREAS**, given the wide spread energy and economic benefits of PACE programs, the Town Council desires to create the Clean Energy Coastal Corridor PACE District in order to provide the upfront financing to property owners for Qualifying Improvements and to enter into an interlocal with other municipalities for the purpose of financing such improvements; and

**WHEREAS**, the Town Council finds that this Resolution is in the best interest and welfare of the residents of the Town of Bay Harbor Islands.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Creation of PACE District.** The Town Council hereby creates the Clean Energy Coastal Corridor PACE District pursuant to Section 163.08, Florida, for the purpose of providing upfront financing to property owners for Qualifying Improvements.

**Section 3. Adoption of Inter-local Agreement.** The Town Council hereby approves the Interlocal Agreement pursuant to Section 163.01, Florida Statutes between the Town of Bay Harbor Islands and other municipalities, in substantially the form attached hereto as Exhibit "A," relating to the Clean Energy Coastal Corridor PACE District (the "Interlocal Agreement").

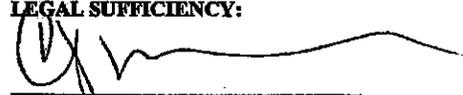
**Section 4. Authorization.** The Town Manager or designee is hereby authorized to transmit the Interlocal Agreement to other municipalities and request that such municipalities join the PACE District.

**Section 5. Effective Date.** This Resolution shall take effect immediately upon adoption.

**PASSED and ADOPTED this 14th day of January, 2013**

  
\_\_\_\_\_  
Mayor Isaac Salver

Attest:  
  
\_\_\_\_\_  
Marlene Marante, Town Clerk

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:**  
  
\_\_\_\_\_  
Town Attorney

ATTEST:

Village of Biscayne Park, a municipal  
corporation of the State of Florida

BY: Maria C. Camara  
Maria C. Camara, Village Clerk

BY: Ana M. Garcia  
Ana M. Garcia, Village Manager

(Affix Seal)

Approved by Village Attorney  
as to form and legal sufficiency

John J. Hearn  
John J. Hearn, Village Attorney

1  
2  
3 **RESOLUTION NO. 2013-14**  
4

5 **A RESOLUTION OF THE VILLAGE COMMISSION OF**  
6 **THE VILLAGE OF BISCAYNE PARK, FLORIDA,**  
7 **CREATING A PROPERTY ASSESSED CLEAN ENERGY**  
8 **PROGRAM AND JOINING THE TOWN OF BAY**  
9 **HARBOR ISLANDS IN THE CLEAN ENERGY**  
10 **COASTAL CORRIDOR PROGRAM IN ACCORDANCE**  
11 **WITH SECTION 163.08, FLORIDA STATUTES;**  
12 **ADOPTING AN INTERLOCAL AGREEMENT**  
13 **PURSUANT TO SECTION 163.01, FLORIDA STATUTES**  
14 **RELATING TO THE CORRIDOR; PROVIDING FOR**  
15 **AUTHORIZATION; AND PROVIDING FOR AN**  
16 **EFFECTIVE DATE.**

17  
18 **WHEREAS**, in 2010, the Florida Legislature adopted HB 7179 (Fla. Stat. §163.08) (the  
19 "Bill"), which allows local governments to create Property Assessed Clean Energy (PACE)  
20 programs in order to provide the upfront financing for energy conservation and efficiency (i.e.  
21 energy-efficient heating, cooling, or ventilation systems), renewable energy (i.e. solar panels),  
22 wind resistance (i.e. impact resistant windows) and other improvements that are not inconsistent  
23 with state law (the "Qualifying Improvements"); and,  
24

25 **WHEREAS**, PACE programs not only assist residents and business owners in reducing  
26 their carbon footprint and energy costs, but also stimulate the local economy by the creation of  
27 needed construction jobs; and,  
28

29 **WHEREAS**, the Bill authorizes local governments that create PACE programs to enter  
30 into a partnership in order to provide more affordable financing for the installation of the  
31 Qualifying Improvements; and,  
32

33 **WHEREAS**, given the wide spread energy and economic benefits of PACE programs,  
34 the Commission of the Village of Biscayne Park desires to join the Town of Bay Harbor Islands  
35 in creating the Clean Energy Coastal Corridor in order to provide the upfront financing to  
36 property owners for Qualifying Improvements and to enter into an interlocal with other  
37 municipalities for the purpose of financing such improvements; and,  
38

39 **WHEREAS**, the Commission finds that this Resolution is in the best interest and  
40 welfare of the residents of the Village of Biscayne Park and its inhabitants.  
41

42 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE**  
43 **VILLAGE OF BISCAYNE PARK, FLORIDA, AS FOLLOWS:**  
44

45 **Section 1.** Recitals. The above recitals are true and correct and are incorporated  
46 herein by this reference.  
47

48 **Section 2.** Creation of PACE Program. The Commission hereby creates a PACE  
49 Program pursuant to Fla. Stat. §163.08 for the purpose of providing upfront financing to  
50 property owners for Qualifying Improvements.  
51

52 **Section 3.** Adoption of Interlocal Agreement. The Commission hereby approves an  
53 interlocal agreement pursuant to Fla. Stat. §163.01 between the Town of Bay Harbor Islands and

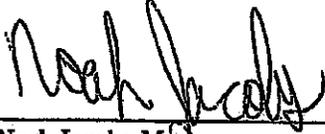
1 other municipalities, in substantially the form attached hereto as Exhibit "A," relating to the  
2 Clean Energy Coastal Corridor (the "Interlocal Agreement").  
3

4 **Section 4.** Authorization. The Village Manager or designee is hereby authorized to  
5 execute the Interlocal Agreement.  
6

7 **Section 5.** Effective Date. This Resolution shall take effect immediately upon  
8 adoption.  
9  
10

11 PASSED AND ADOPTED this 2<sup>nd</sup> day of April, 2013.  
12

13 **The foregoing resolution upon being**  
14 **put to a vote, the vote was as follows:**  
15

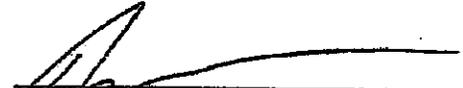
16  
17   
18  
19 \_\_\_\_\_  
20 Noah Jacobs, Mayor

21 Mayor Jacobs: Yes  
22 Vice Mayor Cooper: Absent  
23 Commissioner Anderson: Yes  
24 Commissioner Ross: Yes  
25 Commissioner Watts: Yes

26 Attest:

27   
28 \_\_\_\_\_  
29 Maria C. Camara, Village Clerk  
30

31 Approved as to form:  
32  
33

34   
35 \_\_\_\_\_  
36 Village Attorney

RESOLUTION 13 - 2170

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA (TOWN), CREATING A PROPERTY ASSESSED CLEAN ENERGY PROGRAM AND JOINING THE TOWN OF BAY HARBOR ISLANDS AND THE VILLAGE OF BISCAYNE PARK IN CREATING THE CLEAN ENERGY COASTAL CORRIDOR PROGRAM IN ACCORDANCE WITH SECTION 163.08, FLORIDA STATUTES; ADOPTING AN INTERLOCAL AGREEMENT PURSUANT TO SECTION 163.01, FLORIDA STATUTES RELATING TO THE CORRIDOR; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, in 2010, the Florida Legislature adopted HB 7179 (Section 163.08, F.S.) (the "Bill"), which allows local governments to create Property Assessed Clean Energy (PACE) programs in order to provide the upfront financing for energy conservation and efficiency (i.e. energy-efficient heating, cooling, or ventilation systems), renewable energy (i.e. solar panels), wind resistance (i.e. impact resistant windows) and other improvements that are not inconsistent with state law (the "Qualifying Improvements"); and

**WHEREAS**, PACE programs not only assist residents and business owners in reducing their carbon footprint and energy costs, but also stimulate the local economy by the creation of needed construction jobs; and

**WHEREAS**, the Bill authorizes local governments that create PACE programs to enter into a partnership in order to provide more affordable financing for the installation of the Qualifying Improvements; and

**WHEREAS**, given the wide spread energy and economic benefits of PACE programs, the Commission desires to join the Town of Bay Harbor Islands and The Village of Biscayne Park in creating the Clean Energy Coastal Corridor in order to provide the upfront financing to property owners for Qualifying Improvements and to enter into an Interlocal Agreement with other municipalities for the purpose of financing such improvements; and

**WHEREAS**, the Commission finds that this Resolution is in the best interest and welfare of the residents of the Town

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Creation of PACE Program.** The Town Commission hereby creates a PACE Program pursuant to Section 163.08, Florida Statute, for the purpose of providing upfront financing to property owners for Qualifying Improvements.

**Section 3. Adoption of Interlocal Agreement.** The Commission hereby approves an interlocal agreement pursuant to Section 163.01, Florida Statutes, the Town of Surfside, the Town of Bay Harbor Islands and The Village of Biscayne Park, in substantially the form attached hereto as Exhibit "A," relating to the Clean Energy Coastal Corridor (the "Interlocal Agreement").

**Section 4. Authorization.** The Town Manager or designee is hereby authorized to execute and implement the terms of the Interlocal Agreement.

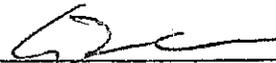
**Section 5. Effective Date.** This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED on this 11<sup>th</sup> day of June, 2013

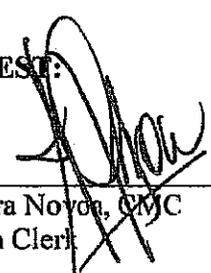
Motion by Commissioner Graubart, second by Commissioner Kligman.

**FINAL VOTE ON ADOPTION**

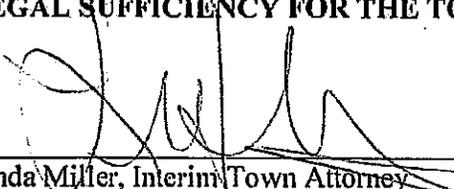
Commissioner Joseph Graubart	yes
Commissioner Michelle Kligman	yes
Commissioner Marta Olchyk	yes
Vice Mayor Michael Karukin	yes
Mayor Daniel Dietch	yes

  
\_\_\_\_\_  
Daniel Dietch, Mayor

ATTEST:

  
\_\_\_\_\_  
Sandra Novoa, CMC  
Town Clerk

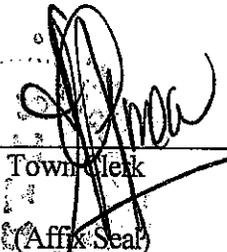
**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY FOR THE TOWN OF SURFSIDE ONLY:**

  
\_\_\_\_\_  
Linda Miller, Interim Town Attorney

IN WITNESS WHEREOF, the Parties hereto have made and executed this Interlocal Agreement on this 26<sup>th</sup> day of August, 2013.

ATTEST:

Town of Surfside, a municipal corporation of the State of Florida

BY: 

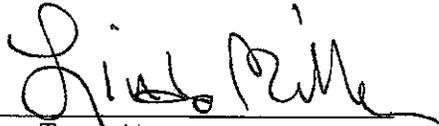
Town Clerk

(Affix Seal)

Approved by Town Attorney  
as to form and legal sufficiency

BY: 

Town Manager

  
Town Attorney

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52  
53

**RESOLUTION NO. 2013-14**

**A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, CREATING A PROPERTY ASSESSED CLEAN ENERGY PROGRAM AND JOINING THE TOWN OF BAY HARBOR ISLANDS IN THE CLEAN ENERGY COASTAL CORRIDOR PROGRAM IN ACCORDANCE WITH SECTION 163.08, FLORIDA STATUTES; ADOPTING AN INTERLOCAL AGREEMENT PURSUANT TO SECTION 163.01, FLORIDA STATUTES RELATING TO THE CORRIDOR; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, in 2010, the Florida Legislature adopted HB 7179 (Fla. Stat. §163.08) (the "Bill"), which allows local governments to create Property Assessed Clean Energy (PACE) programs in order to provide the upfront financing for energy conservation and efficiency (i.e. energy-efficient heating, cooling, or ventilation systems), renewable energy (i.e. solar panels), wind resistance (i.e. impact resistant windows) and other improvements that are not inconsistent with state law (the "Qualifying Improvements"); and,

**WHEREAS**, PACE programs not only assist residents and business owners in reducing their carbon footprint and energy costs, but also stimulate the local economy by the creation of needed construction jobs; and,

**WHEREAS**, the Bill authorizes local governments that create PACE programs to enter into a partnership in order to provide more affordable financing for the installation of the Qualifying Improvements; and,

**WHEREAS**, given the wide spread energy and economic benefits of PACE programs, the Commission of the Village of Biscayne Park desires to join the Town of Bay Harbor Islands in creating the Clean Energy Coastal Corridor in order to provide the upfront financing to property owners for Qualifying Improvements and to enter into an interlocal with other municipalities for the purpose of financing such improvements; and,

**WHEREAS**, the Commission finds that this Resolution is in the best interest and welfare of the residents of the Village of Biscayne Park and its inhabitants.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AS FOLLOWS:**

**Section 1.** Recitals. The above recitals are true and correct and are incorporated herein by this reference.

**Section 2.** Creation of PACE Program. The Commission hereby creates a PACE Program pursuant to Fla. Stat. §163.08 for the purpose of providing upfront financing to property owners for Qualifying Improvements.

**Section 3.** Adoption of Interlocal Agreement. The Commission hereby approves an interlocal agreement pursuant to Fla. Stat. §163.01 between the Town of Bay Harbor Islands and

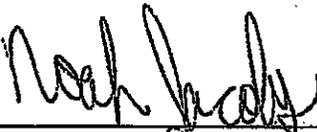
1 other municipalities, in substantially the form attached hereto as Exhibit "A," relating to the  
2 Clean Energy Coastal Corridor (the "Interlocal Agreement").  
3

4 **Section 4.** Authorization. The Village Manager or designee is hereby authorized to  
5 execute the Interlocal Agreement.  
6

7 **Section 5.** Effective Date. This Resolution shall take effect immediately upon  
8 adoption.  
9  
10

11 PASSED AND ADOPTED this 2<sup>nd</sup> day of April, 2013.  
12

13 **The foregoing resolution upon being  
14 put to a vote, the vote was as follows:**  
15

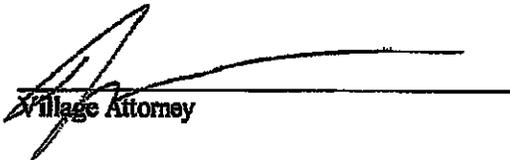
16  
17   
18  
19 \_\_\_\_\_  
20 Noah Jacobs, Mayor  
21  
22

23 Mayor Jacobs: Yes  
24 Vice Mayor Cooper: Absent  
25 Commissioner Anderson: Yes  
26 Commissioner Ross: Yes  
27 Commissioner Watts: Yes

28 Attest:

29   
30 \_\_\_\_\_  
31 Maria C. Camara, Village Clerk  
32

33 Approved as to form:  
34  
35

36   
\_\_\_\_\_

# Slow PAGE

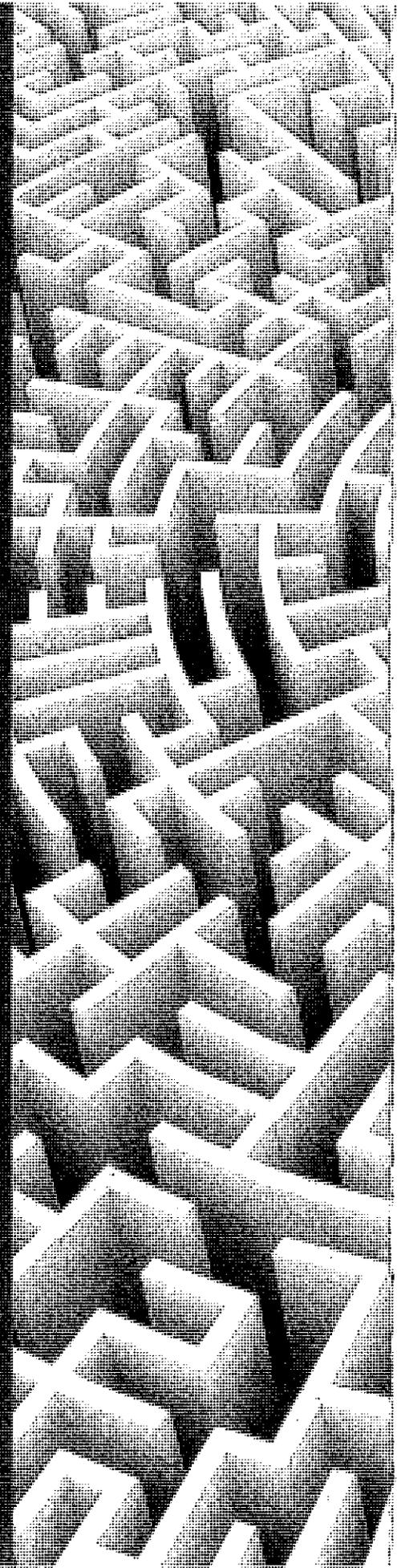
A program the state approved three years ago makes it easier and cheaper for consumers and businesses to pay for energy-efficiency retrofits. Why is it taking so long to get off the ground?

By Lily Kestel

In the final hours of the 2010 Florida legislative session, with the finish line in sight, legislators exchanged celebratory hugs, shook hands and snapped photos. But there was one more bill to consider.

House Speaker Larry Croft called up House Bill 2179, a non-controversial measure championed by then-House Majority Leader Adam Haseer, a Republican from Delray Beach, and Sen. Mike Bennett, a Republican from Bradenton. The Senate had approved it earlier that day.

The bill, supported by a consortium of building contractors, the renewable energy industry and cities and counties, created a financing mechanism for property





## Property owners repay through an annual assessment on their property taxes. When a homeowner moves, the PACE debt stays attached to the home.

owners who want to make their homes and businesses more energy-efficient and wind-resistant.

Surveys of executives and facilities managers by the Institute for Building Efficiency indicate that lack of capital is the No. 1 obstacle to such upgrades. Retrofitting a home or business with a photovoltaic roof, for instance, costs \$30,000 or more before incentives. Most solar rebates don't cover the entire cost, and tax credits come months later. "People want to go green in today's market, but not everyone has the extra \$30,000 or \$50,000 to do it," says Kent Crook,

owner of Mr. Solar, a solar energy installation business ["Mr. Solar," page 96].

House Bill 7179 passed unanimously. A month later, then-Gov. Charlie Crist signed it into law, and Florida joined at least a dozen other states in endorsing the loan program, called the Property-Assessed Clean Energy program, or PACE.

The PACE financing approach, pioneered in Berkeley, Calif., spreads the upfront costs of energy-efficiency improvements costs over many years — and attaches the debt to the home itself rather than the homeowner.

Here's how it works: City and county governments that want to participate in PACE create a special-taxing district, which operates the PACE program. The program loans money to property owners who want to make energy-related or storm-hardening improvements, including solar water heaters,

insulation, impact-resistant windows or photovoltaic solar roofs.

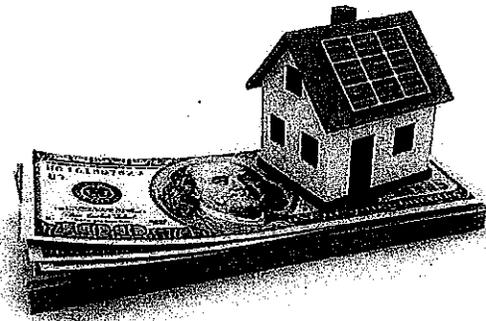
The program is designed to appeal to both local governments and consumers. If the local governments hire an outside firm to find funding sources and administer the loans, for example, they can avoid almost all the startup costs associated with a new program. Meanwhile, property owners who finance through PACE typically don't have to put any money down, face fewer underwriting requirements than a mortgage loan and can repay the money over up to 20 years at interest rates between 5% and 8%.

There's another benefit for property owners: They repay the loans through an annual assessment on their property taxes. If the borrower later sells the home, the debt remains attached to the home rather than following the borrower.

When the Legislature passed the Flor-

## Paying for Solar

How long does it take to break even?



### RESIDENTIAL

**Solar-powered water heater**  
(2,900-sq.-ft. home in St. Petersburg)

#### Cost

- Purchase price: \$4,750
- Federal tax credit: (\$1,425)
- Duke Energy residential solar water heating program: (\$550)
- **Net cost: \$2,940**

#### Savings

- Average utility bill savings per month: \$80
- **Months to break even: 37**

Note: The more people in your home using hot water, the quicker your return on investment. The best ROI comes from four-person residences.

Source: Solar Energy Management

### RESIDENTIAL

**Photovoltaic solar roof**  
(2,100-sq.-ft. home in St. Petersburg)

#### Cost

- Purchase price: \$34,000
- SunSense rebate: (\$20,000)
- Federal tax credit: (\$4,200)
- **Net cost: \$9,800**

#### Savings

- Average utility bill savings per month: \$157\*
- **Months to break even: 45.6 (3.8 years)\***

\*Savings take into consideration energy bill inflation  
Source: Solar Energy Management

### COMMERCIAL

**Photovoltaic solar roof**  
(380-room beach hotel)

#### Cost

- Purchase price: \$500,000
- SunSense rebate: (\$130,000)
- Federal tax credit: (\$111,000)
- Net cost: \$259,000
- Depreciation: (\$147,528)
- **Cost after depreciation: \$111,472**

#### Savings

- Average utility bill savings per month: \$3,623
- **Months to break even: 38.4 (3.2 years)\***

\*Savings take into consideration energy bill inflation  
Source: Solar Energy Management

ida PACE law, it looked like Florida was at the tip of a promising trend. Sonoma County, north of San Francisco, had started a program just a year earlier and had enrolled 1,000 homeowners who borrowed a total of \$30 million.

Florida's program also attracted a number of entrepreneurs interested in helping cities and counties form PACE taxing districts. Michael Wallander, a former corporate and securities law attorney for Greenberg Traurig, quit his job in October 2009 to form a company called EcoCity Partners with three other people.

Working with Erin Deady, a municipal law attorney, as its legal adviser, EcoCity Partners focused on helping cities apply for grants to pay for setting up the program. "We were all so excited," Wallander says. "We thought the sky was the limit."

Several months after Florida's PACE bill became law, however, the PACE approach suffered a big blow. The two federal home financing agencies — Fannie Mae and Freddie Mac — stunned PACE supporters by announcing they would

**"In Florida, these companies are jockeying for a PACE market share. There has been intense competition between PACE providers."**

— Michael Wallander, co-founder, EcoCity Partners

no longer purchase mortgage loans for homes that carried PACE debt.

Driving the decision by Fannie and Freddie was a key part of the PACE legal structure: In the event of foreclosure, PACE assessments are paid first, ahead of the mortgage loan. The mortgage giants were still picking up the pieces from the housing market collapse and were sensitive to anything that might harm mortgage lenders.

Since Fannie Mae and Freddie Mac back most mortgage loans sold in the U.S., their decision put PACE "on life support," says Wallander. Across the country, cities and counties put their programs on hold. Even Berkeley, which started PACE, shelved its residential program.

Another factor that slowed PACE in Florida was part of the original 2010 law,

which was written to allow cities and counties to form partnerships to administer PACE programs. In 2012, the Legislature changed the law so that third-party administrators could handle the financing and administer the loans.

Today, three years after the Florida law passed, PACE is still more promise than success story. Demand from consumers has been all but non-existent. Only two PACE deals have closed.

The program continues to draw more interest from companies that want to run programs than from consumers wanting to borrow money. Because there is no limit to the number of cities or counties that can sign on with each PACE district, the administrator firms want to sign up as many local governments as they can. "In Florida, these companies are jockey-

## Mr. Solar

As one of just a handful of trained solar-energy installers in Miami-Dade County, electrical contractor Kent Crook expects to reap the rewards if the PACE program booms.

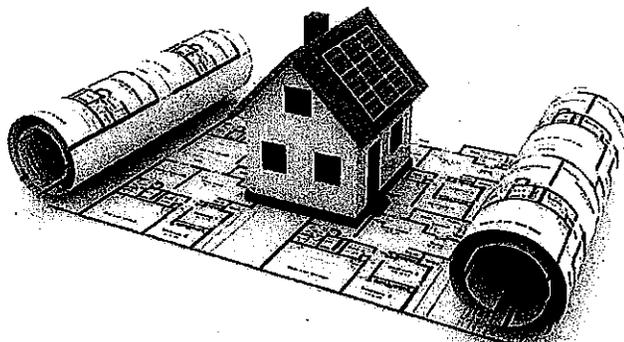


Kent Crook

He first heard about PACE two years ago. "I thought, 'this is perfect; this is great,'" Crook says. He had spent a few years learning all he could about how to install and repair solar-energy roofs and

water heaters. He traveled the country and went to trade shows. But business was slow, which he blames not on lack of demand, but on the expense of installing energy-efficiency retrofits like solar roofs, and the state policy of buying surplus energy at wholesale rates instead of retail rates.

When Crook heard Ygrene's Clean Energy Green Corridor was getting ready to open during the summer, he made a drastic change to his business. "I have geared up



in the last three or four months," he says. In addition to his Mr. Solar installation business, he also launched Dr. Solar, which will focus on repair and service work. He also started the Florida Solar Institute, which will train solar contractors. He charges \$1,295 for a one-week class. "I have hired seven employees," he says.

Crook says he makes most of his money from his electrical company and he has poured \$100,000 of his own money into the solar energy businesses. "I've been burning through a lot of money," Crook says, but he's optimistic about PACE's potential.

"We are the Sunshine State. We should have solar here in Florida," he says.

Crook blames slow business not on demand but on the expense of installing energy-efficient retrofits.

## ( Green Trends )

are relying on contractors to spread the word, plus direct mail and advertisements. "I have found the contractors get it pretty quickly," Schaefer says. "They don't really care about the details."

So far, however, consumers have been slow to warm to PACE. This summer, the Ygrene Energy Fund closed the first PACE deal in the state, involving a commercial property owned by urban development company Barlington Group, which spent \$60,000 on impact-resistant glass and energy-efficient storefronts, windows and doors. The company didn't return a call seeking comment.

Ygrene has also finalized the state's first PACE residential deal. Steven Dan, who owns a home in the town of Pinecrest, used PACE to pay for a new attic insulation called icynene ["The First Homeowner," page 97].

The other two PACE districts have yet to close a deal, however. Wallander, of EcoCity Partners, hopes one deal will close by the end of the year. On a typical \$30,000 deal, EcoCity will make about \$750.

Meanwhile, the administrator firms continue marketing themselves to municipalities, with barrages of competing claims. The SAIC-run Florida PACE Funding Agency says it is the "only one" offering residential loans, but the



Ygrene is the only PACE district to close a deal in the state — one commercial project and one residential.

Ygrene-run Florida Green Corridor says not only is it working with residential customers, but it also has closed the first residential PACE deal. The Florida PACE Funding Agency issued a news release earlier this year saying it has secured \$500 million in financing from Samas Capital but said in an August interview that Samas hasn't actually raised that \$500 million yet.

Ygrene received national media attention from outlets like the New York Times when it announced a financing

partnership with Barclays Capital in 2011. Now, Ygrene says the Barclays relationship is over and it is backed instead by "a range of local and international financial partners."

The PACE providers agree on one thing: Now that PACE deals have started closing, this fall could be a tipping point, the moment the program will either gain momentum and begin helping solve one of the renewable energy industry's biggest financial challenges — or just become another good idea that didn't work. ☐

## Biggest Engineering Firms in Florida

Firm	Florida Employees	Florida Offices	Senior Florida Executive
Atkins	1,120	16	L. Joe Boyer
Haskell	789	1	Steven T. Halverson
Reynolds, Smith and Hills	788	8	Brian P. Reed
CH2M HILL	730	14	F. Didier Menard
URS	670	10	William H. McDaniel
Stellar	639	3	Ronald H. Foster Jr.
AECOM	551	11	Bruce Koenig
AMEC	500	14	Mike Nardone
Stantec	463	16	Fermin A. Diaz
Universal Engineering Sciences	420	16	Mark Israel; Sy Israel
Kimley-Horn and Associates	415	14	Russell Barnes
Jacobs Engineering	400	12	Kenneth Morefield

Sources: individual firms; Florida Engineering Society (FES) Research by Laurie Graulich

Firm	Florida Employees	Florida Offices	Senior Florida Executive
CDM Smith	392	10	Victor J. Pujals
HNTB	380	7	Adrian Share
Parsons Brinckerhoff	349	5	Charlie J. Herndon
HDR Engineering	341	11	Matt Ryan
Professional Service Industries	333	8	Ben Doan
Ardaman & Associates	300	10	Nadim F. Fuleihan
TLC Engineering	300	8	Debra A. Lupton
Cardno TBE	263	13	Patrick L. Beyer
DRMP Inc.	250	11	Wayne D. Chalifoux
Metric Engineering	242	11	Douglas K. Cauley
Parsons Corp.	237	7	John C. Nagle IV
Terracon Consultants	235	10	Leila Jammal Nodarse
HSA Engineers & Scientists	225	5	Brian Moore



## North Bay Village

Administrative Offices

1700 Kennedy Causeway, Suite 132 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### RECOMMENDATION MEMORANDUM

**DATE:** April 17, 2014

**TO:** Mayor Connie Leon Kreps  
 Vice-Mayor Eddie Lim  
 Commissioner Dr. Richard Chervony  
 Commissioner Jorge Gonzalez  
 Commissioner Wendy Duvall

**RECOMMENDED BY STAFF/COMMISSIONER:**

Frank K. Rollason  
 Village Manager

**PRESENTED BY STAFF:**

Rodney Carrero-Santana  
 Director of Public Works

**SUBJECT:** RFQ No. NBV 2014-001, Architectural and Engineering Services for  
 The Development of Designs and Construction Documents for the  
 Construction of "Baywalk Plaza Area" Evaluation Committee  
 Meeting

---

### RECOMMENDATION:

It is recommended that the Village Commission approve the attached Resolution approving the recommendation of the Village Manager awarding RFQ No. 2014-001 for to Kimley-Horn & Associates, Inc. as the number one ranked proposer and authorizing the Village Manager to negotiate and enter into a contract with the company for performing the scope of services.

Mayor  
 Connie Leon-Kreps

Vice Mayor  
 Eddie Lim

Commissioner  
 Dr. Richard Chervony

Commissioner  
 Wendy Duvall

Commissioner  
 Jorge Gonzalez

**MEMO TO VILLAGE COMMISSION**  
**APRIL 17, 2014**  
**PAGE 2 OF 3**

**BACKGROUND:**

The Village approved Resolution No. 2012-63 on December 11, 2012 approving an agreement with the Florida Inland Navigation District for design and permitting of the Baywalk Project (Phase 1), which consist of two plaza areas at the base of the bridge that links North Bay Village to Miami Beach, at the Village's easternmost area to offer public access to the Intracostal Waterways/Biscayne Bay that will serve as a gathering location for the overall Baywalk project.

The Village Manager issued a Request for Qualifications (RFQ No. NBV 2014-001) for Architectural and Engineering Services for the Development of Designs and Construction Documents for the Construction of the "Baywalk Plaza Area". Four (4) companies, Kimley-Horn & Associates, Inc., Coastal Systems International, Inc., Calvin, Giordano & Associates Inc., and Sol-Arch, Inc. responded to the RFQ on April 4, 2014.

An Evaluation Committee consisting of Suramy Cabrera, CAP Government, Structural Engineer, Albert Dominguez, Senior Project Manager, of David Mancini & Sons, Inc., and Rodney Carrero-Santana, P.E. LEED AP, North Bay Village Public Works Director convened on April 16, 2014 to review and evaluate the proposals based on the criteria published in the RFQ.

The Evaluation Committee ranked Kimley-Horn & Associates, Inc. as the top ranking and most qualified proposer based on their qualifications, followed by Coastal Systems International, Inc., Calvin, Giordano & Associates, Inc. and Sol-Arch, Inc.

The Village Manager hereby recommends, based upon the findings of the Evaluation Committee, that Kimley-Horn & Associates, Inc. be selected

**BUDGETARY IMPACT:**

The total cost for the project is \$100,500. FIND awarded \$50,250 towards the project, with a 50% match by the Village. (Bert)

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**MEMO TO VILLAGE COMMISSION**  
**APRIL 17, 2014**  
**PAGE 3 OF 3**

**PERSONNEL IMPACT:**

There will be no impact to Village staff for this project.

**CONTACT:**

Frank K. Rollason, Village Manager  
Rodney Carrero-Santana, Director of Public Works

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Dr. Richard Chervony**

Commissioner  
**Wendy Duvall**

Commissioner  
**Jorge Gonzalez**

**Request for Qualifications**  
**Architectural and Engineering Services**  
**For the Development of Designs and Construction**  
**Documents for the Construction of "Baywalk Plaza Area"**  
**North Bay Village, Florida**  
**RFQ No. NBV 2014-001**

Criteria	1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope. 45 Points	2. Qualifications and portfolio of the Architect assigned as project designer-in-charge. 25 Points	3. Qualifications and portfolio of the Architect assigned as project manager 16 Points	4. Qualifications and relevant experience of the professional environmental staff or firm 5 Points	5. MBE, DBE, or SBE Designation/Participation 5 Points	6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements. 5 Points	Total Awarded Points	Ranking
Respondents								
Kinley-Horn	40	20	15	5	5	5000	95	1
Sol-Arch	20	0	0	0	5	0	25	4
Coastal Systems International	30	15	15	5	5	5	75	2
Calvin, Giordano & Assoc.	40	10	15	5	0	0	70	3

Evaluator: Rodney Carroo - San Juan

Signature: [Handwritten Signature]

Date: 4/16/14

Not to be used for qualification or award request for qualifications. For 2014-2015 evaluation sheet only.

**Request for Qualifications**  
**Architectural and Engineering Services**  
**For the Development of Designs and Construction**  
**Documents for the Construction of "Baywalk Plaza Area"**  
**North Bay Village, Florida**  
**RFQ No. NBV 2014-001**

Criteria	1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope. 45 Points	2. Qualifications and portfolio of the Architect assigned as designer-in-charge. 25 Points	3. Qualifications and portfolio of the Architect assigned as project manager 15 Points	4. Qualifications and relevant experience of the professional environmental staff or firm 5 Points	5. MBE, DBE, or SBE Designation/Participation 5 Points	6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements. 5 Points	Total Awarded Points	Ranking
Respondents								
Kimley-Horn	45	25	15	5	2.5	2.5	95	1
Sol-Arch	20	10	8	0	5	0	43	4
Coastal Systems International	45	20	10	5	2.5	5	87.5	2
Galvin, Giordano & Assoc.	45	10	15	5	0	0	75	3

Evaluator: Sumany Cabrera

Signature: Salvina

Date 04-16-2014

**Request for Qualifications**  
**Architectural and Engineering Services**  
**For the Development of Designs and Construction**  
**Documents for the Construction of "Baywalk Plaza Area"**  
**North Bay Village, Florida**  
**RFQ No. NBV 2014-001**

Criteria	1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope. 45 Points	2. Qualifications and portfolio of the Architect assigned as project designer-in-charge. 25 Points	3. Qualifications and portfolio of the Architect assigned as project manager 15 Points	4. Qualifications and relevant experience of the professional environmental staff or firm 5 Points	5. MBE, DBE, or SBE Designation/Participation 5 Points	6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements. 5 Points	Total Awarded Points	Ranking
Respondents								
Kinley-Horn	42	23	12	5	4	5	91	1
Sol-Arch	30	18	8	1	5	1	63	4
Coastal Systems International	40	22	13	4	4	5	88	2
Calvin, Giordano & Assoc.	40	21	15	3	0	4	83	3

Evaluator: ALBERT DOMINIGUEZ  
 Signature: 

Date: 4/16/14

Individuals providing such information are not required to provide such information to the State of Florida.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Kimley-Horn and Associates, Inc.

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	45
2. Qualifications and portfolio of the <u>Architect</u> assigned as project <u>designer-in-charge</u> .	25	25
3. Qualifications and portfolio of the Architect assigned as <u>project manager</u> .	15	25
4. Qualifications and relevant experience of the professional environmental staff or firm	5	5
5. MBE, DBE, or SBE Designation/Participation	5	<del>5</del> 2.5
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	<del>5</del> 2.5
TOTAL POINTS	100	

Comments:

---



---



---



---

Evaluator: Suramy Cabrera

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Kimley Horn & Assoc. Inc.

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	42
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge.	25	23
3. Qualifications and portfolio of the Architect assigned as project manager.	15	12
4. Qualifications and relevant experience of the professional environmental staff or firm	5	5
5. MBE, DBE, or SBE Designation/Participation	5	4
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	5
<b>TOTAL POINTS</b>	100	91

Comments:

- ✓ Municipal OPEN space Experience
- ✓ Similar Waterfront Project
- ✓ FDOT Experience

Evaluator: A. Dominguez

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Kimley-Horn + Assoc

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	40
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge.	25	20
3. Qualifications and portfolio of the Architect assigned as project manager.	15	15
4. Qualifications and relevant experience of the professional environmental staff or firm	5	5
5. MBE, DBE, or SBE Designation/Participation	5	5
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	5
<b>TOTAL POINTS</b>	100	90

Comments:

Pro: local exp, somewhat relevant projects, DBE money  
vera

con - only one PM + Proj Des, Project

Evaluator: Rodney Carro-Santana

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Coastal Systems International

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	30
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge. <i>Coastal Staff</i>	25	25 <i>PK</i>
3. Qualifications and portfolio of the Architect assigned as project manager.	15	15
4. Qualifications and relevant experience of the professional environmental staff or firm <i>Ardenmin - 0 -</i>	5	5
5. MBE, DBE, or SBE Designation/Participation	5	5
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	5
<b>TOTAL POINTS</b>	100	75

Comments:

*Pro: Experience with NBV Condos, Miami Beach Rec Corridor  
Miami Museum Park, Miami Beach Baywalk*

*con: No Approach explanation, needed to read project cut sheets  
to see experience, Do not indicate Designer in charge or PM*

Evaluator: Rodney Carrero-Santana

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Coastal Systems International.

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	45
2. Qualifications and portfolio of the <u>Architect</u> , assigned as project designer-in-charge.	25	20
3. Qualifications and portfolio of the <u>Architect</u> assigned as project manager.	15	10
4. Qualifications and relevant experience of the professional environmental staff or firm	5	5
5. MBE, DBE, or SBE Designation/Participation	5	2.5
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	5
<b>TOTAL POINTS</b>	100	

Comments: Designer and project Architect in-charge  
was not clear. Reference letters related  
to work.

Evaluator: Susamy Cabrera

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Costal Syst. Intern.

Criteria	Maximum Points	Reviewer's Score
1. <u>Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.</u>	45	40
2. <u>Qualifications and portfolio of the Architect assigned as project designer-in-charge.</u>	25	22
3. <u>Qualifications and portfolio of the Architect assigned as project manager.</u>	15	13
4. <u>Qualifications and relevant experience of the professional environmental staff or firm</u>	5	4
5. <u>MBE, DBE, or SBE Designation/Participation</u>	5	4
6. <u>Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.</u>	5	5
<b>TOTAL POINTS</b>	100	88

Comments: Lots of Municipal OPEN space Experience  
No Evidence of STATE DOT Experience

Evaluator: A Dominguez

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Calvin, Giordano & Associates, Inc.

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	40
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge. <i>not ident.</i>	25	10
3. Qualifications and portfolio of the Architect assigned as project manager.	15	15
4. Qualifications and relevant experience of the professional environmental staff or firm	5	5
5. MBE, DBE, or SBE Designation/Participation	5	0
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	0
<b>TOTAL POINTS</b>	<b>100</b>	<b>70</b>

Comments:

Pro: Wide Experience and depth. Staff with Landscape Arch  
Exp, Environmental Exp, good Surveying Exp

Con: Project Designer not identified, Project Manager little  
comparable experience, No DBE Identified, No letters of Ref.

Evaluator: Rodney Carrero-Santana

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Calvin, Giordano & Associates, Inc.

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	45
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge.	25	10
3. Qualifications and portfolio of the Architect assigned as <u>project manager</u> .	15	15
4. Qualifications and relevant experience of the professional environmental staff or firm	5	5
5. MBE, DBE, or SBE Designation/Participation <u>NOT IDENTIFIED</u>	5	0
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	0
TOTAL POINTS	100	

Comments: Architect assigned as designer-in-charge  
is not clear.  
no letters of reference.

Evaluator: Suamy Cabrera

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Calvin Giordano & Assoc.

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	40
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge.	25	21
3. Qualifications and portfolio of the Architect assigned as project manager.	15	15
4. Qualifications and relevant experience of the professional environmental staff or firm	5	3
5. MBE, DBE, or SBE Designation/Participation	5	0
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	4
<b>TOTAL POINTS</b>	<b>100</b>	<b>83</b>

Comments:

- Municipal OPEN space Experience
- FDOT Experience
- WATER front Recreation Area Experience

Evaluator: \_\_\_\_\_

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Sol - ARCH, Inc.

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to <u>projects of similar intent and scope</u> .	45	20
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge.	25	10
3. Qualifications and portfolio of the Architect assigned as project manager.	15	8
4. Qualifications and relevant experience of the professional environmental staff or firm	5	φ
5. MBE, DBE, or SBE Designation/Participation	5	5
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	φ
TOTAL POINTS	100	

Comments:

No environmental staff. No clarity that their involvement in these very large (or any projects) are similar intent and scope to NBV's.  
Qualifications of staff do not show waterfront plaza area experience.

Evaluator: Suramy Cabrera

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: Sol-Ach, Inc.

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	20
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge.	25	0
3. Qualifications and portfolio of the Architect assigned as project manager.	15	0
4. Qualifications and relevant experience of the professional environmental staff or firm	5	0
5. MBE, DBE, or SBE Designation/Participation	5	5
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	0
<b>TOTAL POINTS</b>	<b>100</b>	<b>25</b>

Comments:

Pro. Sol is a DBE, have some international Experience  
but not related

con: Projects are not representative, Experience not relevant  
no environmental staff or subs

Evaluator: Rodney Carrero-Santana

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

EVALUATION SHEET  
WRITTEN RESPONSE

Name of Firm: SOL - ARCH, INC.

Criteria	Maximum Points	Reviewer's Score
1. Evidence of <u>ability to design</u> and deliver creative and highly innovative cost-effective solutions. Proven capability to combine <u>artistry with economy</u> , with respect to projects of similar intent and scope.	45	30
2. <u>Qualifications</u> and portfolio of the <u>Architect</u> assigned as project designer-in-charge.	25	18
3. <u>Qualifications</u> and portfolio of the Architect assigned as project manager.	15	8
4. <u>Qualifications</u> and relevant experience of the professional environmental staff or firm	5	1
5. MBE, DBE, or SBE Designation/Participation	5	5
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	1
TOTAL POINTS	100	63

Comments:

Limited Details on The Variety of Discipline Staff  
Limited Details on OPEN space/ Public Area Design  
No data supporting ability to meet sched./Bud.

Evaluator: A. Dominguez

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

North Bay Village, Florida, is requesting statements of interest and qualifications from professional engineering firms with experience in the following areas: Conceptual and Schematic Design, Coastal Environmental Assessment, Design Development, Production of Contract Documents, Estimating, Permitting, and other related tasks to develop detailed designs for the construction of two plaza areas at the base of the bridge that links North Bay Village to Miami Beach, at the Village's easternmost area which will be named the "Baywalk Plaza Area" along Biscayne Bay in North Bay Village.

**Sealed statements of interest and qualifications with one (1) original signature response, six (6) additional bound copies, and one (1) compact disk may be delivered to**

**North Bay Village  
Office of the Village Clerk  
1666 Kennedy Causeway, 3rd Floor  
North Bay Village, FL 33141,**

**By not later than:**

**April 4, 2014, at 2:00 p.m.**

The Contact for this bid is Rodney Carrero-Santana, Interim Public Works Director, rcarrero@nbvillage.com or telephone (305) 756-7171.

The RFQ package may be obtained at DemandStar by Onvia at [www.demandstar.com](http://www.demandstar.com), at the Village Administrative Offices, 1666 Kennedy Causeway, Suite 300, North Bay Village, Florida 33141 from 9:00 a.m. to 4:00 p.m., Monday through Friday or at the Village's website (<http://www.nbvillage.com>).

Respondents are requested to check the Village's website (<http://www.nbvillage.com>) periodically and then on a daily basis for possible addenda prior to the submittal deadline. All requests for clarifications must be submitted to Rodney Carrero-Santana in writing no later than March 24, 2014. Answers to questions will be posted to the website on or before March 28, 2014.

North Bay Village adheres to the Americans with Disabilities Act and will make accommodations for access to Village services, programs, and activities. Please call 305-756-7171 for further information. Requests should be made at least 48 hours in advance of the event in order to allow the Village time to provide the requested services.

The Village reserves the right to accept or reject any or all submittals, to award to multiple firms, to waive any submittal informalities and to re-advertise for bids when deemed in the best interest of the Village.

Yvonne P. Hamilton, CMC  
Village Clerk

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of “Baywalk Plaza Area”  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

North Bay Village provides equal access in employment and public service

**SECTION A: PROJECT BACKGROUND AND PURPOSE**

North Bay Village is seeking professional design and engineering services to develop detailed designs for the construction of the “Baywalk Plaza Area” along Biscayne Bay in North Bay Village.

The project consists of the construction of two plaza areas at the base of the bridge that links North Bay Village to Miami Beach, at the Village’s easternmost area. This section will be the first area in Treasure Island’s history that will offer public access to the Intracoastal Waterway/Biscayne Bay and will serve as a gathering location for the overall Baywalk project.

**Design Context and Goals:**

North Bay Village wishes to develop the “Baywalk Plaza Area” as a precursor and starting point of the Baywalk project.

North Bay Village consists of three islands (Harbor, North Bay, and Treasure Islands), and it links the cities of Miami and Miami Beach within Miami-Dade County. The North Bay Village Baywalk is a proposed 3,400-linear-foot boardwalk running along the northern border of Treasure Island.

We envision that the overall project will include boat docking facilities, opportunities for outdoor seating and recreation, open space, and gazebos. This public boardwalk project is unique within Miami-Dade.

The “Baywalk Plaza Area” will serve as the base line for the entire project conceptual design of the Baywalk. The construction drawings and permitting are for the project on both side of the bridge that links North Bay Village to Miami Beach (described above).

The Baywalk would be constructed on property that is either right-of-way (State and Village) or publicly owned (North Bay Village, State of Florida and Miami-Dade County).

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

Though the design process will define the specific components and placement, the completed project should address these key needs:

- Provide an alternative waterfront access experience for area visitors and residents.
- Provide a safe pathway and public access along the waterfront / shoreline for pedestrians and cyclists.
- The Baywalk will move the public further from the roadway, providing enhanced actual and perceived safety for pedestrians that frequently don't take advantage of the sidewalks due to its close proximity to high speed vehicular traffic. The width of the boardwalk would be designed to allow for pedestrian as well as possible bicycle access.
- Provide key activity nodes to draw visitors along and through the Baywalk. Baywalk will include overlooks and educational displays/kiosks highlighting the components of coastline conservation/mitigation efforts. Area environmental education partners will have the opportunity to incorporate Baywalk into a linear learning center for field trips and other educational/awareness programming.
- Protect and enhance the shoreline.

**SECTION B: SCOPE OF SERVICES REQUIRED**

North Bay Village, in conformance with the with the Consultants' Competitive Negotiations Act (CCNA), Florida Statutes Section 287.055, and the purchasing policies and procedures of the Village, is soliciting statements of qualifications from qualified professional architecture and engineering firms that are interested in providing professional services for this project, including the development of construction plans, specifications, cost estimates, permitting assistance and contract documents.

The architectural and engineering firm will furnish necessary services to design and deliver construction documents ready for bid of this project. The actual bidding for construction work and related construction administration together with all other work and labor necessary for the construction of this project will be performed by the Village, and/or general contractors and/or subcontractors of the Village's choice. The method of awarding the contracts and the work contained therein shall be the sole decision of the Village.

*The Work provided by the engineering firm will consist of the following:*

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

Survey and Base Map: Develop a full survey for the study area to include topography at 1' contours, spot grade elevations, trees (included type and caliper), all site utilities (above ground and below ground), preliminary geotechnical studies, the location of all structures, and including a bathometric study for the edge of the shoreline to extend 20' into the adjacent water body. Include a geo-referenced aerial photograph of the project area at a minimum scale of 1" = 20'. Estimated Target Date for Delivery: April 25, 2014.

Conceptual Design: Based on the Village's conceptual design will create a series of exhibits to visually depict the character and program in further detail. The exhibits will be produced in a preliminary and final submission, and will generally include illustrative plans, enlargement plans, sketches and sections. A preliminary order of magnitude cost estimate will be developed with the Final Conceptual Design. Throughout the project design phase the Village and the selected consulting firm will coordinate heavily with project partners necessary to approve and implement the project including, but not limited to, Florida Department of Transportation (FDOT), Florida Department of Environmental Protection (DEP), and Florida Fish and Wildlife Conservation Commission (FFWC). Estimated Target Date for Delivery: May 9, 2014

Environmental Impact Analysis: Based on the existing condition, conduct an environmental analysis to determine sensitive or unique factors associated with the site. Based on these environmental studies and the proposed conceptual design, prepare an Environmental Impact Assessment (EIA) for the waterfront development. This EIA is to recommend potential mitigation measures, if necessary, based on the conceptual waterfront redevelopment planning and design. Additionally, these preliminary studies should also identify any additional environmental studies, if necessary. Estimated Target Date for Delivery: Preliminary Analysis by May 9, 2014

Schematic Design: Based on the approved conceptual design, proceed with the Schematic Design Phase, which will verify and explore detail design options for the project. Create documents representing all program elements in sufficient detail to depict their scale and relationship. Within this phase of work, begin to refine the site features to conform to the necessary project program elements, and will finalize the character of the project. Include revised preliminary order of magnitude cost estimates. Estimated Target Date for Delivery: May 9, 2014

Design Development: Based on the approved Schematic Design Documents, prepare Design Development Documents which fix and describe the size, location and character of the site elements. This will include items such as walkways, boardwalks, bank stabilization, walls, lighting, signage, landscape and site elements where deemed appropriate. This work will begin to establish a common aesthetic and brand for the entire Baywalk through the use of consistent styles of amenities. These documents will not be final construction drawings nor used for construction. Include refined order of magnitude estimates. Estimated Target Date for Delivery: June 2, 2014.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

Construction Documents: Based on the approved Design Development Documents and any further adjustments in the scope or quality of the project or in the project budget authorized by the Village, complete the Construction Documents consisting of Drawings and Specifications setting forth in detail the requirements for the landscape, lighting, and irrigation portions of construction of the project for those areas within the Design Packages. The construction documents will be submitted in four (4) general submissions 30%, 60%, Permit Documents and Final Construction or Bid Documents. Include a refined cost estimate with each submission. Estimated Target Date for Delivery: July 7, 2014.

Permitting: At appropriate stages coordinate the necessary permit review, application and responses related to FDOT, DEP, Army Corp of Engineers, Village and other applicable permitting agencies.

Estimated Target Date for Delivery: August 4, 2014.

The Village shall reserve the right in the contract to terminate the contract and/or decline to award further project assignments to the consultant in the event that the Village determines either that the consultant's work on this project assignment has been unsatisfactory, or that it would be in the best interest for the Village to obtain the professional services of a different consultant.

#### **SECTION C: PERSONNEL**

All personnel to be assigned to this project are subject to approval by the Village. Replacement personnel must have equivalent education and experience on the individuals whom they replace. Resumes of personnel to be assigned to this project, including replacement personnel, are to be submitted to the Village for review and the Village reserves the right to interview replacement personnel prior to its approval. The consulting firm shall be responsible for all briefings of replacement personnel as to the status of the project at no expense to the Village.

#### **SECTION D: RESPONSE REQUIREMENTS**

1. One (1) response package shall include:
  - One (1) original statement of interest
  - Six (6) copies, spiral type binders (NO three (3) - ring binders)
  - One (1) copy, PDF (portable document file) or other generally accessible electronic format on compact disk

NOTE: Responses shall be limited to 20 double sided sheets (front and back printing is optional in order to increase submittal to a maximum of 40 page-views). The front and back covers, title pages, page index, and tabs are not counted in the sheet quantity limitation. A page view shall be considered equal to a screen-view when utilizing a monitor screen.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

2. Responses shall include no less than five (5) and no more than ten (10) examples of projects designed by the firm that exemplify design excellence of distinctive pedestrian and ecologically oriented sight amenities. No more than two (2) examples shall be habitable structures. Submitted examples may include a maximum of two (2) examples that are examples of design excellence, but may have not been constructed for various reasons (these will be considered as part of the 5-10 total examples).

**SECTION E: LENGTH OF CONTRACT**

The contract time for the professional architectural and engineering consultant's services shall be from April 2014 to August 2014.

**SECTION F: EVALUATION OF RESPONSES**

A selection of three (3) to five (5) firms to be interviewed or make oral presentations, (designated as finalists), will be made based on the following criteria:

1. Evidence of ability to design and deliver creative and highly innovative cost-effective land planning solutions. Proven capability to combine artistry with economy, with respect to projects of similar intention and scope. (45 points)
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge. (25 Points)
3. Qualifications and portfolio of the Architect assigned as project manager. (15 points)
4. Qualifications and relevant experience of the professional environmental staff or firm. (5 points)
5. MBE, DBE, or SBE Designation/Participation (5 points)
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements. (5 points)

**SECTION G: INTERVIEWS**

Firms will be evaluated based upon the written qualifications submitted in accordance with this RFQ. The Village may schedule oral presentations/interviews for those firms short listed. Firms selected for oral presentations/interviews will be required to have the proposed project manager present at and participate in the interview.

**SECTION H: AWARD AND CONTRACT EXECUTION**

A selection committee will evaluate the written responses, and shortlisted firms may be invited to make oral presentations/interviews. Village Staff may conduct negotiations with the top ranked firm. Upon successful negotiation of the contract, the Village Staff shall recommend approval of the contract to the Village Mayor and Board of Commissioners.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

**SECTION I: GENERAL CONDITIONS**

Careful attention must be given to all requested items contained in this RFQ. Proposers are invited to submit responses in accordance with the requirements of this RFQ. PLEASE READ THE ENTIRE SOLICITATION BEFORE SUBMITTING A RESPONSE. Proposers must provide a response to each requirement of the RFQ. Responses should be prepared in a concise manner with an emphasis on completeness and clarity. All responses shall be submitted in a sealed envelope or package with the RFQ number and BID Title clearly noted on the outside of the envelope. To ensure acceptance, all respondents submitting qualifications to the Village shall be governed by the following conditions, attached specifications, and qualification form(s) unless otherwise specified. Qualifications not submitted on the qualification form(s) provided shall be rejected, and qualifications not complying with these conditions will be subject to rejection.

**1. Intent of Specifications:** It is the intent of the specifications attached hereto to set forth and describe a certain service(s) to be purchased by the Village including all materials, equipment, machinery, tools, apparatus, and means of transportation (including freight costs) necessary to provide the service(s).

**2. Legal Requirements:** All applicable provisions of Federal, State, County, and local laws including all ordinances, rules, and regulations shall govern the development, submittal and evaluation of all qualifications received in response to these specifications, and shall govern any and all claims between person(s) submitting a qualification response hereto and the Village, by and through its officers, employees and authorized representatives. A lack of knowledge by the respondent concerning any of the aforementioned shall not constitute a cognizable defense against the legal effect thereof. The respondent agrees that it will not discriminate on the basis of race, creed, color, national origin, sex, age or disability.

**3. Interpretations:** All questions concerning the specifications or conditions shall be directed in writing to North Bay Village, or as instructed on the Request for Qualification Page, no later than March 24, 2014. Inquiries must reference the proposed service and the date of the qualification opening. Interpretations will be made in the form of an addendum with copies mailed or delivered to each party represented on the vendors' list. The Village shall not be responsible for any other explanation or interpretation.

**4. Sealed Qualifications:** The specifications and all executed qualification forms must be submitted in a sealed envelope. All qualifications must be signed by an authorized representative of the respondent. In the event more than one qualification opening is scheduled for the same date and time, do not include qualifications concerning different sets of specifications within the same envelope. The face of the qualification envelope shall be plainly marked identifying the service(s) proposed and RFQ Number.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

It shall be the sole responsibility of the respondent to assure receipt of qualification at North Bay Village Hall prior to the published time for the qualification opening. No qualification will be accepted after closing time for receipt of qualifications nor will any offers by telephone, fax or Internet E-mail be accepted.

**5. Alternate Solutions:** During the drafting of written specifications, a sincere effort is made to describe services best suited to the needs of the Village. However, the Village invites qualifications with alternate solutions to the performance objectives set forth in the specifications, unless a particular specification is expressly identified as mandatory.

**6. Exceptions to Specifications:** In order that consideration be given in evaluating qualifications, any exceptions to or deviations from the specifications as written must be noted and fully explained. The Village is the final authority in determining the acceptability of any exceptions to specifications.

**7. Qualification Bond: None.**

**8. Discounts:** Terms offering a discount for prompt payment will be considered in determining the low qualification. The discount period shall begin whenever (1) the conditions of the specifications have been fully met and the service(s) judged acceptable to the Village or (2) a correct invoice and other required documents have been received, whichever is later. Discounts offered for a period of less than thirty (30) days will not be considered in determining low qualification.

**9. Mistakes:** Respondents are expected to examine the conditions, scope of work, qualification prices, extensions, and all instructions pertaining to the services involved. Failure to do so will be at the respondent's risk. Unit prices bid will govern in award.

**10. Approved Equivalents or Equals:** Any manufacturer's names, trade names, brand names, model numbers, etc. listed in the specifications are for information only and not intended to limit competition. The respondent may offer any brand for which he is an authorized representative which meets or exceeds the specifications as written. If the qualification is based on an "approved equivalent or equal" item, supportive information in the form of the manufacturer's printed literature or brochures, sketches, diagrams, and/or complete specifications must accompany the qualification. The respondent must explain in detail the reasons why the proposed equivalent or equal will meet specifications and not be considered an exception thereto. The Village reserves the right to determine acceptance of proposed equivalent or equal items.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

**11. Qualification Withdrawals:** No qualification may be withdrawn after closing time for receipt of qualifications for a period of sixty (60) days thereafter. The contract award shall be legally binding at the time of award by Village Commissioners.

**12. Determination of Award to be Based on Best Interest of Village:** There is no obligation on the part of the Village to award a contract to the lowest respondent and the Village reserves the right to award a contract or to negotiate a contract with a responsible respondent submitting a responsive or best alternative qualification with a resulting negotiated contract which is most advantageous and in the best interest of the Village. The Village shall be the sole judge of the qualification and the resulting negotiated contract that is in its best interest and its decision shall be final.

**13. Rejection of Qualifications:** The Village reserves the right to accept or reject any or all qualifications, to award qualifications on a split-order basis by item number, to waive any irregularities, technicalities, or informalities, and to re-advertise for qualifications when deemed in the best interest of the Village.

**14. Delivery:** Qualification quotations shall include all freight costs to North Bay Village, Florida to a point(s) specified herein or specified at the time the purchase order is placed. No title to the item(s) ordered nor any risk of loss shall be passed to the Village until after receipt of delivery has been acknowledged by an authorized representative of the Village.

**15. Tax:** The Village is exempt from all State and local sales tax.

**16. Payment of Invoices:** North Bay Village issues checks for payment of invoices. All purchases are subject to availability of funds in the Village's budget.

**17. Public Entity Crimes:** By submitting a qualification each respondent is confirming that the company has not been placed on the convicted vendors list as described in Florida Statute §287.133 (2) (a).

**18. Licenses, Registration and Certificates:** Each respondent shall possess at the time of submitting its qualification all licenses, registrations and certificates necessary to engage in the business of contracting (or special contracting if the work to be performed necessitates a particular type of specialty contractor) in North Bay Village. Respondent must also possess all licenses, registrations and certificates necessary to comply with federal, state and local laws and regulations.

**19. Permits and Taxes:** The respondent shall procure all permits, pay all charges, fees, and taxes, and give all notices necessary and incidental to the due and lawful prosecution of the work.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

**20. Public Records:** Any material submitted in response to this Request for Qualification will become a public document pursuant to Florida Statute §119.07. This includes material which the responding respondent might consider to be confidential or a trade secret. Any claim of confidentiality is waived upon submission, effective after opening pursuant to Florida Statute §119.07.

**21. Protests:** Protests of the plans, specifications, and other requirements of bids and requests for qualifications must be received in writing by North Bay Village at least ten (10) working days prior to the scheduled bid opening. A detailed explanation of the reason for the protest must be included. Protests of the award or intended award of bid or contract must be in writing and received in North Bay Village within seven (7) working days of the notice of award. A detailed explanation of the protest must be included.

**22. Termination for Convenience:** A contract may be terminated in whole or in part by the Village at any time and for any reason in accordance with this clause whenever the Village shall determine that such termination is in the best interest of the Village. Any such termination shall be effected by the delivery to the contractor at least five (5) working days before the effective date of a Notice of Termination specifying the extent to which performance shall be terminated and the date upon which termination becomes effective. An equitable adjustment in the contract price shall be made for the completed service, but no amount shall be allowed for anticipated profit on unperformed services.

**23. Unauthorized Aliens:** The Village shall consider the employment by any Construction Manager of unauthorized aliens a violation of Section 274A of the Immigration and Nationality Act. Such violation shall be cause for unilateral termination of this contract.

**24. Prohibited Conduct by Bidders:** Upon the publication of any solicitation for sealed bids, requests for qualifications, requests for qualifications, or other solicitation of interest or invitation to negotiate by any authorized representative of the Village, any party interested in submitting a bid, qualification, or other response reflecting an interest in participating in the purchasing or contracting process shall be prohibited from engaging in any communication **pertaining to formal solicitations** with any member of the North Bay Village Commission, Staff, or any member of a selection/evaluation committee for RFQs, whether directly or indirectly or through any representative or agent, whether in person, by mail, by facsimile, by telephone, by electronic communications device, or by any other means of communication, until such time as the Village has completed all action with respect to the solicitation.

**25. Venue:** Venue for any claim, action or proceeding arising out of this contract shall be Miami Dade County, Florida.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

**26. Prevailing Party Attorney's Fees:** The prevailing party in any action, claim or proceeding arising out of this contract shall be entitled to attorney's fees and costs from the losing party.

**27. State Law Application:** The law of the State of Florida shall be the law applied in the resolution of any action, claim or other proceeding arising out of this contract.

**ANY AND ALL SPECIAL CONDITIONS AND SPECIFICATIONS ATTACHED HERETO WHICH VARY FROM THESE GENERAL CONDITIONS SHALL HAVE PRECEDENCE.**

**Rejection of Responses:** The Village reserves the right to accept or reject any or all responses, to waive any irregularities, technicalities, or informalities, and to re-advertise for a RFQ when deemed in the best interest of the Village.

**Responses/Proposal Receipt:** Sealed responses will be accepted in accordance with the instructions detailed on the cover of this RFQ. After that date and time, responses will not be accepted. The Proposer shall file all documents necessary to support its proposal and shall include them with its proposal. Proposers shall be responsible for the actual delivery of responses during business hours to the exact address indicated in the RFQ.

**No Contingency Fees:** By responding to this solicitation, each Proposer warrants that it has not and will not employ or retain any company or person, other than a bona fide employee working solely for the firm, to solicit or secure an agreement pursuant to this solicitation and that it has not and will not pay or agree to pay any person, company, corporation, individual or firm, other than a bona fide employee working solely for the firm, any fee, commission, percentage, gift, or other consideration contingent upon or resulting from the award or making of an agreement.

**Public Entity Crimes:** By submitting a proposal each proposer is confirming that the firm has not been placed on the convicted vendors list as described in the Florida Statute § 287.133 (2) (a).

**SECTION J: INSURANCE AND INDEMNIFICATION**

Before starting and until termination of work for, or on behalf of the Village, the Consultant shall procure and maintain insurance of the types and to the limits specified. The term Village as used in this section of the Contract is defined to mean North Bay Village itself, any subsidiaries or affiliates, elected and appointed officials, employees, volunteers, representatives and agents.

Insurance shall be issued by an insurer whose business reputation; financial stability and claims payment reputation is satisfactory to the Village, for the Village's protection only. Unless otherwise agreed, the amounts, form and type of insurance shall conform to the following minimum requirements:

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

**WORKER'S COMPENSATION**

The Consultant shall purchase and maintain Worker's Compensation Insurance Coverage for all Workers' Compensation obligations whether legally required or not. Additionally, the policy, or separately obtained policy, must include Employers Liability Coverage of at least \$100,000 each person -accident, \$100,000 each person - disease, \$500,000 aggregate - disease.

**COMMERCIAL GENERAL, AUTOMOBILE, PROFESSIONAL AND UMBRELLA LIABILITY COVERAGES**

The Consultant shall purchase coverage on forms no more restrictive than the latest editions of the Commercial General Liability and Business Auto policies filed by the Insurance Services Office. The Village shall be an Additional Insured and such coverage shall be at least as broad as that provided to the Named Insured under the policy for the terms and conditions of this Contract. The Village shall not be considered liable for premium payment, entitled to any premium return or dividend and shall not be considered a member of any mutual or reciprocal company. Minimum limits of \$1,000,000 per occurrence, and per accident, combined single limit for liability must be provided, with umbrella insurance coverage making up any difference between the policy limits of underlying policies coverage and the total amount of coverage required. If the required limits of liability afforded should become impaired by reason of any claim, then the Consultant agrees to have such limits of \$1,000,000 per occurrence, reinstated under the policy.

Commercial General Liability coverage must be provided, including bodily injury and property damage liability for premises, operations, products and completed operations, contractual liability, and independent contractors. Broad Form Commercial General Liability coverage or its equivalent shall provide at least, broad form contractual liability applicable to this specific contract, personal injury liability and broad form property damage liability. The coverage shall be written on occurrence-type basis.

Business Auto Policy coverage must be provided, including bodily injury and property damage arising out of operation, maintenance or use of owned, non-owned and hired automobiles and employee non-ownership use.

Professional Liability insurance coverage must be provided to afford protection for errors and omissions arising out of services provided under, or associated with this Contract.

Umbrella Liability Insurance coverage shall not be more restrictive than the underlying insurance policy coverage's. The coverage shall be written on an occurrence-type basis.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

**CERTIFICATES OF INSURANCE**

Required insurance shall be documented in the Certificates of Insurance that provide that North Bay Village shall be notified at least thirty (30) days in advance of cancellation, nonrenewal or adverse change or restriction in coverage. The Village shall be named on each Certificate as an Additional Insured and this contract shall be listed. If required by the Village, the Consultant shall furnish copies of the Consultant's insurance policies, forms, endorsements, jackets and other items forming a part of, or relating to such policies. Certificates shall be on the "Certificate of Insurance" form equal to, as determined by the Village an ACORD 25. Any wording in a Certificate which would make notification of cancellation, adverse change or restriction in coverage to the Village an option shall be deleted or crossed out by the insurance carrier or the insurance carrier's agent or employee. The Consultant shall replace any canceled, adversely changed, restricted or non-renewed policies with new policies acceptable to the Village and shall file with the Village Certificates of Insurance under the new policies prior to the effective date of such cancellation, adverse change or restriction. If any policy is not timely replaced, in a manner acceptable to the Village, the Consultant shall, upon instructions of the Village, cease all operations under the Contract until directed by the Village, in writing, to resume operations. The "Certificate Holder" address should read:

North Bay Village  
1666 Kennedy Causeway, 3rd Floor  
North Bay Village, FL 33141

**INSURANCE OF THE CONSULTANT PRIMARY**

The Consultant required coverage shall be considered primary and all other insurance shall be considered as excess, over and above the Consultant's coverage. The Consultant's policies of coverage will be considered primary as relates to all provisions of the contract.

**LOSS CONTROL AND SAFETY**

The Consultant shall retain control over its employees, agents, servants and subcontractors, as well as control over its invitees, and its activities on and about the subject premises and the manner in which such activities shall be undertaken and to that end, the Consultant shall not be deemed to be an agent of the Village. Precaution shall be exercised at all times by the Consultant for the protection of all persons, including employees, and property. The Consultant shall make special effort to detect hazards and shall take prompt action where loss control/safety measures should reasonably be expected.

**HOLD HARMLESS**

The Consultant shall indemnify and hold harmless the Village, its officers and employees, from any and all liabilities, damages, losses, and costs, including, but not limited to, reasonable attorney's fees, to the extent caused by the negligence, recklessness or intentional wrongful misconduct of the Consultant and persons employed or utilized by the Consultant in the performance of this contract. The Consultant's obligation shall not be limited by, or in any way to, any insurance coverage or by any provision in or exclusion or omission from any policy of insurance.

**Request for Qualifications  
Architectural and Engineering Services  
For the Development of Designs and Construction Documents  
for the Construction of "Baywalk Plaza Area"  
North Bay Village, Florida  
RFQ No. NBV 2014-001**

---

**PAY ON BEHALF OF THE VILLAGE**

The Consultant agrees to pay on behalf of the Village, as well as provide a legal defense for the Village, both of which will be done only if and when requested by the Village, for all claims as described in the Hold Harmless paragraph. Such payment on the behalf of the Village shall be in addition to any and all other legal remedies available to the Village and shall not be considered to be the Village's exclusive remedy.

**Request for Qualifications  
 Architectural and Engineering Services  
 For the Development of Designs and Construction Documents  
 for the Construction of "Baywalk Plaza Area"  
 North Bay Village, Florida  
 RFQ No. NBV 2014-001**

---

EVALUATION SHEET  
 WRITTEN RESPONSE

Name of Firm: \_\_\_\_\_

Criteria	Maximum Points	Reviewer's Score
1. Evidence of ability to design and deliver creative and highly innovative cost-effective solutions. Proven capability to combine artistry with economy, with respect to projects of similar intent and scope.	45	
2. Qualifications and portfolio of the Architect assigned as project designer-in-charge.	25	
3. Qualifications and portfolio of the Architect assigned as project manager.	15	
4. Qualifications and relevant experience of the professional environmental staff or firm	5	
5. MBE, DBE, or SBE Designation/Participation	5	
6. Provide written documentation from past clients attesting to being able to meet scheduling and budgeting requirements.	5	
<b>TOTAL POINTS</b>	<b>100</b>	

Comments:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Evaluator: \_\_\_\_\_



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### MEMORANDUM

North Bay Village

**DATE:** April 28, 2014

**TO:** Yvonne P. Hamilton  
Village Clerk

**FROM:** Frank K. Rollason  
Village Manager 

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDED RFQ NO. NBV 2014-001 FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DEVELOPMENT OF DESIGNS AND CONSTRUCTION DOCUMENTS FOR THE CONSTRUCTION OF THE "BAYWALK PLAZA AREA" TO KIMLEY-HORN & ASSOCIATES, INC.; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A CONTRACT FOR THE SCOPE OF SERVICES; DIRECTING VILLAGE OFFICIALS TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND SETTING AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**RESOLUTION NO: \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND APPROVING KIMLEY-HORN & ASSOCIATES, INC. AS THE NUMBER ONE RANKED PROPOSER FOR RFQ NO. NBV 2014-001 FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DEVELOPMENT OF DESIGNS AND CONSTRUCTION DOCUMENTS FOR THE CONSTRUCTION OF THE "BAYWALK PLAZA AREA"; AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT FOR THE SCOPE OF SERVICES; DIRECTING VILLAGE OFFICIALS TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, North Bay Village, in accordance with applicable State and local laws, has requested RFQ's from professional engineering firms for architectural and engineering services for the development of designs and construction documents for the construction of the "Baywalk Plaza Area", which consist of two plaza areas at the base of the bridge that links North Bay Village to Miami Beach, at the Village's easternmost area; and

**WHEREAS**, four (4) responses were received from Kimley-Horn & Associates, Inc., Coastal Systems International, Inc., Calvin, Giordano & Associates, Inc., and Sol-Arch, Inc. and evaluated by an Evaluation Committee consisting of the Village's Public Works Director and Structural Engineer, and the Senior Project Manager from David Mancini & Sons, Inc.; and

**WHEREAS**, the Evaluation Committee ranked the proposals as follows: #1-Kimley-Horn & Associates, Inc., #2-Coastal Systems International, Inc., #3-Calvin, Giordano & Associates, Inc. and #4-Sol-Arch, Inc. and

**WHEREAS**, the Village Manager hereby request that the Village Commission accepts the recommendation of Kimley-Horn & Associates, Inc. as the most qualified proposer and permit authorization to the Village Manager to enter into a contract for the scope of services for architectural and engineering services for the development of designs and construction documents for the construction of the "Baywalk Plaza Area" pursuant to RFQ No. NBV #2014-001.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above Recitals are true and correct and incorporated herein by this reference.

**Section 2. Ranking of Proposals.** The Village Commission hereby accepts Kimley-Horn & Associates, Inc. as the number one ranked proposer for RFQ No. NBV 2014-001 for architectural and engineering services for the development of designs and construction documents for the construction of the “Baywalk Plaza Area”.

**Section 3. Action of the Commission:** The Village Commission further authorizes the Village Manager to negotiate and enter into a contract with Kimley-Horn & Associates, Inc. for the scope of services under RFQ No. NBV 2014-001.

**Section 4. Authorization of Village Officials.** The Village Manager is authorized to enter into a contract with Kimley-Horn & Associates for the scope of services outlined in RFQ No. NBV 2014-001 attached hereto as Exhibit 1, subject to the approval as to form and legality by the Village Attorney.

**Section 5. Authorization of Fund Expenditure.** The Village Manager is authorized to expend the necessary funds to implement the terms of the agreement with Kimley-Horn & Associates, Inc.

**Section 6. Effective Date.** This Resolution shall take effect immediately upon adoption.

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps \_\_\_\_\_  
Vice Mayor Eddie Lim \_\_\_\_\_  
Commissioner Richard Chervony \_\_\_\_\_  
Commissioner Wendy Duvall \_\_\_\_\_  
Commissioner Jorge Gonzalez \_\_\_\_\_

**PASSED AND ADOPTED** this 13th day of May, 2014.

---

Connie Leon-Kreps, Mayor

**ATTEST:**

---

Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM FOR THE USE OF  
NORTH BAY VILLAGE:**

---

Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: RFQ No. 2014-001 for Baywalk Plaza Area-5-13-2014



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

April 16, 2014

Frank Rollason  
Village Manager  
1666 Kennedy Causeway, Suite 300  
North Bay Village, FL 33141

**Reference: Request for Qualifications No. NBV 2014-001, Architectural and Engineering Services For the Development of Designs and Construction Documents for the Construction of "Baywalk Plaza Area" Evaluation Committee Meeting**

Dear Mr. Rollason:

On April 4, 2014, qualifications were received at North Bay Village for the referenced project. The evaluation committee met on April 16, 2014 at 10:00 AM to evaluate the proposals. The meeting was recorded and the recording was placed in the custody of the Village Clerk. The committee was composed of the following professionals:

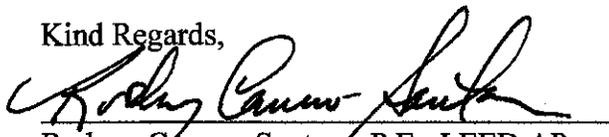
1. Ms. Suramy Cabrera, CAP Government, Structural Engineer, who served as an evaluation committee member.
2. Mr. Albert Dominguez, Senior Project Manager, David Mancini & Sons, Inc., served as an evaluation committee member.
3. Rodney Carrero-Santana, P.E., LEED AP, Public Works Director, North Bay Village who served as an evaluation committee chair.

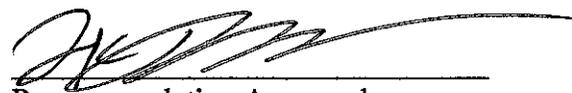
Four companies submitted for consideration. These were: Kimley-Horn & Associates, Inc.; Coastal Systems International, Inc.; Calvin, Giordano & Associates, Inc. and Sol-Arch, Inc.

**After having evaluated all four proponents we have determined that based on their qualifications the top ranking and most qualified firm was Kimley-Horn & Associates, Inc.** followed by Coastal Systems International, Inc.; Calvin, Giordano & Associates, Inc. and Sol-Arch, Inc.

Therefore, we propose that the Village Commission authorize the Manager to negotiate with the top ranked firm as proposed in accordance with FL Statute 287.055, paragraph (5).

Kind Regards,

  
Rodney Carrero-Santana, P.E., LEED AP  
Public Works Director, North Bay Village

  
Recommendation Approved  
Frank Rollason, Village Manager

CC: Ms. Yvonne Hamilton, Village Clerk for North Bay Village.  
Mr. Albert Dominguez, David Mancini & Sons, Inc.  
Ms. Suramy Cabrera, CAP Government.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

## Frank Rollason

---

**From:** Frank Rollason  
**Sent:** Tuesday, April 08, 2014 8:58 AM  
**To:** All Commissioners  
**Cc:** Jenice Rosado; Rodney Carrero-Santana; Bert Wrains (bwrains@nbvillage.com); Yvonne Hamilton; Jenorgen Guillen; Evelyn Herbello  
**Subject:** BAYWALK RFQ STATUS

Good morning, Mayor and Commissioners. Please be advised that we received four (4) responses to our Baywalk RFQ. We are in the process of setting up an evaluation committee and our intention is to have a recommended ranking list on the May 13<sup>th</sup> Commission Agenda for Action by the Commission to authorize the Manager to begin negotiations with the top ranked firm and then return at the June 10<sup>th</sup> Commission for Award, Frank.

Frank Rollason, Village Manager  
North Bay Village  
1666 Kennedy Causeway, Ste 300  
Tel: 305-756-7171 Ext 21  
Fax: 305-756-7722  
Mobile: 305-299-7300  
[frollason@nbvillage.com](mailto:frollason@nbvillage.com)  
[www.nbvillage.com](http://www.nbvillage.com)



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### NORTH BAY VILLAGE MEMORANDUM

**DATE:** April 4, 2014

**TO:** Frank K. Rollason  
Village Manager

**FROM:** Yvonne P. Hamilton, CMC  
Village Clerk

**SUBJECT:** RFQ NBV 2014-001 – Architectural and Engineering Services  
for Development of Designs and Construction Documents for  
Construction of “Baywalk Plaza Area”

---

Today, April 4, 2014, Jenorgén Guillen, Deputy Village Clerk and I conducted the scheduled opening of the responses to the RFQ for the “Baywalk Plaza Area”. Four (4) sealed proposals with the required number of responsive documents were received and opened in the Village Clerk’s Office. No representatives of the companies were present.

Responses were received from the below-listed companies:

1. Kimley-Horn and Associates, Inc.  
Suite 400  
1221 Brickell Avenue  
Miami, Florida 33131  
(305) 673-2025
2. Sol-Arch, Inc.  
4917 S.W. 74<sup>th</sup> Court  
Miami, FL 33155  
(305) 740-0723

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

Memorandum to Village Manager  
(RFQ NBV 2014-001-Baywalk Plaza Area)  
April 4, 2014  
Page 2 of 2

3. Coastal Systems International, Inc.  
464 South Dixie Highway  
Coral Gables, FL 33146  
(305) 661-3655
  
4. Calvin, Giordano & Associates, Inc.  
1800 Eller Drive, Suite 600  
Fort Lauderdale, FL 33316  
(954) 921-7781

/yph

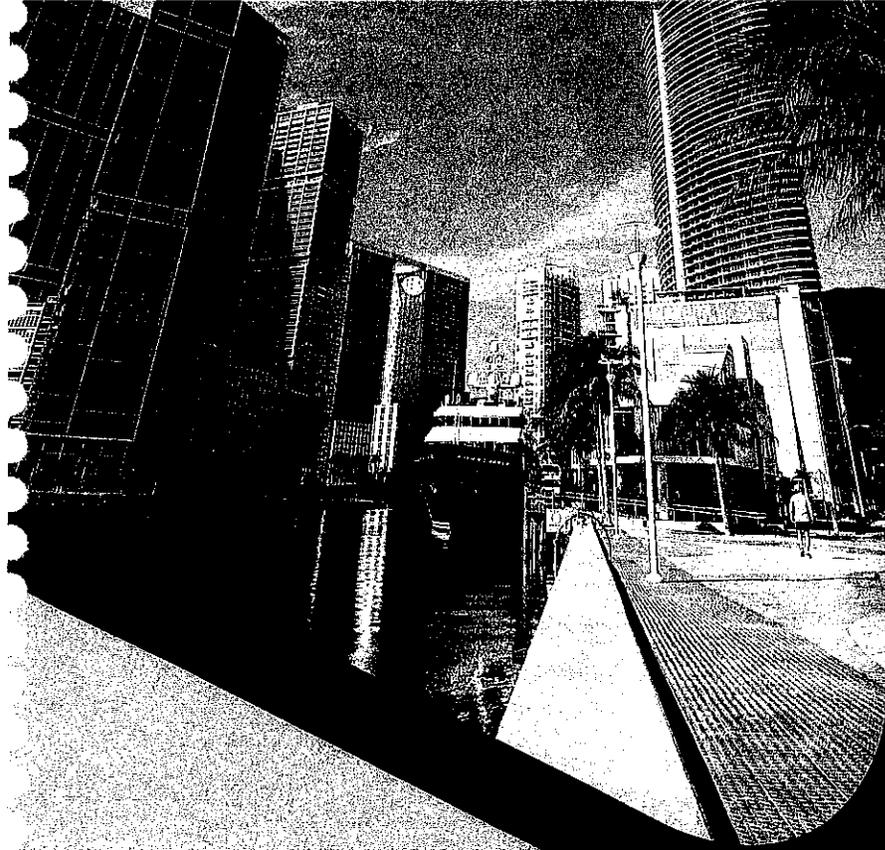
Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Dr. Richard Chervony**

Commissioner  
**Wendy Duvall**

Commissioner  
**Jorge Gonzalez**



Architectural and Engineering Services  
for the Development of Design and Construction  
Documents for the

# Baywalk Plaza Area

RFQ NO. NBV 2014-001

Prepared for  
**North Bay Village**

Prepared by



**Kimley-Horn  
and Associates, Inc.**

pages 102

April 4, 2014

Mr. Rodney Carrera-Santana  
Office of the Village Clerk  
North Bay Village  
1666 Kennedy Causeway, 3rd Floor  
North Bay Village, Florida 33141

■  
Suite 400  
1221 Brickell Avenue  
Miami, Florida 33131  
TEL: (305) 673-2025  
FAX: (561) 883-8175

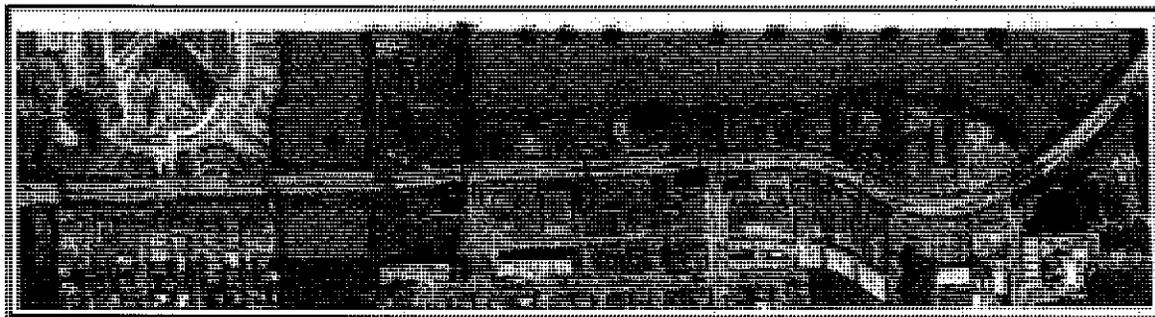
**Re: Architectural and Engineering Services for the Development of Design and Construction Documents for the Construction of "Baywalk Plaza Area," North Bay Village, Florida**

Dear Mr. Carrera-Santana:

Waterfront walks and plazas present unique challenges for communities and urban designers. The Baywalk Plaza Area has all of the characteristics inherent to most urban park projects—it serves a diverse set of stakeholder groups, it is used by residents and visitors for everyday activities and during special events, and it offers a wonderful opportunity to revitalize an underused waterfront area while presenting an iconic gateway to your community's urban public realm. We commend North Bay Village for recognizing through this gateway project that it is time to transform this local treasure into a unique, compelling destination for local residents, business owners, and regional visitors alike.

The successful design and implementation of the Baywalk Plaza Area will require an experienced team with a proven track record of urban waterfront walk/plaza design and implementation, as well as a keen understanding of the local intricacies of your community. **Kimley-Horn** has the unique combination of experience and local insight necessary to partner with the Village to implement the community's vision for your waterfront.

**Experienced Project Manager and Talented Local Team.** I have 24 years of experience managing a broad range of urban public realm planning and design projects. I worked closely with Village staff on the landscape and hardscape design and construction elements for the JFK Causeway improvements and related master plan, which included the Baywalk Plaza Area. As project manager, I will be accessible and accountable to you and will ensure the Village receives the resources necessary to conduct an effective and well-coordinated plan of action for each task.



JFK Causeway - Overall Master Plan prepared by project manager George Flagg (center to right) Kimley-Horn.

My experience on the redesign of JFK Causeway has given me direct knowledge of the needs of the Village residents, staff, and Village-related design procedures. In addition, as Chair of the Miami-Dade County Shoreline Development Committee, which is responsible for reviewing and approving all waterfront development projects in Miami-Dade County, I have direct knowledge and understanding of the process and procedures necessary to secure Miami-Dade County approval for this project.



Mr. Rodney Carrera-Santana  
April 4, 2014  
Page 2

I will be supported by a dedicated team of skilled professionals who have successfully worked together on similar urban waterfront projects and other relevant projects within North Bay Village. We also have served as general consultant to the Village for the past several years, and **Gary Ratay, P.E.**, our principal-in-charge and lead engineer, brings a wealth of North Bay Village knowledge to our team. He has worked with Village staff on numerous projects over the past six years. I am confident in our staff's ability to exceed the Village's objectives for this project.

**Local Knowledge and Experience Supported by National Resources.** Kimley-Horn has 240 professional and support staff including 12 landscape architects in South Florida. Our downtown Miami office will serve as the responsible office for this project. We will be supported by staff in our Fort Lauderdale, West Palm Beach, and Sarasota locations and have more than enough local resources to begin working on this project immediately.

**Highly-Qualified Team.** As a multidisciplinary firm, Kimley-Horn will provide the majority of services required, including project management, landscape architecture, civil engineering, lighting design, environmental services, and structural design. Kimley-Horn's emphasis on dynamic teamwork and quality performance serves as the foundation from which we build a team. In order to best serve you, we have enhanced our project team with the expertise of two highly-qualified subconsultants. **Lisa Hammer, RCA** will provide horticultural expertise. Surveying services will be provided by **Manuel G. Vera and Associates, Inc.** This team will be on hand starting with development of initial concepts through construction and final acceptance.

**In-house Expertise in Waterfront Design.** From the recently completed Miami River Greenway in downtown Miami and the award-winning Hollywood Beach Broadwalk to the Downtown Bradenton Riverwalk, Kimley-Horn combines national design experience with local sensibilities and project management. We have extensive experience designing iconic waterfront walks and plazas for communities in Florida. Additional experience includes Siesta Beach Park in Sarasota, Doral North Park, and Boynton Beach Promenade.

**Summary.** I look forward to continuing to serve you by leading the talented group of experts I have carefully chosen for this project. As your project manager, I extend my personal commitment that we will provide quality technical services in a prompt and professional manner. Our staff experience, team expertise, in-house capabilities, and depth of resources position Kimley-Horn as the best partner for the Village on this contract.

Very truly yours,  
**KIMLEY-HORN AND ASSOCIATES, INC.**

  
George Puig, RLA  
Project Manager



*Riverwalk at Kennedy Boulevard Plaza, Tampa*

## Table of Contents

Section Title	Page #
Ability to Design/Deliver Innovative & Cost-Effective Land Planning Solutions . . . . .	3
Team Qualifications . . . . .	9
• Project Manager and Project Designer-in-Charge . . . . .	10
• Environmental Project Staff . . . . .	10
• MBE/DBE/SBE Participation . . . . .	11
• Organization Chart . . . . .	11
• Resumes . . . . .	12
• Portfolio of Projects . . . . .	32
Client Reference Letters . . . . .	36
Acknowledgement of Addendum . . . . .	38

# Ability to Design/Deliver Innovative & Cost-Effective Land Planning Solutions

## 1. Ability to Move this Project from Concept through Construction

**Kimley-Horn** offers you a well-seasoned, focused design team. We know that professional expertise alone is not enough; our team members must also have the time to devote to your project for their expertise to have value for you. Utilization of the best qualified professionals and provision of non-compromising support by upper management are key elements of this plan. Kimley-Horn has more than 2,000 professional, technical, and support personnel nationwide. Regardless of whether the staff is assigned to this project or not, their availability—even on short notice—is guaranteed. The depth of our in-house resources and specialists in landscape architecture assures North Bay Village that Kimley-Horn will meet and exceed your expectations.

### Waterfront Walk and Plaza Design Approach

We have a proven approach to parks planning and design, based on more than thirty years of experience on hundreds of urban public realm plaza projects similar to the Baywalk Area Plaza. This approach, known as the “5D” approach, assures you that we will develop thoughtful, creative design solutions grounded in community needs and context. The basic steps of the “5D” approach include **Desire, Discovery, Design, Discussion, and Documentation.**



Palmetto Park Road Promenade & Plaza, Boca Raton

### Desire

During this first phase of the process, we will conduct a kick-off meeting with Village staff, advisory/steering committee members, and any other key stakeholders designated by the Village to establish expectations for the project. Typical review topics include scope of work, project schedule, lines of communications, public involvement, review and approval process, project development program, construction budget, permitting and bidding process, and construction delivery method. We will also discuss community needs as they relate to the proposed “Development Program” for the project. For example the RFQ for this project identified that the Baywalk should:

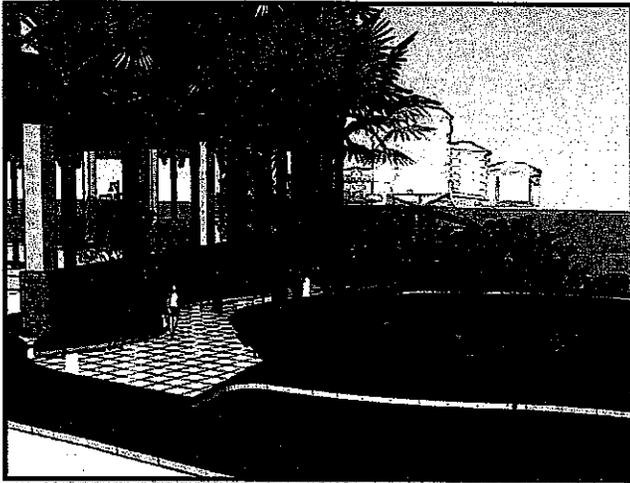
- Provide an alternative waterfront access experience for area visitors and residents
- Provide a safe pathway and public access along the waterfront/shoreline for pedestrians and cyclists
- Move the public further from the roadway, providing enhanced actual and perceived safety for pedestrians that frequently don't take advantage of the sidewalks due to its close proximity to high speed vehicular traffic
- Be designed wide enough to allow for pedestrian and possible bicycle access
- Provide key activity nodes to draw visitors along and through the Baywalk
- Include overlooks and educational displays/kiosks highlighting the components of coastline conservation/mitigation efforts
- Offer area environmental education partners the opportunity to incorporate the Baywalk into a linear learning center for field trips and other educational/awareness programming
- Protect and enhance the shoreline

The outcome from the **Desire Phase** will be a “Development Program” for the site, describing its proposed uses and facilities, approved by the Village Council.

### Discovery

During the **Discovery Phase** of the project, which may run concurrently with the Desire Phase, the design team learns about site opportunities and constraints including transportation/access issues, environmental conditions, drainage, utilities, easements, permitting, and any other issues that may influence the proposed design. The Discovery Phase also includes visits to comparable waterfront projects. Once the Development Program is approved

by the Village Council, we will identify comparable facilities for the design team, staff, Council members, and other stakeholders to visit. The purpose of these site visits is to develop a common understanding of what everyone likes and dislikes about similar projects, which further helps us better understand the specific needs and desires of the Village. The product from the Discovery Phase will be an "Opportunities and Constraints Memorandum" summarizing site opportunities/constraints to successful construction of the elements established in the Development Program.



*Marjorie Merritt Davis Memorial Promenade, Tampa*

## Design

The **Design Phase** builds on the findings from the first two phases, exploring various alternatives for accomplishing the Development Program on the site. We will begin by developing design concepts for review, along with estimates of construction costs.

## Discussion

The purpose of the **Discussion Phase** is to build final consensus regarding a preferred direction/concept for the Baywalk. We will discuss and confirm the Village's preferred review and approval process at the kick-off meeting. Our typical approval process includes the review of alternative concepts and cost estimates with Village staff, Advisory/Steering Committee, key stakeholders, general public, and the Village Council. Effective meeting formats include workshops and open houses. Several meetings may be required to reach consensus. The final concept and budget approved by the Village Council will become the documentation that is the basis for the next phase of the process.

## Documentation

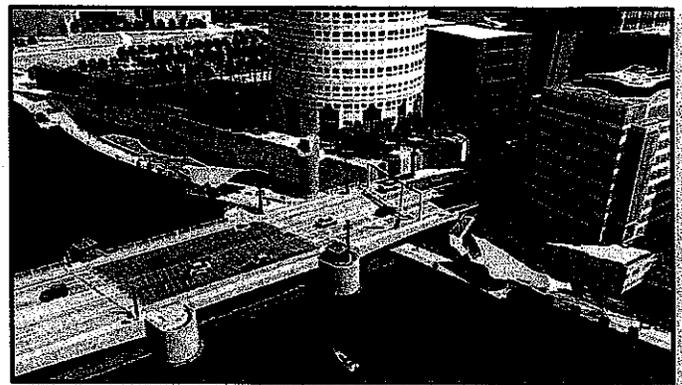
The final phase of the planning and design process—before permitting, bidding, and construction—is the **Documentation Phase**. During this phase we develop 30%, 60%, 90%, and 100% design plans for the project (Schematic Design, Design

Development & Construction Documents) based on the final approved concept. The documents include construction plans, specifications, and cost estimates that will be submitted and reviewed according to the project schedule. We have found it very helpful to assemble the entire design team for each of the review meetings to ensure good coordination. For example, during the Documentation Phase of Sarasota County's Siesta Beach project, County staff and Kimley-Horn's design team met monthly to review plans, specifications, product samples, design details, cost estimates, and permit submittals.

## Permitting, Bidding, and Construction Administration

Kimley-Horn has been a fixture of the Miami-area landscape architectural/engineering industry for more than 25 years. For this reason, we have developed solid working relationships with all the permitting and regulatory agencies our team will need to coordinate with in order to ensure the timely delivery of this project. Our extensive knowledge of local conditions, permitting and approval procedures, and the construction industry allows us to recognize and avoid the common pitfalls of this complicated process.

Bidding assistance will include conducting a prebid meeting with prospective contractors, answering bidders' questions, clarifying the final construction documents and project schedule, issuing required addenda, and evaluating submitted bids. Upon receipt of the bids, we will work with Village staff to evaluate the best construction value and provide recommendations for contractor selection.



*Riverwalk at Kennedy Boulevard Plaza, Tampa*

Our construction observation services can ensure quality and efficient implementation conforming to the final construction documents and environmental permits and agreements. These services include conducting a preconstruction meeting, issuance of a conformed set of drawings including the incorporation of addenda and permitting requirements, review of contractor submittals and requests for information (RFIs), review of shop drawings (as required) for any components related to the

proposed design and issuing architect's supplemental instructions (ASIs), review of contractor pay applications, issuing field orders and change orders as necessary to document changes in the contract documents, conducting preliminary and final punch lists, and facilitating Final Acceptance of each phase of construction.

## Deliverables

As outlined in our "5D" process, potential deliverables at each phase of the project may include:

### Desire:

- Kick-off meeting minutes
- Interviews, focus group, public meeting minutes
- Preliminary development program

### Discovery:

- Geotechnical/Phase I environmental analysis
- Site boundary, tree and topographic survey
- Comparables evaluation
- Site analysis memorandum and base map
- Pre-applications/site review meeting minutes

### Design:

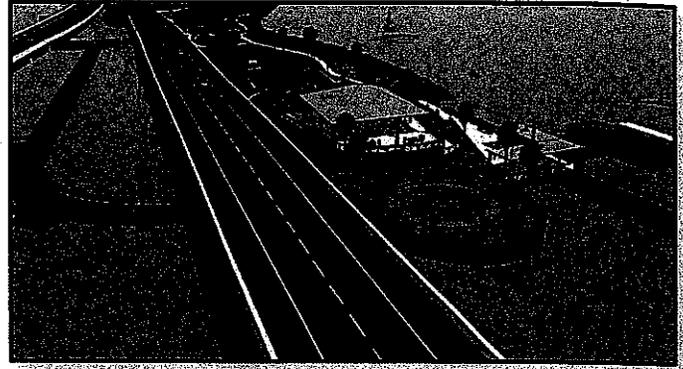
- Alternative concepts and illustrations
- Cost estimates
- Refined, preferred concept, and cost estimate
- Preliminary master phasing and implementation plan
- Final master phasing and implementation plan
- Environmental impact analysis
- Environmental Impact Statement (EIA)
- Review meeting(s) minutes

### Discussion:

- PowerPoint presentation
- Display boards, handouts, and exhibits
- Review meeting(s) minutes

### Documentation:

- 30, 60, 90, 100% submittals (schematic design, design development & construction documents)
- Construction cost estimates
- Response to written review comments
- Review meeting(s) minutes
- Pre-bid meeting minutes

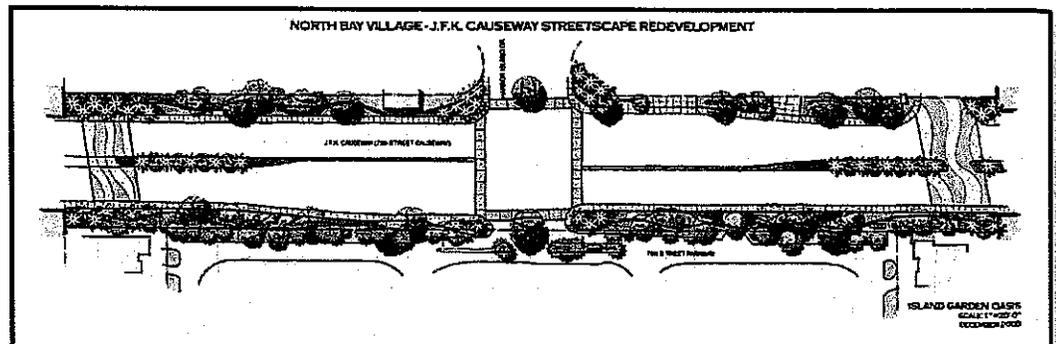


Gateway Harbor Walk concept drawing, Port Charlotte

- Pre-construction meeting minutes
- Final construction documents for bidding
- Signed and sealed sets of final construction documents for permitting
- Permit applications to appropriate agencies
- Field reports
- Shop drawings
- One substantial completion punch list
- Final completion review letter

As discussed previously, we have been involved in the planning, design, permitting, bidding, and/or construction of hundreds of urban public realm projects similar to the Baywalk Area Plaza project. *Our professionals know from experience what works and what doesn't.* The keys to successful projects include:

- Clearly stated expectations
- Frequent communication and coordination
- Creative and timeless design
- Recognition of maintenance and operations requirements
- Broad community support
- Collaborative design processes
- Detailed scheduling and milestones
- Regular interim reviews and approvals
- Frequent cost estimating and budgeting



Island Garden Oasis concept along JFK Boulevard prepared by George Puig (prior to joining Kimley-Horn).

- Clearly defined review and approval process
- Thorough understanding of permitting requirements and processes
- Engaged staff, elected officials, stakeholders and public
- Selection of a good contractor
- Frequent construction review and coordination
- Commitment to quality, service, schedule and budget

## 2. Ability to Meet Village's Schedule and Budget Requirements

We recognize that budget and schedule control are critical to the success of your program. Meeting your schedule for deliverables is not just a goal to us—it is a mandate. A project schedule is a road map guiding us to a goal, completion of a project by a certain date. But experience has shown that no matter how carefully we plan, things can change. How successfully we adapt to those changes is in part a result of how well we manage our resources and understand the demands on them, both internal and external.



Weston's Community Park Interior Plan, Aerial View

For example, for the City of West Palm Beach we were able to save large historic trees that were in direct conflict with proposed bridge improvements by generating an innovative design and construction solution that would allow their relocation thus providing a gateway feature and unique focal point for an entrance to the City at the Flagler Memorial Bridge. This solution not only saved West Palm Beach time and money, it helped illustrate to the community that their City leaders and staff were concerned with the preservation of large existing trees.

In addition to our proactive communication, Kimley-Horn uses a "work plan" tool for organizing individual project tasks by phase and discipline. The anticipated labor effort is then summarized in a matrix that forms the basis for establishing and tracking the project budget. We track the budget on a percent-complete

basis in order to measure performance during each accounting report period. Project budget status reports are accessible via our intranet.

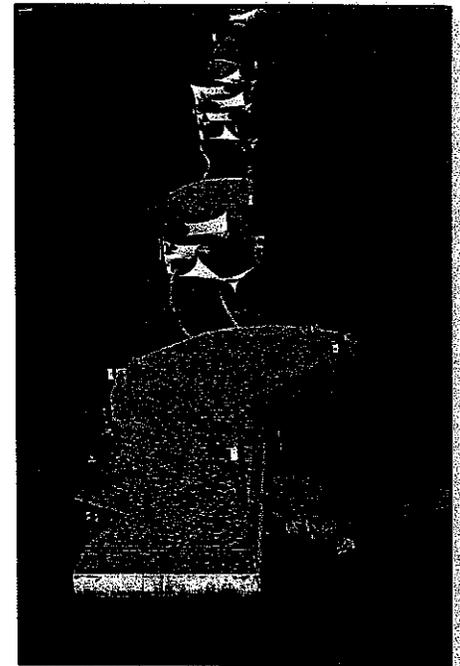
**Work Plan:** Our project manager, **George Puig, RLA**, will develop a work plan that specifies the scope of the work, the task schedule, its budget, and the staff assigned to fulfill the requirements of the scope of work. We will work with Village staff to agree on the necessary work effort, fee, schedule, and deliverables. The process will commence upon receipt of the Village's notice to proceed at which point he will determine the most appropriate review/design team members to be assigned. Our approach will always be to develop a clear understanding of what the project is to accomplish; develop a comprehensive work plan and schedule; set weekly milestones that support the larger milestones; review milestones with the project team on a weekly basis; involve stakeholders as integral members of the team; coordinate with other consultants; and create an atmosphere that encourages clear communications and teamwork. The work plan will be continually monitored and revised as the project proceeds to meet time and budget restraints.

## 3. Ability to Expedite Work

The Kimley-Horn team understands that there will be a need to expedite this project. Our team's vast experience on similar projects in South Florida gives us the know-how to successfully and efficiently expedite this Baywalk.

**Project Coordination:** To tackle the sheer volume of drawings we regularly produce as a team, we have developed a process called Milestone Management that we will implement for this project. This process includes a weekly meeting with the Kimley-Horn in-house team and subconsultants.

The milestone management meeting focuses on a two-week view and addresses critical activities needed to meet production schedules. At the conclusion of the meeting, the entire team is aware of distributed tasks, what is needed from other team members, potential bottlenecks

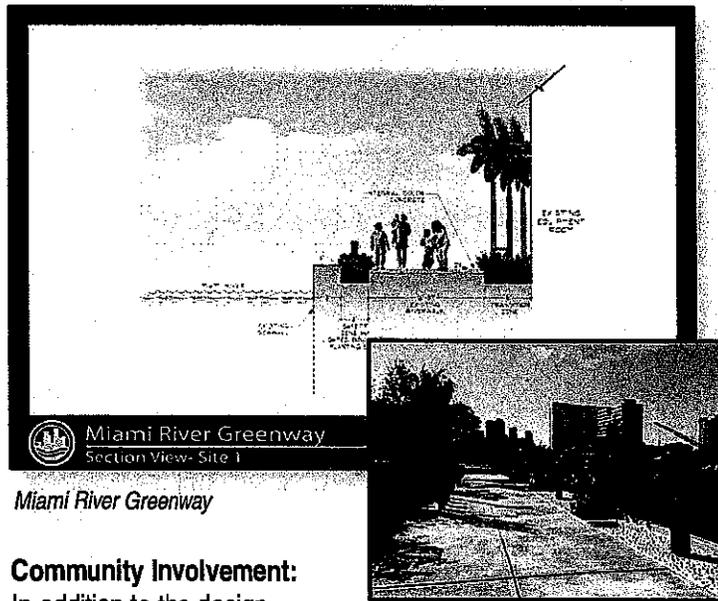


Boynton Beach Promenade

that must be monitored, staff loading requirements, and deliverable deadlines.

**Codes, Innovation, and Information:** In order to provide effective design/construction services, our professionals always stay up to date in terms of technology, methodology, products, and equipment. For example, in the landscape design field, our landscape architectural staff understands the theory, application, and requirements related to urban public realm projects and the challenges dealing with the Crime Prevention Through Environmental Design (CPTED), American with Disabilities Act (ADA), and other pertinent guidelines. In addition, our team is familiar with the Village's preferences and methods of working on urban public realm projects due to our recent design services on the JFK Causeway improvements and other North Bay Village projects.

**Cost-Conscious Problem Solving and Design:** Kimley-Horn is recognized as a highly innovative leader in the design community and for devising solutions that are highly functional, efficient, and responsive to cost constraints. Our commitment to cost management will ensure the preservation of the essential parts of your design vision throughout the entire planning, programming, design, and construction process.



**Community Involvement:**

In addition to the design disciplines, we also have the resources to assist with the preparation of presentation materials for community awareness and involvement meetings, including brochures, renderings, and computer modeling. Our in-house engineering and graphic design group is available to assist with this work and can prepare material that is easily understood by the general public. We have learned that 3D/computer imaged graphics and photos are easier to understand than plan view graphics because the design intent is more clearly illustrated to the public and end users. The community involvement process and presentations to the Village Commission can slow down a project if the design intent is not

properly presented. Kimley-Horn's experience and knowledge with these imaging techniques will help ensure that design consensus can be expedited, if needed.

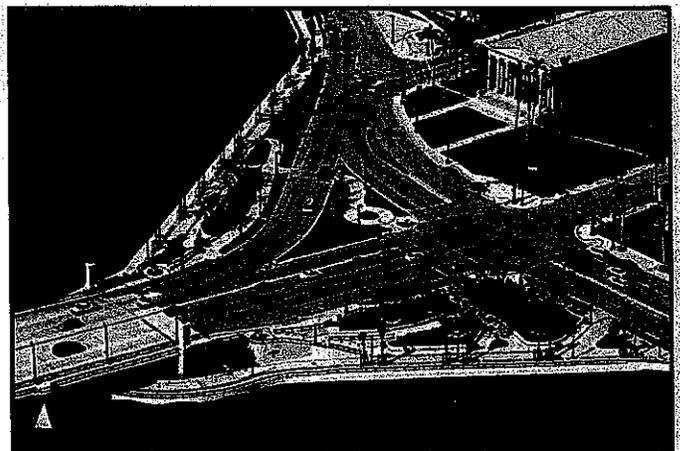
**4. Quality Assurance/Quality Control**

Kimley-Horn's commitment to project excellence is reflected in the fact that approximately 80 percent of our services are for repeat clients—a testament to our commitment to quality for every task, deliverable, and service provided by the firm. Quality is a keystone principle of Kimley-Horn and is one of the key attributes that has enabled us to become one of the leading consulting firms in the country and it is absolutely essential to our continuing success. The objective of our quality assurance/quality control (QA/QC) program is to help ensure that all deliverables conform to project requirements and are void of errors and omissions.

Our QA/QC program is based on the philosophy that:

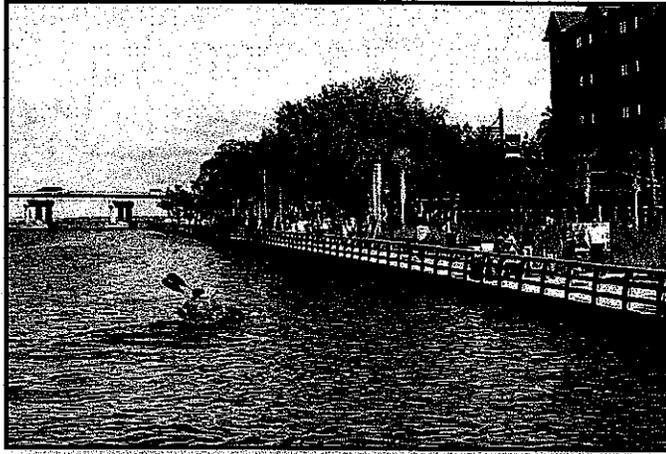
- Quality is **achieved** by adequate planning, coordination, training, supervision, and technical direction; proper definition of the job requirements and procedures; understanding the scope of services; and the use of appropriately skilled personnel performing work functions carefully.
- Quality is **assured** through the careful checking, reviewing, and surveying of work activities by individuals who are not directly responsible for performing the initial efforts.
- Quality is **controlled** by assigning a manager to evaluate all work and procedures followed while providing the services.
- Quality is **verified** through independent reviews by a qualified staff member of the processes, procedures, documentation, supervision, technical direction, and staffing associated with the project development.

Our formal QA/QC program is based upon assigning experienced senior professionals, who are otherwise qualified to manage a particular project, to serve in an independent quality control role. **Jonathan Haigh, RLA** will serve as our QA/QC reviewer.



Royal Park Bridge, Palm Beach

He has over 17 years of landscape architectural experience and has provided QA/QC reviews on a wide range of landscape construction projects. Any modifications required to address comments from the quality control team will be incorporated prior to submitting our deliverables to you.



*Downtown Bradenton Riverwalk*

## 5. Project Management

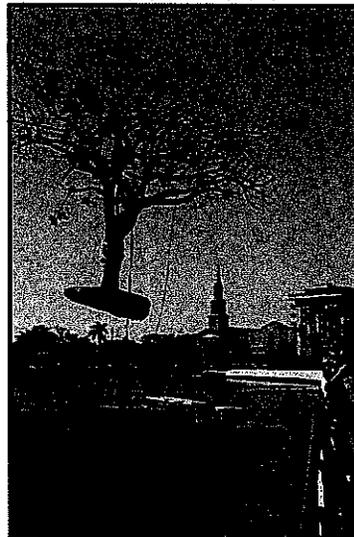
Kimley-Horn uses a client-centered style of management oriented toward maintaining high levels of quality and communication. **George Puig, RLA** will serve as our team's project manager and will work closely with the Village throughout project development. As a registered landscape architect and certified CPTED professional, George will evaluate and monitor job progress and report to the Village. George will also be responsible for developing a comprehensive work plan at the project-scoping phase that includes a list of project tasks, scheduling requirements, manpower requirements, and equipment and material requirements necessary to complete these tasks on time and within budget. In addition to his project management capabilities, George is skilled at identifying elements of planning, design, and operations of elements that foster a socially sustainable appropriation of public resources for urban realm projects.

## 6. Innovative Ideas

Landscape architecture is the comprehensive discipline of land analysis, planning, design, management, preservation, and rehabilitation. The profession of landscape architecture has been built on the principles of dedication to the public safety, health and welfare; and recognition and protection of the land and its resources. As the scope of landscape architecture expands to engage with other disciplines, and streams of information directing this field continue to grow and diversify, it becomes increasingly important for landscape architects to be able to

implement a range of effective planning and design strategies when seeking, creating, and validating knowledge in order to generate innovative solutions.

The KHA landscape architects are well versed in providing innovative project solutions that are sustainable, functional and aesthetically pleasing. For example, for the City of West Palm Beach we were able to save large historic trees that were in direct conflict with proposed bridge improvements by generating an innovative design and construction solution that would allow their relocation thus providing a gateway feature and unique focal point for the City.



*Royal Park Bridge Walkway historic tree move*

Another innovative solution we have developed for our municipal clients are the methods of presenting information to City Commissions or at public meetings. By preparing in-house created 3D graphics which are easier to understand than plan view graphics, the design intent of a project is more easily understood by the end users.

## Team Qualifications

### Overview of Kimley-Horn's Landscape Architectural Design Services

From the revitalization of popular community parks to the design and implementation of a downtown streetscapes and riverwalks, we have successfully planned and implemented scores of landscape architecture projects in Florida. Kimley-Horn is one of the premier streetscape, park design, and landscape architectural firms in Florida. We have successfully completed dozens of municipal streetscape and pedestrian walkway master plan projects for dozens of state, regional, and local government clients and many private developments as well.

Kimley-Horn has a well-earned reputation for combining creative ideas, technical excellence, and client collaboration, resulting in dynamic projects that blend into their environments and become a part of the area they inhabit. We emphasize the development of a pleasing visual environment, meaningful themes, distinctive images, and strong sense of place, while remaining sensitive to your budget and long-term maintenance obligations.

Revitalizing commercial districts, controlling traffic flows, and providing recreational areas and pedestrian and bicycle facilities in increasingly congested areas are some of the solutions designed by our landscape architects and planners. Kimley-Horn's landscape architects and urban designers tastefully integrate a project's identity into the surrounding community through aesthetics and repetition of unifying design elements—from structural feature components down to directional signage and pavement treatments. Kimley-Horn also ensures that its streetscape design meets the requirements of the Americans with Disabilities Act (ADA) and Crime Prevention through Environmental Design (CPTED). Kimley-Horn's comprehensive landscape architecture services include:

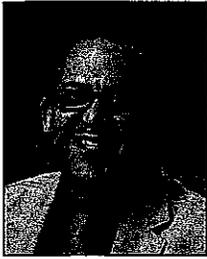
- Landscape architecture and urban design
- Public park and fountain design
- Streetscape design
- Site planning and master planning
- Recreational facility planning and design
- Existing tree protection, relocation and removal documents



*Hollywood Beach Broadwalk*

- Public involvement programs
- Construction observation and bidding assistance
- Environmental permitting, assessment, remediation, and approvals
- Irrigation design
- Site and roadway lighting design
- Parking analysis and design
- Paving and drainage design and rehabilitation
- Right-of-way beautification
- Bicycle and pedestrian design
- Funding strategies
- Entitlement processes

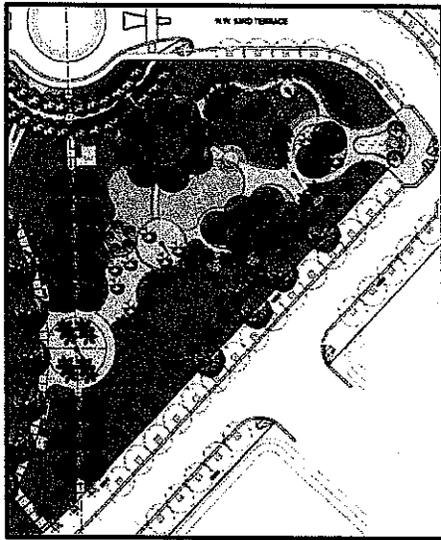
## Project Manager and Project Designer-in-Charge



Kimley-Horn operates a client-centered style of management oriented toward maintaining high levels of quality and communication. **George Puig, RLA** will serve as the project manager and project designer in charge. He will work in close liaison with North Bay Village throughout project development. As a registered landscape architect and certified

CPTED professional with 24+ years of experience, George will evaluate and monitor job progress and report to you. George will also be responsible for developing a comprehensive work plan at the project scoping phase that includes a list of project tasks, scheduling requirements, manpower requirements necessary to complete these tasks on time and within budget. In addition to his project management capabilities, he is skilled at identifying elements of planning, design, and operations of elements that foster a socially sustainable appropriation of public urban realm projects. In addition, as chair of the Miami-Dade County Shoreline Development Review Committee, George brings a wealth of knowledge and information regarding the successful development of iconic urban public realm waterfront projects.

As a senior landscape architect, George has successfully managed several similar projects in Miami-Dade County. Prior to joining Kimley-Horn, he served as project manager for the landscape architectural components of the JFK Causeway improvements and related master plan that included identifying the Baywalk



Doral Serene Park

Plaza Area as a future development phase of the JFK Causeway improvements. With Kimley-Horn, George is currently managing three park projects for the City of Doral Parks and Recreation Department, a waterfront park and promenade in Coconut Grove for the City of Miami, and a six block streetscape project in Downtown Miami. He is supported by more than a dozen landscape architecture and engineering professionals in our Miami, West Palm Beach, and

Sarasota offices. Kimley-Horn has the necessary manpower and expertise to undertake this assignment and any other project with an unmatched depth of knowledge and commitment that excels in all of these aspects—and *we have the track record to prove it!*

*A detailed CV resume for George is included on page 12.*

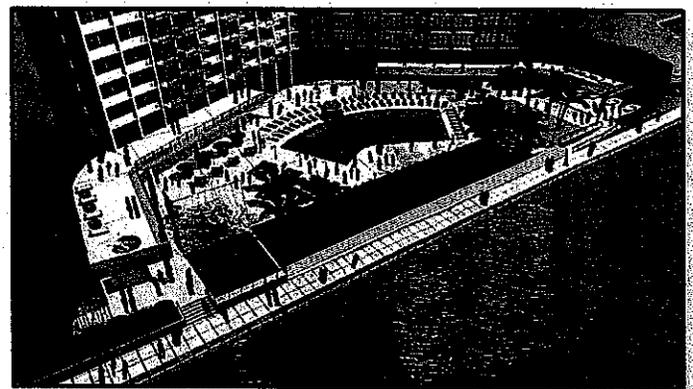
## Environmental Project Staff



**Brady J. Walker** will lead all environmental investigations and permitting for this project. He has 10 years of experience conducting endangered species surveys, delineating wetlands, designing wetland mitigation and restoration areas, and permitting projects throughout Florida. He has permitted and developed habitat monitoring plans to ensure

the success of several mitigation areas (both creation and habitat enhancement) associated with public infrastructure improvements and commercial land developments.

He served as lead environmental scientist during construction and widening of Mowry Drive (SW 320th Street) from SW 157 Avenue to SW 152 Avenue in Homestead. The project included design and preparation of roadway, drainage, signing and marking, lighting, water main extension, landscaping, and irrigation plans. As part of the project, environmental and drainage permits were obtained from SFWMD, Miami-Dade County Department of Regulatory and Economic Resources (RER), and USACE. The project also included preparation of bid documents and construction supervision. Other Miami-Dade County experience includes serving as environmental scientist during the design and construction of Mondrian South Beach.



Mondrian South Beach, Miami Beach

*A detailed CV resume for Brady is included on page 28.*

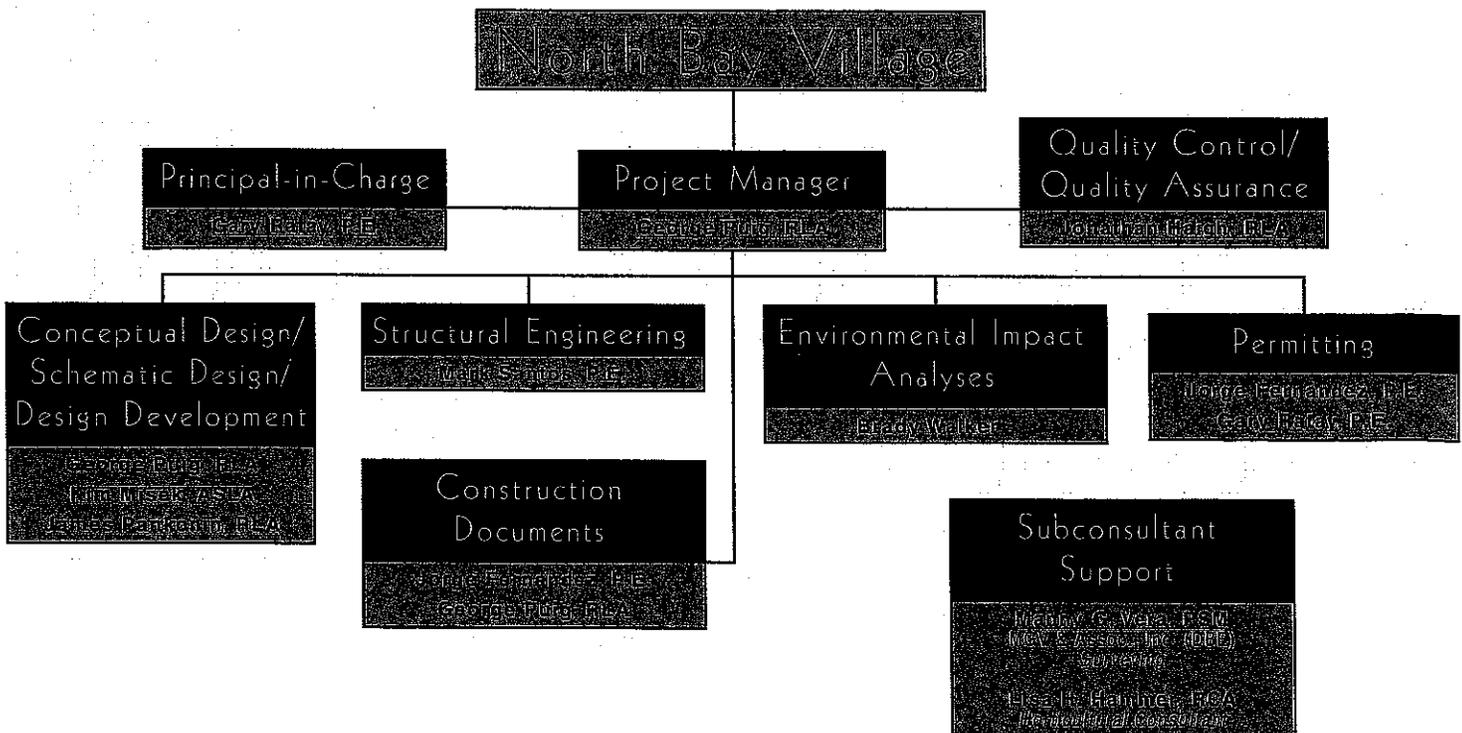
## MBE/DBE/SBE Participation

### DBE Subconsultant Support

**Manuel G. Vera & Associates, Inc. (DBE) – Surveying.** MGVA has 40 years of experience in surveying in South Florida with 25 employees. They have worked for Miami-Dade County, City of Miami, the Florida Department of Transportation, City of Homestead, City of Miami Gardens, and for numerous engineering and design firms in the area. They have completed many design surveys, right-of-way control surveys, as well as right-of-way maps on time and within the allotted budgets. MGVA's goal is to complete every project on time while also ensuring that the project manager and survey department are comfortable and approve of not only the work that is being done but also the methodologies that are being used.

**Lisa H. Hammer, RCA – Horticultural Consultant.** Lisa Hammer provides objective advice on all aspects of landscape management and arboriculture. She is a Registered Consulting Arborist (RCA #333), Certified Arborist (#SO-0758), and a native Miamian with over thirty years of professional experience in tropical and subtropical horticulture. She has particular expertise in arboriculture, landscape maintenance, integrated pest management, plant nutrition, tree management during construction, plant appraisal, and tree risk analysis. She also provides on-site consultations and project oversight and prepares technical reports and specifications.

### Organization Chart



### Relevant Experience

**JFK Causeway Beautification, North Bay Village** — Served as project manager for a North Bay Village roadway beautification project along JFK Causeway (SR 934) (prior to joining Kimley-Horn). This project involved close coordination with City staff, residents and FDOT during the concept through construction administration phases of the project and involved several public meetings and presentations. The plant and hardscape materials selected for the project will help establish a distinct sense of place and identity for visitors and residents traveling through this corridor, as well as set the tone for the aesthetics of future public space projects throughout the City. George also worked with the City and FDOT on the establishment of a maintenance agreement for the beautification improvements of the project.

**Miami River Greenways Design** — Serving as landscape architect. Kimley-Horn was retained for the development of a master plan for six sites owned by Miami-Dade County. Two design options were developed for each site and presented to the public and the Miami River Committee for discussion and concurrence for the recommended alternative to proceed with the design phase. Design included site development, drainage, permitting (DERM and FDEP), lighting, structural design new seawalls, and repairs of existing landscape and irrigation. Locations include: SW 2nd Avenue Bridge; 54th Street Metromover Station; Miami Avenue Bridge; Beneath County Metrorail, adjacent to FPL riverwalk; Beneath County Metrorail, adjacent to "Neo Vertika;" and M-D WASD pump station and connection to North River Drive.

**Resorts World Miami** — Serving as landscape architect. Kimley-Horn is providing site/civil engineering, environmental, and ongoing traffic engineering services for the 14-acre bayfront site that previously housed the Miami Herald newspaper at 1 Herald Plaza in Miami. Team tasks include due diligence, parking studies, underground utility design, preparation of a Special Area Plan (SAP) traffic study consistent with City of Miami 21 Zoning Code, environmental site assessment and potential remediation planning, including contaminant delineation, water quality evaluation, and quarterly groundwater monitoring.

**Altamonte Springs Gateway Drive Extension Final Design, Altamonte Springs** Landscape architect involved with the landscape and streetscape elements of this project, which involves the new construction of approximately one mile of four-lane, divided urban roadway from east of Forest City Road to Keller Road. It also includes construction of a new two-lane, urban roadway and widening for auxiliary lanes along Maitland Boulevard and Keller Road. The disciplines involved in this project include roadway, drainage, floodplain, utilities, traffic control, signing/pavement marking, signalization, structural, landscaping, permitting, and right-of-way-mapping.

**Black Creek Trail Segment A Construction Documents, Miami-Dade County** — Served as landscape architect. Kimley-Horn prepared construction documents for Black Creek Trail, Segment A, which is a 9.1-mile, multi-use greenway trail in southern Miami-Dade County. Our client was the Miami-Dade Parks and Recreation Department (MDPR). Kimley-Horn was responsible for all phases of this project ranging from programming and schematic design through construction phase services. We assisted MDPR in identifying potential trail alignments, amenities, trailhead locations, and neighborhood connections. Our design incorporated a non-motorized trail and linear park design within the Black Creek Canal (C-1) right-of-way (ROW) owned by the South Florida Water Management District (SFWMD).

**Washington Avenue Roadway Improvements, Phase II, Homestead** — Landscape architect for the new construction and widening of Washington Avenue from NE 2nd Street to NE 8th Street from a two-lane undivided section to a two-lane divided urban section with parking on both sides. The project included roadway, drainage, signing and marking, lighting, water main extension, landscaping, and irrigation plans. The project included obtaining all required permits, preparation of bid documents, and construction supervision.

**Doral Serene Park**— Serving as project manager. Kimley-Horn prepared the conceptual plan and construction documents for a two-acre park across from the recently completed City Hall in Downtown Doral. The concept for the park is based on "offering a quiet respite amidst the urban context in order to connect your mind, body, and spirit and discover about yourself, about your community, and about your place in the world." Park amenities include a labyrinth, sunken garden, yoga/tai-chi lawn, contemplative pond, tree bosque, reading rooms/seating circles, scent garden water features, plazas, and passive trails.

### Special Qualifications

- Has 23 years of landscape architecture experience
- Chair of the Miami-Dade County Waterfront Development Review Committee
- Team oriented with a unique blend of design knowledge and management experience
- Critical involvement in recreational and streetscape type projects from concept through construction administration

### Professional Credentials

Bachelor of Landscape Architecture, Landscape Architecture, University of Florida, 1989

Registered Landscape Architect in Florida and Puerto Rico

Crime Prevention through Environmental Design (CPTED) certification

Roadside Vegetation Management advanced training certification

### Professional Organizations

American Society of Landscape Architects (ASLA)

Urban Land Institute

Colegio de Arquitectos y Arquitectos Paisajistas de Puerto Rico (CAAPPR)

*Relevant Experience, cont.*

**Biscayne Boulevard Green Space Study, Miami-Dade County Downtown Development Authority** — Currently serving as project manager for a Biscayne Boulevard planning study and conceptual design for the Miami Dade County Downtown Development Authority. The goal of this project is to analyze the current roadway cross-section between NE 8th Street south to Biscayne Boulevard Way (approximately 12 blocks) and to increase the green space. This area of Biscayne Boulevard currently has parking areas within the central portion of the right-of-way that could be removed to accommodate a greenway. In addition, the study includes analysis of the width of the existing lanes and pavement to determine if these can be reduced without losing capacity. This project involves close coordination with key City, community, and business associations, as well as FDOT during the "Visioning" process.

**Amphitheater Park, Palmetto Bay** — Project manager and landscape architectural design lead responsible for the conceptual plan of a two-acre passive park in the Village of Palmetto Bay. This neighborhood park within the Palmetto Bay Downtown District will include pedestrian walkways, plazas, water feature, children's interactive fountain, shelters, restrooms, amphitheater lawn, amphitheater stage and back of house area, landscaped areas and land forms. The site's boundaries are Franjo Road to the east, 181st Terrace and Wayne Avenue to the south, multifamily residential and commercial parcels to the west and Indigo Street to the north.

**Ingraham Park, Coral Gables** — Project manager and landscape architectural design lead responsible for the landscape, hardscape, fountain, site furniture, irrigation and architectural improvements at Ingraham Park, a 1.5-acre park at the intersections of Le Jeune Roadway and Ingraham Terrace in Coral Gables. Ingraham Park has been a passive park for Coral Gables for many decades but does not include any significant recreational features or amenities to be enjoyed by residents and visitors. The inclusion of walking/exercise trails, outdoor exercise equipment, trellises and fountains and site furniture using the historic Coral Gables architectural vocabulary prominent throughout the City as inspiration, provides residents and visitors with the opportunity to enjoy many additional passive activities within the park.

**Tiziano Park, Coral Gables** — Project manager and landscape architectural design lead responsible for the landscape and irrigation improvements at Tiziano Park, a 0.6-acre park at the intersections of Old Cutler Road, Tiziano Avenue and Almansa Street, in Coral Gables. Landscape improvements for this small pocket park successfully addressed many design challenges including planting in heavy shade and buffering unattractive above ground utilities adjacent to a busy street and single-family homes.

**Cartagena Circle, Coral Gables** — Project manager and landscape architect responsible for the conceptual design through construction documents for the planting, irrigation and site lighting improvements of ten proposed landscape areas surrounding the historic Cartagena Circle at the edge of the Coral Gables Waterway in Coral Gables, Florida. It is commonly referred to as Cocoplum Circle because of its direct connection to the entrance of the community of Cocoplum, one of Coral Gables' wealthiest residential areas. Working together with the City of Coral Gables and Miami-Dade County staff, these landscape and associated improvements were designed taking into account aesthetics as well as pedestrian, bicycle and vehicular safety. Cartagena Circle connects the southern terminus of Le Jeune Road (West 42nd Avenue) to the north, the eastern terminus of Sunset Drive (South 72nd Street) to the west, the northeastern terminus of Old Cutler Road to the southwest.

**North Dade Campus FIU / FDOT Bicycle Path** — Landscape architect responsible for the coordination between FDOT and FIU staff and consultants on the physical design and layout of a two-mile waterfront and scenic bicycle path within the North Campus of Florida International University, in order to connect the Campus with US 1. This bicycle path was designed to provide for a continuous path through various urban as well as natural preserve areas within the Campus for the use of students, staff and adjacent residents. Because of the sensitive natural areas the bicycle path cross, George's involvement was crucial in order to avoid disturbance of any natural features and existing specimen trees, as well as with field assessments and inspections, which provided for the preparation of tree relocation documents where necessary.

**Collins Avenue/SR A1A Beautification, Sunny Isles Beach/FDOT District Six** — Served as project manager for a City of Sunny Isles Beach project adjacent to Collins Avenue (SR A1A). The Heritage Park project at the northern City limits helped establish the importance of creating public green spaces within the City and created a pedestrian link between the residents to the west and Collins Avenue. Beautification improvements to Collins Avenue that included the inclusion of paver sidewalks, street trees and street furniture that meet the aesthetic standards of the City, required coordination with FDOT staff during the design and permitting stages of the project.

**Oceanfront Neighborhood Streetscape Improvements, Miami Beach** — Served as project manager for the landscape, hardscape, site furniture, and lighting design services from concept through construction administration. Project included management of subconsultants, including civil engineer and surveyors. The project area is part of the Collins Waterfront Architectural District, an area recently added to the National Register of Historic Places. The Oceanfront neighborhood project includes improvements to more than 15 city-owned public rights-of-way and several greenway locations between the Atlantic Ocean and Indian Creek.

## Relevant Experience

**Main Wastewater Pump Station Rehabilitation, North Bay Village** — Project manager for development of design, permitting, and construction phase services for the rehabilitation of the City's main wastewater pump station. The project included analyzing the existing pumping and control equipment to evaluate present operating parameters and to develop a rehabilitation approach to increase system efficiency, reduce system maintenance, and provide a reliable, redundant pump station to better serve the City. Existing shaft driven wastewater pumps were converted to submersible pumps for use in a dry pit area and the complete control system was upgraded including a new Citywide SCADA system. The design approach required construction coordination and planning to keep the existing station in service during the rehabilitation and service upgrade process. Also assisted the City with collecting the ARRA funding and \$1 million through a State Revolving Fund (SRF) Loan for the balance of the \$4.5-million improvement.

**Resorts World Miami (former Miami Herald site), Miami** — Serving as project engineer. Kimley-Horn is providing site/civil engineering, environmental, and ongoing traffic engineering services for the 14-acre bayfront site that previously housed the Miami Herald newspaper at 1 Herald Plaza in Miami. The resort will help develop the three-mile BayWalk, which highlights a 150-acre leisure and entertainment area in downtown Miami. Team tasks include due diligence, parking studies, underground utility design, preparation of a Special Area Plan (SAP) traffic study consistent with City of Miami 21 Zoning Code, environmental site assessment and potential remediation planning, including contaminant delineation, water quality evaluation, and quarterly groundwater monitoring.

**Force Main Rehabilitation Design Criteria Package, North Bay Village** — Served as project manager. Based on an approved force main route evaluation report, Kimley-Horn developed a Design Criteria Package (DCP) for the City's force main rehabilitation program. The DCP was used to select a design-build team for construction of the City's new force main system. The DCP was submitted to the State of Florida and approved for both American Recovery and Reinvestment Act funding and State Revolving Loan dollars.

**Utility Relocations on 79th Street Causeway Eastern Bridge, North Bay Village** — Served as project manager. Kimley-Horn provides general engineering services for the City of North Bay Village on an ongoing basis. One project involved utility relocations on the 79th Street Causeway Eastern Bridge. Based on a bridge rehabilitation project performed by FDOT, Kimley-Horn developed construction documents to relocate an existing 10-inch water main and an existing 8-inch force main on a 79th Street causeway. The scope of services included the development of the construction plans, technical specifications, contract documents, utility coordination, permitting, opinions of probable construction cost, bidding assistance, and construction phase services. The project required close coordination with FDOT during design and was completed successfully on a compressed schedule as to not impact the FDOT bridge rehabilitation program.

**Force Main Rehabilitation Design-Build Project, Construction Administration, North Bay Village** — Kimley-Horn was retained by the City of North Bay Village to develop a design criteria package and obtain environmental permits associated with the replacement of the City's wastewater force main system. A route evaluation study was conducted prior to development of the design criteria package in order to select not only the most cost-effective alternative to replace the force main, but also the most environmentally-sensitive alternative to replace the force main. The best alternative was determined to be a horizontal directional drill (HDD) from west of the Intracoastal Waterway (ICW) to the existing pump station.

**Force Main Route Evaluation Report, North Bay Village** — Served as project engineer for the Kimley-Horn team that developed a force main route evaluation report for the City's force main system. The City's existing sub-aqueous 12-inch force main system was old and deteriorating and required replacement. The proposed 16-inch force main from the City's main pump station was evaluated to determine the most beneficial route either to the east with a connection point located in the City of Miami Beach or to the west with a connection point in Miami-Dade County. The final force main route evaluation report addressed stakeholders' issues, permit feasibility, project timeframes, preliminary opinions of probable cost, and a recommendation to proceed with the preferred route. The report also included proposed connection points, overall pipe lengths, construction methods, pipe material, and known or potential issues and constraints for each route including environmental issues.

**Water and Sewer Asset Inventory, North Bay Village** — Served as project manager and engineer involved with developing an asset inventory for water, sewer, and stormwater utilities throughout the City. Kimley-Horn worked with another consultant to collect field data

## Special Qualifications

- Has 28 years of civil engineering experience with particular expertise in general municipal engineering, stormwater management, project permitting, and construction phase services
- Principal areas of practice also include water distribution, wastewater collection, force main and associated pump station design, water treatment plant design, well pump design and site piping, and feasibility and engineering reports
- Has State Revolving Fund (SRF) loan experience

## Professional Credentials

Bachelor of Science, Mechanical Engineering, University of Florida, 1985  
Professional Engineer in Florida

## Professional Organizations

Florida Engineering Society  
National Society of Professional Engineers (NSPE)

and survey data to develop a GIS database and associated mapping for use by the City. The inventory is an effective planning tool to evaluate the current utility infrastructure, develop rehabilitation and improvement projects, budget and schedule utility projects, and coordinate with private utility companies such as Florida Power & Light for their improvements.

**Force Main Design Criteria Package, North Bay Village** — Kimley-Horn was retained by the City of North Bay Village to develop a design criteria package and obtain environmental permits associated with the replacement of the City's wastewater force main system. A route evaluation study was conducted prior to development of the design criteria package in order to select not only the most cost-effective alternative to replace the force main, but also the most environmentally-sensitive alternative to replace the force main. Kimley-Horn coordinated with the Department of State Lands and the Coast Guard to provide the proper depth of the HDD underneath the Intracoastal Waterway.

**Town of Cutler Bay Continuing Stormwater Services, Cutler Bay** — Project manager for the creation of a stormwater master plan for Cutler Bay to address flood protection activities for its residents and protect the environmental quality of its canals. Kimley-Horn also developed a stormwater management report to assist the client in creating a stormwater utility, which generates a dedicated stream of revenue to implement capital improvements and maintain an operation and maintenance program associated with the stormwater system. The project tasks included compiling data, developing a stormwater master plan, developing a stormwater management report, and assisting Cutler Bay in joining the National Flood Insurance Program (NFIP) so that federally-funded flood insurance is available to the community. Specific projects have included drainage improvement projects for Cutler Ridge Elementary School and Saga Bay.

**NW 29th St Traffic Calming, Lauderdale Lakes** — Project manager. Anticipating increased through traffic on NW 29th Street resulting from the construction of the new Wal-Mart on the west side of SR 7, the City contracted with Kimley-Horn to implement traffic calming measures at this location. We completed a conceptual traffic calming layout for the Lauderdale Lakes CRA that served as the basis for the new design.

**NW 21st St Improvements, Lauderdale Lakes** — Project manager Kimley-Horn is currently designing a drainage system on NW 21st Street, from SR 7 to Willie Webb Park. The City plans to add bicycle and pedestrian facilities on this roadway segment; a profile correction is also intended for this segment. The new drainage system is needed to accommodate these new facilities. This new system will drain into the City's canal system.

**NW 41st St Traffic Calming, Lauderdale Lakes** — Project manager Kimley-Horn worked with the City to install alternate traffic calming measures. Our roadway improvements included the design and construction of a roundabout, installation of new curbing, landscaping, irrigation, and other enhancement features.

**Lloyd Estates Streetscape and Drainage Improvements, Oakland Park** — Principal-in-charge for the design and construction of the Lloyd Estates Residential and Industrial Area Drainage Project. The project involved phased drainage and water distribution system improvements consisting of the construction of a stormwater collection system with water quality treatment measures and possible upgraded outfalls, as well as replacement of select existing water mains within the project area. The professional services included surveying, stormwater analysis, civil and electrical engineering design, landscaping and irrigation, permitting, coordinating with utility providers for adjustments and or relocations, preparing quantity calculations, and engineer's estimates of probable costs.

**Dania Beach Heights Crime Prevention Through Environmental Design (CPTED) Study** — Project engineer for a CPTED and traffic study within the Dania Beach Heights and Southeast neighborhoods within the City of Dania Beach. The objective of this study was to develop a CPTED and traffic calming plan to address issues that were impacting the neighborhoods including cut-through traffic, speeding, crime, and safety. Several strategies were developed to enhance the neighborhood environment and were grouped into CPTED initiatives and traffic calming improvements. The project included several meetings and workshops with area residents.

**North Miami Continuing Professional A&E Services** — Serving as project manager for the Kimley-Horn team that was selected in 2012 to provide professional services on a variety of municipal projects for the City of North Miami. The contract includes engineering services for civil/environmental, planning and urban design, traffic engineering, transportation consulting, and water resources/water supply. Our services to-date include the design of forcemain transmission piping.

**Pedestrian Bridge Design and Roadway Improvements, Miami Gardens** — Project manager of the Kimley-Horn team selected by the City of Miami Gardens for the design of a new pedestrian bridge. The purpose of this project is to provide pedestrian access along the north side of NW 17th Street and NW 173rd Drive across a Miami-Dade County canal between NW 42nd Avenue and NW 42nd Court. The current bridge is two lanes with a raised pedestrian sidewalk along the north side. Our team is providing structural engineering services, including bridge evaluation, rehabilitation, and design.

## Relevant Experience

**24th and 25th Street Improvements, West Palm Beach** — Landscape architect for the Kimley-Horn team retained by the City of West Palm Beach to provide streetscape improvements in the Northwood neighborhood area. This project is a joint effort between the City of West Palm Beach and the West Palm Beach Community Redevelopment Agency (CRA) to reconstruct each of the two-lane roadways with on-street parallel parking on both sides, thus creating a main street through the District. The project included extensive landscape and hardscape plans, renderings, decorative street lights, drainage, signing and marking, and traffic control plans; 24th and 25th streets were also designated as SR 5 and are owned and maintained by FDOT (FDOT). Therefore, permitting and close coordination with FDOT were necessary. Due to local agency participation, funding was provided by state and federal governments.

**Parks Master Plan, Cutler Bay** — Served as project manager. Kimley-Horn provided master planning services for the Town of Cutler Bay to assess the condition and provide improvement recommendations for eight Town parks. The team held public meetings with citizens, Town staff, and public officials for input. The master plan included a physical inventory and site assessment of the existing parks and park system and made proposed recommendations.

**South Atlantic Avenue Sidewalk/Streetscape Design, Daytona Beach Shores** — Served as landscape architect. The City of Daytona Beach Shores implemented a unique concept whereby they are reducing the number of travel lanes on a half-mile section of South Atlantic Avenue to accommodate an eight-foot sidewalk on one side and a 12-foot path on the other side, along with streetscaping enhancements. Kimley-Horn prepared a traffic impact analysis and provided alignment and sidewalk options through the corridor. In addition, we prepared both the engineering and streetscaping plans for the preferred alternative. A Local Agency Program (LAP) agreement was established with FDOT, and we worked with the City to understand their vision for this streetscape beautification project, which included converting existing overhead FPL distribution lines to underground utilities, adding decorative street lighting, and constructing various landscape/hardscape design elements to enhance aesthetics of the roadway.

**Opa-locka Executive Airport (OPF), Air Traffic Control Tower** — Served as landscape architect. Kimley-Horn provided design, permitting, and construction phase services for the construction of a 220-foot-tall new air traffic control tower (ATCT) and a 2,980-square-foot ancillary base building at the Opa-Locka Executive Airport (OPF). This comprehensive design included architectural, structural, mechanical, electrical, plumbing, civil, landscape architecture, and radio equipment. In addition to these services, Kimley-Horn also provided special inspection services for the review of precast components, foundation construction, steel installation, and threshold inspection.

**Turnpike All Electronic Tolling (AET) 5A Conversion from I-595 to South of the Lantana Mainline Toll Plaza, Broward and Palm Beach Counties** — Serves as landscape architect for design services to convert the existing tolling scheme along the Turnpike to all electronic tolling (AET). The current system uses a combination of ramp toll plazas and mainline barrier toll plazas. FTE's goal is to incorporate a mainline gantry configuration whereby existing ramp toll plazas are removed and mainline tolling points between each interchange are constructed.

**Goodyear Facility Expansion, Pompano Beach Airpark** — Serving as landscape architect. The existing hangar facility will be enlarged by 7,800 square feet to accommodate the new airship and will be updated with new features. KHA has led the site planning process through the City of Pompano Beach and has been responsible for a variety of facility improvements.

**Marcus Neuroscience Institute at Boca Raton Regional Hospital, Boca Raton** — Serving as landscape architect. Kimley-Horn is providing civil engineering services as a subconsultant to another firm for the addition of the Marcus Neuroscience Institute at Boca Raton Regional Hospital. Tasks include site plan preparation and submittal of same to the City of Boca Raton for approval. This facility will serve as a new, state-of-the-art nexus of care for neurologic and neurosurgical patients and transform the landscape of clinical capabilities available in the region. The 52,000-square-foot facility will house a 22-bed neuro-intensive care and step-down unit.

## Special Qualifications

- Has 18 years of experience as a practicing professional landscape architect
- Skilled designer with park-related project experience throughout the Southeast United States: eight community parks of 60 acres and greater, more than 20 passive parks of varying size, and more than 50 miles of dedicated greenways
- Directed the preparation of park-related construction drawings, detailing, and specifications
- Experienced in applying a practical and budget-friendly, yet creative design approach to each project
- Proficient in applying sustainable principles in project design and incorporating the design of Florida-friendly landscapes and water-efficient irrigation systems

## Professional Credentials

Bachelor of Landscape Architecture,  
Landscape Architecture, University of  
Arkansas, 1995

Registered Landscape Architect in  
Florida

FDOT Landscaping-Outdoor Advertising  
Training

## Professional Organizations

American Society of Landscape  
Architects (ASLA)

U.S. Green Building Council - South  
Florida Chapter

Florida Recreation and Parks  
Association

*Relevant Experience, cont.*

**Dixie Highway Flyover Design-Build, FDOT District Four** — Landscape architect for KHA's services to design landscape, hardscape and irrigation improvements for a new roadway and bridge to connect Dixie Highway from north of Hillsboro Road along west side of the FEC Railroad, over the FEC Railroad and Hillsboro Canal, and connecting into existing Dixie Highway north of Hillsboro Canal east of the FEC Railroad tracks. Project is a design/build with only seven months to completely design project and release to construction. Project is currently in construction with completion at end of 2011.

**Sugar Sand Park Design, Boca Raton** — Landscape architect for the KHA team responsible for the development of Phase IV of Sugar Sand Park, including site planning, environmental permitting, civil, landscape, and architectural design. The first design package was for civil, electrical, landscape, and hardscape improvements for installation of a carousel.

**Wilson Community Center, Pool, and Park Complex, Boynton Beach** — Landscape architect for the Kimley-Horn team that served in the preparation of construction documents for Wilson Center, Pool, and Park Complex in Boynton Beach. Improvements included upgrades to the existing aquatic facility, a new 12,000-square-foot community recreation center, two new outdoor basketball courts, a new playground area with a tot lot and restroom facilities, and an open multi-purpose grassed play field, as well as parking, drainage, and utilities.

**IslandWalk at the West Villages, North Port** — Lead landscape architect that provided landscape design services for entry features, perimeter buffers, residential units, lakeside plantings, and street tree plantings. This project incorporated multiple phases of construction drawings.

**Florida Atlantic University (FAU) Harbor Branch Oceanographic Institute (HBOI) Campus Master Plan, Fort Pierce** — Served as landscape architect. Provided master planning assistance related to infrastructure, conservation, recreation/open space, landscape, transportation, capital improvements, and coastal elements for the FAU HBOI campus.

**Crossroads of Commerce Distribution Center, Fort Pierce and Lakeview Distribution Center, Lake County** — Served as landscape architect. Kimley-Horn provided site planning, site civil, and landscape architectural services for two separate industrial projects that are both under consideration for LEED certification. The Crossroads of Commerce center features a 140,000 SF distribution facility and office spaces, parking and stormwater retention facilities. The Lakeview Distribution Center features a 400,000 SF facility with offices, parking, and stormwater retention facilities. As both projects consist of the first phase of multiple phases, design considerations were made in the first phase for uncomplicated implementation of the future phases.

### Relevant Experience

**Capital Cascades Trail, Segments 3 and 4, Blueprint 2000, Tallahassee** — Serving as landscape architect. Kimley-Horn was selected to provide services relating to the design of this stormwater pollutant load and sediment abatement greenway, including effective community participation and consensus building; environmental evaluation, stormwater management, landscape, and park amenities that provide a unifying community concept; and greenway and trail connectivity improvements.

**Venice East Boulevard Landscape and LID Enhancements, Sarasota County** — Worked with the Sarasota County Urban Forestry Program to assist in communicating their vision for the landscape enhancements for Venice East Boulevard in the City of Venice. The proposed landscape enhancements along this boulevard strive to incorporate low-impact design principles and include creating a bioswale in the median that is planted with native grasses, shrubs, and trees to provide a source for treating surface runoff from the boulevard. The proposed landscape enhancements also include re-establishment of a pine forest to serve as a buffer between neighborhood residents and a golf course. As landscape architect, created a series of digital 3D perspective renderings to help the public visualize the proposed landscape enhancements. The renderings were presented as part of a neighborhood association meeting which included residents, as well as the District County Commissioner.

**West Villages Improvement District Conceptual Plan, North Port** — Serving as landscape architect providing public involvement, conceptual design, design development, and construction documents. The KHA team prepared a park system and trails master plan for the 8,000-acre West Villages Community in North Port. This master plan included identification and conceptual location of neighborhood, community, regional, and environmental parks, as well as a conceptual alignment for the miles of multimodal pathways that will connect this park's framework together. Several community and neighborhood parks have already been implemented and the next phase includes design and implementation of the 63-Acre Park.

**Turtle Beach Park, Siesta Key** — Landscape architect. Turtle Beach Park, located on Siesta Key in Sarasota County, has been going through a revitalization process. KHA was hired by Sarasota County to create the conceptual plan that incorporates all the proposed improvements the County has been considering on Turtle Beach Park. This conceptual plan has become the guiding vision for the park, which includes increased public parking, enhanced boat ramps and boat trailer parking, kayak beach launch, ADA-accessible children's playground, shade pavilions, public restroom facilities, and increased pedestrian access to the beach. Working directly with Parks and Recreation staff, a phased approach was developed so that the Park could continue to operate with minimal disruptions to the beach/boating public.

**Bayfront Park Recreation Center, Longboat Key** — Serving as landscape architect. Bayfront Park, located in the Town of Longboat Key, is a shared project between the Town of Longboat Key and Sarasota County. Located on Sarasota Bay, the existing park provides recreational activities for the residents of Longboat Key: tennis, softball, children's playground, shuffle board, fishing, kayak launch, basketball, and indoor exercise/meeting rooms. With the addition of an adjoining +/- 3.0 acres, the County and the Town proposed a revisioning of the park. KHA was hired to help create the park vision and aid in presentations to the residents of Longboat Key. After three public meetings and numerous concept alternatives, the residents, along with Town and County staff, arrived at a consensus and the concept plan was adopted as the guiding vision for the Park. The new plan calls for a new community center, increased public parking, increased opportunities to access Sarasota Bay, interpretive environmental education areas, increased passive recreation areas, a multi-use active recreation area, themed children's playground, and a dog park.

**City of North Port US 41 Gateway Monuments, North Port** — Landscape architect for the Kimley-Horn team that is providing landscape architecture, civil and structural engineering, permit preparation and submittal, and construction bidding assistance services for two main entry features along US 41 (Tamiami Trail) in the City of North Port. The entry features create a gateway to the City, providing a sense of arrival. Residents of the City felt that the traveling public should be able to identify the boundaries of North Port and recognize that the City is unique along that stretch of roadway. Kimley-Horn's landscape architects and engineers worked closely with City staff designing the structure, landscape enhancements, and lighting.

**The Riverwalk at Kennedy Boulevard Plaza, Tampa** — Landscape architect. The Kennedy Boulevard Plaza will be the longest over-water segment of the Tampa Riverwalk and will serve as a gateway into the downtown core of Tampa. Two new parks, MacDill Park and Curtis Hixon Waterfront Park, will be linked by the plaza. The structure will also serve as a pathway to two of Tampa's downtown gems, the new Tampa Museum of Art and the new Glazer Children's Museum. Kimley-Horn is providing urban design and landscape architecture services for this exciting project.

### Special Qualifications

- Has 10 years of landscape architectural experience, including site planning, streetscape design, parks and recreation design, hardscape design and custom detailing, construction document preparation, construction phase services, project team coordination, and preparation of presentation graphics

### Professional Credentials

Bachelor of Landscape Architecture,  
Landscape Architecture, University of  
Georgia, 2004

Registered Landscape Architect in  
Florida

LEED® Accredited Professional

### Professional Organizations

American Society of Landscape  
Architects (ASLA)

U.S. Green Building Council

**Roberto Clemente Park, Miami** — Served as landscape architect. Kimley-Horn provided the renovation of this three-acre park, including a playground, parking lot, recreation building, and surrounding landscape, as well as a new 8,000-square-foot building. Features on the site include baseball/softball fields, basketball courts, playgrounds, and connection to a waterpark.

**Bradenton Urban Forestry Master Plan (UFMP) Update, Bradenton** — Served as landscape architect. Kimley-Horn provided arboricultural services, including inventory and assessment of City's existing tree canopy; identification of potential streetscape projects in urban and suburban commercial corridors to provide conceptual concept plans correlated to the Future Land Use Map (FLUM); establishment of standards for the implementation of canopy roadways; development of a preferred tree planting palette for the specific microclimates within the City; development of planting establishment and maintenance guidelines to be used by public staff and private citizens; provided a comprehensive list of potential grant/funding opportunities that may be available to implement the Master Plan Update; and coordination of public workshops to educate the community.

**West Villages Improvement District Thoroughfare Enhancement, North Port** — Served as landscape architect for the development of pedestrian and multimodal enhancements for the 35 miles of multimodal trails along the 18-mile thoroughfare system in the West Villages Improvement District. These enhancements included pedestrian nodes at ¼-mile intervals that provide seating and shade for trail users; wayfinding and interpretive signage to enhance the user experience along the trail; enhanced lighting and landscaping; and enhanced transit stops.

**Siesta Beach Park, Sarasota County** — Landscape architect for the Kimley-Horn team in charge of park design, construction documents, and permitting for the high-profile Siesta Beach Park which was voted the #1 beach in the USA (2011). The project is in the final design and permitting stage. Design components will include a beach front esplanade to connect key park components; restoration of a historic 1950's oceanfront concession and construction of a new concession/rest room pavilion; improved traffic circulation and parking; wayfinding signage; environmental permitting; bioswales, pervious pavement, and other low impact development (LID) components, as applicable.

**Veterans' Community Park Master Plan, Marco Island** — Serving as landscape architect. Veterans' Community Park is located within the Town Center district of Marco Island. This downtown area of Marco Island is home to many local businesses and merchants and is surrounded by Collier Bay and residential canals. The park will be a catalyst for redevelopment within the Town Center area, as well as a gathering space for local citizens and host to local events such as the farmer's market, holiday festivals, and art shows. As landscape architect, assisted the principal-in-charge with facilitation of meetings with the Veteran's Community Park Advisory Committee and public workshops for the 6.85-acre park. Also assisted in facilitating an internal charrette to develop three distinct alternative park designs.

**West Villages Improvement District US 41 Landscaping Enhancements and Gateway Features, North Port** — As assistant landscape architect, responsibilities included presentation graphics, conceptual design, design development, and construction documents. The landscape enhancements for US 41 span a nearly three-mile section of highway through North Port. This section of road will be the main spine through an area that is booming with development. The design for US 41 creates a harmonious streetscape that uses rhythm and repetition of landscape and lighting elements to create a sense of place within this developing area. Responsibilities also included coordination with project team and existing utility companies, the City of North Port, submittal of a Florida Highway Beautification Council grant application and coordination with jurisdictional agencies (such as FDOT) to obtain design approval and permits for construction.

**Perry Harvey Park Design, Tampa** — Serving as landscape architect. Kimley-Horn has recently initiated design services for the renovation of Perry Harvey Park. Themed around the Central Avenue neighborhood and business district's rich and vibrant history, this project offers an exciting opportunity to celebrate Tampa's past while enriching the user experience through implementation of enhanced park features. Key program elements include the Central Avenue History Walk; transformation of the existing skate bowl into a state-of-the-art skating facility, and reinvigoration of the park as a neighborhood destination and family gathering area.

**West Villages 63-Acre Park, North Port** — Served as landscape architect and provided public involvement, conceptual design, design development, and construction documentation services. The 63-Acre Park located in North Port was a collaborative process between KHA, the West Villages Improvement District, the City of North Port Parks Advisory Board, and local citizens. We facilitated public workshops and worked together to produce a conceptual site plan that features: environmental preservation, enhancement, and restoration; an aquatic center and water park; an adult softball complex; covered basketball courts; a playground; nature trails; and interpretive signage that highlights the site's natural beauty and ecosystems. Landscape architectural services included facilitating public workshops; conceptual design and layout; design development of park features; construction documents; and coordination with the environmental consultant, park economist, and grants consultant to help ensure the economic viability and sustainability of the park.

**Nathan Benderson Park, Sarasota** — Serving as project manager. Kimley-Horn is currently providing landscape architectural and park planning services for the \$40-million Nathan Benderson Park in Sarasota. Key program elements include: an FISA-certified 2,000 meter rowing course; an event island designed to accommodate world class triathlons, rowing, dragon boat, and other events; a 5,000-meter, 15-foot-wide shared path and 5-foot shell jogging paths; an ornamental grass garden; a playground and outdoor fitness area; and fishing docks and boat ramp.

### Relevant Experience

**24th and 25th Street Improvements, West Palm Beach** — Landscape analyst for the Kimley-Horn team retained by the City of West Palm Beach to provide streetscape improvements in the Northwood neighborhood area. This project is a joint effort between the City of West Palm Beach and the West Palm Beach Community Redevelopment Agency (CRA) to reconstruct each of the two-lane roadways with on-street parallel parking on both sides, thus creating a main street through the District. The project included extensive landscape and hardscape plans, renderings, decorative street lights, drainage, signing and marking, and traffic control plans; 24th and 25th streets were also designated as SR 5 and are owned and maintained by FDOT (FDOT). Therefore, permitting and close coordination with FDOT were necessary. Due to local agency participation, funding was provided by state and federal governments.

**Parks Master Plan, Cutler Bay** — Served as project analyst. Kimley-Horn provided master planning services for the Town of Cutler Bay to assess the condition and provide improvement recommendations for eight Town parks. The team held public meetings with citizens, Town staff, and public officials for input. The master plan included a physical inventory and site assessment of the existing parks and park system and made proposed recommendations.

**Koch Parcel Park** — Served as landscape analyst. Kimley-Horn collaborated closely with Sarasota County Environmental Services staff to develop a conceptual design services for this nature-based park. The design was planned to highlight the natural ecosystems of the site, while minimizing impacts to the environment. The design included a hierarchical system of trails that uses existing fire-breaks and logging routes, a canoe and kayak launch, fishing pier, picnic facilities, a rain garden used for stormwater retention, and an elevated boardwalk with an overlook that spans a wetland and provides vistas to four separate ecosystems within the park.

**South Atlantic Avenue Sidewalk/Streetscape Design, Daytona Beach Shores** — Served as landscape analyst. The City of Daytona Beach Shores implemented a unique concept whereby they are reducing the number of travel lanes on a half-mile section of South Atlantic Avenue to accommodate an eight-foot sidewalk on one side and a 12-foot path on the other side, along with streetscaping enhancements. Kimley-Horn prepared a traffic impact analysis and provided alignment and sidewalk options through the corridor. In addition, we prepared both the engineering and streetscaping plans for the preferred alternative. A Local Agency Program (LAP) agreement was established with FDOT, and we worked with the City to understand their vision for this streetscape beautification project, which included converting existing overhead FPL distribution lines to underground utilities, adding decorative street lighting, and constructing various landscape/hardscape design elements to enhance aesthetics of the roadway.

**Water Main and Force Main Replacement (Bid Pack 4), Oakland Park** — Serving as landscape analyst. Kimley-Horn is responsible for the preparation of construction documents and associated permits for the replacement of more than 27,000 linear feet of water main and force main in the City of Oakland Park. The project consists of replacing existing water mains that have been identified as being substandard with respect to system pressures during fire flow. Services and meter boxes will be replaced to the property line on new water line installations and fire hydrants will be installed in residential and commercial areas. As part of this project, select portions of force main will be upsized within the City and will include the aerial crossing of the C-13 Canal closest to NW 31st Avenue. A critical function of this project is developing a route through the neighboring City of Lauderdale Lakes to provide the most efficient path for looping of the water main. In addition, the work must be planned to minimize disruptions to the City during construction. Currently, our team is providing construction phase services.

**Lincoln Road Closure, Miami Beach** — Assisted the lead landscape architect in the preparation of hardscape plans, irrigation plans and custom detailing through construction documents and construction phase services. This project was a joint-venture between the City of Miami Beach and UIA Management, LLC. The 1000-1100 Block of Lincoln Road was closed to vehicular traffic to allow for the extension of the Lincoln Road Pedestrian Mall. The mall was extended west, from Lenox Avenue to Alton Road, to include a new pedestrian plaza. The design also included four water gardens, and streetscape and infrastructure improvements. Kimley-Horn provided due diligence, civil engineering, landscape architecture, permitting, traffic signal modifications, and lighting and electrical design services for this project.

**Lake Worth Beach Redevelopment** — Landscape analyst for the preliminary site plan development for the redevelopment of the public beach site. Assisted in developing graphics and cost estimates that were instrumental in securing a new interlocal agreement with Palm Beach County for funding the beach design. The KHA team is also KHA is assisting with LEED certification of the Casino building.

**Rybovich Marina Redevelopment, West Palm Beach** — Served as landscape analyst for this project that involved the redevelopment of an existing 11.4-acre boatyard and marina. The project's purpose was to consolidate boatyard operations onto one half of the site,

### Special Qualifications

- Eight years of experience in landscape design, site planning, and construction document preparation

### Professional Credentials

Bachelor of Landscape Architecture,  
Landscape Architecture, University of  
Arkansas, 2006

FDOT Landscaping Outdoor Advertising  
Training

### Professional Organizations

American Society of Landscape  
Architects (ASLA)

Commercial Real Estate Women  
(CREW)

University of Arkansas Architectural  
Advisory, Board Member

facilitating the redevelopment of the other half as residential town homes, two 16-floor residential towers, and a parking garage. Services included development of a functional site plan for the reconfigured boatyard operations, demolition plans for existing buildings and infrastructure, stormwater management design and permitting, boatyard and building utilities design, entrance road and parking lot design, marina permitting, helipad design and permitting, site plan approval, and environmental assessment and remediation.

**Doral Serene Park** — Serving as landscape analyst. Kimley-Horn prepared the conceptual plan and construction documents for a two-acre park across from the recently completed City Hall in Downtown Doral. The concept for the park is based on “offering a quiet respite amidst the urban context in order to connect your mind, body, and spirit and discover about yourself, about your community, and about your place in the world.” Park amenities include a labyrinth, sunken garden, yoga/tai-chi lawn, contemplative pond, tree bosque, reading rooms/seating circles, scent garden water features, plazas, and passive trails.

**City of Miramar Vizcaya Park** — Served as landscape analyst. This 20-acre park in Miramar provides several active recreational opportunities, including a soccer/multiuse field, basketball courts, and a 7,600-square-foot community center. The park's passive features include open picnic areas, a playground, and a jogging/fitness trail along the perimeter of the project site. Kimley-Horn provided master planning; landscape architecture; design, engineering, and permitting services; and construction observation and administration. This project serves as the City's first Leadership in Energy and Environmental Design (LEED) building, which obtained Gold Certification.

**Venetian Causeway Improvements from Bayshore Drive to Alton Road** — Landscape analyst responsible for the professional services, master planning, and preparation of complete plans for the beautification of the Historic Venetian Causeway. Responsible for developing vertical and horizontal alignments, coordinating drainage design and signing and pavement markings, landscape/hardscape/irrigation, and signalization plans for this corridor. The project includes extensive coordination with the cities of Miami and Miami Beach. It also required a comprehensive public involvement program.

**Miami Lakeway North Resurfacing and Drainage Improvements, Miami Lakes** — Landscape analyst. Kimley-Horn assisted the Town in obtaining more than \$600,000 in stimulus funding to construct this roadway and drainage improvement project that includes a portion of Miami Lakeway North between Celebration Point and Miami Lakes Drive and NW 153rd Street from Miami Lakeway North to NW 60th Avenue. Prior to obtaining the stimulus funding, Kimley-Horn assisted the Town in becoming Local Agency Program (LAP) certified so that the Town would be eligible to obtain the stimulus funding. Our team developed a design criteria package—in compliance with federal funding criteria—which resulted in securing the stimulus funding and award of the project to the design-build team. The project included drainage system improvements such as new stormwater inlets, a new outfall connection, exfiltration trench for water quantity and quality treatment, new sidewalk, and new pavement markings and signage. Kimley-Horn also provided construction phase services to expedite the project and to confirm that the project was built in compliance with the design criteria.

**Pedestrian Bridge Design and Roadway Improvements, Miami Gardens** — Serving as landscape analyst for the Kimley-Horn team selected by the City of Miami Gardens for the design of a new pedestrian bridge. The purpose of this project is to provide pedestrian access along the north side of NW 17th Street and NW 173rd Drive across a Miami-Dade County canal between NW 42nd Avenue and NW 42nd Court. The current bridge is two lanes with a raised pedestrian sidewalk along the north side. Our team is providing structural engineering services, including bridge evaluation, rehabilitation, and design.

**Black Creek Trail Segment A Construction Documents, Miami-Dade County** — Served as landscape analyst on the Kimley-Horn team that prepared construction documents for this 9.1-mile, multi-use greenway trail in southern Miami-Dade County. Kimley-Horn was responsible for all phases of this project ranging from programming and schematic design through construction phase services. We assisted the Miami-Dade County Parks and Recreation Department (MDPR) in identifying potential trail alignments, amenities, trailhead locations, and neighborhood connections. We coordinated with numerous stakeholder groups, including utilities, local governments, and permitting agencies. Our design incorporated a non-motorized trail and linear park design within the Black Creek Canal (C-1) right-of-way owned by the South Florida Water Management District (SFWMD). Key challenges on this project that we addressed included slope stability near the canal bank, crossing several major roadways (including a six-lane section of US 1), and working within SFWMD design standards for permitted use of their right-of-way.

**West Avenue Bridge PD&E Study, Miami Beach** — Served as landscape analyst for the West Avenue PD&E study in Miami Beach. The study was performed to develop a preferred alternative for a bridge connecting West Avenue between Dade Boulevard and 17th Street. Team duties included project traffic development using Turns5, traffic analysis for no-build and bridge design alternatives, and preparation of the design traffic memorandum.

**Mowry Drive Roadway Improvements, Homestead** — Landscape analyst for the Kimley-Horn team. This project consists of widening and resurfacing the existing two lane road from SW 152nd Avenue to SW 157th Avenue in Homestead. The project includes landscape and hardscape plans, renderings, decorative street lights, drainage, signing and marking, and traffic control plans. Also designed a new irrigation system.

**Relevant Experience**

**MDC West Parking Structure, Doral (Miami Beach)** — Serving as project engineer for the Kimley-Horn team that is performing an engineering investigation of this site for a private client. Involved with site visits, MEP inspection reports, and document preparation.

**Miami Marlins Park Garages, Miami** — As project manager for parking consultation and structural engineering disciplines, designed four parking garages to serve Marlins Park, the new home of the Miami Marlins Major League Baseball team. The structures provide approximately 4,800 parking spaces and also include 60,000 square feet of ground floor commercial and retail space, as well as platforms for solar panels.

**Miami Courthouse Garage, Miami** — As project manager, assisted with the design of the mixed-use parking facility adjacent to the new Federal Courthouse in downtown Miami. Served the owner, the Miami Parking Authority, as prime designer, including parking design services for the 850-space facility. The garage includes two retail spaces on the ground level, as well as more than 20,000 square feet of office space.

**Tampa Port Authority Channelside Garage Expansion, Tampa** — As project manager, assisted with the design for this essential infrastructure project for the Tampa Port Authority. The Tampa Port Authority Channelside Garage expansion was a complex design-build project consisting of a five-tier, 720-space horizontal expansion to an existing garage. The expansion serves the growing number of cruise travelers and associated traffic at the port and the Channelside District.

**Parking Consultant of Record, Clearwater** — Serving as project manager for this three-year contract with the City of Clearwater. Kimley-Horn was selected by the City to provide parking consultant services, including studies, engineering, design, construction, and review of multi-story garages and related facilities/operations, parking technologies, and enforcement.

**Target Store #1480, Plantation** — Serving as project engineer and providing evaluation and plan coordination services on this retail site in Plantation. Kimley-Horn is part of Target's national pavement management program team. Services include conducting a pavement condition survey, analysis, and recommendations for repairs. During the construction phase, Kimley-Horn represents Target as the owner's site representative. This work includes coordination between the contractors and Target store personnel, tracking quantities, quality assurance, and project closeout.

**Southwest Downtown Garage, Gainesville** — Serving as project manager of the Kimley-Horn team that is performing a parking operations evaluation for this project. The Southwest Downtown Garage is located in the heart of downtown Gainesville in close proximity to public buildings, restaurants, and nightclubs. The Kimley-Horn team performed an overall evaluation of this garage for the City of Gainesville and has submitted a draft report to the City for review.

**The Flamingo South Tower Garage/Lanai (aka Flamingo Parking Garage), Miami** — Serving as project manager and parking/structural engineer. Kimley-Horn is a subconsultant to another firm who was recently selected to provide engineering services for the demolition and design-build of The Flamingo South Tower garage/lanai. Our services will include civil engineering, parking, structural, architecture, geotechnical, and MEP.

**Britt's Surf-Style Mixed-Use Facility, Clearwater** — Served as the city's owner's representative during the design and construction of the 300-space Britt's Surf-Style parking structure. The new mixed-use parking facility contains ground level retail and restaurant space. Provided specific design guidelines to include functionality, security, lighting levels, durability, and waterproofing.

**Dadeland Towers Garage Restoration, Miami** — As principal-in-charge and project manager, provided condition assessment and restoration services for the four-level, 400 space parking structure. Responsible for leading the engineering team production of concrete repair and waterproofing specifications and restoration documents to extend the durability of the parking structure.

**Canaveral Port Authority Design-Build Parking Garage, Cape Canaveral** — Provided design services for a new 1,000-space parking structure in Cape Canaveral. As a result of a significant increase in cruise ridership, parking demands in the area have risen dramatically. The precast parking structure will serve the growing parking needs of the Disney Cruise Line. The structure includes pedestrian connections to the cruise terminal, as well as a passenger and baggage drop-off area on the ground floor.

**Special Qualifications**

- Fourteen years of experience in parking planning, structural design, and restoration projects on a national scale
- Expertise in complex and mixed-use projects in the entertainment, government, transit, retail, healthcare, and private sectors
- Highly skilled in the financial planning, functional design, operational consulting, and rehabilitation of parking facilities

**Professional Credentials**

Bachelor of Science, Civil Engineering,  
Pennsylvania State University, 2000  
Professional Engineer in Florida and  
Pennsylvania

**Professional Organizations**

American Concrete Institute  
Urban Land Institute  
Florida Parking Association - Board  
Member ULI - Member Switchboard  
of Miami - Board Member (Charitable  
Organization)

*Relevant Experience, cont.*

**New Jersey Transit Hamilton Station Garage, Hamilton, NJ** — As project manager, designed a parking structure to serve the existing Hamilton Station, located in Hamilton, New Jersey. The six-story, precast parking structure provides 2,066 spaces for transit commuters. The façade of the parking structure was designed to complement the existing train station, as well as the historic American Standard building located opposite the rail tracks. The design incorporates architectural features similar to the American Standard building, such as keystones and cornices, into the stair towers of the parking structure.

**Alfred I. duPont Hospital for Children Parking Garage, Wilmington, DE** — As project manager, served as the prime designer for a new garage on an existing employee lot. The garage contains 1,800 spaces and includes a precast façade with stone-like features, which blend attractively with the rest of the campus. Also developed a courtyard at the main elevator stair tower to provide an inviting space for employees, giving the facility a warm and inviting atmosphere.

**Davis Street Parking Garage for Mercy Medical Center, Baltimore, MD** — As project manager, designed a parking garage to serve patients, visitors, and employees of the Center. The garage accommodates approximately 1,300 spaces to accommodate future development and expansion of the Center. The design reused the existing foundations and added supplemental ones to support the new garage. Working with the design architect, provided parking functional design, structural engineering, signage, parking equipment, and striping plans for the facility.

**New Jersey Transit Ramsey Route 17 Station Garage Ramsey, NJ** — As project engineer, designed a parking structure to serve the Ramsey Route 17 Station. Also designed train station vestibules and alcoves, as well as a pedestrian bridge that spans the train tracks and connects the station directly to the parking garage. The concrete walls on both the station and the stair towers of the garage incorporate the stone aspect of these buildings. In addition, metal screening was also included on the garage to present a link between the concrete stone walls.

**Orlando Premium Outlets (Vineland Avenue), Orlando** — Serving as project engineer. Kimley-Horn provided site civil, traffic, and permitting services for the 120,000-square-foot Phase II expansion of the center. Previously, we had provided the civil engineering and landscape design of this 480,000-square-foot retail outlet mall located on Vineland Avenue in Orlando. As an open-air complex, one of the critical features was the design of the internal drainage and pedestrian walkway. Additional services for this tourist destination entailed a three-quarter-mile extension of Vineland Avenue and master planning for a future timeshare project on the property.

**St. Armands Parking Study, Sarasota** — Serving as project manager for the Kimley-Horn recently selected by the City of Sarasota to perform a parking feasibility study to address the shortage of parking spaces within the St. Armand's commercial district. The study will review existing parking demand reports and examine the feasibility and estimated cost of solutions, including erecting a parking structure or pursuing alternative parking solutions. Our analysis plan will address the following work items: (1) investigate incorporation of structured parking and examine alternative concepts to manage a shortage of parking spaces, including signage and wayfinding recommendations; (2) consider the costs associated with design and construction of structured parking along with the impact of traffic and utility requirements; (3) review impacts on pedestrian flow, traffic flow, trip generation, and vehicular ingress and egress patterns; and (4) review operations and financial modeling and recommend viable financing strategies.

**Reedy Creek Improvement District (RCID) Transportation Consulting Services for Infrastructure Improvements, Lake Buena Vista** Serving as project engineer. The Reedy Creek Improvement District (RCID) recently selected Kimley-Horn to provide transportation planning/consulting services for infrastructure improvements. Our services may include reviews, evaluations, and/or recommendations regarding existing and/or proposed improvements.

## Relevant Experience

**Resorts World Miami** — Serving as engineer. Kimley-Horn is providing site/civil engineering, environmental, and ongoing traffic engineering services for the 14-acre bayfront site that previously housed the Miami Herald newspaper at 1 Herald Plaza in Miami. The proposed project includes four new hotels with more than 5,000 rooms and two residential towers featuring up to 1,000 units; a luxury retail galleria; a 3.6-acre rooftop lagoon and natural sand beach; more than 50 restaurants, lounges, bars, and nightclubs; a high-tech multimedia entertainment area showcasing the music and culture of Florida and South America; and 700,000 square feet of convention and meeting space. The resort will help develop the three-mile BayWalk, which highlights a 150-acre leisure and entertainment area in downtown Miami. Team tasks include due diligence, parking studies, underground utility design, preparation of a Special Area Plan (SAP) traffic study consistent with City of Miami 21 Zoning Code, environmental site assessment and potential remediation planning, including contaminant delineation, water quality evaluation, and quarterly groundwater monitoring.

**General Civil Engineering Consultant, Town of Bay Harbor Islands** — Served as project engineer and provided permitting assistance for this general services contract. The Kimley-Horn team recently completed the master plan for a community enhancement program that includes roadway, streetscape, drainage, utility undergrounding, and beautification. Additional projects that are currently under construction, or have recently been constructed, are two passive parks and a roadway beautification project. Half of the cost of these projects was funded by a grant obtained with Kimley-Horn's assistance.

**ICE, Miami** — Provided Miami-Dade Water and Sewer District and FDOT construction document productions, permit coordination, underground utility coordination, site utility study, profiling, OPC/construction estimating, roadway alignment, drainage inspections, and MEP coordination.

**Midtown Miami Brownfield Redevelopment, Miami** — Provided utility profiling and coordination, permit scheduling, site inspection and calculations, water and sewer design, Community Development District reports, drainage report and exhibits, OPC, zoning approval, capital improvements, public right-of-way improvements, sight triangulation, environmental restoration analysis, shop drawing reviews for this large redevelopment project.

**Target Store Design and Construction, (Kendall and 150th Avenue, Bird Road and Palmetto Expressway), Miami** — Provided utilities design and permitting, site evaluation and assessment, site investigation reports, administrative zoning approval, requests for proposals, CPR permit scheduling, and variance coordination.

**Southwest Neighborhood Plan, Homestead CRA** — Served as project engineer and performed contaminant investigation, OPC, and master planning. The Southwest Neighborhood Master Plan is truly a first class work plan for all future development within the 350-acre historic African American neighborhood in the City of Homestead. Kimley-Horn led a diverse team of architects, economists, historians, planners, and specialists (including transportation, utilities, and environmental) to develop a holistic approach to the redevelopment plan for the neighborhood. Through a tremendous public consensus effort, the project has now become an amendment to the City land development code and is being implemented.

**Miami River Greenway, Miami** — Project engineer involved in the creation of a greenway within the existing right-of-way owned by the City of Miami. Responsibilities included permitting, drainage, site utility coordination and profiling, schematics, storm invert inspection, and survey verification. Our team provided site civil services for paving, grading, landscape architecture, construction plans, drainage plans, and permitting. The new Miami River Greenway will serve as a pedestrian linkage for the many communities along the river to the downtown.

**University of Miami Medical Staff Parking Garage and Chilled Water Plant, Miami** — Served as project engineer. Kimley-Horn provided civil engineering services for this new 10-story parking garage that houses a chilled water plant, emergency generators, and data center to serve existing and future medical facilities throughout the University of Miami Medical Campus. Located on approximately 2.18 acres, the facility will house 1,360 parking spaces with a 20-foot utility easement on the east side of the parcel. Kimley-Horn designed the water, sewer, paving, grading, and drainage facilities servicing the building.

**University of Miami Interdisciplinary Laboratory Building (AMEDIC), Miami** — Served as project engineer. Kimley-Horn provided site civil design services for this 180,000-square-foot, 10-story building located on a 1.6-acre site. This research and laboratory structure houses office space, wet laboratories, and an animal research facility. Kimley-Horn's design included water, sewer, and fire services

## Special Qualifications

- Has 11 years of diverse civil engineering experience
- Areas of expertise include land development, stormwater management, water and sewer systems, urban planning, permit expediting, and utility system design
- Experience serving a diverse group of clients, including counties, municipalities, government agencies, and private developers
- Proficient in AutoCAD and design analysis software programs

## Professional Credentials

Bachelor of Science, Civil Engineering,  
Florida International University, 2004  
Professional Engineer in Florida

## Professional Organizations

American Society of Civil Engineers  
(ASCE)  
American-Cuban Engineers

*Relevant Experience, cont.*

to the building, on-site drainage improvements, the design of a Florida Power & Light utility duct bank, and the design of a BellSouth telecommunication duct bank. The building's on-site underground stormwater retention system provides irrigation water to reduce usage of potable water. We also coordinated the permitting of all service connections and assisted the client during the construction administration phase.

**Terrazas RiverPark Village, Miami** — Located in the City of Miami, this project will consist of two high-rise towers featuring beautiful views of the Miami River and Sewell Park, a 10-acre city park. Originally, this site consisted of a condemned hospital and many large trees. Serving as project analyst, provided utility coordination and performed the site utility study for this urban residential development.

**Miami Jewelry District, Miami Downtown Development Authority**— Served as project engineer. For the past decade, downtown Miami has been undergoing an economic revitalization which includes the introduction of several high-rise mixed-use developments, as well as public infrastructure projects, including the renovation of Flagler Street, Miami's main street; a new downtown master plan; and the soon to come light rail line, which will run through the Jewelry District. The Jewelry District master plan and streetscape improvements are the next phase in the continuing improvement of downtown. Kimley-Horn developed an implementation master plan for the right-of-way elements within the Jewelry District. In addition, we produced construction documents for the streetscapes based on the implementation master plan.

**Hialeah Park Development of Regional Impact (DRI), Hialeah** — Served as RAC/UCBD scheduler and provided civil coordination. Kimley-Horn provided entitlement services, including DRI, comprehensive plan amendment, rezoning, and master planning for the redevelopment of Hialeah Park. Hialeah Park is a 202-acre, former horse racing facility that first opened in 1926. The redeveloped site is expected to include 3,760 residential units, retail and office space, a town center, school, and several parks and urban plazas. For future portions of the project, Kimley-Horn will provide civil engineering, urban design, landscape architecture, planning, and project management services.

**Saxony Hotel Renovations/Improvements, Miami Beach** — Serving as project manager for the Kimley-Horn team that is providing civil and traffic engineering services for this mixed-use project, which involves renovations and improvements to the existing historic hotel originally completed in 1948. As part of the new Saxony Hotel and residences, the project includes construction of a new 19-story condominium tower (a 62,500-square-foot building with 67 multi-family units), an underground parking garage, and two separate amenity decks to serve the hotel and condo towers. Our services include due diligence; schematic design; landscape architecture; permitting through the City of Miami Beach WASD and DERM, FDOT, FDEP, and SFWMD; preparation of contract documents; and construction phase assistance.

**Miami Children's Hospital, Miami** — Served as project engineer. Kimley-Horn provided civil engineering services to Miami Children's Hospital for a parking garage, central energy plant, and oxygen plant. Associated civil engineering services included drainage design, roadway design, easement coordination, permitting, development of a stormwater management plan, design of underground storage tanks, and the preparation of construction documents.

**NW 37 Avenue Water and Sewer Improvements** — Project engineer. This project is part of the Miami-Dade Water and Sewer Department's (MDWASD) "Needs Assessment Program" (NAP). It consisted of the preparation of a technical memorandum to evaluate alternatives and recommend improvements within a 2,000-acre area of unincorporated Miami-Dade County that had little or no existing water and sewer infrastructure. The scope of services included data collection; site investigations; and researching utility billing records to identify properties currently without water and sewer service or being served by the City of Hialeah. Other tasks performed included environmental site assessments, researching right-of-way availability, coordination with regulatory agencies and stakeholders, future demand projections, hydraulic modeling to identify system deficiencies and the development of alternatives to meet current and future potable service and fire protection demands..

**(Miami) RiverFront, Miami** — Prepared the plans development submittal and provided utility coordination, site calculations, cross-sections, and paving and grading for this 11-acre site for a six-tower residential development.

**Roberto Clemente Park, Miami** — Served as project engineer. Kimley-Horn provided the renovation of this three-acre park, including a playground, parking lot, recreation building, and surrounding landscape, as well as a new 8,000-square-foot building. Features on the site include baseball/softball fields, basketball courts, playgrounds, and connection to a waterpark.

**The Flamingo South Tower Garage/Lanai (aka Flamingo Parking Garage), Miami** — Member of the Kimley-Horn team providing engineering services for the demolition and design-build of The Flamingo South Tower garage/lanai. Our services include civil engineering, parking, structural, architecture, geotechnical, and MEP.

**Bryan Park, Miami** — Provided drainage analysis, and permitting for this high-profile park refurbishment project.

### Relevant Experience

**Force Main Route Evaluation Report, North Bay Village** — Served as project engineer for the Kimley-Horn team that developed a force main route evaluation report for the City's force main system. The City's existing sub-aqueous 12-inch force main system was old and deteriorating and required replacement. The proposed force main route included both open-cut and horizontal direction drill (HDD) segments for either approach. The evaluation process included coordination with stakeholders and permitting agencies that had jurisdiction and/or influence over the project to identify requirements, concerns, and obtain feedback pertaining to issues that affect the permitting, design, construction, schedule, and cost of the proposed project.

**Roberto Clemente Park, Miami** — Served as project engineer. Kimley-Horn provided the renovation of this three-acre park, including a playground, parking lot, recreation building, and surrounding landscape, as well as a new 8,000-square-foot building. Features on the site include baseball/softball fields, basketball courts, playgrounds, and connection to a waterpark.

**Mowry Drive Roadway Improvements, Homestead** — Served as project engineer for the new construction and widening of Mowry Drive (SW 320th Street) from SW 157th Avenue to SW 152nd Avenue. The existing roadway consisted of a one-lane paved road and was proposed to be converted to a four-lane divided urban section with bike lanes on both sides. As part of the project, environmental and drainage permits were obtained from SFWMD, RER and USACE. The project also included preparation of bid documents and construction supervision.

**Government Cut Force Main Phase I, Miami Beach** — Project manager for a feasibility study to evaluate the opportunities and constraints of installing a 54-inch force main under Government Cut. The study included a brief description of the project, including its purpose and need and agency jurisdictional control and coordination for permitting. It summarized the various construction methodologies and issues that would be involved in the design, permitting, and construction of these force mains and provided a ranking recommendation.

**Miami-Dade Water and Sewer Department, 72-inch Raw Water Main Design, Miami-Dade County** — Served as project manager. Kimley-Horn was responsible for the design of approximately 8,800 feet of 72-inch raw water pipeline through a heavily urbanized section of the City. The project included the implementation of a trenchless technology (micro-tunneling) for approximately 1,300 feet under two major canals and a major railroad switch yard.

**Key West Resort and Conference Center, Key West** — Serving as project engineer for this 17-acre mixed-use development located at the entrance to Key West. In keeping with the existing Key West architectural vernacular and landscape amenities, the scale and aesthetics of this resort will comfortably coexist with the historical architectural charm for which Key West is known.

**Miami World Center, Miami** — Served as project engineer. Prepared typical sections for streetscapes for the City's largest proposed downtown project. Kimley-Horn also partnered with numerous utility companies to determine existing underground conditions. Once this information was obtained, we worked with multiple stakeholders to develop and evaluate various streetscape options for roads and avenues within the multi-block project limits.

**Miami River Greenways Design, Miami** — Engineer of record for the development of a master plan for six sites owned by Miami-Dade County. Two design options were developed for each site and presented to the public and the Miami River Committee for discussion and concurrence for the recommended alternative to proceed with the design phase. Design included site development, drainage, permitting (DERM and FDEP), lighting, structural design new seawalls, and repairs of existing landscape and irrigation.

**Washington Avenue Roadway Improvements, Phase II, Homestead** — Project engineer for the new construction and widening of Washington Avenue from NE 2nd Street to NE 8th Street from a two-lane undivided section to a two-lane divided urban section with parking on both sides. The project included roadway, drainage, signing and marking, lighting, water main extension, landscaping, and irrigation plans. The project included obtaining all required permits, preparation of bid documents, and construction supervision.

**48" Force Main Along Sunny Isles Boulevard, North Miami** — Project engineer for the design of a 48-inch force main along Sunny Isles Boulevard from P.S. 426, just west side of the Intracoastal Waterway, to the WASD North District WWTP. The project consists of

### Special Qualifications

- Has 19 years of diverse engineering and project management experience
- Experienced in the preparation of permit documents, bid/contract documents and specifications, work schedules, and opinions of construction costs
- Experienced in the use of AutoCAD software, WaterCAD hydraulic modeling software, Microsoft Project scheduling software, and flood routing software published by FDOT and the South Florida Water Management District
- Experienced serving a diverse group of clients, including private developers, municipalities, and utilities
- Experienced in quality control review of projects with constant client interaction through all phases

### Professional Credentials

Bachelor of Science, Civil Engineering,  
Florida International University, 1993

Professional Engineer in Florida

### Professional Organizations

American Society of Civil Engineers  
(ASCE)

Florida Engineering Society

National Society of Professional  
Engineers (NSPE)

*Relevant Experience, cont.*

installing approximately 7,600 linear feet of a 48-inch diameter D.I.P. (I.D.) force main along Sunny Isles Boulevard and 2,600 linear feet of twin 48-inch diameter H.D.P.E. (O.D.) force mains through the Oleta River State Recreation Area. The project required an aerial crossing of the Oleta River, and extensive coordination with Florida DEP for the mitigation of impacted natural resources.

**Miami Dade College Wolfson Campus Student Support Center** — Served as civil engineer. Provided civil engineering and transportation/traffic services related to the Student Support Center, a six-story, 78,000-square-foot± facility within Miami Dade College's Wolfson Campus. KHA's services include design and development of construction drawings, sustainability, permitting, coordination with MDC's selected "CM at Risk," and construction phase services. In order to provide added safety and wider sidewalks along NE 2nd Avenue, MDC proposed the reduction of NE 2nd Avenue from three lanes to two lanes.

**Black Creek Trail Segment A Construction Documents, Miami-Dade County** — Served as project engineer on the Kimley-Horn team that prepared construction documents for this 9.1-mile, multi-use greenway trail in southern Miami-Dade County. Kimley-Horn was responsible for all phases of this project ranging from programming and schematic design through construction phase services. We assisted the Miami-Dade County Parks and Recreation Department (MDPR) in identifying potential trail alignments, amenities, trailhead locations, and neighborhood connections. We coordinated with numerous stakeholder groups, including utilities, local governments, and permitting agencies. Our design incorporated a non-motorized trail and linear park design within the Black Creek Canal (C-1) right-of-way owned by the South Florida Water Management District (SFWMD). Key challenges on this project that we addressed included slope stability near the canal bank, crossing several major roadways (including a six-lane section of US 1), and working within SFWMD design standards for permitted use of their right-of-way.

**Metrorail M-Path (Bike Path/Shared-Use) Trail Improvements from SW 67th Avenue to the Miami River, Miami** — Project engineer for improvements of the M-Path (shared-use trail) between SW 67th Avenue and the Miami River. The project includes new construction, widening, milling and resurfacing, addressing ADA issues, new signage, and new pavement markings at 34 intersections/street crossings along the M-Path. Signal improvements/modifications at three intersections and addition of three new Rectangular Rapid Flashing Beacons (RRFBs), replacing meandering sections of the path with more direct/straight "bicycle-friendly" sections, is also included in the project. Dry run permitting, preparation of bid documents, and construction phase assistance is also included.

**NW 37 Avenue Water and Sewer Improvements** — Serving as KHA project manager. This project is part of the Miami-Dade Water and Sewer Department's (MDWASD) "Needs Assessment Program" (NAP). It consisted of the preparation of a technical memorandum to evaluate alternatives and recommend improvements within a 2,000-acre area of unincorporated Miami-Dade County that had little or no existing water and sewer infrastructure. Improvements were necessary to expand the capacity of the existing system and sustain future economic redevelopment within the area. Additionally, though the project area is within unincorporated Miami-Dade County, portions of it receive water service via water mains owned and operated by the adjacent City of Hialeah. Part of our services included developing a plan to disconnect services from the City of Hialeah and reconnect them to the County's water distribution system.

**Lincoln Road Closure, Miami Beach** — Served as civil engineer. This project is a joint-venture between the City of Miami Beach and UIA Management, LLC. The 1000-1100 Block of Lincoln Road has been closed to vehicular traffic to allow for the extension of the Lincoln Road Pedestrian Mall. The mall is being extended west, from Lenox Avenue to Alton Road, and will include a new pedestrian plaza. The design also includes four water gardens, and streetscape and infrastructure improvements. Kimley-Horn is providing due diligence, civil engineering, landscape architecture, permitting, traffic signal modifications, and lighting and electrical design services for this project.

**Midtown Miami Brownfield Redevelopment, Miami** — Project engineer. The design includes nearly 12,000 linear feet of urban streetscapes, a linear park system, an urban plaza, and a series of vest pocket parks. Infrastructure components included FPL, telecommunications, storm drainage, traffic signals, roadways, 12,500 linear feet of new water mains, and 6,500+/- linear feet of new sanitary sewer mains. The sanitary sewer required a challenging interconnection with an existing 72-inch live interceptor on Biscayne Boulevard. Tracks and infrastructure were also laid for a future street car system. Permitting involved multiple jurisdictions, including the City of Miami, Miami-Dade County Public Works, FDOT, Miami-Dade DERM, FDEP, and the Miami-Dade Water and Sewer Department.

**North and South River Drives, Miami** — Served as project engineer. Additional aesthetic improvements included site furniture, pedestrian lighting, and preliminary landscape recommendations to enhance the overall quality and provide a definable image for the Miami River Greenway. In addition to landscape architecture and urban planning, Kimley-Horn also provided civil engineering, roadway design, and stormwater retrofitting services for this project. With these in-house capabilities, the design team was able to produce high-quality 30 percent construction drawings for the City within the anticipated timeframe.

**Streetscape for SW 4th Street, Homestead** — Project manager for the design of roadway and streetscape improvements following the SW 4th Street Master Plan. The project consisted of roadway resurfacing, right-of-way beautification, on-street parking, streetscape, landscape, and irrigation improvements along SW 4th Street between SW 2nd and SW 7th Avenues. The project also included repair of existing drainage utilities and traffic signage.

## Relevant Experience

**Force Main Route Evaluation Report, North Bay Village** — Served as environmental analyst for the Kimley-Horn team that developed a force main route evaluation report for the City's force main system. The evaluation process included coordination with stakeholders and permitting agencies that had jurisdiction and/or influence over the project to identify requirements, concerns, and obtain feedback pertaining to issues that affect the permitting, design, construction, schedule, and cost of the proposed project. The final force main route evaluation report addressed stakeholders' issues, permit feasibility, project timeframes, preliminary opinions of probable cost, and a recommendation to proceed with the preferred route.

**Miami Lakeway North Resurfacing and Drainage Improvements, Miami Lakes** — Served as environmental analyst. Kimley-Horn helped the Town obtain more than \$600,000 in stimulus funding to construct this roadway and drainage improvement project that includes a portion of Miami Lakeway North between Celebration Point and Miami Lakes Drive and NW 153rd Street from Miami Lakeway North to NW 60th Avenue. Prior to obtaining the stimulus funding, Kimley-Horn assisted the Town in becoming Local Agency Program (LAP) certified so that the Town would be eligible to obtain the stimulus funding. Our team developed a design criteria package—in compliance with Federal funding criteria—which resulted in securing the stimulus funding and award of the project to the design-build team.

**Optimist Park, Miami Lakes** — Served as project analyst. The Town of Miami Lakes Optimist Park improvements consisted of grant funded improvements identified for Miami Lakes Park as part of the Florida Recreation Development Assistance Program (FRDAP) and land and water grants. The park improvements included the picnic facilities, including two picnic pavilions, a bike path with pathway lighting, a sailboat launch, a fishing pier, light poles, landscaping and irrigation, the renovation of the existing restrooms, resurfacing of the parking lot, a canoe put-in, a water access trail, and renovations to the baseball field, soccer field, and softball field.

**Siesta Beach Park, Sarasota County** — Serving as analyst. Kimley-Horn is currently in the design phase of this project and will provide park design, construction documents, and permitting for the high-profile Siesta Beach Park project in Sarasota County. While the project is in its early stages, design components will include a beach front esplanade to connect key park components; improved traffic circulation and parking; wayfinding signage; environmental permitting; bioswales, pervious pavement, Silva Cells, and other low impact development (LID) components, as applicable.

**Blackburn Point Park, Osprey** — Serving as project analyst. Kimley-Horn is providing engineering services associated with the design, permitting, and preparation of construction plans and contract documents for Blackburn Point Park, a chain of island park sites along Blackburn Point Road and the Intracoastal Waterway. The combined park sites will provide boat ramps, boat trailer parking, car parking, docks/fishing piers, enhanced pedestrian connections, kayak launch, exotic species removal, enhanced native plantings, restroom facilities, playground, low impact development solutions, grand tree preservation, renovated rowing club yard and ramp, group pavilion/restrooms/concessions, picnic shelters, and shade/interpretive structure.

**Lloyd Estates Streetscape and Drainage Improvements, Oakland Park** — Environmental analyst for the Kimley-Horn team that provided professional engineering services for the design and construction of the Lloyd Estates Residential and Industrial Area Drainage Project. The project involves phased drainage and water distribution system improvements consisting of the construction of a stormwater collection system with water quality treatment measures and possible upgraded outfalls, as well as replacement of select existing water mains within the project area. The professional services include surveying, stormwater analysis, civil and electrical engineering design, landscaping and irrigation, permitting, coordinating with utility providers for adjustments and or relocations, preparing quantity calculations, and engineer's estimates of probable costs.

**Capital Cascades Trail, Segments 3 and 4, Blueprint 2000, Tallahassee** — Serving as environmental analyst. Kimley-Horn was selected to provide services relating to the design of this stormwater pollutant load and sediment abatement greenway, including effective community participation and consensus building; environmental evaluation, stormwater management, landscape, and park amenities that provide a unifying community concept; and greenway and trail connectivity improvements.

**Mowry Drive Roadway Improvements, Homestead** — Served as environmental analyst for the new construction and widening of Mowry Drive (SW 320th Street) from SW 157th Avenue to SW 152nd Avenue. The existing roadway consisted of a one-lane paved road and was proposed to be converted to a four-lane divided urban section with bike lanes on both sides. The project included design and preparation of roadway, drainage, signing and marking, lighting, water main extension, landscaping and irrigation plans. As part of the project, environmental and drainage permits were obtained from SFWMD, RER and USACE. The project also included preparation of bid documents and construction supervision.

## Special Qualifications

- Has 10 years of experience, including extensive field work throughout peninsular Florida in upland, freshwater, and estuarine environments
- PADI-certified scuba diver

## Professional Credentials

Bachelor of Science, Biology, Denison University, 2004

Authorized Gopher Tortoise Agent  
(Permit No. GTA-11-00004)

## Professional Organizations

Society of Wetland Scientists

*Relevant Experience, cont.*

**Cherry Creek Environmental Assessment and Dredging & Sleepy River Dredging, Oakland Park** — Served as environmental analyst. Provided project management, environmental assessment, and permitting services for the City of Oakland Park. Environmental services included conducting an alternatives analysis and environmental assessment of Cherry Creek and Coral Lakes headwaters, permit support documentation to dredge portions of the water and preparation of associated mitigation plans, and support during the bidding process, as well as construction phase services during the duration of the contractor's work to maintain permit compliance.

**Lake Worth Beach Redevelopment, Lake Worth** — Assisted in the preparation of Coastal Construction Control Line (CCCL) permitting for the redevelopment of the public beach access. Coordinated with Florida Fish and Wildlife Commission (FWC) and Florida Department of Environmental Protection (FDEP) to ensure lighting throughout the site was compatible with sea turtles nesting on the beach as well as human health and safety standards.

**City of Miramar Vizcaya Park (formerly known as Bluegrass Lakes Park), Miramar** — Served as environmental analyst. This 20-acre park in Miramar provides several active recreational opportunities, including a soccer/multiuse field, two full-size basketball courts, and a 7,600-square-foot community center. The park's passive features include open picnic areas, a playground, and a jogging/fitness trail along the perimeter of the project site. Kimley-Horn provided master planning; landscape architecture; design, engineering, and permitting services; and construction observation and administration. This project serves as the City's first Leadership in Energy and Environmental Design (LEED) building, which obtained Gold Certification. The City also plans to construct a 10,000-square-foot civic center, press box, concession stand, and storage area at the site during later phases.

**St. Lucie County Mosquito Control and Coastal Management On-Call Services, Port. St. Lucie** — Under this contract with St. Lucie County Mosquito Control, Kimley-Horn has completed multiple restoration projects for impoundments and Spoil Islands in the Indian River Lagoon. Conducted permitting through the Florida Department of Environmental Protection (FDEP) and U.S. Army Corps of Engineers (USACE) to remove exotic vegetation and enhance County parks throughout St. Lucie County along the Intracoastal Waterway.

**Roebuck Road, SR 7 to Jog Road, West Palm Beach** — Served as environmental analyst. As a subconsultant to another firm, Kimley-Horn provided drainage analysis and design, signing and pavement marking, and signal plans. We were also responsible for environmental permitting services.

**US 41 (50th Street) Design (from 27th to 47th and from Acline to Uceta), FDOT District Seven** — Serving as environmental analyst. The design for this corridor includes upgrading two railroad/bridge structures, as well as widening of pavement to accommodate a sidewalk and keyhole bicycle lane in each direction. Other issues that will be addressed for this project include right-of-way deficiencies, upgrading existing sidewalk and transit features to meet ADA standards, correcting areas with limited sight distance, relocation of existing utilities, upgrading four signalized intersections located in the project corridor, and correcting areas of localized flooding. Our team will also prepare specification packages in accordance with FDOT requirements and provide quality assurance/quality control and constructability review.

**Madison Avenue Segment II Improvements, Hillsborough County** — Serving as environmental analyst. Kimley-Horn is providing roadway design services for this project, which involves the reconstruction of an existing three-lane, undivided facility to a four-lane, urban divided facility that includes the Delaney Creek pop-off canal. Other project elements include stormwater management, culvert hydraulics, new storm sewer system, pond design, utilities relocation design, condition inspection of existing triple cell box culvert, load rating, culvert extensions/retrofit design, custom sidewalk/pedestrian bridge design and retrofit, as well as extensive permitting efforts with three regulatory agencies. Utility adjustments, locates and relocation scheduling involved coordination efforts with eight utility owners.

**Orlando Sidewalks Various Locations on State Roads, FDOT District Five, Orlando** — Serving as environmental analyst for the Kimley-Horn team retained to provide design services for FDOT District Five as they implement a sidewalk improvement project along the various state roads in the City of Orlando. The project includes the installation of sidewalks within certain FDOT road right-of-ways generally located in the northwest quadrant of the City. The purpose of this project is to provide a continuous network of pedestrian sidewalks that will provide connectivity between local residential areas, as well as connectivity to the commercial areas within the project area. The proposed sidewalk network will also enhance pedestrian safety.



## **Manuel G Vera, Jr, PSM**

### **Senior Surveyor & Mapper**

#### **Education/Training**

Bachelor of Science, Legal Studies, Nova Southeastern University, 1994  
Associates of Science, Land Surveying, Miami Dade College, 1988

**Professional Registration:** Professional Surveyor & Mapper, Florida, PSM#5291

**Years of Experience:** 30 Years (with MGVA for 30 years)

**Office Location:** Miami, Florida

**Professional Affiliations:** Florida Surveying & Mapping Society

Mr. Vera Jr., a registered Land Surveyor has 30 years of experience with the company and throughout the state of Florida. He has managed a variety of survey contracts and projects for the Florida Department of Transportation, Miami – Dade County, Miami-Dade Expressway Authority, City of Miami, and numerous Engineering and Design firms. Mr. Vera has performed and managed all types of surveying services including: Design Surveys, Right-of-Way Control Surveys, Right-of-Way Mapping, Platting, Construction Layout, As-built Surveys, Drainage Surveys, etc. Mr. Vera is a Senior Surveyor and Mapper as well as our Senior Project Manager. He has extensive experience in the management and coordination of survey projects involving a variety of surveying techniques such as Aerial Surveys, Conventional Ground Surveying, Utilities designation, etc.

#### **Surveying Experience:**

**FDOT District 6: District Wide Engineering Survey Consultant:** MGVA was selected as the Prime Consultant on this task driven contract performing miscellaneous survey tasks in Miami – Dade County, Monroe County, City of Miami as well as City of Miami Beach and all municipalities within Miami – Dade and Monroe County. Recent tasks have included all aspects of Preliminary Engineering including establishing horizontal (NAD 83/90) and vertical control (NAVD 88) networks using GPS and conventional methods, establishing historical survey baseline and right of way, Topographic Surveys, Bridge Surveys, Drainage Surveys, Boundary and Right of Way Surveys, parcel sketches and legal descriptions for acquisitions parcels, construction easements, aerial easements, etc. including titles searches and reports.

**City of Miami Survey Services Miscellaneous Contract:** Project and task driven contract performing all aspects of Pre-Liminary Engineering survey services. Recently completed project was a Boundary and Topographic Survey, Mean High Water Survey, Sovereign Submerged Land Survey, Bathymetric Survey within Biscayne Bay and the preparation of parcel sketches and legal descriptions for lease purposes of Grove Key Marina and the City of Miami Building. The boundary topographic survey included a complete survey of the entire site which encompasses 2 restaurants, 2 marinas, City of Miami commission building, parking areas, dry boat storage facilities, submerged lands and a private road and a public road. Horizontal (NAD 83/90) and vertical control (NAVD 88) networks using GPS and conventional methods were established. A detail Topographic Survey was performed all above ground features and improvements were located including: existing lighting, light poles with details of poles such as type, material, height, etc., pedestrian ramps, driveways, visible above ground utilities, bricks, concrete, sodded and paved areas, including patterns and special decoration of any surface, pedestrian ramps, drainage structures (including rim/gutter elevations), etc. . A Mean High Water Survey was performed, it was submitted and approved by DEP. Submerged Land Boundary survey was prepared and approved by DEP identifying submerged land limits being used by the City for the Marina's. Underground utilities and designation using ground penetrating radar was performed and depicted on survey. The main purpose for the survey was to redistribute the entire site into parcels being leased or to be leased by private ownership. In all 10 parcel sketches and legal descriptions were created in order to facilitate current leaseholder and future leaseholders.

## RESUME

LISA H. HAMMER

March 2014

P.O. Box 330203

Miami, FL 33233

(305) 858-4667

(305) 858-4237 Fax

lisahhammer@bellsouth.net

Lisa@LisaHammerRCA.com

## SUMMARY

A native Miamian with over thirty years of professional experience in tropical and subtropical horticulture. Particular expertise in arboriculture, landscape maintenance, integrated pest management, plant nutrition, tree management during construction, plant appraisal, and tree risk analysis. Provide on-site consultations, prepare technical reports and specifications, provide project oversight, forensics and expert testimony in legal cases.

## WORK HISTORY

1987-present Lisa H. Hammer, Horticultural Consultant

Private consulting practice in landscaping and arboriculture.

1983-1987 Extension Agent, Urban Horticulture, Florida Cooperative Extension Service

Developed educational and volunteer programs in urban horticulture in Dade County.

1982-1983 Laboratory Technician, Shands Teaching Hospital, University of Florida

Performed laboratory duties related to medical research on effects of pectin on cholesterol levels.

1981-1982 Horticulturist/Keeper Aide, City and County of Honolulu Zoo

Installed and maintained plants in aviary.

1979-1981 Research Assistant, Department of Fruit Crops, University of Florida

Part-time student assistant to agricultural researcher.

## EDUCATION

1977-1981 Bachelor of Science, Agriculture, University of Florida

Major in Fruit Crops. Certificate of Specialization in Tropical Agriculture.

1984-1987 Master of Science, Biology, Florida International University

Thesis research in pollination ecology.

## PROFESSIONAL AFFILIATIONS

American Society of Consulting Arborists. Registered Consulting Arborist No. 333.

International Society of Arboriculture. Certified Arborist No. SO-0758. Board of Directors, Florida Chapter, 2000-2002.

## LICENSES AND CERTIFICATIONS

State of Florida, Certified Pest Control Operator. Certification #JF89007.

American Society of Consulting Arborists. Registered Consulting Arborist #333.

International Society of Arboriculture. Certified Arborist #SO-0758.

## Portfolio of Projects

The diversity of services that we offer to our clients allows us to truly be a consultant to them, not just another landscape architect or engineer. Our depth of resources means that you will benefit from experienced professionals who provide creative streetscaping, land planning, and civil engineering solutions for municipalities every day. *The following is only a brief listing of similar pedestrian promenade and walkway projects we have successfully completed in the past.*

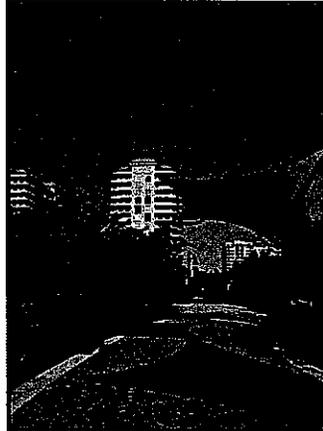
### Boynton Beach Boulevard Extension and Promenade —

Prior to this exciting renovation, a small, mulched pathway was the only area available to the public for water views and recreation along the Intracoastal Waterway in Boynton Beach. More than a simple streetscape beautification, the Boynton Beach Boulevard Extension and Promenade was a strategically planned, catalytic project designed to:

- Create an inviting pedestrian and vehicular link to the Intracoastal Waterway
- Showcase Boynton Beach's historical fishing area
- Transform walkways into a scenic "Gateway to the Gulfstream" crowned by a waterfront park featuring natural mangrove preserves, walking and jogging trails, public art, shaded public seating and a year-round waterfront setting for events

The project consisted of two specific elements: the extension of Boynton Beach Boulevard from US 1 to the Intracoastal Waterway and the construction of a boardwalk along the Intracoastal Waterway from Boynton Beach Boulevard north for approximately 4,000 feet. This project was the link between the private sector and public sector redevelopment activity that had already commenced in this area.

KHA took this important urban streetscape from the initial visioning stages through design and into construction. The streetscape serves as a catalyst for private property investment in the area and the redevelopment of Boynton's waterfront. Our



team worked extensively with the City of Boynton Beach CRA and other local stakeholders to ensure that the vision for the area was emphasized and implemented appropriately in the design. The streetscape goes well beyond a typical design in that it includes 40-foot gateway elements, extensive landscaping, and a high level of hardscape design including decorative seat walls, gathering areas, paver intersections/crosswalks, an urban plaza with a proposed 100-foot tower monument, a link to a pedestrian promenade, and a riverwalk along the Intracoastal Waterway. The improvements created a place that serves the recreational, educational, social, and economical needs of Boynton Beach while reaching out to the region with a unique and captivating design.

*The project was the recipient of the 2008 Build Florida Award from the Florida East Coast Chapter of the Associated General Contractors of America and the 2006 Roy F. Kenzie Award for the Best Capital Project/Beautification Award from the Florida Redevelopment Association.*

**Miami River Urban Infill Master Plan —** The Miami River Commission, working closely with the City of Miami and Miami-Dade County, retained Kimley-Horn to prepare an urban infill plan for the Miami River. Under new state legislation, the firm prepared the first multi-

governmental urban infill plan in the state of Florida. The plan outlines a comprehensive urban planning approach to the 5.5 miles of urban waterfront property along the Miami River. Services included strategic master plan development, consensus building, conceptual landscape and streetscape design, urban design, amendments to the zoning code, transportation planning,

and historic preservation. The Miami River Corridor Urban Infill and Redevelopment Plan is a strategic document that will guide the Miami River Commission's efforts to promote the Miami River Corridor as a working river, a destination landscape, an environmental resource, and a vital economic resource. The major themes of this urban infill plan include: Transportation Along the River; Neighborhoods Along the River; The River Environment; and Implementation Strategies.

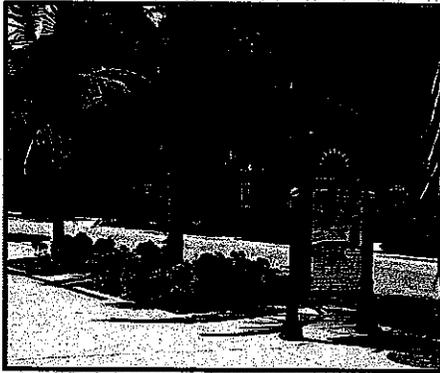
This plan served as the foundation for the creation of a Tax Increment Finance (TIF) District along the Miami River that could yield \$1 billion over the next 30 years.



33

**Miami River Greenway, Miami, FL** — Kimley-Horn was retained to redesign North and South River Drives in the City of Miami to incorporate a continuous greenway along the Miami River. The firm

developed schematic designs, 30%, and final construction documents based on a previous visioning master plan created by Greenways, Inc. The new Miami River Greenway will serve as a pedestrian linkage for the many communities along the river to the downtown. Under this contract, Kimley-Horn developed typical cross sections and plan view graphics that incorporate important urban design elements along the greenway such as:



along the greenway such as:

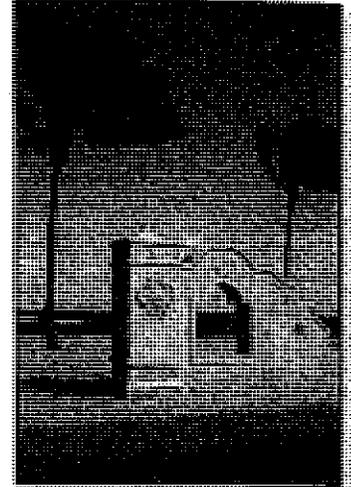
- Wayfinding signage to guide users
- Mini-parks to provide places for rest and enjoyment at the river's edge
- Enhancement of the canopy coverage to help define the image of the greenway and provide shade for users
- Incorporation of public art along the greenway to add to the variety and dynamic quality of the area

Additional aesthetic improvements included site furniture, pedestrian lighting, and preliminary landscape recommendations to enhance the overall quality and provide a definable image for the Miami River Greenway. In addition to landscape architecture and urban planning, Kimley-Horn also provided civil engineering, roadway design, and stormwater retrofitting services for this project. With these in-house capabilities, the design team was able to produce high-quality final construction drawings for the City within the anticipated time frame. These included final documents for sections A, E1, F, and G. Building on these efforts, the firm worked with the City of Miami to prepare design guidelines for the entire corridor that establishes a set of standards for properties and segments of the Miami River Greenway. These guidelines will ensure that as sections of the greenway and adjacent properties are developed over time, a consistent theme will be maintained that is unique to the character of the Miami River Greenway. The intent of these

guidelines is not to regulate design, but rather to suggest a desired level of finish, palette of materials, and consistency throughout the greenway corridor.

**Hollywood Beach Broadwalk** — As part of the implementation of the CRA vision plan prepared for the Hollywood Beach CRA, Kimley-Horn prepared Master Plan and Design Development Documents for the Hollywood Beach Broadwalk from Sherman Street to Jefferson Street. The documents established the design intent for implementation by the Construction Manager at Risk. As a part of this effort, we collaborated closely with CRA and City staff regarding design goals and objectives including enhancements designed to:

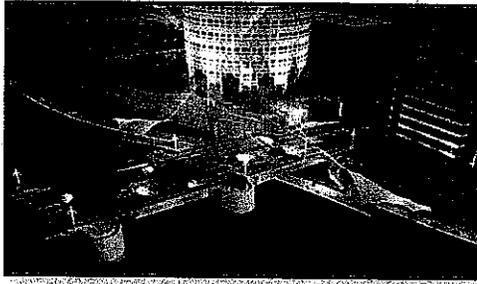
- Support local businesses, residents, and visitors
- Celebrate the history of Hollywood Beach and the Broadwalk
- Support the functional requirements of the Broadwalk including multi-modal active recreation, access to beach and local destinations, passive recreation, and support for local businesses
- Clearly identify beach portals and improve function/aesthetics of street ends
- Create a beautiful destination for all stakeholders



Kimley-Horn worked closely with CRA and City staff regarding all aspects of design, including functional layout of the design features, and product and material selections for all Broadwalk components. Special consideration was also given to creation of design elements that complemented the compelling history of the Broadwalk while meeting the functional, environmental, and sustainability requirements of this heavily used oceanfront amenity. Kimley-Horn also served on the selection committee that ultimately selected the Construction Manager at Risk for implementation.

**Riverwalk at Kennedy Boulevard Plaza, Tampa** — The Kennedy Boulevard Plaza is the final link between the southern and northern leg of the Tampa Riverwalk, connecting almost 2.5 miles of continuous waterfront amenity. At over a third of a mile,

the Kennedy Boulevard Plaza, also known as segments 13, 14, and 15 is the longest over-water segment and the crown jewel of the Riverwalk. This



segment will connect MacDill Park to Curtis Hixon Waterfront Park under the Historic Kennedy Boulevard Bridge, a major corridor to the urban core of downtown Tampa. The structure will also serve as a pathway to two of Tampa's downtown gems, the new Tampa Museum of Art and the new Glazer Children's Museum.

Kimley-Horn, as a subconsultant to another firm, is providing urban design and landscape architecture services for this exciting project. Kimley-Horn approached the design of this segment as a celebration of Kennedy Boulevard Plaza in the form of a "Gateway" to the urban core. Our design focuses on Tampa's tropical waterfront and heritage, and incorporates cabana-like shading elements and trellis features to offer relief and playful interaction with the Florida sunshine. The form-giving components of the shade features evolved from the curvature edge of the deck platform, creating "hoop" geometry for structural integrity to withstand the regional wind loading in an elegant and simplistic shape. Creative lighting design and complimenting furniture add to the pedestrian experience to give patrons an engaging and unique perspective of Tampa's waterfront.

**Siesta Beach Park, Sarasota County** — Kimley-Horn provided park design, construction documents, and permitting for this high-profile Siesta Beach Park project in Sarasota County. Design components include "sense of place" enhancements; a beachfront esplanade to connect key park components;

improved traffic circulation and parking; high quality, indigenous architecture; beautification consistent with a "world class" beach park; phasing and effective implementation while keeping the park open; wayfinding signage;



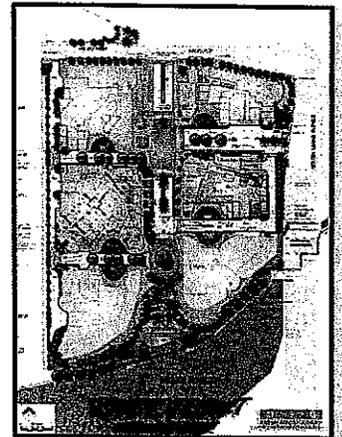
environmental permitting; respect for the environment and wildlife; and LID/LEED/FGBC design solutions and sustainability.

Kimley-Horn's efforts involved advancing a conceptual design by making modifications to the plan in order to be more consistent with the existing environment conditions and constraints. The limits of wetland and protected vegetation were assessed and delineated to micro-site park components in order to minimize and avoid potential impacts to the extent practicable.

We obtained permit approval through two major permit programs at the state level (Environmental Resource Permit program and the Coastal Construction Control Line program). Given the site history, KHA was able to confirm that the FDEP office in Tampa would delegate the ERP to the SWFWMD. The CCCL permit was processed through FDEP's Beaches and Coastal Systems office. This project also involved obtaining a variance from the GBSL requirements and waivers to requirements from the FDEP. Permit coordination was also required with USACE, USFWS, and FWC. The park is now under construction.

**One Miami RiverFront** — As part of the renaissance taking place along the Miami River, this 11-acre site was planned to be

home to six 54-story towers with 3,000 luxury condominiums and more than 100,000 square feet of retail space, all connected by pedestrian plazas and covered arcades. The plans called for ten water features and more than 1,000 linear feet of riverfront improvements, which were guided by the Greenway Regulatory Enhancement Program prepared by Kimley-Horn and adopted by the City of Miami. After successful preparation and approval of the RiverFront MUSEP (Major Use Special Project) documents,

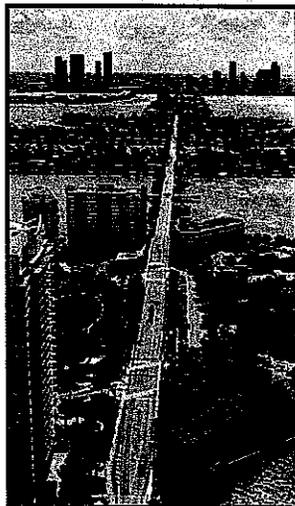


Kimley-Horn was retained to prepare the urban design and construction documents for the entire site. Additional aesthetic focus was placed on a project-wide master graphics package and wayfinding system, enhanced traffic-calming vehicular plazas, and imported European street furniture, and pedestrian lighting.



## Venetian Causeway Master Plan, Final Design and Construction Phase Services, Miami-Dade County — After the Venetian Islands were placed on the National Register of Historic Places, the area was targeted for major roadway, utility, and aesthetic improvements with the goal to restore the causeway and the islands to their original character.

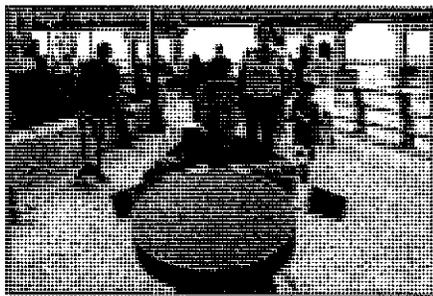
Under the direction of Miami-Dade County Public Works, and coordination with the City of Miami Beach and the City of Miami, KHA was selected to develop a master plan and implement the strategy for these improvements for the Miami and Miami Beach area. Working closely with area residents and property owners, we completed the first phase of the master planning process and coordinated the planned improvements with property owners and regulatory agencies. This master plan was developed through extensive consensus building process with multiple stakeholders including Miami-Dade County, City of Miami Beach, City of Miami, Venetian Neighborhood Alliance, FDOT, and DERM. It outlined roadway, utility, and beautification enhancements to the causeway.



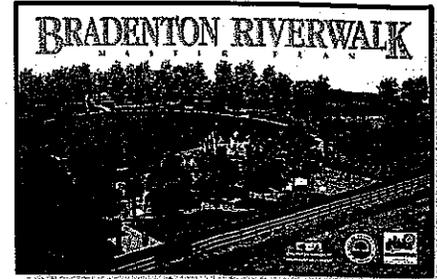
KHA subsequently provided design and construction phase services for 2 miles of improvements to the section of Venetian Causeway from east of the Miami toll plaza to east of Island Avenue in Miami Beach. We developed vertical and horizontal alignments, coordinated drainage design, signing and pavement marking, hardscape/irrigation, signalization, and signing and marking plans. Construction is now complete

## Bradenton Riverwalk Master Plan and Final Design Services

Kimley-Horn completed the master plan for the 1.25-mile-long riverfront area in Bradenton known as the Riverwalk. Services included master planning, civil and landscape architecture construction documents, grants/funding analysis,

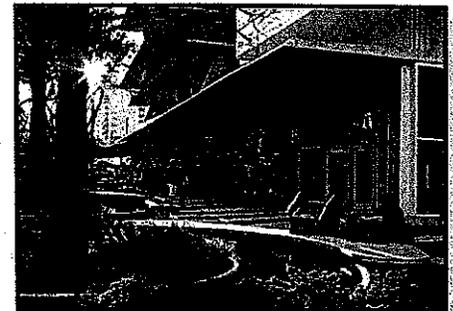


design development, stakeholder coordination, permitting, and construction phase services. The project has also included the facilitation of an extensive public involvement program to identify opportunities for enhancement to the existing Riverwalk, as well as features that would attract users to the waterfront (public art, Florida history garden, skate park, amphitheatre, active/passive recreation, playgrounds, and interpretive/historical signage) and completion of the unanimously-adopted master plan. The grand opening for the \$6.9 million project was in Fall 2012, and it was named the top cultural and recreation project in the Tampa Bay area by the Regional Planning Council.



## Lincoln Road Closure, Miami — This project was a joint-venture between the City of Miami Beach and UIA Management, LLC. The 1000-1100 Block of Lincoln Road was closed to vehicular traffic to allow for the extension of the Lincoln Road Pedestrian Mall. The mall was extended west, from Lenox Avenue to Alton Road, to include a new pedestrian plaza. The design also included four water gardens, and streetscape and infrastructure improvements.

Kimley-Horn provided due diligence, civil engineering, landscape architecture, permitting, traffic signal modifications, and lighting and electrical design services for this project.





## VILLAGE OF PALMETTO BAY

April 18, 2012

Kimley-Horn and Associates, Inc.  
5200 NW 33rd Avenue, Suite 109  
Fort Lauderdale, FL 33309

RE: Letter of Reference

To whom it may concern:

For several years, Kimley-Horn and Associates, Inc. has been one of the Village of Palmetto Bay's primary engineering consultants. Throughout the tenure of their continuing engineering services contract with the Village, the Kimley-Horn team has consistently provided creative, cost-effective planning, engineering design, and construction administrative services.

The numerous projects assigned to Kimley-Horn since 2003 have included the development of the Village's Comprehensive Plan, Stormwater Master Plan, and Stormwater Management Report. Kimley-Horn also assisted the Village in establishing a Stormwater Utility and Stormwater Capital Improvement Plan.

In addition to their planning efforts, Kimley-Horn helped the Village implement our first large roadway and drainage improvement project on SW J 64th Street, as well as three additional large roadway and drainage improvement projects on SW 148th Street, SW 146th Street, and SW 89th Avenue. Kimley-Horn is currently designing our next roadway and drainage improvement project on SW 88th Avenue. The capital projects included roadway restoration/resurfacing and drainage improvements in residential areas, new drainage outfalls, permitting, new sidewalks, and site restoration. Kimley-Horn has also provided construction phase services to expedite the project, confirm the project was built in accordance with the design plans, and minimized impacts to the community during construction.

We would not hesitate to recommend Kimley-Horn for any challenging project or engineering task that demands the best effort of a consulting firm and we look forward to a long-term continuing relationship.

Sincerely,

Village of Palmetto Bay

Corrice Paterson Director  
of Public Works Phone:  
(305) 969-5086

E-Mail: cpatterson@palmettobay-fl.gov

9705 East Hibiscus Street, Palmetto Bay  
Tel: (305) 259-1234 • www.palmettobay-fl.gov



## Miami Shores Village

10050 N.E. SECOND AVE.  
MIAMI SHORES, FLORIDA 33138-2382  
Telephone: (305) 795-2207  
Fax: (305) 756-8972

THOMAS J. BENTON  
VILLAGE MANAGER

July 27, 2010

To Whom It May Concern:

Kimley-Horn and Associates, Inc. recently assisted Miami Shores Village with streetscape and landscape improvements for NE 2nd Avenue as part of our capital improvement projects to enhance the image of "The Village Beautiful."

The firm has been working closely with us as we revitalize this area within our community. They have partnered with us and provided us with creative solutions. I am pleased with the professional services they have provided and would recommend them to any municipality looking for landscape architecture services.

Sincerely,

Tom Benton, Village Manager  
Miami Shores Village



May 23, 2011

Dear Sir or Madam:

I would like to take this opportunity to provide a letter of recommendation for Kimley-Horn and Associates. Kimley-Horn has served the Village Center Community Development District (VCCDD) as an on-call engineering consultant since 2009. Most notably, Kimley-Horn served as the prime consultant for design and construction administration of the Multi-Modal Path Reconstruction project, which was a \$7.5 million project involving the demolition, reconstruction and widening of approximately 14 miles of multi-modal recreation paths.

Kimley-Horn also serves as an on-call engineer to assist the VCCDD with ongoing issues within our community, and provides public hearing testimony to our various CDD boards.

Kimley-Horn has consistently provided excellent work and client service to the VCCDD on all assignments performed under our professional services contract. In addition, their responsiveness, communication and insightfulness have made them an integral part of the District's Management Team. I would recommend them to any government agency for similar work assignments.

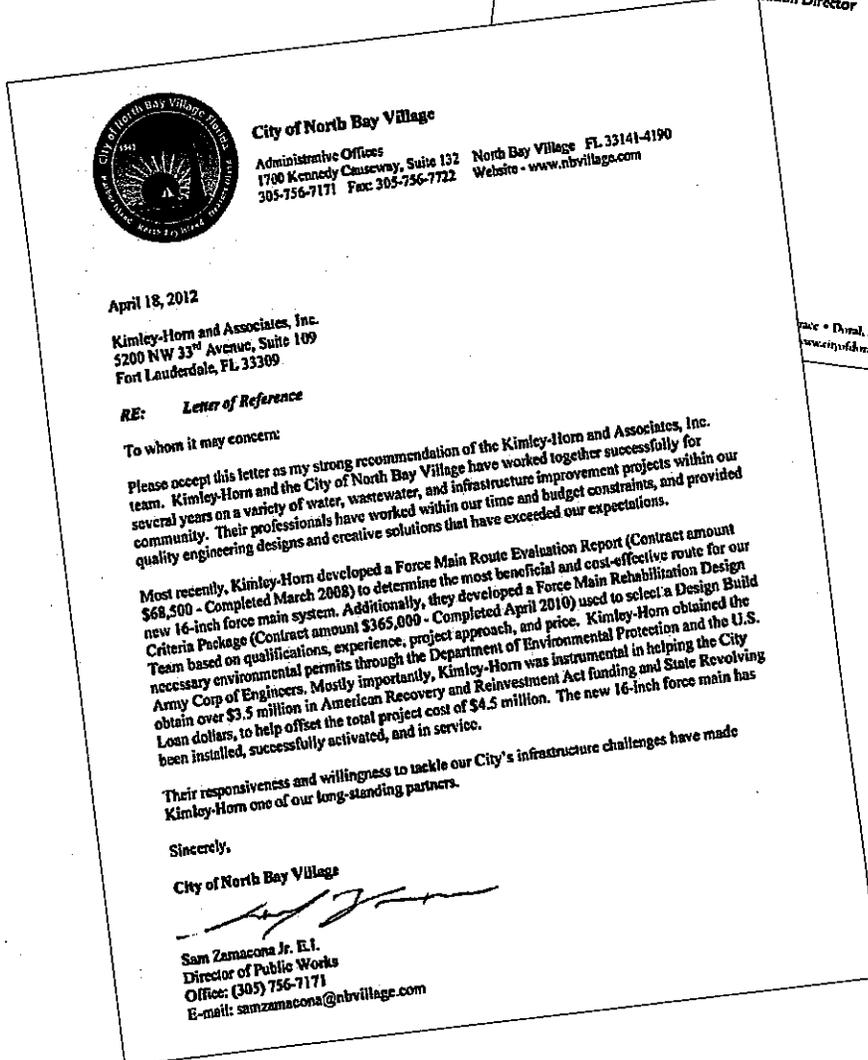
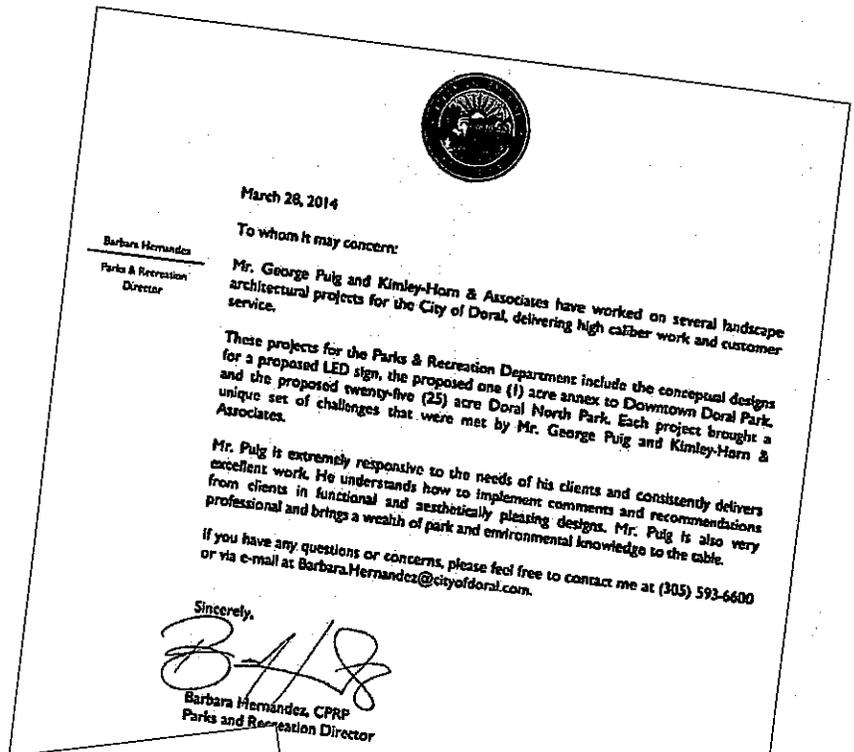
Sincerely,

James Y. Tutt  
District Manager

3201 Wedgewood Lane, The Villages, Florida 32162  
Business Phone: 352-751-3539 Business Fax: 352-763-8430

## Client Reference Letters

For 47 years, Kimley-Horn's success has been directly related to our efforts to provide high-quality, timely services for all our clients. We are proud of the excellent relationships we have built over the years and in turn our clients show their appreciation by selecting us over and over again to serve them. More than 80 percent of the firm's services in 2013 were for repeat clients.





**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

**ADDENDUM NO. 1**

*Issued: March 28, 2014*

**Subject: Request for Qualifications**

**RFQ NBV No. 2014-001**

**Architectural and Engineering Services For Development of Designs and Construction Documents for the Construction of "Baywalk Plaza Area"**

**Notice to all proposers:**

**Issued by:** North Bay Village

**Question:** Can the City provide a map of the project area/site plan?

**Answer:** Please see the map attached (Exhibit 1).

**Question:** I would like to request a list of the firms who have downloaded the RFQ Package for this project?

**Answer:** Please see the listing of plan holders attached (Exhibit 2).

**PROOF OF RECEIPT**

**Recipient**

**Signature:**

**Print Name:**

**Firm:**

**Date:**

*Marcia Feldman*

*Marcia Feldman*

*Kimley-Horn and Assoc., Inc.*

*3-28-14*

**SUBMIT WITH RFP RESPONSE**

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Dr. Richard Chervony**

Commissioner  
**Wendy Duvall**

Commissioner  
**Jorge Gonzalez**

**RESOLUTION NO. 2012-63**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE FLORIDA INLAND NAVIGATION DISTRICT AND NORTH BAY VILLAGE FOR DESIGN AND PERMITTING OF THE BAYWALK PLAZA AREA; APPROVING MATCHING FUNDS; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE APPROPRIATE OFFICIALS TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)**

**WHEREAS**, North Bay Village (the "Village") seeks to develop a pedestrian walkway ("Baywalk") along portions of the northern perimeter of Treasure Island; and

**WHEREAS**, the Village has secured a long-term lease with the Florida Department of Transportation to design and develop an entryway/plaza area at the base to the bridge connecting North Bay Village with the City of Miami Beach; and

**WHEREAS**, in April, 2012, the Village applied for a grant from the Florida Inland Navigation District ("FIND") for design and permitting for the Phase I work for the eastern plaza area of Village's proposed Baywalk (the "Proposed Project"); and

**WHEREAS**, the total cost for this Proposed Project (Phase I-design and permitting) is \$100,500; and

**WHEREAS**, FIND recently awarded the Village a \$50,250 grant in order to design and permit enhancements to the plaza area; and

**WHEREAS**, the Village is required to provide a 50% project match of \$50,250 for the Florida Inland Navigation District program grant; and

**WHEREAS**, the Village wishes to utilize the funds from the Parks and Recreation Trust Fund; and

WHEREAS, the Commission desires to continue the process to complete the Baywalk.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA:**

**Section 1. Recitals.** The foregoing whereas clauses are hereby ratified and confirmed as being true; and the same are hereby made a specific part of this Resolution.

**Section 2. Approval of Form of Agreement.** The Agreement between the State of Florida and North Bay Village, a copy of which is attached as Exhibit "A," together with such changes as may be acceptable to the Village Manager and approved as to form and legality by the Village Attorney, is hereby approved.

**Section 3. Authorization of Village Officials.** The Village Manager and/or his designee and the Village Attorney are authorized to take all actions necessary to enter into the Agreement and to take all necessary steps to implement the terms and conditions of the Agreement.

**Section 4. Approval of Matching Funds.** Expenditure of \$50,250 is hereby approved for expenditure from the Parks and Recreation Trust Fund for the North Bay Village Baywalk Plaza Area, Phase 1.

**Section 5. Execution of the Agreement.** The Village Manager is authorized to execute the Agreement, and any necessary extensions of time of the agreement through October 1, 2015, on behalf of the Village subject to the approval as to form and legality by the Village Attorney.

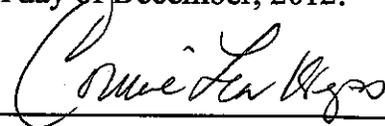
**Section 6. Effective Date.** This Resolution shall take effect immediately upon adoption.

The motion to adopt the foregoing Resolution was offered by Commissioner Richard Chervony, seconded by Mayor Connie Leon-Kreps. The votes were as follows:

**FINAL VOTE AT ADOPTION:**

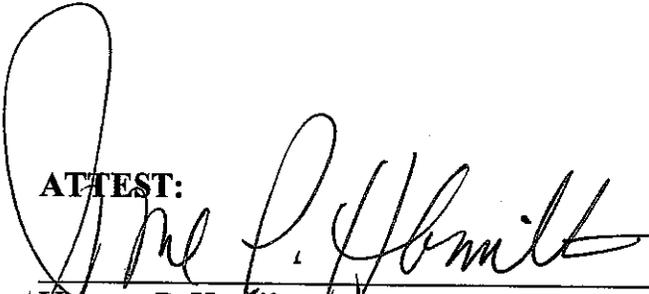
Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Wendy Duvall	<u>Yes</u>
Commissioner Jorge Gonzalez	<u>Yes</u>

**PASSED AND ADOPTED** this 11th day of December, 2012.



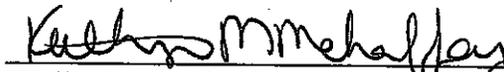
\_\_\_\_\_  
Connie Leon-Kreps  
Mayor

**ATTEST:**



\_\_\_\_\_  
Yvonne P. Hamilton  
Village Clerk

**APPROVED AS TO FORM FOR USE ONLY BY  
THE NORTH BAY VILLAGE:**



\_\_\_\_\_  
Keith M. Mahaffey  
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.  
Village Attorney

North Bay Village Resolution: Grant Funding for Baywalk Project-Florida Inland Navigation District

FLORIDA INLAND NAVIGATION DISTRICT  
PROJECT AGREEMENT

PROJECT NO. DA-NBV-12-146

This PROJECT AGREEMENT made and entered into this 27<sup>th</sup> day of December, 2012 by and between the Florida Inland Navigation District (hereinafter the "DISTRICT"), and the City of North Bay Village, (hereinafter the "PROJECT SPONSOR").

In consideration of the mutual promises and covenants contained herein, the parties agree as follows:

1. **PROJECT** - Subject to the provisions of this Agreement and Rule 66B-2 of the Florida Administrative Code (Exhibit "B"), the DISTRICT has determined to provide assistance funding to the PROJECT SPONSOR in furtherance of an approved project ("PROJECT") consisting of the Baywalk Plaza Area – Phase I. Said project is more specifically described in the PROJECT SPONSOR'S Waterways Assistance Application, which is on file at DISTRICT headquarters.

Any modifications to the PROJECT'S scope of work shall require written advance notice and justification from the PROJECT SPONSOR and the prior written approval of the DISTRICT.

2. **TERM** - The PROJECT SPONSOR shall not commence work on the PROJECT prior to the execution of this Agreement unless specifically authorized by the DISTRICT Board and **shall complete the PROJECT and submit all required payment reimbursement information on or before September 1, 2014**, unless the PROJECT period has been extended with the prior written approval of the DISTRICT. In no event other than a declared state of emergency that affects the project completion shall the PROJECT period extend beyond three (3) years from October 1, 2012. The PROJECT SPONSOR acknowledges this is the only provision to carry over the DISTRICT assistance funding under this Agreement beyond September 30, 2015, and that any extension of funding beyond this date shall be at the sole discretion of the DISTRICT.

Any request for extension of funding beyond the dates set forth in the preceding paragraph shall require submittal by the PROJECT SPONSOR of a request for extension to the DISTRICT no later than 60 days prior to the original project agreement expiration. This request will then be considered by the DISTRICT Board, whose decision shall be final.

3. **ASSISTANCE AMOUNT** - The DISTRICT shall contribute no more than Fifty percent (50%) of the PROJECT SPONSOR'S out-of-pocket costs for completion of this PROJECT ("PROJECT AMOUNT"). Payment of funds by the DISTRICT to the PROJECT SPONSOR (the "ASSISTANCE AMOUNT") will be on a reimbursement basis only, and only for those authorized PROJECT COSTS as shown in Exhibit A and meeting the requirements of Paragraph 5 below and shall not, in any event, exceed \$50,250.00.

Any modifications to the PROJECT'S Cost Estimate (Exhibit A) shall require written advance notice and justification from the PROJECT SPONSOR and the prior written approval of the DISTRICT.

4. **MATCHING FUNDS** - The PROJECT SPONSOR warrants and represents that it has the PROJECT SPONSOR Match Amount (the PROJECT AMOUNT less the ASSISTANCE AMOUNT) available for the completion of the PROJECT and shall, prior to the execution of this Agreement, have provided the DISTRICT with suitable evidence of the availability of such funds using DISTRICT Form #95-01 (Exhibit C), and including upon request, providing the DISTRICT with access to applicable books and records, financial statements, and bank statements.

5. **PROJECT COSTS** - To be eligible for reimbursement under the Project Agreement, PROJECT COSTS must be necessary and reasonable for the effective and efficient accomplishment of the PROJECT and must be directly allocable thereto. PROJECT COSTS are generally described in Exhibit A. PROJECT COSTS must be incurred and work performed within the PROJECT period, with the exception of pre-agreement costs, if any, consistent with Paragraph 6 below, which are also eligible for reimbursement by the DISTRICT.

6. **PRE-AGREEMENT COSTS** - The DISTRICT and the PROJECT SPONSOR fully understand and agree that there shall be no reimbursement of funds by the DISTRICT for any obligation or expenditure made prior to the execution of this Project Agreement unless previously delineated in Exhibit A, consistent with Exhibit B, and previously approved by the DISTRICT Board during the grant review process.

7. **REIMBURSEMENT PROCEDURES** - PROJECT COSTS shall be reported to the DISTRICT and summarized on the Payment Reimbursement Request Form (Form #90-14) attached as Exhibit D. Supporting documentation including bills and canceled payment vouchers for expenditures shall be provided to the DISTRICT by the PROJECT SPONSOR or LIAISON AGENT with any payment request. All records in support of the PROJECT COSTS included in

payment requests shall be subject to review and approval by the DISTRICT or by an auditor selected by the DISTRICT. Audit expenses shall be borne by the PROJECT SPONSOR.

Project funds may be released in installments, at the discretion of the DISTRICT, upon submittal of a payment request by the PROJECT SPONSOR or LIAISON AGENT. The DISTRICT shall retain ten percent (10%) of each installment payment until the completion of the PROJECT.

The following costs, if authorized in the attached Exhibit A, shall be reimbursed only upon completion of the PROJECT to the reasonable satisfaction of the DISTRICT and in accordance with Exhibit B: personnel, equipment, project management, administration, inspection, and design, permitting, planning, engineering, and/or surveying costs. Assuming the PROJECT SPONSOR has otherwise fully complied with the requirements of the Agreement, reimbursement for all PROJECTS approved as Phase I projects will be made only upon commencement of construction of the PROJECT for which the Phase I planning, designing, engineering and/or permitting were directed, which may or may not involve further District funding. Procedures set forth below with respect to reimbursement by the District are subject to this requirement of commencement of construction.

The DISTRICT shall have the right to withhold any payment hereunder, either in whole or part, for non-compliance with the terms of this Agreement.

8. **FINAL REIMBURSEMENT** - The PROJECT SPONSOR, upon completion of the PROJECT, shall submit to the DISTRICT a request for final reimbursement of the PROJECT AMOUNT less any prior installment payments. The Payment amounts previously retained by the DISTRICT shall be paid upon (1) receipt of the Final Audit report of expenses incurred on the PROJECT by the DISTRICT, (2) full completion of the PROJECT to the reasonable satisfaction of the DISTRICT, (3) submission of Project Completion Certification Form No. 90-13 (Exhibit E), and (4) submission of a photograph of the PROJECT showing the sign required by Paragraph 17. Unless otherwise determined by the DISTRICT, the final reimbursement check shall be presented by a DISTRICT representative to the PROJECT SPONSOR during a public commission meeting or public dedication ceremony for the PROJECT facility.

9. **RECORDS RETENTION** - The PROJECT SPONSOR shall retain all records supporting the PROJECT COSTS for three (3) years after the end of the fiscal year in which the Final Payment is released by the DISTRICT, except that such records shall be retained by the PROJECT SPONSOR until final resolution of matters resulting from any litigation, claim, or special audit that starts prior to the expiration of the three-year retention period.

10. **NONCOMPLIANCE** - The DISTRICT shall have the right to reimbursement, either in whole or part as it may determine, of the funds provided hereunder for noncompliance by the PROJECT SPONSOR with any of the terms of this Project Agreement. Upon notification from the DISTRICT, the PROJECT SPONSOR shall reimburse such funds directly to the DISTRICT. The provisions of this paragraph shall survive completion of the PROJECT.

11. **DISTRICT PROJECT MANAGER** - The Executive Director, or his designee, is hereby designated as the DISTRICT's Project Manager for the purpose of this Project Agreement and shall be responsible for monitoring performance of its terms and conditions and for approving all reimbursement requests prior to payment.

12. **SPONSOR'S LIAISON AGENT** - The PROJECT SPONSOR shall appoint a LIAISON AGENT, whose name and title shall be submitted to the DISTRICT upon execution of the Project Agreement, to act on behalf of the PROJECT SPONSOR relative to the provisions of the Project Agreement.

13. **STATUS REPORTS** - The PROJECT SPONSOR or LIAISON AGENT shall submit to the DISTRICT project status reports during the PROJECT term. These Quarterly Reports are to be on Form #95-02 (Exhibit F). Project design drawings, engineering drawings, and a copy of the Project bid award construction item cost list will be submitted as available. Photographs shall be submitted when appropriate to reflect the work accomplished. NON-COMPLIANCE by the PROJECT SPONSOR with the reporting schedule in Exhibit G may result in revocation of this Agreement.

14. **LAWS** - The PROJECT SPONSOR agrees to obtain and to abide by all federal, state and local permits and proprietary authorizations, and all applicable laws and regulations in the development of the PROJECT. The PROJECT SPONSOR agrees that all PROJECT facilities shall be designed and constructed in compliance with state and federal statutory requirements for accessibility by handicapped persons as well as all other federal, state and local laws, rules and requirements.

15. **NON-DISCRIMINATION** - The PROJECT SPONSOR agrees that when completed, the PROJECT shall be readily accessible, on a non-exclusive basis, to the general public without regard to age, sex, race, physical handicap, or other condition, and without regard to residency of the user in another political subdivision. When such is required, adequate parking shall be made available by the PROJECT SPONSOR to accommodate vehicles for the number of persons for which the PROJECT is being developed.

16. **SITE DEDICATION** - The PROJECT SPONSOR also agrees that the PROJECT site shall be dedicated for the public use for a minimum period of twenty-five (25) years prior to or immediately following completion of the PROJECT, such dedication to be in the form of a deed, lease, management agreement or other legally binding document. Any change in such dedication shall require the prior approval of the DISTRICT. The PROJECT SPONSOR shall record evidence of such dedication within the Public Records of the County in which the PROJECT is located.

17. **ACKNOWLEDGMENT** - For construction projects, the PROJECT SPONSOR shall erect a permanent sign, approved by the DISTRICT, in a prominent location such as the project entrance of the completed project, which shall indicate that the DISTRICT contributed funds for the PROJECT. The wording of the sign required by this paragraph shall be approved by the DISTRICT's staff before construction and installation of said sign. This sign shall contain the DISTRICT logo (Exhibit H) unless otherwise stipulated by the DISTRICT. In the event that the PROJECT SPONSOR erects a temporary construction sign, it shall also indicate the DISTRICT's participation. For all other type projects, the PROJECT SPONSOR shall acknowledge the DISTRICT where feasible, in concurrence with the DISTRICT staff's recommendations.

18. **PROJECT MAINTENANCE** - When and as applicable, the PROJECT SPONSOR agrees to operate, maintain, and manage the PROJECT for the life of the PROJECT improvements and will pay all expenses required for such purposes. The PROJECT improvements shall be maintained in accordance with the standards of maintenance for other local facilities owned and operated by project sponsor, and in accordance with applicable health standards. PROJECT facilities and improvements shall be kept reasonably safe and in reasonable repair to prevent undue deterioration and to encourage public use. The PROJECT SPONSOR warrants and represents that it has full legal authority and financial ability to operate and maintain said PROJECT facilities and improvements.

19. **FEES** - Any fees charged for this PROJECT shall be reasonable and the same for the general public of all member counties. The PROJECT SPONSOR must demonstrate that a minimum of fifty percent (50%) of the PROJECT fees will be utilized for project maintenance and improvements throughout the anticipated 25-year life of a development project or the design life of other project types, as applicable.

20. **SOVEREIGN IMMUNITY** - Each party hereto agrees that it shall be solely responsible for the wrongful acts of its employees, contractors and agents. However, nothing contained herein shall constitute a waiver by either party of its sovereign immunity under Section

768.28, Florida Statutes. The PROJECT SPONSOR acknowledges that the DISTRICT, its employees, commissioners and agents are solely providing funding assistance for the PROJECT and are not involved in the design, construction, operation or maintenance of the PROJECT.

21. **INSPECTIONS** - The DISTRICT reserves the right, upon reasonable request, to inspect said PROJECT and any and all records related thereto at any time.

22. **RIGHTS AND DUTIES** - The rights and duties arising under this Agreement shall inure to the benefit of and be binding upon the parties hereto and their respective successors and assigns, and shall, unless the context clearly requires otherwise, survive completion of the PROJECT. The PROJECT SPONSOR may not assign this Agreement nor any interest hereunder without the express prior written consent of the DISTRICT.

23. **WAIVERS** - Waiver of a breach of any provision of this Agreement shall not be deemed a waiver of any other breach of the same or different provision.

24. **NOTICE** - Any notice required to be given pursuant to the terms and provisions of this Agreement shall be in writing, postage paid, and shall be sent by certified mail, return receipt requested, to the DISTRICT or PROJECT SPONSOR at the addresses below. The notice shall be effective on the date indicated on the return receipt.

To the DISTRICT at:

Florida Inland Navigation District  
1314 Marcinski Road  
Jupiter, Florida 33477-9498

To the PROJECT SPONSOR at:

City of North Bay Village  
Attention: Director, Urban Planning & Grants Services  
901 Ponce De Leon Blvd., Suite 400  
Coral Gables, FL 33134

25. **NO JOINT VENTURE** - The DISTRICT's role with respect to the PROJECT is that of a funding assistance authority only and the DISTRICT is not, and shall not be considered to be, an agent, partner, or joint venturer with the PROJECT SPONSOR.

26. **GOVERNING LAW** - The validity, interpretation and performance of this Agreement shall be controlled and construed according to the laws of the State of Florida.

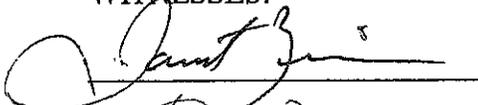
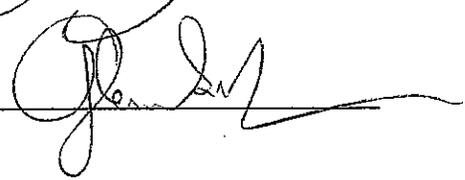
27. **TRANSFERENCE** - It is the intent of the DISTRICT to issue this funding assistance to the PROJECT SPONSOR who has made application for this assistance. In the event

the PROJECT SPONSOR transfers ownership or management of the PROJECT to a party or parties not now a part of this document, other than another governmental entity that agrees to assume, in writing, PROJECT SPONSOR'S obligation hereunder, the DISTRICT retains the right to full reimbursement from the PROJECT SPONSOR to the full extent of the funding assistance provided by the DISTRICT, including but not limited to any costs and reasonable attorney's fees (regardless of whether litigation ensues) incurred by the DISTRICT in collecting said reimbursement.

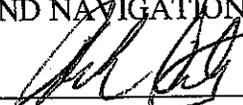
28. **ENTIRE UNDERSTANDING** - This Agreement, including any exhibits made a part hereof, embodies the entire Agreement and understanding of the parties and supersedes all prior oral and written communications between them. The terms hereof may be modified only by a written amendment signed by both parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed the day, month and year aforesaid.

WITNESSES:

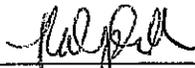
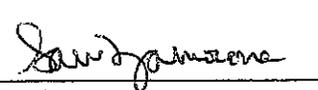
  
\_\_\_\_\_  
  
\_\_\_\_\_

FLORIDA INLAND NAVIGATION DISTRICT

By:   
\_\_\_\_\_  
Director

DATE: 12/27/12

WITNESSES:

  
\_\_\_\_\_  
  
\_\_\_\_\_

PROJECT SPONSOR

By:   
\_\_\_\_\_

Title: CITY MANAGER

DATE: 12/19/12

**FLORIDA INLAND NAVIGATION DISTRICT  
ASSISTANCE PROGRAM 2012**

**PROJECT COST ESTIMATE  
(See Rule Section 66B-2.005 & 2.008 for eligibility and funding ratios)**

**PROJECT TITLE:** North Bay Village Baywalk Plaza Area, Phase I

**APPLICANT:** City of North Bay Village

<b>Project Elements</b> <i>(Please list the MAJOR project elements and provide a general cost break out for each one. For Phase I Projects, please list the major elements and products expected)</i>	<b>Quantity Estimated Cost</b> <b>(Number and/or Footage)</b>	<b>Applicant's Cost</b>	<b>FIND Cost</b>
<p align="center">Design</p>	<p align="center">\$70,000</p>	<p align="center">\$35,000</p>	<p align="center">\$35,000</p>
<p align="center">Permitting</p>	<p align="center">\$30,500</p>	<p align="center">\$15,250</p>	<p align="center">\$15,250</p>

**\*\* TOTALS =**                                    **\$ 100,500**                                    **\$ 50,250**                                    **\$ 50,250**

## CHAPTER 66B-2 — WATERWAYS ASSISTANCE PROGRAM (2012)

- 66B-2.001 Purpose.
- 66B-2.002 Forms.
- 66B-2.003 Definitions.
- 66B-2.004 Policy.
- 66B-2.005 Funds Allocation.
- 66B-2.006 Application Process.
- 66B-2.0061 Disaster Relief Applications.
- 66B-2.007 Application Form. (Repealed)
- 66B-2.008 Project Eligibility.
- 66B-2.009 Project Administration.
- 66B-2.010 Project Agreement. (Repealed)
- 66B-2.011 Reimbursement.
- 66B-2.012 Accountability.
- 66B-2.013 Acknowledgement.
- 66B-2.014 Small-Scale Spoil Island Restoration and Enhancement Projects.
- 66B-2.015 Small-Scale Derelict Vessel Removal Projects.
- 66B-2.016 Waterways Cleanup Events.

**66B-2.001 - Purpose.**

Recognizing the importance and benefits of inland navigation channels and waterways, as well as noting problems associated with the construction, continued maintenance and use of these waterways, the Florida Legislature created Section 374.976, F.S. This law authorizes and empowers each inland navigation district to undertake programs intended to alleviate the problems associated with its waterways. The purpose of this rule is to set forth the District's policy and procedures for the implementation of an assistance program under Section 374.976, F.S., for local governments, member counties and navigation related districts within the District. This program will be known hereafter as the Florida Inland Navigation District's Waterways Assistance Program.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Formerly 16T-2.001.*

**66B-2.002 - Forms.**

All forms for the administration of this program are available from the District office located at 1314 Marcinski Road, Jupiter, Florida 33477.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Formerly 16T-2.002.*

**66B-2.003 - Definitions.**

The basic terms utilized in this rule are defined as follows:

- (1) "APPLICANT" means an eligible governmental agency submitting an application through this program.
- (2) "APPLICATION" means a project proposal with the required documentation.
- (3) "AUTHORIZED SUBMISSION PERIOD" means the established period for

submitting applications to the District.

(4) "BEACH RENOURISHMENT" means the placement of sand on a beach for the nourishment, renourishment or restoration of a beach.

(5) "BOARD" means the Board of Commissioners of the Florida Inland Navigation District.

(6) "DISTRICT" means the Florida Inland Navigation District (FIND).

(7) "ELIGIBLE GOVERNMENTAL AGENCY" means member counties, local governments and navigation related districts within the taxing boundaries of the District.

(8) "ENVIRONMENTAL PERMITS" means those permits, proprietary authorizations, exemptions, or general permits for construction below mean high water line of a navigable waterway required and issued by or on behalf of the U.S. Army Corps of Engineers, the Florida Department of Environmental Protection, and the South Florida or the St. Johns River Water Management Districts or their successors.

(9) "EXECUTIVE DIRECTOR" means the Executive Director of the Florida Inland Navigation District.

(10) "LIAISON AGENT" means the contact person officially designated to act on behalf of the applicant or the project sponsor.

(11) "LOCAL GOVERNMENTS" means municipalities, cities, or consolidated county governments, which are located within the member counties.

(12) "MARITIME MANAGEMENT PLAN" means a written plan containing a systematic arrangement of elements specifically formulated to identify, evaluate and promote the benefits of eligible waterway accessibility and enjoyment, with consideration and respect to the physical, environmental and economic parameters of the planning area.

(13) "MATCHING FUNDS" means those funds provided by the local sponsor to the project.

(14) "MEMBER COUNTY" means a county located within the taxing boundaries of the District which includes Nassau, Duval, St. Johns, Flagler, Volusia, Brevard, Indian River, St. Lucie, Martin, Palm Beach, Broward and Miami-Dade Counties.

(15) "NAVIGATION RELATED DISTRICTS" means port authorities, inlet districts or any other agency having legally authorized navigation related duties in waterways of the District.

(16) "PRE-AGREEMENT COSTS" means project costs approved by the District Board which have occurred prior to the execution of the project agreement.

(17) "PROGRAM" means the Florida Inland Navigation District Waterways Assistance Program.

(18) "PROGRAM FUNDS" means financial assistance awarded by the Board to a project for release to the project sponsor pursuant to the terms of the project agreement.

(19) "PROJECT" means a planned undertaking consisting of eligible program facilities, improvements or expenses for the use and benefit of the general public.

(20) "PROJECT AGREEMENT" means an executed contract between the District and a project sponsor setting forth mutual obligations regarding an approved project.

(21) "PROJECT MAINTENANCE" means any usual action, activity, expense, replacement, adjustment or repair taken to retain a the project or grant item in such condition that it may be continuously used at its original or designed capacity and efficiency for its intended purpose.

(22) "PROJECT MANAGER" means the District employee who is responsible for

## EXHIBIT B

monitoring the performance of the Project and compliance with the project agreement.

(23) "PROJECT PERIOD" means the approved time during which costs may be incurred and charged to the funded project.

(24) "PROJECT SPONSOR" means an eligible governmental agency receiving program funds pursuant to an approved application.

(25) "PUBLIC BUILDING" means a building or facility on government owned property that is owned or operated by a governmental entity, or operated by a third party operator. The building or facility must provide waterway related information, public meeting space, or educational services and be open to members of the public on a continual basis without discrimination.

(26) "PUBLIC MARINA" means a harbor complex used primarily for recreational boat mooring or storage, the services of which are open to the general public on a first come, first served basis without any qualifying requirements such as club membership, stock ownership, or differential in price.

(27) "PUBLICLY OWNED COMMERCIAL OR INDUSTRIAL WATERWAY ACCESS" means any publicly owned area specifically designed to be used for staging, launching, or off-loading by commercial or industrial waterway users on a first come, first served, short-term basis, to gain entry to or from the District's waterways to serve the infrastructure needs of the District's waterway users.

(28) "TRIM HEARING" means a public hearing required by Chapter 200, F.S., concerning the tax and budget of the District.

(29) "WATERWAYS" means the Atlantic Intracoastal Waterway, the Okeechobee Waterway, the Barge Canal in Brevard County west of the Port Canaveral Locks, those portions of the Dania Cut-Off Canal and the Hillsboro Canal east of the water control structures, all navigable natural rivers, bays, creeks or lagoons intersected by said waterways and all navigable natural creeks, rivers, bays or lagoons entering or extending from said waterways.

(30) "WATERWAY RELATED ENVIRONMENTAL EDUCATION" means an interdisciplinary holistic process by which the learner: develops an awareness of the natural and manmade environments of waterways; develops knowledge about how the environment of the waterways works; acquires knowledge about the technological, social, cultural, political, and economic relationships occurring in waterway related environmental issues; and, becomes motivated to apply action strategies to maintain balance between quality of life and quality of the environment of waterways.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 9-2-92, 2-6-97, Formerly 16T-2.003, Amended 5-17-98, 3-21-01, 3-20-03, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08.*

### **66B-2.004 - Policy.**

The following constitutes the policy of the District regarding the administration of the program:

(1) Financial Assistance Eligibility: Financial assistance, support and cooperation may be provided to eligible governmental agencies for approved projects as follows:

(a) Member counties may be provided financial assistance, support or cooperation in planning, acquisition, development, construction, reconstruction, extension, improvement, operation or the maintenance of public navigation, local and regional

anchorage management, beach renourishment, public recreation, inlet management, environmental education, maritime management plans, and boating safety projects directly related to the waterways.

(b) Eligible local governments may also be provided financial assistance, support and cooperation in planning and carrying out public navigation, local and regional anchorage management, beach renourishment, public recreation, inlet management, maritime management plans, environmental education, and boating safety projects directly related to the waterways.

(c) Navigation related districts may be provided with financial assistance to pay part of the costs of the planning and acquisition of dredge material management sites if the Board finds that the site is required for the long-range maintenance of the Atlantic Intracoastal Waterway channel. All such sites must meet the development and operational criteria established by the District through a long-range dredge material management plan for that county. Navigation related districts may also be provided with assistance for waterway related access projects, environmental mitigation projects associated with waterway improvement related activities, inlet channel maintenance, and inlet management projects if the Board finds that the project benefits public navigation in the Atlantic Intracoastal Waterway. All navigation related districts shall contribute at least equal matching funds to any District financial assistance provided. Seaports may also be furnished assistance and support in planning and carrying out environmental mitigation projects. All seaport projects shall benefit publicly maintained channels and harbors. Each seaport shall contribute matching funds for funded projects.

(d) Eligible projects shall include the acquisition and development of public boat ramps and launching facilities, including those in man-made, navigable waterways contiguous to "waterways" as defined in Rule 66B-2.003, F.A.C.

(2) Notification: The District will notify by direct mail and/or advertised public notice all eligible governmental agencies of the program and the upcoming authorized submission period. Funding allocations to navigation related districts, member counties and local governments shall be based upon the proportional share of the District's ad valorem tax collections from each county.

(3) Project Approval: Approval of projects by the District shall be in accordance with these rules.

(4) Project Accessibility: Facilities or programs funded in whole or in part by program funds shall be made available to the general public of all of the member counties on a non-exclusive basis without regard to race, color, religion, age, sex or similar condition. Additionally, facilities funded in whole or in part by program funds, shall not require a paid membership for the general public of all of the member counties as a condition to use the facilities. User or entrance fees may be charged for the use of facilities funded in whole or in part by program funds, however such fees shall be reasonable and shall be the same for the general public of all of the member counties.

(5) Waterway Impacts: All development projects must be designed so as not to impact navigation along the District's waterways through the placement of structures, attendant uses, or the necessity of a boating speed zone for safety purposes. Before applying for boating speed zone designation in District waterways because of a project funded by this program, the sponsor shall first receive approval from the Board. The Board will use the criteria found in Section 327.46(1), F.S., in determining whether to

approve the proposed boating speed zone.

(6) **Project Maintenance:** The project sponsor shall be responsible for the operation, maintenance, and management of the project for the anticipated life of the project and shall be responsible for all expenses required for such purposes. The project shall be maintained in accordance with the standards of maintenance for other similar local facilities and in accordance with applicable health standards. Project facilities and improvements shall be kept reasonably safe and in reasonable repair to prevent undue deterioration and to encourage public use. The project sponsor shall have full legal authority and financial ability to operate and maintain the project facilities.

(7) **Education Facilities and Programs:** Waterways related environmental education facilities and programs sponsored by the District shall occur at specially designated environmental education facilities located adjacent and contiguous to the waterways. It is the District's intent to consolidate its environmental education efforts in the least number of facilities within an area that will adequately serve the education needs of that area of the District.

(8) **Public Information Availability:** Public information produced with assistance from this program shall not be copyrighted and shall be provided free of cost, except for the cost of reproduction, to the public.

(9) **Third-Party Project Operators:** Projects that are being operated by a third party shall have sufficient oversight by the eligible project sponsor as determined by the Board. Such oversight, at a minimum, will include a project liaison that is a staff member of the eligible project sponsor, and oversight of the operating hours and admission fees of the facility by the eligible project sponsor through a legal agreement. All third party projects shall be open to the public in accordance with this rule.

(10) **Non-compliance:** The District shall terminate a project agreement and demand return of program funds disbursed to the project sponsor for non-compliance with any of the terms of the project agreement or this rule, if such non-compliance calls into question the ability of the applicant to complete the project. Failure of a project sponsor to comply with the provisions of this rule or the project agreement shall result in the District declaring the project sponsor ineligible for further participation in the program until such time as compliance has been met to the satisfaction of the District.

(11) **Fees:** Any public project eligible for District program funds that charges a fee or will charge a fee must create and maintain an enterprise fund for the public project that shall plan for and retain at all times sufficient funds for the on-going maintenance of the facility during its project life. Accounting records of the previous five years of the public project's enterprise fund will be submitted as part of any subsequent assistance program application to the District.

*Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1), (2) FS. History—New 12-17-90, Amended 2-3-94, 2-6-97, Formerly 16T-2.004, Amended 5-18-98, 3-31-99, 5-25-00, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-1-09, 2-22-10, 3-7-11, 3-7-12*

#### **66B-2.005 - Funds Allocation.**

The Board will allocate funding for this program based upon the District's overall goals, management policies, fiscal responsibilities and operational needs for the upcoming year.

If funds are determined to be available for the program, the District will notify potential eligible governmental agencies of the availability of program funding. Applications will be reviewed by the Board utilizing District Forms No. 91-25 and 91-25 (a thru f) Waterways Assistance Program Application Evaluation and Rating Worksheet (effective date 4-24-06); and 93-25 and 93-25 (a, b and c) Waterways Assistance Program Navigation Districts Application Evaluation and Rating Worksheet (effective date 4-24-06), hereby incorporated by reference and available from the District office.

(1) Funding Assistance Availability: In as much as the District has other fiscal responsibilities and operational needs, financial assistance to eligible government agencies shall not exceed an amount equal to eighty (80) percent of the proportional share of the District's ad valorem tax collections from each county in which such agencies are located. The District may make an exception to this funding limitation, if funds are determined to be available based upon the District's overall goals, management policies, fiscal responsibilities and operational needs, or in counties that are recovering from a state of emergency declared under Chapter 252, F.S.

(2) Project Funding Ratio: All financial assistance and support to eligible governmental agencies shall require, at a minimum, equal matching funds from the project sponsor, with the exception of public navigation projects that meet the provisions of subsection 66B-2.005(7), F.A.C., land acquisition projects in accordance with subsection 66B-2.005(8) and Rule 66B-2.008, F.A.C., and small-scale spoil island restoration and enhancement projects that meet the provisions of Rule 66B-2.014, F.A.C. Applicant's in-house costs are limited pursuant to paragraph 66B-2.008(1)(c), F.A.C. All financial assistance to seaports shall require equal matching funds. The District shall contribute no more than fifty percent (50%) of the local share of the cost of an inlet management or beach renourishment project. The District shall not contribute funding to both the state and local shares of an inlet management or beach renourishment project.

(3) Pre-agreement Expenses: The project sponsor shall not commence work on an approved project element prior to the execution of the project agreement unless authorized by the Board during the review and funding approval process. Board authorization of pre-agreement expenses will be given for the commencement of work prior to the execution of a project agreement if the Board determines that there is a benefit to the District, its waterways or its constituents. All project costs must be incurred and work performed within the project period as stipulated in the project agreement unless pre-agreement costs are approved by the Board. Pre-agreement expenses will be approved if they are consistent with the provisions of Rule 66B-2.008, F.A.C., and occur within the fiscal year of the grant application submission (October 1st to September 30th). Pre-agreement expenses, except for projects approved by the Board as multi-year projects, will be limited to fifty (50) percent of the project's total cost and if the expenses are eligible project expenses in accordance with this rule. Only one-half (1/2) or less of the approved pre-agreement expenses will be eligible for reimbursement funding from the District, except for projects approved by the Board as multi-year projects. The Board shall consider a waiver of the limitation on pre-agreement expenses for Small-Scale Derelict Vessel grants and land acquisition projects when the applicant demonstrates a direct need and benefit and the project is in accordance with the applicable provisions of Chapter 66B-2, F.A.C.

(4) Multi-Year Funding: The construction phase of projects that are large scale,

involve multiple phases, have a construction time line of one year or longer, or are requesting a significant amount of assistance funding in relation to the total assistance available for the county where the project is located, will be reviewed and approved by the District Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. The determination by the Board to provide assistance funding on a multi-year basis can be made at any time during the application review process. All approved multi-year projects are limited to a maximum of two (2) additional funding requests.

(5) Inlet Management and Beach Renourishment: Projects and project elements in the categories of inlet management and beach renourishment shall be subject to the following provisions. The District shall contribute no more than fifty percent of the local share of the cost of the project. The District shall not contribute funding to both the state and local shares of an inlet management or beach renourishment project. Funding for the construction phase of an inlet management or beach renourishment project may be approved by the District Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. Additionally the following provisions shall be met for inlet management or beach renourishment projects:

(a) Inlet Management: Inlet management projects shall benefit public navigation within the District and shall be consistent with Department of Environmental Protection approved inlet management plans and the statewide beach management plan pursuant to Section 161.161, F.S. Inlet management projects that are determined to be consistent with Department of Environmental Protection approved inlet management plans are declared to be a benefit to public navigation.

(b) Beach Renourishment: All projects in this category shall be consistent with the statewide beach management plan. Beach renourishment projects shall only include those beaches that have been adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project. The determination of beach areas that are adversely impacted by navigation for the purposes of this program shall be made by Department of Environmental Protection approved inlet management plans. If state funding is not provided for a beach project, public access with adequate parking must be available in accordance with Chapter 161, F.S.

(6) Public Navigation: Projects or project elements in the category of public navigation that will qualify for up to seventy-five percent (75%) program funds must be within the Intracoastal Right-of-Way (ROW), or provide public navigation channel access to two or more public accessible launching, mooring or docking facilities. In addition, the following shall apply:

(a) Navigation channel dredging: The project sponsor must demonstrate that the source of channel sedimentation has been identified and is in the process of, or has been controlled, or that the frequency and amount of shoaling is such that dredging will provide an improvement to the channel that will last for twenty (20) years or more and therefore is more cost effective than identifying and correcting the cause of shoaling, or that the cost of identifying the source of channel sedimentation exceeds the cost of the dredging project.

(b) Navigation channel lighting and markers must be located on primary or secondary public navigation channels.

All other public navigation projects or project elements must have a minimum of one facility open to the public and will only qualify for up to fifty percent (50%) program funding. Dredging that is associated or ancillary to another use (such as a boat ramp, marina or pier) will be prioritized according to the associated use.

(7) Land Acquisition: All land acquisition projects shall qualify for a maximum of twenty-five (25) percent program funding. All pre-agreement expenses for land acquisition must be completed within one-year of the date of application for funding. All funded land acquisition projects must construct the required boating access facility within 7 years of completion of the land acquisition, or the District may require the applicant to refund the program funding.

(8) Seaport Funding Eligibility: Financial assistance to seaports may exceed the proportional share of the District's ad valorem tax collections as set forth in subsection 66B-2.005(1), F.A.C., from the county in which such seaport is located if the seaport can demonstrate that a regional benefit occurs from the port's activities. Financial assistance to a seaport project that demonstrates a regional benefit shall not exceed an amount equal to (i) the proportional share of the District's ad valorem tax collections as set forth in subsection 66B-2.005(1), F.A.C., from the counties where the benefit is demonstrated less (ii) funding allocated in the same fiscal year to all other local government projects funded in those counties.

*Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1), (3) FS. History—New 12-17-90, Amended 6-24-93, 9-5-96, 2-6-97, Formerly 16T-2.005, Amended 5-17-98, 8-26-99, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 4-1-09, 3-7-11, 3-7-12.*

#### **66B-2.006 - Application Process.**

(1) Application Period: With the exception of eligible Disaster Relief Projects, eligible Small-Scale Spoil Island Restoration and Enhancement Projects eligible Small-Scale Derelict Vessel Applications and Waterway Cleanup Events, all applications for assistance through this program will be submitted during the authorized submission period that shall be established by vote of the Board at a scheduled meeting.

(2) Application Forms: Florida Inland Navigation District Waterways Assistance Program Project Application FIND Form Number 90-22 (effective date 4-24-06) and 93-22a, Project Information – Navigation Related Districts (effective date 4-24-06) are hereby incorporated by reference and available from the District office. With the exception of projects eligible under the Small-Scale Spoil Island Restoration and Enhancement program, the Small-Scale Derelict Vessel program, and eligible Waterway Cleanup Events, all applications for financial assistance and support through this program from member counties and local governments shall be made on Form Number FIND 90-22 and shall include a detailed cost estimate submitted on FIND Form No. 90-25, Florida Inland Navigation District Assistance Program Project Cost Estimate, (effective date 4-24-06), hereby incorporated by reference and available from the District office. All applications for financial assistance and support through this program from navigation related districts shall be made on FIND Form Number 93-22 (effective date 4-24-06), hereby incorporated by reference and available from the District office, and shall include a detailed cost estimate submitted on FIND Form No. 90-25. In addition, all applicants

shall submit a complete and detailed Project Timeline (FIND FORM No. 96-10) (effective date 4-15-07).

(3) Sponsor Resolution: The project sponsor shall approve the submission of an application by official resolution from its governing board or commission. Said resolution shall be made on FIND Form No. 90-21, Resolution for Assistance Under the Florida Inland Navigation District Waterways Assistance Program (effective date 10-14-92), hereby incorporated by reference and available from the District office.

(4) Attorney's Certification: If the application is for a project that is a land based development project the applicant shall submit an Attorney's Certification of Title, FIND Form Number 94-26 (effective date 5-25-00), hereby incorporated by reference and available from the District office.

(5) Maps and Geographic Information: All applicants shall be required to submit, at minimum, the following geographic information: A County location map, a project location map, a project boundary map, and a clear and detailed site development map for land development projects.

(6) Application Review: Applicants shall obtain the local FIND Commissioner's initials on Form No. 90-26 prior to submitting the application to the District office. It is the applicant's responsibility to make timely arrangements for the local FIND Commissioner's review. In the absence of extenuating circumstances outside of the applicant's control as determined by the Board of Commissioners, an application shall not be considered complete if it does not include the local FIND commissioner's initials on Form No. 90-26. Upon receipt in the District office, staff will review the applications for completeness of the informational requirements identified in the Application Checklist, FIND Form Number 90-26 (effective date 7-30-02), and for compliance with the eligibility requirements of this rule. When an application is determined by staff to be incomplete or ineligible, staff will immediately inform the applicant by mail. The applicant will then have until the date established by the Board in the application package to bring the application into compliance. If the applicant fails to provide a complete application in compliance with these rules, the application will not be considered for funding. In order to have a complete application, the applicant shall not only submit the forms required under Rule 66B-2.006, F.A.C., and any other information requirements identified in the Application Checklist (FIND Form Number 90-26), but such forms and other submitted information must be completely filled out, executed as applicable, and also establish compliance with Chapter 66B-2, F.A.C.

(7) Interlocal Agreements: Applications that the Board determines will directly benefit the maintenance of the Atlantic Intracoastal Waterway channel as documented by the District's long range dredged material management plans, will directly benefit the maintenance of the Okeechobee Waterway channel as documented by the District's long range dredged material management plan, will directly benefit the maintenance or improvement of District property, right-of-way or navigation interests, or have multiple funding partners including the Corps of Engineers as the project manager can qualify for project assistance through an interlocal agreement pursuant to Chapter 163, F.S., or Section 374.984(6)(a), F.S. District staff will identify these applications and present them to the Board for their determination as to funding. Interlocal agreement projects shall comply with all other provisions of this rule, except for pre-agreement expenses, permitting and property control requirements.

(8) Application Presentations: Applications determined to be complete and in compliance with this rule will be forwarded to the Board for review and then scheduled for presentation to the Board at a scheduled meeting of the Board. Applicants can decline to make a presentation to the Board by submitting a written request.

(9) Application Evaluation and Rating Score: Following the presentations, the Board will review the applications and evaluate them using the Waterways Assistance Program Application Evaluation and Rating Worksheets No. 91-25 (a thru f) for Waterways Assistance Program applications, and 93-25 (a, b and c) Waterways Assistance Program Navigation Related Districts applications. The total points awarded to each application by the Commissioners will be averaged to determine an application's final rating score. The final rating score for each application must equal or exceed 35 points for the application to be considered for funding assistance. Reconsideration of any application with a final rating score of less than 35 points will only occur if the majority of the Commissioners evaluating the project rated the project equal to or exceeding 35 points and two-thirds of the Commissioners vote for reconsideration of the application. Only Applicants that are eligible under Rule 66B-2.0061, F.A.C., "Disaster Relief Applications", shall complete FIND Form No. 91-25F Emergency Re-Construction (effective date 4-24-06).

(10) Funding Determination: The Board will hold a funding allocation meeting at which time the Board will determine the allocation of funds, if any, to each project and the projects will be ranked by overall average score to facilitate final funding decisions by the Board. Allocations will be based in part upon the cumulative score of the applications as calculated from the Project Evaluation and Rating Form. Allocations will also be based upon the specific needs of the individual counties.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 9-2-92, 6-24-93, 4-12-95, Formerly 16T-2.006, Amended 5-25-00, 3-21-01, 7-30-02, 3-20-03, 4-21-05, 4-24-06, 4-15-07, 3-25-08.*

#### **66B-2.0061 - Disaster Relief Applications.**

Disaster Relief applications may be submitted to the District and considered by the Board at any time during the year to provide assistance to an eligible applicant for the removal of navigation obstructions and repair or replacement of waterway facilities damaged by a declared natural disaster. The District shall consider these applications in accordance with these rules.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 6-24-93, Amended 2-6-97, Formerly 16T-2.0061, Amended 4-24-06.*

#### **66B-2.008 — Project Eligibility.**

(1) Eligible Projects: Financial assistance and support through this program shall be used to plan or carry out public navigation and anchorage management, public recreation, environmental education, boating safety, acquisition and development of spoil sites and publicly owned commercial/industrial waterway access directly related to the waterways, acquisition and development of public boat ramps, launching facilities and boat docking and mooring facilities, inlet management, maritime management planning, environmental mitigation and beach renourishment.

(a) Program funds may be used for projects such as acquisition, planning,

development, construction, reconstruction, extension, or improvement, of the following types of projects for public use on land and water. These project types will be arranged into a priority list each year by vote of the Board. The priority list will be distributed to applicants with the project application.

1. Public navigation channel dredging;
2. Public navigation aids and markers;
3. Inlet management projects that are a benefit to public navigation in the District;
4. Public shoreline stabilization directly benefiting the District's waterway channels;
5. Acquisition and development of publicly owned spoil disposal site and public commercial/industrial waterway access;
6. Waterway signs and buoys for safety, regulation or information;
7. Acquisition, dredging, shoreline stabilization and development of public boat ramps and launching facilities;
8. Acquisition, dredging, shoreline stabilization and development of public boat docking and mooring facilities;
9. Derelict Vessel Removal;
10. Waterways related environmental education programs and facilities;
11. Public fishing and viewing piers;
12. Public waterfront parks and boardwalks and associated improvements;
13. Maritime Management Planning;
14. Waterways boating safety programs and equipment;
15. Beach renourishment on beaches adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project; and
16. Environmental restoration, enhancement or mitigation projects and
17. Other waterway related projects.

(b) Ineligible Projects or Project Elements. Project costs ineligible for program funding or matching funds will include: contingencies, miscellaneous, reoccurring personnel related costs, irrigation equipment, ball-courts, park and playground equipment, and any extraneous recreational amenities not directly related to the waterway such as the following:

1. Landscaping that does not provide shoreline stabilization or aquatic habitat;
2. Restrooms for non-waterway users;
3. Roadways providing access to non-waterway users;
4. Parking areas for non-waterway users;
5. Utilities for non-waterway related facilities;
6. Lighting for non-waterway related facilities;
7. Project maintenance and maintenance equipment;
8. Picnic shelters and furniture;
9. Vehicles to transport vessels;
10. Operational items such as fuel, oil, etc.
11. Office space that is not incidental and necessary to the operation of the main eligible public building; and
12. Conceptual project planning; including: cost-benefit analysis, public surveys, opinion polls, public meetings, and organizational conferences.

(c) Project Elements with Eligibility Limits: Subject to approval by the Board of an itemized expense list:

1. The following project costs will be eligible for program funding or as matching funding if they are performed by an independent contractor:

- a. Project management, administration and inspection;
- b. Design, permitting, planning, engineering or surveying costs for completed construction project;
- c. Restoration of sites disturbed during the construction of an approved project;
- d. Equipment costs.

Before reimbursement is made by the District on any of the costs listed in subparagraph 1. above, a construction contract for the project, approved and executed by the project sponsor and project contractor must be submitted to the District.

2. Marine fire-fighting vessels are eligible for a maximum of \$60,000 in initial District funding. Marine law enforcement and other vessels are eligible for a maximum of \$30,000 in initial District funding. All future replacement and maintenance costs of the vessel and related equipment will be the responsibility of the applicant.

3. Waterway related environmental education facility funding will be limited to those project elements directly related to the District's waterways.

(d) Phasing of Projects: Applications for eligible waterway projects may be submitted as a phased project where Phase I will include the design, engineering and permitting elements and Phase II will include the construction of the project. A description and cost estimate of the Phase II work shall be submitted along with the Phase I application for Board review.

(2) Property Control: The site of a new proposed land-based development project, with the exception of those projects requesting Small-Scale Spoil Island Restoration and Enhancement funding, shall be dedicated for the public use for which the project was intended for a minimum period of 25 years after project completion. Such dedication shall be in the form of a deed, lease, management agreement or other legally binding document and shall be recorded in the public property records of the county in which the property is located. This property control requirement also applies to a project site owned by another governmental entity. The governmental entity that owns the project site may be joined as a co-applicant to meet this property control requirement. Existing land based development projects that are being repaired, replaced or modified must demonstrate that the project site has been dedicated for public use for at least 25 years with at least 10 years remaining on the dedication document. Property shall also be deemed dedicated for public use if:

(a) The property has been designated for the use for which the project is intended (even though there may have been no formal dedication) in a plat or map recorded prior to 1940, or

(b) The project sponsor demonstrates that it has had exclusive control over the property for the public use for which the project is intended for a period of at least 30 years prior to submission of the application, or

(c) There is no ongoing litigation challenging the designated use of the property as shown on the plat or map, nor has there been any judicial determination contrary to the use by the public for the use shown on the plat or map.

(3) Permits: The project sponsor is responsible for obtaining and abiding by any and all federal, state and local permits, laws, proprietary authorizations and regulations in the development and operation of the project. Applicants for construction projects that

include elements that require state or federal environmental permits or proprietary authorizations will demonstrate that all required environmental permitting and authorizations will be completed by the District's final TRIM hearing. This demonstration will be by submission of the required environmental permit(s) and authorizations, or by submission of a letter from the agency(s) stating that a permit or authorization is not required. Should the environmental permitting element of an application that has construction elements requiring state or federal environmental permits or authorizations not be completed by the District's final TRIM hearing, the construction portion of the project will not be considered for funding. Whereby funding decisions are completed at the final TRIM hearing, the District will not deviate from the funding schedule to accommodate any application deficiency.

(4) Public Marina Qualifications: All public marina projects funded through this program shall include sewage pumpout facilities for vessels, unless the applicant can demonstrate that inclusion of such a facility is physically, operationally or economically impracticable. All public marina projects funded through this program shall have at least ten percent (10%) of their slips or mooring areas available for transient vessels. Public marina dockage rates shall be within market comparison of the dockage rates of other area marinas. The public marina will be required to establish and maintain an accounting of the funds for the facility and shall plan for and retain at all times sufficient funds for the on-going maintenance of the facility during its project life.

(5) The District may assist eligible local governments with efforts to prepare and implement a comprehensive maritime management plan. The plan shall be utilized by the eligible government to promote and maximize the public benefit and enjoyment of eligible waterways, while identifying and prioritizing the waterway access needs of the community. The plan should not duplicate any existing or ongoing efforts for the same waterway or water shed, nor shall the District participate in any effort that does not address the basic maritime needs of the community.

(a) The District shall participate in one plan per County. Existing plans may be updated at reasonable intervals or amended to include waterway areas previously not included in the original effort. Public, government, environmental, industry and other pertinent interest groups shall be solicited and included for input in the planning process.

(b) The plan shall be utilized as a tool to provide a minimum 5-year planning analysis and forecast for the maritime needs of the community, and shall include, at minimum, the following:

1. Public boat ramp & ramp parking inventory and analysis.
2. Public mooring and docking facility analysis, including day docks and transient slips.
3. Commercial and working waterfront identification and needs analysis.
4. The identification, location, condition and analysis of existing and potential navigation channels.
5. An inventory and assessment of accessible public shorelines.
6. Public Waterway transportation needs.
7. Environmental conditions that affect boat facility siting, a current resource inventory survey, and restoration opportunities.

8. Economic conditions affecting the boating community and boating facilities.

9. Acknowledgment and coordination with existing data and information, including an emphasis on the Intracoastal Waterway.

3) Projects requested for assistance program funding shall be consistent with the applicant's maritime management plan. The applicant should utilize the plan to assist in prioritizing waterway improvement projects.

(6) All eligible environmental restoration, enhancement or mitigation projects as well as the environmental restoration, enhancement or mitigation components of other types of projects shall be required to assign the mitigation credits to the District for that share of the project funded through the District's Assistance Program. All eligible environmental restoration, enhancement or mitigation projects shall provide public access where possible.

(7) Final Decisions: The Board will make all final decisions on the eligibility of a Project or specific project costs.

*Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1)-(3) FS. History—New 12-17-90, Amended 9-2-92, 6-24-93, 2-3-94, 4-12-95, 9-5-96, 2-6-97, Formerly 16T-2.008, Amended 5-17-98, 3-31-99, 5-25-00, 3-21-01, 7-30-02, 3-20-03, 3-3-04, 4-15-07, 3-25-08, 4-1-09, 2-22-10, 3-7-11, 3-7-12.*

#### **66B-2.009 — Project Administration.**

The District will appoint a project manager who shall be responsible for monitoring the project and the project agreement. The project manager shall also be responsible for approving all reimbursement requests. The project sponsor shall appoint a liaison agent, who will be a member of the eligible applicant's staff, to act on its behalf in carrying out the terms of the project agreement. Administration of the project will be as follows:

(1) Project Agreement: For each funded project, the District and the project sponsor will enter into a project agreement. The project agreement shall be executed and returned by the project sponsor within six (6) months of the approval of the project funding and prior to the release of program funds, setting forth the mutual obligations of the parties concerning the project. The project agreement shall incorporate the applicable policies and procedures of the program as outlined in this rule. Project agreements will be for a two-year period with the possibility for one, one-year extension. Any request for a one-year extension of funding shall require submittal by the PROJECT SPONSOR of a request for extension to the DISTRICT no later than July of fiscal year two of the approved project. This request will then be considered by the DISTRICT Board, whose decision shall be final. In review of these requests, the Board will take into consideration the current status and progress of the project and the ability of the applicant to complete the project within one additional year.

(2) Matching Funds: The project sponsor shall clearly identify and enumerate the amount and source of the matching funds it will be using to match the program funds supplied by the District for an approved project. The project sponsor shall provide suitable evidence that it has the matching funds available at the time the project agreement is executed.

(3) Agreement Modification: All proposed changes to the project agreement must be

submitted to the District in writing by the project sponsor accompanied by a statement of justification for the proposed changes. All project agreement amendments shall be approved by the District Board, except that the Executive Director may approve a minor project agreement amendment for a project within a county with the local District commissioner's concurrence. A minor project amendment shall not change the approved project's category, result in a reallocation of more than 35% of the approved funding of the project among project elements, nor allow for a greater than 35% change in the project scale or scope of work. Project agreement amendments will not include a change to the approved project's location or a change in the approved project's purpose or project type. Agreed changes shall be evidenced by a formal amendment to the project agreement and shall be in compliance with these rules.

(4) **Project Reporting:** The liaison agent will submit quarterly reports to the project manager summarizing the work accomplished since the last report, problems encountered, percentage of project completion and other appropriate information. These reports shall continue throughout the length of the project period until completion of the project. The report shall be submitted on Form 95-02, "Assistance Program Project Quarterly Status Report", dated 7-30-02, hereby incorporated by reference and available at the District office.

(5) **Reimbursement Requests:** The liaison agent may submit periodic reimbursement requests during the project period in accordance with Rule 66B-2.011, F.A.C. The project manager will approve or disapprove all reimbursement requests. The final payment of program funds will be made upon certified completion of the project by the District.

(6) **Project Inspection:** Upon reasonable request, the project manager shall have the right to inspect the project and any and all records relating to the project.

(7) **Project Completion:** The project shall be completed within three (3) years of the date of the beginning of the District's first fiscal year for which the project was approved. If the completion of a project is impacted by a declared state of emergency and the Board waives this rule section, the extension of time granted shall not exceed one additional three (3) year period.

(8) **Project Completion Requirements:** Upon completion of the project, the liaison agent shall provide the following to the project manager:

(a) A Project Completion Certificate, FIND Form No. 90-13 (effective date 7-30-02), hereby incorporated by reference and available from the District office, which certifies that the project was completed in accordance with the project agreement and the final project plans.

(b) A final reimbursement request accompanied by all required billing statements and vouchers.

(c) Photograph(s) showing the installation of the sign required by Rule 66B-2.013, F.A.C.

(d) Photograph(s) of the completed project clearly showing the program improvements.

(9) **Project Completion Review:** The project manager will review the project completion package and will authorize or reject the final reimbursement payment which will include all retained funds from previous requests.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History-New 12-17-90, Formerly 16T-2.009, Amended 3-21-01, 7-30-02.*

**66B-2.011 - Reimbursement.**

The District shall release program funds in accordance with the terms and conditions set forth in the project agreement. This release of program funds shall be on a reimbursement only basis. The District shall reimburse the project sponsor for project costs expended on the project in accordance with the project agreement. Project funds to be reimbursed will require the submission of a Reimbursement Request Form and required supporting documents, FIND Form No. 90-14 (effective date 7-30-02) hereby incorporated by reference and available from the District office.

(1) Authorized Expenditures: Project funds shall not be spent except as consistent with the project agreement cost estimate that was approved by the Board, which shall be an attachment to the project agreement. This cost estimate will establish the maximum funding assistance provided by the District and the percentage of funding provided by each party to the project. The District will pay the lesser of:

- (a) The percentage total of project funding that the Board has agreed to fund, or
- (b) The maximum application funding assistance amount.

(2) Phase I Reimbursement: In accordance with these rules, reimbursement cannot be made on a Phase I application until a construction contract is executed by the applicant for the construction phase of the project. If the Phase I project is completed but a construction contract is not executed by the three (3) year project deadline, then the District shall only allow one (1) year from the Phase I project deadline to enter into the required construction contract before the Phase I funding is cancelled.

(3) Reimbursement Requests: All project costs shall be reported to the District and summarized on the Reimbursement Request Form. All requests for reimbursement shall include supporting documentation such as billing statements for work performed and cancelled payment vouchers for expenditures made.

(4) Retainage: The District shall retain ten percent (10%) of all reimbursement payments until final certification of completion of the project. The District shall withhold any reimbursement payment, either in whole or part, for non-compliance with the terms of this agreement.

(5) Check Presentations: A District representative shall present the final reimbursement check to the project sponsor during a public commission meeting or public dedication ceremony for the project facility.

(6) Recovery of Additional Project Funding: If the project sponsor receives additional funding for the project costs from another source that was not identified in the original application and that changes the agreement cost-share percentage, the project sponsor shall proportionately reimburse the District's program funds equal to the cost-share percentage in the approved project agreement. The project sponsor shall promptly notify the District of any project payments it receives from a source other than the District.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 6-24-93, Formerly 16T-2.011, Amended 3-31-99, 7-30-02. \_\_-\_\_-11*

**66B-2.012 - Accountability.**

The following procedures shall govern the accountability of program funds:

- (1) Accounting: Each project sponsor is responsible for maintaining an accounting

system which meets generally accepted accounting principles and for maintaining such financial records as necessary to properly account for all program funds.

(2) Quarterly Reports: The project sponsor shall submit quarterly project status reports to FIND in accordance with subsection 66B-2.009(4), F.A.C.

(3) Completion Certification: All required final completion certification documents and materials as outlined in subsection 66B-2.009(8), F.A.C., of this rule shall be submitted to the District prior to final reimbursement of program funds.

(4) Auditing: All project records including project costs shall be available for review by the District or by an auditor selected by the District for 3 years after completion of the project. Any such audit expenses incurred shall be borne entirely by the project sponsor.

(5) Project Records: The project sponsor shall retain all records supporting project costs for three years after either the completion of the project or the final reimbursement payment, whichever is later, except that should any litigation, claim, or special audit arise before the expiration of the three year period, the project sponsor shall retain all records until the final resolution of such matters.

(6) Repayment: If it is found by any State, County, FIND, or independent audit that program funds have not been used in accordance with this rule and applicable laws, the project sponsor shall repay the misused program funds to the District.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.012, Amended 7-30-02*

#### **66B-2.013 - Acknowledgement.**

The project sponsor shall erect a permanent sign, approved by the District, at the entrance to the project site which indicates the District's participation in the project. This sign shall contain the FIND logo. In the event that the project sponsor erects a temporary construction sign, this sign shall also recognize the District's participation. If the final product of the project is a report, study or other publication, the District's sponsorship of that publication shall be prominently indicated at the beginning of the publication. If the project results in an educational display, the District's logo and a statement of the District's participation in the project shall be contained in the display.

*Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.013, Amended 2-22-10.*

#### **66B-2.014 - Small-Scale Spoil Island Restoration and Enhancement Projects.**

Proposals shall be accepted for the restoration or enhancement of spoil islands and natural islands within the District's waterways for recreational, navigational, educational, and environmental purposes. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure – A Request for Proposals procedure will be used to request proposals for consideration. Proposals shall follow the format described in FIND Document #03-02, Call for Proposals – Small-Scale Spoil Island Restoration and Enhancement Program (effective date 7-30-02), hereby incorporated by reference and available from the District office. Proposals may be submitted to the District and

considered by the Board at any time during the year.

(2) Matching Funds: Small-scale spoil island restoration and enhancement may qualify for up to ninety percent (90%) program funds. The applicant's ten percent (10%) matching funds may include in-kind contribution pursuant to paragraph 66B-2.014(4)(b), F.A.C.

(3) Eligibility: All proposals must meet the following eligibility criteria to be considered for funding:

(a) Management Plan Compliance: Projects shall be in compliance with the provisions of any Spoil Island Management Plans or other management plans that govern the Project site.

(b) Property Control: The Project Sponsor must have written property rights on the Project site to construct and maintain the Project for a minimum of five years. Such property rights can be in the form of a lease, interlocal agreement, use agreement or other legal form approved by the District. The applicant shall include a map clearly delineating the location of all proposed work included in the application.

(4) Funds Allocation: Funds shall be allocated pursuant to Rule 66B-2.005, F.A.C., subject to the exceptions identified in this rule, and with the following additions:

(a) The District shall fund a maximum of up to \$7,500 per project, not to exceed \$22,500 per County, per fiscal year.

(b) The Project Sponsor may contribute in-kind construction labor; such in-kind construction labor costs will not be counted by the District as exceeding \$10.00 per hour. No administrative costs can be incorporated into the Project as Project costs.

(c) The funding provided by the District shall only be allocated for specific Project expenses such as construction materials, plant materials, herbicides, etc. The funding provided by the District shall not be allocated for parties, food or beverages.

(5) Hold Harmless Waiver: All volunteers, who are not government employees, shall sign a hold harmless waiver Form No. 02-01 (New 7-30-02) as approved by the District and hereby incorporated by reference and available from the District office.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History-New 7-30-02, Amended 4-24-06.*

#### **66B-2.015 - Small-Scale Derelict Vessel Removal Projects.**

Proposals shall be accepted for financial assistance for the removal of derelict vessels within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure – Applications shall be submitted on a completed FIND Form No. 05-01 (Small-Scale Derelict Vessel Removal Program) (effective date 4-24-06), and FIND Form No. 01-06 (Small-Scale Derelict Vessel Removal Program – Project Cost Estimate), (effective date 4-24-06), hereby incorporated by reference and available from the District office. Applications may be submitted to the District and considered by the Board at any time during the year.

(2) The District shall only fund applicants that have identified derelict vessels to be removed and have a current bid for removal for such vessels, or have completed the removal of such vessels within the 6 months preceding the application, subject to eligibility under these program rules.

(3) The program must be sponsored by an eligible government agency or not-for-profit organization.

(4) District funding shall be limited to \$20,000.00 per county, per year, provided on a reimbursement basis only. The limitation on pre-agreement expenses may be waived by the Board in accordance with subsection 66B-2.005(3), F.A.C.

(5) The eligible applicant must provide the remaining matching funds for project completion. In no case shall the District's cost-share contribution exceed 75% of the total project costs. In-house project management or administration costs are not eligible costs or matching costs.

(6) The derelict vessel must be located in the District's Waterways, as defined in Rule 66B-2.003, F.A.C. The applicant shall include a map clearly delineating the location of all vessels included in the application.

(7) The District shall be recognized when possible in all written, audio or video advertising and promotions as a participating sponsor of the program.

(8) The funding provided by the District shall only be allocated for removal of derelict vessels. The District is providing program reimbursement funds only and shall be held harmless with regards to the activities initiated by the applicant.

(9) The applicant shall be responsible for all maintenance, management, disposal and operating expenses associated with the program.

(10) Funds derived from the sale of any derelict vessels or vessel parts removed through this grant program must be reinvested into the applicant's derelict vessel removal program.

(11) The District Board shall make all final decisions concerning the provision of funding for this program.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 4-24-06, Amended 4-15-07, 3-25-08.*

**66B-2.016 Waterways Cleanup Events.**

Proposals shall be accepted for financial assistance for the organized removal of refuse within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

- (1) **Application Procedure:** Prior to the event, a request for funding shall be submitted to the District by means of a cover letter detailing the occurrence of the cleanup, contact information, a map of the cleanup locations and the general parameters of the event. In addition, the Applicant will submit a detailed budget clearly delineating the expenditure of all District funds, as well as the overall general budget of the event. Proposals may be submitted to the District and considered by the Board at any time during the year.
- (2) **Availability:** The District shall fund a maximum of one clean-up program per waterway, per year within a county, with exception to the provisions of items (8) through (10), below.
- (3) **Applicant Eligibility:** The clean-up program must be sponsored by a government agency or a registered not-for-profit corporation.
- (4) **Funding:** District funding shall be limited to \$5,000.00 per waterway, per county, except for the provisions of items (8) through (10), below.

- (5) The District shall be recognized in all written, on-line, audio or video advertising and promotions as a participating sponsor of the clean-up program.
- (6) Funding Eligibility: The funding provided by the District shall only be allocated to reimburse the applicant for out of pocket expenditures related to specific cleanup program expenses such as trash bags, trash collection, haul and landfill fees, gloves, advertising, T-shirts, and related expenses. The funding provided by the District shall not be allocated for parties, meetings, food or beverages.
- (7) The District Board shall make all final decisions concerning the provision of funding for a clean-up program.

In addition to the requirements stated above, a cleanup program implementing all of the following additional incentives will qualify for up to additional \$5,000 in clean up funds.

- (8) The clean-up program budget must provide equal or greater matching funds for all Navigation District funding.
- (9) The applicant shall tally and report the composition and location of the waterway-related debris, with the goal to show definitive progress in the amount of refuse collected, a reduction in the overall debris in the waterway, or an increase in the number of additional waterway areas included in the clean up.
- (10) For each additional \$1,000 in Navigation District funding, the applicant shall coordinate a minimum of one waterway collection point or clean up area, or an applicant can conduct an additional waterway cleanup program for the waterway areas.

*Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 3-7-11*

EXHIBIT C

FLORIDA INLAND NAVIGATION DISTRICT

ASSISTANCE PROGRAM

Matching Funds Certification

Sponsor: City of North Bay Village

Project Title: Baywalk Plaza Area-Phase 1 Project #: DA-NBV-12-146

I hereby certify that the above referenced project Sponsor, as of October 01, 2012, has the required matching funds for the accomplishment of the referenced project in accordance with the Waterways Assistance Program Project Agreement between the Florida Inland Navigation District and the Sponsor, dated 12-27-12.\*

Project Liaison Name: Dennis W. Kelly

Project Liaison Signature: [Signature]

Date: 12/19/12

\*S. 837.06 Florida Statutes, False official statements. - Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083 F.S.

**FLORIDA INLAND NAVIGATION DISTRICT  
ASSISTANCE PROGRAM  
PAYMENT REIMBURSEMENT REQUEST FORM**

PROJECT NAME: \_\_\_\_\_ PROJECT #: \_\_\_\_\_

PROJECT SPONSOR: \_\_\_\_\_ BILLING #: \_\_\_\_\_

Amount of Assistance \_\_\_\_\_  
 All Funds Previously Requested  $\&$  \_\_\_\_\_  
 Balance Available = \_\_\_\_\_

Funds Requested \_\_\_\_\_  
 Less Retainage (-10% unless final)  $\&$  \_\_\_\_\_  
 Check Amount = \_\_\_\_\_

Balance Available \_\_\_\_\_  
 Less Check Amount  $\&$  \_\_\_\_\_  
 Balance Remaining = \_\_\_\_\_

**SCHEDULE OF EXPENDITURES**

Expense Description (Should correspond to Cost Estimate Sheet Categories in Exhibit "A")	Check No. Vendor Name and Date	Total Cost	Applicant Cost	FIND Cost

**EXHIBIT D (CONTINUED)**  
**SCHEDULE OF EXPENDITURES**

Expense Description (Should correspond to Cost Estimate Sheet Categories in Exhibit "A")	Vendor Name	Check No. and Date	Total Cost	Applicant Cost	FIND Cost
---	-------------	--------------------	------------	----------------	-----------

---

Certification for Reimbursement: I certify that the above expenses were necessary and reasonable for the accomplishment of the approved project and that these expenses are in accordance with Exhibit "A" of the Project Agreement. \*

\_\_\_\_\_  
Project Liaison

\_\_\_\_\_  
Date

\*S. 837.06 Florida Statutes, False official statements. - Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083 F.S.

EXHIBIT E

FLORIDA INLAND NAVIGATION DISTRICT

ASSISTANCE PROGRAM

**Project Completion Certification**  
[http://www.aicw.org/closeout\\_wap.jsp](http://www.aicw.org/closeout_wap.jsp)

Sponsor: \_\_\_\_\_

Project Title: \_\_\_\_\_ Project #: \_\_\_\_\_

I hereby certify that the above referenced project was completed in accordance with the Assistance Program Project Agreement between the Florida Inland Navigation District and \_\_\_\_\_, dated \_\_\_\_\_, 20\_\_\_\_, and that all funds were expended in accordance with Exhibit "A" and Paragraph 1 of the Project Agreement. \*

Project Liaison Name: \_\_\_\_\_

Project Liaison Signature: \_\_\_\_\_

Date: \_\_\_\_\_

\*S. 837.06 Florida Statutes, False official statements. - Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083 F.S.

**EXHIBIT F**

**ASSISTANCE PROGRAM PROJECT  
QUARTERLY STATUS REPORT**

[http://www.aicw.org/wapapp\\_pdf.jhtml?method=view&wapapp\\_pdf.id=1](http://www.aicw.org/wapapp_pdf.jhtml?method=view&wapapp_pdf.id=1)

**PROJECT NO.** \_\_\_\_\_

**PROJECT TITLE:** \_\_\_\_\_

**PROJECT SPONSOR:** \_\_\_\_\_

**REPORT PERIOD**

Oct 1-DEC 15 \_\_\_\_ ; Dec 15-Mar 1 \_\_\_\_ ; Mar 1-June 15 \_\_\_\_ ; June 15-Sep 1 \_\_\_\_  
**Report Due:**      (Dec 30)              (March 15)              (June 30)              (Sep 15)

**WORK ACCOMPLISHED:**

**PROBLEMS ENCOUNTERED:**

**PERCENTAGE COMPLETION:**

**OTHER NOTABLE ITEMS:**

Form No. 95-02  
(Effective Date: 7-30-02)

## EXHIBIT G

### ASSISTANCE PROJECT SCHEDULE

---

OCTOBER 2012 - Project Agreement Executed, Project Initiates.

DECEMBER 30, 2012 - First Quarterly Report Due.

MARCH 15, 2013 - Second Quarterly Report Due.

JUNE 30, 2013 - Third Quarterly Report Due.

SEPTEMBER 15, 2013 - Fourth Quarterly Report Due.

DECEMBER 30, 2013 - Fifth Quarterly Report Due.

MARCH 15, 2014 - Sixth Quarterly Report Due.

JUNE 30, 2014 - Seventh Quarterly Report Due.

***NOTE: If the project will not be completed and all close out paperwork submitted by September 1<sup>st</sup>, a request for a 1-year extension of the completion date of the project should be submitted with the quarterly report.***

SEPTEMBER 01, 2014 - Closeout paperwork due.

SEPTEMBER 30, 2014 - District finishes processing closeout paperwork, performs project inspection and submits final reimbursement check with check presentation to sponsor.

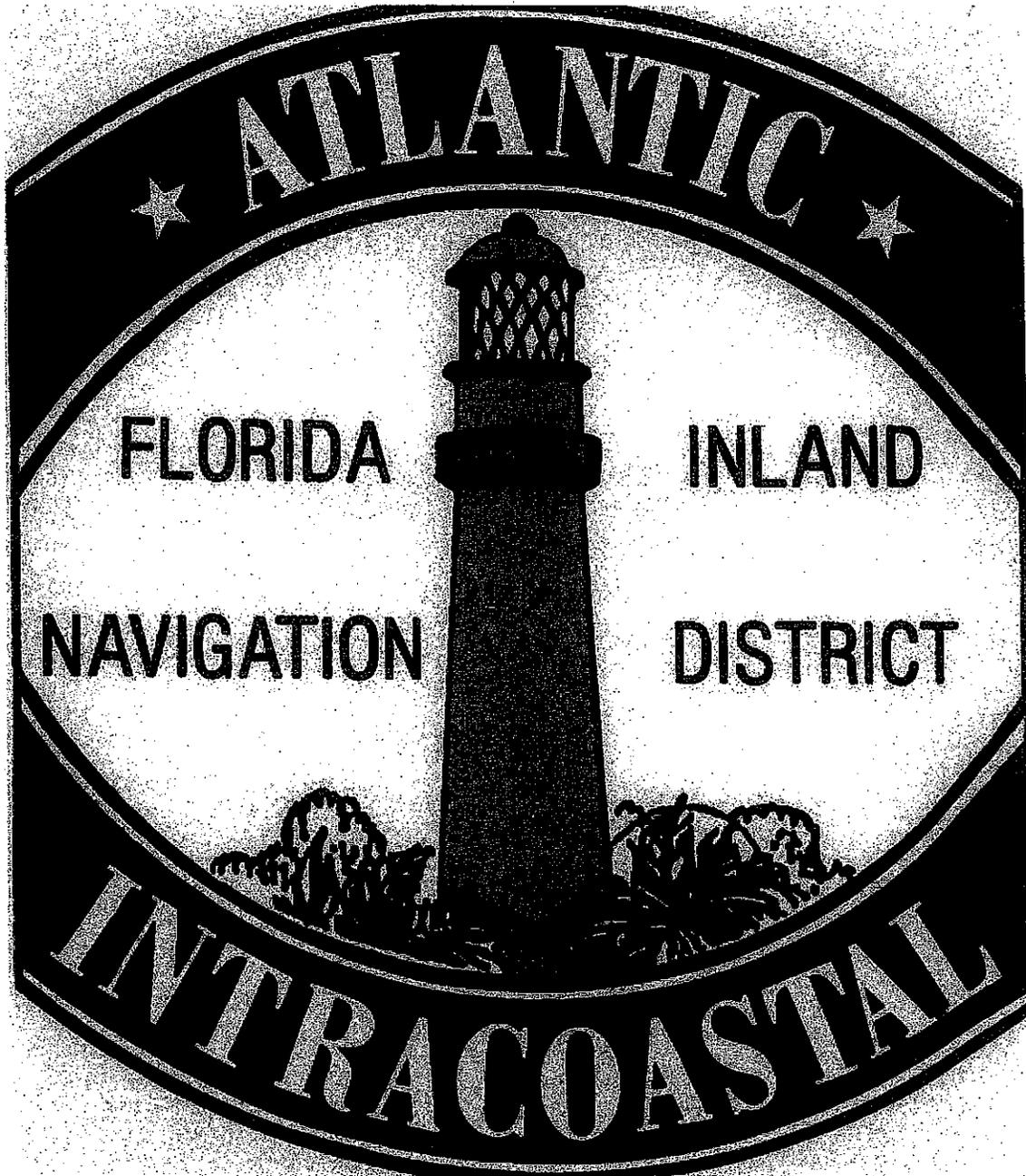
---

***NOTE: ANY MODIFICATIONS to the PROJECT shall require advance notice and prior written approval of the District. The appropriate timing for modifications to the project cost estimate, Exhibit A, would be after receipt of bids.***

**\*NON-COMPLIANCE by the PROJECT SPONSOR with the reporting schedule in Exhibit B may result in revocation of this agreement pursuant to Paragraph 13 of the project agreement.**

**EXHIBIT H**

[http://www.aicw.org/bids.jhtml?method=listByCat\\_id&bids.cat\\_id=4](http://www.aicw.org/bids.jhtml?method=listByCat_id&bids.cat_id=4)



**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA APPROVING A REQUEST BY 7914 BUILDING LLC FOR SITE PLAN APPROVAL PURSUANT TO SECTION 152.105(C)(9) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 52 UNIT, 15 STORY MULTI-FAMILY CONDOMINIUM STRUCTURE AT 7914, 7916, AND 7918 WEST DRIVE, NORTH BAY VILLAGE, FLORIDA, PROVIDING FOR FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Section 152.105(C)(9) of the North Bay Village Code of Ordinances (the “Village Code”), 7914 Building LLC has applied to North Bay Village for approval of a Site Plan to construct a 52-unit, 15 story multi-family condominium structure in the RM-70 (High Density Multiple-Family) Zoning District utilizing the bonus density provisions pursuant to Section 152.029(C)(8)(H); and

**WHEREAS**, Section 152.105(C) and Section 152.102 of the Village Code set forth the authority of the Village Commission to consider and act upon an application for Site Plan approval; and

**WHEREAS**, in accordance with Section 152.096 of the Village Code, a public hearing by the Planning and Zoning Board was noticed for March 18, 2014 at 7:30 P.M. at the Treasure Island Elementary School, 7540 East Treasure Drive, North Bay Village, Florida 33141 and the Planning and Zoning Board reviewed the application, conducted a public hearing and recommended approval of the request; and

**WHEREAS**, in accordance with Section 152.096 of the Village Code, public hearings by the Village Commission were noticed for April 8, 2014 at 7:30 p.m. and May 13, 2014, at 7:30 P.M. at Village Hall, 1666 Kennedy Causeway, #101, North Bay Village, Florida 33141 and all interested parties have had the opportunity to address their comments to the Village Commission; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION  
OF THE CITY OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Finding.**

In accordance with Section 152.105(9) of the Village Code, the Village Commission finds that the proposed Site Plan for construction of a 52-unit, 15 story multi-family residential condominium structure at 7914, 7916, and 7918 West Drive:

- A. Protects against and minimizes any undesirable effects upon contiguous and nearby property.
- B. Provides sufficient off-street parking and loading facilities so that it will not be necessary to use the streets in the vicinity for this purpose.
- C. Provides sufficient setbacks, open space, and landscaping in order to protect and enhance the appearance and character of the neighborhood.
- D. Can be accommodated by existing community roads, services, and utilities, or the necessary additions are provided by the developer.

**Section 3. Grant.**

The Site Plan to construct a 52-unit, 15 story multi-family residential condominium structure at 7914, 7916, and 7918 West Drive, North Bay Village, Florida, as attached and incorporated herein as Exhibit “A” entitled “Indigo at North Bay Village” as submitted for hearing on February 27, 2014 and consisting of sheets A1-100, A1.101, A1.102, A1.103, A1.104, A1.105, A1-106, A1-107, A1-108, A1-109, A1-110, A1.200, A1.201, A1-202, A1-203, A1-300, A1-301, A1-302, and A1-400 is hereby approved.

**Section 4. Conditions.**

The Site Plan is approved with the condition that the following items are met prior to issuance of a Building Permit:

1. Submittal of an irrigation plan which meets Miami-Dade Chapter 18A requirements
2. Dedication and recording of the waterfront public boardwalk easement along the western property line and the 5 foot wide access easement along the southern property line as per section 152.029(C)(7).
3. Site plan approval from Miami-Dade Shoreline Review Committee.
4. Meeting Miami-Dade School Board Concurrency requirements as determined by School Board Staff.
5. Payment of any applicable impact fees.
6. Payment of bonus density fees, as required under Section 152.029(C)8F.
7. Tie-in to Village’s wastewater system at a Village designed proximate location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.
8. Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.

9. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
10. Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.
11. All applicable state and federal permits must be obtained before commencement of construction.
12. Valet parking will be continuously required and maintained as a part of this development. This provision shall be included in the condominium documents and bylaws.
13. Parking spaces which were required for plan approval cannot be leased or sold to residents of this development.
14. Residents of this development shall not utilize street parking and may only use the required parking within the building.

**Section 5. Appeal.**

In accordance with Section 152.104 of the Village Code, the Applicant, or any aggrieved property owner, may appeal the decision of the Village Commission by filing a Writ of Certiorari to the Circuit Court of Miami-Dade County, Florida, in accordance with the Florida Rules of Appellate Procedure.

**Section 6. Violation of Conditions.**

Failure to adhere to the terms and conditions contained in this Resolution in Section 4, if any, shall be considered a violation of this Resolution and persons found violating the conditions shall be subject to the penalties prescribed by the Village Code, including but not limited to, the revocation of any of the approval(s) granted in this Resolution. The Applicant understands and acknowledges that it must comply with all other applicable requirements of the Village Code before it may commence construction or operation, and that the foregoing approval in this Resolution may be revoked by the Village at any time upon a determination that the Applicant is in non-compliance with the Village Code

**Section 7. Effective Date.**

This Resolution shall become effective upon its adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its adoption. This motion was seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	_____
Vice Mayor Eddie Lim	_____
Commissioner Richard Chervony	_____
Commissioner Wendy Duvall	_____
Commissioner Jorge Gonzalez	_____

**PASSED AND ADOPTED this 13th day of May 2014.**

\_\_\_\_\_  
Mayor Connie Leon-Kreps

Attest:

\_\_\_\_\_  
Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: 7914, 7916, 7918 West Drive Development-Site Plan Approval



## Memorandum

**To:** North Bay Village Commission  
**From:** James G. LaRue, AICP  
**Date:** April 17, 2014  
**Subject:** 7914-18 West Drive, 2<sup>nd</sup> Hearing

---

The condominium project proposed for 7914-18 West Drive was heard by the Planning and Zoning Board over the course of two meetings; February 18, 2014 and March 18, 2014. All items were then presented for the Village Commission on April 8, 2014. Both bodies recommended approval of all applications presented for the project. The voting record and staff's recommendations for those items are as follows:

### Special Exception Request for Use of Compact Parking Spaces

- The Planning and Zoning Board recommended approval by a 4-0 vote.
- The Village Commission recommended approval by a 5-0 vote.
- Staff recommends approval of this request.

### Site Plan & Building Height Bonus Review

- The Planning and Zoning Board recommended approval by a 5-0 vote, based on staff's recommended conditions.
- The Village Commission recommended approval by a 5-0 vote, based on staff's recommended conditions.
- Staff recommends approval of this request, conditional upon the following items being met prior to issuance of a building permit:
  - 1) Submittal of an irrigation plan which meets Miami-Dade Chapter 18A requirements
  - 2) Dedication and recording of the waterfront public boardwalk easement along the western property line and the 5 ft wide access easement along the southern property line as per section 152.029(C)(7).

- 3) Site plan approval from Miami-Dade Shoreline Review Committee.
- 4) Meeting Miami-Dade School Board Concurrency requirements as determined by School Board Staff.
- 5) Payment of any applicable impact fees.
- 6) Payment of bonus density fees, as required under Section 152.029(C)8F.
- 7) Tie-in to Village's wastewater system at a Village designed proximate location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.
- 8) Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.
- 9) Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
- 10) Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.
- 11) All applicable state and federal permits must be obtained before commencement of construction.
- 12) Valet parking will be continuously required and maintained as a part of this development. This provision shall be included in the condominium documents and bylaws.
- 13) Parking spaces which were required for plan approval cannot be leased or sold to residents of this development.
- 14) Residents of this development shall not utilize street parking and may only use the required parking within the building.

For further discussion of these issues, please see staff reports presented at the first public hearing on April 8, 2014.

CC: Frank Rollason, Village Manager  
Yvonne Hamilton, Village Clerk



Serving Florida Local Governments Since 1988



## **Staff Report Site Plan**

*Prepared for: North Bay Village,  
Commission*

*Applicant: 7914 Building LLC*

*Site Address: 7914, 7916, and 7918 West Drive*

*Request: Density Bonus Review and  
Site Plan Approval for  
Multi-family residential building  
(condominium)*



Serving Florida Local Governments Since 1988

**General Information**

<b>Owner/Applicant:</b>	7914 Building LLC Fred Knoll
<b>Applicant Address:</b>	11098 Biscayne Blvd, Suite 203 Miami, FL 33161
<b>Site Address:</b>	7914, 7916, and 7918 West Drive
<b>Contact Person:</b>	Adam Henry
<b>Applicant Phone Number:</b>	904-710-1945
<b>E-mail Address</b>	fred_knoll@mfkgrp.com

	<b>Existing</b>
<b>Future Land Use</b>	High Density Multi-family Residential
<b>Zoning District</b>	RM-70
<b>Use of Property</b>	Vacant
<b>Acreage</b>	33,600 sq ft

**Legal Description of Subject Property**

**Lot 1 – 7914 West Drive**  
Harbor Island PB 44-72  
Lot 14  
Lot Size 80.000 x 140  
OR 19456—1179 01 2001 2(3)  
COC23266-2683 04 2005 2

**Lot 2 – 7916 West Drive**  
Harbor Island PB 44-72  
Lot 16  
Lot Size 80.000 x 140  
OR 19456—1179 01 2001 2(3)  
COC23266-2683 04 2005 2

**Lot 3 – 7918 West Drive**  
Harbor Island PB 44-72  
Lot 18  
Lot Size 80.000 x 140  
OR 19456—1179 01 2001 2(3)  
COC23266-2683 04 2005 2

**Request**

The applicant is requesting:

1. Density bonus review in conjunction with site plan approval pursuant to Section 152.029(C)(8)(H) of the North Bay Village Code of Ordinances.
2. Site plan approval pursuant to Section 152.105(C)(9) of the North Bay Village Code of Ordinances for development of a 52 unit, 15 story multi-family condominium structure in the RM-70 (high density multiple-family residential) Zoning District.



### General Description

The site plan request for this development is for a 52 unit, 15 story, multi-family residential building (condominium). Previously, on this property there was an original 2001 approved site plan which was modified in 2007. The 2007 site plan shows a total of 48 units with 13 one-bedroom units at 2,100 square feet, 11 two-bedroom units at 3,130 square feet, and 24 three-bedroom units at 3,175 square feet. Since the current 2014 site plan request is for a slight increase in the number of dwelling units and a different mixture of unit types it is being heard as a new site plan approval.

### Density Bonus Analysis

The applicant is requesting a density bonus review under Section 152.029(C)(8)(H) of the North Bay Village Code of Ordinances to allow 46 two bedroom units and 6 three bedroom units for this property which, normally under the Zoning Density standards of Chapter 152, would be limited to 48 two bedroom dwelling units and 1 three bedroom dwelling unit.

Under the section below there are a substantial number of dwelling units available to be used under this density bonus program and the Village records do not indicate any utilized in past development approvals. Assuming the density bonus program is still viable, the request for the density bonus for 4 (3 bedroom units) does qualify for approval. It should also be noted that the overall density of 70 dwelling units an acre is still being met as long as the total number of units does not exceed 53.

#### § 152.029 RM-70 High Density Multiple-Family Residential District.

(C) *Site development standards.*

- (8) Bonus. The following maximum building height bonuses are permitted in the RM-70 District when any of the design bonus alternatives listed in 8(A) through 8(H) are incorporated into proposed project and the incorporated alternatives are subsequently approved by the Village Commission upon recommendation of the Planning & Zoning Board. Bonus approval shall be done at the time of Site Plan Review as required by 152.105(C)(9). Each bonus alternative may be claimed once for a development and multiple awards for the same bonus feature shall not be permitted.

The Village Commission may grant bonuses subsequent to a public hearing when it is determined by the Commission that the proposed bonus amenities are substantive in nature, contribute to an overall project design which takes into account the public's critical interests in new development and where the proposed plan is otherwise in substantial conformity with the Village's Comprehensive Plan.



- (H) *Density bonus.* Each parcel shall have the ability to purchase additional buildable units from North Bay Village for a price of \$40,000.00 per unit. These units shall be derived from land currently owned by the Village, which will not be developed into residential buildings in the future. The money from these units shall be utilized for future Village parks and for the purchase of land for additional open green space. These units are to come from the development rights of Village Hall as well as the public works property on Treasure Island. The total buildable units are: 129 Efficiencies; 129 1-Bedroom Units; 117 2-Bedroom Units; 106 3-Bedroom Units. Monies due from development under the bonus participation program shall be paid to North Bay Village within 90 days of site plan approval by the Village Commission. Thereafter, the appropriate number of units will be deemed to the property. {This fee shall be set towards a Village Park Fund}.

**Consistency with Comprehensive Plan**

The multifamily residential use is consistent with the description of the Residential Future Land Use category under Policy 2.1.1a of the Future Land Use Element.

**Adjacent Land Use Map Classifications and Zoning District**

<b>North</b>	Future Land Use	High Density Multi-Family Residential
	Zoning District	RM-70
	Existing Land Use	Park
<b>East</b>	Future Land Use	High Density Multi-Family Residential
	Zoning District	RM-70
	Existing Land Use	Condominiums & Commercial Parking Lot
<b>South</b>	Future Land Use	High Density Multi-Family Residential
	Zoning District	RM-70
	Existing Land Use	Condominium
<b>West</b>	Future Land Use	Water
	Zoning District	Water
	Existing Land Use	Biscayne Bay



### **Adequacy of Public Facilities**

Applicant has submitted capacity analysis for traffic, sewer and water demonstrating sufficient capacity for the proposed development.

Water and Sewer utilities will be provided by Miami-Dade County M-DC (DERM). This project will be required to meet Sewer Concurrency requirements as prescribed by the Public Works Director of North Bay Village.

Staff has reviewed the Traffic Study prepared for this project by KBP Consulting Inc., and offers the following comments:

1. The Study uses ITE code 232, High Rise Residential Condominium for AM Peak Hour and PM Peak Hour trip generation.
2. KBP Consulting has employed the available peak hour capacity for two count station locations as provided by Miami-Dade County MPO and the FDOT, January, 2014.

The count location at Kennedy Causeway, East of N. Bayshore Drive to US1 has an available peak hour capacity of 968 trips.

The count location at Kennedy Causeway, East of Treasure Drive between N. Bayshore Drive and Bay Drive has an available peak hour capacity of 2,832 trips.

3. The proposed project will generate a net increase of 44 trips during the AM peak hour and 33 vehicle trips during the PM peak hour.

### **CONCLUSION**

After reviewing the materials, it is apparent that the proposed project involving 52 dwelling units will not generate traffic levels that would result in traffic on Kennedy Causeway to exceed the available capacity during either the AM or PM Peak Hours. The applicant should also substantiate that the traffic LOS on West Drive will not exceed available capacity during the AM or PM peak traffic hours. Traffic consultants for the applicant will be presenting an analysis of local traffic impact on West Drive and for the intersection of West Drive and Kennedy Causeway at the April 8<sup>th</sup> Commission meeting.



**Summary Analysis of Aggregate Traffic Impact on Kennedy Causeway**

**Background**

The condo-hotel at 1755 Kennedy Causeway is proposed to comprise 132 hotel units of varying size, a 2,883 square foot quality restaurant and 2,354 square feet of specialty retail space. The Isle of Dreams mixed-use project is located at 1415 Kennedy Causeway and proposed to contain 237 unit high-rise residential structure with a 7,360 square foot restaurant and 2,540 square feet of retail. The Indigo project is a 53-unit high-rise condominium located at 7914 -- 7918 West Drive.

Kennedy Causeway in North Bay Village is a six-lane, divided, State Road on which the vehicular capacity at LOS D is 4,500 vehicle trips.

**Data and Analysis**

According to traffic counts taken by Richard Garcia & Associates as provided in the Traffic Impact Statement for the Condo-hotel project the AM and PM Peak Hour traffic on Kennedy Causeway about 200 ft. east of E Treasure are 2,935 and 2,735 respectively. The following table shows the aggregate effect of the traffic generation of the three developments.

Project	Peak-Hour Trips	
	AM	PM
Condo-hotel, 1755 Kennedy Cswy.	92	106
Isle of Dreams, 1415 Kennedy Cswy.	160	220
Indigo, 927914 -- 7918 West Drive	44	33
<b>Total</b>	<b>296</b>	<b>359</b>
Current traffic	2,843	2,629
Total with new developments	3,139	2,988
<b>Capacity at LOS D</b>	<b>4,500</b>	<b>4,500</b>
<b>Remaining Capacity</b>	<b>1,361</b>	<b>1,512</b>

The Traffic Study prepared by KPB Consulting, Inc. for the Indigo project also provides insight from a more regional perspective. The KPB analysis cites Miami-Dade County MPO and FDOT, January 2014 as the source for the available peak hour capacity on NE 79th Street between North Bayshore Drive and U.S. 1 on the mainland. Based on existing traffic volumes and peak hour trips associated with approved (but not built) developments, there is a remaining capacity of 968 trips along that roadway segment. Adding in the 359 trips estimated for the three developments above, the remaining capacity for peak- hour trips between N. Bayshore Dr. and U.S. 1 will amount to 609 (968-359)

**Conclusion**

Analysis of the combined traffic generation impact of the above developments upon Kennedy Causeway indicates that the additional traffic generated by these developments will not be sufficient to raise peak hour traffic level beyond adopted level of service standards.



**Comparison of Submitted Site Plan With Land Development Regulations**

Section	Regulation	Required	Provided										
<b>North Bay Village LDC</b>													
152.029(B)	Uses permitted	Multifamily residential dwellings	In compliance										
152.029(C)(1)	Minimum lot area	27,000 sq ft	33,600 sq ft (0.77 acres)										
152.029(C)(1)	Minimum frontage	75 ft	240 ft										
152.029(C)(2)	Minimum front setback	25 ft	25 ft										
152.029(C)(2)	Minimum side setback	15 ft on one side. 20% of lot width on the other side Combination of both side setbacks to be at least 60 ft <u>20% of 240 = 48</u>	15 ft on north side 48 ft on south side Combination of both side setbacks equal to 63 ft										
152.029(C)(2)	Minimum rear setback	25 ft	25 ft										
152.029(C)(3)	Required lot area per dwelling unit	<table border="1"> <thead> <tr> <th>Unit type</th> <th>Lot area/unit</th> </tr> </thead> <tbody> <tr> <td>Efficiency</td> <td>620</td> </tr> <tr> <td>1-br</td> <td>620</td> </tr> <tr> <td>2-br</td> <td>685</td> </tr> <tr> <td>3-br</td> <td>750</td> </tr> </tbody> </table> 46 x 685 = 31,510 6 x 750 = 4,500 31,510 + 4,500 = 36,010 sq ft of required lot area	Unit type	Lot area/unit	Efficiency	620	1-br	620	2-br	685	3-br	750	36,010 > 33,600 Applicant is paying density bonus fees. See below for bonus density provision.
Unit type	Lot area/unit												
Efficiency	620												
1-br	620												
2-br	685												
3-br	750												
Comprehensive Plan Future Land Use Policy 2.1.1a	Maximum density	70 dwelling units per acre	67.4 dwelling units per acre										
152.029(C)(4)	Maximum building height	150 ft or 15 stories, whichever is less	150 ft										
152.029(C)(4)	Maximum parking levels	4 stories	Ground level parking and 4 stories of parking garage.										
152.029(C)(5)	Minimum pervious area	20% of total parcel <u>20% of 33,600 = 6,720 sq ft</u>	11,017 sq ft										



Section	Regulation	Required		Provided
152.029(C)(6)	Minimum dwelling unit floor area	Unit type	Floor area	2-BR units are 2,100; 2,380; 2,530; and 2,900 sq ft  3-BR units are 4,200 sq ft
		Efficiency	600	
		1-br	900	
		2-br	1,200	
		3-br	1,350	
152.029(C)(7)	Baywalk/boardwalk requirement	A public access boardwalk must be provided along shoreline and access to that boardwalk must be provided with a walkway from the ROW. Dedicated easements shall be recorded for the boardwalk and access corridors.		Provided
152.029(C)(8)	Building height bonus	Additional height may be purchased		N/A
152.029(C)(8)	Building density bonus	Additional density may be purchased, not to exceed 70 units per acre		Applicant is purchasing additional density
152.029(C)(9)2	Paving surfaces	Except for covered garages, all exterior paving surfaces shall be constructed of brick pavers		Provided
152.029(C)(9)3	Required water feature	A water feature shall be provided in the front		Provided
152.029(C)(9)6	Screening of parking garages	Parking garages shall be constructed with architectural features that obscure it from public view		Provided
152.029(C)(9)7	Street tree lighting	Lighting shall be provided in all areas in front where trees are planted		Lighting shall be provided as indicated in Jan 29, 2014 letter from architect
5.2.2(a)(1)	Minimum standard parking space dimensions	9 ft by 18 ft		Provided
5.2.2(a)(2)	Minimum compact parking space dimensions	8 ft by 16 ft		Provided



Section	Regulation	Required	Provided
5.2.2(a)(3)	Minimum handicapped parking space dimensions	Must comply with all applicable accessibility standards	Provided
152.042(D)	Minimum number of handicapped spaces	2% of total required spaces. <u>2% of 123 = 3 handicapped spaces required</u>	9 handicapped parking spaces
ADA Requirement	Minimum number of handicapped spaces	5 handicapped spaces for facilities with 101 to 150 parking spaces	
152.042(E)	Maximum number of compact parking spaces	20% of total required <u>20% of 121 = 24</u>	24
152.042(K)	Minimum setback of ROW from parking spaces	20 ft	In compliance
152.042(M)	Minimum separation of parking from walkways and streets	Parking spaces shall be separated from walkways, sidewalks, streets, or alleys by an approved wall, fence, curbing, or other protective device	In compliance
152.042(P)	Back-out parking prohibition	Parking spaces shall not be designed so that no vehicle shall be required to back into a public ROW to obtain egress	Provided
152.044(A)(2)	Minimum number of parking spaces per dwelling unit	2 spaces per two-bedroom unit 3 spaces per three-bedroom unit Plus 10% of total required spaces <u>46 x 2 = 92</u> <u>6 x 3 = 18</u> <u>10% of 110 = 11</u> <u>110 + 11 = 121 spaces required</u>	121 parking spaces
152.045(B)	Minimum loading space dimensions	12 ft by 30 ft, and at least 14.5 ft of vertical clearance	Provided



Section	Regulation	Required	Provided										
152.045(C)	Loading space joint usage	Loading spaces for two or more uses may be collectively provided if so located as to be usable by all.	N/A										
152.045(E)	Loading and standard parking space restriction	No areas supplied to meet required off-street parking facilities may be utilized to meet the requirements for loading spaces.	In compliance										
152.045(F)(2)	Minimum number of loading spaces for multi-family	<table border="1"> <thead> <tr> <th>Gross floor area</th> <th>Spaces</th> </tr> </thead> <tbody> <tr> <td>&lt;25,000</td> <td>0</td> </tr> <tr> <td>25,000-50,000</td> <td>1</td> </tr> <tr> <td>50,000-100,000</td> <td>2</td> </tr> <tr> <td>&gt;100,000</td> <td>3</td> </tr> </tbody> </table>	Gross floor area	Spaces	<25,000	0	25,000-50,000	1	50,000-100,000	2	>100,000	3	3 loading spaces
		Gross floor area	Spaces										
		<25,000	0										
		25,000-50,000	1										
		50,000-100,000	2										
>100,000	3												
Not including other areas 'under air', dwelling units alone are 123,365 sq ft, 3 load spaces required													
152.056	Maximum balcony encroachment in to side or rear yard	4 ft	4 ft										
155.17	Minimum width of maneuvering aisle	90 degree parking shall be designed 23 ft wide maneuvering aisles	Provided										
155.17	Minimum width of 2-way access aisle	23 ft	In compliance										
155.18(A)3	Dumpster screening	Dumpster enclosures shall be designed in a manner as to visually screen the dumpster from adjacent view and shall be located in visually obscure areas of the site.	Provided										



Section	Regulation	Required	Provided
155.18(A)4	Dumpster placement	Dumpster enclosures shall be placed in such a manner as to allow front end loader sanitation trucks to pick up garbage in a forward motion. Backing out the sanitation truck is prohibited	Provided
155.18(A)5	Mechanical equipment screening	Roof-mounted mechanical equipment and elevator shafts shall be screened by a parapet wall or grilles, and shall be painted in muted colors or match the building and shall not be visible from the street.	Plans state that future roof equipment will be screened.
155.18(A)7	Mechanical equipment screening	Service bays, ground mounted air conditioning units, and other mechanical equipment shall be screened from public and on-site pedestrian view, and buffered.	In compliance
Appendix D	Required benches along bay walk	Benches shall be provided at a minimum of 2.5 ft sections of bench per 100 ft of linear shoreline	Provided
<b>Miami-Dade Landscaping Chapter 18A</b>			
18A-4(C)	Vegetative survey	A vegetation survey shall be provided for all sites at the same scale as the landscape plan.	A vegetative survey is not needed as all existing vegetation on-site are exotic invasive plants.



Section	Regulation	Required	Provided
18A-4(D)	Irrigation plan	An Irrigation Plan shall be submitted. Where a landscape plan is required, an irrigation plan shall be submitted concurrently.	Not yet provided
18A-6(A)(5)	Maximum lawn area	40% of lot area, less the area covered by buildings	According to 1-29-14 letter from landscape architect, no sod will be used on project
18A-6(C)(1)	Tree height	Except street trees, all trees shall be a minimum of 10 ft high with a minimum of 2 inch caliper, except that 30% of the tree requirement may be met by native species with a minimum height of 8 ft.	All trees provided meet this requirement.
18A-6(C)(2)	Street trees	Street trees shall be provided along all roadways at a maximum average spacing of 35 feet on center (25' for palms).  <u>With 240 linear foot of frontage, either 7 trees or 10 palms are required.</u>	This requirement is met
18A-6(C)(3)	Trees under power lines	Where overhead power lines require low growing trees, street trees shall have a minimum height of 8 ft and a maximum average spacing of 25 feet on center.	A power line is present along the ROW, but no trees are proposed directly underneath the line.



Section	Regulation	Required	Provided
18A-6(C)(4)	Palms	Palms which are spaced no more than 25 feet on center and have a 14 foot minimum height or 4 inches minimum caliper diameter may count as a required tree.	In compliance.
18A-6(C)(5)	Number of required trees	28 trees per acre required in multi-family residential zoning categories  <u>28 x 0.77 = 22</u> required trees	38 trees
18A-6(C)(11)	Limitations on required trees	At least 30% shall be native species.  At least 50% shall be low maintenance and drought tolerant.  Of the required trees, no more than 30% shall be palms	In compliance.  This requirement has been met by native trees.  In compliance.
18A-6(C)(12)	Limitations on required trees	80% of required trees shall be listed in the Miami-Dade Landscape Manual, the Miami-Dade Street Tree Master Plan and/or the University of Florida's Low Maintenance Landscape Plants for South Florida list.	In compliance.



Section	Regulation	Required	Provided
18A-6(D)(1)	Shrubs	<p>All shrubs must be a minimum of 18 inches a time of planting.</p> <p>10 shrubs are required for each required tree.</p> <p>30% shall be native species</p> <p>50% shall be low maintenance and drought tolerant</p> <p>80% of required shrubs shall be listed in the Miami-Dade Landscape Manual, the Miami-Dade Street Tree Master Plan and/or the University of Florida's Low Maintenance Landscape Plants for South Florida list.</p>	<p>All required shrubs are at least 18 inches.</p> <p>In compliance</p> <p>In compliance</p> <p>In compliance</p> <p>This requirement has been met.</p>



Section	Regulation	Required	Provided
18A-6(H)	Use buffers	<p>Where dissimilar land uses exist on adjacent properties, that area shall be provided with a buffer consisting of trees spaced to a maximum average of 35-foot on center with shrubs which normally grow to a height of 6 feet, or a 6 foot wall with trees, within a 5 foot wide landscape strip.</p> <p>Shrubs shall be a minimum of 30 inches high and planted at a maximum of 36 inches on center; or if planted at a minimum height of 36 inches, shall have a maximum average spacing of 48 inches on center.</p>	<p>There is a park on the north side of the subject property and a multi-family use on the south side of the property.</p> <p>Buffering will be required on the north side of the property to screen the dissimilar use.</p> <p>Buffering is not required on the south side as the use is similar to that of the subject property.</p> <p>The buffer shown on the north side of the property adequately meets this requirement.</p>
18A-6(I)	Parking lot buffers	<p>All parking lots adjacent to a right of way shall be screened by a continuous planting with a 7 foot landscape strip incorporating said planting</p> <p>Shrubs shall be a minimum of 18 inches high and planted at a maximum of 30 inches on center; or if planted at a minimum height of 36 inches, shall have a maximum average spacing of 48 inches on center.</p>	<p>There is one exterior loading space and one exterior standard parking space shown on the plan. Both are adequately buffered.</p>



Section	Regulation	Required	Provided
18A-6(J)	Parking lot landscaping	<p>10 square feet of landscaped area per parking space shall be provided within a parking lot.</p> <p>Trees shall be planted within the parking lot at a minimum density of one tree per 80 square feet of landscaped area, exclusive of parking lot buffers.</p> <p>Each tree shall have a minimum of 5 feet of planting area width, exclusive of curb dimension.</p>	N/A. One exterior loading space and one exterior parking space do not constitute a 'parking lot'.
<b>Miami-Dade Biscayne Bay Management Plan</b>			
33D-38(1)b	Minimum rear setback	<p>50% of building height above 35 ft (measured from mean high water line), up to 75 ft maximum.</p> <p><u>~60 ft required</u></p>	<u>25 ft</u>
33D-38(2)a	Minimum visual corridor	<p>20% of lot width on one side, with a 20 ft minimum and a 100 ft maximum. Structures not permitted in view corridor.</p> <p><u>48 ft required</u></p>	48 ft on south side
33D-38(3)	Minimum side setback	Minimum of 25 ft	48 ft on south side
33D-33(4)	Waiver from County	A waiver may be obtained from the Miami-Dade Shoreline Review Committee for exemption from the above requirements	<u>Not yet provided</u>



## Planning and Zoning Board Recommendations

The North Bay Village Planning and Zoning Board recommended approval of the site plan with the staff recommended conditions by a vote of 5-0 on February 18, 2014.

## Recommendations

### **BUILDING DENSITY BONUS:**

Staff recommends **approval** of the building density bonus based on a submittal of a site plan which meets North Bay Village Code.

### **SITE PLAN:**

Staff recommends **approval** of the site plan based on our analysis as highlighted in this report. Approval should also be based on the following conditions being met prior to the issuance of a building permit:

- 1) Submittal of an irrigation plan which meets Miami-Dade Chapter 18A requirements
- 2) Dedication and recording of the waterfront public boardwalk easement along the western property line and the 5 ft wide access easement along the southern property line as per section 152.029(C)(7).
- 3) Site plan approval from Miami-Dade Shoreline Review Committee.
- 4) Meeting Miami-Dade School Board Concurrency requirements as determined by School Board Staff.
- 5) Payment of any applicable impact fees.
- 6) Payment of bonus density fees, as required under Section 152.029(C)8F.
- 7) Tie-in to Village's wastewater system at a Village designed proximate location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.
- 8) Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.



- 9) Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
- 10) Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.
- 11) All applicable state and federal permits must be obtained before commencement of construction.

*Submitted by:*

*James G. LaRue*  
James G. LaRue, AICP  
Planning Consultant

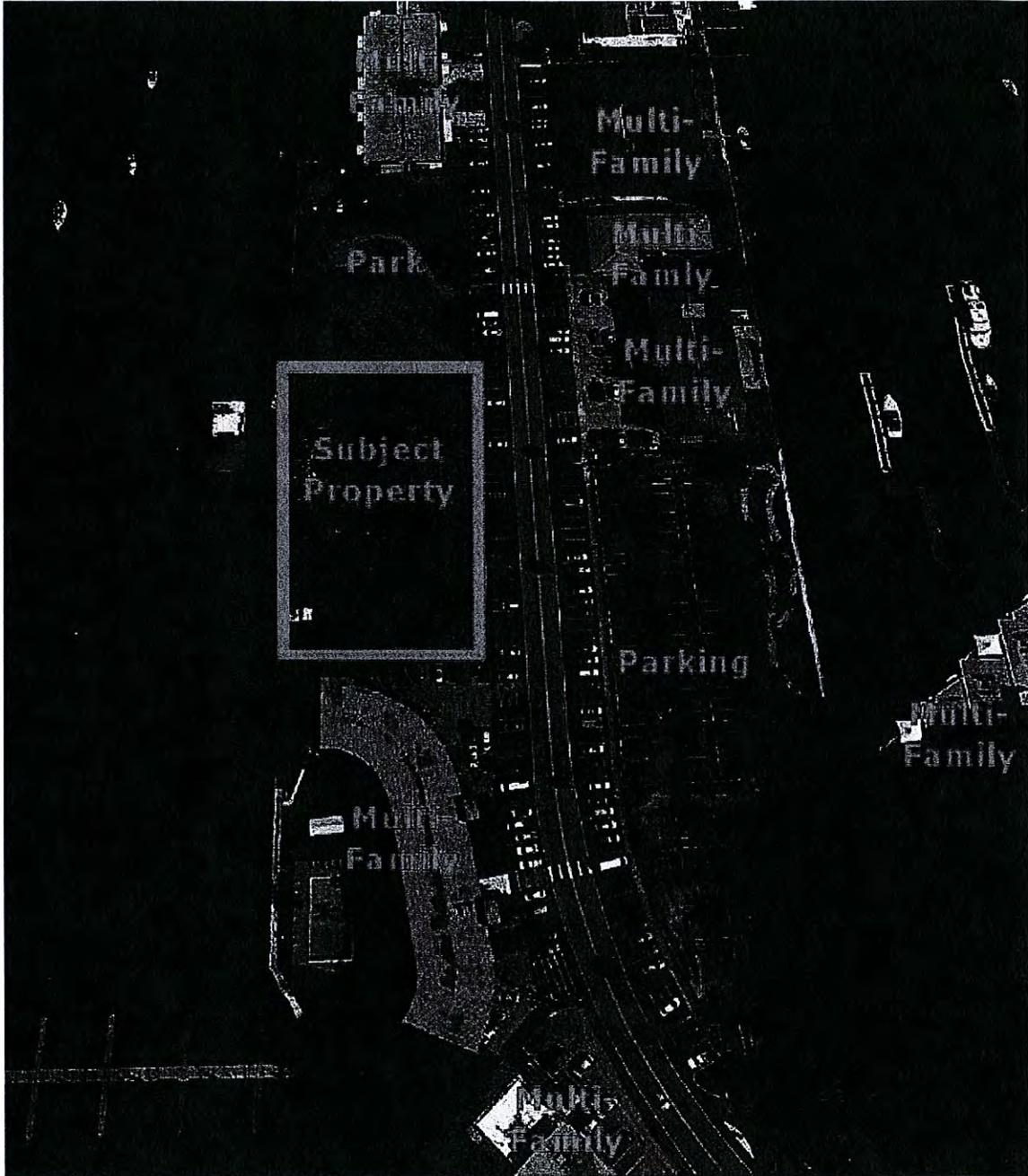
April 1, 2014

Hearing: North Bay Village Commission, April 8, 2014

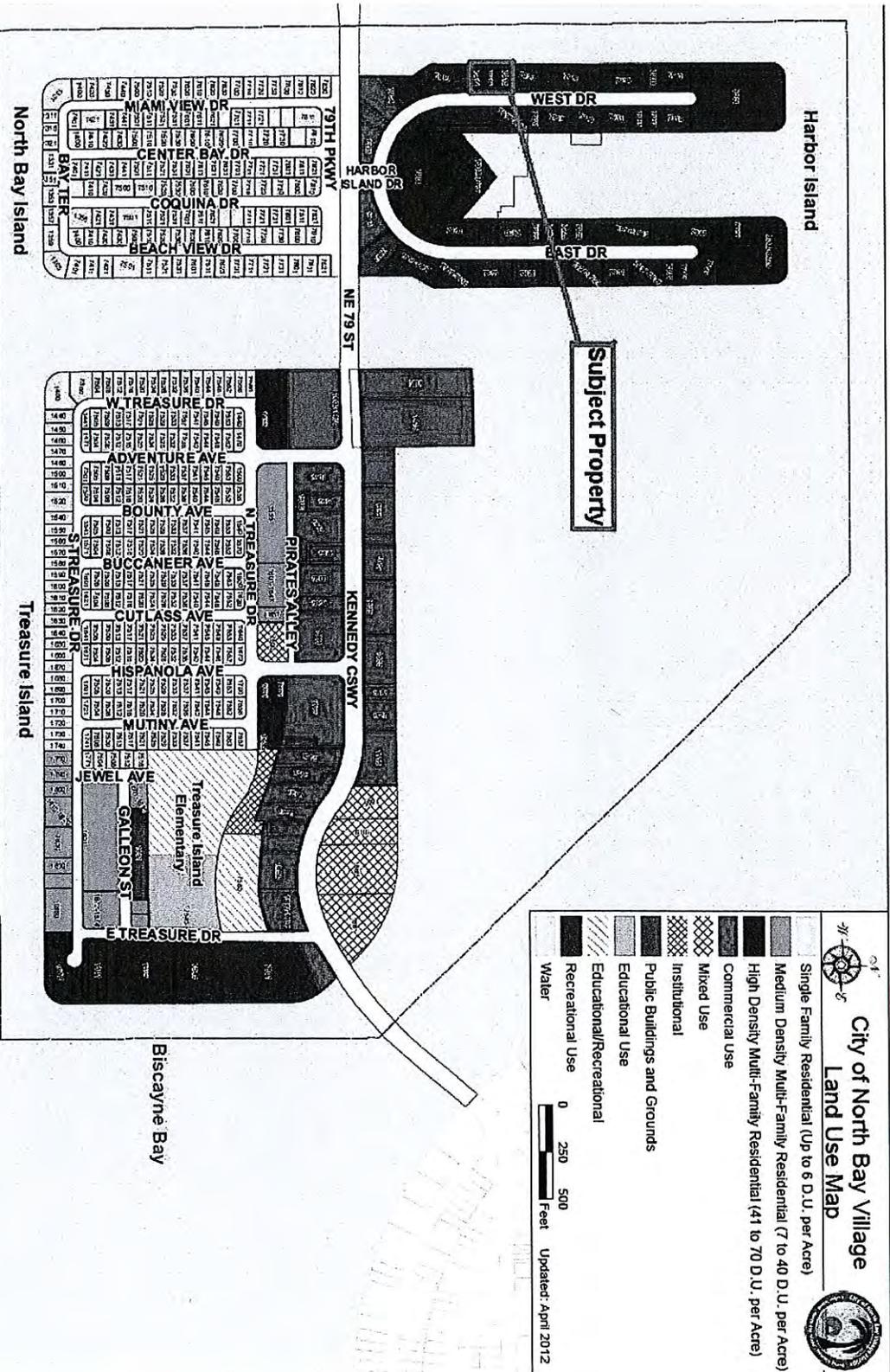
Attachments: Aerial photograph  
Future Land Use Map  
Zoning Map



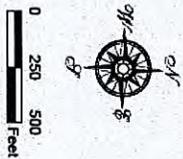
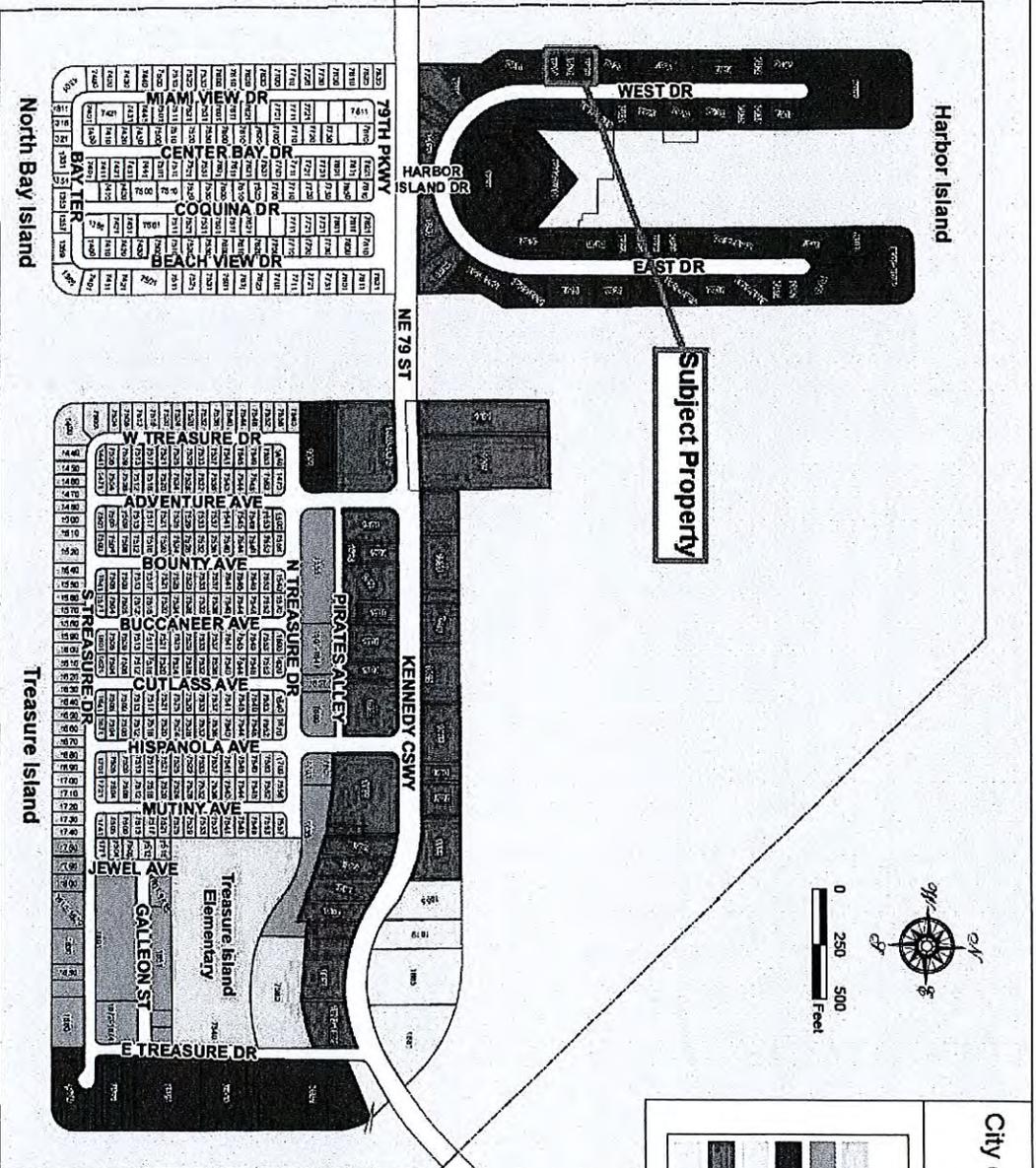
**AERIAL  
SUBJECT SITE AND ENVIRONS**



FUTURE LAND USE  
SUBJECT SITE AND ENVIRONS



**ZONING  
SUBJECT SITE AND ENVIRONS**



City of North Bay Village  
Zoning Map



	RS-1	Single Family Residential
	RS-2	Single Family Residential
	RM-40	Multiple Family Residential
	RM-70	Multiple Family Residential
	CL	Limited Commercial
	CG	General Commercial
		Water

Updated: September 2012





## **Staff Report Site Plan**

*Prepared for: North Bay Village,  
Commission*

*Applicant: 7914 Building LLC*

*Site Address: 7914, 7916, and 7918 West Drive*

*Request: Density Bonus Review and  
Site Plan Approval for  
Multi-family residential building  
(condominium)*



Serving Florida Local Governments Since 1988

**General Information**

<b>Owner/Applicant:</b>	7914 Building LLC Fred Knoll
<b>Applicant Address:</b>	11098 Biscayne Blvd, Suite 203 Miami, FL 33161
<b>Site Address:</b>	7914, 7916, and 7918 West Drive
<b>Contact Person:</b>	Adam Henry
<b>Applicant Phone Number:</b>	904-710-1945
<b>E-mail Address</b>	fred_knoll@mfkgrp.com

	<b>Existing</b>
<b>Future Land Use</b>	High Density Multi-family Residential
<b>Zoning District</b>	RM-70
<b>Use of Property</b>	Vacant
<b>Acreage</b>	33,600 sq ft

**Legal Description of Subject Property**

**Lot 1 – 7914 West Drive**  
Harbor Island PB 44-72  
Lot 14  
Lot Size 80,000 x 140  
OR 19456—1179 01 2001 2(3)  
COC23266-2683 04 2005 2

**Lot 2 – 7916 West Drive**  
Harbor Island PB 44-72  
Lot 16  
Lot Size 80,000 x 140  
OR 19456—1179 01 2001 2(3)  
COC23266-2683 04 2005 2

**Lot 3 – 7918 West Drive**  
Harbor Island PB 44-72  
Lot 18  
Lot Size 80,000 x 140  
OR 19456—1179 01 2001 2(3)  
COC23266-2683 04 2005 2

**Request**

The applicant is requesting:

1. Density bonus review in conjunction with site plan approval pursuant to Section 152.029(C)(8)(H) of the North Bay Village Code of Ordinances.
2. Site plan approval pursuant to Section 152.105(C)(9) of the North Bay Village Code of Ordinances for development of a 52 unit, 15 story multi-family condominium structure in the RM-70 (high density multiple-family residential) Zoning District.



### General Description

The site plan request for this development is for a 52 unit, 15 story, multi-family residential building (condominium). Previously, on this property there was an original 2001 approved site plan which was modified in 2007. The 2007 site plan shows a total of 48 units with 13 one-bedroom units at 2,100 square feet, 11 two-bedroom units at 3,130 square feet, and 24 three-bedroom units at 3,175 square feet. Since the current 2014 site plan request is for a slight increase in the number of dwelling units and a different mixture of unit types it is being heard as a new site plan approval.

### Density Bonus Analysis

The applicant is requesting a density bonus review under Section 152.029(C)(8)(H) of the North Bay Village Code of Ordinances to allow 46 two bedroom units and 6 three bedroom units for this property which, normally under the Zoning Density standards of Chapter 152, would be limited to 48 two bedroom dwelling units and 1 three bedroom dwelling unit.

Under the section below there are a substantial number of dwelling units available to be used under this density bonus program and the Village records do not indicate any utilized in past development approvals. Assuming the density bonus program is still viable, the request for the density bonus for 4 (3 bedroom units) does qualify for approval. It should also be noted that the overall density of 70 dwelling units an acre is still being met as long as the total number of units does not exceed 53.

#### § 152.029 RM-70 High Density Multiple-Family Residential District.

(C) *Site development standards.*

- (8) Bonus. The following maximum building height bonuses are permitted in the RM-70 District when any of the design bonus alternatives listed in 8(A) through 8(H) are incorporated into proposed project and the incorporated alternatives are subsequently approved by the Village Commission upon recommendation of the Planning & Zoning Board. Bonus approval shall be done at the time of Site Plan Review as required by 152.105(C)(9). Each bonus alternative may be claimed once for a development and multiple awards for the same bonus feature shall not be permitted.

The Village Commission may grant bonuses subsequent to a public hearing when it is determined by the Commission that the proposed bonus amenities are substantive in nature, contribute to an overall project design which takes into account the public's critical interests in new development and where the proposed plan is otherwise in substantial conformity with the Village's Comprehensive Plan.



- (H) *Density bonus.* Each parcel shall have the ability to purchase additional buildable units from North Bay Village for a price of \$40,000.00 per unit. These units shall be derived from land currently owned by the Village, which will not be developed into residential buildings in the future. The money from these units shall be utilized for future Village parks and for the purchase of land for additional open green space. These units are to come from the development rights of Village Hall as well as the public works property on Treasure Island. The total buildable units are: 129 Efficiencies; 129 1-Bedroom Units; 117 2-Bedroom Units; 106 3-Bedroom Units. Monies due from development under the bonus participation program shall be paid to North Bay Village within 90 days of site plan approval by the Village Commission. Thereafter, the appropriate number of units will be deemed to the property. {This fee shall be set towards a Village Park Fund}.

**Consistency with Comprehensive Plan**

The multifamily residential use is consistent with the description of the Residential Future Land Use category under Policy 2.1.1a of the Future Land Use Element.

**Adjacent Land Use Map Classifications and Zoning District**

<b>North</b>	Future Land Use	High Density Multi-Family Residential
	Zoning District	RM-70
	Existing Land Use	Park
<b>East</b>	Future Land Use	High Density Multi-Family Residential
	Zoning District	RM-70
	Existing Land Use	Condominiums & Commercial Parking Lot
<b>South</b>	Future Land Use	High Density Multi-Family Residential
	Zoning District	RM-70
	Existing Land Use	Condominium
<b>West</b>	Future Land Use	Water
	Zoning District	Water
	Existing Land Use	Biscayne Bay



### **Adequacy of Public Facilities**

Applicant has submitted capacity analysis for traffic, sewer and water demonstrating sufficient capacity for the proposed development.

Water and Sewer utilities will be provided by Miami-Dade County M-DC (DERM). This project will be required to meet Sewer Concurrency requirements as prescribed by the Public Works Director of North Bay Village.

Staff has reviewed the Traffic Study prepared for this project by KBP Consulting Inc., and offers the following comments:

1. The Study uses ITE code 232, High Rise Residential Condominium for AM Peak Hour and PM Peak Hour trip generation.
2. KBP Consulting has employed the available peak hour capacity for two count station locations as provided by Miami-Dade County MPO and the FDOT, January, 2014.

The count location at Kennedy Causeway, East of N. Bayshore Drive to US1 has an available peak hour capacity of 968 trips.

The count location at Kennedy Causeway, East of Treasure Drive between N. Bayshore Drive and Bay Drive has an available peak hour capacity of 2,832 trips.

3. The proposed project will generate a net increase of 44 trips during the AM peak hour and 33 vehicle trips during the PM peak hour.

### **CONCLUSION**

After reviewing the materials, it is apparent that the proposed project involving 52 dwelling units will not generate traffic levels that would result in traffic on Kennedy Causeway to exceed the available capacity during either the AM or PM Peak Hours. The applicant should also substantiate that the traffic LOS on West Drive will not exceed available capacity during the AM or PM peak traffic hours. Traffic consultants for the applicant will be presenting an analysis of local traffic impact on West Drive and for the intersection of West Drive and Kennedy Causeway at the April 8<sup>th</sup> Commission meeting.



**Summary Analysis of Aggregate Traffic Impact on Kennedy Causeway**

**Background**

The condo-hotel at 1755 Kennedy Causeway is proposed to comprise 132 hotel units of varying size, a 2,883 square foot quality restaurant and 2,354 square feet of specialty retail space. The Isle of Dreams mixed-use project is located at 1415 Kennedy Causeway and proposed to contain 237 unit high-rise residential structure with a 7,360 square foot restaurant and 2,540 square feet of retail. The Indigo project is a 53-unit high-rise condominium located at 7914 -- 7918 West Drive.

Kennedy Causeway in North Bay Village is a six-lane, divided, State Road on which the vehicular capacity at LOS D is 4,500 vehicle trips.

**Data and Analysis**

According to traffic counts taken by Richard Garcia & Associates as provided in the Traffic Impact Statement for the Condo-hotel project the AM and PM Peak Hour traffic on Kennedy Causeway about 200 ft. east of E Treasure are 2,935 and 2,735 respectively. The following table shows the aggregate effect of the traffic generation of the three developments.

Project	Peak-Hour Trips	
	AM	PM
Condo-hotel, 1755 Kennedy Cswy.	92	106
Isle of Dreams, 1415 Kennedy Cswy.	160	220
Indigo, 927914 -- 7918 West Drive	44	33
<b>Total</b>	<b>296</b>	<b>359</b>
Current traffic	2,843	2,629
Total with new developments	3,139	2,988
<b>Capacity at LOS D</b>	<b>4,500</b>	<b>4,500</b>
<b>Remaining Capacity</b>	<b>1,361</b>	<b>1,512</b>

The Traffic Study prepared by KPB Consulting, Inc. for the Indigo project also provides insight from a more regional perspective. The KPB analysis cites Miami-Dade County MPO and FDOT, January 2014 as the source for the available peak hour capacity on NE 79th Street between North Bayshore Drive and U.S. 1 on the mainland. Based on existing traffic volumes and peak hour trips associated with approved (but not built) developments, there is a remaining capacity of 968 trips along that roadway segment. Adding in the 359 trips estimated for the three developments above, the remaining capacity for peak- hour trips between N. Bayshore Dr. and U.S. 1 will amount to 609 (968-359)

**Conclusion**

Analysis of the combined traffic generation impact of the above developments upon Kennedy Causeway indicates that the additional traffic generated by these developments will not be sufficient to raise peak hour traffic level beyond adopted level of service standards.



**Comparison of Submitted Site Plan With Land Development Regulations**

Section	Regulation	Required	Provided										
<b>North Bay Village LDC</b>													
152.029(B)	Uses permitted	Multifamily residential dwellings	In compliance										
152.029(C)(1)	Minimum lot area	27,000 sq ft	33,600 sq ft (0.77 acres)										
152.029(C)(1)	Minimum frontage	75 ft	240 ft										
152.029(C)(2)	Minimum front setback	25 ft	25 ft										
152.029(C)(2)	Minimum side setback	15 ft on one side.  20% of lot width on the other side  Combination of both side setbacks to be at least 60 ft  <u>20% of 240 = 48</u>	15 ft on north side  48 ft on south side  Combination of both side setbacks equal to 63 ft										
152.029(C)(2)	Minimum rear setback	25 ft	25 ft										
152.029(C)(3)	Required lot area per dwelling unit	<table border="1"> <thead> <tr> <th>Unit type</th> <th>Lot area/unit</th> </tr> </thead> <tbody> <tr> <td>Efficiency</td> <td>620</td> </tr> <tr> <td>1-br</td> <td>620</td> </tr> <tr> <td>2-br</td> <td>685</td> </tr> <tr> <td>3-br</td> <td>750</td> </tr> </tbody> </table> 46 x 685 = 31,510 6 x 750 = 4,500 31,510 + 4,500 = 36,010 sq ft of required lot area	Unit type	Lot area/unit	Efficiency	620	1-br	620	2-br	685	3-br	750	36,010 > 33,600  Applicant is paying density bonus fees. See below for bonus density provision.
Unit type	Lot area/unit												
Efficiency	620												
1-br	620												
2-br	685												
3-br	750												
Comprehensive Plan Future Land Use Policy 2.1.1a	Maximum density	70 dwelling units per acre	67.4 dwelling units per acre										
152.029(C)(4)	Maximum building height	150 ft or 15 stories, whichever is less	150 ft										
152.029(C)(4)	Maximum parking levels	4 stories	Ground level parking and 4 stories of parking garage.										
152.029(C)(5)	Minimum pervious area	20% of total parcel  <u>20% of 33,600 = 6,720 sq ft</u>	11,017 sq ft										



Section	Regulation	Required		Provided
		Unit type	Floor area	
152.029(C)(6)	Minimum dwelling unit floor area	Efficiency	600	2-BR units are 2,100; 2,380; 2,530; and 2,900 sq ft  3-BR units are 4,200 sq ft
		1-br	900	
		2-br	1,200	
		3-br	1,350	
152.029(C)(7)	Baywalk/boardwalk requirement	A public access boardwalk must be provided along shoreline and access to that boardwalk must be provided with a walkway from the ROW. Dedicated easements shall be recorded for the boardwalk and access corridors.		Provided
152.029(C)(8)	Building height bonus	Additional height may be purchased		N/A
152.029(C)(8)	Building density bonus	Additional density may be purchased, not to exceed 70 units per acre		Applicant is purchasing additional density
152.029(C)(9)2	Paving surfaces	Except for covered garages, all exterior paving surfaces shall be constructed of brick pavers		Provided
152.029(C)(9)3	Required water feature	A water feature shall be provided in the front		Provided
152.029(C)(9)6	Screening of parking garages	Parking garages shall be constructed with architectural features that obscure it from public view		Provided
152.029(C)(9)7	Street tree lighting	Lighting shall be provided in all areas in front where trees are planted		Lighting shall be provided as indicated in Jan 29, 2014 letter from architect
5.2.2(a)(1)	Minimum standard parking space dimensions	9 ft by 18 ft		Provided
5.2.2(a)(2)	Minimum compact parking space dimensions	8 ft by 16 ft		Provided



Section	Regulation	Required	Provided
5.2.2(a)(3)	Minimum handicapped parking space dimensions	Must comply with all applicable accessibility standards	Provided
152.042(D)	Minimum number of handicapped spaces	2% of total required spaces. <u>2% of 123 = 3 handicapped spaces required</u>	9 handicapped parking spaces
ADA Requirement	Minimum number of handicapped spaces	5 handicapped spaces for facilities with 101 to 150 parking spaces	
152.042(E)	Maximum number of compact parking spaces	20% of total required <u>20% of 121 = 24</u>	24
152.042(K)	Minimum setback of ROW from parking spaces	20 ft	In compliance
152.042(M)	Minimum separation of parking from walkways and streets	Parking spaces shall be separated from walkways, sidewalks, streets, or alleys by an approved wall, fence, curbing, or other protective device	In compliance
152.042(P)	Back-out parking prohibition	Parking spaces shall not be designed so that no vehicle shall be required to back into a public ROW to obtain egress	Provided
152.044(A)(2)	Minimum number of parking spaces per dwelling unit	2 spaces per two-bedroom unit  3 spaces per three-bedroom unit  Plus 10% of total required spaces  <u>46 x 2 = 92</u> <u>6 x 3 = 18</u> <u>10% of 110 = 11</u> <u>110 + 11 = 121 spaces required</u>	121 parking spaces
152.045(B)	Minimum loading space dimensions	12 ft by 30 ft, and at least 14.5 ft of vertical clearance	Provided



Section	Regulation	Required	Provided										
152.045(C)	Loading space joint usage	Loading spaces for two or more uses may be collectively provided if so located as to be usable by all.	N/A										
152.045(E)	Loading and standard parking space restriction	No areas supplied to meet required off-street parking facilities may be utilized to meet the requirements for loading spaces.	In compliance										
152.045(F)(2)	Minimum number of loading spaces for multi-family	<table border="1"> <thead> <tr> <th>Gross floor area</th> <th>Spaces</th> </tr> </thead> <tbody> <tr> <td>&lt;25,000</td> <td>0</td> </tr> <tr> <td>25,000-50,000</td> <td>1</td> </tr> <tr> <td>50,000-100,000</td> <td>2</td> </tr> <tr> <td>&gt;100,000</td> <td>3</td> </tr> </tbody> </table>	Gross floor area	Spaces	<25,000	0	25,000-50,000	1	50,000-100,000	2	>100,000	3	3 loading spaces
		Gross floor area	Spaces										
		<25,000	0										
		25,000-50,000	1										
		50,000-100,000	2										
>100,000	3												
Not including other areas 'under air', dwelling units alone are 123,365 sq ft, 3 load spaces required													
152.056	Maximum balcony encroachment in to side or rear yard	4 ft	4 ft										
155.17	Minimum width of maneuvering aisle	90 degree parking shall be designed 23 ft wide maneuvering aisles	Provided										
155.17	Minimum width of 2-way access aisle	23 ft	In compliance										
155.18(A)3	Dumpster screening	Dumpster enclosures shall be designed in a manner as to visually screen the dumpster from adjacent view and shall be located in visually obscure areas of the site.	Provided										



Section	Regulation	Required	Provided
155.18(A)4	Dumpster placement	Dumpster enclosures shall be placed in such a manner as to allow front end loader sanitation trucks to pick up garbage in a forward motion. Backing out the sanitation truck is prohibited	Provided
155.18(A)5	Mechanical equipment screening	Roof-mounted mechanical equipment and elevator shafts shall be screened by a parapet wall or grilles, and shall be painted in muted colors or match the building and shall not be visible from the street.	Plans state that future roof equipment will be screened.
155.18(A)7	Mechanical equipment screening	Service bays, ground mounted air conditioning units, and other mechanical equipment shall be screened from public and on-site pedestrian view, and buffered.	In compliance
Appendix D	Required benches along bay walk	Benches shall be provided at a minimum of 2.5 ft sections of bench per 100 ft of linear shoreline	Provided
<b>Miami-Dade Landscaping Chapter 18A</b>			
18A-4(C)	Vegetative survey	A vegetation survey shall be provided for all sites at the same scale as the landscape plan.	A vegetative survey is not needed as all existing vegetation on-site are exotic invasive plants.



Section	Regulation	Required	Provided
18A-4(D)	Irrigation plan	An Irrigation Plan shall be submitted. Where a landscape plan is required, an irrigation plan shall be submitted concurrently.	<u>Not yet provided</u>
18A-6(A)(5)	Maximum lawn area	40% of lot area, less the area covered by buildings	According to 1-29-14 letter from landscape architect, no sod will be used on project
18A-6(C)(1)	Tree height	Except street trees, all trees shall be a minimum of 10 ft high with a minimum of 2 inch caliper, except that 30% of the tree requirement may be met by native species with a minimum height of 8 ft.	All trees provided meet this requirement.
18A-6(C)(2)	Street trees	Street trees shall be provided along all roadways at a maximum average spacing of 35 feet on center (25' for palms).  <u>With 240 linear foot of frontage, either 7 trees or 10 palms are required.</u>	This requirement is met
18A-6(C)(3)	Trees under power lines	Where overhead power lines require low growing trees, street trees shall have a minimum height of 8 ft and a maximum average spacing of 25 feet on center.	A power line is present along the ROW, but no trees are proposed directly underneath the line.



Section	Regulation	Required	Provided
18A-6(C)(4)	Palms	Palms which are spaced no more than 25 feet on center and have a 14 foot minimum height or 4 inches minimum caliper diameter may count as a required tree.	In compliance.
18A-6(C)(5)	Number of required trees	28 trees per acre required in multi-family residential zoning categories  <u>28 x 0.77 = 22</u> <u>required trees</u>	38 trees
18A-6(C)(11)	Limitations on required trees	At least 30% shall be native species.  At least 50% shall be low maintenance and drought tolerant.  Of the required trees, no more than 30% shall be palms	In compliance.  This requirement has been met by native trees.  In compliance.
18A-6(C)(12)	Limitations on required trees	80% of required trees shall be listed in the Miami-Dade Landscape Manual, the Miami-Dade Street Tree Master Plan and/or the University of Florida's Low Maintenance Landscape Plants for South Florida list.	In compliance.



Section	Regulation	Required	Provided
18A-6(D)(1)	Shrubs	<p>All shrubs must be a minimum of 18 inches a time of planting.</p> <p>10 shrubs are required for each required tree.</p> <p>30% shall be native species</p> <p>50% shall be low maintenance and drought tolerant</p> <p>80% of required shrubs shall be listed in the Miami-Dade Landscape Manual, the Miami-Dade Street Tree Master Plan and/or the University of Florida's Low Maintenance Landscape Plants for South Florida list.</p>	<p>All required shrubs are at least 18 inches.</p> <p>In compliance</p> <p>In compliance</p> <p>In compliance</p> <p>This requirement has been met.</p>



Section	Regulation	Required	Provided
18A-6(H)	Use buffers	<p>Where dissimilar land uses exist on adjacent properties, that area shall be provided with a buffer consisting of trees spaced to a maximum average of 35-foot on center with shrubs which normally grow to a height of 6 feet, or a 6 foot wall with trees, within a 5 foot wide landscape strip.</p> <p>Shrubs shall be a minimum of 30 inches high and planted at a maximum of 36 inches on center; or if planted at a minimum height of 36 inches, shall have a maximum average spacing of 48 inches on center.</p>	<p>There is a park on the north side of the subject property and a multi-family use on the south side of the property.</p> <p>Buffering will be required on the north side of the property to screen the dissimilar use.</p> <p>Buffering is not required on the south side as the use is similar to that of the subject property.</p> <p>The buffer shown on the north side of the property adequately meets this requirement.</p>
18A-6(I)	Parking lot buffers	<p>All parking lots adjacent to a right of way shall be screened by a continuous planting with a 7 foot landscape strip incorporating said planting</p> <p>Shrubs shall be a minimum of 18 inches high and planted at a maximum of 30 inches on center; or if planted at a minimum height of 36 inches, shall have a maximum average spacing of 48 inches on center.</p>	<p>There is one exterior loading space and one exterior standard parking space shown on the plan. Both are adequately buffered.</p>



Section	Regulation	Required	Provided
18A-6(J)	Parking lot landscaping	<p>10 square feet of landscaped area per parking space shall be provided within a parking lot.</p> <p>Trees shall be planted within the parking lot at a minimum density of one tree per 80 square feet of landscaped area, exclusive of parking lot buffers.</p> <p>Each tree shall have a minimum of 5 feet of planting area width, exclusive of curb dimension.</p>	N/A. One exterior loading space and one exterior parking space do not constitute a 'parking lot'.
<b>Miami-Dade Biscayne Bay Management Plan</b>			
33D-38(1)b	Minimum rear setback	<p>50% of building height above 35 ft (measured from mean high water line), up to 75 ft maximum.</p> <p><u>~60 ft required</u></p>	<u>25 ft</u>
33D-38(2)a	Minimum visual corridor	<p>20% of lot width on one side, with a 20 ft minimum and a 100 ft maximum. Structures not permitted in view corridor.</p> <p><u>48 ft required</u></p>	48 ft on south side
33D-38(3)	Minimum side setback	Minimum of 25 ft	48 ft on south side
33D-33(4)	Waiver from County	A waiver may be obtained from the Miami-Dade Shoreline Review Committee for exemption from the above requirements	<u>Not yet provided</u>



## Planning and Zoning Board Recommendations

The North Bay Village Planning and Zoning Board recommended approval of the site plan with the staff recommended conditions by a vote of 5-0 on February 18, 2014.

## Recommendations

### **BUILDING DENSITY BONUS:**

Staff recommends **approval** of the building density bonus based on a submittal of a site plan which meets North Bay Village Code.

### **SITE PLAN:**

Staff recommends **approval** of the site plan based on our analysis as highlighted in this report. Approval should also be based on the following conditions being met prior to the issuance of a building permit:

- 1) Submittal of an irrigation plan which meets Miami-Dade Chapter 18A requirements
- 2) Dedication and recording of the waterfront public boardwalk easement along the western property line and the 5 ft wide access easement along the southern property line as per section 152.029(C)(7).
- 3) Site plan approval from Miami-Dade Shoreline Review Committee.
- 4) Meeting Miami-Dade School Board Concurrency requirements as determined by School Board Staff.
- 5) Payment of any applicable impact fees.
- 6) Payment of bonus density fees, as required under Section 152.029(C)8F.
- 7) Tie-in to Village's wastewater system at a Village designed proximate location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.
- 8) Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.



- 9) Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
- 10) Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.
- 11) All applicable state and federal permits must be obtained before commencement of construction.

*Submitted by:*

*James G. LaRue*  
James G. LaRue, AICP  
Planning Consultant

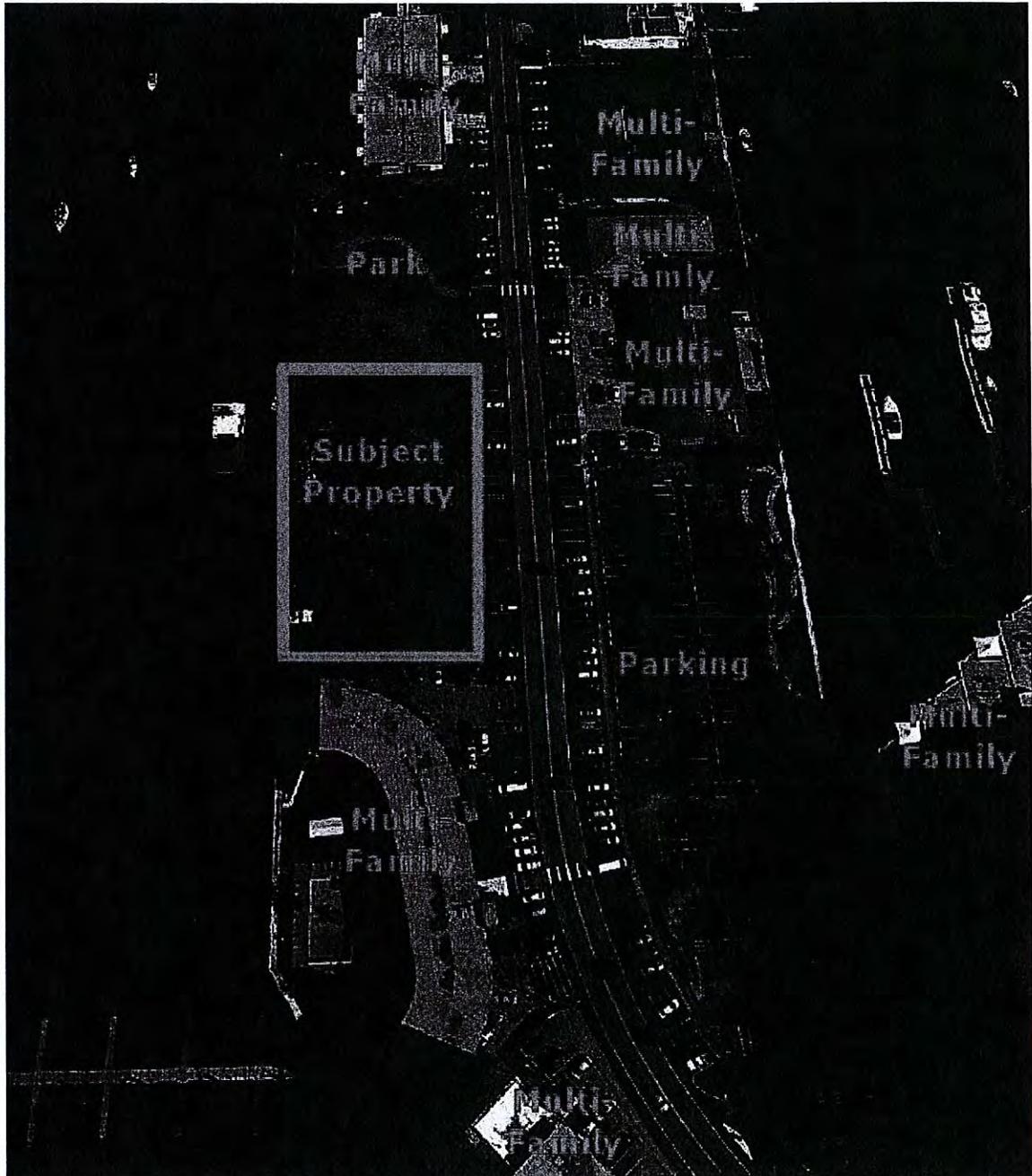
April 1, 2014

Hearing: North Bay Village Commission, April 8, 2014

Attachments: Aerial photograph  
Future Land Use Map  
Zoning Map

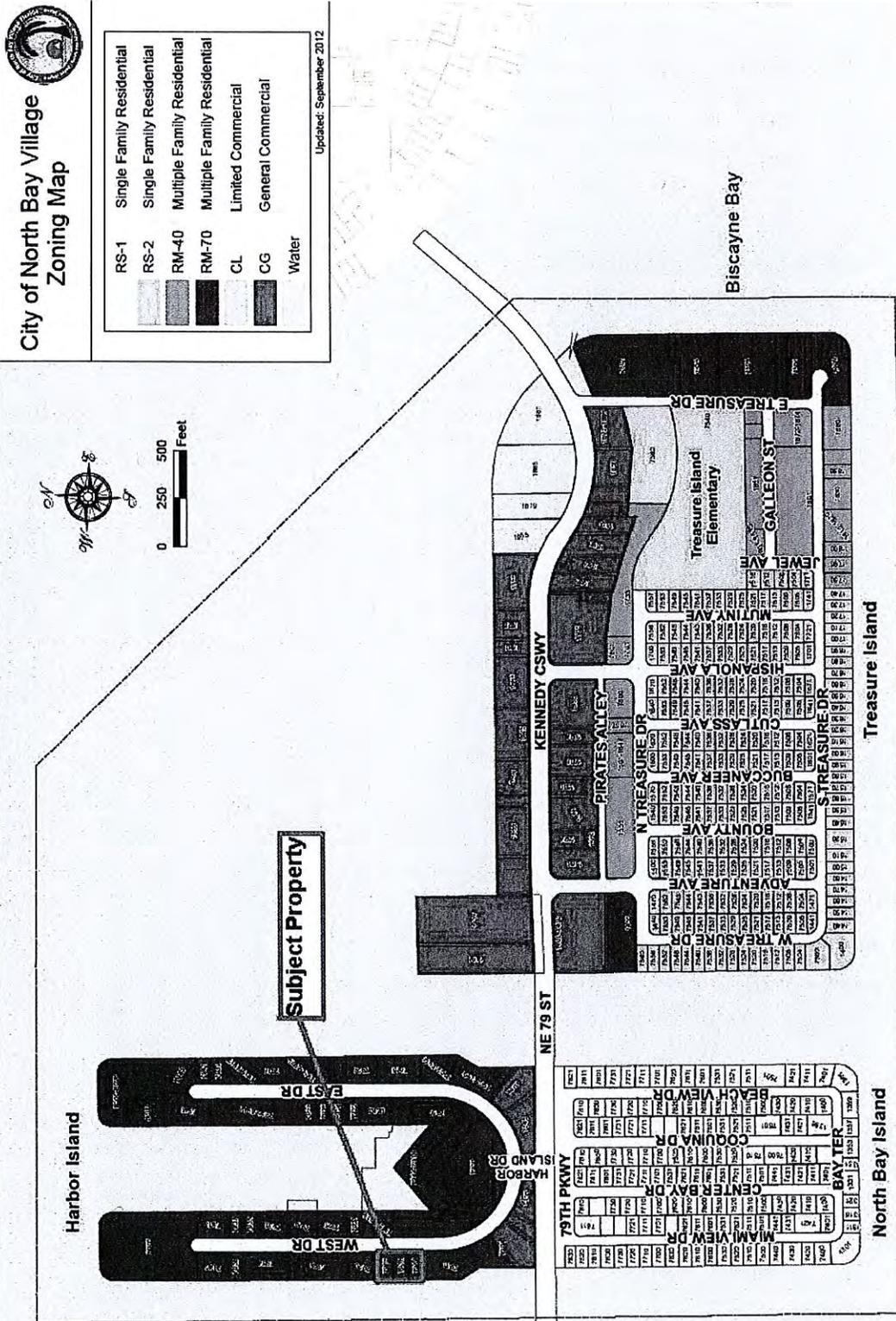


**AERIAL  
SUBJECT SITE AND ENVIRONS**





### ZONING SUBJECT SITE AND ENVIRONS





## **Staff Report Special Use Exception**

*Prepared for: North Bay Village  
Commission*

*Applicant: 7914 Building LLC*

*Site Address: 7914, 7916, and 7918 West Drive*

*Request: Special exception for up to twenty percent  
of the required parking spaces to be  
designated for compact vehicles*



Serving Florida Local Governments Since 1988

**General Information**

Owner/Applicant:	7914 Building LLC Fred Knoll
Applicant Address:	11098 Biscayne Blvd, Suite 203 Miami, FL 33161
Site Address:	7914, 7916, and 7918 West Drive
Contact Person:	Adam Henry
Applicant Phone Number:	904-710-1945
E-mail Address	fred_knoll@mfggrp.com

	<b>Existing</b>
Future Land Use	High Density Multi-family Residential
Zoning District	RM-70
Use of Property	Vacant
Acreage	33,600 sq ft

**Legal Description of Subject Property**

**Lot 1 – 7914 West Drive**  
Harbor Island PB 44-72  
Lot 14  
Lot Size 80,000 x 140  
OR 19456—1179 01 2001 2(3)  
COC23266-2683 04 2005 2

**Lot 2 – 7916 West Drive**  
Harbor Island PB 44-72  
Lot 16  
Lot Size 80,000 x 140  
OR 19456—1179 01 2001 2(3)  
COC23266-2683 04 2005 2

**Lot 3 – 7918 West Drive**  
Harbor Island PB 44-72  
Lot 18  
Lot Size 80,000 x 140  
OR 19456—1179 01 2001 2(3)  
COC23266-2683 04 2005 2

**Request**

The applicant is requesting a special use exception pursuant to Sections 152.042(e) and 152.098 of the North Bay Village Code of Ordinances to allow up to twenty (20) percent of the development's required parking spaces to be designed specifically for compact vehicles.



### General Description

The proposed site plan for the multi-family residential development shows 121 required parking spaces are provided, with 24 of those spaces to be designed for compact vehicles.

### Consistency with Comprehensive Plan

The request for compact spaces, if approved for this site plan, is consistent with the Village's Comprehensive Plan, and the provision of safe on-site traffic flow as per Transportation Policy 3.2.7.

### Consistency with Special Use Exception Standards

The granting of no more than 24 compact parking spaces, for this site plan, would not "substantially affect adversely the uses permitted in these regulations of adjacent property".

### Planning and Zoning Board Recommendations

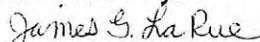
The North Bay Village Planning and Zoning Board recommended approval of the site plan with the staff recommended conditions by a vote of 4-0 on March 18, 2014.

### Findings and Recommendations

Staff finds that this request is consistent with Sections 152.042(e) and 152.098 in that this special use exception will not adversely affect the uses permitted in the regulations of adjacent properties.

Staff recommends **approval** of this request for the parking spaces designated for compact vehicles contingent upon a positive approval of a site plan for this development.

Submitted by:

  
James G. LaRue, AICP  
Planning Consultant

April 1, 2014

Hearing: North Bay Village Commission, April 8, 2014



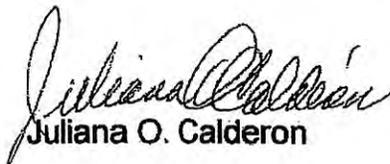
**Juliana O. CALDERON**  
7900 Harbor Island Drive A-1116  
North Bay Village, Fl. 33141  
E-mail: OWLA@AOL.COM

January 24,2014

The Planning and Zoning Board  
1666 Kennedy Causeway, #300  
North Bay Village, Fl.33141

I am in receipt of the notice concerning the development of the property located at 7914, 7916, 7918 West Drive. I am concerned about the traffic in this area. At this time in addition to the existing traffic there is a construction at the end of West Drive of 285 apartment units. The only exit for the traffic generated both in East and West Drive is Harbor Island drive, which is a short street. If we continue to add developments in this two streets the traffic jams will be of great magnitude. I believe that before any new construction permits are issued in these areas a Comprehensive Traffic Study should be conducted.

Thank you for listening to my concern,

  
Juliana O. Calderon



# North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

## APPLICATION FOR PUBLIC HEARINGS:

**Hearings and Notices:** - All petitions for amendments, changes or supplements to these regulations for variances, special use exceptions, Site Plan Approval, Extension of Approved Site Plans, for Building Height Bonus Approval, or for an amendment, change or supplement to the Comprehensive Plan; district zoning map, or petitions appealing an administrative decision shall be considered at Public Hearings before the Planning & Zoning Board and, thereafter, the Village Commission. Notice of Public Hearings before the Planning & Zoning Board and the Village Commission shall be given by publishing and posting on the property (which is the subject of the request), the time, the place and the nature of the hearing at least 10 days before the hearing. The Village Clerk shall certify that the petition is complete before the hearing is legally advertised.

Applicant's Name: 7914 BUILDING LLC  
ADAM M HENDRY Phone: 904-710-1945

Mailing Address: 10098 BISCAYNE BLVD, SUITE #203,  
MIAMI, FL 33161

Legal Description of Property: SEE ATTACHMENT

Existing Zoning: RM-70 Lot Size: 33,600~~sq~~ Folio: #23-3209-001-0160

Type of Request: SITE PLAN APPROVAL FOR MULTI-FAMILY  
RESIDENTIAL BUILDING (CONDOMINIUM)

Reason for Request: (Attach additional Pages if necessary) DEVELOPMENT OF A  
52 UNIT, 15 STORY, MULTI-FAMILY RESIDENTIAL BUILDING  
(CONDOMINIUM) PURSUANT SECT 152.029 OF NBV CODE

All applications shall be submitted to the Village Clerk on or before the deadline implemented by the Village.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**APPLICATION FOR HEARING  
BEFORE THE PLANNING & ZONING BOARD AND  
VILLAGE COMMISSION  
PAGE 2 OF 2**

Filing Fees - All persons, firms, or corporations petitioning the Planning & Zoning Board and the Village Commission necessitating the publication of notices in the newspaper, and all relative thereto, the payment of such money in advance to the Village Clerk shall be deemed a condition precedent to the consideration of such petition, conditional use permit or amendment.

I, (We), the undersigned, am (are) the (owner, tenant, agent, attorney) (designate one) of the subject property herein described. I (We) acknowledge and agree that during the consideration of the application before the Planning & Zoning Board and staff of North Bay Village, no rights shall vest on behalf of the applicant, which would be enforceable against the Village until after a Public Meeting is held by the Village Commission and the Village Commission has voted favorable on the proposed petition.

I, (We) further acknowledge that I (We) have read and understand the conditions for appearance before the Planning & Zoning Board and the Village Commission Pursuant to the Village Code Section 152.096. Any person submitting false information or misrepresenting in their presentation shall have all privileges granted to them by the Planning & Zoning Board and the Village Commission revoked.

**(NOTE: ALL NEW AND SUBSTANTIAL IMPROVEMENTS MUST COMPLY WITH THE FLORIDA BUILDING CODE, DEPARTMENT OF ENVIRONMENTAL RESOURCE MANAGEMENT (DERM), AND FEMA (FLOOD) REGULATIONS).**

Adam M. Hendry  
Authorized Signature

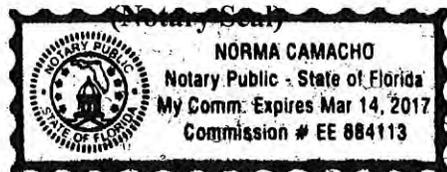
ADAM MARCUS HENDRY  
Print Name

(In case of corporate ownership, the authorized signature shall be accompanied by a notation of the signer's position in the corporation and embossed with the corporate seal.)

STATE OF FLORIDA )  
COUNTY OF MIAMI-DADE )

Sworn to and subscribed to before me this 3 day of April 2014  
by Adam MARCUS Hendry  
who is personally known to me or who has produced \_\_\_\_\_  
as identification.

Norma Camacho  
Notary Public



Mayor Connie Leon-Kreps	Vice Mayor Eddie Lim	Commissioner Dr. Richard Chervony	Commissioner Wendy Duvall	Commissioner Jorge Gonzalez
----------------------------	-------------------------	--------------------------------------	------------------------------	--------------------------------

**Office Use Only:**

Date Submitted: \_\_\_\_\_

Fee Paid: \$ \_\_\_\_\_

Tentative Meeting Date: \_\_\_\_\_

Cash  or Check  # \_\_\_\_\_

Date Paid: \_\_\_\_\_

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Dr. Richard Chervony**

Commissioner  
**Wendy Duvall**

Commissioner  
**Jorge Gonzalez**



# North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

## APPLICATION FOR PUBLIC HEARINGS:

**Hearings and Notices:** - All petitions for amendments, changes or supplements to these regulations for variances, special use exceptions, Site Plan Approval, Extension of Approved Site Plans, for Building Height Bonus Approval, or for an amendment, change or supplement to the Comprehensive Plan; district zoning map, or petitions appealing an administrative decision shall be considered at Public Hearings before the Planning & Zoning Board and, thereafter, the Village Commission. Notice of Public Hearings before the Planning & Zoning Board and the Village Commission shall be given by publishing and posting on the property (which is the subject of the request), the time, the place and the nature of the hearing at least 10 days before the hearing. The Village Clerk shall certify that the petition is complete before the hearing is legally advertised.

Applicant's Name: 7914 BUILDING LLC Phone: 305-814-7272

Mailing Address: 1109B BISCAYNE BLVD SUITE #203  
MIAMI FL 33161

Legal Description of Property: LOT 14, 16, 18  
SECT B, TOWNSHIP 53 SOUTH, 42 EAST, NBV

Existing Zoning: R-70 Lot Size: 140' x 240' Folio: 23-3209-001-0200  
(OVERALL)

Type of Request: A SPECIAL USE EXCEPTION PURSUANT TO SECTIONS  
152.01.2(E) AND 152.09B OF THE NORTH BAY VILLAGE CODE OF  
ORDINANCES TO ALLOW UP TO TWENTY(20) PERCENT OF THE DEVELOPMENT  
REQUIRED PARKING TO BE DESIGNED FOR COMPACT VEHICLES

Reason for Request: (Attach additional Pages if necessary) IN ORDER TO  
COMPLY WITH REQUIRED PARKING SPACES BY NORTH  
BAY VILLAGE PLANNING AND ZONING

All applications shall be submitted to the Village Clerk on or before the deadline implemented by the Village.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**APPLICATION FOR HEARING  
BEFORE THE PLANNING & ZONING BOARD AND  
VILLAGE COMMISSION  
PAGE 2 OF 2**

Filing Fees - All persons, firms, or corporations petitioning the Planning & Zoning Board and the Village Commission necessitating the publication of notices in the newspaper, and all relative thereto, the payment of such money in advance to the Village Clerk shall be deemed a condition precedent to the consideration of such petition, conditional use permit or amendment.

I, (We), the undersigned, am (are) the (owner, tenant, agent, attorney) (designate one) of the subject property herein described. I (We) acknowledge and agree that during the consideration of the application before the Planning & Zoning Board and staff of North Bay Village, no rights shall vest on behalf of the applicant, which would be enforceable against the Village until after a Public Meeting is held by the Village Commission and the Village Commission has voted favorable on the proposed petition.

I, (We) further acknowledge that I (We) have read and understand the conditions for appearance before the Planning & Zoning Board and the Village Commission Pursuant to the Village Code Section 152.096. Any person submitting false information or misrepresenting in their presentation shall have all privileges granted to them by the Planning & Zoning Board and the Village Commission revoked.

**(NOTE: ALL NEW AND SUBSTANTIAL IMPROVEMENTS MUST COMPLY WITH THE FLORIDA BUILDING CODE, DEPARTMENT OF ENVIRONMENTAL RESOURCE MANAGEMENT (DERM), AND FEMA (FLOOD) REGULATIONS).**

Adam M Hendry  
Authorized Signature

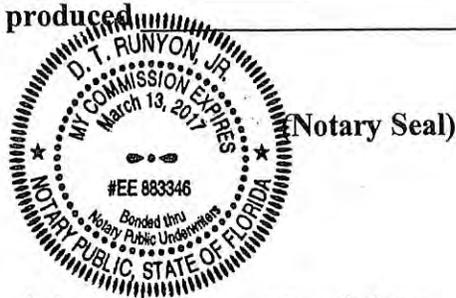
Adam M Hendry  
Print Name

(In case of corporate ownership, the authorized signature shall be accompanied by a notation of the signer's position in the corporation and embossed with the corporate seal.)

STATE OF FLORIDA )  
COUNTY OF MIAMI-DADE )

Sworn to and subscribed to before me this 7 day of FEB 2014  
by ADAM M HENDRY  
who is personally known to me or who has produced \_\_\_\_\_  
as identification.

DIR JR  
Notary Public



Mayor Connie Leon-Kreps	Vice Mayor Eddie Lim	Commissioner Dr. Richard Chervony	Commissioner Wendy Duvall	Commissioner Jorge Gonzalez
----------------------------	-------------------------	--------------------------------------	------------------------------	--------------------------------

**Office Use Only:**

Date Submitted: 2/7/14

Tentative Meeting Date: 3/18/14

Date Paid: 2/7/14

\$ 4,600

Fee Paid: \$ 2/7/14

Cash  or Check  # \_\_\_\_\_

## INDIGO - PARKING CALCULATIONS

7914-18 West Drive, North Bay Village

Parking	Visitor	Accessible	Residents	Compact	Sub-total	Additional	Totals
Ground	11	1	2	8	13		13
Level 2		2	23	4	27	5	32
Level 3		2	23	4	27	5	32
Level 4		2	23	4	27	5	32
Level 5		2	23	4	27	3	30
Totals	11	9	94	24	121	18	139

**Parking Calculations:**

	Required	Provided
Residential Parking (6 Accessible)	110	110
Visitor (1 Accessible)	11	11
Additional		18
<b>Totals</b>	<b>121</b>	<b>139</b>

*MAF K Owo, LLC  
Red Knoll*

Property Location:  
7914 West Bay Drive - North Bay Village

Nov. 27-2013

**Area Calculations:**

Unit	# units	Area - SF	Levels	Total
Unit 'F'	1	1,290.00	1	1,290.00
Loft A	2	2,900.00	2-3 & 4-5	5,800.00
Loft B	2	2,390.00	2-3 & 4-5	4,780.00
Unit A	16	2,100.00	6(1), 7(1), 8, 9, 10, 11, 12,13,14,15	33,600.00
Unit B	16	2,100.00	6(1), 7(1), 8, 9, 10, 11, 12,13,14,15	33,600.00
Unit C	14	2,100.00	6(1), 7(1), 8, 9, 10, 11, 12,13	29,400.00
Unit D	2	4,200.00	14, 15 (TH) (3) bedroom	8,400.00
Unit E	2	4,200.00	14, 15 (TH) (3) bedroom	8,400.00
<b>Sub-totals</b>	<b>52</b>			

<b>Total</b>	<b>125,270.00 SF</b>
--------------	----------------------

**Parking Calculations**

**Required**

(51) 2 bedroom units at (2) parking per unit	51	2	102
(4) 3 bedroom units at (3) parking per unit	4	3	12
			114
<b>10% for visitors</b>	10%		12
<b>5% Accessible</b>	5%	5.1	
			126

**Provided**

(3) levels at 30 parking spaces	3	30	90
(1) levels at 26 parking spaces	1	26	26
14 parking spaces for visitors at level 1			14
			132



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

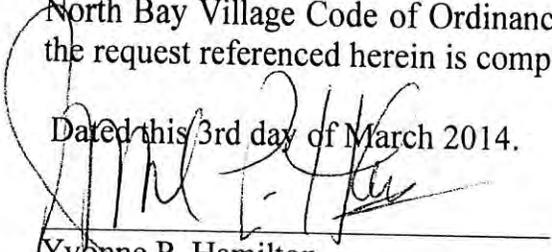
Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

Re: 7914 Building LLC  
7914 West Drive  
North Bay Village, FL 33141

Request for Special Use Exception for  
For Compact Parking Spaces

I, Yvonne P. Hamilton, Village Clerk hereby certify, as per Section 152.096(A)(2) of the North Bay Village Code of Ordinances, that the petition filed by 7914 Building LLC for the request referenced herein is complete.

Dated this 3rd day of March 2014.

  
\_\_\_\_\_  
Yvonne P. Hamilton  
Village Clerk

(Planning & Zoning Board Meeting-March 18, 2014)

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

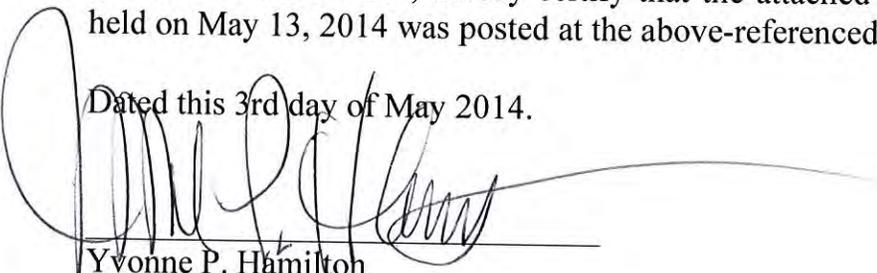
Re: 7914 West Drive, LLC  
7914, 7916, & 7918 West Drive  
Harbor Island  
North Bay Village, FL 33141

### Request:

1. AN APPLICATION BY 7914 BUILDING, LLC CONCERNING PROPERTY LOCATED AT 7914, 7916 AND 7918 WEST DRIVE, TRACT C OF HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA FOR THE FOLLOWING:
  - A. SITE PLAN APPROVAL PURSUANT TO SECTION 152.105(C)(9) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 52 UNIT, 15 STORY MULTI-FAMILY CONDOMINIUM STRUCTURE IN THE RM-70 (HIGH DENSITY MULTIPLE-FAMILY RESIDENTIAL) ZONING DISTRICT.
  - B. BONUS DENSITY REVIEW PURSUANT TO SECTION 152.029(C)(8)(H) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES.
  - C. A SPECIAL USE EXCEPTION PURSUANT TO SECTIONS 152.042(E) AND 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY (20) PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES.

I, Yvonne P. Hamilton, hereby certify that the attached Notice of Public Hearing to be held on May 13, 2014 was posted at the above-referenced property on May 2, 2014.

Dated this 3rd day of May 2014.

  
Yvonne P. Hamilton  
Village Clerk

(Village Commission Meeting-5/13/2014)

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

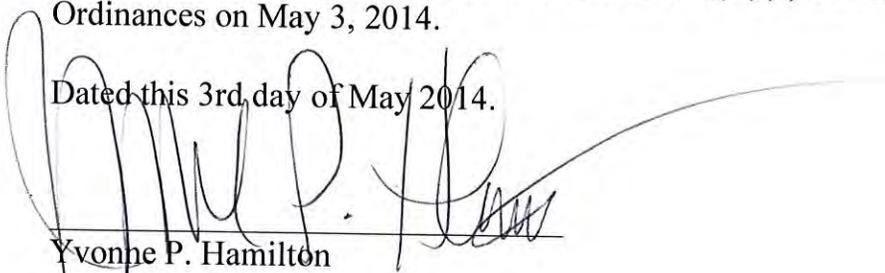
Re: 7914 West Drive, LLC  
7914, 7916, & 7918 West Drive  
Harbor Island  
North Bay Village, FL 33141

Request for the following:

- A. SITE PLAN APPROVAL PURSUANT TO SECTION 152.105(C)(9) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 52 UNIT, 15 STORY MULTI-FAMILY CONDOMINIUM STRUCTURE IN THE RM-70 (HIGH DENSITY MULTIPLE-FAMILY RESIDENTIAL) ZONING DISTRICT.
- B. BONUS DENSITY REVIEW PURSUANT TO SECTION 152.029(C)(8)(H) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES.
- C. A SPECIAL USE EXCEPTION PURSUANT TO SECTIONS 152.042(E) AND 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY (20) PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES.

I, Yvonne P. Hamilton, Village Clerk, hereby certify that the attached Notice of Public Hearing was mailed to property owners and residents within 300 feet of the property of the subject request pursuant to Section 152.096(A)(2) of the North Bay Village Code of Ordinances on May 3, 2014.

Dated this 3rd day of May 2014.

  
Yvonne P. Hamilton  
Village Clerk

(Village Commission Meeting-5/13/2014)

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez



**NORTH BAY VILLAGE**  
**NOTICE OF PUBLIC HEARING**

PUBLIC NOTICE IS HEREBY GIVEN THAT THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, WILL HOLD A REGULAR MEETING ON **TUESDAY, MAY 13, 2014** AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT VILLAGE HALL, 1666 KENNEDY CAUSEWAY, #101, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUESTS AT THE FINAL REQUIRED PUBLIC HEARING:

1. AN APPLICATION BY 7914 BUILDING, LLC CONCERNING PROPERTY LOCATED AT 7914, 7916 AND 7918 WEST DRIVE, TRACT C OF HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA FOR THE FOLLOWING:
  - A. SITE PLAN APPROVAL PURSUANT TO SECTION 152.105(C)(9) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 52 UNIT, 15 STORY MULTI-FAMILY CONDOMINIUM STRUCTURE IN THE RM-70 (HIGH DENSITY MULTIPLE-FAMILY RESIDENTIAL) ZONING DISTRICT.
  - B. BONUS DENSITY REVIEW PURSUANT TO SECTION 152.029(C)(8)(H) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES.
  - C. A SPECIAL USE EXCEPTION PURSUANT TO SECTIONS 152.042(E) AND 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY (20) PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES.

INTERESTED PERSONS ARE INVITED TO APPEAR AT THIS MEETING OR BE REPRESENTED BY AN AGENT, OR TO EXPRESS THEIR VIEWS IN WRITING ADDRESSED TO THE COMMISSION C/O THE VILLAGE CLERK, 1666 KENNEDY CAUSEWAY, #300, KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FL 33141.

THE DOCUMENTS PERTAINING TO THIS PUBLIC HEARING MAY BE INSPECTED AT THE OFFICE OF THE VILLAGE CLERK DURING REGULAR BUSINESS HOURS AT 1666 KENNEDY CAUSEWAY, #300. INQUIRIES MAY BE DIRECTED TO THAT DEPARTMENT AT (305) 756-7171.

PURSUANT TO SECTION 286.0105, FLORIDA STATUTES IF ANY PERSON DECIDES TO APPEAL ANY DECISION BY THE COMMISSION WITH RESPECT TO THIS OR ANY MATTER CONSIDERED AT ITS MEETING OR ITS HEARING, SUCH PERSON MUST 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.

THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE VILLAGE FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.

TO REQUEST THIS MATERIAL IN ACCESSIBLE FORMAT, SIGN LANGUAGE INTERPRETERS, INFORMATION ON ACCESS FOR PERSON WITH DISABILITIES, AND/OR ANY ACCOMMODATION TO REVIEW ANY DOCUMENT OR PARTICIPATE IN ANY VILLAGE-SPONSORED PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE).

YVONNE P. HAMILTON, CMC  
VILLAGE CLERK  
(April 25, 2014)

360 CONDOMINIUM ASSOCIATION  
360 HARBOR ISLAND DRIV  
N. BAY VILLAGE, FL 33141

GATOR HARBOR WEST LTD  
1595 NE 163 ST  
NO MIAMI BEACH FL  
33162-4717

BAYSHORE YACHT & TENNIS CLUB  
CONDOMINIUM  
7904 WEST DRIVE  
N. BAY VILLAGE, FL 33141

SAKURA JAPANES BUFFET, INC.  
1335 KENNEDY CAUSEWAY  
N. BAY VILLAGE, FL 33141

Étiquettes faciles à peeler

Replier à la hauteur de la ligne

OWNER/OCCUPANT  
7904 WEST DR., APT 110  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 112  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 114  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 115  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 116  
N. BAY VILLAGE, FL  
33141

OWNER/OCCUPANT  
7904 WEST DR., APT 117  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 201  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 205  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 203  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 204  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 208  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 206  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 207  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 214  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 209  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 210  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 215  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 216  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 217  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 304  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 303  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 310  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 317  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 401  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 402  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 403  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 404  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 405  
N. BAY VILLAGE, FL 33141



OWNER/OCCUPANT  
7904 WEST DR., APT 406  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 407  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 408  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 409  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 410  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 411  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 412  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 414  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 415  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 416  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 417  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 501  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 315  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 503  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 504  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 505  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 507  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 508  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 509  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 510  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 511  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 601  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 514  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 515  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 516  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 606  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 607  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 602  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 603  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 604  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 608  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 609  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 610  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 611  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 612  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 614  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 615  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 616  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 617  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 701  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 702  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 703  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 704  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 705  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 706  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 707  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 708  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 709  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 710  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 711  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 712  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 714  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 715  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 716  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 717  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 801  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 802  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 803  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 804  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 805  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 806  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 807  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 808  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 809  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 810  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 811  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 812  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 814  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 815  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 816  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 817  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 902  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 903  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 905  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 907  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 908  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 909  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 910  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 911  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 912  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1008  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 915  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 916  
N. BAY VILLAGE, FL 33141

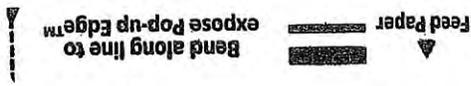
OWNER/OCCUPANT  
7904 WEST DR., APT 1007  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1002  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1003  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1004  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1005  
N. BAY VILLAGE, FL 33141



Use Avery® Template 5160®  
Easy Peel® Labels

OWNER/OCCUPANT  
7904 WEST DR., APT 1009  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1010  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1011  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1012  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1014  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1015  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1016  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7904 WEST DR., APT 1017  
N. BAY VILLAGE, FL 33141

Shell Gas Service  
C/O NV FAA LC  
1345 Kennedy Causeway  
N. Bay Village, FL 33141

BAYSHORE YACHT &  
TENNIS CLUB CONDO  
7904 WEST DR., OFFICE  
N. BAY VILLAGE, FL 33141

Sakura Japanese Rest. Buffet  
C/O Xiang Chen  
19101 S. Dixie Highway  
Miami, FL 33157

Indigo Lofts Development Co.  
LLC  
C/O Scott Greenwald  
7310 S.W. 57<sup>th</sup> Court, #565  
Miami, FL 33143

Nancy Y. Ansted &  
Douglas Wolfe  
1696 N.E. Miami Gardens  
N. Miami Beach, FL 33179

OWNER/OCCUPANT  
7904 WEST DR., APT 106  
N. BAY VILLAGE, FL  
33141

OWNER/OCCUPANT  
7904 WEST DR., APT 109  
N. BAY VILLAGE, FL  
33141



Easy Peel® Labels  
Use Avery® Template 5160®

Owner/Occupant  
360 Harbor Island Drive, #5  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #8  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #12  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #14  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #1  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #2  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #11  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #9  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #10  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #3  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #4  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #13  
N. Bay Village, FL 33141

Owner/Occupant  
360 Harbor Island Drive, #7  
N. Bay Village, FL 33141

360 Condo Corp  
360 Harbor Island Drive, #1418  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1418  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1521  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH21  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1409  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #706  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #821  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #921  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #704  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1220  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1424  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1013  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH4  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1526  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #708  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1511  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1517  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH28  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1005  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #915  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #1003  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #723  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #1508  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #807  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #PH8  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #PH10  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #611  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #705  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #925  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #1217  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #904  
N. Bay Village, FL 33141



Owner/Occupant  
7900 Harbor Island Drive, #623  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH22  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1012  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1414  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1019  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #824  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #920  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #611  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #801  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1216  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #813  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1226  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #518  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #908  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1118  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1104  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH14  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1123  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #710  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #701  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #902  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1103  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1412  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #517  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #616  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #918  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH20  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1503  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1407  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1020  
N. Bay Village, FL 33141



Owner/Occupant  
7900 Harbor Island Drive, #1023  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #610  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1022  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1105  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #728  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1417  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1122  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #603  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1120  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #822  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #702  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH25  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH8  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1115  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #811  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1101  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1520  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #712  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1001  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1221  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1519  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1218  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH9  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1421  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #525  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #619  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1509  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #926  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #910  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #625  
N. Bay Village, FL 33141



Owner/Occupant  
7900 Harbor Island Drive, #810  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1219  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1107  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #506  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1119  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1518  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1008  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #519  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1121  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #508  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1405  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1210  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH5  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH16  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1110  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #621  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1211  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1113  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #805  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #818  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1002  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #622  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #923  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #515  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1106  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1111  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1021  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #613  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1206  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #824  
N. Bay Village, FL 33141



Owner/Occupant  
7900 Harbor Island Drive, #505  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #919  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1215  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #618  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #903  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #901  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #803  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1406  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1018  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #823  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #609  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1525  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1014  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1025  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1415  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #715  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #615  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1207  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #807  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1222  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #617  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #522  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1010  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1410  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #528  
N. Bay Village, FL 33141

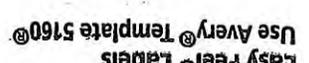
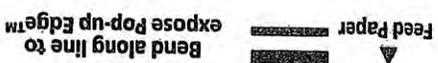
Owner/Occupant  
7900 Harbor Island Drive, #PH18  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1203  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #721  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1117  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1426  
N. Bay Village, FL 33141



Owner/Occupant  
7900 Harbor Island Drive, #1522  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1512  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #521  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #917  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #817  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1112  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #520  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1204  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #716  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1425  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH12  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1214  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #703  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1513  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #815  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1504  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH13  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH17  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH23  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #922  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #924  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #612  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1226  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1126  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #809  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #909  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1116  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #913  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1411  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1403  
N. Bay Village, FL 33141



Owner/Occupant  
7918 Harbor Island Drive, #911  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #1223  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #1423  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1413  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1502  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1402  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1004  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #605  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #814  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #820  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #825  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1028  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #513  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #717  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1212  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1017  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #503  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH18  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1009  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #719  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #524  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH2  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1404  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #510  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1419  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #711  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1208  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #816  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #707  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH1  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #507  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #601  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1007  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #722  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #602  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #914  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1518  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1114  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #905  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1213  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #808  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1416  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1109  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1515  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1205  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1024  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1015  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #820  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #720  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #709  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #504  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #604  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #907  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1505  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #718  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1422  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #806  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #912  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1523  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #606  
N. Bay Village, FL 33141



Owner/Occupant  
7900 Harbor Island Drive, #826  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #509  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1016  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #908  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #819  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1508  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #802  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #812  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1201  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1401  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1514  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1501  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #804  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1510  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #512  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1408  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1011  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH11  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #516  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #714  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1420  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1202  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #626  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1124  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH15  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1108  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #608  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #PH3  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #724  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1102  
N. Bay Village, FL 33141



Owner/Occupant  
7900 Harbor Island Drive, #1209  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1224  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #713  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #916  
N. Bay Village, FL 33141

Owner/Occupant  
7900 Harbor Island Drive, #1125  
N. Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, 102  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, 104  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #302  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #304  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #105  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #106  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #204  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #206  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #103  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #201  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #306  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #303  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #301  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #101  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #202  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #305  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #203  
North Bay Village, FL 33141

Owner/Occupant  
7914 Harbor Island Drive, #205  
North Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #6  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #111  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #309  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #209  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #208  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #210  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #110  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #108  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #310  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #212  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #312  
N. Bay Village, FL 33141

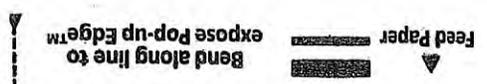
Owner/Occupant  
7918 Harbor Island Drive, #308  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #211  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #109  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #112  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #311  
N. Bay Village, FL 33141



Owner/Occupant  
7918 Harbor Island Drive, #207  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #307  
N. Bay Village, FL 33141

Owner/Occupant  
7918 Harbor Island Drive, #107  
N. Bay Village, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 316  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 100  
N. BAY VILLAGE, FL  
33141

OWNER/OCCUPANT  
7910 WEST DR., APT 101  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 102  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 103  
N. BAY VILLAGE, FL  
33141

OWNER/OCCUPANT  
7910 WEST DR., APT 104  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 105  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 106  
N. BAY VILLAGE, FL  
33141

OWNER/OCCUPANT  
7910 WEST DR., APT 107  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 108  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 109  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 110  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 111  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 112  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 114  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 115  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 201  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 202  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 203  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 204  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 205  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 206  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 207  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 208  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 209  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 210  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 211  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 212  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 214  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 215  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 216  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 301  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 302  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 303  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 304  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 305  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 306  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 307  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 308  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 309  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 310  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 311  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 312  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 314  
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT  
7910 WEST DR., APT 315  
N. BAY VILLAGE, FL 33141

RESIDENT  
7920 WEST DR., APT 7  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 301  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 302  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 303  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 304  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 305  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 306  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 307  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 308  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 309  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 310  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 311  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 401  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 402  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 403  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 404  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 405  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 406  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 407  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 408  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 409  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 410  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 411  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 501  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 502  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 503  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 504  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 505  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 506  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 507  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 508  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 509  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 510  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 511  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 601  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 602  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 603  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 604  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 605  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 606  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 607  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 608  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 609  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 610  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 611  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 701  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 702  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 703  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 704  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 705  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 706  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 707  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 708  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 709  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 710  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 711  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 801  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 802  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 803  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 804  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 805  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 806  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 807  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 808  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 809  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 810  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 811  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 901  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 902  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 903  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 904  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 905  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 906  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 907  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 908  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 909  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 910  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 911  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1001  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1002  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1003  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1004  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1005  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1006  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1007  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1008  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1009  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1010  
N. BAY VILLAGE, FL 33141

RESIDENT  
7928 WEST DR., APT 1011  
N. BAY VILLAGE, FL 33141

RESIDENT  
7920 WEST DR., APT 18  
N. BAY VILLAGE, FL 33141



## **NORTH BAY VILLAGE NOTICE OF PUBLIC HEARING**

PUBLIC NOTICE IS HEREBY GIVEN THAT THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, WILL HOLD A REGULAR MEETING ON **TUESDAY, MAY 13, 2014** AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT VILLAGE HALL, 1666 KENNEDY CAUSEWAY, #101, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUESTS AT THE FINAL REQUIRED PUBLIC HEARING:

1. AN APPLICATION BY 7914 BUILDING, LLC CONCERNING PROPERTY LOCATED AT 7914, 7916 AND 7918 WEST DRIVE, TRACT C OF HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA FOR THE FOLLOWING:
  - A. SITE PLAN APPROVAL PURSUANT TO SECTION 152.105(C)(9) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 52 UNIT, 15 STORY MULTI-FAMILY CONDOMINIUM STRUCTURE IN THE RM-70 (HIGH DENSITY MULTIPLE-FAMILY RESIDENTIAL) ZONING DISTRICT.
  - B. BONUS DENSITY REVIEW PURSUANT TO SECTION 152.029(C)(8)(H) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES.
  - C. A SPECIAL USE EXCEPTION PURSUANT TO SECTIONS 152.042(E) AND 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY (20) PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES.

INTERESTED PERSONS ARE INVITED TO APPEAR AT THIS MEETING OR BE REPRESENTED BY AN AGENT, OR TO EXPRESS THEIR VIEWS IN WRITING ADDRESSED TO THE COMMISSION C/O THE VILLAGE CLERK, 1666 KENNEDY CAUSEWAY, #300, KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FL 33141.

THE DOCUMENTS PERTAINING TO THIS PUBLIC HEARING MAY BE INSPECTED AT THE OFFICE OF THE VILLAGE CLERK DURING REGULAR BUSINESS HOURS AT 1666 KENNEDY CAUSEWAY, #300. INQUIRIES MAY BE DIRECTED TO THAT DEPARTMENT AT (305) 756-7171.

PURSUANT TO SECTION 286.0105, FLORIDA STATUTES IF ANY PERSON DECIDES TO APPEAL ANY DECISION BY THE COMMISSION WITH RESPECT TO THIS OR ANY MATTER CONSIDERED AT ITS MEETING OR ITS HEARING, SUCH PERSON MUST 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.

THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE VILLAGE FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE; NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.

TO REQUEST THIS MATERIAL IN ACCESSIBLE FORMAT, SIGN LANGUAGE INTERPRETERS, INFORMATION ON ACCESS FOR PERSONS WITH DISABILITIES, AND/OR ANY ACCOMMODATION TO REVIEW ANY DOCUMENT OR PARTICIPATE IN ANY VILLAGE-SPONSORED PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE).

YVONNE P. HAMILTON, CMC  
VILLAGE CLERK  
(April 25, 2014)

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY 7914 BUILDING LLC FOR A SPECIAL USE EXCEPTION PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Section 152.098 and 152.042(E) of the North Bay Village Code of Ordinances (the "Village Code"), 7914 Building LLC has applied to North Bay Village for approval of a special use exception to allow up to 20 percent of the parking spaces for development of the 7914 Building LLC project at 7914, 7916, and 7918 West Drive, North Bay Village, Florida to be designed specifically for compact vehicles; and

**WHEREAS**, Section 152.098 and Section 152.102 of the Village Code set forth the authority of the Village Commission to consider and act upon an application for a special use exception specified in Section 152.098; and

**WHEREAS**, in accordance with Section 152.096 of the Village Code, a public hearings by the Planning and Zoning Board were noticed for February 18, 2014 and March 18, 2014, at 7:30 P.M. at Treasure Island Elementary School, 7540 East Treasure Drive, North Bay Village, Florida and the Planning and Zoning Board reviewed the application, conducted a public hearing and recommended approval of the request; and

specifically for compact vehicles for the 7914 Building LLC development at 7914, 7916, and 7918 West Drive, North Bay Village, Florida is hereby granted.

**Section 4. Appeal.**

In accordance with Section 152.104 of the Village Code, the Applicant, or any aggrieved property owner, may appeal the decision of the Village Commission by filing a Writ of Certiorari to the Circuit Court of Miami-Dade County, Florida, in accordance with the Florida Rules of Appellate Procedure.

**Section 5. Violation of Conditions.**

Failure to adhere to the terms and conditions contained in this Resolution in Section 4, if any, shall be considered a violation of this Resolution and persons found violating the conditions shall be subject to the penalties prescribed by the Village Code, including but not limited to, the revocation of any of the approval(s) granted in this Resolution.

The Applicant understands and acknowledges that it must comply with all other applicable requirements of the Village Code before it may commence construction or operation, and that the foregoing approval in this Resolution may be revoked by the Village at any time upon a determination that the Applicant is in non-compliance with the Village Code.

**Section 6. Effective Date.**

This Resolution shall become effective upon its adoption.

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	_____
Vice Mayor Eddie Lim	_____
Commissioner Richard Chervony	_____
Commissioner Wendy Duvall	_____
Commissioner Jorge Gonzalez	_____

PASSED and ADOPTED this 13th day of May 2014.

**Section 3. Grant.**

The special use request to allow up to 20 percent of the parking spaces to be designed specifically for compact vehicles for the 7914 Building LLC development at 7914, 7916, and 7918 West Drive, North Bay Village, Florida is hereby granted.

**Section 4. Appeal.**

In accordance with Section 152.104 of the Village Code, the Applicant, or any aggrieved property owner, may appeal the decision of the Village Commission by filing a Writ of Certiorari to the Circuit Court of Miami-Dade County, Florida, in accordance with the Florida Rules of Appellate Procedure.

**Section 5. Violation of Conditions.**

Failure to adhere to the terms and conditions contained in this Resolution in Section 4, if any, shall be considered a violation of this Resolution and persons found violating the conditions shall be subject to the penalties prescribed by the Village Code, including but not limited to, the revocation of any of the approval(s) granted in this Resolution.

The Applicant understands and acknowledges that it must comply with all other applicable requirements of the Village Code before it may commence construction or operation, and that the foregoing approval in this Resolution may be revoked by the Village at any time upon a determination that the Applicant is in non-compliance with the Village Code.

**Section 6. Effective Date.**

This Resolution shall become effective upon its adoption.

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	_____
Vice Mayor Eddie Lim	_____
Commissioner Richard Chervony	_____
Commissioner Wendy Duvall	_____
Commissioner Jorge Gonzalez	_____



## North Bay Village

Administrative Offices

1700 Kennedy Causeway, Suite 132 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### RECOMMENDATION MEMORANDUM

**DATE:** May 2, 2014

**TO:** Mayor Connie Leon Kreps  
 Vice-Mayor Eddie Lim  
 Commissioner Dr. Richard Chervony  
 Commissioner Jorge Gonzalez  
 Commissioner Wendy Duvall

**RECOMMENDED BY STAFF/COMMISSIONER:**

Frank K. Rollason  
 Village Manager

**PRESENTED BY STAFF:**

Yvonne P. Hamilton, CMC  
 Village Clerk

**SUBJECT:** Appointment of Members to the Business Development Advisory Committee

---

**RECOMMENDATION:**

It is recommended that the Village Commission consider appointment of the following members to the Business Development Advisory Board:

1. Clinton Beard, 1881 – 79<sup>th</sup> Street Causeway, #1006
2. Michael Tannhauser, 7512 Mutiny Avenue

Mayor  
 Connie Leon-Kreps

Vice Mayor  
 Eddie Lim

Commissioner  
 Dr. Richard Chervony

Commissioner  
 Wendy Duvall

Commissioner  
 Jorge Gonzalez

**BACKGROUND:**

At the Commission Meeting of April 8, 2014, Mayor Connie Leon-Kreps nominated Serafin Gomez, of 1881 79<sup>th</sup> Street Causeway as an at-large member and Vice Mayor Eddie Lim nominated Henrik Risvang. The Commission voted to appoint these two members to the Committee.

The Board further directed staff to amend the Business Development Advisory Community Regulations to change the committee to a Board; to reduce the number of members from five to seven; to remove the sunset provision; and for the selection process to be similar to that for the other advisory boards. An Ordinance with the referenced amendments will be presented to the Commission at the June 2014 meeting.

**BUDGETARY IMPACT:**

There is no impact to the budget for appointing the members.

**PERSONNEL IMPACT:**

Village Staff will attend the meetings.

**CONTACT:**

Frank K. Rollason, Village Manager  
Yvonne P. Hamilton, Village Clerk



City of North Bay Village

Administrative Offices

1700 Kennedy Causeway, Suite #132 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

OCT 30 PM 4:16

CITY OF NORTH BAY VILLAGE BOARD/COMMITTEE APPLICATION

C mail = benrodelinton@hotmail.com

NAME Clinton Bernard III

TELEPHONE # 305-917-8110

MAILING ADDRESS 1881 79th Causeway, 1006 North Bay Village, FL 33141

CITY RESIDENT: YES [checked] NO

HOW MANY YEARS 3-months

BUSINESS OWNER: YES [checked] NO

PAST OR PRESENT

NAME AND ADDRESS OF BUSINESS Miami Direct Intel / Midwest Intel.com 1881 79th Causeway 1006 North Bay Village, FL 33141

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? 3-months

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

- ANIMAL CONTROL ADVISORY COMMITTEE [ ] COMMUNITY ENHANCEMENT BOARD [X]
ARTS, CULTURAL & SPECIAL EVENTS BOARD [X] PLANNING & ZONING BOARD [X]
BUSINESS DEVELOPMENT ADVISORY COMMITTEE [X] YOUTH SERVICES BOARD [ ]
CITIZEN BUDGET AND OVERSIGHT BOARD [X]

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES [checked] NO

HAVE YOU EVER SERVED ON A CITY BOARD/COMMITTEE? YES [checked] NO

HAVE YOU EVER BEEN A CITY EMPLOYEE? YES NO [checked]

ARE YOU A REGISTERED VOTER? YES [checked] NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE: I have worked with 3 Senators and also work on the Event Board for the state of Michigan House of Representatives. I am also help with business development in the city.

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary) I have an broad background - Investment Banker, Business Owner, Tutor, Legislative Aid / Director of Student Bar Association

Mayor Connie Leon-Kreps Vice-Mayor Eddie Lim Commissioner Stuart Blumberg Commissioner Dr. Richard Chervony

**Yvonne Hamilton**

---

**From:** globalsearchinc@earthlink.net  
**Sent:** Monday, April 28, 2014 11:39 AM  
**To:** Yvonne Hamilton  
**Subject:** interest

Hi Yvonne:

This is to confirm my interest in joining the Business Development Advisory Board...Mike Tannhauser

## Yvonne Hamilton

---

**From:** globalsearchinc@earthlink.net  
**Sent:** Monday, May 05, 2014 9:16 AM  
**To:** Yvonne Hamilton  
**Subject:** Re: North Bay Village Advisory Board Applications

Good morning Yvonne:

I don't know what you already have. The relevant facts are that I was owner and President of two companies based in Miami, Inlingua School of Languages and Global Search Inc, nd executive search firm. Have been a N bay village resident since 1993, and served as Treasurer of the Bridgewater Condominium for five years. I was also a volunteer for Florida Foster Child Care four years.....is this enough for you? best, Mike

From: Yvonne Hamilton  
Sent: May 2, 2014 6:32 PM  
To: globalsearchinc@earthlink.net  
Subject: North Bay Village Advisory Board Applications

Mike:

Hope all is well.

You should update your application and return it over the weekend.

Thanks

Do your part in keeping our planet "Green", minimize paper usage. Thank you! - City of North Bay Village.

The City of North Bay Village is a public entity subject to Chapter 119 of the Florida Statutes concerning public records. E-mail messages are covered under such laws and thus subject to disclosure.



**City of North Bay Village**

City Administrative Offices  
1700 Kennedy Causeway, #132  
N. Bay Village, FL 33141  
(305) 756-7171 Fax (305) 756-7722  
Website - nbvillage.com

JAN 20 AM 8:23

**CITY OF NORTH BAY VILLAGE**  
**BOARD/COMMITTEE APPLICATION**

NAME MICHAEL TANNAUER TELEPHONE # 305 861-1262

MAILING ADDRESS 7512 HUNTING AVE

CITY RESIDENT: YES  NO

BUSINESS OWNER: YES  NO  (retired this year)

NAME AND ADDRESS OF BUSINESS global search inc

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? \_\_\_\_\_

CHECK THE BOARD(S)/COMMITTEE YOU WOULD LIKE TO SERVE ON:

- |                                       |                          |                                   |                                     |
|---------------------------------------|--------------------------|-----------------------------------|-------------------------------------|
| ARTS, CULTURAL & SPECIAL EVENTS BOARD | <input type="checkbox"/> | YOUTH SERVICES BOARD              | <input type="checkbox"/>            |
| COMMUNITY ENHANCEMENT BOARD           | <input type="checkbox"/> | ANIMAL CONTROL ADVISORY COMMITTEE | <input type="checkbox"/>            |
| CITIZEN BUDGET AND OVERSIGHT BOARD    | <input type="checkbox"/> | PLANNING & ZONING BOARD           | <input checked="" type="checkbox"/> |

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A CITY BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A CITY EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:  
florida foster child services

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE:  
Concerned citizen

Mayor Corina S. Esquijarosa	Vice Mayor Connie Leon-Kreps	Commissioner Frank Rodriguez	Commissioner Eddie Lim	Commissioner Dr. Paul Vogel
--------------------------------	---------------------------------	---------------------------------	---------------------------	--------------------------------

**RESOLUTION NO: 2013-79**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING RESOLUTION 2012-12 TO PROVIDE FOR REMOVAL OF BUSINESS DEVELOPMENT ADVISORY COMMITTEE MEMBERS; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

**WHEREAS**, the Village Commission adopted Resolution No. 2012-12 on April 10, 2012 creating a Business Development Advisory Committee to establish a dialog with existing members of the North Bay Village business community and to provide recommendations to the Village Commission for mechanisms and programs to attract new commerce to become part of the Village; and

**WHEREAS**, subsequent to the creation of the Business Development Advisory Committee, members were appointed to the Committee by the Village Commission; and

**WHEREAS**, the Committee has become inactive; and

**WHEREAS**, the Village Commission finds that it is in the best interest of the community to terminate the current membership.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1:** **Recitals.** The foregoing whereas clauses are hereby ratified and confirmed as being true and the same are hereby made a specific part of this Resolution.

**Section 2:** **Amendment of Resolution.** Resolution 2012-12 is hereby amended as follows<sup>1</sup>:

\* \* \*

---

<sup>1</sup> Additions to text of the Resolution are shown in underline. Deletions to text of resolution are shown in strikethrough.

**Section 4. Appointment and Composition of Committee.** The Committee shall consist of seven (7) voting members and one (1) non-voting member. The Mayor and Commissioners shall each nominate one voting member. The remaining members shall be appointed by a majority vote of the Commission. The ~~City~~ Village Manager shall be an ex-officio, non-voting member of the Committee. All nominations shall be subject to a majority vote by the Commission. Nominees shall be a minimum of 18 years of age. Should a vacancy occur on the Committee, the original nominating Commissioner, ~~or, if applicable, the City Manager,~~ shall nominate a replacement, subject to a majority vote of the Commission.

\* \* \*

**Section 7. Attendance and Removal.** In the event a Committee member fails to attend three (3) regularly scheduled meetings, the Committee member shall automatically be removed from the Committee. Any member may be removed from the office by the Commission upon majority vote of the Commission members present. The Any vacancy shall be filled pursuant to Section 4 of this Resolution.

\* \* \*

**Section 3: Effective Date.** This Resolution shall take effect immediately upon approval.

A motion to approve the foregoing Resolution was offered by Vice Mayor Eddie Lim, seconded by Commissioner Jorge Gonzalez.

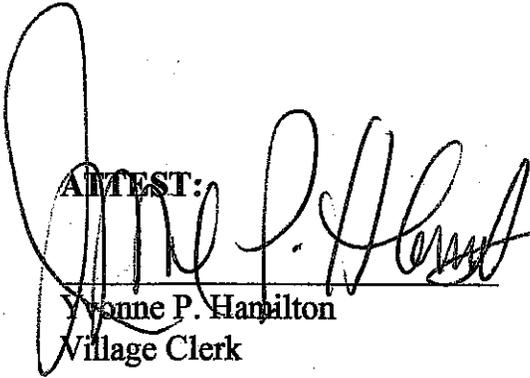
**Final Votes at Adoption:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Yes</u>
Commissioner Wendy Duvall	<u>Yes</u>
Commissioner Richard Chervony	<u>No</u>
Commissioner Jorge Gonzalez	<u>Yes</u>

**DULY PASSED AND ADOPTED this 12th day of November 2013.**



**Connie Leon-Kreps**  
**Mayor**



**ATTEST:**

**Yvonne P. Hamilton**  
**Village Clerk**

**APPROVED AS TO FORM FOR USE BY  
NORTH BAY VILLAGE ONLY:**

**Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.**  
**Village Attorney**

North Bay Village Resolution: Cancelling Appointments to the Business Development Advisory Committee.

**RESOLUTION NO. 2012-12**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH BAY VILLAGE, FLORIDA, ESTABLISHING A BUSINESS DEVELOPMENT ADVISORY COMMITTEE; PROVIDING COMMITTEE MEMBERSHIP; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

**WHEREAS**, the City Commission (the "Commission") of the City of North Bay Village (the "City") desires to aggressively attract new commerce to become part of the City business community; and

**WHEREAS**, the Commission would like to afford City residents with increased opportunities to be employed within the City; and

**WHEREAS**, well-rounded shopping facilities will be beneficial to the City residents and help build up the City's tax base; and

**WHEREAS**, recognizing the value of public input, the City desires to include its residents and business owners in the process of improving the economic development of the City; and

**WHEREAS**, the Commission therefore desires to create a Business Development Advisory Committee to establish a dialog with existing members of the North Bay Village business community and to provide recommendations for the recruitment of new commerce to become part of the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH BAY VILLAGE, FLORIDA:**

**Section 1.** **Recitals.** The foregoing whereas clauses are hereby ratified and confirmed as being true; and the same are hereby made a specific part of this Resolution.

**Section 2.** **Establishment of Advisory Committee.** A Business Development Advisory Committee is hereby created to establish a dialog with existing members of the North Bay Village business community and to provide recommendations to the City Commission for mechanisms and programs to attract new commerce to become part of the City.

**Section 3.** **Qualifications.** Committee members shall meet the following qualifications:

1. Have been a resident of the City of North Bay Village for a minimum of two (2) years; or
2. Own or operate a business within the City for a minimum of one (1) years.

**Section 4.** **Appointment and Composition of Committee.** The Committee shall consist of seven (7) voting members and one (1) non-voting member. The Mayor and Commissioners shall each nominate one voting member. The remaining members shall be appointed by a majority vote of the Commission. The City Manager shall be an ex-officio, non-voting member of the Committee. All nominations shall be subject to a majority vote by the Commission. Nominees shall be a minimum of 18 years of age. Should a vacancy occur on the Committee, the original nominating Commissioner, or if applicable the City Manager, shall nominate a replacement, subject to majority vote of the Commission.

**Section 5.** **Duties.** The Business Development Advisory Committee shall:

1. Appoint its own chair and vice-chair;
2. Appoint a secretary, who shall keep an accurate record of the Committee's meetings;
3. Provide monthly written reports containing its activities and recommendations concerning the economic development of the City, including but not limited to, the existing business environment in the City and what measures the Commission and City staff may take to attract businesses to the City.

**Section 6. Meetings.** The Committee shall meet monthly, on the third Wednesday of the month, beginning in May, 2012, and at the call of the Chairperson and all meetings shall be open to the public. A majority of the Committee shall constitute a quorum, and the affirmative vote of the majority of those members present shall be required to take action or make a recommendation. The Secretary shall keep minutes of the Committee meetings. The approved minutes shall be filed with the City Clerk.

**Section 7. Attendance.** In the event a Committee member fails to attend three (3) regularly scheduled meetings, the Committee member shall automatically be removed from the Committee. The vacancy shall be filled pursuant to Section 4 of this Resolution.

**Section 8. Staffing.** The City Manager and the City Clerk shall serve as staff to the Committee.

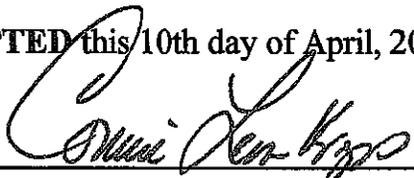
**Section 9. Sunset Review.** The Committee shall have a Sunset Review by the Commission after 24 months from the effective date of this Resolution. The Committee shall prepare a report containing its activities and recommendations through that period.

**Section 10. Effective Date.** That this Resolution shall take effect immediately upon adoption.

The motion to adopt the foregoing Resolution was offered by Commissioner Stuart Blumberg, seconded by Mayor Connie Leon-Kreps. The votes were as follows:

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Yes</u>
Commissioner Stuart Blumberg	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Paul Vogel	<u>Absent</u>

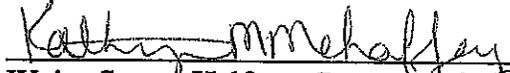
PASSED AND ADOPTED this 10th day of April, 2012.

  
\_\_\_\_\_  
Connie Leon-Kreps, Mayor

**ATTEST:**

  
\_\_\_\_\_  
YVONNE P. HAMILTON, CMC  
CITY CLERK

**APPROVED AS TO FORM FOR USE BY  
THE CITY OF NORTH BAY VILLAGE ONLY:**

  
\_\_\_\_\_  
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.  
City Attorney

City of North Bay Village Resolution: Business Development Advisory Committee

**Page Intentionally Left Blank**

**Page Intentionally Left Blank**



## North Bay Village

Administrative Offices

1700 Kennedy Causeway, Suite 132 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### RECOMMENDATION MEMORANDUM

**DATE:** May 2, 2014

**TO:** Mayor Connie Leon Kreps  
Vice-Mayor Eddie Lim  
Commissioner Dr. Richard Chervony  
Commissioner Jorge Gonzalez  
Commissioner Wendy Duvall

**RECOMMENDED BY STAFF/COMMISSIONER:**

Frank K. Rollason  
Village Manager

**PRESENTED BY STAFF:**

Yvonne P. Hamilton, CMC  
Village Clerk

**SUBJECT:** Appointment of Member to the Community Enhancement Board

**RECOMMENDATION:**

It is recommended that the Village Commission consider appointing one (1) member to the Community Enhancement Board from among the following applicants,:

1. Ido Alexander, 1881 – 79<sup>th</sup> Street Causeway
2. Ana Watson, 7945 East Drive

The following members currently serve on the five-member Board:

Chair Andreana Jackson, 1801 S. Treasure Drive  
Diana Quintera, 1625 Kennedy Causeway  
Doris Acosta, 1880 S. Treasure Drive  
Benjia Morgenstern, 7830 Miami View Drive

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

Members shall reside at any location within the Village.

Members shall serve until the new board is appointed after the election.

**BACKGROUND:**

At its meeting held on May 1, 2014, the Community Enhancement Board, by a vote of 3-0, recommended that the Village Commission remove Odalys Becerra from the Board for failure to attend meetings.

Section 32.02(C) of the Village Code authorizes the Board to make such a recommendation, when a member fails to attend two consecutive meetings without prior notification or fails to attend five meetings during a 12-month period. The Board has met seven (7) times since November 2013, and Ms. Becerra has not attended any of these meetings.

Additionally, vacancies on advisory boards are to be filled within 30 days.

**BUDGETARY IMPACT:**

There is no impact to the budget for appointing the members.

**PERSONNEL IMPACT:**

Village Staff will attend the meetings.

**CONTACT:**

Frank K. Rollason, Village Manager  
Yvonne P. Hamilton, Village Clerk

**ORDINANCE NO. 2013-08**

**AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.10 THROUGH 32.17 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "COMMUNITY ENHANCEMENT BOARD" CHANGING THE NUMBER OF MEMBERS ON THE BOARD; CLARIFYING THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER RICHARD CHERVONY)**

WHEREAS, the Community Enhancement Board (the "Board") has dutifully provided valuable services and recommendations to the Village Commission; and

WHEREAS, the Village Commission desires to revise the number of members required on the Board in order to improve participation and attendance and to clarify the term of office.

**BE IT ENACTED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** Each of the above stated recitals is true and correct and incorporated herein by this reference.

**Section 2. Village Code Amended.** Chapter 32, Departments and Boards, of the North Bay Village Code of Ordinances is amended to read as follows<sup>1</sup>:

\* \* \*

**COMMUNITY ENHANCEMENT BOARD**

**§ 32.10 Establishment**

In order to enhance the aesthetic appeal of this community by properly exercising its police power in accordance with the provisions of the Florida Home Rule Power Act, and recognizing the value of scenic surroundings to tourists, prospective residents, and commercial developments, as well as the citizens and taxpayers of the City, Village, and further to preserve the quality of the environment which is a legitimate concern of the City Village Commission, there is established a permanent Community Enhancement Board of the City Village, it being understood that this Board and the powers and responsibilities granted it pursuant to this subchapter shall be in addition to any existing laws and remedies which presently exist or shall be enacted in the future.

<sup>1</sup> Additions to the text are shown in underline. Deletions to the text are shown in ~~striketrough~~.

### **§ 32.11 Composition**

There is hereby created the North Bay Village Community Enhancement Board which shall consist of seven five members who may reside at any location within the City Village, or owners of businesses located within the confines, or designees of such business owners; all of whom shall serve for a period of two years concurrent with the regular scheduled election of the Commission as provided in §6.01 of the Charter.

### **§ 32.12 Qualifications**

The members of the Community Enhancement Board shall be appointed and shall be qualified electors of the City Village or owners of businesses located within the confines of the City Village or designees of such business owners as defined in the Charter. Resident members of the Board shall also be and remain during their respective terms of office, residents of the City Village.

### **§ 32.13 Terms; removal from office.**

~~The original members of the Community Enhancement Board shall be appointed by the City Commission, by a majority vote of the members present.~~ Members of the Board shall be appointed by the City Village Commission, by a majority vote of the members present, for a term of two years concurrent with the regular scheduled election of the Commission, however, in order to maintain continuity, members shall serve until the new board is appointed after the election. Any member may be removed from the office by the Commission upon majority vote of the Commission members present.

### **§ 32.14**

In the event that a vacancy shall occur on the Board by resignation, removal, death, or for any other reason, a successor shall be appointed to fill the unexpired term for such member.

### **§ 32.16 Power and duties**

The Community Enhancement Board shall be charged with the following duties:

1. To continually study the needs of the entire City Village for floral landscaping, including the entrances of the several islands and the median strips, including both privately owned and publicly owned property.
2. Determine the existence of alleged violations of law which adversely affect the aesthetics of the City Village.
3. Entertain complaints from citizens regarding existence of conditions which are detrimental to the aesthetic values and quality of life of the City Village.

4. To file a report of its activities with the City Village Commission and the City Village Manager, including the recommendations to the Commission for the beautification of the City Village at least once per year.

#### **§ 32.16 Officers**

The Community Enhancement Board shall annually, each by majority vote, elect one of its members as Chairman and one of its members as Vice-Chairman. The Chairman shall chair the meetings of the Board, and shall be the representative of the Board to the City Village Manager and the City Village Commission. In the case of the absence of the Chairman at any meetings, the Vice-Chairman shall act in his stead.

The City Village Manager is directed and authorized to furnish, supply, and make available to the Board suitable and proper accommodations for the transactions of the business of the Board. The Board shall designate its own secretary and the Secretary shall make and furnish minutes of the Board's meetings and shall report to the City Village Manager as to the attendance of the meeting and submit the minutes of its meetings to the City Village Manager monthly.

#### **§ 32.17 Meetings; quorum; voting period.**

- (A) The Community Enhancement Board shall hold regular monthly meetings at such time and place as the Board may determine and may hold special meetings at any other time. All meetings shall be publicly noticed to residents, homeowners, and property owners by publication on the City's Village bulletin boards. In the event that the Chairperson shall fail to call a special meeting, upon request of any member of the Board, a special meeting shall be held upon written call of two other members of the Board mailed three days prior to the called meeting.
- (B) All meetings of the Board shall be open to the public and ~~five~~ three members shall constitute a quorum.
- (C) A majority vote of the Board shall be required on all recommendations made to the City Village Commission.

\* \* \*

**Section 3. Conflicts.** All ordinances or resolutions or parts of ordinances or resolutions in conflict with the provisions of this ordinance are repealed.

**Section 4. Codification.** This ordinance shall be codified and included in the code of ordinances.

**Section 5. Severability.** If any section, clause, sentence, or phrase of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, the holding shall not affect the validity of the remaining portions of this ordinance.

**Section 6. Effective Date.** This Ordinance shall take effect immediately upon enactment.

A motion to approve the foregoing Ordinance on first reading on June 11, 2013 was offered by Commissioner Richard Chervony, seconded by Commissioner Jorge Gonzalez.

**The Votes were as follows:**

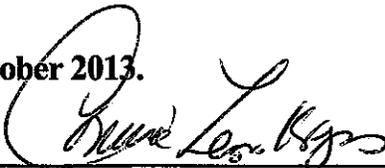
Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Absent</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Wendy Duvall	<u>Yes</u>
Commissioner Jorge Gonzalez	<u>Yes</u>

A motion to approve the foregoing Ordinance on final reading was offered by Commissioner Jorge Gonzalez, seconded by Commissioner Richard Chervony.

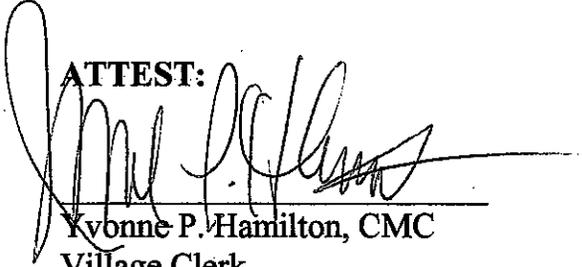
**FINAL VOTES AT ADOPTION:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Wendy Duvall	<u>Absent</u>
Commissioner Jorge Gonzalez	<u>Yes</u>

**DULY PASSED AND ADOPTED this 8<sup>th</sup> day of October 2013.**

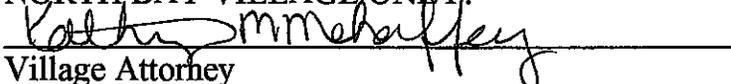
  
\_\_\_\_\_  
Connie Leon-Kreps  
Mayor

**ATTEST:**



Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM FOR THE USE OF  
NORTH BAY VILLAGE ONLY:**



Village Attorney  
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.

North Bay Village Ordinance: Community Enhancement Board-10/8/2013



## North Bay Village

Administrative Offices

1700 Kennedy Causeway, Suite 132 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### RECOMMENDATION MEMORANDUM

**DATE:** May 2, 2014

**TO:** Mayor Connie Leon Kreps  
Vice-Mayor Eddie Lim  
Commissioner Dr. Richard Chervony  
Commissioner Jorge Gonzalez  
Commissioner Wendy Duvall

**RECOMMENDED BY STAFF/COMMISSIONER:**

Frank K. Rollason  
Village Manager

**PRESENTED BY STAFF:**

Yvonne P. Hamilton, CMC  
Village Clerk

**SUBJECT:** Appointment of Members to the Planning & Zoning Board

---

**RECOMMENDATION:**

It is recommended that the Village Commission consider appointments of members to the Planning & Zoning Board from among the following applicants:

1. Ido Alexander, 1881 – 79<sup>th</sup> Street Causeway
2. Mario Garcia, 7540 Cutlass Avenue
3. Michael Tannhauser, 7512 Mutiny Avenue
4. Ana Watson, 7945 East Drive
5. William C. Webb, Jr., 1357 Bay Terrace

The Commission is to appoint two at-large members from any location within the Village

In accordance with Section 32.02 of the Village Code, nominees receiving a vote from the majority of the Commission shall be appointed.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**BACKGROUND:**

Pursuant to Section 32.30 of the Village Code, the Planning & Zoning Board shall be composed of five (5) members appointed by the Village Commission. The term of the Board shall be concurrent with the regular scheduled election of the Commission, as per Section 6.01 of the Village Charter. Accordingly, existing and new members will serve until November 4, 2014.

The composition of the Board shall be as follows:

- 1 Member from North Bay Island
- 1 Member from Treasure Island
- 1 Member from Harbor Island
- 2 At-Large Members

The following members currently serve on the Board, following the resignation of James Carter (Treasure Island) and Barry Beschel (Harbor Island)

- Reinaldo Trujillo (Treasure Island Representative)
- Bud Farrey (North Bay Island Representative)
- Marvin Wilmoth (Harbor Island Representative)

**BUDGETARY IMPACT:**

There is no impact to the budget for appointing the members.

**PERSONNEL IMPACT:**

Village Staff will attend the meetings.

**CONTACT:**

Frank K. Rollason, Village Manager  
Yvonne P. Hamilton, Village Clerk



# North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### BOARD/COMMITTEE APPLICATION

NAME I DO ALEXANDER TELEPHONE # 305 931 1335

MAILING ADDRESS 1881 79th St. CSWY #702

VILLAGE RESIDENT: YES  NO  HOW MANY YEARS 4

BUSINESS OWNER: YES  NO  PAST OR PRESENT

NAME AND ADDRESS OF BUSINESS Alexander + Somodevilla  
40 SW 13th St. Suite 301, Miami FL

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? 1

#### CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

- ANIMAL CONTROL ADVISORY COMMITTEE
- ARTS, CULTURAL & SPECIAL EVENTS BOARD
- BUSINESS DEVELOPMENT ADVISORY COMMITTEE
- CITIZENS BUDGET AND OVERSIGHT BOARD
- COMMUNITY ENHANCEMENT BOARD
- PLANNING & ZONING BOARD
- YOUTH & EDUCATION SERVICES BOARD

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO  (Attach copy of Voter Registration Card)

#### PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

Business Bankruptcy Attorney  
2nd Vice President Bankruptcy Bar Assn  
former Board member of Bridgewater

#### PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

See above.



# North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### BOARD/COMMITTEE APPLICATION

NAME MARIO GARCIA TELEPHONE # 917-74-0131  
 MAILING ADDRESS 7540 CUTLASS AVE  
 VILLAGE RESIDENT: YES \* NO \_\_\_\_\_ HOW MANY YEARS 3  
 BUSINESS OWNER: YES \_\_\_\_\_ NO \* PAST OR PRESENT N/A  
 NAME AND ADDRESS OF BUSINESS N/A

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? N/A

#### CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

- ANIMAL CONTROL ADVISORY COMMITTEE  COMMUNITY ENHANCEMENT BOARD
- ARTS, CULTURAL & SPECIAL EVENTS BOARD  PLANNING & ZONING BOARD
- BUSINESS DEVELOPMENT ADVISORY COMMITTEE  YOUTH & EDUCATION SERVICES BOARD
- CITIZENS BUDGET AND OVERSIGHT BOARD

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO \_\_\_\_\_  
 HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO \_\_\_\_\_  
 HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES \_\_\_\_\_ NO   
 ARE YOU A REGISTERED VOTER? YES  NO \_\_\_\_\_ (Attach copy of Voter Registration Card)

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:  
SEE ATTACHED

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)  
SEE ATTACHED

Mayor **Connie Leon-Kreps** Vice Mayor **Eddie Lim** Commissioner **Dr. Richard Chervony** Commissioner **Wendy Duvall** Commissioner **Jorge Gonzalez**

Received  
4/8/14  
Page 3-30/15

## **Mario Garcia, RN, MSN, FNP-BC**

7540 Cutlass Avenue  
North Bay Village, Florida 33141

Home: 786-348-0918

Cell: 917-721-0131

E-mail: mariojgarcianbv@gmail.com

### **Other Qualifications:**

**Member of the Fifth Avenue Merchants Association in Good Standings from 1988 to 2001  
Brooklyn, New York 11215**

**Served as an advisor to the Board of Directors**

**Treasurer 1990 to 1999**

**Initiated and coordinated an advertising newspaper for the area represented above to  
generate income to support the expenses of running the organization.**

**Newspaper was distributed to roughly 20,000 households**

**Met regularly with the Community Board**

**Coordinated efforts in the beautification and improvement of the community, including a 20  
block Street Fair once yearly that brought the merchants and residents together in a united  
effort.**

**Board of directors Member for Boy Scout Troop 41 from 1985 to 1993 Brooklyn, New York**

**Active member of the community and have attended most North Bay Village meetings in the  
past three years.**

**Previous Vice Chair of the Business Development Board for North Bay Village**

**Initiated Neighborhood Crime Watch for Cutlass Avenue and currently captain of same**

**Have applied previously to the P & Z Board**

## Yvonne Hamilton

---

**From:** globalsearchinc@earthlink.net  
**Sent:** Monday, April 21, 2014 4:02 PM  
**To:** Yvonne Hamilton  
**Subject:** Re: Planning & Zoning Board Meeting

Yvoone: Yes, i am interested in serving on the Planning and Zoning Board so please proceed with my previous application.....Mike Tannhauser

From: Yvonne Hamilton  
Sent: Apr 21, 2014 11:11 AM  
To: [globalsearchinc@earthlink.net](mailto:globalsearchinc@earthlink.net)  
Subject: Planning & Zoning Board Meeting

Mike:

As per our conversation, please confirm that you are interested in serving on the Planning & Zoning Board

and to consider your previous application..

Thanks

Do your part in keeping our planet "Green", minimize paper usage. Thank you! - City of North Bay Village.

The City of North Bay Village is a public entity subject to Chapter 119 of the Florida Statutes concerning public records. E-mail messages are covered under such laws and thus subject to disclosure.

## Yvonne Hamilton

---

**From:** globalsearchinc@earthlink.net  
**Sent:** Monday, May 05, 2014 9:16 AM  
**To:** Yvonne Hamilton  
**Subject:** Re: North Bay Village Advisory Board Applications

Good morning Yvonne:

I don't know what you already have. The relevant facts are that I was owner and President of two companies based in Miami, Inlingua School of Languages and Global Search Inc, nd executive search firm. Have been a N bay village resident since 1993, and served as Treasurer of the Bridgewater Condominium for five years. I was also a volunteer for Florida Foster Child Care four years.....is this enough for you? best, Mike

From: Yvonne Hamilton  
Sent: May 2, 2014 6:32 PM  
To: [globalsearchinc@earthlink.net](mailto:globalsearchinc@earthlink.net)  
Subject: North Bay Village Advisory Board Applications

Mike:

Hope all is well.

You should update your application and return it over the weekend.

Thanks

Do your part in keeping our planet "Green", minimize paper usage. Thank you! - City of North Bay Village.

The City of North Bay Village is a public entity subject to Chapter 119 of the Florida Statutes concerning public records. E-mail messages are covered under such laws and thus subject to disclosure.



**City of North Bay Village**

City Administrative Offices  
1700 Kennedy Causeway, #132  
N. Bay Village, FL 33141  
(305) 756-7171 Fax (305) 756-7722  
Website - nbvillage.com

JAN 20 AM 8:23

**CITY OF NORTH BAY VILLAGE**  
**BOARD/COMMITTEE APPLICATION**

NAME MICHAEL TANNAUER TELEPHONE # 305 861-1262

MAILING ADDRESS 7512 WINTON AVE

CITY RESIDENT: YES  NO

BUSINESS OWNER: YES  NO  (Retired this year)

NAME AND ADDRESS OF BUSINESS global search inc

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? \_\_\_\_\_

CHECK THE BOARD(S)/COMMITTEE YOU WOULD LIKE TO SERVE ON:

- |  |   |
|--|---|
| ARTS, CULTURAL & SPECIAL EVENTS BOARD <input type="checkbox"/> | YOUTH SERVICES BOARD <input type="checkbox"/>               |
| COMMUNITY ENHANCEMENT BOARD <input type="checkbox"/>           | ANIMAL CONTROL ADVISORY COMMITTEE <input type="checkbox"/>  |
| CITIZEN BUDGET AND OVERSIGHT BOARD <input type="checkbox"/>    | PLANNING & ZONING BOARD <input checked="" type="checkbox"/> |

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A CITY BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A CITY EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:  
florida foster child services

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE:  
Concerned citizen

Mayor Corina S. Esquijarosa	Vice Mayor Connie Leon-Kreps	Commissioner Frank Rodriguez	Commissioner Eddie Lim	Commissioner Dr. Paul Vogel
--------------------------------	---------------------------------	---------------------------------	---------------------------	--------------------------------



# North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

## BOARD/COMMITTEE APPLICATION

NAME Ana Watson TELEPHONE # 786.468.7168  
 MAILING ADDRESS 7945 EAST DRIVE UNIT 104  
 VILLAGE RESIDENT: YES  NO  HOW MANY YEARS 34  
 BUSINESS OWNER: YES  NO  PAST OR PRESENT Past  
 NAME AND ADDRESS OF BUSINESS N/A

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? N/A

### CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

- |   |                          |                                  |                                     |
|---|--------------------------|----------------------------------|-------------------------------------|
| ANIMAL CONTROL ADVISORY COMMITTEE       | <input type="checkbox"/> | COMMUNITY ENHANCEMENT BOARD      | <input checked="" type="checkbox"/> |
| ARTS, CULTURAL & SPECIAL EVENTS BOARD   | <input type="checkbox"/> | PLANNING & ZONING BOARD          | <input checked="" type="checkbox"/> |
| BUSINESS DEVELOPMENT ADVISORY COMMITTEE | <input type="checkbox"/> | YOUTH & EDUCATION SERVICES BOARD | <input type="checkbox"/>            |
| CITIZENS BUDGET AND OVERSIGHT BOARD     | <input type="checkbox"/> |                                  |                                     |

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO  (Attach copy of Voter Registration Card)

### PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

I'VE BEEN INVOLVED IN MANY CONSTRUCTION PROJECTS FOR MY BUSINESS OFFICES + HOMES. I'M ON BOARD OF DIRECTORS FOR MY CONDO UNITS. I'VE ALSO BEEN ON SEVERAL NON PROFIT ORGANIZATIONS. I'M ON THE BOARD OF A CULTURAL SCHOOL. I ALSO IN THE PROCESS OF STUDYING FOR MY GENERAL CONTRACTORS LICENSE.

### PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

I'VE LIVED IN NORTH BAY VILLAGE FOR OVER 30 YEARS. I THINK OUR COMMUNITY NEEDS TO BE MORE INVOLVED. I LOVE NBV & CHOOSE TO LIVE IN A WONDERFUL CITY. I THINK THE BOARDS ARE VERY IMPORTANT TO HELP OUR COMMUNITY GROW. I BELIEVE I WOULD DO A GREAT JOB B/C OF MY EXP. & HISTORY OF LIVING IN NBV.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez



# North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

## BOARD/COMMITTEE APPLICATION

NAME William C. Webb Jr TELEPHONE # 305-624-8484 ext 0

MAILING ADDRESS 1357 Bay Terrace, North Bay Village, Florida 33141

VILLAGE RESIDENT: YES  NO  HOW MANY YEARS 16 yrs - since 1998

BUSINESS OWNER: YES  NO  PAST OR PRESENT

NAME AND ADDRESS OF BUSINESS \_\_\_\_\_

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? \_\_\_\_\_

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

- |   |                          |                                  |                                     |
|---|--------------------------|----------------------------------|-------------------------------------|
| ANIMAL CONTROL ADVISORY COMMITTEE       | <input type="checkbox"/> | COMMUNITY ENHANCEMENT BOARD      | <input type="checkbox"/>            |
| ARTS, CULTURAL & SPECIAL EVENTS BOARD   | <input type="checkbox"/> | PLANNING & ZONING BOARD          | <input checked="" type="checkbox"/> |
| BUSINESS DEVELOPMENT ADVISORY COMMITTEE | <input type="checkbox"/> | YOUTH & EDUCATION SERVICES BOARD | <input type="checkbox"/>            |
| CITIZENS BUDGET AND OVERSIGHT BOARD     | <input type="checkbox"/> |                                  |                                     |

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO  (Attach copy of Voter Registration Card)

### PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

The Webb family has been in the construction business since the 1950's and I have worked for the company since 1970. We have designed and built over 200 buildings in Florida in the past 60 plus years. Currently a member of the North Dade Rotary - served as Previous Past President. Family is founding member of the North Dade Regional Chamber - currently serving as Chair of the Board.

### PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

As a native of Florida and a long-term resident of North Bay Village, I have a desire to ensure that our community remains one of the premiere addresses in South Florida. As both a licensed General Contractor and Real Estate Agent, I bring first hand knowledge of the current climate and trends. I have a genuine concern for the future of our community as I plan to continue living here.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

and the median strips, including both privately owned and publicly owned property.

- (2) Determine the existence of alleged violations of law which adversely affect the aesthetics of the City.
- (3) Entertain complaints from citizens regarding existence of conditions which are detrimental to the aesthetic values and quality of life of the City.
- (4) To file a report of its activities with the City Commission and the City Manager, including the recommendations to the Commission for the beautification of the City at least once per year.

(Ord. No. 04-04, 2-17-04; Ord. No. 04-12, 6-8-04; Ord. No. 05-04, 3-15-05)

#### § 32.16 Officers.

The Community Enhancement Board shall annually, each by majority vote, elect one of its members as Chairman and one of its members as Vice-Chairman. The Chairman shall chair the meetings of the Board, and shall be the representative of the Board to the City Manager and the City Commission. In the case of the absence of the Chairman at any meetings, the Vice-Chairman shall act in his stead. The City Manager is directed and authorized to furnish, supply, and make available to the Board suitable and proper accommodations for the transactions of the business of the Board. The Board shall designate its own secretary and the Secretary shall make and furnish minutes of the Board's meetings and shall report to the City Manager as to the attendance of the meeting and submit the minutes of its meetings to the City Manager monthly.

(Ord. No. 04-04, 2-17-04; Ord. No. 04-12, 6-8-04)

#### § 32.17 Meetings; quorum; voting period.

(A) The Community Enhancement Board shall hold regular monthly meetings at such time and place as the Board may determine and may hold special meetings at any other time. All meetings shall be publicly noticed to residents, homeowners, and property owners by publication on the City's bulletin boards. In the event that the Chairperson shall fail to call a special meeting, upon

request of any member of the Board, a special meeting shall be held upon written call of two other members of the Board mailed three days prior to the called meeting.

(B) All meetings of the Board shall be open to the public and four members shall constitute a quorum.

(C) A majority vote of the Board shall be required on all recommendations made to the City Commission.

(Ord. No. 04-04, 2-17-04; Ord. No. 04-12, 6-8-04)

### CIVIL SERVICE BOARD

#### § 32.20 Establishment.

For provisions concerning the Civil Service Board, see § 33.021.

### PLANNING AND ZONING BOARD

#### § 32.30 Creation; members.

(A) Created; composition. A Planning & Zoning Board is hereby created which shall be composed of five members to be appointed by the City Commission. The Board shall be composed of one member from North Bay Island, one member from Harbor Island, one member from Treasure Island and two at-large members.

(B) Qualifications of members. The members of the Board shall be appointed and shall be qualified electors of the city as defined in the Charter, and shall also be and remain during their respective terms of office, residents of the City.

(C) Terms, vacancies, removal from office. The original members of the Board shall be appointed by the City Commission at the meeting in which this section is finally adopted. Members of the Board shall be appointed by the city Commission for a term of two years.

(D) Participation of ex officio members. The Mayor and the City Manager shall serve as ex officio members of the Planning and Zoning Board; however, their participation in matters before the Board shall be limited to discussion and their

presence shall not constitute a quorum in the absence of other members, nor shall they be entitled to vote or otherwise participate in making recommendations to the City Commission. (1964 Code, § 2-40; Ord. 186, passed 6-2-65; Am. Ord. 275, passed 8-18-76; Ord. No. 04-15, 7-27-04)

**State law reference**—Municipal planning and zoning, see § 163.01 et seq., Fla. Stats.

### § 32.31 Vacancy.

In the event that a vacancy shall occur on the Planning and Zoning Board by reason of resignation, removal, death, or for any other reason, a successor shall be appointed to fill the unexpired term of the member. Any member may be removed from office by the City Commission upon majority vote of the Commission.

(1964 Code, § 2-40(c); Ord. 186, passed 6-2-65; Am. Ord. 275, passed 8-18-76)

### § 32.32 Officers.

The Planning and Zoning Board shall annually, each by majority vote, elect one of its members as Chairman and one of its members as Vice-Chairman. At all meetings the Vice-Chairman, in case of the absence of the Chairman, shall act in his stead. The Board shall designate its own Secretary and professional advisors, the compensation thereof to be fixed by the City Commission. (1964 Code, § 2-40(d); Ord. 186, passed 6-2-65; Am. Ord. 275, passed 8-18-76)

### § 32.33 Meetings.

The Planning and Zoning Board shall hold regular meetings at such time and place as the Mayor and Commission may establish by Resolution and may hold special meetings at any other time on written call of the Chairman, mailed three days prior to the called meeting. Notices of all meetings shall be sent to residents, home owners, and property owners in accordance with the current practice of the City Clerk in noticing meetings of the City Commission. In the event that the Chairman shall fail to call a special meeting, upon request of any member of the Board, a special meeting shall be held upon written call of two other members of the Board mailed three days prior to the called meeting. All meetings of the Board shall be open to the public

and three members shall constitute a quorum. A majority vote of the Board shall be required on all recommendations made to the City Commission. (1964 Code, § 2-40(e); Ord. 186, passed 6-2-65; Am. Ord. 275, passed 8-18-76; Ord. No. 01-03, § 1, 3-27-01)

### § 32.34 Powers; rules and regulations.

(A) The Planning and Zoning Board shall have the authority and duties set forth in § 152.101.

(B) The Board shall adopt its own rules and regulations and rules of procedure including but not limited to rules and regulations in connection with the processing of applications for variances. (1964 Code, § 2-40(f) and (g); Ord. 186, passed 6-2-65; Am. Ord. 275, passed 8-18-76)

## POLICE DEPARTMENT

### § 32.40 Arrests without warrant.

Any officer of the City may arrest, without a warrant, any person committing a crime against the state, in his sight or presence, whether it be an offense against the City or not. The arrested person shall be held for the Sheriff of Dade County.

(1964 Code, § 15-7; Ord. 2, passed 8-9-45)

### § 32.41 Searches.

Any officer of the City may enter upon premises without a warrant if he observes an offense committed thereon or a fugitive flee thereto; otherwise he shall enter only with a search warrant to be issued by the judge of the appropriate court upon affidavit of reasonable cause existing to believe an offense has been or is being committed on the premises or that a fugitive from justice is on the premises. The warrant shall describe the premises briefly and may be served either by day or by night.

(1964 Code, § 15-8; Ord. 2, passed 8-9-45)

### § 32.42 Salary incentive program.

(A) The standards under § 943.22, Fla. Stats., are hereby incorporated by reference as if fully set forth herein.

(1964 Code, § 15-9; Ord. 241, passed 5-24-72)

avoid spot zoning, spot zoning, for the purposes of these regulations, is defined as having one or more of the following characteristics:

- (a) Individuals seeking to have property rezoned for their private use, with the application showing little or no evidence of consideration of the general welfare of the public, the effect on the surrounding property (including adequate buffers), whether all uses permitted in the classification sought are appropriate to the location proposed, or conformity to the comprehensive master plan or to generally accepted comprehensive planning and zoning principles (including alterations to the population density patterns and increase of load on utilities, schools, and traffic).
  - (b) The amount of land involved is small (one acre or less).
  - (c) The proposed rezoning would grant privileges not generally extended to property similarly located in the area.
- (2) No proposed zoning amendment shall be approved unless:
- (a) The proposed amendment will place all property similarly situated in the area in the same category, or in appropriate complementary categories.
  - (b) There is a convincing demonstration that all uses permitted under the proposed district classification would be in the general public interest, and not merely in the interest of an individual or small group of people.
  - (c) There is a convincing demonstration that all uses permitted under the proposed district classification would be appropriate in the area included in the proposed change. (When a new district designation is assigned, any use permitted in the district is allowable, so long as it meets district

requirements, and not merely uses which an applicant states he intends to make of the property involved).

- (d) There is convincing evidence that the character of the neighborhood will not be materially and adversely affected by any use permitted in the proposed change.
- (e) The proposed change is in accord with the comprehensive master plan and sound comprehensive planning and zoning principles.

(C) Reconsideration of district boundary changes. When a proposed change in district boundaries has been acted upon by the Village Commission and disapproved or failed of passage, such proposed change, in the same or substantially similar form, shall not be reconsidered by the Village Commission for a period of at least six months following the date of such action. (Ord., passed 4-1-83)

**§ 152.101 Planning and zoning board; authority and duties.**

(A) The Planning and Zoning Board as established in §§ 32.30 through 32.34 shall have the authority and duty to consider, act upon, and recommend to the Village Commission as to all petitions for amendments, changes, or supplements to these regulations; variances or special exceptions thereto; amendments; changes in the district boundaries of the Zoning District Map; or petitions appealing an administrative decision. The Board shall also have the power to study and recommend to the Village Commission on all matters within the general purview of comprehensive planning and zoning.

(B) Periodic review. It shall also be the duty of the Planning and Zoning Board, in cooperation with the Village Attorney, to continuously review the provisions of these regulations, the comprehensive master plan, and the Zoning District Map to offer recommendations for the improvement thereof to the Village Commission. At maximum intervals of five years, these regulations, the comprehensive master plan, and the Zoning District Map shall also be subject to a comprehensive review and a report thereof, with recommenda-

tions submitted jointly by the planning and Zoning Board and the Village Attorney, and shall be presented to the Village Commission at a public meeting.

(C) Decisions.

- (1) All recommendations of the planning and Zoning Board shall be made by motion at a public hearing of the Board. Any member who has a special financial interest, direct or indirect, shall make that interest known and shall abstain from participation therein in any manner. Willful violation of this provision shall constitute malfeasance in office and shall render the action voidable by the Village Commission. No action shall be taken without a quorum, and majority vote of those present shall prevail.
- (2) The Village Clerk shall forward copies of all petitions to the Planning and Zoning Board, at least two weeks prior to the public hearing called for any such petition. The Planning and Zoning Board, or any of its members, may inspect the premises and area under consideration. Prior to making its recommendation the Board shall consider the written recommendations thereon of the Building Official and Plan Examiner.
- (3) After the public hearing, the report and recommendation of the Planning and Zoning Board shall be transmitted in writing to the Village Commission as a part of the record. The report of the Planning and Zoning Board shall include a recommendation on each and every request by the petitioner, but shall not be necessarily limited by the scope of the petition.

(Ord., passed 4-1-83)

**Cross reference**—Establishment, organization of Planning and Zoning Board, §§ 32.30—32.34.

**§ 152.102 Action by Village Commission.**

(A) If an application is before the Village Commission pursuant to this subchapter, accompanied by a Planning and Zoning Board recommendation, the Commission shall have authority to consider and take final action upon any and all

matters and requests contained in the application, any other provisions in this subchapter to the contrary notwithstanding. In making any final decision, the Commission shall be guided by these regulations and the purposes thereof stated in § 152.107 of this subchapter, and by sound comprehensive planning and zoning principles, and may take any action within the confines of such guides and standards. The action of the Commission may impose conditions or be more restrictive than any petition being considered. No further variances may be granted without prior notice and hearing before the Planning and Zoning Board. When any final action has been taken by the Village Commission, its record together with a certified copy of its minutes and the motion pertaining to such action shall be transmitted to the Building Official and Plan Examiner, and shall be open to the public for inspection during the normal hours of business for Village Hall.

(B) Before action is taken by the Village Commission on any petition, the Commission shall consider the recommendations and reports of the Planning and Zoning Board and of the Building Official and Plan Examiner.

(C) If a written protest against an amendment, supplement, change, variance, or special use exception is filed with the Village Clerk, signed by the owners of 50% or more within 500 feet of the perimeter of the property being considered, or if the Planning and Zoning Board recommends, after a public hearing as described above, that the proposed amendment, supplement, change, variance, or special use exception be disapproved by a unanimous vote of the full Planning and Zoning Board, such amendment, supplement, change, variance, or special use exception shall not become effective except by a favorable vote of at least 4/5 of a all of the members of the Village Commission.

(Ord., passed 4-1-83)

**§ 152.103 Lapse of special exception or variance.**

After the Village Commission has approved a special use exception or granted a variance, the special use exception or variance so approved or granted shall lapse after the expiration of one

year, measured from the date of final Commission action, if no substantial construction or change of use has taken place in accordance with the plans for which the special use exception or variance was granted.

(Ord., passed 4-1-83)

**§ 152.104 Exhaustion of remedies; court review.**

(A) No person aggrieved by any zoning resolution order, requirement, decision, or determination of an administrative official or by any decision of the Planning and Zoning a Board may apply to the court for relief unless he has first exhausted the remedies provided for herein and taken all available steps provided in this subchapter. It is the intention of the Village Commission that all steps provided by this subchapter shall be taken before any application is made to the court for relief; and no application shall be made to the court for relief except from resolution adopted by the Village Commission pursuant to this subchapter.

(B) Zoning resolutions of the Village Commission shall be reviewed by the filing of a petition for writ of certiorari in the Circuit Court of the Eleventh Judicial Circuit in and for Dade County, Florida, in accordance with the procedure and within the time provided by the Florida Appellate Rules for the review of the rulings of any commission or board. Such time shall commence to run from the date the zoning resolution sought to be reviewed is transmitted to the Village Clerk. For the purposes of a certiorari the Village Clerk shall make available for public inspection and copying, the record upon which each final decision of the Village Commission is based; however, the Village Clerk shall make a reasonable charge commensurate with the cost in the event the Village is able to and does furnish copies of all or any portion of the record. Prior to certifying a copy of any record or portion thereof, the Village Clerk or her designee shall make all necessary corrections in order that the copy is a true and correct copy of the record, or those portions requested, and shall make a charge as provided.  
(Ord., passed 4-1-83)

**§ 152.105 Permits, plans, models and specifications fees.**

(A) *Permits.*

- (1) No building shall be erected, constructed, altered, moved, converted, extended, or enlarged except in conformity with the provisions of the building and zoning regulations of the Village and the Florida Building Code, and where governed by Miami-Dade County or state laws, shall have the prior approval of the appropriate county or state official. The Building Official and Plan Examiner shall certify that the plans and specifications (submitted in accordance with division (B) of this section) meet all of the requirements of the above-mentioned regulations prior to issuance of a building permit.
  - (a) No temporary building permits are to be issued for the structure, based on incomplete plans, which leave open to question whether or not all regulations are being met.
  - (b) If the plans and specifications require variances or special use exceptions, such variances or special use exceptions shall have prior approval of the Village Commission at a public hearing. No permit shall be valid unless the Building Official has first received and reviewed the decisions of the Village Commission and determined that the complete plans are in conformance therewith.
- (2) If charges are to be made after issuance of a building permit which affect the size, location, or type of use of the building, structure, or property, such changes shall be shown and submitted in corrected copies of the plans and specifications. The changes shall not be made in the building, structure, or property until the corrected plans and specifications have been certified by the Building Official as also having met all requirements of the regulations.
- (3) No building permit lawfully issued by the Building Official prior to the effective date of these regulations or of any amend-



## North Bay Village

Administrative Offices

1700 Kennedy Causeway, Suite 132 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### RECOMMENDATION MEMORANDUM

**DATE:** May 2, 2014

**TO:** Mayor Connie Leon Kreps  
 Vice-Mayor Eddie Lim  
 Commissioner Dr. Richard Chervony  
 Commissioner Jorge Gonzalez  
 Commissioner Wendy Duvall

**RECOMMENDED BY STAFF/COMMISSIONER:**

Frank K. Rollason  
 Village Manager

**PRESENTED BY STAFF:**

Yvonne P. Hamilton, CMC  
 Village Clerk

**SUBJECT:** Appointment of Members to the Youth & Education Services Board

**RECOMMENDATION:**

It is recommended that the Village Commission consider appointing the following members to the Youth & Education Services Board and to the North Bay Scholarship Committee:

1. Serafin Gomez, 7501 E. Treasure Drive, #2C  
 (Fox News-1666 Kennedy Causeway, #703)
2. Rosa Neely, 7901 Hispanola Avenue

Members shall reside at any location within the Village.

The term of the Board shall be concurrent with the regular scheduled election of November 4, 2014.

Mayor  
 Connie Leon-Kreps

Vice Mayor  
 Eddie Lim

Commissioner  
 Dr. Richard Chervony

Commissioner  
 Wendy Duvall

Commissioner  
 Jorge Gonzalez

**BACKGROUND:**

Alex Funkhouser, of 7552 Hispanola Avenue and Ana Fonseca, of 7928 West Drive, currently serve on the five-member Board. Ms. Fonseca has the professional educational background required for the one member of the Committee.

At its meeting held on March 11, 2014, the Village Commission established the North Bay Village Scholarship Committee with Deputy Village Manager/HR Director and the two existing members of the Youth & Education Services Board to assist with the process of evaluating the applications. Staff recommends that the Village Commission also appoint these two candidates, should they be selected.

**BUDGETARY IMPACT:**

There is no impact to the budget for appointing the members.

**PERSONNEL IMPACT:**

Village Staff will attend the meetings.

**CONTACT:**

Frank K. Rollason, Village Manager  
Yvonne P. Hamilton, Village Clerk



# North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### BOARD/COMMITTEE APPLICATION

NAME Serafin Daniel "Fen" Gomez TELEPHONE # 786-218-5669  
 MAILING ADDRESS 1666 Kennedy Causeway, Suite 203, North Bay Village, FL 33141  
 VILLAGE RESIDENT:  YES  NO HOW MANY YEARS Nov 2013

BUSINESS OWNER: YES  NO  PAST OR PRESENT \_\_\_\_\_

NAME AND ADDRESS OF BUSINESS Fox News Channel Miami Bureau  
1666 7th St Causeway, #203, North Bay Village, FL 33141

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? I have worked here since 2009.

#### CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

- |   |                                     |                                  |                                     |
|---|-------------------------------------|----------------------------------|-------------------------------------|
| ANIMAL CONTROL ADVISORY COMMITTEE       | <input type="checkbox"/>            | COMMUNITY ENHANCEMENT BOARD      | <input type="checkbox"/>            |
| ARTS, CULTURAL & SPECIAL EVENTS BOARD   | <input type="checkbox"/>            | PLANNING & ZONING BOARD          | <input type="checkbox"/>            |
| BUSINESS DEVELOPMENT ADVISORY COMMITTEE | <input checked="" type="checkbox"/> | YOUTH & EDUCATION SERVICES BOARD | <input checked="" type="checkbox"/> |
| CITIZENS BUDGET AND OVERSIGHT BOARD     | <input type="checkbox"/>            |                                  |                                     |

ARE YOU AVAILABLE FOR EVENING MEETINGS?  YES  NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER?  YES  NO (Attach copy of Voter Registration Card)

#### PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

see attached document

---



---



---



---

#### PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

see attached document

---



---



---



---

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

## **Gomez, Serafin**

---

I have been an journalist and producer for Fox News Channel since 2005. During that time, I have been political campaign reporter during the 2008 and 2012 presidential election cycles, covering presidential campaigns that include the Obama for President, the Mitt Romney for President, & John McCain for President as well as 8 others. Since my time in Florida, I have covered Sen. Marco Rubio for Senate campaign in 2010 and Gov. Rick Scott's gubernatorial campaign as well. I have had the pleasure to interview or produce interviews for all the following people. I As a producer for ABC News, my experience including being the congressional producer and covered Capitol Hill for that network in Washington DC. I continue to be a writer and senior contributor to Fox News Latino, and I continue to cover Florida politics for my job. Since my youth growing up in DC, my family and I have always done charity and volunteer work. We were resolute in our belief that in order to express our gratitude for the community we belonged to, we had to give back. I have tutored inner city kids, I have raised thousands for charity organizations and I have always tried to be a productive member of society.

My work experience, I believe, shows that I understand and know politics and legislation well. But frankly, my most important work service, I think, is that I work and live in North Bay Village, FL. I just officially moved here in November 2013 but I have worked here at the Fox News Channel Miami Bureau since 2009. More than anything, I want to give back to my community and be of service to the city that I truly enjoy and love. I just want to help!

Serafin Gomez  
Miami Bureau Producer  
Fox News Channel  
1666 79 St Causeway, Suite 203  
North Bay Village, FL 33141  
305-496-3855(C)  
305-866-8007(W)



# North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### BOARD/COMMITTEE APPLICATION

NAME Rosa Neely TELEPHONE # 305-431-7836  
 MAILING ADDRESS 7901 Hispanola Ave. # 904, N. Bay Village, FL 33141  
 VILLAGE RESIDENT: YES  NO  HOW MANY YEARS 8  
 BUSINESS OWNER: YES  NO  PAST OR PRESENT   
 NAME AND ADDRESS OF BUSINESS \_\_\_\_\_

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? \_\_\_\_\_

#### CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

- ANIMAL CONTROL ADVISORY COMMITTEE
- ARTS, CULTURAL & SPECIAL EVENTS BOARD
- BUSINESS DEVELOPMENT ADVISORY COMMITTEE
- CITIZENS BUDGET AND OVERSIGHT BOARD
- COMMUNITY ENHANCEMENT BOARD
- PLANNING & ZONING BOARD
- YOUTH & EDUCATION SERVICES BOARD

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO   
 HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO   
 HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO   
 ARE YOU A REGISTERED VOTER? YES  NO  (Attach copy of Voter Registration Card)

#### PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

I have previously been on the Youth Board for NBV and am currently on the Quality Education Board for Miami Beach (Representing NBV and Treasure Island Elementary). I also am PTA President at Treasure Island Elementary and President of the Headstart Program for MPCPS at TIES. Also finally, I am on the Healthcare Task Force for the Miami Beach Feeder Schools representing NBV & TIES.

#### PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

I feel I can contribute because not only am I a parent but because of the various positions I have I am aware of the needs & issues other parents face and have daily in NBV. Also I have a wealth of information I receive from all these other committees & associations that can benefit our board & residents.

Mayor: Connie Leon-Kreps      Vice Mayor: Eddie Lim      Commissioner: Dr. Richard Chervony      Commissioner: Wendy Duvall      Commissioner: Jorge Gonzalez

**ORDINANCE NO. 2013-01**

**AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32 "DEPARTMENTS AND BOARDS," OF THE VILLAGE CODE OF ORDINANCES TO CHANGE THE 'YOUTH SERVICES BOARD' TO THE 'YOUTH AND EDUCATION SERVICES BOARD' AND TO REVISE THE REQUIREMENTS AND DUTIES OF THE BOARD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)**

**WHEREAS**, the Village Commission of the North Bay Village (the "Village") recognizes that changes to the adopted Code of Ordinances are periodically necessary in order to ensure that the Village's regulations are current and consistent with the needs of the Village and its residents; and

**WHEREAS**, the Village is currently working with the Miami Dade County School Board to implement the International Baccalaureate (IB) Program at Treasure Island Elementary School; and

**WHEREAS**, the Village desires to expand the duties and scope of the Youth Services Board to include involvement with the Village's educational services and coordination with the IB Program; and

**WHEREAS**, the Village Commission finds that the Youth Services Board should be renamed as the Youth and Education Services Board to more accurately reflect the purpose of the Board; and

**WHEREAS**, the Village Commission hereby finds and declares that adoption of this Ordinance is necessary, appropriate, and advances the public interest.

**NOW, THEREFORE, BE IT ENACTED BY THE VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** Each of the above stated recitals is true and correct and incorporated herein by this reference.

**Section 2. Village Code Amended.** That Chapter 32 “Departments and Boards” of North Bay Village Code of Ordinances is hereby amended to read as follows:<sup>1</sup>

**§ 32.66 - Youth and Education Services Board.**

A Youth and Education Services Board is hereby created which shall be composed of five (5) members appointed by the City Village Commission to serve at the pleasure of the Commission without compensation. Each member shall be appointed by a majority vote of the City Village Commission.

**§ 32.67 - Qualification of members.**

The members of the Youth and Education Services Board shall be appointed with one member having a professional background in education and shall be at least fifteen (15) years in age and shall also be and remain during their respective terms of office, residents of the City Village.

Minors between the ages of fifteen (15)—seventeen (17) must obtain parental consent and must be accompanied to the meeting by a parent.

**§ 32.68 - Terms; vacancies; removal from office.**

- (A) Members of the Board shall be appointed by the City Village Commission for a term of two years to coincide with the city's Village's general election. In the event that a vacancy shall occur on the Board by reason of resignation, removal, death, or for any other reason, a successor shall be appointed to fill the unexpired term for such member.
- (B) Any member may be removed from the office by the Commission upon majority vote of the Commission.

**§ 32.69 - Officers.**

The Youth and Education Services Board shall annually, each by majority vote, elect one (1) of its members as Chairman and one (1) of its members as Vice-Chairman. The Chairman shall chair the meetings of the Board, and shall be the representative of the Board to the City Village Manager and City Village Commission. In the case of the absence of the Chairman at any meetings, the Vice-Chairman shall act in his stead.

---

<sup>1</sup> Additions to existing Village code text are shown by underline; deletions from existing Village code text are shown by ~~strikethrough~~.

The City Village Manager is directed and authorized to furnish, supply, and make available to the Board suitable and proper accommodations for the transactions of the business of the Board. The Board shall designate its own Secretary and the Secretary shall make and furnish minutes of the Board's meetings and shall report to the City-Village Manager as to the attendance of the meeting and submit the minutes of its meetings to the City-Village Manager no later than two (2) weeks after each meeting.

**§ 32.70 - Meetings; quorum; voting period.**

- (A) The Youth and Education Services Board shall hold regular monthly meetings at such time and place as the Board may determine and may hold special meetings at any other time. All meetings shall be open to the public. All meetings shall be publicly noticed to residents, homeowners, and property owners in accordance with the current practice of the City-Village Clerk in noticing meetings of the City-Village Commission. In the event that the Chairperson shall fail to call a special meeting, upon request of any member of the Board, a special meeting shall be held upon written call of two (2) other members of the Board mailed three (3) days prior to the called meeting.
- (B) All meetings of the Board shall be open to the public and three (3) members shall constitute a quorum.
- (C) A majority vote of the Board shall be required on all recommendations made to the City-Village Commission.

**§ 32.71 - Powers and duties.**

- (A) The Youth and Education Services Board shall be charged with the duty and responsibilities to act in an advisory capacity to the City-Village Commission and City Village Manager in matters pertaining to the needs of the children and youth in the community including:
  - (1) Recreation and park planning activities.
  - (2) Physical components of outdoor and indoor leisure, cultural and recreational activities.
  - (3) To advocate for the needs and involvement of the City's-Village's children and youth in the community.
  - (4) To promote the exchange of ideas and resources in order to better meet the needs of the children and youth in the City-Village.

- (5) To provide input and ideas as to educational programs and initiatives that affect the Village youth, including but not limited to the Treasure Island Elementary IB Program.

**Section 3. Repeal.** That all ordinances or parts of ordinances, resolutions or parts of resolutions in conflict herewith are repealed to the extent of such conflict.

**Section 4. Severability.** That the provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, and they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**Section 5. Inclusion in the Code.** That it is the intention of the Village Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of North Bay Village; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and that the word "Ordinance" shall be changed to "Section" or other appropriate word.

**Section 6. Effective Date.** That this Ordinance shall be effective immediately upon adoption on second reading.

The motion to approve the foregoing Ordinance on first reading was made by Commissioner Jorge Gonzalez, seconded by Vice Mayor Eddie Lim.

**THE VOTES WERE AS FOLLOW:**

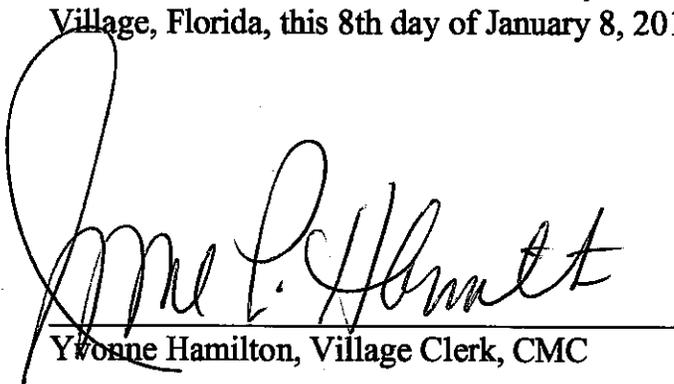
Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Yes</u>
Commissioner Wendy Duvall	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Jorge Gonzalez	<u>Yes</u>

**APPROVED ON FIRST READING** during a regular session of the Village Commission of North Bay Village this 11th day of December 2012.

**FINAL VOTE ON ADOPTION:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Wendy Duvall	<u>Yes</u>
Commissioner Jorge Gonzalez	<u>Yes</u>

**PASSED AND ENACTED** by the Village Commission of North Bay Village, Florida, this 8th day of January 8, 2013.

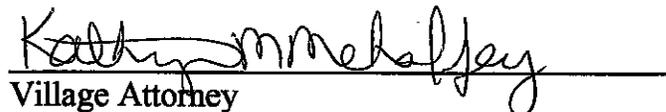


Yvonne Hamilton, Village Clerk, CMC



Connie Leon-Kreps  
Mayor

**APPROVED AS TO FORM FOR THE USE OF  
THE NORTH BAY VILLAGE ONLY:**



Kathy M. Helfman  
Village Attorney  
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.

North Bay Village Ordinance: Youth & Education Services Board



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### OFFICIAL MINUTES

#### REGULAR VILLAGE COMMISSION MEETING TREASURE ISLAND ELEMENTARY SCHOOL

NORTH BAY VILLAGE  
1666 KENNEDY CAUSEWAY, #300  
NORTH BAY VILLAGE, FL 33141

APRIL 8, 2014

7:30 P.M.

#### 1. CALL TO ORDER.

The meeting was called to order by Mayor Connie Leon-Kreps at 7:38 p.m., and she read the rules of conduct for the proceeding.

#### PLEDGE OF ALLEGIANCE

Resident Reinaldo Trujillo led the Pledge of Allegiance.

#### ROLL CALL

Present were the following:

Commissioner Richard Chervony  
Vice Mayor Eddie Lim  
Mayor Connie Leon-Kreps  
Commissioner Wendy Duvall  
Commissioner Jorge Gonzalez

Village Manager Frank K. Rollason  
Deputy Village Manager/HR Director Jenice Rosado  
Village Attorney Robert L. Switkes  
Finance Director Bert Wrains  
Public Works Director Rodney Carrero-Santana

Police Chief Robert Daniels  
Village Planner Jim LaRue  
Deputy Village Clerk Jenorgen Guillen  
Village Clerk Yvonne P. Hamilton

2. **A. PROCLAMATIONS AND AWARDS**

1. **POLICE EMPLOYEES' RECOGNITION**

Chief Daniels recognized and commended Lieutenant James McVay, Officer Frank Piega, and Officer Patrick Kennedy for putting out a fire at 1801 South Treasure Drive, #429. Officer Frank Kennedy was also recognized as Officer of the First Quarter of 2014.

2. **DISPATCH UNIT RECOGNITION**

Chief Daniels read a proclamation into the record declaring April 13-19, 2014 as National Safety Police Communication Week.

3. **OSCAR FONSECA, FULL POWER ENTERPRISES, INC.**

Mr. Fonseca was recognized for donating palm trees to the Village.

**B. SPECIAL PRESENTATIONS**

1. **MIAMI-DADE COUNTY ANIMAL SERVICES**

Cathy Lebrada, Chief of Operations and Michael Leiva, of Miami-Dade County Animal Services addressed the Commission about the services offered by the agency.

2. **FY 2013 AUDITED FINANCIAL STATEMENTS**

Ken Smith, of Keefe McCullough, Village Auditors, presented the audit report for FY 2012-2013.

**3. GFOA BUDGET AWARD PRESENTATION**

Alfredo Riverol, Chief Financial Officer, of City of South Miami, presented to the Village a Certificate of Achievement for Excellence in Financial Reporting for Fiscal Year 2013.

**4. NORTH BAY VILLAGE OPTIMIST CLUB**

Doris Acosta, President of the Optimist Club, addressed the Commission and requested \$3,500 to partner with the Village in publishing the North Bay Village Community Directory.

The Mayor opened the floor to public comments.

Gudrin Volker, of 7517 Cutlass Avenue and Ann Bakst, of 1865 Kennedy Causeway, addressed the Commission.

Commissioner Jorge Gonzalez made a motion for the Village to donate \$3,500 to the Optimist Club to assist in publishing the North Bay Village Community Directory. Vice Mayor Eddie Lim seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, and Commissioner Jorge Gonzalez all voting Yes.

Vice Mayor Eddie Lim suggested using \$3,500 from the funds appropriated for the IB program for publication of the Community Directory.

**C. ADDITIONS AND DELETIONS**

Commissioner Richard Chervony requested that Item 10C be removed from the Consent Agenda to be addressed separately. Village Clerk Yvonne P. Hamilton requested that Item 14A be tabled at the request of the applicant.

**3. GOOD & WELFARE**

Commissioner Sally Heyman addressed the Commission. She introduced her new assistant, Alexis Moseley.

Jane Blake, of 7601 Coquina Drive, Ann Bakst, of 1865 Kennedy Causeway, Gudrin Volker, of 7517 Cutlass Avenue, Benjia Morgenstern, of 7830 Miami View Drive, Al Blake, of 7601 Coquina Drive, Captain Joe, Business Owner at 7904 West Drive Marina, Fane Lozman, and Joe Pelayo, representative and Officer Rey Marabotto, President of the Fraternal Order of Police (FOP) addressed the Commission.

The Mayor later re-opened the Good & Welfare session, and Mercedes Aguilar, of 7401 Center Bay Drive, addressed the Commission with concerns regarding the quality of service at Trio's on the Bay.

**4. BOARD REPORTS**

**A. CITIZENS BUDGET & OVERSIGHT BOARD**

A report was not provided.

**B. COMMUNITY ENHANCEMENT BOARD**

Chair Andreana Jackson reported on the March 25, 2014 meeting.

**C. PLANNING & ZONING BOARD**

Chair Reinaldo Trujillo reported on the March 18, 2014 meeting.

**5. PUBLIC SAFETY DISCUSSION**

Chief Robert Daniels presented the report.

6. **COMMISSIONERS' REPORTS**

Commissioner Richard Chervony, Vice Mayor Eddie Lim, Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, and Mayor Connie Leon-Kreps gave verbal reports.

Without objection, Commissioner Gonzalez requested that a report from the grant writer be included in the agenda package of the monthly Commission Meetings.

7. **VILLAGE ATTORNEY'S REPORT**

Village Attorney Robert L. Switkes gave a verbal report.

8. **VILLAGE MANAGER'S REPORT**

The Village Manager Frank K. Rollason discussed his written report which was included in the agenda package.

Commissioner Richard Chervony made a motion authorizing the Village Manager to move forward with pursuing funding options for the infrastructure project. Commissioner Jorge Gonzalez seconded the motion which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony all voted Yes.

9. **FINANCE REPORT**

Finance Director Bert Wrains discussed the financial report for the period ending February 28, 2014.

10. **CONSENT AGENDA: Matters on the Consent Agenda are self-explanatory and are not expected to require discussion or review. Items will be enacted by one motion. If discussion is desired by any member of the Commission, that item must be removed from the Consent Agenda and will be considered separately.**

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN NORTH BAY VILLAGE AND THE FLORIDA STATE LODGE, FRATERNAL ORDER OF POLICE FOR THE TERM OF OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2015; AUTHORIZING APPROPRIATION OF FUNDS FROM THE UNASSIGNED FUND BALANCE TO COVER EXPENSES ASSOCIATED WITH THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH MIAMI-DADE COUNTY TO UTILIZE THE COUNTY'S 700/800 MHZ REGIONAL RADIO SYSTEM FOR LAW ENFORCEMENT VOICE COMMUNICATON; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, SETTLING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST RACHEL DUGGER OF 7401 BEACH VIEW DRIVE, NORTH BAY VILLAGE, FLORIDA; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS OF THE SETTLEMENT; TO EXECUTE AND FILE ANY REQUIRED DOCUMENTS WITH THE CLERK OF COURT; AND PROVIDING FOR AN EFFECTIVE DATE.**

Commissioner Richard Chervony moved to approve the Consent Agenda items. Commissioner Wendy Duvall seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony all voting Yes.

At the request of Commissioner Richard Chervony, Item 10C was removed from the Consent Agenda to be addressed separately.

**10C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE TRANSFER OF \$20,000 FROM THE UNRESERVED FUND BALANCE ACCOUNT TO THE GENERAL INSURANCE ACCOUNT TO PAY THE INSURANCE DEDUCTIBLE TO THE FLORIDA LEAGUE OF CITIES FOR SETTLEMENT PURPOSES IN THE MATTER OF NAYDA ACROS; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

The Village Attorney Robert Switkes made a brief presentation on the item concerning the Florida League of Cities settling the case without notification to the Village.

The Mayor opened the floor to public comments.

Ann Bakst, of 1865 Kennedy Causeway, addressed the Commission.

There being no further speakers, the Mayor closed the floor to public comments.

Commissioner Richard Chervony moved to approve the Resolution, and Commissioner Jorge Gonzalez seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony all voting Yes.

Commissioner Richard Chervony made a motion for the Village Attorney to notify the Florida League of Cities that in light of its contractual relationship with the Village, when a deductible is involved in the settlement of a case, information must be provided to the Village Commission prior to conclusion of the resolution of the case, so that the Commission can pass a Resolution, not post settlement. Commissioner Wendy Duvall seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor

Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony all voting Yes.

**11. PLANNING & ZONING CONSENT AGENDA**

**No Items.**

**12. ORDINANCES FOR FIRST READING AND RESOLUTIONS**

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, CREATING A PROPERTY ASSESSED CLEAN ENERGY PROGRAM AND JOINING THE TOWN OF BAY HARBOR ISLANDS, THE TOWN OF SURFSIDE, AND THE VILLAGE OF BISCAYNE PARK IN CREATING THE CLEAN ENERGY COASTAL CORRIDOR PROGRAM IN ACCORDANCE WITH SECTION 163.08, FLORIDA STATUTES; ADOPTING AN INTERLOCAL AGREEMENT PURSUANT TO SECTION 163.01, FLORIDA STATUTES, RELATING TO THE CORRIDOR; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER JORGE GONZALEZ)**

The Village Clerk read the Resolution by title.

Mr. Joe Spector, Vice President of Operations, of Ygrene Energy Fund Florida, LLC presented the item to the Commission.

The Mayor opened the floor to public comments.

Mario Garcia, of 7540 Cutlass Avenue and Reinaldo Trujillo, 7601 E. Treasure Drive addressed the Commission.

There being no further speakers, the Mayor closed the public hearing.

Discussion ensued on the merits of the program and the need for a workshop to obtain more information.

Mayor Connie Leon-Kreps moved to table the item. Commissioner Wendy Duvall seconded the motion, which was adopted by a 4-1 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, and Mayor Connie Leon-Kreps all voting Yes. Commissioner Jorge Gonzalez voted No.

**B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE EXPENDITURE OF POLICE IMPACT FEES; MAKING APPROPRIATIONS IN THE FY 2013 BUDGET; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

Village Manager Frank K. Rollason made a brief presentation on the item.

Commissioner Wendy Duvall made a motion to approve the Resolution, and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments.

Reinaldo Trujillo, of 7601 E. Treasure Drive distributed an article from the September 15, 2013 edition of the *Miami Herald* pertaining to North Miami Beach Smart Water Program.

Mario Garcia, of 7540 Cutlass Avenue, addressed the Commission.

There being no further speakers, the Mayor closed the Public Hearing.

The motion to approve the Resolution was adopted by a 4-1 roll call vote. The vote was as follows: Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Wendy Duvall all voting Yes. Commissioner Richard Chervony voted No.

It was clarified that the expenditures would occur in the 2013 Budget Year.

**13. PUBLIC HEARINGS INCLUDING ORDINANCES FOR SECOND READING:**

- A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, SETTING THE QUALIFYING DATES FOR THE NOVEMBER 4, 2014 GENERAL ELECTION AS PROVIDED FOR UNDER CHAPTER 100, SECTION 100.3605(2) OF THE FLORIDA STATUTES; PROVIDING DIRECTIONS FOR THE VILLAGE CLERK; PROVIDING FOR REPEALER, PROVIDING FOR SEVERABILITY, PROVIDING FOR CONFLICTING ORDINANCES OR RESOLUTIONS; AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON) – FINAL READING**

The Village Clerk read the Ordinance by caption.

Commissioner Richard Chervony made a motion to approve the Ordinance on second reading, and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments, and there being no speakers she closed the Public Hearing.

The motion to approve the Ordinance was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony all voting Yes.

- H. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY WILLIAM C. WEBB, JR. FOR A VARIANCE PURSUANT TO SECTION 152.097 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES IN CONNECTION WITH THE REDEVELOPMENT OF A SINGLE-FAMILY STRUCTURE AT 1357 BAY TERRACE TO PERMIT A BUILDING HEIGHT OF 29.5 FEET ABOVE FEMA BASE FLOOD ELEVATION, WHERE 25 FEET IS ALLOWED; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

The Village Clerk read the Resolution by title.

Village Planner, Jim LaRue, LaRue Planning & Management, Services, Inc. provided the Staff Report.

Commissioner Jorge Gonzalez made a motion to approve the Resolution, and Commissioner Richard Chervony seconded the motion.

The Mayor opened the floor to public hearing.

The applicant William Webb and his architect, Adam Henry addressed the Commission.

There being no further speakers, the Mayor closed the public hearing.

The votes on the motion to approve the Resolution carried 5-0 on a roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, and Commissioner Jorge Gonzalez all voting Yes.

- I. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY HOLGER PIENING AND ANDREA FRANKE FOR A VARIANCE PURSUANT TO SECTION 152.0971 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO PERMIT THE SWIMMING POOL EQUIPMENT TO ENCROACH 4 FEET INTO THE REQUIRED 7.5 FOOT SIDE INTERIOR SETBACK AT 1700 SOUTH TREASURE DRIVE; PROVIDING FINDINGS; PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**
  
- J. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILALGE, FLORIDA, APPROVING A REQUEST BY HOLGER PIENING AND ANDREA FRANKE FOR A VARIANCE PURSUANT TO SECTION 152.097 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO PERMIT A 3.5 FOOT SIDE-YARD INTERIOR SETBACK FOR THE CONSTRUCTION OF STEPS AND LANDING LEADING FROM THE SWIMMING POOL DECK AT 1700 SOUTH TREASURE DRIVE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

The Village Clerk read the items 13I and 13J into the record.

Village Planner Jim LaRue, of LaRue Planning & Services Management, Inc., presented the Staff Reports for Items 13I and 13J simultaneously.

The Mayor opened the floor to public comments

There being no further speakers, the Mayor closed the public hearing.

Commissioner Jorge Gonzalez made a motion to approve the Resolution (Item 13I). Commissioner Wendy Duvall seconded the motion, which was adopted by a 5-0 on a roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, and Commissioner Jorge Gonzalez all voting Yes.

Commissioner Richard Chervony made a motion to approve the Resolution (Item 13J) with the condition that the applicant installs an open railing around the steps. Commissioner Jorge Gonzalez seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony all voting Yes.

At this time, Commissioner Gonzalez made a motion to hold a workshop to further discuss the PACE program. Vice Mayor Eddie Lim seconded the motion, which was adopted by a 4-1 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall all voting Yes. Commissioner Jorge Gonzalez voted No.

**K. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY KAUKUTA SAINT FOR A VARIANCE PURSUANT TO SECTION 152.097 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW A GENERATOR TO ENCROACH FOUR FEET INTO THE REQUIRED TEN-FOOT SIDE-YARD SETBACK AT 7441 CENTER BAY DRIVE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

The Village Clerk read the items 13K and 13L into the record.

Village Planner Jim LaRue, of LaRue Planning & Services Management, Inc., presented the Staff Reports for Items 13K and 13L simultaneously.

Commissioner Richard Chervony made a motion to approve the Resolution (Item 13K) with the following conditions:

1. Pursuant to Section 152.103 of the Village Code, the Variance shall lapse after one year of Commission approval if no substantial construction takes place.

2. To comply with Section 151.25, screening must be provided which screens the entire height of the generator structure (applicant has stated his intention to comply with this by extending his side yard fence).
3. Generator testing times shall be restricted to between 10am and 2pm on weekdays and non-holidays.
4. Building permits and related approvals for generator installation must be obtained from the Building Official prior to commencement of construction.
5. All applicable state and federal permits must be obtained before commencement of construction.
6. Cost Recovery charges must be paid pursuant to Section 152.110. Specifically, no building permit shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.
7. Authorization or issue of a variance or a building permit by the Village does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for issuance of a variance or a building permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.

Commissioner Jorge Gonzalez seconded the motion.

The Mayor opened the floor to public comments.

The applicant, Mr. Kaukuta Saint, addressed the Commission.

There being no further speakers, the Mayor closed the public hearing.

The vote on the motion to approve the Resolution (Item 13K) with the conditions outlined above was as follows: Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Cherovny all voting Yes.

- L. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY KAUKUTA SAINT FOR A VARIANCE PURSUANT TO SECTION 152.0971 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW TWO CARPORTS TO ENCROACH TWENTY FEET INTO THE FRONT YARD SETBACK ALLOWING A ZERO FRONT-YARD SETBACK AT 7441 CENTER BAY DRIVE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Commissioner Richard Chervony made a motion to approve the Resolution with the following conditions:

1. Pursuant to Section 152.103 of the Village Code, the Variance shall lapse after one year of Commission approval if no substantial construction takes place.
2. To comply with Section 151.25, screening must be provided which screens the entire height of the generator structure (applicant has stated his intention to comply with this by extending his side yard fence).
3. Generator testing times shall be restricted to between 10am and 2pm on weekdays and non-holidays.
4. Building permits and related approvals for generator installation must be obtained from the Building Official prior to commencement of construction.
5. All applicable state and federal permits must be obtained before commencement of construction.
6. Cost Recovery charges must be paid pursuant to Section 152.110. Specifically, no building permit shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.
7. Authorization or issue of a variance or a building permit by the Village does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for issuance of a variance or a building permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.

Vice Mayor Eddie Lim, seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony, all voting Yes. Commissioner Wendy Duvall was absent from the dais.

**M. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE CONSTRUCTION OF A DOCK AT 1460 SOUTH TREASURE DRIVE; PROVIDING FINDINGS; PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

The Village Clerk read the Resolution by title.

Village Planner, Jim LaRue, of LaRue Planning & Management Services, Inc., presented the Staff Report.

Commissioner Jorge Gonzalez made a motion to approve the Resolution with the following conditions:

1. Verification of the 5 foot height restriction at the time of building permit issuance.
2. Compliance with all state, federal, and environmental laws including, but not limited to, compliance with a State Programmatic General Permit as may be required by the U.S. Army Corps of Engineers. All applicable state and federal permits must be obtained before commencement of construction.
3. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
4. Cost Recovery changes must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property) have been paid in full.
5. Authorization or issue of a building permit by the Village does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for issuance of a building permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that results in a violation of federal or state law.

The Mayor opened the public hearing, and there being no speakers she closed the public hearing.

Vice Mayor Eddie Lim seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, and Commissioner Jorge Gonzalez all voting Yes.

The Village Clerk read items 13B through 13H into the record.

Village Planner, Jim LaRue, from LaRue Planning & Management Services, Inc., presented the Staff Report for Item 13B to the Commission.

The Mayor opened the public hearing, and there being no speakers she closed the public hearing.

**B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY 1755 NBV LLC FOR SITE PLAN APPROVAL PURSUANT TO SECTIONS 152.105(C)(9), 152.031(B)(1) AND 152.031(C)(4) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 132 UNIT, 25 STORY CONDOMINIUM HOTEL STRUCTURE WITH A PARKING GARAGE AT 1755 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA; PROVIDING FOR FINDINGS; PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Commissioner Jorge Gonzalez made a motion to approve the Resolution with the following conditions:

1. Prior to the issuance of a building permit, the public access easement and the waterfront boardwalk easement must be dedicated and recorded. Applicant shall agree, in writing, that boardwalks shall be open to the public from sun-up until either 10:00 pm or at least until any businesses adjacent to the boardwalk remains open to the public, whichever is later; and boardwalk lighting shall remain on until boardwalk is closed to the public.
2. Proof of site plan approval from the Miami-Dade Shoreline Review Committee must be provided.
3. School Board Concurrency requirements must be met, as determined by School Board Staff.
4. An irrigation plan which meets Miami-Dade Chapter 18A requirements must be submitted.
5. Bonus height fees must be paid, as required under Section 152.029(C)8A-8F.
6. Any applicable impact fees must be paid.
7. Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.
8. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.

9. Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that results in a violation of federal or state law.
10. All applicable state and federal permits must be obtained before commencement of construction.

Commissioner Wendy Duvall seconded the motion:

The Mayor opened the public hearing, and there being no speakers she closed the public hearing.

The vote on the motion to approve the Resolution carried 5-0 on a roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, and Commissioner Jorge Gonzalez all voting Yes.

**E. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 152 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED "ZONING" BY AMENDING SECTION 152.003, DEFINITIONS BY MODIFYING THE DEFINITIONS OF "DWELLING, HOTEL ROOM", "DWELLING, HOTEL SUITE" AND BY ADDING A NEW DEFINITION FOR "KITCHEN FACILITIES"; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING AN EFFECTIVE DATE. (FINAL READING)**

Commissioner Richard Chervony made a motion to approve the Ordinance on final reading, and Commissioner Jorge Gonzalez seconded the motion.

The Mayor opened the floor to public comments, and there being no speakers she closed the public hearing

The vote on the motion to approve the Resolution was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Wendy Chervony all voting Yes.

- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY 1755 NBV LLC FOR A VARIANCE PURSUANT TO SECTION 152.097 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES IN CONNECTION WITH THE DEVELOPMENT OF A 132 UNIT, 25 STORY CONDOMINIUM HOTEL STRUCTURE AT 1755 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA, TO ALLOW A 20 FOOT SIDE-YARD SETBACK WHERE 120 FEET IS REQUIRED BY SECTION 152.032(C)(2)(C); PROVIDING FINDINGS; PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Commissioner Jorge Gonzalez made a motion to approve the Resolution, and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments, and there being no speakers she closed the public hearing.

The vote on the motion to approve the Resolution carried 4-1 on a roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Wendy Duvall, and Commissioner Jorge Gonzalez all voting Yes. Commissioner Richard Chervony voted No.

- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY 1755 NBV LLC FOR A SPECIAL USE EXCEPTION PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Vice Mayor Eddie Lim made a motion to approve the Resolution, and Commissioner Richard Chervony seconded the motion.

Village Planner Jim LaRue noted for the record that 18 compact parking spaces were being provided, as allowed by the Village Code.

The vote on the motion to approve the Resolution was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Richard Chervony, Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, and Vice Mayor Eddie Lim all voting Yes.

**F. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 152 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED "ZONING" BY CHANGING THE ZONING DESIGNATION ON THE OFFICIAL ZONING MAP FROM CG TO CL FOR THE PROPERTY SHOWN ON MAP 1 (1755 KENNEDY CAUSEWAY) AND LEGALLY DESCRIBED IN EXHIBIT A (ZONING MAP); PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING AN EFFECTIVE DATE. (FINAL READING)**

Commissioner Jorge Gonzalez moved to approve the Ordinance on final reading, and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments and there were no speakers.

The vote on the motion to approve the Ordinance carried 5-0 on a roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, and Commissioner Jorge Gonzalez all voting Yes.

**G. AN APPLICATION BY 7914 BUILDING, LLC CONCERNING PROPERTY LOCATED AT 7914, 7916 AND 7918 WEST DRIVE, TRACT C OF HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA FOR THE FOLLOWING: (FIRST PUBLIC HEARING)**

The Village Clerk read the items into the record.

Village Planner, Jim LaRue of LaRue Planning & Management Services, Inc. presented the Staff Report.

Commissioner Jorge Gonzalez made a motion to approve the Resolution, and Commissioner Wendy Duvall seconded the motion.

At this time Mayor Connie Leon-Kreps moved to extend the meeting to 12:30 a.m., and Vice Mayor Eddie Lim seconded the motion, which carried 4-1 on a voice vote. Commissioner Richard Chervony voted No.

Wayne Pathman, of Lewis, Pathman LLP, One Biscayne Tower, Two South Biscayne Tower, Suite 2400, Miami, FL 33131, and Architect Victor Rodriguez presented the request to the Commission.

The Mayor opened the public hearing.

Fane Lozman, of 7918 West Drive and Ana Watson, of 7945 East Drive addressed the Commission.

There being no further speakers, the Mayor closed the public hearing.

**1. SITE PLAN APPROVAL PURSUANT TO SECTION 152.105(C)(9) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 52 UNIT, 15 STORY MULTI-FAMILY CONDOMINIUM STRUCTURE IN THE RM-70 (HIGH DENSITY MULTIPLE-FAMILY RESIDENTIAL) ZONING DISTRICT.**

Vice Mayor Eddie Lim moved to approve the request for the Site Plan with the following conditions prior to the issuance of a Building Permit:

1. Submittal of an irrigation plan which meets Miami-Dade Chapter 18A requirements
2. Dedication and recording of the waterfront public boardwalk easement along the western property line and the 5 foot wide access easement along the southern property line as per section 152.029(C)(7).
3. Site plan approval from Miami-Dade Shoreline Review Committee.
4. Meeting Miami-Dade School Board Concurrency requirements as determined by School Board Staff.
5. Payment of any applicable impact fees.
6. Payment of bonus density fees, as required under Section 152.029(C)8F.
7. Tie-in to Village's wastewater system at a Village designed proximate location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.
8. Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.

9. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
10. Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.
11. All applicable state and federal permits must be obtained before commencement of construction.
12. Valet parking will be continuously required and maintained as a part of this development. This provision shall be included in the condominium documents and bylaws.
13. Parking spaces which were required for plan approval cannot be leased or sold to residents of this development.
14. Residents of this development shall not utilize street parking and may only use the required parking within the building.
15. A backup generator must be provided for the parking lift.

Commissioner Wendy Duvall seconded the motion, which carried 5-0 on a roll call vote. The vote was as follows: Commissioner Richard Chervony, Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, and Vice Mayor Eddie Lim all voting Yes.

**2. BONUS DENSITY REVIEW PURSUANT TO SECTION 152.029(C)(8)(H) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES.**

Commissioner Wendy Duvall made a motion to approve the request for bonus density review. Vice Mayor Eddie Lim seconded the motion which carried 5-0 on a roll call vote. The vote was as follows: Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, and Commissioner Wendy Duvall all voting Yes.

**3. A SPECIAL USE EXCEPTION PURSUANT TO SECTIONS 152.042(E) AND 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY (20) PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES.**

Commissioner Wendy Duvall made a motion to approve the request for a Special Use Exception to allow up to twenty (20) percent of the development's required parking spaces to be designed specifically for compact vehicles. Vice Mayor Eddie Lim seconded the motion which carried 5-0 on a roll call vote. The vote was as follows: Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, and Commissioner Wendy Duvall all voting Yes.

**14. UNFINISHED BUSINESS**

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY BAYVIEW CONDOMINIUM ASSOCIATION FOR A VARIANCE PURSUANT TO SECTION 152.0971 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW NATURAL GAS GENERATOR TO BE SETBACK 8.5 FEET FROM THE SIDE PROPERTY LINE, WHERE A SETBACK OF 15 FEET IS REQUIRED; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (CONTINUED FROM DECEMBER 10, 2013)**

This item was tabled at the request of the applicant.

**15. NEW BUSINESS**

- A. SETTING DATE FOR FY 2015 BUDGET WORKSHOP**

Commissioner Jorge Gonzalez moved to schedule a Budget Workshop on May 22, 2014. Commissioner Wendy Duvall seconded the motion, which carried 5-0 on a roll call vote.

Commissioner Wendy Duvall left the meeting at 12:30 p.m.

Vice Mayor Eddie Lim moved to extend the Commission Meeting to 12:45 a.m. Commissioner Jorge Gonzalez seconded the motion, which was adopted by a 3-1 on a voice vote. Commissioner Richard Chervony voted No.

**B. APPOINTMENT OF MEMBERS TO THE BUSINESS DEVELOPMENT ADVISORY COMMITTEE**

Vice Mayor Eddie Lim moved to approve the Business Development Advisory Committee Regulations to reduce the number of members from five to seven, to remove the sunset provision, to change the committee to a board, and to make the selection process similar to that for other advisory boards. Commissioner Richard Chervony seconded the motion, which carried 4-0 on a roll call vote. The vote was as follows: Commissioner Richard Chervony, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, and Vice Mayor Eddie Lim all voting Yes.

Vice Mayor Eddie Lim moved to appoint Henrik Risvang as the at-large member to the Business Development Committee, and Mayor Connie Leon-Kreps moved to appoint Serafin Gomez. The motion was adopted by a 4-0 on a roll call vote. The vote was as follows: Commissioner Richard Chervony, Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, and Vice Mayor Lim all voting Yes.

**16. APPROVAL OF MINUTES**

**A. REGULAR COMMISSION MEETING - MARCH 11, 2014**

Commissioner Richard Chervony moved to approve the Minutes of March 11, 2014 as presented. Vice Mayor Eddie Lim seconded the motion, which carried 4-0 on a roll call vote. The vote was as follows: Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony all voting Yes.

**17. ADJOURNMENT**

The meeting adjourned at 12:41 a.m.

*Prepared: Yvonne P. Hamilton, CMC*

*Adopted by North Bay Village on*

*this 13th day of May, 2014.*

---

*Connie Leon-Kreps, Mayor*

(Note: The Minutes are not a verbatim record of the meeting. A copy of the audio recording is available at the Village Clerk's Office until the time for disposition in accordance with the Records Disposition and other Public Records Law.)