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 AGENDA

REGULAR VILLAGE COMMISSION MEETING

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

TUESDAY, OCTOBER 8, 2013

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).

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1. CALL TO ORDER

   PLEDGE OF ALLEGIANCE

   ROLL CALL

2. PROCLAMATIONS AND AWARDS

   A. SPECIAL PRESENTATIONS

   B. ADDITIONS AND DELETIONS

3. BOARD REPORTS

4. PUBLIC SAFETY DISCUSSION

5. COMMISSIONERS' REPORTS

6. VILLAGE ATTORNEY'S REPORT

7. VILLAGE MANAGER'S REPORT

8. FINANCE REPORT

9. GOOD & WELFARE AT APPROXIMATELY 8:30 P.M.

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, DECLARING OCTOBER 2013 AS ANTI-BULLYING AWARENESS MONTH; AND PROVIDING AN EFFECTIVE DATE. *(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)*

The proposed Resolution recognizes October as anti-bullying month in an effort to acknowledge and heighten awareness about the serious issues and negative effects of bullying.

B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, OPPOSING RECENT REZONING ACTIVITY ADJACENT TO BEAUTIFUL AND HISTORIC GREYNOLDS PARK AND VOICING SUPPORT FOR NORTH MIAMI BEACH AND MIAMI-DADE COUNTY RESIDENTS WHO OPPOSE RECENT REZONING AND PLANNED DEVELOPMENTS ADJACENT TO GREYNOLDS PARK, AND THE RESULTING IMMEDIATE THREAT OF TEN TO FIFTEEN STORY BUILDINGS IMPACTING SINGLE-FAMILY RESIDENCES NEAR THE PARK; AND THE BLOCKING OF SUNLIGHT AND OTHER NEGATIVE ENVIRONMENTAL IMPACTS UPON THE PARK ENVIRONMENT, USERS OF THE PARK AND NEARBY RESIDENTS; PROVIDING AN EFFECTIVE DATE. *(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)*

The proposed Resolution supports North Miami Beach residents in the defense of rezoning activity adjacent to Greynolds Park.

C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, COMMEMORATING THE 50TH ANNIVERSARY OF THE VIETNAM WAR; EXPRESSING SUPPORT FOR THE NOVEMBER 8, 2013 PARADE SPONSORED BY THE MIAMI-DADE COUNTY MILITARY AFFAIRS BOARD WELCOMING HOME AND REMEMBERING VIETNAM VETERANS; DIRECTING THE VILLAGE MANAGER TO PROVIDE THE NECESSARY STAFF AND IN-KIND SUPPORT TO COORDINATE THE PARADE; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY COMMISSIONER RICHARD CHERVONY***

The proposed Resolution supports the November 8, 2013 Veterans Day Parade and expresses the Commission's wishes to join in commemoration of the 50th Anniversary of the Vietnam War.

D. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING RENEWAL PRICING FOR PUBLISHING THE VILLAGE'S PUBLIC NOTICES IN THE *MIAMI HERALD MEDIA COMPANY*; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE ANY REQUIRED AGREEMENTS; AUTHORIZING THE VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF ANY AGREEMENTS; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER FRANK K. ROLLASON)***

The proposed Resolution will allow the Village to continue to advertise in the *Miami Herald Neighbors.*

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, APPROVING THE FIRST AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN FRANK K. ROLLASON AND NORTH BAY VILLAGE; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE VILLAGE; AND PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER FRANK K. ROLLASON)***

The proposed Resolution will reduce the salary for the Interim Village Manager from $8,500 monthly to $8,000.

1.) **Commission Action**

B. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, REQUIRING THAT ALL NON-EMERGENCY, UNBUDGETED CAPITAL IMPROVEMENT PROJECTS BE POSTPONED UNTIL INCLUDED AND FUNDED IN A SUBSEQUENT ANNUAL BUDGET UNLESS THE VILLAGE COMMISSION DETERMINES THAT THE PROJECT IS REQUIRED TO ADDRESS AN EMERGENCY SITUATION; AND PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)***

The proposed Resolution will prohibit the expenditure of funds for unbudgeted capital improvement projects, unless they are of an emergency nature.

1.) **Commission Action**

C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, TERMINATING THE VILLAGE MANAGER SEARCH AND APPOINTING FRANK K. ROLLASON TO THE POSITION OF PERMANENT VILLAGE MANAGER; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)***

The proposed Resolution seeks to change the employment status of the Mr. Frank K. Rollason from Interim Village Manager to the permanent Village Manager.

1.) **Commission Action**

D. **AN ORDINANCE GRANTING TO PEOPLES GAS SYSTEM, A DIVISION OF TAMPA ELECTRIC COMPANY, ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE NATURAL GAS FRANCHISE TO USE THE PUBLIC RIGHTS OF WAY OF NORTH BAY VILLAGE, FLORIDA, IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENTS TO NORTH BAY VILLAGE; PROVIDING FOR REPEAL OF EXISTING FRANCHISE ORDINANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

The proposed Ordinance will renew a franchise agreement with Peoples Gas System to provide natural gas services for the Village.

1.) **Commission Action**

E. **AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA AMENDING SECTION 151.19 OF THE VILLAGE CODE PERTAINING TO OFF-DUTY POLICE COVERAGE FOR BUILDING CONSTRUCTION OVER THREE STORIES TALL; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER FRANK K. ROLLASON)***

The proposed Ordinance will allow off-duty police to be provided during construction of buildings over three stories high to monitor the flow of traffic in and around the construction sites.

1.) **Commission Action**

F. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, REPEALING RESOLUTION NUMBER 2012-12 PERTAINING TO THE BUSINESS DEVELOPMENT ADVISORY COMMITTEE; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY VICE MAYOR EDDIE LIM)***

The proposed Resolution will terminate the Business Development Advisory Board.

1.) **Commission Action**

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

A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY THE PROPERTY OWNERS OF 1860 SOUTH TREASURE DRIVE FOR A SPECIAL USE EXCEPTION PURSUANT TO SECTIONS 152.028(D) AND 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO CONSTRUCT A SINGLE-FAMILY RESIDENCE IN THE RM-40 ZONING DISTRICT; 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 THE I NSTALLATION OF A BOATLIF AT 1357 BAY TERRACE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

1.) **Commission Meeting**

C. **AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.72 THROUGH 32.77 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "CITIZENS BUDGET AND OVERSIGHT BOARD" TO CHANGE THE NUMBER OF MEMBERS ON THE BOARD AND CLARIFY THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)*** **- (SECOND READING)**

The proposed Ordinance will change the number of members on the Citizens Budget & Oversight Board from seven to five; clarify the two-year membership term to be concurrent with the regular scheduled election of the Commission; and allow for continuity after the election, until new appointments are made.

1.) **Commission Action**

D. **AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.72 THROUGH 32.77 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "CITIZENS BUDGET AND OVERSIGHT BOARD" TO CHANGE THE NUMBER OF MEMBERS ON THE BOARD AND CLARIFY THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)*** **– (SECOND READING)**

The proposed Ordinance will change the number of members on the Citizens Budget & Oversight Board from seven to five; clarify the two-year membership term to be concurrent with the regular scheduled election of the Commission; and remove the mandatory requirement for the Board to consist of members from the business sector.

1.) **Commission Action**

E. **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" TO CHANGE THE NUMBER OF MEMBERS ON THE BOARD AND CLARIFY THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)*** **- (SECOND READING)**

The proposed Ordinance will change the number of members on the Community Enhancement Board to five members instead of seven and clarify the two-year membership term to be concurrent with the regular scheduled election of the Commission. Additionally, it will allow continuity after the election until new members are appointed.

1.) **Commission Action**

14. UNFINISHED BUSINESS

A. **APPOINTMENT OF MEMBERS TO THE CITIZENS BUDGET & OVERSIGHT BOARD** ***(COMMISSIONER RICHARD CHERVONY)***

1.) **Commission Action**

B. APPOINTMENT OF MEMBERS TO THE COMMUNITY ENHANCEMENT BOARD *(COMMISSIONER RICHARD CHERVONY)*

1.) Commission Action

C. WORKPLAN FOR REVISING THE VILLAGE'S ZONING CODE AND LAND DEVELOPMENT REGULATIONS *(VILLAGE PLANNER JIM LARUE)*

D. PARK LAND ACQUISITION *(MAYOR CONNIE LEON-KREPS)*

E. STREET SIGNAGE *(VICE MAYOR EDDIE LIM)*

15. NEW BUSINESS

A. POLICE LOCKER ROOM CHANGE ORDER

1.) Commission Action

16. APPROVAL OF MINUTES (CONTINUED FROM JUNE 11, 2013)

A. Regular Commission Meeting-April 9, 2013
B. Special Commission Meeting-April 1, 2013
C. Regular Commission Meeting –March 12, 2013
D. Special Commission Meeting-February 28, 2013
E. Regular Commission Meeting-February 12, 2013

1.) Commission Action

17. ADJOURNMENT

MINUTES

NORTH BAY VILLAGE
PLANNING & ZONING BOARD MEETING

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

September 19, 2013 – 7:30 P.M.

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

The meeting was called to order by the Chair, Reinaldo Trujillo, at 7:35 P.M. and the Pledge of Allegiance was recited. Present at Roll Call were Chair Reinaldo Trujillo, Vice Chair James Carter, Bud Farrey and Barry Beschel. As a quorum was determined to be present, the meeting commenced.

Marvin Wilmoth indicated that he might not be present since he was out of town. He arrived shortly after the meeting was adjourned.

Also present were Village Attorney Kathy Mehaffey, Jim LaRue, of LaRue Planning Management, Village Planner, Elena Grek, Building & Zoning Clerk, and Village Clerk Yvonne P. Hamilton.

2. (PUBLIC HEARING) ALL INDIVIDUALS DESIRING TO PROVIDE TESTIMONY SHALL BE SWORN IN.

A. A REQUEST FOR A SPECIAL USE EXCEPTION BY THE PROPERTY OWNERS OF 1860 SOUTH TREASURE DRIVE, LOT 17, BLOCK 8, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTIONS 152.028(D) AND 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO DEVELOP A SINGLE-FAMILY RESIDENCE IN THE MEDIUM DENSITY MULTIPLE-FAMILY RESIDENTIAL ZONING DISTRICT (RM-40).

The Building & Zoning Clerk read the request into the record.

Assistant Village Attorney Kathy Mehaffey read the provisions for conduct of quasi-judicial public hearings, and the Building & Zoning Clerk swore in all those planning to testify. The Village Attorney asked the Board Members to disclose any ex-parte communication regarding the request.

The Board members indicated that there was no ex parte communication on the request.

Jim LaRue, of LaRue Planning Management, Village Planner, presented the item to the Commission recommending approval of the request with the following conditions:

1. Building permits and related approvals for the single family home must be obtained from the Building Official prior to commencement of construction.

2. 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.

3. Authorization or issue of a special exception use 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 special exception use 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.

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

Graham Penn was present on behalf of the applicant. He made a brief presentation on the request and asked for a recommendation of approval. Also in attendance with Mr. Penn were Architect, Barry Klein, Gail Westgate, and Stuart Chase.

The Chair opened the public hearing and there were no speakers. The public hearing was closed.

Following discussion, The Chair Reinaldo Trujillo made a motion to approve the request with the conditions as recommended by the Village Planner as set forth herein. Barry Beschel seconded the motion which was adopted by a 4-0 vote. The vote was as follows: James Carter, Barry Beschel, Bud Farrey, and Reinaldo Trujillo all voting Yes.

3. APPROVAL OF MINUTES

A. Regular Planning & Zoning Board Meeting – JUNE 18, 2013

The Chair Reinaldo Trujillo made a motion to approve the Minutes as submitted. Bud Farrey seconded the motion which was adopted by a 4-0 vote. The vote was as follows: James Carter, Barry Beschel, Bud Farrey, and Reinaldo Trujillo all voting Yes.

4. ADJOURNMENT

The meeting adjourned at 8:04 p.m.

Prepared and submitted by: Yvonne P. Hamilton, CMC
Village Commission

Adopted by the Planning & Zoning Board on this _____ day of _____.

_____
Reinaldo Trujillo, Chair

(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.)

OFFICIAL MINUTES

NORTH BAY VILLAGE
YOUTH & EDUCATION SERVICES BOARD MEETING

CAUSEWAY TOWER
1666 KENNEDY CAUSEWAY, #300
NORTH BAY VILLAGE, FL 33141

SEPTEMBER 9, 2013 – 7:00 P.M.

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1. CALL TO ORDER

The meeting was called to order by Kevin Vericker at 7:07 p.m. Present at Roll Call were Chair Kevin Vericker, Vice Chair Alex Funkhouser, Jorge Piedra, Rosa Neely and Ana Fonseca. As a quorum was determined to be present, the meeting commenced.

Also present were Interim Village Manager Frank K. Rollason, Deputy Village Manager/HR Director, and Village Clerk Yvonne P. Hamilton.

2. NEW BUSINESS

A. NEW CHAIR OF THE BOARD

Kevin Vericker stepped down as Chair of the Board because he felt his presence as the chair would impede the necessary progress facing the Board and the Village. He remained on the Board as a member and offered to provide help to the newly elected Chair.

Board Member Jorge Piedra stated for the record his appreciation for Mr. Vericker's services to the Board and to the community.

Jorge Piedra nominated Alex Funkhouser as Chair of the Board. Kevin Vericker seconded the nomination.

Discussion ensued regarding Mr. Funkouser's reluctance to accept the nomination due to other commitments; whether other members were interested in the position; the responsibilities of the Chair; the monthly presentation of a report to the Village Commission; the selection of an Acting Chair; the Commission's interest in having an active Board; and the need for the Board to nominate a Chair in order to move forward.

No other member of the Board was interested in serving as the Chair. Alex Funkhouser accepted the nomination as Chair of the Board. The vote carried 5-0 on a voice vote.

B. STATUS OF DONATED ARTWORK FOR THE IB PROGRAM

It was reported that the school is undergoing some cleaning and repairs, and the principal intends to hang the IB artwork after the work is done.

Mr. Vericker discussed the Board's effort to reinstitute the North Bay Village PAAL program. Mrs. Neely reported on her meeting with Miami Beach PAAL to find out if the Village can join their program. It was suggested that North Bay Village Police Chief be contacted to start a local program. The Chief indicated his willingness to work with the Board and has appropriated funds in the budget for a part-time office for a PAAL program.

Mr. Vericker brought up the idea that was previously discussed by the Board for a full health suite for Treasure Island Elementary School to be funded by Miami-Dade County School Board. He had concerns that the program would not be long-term since it was being funded by the municipality.

It was noted that the school now has a health suite with a full-time nurse, a medical assistant, and a dental clinic. It was mentioned that the intention is for the health suite to continue based on discussion at the Quality Education Program meeting in Miami Beach.

3. APPROVAL OF MINUTES

A. YOUTH & EDUCATION SERVICES BOARD MEETING – 4/3/2013

B. YOUTH & EDUCATION SERVICES BOARD MEETING – 5/6/2013

VILLAGE MANAGER'S REPORT

To

The Mayor and Members of the Village Commission

10/8/2013

1. Labor negotiations are on-going with both bargaining units. Anticipate calling for an Executive Session in early October to discuss final drafts.
2. Negotiations/Project on-going with Barry University to develop, implement, analyze, and report on Citizen's Survey approved by the Commission at the July 31st Special Commission Meeting.
3. In the process of finalizing completion of vacating and stabilizing existing force-main sanitary line running east through Miami Beach. Meeting took place with all parties on September 13, 2013, and a course of action was agreed upon to move forward.
4. Staff is discussing Village WEB Site alternatives with a new vendor being considered to develop, install, and maintain a new web-site.
5. We have received the raw data from the sanitary flow testing meters. Next is for Kimley-Horn to analyze and remit report to the Village.
6. Met with Scott Mendelsberg of Miami-Dade Fire Dept on Sept 27th to discuss New Village Hall Project. Also, spoke with Bermello on Sept 27th and will meet with them shortly to bring me up to speed on design work they already performed.
7. Met with Gus Pego , District 6 Secretary for FDOT, on Sept 30th along with our Public Works Interim Director Rodney Carrero-Santana to discuss:
    a. NBV Flat Bridge guard wall/railing improvement project
    b. Feasibility of narrowing Kennedy Causeway to 2 lanes both ways through NBV and installing traffic calming elements
    c. Feasibility of installing a toll station on Kennedy Causeway within the jurisdictional boundaries of NBV

RESOLUTION NO. _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, DECLARING OCTOBER 2013 AS ANTI-BULLYING AWARENESS MONTH; AND PROVIDING AN EFFECTIVE DATE. ***(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)***

WHEREAS, We must safeguard schools and communities for our children, and, through our recognition of the serious issues that face them each day, offer our children an environment that holds promise and security; and

WHEREAS, Many organizations, school districts, educators, and parents have publicly expressed concern about the bullying of children; and

WHEREAS, Each day thousands of children refuse to go to school because they dread the physical and verbal aggression of their peers, and the loneliness that comes from being excluded and made the target of rumors and cyber-bullying; many more students attend school in a chronic state of anxiety; and

WHEREAS, It is important that we acknowledge and heighten awareness about the serious issues and the negative effects of bullying, including the long-term damage it can cause in our youth as well as the risks of teenage suicide; and

WHEREAS, It is time to **"Stand Up for Character – Down to Bullying."**

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

Section 1: That October 2013 is hereby recognized as Bullying Awareness Month in North Bay Village as a symbol of our commitment to the year-round struggle against bullying.

Section 2. This Resolution shall take effect immediately upon adoption.

The motion to adopt the foregoing Resolution was offered by _____, seconded by _____. The votes were as follows:

10A(1)

FINAL VOTE ADOPTION:

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

PASSED AND ADOPTED this ___ day of October, 2013.

_____
Connie Leon-Kreps
Mayor

ATTEST:

_____
Yvonne P. Hamilton, CMC
Village Clerk

APPROVED AS TO FORM FOR USE ONLY BY
NORTH BAY VILLAGE:

_____
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.
Village Attorney

10A(2)

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: September 13, 2013

TO: Yvonne P. Hamilton
Village Clerk

FROM: Richard Chervony
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, DECLARING OCTOBER 2013 AS ANTI-BULLYING AWARENESS MONTH; AND PROVIDING AN EFFECTIVE DATE.**

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

RC:yph

10A(3)

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, OPPOSING RECENT REZONING ACTIVITY ADJACENT TO BEAUTIFUL AND HISTORIC GREYNOLDS PARK AND VOICING SUPPORT FOR NORTH MIAMI BEACH AND MIAMI-DADE COUNTY RESIDENTS WHO OPPOSE RECENT REZONING AND PLANNED DEVELOPMENTS ADJACENT TO GREYNOLDS PARK, AND THE RESULTING IMMEDIATE THREAT OF TEN TO FIFTEEN STORY BUILDINGS IMPACTING SINGLE-FAMILY RESIDENCES NEAR THE PARK; AND THE BLOCKING OF SUNLIGHT AND OTHER NEGATIVE ENVIRONMENTAL IMPACTS UPON THE PARK ENVIRONMENT, USERS OF THE PARK AND NEARBY RESIDENTS; PROVIDING AN EFFECTIVE DATE. *(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)*

WHEREAS, North Miami Beach has recently considered and rezoning and planned development adjacent to Greynolds Park, proposing significant multi-story development overshadowing the Park and nearby single-family residential developments; and

WHEREAS, Biscayne Park is a single-family home community defined by the quality of its park and parkways, and in the recent past has faced similar rezoning by North Miami and future high density high rises and the blocking of sunlight and other negative environmental impacts such as noise and traffic adjacent to its single-family home environment and park system; and

WHEREAS, similar rezonings and the influence of real estate and developer interests in the downtown area of North Miami have shown negative impacts and seen little consideration for planning and the clear negative environmental, economic and traffic impacts on park systems and single-family neighborhoods; and

WHEREAS, the Commission of North Bay Village desires to voice its solidarity with the North Miami Beach residents requesting that Miami-Dade Commissioner Sally Heyman show support for the defense of this County Park against developers who have influenced the North Miami Beach City Council.

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

10B(1)

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

Section 2. Action of Commission. North Bay Village Commission hereby voices its opposition to recent rezoning and planned development adjacent to Greynolds Park and support for the residents of North Miami Beach and others who oppose such development and equally requests that Miami-Dade County Commissiner Sally Heyman, whose district includes Greynolds Park and the adjacent communities, take immediate action to question and oppose the zoning change, and to defend this public park established in 1935 at meetings of the Miami-Dade Commission and express such concerns to the North Miami Beach City Council.

Section 3. Authorization of Village Officials. That the Village Clerk upon passing of this Resolution, will immediately forward a certified copy to all Miami-Dade County Commissioners, including the Offices of Miami-Dade County Commissioner Sally Heyman, the Mayor and Council of the City of North Miami Beach, and all municipalities in Miami-Dade County, and all citizen and environmental groups opposing such development.

Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

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

10B(2)

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 ___ 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:

_____
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.
Village Attorney

North Bay Village Resolution: Opposing North Miami Rezoning

10B(3)

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: September 30, 2013

TO: Yvonne P. Hamilton
Village Clerk

FROM: Commissioner Richard Chervony

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, OPPOSING RECENT REZONING ACTIVITY ADJACENT TO BEAUTIFUL AND HISTORIC GREYNOLDS PARK AND VOICING SUPPORT FOR NORTH MIAMI BEACH AND MIAMI-DADE COUNTY RESIDENTS WHO OPPOSE RECENT REZONING AND PLANNED DEVELOPMENTS ADJACENT TO GREYNOLDS PARK, AND THE RESULTING IMMEDIATE THREAT OF TEN TO FIFTEEN STORY BUILDINGS IMPACTING SINGLE-FAMILY RESIDENCES NEAR THE PARK; AND THE BLOCKING OF SUNLIGHT AND OTHER NEGATIVE ENVIRONMENTAL IMPACTS UPON THE PARK ENVIRONMENT, USERS OF THE PARK AND NEARBY RESIDENTS; PROVIDING AN EFFECTIVE DATE.

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

RC:yph

10B(4)

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, COMMEMORATING THE 50TH ANNIVERSARY OF THE VIETNAM WAR; EXPRESSING SUPPORT FOR THE NOVEMBER 8, 2013 PARADE SPONSORED BY THE MIAMI-DADE COUNTY MILITARY AFFAIRS BOARD WELCOMING HOME AND REMEMBERING VIETNAM VETERANS; DIRECTING THE VILLAGE MANAGER TO PROVIDE THE NECESSARY STAFF AND IN-KIND SUPPORT TO COORDINATE THE PARADE; SETTING AN EFFECTIVE DATE. ***(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)***

WHEREAS, beginning on Memorial Day 2012, the Federal Government initiated a partnership with local governments, private organizations, and communities across America to participate in the Commemoration of the 50th Anniversary of the Vietnam War; and

WHEREAS, the Commemoration of the 50th Anniversary of the Vietnam War is a 13-year program to honor and thank the generation of proud Americans who served our country during one of the most challenging missions ever faced by our nations; and

WHEREAS, the Village Commission wishes to join in the commemoration of the 50th Anniversary of the Vietnam War; and

WHEREAS, the Commemoration of the 50th Anniversary of the Vietnam War is a tribute to the valor of more than 3 million servicemen and women who left their families to serve bravely; and

WHEREAS, through more than a decade of combat, over air, land, and sea, these proud Americans upheld the highest traditions of our Armed Forces; and

WHEREAS, as a grateful Nation, we honor more than 58,000 patriots who sacrificed their lives during the Vietnam War and remember those who were wounded and still carry the scars of war; and

WHEREAS, the Military Affairs Board is sponsoring a parade, scheduled for November 8, 2013, commemorating the 50th Anniversary of the Vietnam War, and welcoming home and remembering our Vietnam veterans; and

WHEREAS, the Village Commission believes that it is in the best interest of the citizens of North Bay Village to support the November 8, 2013 parade sponsored by the Military Affairs Board.

10C(1)

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. Declaration of Support. North Bay Village joins in the Commemoration of the 50th Anniversary of the Vietnam War and is dedicated to support the November 8, 2013 parade sponsored by the Military Affairs Board welcoming home and remembering our Vietnam Veterans and Bay of Pigs Veterans.

Section 3. Authorization of Village Officials. The Village Manager is directed to designate the necessary staff and in-kind support to assist in the coordination and running of the parade.

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	_____

10C(2)

PASSED AND ADOPTED this ___ day of September, 2013.

_____

Connie Leon-Kreps, Mayor

ATTEST:

_____

Yvonne P. Hamilton, CMC
Village Clerk

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

_____

Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.
Village Attorney

North Bay Village Resolution: Veterans Day Parade

10C(3)

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: September 30, 2013

TO: Yvonne P. Hamilton
Village Clerk

FROM: Commissioner Richard Chervony

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, COMMEMORATING THE 50TH ANNIVERSARY OF THE VIETNAM WAR; EXPRESSING SUPPORT FOR THE NOVEMBER 8, 2013 PARADE SPONSORED BY THE MIAMI-DADE COUNTY MILITARY AFFAIRS BOARD WELCOMING HOME AND REMEMBERING VIETNAM VETERANS; DIRECTING THE VILLAGE MANAGER TO PROVIDE THE NECESSARY STAFF AND IN-KIND SUPPORT TO COORDINATE THE PARADE; SETTING AN EFFECTIVE DATE.

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

RC:yph

10C(4)

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

NORTH BAY VILLAGE
MEMORANDUM

DATE: September 30, 2013

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

FROM: Frank K. Rollason
Interim Village Manager

SUBJECT: Approval of Pricing Renewal - *The Miami Herald Media Company* - Public Notices

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RECOMMENDATION:

It is recommended that the Village Commission approve the attached Resolution approving the renewal pricing for publishing the Village's public notices in the *The Miami Herald Media Company.*

BACKGROUND:

Pursuant to State and local laws, the Village is required to publicize notices of public hearings, meeting notices, and other Village actions. Section 30.07 of the Village Code requires the Village to advertise public notices regarding ordinance adoption in a newspaper of general circulation in the Village.

The Village has maintained the *Miami Herald Neighbors* as its publishing vendor for several years now, since the publication has become a familiar daily circulation throughout the Village. The contract calls for a commitment of 48 notices during the contract year in order to enjoy the reduced rate as opposed to an open rate in the local section.

10D(1)

Advertisement in the *Miami New Times,* the *Sun Sentinel,* and the *Miami Daily Business Review* will be lower, but these publications are not circulated daily and they do not fulfill the need that the *Neighbors* provide to have information readily available to the residents.

When appropriate, we will make an effort to advertise in the *Miami Daily Business Review.*

BUDGETARY IMPACT:

Account No. 01-013-512-5470
Amount: No cost will be incurred for entering into the contract.

PERSONNEL IMPACT:

None

CONTACT:

Frank K. Rollason
Village Manager

Yvonne P. Hamilton, CMC
Village Clerk

10 D (2)

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: September 30, 2013

TO: Yvonne P. Hamilton
Village Clerk

FROM: Frank K. Rollason
Interim 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, APPROVING RENEWAL PRICING FOR PUBLISHING THE VILLAGE'S PUBLIC NOTICES IN THE *MIAMI HERALD MEDIA COMPANY*; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE ANY REQUIRED AGREEMENTS; AUTHORIZING THE VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF ANY AGREEMENTS; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

FKR:yph

10 D(3)

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, APPROVING RENEWAL PRICING FOR PUBLISHING THE VILLAGE'S PUBLIC NOTICES IN THE *MIAMI HERALD MEDIA COMPANY*; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE ANY REQUIRED AGREEMENTS; AUTHORIZING THE VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF ANY AGREEMENTS; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. *(INTRODUCED BY INTERIM VILLAGE MANAGER FRANK K. ROLLASON)*

WHEREAS, North Bay Village has utilized the services of "*The Miami Herald Media Company*" to publish the Village's public notices required by State and local laws; and

WHEREAS, the Village Manager hereby recommends that the Village Commission renew the pricing with "The Miami Herald Media Company" for publishing the Village's public notices in the *Neighbors* in accordance with agreement attached hereto as Exhibit "1" (the "Agreement").

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. Approval of Renewed Pricing Terms. The pricing terms for the *Miami Herald Media Company* for publishing the Village's public notices are hereby approved for renewal retroactive to July 29, 2013 to July 29, 2014 as shown on the retail advertising rates attached as "Exhibit 1".

10D(4)

Section 3. Execution of any Required Agreements. The Village Manager is authorized to execute any required agreements, subject to the approval as to form and legality by the Village Attorney. The term "Village Manager" shall also mean "Interim Village Manager".

Section 4. Authorization of Village Officials. The Village Manager and/or his designee are authorized to implement the terms and conditions of any such agreements.

Section 5. Authorization of Fund Expenditure. The Village Manager is authorized to expend budgeted funds as necessary to implement the terms of this Agreement.

Section 6. Effective Date. This Resolution shall take effect immediately upon approval.

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 8th day of October, 2013.

_____

Connie Leon-Kreps
Mayor

10 D(5)

ATTEST:

_____
Yvonne P. Hamilton, CMC
Village Clerk

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

_____
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.
Village Attorney

North Bay Village Resolution: *Miami Herald Media Company*

10 D (6)

The Miami Herald Media Company

(Referred to as "MHMC")

3511 northwest 91 Avenue, Miami Florida 33172

ADVERTISING AGREEMENT

Advertising Agreement. 1st Run Date: 29th of July, 2013 or Date 07/29/2013 until: **Contract End Date:** 07/28/2014

ADVERTISING IN THE MIAMI HERALD, BROWARD EDITION OF THE MIAMI HERALD, EL NUEVO HERALD AND INTERACTIVE

FREQUENCY CONTRACT *(NOT SELF-RENEWING)*

The Advertising rates charged by MHMC and paid for by the Advertiser will be the applicable MHMC published rate card rate for advertisers at the ___48_____ Frequency contract level in effect at the time of publication of each advertisement. If the Frequency contract level is not fulfilled, the rates shall be adjusted to the applicable rate as provided under the Advertiser's advertising agreement with MHMC and MHMC's standard rate card. All advertising not contemplated by this Agreement will be billed by MHMC and paid for by Advertiser at the applicable rates in the MHMC rate card in effect at time of publication, including any applicable premium charges set forth therein. Contracts cannot be rebated.

Frequency Part Run ROP contracts entitle advertiser to the frequency level states above for any combination of advertisements in any of the following products: **Neighbors** **Miami-Dade & Broward Weekend** **Broward Tropical Life** **Viernes** **Caliente** **Broward Local** **Broward Business Monday** **Sabores/Viva Mas**

Other_____

FREQUENCY COMMITMENT **Publish advertising _48___times within a maximum of __52_____weeks**

For part run packages, (Auto Care, Restaurant, Everything for Kids, Business Builder and Health & Fitness, Travel) the same frequency rates apply, however the 3-part package counts as only one appearance for frequency contract fulfillment purposes

Frequency contract advertisers may receive the corresponding Part run frequency rate for all above listed product, but any such part run advertising will not count toward satisfying a full run frequency commitment.

OTHER FREQUENCY CONTRACT *(NOT SELF-RENEWING)*

_____ **PREPRINT ADVERTISING** **Publish advertising ____ times within a maximum of _____weeks**

_____ **OTHER:**_____ **Publish advertising ____ times within a maximum of _____weeks**

Online Campaign Information: Campaign Start Date: _____ Campaign End Date: _____

Product/Position (circle one)	Channel	Run Dates	Impressions	CPM/Rate	Rate
MH.com Interactive Banner Products					$
Homefinder					$
Apts.com					$
Cars.com					$
Xtend					$
					$
				Monthly Rate Total:	
				Total Contract Value:	

MHPC Internal Use Only Notes:

This Agreement is subject to: (i) the Advertising Terms and Conditions attached hereto; (ii) the applicable MHMC rate card; and, (iii) MHMC's publication deadlines, policies and procedures, all as amended by MHMC from time to time. Rates may be amended by MHMC upon 30 days' written notice to Advertiser.

A legible facsimile copy of this Agreement when fully executed shall be considered an original copy of this Agreement.

Advertiser:
By: _____
(Must be signed by Principal of Firm)
Print Name: _____
Title: _____
Address/City/State/Zip:_____
Advertiser Company Name:_____

The Miami Herald
By: _____
Advertising Manager
By: _____

MHPC Internal Use Only:
Account No: 181881 Solbright/APT No: _____ Sales Rep Name: Rosario Soto
Agency No:_____

10 A(7)

ADVERTISING TERMS AND CONDITIONS

1. **Contract Terms.** Advertiser must consume and pay for the minimum space indicated herein within one year from the 1st Run Date (the "Minimum Amount"). If Advertiser fails to satisfy the Minimum Commitment, Advertiser shall not be entitled to the rates or discounts set forth herein and will be retroactively billed for all advertising during the Term at the applicable then current standard published rate card rate (the "Corrected Rate"). Advertiser will pay MHMC any such Corrected Rate balance immediately. Advertiser agrees to pay this Corrected Rate in addition to all amounts paid or payable by Advertiser under this Agreement. Payment of any Corrected Rate does not count toward the Minimum Commitment. For Preprints, Print and Deliver, Home Delivery Bags and Herald Notes, all insertion orders require specific instructions to manage handling of shortage or overage of quantities.
2. **Earned Rating/Agreement Review.** Advertiser will be billed at the Earned Rate for advertising purchased after the initial term. "Earned Rate" means the rate applicable to the linage, or frequency level reached by Advertiser at the conclusion of the then-expiring term of the Agreement. If Advertiser satisfies the linage or frequency level required of its contract and qualifies for a lower Earned Rate, it will be billed at the lower Earned Rate beginning the next billing period. No advertiser will receive an automatic rebate on past advertising purchases solely by qualifying for a lower Earned Rate during the contract term. MHMC reserves the right to review the volume of advertising placed on a quarterly basis and cancel this contract at its sole discretion, if advertising placed falls __% or more below the quarterly average of linage or frequency needed to fulfill the contract amount. Failure of MHMC to review the volume of advertising or cancel the contract for any reason shall not be deemed a waiver of the right to cancel in the future or to impose any applicable rate adjustments
3. **Payment Terms.** All invoices (including applicable sales taxes) are due on the 20th of the month following insertion(s) and if not paid by the 30th day of the month following the date of insertion(s) will be late (except for accounts designated by MHMC as weekly which are due within 7 days of the invoice date). Late amounts will bear interest at the maximum rate allowed by law. Advertiser shall pay all applicable taxes. If any invoice is not timely paid, then MHMC reserves the right to suspend its performance at any time and/or cancel this Agreement without notice. In the event of such a cancellation, all charges for advertising since the 1st Run Date will be re-invoiced to reflect the Corrected Rate, as described herein. All disputes of any kind must be reported in writing to MHMC no later than 30 days from the date the invoice containing such disputed item or such item will be deemed correct and conclusively accepted by Advertiser. Advertiser waives any claim after said 30-day period. Submission of a written dispute notice by Advertiser shall not relieve Advertiser of its obligation to timely pay all undisputed amounts. Credits, refunds or payments must be used or claimed within 2 years from the date of such credit, refund or payment or shall be deemed to have been earned and correctly applied or paid. Unless agreed in writing, multiple discounts shall not apply for the same advertising purchase. MHMC is not obligated to extend credit to Advertiser unless in writing. If Advertiser breaches this Agreement, Advertiser agrees to pay all of MHMC's collection agency fees and expenses, investigation, court and litigation expenses along with attorney fees equal to the greater of: (i) 25% of the amount owed, or (ii) the amount awarded by the court. Sunday circulation and advertising rates will apply to the following holidays: New Year's Day, Independence Day, Labor Day, Thanksgiving Day, Day after Thanksgiving, Christmas Day, Day after Christmas and Day after Super Bowl.
4. **Obligations of Advertiser.** Advertiser agrees to indemnify MHMC for any and all costs, claims, damages, and/or liability claimed against or incurred by MHMC as a result of MHMC's publication of any advertising submitted by Advertiser (or submitted on behalf of Advertiser) to MHMC. Advertiser represents, warrants and guarantees that any ad copy so submitted to MHMC is accurate, truthful and in compliance with all copyright laws and all other applicable laws and regulations.
5. **Ownership of Ads.** MHMC retains all rights of ownership in and to all advertisements designed or created by MHMC. Advertiser grants MHMC a non-exclusive license to publish all camera-ready advertisements provided by Advertiser (or provided on Advertiser's behalf) to MHMC. MHMC is not obliged to return ads or ad materials to Advertiser and MHMC is not responsible for any damage or loss to any ads, copy, drawings, art or any other materials provided by Advertiser. Advertiser represents and warrants to MHMC that any advertisement submitted to MHMC is original, does not violate any law, or infringe the copyrights, trademarks, trade name or patents of any other person, entity or corporation, and contains no matter which is libelous, an invasion of privacy, and unlawful appropriation of name or likeness, or otherwise injurious to the rights of any other person and that Advertiser has obtained all necessary consents prior to the submission of such advertisement to MHMC.
6. **Copyrights.** Advertiser hereby grants a non-exclusive license to MHMC for all copyrights and ownership rights in any advertisement of Advertiser submitted for insertion in any publication of MHMC, including the right to publish, reproduce, display, adapt, transmit, or produce derivative works in any medium, including any digital electronic medium. Advertiser authorizes MHMC to bring suit in MHMC's discretion and at MHMC's expense for any unauthorized use, reproduction, display, distribution, or performance of advertisement as it appears in the Newspapers or for its unauthorized alteration
7. **Acceptance/Rejection of Advertising.** MHMC reserves the right to revise, alter or reject any advertisement for any reason whatsoever, or to omit ads without notice. MHMC may cancel any ad at its sole discretion, even if previously accepted for publication. Advertising copy not timely submitted by Advertiser will be excluded. Special position for advertising is not guaranteed but may be available for a premium and if agreed to in writing.
8. **Publication Errors and Omissions.** MHMC is not liable for any omission of all or any portion of any ad, nor is MHMC responsible for orders, cancellations or corrections given by telephone, facsimile or telegraph. MHMC is also not liable for any error in a published ad unless an advertising proof is requested in writing, Advertiser clearly marks any error in the advertising proof for corrections, and MHMC is notified of the error in sufficient time before publication, in which case Advertiser's sole remedy is an appropriate credit to the extent of the error up to the cost of the first insertion of the error (if there is more than one incorrect insertion, credit shall be allowed only for the first incorrect insertion).
9. **MHMC's Rights Regarding Mechanical Specifications.** MHMC reserves the right to alter any printed advertising material due to press/production requirements. This reservation of right includes MHMC's right to reduce the size of any advertisement as long as the advertisement maintains the same proportion of the entire page. Advertising will be billed based on the space reserved/ordered.
10. **Unavoidable Nonperformance.** MHMC is not liable for failure to publish ads or distribute its publications because of flood, fire, riots, strikes, terrorists, storms, shortages of material, orders of government, failure of transportation, acts of God or other causes beyond MHMC's control. In such an event, this Agreement will be extended for a period equal to the time during which such performance was not possible.
11. **Clerical Errors.** Incorrect rates on advertisements, which do not correspond to the rate card or as, otherwise specified in this Agreement, will be regarded as clerical errors and such advertisements will be charged at the applicable rate for such advertisement at the time of the signing of this Agreement.
12. **Multiple Advertisers.** Two or more advertisers will not be allowed to combine contracts, nor will advertising agencies be allowed to combine contracts of their clients or accounts, unless the businesses advertised are under common ownership and prior approval of MHMC has been obtained.
13. **Advertising Agencies.** The obligations of Advertiser and its advertising agency (if any) hereunder shall be joint and several.
14. **Non Self-Renewing Agreement.** Advertiser acknowledges and agrees that this Agreement shall not self-renew, and is subject to termination by either party without penalty upon 30 days prior notice to the other party after the expiration of the initial term of this Agreement.
15. **Online Advertising.** Without limiting the generality of any provision of this Agreement, any online advertising which is subject to this Agreement is subject to the following additional terms and conditions:

_____Initials

10 D (8)

a) Advertiser grants to MHMC and any other party who is to publish the advertising described in this Agreement (each, a "Publishing Party") a non-exclusive, royalty-free, worldwide license in connection with this Agreement to (i) use, copy, adapt, reformat, recompile, manipulate, communicate by telecommunication, and/or modify any part of the Advertiser's online advertising materials (the "Advertisements") for public performance, public display, and distribution; (ii) access, index, cache, and display the websites to which the Advertisements link, or any portion thereof, by many mean, including web spiders and/or crawlers; (iii) create and display copies of any text, images, graphics, audio, or video on the websites to which the Advertisements link or elsewhere; and (iv) distribute the Advertisements through the websites, properties, applications, and/or devices described in this Agreement (the "Distribution Network").

b) Advertiser agrees that no Publishing Party shall have a liability for the Advertisements. Advertiser must provide all Advertisements to MHMC for review before any such Advertisement is published to the Distribution Network. A Publishing Party may refuse, reject, truncate, edit, cancel or remove any Advertisement or space reservation in its sole discretion at any time. Advertisements may be subject to inventory availability, and the final decision as to relevancy is at MHMC's discretion. MHMC does not guarantee that any Advertisement will be placed in, or available through, any part of the Distribution Network, nor does MHMC guarantee that any Advertisement will appear in a particular position or rank. Advertiser agrees to indemnify and hold harmless each Publishing Party, any other entities that own or operate any part of the Distribution Network, and the subsidiaries and affiliates of each of the foregoing, and their respective directors, officers, employees, agents, third-party service providers, and third parties distributing the Ads via the Distribution Network (collectively, the "Indemnified Parties"), from and against any and all damages, losses or expenses of any kind, whether actual or claimed (including reasonable attorneys' fees) (collectively, "Claims") that arise out of or in connection with (i) any Advertisement, or any website(s) or material(s) that can be linked to through an Advertisement or (ii) Advertiser's breach of this Agreement. Advertiser agrees to be solely responsible for defending any Claim against an Indemnified Party, subject to such Indemnified Party's right to participate with counsel of its own choosing, and for payment of any and all judgments, settlements, damages, losses, liabilities, costs and expenses, including reasonable attorneys' fees, resulting from all Claims against an Indemnified Party, provided that Advertiser may not agree to any settlement that imposes any obligation or liability on an Indemnified Party without that party's express written consent.

c) If a Publishing Party fails to deliver, by the end of the period specified in this Agreement, the aggregate number of Advertisements agreed herein, then Advertiser's sole and exclusive remedy is limited to the following, which the Publishing Party may choose in its discretion: (i) a refund of the charges representing the Advertisements that were undelivered; (ii) placement of the Advertisements at a later time in a comparable position as determined by the Publishing Party; and/or (iii) an extension of the term of this Agreement with a refund representing any remaining undelivered Advertisements at the end of such extended term.

d) In the event of any error in publishing an Advertisement, the liability of any Publishing Party shall not exceed the cost of the time occupied by the error. In no event shall any Publishing Party's liability to Advertiser under this Agreement exceed the total amount paid or payable by Advertiser thereunder for online advertising. Claims for errors must be submitted by the Advertiser in writing within ten (10) days following the date on which the Advertisement is first published. Advertiser must notify MHMC of the error to enable MHMC to make the appropriate correction. Credit, if allowed, will be given in the form of re-publishing the correct Advertisement. No adjustment will be made where Advertiser is responsible for the error.

e) No Publishing Party shall have any liability whatsoever in the event any act of God, the public enemy or government authority, labor dispute, war (whether declared or not), civil disobedience, riot or other occurrences beyond such Publishing Party's control shall in any way restrict or prevent the publishing of any Advertisement(s).

f) MHMC does not guarantee any given level of audience.

g) Any cancellation, change of date on which any Advertisement is to be published, and/or correction requested by Advertiser must meet MHMC's published deadlines. In the event Advertiser does not furnish Advertising in accordance with MHMC's deadline schedule, MHMC may, at its option, publish on behalf of Advertiser the last Advertisement provided as shall be necessary for Advertiser to comply with the terms of this Agreement.

h) Terms and conditions submitted by Advertiser and/or Advertiser's forms of insertion order or copy instructions are not binding on MHMC or any other Publishing Party. Only the terms and conditions of this Agreement are binding.

16. **Miscellaneous.** Florida law shall govern the enforcement and interpretation of this Agreement, without regard to any conflict of law principles. The parties agree to submit to the exclusive jurisdiction of a court of competent jurisdiction located in Miami-Dade County, Florida. In any action to enforce or interpret this Agreement, Advertiser and MHMC waive a trial by jury. This Agreement may be executed in one or more counterparts, each of which shall constitute an original and all of which shall constitute one and the same document. A legible facsimile copy of this Agreement when fully executed shall be considered an original copy of this Agreement. Advertiser represents and warrants to MHMC that: (i) no additional consents, approvals or corporate actions are necessary for Advertiser to enter into this Agreement; (ii) execution of this Agreement by Advertiser will not cause a breach or default in any other agreement to which Advertiser is a party; and, (iii) Advertiser is not insolvent. In the event of a filing by or against Advertiser of a petition under the Bankruptcy Code, in its sole discretion, MHMC may (i) discontinue Advertiser's advertising; (ii) demand advance payment; or, (iii) terminate all agreements with Advertiser. This Agreement and any exhibits attached hereto contain the entire understanding between the parties and supersede any prior written or oral understandings, as well agreements, between them regarding the subject matter. This Agreement shall not be modified except in writing signed by the parties. This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective permitted successor and assigns. The Agreement may not be assigned (by operation of law or otherwise) by Advertiser. In the event that any provision contained in this Agreement or the application thereto to any circumstance is for any reason held to be invalid or unenforceable, such provision shall be ineffective to the minimum extent of such invalidity or unenforceability and the remainder of this Agreement will remain valid and enforceable according to its terms.

17. **LIMITATION OF LIABILITY.** IN THE EVENT OF ANY ALLEGED BREACH BY MHMC OF THE AGREEMENT OR ANY OTHER CLAIMS BY ADVERTISER OR ANY OTHER PARTY, MHMC SHALL IN NO EVENT BE LIABLE FOR SPECIAL OR CONSEQUENTIAL DAMAGES. UNDER NO CIRCUMSTANCES SHALL MHMC BE LIABLE FOR DAMAGES IN EXCESS OF THE LESSER OF AN AMOUNT WHICH (I) EXCEEDS OF THE COST OF THE ADVERTISEMENT; OR, (II) THE AMOUNT ACTUALLY PAID BY ADVERTISER TO MHMC. MHMC's PAYMENT OF SUCH AMOUNT SHALL BE ADVERTISER'S EXCLUSIVE REMEDY AND AGREED UPON LIQUIDATED DAMAGES. MHMC HEREBY DISCLAIMS ANY WARRANTIES NOT SPECIFICALLY SET FORTH IN THIS AGREEMENT AND ADVERTISER WAIVES ALL OTHER REPRESENTATIONS AND WARRANTIES, EXPRESS, IMPLIED, STATUTORY OR ARISING BY COURSE OF DEALING OR PERFORMANCE, CUSTOM, USAGE IN THE TRADE OR OTHERWISE.

_____
Initials

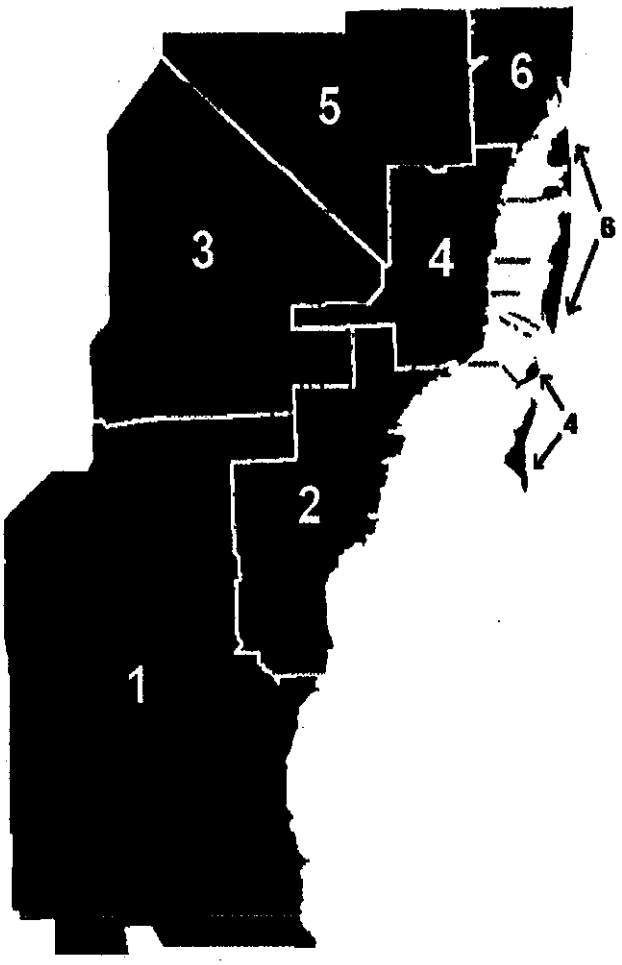
10 D (9)

2013 Miami-Dade Zoned Editions Retail Advertising Rates

The Miami Herald Frequency Contract Rates

Miami-Dade Neighbors

Zoned Neighbors sections offer advertisers the opportunity to target their advertising to specific circulation areas of The Miami Herald in Miami-Dade County. These neighborhood tabloids are inserted in The Miami Herald every Thursday and Sunday. Neighbors completely covers Miami-Dade County with six editions. Neighbors sections are tabloid-size products.



Miami-Dade Neighbors Circulation by Zone

Circulation*

Zone	Thursday	Sunday
1	15,309	24,080
2	30,322	35,719
3	13,659	19,415
4	19,550	26,848
5	11,955	18,927
6	24,799	31,135
TOTAL	113,556	151,478

*Source: ABC Circulation Audit, June 27, 2011, MHMC Research Dept.

ZONES

Zone 1: Homestead, Florida City, South Dade, West Kendall, Redland, Country Walk, Kendale Lakes, Hammocks
Zone 2: Coconut Grove, Coral Gables, South Miami, Pinecrest, Palmetto Bay, Cutler Bay, Killian, Richmond Heights, The Falls, Lakes by the Bay
Zone 3: Doral, Miami Springs, Sweetwater, West Miami, Medley, Westchester, Virginia Gardens
Zone 4: Miami, Key Biscayne, Upper East Side, Overtown, Liberty City, Miami Shores El Portal, Biscayne Park, Brickell
Zone 5: Hialeah, Miami Gardens, Opa-locka, Miami Lakes, Hialeah Gardens Zone 6: Aventura, North Miami, North Miami Beach Highland Lakes, Miami Beach, Surfside, N. Bay Village, Bal Harbour, Bay Harbor Islands, Golden Beach, Fisher Island, Sunny Isles

Zone "6"

Miami-Dade Neighbors Space Rates

Zone 1 Thursday

	1x	6x	13x	26x	39x	48x
Full page	959	703	609	469	450	422
1/2 page	854	467	436	386	357	328
1/3 page	683	374	349	309	286	263
1/4 page	512	280	262	232	214	197
1/6 page	341	187	174	155	143	131
1/8 page	233	127	119	105	97	90
1/12 page	171	93	87	77	71	66

Zone 1 Sunday

1x	6x	13x	26x	39x	48x
1,384	1,001	842	667	641	601
1,317	668	616	546	517	484
1,054	534	493	436	414	388
790	401	370	327	310	291
527	267	246	218	207	194
359	182	168	149	141	132
263	134	123	109	103	97

Zone 2 Thursday

	1x	6x	13x	26x	39x	48x
Full page	1,754	1,285	1,114	857	823	771
1/2 page	1,561	854	797	706	653	600
1/3 page	1,249	684	638	565	523	480
1/4 page	936	513	478	424	392	360
1/6 page	624	342	319	283	261	240
1/8 page	426	233	217	193	178	164
1/12 page	312	171	159	141	131	120

Zone 2 Sunday

1x	6x	13x	26x	39x	48x
1,901	1,375	1,157	917	880	825
1,809	918	846	750	711	666
1,447	734	677	600	569	532
1,086	551	508	450	426	399
724	367	339	300	284	266
493	250	231	204	194	182
362	184	169	150	142	133

10 4/10

Miami Herald MEDIA COMPANY

Zone 3 and Zone 5 Thursday

	1x	6x	13x	26x	39x	48x
Full page	809	593	514	395	380	356
1/2 page	720	394	368	326	301	277
1/3 page	576	315	294	261	241	221
1/4 page	432	237	221	196	181	166
1/6 page	288	158	147	130	121	111
1/8 page	196	108	100	89	82	76
1/12 page	144	79	74	65	60	55

Zone 3 and Zone 5 Sunday

1x	6x	13x	26x	39x	48x
1,164	842	709	561	539	505
1,108	662	518	459	435	407
886	449	415	367	348	326
665	337	311	275	261	244
443	225	207	184	174	163
302	153	141	125	119	111
222	112	104	92	87	81

Zone 4 Thursday

	1x	6x	13x	26x	39x	48x
Full page	1,168	856	742	571	548	514
1/2 page	1,040	569	531	470	435	400
1/3 page	832	455	425	376	348	320
1/4 page	624	341	319	282	261	240
1/6 page	416	228	212	188	174	160
1/8 page	284	155	145	128	119	109
1/12 page	208	114	106	94	87	80

Zone 4 Sunday

1x	6x	13x	26x	39x	48x
1,526	1,104	929	736	706	662
1,452	736	679	602	570	534
1,162	589	543	481	456	427
871	442	408	361	342	320
581	295	272	241	228	214
396	201	185	164	156	146
290	147	136	120	114	107

Zone 6 Thursday

	1x	6x	13x	26x	39x	48x
Full page	1,428	1,047	907	698	670	628
1/2 page	1,271	696	649	575	532	489
1/3 page	1,017	557	519	460	425	391
1/4 page	762	417	390	345	319	293
1/6 page	508	278	260	230	213	195
1/8 page	347	190	177	157	145	133
1/12 page	254	139	130	115	106	98

Zone 6 Sunday

1x	6x	13x	26x	39x	48x
1,688	1,221	1,028	814	782	733
1,606	815	752	666	631	591
1,285	652	601	532	505	473
964	489	451	399	379	355
643	326	301	266	252	236
438	222	205	182	172	161
321	163	150	133	126	118

Multiple Zone Discounts

- Run in two zones and receive a 5% discount in each zone.
- Run in three to five zones and receive a 10% discount in each zone.
- Run in all six zones and receive a 15% discount in each zone.
- Multiple zone discount applies to color and space.
- Multiple zone ads will count towards contract fulfillment.
- To receive multiple zone discount, ads must be the same size and same copy in each zone.

Color Rates

Per zone	Spot	Full
1/2 page to full page	100	250
Less than 1/2 page to 1/4 page	50	125
Less than 1/4 page	35	85

All Miami-Dade Zones	Spot	Full
1/2 page to full page	600	1,500
Less than 1/2 page to 1/4 page	300	750
Less than 1/4 page	210	510

Contract Fulfillment

Advertisers can fulfill their contracts as shown below:

- 6x commences with first insertion date, expires 13 calendar weeks
- 13x commences with first insertion date, expires 26 calendar weeks
- 26x commences with first insertion date, expires 52 calendar weeks
- 52x commences with first insertion date, expires 52 calendar weeks
- Each insertion will be counted towards contract fulfillment. If advertiser publishes three (3) ads in different zones on same day, each ad will count towards contract fulfillment.
- Frequency is based on the number of ads. Advertisers can run any modular ad size.

Holiday Rates and Circulation

We provide Sunday circulation of the Miami Herald and El Nuevo Herald to all subscribers on the following days: Independence Day, Labor Day, Thanksgiving Day, Day After Thanksgiving, Day Before Christmas, Christmas Day, Day After Christmas, New Year's Eve Day and New Year's Day. These days are charged at the Sunday contract rate and include Sunday pricing of color and any other applicable premiums.

10 D (11)

Miami Herald MEDIA COMPANY

Category Rating

Political advertisers will be rated at 26x frequency rates.
Advocacy advertisers will be rated at 26x frequency rates.
Charity advertisers will be rated at 48x frequency rates.
Academic advertisers will be rated at 26 frequency rates.
Tribute ads will be rated at 48x frequency rates

Restaurant Business Builder

Combo Broward Weekend, Tropical Life Sunday (Broward), Tropical Life Thursday (Broward) and Miami.com
The perfect restaurant advertising solution delivering the best results for your restaurant by reaching the market and your neighborhood. Consistent, easy and affordable. Package price includes 30-day adlink on Miami.com.

	2 col x 5"	3 col x 5"
13X B&W	374.00	478.00
26X B&W	305.00	388.00
Annual (48x) B&W	275.00	348.00

Auto Care

An Auto Care ad (2 col x 5" B&W) can be placed in Wednesday's El Nuevo Herald and one Miami-Dade Neighbors zone on Thursday and Sunday as low as $260 (26x). Package price includes 30-day adlink on MiamiHerald.com/Cars channel.

1x	6x	13x	26x
355.00	320.00	290.00	260.00

Everything for Kids

An Everything for Kids ad (2 col x 5" B&W) can be placed in Wednesday's El Nuevo Herald and one Miami-Dade Neighbors zone on Thursday and Sunday as low as $260 (26x). Package price includes 30-day adlink on MomsMiami.com.

1x	6x	13x	26x
355.00	320.00	290.00	260.00

Health and Fitness

A Health and Fitness ad (2 col x 5" B&W) can be placed in Wednesday's El Nuevo Herald and one Miami-Dade Neighbors zone on Thursday and Sunday as low as $260 (26x). Package price includes 30-day adlink on MiamiHerald.com/ living channel on MiamiHerald.com.

1x	6x	13x	26x
355.00	320.00	290.00	260.00

Golf Banner Page

Publishes every Friday in Miami Herald Sports. Package price includes 30-day adlink on Miami.com/Sports on MiamiHerald.com/Community-News.
2 col. x 3" B&W $498
2 col. x 6" B&W $996

Contact Information

For more information on these and other Miami Herald products, contact your Miami Herald representative or call our Advertising Offices:
Display Advertising Main Office: 800-766-2820
Email us:adinfo@miamiherald.com
Be sure to visit MiamiHeraldAdvertising.com. All rates current at time of publication.

Miscellaneous Notes

- For information regarding contracts/policies/terms, please refer to contracts Policies/Terms rate card (H1).
- For information regarding deadlines, please refer to Deadlines rate card (H2).
- For information regarding mechanical requirements, please refer to Mechanical Requirements rate card (H3).

10 D (12)

Miami Herald
MEDIA COMPANY

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

RECOMMENDATION MEMORANDUM

DATE: **September 3, 2013**

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

RECOMMENDED BY: Frank Rollason, Interim Village Manager

PRESENTED BY STAFF: Frank Rollason, Interim Village Manager

SUBJECT: Revision of Contract

RECOMMENDATION:

It is my recommendation that the Commission consider revising my contract to reflect an adjustment to the previously agreed upon salary of $8,500 a month to $8,000 a month.

BACKGROUND:

My current salary is $8,500 a month. I have determined that $8,000 a month would be a fair and just amount. Further, this revision will allow the Village to have a cost savings of $500 a month for the remaining term of my contract.

FINANCIAL IMPACT:

The Village will save an additional $500 a month by accepting my recommendation to reduce my current salary of $8,500 a month.

PERSONNEL IMPACT:

None

12A(1)

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: September 13, 2013

TO: Yvonne P. Hamilton
Village Clerk

FROM: Frank K. Rollason
Interim 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, APPROVING THE FIRST AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN FRANK K. ROLLASON AND NORTH BAY VILLAGE; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE VILLAGE; AND PROVIDING AN EFFECTIVE DATE.

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

FKR:yph

12A(2)

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, APPROVING THE FIRST AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN FRANK K. ROLLASON AND NORTH BAY VILLAGE; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE VILLAGE; AND PROVIDING AN EFFECTIVE DATE. ***(INTRODUCED BY INTERIM VILLAGE MANAGER FRANK K. ROLLASON)***

WHEREAS, on July 22, 2013, the Village Commission approved Resolution 2013-55 approving an Employment Agreement with Frank K. Rollason, Interim Village Manager; and

WHEREAS, the Village wishes to enter into an Amended Interim Village Manager Employment Agreement with Mr. Frank K. Rollason.

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

Section 1: **Recitals**. The foregoing recital is hereby confirmed and ratified as being true and the same is made a specific part of this Resolution.

Section 2: **Approval of Agreement.** The First Amendment to the Employment Agreement between the Village and Mr. Frank K. Rollason, attached hereto as Exhibit "A," is approved.

Section 3. **Execution of the Agreement**. The Mayor is authorized to execute the Employment Agreement on behalf of the Village.

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

The motion to adopt the foregoing Resolution was offered by _____, seconded by _____. The votes were as follows:

FINAL VOTE ADOPTION:

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

12A(3)

PASSED AND ADOPTED this ___ day of October 8, 2013.

Connie Leon-Kreps
Mayor

ATTEST:

Yvonne P. Hamilton, CMC
Village Clerk

APPROVED AS TO FORM FOR USE ONLY BY
NORTH BAY VILLAGE:

Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.
Village Attorney

North Bay Village Resolution-First Amendment to Employment Agreement with Interim Village Manager Frank K. Rollason.

12A(4)

FIRST AMENDMENT TO EMPLOYMENT AGREEMENT BETWEEN FRANK K. ROLLASON AND NORTH BAY VILLAGE

This Amended Interim Village Manager Employment Agreement ("Amended Agreement") is entered into by, and between North Bay Village ("Village") and Frank K. Rollason ("Mr. Rollason").

WHEREAS, the Village is conducting a search for an individual to employ as permanent Village Manager and intends, in due course, to fill that position; and

WHEREAS, the Village employs Mr. Rollason as Interim Village Manager pursuant to that certain Interim Village Manager Employment Agreement ("Original Agreement") approved by the Village Commission via Resolution Number 2013-55, passed on July 22, 2013, and executed by Mr. Rollason on July 23, 2013; and

WHEREAS, the Parties desire to modify the Original Agreement so that Mr. Rollason shall be paid at a rate equivalent to $8,000.00 per month instead of the rate of $8,500.00 per month as provided in the Original Agreement; and

WHEREAS, the Parties desire to incorporate this Amended Agreement into the Original Agreement so that the two shall together constitute a single contract, the collective provisions of which shall be read, construed, and applied together.

NOW, THEREFORE, in consideration of the mutual promises exchanged herein and other good and valuable consideration, the adequacy of which is hereby acknowledged, and intending to be legally bound, it is hereby agreed between the Parties as follows:

1. Recitations. The Parties agree that the recitations above are true and correct to the best of their belief and knowledge and incorporate them by reference as if fully set forth here.

2. Only Express Modifications Are Effective. All provisions of the Original Agreement shall remain in full force and effect as set forth in the Original Agreement except as expressly set forth otherwise in this Amended Agreement. In particular, but not by way of limitation, Mr. Rollason remains and shall be employed at the will and pleasure of the Village Commission. In any conflict between the provisions of the Original Agreement and this Amended Agreement, this Amended Agreement shall control.

3. Incorporation; Single Document. This Amended Agreement shall be and is hereby incorporated into the Original Agreement. The two documents shall constitute a single contract, the collective provisions of which shall be read, construed, and applied together.

4. Salary. Effective as of the date this Amended Agreement is fully executed by both Parties, Mr. Rollason shall be paid at a rate equivalent to $8,000.00 per month, payable according to the Village's usual payroll practices in equal, bi-weekly payments. All other payments and benefits remain as set forth in the Original Agreement.

12A(5)

5. Miscellaneous. This Amended Agreement is the entire agreement of the Parties on its subject matter and supersedes any and all other agreements, representations, or understandings of any kind thereon. The Parties agree that they have relied solely on the representations expressed herein in entering into this Amended Agreement and not on any other communication, representation, or understanding of any kind. This Amended Agreement shall be interpreted and construed according to its express language and not strictly against any Party regardless of authorship. The Original and Amended Agreements may be modified solely by a writing duly executed by both Parties. This Amended Agreement and disputes arising from it shall be governed by the laws of the State of Florida. Any disputes arising from this Amended Agreement shall be heard by a judge and not a jury in the courts of the State of Florida. Venue shall be proper in Miami-Dade County, Florida, and the Parties agree not to challenge that venue, regardless of convenience or other basis for challenge. The prevailing party in any litigation arising from this Amended Agreement shall be entitled to its reasonable attorney's fees and costs.

6. Effective Date. This Amended Agreement is effective as of the last-dated signature below.

IN WITNESS WHEREOF, the Parties, knowingly and voluntarily and intending to be legally bound, do hereby execute and enter into this Amended Agreement.

NORTH BAY VILLAGE

_____
CONNIE LEON-KREPS
Mayor

_____
DATE

APPROVED as to legality and form only for the benefit of North Bay Village

_____
Bryant Miller Olive, P.A.
Village Labor and Employment Counsel

ATTEST:

_____
YVONNE HAMILTON, CMC
Village Clerk

MR. ROLLASON

_____
FRANK K. ROLLASON

_____
DATE

12A(6)

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
RECOMMENDATION MEMORANDUM

DATE: **September 16, 2013**

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

RECOMMENDED BY STAFF/COMMISSIONER:
Commissioner Richard Chervony

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

SUBJECT: **Expenditure of Unbudgeted Funds**

RECOMMENDATION:

It is recommended that the Village Commission consider the attached Resolution that would prohibit the expenditure of unbudgeted capital improvement projects. Additionally, all unbudgeted capital improvement projects shall be postponed until they are included and funded in a subsequent annual budget, unless the Village Commission determines that the proposed improvement is required in order to address an emergency situation.

BACKGROUND:

A similar Resolution was proposed to the Village Commission at its meeting of September 11, 2012, where there was a 2-2 vote.

A financial burden is placed on the budget during the fiscal year, when unbudgeted expenditures are made, which results in reduction of the Village's financial reserves.

BUGETARY/FINANCIAL IMPACT (FINANCE DEPARTMENT):

Only budgeted funds will be expended during the fiscal year, unless funding is required for an emergency.

12B(1)

PERSONNEL IMPACT:

None.

12B(2)

RESOLUTION NO. _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA REQUIRING THAT ALL NON-EMERGENCY, UNBUDGETED CAPITAL IMPROVEMENT PROJECTS BE POSTPONED UNTIL INCLUDED AND FUNDED IN A SUBSEQUENT ANNUAL BUDGET UNLESS THE VILLAGE COMMISSION DETERMINES THAT THE PROJECT IS REQUIRED TO ADDRESS AN EMERGENCY SITUATION; AND PROVIDING AN EFFECTIVE DATE. ***(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)***

WHEREAS, the Village Commission is working to create a strong, fiscally responsible budget; and

WHEREAS, the Village Commission is planning for various capital improvements within its upcoming budget year; and

WHEREAS, the imposition of unbudgeted capital improvements during the fiscal year creates unnecessary and undesirable impacts on the Village's financial reserves and spending plan; and

WHEREAS, the Village Commission desires to allow for the implementation of unbudgeted capital improvements only in emergency situations as determined by the Commission; and

WHEREAS, the Village Commission finds that the adoption of this resolution is in the best interest of the Village.

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

Section 1. **Recitals.** The foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are made a specific part of this Resolution.

Section 2. **Direction to the City Manager.** The Village Manager shall not present any unbudgeted capital improvement project to the Village Commission for their approval and all unbudgeted capital improvement projects shall be postponed until included and funded in a subsequent annual budget, unless the Village Commission determines that the proposed improvement is required in order to address an emergency situation.

Section 3. **Effective Date.** This Resolution shall take effect immediately upon its adoption.

12B(3)

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 ____ day of October, 2013.

_____
Connie Leon-Kreps, Mayor

ATTEST:

_____
Yvonne P. Hamilton, CMC
Village Clerk

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

_____
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.
Village Attorney

North Bay Village Resolution: Unbudgeted Capital Improvement Projects-October 8, 2013.

12B(4)

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

MEMORANDUM
North Bay Village

DATE: July 3, 2013

TO: Yvonne P. Hamilton, CMC
Village Clerk

FROM: Richard Chervony
Commissioner

SUBJECT: Introduction of Resolution

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

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, REQUIRING THAT ALL NON-EMERGENCY, UNBUDGETED CAPITAL IMPROVEMENT PROJECTS BE POSTPONED UNTIL INCLUDED AND FUNDED IN A SUBSEQUENT ANNUAL BUDGET UNLESS THE VILLAGE COMMISSION DETERMINES THAT THE PROJECT IS REQUIRED TO ADDRESS AN EMERGENCY SITUATION; AND PROVIDING AN EFFECTIVE DATE.

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

RC:yph

12B(5)

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

RECOMMENDATION MEMORANDUM

DATE: **September 24, 2013**

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

RECOMMENDED BY:
Mayor, Connie Leon Kreps

PRESENTED BY STAFF:
Mayor, Connie Leon Kreps

SUBJECT: **Appointment of Village Manager**

RECOMMENDATION:

It is my recommendation that the Commission direct staff to close the search for a permanent Village Manager and appoint Mr. Frank Rollason, Interim Village Manager, to the position; and further approved the attached employment contract.

BACKGROUND:

Following the advertisement for a full-time permanent Village Manager, the Commission appointed Mr. Frank K. Rollason as Interim Village Manager at a Special Commission Meeting on July 22, 2013. Since his appointment, date Mr. Rollason has proven to be a first class manager who is genuinely interested in our Village's progress. In his short tenure, he has diligently worked with the administration to ensure that the very difficult budget process progressed smoothly, and most importantly, in a way that was easy to comprehend.

12C(1)

The atmosphere in Village Hall under, Mr. Rollason's direction is refreshing and productive.
On multiple occasions, staff has stated that "they feel lucky to have him on board", "he is a down to earth and approachable Manager", "morale is the highest it's ever been" etc.

Mr. Rollason worked tirelessly in his efforts to save our fire engine and his efforts were able to ensure that we can keep our fire truck. He is responsive, available, cares for our Village, and capable. For these reasons, as well as his proven track record in his career; for the progress we have witnessed thus far in his Interim appointment, I ask that the Commission consider directing our HR Director to cease the search for a permanent Village Manager and that the Commission approve the attached employment contract appointing Mr. Rollason as permanent Village Manager.

FINANCIAL IMPACT:

Contract will remain the same as the Interim Contract. Mr. Rollason's pay will continue to be a total of $8,000.00 per month ($96,000 per year as approved through budget).

PERSONNEL IMPACT:

Permanency and employee morale will improve.

12C(2)

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: September 30, 2013

TO: Yvonne P. Hamilton
Village Clerk

FROM: Connie Leon-Kreps
Mayor

SUBJECT: Introduction of Resolution

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

A RESOLUTION OF THE VILLAGE COMMISSISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN EMPLOYMENT AGREEMENT BETWEEN THE VILLAGE AND MR. FRANK K. ROLLASON, AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT, AND PROVIDING AN EFFECTIVE DATE.

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

CLK:yph

12C(3)

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

RESOLUTION NO. _____

A RESOLUTION OF THE VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN EMPLOYMENT AGREEMENT BETWEEN THE VILLAGE AND MR. FRANK ROLLASON, AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT, AND PROVIDING AN EFFECTIVE DATE.
(Introduced by Mayor Connie Leon-Kreps.)

WHEREAS, the Village wishes to enter into a Village Manager Employment Agreement with Mr. Frank Rollason.

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

Section 1: **Recitals**. The foregoing recital is hereby confirmed and ratified as being true and the same is made a specific part of this Resolution.

Section 2: **Approval of Agreement.** The Village Manager Employment Agreement between the Village and Mr. Frank Rollason, attached hereto as Exhibit "A," is approved.

Section 3. **Execution of the Agreement**. The Mayor is authorized to execute the Village Manager Employment Agreement on behalf of the Village.

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

The motion to adopt the foregoing Resolution was offered by _____, seconded by _____. The votes were as follows:

FINAL VOTE ADOPTION:

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

PASSED AND ADOPTED this ___ day of October, 2013.

_____
Connie Leon-Kreps

12C(4)

Mayor

ATTEST:

_____
Yvonne P. Hamilton, CMC
Village Clerk

APPROVED AS TO FORM FOR USE ONLY BY
NORTH BAY VILLAGE:

_____
Bryant Miller Olive, P.A.
Village Labor and Employment Counsel

12C(5)

VILLAGE MANAGER EMPLOYMENT AGREEMENT

This Village Manager Employment Agreement ("Agreement") is entered into, by, and between North Bay Village ("Village") and Frank K. Rollason ("Mr. Rollason").

WHEREAS, the Village has conducted a search for an individual to employ as permanent Village Manager with the intent to fill that position.

NOW, THEREFORE, in consideration of the mutual promises exchanged herein and other good and valuable consideration, the adequacy of which is hereby acknowledged, and intending to be legally bound, it is hereby agreed between the Parties as follows:

1. Recitations. The Parties agree that the recitations above are true and correct to the best of their belief and knowledge and incorporate them by reference as if fully set forth here.

2. Employment At Will. The Village agrees to employ Mr. Rollason and Mr. Rollason agrees to be employed in the position of Village Manager according to the terms set forth herein. Notwithstanding any other provision herein, Mr. Rollason shall be employed at the will and pleasure of the Village Commission.

3. Duties. Mr. Rollason shall perform all the normal and customary duties of the position, including but not limited to those specific duties set forth in the Village charter, and such other appropriate duties as may be directed by the Mayor and Village Commission. Mr. Rollason shall devote his full time and best efforts to these duties.

4. Salary And Benefits.Mr. Rollason shall be paid at a rate equivalent to $8,000.00 per month, payable according to the Village's usual payroll practices in equal, bi-weekly payments. Mr. Rollason shall accrue vacation leave from his original appointment as Interim Village Manager dated July 23, 2013 through July 22, 2014, but shall not be eligible to utilize any vacation time until completion of his first full year of service beginning July 23, 2013. Upon Mr. Rollason's first year anniversary, July 23, 2014, he will receive, per management benefits policy, three (3) weeks of vacation leave placed in his vacation bank. Furthermore, the vacation time Mr. Rollason would have received during his first year of employment (July 23, 2013-July 22, 2014) (three (3) weeks) will also be added to his vacation bank. In summary, the total amount of vacation time that Mr. Rollason will receive on July 23, 2014 will be six (6) weeks. Mr. Rollason shall utilize any accrued vacation time during a specific year within the following year or lose it at the end of that year's Anniversary Date (July 23rd). Any unused accrued vacation leave for the current year shall be payable to Mr. Rollason upon severance with the Village. He shall be entitled to paid sick leave accruing at the rate of 3.69 hours per biweekly pay period and subject to use on the same terms as applied generally to management employees of the Village. Unused accrued sick leave shall not be payable upon termination. He shall receive a cellular telephone stipend of $100.00 per month and a vehicle allowance of $138.00 biweekly. Mr. Rollason may choose not to participate in the Florida Retirement System ("FRS") as a Village employee and, if he so chooses, shall execute the necessary forms to withdraw from FRS pursuant to Florida Statutes Section 121.055(1)(b)(2).

12 C(6)

5. Miscellaneous. This Agreement is the entire agreement of the Parties on its subject matter and supersedes any and all other agreements, representations, or understandings of any kind thereon. The Parties agree that they have relied solely on the representations express herein in entering into this Agreement and not on any other communication, representation, or understanding of any kind. This Agreement shall be interpreted and construed according to its express language and not strictly against any Party regardless of authorship. This Agreement and disputes arising from it shall be governed by the laws of the State of Florida. Any disputes arising from this Agreement shall be heard by a judge and not a jury in the courts of the State of Florida. Venue shall be proper in Miami-Dade County, Florida, and the Parties agree not to challenge that venue, regardless of convenience or other basis for challenge. The prevailing party in any litigation arising from this Agreement shall be entitled to its reasonable attorney's fees and costs. This Agreement may be modified only by a writing signed by all parties. This Agreement may be executed in counterparts and all such counterparts shall constitute a single document. Electronically transmitted signatures shall be valid originals.

6. Effective Date. This Agreement is effective as of the last-dated signature below.

IN WITNESS WHEREOF, the Parties, knowingly and voluntarily and intending to be legally bound, do hereby execute and enter into this Agreement.

NORTH BAY VILLAGE

_____
CONNIE LEON-KREPS
Mayor

_____
DATE

APPROVED as to legality and form only for the benefit of North Bay Village

_____
Bryant Miller Olive, P.A.

ATTEST:

_____
YVONNE HAMILTON, CMC
Village Clerk

MR. ROLLASON

_____
FRANK K. ROLLASON

_____
DATE

12(17)

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

RECOMMENDATION MEMORANDUM

DATE: **September 30, 2013**

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

RECOMMENDED BY STAFF/COMISSIONER: Frank Rollason, Interim Village Manager; Nina Boniske, Village Attorney

PRESENTED BY STAFF: Frank Rollason, Interim Village Manager; Nina Boniske, Village Attorney

SUBJECT: Renewal of Franchise Agreement with Peoples Gas System

---

RECOMMENDATION:

It is recommended that the Village Commission adopt an Ordinance approving a new Franchise Agreement with Peoples Gas System ("Peoples").

BACKGROUND:

In 1983 the Village adopted Ordinance 83-120, which authorized a 30-year franchise with Peoples for the use of the Village's rights-of-ways to provide natural gas throughout the Village. The franchise is set to expire in November of 2013. Under the existing franchise, Peoples pays the Village a 6% franchise fee based upon its gross revenues derived from the sale of natural gas to residential, commercial and industrial customers within the Village (excluding uncollectable invoices).

12D(1)

The new Franchise would provide the same Franchise Fee. In exchange for the payment of the Franchise Fee and the issuance of the franchise to Peoples, the Village agrees not to be in the business of providing electric utilities. The newly proposed franchise (the "Franchise") is for a term of 30 years, and Peoples would pay the Village the 6% Franchise Fee in monthly installments. Under the new Franchise, the Village would coordinate the location of facilities in the rights-of-ways. Peoples would indemnify and provide liability insurance in favor of the Village for any damages that might occur in the Village's Rights-of-ways.

BUDGETARY IMPACT (FINANCE DEPT):

This historical revenues received by the Village from the existing franchise for the last 3 years have been approximately $ 20,052 per year. The Village is projected to receive $20,244 for the Fiscal Year ending September 30, 2013. Under the new Franchise, the Village is projected to receive approximately $20,000 in gas franchise fees for Fiscal Year 2014. As the Village has recently approved new development, and it is anticipated that other vacant and developed parcels will be developed/redeveloped in the near future, when those projects are competed and on-line, the Village's franchise fee revenues should show some increase. This would be mainly for multi-family and commercial development that uses natural gas.

PERSONNEL IMPACT:

None.

12D(2)

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

MEMORANDUM

North Bay Village

DATE: October 2, 2013

TO: Yvonne P. Hamilton
Village Clerk

FROM: Frank K. Rollason
Interim Village Manager

SUBJECT: Introduction of Resolution

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

AN ORDINANCE GRANTING TO PEOPLES GAS SYSTEM, A DIVISION OF TAMPA ELECTRIC COMPANY, ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE NATURAL GAS FRANCHISE TO USE THE PUBLIC RIGHTS OF WAY OF NORTH BAY VILLAGE, FLORIDA, IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENTS TO NORTH BAY VILLAGE; PROVIDING FOR REPEAL OF EXISTING FRANCHISE ORDINANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

FKR:yph

12D(3)

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

ORDINANCE NO. _____

AN ORDINANCE GRANTING TO PEOPLES GAS SYSTEM, A DIVISION OF TAMPA ELECTRIC COMPANY, ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE NATURAL GAS FRANCHISE TO USE THE PUBLIC RIGHTS OF WAY OF NORTH BAY VILLAGE, FLORIDA, IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENTS TO NORTH BAY VILLAGE; PROVIDING FOR REPEAL OF EXISTING FRANCHISE ORDINANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village Commission of North Bay Village, Florida recognizes that North Bay Village and its citizens need and desire the continued benefits of natural gas service; and

WHEREAS, the provision of such service requires substantial investments of capital and other resources in order to construct, maintain and operate facilities essential to the provision of such service in addition to costly administrative functions, and North Bay Village does not desire to undertake to provide such services; and

WHEREAS, Peoples Gas System (the "Company") is a public utility which has the demonstrated ability to supply such services; and

WHEREAS, there is currently in effect a franchise agreement between North Bay Village and the Company, the terms of which are set forth in North Bay Village Ordinance No. 83-20, passed and adopted November 23, 1983, and granting to the Company, its successors and assigns, a thirty (30) year natural gas franchise ("Current Franchise Agreement"); and

12D(4)

WHEREAS, the Company and North Bay Village desire to enter into a new agreement (New Franchise Agreement) providing for the payment of fees to North Bay Village in exchange for the non-exclusive right and privilege of supplying natural gas and other services within North Bay Village free of competition from North Bay Village, pursuant to certain terms and conditions, and

WHEREAS, the Village Commission of North Bay Village deems it to be in the best interest of North Bay Village and its citizens to enter into the New Franchise Agreement prior to expiration of the Current Franchise Agreement.

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

Section 1. Definitions.

For the purposes of this Ordinance, the following terms shall have the meaning given herein.

A. "Customer" shall mean any Person served by the Company within the corporate limits of the Village.

B. "Village" shall mean North Bay Village, Miami-Dade County, Florida, its successor and assigns.

C. "Company" shall mean Peoples Gas System, a division of Tampa Electric Company, a Florida corporation, its successors and assigns.

D. "Distribution System" shall mean any and all transmission pipe lines, main pipe lines and service lines, together with all tubes, traps, vents, vaults, manholes, meters, gauges, regulators, valves, conduits, attachments, structures and other appurtenances, as are used or useful in the sale, distribution, transportation or delivery of Natural Gas and as are situated within the corporate limits of the Village.

12015

E. "Effective Date" shall mean the date this Franchise becomes Effective as described in Section 19 below.

F. "Franchise Fee" shall mean the fee paid by the Company to the Village for the use of the Village's Rights-of-Way as specified in Section 10.

G. "Franchise" or "Franchise Agreement" shall mean this agreement, as passed and adopted by the Village and accepted by the Company, as provided in Section 19.

H. "FPSC" shall mean the Florida Public Service Commission or any successor agency.

I. "Gross Revenues" shall mean all revenues (as defined by the Florida Public Service Commission) received by the Company from any Customer from the sale of Gas.

J. "Person" shall mean any individual, firm, partnership, estate, corporation, company or other entity, including, but not limited to, any government entity or utility.

K. "Natural Gas" or "Gas" shall mean natural gas and/or manufactured gas and/or a mixture of gases, which is distributed in pipes and measured by meter on the Customer's premises. It shall not mean propane gas or liquefied petroleum gas (commonly referred to as "bottled gas").

L. "Right-of-way" means any street, road, lane, highway, avenue, boulevard, alley, waterway, bridge, easement, public place or other right-of-way that is owned or controlled by the Village.

12D(6)

Section 2. Grant of Non-Exclusive Franchise.

The Village hereby grants to the Company the non-exclusive right, privilege, and franchise to lay, erect, construct, operate and maintain in, on or under any and all Rights-of-way, as they now exist or may be hereafter constructed, opened, laid out or extended within the present incorporated limits of the Village, or in such territory as may be hereafter added or annexed to, or consolidated with, the Village, a Distribution System subject to the terms and conditions herein contained.

Section 3. Term of Franchise.

Except as provided in Section 15, the Franchise hereby granted shall be for a period of thirty (30) years from the effective date of this Ordinance.

Section 4. Assignment.

A. The Franchise hereby granted shall not be leased, assigned or otherwise alienated or disposed of except with the prior express written consent of the Village, which shall not be unreasonably withheld or unduly delayed. No assignment shall be allowed without the assignee assuming the terms of the Franchise Agreement with the Village.

B. Notwithstanding the foregoing, the Company may, without the consent of the Village, lease, assign or otherwise alienate and transfer this Franchise in connection with the lease or sale of the Distribution System or upon its merger or consolidation with, or transfer to, a corporation engaged in a similar business (including an affiliate or subsidiary of the Company).

12D(7)

Section 5. Village Covenant.

As a further consideration for this Franchise Agreement, the Village covenants and agrees that it will not, during the term of this Franchise Agreement or any extension thereof, engage in the business of distributing or selling Natural Gas within the corporate limits of the Village, during the term of this Franchise Agreement.

Section 6. Use of Streets.

The Distribution System shall be erected, placed, or laid in such manner as will, consistent with necessity, least interfere with other public uses of the Rights-of-way, and said Rights-of-way shall not be unnecessarily obstructed, and before, except in an emergency situation, the Company makes any excavation or disturbs the surface of any of the Rights-of-way, it shall make application for a permit to the appropriate Village authority. The Village shall issue, or if applicable deny, permits within ten (10) business days of application by the Company. In consideration of the franchise fees contemplated in this agreement, the Village shall not charge the Company any permit fees for the issuance of such permits; however, the Company shall be required to post a bond as part of the permitting process. The Company shall, with due diligence and dispatch, place such Rights-of-way in as good a condition as before such excavation or disturbance was made; provided, however, that should the Company fail, within ten (10) days of its receipt of written notice from the Village, to restore such Rights-of-way, then the Village may undertake such restoration (other than any restoration work on the Distribution System) and utilize the bond or charge the reasonable cost thereof to the Company.

12D(8)

To the extent consistent with Florida law, the Company hereby agrees to abide by all the rules and regulations and ordinances which the Village has passed or might pass in the future, in the exercise of its police power, and further agrees to abide by any established policy which the Village or its duly authorized representative has passed, established, or will establish, in the exercise of its police power; provided, however, that the Village shall not pass any ordinance or regulation that results in a material change in the rights or obligations of the Company under the Franchise Agreement.

Section 7. Maintenance.

All such components of the Distribution System of the Company located within the Village shall be installed and maintained in accordance with accepted good practice and in accordance with the orders, rules, and regulations of the Florida Public Service Commission.

Section 8. Laying of Pipe.

All components of the Distribution System shall be laid consistent with all applicable codes, rules, regulations and laws, including, to the extent consistent with all applicable codes, rules, regulations and laws, specifications contained in Village permits.

Section 9. Construction Work.

The Village reserves the right to permit to be laid electric conduits, water and gas pipes and lines, cable, fiber optics, sewers, stormwater, and to do and permit to be done any underground work that may be deemed necessary or proper by the Village in, across, along, or under any Right–of-way. Whenever, by reason of establishing a grade or by reason of changes in the grade of any Right-of-way, or by reason of the widening, grading, paving, or otherwise

12D(9)

improving present or future Rights-of-way, or in the location or manner of construction of any water pipes, electric conduits, sewers, or other underground structure located within the Rights-of-way, it shall be deemed necessary by the Village to remove, relocate or disconnect any portion of the Distribution System of the Company hereto for such public purpose, such removal, relocation or disconnection shall be made by the Company as ordered in writing by the Village without claim for reimbursement. If the Village shall require the Company to remove, relocate or disconnect any portion of its Distribution System or in any way to alter the placement or location of the Distribution System, to enable any other Person (excluding the Village for the purposes of this sentence) to use said Rights-of-way of the Village, as part of its permitting or approval process, the Village shall require the Person desiring or occasioning such removal, relocation, disconnection or alteration to reimburse the Company for any loss, cost or expense caused by or arising out of such removal, relocation, disconnection or alteration of any portion of the Distribution System. The Company further agrees that it will not interfere with, change, or injure any water pipes, drains, or sewers of said Village unless it has received specific permission from the Village or its duly authorized representative.

Section 10. Franchise Fee.

Subject to Section 11 below, within thirty (30) days after the close of the first full billing month following the effective date of this Franchise Agreement, and each month thereafter during the term of this Franchise Agreement, the Company, its successors or assigns, shall pay to the Village, or its successors, a sum of money equal to six percent (6%) of the Company's Gross Revenues for the previous month, less any adjustments for uncollectable accounts, from the sale of Natural Gas to Customers within the corporate limits of the Village. The Franchise Fee

12D(10)

payment shall be deemed paid on time if post-marked within thirty (30) days of the close of the preceding billing month. Late payments shall be subject to interest at a rate of twelve percent (12%) per annum.

Section 11. Identification of Village Residents.

No less than thirty (30) days prior to the Effective Date, the Village shall deliver to the Company such information (including Village limit streets and block numbers) as is needed by the Company to determine which of its customer are located within the Village limits. The Village shall also provide such information no less than thirty (30) days prior to the effectiveness of any change in said limits, whether by addition, annexation or consolidation, or upon the Company's request. The Company shall be relieved of any obligation to pay Franchise Fees to the extent the Village has failed to provide information in accordance with this Section 11.

Section 12. Accounts and Records.

The Company shall maintain accounting, maintenance, and construction records as prescribed by the FPSC. The Company shall establish and maintain appropriate accounts and records in such detail that revenues within the corporate limits of the Village are consistently declared separately from all other revenues, and such records shall be maintained within the State of Florida. Upon request by the Village, or its designated representative, the Company shall make available said records within thirty (30) days to the Village for the determination of the accuracy of the Gross Revenues upon which the Company's Franchise Fee is based. The Company shall maintain its billing records only for the period of time required by the FPSC and any examination conducted after such period shall be confined to the billing records then available.

RD(11)

Section 13. Insurance.

During the term of this Franchise, the Company shall file with the Village Clerk and shall keep in full force and effect at all times during the effective period hereof, insurance certificates evidencing a general liability insurance policy or policies or evidence of self-insurance within the corporate limits of the Village, as they currently exist or may exist in the future. Each such policy shall be in the minimum sum of $1,000,000.00 for injury or death to any one person, and in the minimum sum of $5,000,000.00 for injury or death to all persons where there is more than one person involved in any one accident, and in the minimum sum of $1,000,000.00 for damage to property, resulting from any one accident, and each of the said minimum sums shall remain in full force and shall be undiminished during the effective period of this Ordinance. The Village shall be named as an additional insured on such policies. The coverage requirements set forth in this Section 13 may be satisfied, in whole or in part, with self-insurance upon the Company providing the Village Manager with satisfactory documentation of self-insurance reserves at such amounts as are acceptable to the Village Manager. The Village shall not be subordinate to other payees/claimants should the Company choose to self insure.

Every such insurance policy shall contain a provision whereby every company executing the same shall obligate itself to notify the clerk of the Village, in writing, at least thirty (30) days before any material alteration, modification, or cancellation of such policy is to become effective.

Section 14. Indemnification.

In consideration of the permissions granted to the Company by this Franchise Agreement, the Company hereby agrees to indemnify and hold harmless the Village, its officers, agents and

12D(12)

employees from and against claims, suits, actions, and causes of action, to the extent caused by the Company, it's officers, agents or employees criminal acts, intentional torts, strict liability or negligent operation of the Distribution System within the Village during the term of this Franchise and resulting in personal injury, loss of life or damage to property sustained by any person or entity, through or as a result of the doing of any work herein authorized or the failure to do work herein required, and including all reasonable costs, attorney's fees, expenses and liabilities incurred by the Village in connection with any such claim, suit or cause of action, including the investigation thereof, and the defense of any action or proceeding brought thereon and any order, judgment or decree which may be entered in any such action or proceeding or as a result thereof; provided, however, that neither the Company nor any of its employees, agents, contractor, licensees, or sublessees shall be liable under this section for any claims, demands, suits, actions, losses, damages, or expenses, including attorney's fees, arising out of the negligence, strict liability, intentional torts, criminal acts, or error of the Village, its officers, agents, or employees. The provisions of this section shall survive the expiration or earlier termination of this Franchise Agreement. Notwithstanding any provision herein to the contrary, the Company's liability under this Agreement shall be limited to the assets and business of Peoples Gas System, a division of Tampa Electric Company, as if Peoples were incorporated separate and apart from Tampa Electric Company.

Section 15. Termination by Village.

Violation by the Company of any of the covenants, terms, and conditions hereof, or default by the Company in observing or carrying into effect any of said covenants, terms and conditions, shall authorize and empower the Village to declare a termination this Franchise

12D(13)

Agreement; provided, however, that before such action by the Village shall become operative and effective, the Company shall have been served by the Village with a written notice setting forth all matters pertinent to such violation or default, and describing the action of the Village with respect thereto, and the Company shall have had a period of sixty (60) days after service of such notice, or, in the event such cure reasonably requires a period of more than sixty (60) days, sixty (60) days to present a plan, reasonably satisfactory to the Village, to effect such cure; and provided further that any violation or default resulting from a strike, a lockout, an act of God, or any other cause beyond the control of the Company shall not constitute grounds for termination.

Section 16. Changes in Provisions Hereof.

Changes in the terms and conditions hereof may be made by written agreement between the Village and the Company.

Section 17. Severability; Change in Law; Repeal.

A. If any section, part of a section, paragraph, sentence, or clause of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of any other portion hereof, but shall be restricted and limited in its operation and effect to that specific portion hereof involved in the controversy in which such decision shall have been rendered; provided, however, that should elimination of the specific portion of the Franchise Agreement adjudged to be invalid results in significant adverse consequences to a party, then that party may terminate this Franchise Agreement by providing thirty (30) days written notice to the other party.

B. Upon the issuance by a court of competent jurisdiction of an order, ruling, or decision, or the enactment or adoption by the Florida Legislature, the Village or any other

12D(4)

governmental or regulatory body, of a law, rule, regulation or ordinance, that materially diminishes a municipality's ability to exact franchise fees from a utility, or that effectively does away with the ability of a municipality to grant a franchise altogether, then the Company or Village may terminate this Franchise Agreement by providing ninety (90) days written notice to the other party.

C. Ordinance No. 83-20, passed and adopted on November 23, 1983 and all other ordinances and parts of ordinances and all resolutions and parts of resolutions in conflict herewith, are hereby repealed.

Section 18. Governing Law/Venue.

This Franchise shall be governed by the laws of the State of Florida and applicable federal law. Venue for any litigation arising out of this Franchise Agreement shall be in Miami-Dade County

Section 19. Effective Date.

This Franchise Agreement shall become effective upon its execution by each of the Village and the Company.

A motion to approve the foregoing Ordinance on first reading was offered by _____, seconded by_____.

THE VOTES WERE AS FOLLOWS:

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

12D(15)

A motion to approve the foregoing Ordinance on second reading was offered by _____, seconded by_____.

FINAL VOTES AT ADOPTION:

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

DULY PASSED AND ADOPTED __ day of October 2013.

_____
Connie Leon-Kreps
Mayor

ATTEST:

_____
Yvonne P. Hamilton, Village Clerk, CMC

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

_____
Village Attorney
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.

Accepted this _____ day of _____, 2013

Peoples Gas System, a division of Tampa Electric Company

By: _____

Title: _____

12D(14)

ORDINANCE NO. 2013-__

AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA AMENDING SECTION 151.19 OF THE VILLAGE CODE PERTAINING TO OFF-DUTY POLICE COVERAGE FOR BUILDING CONSTRUCTION OVER THREE STORIES TALL; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. ***(INTRODUCED BY INTERIM VILLAGE MANAGER FRANK K. ROLLASON)***

WHEREAS, the North Bay Village Code of Ordinances (the "Code") requires that off-duty police be provided during construction of buildings over three stories in height to monitor the flow of traffic in compliance with applicable law in and around the construction site from the time construction activity begins to the time construction activity ends; and

WHEREAS, the physical street layout of North Bay Village is such that construction traffic for any construction project within the Village will impact Kennedy Causeway thereby necessitating the consideration of impacts of any project on Kennedy Causeway in addition to the roadway a construction project is located on; and

WHEREAS, the Village desires to amend the code to clarify the responsibilities and determination of the type of safety officer provided and provide flexibility and criteria to allow for services based on development needs and impacts; and

WHEREAS, the Village finds the proposed revisions are in the best interest of the health, safety and general welfare of the residents of the Village.

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

Section 1. Recitals Adopted. The forgoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

Section 2. Village Code Amended. That Section 151.19 of the Village Code is amended to read as follows:

12E(1)

CHAPTER 151. BUILDINGS

***

CONSTRUCTION

***

151.19 - Off duty police officer required.

During the construction of any structure proposed to exceed three stories in height, from the time of the approval of the building permit for construction to the time the issuance of the certificate of occupancy, the applicant for said proposed structure shall be required to hire or otherwise appropriately engage an off-duty police officer or public service aide to monitor the flow of traffic in compliance with applicable law for the safety of neighboring residents in and around the construction site from the time construction activity begins to the time construction activity ends, as evidenced by the issuance of a temporary certificate of occupancy. ~~Further, t~~The applicant shall be required to utilize off duty police services from the ~~City of~~ North Bay Village Police Department, when available. The Police Department shall review the amount and type of construction traffic which will impact the neighborhood, the roadway the property fronts, as well as Kennedy Causeway; the amount and type of on-site activity and its effect on the neighborhood; and other public safety issues that are anticipated to arise from the construction project, to determine the staffing levels required. The ~~City of~~ North Bay Village Police Department shall approve all off-duty assignments, determine the staffing levels and qualifications required and ~~shall~~ assign the police officer or public service aide of its choice at the department's discretion. If the Chief of Police determines, based on the analysis required in this Section, that no significant adverse traffic or safety impacts will be imposed on the neighborhood, local affected streets, or Kennedy Causeway, this requirement may be waived by the Village Manager.

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.

12E(2)

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 _____, seconded by _____.

THE VOTES WERE AS FOLLOW:

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

APPROVED ON FIRST READING during a regular session of the Village Commission of North Bay Village this _____ day of _____.

FINAL VOTE ON ADOPTION:

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

PASSED AND ENACTED by the Village Commission of North Bay Village, Florida, this ___ day of _____.

_____
Connie Leon-Kreps
Mayor

12E(3)

ATTEST:

_____
Yvonne Hamilton, Village Clerk, CMC

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: Off Duty-Development Police Criteria)

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: October 2, 2013

TO: Yvonne P. Hamilton
Village Clerk

FROM: Frank K. Rollason
Interim Village Manager

SUBJECT: Introduction of Ordinance

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

AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA AMENDING SECTION 151.19 OF THE VILLAGE CODE PERTAINING TO OFF-DUTY POLICE COVERAGE FOR BUILDING CONSTRUCTION OVER THREE STORIES TALL; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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

FKR:yph

12E(5)

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

RECOMMENDATION MEMORANDUM

DATE: **July 31, 2013**

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

RECOMMENDED BY:
Vice Mayor Eddie Lim

PRESENTED BY STAFF:
Frank K. Rollason
Interim Village Manager

SUBJECT: **Business Development Advisory Committee**

RECOMMENDATION:

It is recommended that the Village Commissioner consider the proposed resolution to repeal Resolution No. 2012-12 to dissolve the Business Development Advisory Committee.

BACKGROUND:

The Business Development Advisory Committee was created by Resolution No. 2012-12 on April 10, 2012 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.

12F(1)

A meeting has not been held since January due to the lack of a quorum.

FINANCIAL IMPACT /BUDGETARY IMPACT:

None

PERSONNEL IMPACT:

None

12F(2)

RESOLUTION NO: _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, REPEALING RESOLUTION NUMBER 2012-12 PERTAINING TO THE BUSINESS DEVELOPMENT ADVISORY COMMITTEE; 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, the Business Development Advisory Committee has become inactive for lack of participation by certain members; and

WHEREAS, the Village Commission desires to dissolve the Business Development Advisory Committee and terminate committee memberships.

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 3: **Commission Action.** Resolution No. 2012-12 is hereby repealed, thereby dissolving the Business Development Advisory Committee and terminating all committee memberships.

Section 3: **Effective Date.** This Resolution shall take effect immediately upon approval.

A motion to approve the foregoing Resolution was offered by _____, seconded by _____.

12F(3)

Final Votes at Adoption:

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

DULY PASSED AND ADOPTED **this ___ day of October 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: Repeal of Resolution No. 2012-12 – Business Development Advisory Committee.

12 F(4)

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: September 30, 2013

TO: Yvonne P. Hamilton
Village Clerk

FROM: Eddie Lim
Vice Mayor

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, REPEALING RESOLUTION NUMBER 2012-12 PERTAINING TO THE BUSINESS DEVELOPMENT ADVISORY COMMITTEE; SETTING AN EFFECTIVE DATE.

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

EL:yph

12F(5)

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

Staff Report
Special Use Exception Request

Prepared for: *North Bay Village*
Village Commission

Applicant: *Royal Flagg Jonas, Barbara Jonas,*
Stanley Jonas and Dolores Jonas

Request: *Allow a Single Family Home in the*
RM-40 District

LaBue Planning
& Management Services, Inc.
1375 Jackson Street, Suite 206
Fort Myers, Florida
239-334-3366
Serving Florida Local Governments Since 1988

13A(1)

General Information

Owner/Applicant:	Royal Flagg Jonas, Barbara Jonas, Stanley Jonas and Dolores Jonas
Applicant Address:	1560 South Treasure Drive, North Bay Village
Contract Buyer:	Gail Westgate and Stuart Chase
Site Address:	1860 South Treasure Drive
Site Folio Number:	23-3209-014-0090
Contact Person:	Graham Penn
Contact Person Phone Number:	*305-377-6229*
E-mail Address	*gpenn@brzoninglaw.com*

	Existing
Future Land Use Map Classification	**Residential / Medium Density Multi-family Residential**
Zoning District	RM-40
Use of Property	Vacant
Acreage	0.275

Legal Description of Subject Property

SECTION 9, TOWNSHIP 53, RANGE 42 TREASURE ISLAND
1ST ADDN PORT OF TR B PB 57-6 LOT 17 BLK 8

Item Before the Village Commission

This application was heard before the Planning and Zoning Board on September 19, 2013 and is a special use exception request to allow a single family home in the RM-40 District. The Board recommended approval by a 4-0 vote. The recommendation of approval incorporated the conditions proposed by Staff.

13A(2)

Description of the Situation

The applicant is requesting to build a single family home on a parcel in the RM-40 zoning district. Under North Bay Village Section 152.028, this is allowed by approval of a special exception request by the Village Commission.

The subject lot has a Future Land Use designation of Residential/Medium Density Multi-family Residential and a zoning classification of RM-40, but does not meet the minimum frontage requirements of the RM-40 regulations. The property is 80 ft wide, rather than the required 100 ft. However, according to North Bay Village Section 152.004(D) (Nonconforming Uses), because this is a legally non-conforming lot, the single family use is allowed by right and a variance is not required.

Adjacent Future Land Use Map Classifications and Zoning Districts

North:	Future Land Use Map Classification:	Residential / Medium Density Multi-Family Residential
	Zoning District:	RM-40
	Existing Land Use:	Parking for Associated Multi-Family Residential
East:	Future Land Use Map Classification:	Residential / Medium Density Multi-Family Residential
	Zoning District:	RM-40
	Existing Land Use:	Multi-Family Residential
South:	Future Land Use Map Classification:	N/A
	Zoning District:	N/A
	Existing Land Use:	Biscayne Bay
West:	Future Land Use Map Classification:	Residential / Medium Density Multi-Family Residential
	Zoning District:	RM-40
	Existing Land Use:	Multi-Family Residential

13A(3)

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Consistency with the Comprehensive Plan

A single family use is allowed under the Residential (Medium Density Multi-Family) Future Land Use category within the Village's Comprehensive Plan. The single family use is therefore consistent with the Village's Comprehensive Plan.

Consistency with Land Development Code (LDC)

Section 152.028(D):

> *Special uses permitted. Uses permitted upon approval of the City Commission in accordance with the provisions pertaining to use exceptions:*
>
> > *Single family homes consistent with the setback provisions of the RS-1 (Low Density Single Family Residential District).*

According to Section 152.028 (above), the single family home is a specially permitted use; and must adhere to the RS-1 setback provisions of Section 152.026(C)(2):

Setback	*Distance (Feet)*
Front	*20*
Side (corner)	*20*
Side (interior)	*10*
Rear	*15*
Waterfront	*25*

Additionally, the lot has a frontage of 80 ft. The site development standards of Section 152.028 set the minimum frontage at 100 ft. However, in this case, a variance is not required because this is a legally non-conforming lot; and Section 152.004(D) guarantees the right to build a single family home in any district which permits the building of a single family home:

> *Nonconforming lots of record. In any district in which single-family dwellings are permitted, a single-family dwelling and customary accessory buildings may be erected on a single lot, tract, or parcel of land of record at the effective date of adoption of this section, notwithstanding limitations imposed by other provisions of this section.*
>
> *Such lots must be in separate ownership and not be of continuous frontage with other lots in the same ownership. This provision shall apply even though such lot fails to meet the requirements for area, width or depth, that are applicable in the zoning district in which the lot, parcel, or tract is located, provided, however, that*

required yard or area dimensions and requirements other than those site development standards applying to area, width, or depth shall conform to the regulations for the zoning district in which such lot is located.

If two or more lots, or combination of lots, or portions of lots with continuous frontage and single ownership are of record at the time of the passage of this section, and if all or part of the lots do not meet the requirements established for lot areas, width or depth, the lands involved shall be considered to be an undivided parcel and no portion of such parcel shall be used or sold in a manner which diminishes the degree of compliance with established lot width, area and depth requirements.

This development is also exempt from the Miami-Dade Shoreline Development Review regulations. Exemption is provided by North Bay Village Land Development Code Section 5.4.1 and Miami-Dade Section 33D-34(2).

Section 152.098 specifically provides for the authority for the Village Commission to approve, conditionally approve, or disapprove special use exception applications. Subsection (B)(9) of this section includes special uses enumerated in specific zoning districts. A single family home is specifically listed as a special use in the RM-40 District.

152.098 - Use exceptions

(A) In order to provide for adjustment in the relative locations of uses and buildings of the same or of different classifications; to promote the usefulness of these regulations as instruments for fact-finding, interpretation, application, and adjustment; and to supply the necessary flexibility to their efficient operation, special use exceptions are permitted by these regulations.

(B) The City Commission may permit the following buildings and uses as special exceptions, provided there are clear indications that such exceptions will not substantially affect adversely the uses permitted in these regulations of adjacent property.

(1) Day nursery.
(2) Religious institution.
(3) Private or commercially operated swimming pools or tennis courts, when not a permitted accessory use, and commercial recreational facilities.
(4) Exposition center, civic center, art gallery.
(5) Golf course, marina.
(6) Public buildings and facilities.
(7) Public utilities or public service uses, and appurtenances thereto.

(8) Structural alterations to special uses, after these uses are approved by the City Commission.

(9) Other special uses as may be enumerated in specific zoning districts.

(10) Reserved.

Potential Impacts Upon Adjacent Properties

North Bay Village Land Development Code Section 152.098(B) (above) requires a finding that a special exception use will not substantially affect adversely the uses allowed on adjacent properties. Staff finds that the single family use should not negatively impact the adjacent properties or their current and permitted uses. The surrounding uses are all multi-family and are higher intensity development than the proposed single family use. With the exception of the RS-1 setback provisions, the proposed single family development will adhere to the regulations of the RM-40 district.

Staff has also reviewed the plans submitted by the applicant (attached) and find that they appear to meet the applicable North Bay Village and Miami-Dade regulations. Additionally, it does not appear that the proposed plans will negatively impact adjacent properties.

Recommendation:

Based upon the foregoing analysis and findings that the single family use does not negatively impact adjacent properties or their current and permitted uses, staff recommends that the special use exception application be ***approved*** with the following stipulations*:*

1. Building permits and related approvals for the single family home must be obtained from the Building Official prior to commencement of construction.

2. 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.

3. Authorization or issue of a special exception use 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 special exception use 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.

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

All items were agreed upon by the Planning and Zoning Board, as well as the applicant.

Submitted by:
James L. LaRue
James L. LaRue, AICP
Planning Consultant

September 26, 2013

Hearing: Village Commission, October 8, 2013

Attachments: Future Land Use Map
Zoning Map
Aerial Photograph
Street View Photograph
Applicant Submitted Plans

Staff Report
Special Use Exception Request

Prepared for: *North Bay Village*
Planning & Zoning Board

Applicant: *Royal Flagg Jonas, Barbara Jonas,*
Stanley Jonas and Dolores Jonas

Request: *Allow a Single Family Home in the*
RM-40 District

LaRue Planning
& Management Services, Inc.
1375 Jackson Street, Suite 206
Fort Myers, Florida
239-334-3366
Serving Florida Local Governments Since 1988

13A(8)

General Information

Owner/Applicant:	Royal Flagg Jonas, Barbara Jonas, Stanley Jonas and Dolores Jonas
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Site Folio Number:	23-3209-014-0090
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Contact Person Phone Number:	*305-377-6229*
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Future Land Use Map Classification	**Residential / Medium Density Multi-family Residential**
Zoning District	RM-40
Use of Property	Vacant
Acreage	0.275

Legal Description of Subject Property

SECTION 9, TOWNSHIP 53, RANGE 42 TREASURE ISLAND
1ST ADDN PORT OF TR B PB 57-6 LOT 17 BLK 8

Item Before the Planning & Zoning Board

The application to be heard before the Planning and Zoning Board is a special use exception request to allow a single family home in the RM-40 District.

Staff Report
Special Use Exception

Applicant's Name: Royal Flagg Jonas
Single Family Home in the RM-40

Description of the Situation

The applicant is requesting to build a single family home on a parcel in the RM-40 zoning district. Under North Bay Village Section 152.028, this is allowed by approval of a special exception request by the Village Commission.

The subject lot has a Future Land Use designation of Residential/Medium Density Multi-family Residential and a zoning classification of RM-40, but does not meet the minimum frontage requirements of the RM-40 regulations. The property is 80 ft wide, rather than the required 100 ft. However, according to North Bay Village Section 152.004(D) (Nonconforming Uses), because this is a legally non-conforming lot, the single family use is allowed by right and a variance is not required.

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152.098 - Use exceptions

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(9) Other special uses as may be enumerated in specific zoning districts.
(10) Reserved.

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Staff has also reviewed the plans submitted by the applicant (attached) and find that they appear to meet the applicable North Bay Village and Miami-Dade regulations. Additionally, it does not appear that the proposed plans will negatively impact adjacent properties.

Recommendation:

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3. Authorization or issue of a special exception use 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 special exception use 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.

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

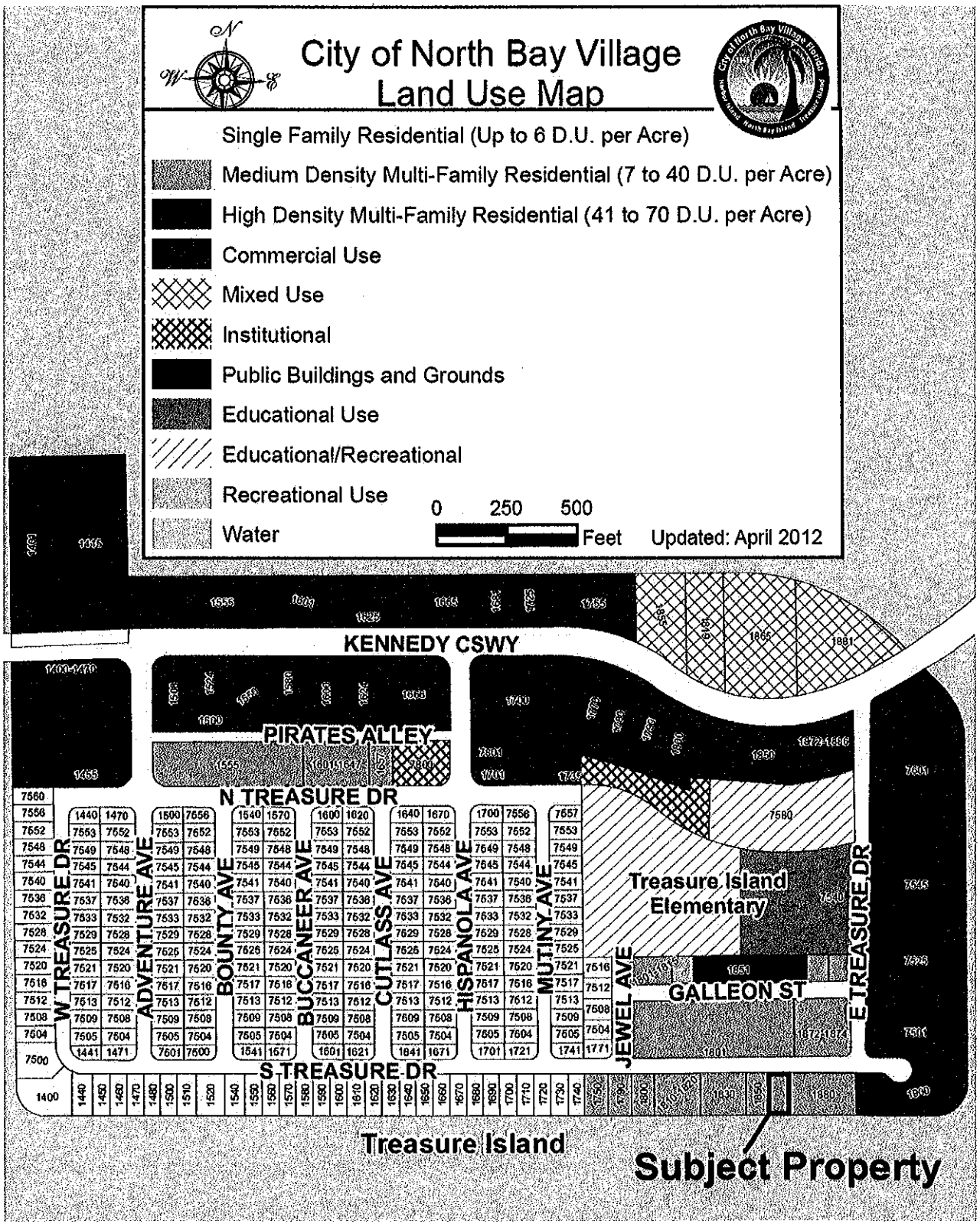
Submitted by:
James G. LaRue
James L. LaRue, AICP
Planning Consultant

September 9, 2013

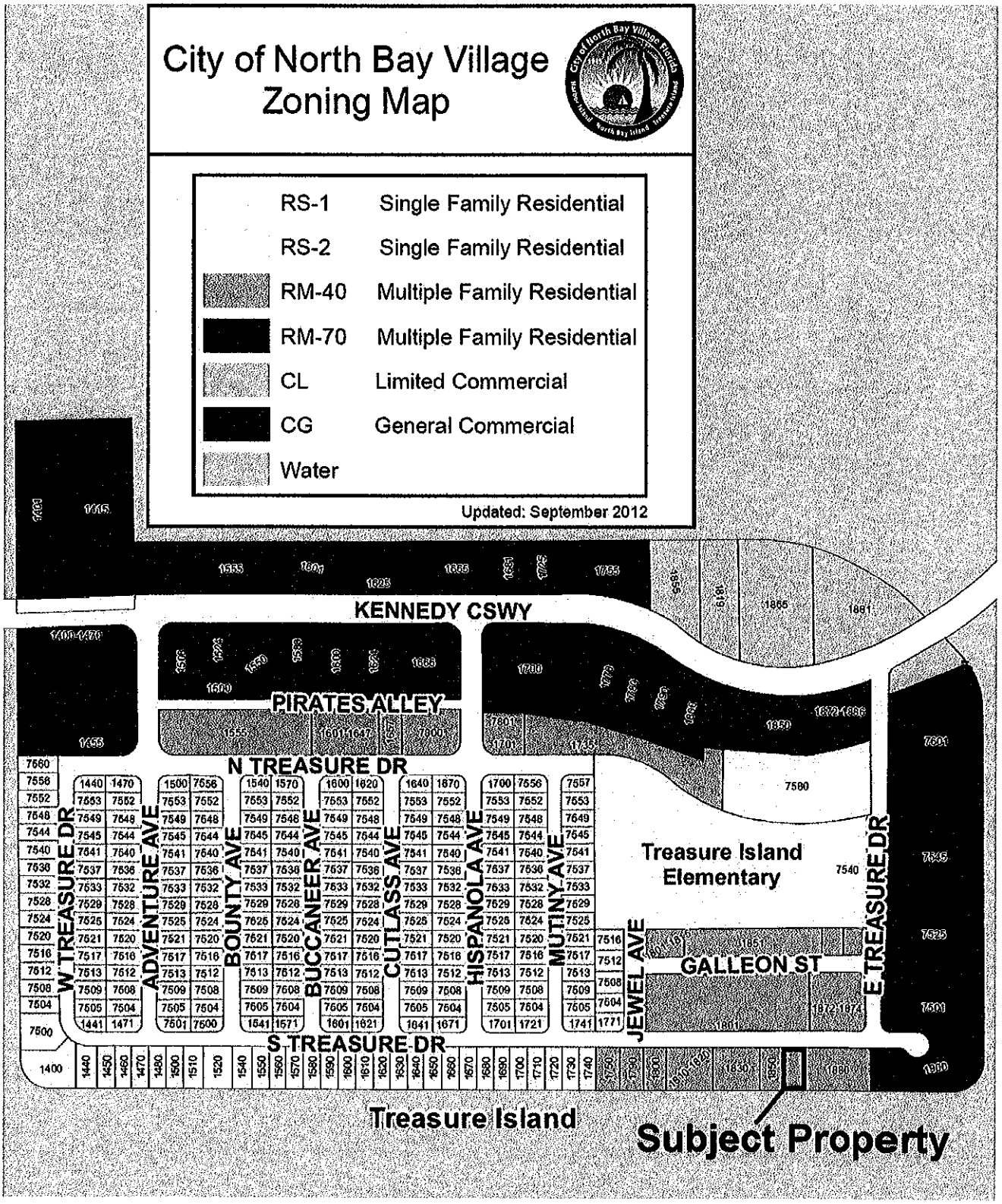
Hearing: Planning & Zoning Board, September 19, 2013

Attachments: Future Land Use Map
Zoning Map
Aerial Photograph
Street View Photograph
Applicant Submitted Plans

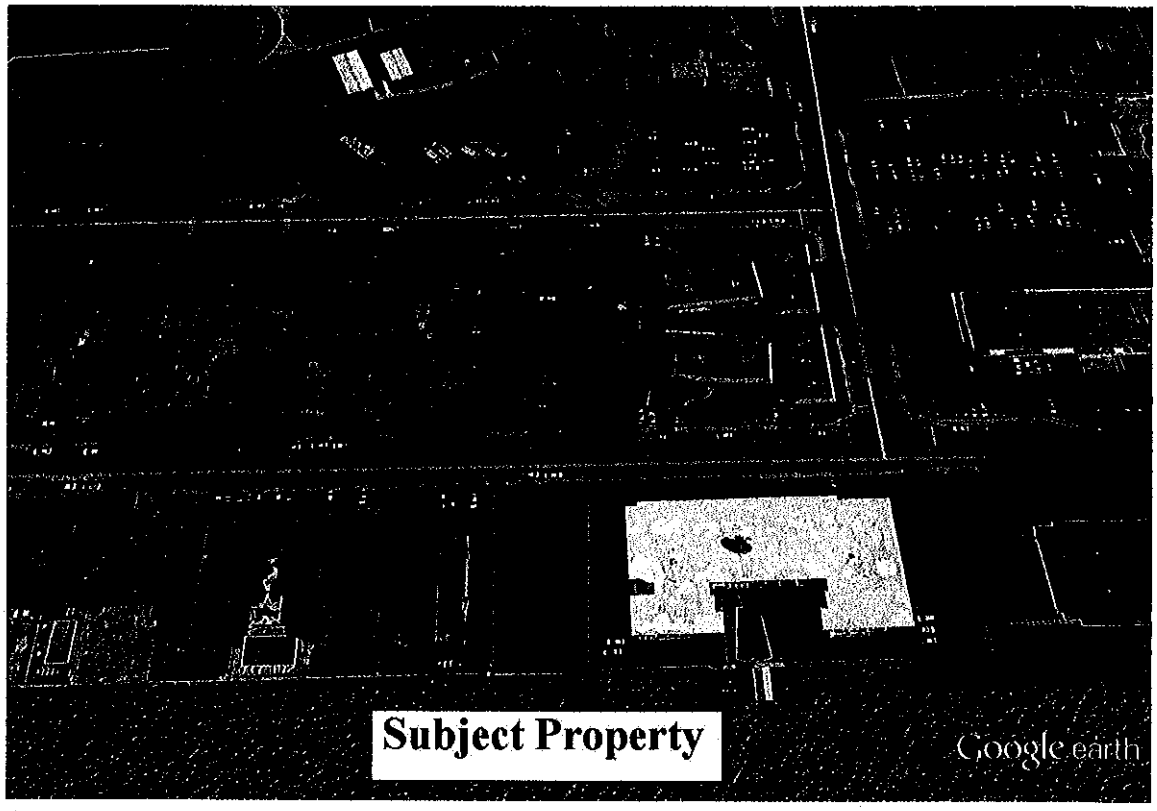
FUTURE LAND USE
SUBJECT SITE AND ENVIRONS



ZONING
SUBJECT SITE AND ENVIRONS



AERIAL PHOTOGRAPH
SUBJECT SITE AND ENVIRONS



Google earth feet 500
meters 100

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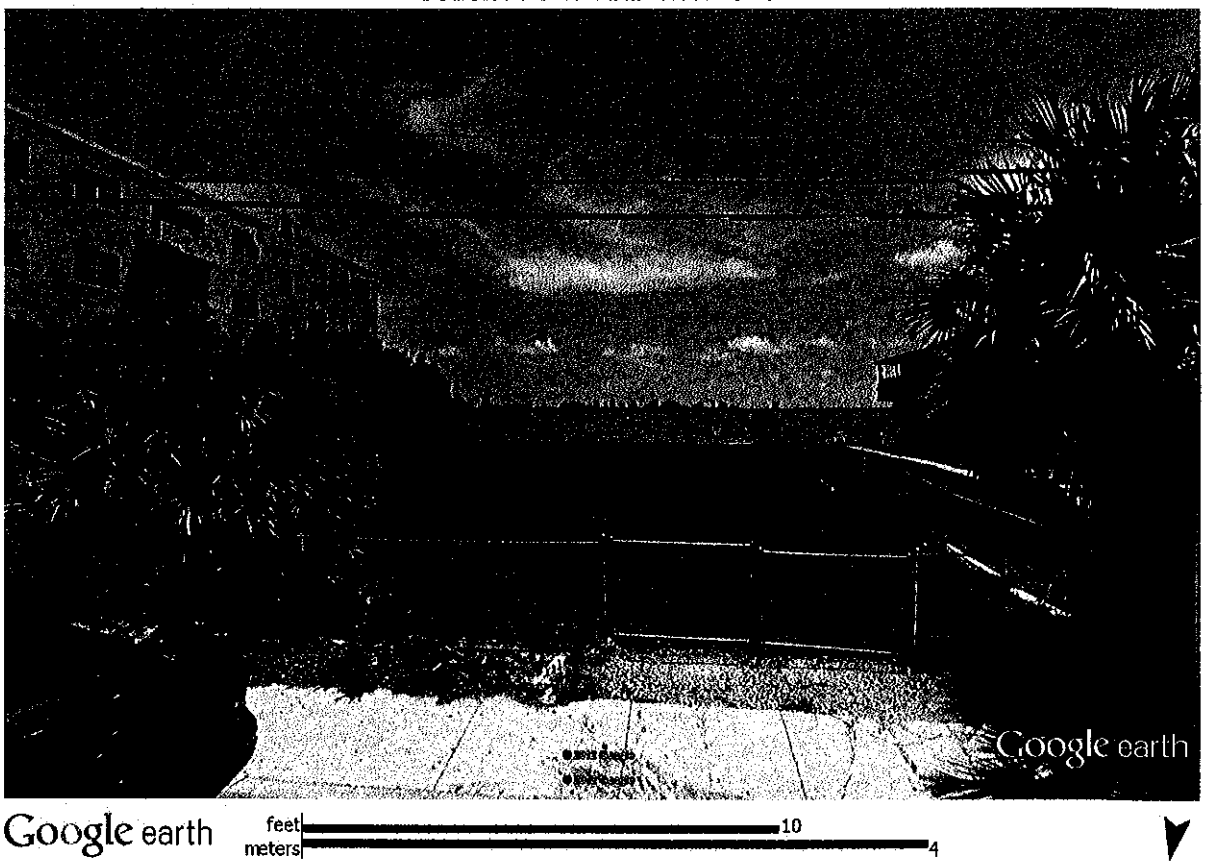
13A(17)

STREET VIEW PHOTOGRAPH
SUBJECT SITE AND ENVIRONS



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13A(18)

LEGEND

- PERVIOUS SURFACE: GRASS OR PLANTING BED
- SEMI-PERVIOUS SURFACE: GRASS PAVERS OR POROUS CONCRETE
- NON-PERVIOUS SURFACE: CONCRETE OR TILE FLOOR/PAVERS
- POOL

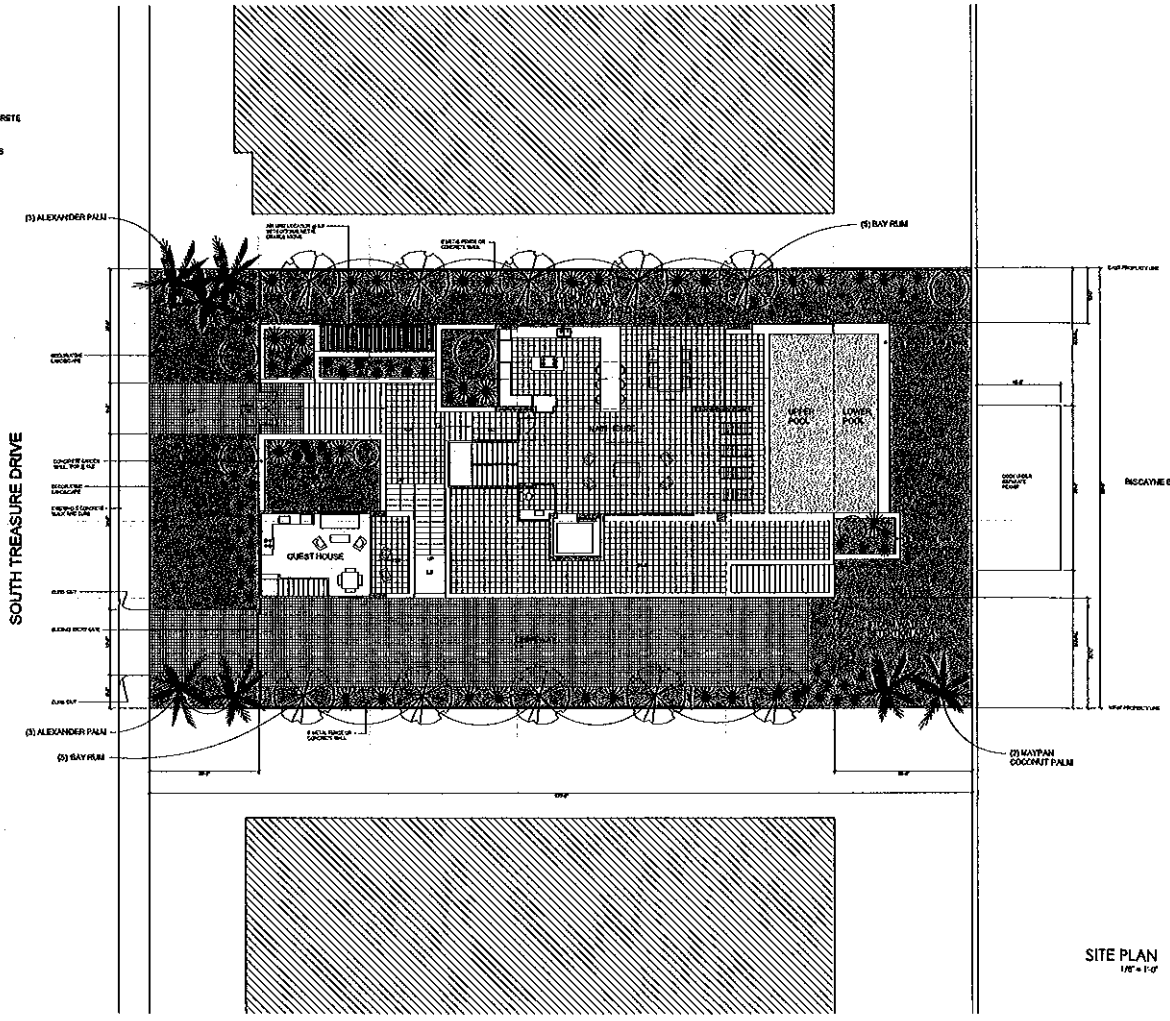
LOT SIZE	12,000 SF
PERVIOUS SURFACE	4,832 SF
SEMI-PERVIOUS SURFACE	3,092 SF
NON-PERVIOUS SURFACE	5,076 SF
PERCENT PERVIOUS	40%

NOTES

1.) STORMWATER SHALL NOT DRAIN ONTO ADJOINING PROPERTIES

2.) LIGHTING SHALL NOT EXCEED BOUNDS OF PROPERTY

3.) SITE SHALL BE PROVIDED W/ IRRIGATION SYSTEM W/ 100% COVERAGE AND PROTECTED BY RAIN SENSOR CONTROL



N

SITE PLAN
1/8" = 1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE · INTERIOR DESIGN

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

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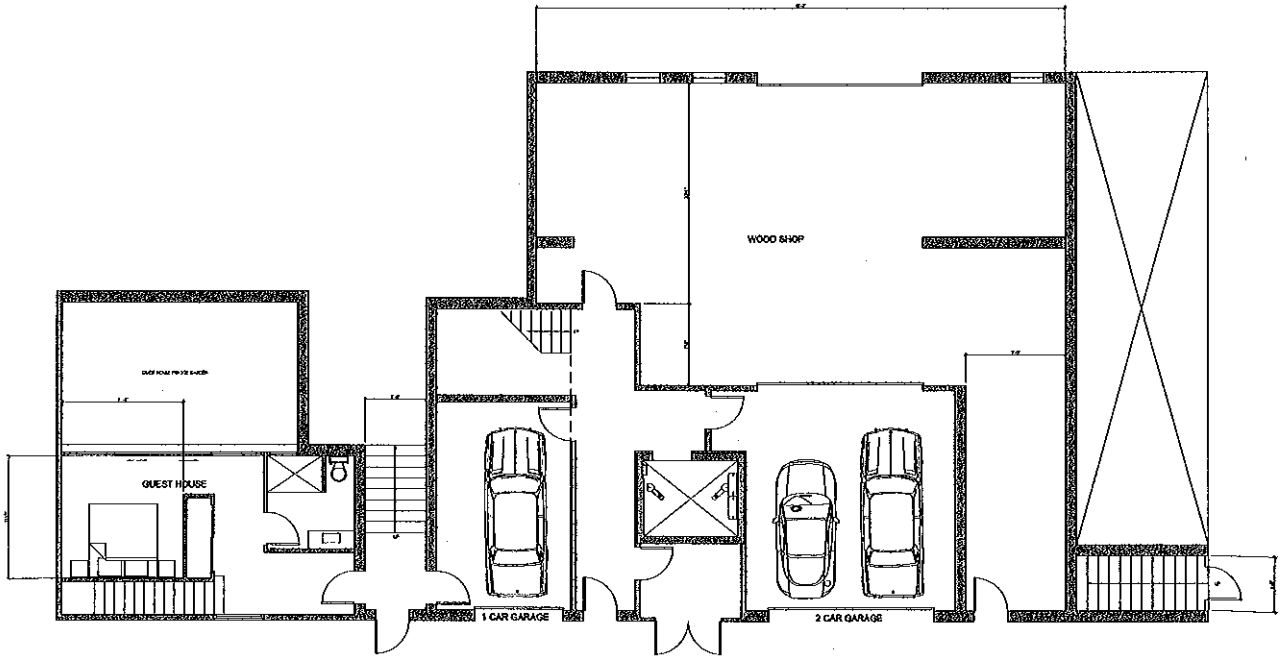
of

13A(19)



BASEMENT PLAN

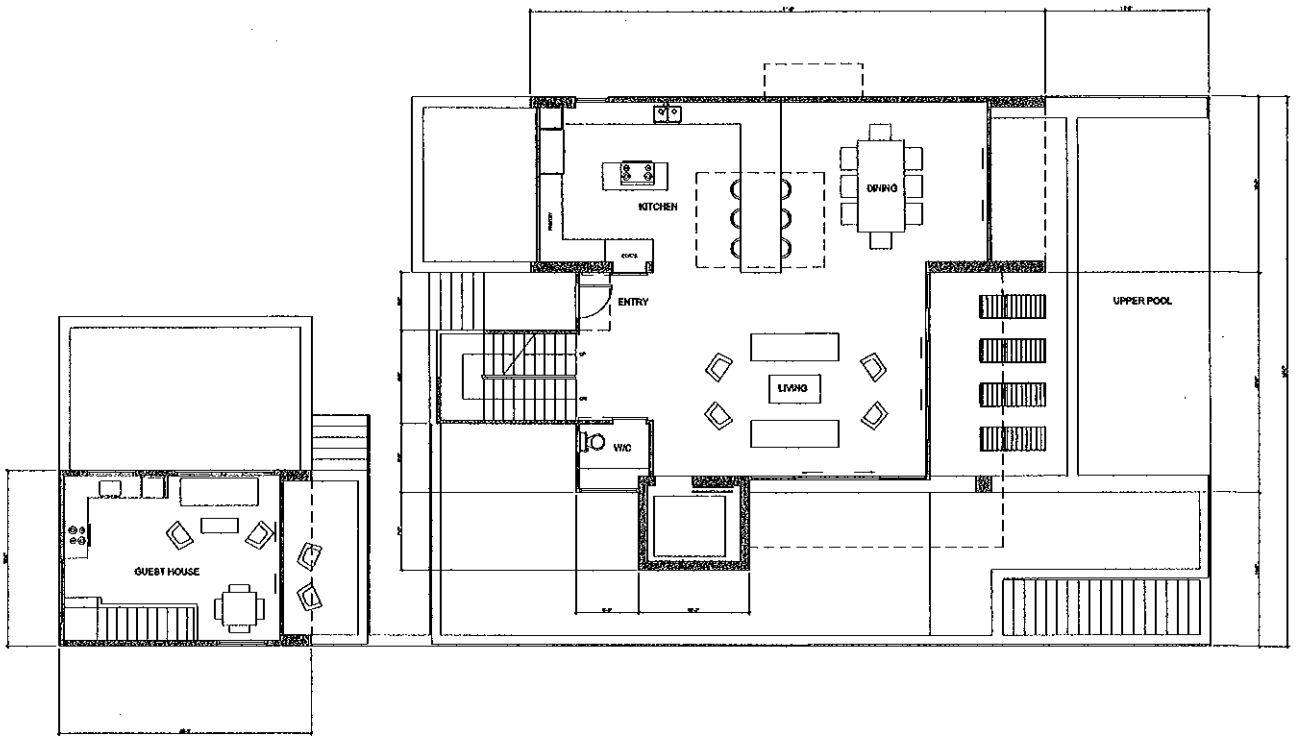
KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN

CHASE RESIDENCE
SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
A2

13A(20)



FIRST FLOOR PLAN
1/4"=1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN

CHASE RESIDENCE
SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

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of

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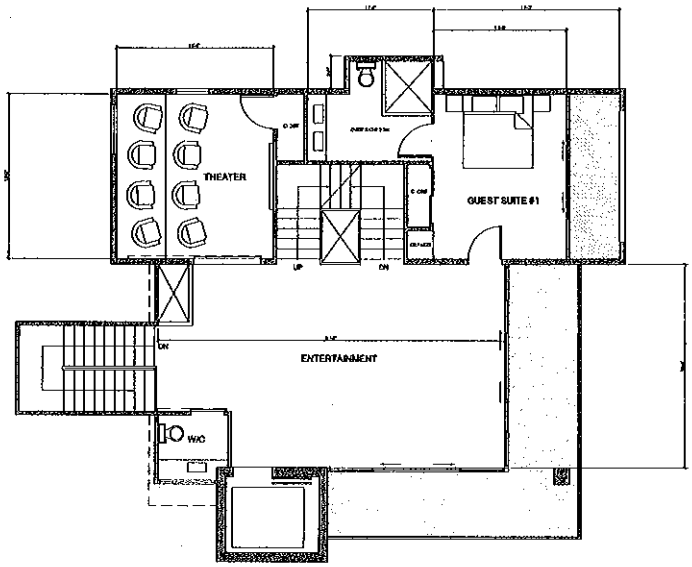

SECOND FLOOR PLAN
1/4" = 1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN

CHASE RESIDENCE
SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

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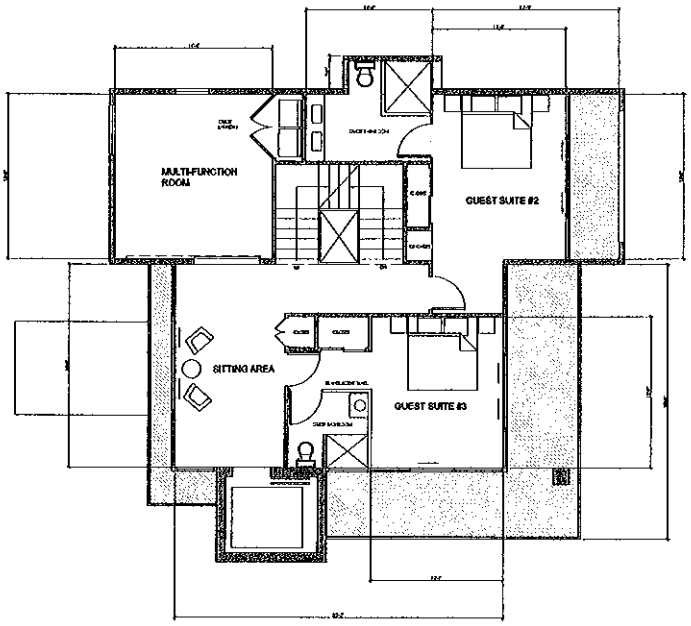

THIRD FLOOR PLAN

KAREN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN

CHASE RESIDENCE
SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
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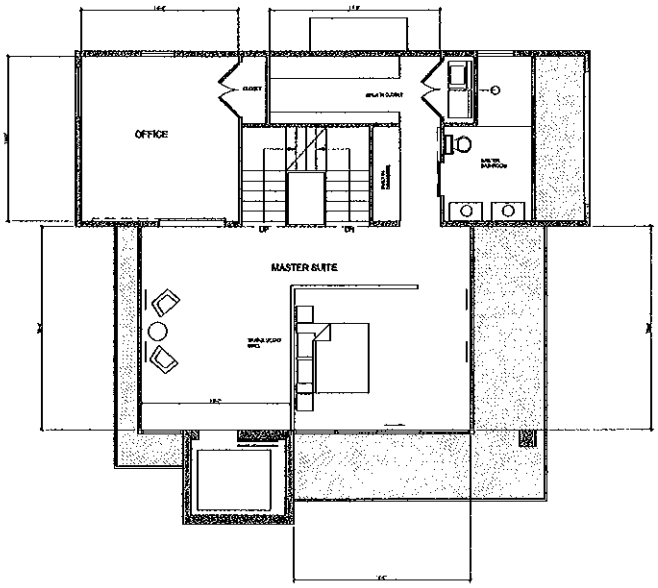
of

13A(23)



FOURTH FLOOR PLAN
1/4" = 1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN

CHASE RESIDENCE
SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
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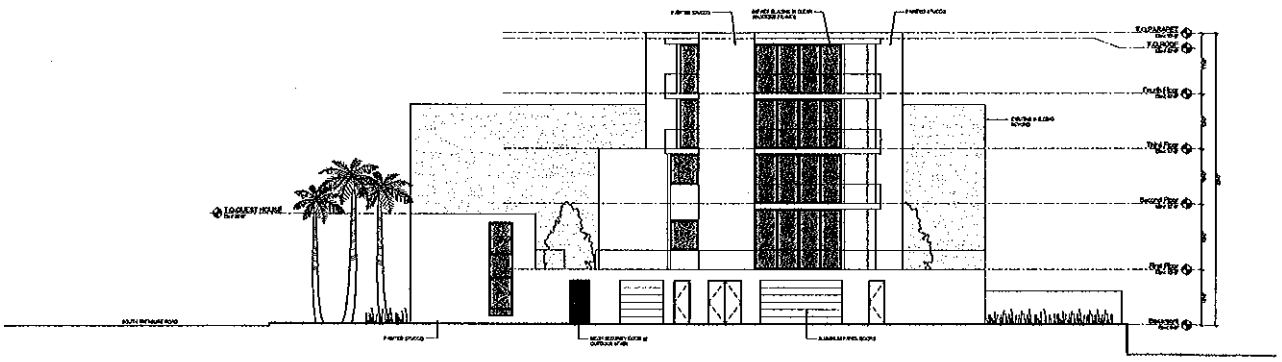
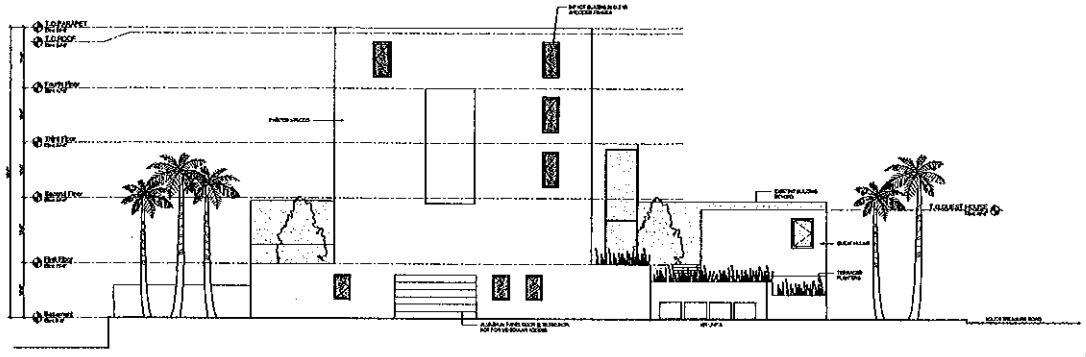
of

13A(24)



WEST ELEVATION
1/8" = 1'-0"



EAST ELEVATION
1/8" = 1'-0"

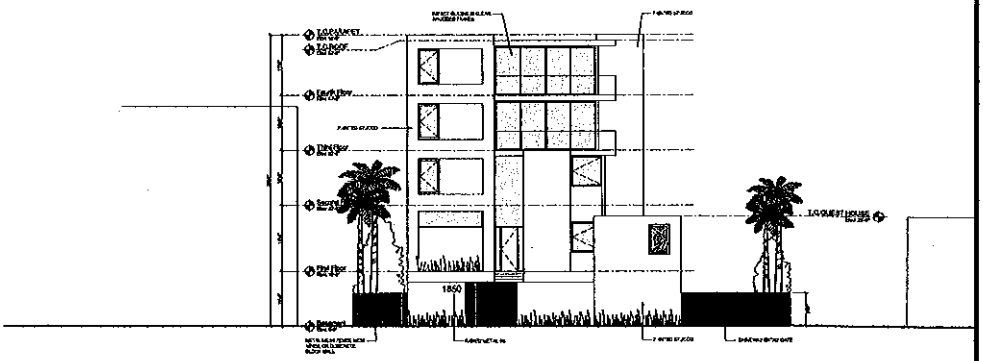
KLEIN DESIGN GROUP
ARCHITECTURE · INTERIOR DESIGN

CHASE RESIDENCE
SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

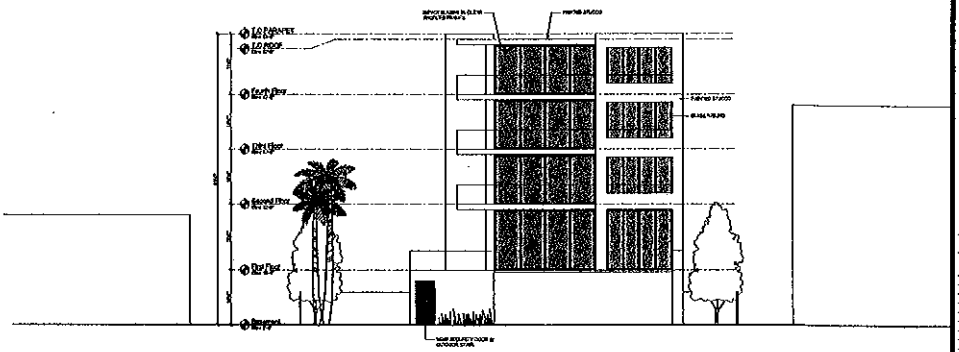
Date
Commission
Revisions

Sheet
A7
of

13A(25)



NORTH ELEVATION



SOUTH ELEVATION

KOSH DESIGN GROUP

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
A8

13A(26)

VIEW FROM NORTHEAST
NO SCALE

VIEW FROM SOUTHWEST
NO SCALE

KLEIN DESIGN GROUP
ARCHITECTURE · INTERIORS · DESIGN

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
A9
of

13A(27)

PLANNING & ZONING BOARD
DATE SUBMITTED: 8/12/13
MEETING DATE: To Be Scheduled

APPLICATION FOR HEARINGS AND NOTICE BEFORE THE PLANNING & ZONING B OARD

Hearings and Notices: - All petitions for amendments, changes or supplements to these regulations for variances or special use exceptions thereto, for Height Bonus Approval, or for an amendment, change or supplement to the Comprehensive Plan or district boundaries of the district zoning map, or petitions appealing an administrative decision shall be considered at Public Hearings before the Planning & Zoning Board and the City Commission. Witnesses desiring to make a statement of fact at a Public Hearing shall be considered as a matter of opinion. Notice of Public Hearings before the Planning & Zoning Board and the City Commission shall be given by publishing the time, the place and the nature of the hearing at least 10 days before the hearing. The City Clerk shall certify that the petition is complete before the hearing is legally advertised.

APPLICANT'S NAME: Royal Flagg Jonas and Barbara Jonas, Husband and Wife and Stanley Jonas and Dolores Jonas, Husband and Wife, Owners

PHONE: c/o Graham Penn 305 377 6229

ADDRESS: c/o Graham Penn, 200 S Biscayne Blvd., Suite 850 Miami FL 33131

PURPOSE OF REQUEST: (Zoning Amendment, Change, Supplement, Variance, Special Use Exception, Height Bonus Approval, Administrative Appeal, etc.)

Special use exception to permit a signle family residential use in the RM-40 zone.

LEGAL DESCRIPTION OF PROPERTY: Lot 17, Block 8 of the Treasure Island 1st Addition Portion of B, Plat Book 57, Page 6.

13A(28)

STREET ADDRESS: Approximately 1860 South Treasure Drive

APPLICATION FOR HEARING AND NOTICES
BEFORE THE PLANNING & ZONING BOARD

EXISTING ZONING: RM-40

ACRES: .275

SECTION: 09 TOWNSHIP: 53 RANGE: 42

EXISTING ZONING REGULATION, VARIANCES, OR USE: RM-40 undeveloped land.

PROPOSED CHANGES: A special use exception to permit a single family home in the RM-40 district. See attached letter for more details.

All applications shall be submitted to the Building & Zoning Department at least 21 days before the scheduled Public Hearing. Applications shall include all information and/or documents required by the Board.

Filing Fees – All persons, firms, or corporations petitioning the Planning & Zoning Board and the City Commission necessitating the publication of notices in the newspaper, and all relative thereto, the payment of such money in advance to the City Clerk shall be deemed a condition precedent to the consideration of such petition, conditional use permit or amendment.

I, the undersigned, am the owner of the subject property herein described. I acknowledge and agree that during the consideration of the application before the Planning & Zoning Board and staff of the City of North Bay Village, no rights shall vest on behalf of the applicant, which would be enforceable against the City until after a Public Meeting is held by the City Commission and the City Commission has voted favorably on the proposed petition.

I further acknowledge that I have read and understand the conditions for appearance before the Planning & Zoning Board and the City Commission. Any person submitting false information or misrepresenting in their presentation shall have all privileges granted to them by the Planning & Zoning Board and the City Commission revoked.

13A(29

APPLICATION FOR HEARING AND NOTICES
BEFORE THE PLANNING & ZONING BOARD
PAGE 3 OF 3

Authorized
Signature: Royal Flagg Jonas

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Sworn to and subscribed to before me this 12 **day of** August **2013 by Royal Flagg Jonas who is personally known to me or who has produced** _____ **as identification.**

PAT BRAVO
Notary Public **(Notary Seal)**

PAT BRAVO
Notary Public - State of Florida
My Comm. Expires Oct 2, 2015
Commission # EE 104184
Bonded Through National Notary Assn.

Fees: $2,600.00 - $600 Filing Fee

Date Paid: 8/13/13

(NOTE: ALL NEW AND SUBSTANTIAL IMPROVEMENTS MUST COMPLY WITH THE FLORIDA BUILDING CODE AND THE FEMA (FLOOD) REGULATIONS.)

13A(30)

APPLICATION FOR HEARING AND NOTICES
BEFORE THE PLANNING & ZONING BOARD
PAGE 3 OF 3

Authorized
Signature: Barbara Jonas

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Sworn to and subscribed to before me this 12 **day of** August **2013 by Barbara Jonas who is personally known to me or who has produced** _____ **as identification.**

Pat Bravo
Notary Public **(Notary Seal)**

PAT BRAVO
Notary Public - State of Florida
My Comm. Expires Oct 2, 2015
Commission # EE 104184
Bonded Through National Notary Assn.

Fees: _____

Date Paid: _____

(NOTE: ALL NEW AND SUBSTANTIAL IMPROVEMENTS MUST COMPLY WITH THE FLORIDA BUILDING CODE AND THE FEMA (FLOOD) REGULATIONS.)

13A(31)

APPLICATION FOR HEARING AND NOTICES
BEFORE THE PLANNING & ZONING BOARD
PAGE 3 OF 3

Authorized
Signature: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Sworn to and subscribed to before me this 12 day of August 2013 by Stanley Jonas who is personally known to me or who has produced _____ as identification.

_____
Notary Public

PAT BRAVO
Notary Public - State of Florida
My Comm. Expires Oct 2, 2015
Commission # EE 104184
Bonded Through National Notary Assn.

(Notary Seal)

Fees: _____

Date Paid: _____

(NOTE: ALL NEW AND SUBSTANTIAL IMPROVEMENTS MUST COMPLY WITH THE FLORIDA BUILDING CODE AND THE FEMA (FLOOD) REGULATIONS.)

13A(32)

APPLICATION FOR HEARING AND NOTICES
BEFORE THE PLANNING & ZONING BOARD
PAGE 3 OF 3

Authorized Signature: Dolores Jonas

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Sworn to and subscribed to before me this 12 day of August 2013 by Dolores Jonas who is personally known to me or who has produced _____ as identification.

Pat Bravo
Notary Public

(Notary Seal)

PAT BRAVO
Notary Public - State of Florida
My Comm. Expires Oct 2, 2015
Commission # EE 104184
Bonded Through National Notary Assn.

Fees: _____

Date Paid: _____

(NOTE: ALL NEW AND SUBSTANTIAL IMPROVEMENTS MUST COMPLY WITH THE FLORIDA BUILDING CODE AND THE FEMA (FLOOD) REGULATIONS.)

13A(33)

August 9, 2013

Yvonne Hamilton
City Clerk
North Bay Village
1666 Kennedy Causeway, 3rd Floor
North Bay Village, FL 33141

Re: Authorization to Represent Interests Before City

Dear Ms. Hamilton:

We hereby authorize the following firms and individuals to represent my interests before the Village in a special use exception seeking the development of a single family home on our property:

- Stuart Chase and Gail Westgate (contract purchasers)
- Bercow Radell & Fernandez, P.A. – Graham Penn, Esq. (land use attorney for contract purchasers)
- Barry Klein (architect for contract purchasers)

Sincerely yours,

Royal Flagg Jonas
1560 South Treasure Drive
North Bay Village, FL 33141

Barbara Jonas
1560 South Treasure Drive
North Bay Village, FL 33141

Stanley Jonas
1560 South Treasure Drive
North Bay Village, FL 33141

Dolores Jonas
1560 South Treasure Drive
North Bay Village, FL 33141

BA(34)

08-14-13P03:50 RCVD

Revised

BERCOW RADELL & FERNANDEZ
ZONING, LAND USE AND ENVIRONMENTAL LAW

Direct: 305-377-6229
E-Mail: gpenn@brzoninglaw.com

VIA ELECTRONIC MAIL AND HAND DELIVERY

August 14, 2013

Frank Rollason
Interim Village Manager
North Bay Village
1666 Kennedy Causeway, 3rd Floor
North Bay Village, Florida 33141

RE: Letter of Intent for Special Use Exception – Approximately 1860 South Treasure Drive.

Dear Mr. Rollason:

Our law firm represents Gail Westgate and Stuart Chase (collectively the "Applicant"), the contract purchasers of the parcel at the above-described address (the "Property"). We have been authorized by the owners of the Property to file the instant application seeking a special use exception to permit the development of a single-family home on the Property.

The Property. The Property is approximately .275 acres in size and is located on the south side of South Treasure Drive. To the east and west of the Property are existing multifamily residential buildings. To the north of the Property is a parking lot serving another multi-family residential development. The Property is zoned Medium Density Multiple-Family Residential (RM-40).

Proposed Development. The Applicant proposes to develop the Property with a modern and innovative single family home that has been designed to be compatible with the surrounding multi-family development. Under the terms of Section 152.028 of the Village's zoning regulations, single-family homes may be permitted as a special use exception in the RM-40 zone, subject to compliance with the setback requirements of the RS-1 single family zoning district. The proposed development, as shown on the submitted plans, will be consistent with the RS-1 setback standards. Under the terms of the

Village's Land Development Regulations, the proposed development is a "Minor Development I."

Public Hearing Request. As required by Section 2.7.3(2) of the Village's Consolidated Land Development Regulations, the Applicant hereby makes the following public hearing zoning request:

- A special use exception to permit a single family home in the RM-40 zone.

The Applicant is unaware of any additional special permits, variances or exemptions that would be required by the proposed development.

Compliance with Zoning and Village Code Standards. The proposed home will comply with all the requirements of the Village's RM-40 zoning district, the Village's site plan review standards, and the Village's design guidelines.

Village's Site Plan Review Criteria. The following are the Village's site plan review criteria and the status of the compliance of the development with each requirement:

Section 152.105(C)

(a) Protects against and minimizes any undesirable effects upon contiguous and nearby property.

The submitted plan complies with this requirement. The proposed development has been designed to be compatible with the existing multi-family development that surrounds the 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.

The submitted plan complies with this requirement, providing three garaged parking spaces.

(c) Provides a sufficient setbacks, open space, and landscaping in order to protect and enhance the appearance and character of the neighborhood.

The submitted plan complies with this requirement. Special care has been taken to protect the property to the west.

(d) Can be accommodated by existing community roads, services, and utilities, or the necessary additions are provided by the developer.

This single family development will be accommodated by the existing roadway network and water and sewer system and represents a significant reduction of what could be developed on the Property.

Village's Design Standards. As you know, the Village's urban design standards are codified in Section 155 of the Village Code. The following are the relevant design standards and the status of the compliance of the development with each requirement:

Section 155.03

Building and site design relationships shall conform to the following standards

1. Buildings or structures located along strips of land or on single sites and not part of a unified multi-building complex shall strive to achieve visual harmony with the surroundings.

The submitted plan complies with this requirement

2. Retail or office establishments, which are located on corners, are recommended to place windows on each wall that faces a street, parking area or driveways.

This requirement is inapplicable to the Property.

3. In the case of buildings with multiple storefronts and shopping centers with out-parcel development, facade treatment shall be

coordinated. Such facade treatments include: building colors, windows, storefronts, signage and awnings.

This requirement is inapplicable to the Property

4. All vending machines, any facility dispensing merchandise, or a service on private property shall be confined to a space built into the building or buildings, or enclosed in a separate structure compatible with the main building.

This requirement is inapplicable to the Property.

5. When garage structures are provided, such shall be designed to incorporate a decorative grid treatment into the structure's facade at ground level.

This requirement is inapplicable to the Property.

6. Storefronts shall have easily identifiable entrances.

This requirement is inapplicable to the Property.

7. Window displays shall be done in such a manner as to capture the pedestrians' customers' attention, establishing a positive and professional image for the business, and informing the potential customers of the merchandise.

This requirement is inapplicable to the Property.

8. "Take out" or "pick up" windows for retail or other establishments shall not be located on a building facade that faces a public right-of-way, unless they are designed in such a manner as to be an aesthetic asset to the building and neighborhood.

This requirement is inapplicable to the Property.

9. Roof-mounted mechanical equipment and elevator shafts shall be screened by a parapet wall or grills and shall be painted in muted colors or match the building and shall not be visible from the street.

The development plan will comply with this requirement.

10. All service bays, mechanical (HVAC) equipment and delivery areas shall be located away from and not visible from the streets, waterways, sidewalks and adjacent properties.

The development plan will comply with this requirement.

11. Service bays, ground-mounted air conditioning units and other mechanical equipment shall be buffered and completely screened from public and on-site pedestrian view.

The development plan will comply with this requirement.

12. Exterior service bays and delivery areas shall not be used for the storage of vehicles or materials.

This requirement is inapplicable to the Property.

13. The sale, dismantling or servicing of any vehicles, equipment, materials, or supplies shall not take place within the service area or delivery area.

This requirement is inapplicable to the Property.

14. Driveways and loading spaces associated with exterior service bays shall be so that vehicles using the space do not hinder the use of traffic lanes, streets, or adjacent properties.

This requirement is inapplicable to the Property.

15. Pre-fabricated homes are prohibited in new construction.

The development plan complies with this requirement.

16. Fences shall be made of wrought iron or aluminum bars with intermittent posts. Masonry walls are also permitted, with forty (40) percent of the wall opaque. Chain link fences and privacy wood fences are prohibited along the Corridors. Sharp projections, barbed wire or other hazardous materials are not permitted as any part of a fence or wall. Wrought iron and aluminum bar fences shall be either black, white or match the color of the building. Masonry walls shall match the building color or reflect Florida coastal themes. Color shall be muted tones.

The submitted plan complies with this requirement.

17. Temporary construction shall be enclosed by black vinyl coated chain-link fences. Construction walls/fences are encouraged to contain art work and graphics. Commercial advertisements are prohibited.

The development will comply with this requirement at the time of construction.

18. Reflective/mirrored glass shall be discouraged.

The submitted plan complies with this requirement.

19. Buildings shall not have unfinished surfaces visible to the public.

The submitted plan complies with this requirement.

Section 155.04 New Construction.

A. Buildings should have a recognizable entrance facing the public street.

1. Design and location of balconies should reinforce the building form.

2. All projects should consider the overall form, and detail of the building. Box buildings are discouraged.

The submitted plan complies with these requirements. While the design is simple, it features changes in material and in plane that will create the most interesting new home in the Village.

Section 155.05 Site Design Relationships

A. The coordination of facade components help establish an identity for an office building, industrial building or shopping plaza. Therefore, for all unified developments and shopping centers including principal buildings and out parcel development, all buildings and signage shall demonstrate compatibility in materials and consistency in style throughout all exterior elevations. The following standards shall apply to all new and substantial development. Buildings and signage shall demonstrate the following:

1. Compatibility with adjacent land uses in terms of scale and lot coverage.

The submitted plan complies with this requirement. Special care has been taken to provide a wider view corridor on the west and windows have been minimized on the east, where excess fenestration could create an issue with residents of the existing multi-family building.

2. Utilize color schemes that blend with those of neighboring developments, as well as consistency in color schemes for the site. Accent colors and materials shall be chosen to enhance architectural detail.

The development will comply with this requirement.

3. In the case of buildings with multiple storefronts and shopping centers with out-parcel development, façade treatment shall be coordinated and have like details. Such façade treatments include: building colors, building, floors, storefront, signage, awnings, roof materials, and roof pitch.

This requirement is inapplicable to the Property.

4. Building signs shall be designed as integral architectural elements with proportions related to the surfaces to which they are attached.

This requirement is inapplicable to the Property.

Section 155.08 Bayview

A. Buildings should provide view/light/breeze corridors to the bay.

The submitted plan complies with this requirement.

B. Building pedestal should not form continuous sheer wall along the bay. Decorative surfaces, multi-level decks, berming and sufficient setbacks shall reduce the impact of the pedestal.

The submitted plan complies with this requirement, providing for changes in plane and fenestration along the bay.

C. Buildings should be designed with distinctive form. Stepped form and distinctive roof lines create a more interesting skyline and increase building recognition.

The submitted plan complies with this requirement.

D. Pool decks should include landscaping to provide shade and tropical image.

The submitted plan complies with this requirement. The rear pool deck and backyard will include generous landscaped areas.

E. All projects shall provide bay walkways along the rear of the property, which can be connected to other properties.

This development, as a single family home, will not be providing a baywalk.

Section 155.14 Landscaping

(A) Landscaping should compliment the old Florida/Maritime theme, using native plant materials and street furnishings that carry the theme, and provide continuity throughout the district. In addition, public safety will be a priority using the principles of CPTED to create high visibility areas and natural access control. With regards to landscape design for both new construction and existing buildings, the following should apply:

The submitted plan complies with this requirement.

(B) Ornamental trees or palms should be placed in front of buildings in such a manner as to provide visual transparency. Shade trees and palms shall be used adjacent to open spaces, parking lots, and residential streets. Planting areas shall be designed with multi-layers of plant material including shrubs and ground covers.

The submitted plan complies with this requirement.

1. Landscaping should compliment and enhance the overall architectural and design theme of the property, but not overpower it.

The submitted plan complies with this requirement.

2. Rhythm should be maintained along public streets through the uniform placement of trees.

The submitted plan complies with this requirement.

3. Blank walls greater than 25' in length and other unattractive areas of a site or building should be heavily screened with landscaping. Rooflines or storefronts of twenty-five (25) feet or greater shall be broken by vertical landscaping materials. Shade and accent trees planted at twenty (20) foot intervals shall be required to achieve this screening.

The submitted plan complies with this requirement. There are no "blank" walls in the proposed design.

4. Large parking areas and driveways shall be heavily landscaped along the perimeter and with interior and terminal islands.

This requirement is inapplicable to the Property.

5. Landscape design should utilize the CPTED principles of natural surveillance, natural access control and territorial reinforcement.

The submitted plan complies with this requirement.

6. The use of native trees, shrubs and ground covers is encouraged to be incorporated into the landscaping around proposed developments. Local flora will be maintained as part of the built environment and the demand on our local water resources will be minimized.

The submitted plan complies with this requirement.

7. The placement and design of landscaping shall maximize visibility to provide natural surveillance.

The submitted plan complies with this requirement.

8. Landscape design shall incorporate with design of other physical features, such as sidewalk, pavements, lighting and fences; to emphasize public entrances, define and reinforce ownership of property.

This requirement is inapplicable to the Property.

9. Tree and palm heights and spread shall allow sufficient visibility, not completely block views of/from doors, windows, and streets.

The submitted plan complies with this requirement.

10. Shrubs and ground cover shall be planted along public right-of-ways or around parking, and public open areas.

The submitted plan complies with this requirement.

11. Landscape design will utilize principles of xeriscape landscaping, while retaining the tropical beach resort atmosphere.

The submitted plan complies with this requirement.

12. Landscape plans must be drawn, signed and sealed by a Florida Registered Architect or Landscape Architect.

The Applicant agrees to provide a full landscaping submittal as a condition of approval.

13. In addition to the design standards, all landscaping shall meet the standards of the Village of North Bay Village Landscape Code.

The submitted plan complies with this requirement.

14. Landscaping in 15' line of site triangle at intersections of right-of-ways and at driveways shall conform to height clearances of bushes and trees, and maximum tree calipers in accordance with the Village Code.

The submitted plan complies with this requirement.

Landscape Maintenance. As required by Chapter 18A of the Miami-Dade County Code, the Applicant will be submitting a full irrigation plan at the time of permit. The landscaping, as required by code, will be irrigated on a regular basis.

The landscaping, once installed, shall be maintained under the following schedule:

A. Lawn/Grass

1) Cut bimonthly as required.
2) Fertilize and weed control as necessary.
3) Treat for pests and/or diseases as necessary.

B. Trees/Shrubs

1) Trim, fertilize and treat for pests as needed.
2) Replace as required.

Conclusion. We look forward to the Village's review and recommendation on the application. If you have questions or concerns, please call me at (305) 377-6229.

Sincerely,

Graham Penn

cc: Yvonne Hamilton
James Larue, AICP
Gail Westgate
Stuart Chase
Barry Klein, AIA

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

Re: Jonas' Property
1860 South Treasure Drive
Lot 17, Block 8 of
Treasure Island, First Addition Portion of B
Plat Book 57, Page 6
North Bay Village, FL 33141

,

Request for Special Use Exception to develop a Single Family Home

I, Yvonne P. Hamilton, hereby certify that the attached Notice of Public Hearing to be held on September 19, 2013 was posted at the above-referenced property on September 7, 2013.

Dated this 10th day of September 2013

Yvonne P. Hamilton
Village Clerk

(North Bay Village Planning & Zoning Board Meeting – 9/19/2013)

BA(47)

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

Re: Jonas' Property
1860 South Treasure Drive
Lot 17, Block 8 of
Treasure Island, First Addition Portion of B
Plat Book 57, Page 6
North Bay Village, FL 33141

Request for Special Use Exception to develop a Single Family Home

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 September 27, 2013.

Dated this 27th day of September 2013

Yvonne P. Hamilton
Village Clerk

(Village Commission Meeting – 10/8/2013)

13A(48)

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

Re: Jonas' Property
1860 South Treasure Drive
Lot 17, Block 8 of
Treasure Island, First Addition Portion of B
Plat Book 57, Page 6
North Bay Village, FL 33141

Request for Special Use Exception to develop a Single Family Home

I, Yvonne P. Hamilton, hereby certify that the attached Notice of Public Hearing to be held on October 8, 2013 was posted at the above-referenced property on September 27, 2013.

Dated this 27th day of September 2013

Yvonne P. Hamilton
Village Clerk

(Village Commission Meeting – 10/18/2013)

13A(49)

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, OCTOBER 8, 2013** AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT THE TREASURE ISLAND ELEMENTARY SCHOOL, 7540 EAST TREASURE DRIVE, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING MATTER AT PUBLIC HEARING:

1. **A REQUEST FOR A SPECIAL USE EXCEPTION BY THE PROPERTY OWNERS OF 1860 SOUTH TREASURE DRIVE, LOT 17, BLOCK 8, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANTTO SECTIONS 152.028(D) AND 152.098 OF THE NORTH BAY VILLAGE MUNICIPAL CODE OF ORDINANCES TO DEVELOP A SINGLE-FAMILY\RESIDENCE IN THE MEDIUM DENSITY MULTIPLE-FAMILY RESIDENTIAL ZONING DISTRICT (RM-40).**

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
(September 23, 2013)

13A(50)

Owner Occupant
1801 South Treasure Drive, #112A
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #112
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #111
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #121
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #122
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #106
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #128
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #129
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #103
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #108
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #112A
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #116
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #105
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #202
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #222
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #226
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #212A
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #219
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #204
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #209
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #225
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #212
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #206
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #220
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #201
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #223
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #216
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #228
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #229
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #217
North Bay Village, FL 33141

13A(51)

iquettes faciles à peler
tilisez le gabarit AVERY® 5160®

▲ Sens de chargement

Repliez à la hachure afin de révéler le rebord Pop-up™

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Owner Occupant
1801 South Treasure Drive, #504
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #510
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #514
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #505
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #506
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #506A
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #518
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #528
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #203
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #211
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #207
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #227
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #221
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #210
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #221
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #208
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #428
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #410
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #404
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #429
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #422
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #401
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #409
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #417
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #517
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #414
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #322
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #318
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #315
North Bay Village, FL 33141

iquettes faciles à peler
ilisez le gabarit AVERY® 5160®

Sens de chargement

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13A(52)

Owner Occupant
1801 South Treasure Drive, #310
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #327
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #303
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #312
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #324
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #324
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #320
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #306A
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #305
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #329
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #508
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #512a
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #512
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #524
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #503
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #502
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #120
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #125
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #101
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #119
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #118
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #109
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #102
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #110
North Bay Village, FL 33141

iquettes faciles à peler
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Sens de chargement

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13A (53)

Owner Occupant
1801 South Treasure Drive, #529
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #511
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #516
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #515
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #425
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #426
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #421
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #421
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #427
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #407
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #419
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #411
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #406
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #416
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #403
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #424
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #325
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #308
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #302
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #328
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #301
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #321
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #314
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #311
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #519
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #501
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #521
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #520
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #522
North Bay Village, FL 33141

Owner Occupant
1801 South Treasure Drive, #526
North Bay Village, FL 33141

iquettes faciles à peler
tilisez le gabarit AVERY® 5160®

▲
Sens de
chargement

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révéler le rebord Pop-up™

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13A(54)

Owner/Occupant
1820 S. Treasure Drive, #203D
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #303D
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #406A
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #304C
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #402B
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #205B
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #306A
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #204C
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #305B
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #404C
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #301A
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #405B
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #401A
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #201A
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #502F
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #206A
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #202B
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #403D
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #504E
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #302B
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #503G
N. Bay Village, FL 33141

Owner/Occupant
1820 S. Treasure Drive, #501
N. Bay Village, FL 33141

OWNER/OCCUPANT
APT 1
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 2
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 3
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 4
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 5
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 6
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 7
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 8
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 9
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 10
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 11
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 12
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 13
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 14
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 15
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 16
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 17
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 18
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 19
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 20
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 21
1830 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 1
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 2
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 3
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 4
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 5
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 6
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 7
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 8
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

OWNER/OCCUPANT
APT 9
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

19A(56)

Easy Peel™ Labels
Use Avery® Template 5160®

Feed Paper

Bend along line to expose Pop-up Edge™

AVERY® 5160®

OWNER/OCCUPANT
APT 10
1850 SOUTH TREASUR DRIVE
N. BAY VILLAGE, FL 33141

Étiquettes faciles à peler
Utilisez le gabarit AVERY® 5160®

Sens de chargement

Repliez à la hachure afin de révéler le rebord Pop-up™

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13A (57)

Owner/Occupant
1880 S. Treasure Drive, #3G
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3H
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3J
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3L
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3M
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3N
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3P
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4A
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4B
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3G
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3H
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3J
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3L
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3M
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3N
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3P
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4A
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4B
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4C
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4D
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4E
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4F
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4G
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4H
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4J
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4L
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4M
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4N
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4P
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1A
N. Bay Village, FL 33141

13A (58)

quettes faciles à peler
ilisez le gabarit AVERY® 5160®

Sens de chargement

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Owner/Occupant
1880 S. Treasure Drive, #1B
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1C
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1D
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1E
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1F
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1G
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1H
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1J
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1K
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1L
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1M
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1N
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #1P
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2A
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2B
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2C
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2D
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2F
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2F
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2G
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2H
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2J
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2L
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2M
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2N
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2P
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #2K
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #3K
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive, #4K
N. Bay Village, FL 33141

Owner/Occupant
7500 East Treasure Drive
N. Bay Village, FL 33141

quettes faciles à peler
ilisez le gabarit AVERY® 5160®

▲
Sens de
chargement

Repliez à la hachure afin de
révéler le rebord Pop-up™

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13A (59)

Owner/Occupant
7516 East Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1873 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1885 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
7504 East Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
7508 East Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
7520 East Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1872 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1876 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1880 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1884 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1890 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1891 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1877 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
1881 S. Treasure Drive
N. Bay Village, FL 33141

Owner/Occupant
7524 East Treasure Drive
N. Bay Village, FL 33141

iquettes faciles à peler
tilisez le gabarit AVERY® 5160®

Sens de chargement

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13A (60)

Owner/Occupant
1900 S. Treasure Drive, #10J
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #10KL
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #10M
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #10N
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #10P
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #10R
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #10S
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #10T
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #19U
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1A
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1B
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1C
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1E
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1F
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1G
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1H
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1J
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1N
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #-O
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1P
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1S
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1T
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #1U
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2A
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2B
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2C
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2D
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2E
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2G
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2H
N. Bay Village, FL 33141

13A(61)

iquettes faciles à peler
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Owner/Occupant
1900 S. Treasure Drive, #2KL
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2-O
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2P
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2H
N. Bay Village, FL 33141

Owner/Occupant
1900 S. Treasure Drive, #2KL
N. Bay Village, FL 33141

Owner/Occupant
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NEIGHBORS CALENDAR

HOW TO POST IN OUR CALENDAR OF EVENTS:

If you want your event published on our websites and to be automatically considered for our free listings in the Neighbors section, please go to MiamiHerald.com/events and click on "+ add to our Listings" on the upper-right. Be sure to choose "Community" as the first category. Then, from the drop-down window, pick a second category that best fits your type of event.

Do not choose Business & Technology because those events are published exclusively in the Herald's Business Monday Agenda. In addition, choose Club only if you are posting a hobbyist, support group or other type social club. Nightclub lineups, happy hours and the like run in our Weekend entertainment section and should be marked Music and Lounge. If you are posting sequential classes, workshops and other events that are not of a pay-per-event, drop-in nature, click on the time and date of only your initial event and be sure to note price or state "free" on the money line. You can put your schedule or variety of classes in the description if you wish, but we will not publish more than one listing per month at the same venue in the interest of fairness to other, time-limited community happenings

Post your item at least two weeks in advance of your event so it can be considered for our Calendar section in Neighbors. Do not key in "Miami" unless your event is taking place within the city of Miami. If it's in unincorporated Miami-Dade, please state it as Southeast Miami-Dade, Southwest Miami-Dade, Northeast Miami-Dade or Northwest Miami-Dade.

An event name should be no more than three or four words long. Limit the description of your event to 150 characters. Do not repeat the event name in the description or repeat any data that has been properly placed in the fields provided. It is not necessary to state "open to the public" because we do not publish private events, and please refrain from using all capital letters, exclamation marks, trademark and other symbols, and do not indent or skip spaces. Don't forget to state Free or the fee on the money line and keep in mind we favor events by nonprofits. If you are a for-profit entity, please call Liana Gullarte at 305-376-4645.

Some important tips: You must be a registered user of MiamiHerald-.com. Do not put time, date, venue, admission or free, contact information, or website in the description field. Please put those elements in the fields provided. If you have questions, you can email Sue Mullin at smullin @MiamiHerald.com. Please put "Calendar question" in the subject line. Or call Sue at 305-376-3430.

COMMUNITY

Artistic License-A MDCPS Art Teacher Exhibit: Through Sept. 29, showcases juried works by visual art instructors and the artists that studied under them.

12 p.m. Sept. 26. Coral Gables Museum, 285 Aragon Ave., Coral Gables. Free with admission of: Members Free, Adults $7, Students and Seniors (with ID) $5, Children (6-12) $3, Children under 6 Free. 305-603-8067. www.coralgablesmuseum.org.

Boating Skills & Seamanship at Elks Lodge: Taught by USCG Auxiliary Flotilla 65 instructors. Covers: safety, navigation, equipment, trailering, weather, radio, knots and more. Held Mondays and Thursdays through Oct. 24.

7 p.m. Sept. 30. South Miami Elks Lodge, 6304 SW 78th St., South Miami. Free. Minimal charge for books & handouts, discounts available. 305-804-9630. wow.uscgaux.info/content.php?unit=070-06-05.

Bridal & Quince Showcase: Features wedding and quince vendors, including wedding planners, makeup, sample cakes, photographers, dance choreographer and flowers plus giveaways and vendor discounts, live entertainment and hors d'oeuvres. Registration required..

6 p.m. Sept. 26. 94th Aero Squadron, 1395 NW 57th Ave., Miami International Airport. Free. 786-487-8488. www.varonaevents.com.

Coral Gables Museum: Exhibit Tours: Learn how George Merrick went from a 13-year-old farmer's son to developer of Coral Gables.

1 p.m. Sept. 29. Coral Gables Museum, 285 Aragon Ave., Coral Gables. Free with admission of: Members Free, Adults $7, Students and Seniors (with ID) $5, Children (6-12)$3, Children under 6 Free. 305-603-6067. www.coralgablesmuseum.org.

Coral Gables Museum: Historic Walking Tour: Weekly hour-and-a-half jaunt through the Gables' business district to learn its history and see its newer cityscape additions.

11 a.m. Sept. 28. Coral Gables Museum, 285 Aragon Ave., Coral Gables. $10; $5 museum members. 305-603-8067. www.coralgablesmuseum.com.

Coral Gables Oktoberfest: Eleven-day beer, food and music festival with live entertainment from top Austrian bands, Die Echt Urigen and Gruppe Gastein plus Jodel and Nailling contests, Cycle Party, Bratwurst-eating contest, Schuhplatter. Celebration goes to midnight throughout.

5 p.m. Oct. 3. Fritz And Franz Bierhaus, 60 Merrick Way, Coral Gables. Free admission; behind restaurant is public parking garage (on Aragon). 305-774-1883. www.bierhaus.cc.

Groovin Garden- Sunday Organic Brunch & Market: Culinary experience by Chef Nuno Grullon with organic brunch plus oganic market with vendors, live music and DJ.

11 a.m. Sept. 29. News Lounge, 5580 NE Fourth Ct., Upper East Side. $10-$15. 786-970-9296. https://www.facebook.com/events/615477678476419/.

Hispanic Heritage Month Celebration-Dolphin Mall: Features 20 percent off at the mall's participating restaurants plus live performances by cultural acts representing Spain, Colombia, Mexico, Argentina, Bolivia, Venezuela, Cuba and Puerto Rico.

8 p.m. Sept. 28. Dolphin Mall, 11401 NW 12th St., Sweetwater. Free. 305-365-7446. www.shopdolphinsmall.com.

Hispanic Heritage Night at Marlins Park: As they take on the Detroit Tigers, Marlins host post-game concert featuring recording artist Fito y Gocho. Ticket special packages also include pre-game festivities and exclusive Hispanic Heritage gift item.

7 p.m. Sept. 28. Marlins Park, 501 Marlins Way, East Little Havana. Starting $20. 1-877-627-5467. www.marlins.com/special events.

Hollen & Jen Showroom Fall Opening: Fall opening soiree showcases couture fit for fashionistas that includes top designer labels, such as Pucci, Cardin, Ungaro, Chanel plus hair styling and makeup applications, informal modeling & fashion tips.

12 p.m. Sept. 26. Hollen & Jen Showroom, 1177 Kane Concourse, Bay Harbor Islands. Free. 305-495-0143. https://www.facebook.com/pages/Hollen-Jen-Showroom/196965936982.

Liberty City Green Market: Features variety of fruits, vegetables and specialty items such as Moringa, alkaline water and vegan gluten-free cupcakes. Accepts cash, credit/debit and EBT.

10 a.m. Sept. 28. Liberty City Green Market, Northwest 60th Street and NW Seventh Avenue, Liberty City. Free admission; discount available, will deliver. 786-873-0525. www.facebook.com/urbangreen works.

Miami International Mall-City of Doral Hispanic Heritage Celebration: Ninth annual event celebrates diverse cultures and flavors of various Latin American countries through fashion shows and interactive entertainment as local leaders are recognized with Hispanic Star Awards.

6 p.m. Sept. 27. Miami Macy's International Mall West Dade, 1205 NW 107th Ave.,. Free. www.simon.com.

Midday Organ Concert: Jay Brooks, director of music at First United Methodist Church of Coral Gables, performs a midday organ concert on the first Thursday of every month. The music is a rich repertoire of spiritual and secular pieces on the church's 4,000 pipe organ. All are welcome.

12:30 p.m. Oct. 3. First United Methodist Church of Coral Gables, 536 Coral Way, Coral Gables. free. 305-445-2578. www.fumccg.org.

Miss Miami Broward Carnival Pageant: Join us for the Miss Miami Broward Carnival Pageant. Hosted by Mike Andrews, live entertainment by

•TURN TO CALENDAR, 14NE

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, OCTOBER 8, 2013** AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT THE TREASURE ISLAND ELEMENTARY SCHOOL, 7540 EAST TREASURE DRIVE, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING MATTERS AT PUBLIC HEARING:

1. **A REQUEST FOR A SPECIAL USE EXCEPTION BY THE PROPERTY OWNERS OF 1860 SOUTH TREASURE DRIVE, LOT 17, BLOCK 8, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTIONS 152.028(D) AND 152.098 OF THE NORTH BAY VILLAGE MUNICIPAL CODE OF ORDINANCES TO DEVELOP A SINGLE-FAMILY RESIDENCE IN THE MEDIUM DENSITY MULTIPLE-FAMILY RESIDENTIAL ZONING DISTRICT (RM-40).**
2. **A REQUEST BY THE PROPERTY OWNER OF 1357 BAY TERRACE LOCATED IN THE RS-1, LOW DENSITY SINGLE-FAMILY RESIDENTIAL DISTRICT, LOT 5 & LOT 4 LESS W37FT & STRIP 1.65FT WIDE ADJACENT ON SOUTH BLOCK 1, NORTH BAY ISLAND, NORTH BAY VILLAGE, FLORIDA, TO INSTALL A BOATLIFT PURSUANT TO SECTION 150.11(F) OF THE NORTH BAY VILLAGE MUNICIPAL CODE OF ORDINANCES.**

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
(September 20, 2013)

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RESOLUTION NO. _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY THE PROPERTY OWNERS OF 1860 SOUTH TREASURE DRIVE FOR A SPECIAL USE EXCEPTION PURSUANT TO SECTIONS 152.028(D) AND 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO CONSTRUCT A SINGLE-FAMILY RESIDENCE IN THE RM-40 ZONING DISTRICT; 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 Sections 152.028(D) and 152.098 of the North Bay Village Code of Ordinances (the "Village Code"), Gail Westgate and Stuart Chase, as contract purchasers, have applied to North Bay Village for approval of a special use exception to construct a single-family residence at 1860 South Treasure Drive; 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; and

WHEREAS, in accordance with Section 152.096 of the Village Code, a public hearing by the Planning and Zoning Board was noticed for Thursday, September 19, 2013, at 7:30 P.M. at 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

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WHEREAS, in accordance with Section 152.096 of the Village Code, a public hearing by the Village Commission was noticed for Tuesday, October 8, 2013, at 7:30 P.M. at Treasure Island Elementary School, 7540 East Treasure Drive, North Bay Village, Florida 33141 and all interested parties have had the opportunity to address their comments to the Village Commission; and

WHEREAS, the Village Commission has reviewed the application, and considered the recommendations of the Planning and Zoning Board and comments from the public, and determined that the proposed use does not substantially affect adversely the subject property or adjacent properties.

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 into this Resolution by this reference.

Section 2. Finding.

1. In accordance with Section 152.098 of the Village Code, the Village Commission finds that the proposed special use exception for the construction of a single-family home in the RM-40 Zoning District will not substantially affect adversely the uses permitted in these regulations of adjacent property.

Section 3. Grant.

The special use request to permit the construction of a single-family home in the RM-40 Zoning District at 1860 South Treasure Drive North Bay Village, Florida is hereby granted.

13A(70)

Section 4. Conditions.

The special use exception is granted subject to the following conditions:

1. Building permits and related approvals for the single family home must be obtained from the Building Official prior to commencement of construction.

2. 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.

3. Authorization or issue of a special exception use 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 special exception use 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.

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

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.

13A(71)

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 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 ____ day of October, 2013.

_____
Connie Leon-Kreps, Mayor

ATTEST:

_____
Yvonne P. Hamilton, CMC
Village Clerk

13A(72)

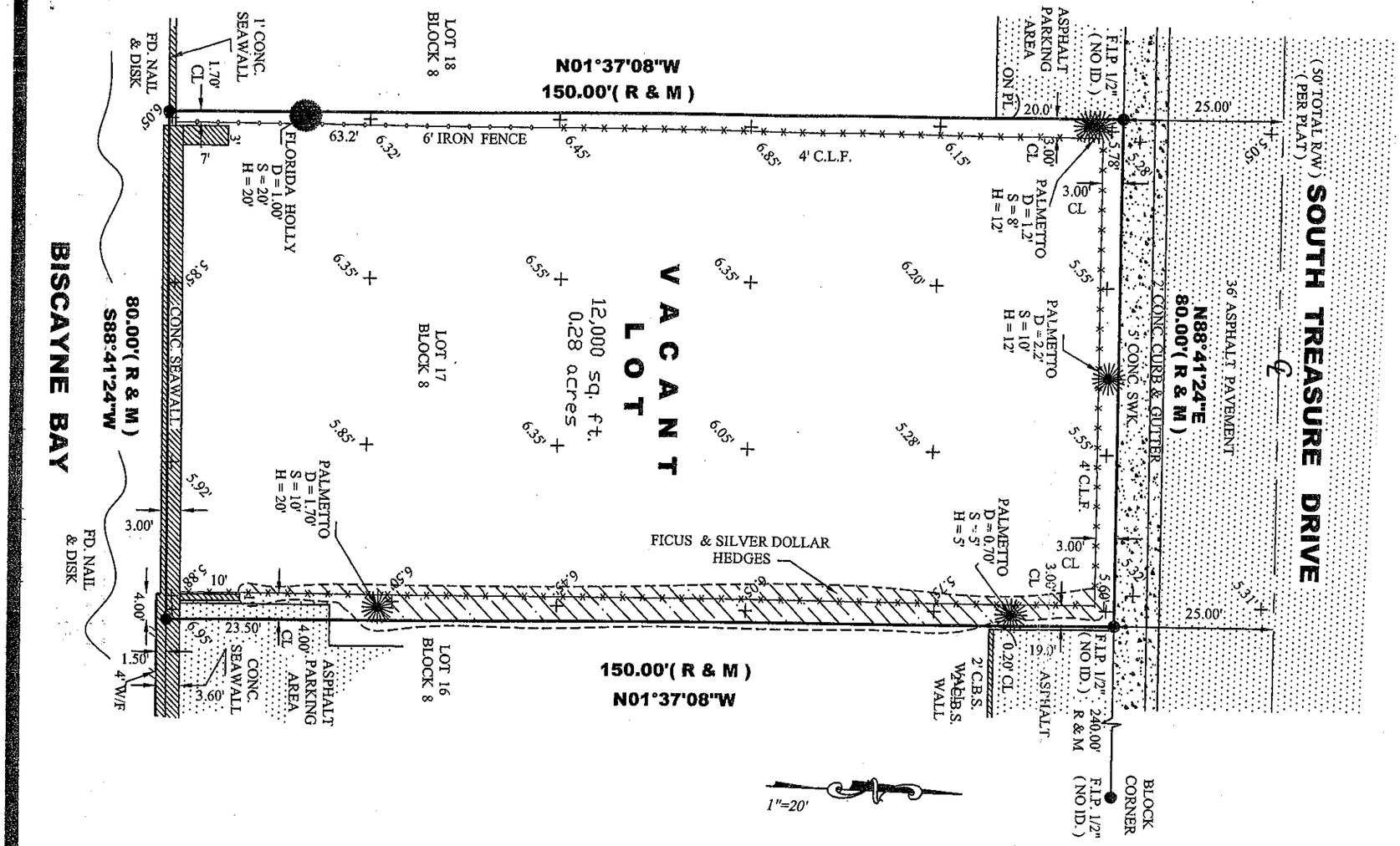
APPROVED AS TO FORM FOR THE USE OF OF NORTH BAY VILLAGE:

_____

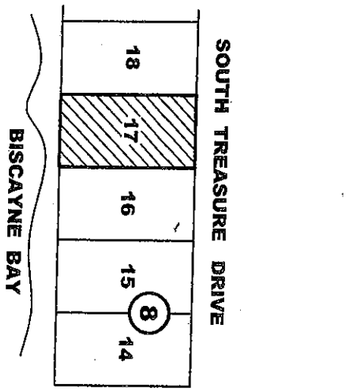
Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.
Village Attorney

North Bay Village Resolution: Special Use Exception by the Jonas' of 1860 South Treasure Drive-Construction of Single-Family Home.

13A(73)



LOCATION SKETCH
SCALE: NTS



LEGAL DESCRIPTION: LOT 17 BLOCK 8
OF PORTION OF TRACT B FIRST ADDITION TO TREASURE ISLAND SUBDIVISION
ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 57 AT PAGE 6
OF THE PUBLIC RECORDS MIAMI-DADE COUNTY, FLORIDA

ABBREVIATIONS:
SWK=SIDEWALK, CBS=CONCRETE BLOCK STRUCTURE, CLF=CHAIN LINK FENCE, PL=PROPERTY LINE, DUE=DRAINAGE UTILITY EASEMENT, IP=IRON PIPE F=FOUND, A/C=AIR CONDITIONER PAD, P/C=PROPERTY CORNER, D/H=DRILLED HOLE, W/F=WOODEN FENCE, RES=RESIDENCE, CL-C LEAR, RB=REBAR UE=UTILITY EASEMENT. CONC=CONCRETE SLAB. R/W=RIGHT OF WAY, DE=DRAINAGE EASEMENT, C/L=CENTER LINE, O=DIAMTER, TYP=TYPICAL, M=MEASURED. R=RECORDED, ENCR=ENCROACHMENT, COMP=COMPUTER, ASH=ASPHALT, N/D=NAIL & DISC, S=SET, FEE=FINISH FLOOR ELEVATION O/S=OFFSET, P/P=POWER POLE, OHP=OVERHEAD POWERLINE, WM=WATER METER

WOOD FENCE=
MASONRY WALL=
CONCRETE=
MAINTENANCE & DRAINAGE EASEMENT= M & D.E.

ELEVATION BASED ON LOC. #
CBM# ELV.

TYPE OF SURVEY: BOUNDARY SURVEY

SURVEYOR'S NOTES: 1) OWNERSHIP SUBJECT TO OPINION OF TITLE. 2) NOT VALID WITHOUT THE SIGNATURE AND RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. 3) THE SURVEY DEPICTED HERE IS NOT COVERED BY PROFESSIONAL LIABILITY INSURANCE. 4) LEGAL DESCRIPTION PROVIDED BY CLIENT. 5) UNDERGROUND ENCROACHMENTS NOT LOCATED. 6) ELEVATIONS ARE BASED ON NATIONAL GEODETIC VERTICAL DATUM OF 1929.. 7) OWNERSHIP OF FENCES ARE UNKNOWN. 8) THERE MAY BE ADDITIONAL RESTRICTIONS NOT SHOWN ON THIS SURVEY THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY. 9) CONTACT THE APPROPRIATE AUTHORITY PRIOR TO ANY DESIGN WORK FOR BUILDING AND ZONING INFORMATION. 10) EXAMINATION OF THE ABSTRACT OF TITLE WILL HAVE TO BE MADE TO DETERMINE RECORDED INSTRUMENTS, IF ANY, AFFECTING THIS PROPERTY.

Additions or deletions to survey maps or reports by other than the signing party or parties is prohibited without written consent of the signing party or parties.

BEARINGS WHEN SHOWN ARE REFERRED TO AN ASSUMED VALUE OF SAID PB _____ PAGE _____

NOT VALID UNLESS EMBOSSED WITH SURVEYOR'S SEAL

REVISED:

I HEREBY CERTIFY That the survey represented thereon meets the minimum technical requirements adopted by the STATE OF FLORIDA Board of Land Surveyors pursuant to Section 472.027 Florida Statutes.
There are no encroachments, overlaps, easements appearing on the plat or visible easements other than as shown hereon.

ADIS N. NUNEZ
REGISTERED LAND SURVEYOR
STATE OF FLORIDA #5924

SINCE 1987
BLANCO SURVEYORS INC.
Engineers • Land Surveyors • Planners • LB # 0007059
555 NORTH SHORE DRIVE
MIAMI BEACH, FL 33141
(305) 865-1200 Email: blancosurveyorsinc@yahoo.com Fax: (305) 865-7810

FLOOD ZONE: AE		SUFFIX: L	DATE: 9/11/09 BASE: 8'
PANEL: 307			COMMUNITY # 120654
DATE: 8/8/13	SCALE: 1" = 20'	DWN. BY: F. Blanco	JOB No 13-559

LEGEND

- PERVIOUS SURFACE: GRASS OR PLANTING BED
- SEMI-PERVIOUS SURFACE: GRASS PAVERS OR POROUS CONCRETE
- NON-PERVIOUS SURFACE: CONCRETE OR TILE FLOOR/PAVERS
- POOL

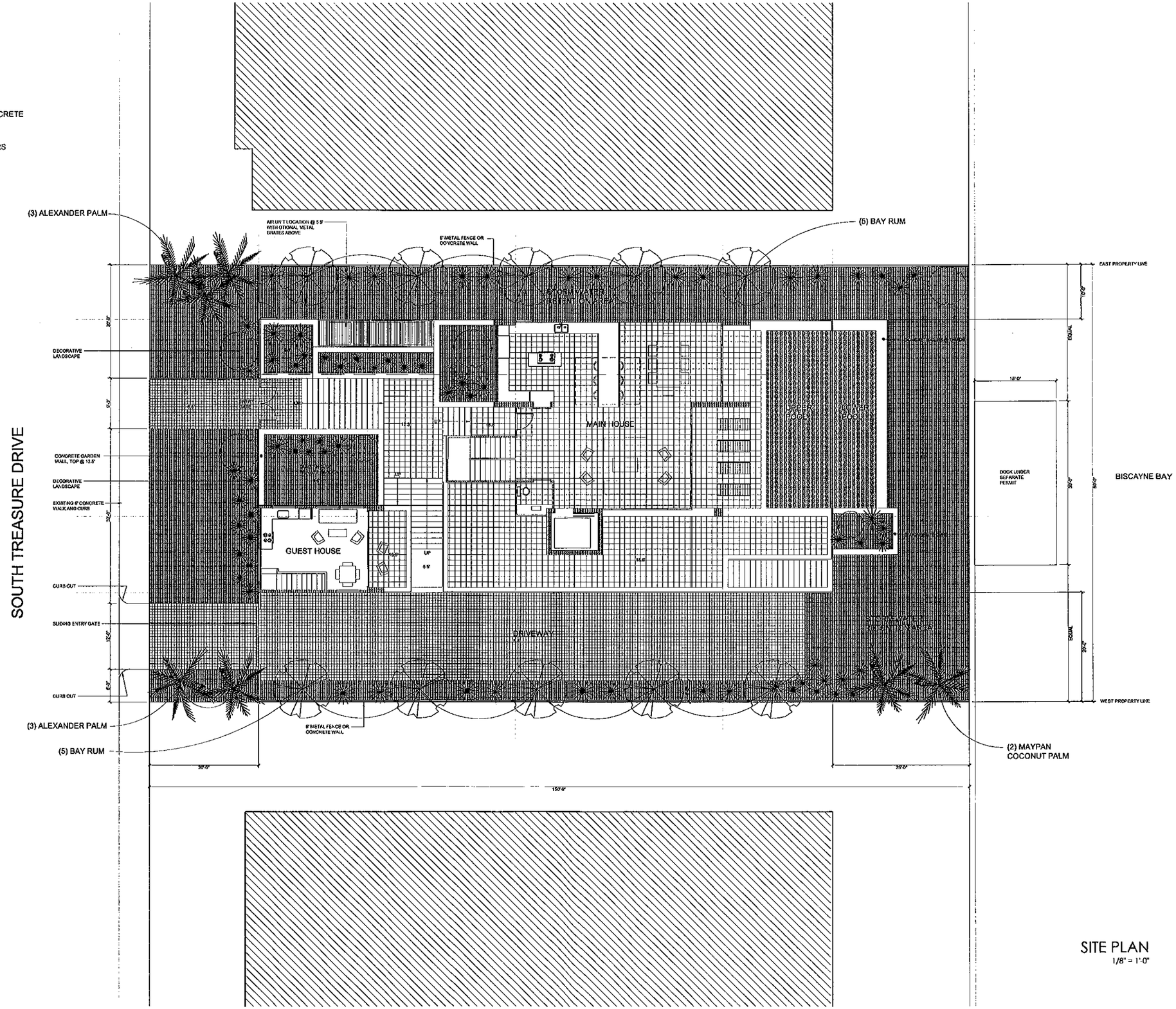
LOT SIZE	12,000 SF
PERVIOUS SURFACE	4,832 SF
SEMI-PERVIOUS SURFACE	2,092 SF
NON-PERVIOUS SURFACE	5,076 SF
PERCENT PERVIOUS	40%

NOTES

1.) STORMWATER SHALL NOT DRAIN ONTO ADJOINING PROPERTIES

2.) LIGHTING SHALL NOT EXCEED BOUNDS OF PROPERTY

3.) SITE SHALL BE PROVIDED W/ IRRIGATION SYSTEM W/ 100% COVERAGE AND PROTECTED BY RAIN SENSOR CONTROL



SITE PLAN
1/8" = 1'-0"

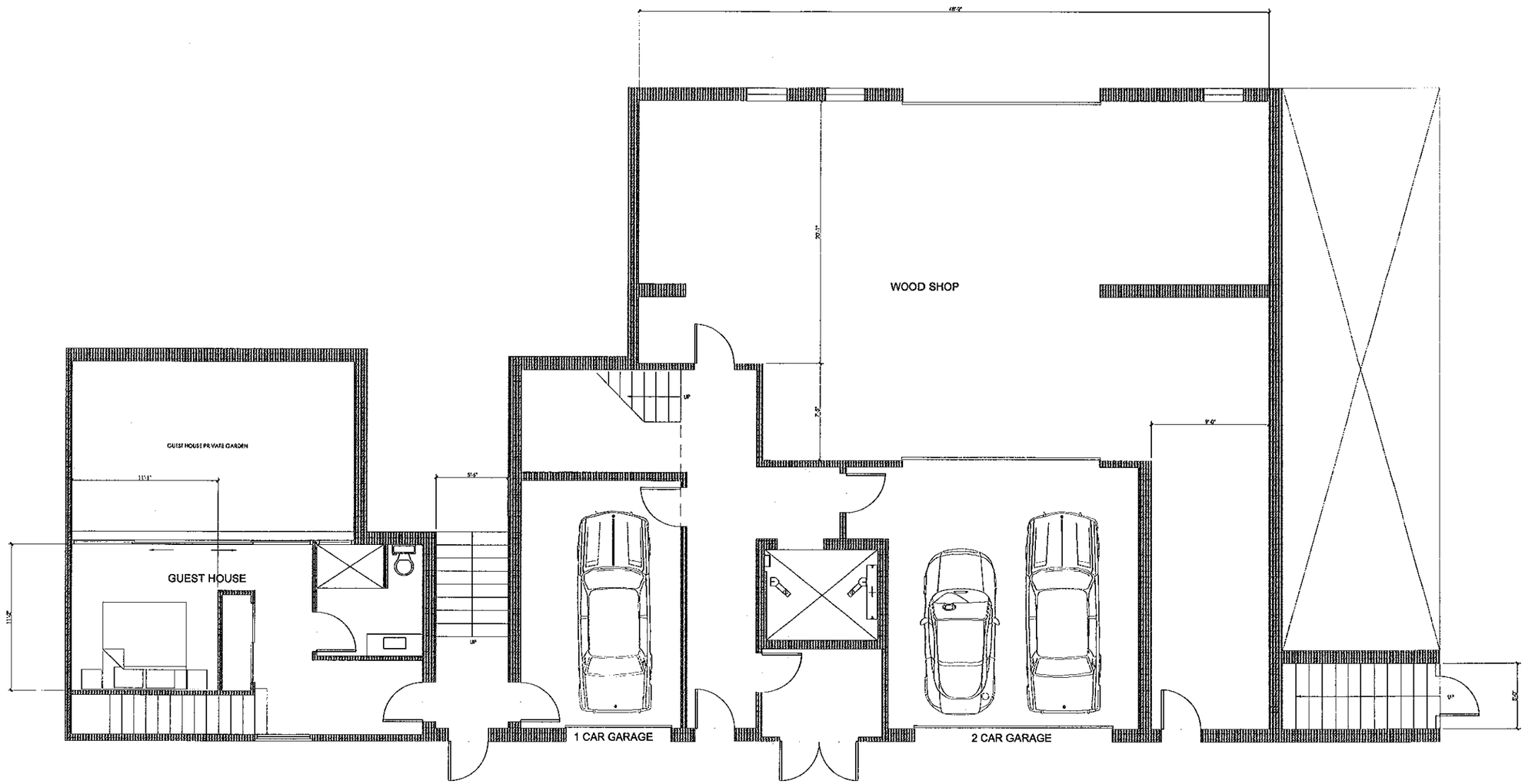
KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN
6356 ALTON ROAD, MIAMI BEACH, FL 33141
305 864 2448 FAX 305 865 9420 AA0002783

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
A1
of



BASEMENT PLAN
1/4" = 1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN
6356 ALTON ROAD, MIAMI BEACH, FL. 33141
305 864 2448 FAX 305 865 8420 AA0002783

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

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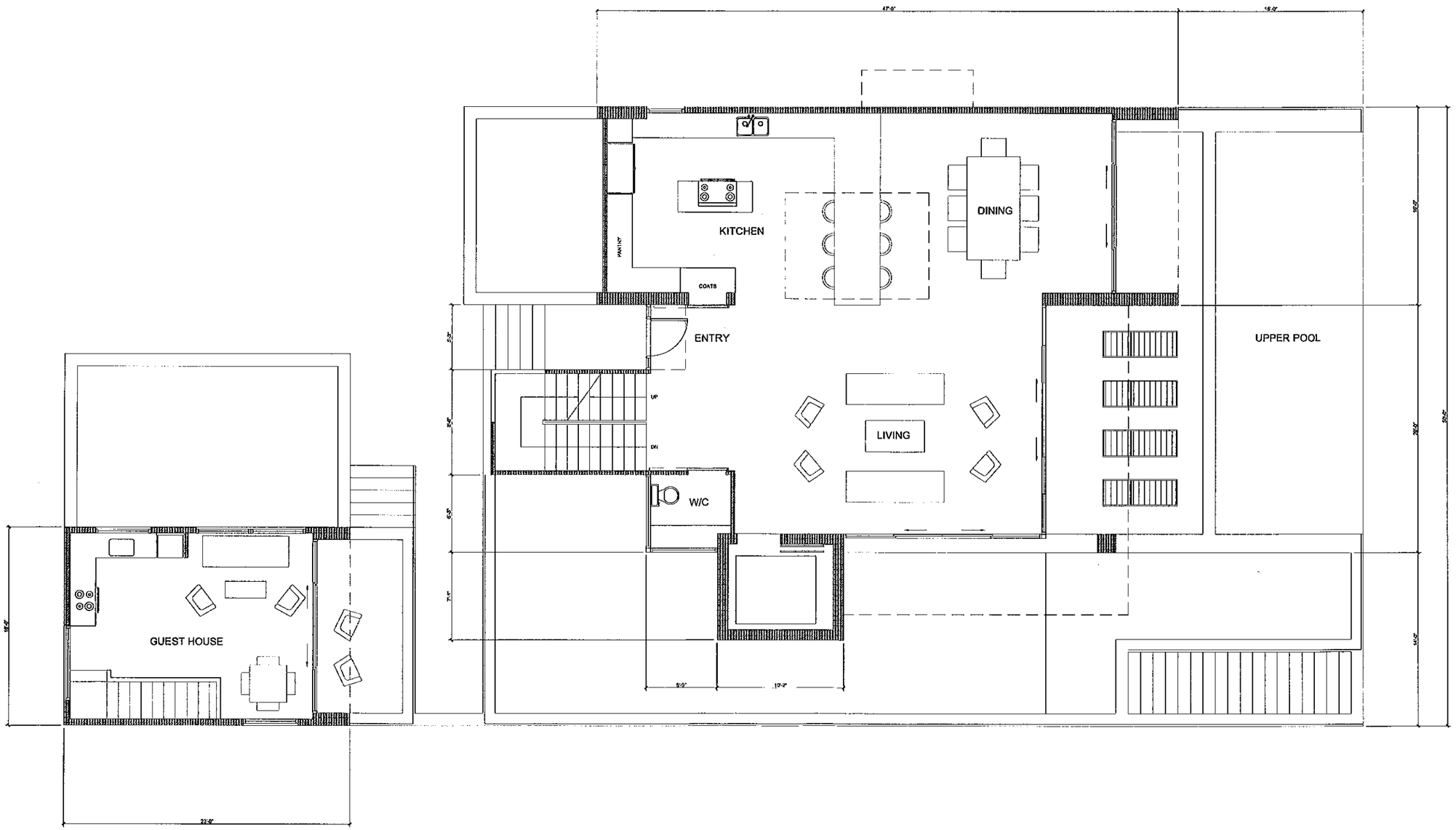
of



FIRST FLOOR PLAN
1/4" = 1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN
6356 ALTON ROAD, MIAMI BEACH, FL. 33141
305 864 2448 FAX. 305 865 8420 AA0002743

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

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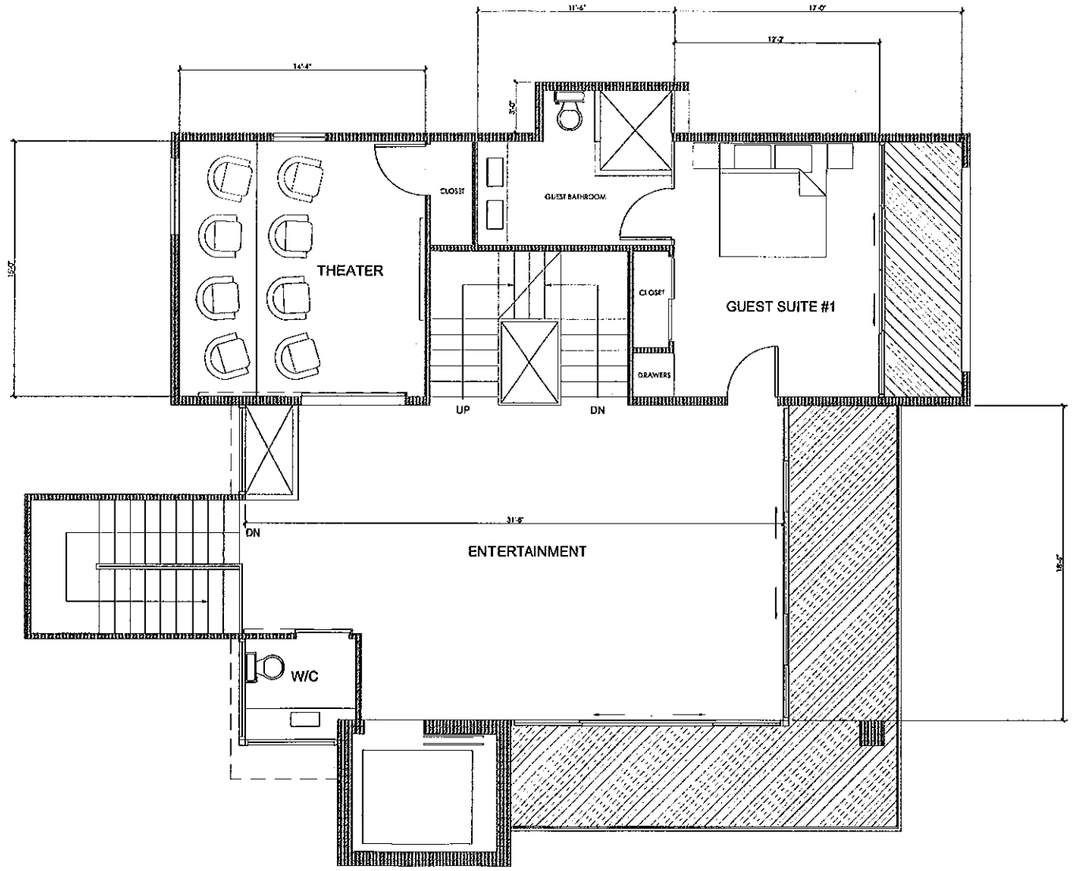
A3
of



SECOND FLOOR PLAN
1/4" = 1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN
6356 ALTON ROAD, MIAMI BEACH, FL 33141
305 864 2446 FAX 305 866 8420 AA0002765

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

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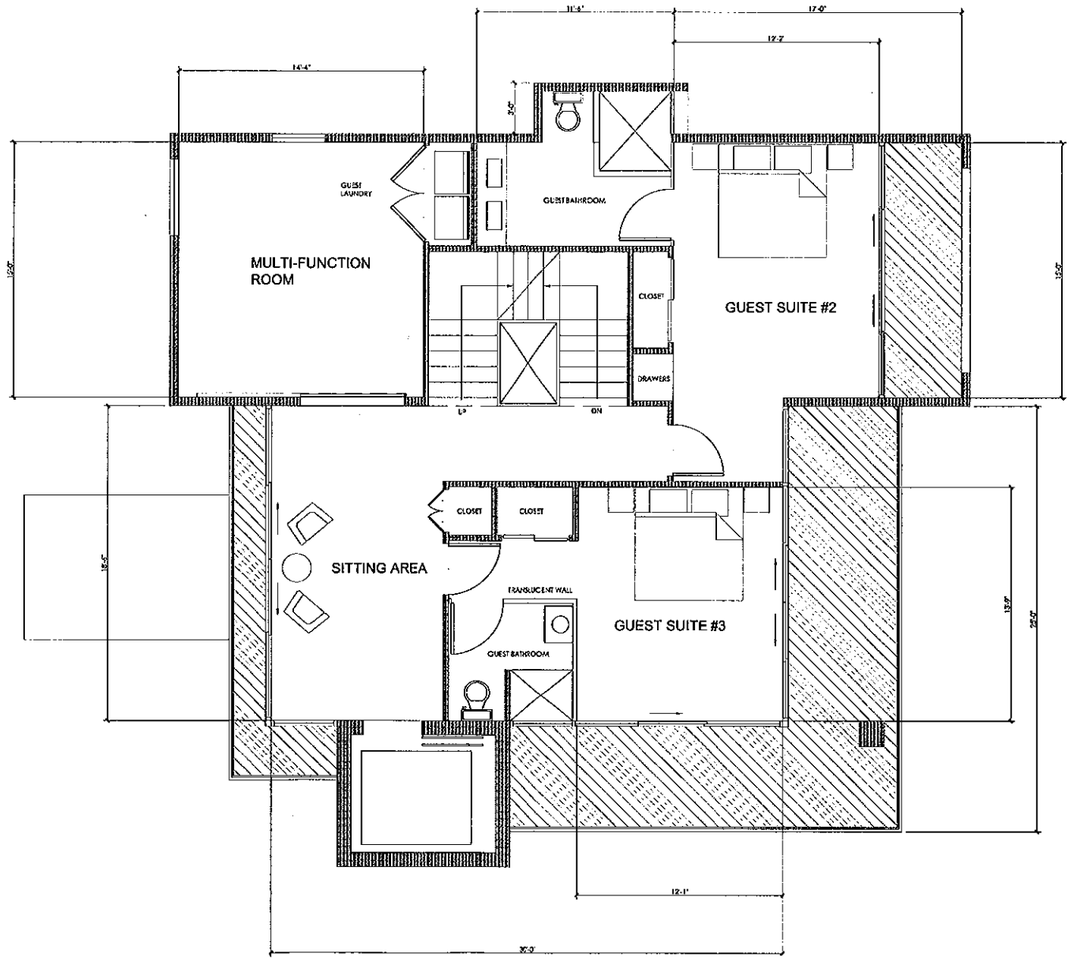

THIRD FLOOR PLAN
1/4" = 1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN
6356 ALTON ROAD, MIAMI BEACH, FL. 33141
305 864 2448 FAX 305 865 8420 AA0002763

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

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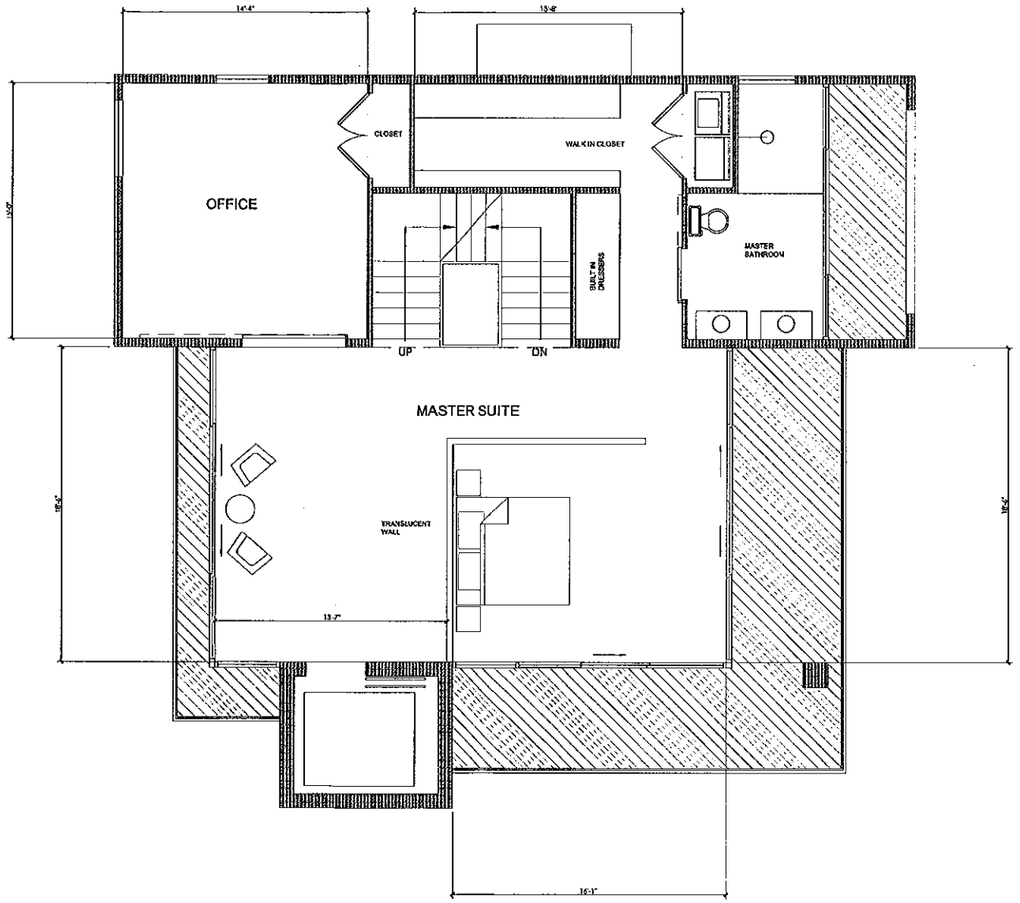
of



FOURTH FLOOR PLAN
1/4" = 1'-0"

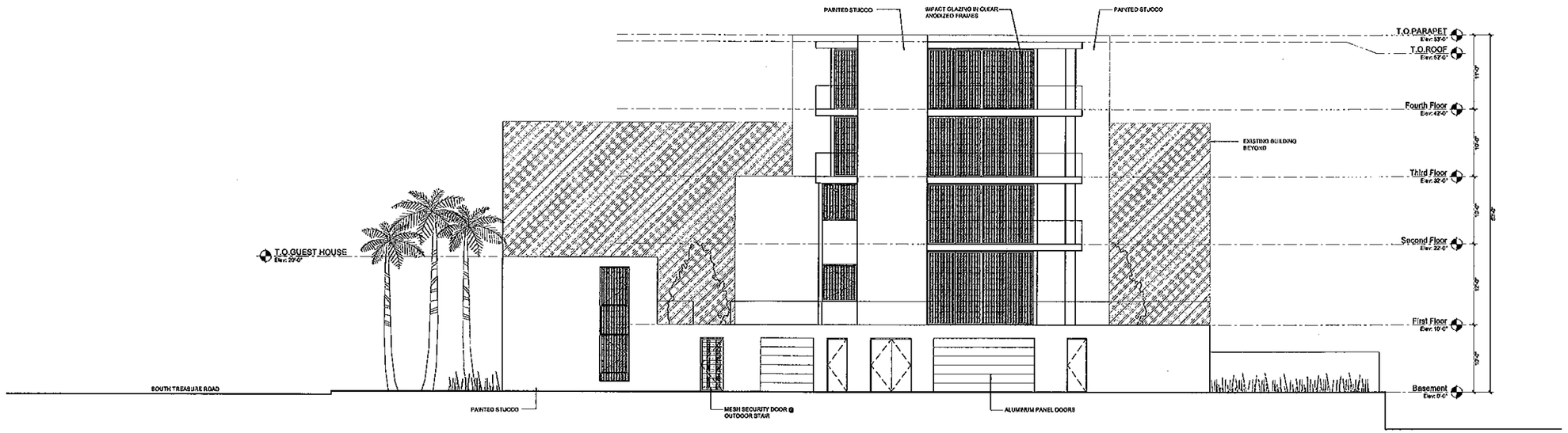
KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN
5356 ALTON ROAD, MIAMI BEACH, FL 33141
305 864 2448 FAX 305 868 8420 AA0002763

CHASE RESIDENCE

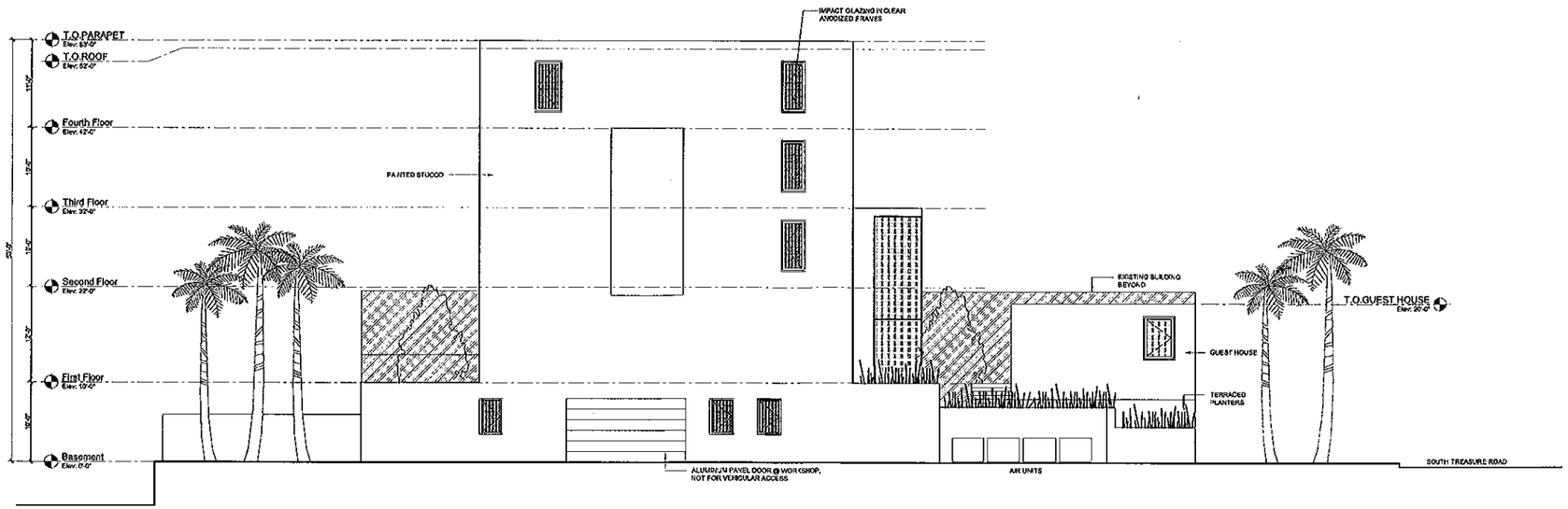
SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
A6
of



WEST ELEVATION
1/8" = 1'-0"



EAST ELEVATION
1/8" = 1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN
6356 ALTON ROAD, MIAMI BEACH, FL. 33141
305 864 2448 FAX 305 865 6420 AA0002783

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
A7
of

NORTH ELEVATION
1/8" = 1'-0"

SOUTH ELEVATION
1/8" = 1'-0"

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN
6356 ALTON ROAD, MIAMI BEACH, FL. 33141
305 864 2448 FAX 305 865 8420 AA0022783

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
A8
of

VIEW FROM NORTHEAST
NO SCALE

VIEW FROM SOUTHWEST
NO SCALE

KLEIN DESIGN GROUP
ARCHITECTURE INTERIOR DESIGN
6356 ALTON ROAD, MIAMI BEACH, FL. 33141
305 864 2448 FAX 305 865 8420 AA0022783

CHASE RESIDENCE

SOUTH TREASURE DRIVE
NORTH BAY VILLAGE, FLORIDA

Date
Commission
Revisions

Sheet
A9
of

Staff Report
Permit Application for Piling Alterations

Prepared for: *North Bay Village Commission*

Applicant: *William C. Webb, Jr.*

Request: *Permit for Boat Lift Installation*

LaRue Planning & Management Services, Inc.
1375 Jackson Street, Suite 206
Fort Myers, Florida
239-334-3366
Serving Florida Local Governments Since 1988

13B(1)

General Information

Owner/Applicant	William C. Webb
Applicant Address	1357 Bay Terrace, North Bay Village
Site Address	1357 Bay Terrace
Contact Person	Glen Larson
Contact Phone Number	305-751-9911
E-mail Address	GLarson@DockandMarine.net
Zoning District	RS-1
Use of Property	Single Family Home

General Description

The applicant is requesting a permit to install a boatlift at a residence in the RS-1 zoning district. There is an existing dock that extends 40 feet from the existing seawall. The dock will remain and is not proposed to be altered. Neither the proposed boat lift, nor any of the pilings for the boat lift, will be placed any farther from the seawall than the existing dock.

Applicable Code Provisions

The construction or alteration of docks, piers, etc is governed by Section 150.11 and specifically subsections (A) and (F).

Section 150.11 reads as follows:

"(A) No person, firm, or corporation shall construct, reconstruct, or repair any docks, piers, dolphins, wharfs, pilings, similar structures of any kind more than twenty-five (25) feet perpendicular from the seawall or shoreline into any waterway within the corporate limits of the city. Provided however, if construction of a docking facility is prevented by the requirement of federal, state or preemptive local environmental laws, rules and regulations (laws) whereby in order to obtain a permit for construction of a docking facility, it is necessary to exceed the same more than twenty-five (25) feet perpendicular from the seawall or shoreline, the docking facility may be constructed such distance from the seawall or shoreline as may be required in order to comply with such laws by obtaining a waiver from the City Commission in accordance with subsection (G), provided further, however the furthermost distance seaward from the seawall or shoreline shall not exceed seventy-five (75) feet including all dolphins or pilings installed beyond the seaward most line of the dock or pier but not including required rip-rap.

(B) Plans and specifications for construction, reconstruction, or repair of docks, piers, dolphins, wharfs, pilings, or similar structures shall comply with all provisions of the City Code, shall be approved by the City Manager, and shall be kept permanently in the records of the city. Repair or reconstruction may be made in accordance with the original plans.

(C) No dock, pier, wharf, dolphin, piling, or similar structure shall be erected in the city unless the structure is set back at least seven and one-half feet from the lot line on each side; and the structure shall not exceed five (5) feet above ground level, except a joint or "party" dock may be permitted on the property line if approved by the City Commission.

(D) No person, firm, or corporation shall build, maintain, extend, or make any structural alteration on any building, dock, pier, dolphin, wharf, piling, bulkhead, seawall, or similar structure in, upon, or over the waters adjacent to Harbor Island, Treasurer Island, North Bay Island, and Cameo Island within the corporate limits of the city, or do any filling, excavating, or dredging in the waters without first obtaining a written permit to do so from the City Manager.

(E) Application for any permit or the transfer of any permit required by this section shall be made to the City Manager in writing on forms provided therefore. The permit shall constitute an agreement by the applicant to comply with all conditions imposed upon granting of the permit. The application shall be accompanied by plans and specifications setting forth in detail the work to be done.

(F) All applications for construction or structural alterations of any building, dock, pier, dolphin, wharf, piling, bulkhead, seawall, or similar structure in, upon, or over the waters within the corporate limits of the city shall require the approval of the City Commission after a public hearing. During the public hearing the City Commission shall consider safety and compatibility as criteria for approving the application.

(G) Notwithstanding the provisions of paragraph (F), if an applicant seeks a dock or pier length greater than twenty-five (25) feet, the City Commission shall additionally consider the following criteria to determine if a waiver shall be granted:

(i) If Miami Dade Department of Environmental Management has required specific depth or location criteria; and

(ii) If the Applicant has provided to the City notarized letter(s) of consent from adjoining riparian property owners, and

(iii) If the City has received any letter(s) of objection from adjoining riparian property owners; and

(iv) Any other factors relevant to the specific site.

(H) The City Commission may deny, approve, or modify the request and/or impose conditions in the permit, pursuant to paragraph (F), or granting of a waiver,

pursuant to paragraph (G), which it deems necessary to protect the waterways of the City in accordance with the public safety and the general welfare. The requirement of approval by the City Commission shall not include applications for repair of existing structures.

(I) A public hearing held pursuant to this Section shall be quasi judicial and follow the hearing procedures provided in Section 29.02 of the Code.

(J) Nothing contained in this section shall be construed or apply to prohibiting repair or reconstruction or otherwise limiting those structures which exist at the time of adoption of this section, however, the provisions of subsections (D) and (E) above shall be complied with."

The location of boats, docks and piers is also governed by Section 152.059, most specifically subsection (B) which reads as follows:

"*(B) No docks, piers, mooring posts, or combinations thereof, may project more than twenty-five (25) feet from any bulkhead line, nor extend nearer than seven and one-half feet to any adjacent property line. A waiver may be granted by the City Commission pursuant to Section 150.11(A), upon completion of a marine survey demonstrating the minimum distances from the seawall necessary to meet the minimum depth requirements, approved by DERM, and completed by a licensed professional surveyor and mapper registered to practice in the State of Florida."*

Staff Comments

The boat lift will be located so that the 7.5 foot side setbacks from the property lines are met. The boat lift will not require a waiver as per Section 150.11(A) because they will extend no farther from the seawall than the existing dock. The 5 foot height restriction, at ground level, will have to be verified at the construction permit review level.

Based on the materials presented by the applicant, the proposed structures are in compliance with the applicable provisions of Sections 152.059 and 150.11. The proposed pilings are safe and compatible.

Recommendation

Staff recommends **approval** of the application pending the following:

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, compliant 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.

Submitted by:
James G. LaRue
James L. LaRue, AICP
Planning Consultant

September 4, 2013

Hearing: Village Commission, September 19, 2013

Attachments: Dock Plans Provided by Applicant

CITY OF NORTH BAY VILLAGE PERMIT APPLICATION

1700 Kennedy Causeway, Suite 132, North Bay Village, Fl. 33141

DATE 6/26/13 MASTER PERMIT # _____ SUB CONTRACTOR PERMIT# _____

JOB ADDRESS 1357 Bay Terrace TAX FOLIO# 23-3209-008-0040

LOT 4:5 BLOCK 1 SUB DIVISION N. Bay Island ZONE: RS-1 RS-2 RM-40 RM-70 CG CL MU

PROPERTY OWNER NAME William C. Webb, Jr TELEPHONE _____

OWNER ADDRESS 1357 Bay Terrace CITY N. Bay Village STATE FL ZIP CODE 33141

CONTRACTOR COMPANY Dock and Marine Const CITY Miami STATE FL ZIP CODE 33138

QUALIFIER'SNAME Glen Larson TELEPHONE 305-751-9911

STATE LICENSE # _____ CERTIFICATE OF COMPETENCY # E410 INSURANCE EXPIRATION DATE _____

ARCHITECT/ ENGINEER Leandro Fer LICENSE# _____

PERMIT TYPE: BUILDING ELECTRICAL MECHANICAL PLUMBING SPECIAL EVENT

Application is hereby made for a permit to do work & installation as indicated. I understand that separate permits are required Electrical, Mechanical, and Plumbing, Signs, Pools, Windows, Doors & Roofing, work.

WORK DESCRIPTION: (Circle One Only) COMMERCIAL RESIDENTIAL

Toe wall Repair and new boatlift

VALUE OF JOB: $ 12,000 LINEAR FEET 103 SQUARE FEET _____

B/13 #1031 UPFRONT FEE: $ 120.00 PERMIT FEE: $ _____ REVIEW FEE: $ _____ STRUCTURAL FEE: $ _____

DCA FEE $ _____ DC FEE: $ _____ DBPR FEE: $ _____ TSM: $ _____ PENALTY: $ _____ BOND: $ _____

EDUCATIONAL FEE: $ _____ IMPACT FEE: $ _____ NOTARY FEE _____ TOTAL: $ _____

ELECTRICAL: APPROVED _____ Date _____ MECHANICAL: APPROVED _____ Date _____

PLUMBING: APPROVED _____ Date _____ BUILDING OFFICIAL: _____ Date _____

WARNING TO OWNER: YOU MUST RECORD A NOTICE OF COMMENCEMENT AND YOUR FAILURE TO DO SO MAY RESULT IN PAYING TWICE FOR IMPROVEMENTS TO YOUR PROPERTY. IF YOU OBTAIN FINANCING, CONSULT WITH YOUR LENDER OR ATTORNEY BEFORE RECORDING THE NOTICE

OWNER'S AFFIDAVIT: I certify that all the foregoing information is accurate, and that all work will be done in compliance with all applicable laws regulating construction and zoning. Furthermore, I authorize the above-named contractor to do the work stated.

[signature]
Signature of Property Owner or Agent

[signature]
Signature of Contractor

ADMINISTERED OATH SWORN TO & SUBSCRIBED BEFORE ME THIS 17 DAY OF AUGUST 2012

[signature]
Signature of NOTARY to Owner or Agent

TERESA A. PEREZ
(Print, Type, or Stamp Commissioned Name)

Personally Known ✓ or Produced ID. _____

Type of I.D. produced _____

NOTARY PUBLIC STATE OF FLORIDA
TERESA A. PEREZ
MY COMMISSION # DD 945353
EXPIRES: December 17, 2013
Bonded Thru Budget Notary Services

ADMINISTERED OATH SWORN TO & SUBCRIBED BEFORE ME THIS 17 DAY OF Aug. 2012

[signature]
Signature of NOTARY to Contractor

YOLANDA W. GALLETTI
Commission # EE 067946
Expires February 27, 2015
Bonded Thru Budget Notary Services 800-365-7019

(Print, Type, or Stamp Commissioned Name)

Personally Known ✓ or Produced ID. _____

Type of I.D. produced _____

13B(6)

THIS APPLICATION IS VALID FOR 180 DAYS FROM DATE APPROVED.
APPLICATION AND ALL ATTACHEMENTS WILL BE DESTROYED AFTER THAT DATE IF PERMIT IS NOT *ISSUED*

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

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: Dock and Marine Const. Phone: 305-751-9911

Mailing Address: 752 NE 79 Street
Miami, FL 33138 (1357 Bay Terrace)

Legal Description of Property: Lots 3 & 4 less W37 ft & Strip 1.65 ft on South Block 1

Existing Zoning: 0900 SGL family Lot Size: 8,858 sq ft Folio: 23-3209-008-0040

Type of Request: Installation of a 4-post boatlift adjacent to existing wood dock.

Reason for Request: (Attach additional Pages if necessary) _____

All applications shall be submitted to the Village Clerk on or before the deadline implemented by the Village.

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.

13B(7)

APPLICATION FOR HEARING
BEFORE THE PLANNING & ZONING BOARD AND
VILLAGE COMMISSION
PAGE 2 OF 2

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).

Authorized Signature

Glen Larson
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 9 **day of** July **2013**
by Glen Larson
who is personally known to me or who has produced N/A
as identification.

YOLANDA W. GALLETTI
Commission # EE 067946
Expires February 27, 2015
Bonded Thru Troy Fain Insurance 800-385-7019

Notary Public **(Notary Seal)**

Office Use Only:

Date Submitted: 7/19/13

Tentative Meeting Date: 9/10/13

Fee Paid: $300.00

Cash ☐ or Check ☑ # 2125

Date Paid: 7/19/13

Revised 1/2013

13B(8)

MIAMI-DADE COUNTY
OFFICE OF THE PROPERTY APPRAISER
PROPERTY SEARCH SUMMARY REPORT

Carlos Lopez-Cantera
Property Appraiser

Property Information:	
Folio	23-3209-008-0040
Property Address	1357 BAY TER
Owner Name(s)	WILLIAM C WEBB JR
Mailing Address	1357 BAY TERR N BAY VILLAGE FL 33141 -4002
Primary Zone	0900 SGL FAMILY - 1901-2100 SQ
Use Code	0001 RESIDENTIAL - SINGLE FAMILY
Beds/Baths/Half	3/2/0
Floors	2
Living Units	1
Adj. Sq. Footage	2,336
Lot Size	8,858 SQ FT
Year Built	1940
Full Legal Description	9 53 42 NORTH BAY ISLAND PB 40-59 LOT 5 & LOT 4 LESS W37FT & STRIP 1.65FT WIDE ADJ SAME ON SOUTH BLK 1 LOT SIZE 103.000 X 86 OR 18208-4224 0798 1

IMPORTANT NOTICE:
The 2013 exemption and assessment values currently show n are preliminary and are subject to change until they are certified on July 1.

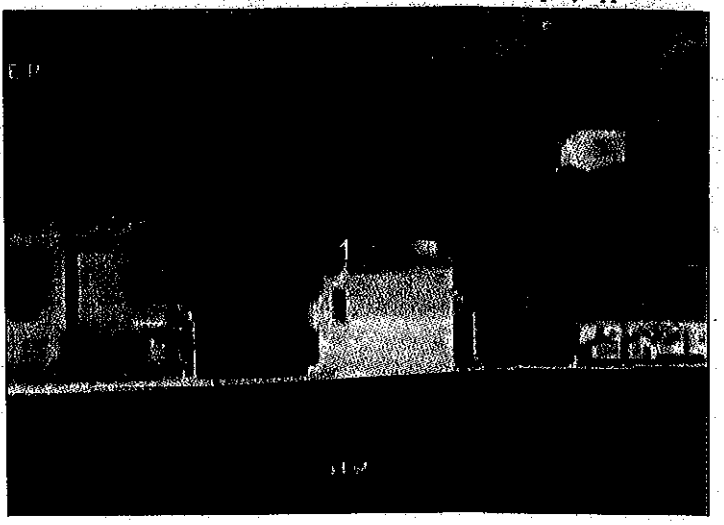
Assessment Information:

	Current	Previous	Previous 2
Year	2013	2012	2011
Land Value	$974,523	$906,204	$906,204
Building Value	$169,668	$184,266	$185,455
Market Value	$1,144,191	$1,090,470	$1,091,659
Assessed Value	$491,022	$482,815	$468,753

Benefits Information:

		Current	Previous	Previous 2
Benefit	Type	2013	2012	2011
Save Our Homes	Assessment Reduction	$653,169	$607,655	$622,906
Homestead	Exemption	$25,000	$25,000	$25,000
Second Homestead	Exemption	$25,000	$25,000	$25,000

Note: not all benefits are applicable to all Taxable Values (ie County, School Board, City, Regional).



Aerial Photography 2012

Taxable Value Information:

	Current	Previous	Previous 2
Year	2013	2012	2011
	Exemption/ Taxable	Exemption/ Taxable	Exemption/ Taxable
County	$50,000/$441,022	$50,000/$432,815	$50,000/$418,753
School Board	$25,000/$466,022	$25,000/$457,815	$25,000/$443,753
City	$50,000/$441,022	$50,000/$432,815	$50,000/$418,753
Regional	$50,000/$441,022	$50,000/$432,815	$50,000/$418,753

Sale Information:

Date	Amount	OR Book-Page	Qualification Code
7/1998	$449,000	18208-4224	Sales w hich are qualified
10/1991	$400,000	15219-2406	Sales w hich are qualified

13B(9)

Disclaimer:

The Office of the Property Appraiser and Miami-Dade County are continually editing and updating the tax roll and GIS data to reflect the latest property information and GIS positional accuracy. No warranties, expressed or implied, are provided for data and the positional or thematic accuracy of the data herein, its use, or its interpretation.

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

Re: William C. Webb, Jr.
1357 Bay Terrace
Lots 4&5, Block 1
North Bay Island
North Bay Village, FL 33141

Request for Boat Lift Installation

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 September 27, 2013.

Dated this 27th day of September 2013

Yvonne P. Hamilton
Village Clerk

(North Bay Village Commission Meeting – 10/8/2013)

13B(10)

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

North Bay Village
Administrative Offices
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Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

Re: William C. Webb, Jr.
1357 Bay Terrace
Lots 4&5, Block 1
North Bay Island
North Bay Village, FL 33141

Request for Boat Lift Installation

I, Yvonne P. Hamilton, hereby certify that the attached Notice of Public Hearing to be held on October 8, 2013 was posted at the above-referenced property on September 27, 2013.

Dated this 27th day of September 2013.

Yvonne P. Hamilton
Village Clerk

(North Bay Village Commission Meeting – October 8, 2013)

13B(11)

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

North Bay Village
Administrative Offices
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Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

Re: William C. Webb, Jr.
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North Bay Village, FL 33141

Request for Boat Lift Installation

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 September 27, 2013.

Dated this 27th day of September 2013

Yvonne P. Hamilton
Village Clerk

(Village Commission Meeting – 10/8/2013)

13B(12)

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, OCTOBER 8, 2013** AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT THE TREASURE ISLAND ELEMENTARY SCHOOL, 7540 EAST TREASURE DRIVE, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUEST AT PUBLIC HEARING:

1. **A REQUEST BY THE PROPERTY OWNER OF 1357 BAY TERRACE LOCATED IN THE RS-1, LOW DENSITY SINGLE-FAMILY RESIDENTIAL DISTRICT, LOT 5 & LOT 4 LESS W37FT & STRIP 1.65FT WIDE ADJACENT ON SOUTH BLOCK 1, NORTH BAY ISLAND, NORTH BAY VILLAGE, FLORIDA, TO INSTALL A BOATLIFT PURSUANT TO SECTION 150.11(F) OF THE NORTH BAY VILLAGE MUNICIPAL CODE OF ORDINANCES.**

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
(September 26, 2013)

13B(13)

Owner/Occupant
7401 Center Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7411 Center Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7421 Center Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7431 Center Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7441 Center Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7400 Coquina Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7410 Coquina Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7420 Coquina Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7500 Coquina Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7421 Coquina Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7431 Coquina Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7501 Coquina Bay Drive
N. Bay Village, FL 33141

Owner/Occupant
7400 Beach View Drive
N. Bay Village, FL 33141

Owner/Occupant
7410 Beach View Drive
N. Bay Village, FL 33141

Owner/Occupant
7420 Beach View Drive
N. Bay Village, FL 33141

Owner/Occupant
7430 Beach View Drive
N. Bay Village, FL 33141

Owner/Occupant
7411 Beach View Drive
N. Bay Village, FL 33141

Owner/Occupant
7421 Beach View Drive
N. Bay Village, FL 33141

Owner/Occupant
7501 Beach View Drive
N. Bay Village. FL 33141

Owner/Occupant
7401 Beach View Drive
N. Bay Village. FL 33141

Owner/Occupant
1331 Bay Terrace
N. Bay Village. FL 33141

Owner/Occupant
1321 Bay Terrace
N. Bay Village, FL 33141

Owner/Occupant
1353 Bay Terrace
N. Bay Village, FL 33141

Owner/Occupant
1357 Bay Terrace
N. Bay Village, FL 33141

Owner/Occupant
1359 Bay Terrace
N. Bay Village, FL 33141

Owner/Occupant
1365 Bay Terrace
N. Bay Village, FL 33141

13B(14)

NEIGHBORS CALENDAR

HOW TO POST IN OUR CALENDAR OF EVENTS:

If you want your event published on our websites and to be automatically considered for our free listings in the Neighbors section, please go to MiamiHerald.com/events and click on "+ add to our Listings" on the upper-right. Be sure to choose "Community" as the first category. Then, from the drop-down window, pick a second category that best fits your type of event.

Do not choose Business & Technology because those events are published exclusively in the Herald's Business Monday Agenda. In addition, choose Club only if you are posting a hobbyist, support group or other type social club. Nightclub lineups, happy hours and the like run in our Weekend entertainment section and should be marked Music and Lounge. If you are posting sequential classes, workshops and other events that are not of a pay-per-event, drop-in nature, click on the time and date of only your initial event and be sure to note price or state "free" on the money line. You can put your schedule or variety of classes in the description if you wish, but we will not publish more than one listing per month at the same venue in the interest of fairness to other, time-limited community happenings

Post your item at least two weeks in advance of your event so it can be considered for our Calendar section in Neighbors. Do not key in "Miami" unless your event is taking place within the city of Miami. If it's in unincorporated Miami-Dade, please state it as Southeast Miami-Dade, Southwest Miami-Dade, Northeast Miami-Dade or Northwest Miami-Dade.

An event name should be no more than three or four words long. Limit the description of your event to 150 characters. Do not repeat the event name in the description or repeat any data that has been properly placed in the fields provided. It is not necessary to state "open to the public" because we do not publish private events, and please refrain from using all capital letters, exclamation marks, trademark and other symbols, and do not indent or skip spaces. Don't forget to state Free or the fee on the money line and keep in mind we favor events by nonprofits. If you are a for-profit entity, please call Liana Gullarte at 305-376-4645.

Some important tips: You must be a registered user of MiamiHerald-.com. Do not put time, date, venue, admission or free, contact information, or website in the description field. Please put those elements in the fields provided. If you have questions, you can email Sue Mullin at smullin @MiamiHerald.com. Please put "Calendar question" in the subject line. Or call Sue at 305-376-3430.

COMMUNITY

Artistic License-A MDCPS Art Teacher Exhibit: Through Sept. 29, showcases juried works by visual art instructors and the artists that studied under them.

12 p.m. Sept. 26. Coral Gables Museum, 285 Aragon Ave., Coral Gables. Free with admission of: Members Free, Adults $7, Students and Seniors (with ID) $5, Children (6-12) $3, Children under 6 Free. 305-603-8067. www.coralgablesmuseum.org.

Boating Skills & Seamanship at Elks Lodge: Taught by USCG Auxiliary Flotilla 65 instructors. Covers: safety, navigation, equipment, trailering, weather, radio, knots and more. Held Mondays and Thursdays through Oct. 24.

7 p.m. Sept. 30. South Miami Elks Lodge, 6304 SW 78th St., South Miami. Free. Minimal charge for books & handouts, discounts available. 305-804-9630. wow.uscgaux.info/content.php?unit=070-06-05.

Bridal & Quince Showcase: Features wedding and quince vendors, including wedding planners, makeup, sample cakes, photographers, dance choreographer and flowers plus giveaways and vendor discounts, live entertainment and hors d'oeuvres. Registration required..

6 p.m. Sept. 26. 94th Aero Squadron, 1395 NW 57th Ave., Miami International Airport. Free. 786-487-8488. www.varonaevents.com.

Coral Gables Museum: Exhibit Tours: Learn how George Merrick went from a 13-year-old farmer's son to developer of Coral Gables.

1 p.m. Sept. 29. Coral Gables Museum, 285 Aragon Ave., Coral Gables. Free with admission of: Members Free, Adults $7, Students and Seniors (with ID) $5, Children (6-12)$3, Children under 6 Free. 305-603-6067. www.coralgablesmuseum.org.

Coral Gables Museum: Historic Walking Tour: Weekly hour-and-a-half jaunt through the Gables' business district to learn its history and see its newer cityscape additions.

11 a.m. Sept. 28. Coral Gables Museum, 285 Aragon Ave., Coral Gables. $10; $5 museum members. 305-603-8067. www.coralgablesmuseum.com.

Coral Gables Oktoberfest: Eleven-day beer, food and music festival with live entertainment from top Austrian bands, Die Echt Urigen and Gruppe Gastein plus Jodel and Nailling contests, Cycle Party, Bratwurst-eating contest, Schuhplatter. Celebration goes to midnight throughout.

5 p.m. Oct. 3. Fritz And Franz Bierhaus, 60 Merrick Way, Coral Gables. Free admission; behind restaurant is public parking garage (on Aragon). 305-774-1883. www.bierhaus.cc.

Groovin Garden- Sunday Organic Brunch & Market: Culinary experience by Chef Nuno Grullon with organic brunch plus oganic market with vendors, live music and DJ.

11 a.m. Sept. 29. News Lounge, 5580 NE Fourth Ct., Upper East Side. $10-$15. 786-970-9296. https://www.facebook.com/events/615477678476419/.

Hispanic Heritage Month Celebration-Dolphin Mall: Features 20 percent off at the mall's participating restaurants plus live performances by cultural acts representing Spain, Colombia, Mexico, Argentina, Bolivia, Venezuela, Cuba and Puerto Rico.

8 p.m. Sept. 28. Dolphin Mall, 11401 NW 12th St., Sweetwater. Free. 305-365-7446. www.shopdolphinmall.com.

Hispanic Heritage Night at Marlins Park: As they take on the Detroit Tigers, Marlins host post-game concert featuring recording artist Fito y Gocho. Ticket special packages also include pre-game festivities and exclusive Hispanic Heritage gift item.

7 p.m. Sept. 28. Marlins Park, 501 Marlins Way, East Little Havana. Starting $20. 1-877-627-5467. www.marlins.com/special events.

Hollen & Jen Showroom Fall Opening: Fall opening soiree showcases couture fit for fashionistas that includes top designer labels, such as Pucci, Cardin, Ungaro, Chanel plus hair styling and makeup applications, informal modeling & fashion tips.

12 p.m. Sept. 26. Hollen & Jen Showroom, 1177 Kane Concourse, Bay Harbor Islands. Free. 305-495-0143. https://www.facebook.com/pages/Hollen-Jen-Showroom/196965936982.

Liberty City Green Market: Features variety of fruits, vegetables and specialty items such as Moringa, alkaline water and vegan gluten-free cupcakes. Accepts cash, credit/debit and EBT.

10 a.m. Sept. 28. Liberty City Green Market, Northwest 60th Street and NW Seventh Avenue, Liberty City. Free admission; discount available, will deliver. 786-873-0525. www.facebook.com/urbangreenworks.

Miami International Mall-City of Doral Hispanic Heritage Celebration: Ninth annual event celebrates diverse cultures and flavors of various Latin American countries through fashion shows and interactive entertainment as local leaders are recognized with Hispanic Star Awards.

6 p.m. Sept. 27. Miami Macy's International Mall West Dade, 1205 NW 107th Ave.,. Free. www.simon.com.

Midday Organ Concert: Jay Brooks, director of music at First United Methodist Church of Coral Gables, performs a midday organ concert on the first Thursday of every month. The music is a rich repertoire of spiritual and secular pieces on the church's 4,000 pipe organ. All are welcome.

12:30 p.m. Oct. 3. First United Methodist Church of Coral Gables, 536 Coral Way, Coral Gables. free. 305-445-2578. www.fumccg.org.

Miss Miami Broward Carnival Pageant: Join us for the Miss Miami Broward Carnival Pageant. Hosted by Mike Andrews, live entertainment by

• TURN TO CALENDAR, 14NE

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, OCTOBER 8, 2013** AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT THE TREASURE ISLAND ELEMENTARY SCHOOL, 7540 EAST TREASURE DRIVE, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING MATTERS AT PUBLIC HEARING:

1. **A REQUEST FOR A SPECIAL USE EXCEPTION BY THE PROPERTY OWNERS OF 1860 SOUTH TREASURE DRIVE, LOT 17, BLOCK 8, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTIONS 152.028(D) AND 152.098 OF THE NORTH BAY VILLAGE MUNICIPAL CODE OF ORDINANCES TO DEVELOP A SINGLE-FAMILY RESIDENCE IN THE MEDIUM DENSITY MULTIPLE-FAMILY RESIDENTIAL ZONING DISTRICT (RM-40).**
2. **A REQUEST BY THE PROPERTY OWNER OF 1357 BAY TERRACE LOCATED IN THE RS-1, LOW DENSITY SINGLE-FAMILY RESIDENTIAL DISTRICT, LOT 5 & LOT 4 LESS W37FT & STRIP 1.65FT WIDE ADJACENT ON SOUTH BLOCK 1, NORTH BAY ISLAND, NORTH BAY VILLAGE, FLORIDA, TO INSTALL A BOATLIFT PURSUANT TO SECTION 150.11(F) OF THE NORTH BAY VILLAGE MUNICIPAL CODE OF ORDINANCES.**

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.

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YVONNE P. HAMILTON, CMC
VILLAGE CLERK
(September 20, 2013)

13B(15)

RESOLUTION NO. _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE INSTALLATION OF A BOATLIFT AT 1357 BAY TERRACE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, William C. Webb, Jr. has applied to North Bay Village for a Building Permit to install a boat lift related to an existing dock at his residence at 1357 Bay Terrace, in the RS-1, Single-Family, Low Density, Residential District; and

WHEREAS, Section 150.11(F) of the North Bay Village Code of Ordinances requires all applications for installation of a boat lift to be approved by the Village Commission; and.

WHEREAS, in accordance with Section 150.11(F) of the Village Code, a public hearing by the Village Commission was noticed for Tuesday, October 8, 2013 at 7:30 p.m. at the Treasure Island Elementary School, 7540 East Treasure Drive, 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 COMMISSION 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. Findings.

In accordance with Section 150.11(F) of the Village Code, the Village Commission, having considered the testimony and evidence in the record presented by all parties, finds that the placement and relocation of pilings is safe and compatible.

13B(16)

Section 3. Grant.

Approval to install a boat lift at 1357 Bay Terrace is hereby granted, in accordance with the Plans by Leandro Fernandez Leaf Engineering/Dock and Marine Construction, Inc., dated 7/2/12, submitted on June 13, 2013 for the hearing on October 8, 2013.

Section 4. Conditions.

The application is approved subject to 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, compliant 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.

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.

13B(17)

Section 6. Violation of Terms and Conditions.

Failure to adhere to condition shall be considered a violation of this Resolution and persons found violating the Resolution 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 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 __ day of October 2013.

_____
MAYOR CONNIE LEON-KREPS

ATTEST:

_____
YVONNE P. HAMILTON, CMC
Village Clerk

13B(18)

APPROVED AS TO FORM:

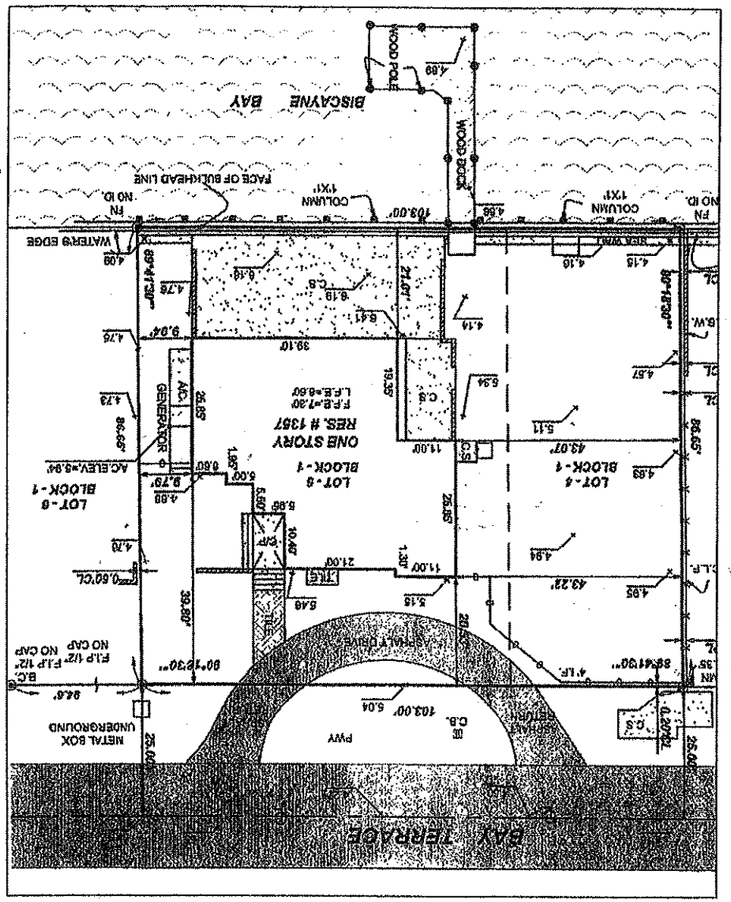
_____

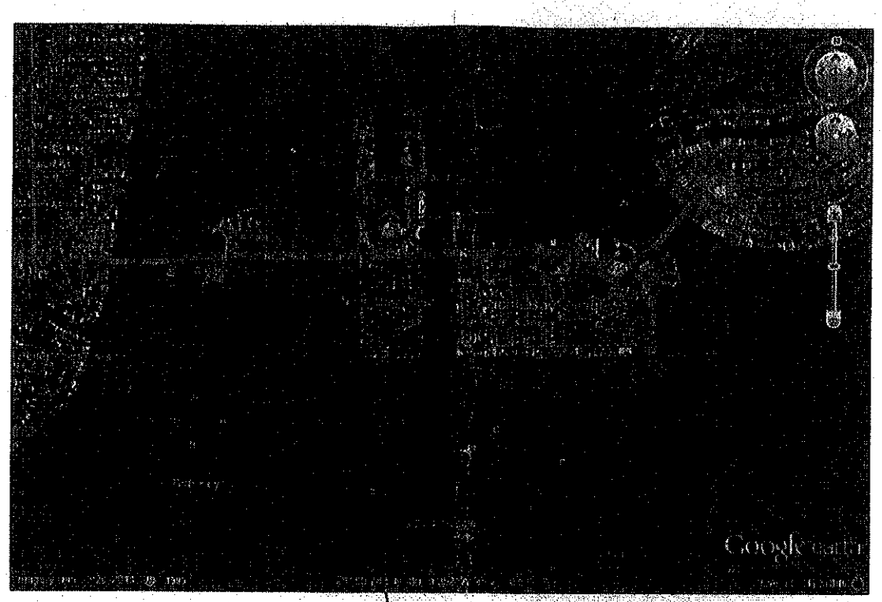
Weiss Serota Helfman
Pastoriza Cole & Boniske, P.L.
Village Attorney

North Bay Village Resolution: Installation of Boat Lift – 1357 Bay Terrace

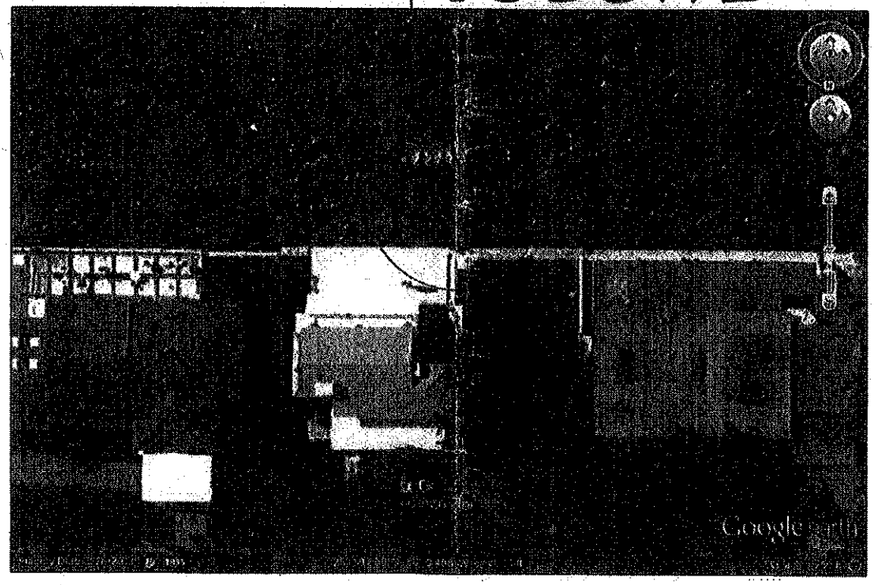
13B(19)

RECEIVED
JUN 13 2013
DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRD)





JOBSITE



GENERAL NOTES

GENERAL

ELEVATIONS SHOWN REFER TO THE NATIONAL GEODETIC VERTICAL DATUM (NGVD) OF 1929.
ALL DIMENSIONS ON PLANS ARE SUBJECT TO VERIFICATION IN THE FIELD.
IT IS THE INTENT OF THESE PLANS TO BE IN ACCORDANCE WITH APPLICABLE CODES AND AUTHORITIES HAVING JURISDICTION. ANY DISCREPANCIES BETWEEN THESE PLANS AND APPLICABLE CODES SHALL BE IMMEDIATELY BROUGHT TO THE ATTENTION OF THE ENGINEER BEFORE PROCEEDING WITH WORK.

IT IS THE INTENT OF THESE PLANS AND THE RESPONSIBILITY OF THE CONTRACTOR TO COMPLY WITH LOCAL, STATE AND FEDERAL ENVIRONMENTAL PERMITS ISSUED FOR THIS PROJECT IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO FAMILIARIZE AND GOVERN HIMSELF BY ALL PROVISIONS OF THESE PERMITS.

DESIGN:

IN ACCORDANCE WITH APPLICABLE BUILDING CODE : FLORIDA BUILDING CODE 2010 EDITION.

BATTER PILING AND CAP ARE EXISTING, DOCK IS EXISTING

WOOD LIFT PILING

1. ALL NEW WOOD PILES TO BE SOUTH AMERICAN DEME RA RA GREENHEART AND SHALL BE A MINIMUM DIAMETER OF 12"

2. PILES SHALL BE CUT OFF AT ELEVATIONS SHOWN ON THE PLANS & SECTIONS.

3. PILE DRIVING TO BE MONITORED BY GEOTECH ENGINEER OR E.O.R. TO ENSURE PROPER BEARING LOAD CAPACITY, RECORDS TO BE SUBMITTED TO INSPECTOR UPON COMPLETION

ALUMINUM TOE WALL:

1. TOE WALL TO BE CONSTRUCTED OF HEAVY ALUMINUM Z SHEETING

2. SHEETING TO BE DRIVEN BY DROP HAMMER WHERE POSSIBLE

3. SHEETING MAY BE CUT AND SPLICED BEHIND BATTER PILING (SPLICE CONNECTION TO BE SECURED WITH SECONDARY LAYER SHEET AND ATTACHED WITH ⅜ STAINLESS TRRU BOLTS

4. TOE WALL TO BE POURED WITH 3000 PSI CONCRETE MIN

*label distance btwn seawall + footer/toewall

DERM COASTAL SECTION
PRELIMINARY APPROVAL
NAME P. Brochu
DATE 6/13/13
CU-2012-0299

LEANDRO FERNANDEZ
LEAF ENGINEERING
C.A. 29777
(786)390-7493
leafer7@gmail.com
555 N.E. 74TH STREET
MIAMI, FL 33138

DOCK AND MARINE
CONSTRUCTION, INC.
752 NE 79TH STREET
MIAMI, FL 33138
305-751-9911
F: 305-751-4825
glarson@dockandmarine.net
www.dockandmarine.net

WEBB RES.
NEW BOATLIFT AND TOE WALL
1357 BAY TERRACE
NORTH BAY VILLAGE, FL

PAGE TITLE:
MAP, SURVEY AND NOTES

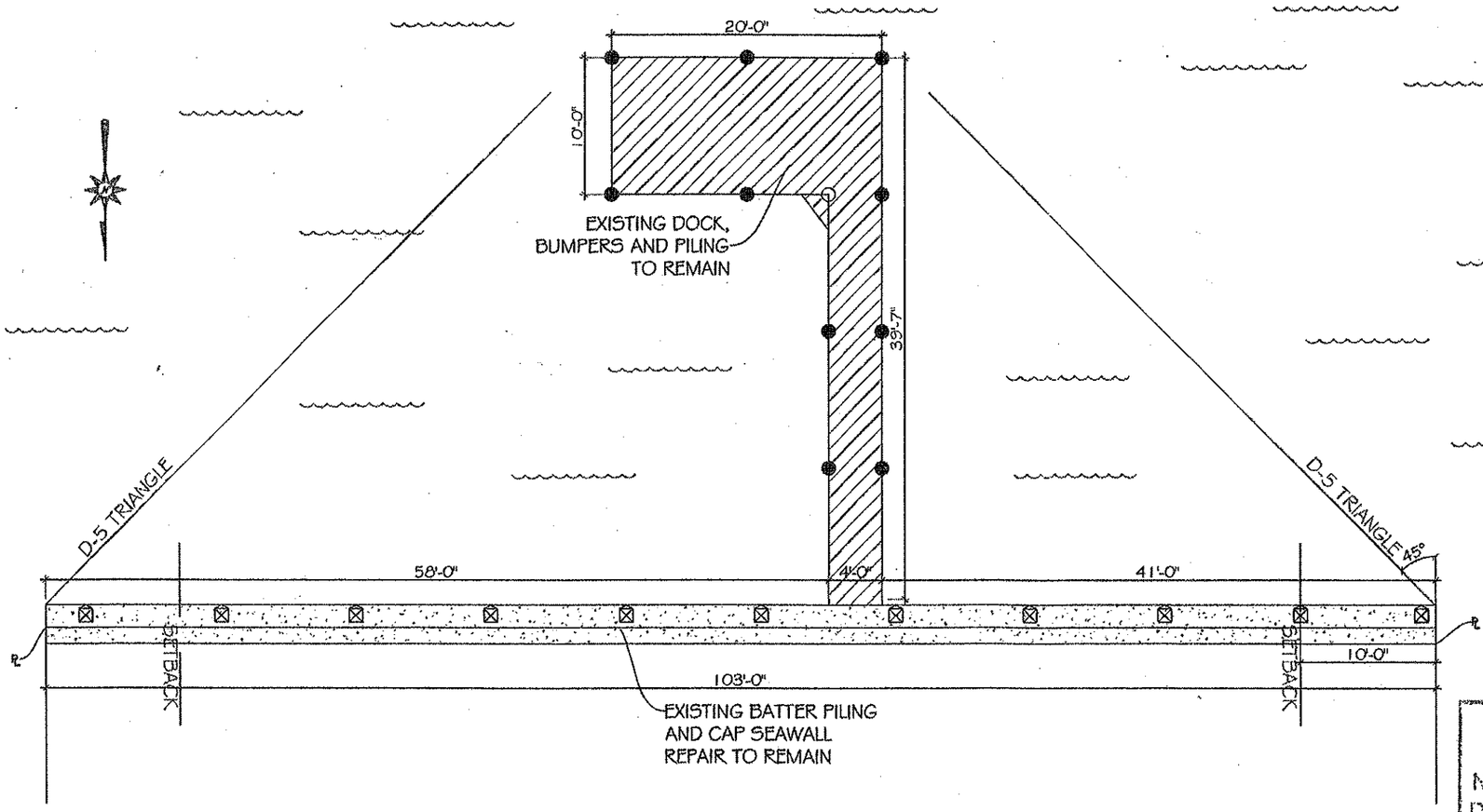
DATE: 7/28/12
REVISIONS:
1.
2.

DWG#: 13-000
DRAWN BY: GL

PAGE 1 of 4

LEANDRO FERNANDEZ
LICENSE #71519
STATE OF FLORIDA
PROFESSIONAL ENGINEER

RECEIVED
JUN 13 2013
DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRD)



DERM COASTAL SECTION
PRELIMINARY APPROVAL
NAME: P. Bache
DATE: 6/13/13

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glarson@dockandmarine.net
www.dockandmarine.net

WEBB RES.
NEW BOATLIFT AND TOE WALL
1357 BAY TERRACE
NORTH BAY VILLAGE, FL

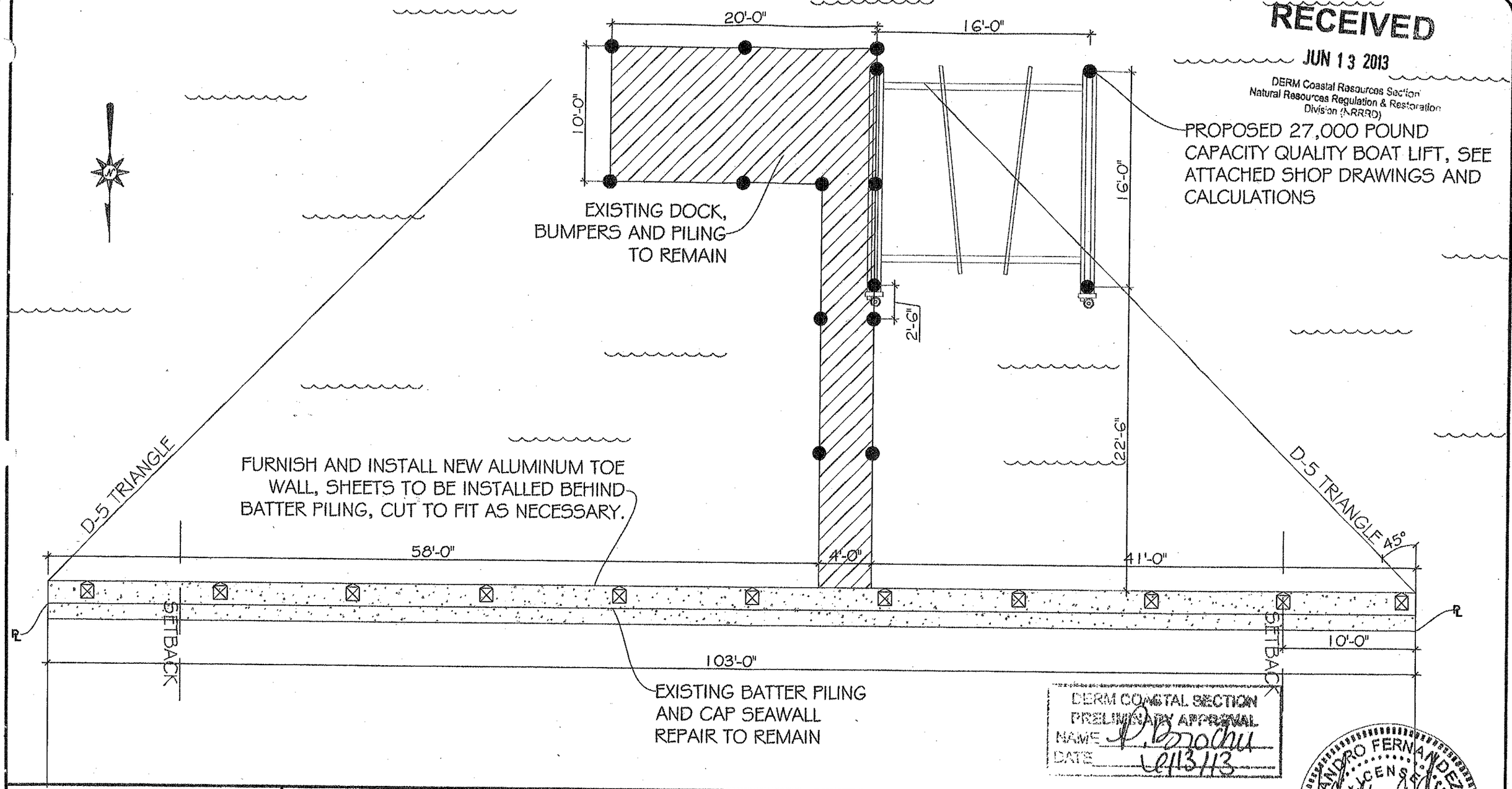
PAGE TITLE:
EXISTING CONDITIONS

DATE: 7/28/12
REVISIONS:
1.
2.

DWG#: 13-000
DRAWN BY: GL

LEANDRO FERNANDEZ
LICENSE
STATE OF FLORIDA
PROFESSIONAL ENGINEER
LEANDRO FERNANDEZ
LICENSE #71519

RECEIVED
JUN 13 2013
DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRD)



DERM COASTAL SECTION
PRELIMINARY APPROVAL
NAME P. Bonachi
DATE 6/13/13

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WEBB RES.
NEW BOATLIFT AND TOE WALL
1357 BAY TERRACE
NORTH BAY VILLAGE, FL

PAGE TITLE:
PROPOSED LAYOUT

DATE: 7/28/12
REVISIONS:
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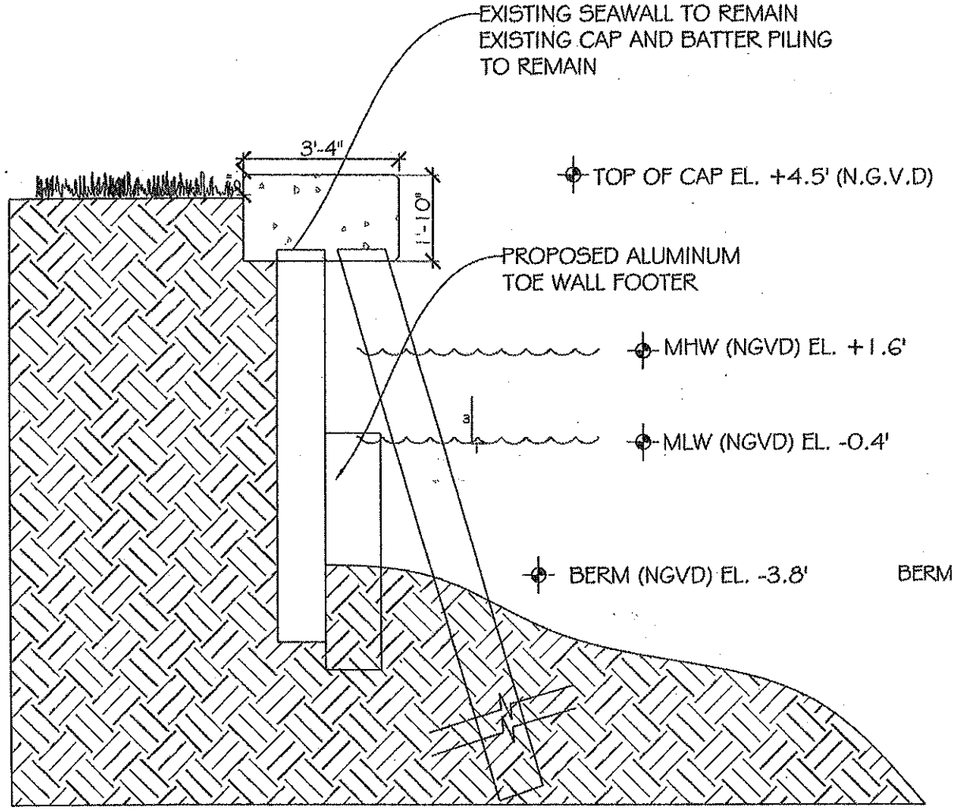
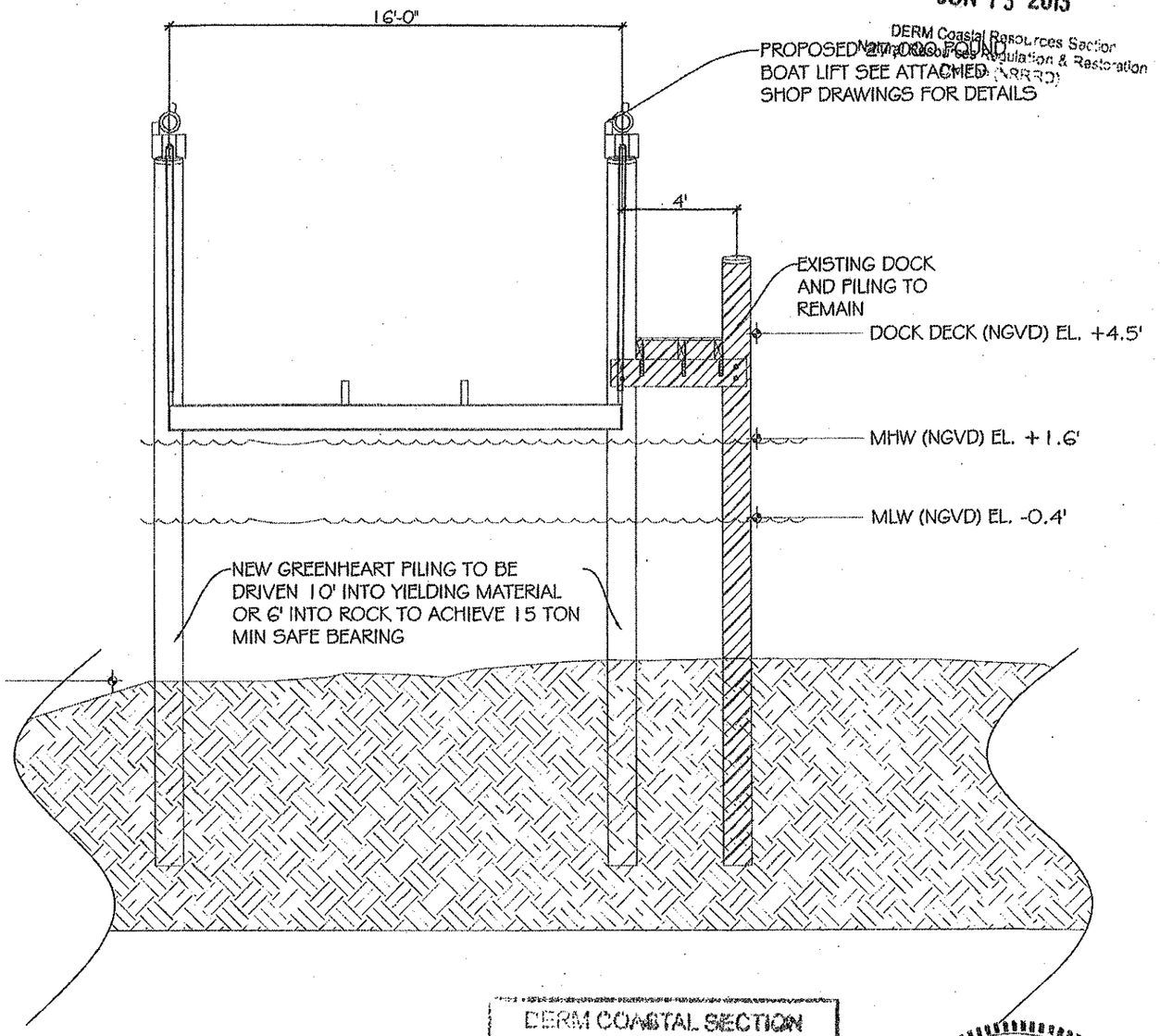
DWG#: 13-000
DRAWN BY: GL

PAGE 3 of 4

LEANDRO FERNANDEZ
LICENSE #71519
STATE OF FLORIDA
6/12/13

RECEIVED
JUN 13 2013
DERM Coastal Resources Section
Environmental Resources Regulation & Restoration





DERM COASTAL SECTION
PRELIMINARY APPROVAL
NAME P. Perdomo
DATE 6/13/13

LEANDRO FERNANDEZ
LICENSE
STATE OF
6/12/13
PROFESSIONAL ENGINEER
LEANDRO FERNANDEZ
LICENSE #11363

LEANDRO FERNANDEZ
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WEBB RES.
NEW BOATLIFT AND TOE WALL
1357 BAY TERRACE
NORTH BAY VILLAGE, FL

PAGE TITLE:
SECTIONS

DATE: 7/28/12
REVISIONS:
1.
2.

DWG#: 13-000
DRAWN BY: GL

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
RECOMMENDATION MEMORANDUM

DATE: **October 1, 2013**

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

RECOMMENDED BY STAFF/COMMISSIONER:
Commissioner Richard Chervony

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

SUBJECT: **Citizens Budget & Oversight Board**

RECOMMENDATION:

It is recommended that the Village Commission approve the attached Ordinance on second reading to revise the number of members required on the Board in order to improve participation and attendance, to clarify the term of office, and for the Board to remain active after the election until the Commission appoints new members.

BACKGROUND:

On June 11, 2013 the Village Commission approved the Ordinance on first reading to reduce the number of members on the Board from seven (7) to five (5); to clarify that the term of office for the members to be consistent with the language of the Village Charter for a term of two years "concurrent with the regular scheduled election of the Commission"; to remove the mandatory requirement for the Board to consist of members from the private sector; and to include language to ensure that the Board will be continuous following the election, until the Commission makes new appointments.

13C(1)

BUGETARY/FINANCIAL IMPACT (FINANCE DEPARTMENT):

There is no financial impact.

PERSONNEL IMPACT:

None.

13C(2)

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: July 3, 2013

TO: Yvonne P. Hamilton, CMC
Village Clerk

FROM: Richard Chervony
Commissioner

SUBJECT: Introduction of Ordinance

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

> AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.72 THROUGH 32.77 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "CITIZENS BUDGET AND OVERSIGHT BOARD" TO CHANGE THE NUMBER OF MEMBERS ON THE BOARD AND CLARIFY THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

RC:yph

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

13C(3)

ORDINANCE NO. _____

AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.72 THROUGH 32.77 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "CITIZENS BUDGET AND OVERSIGHT BOARD" TO CHANGE THE NUMBER OF MEMBERS ON THE BOARD AND CLARIFY THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. ***(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)***

WHEREAS, the Citizens Budget and Oversight 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.

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. Section 32.72 of the North Bay Village Code of Ordinances is amended to read as follows[1]:

CITIZENS BUDGET AND OVERSIGHT BOARD

§ 32.72 Citizens Budget and Oversight Board.

A. A Citizens Budget and Oversight Board is hereby created which shall be composed of ~~seven (7)~~ five (5) members appointed by the ~~City~~ Village Commission to serve at the pleasure of the Commission without compensation. ~~Each member of the Commission shall appoint one member, and two members shall be appointed by a majority vote of the Commission~~.

[1] Additions to the text are shown in underline. Deletions to the text are shown in ~~strikethrough~~. Text shown in double underline were added between first and second reading. Text shown in ~~double strikethrough~~ were deleted between first and second reading.

* Colors – represent color correlating areas of difference between the two proposed ordinances.

13C(4)

Notwithstanding the provisions of Section 32.02, the following provisions shall govern the appointment of the members of the Citizens Budget and Oversight Board. The Board shall be composed of one member from North Bay Island appointed by the Commissioner from North Bay Island, one member from Harbor Island appointed by the Commissioner from Harbor Island, one member from Treasure Island appointed by the Commissioner from Treasure Island, and, immediately following the appointment of the member from each Island, two at-large members one appointed by the Mayor and one by the At-Large Commissioner, ~~and two members from a commercial business which has been in existence in the City for at least one (1) year.~~

§ 32.73 Qualification of members.

The members of the Citizens Budget and Oversight Board shall be appointed and shall be qualified electors of the ~~City~~ Village as defined in the Charter ~~or, representatives of a commercial business which has been in existence in the City for at least two (2) years~~. Qualified electors ~~and businesses~~ shall also be and remain during their respective term of office, residents of the ~~City~~ Village and the geographic area they represent ~~or owners of businesses located within the City for at least one (1) year~~. Applicants must ~~either~~ possess a Bachelor's Degree or higher in either Finance, Accounting, or Business Administration or equivalent or a minimum of four (4) years experience.

§ 32.74 Terms; vacancies; removal from office.

(A) Members of the Board shall be appointed by the ~~City~~ Village Commission, concurrent with the regular scheduled election of the Commission, at the first regular Commission meeting after new Commissioners are sworn in to office. Board members shall serve for a term of two years ~~to coincide with the City's general election concurrent with the regular scheduled election of the Commission.~~ 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, based on the original appointment process.

(B) Any member may be removed from the office by the Commission upon majority vote of the Commission.

* Colors – represent color correlating areas of difference between the two proposed ordinances.

13C(5)

§ 32.75 Officers.

The Citizens Budget and Oversight Board shall annually, each by majority vote, elect one of its members as Chair and one of its members as Vice-Chair. The Chair 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-Chair 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~~ may designate its own Secretary and the Secretary shall make and furnish minutes of the Board's meetings.

§ 32.76 Meetings; quorum; voting period.

(A) The Citizens Budget and Oversight Board shall hold regular monthly meetings, unless the Board chooses not to meet in a particular month, 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 other members of the Board by postal mail~~ed~~ or ~~via~~ by email three days prior to the called meeting.

(B) All meetings of the Board shall be open to the public and ~~four (4)~~ 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.

§ 32.77 Powers and duties.

(A) The Citizens Budget and Oversight 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 delivery of the following services:

1. Examine and analyze the budget.
2. Hold monthly meetings as needed.

* Colors – represent color correlating areas of difference between the two proposed ordinances.

13C(6)

3. Present reports to the Commission indicating whether the expenditures match those promised during the bond campaign.
4. Review the annual performance audit to analyze whether the Bond funds have been expended only for the specified project.
5. Examine, analyze, and make recommendations on the preliminary budget to the 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 was offered by Commissioner Richard Chervony, seconded by Commissioner Wendy Duvall on June 11, 2013.

The Votes were as follows:

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

A motion to approve the foregoing Ordinance on final reading was offered by _____ seconded by _____.

* Colors – represent color correlating areas of difference between the two proposed ordinances.

13C (7)

FINAL VOTES AT ADOPTION:

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

DULY PASSED AND ADOPTED this _____ day of_____ 2013.

_____

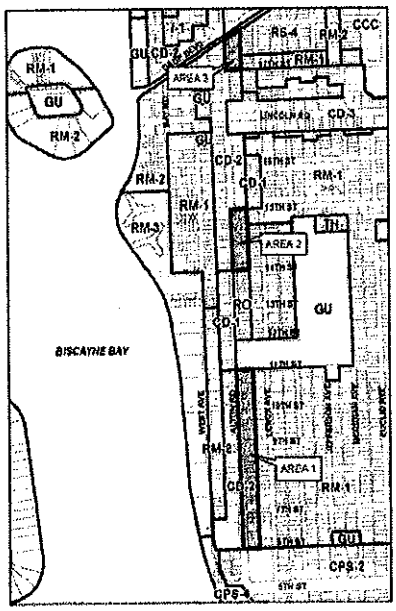
13C(8)

CITY OF MIAMI BEACH
NOTICE OF AMENDMENT TO THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF MIAMI BEACH CODE OF ORDINANCES

NOTICE TO THE PUBLIC

PUBLIC NOTICE IS HEREBY GIVEN that the Miami Beach City Commission will hold a meeting on **WEDNESDAY, October 16, 2013 at 11:00 a.m.** in the City Commission Chambers, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida. During this meeting, the City Commission will hold a public hearing on the following Ordinance:

ALTON ROAD HISTORIC DISTRICT BUFFER OVERLAY. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, BY AMENDING CHAPTER 142, "ZONING DISTRICTS AND REGULATIONS," ARTICLE III, "OVERLAY DISTRICTS," CREATING DIVISION 8 "ALTON ROAD - HISTORIC DISTRICT BUFFER OVERLAY," BY INCLUDING SECTION 142-858 "LOCATION AND PURPOSE," AND SECTION 142-859 "DEVELOPMENT REGULATIONS," INCLUDING AMONG OTHER PROVISIONS REGULATIONS ON MAXIMUM FLOOR AREA RATIO; MAXIMUM BUILDING HEIGHT; MINIMUM SETBACKS; BUILDING SEPARATION; DEMOLITION OR ADDITIONS TO CONTRIBUTING BUILDINGS IN AN HISTORIC DISTRICT; AND LAND USE REGULATIONS FOR LOCATION OF RETAIL USES, RESTAURANTS, BARS, ENTERTAINMENTESTABLISHMENTS,ALCOHOLICBEVERAGEESTABLISHMENTS AND SIMILAR USES; REQUIRING CONDITIONAL USE APPROVAL OF SUCH USES IN EXCESS OF 10,000 SQ. FT.; AND PROHIBITING ALCOHOLIC BEVERAGE AND ENTERTAINMENT ESTABLISHMENTS IN OPEN AREAS WITH EXCEPTIONS AS PRESCRIBED IN THE ORDINANCE; PROVIDING FOR CODIFICATION; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.



All interested parties are invited to appear at this meeting or be represented by an agent, or to express their views in writing addressed to the City Commission c/o the Planning Department, 1700 Convention Center Drive, 2nd Floor, City Hall, Miami Beach, Florida 33139. Copies of the proposed amendments are available in the Planning Department. Pursuant to Florida Stat. 286.0105, the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record must include the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City 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 City-sponsored proceeding, please contact us five days in advance at (305) 673-7411(voice) or TTY users may also call the Florida Relay Service at 711.

AD #808

NEIGHBORS CALENDAR

•CALENDAR, FROM 31NE

entation sessions commence in September. Please contact Yuri Rebello by phone or email yuri.rebello@nws.edu for more information.

5 p.m. Sept. 17. New World Symphony, 500 17th St., Miami Beach. 305-428-6767. www.nws.edu.

Strike Out Child Abuse Bowling Tournament: Voices For Children Foundation Inc. will serve as host to its Strike Out Child Abuse bowling tournament presented by Mercantil Commercebank with the goal of raising money for the benefit of foster children in Miami-Dade County. This event is open to all members of the public.

5 p.m. Sept. 18. Splitsville Luxury Lanes & Dinner Lounge, 5701 Sunset Dr., South Miami. For individuals: $50. For Bowling Teams (8 Players): $400. 305-324-5678.

CIVIC/GOVERNMENT

APD Town Hall Meeting: The Agency for Persons with Disabilities Director Barbara Palmer will discuss the legislative session outcomes and successes and answer any questions or concerns from attendees. For those unable to attend the meeting you can submit questions through Twitter @FloridaAPD

2 p.m. Sept. 18. Spillos Center at Sunrise, 11975 SW 140th Terrace, Three Lakes. Free. apdcares.org.

Arab American Stories-A National Dialogue: Miami-Dade Public Library System, in partnership with Detroit Public TV's national outreach program present event that highlights Arab Americans from all walks of life and puts a human face on the Arab-American experience. Partial screening of this series is followed by a community conversation led by Al Maloof, managing director of GJB Consulting LLC, an affiliate of the Genovese, Joblove & Battista law firm

11:30 a.m. Sept. 21. South Dade Regional Library, 10750 SW 211th St., South Miami Heights. Free. 305-233-8140. www.mdpls.org.

Buena Vista West NA-Town Hall Meeting: Meet the candidates for upcoming Miami/District 5 election. For information, contact the community

liaison the neighborhood association Monica Soderman at monica.soderman@yahoo.com

6:30 p.m. Sept. 19. Charles Hadley Park, 1300 NW 50th St., Liberty City. Free.

Coconut Grove Village Council September Meeting: We encourage all Coconut Grove residents to attend our meetings and to bring the issues that concern you to our attention.

The Coconut Grove Village Council is an elected body of representatives who work to bring information to the residents of Coconut Grove about issues happening in the City and County government that could affect them, to provide a forum for discussion of these issues, and to bring the views of Coconut Grove's residents to our government officials.

7 p.m. Sept. 19. Coconut Grove Sailing Club, 2990 S. Bayshore Dr., Northeast Coconut Grove. www.coconutgrovevillage council.com.

Free Citizenship Drive: Read2Succeed, NALEO Educational Fund, CIMA Center for Immigrant Advancement and Commissioner Juan Carlos Zapata, District 11 offers session on applying for citizenship.

10 a.m. Sept. 21. Kendall Branch Library, 9101 SW 97th Ave., 786-317-3967 or 305-416-7902.

CLUBS

Boy Scout and Girl Scout Weekend: MSQ is celebrating Boy and Girls scouts by giving them a special admission price. Accompanying guests receive 50% off regular park admission up to four guests. Scouts must come in a complete uniform to receive the offer.

10 a.m. Sept. 15. Miami Seaquari-

•TURN TO CALENDAR, 35NE

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 WEDNESDAY, SEPTEMBER 25, 2013 AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT THE TREASURE ISLAND ELEMENTARY SCHOOL, 7540 EAST TREASURE DRIVE, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING:

AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.72 THROUGH 32.77 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "CITIZENS BUDGET AND OVERSIGHT BOARD" TO CHANGE THE NUMBER AND COMPOSITION OF THE MEMBERS ON THE BOARD; CLARIFYING THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. SECOND READING

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. SECOND READING

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
(September 10, 2013)

13C(9)

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
RECOMMENDATION MEMORANDUM

DATE: **September 16, 2013**

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

RECOMMENDED BY STAFF/COMMISSIONER:
Mayor Connie Leon-Kreps

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

SUBJECT: **Citizens Budget & Oversight Board**

RECOMMENDATION:

It is recommended that the Village Commission approve the attached Ordinance on second reading to revise the number of members required on the Board in order to improve participation and attendance and clarify the term of office.

BACKGROUND:

On June 11, 2013 the Village Commission approved the Ordinance on first reading to reduce the number of members on the Board from seven (7) to five (5) and clarify that the term of office for the members to be consistent with the language of the Village Charter for a term of two years "concurrent with the regular scheduled election of the Commission", and remove the mandatory requirement for the Board to consist of members from the private sector.

BUGETARY/FINANCIAL IMPACT (FINANCE DEPARTMENT):

There is no financial impact.

PERSONNEL IMPACT:

None.

ORDINANCE NO. _____

AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.72 THROUGH 32.77 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "CITIZENS BUDGET AND OVERSIGHT BOARD" TO CHANGE THE NUMBER OF MEMBERS ON THE BOARD AND CLARIFY THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)***

WHEREAS, the Citizens Budget and Oversight 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.

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. Section 32.72 of the North Bay Village Code of Ordinances is amended to read as follows[1]:

CITIZENS BUDGET AND OVERSIGHT BOARD

§ 32.72 Citizens Budget and Oversight Board.

[1] Additions to the text are shown in underline. Deletions to the text are shown in ~~strikethrough~~. Text shown in double underline were added between first and second reading. Text shown in ~~double strikethrough~~ were deleted between first and second reading.

* Colors – represent color correlating areas of difference between the two proposed ordinances.

13D(2)

A. A Citizens Budget and Oversight Board is hereby created which shall be composed of ~~seven (7)~~ five (5) members appointed by the ~~City~~ Village Commission to serve at the pleasure of the Commission without compensation. ~~Each member of the Commission shall appoint one member, and two members shall be appointed by a majority vote of the Commission~~. All members shall be appointed as provided in Section 32.02. 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.~~, and two members from a commercial business which has been in existence in the City for at least one (1) year.~~

§ 32.73 Qualification of members.

The members of the Citizens Budget and Oversight Board shall be appointed and shall be qualified electors of the ~~City~~ Village as defined in the Charter~~, or, representatives of a commercial business which has been in existence in the City Village for at least two (2) years~~. Qualified electors ~~and businesses~~ shall also be and remain during their respective term of office, residents of the ~~City~~ Village and the geographic area they represent~~, or owners of businesses located within the City Village for at least one (1) year~~. Applicants must ~~either~~ possess a Bachelor's Degree or higher in either Finance, Accounting, or Business Administration [redacted].

§ 32.74 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 general election~~ [redacted]. Board members shall be appointed as soon as possible after new Commissioners are sworn in to office. 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, based on the original appointment process.

(B) Any member may be removed from the office by the Commission upon majority vote of the Commission.

* Colors – represent color correlating areas of difference between the two proposed ordinances.

13D(3)

§ 32.75 Officers.

The Citizens Budget and Oversight Board shall annually, each by majority vote, elect one of its members as Chair and one of its members as Vice-Chair. The Chair 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-Chair 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~~ may designate its own Secretary and the Secretary shall make and furnish minutes of the Board's meetings.

§ 32.76 Meetings; quorum; voting period.

(A) The Citizens Budget and Oversight Board shall hold regular monthly meetings, unless the Board chooses not to meet in a particular month, 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 other members of the Board by postal mail~~ed~~ or ~~via~~ by email three days prior to the called meeting.

(B) All meetings of the Board shall be open to the public and ~~four (4)~~ 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.

§ 32.77 Powers and duties.

(A) The Citizens Budget and Oversight 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 delivery of the following services:

1. Examine and analyze the budget.
2. Hold monthly meetings as needed .
3. Present reports to the Commission indicating whether the expenditures match those promised during the bond campaign.

---

* Colors – represent color correlating areas of difference between the two proposed ordinances.

13D(4)

4. Review the annual performance audit to analyze whether the Bond funds have been expended only for the specified project.
5. Examine, analyze, and make recommendations on the preliminary budget to the 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 Mayor Connie Leon-Kreps, seconded by Commissioner Wendy Duvall.

The Votes were as follows:

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

A motion to approve the foregoing Ordinance on final reading was offered by _____ seconded by _____.

FINAL VOTES AT ADOPTION:

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

* Colors – represent color correlating areas of difference between the two proposed ordinances.

13D(5)

DULY PASSED AND ADOPTED this _____ day of_____ 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: Citizens Budget & Oversight Board-10/2013

* Colors – represent color correlating areas of difference between the two proposed ordinances.

13D(6)

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: July 3, 2013

TO: Yvonne P. Hamilton, CMC
Village Clerk

FROM: Connie Leon-Kreps
Mayor

SUBJECT: Introduction of Ordinance

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

AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.72 THROUGH 32.77 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "CITIZENS BUDGET AND OVERSIGHT BOARD" TO CHANGE THE NUMBER OF MEMBERS ON THE BOARD AND CLARIFY THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

CLK:yph

13D(7)

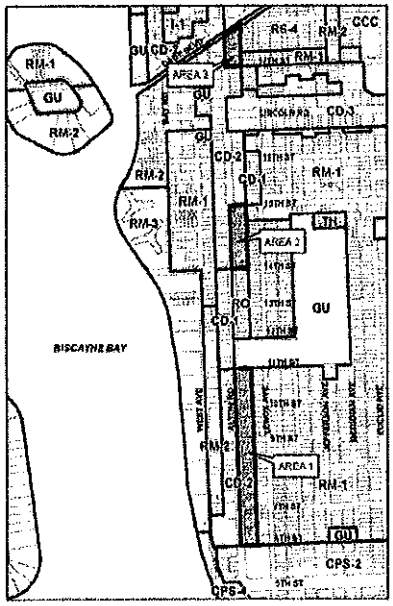
Mayor **Connie Leon-Kreps** | Vice Mayor **Eddie Lim** | Commissioner **Dr. Richard Chervony** | Commissioner **Wendy Duvall** | Commissioner **Jorge Gonzalez**

CITY OF MIAMI BEACH
NOTICE OF AMENDMENT TO THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF MIAMI BEACH CODE OF ORDINANCES

NOTICE TO THE PUBLIC

PUBLIC NOTICE IS HEREBY GIVEN that the Miami Beach City Commission will hold a meeting on **WEDNESDAY, October 16, 2013 at 11:00 a.m.** in the City Commission Chambers, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida. During this meeting, the City Commission will hold a public hearing on the following Ordinance:

ALTON ROAD HISTORIC DISTRICT BUFFER OVERLAY. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, BY AMENDING CHAPTER 142, "ZONING DISTRICTS AND REGULATIONS," ARTICLE III, "OVERLAY DISTRICTS," CREATING DIVISION 8 "ALTON ROAD - HISTORIC DISTRICT BUFFER OVERLAY," BY INCLUDING SECTION 142-858 "LOCATION AND PURPOSE," AND SECTION 142-859 "DEVELOPMENT REGULATIONS," INCLUDING AMONG OTHER PROVISIONS REGULATIONS ON MAXIMUM FLOOR AREA RATIO; MAXIMUM BUILDING HEIGHT; MINIMUM SETBACKS; BUILDING SEPARATION; DEMOLITION OR ADDITIONS TO CONTRIBUTING BUILDINGS IN AN HISTORIC DISTRICT; AND LAND USE REGULATIONS FOR LOCATION OF RETAIL USES, RESTAURANTS, BARS, ENTERTAINMENTESTABLISHMENTS,ALCOHOLICBEVERAGEESTABLISHMENTS AND SIMILAR USES; REQUIRING CONDITIONAL USE APPROVAL OF SUCH USES IN EXCESS OF 10,000 SQ. FT.; AND PROHIBITING ALCOHOLIC BEVERAGE AND ENTERTAINMENT ESTABLISHMENTS IN OPEN AREAS WITH EXCEPTIONS AS PRESCRIBED IN THE ORDINANCE; PROVIDING FOR CODIFICATION; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.



All interested parties are invited to appear at this meeting or be represented by an agent, or to express their views in writing addressed to the City Commission c/o the Planning Department, 1700 Convention Center Drive, 2nd Floor, City Hall, Miami Beach, Florida 33139. Copies of the proposed amendments are available in the Planning Department. Pursuant to Florida Stat. 286.0105, the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record must include the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City 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 City-sponsored proceeding, please contact us five days in advance at (305) 673-7411(voice) or TTY users may also call the Florida Relay Service at 711.

AD #808

NEIGHBORS CALENDAR

•CALENDAR, FROM 31NE

entation sessions commence in September. Please contact Yuri Rebello by phone or email yuri.rebello@nws.edu for more information.

5 p.m. Sept. 17. New World Symphony, 500 17th St., Miami Beach. 305-428-6767. www.nws.edu.

Strike Out Child Abuse Bowling Tournament: Voices For Children Foundation Inc. will serve as host to its Strike Out Child Abuse bowling tournament presented by Mercantil Commercebank with the goal of raising money for the benefit of foster children in Miami-Dade County. This event is open to all members of the public.

5 p.m. Sept. 18. Splitsville Luxury Lanes & Dinner Lounge, 5701 Sunset Dr., South Miami. For individuals: $50. For Bowling Teams (8 Players): $400. 305-324-5678.

CIVIC/GOVERNMENT

APD Town Hall Meeting: The Agency for Persons with Disabilities Director Barbara Palmer will discuss the legislative session outcomes and successes and answer any questions or concerns from attendees. For those unable to attend the meeting you can submit questions through Twitter @FloridaAPD

2 p.m. Sept. 18. Spilios Center at Sunrise, 11975 SW 140th Terrace, Three Lakes. Free. apdcares.org.

Arab American Stories-A National Dialogue: Miami-Dade Public Library System, in partnership with Detroit Public TV's national outreach program present event that highlights Arab Americans from all walks of life and puts a human face on the Arab-American experience. Partial screening of this series is followed by a community conversation led by Al Maloof, managing director of GJB Consulting LLC, an affiliate of the Genovese, Joblove & Battista law firm.

11:30 a.m. Sept. 21. South Dade Regional Library, 10750 SW 211th St., South Miami Heights. Free. 305-233-8140. www.mdpls.org.

Buena Vista West NA-Town Hall Meeting: Meet the candidates for upcoming Miami/District 5 election. For information, contact the community liaison the neighborhood association Monica Soderman at monica.soderman@yahoo.com

6:30 p.m. Sept. 19. Charles Hadley Park, 1300 NW 50th St., Liberty City. Free.

Coconut Grove Village Council September Meeting: We encourage all Coconut Grove residents to attend our meetings and to bring the issues that concern you to our attention.

The Coconut Grove Village Council is an elected body of representatives who work to bring information to the residents of Coconut Grove about issues happening in the City and County government that could affect them, to provide a forum for discussion of these issues, and to bring the views of Coconut Grove's residents to our government officials.

7 p.m. Sept. 19. Coconut Grove Sailing Club, 2990 S. Bayshore Dr., Northeast Coconut Grove. www.coconutgrovevillage council.com.

Free Citizenship Drive: Reach2Succeed, NALEO Educational Fund, CIMA Center for Immigrant Advancement and Commissioner Juan Carlos Zapata, District 11 offers session on applying for citizenship.

10 a.m. Sept. 21. Kendall Branch Library, 9101 SW 97th Ave., 786-317-3967 or 305-416-7902.

CLUBS

Boy Scout and Girl Scout Weekend: MSQ is celebrating Boy and Girls scouts by giving them a special admission price. Accompanying guests receive 50% off regular park admission up to four guests. Scouts must come in a complete uniform to receive the offer.

10 a.m. Sept. 15. Miami Seaquari-

•TURN TO CALENDAR, 35NE

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 WEDNESDAY, SEPTEMBER 25, 2013 AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT THE TREASURE ISLAND ELEMENTARY SCHOOL, 7540 EAST TREASURE DRIVE, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING:

AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.72 THROUGH 32.77 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "CITIZENS BUDGET AND OVERSIGHT BOARD" TO CHANGE THE NUMBER AND COMPOSITION OF THE MEMBERS ON THE BOARD; CLARIFYING THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. SECOND READING

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. SECOND READING

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
(September 10, 2013)

13D(8)

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
RECOMMENDATION MEMORANDUM

DATE: **September 16, 2013**

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

RECOMMENDED BY STAFF/COMMISSIONER:
Commissioner Richard Chervony

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

SUBJECT: **Community Enhancement Board**

RECOMMENDATION:

It is recommended that the Village Commission approve the attached Ordinance on second reading to revise the number of members required on the Board in order to improve participation and attendance, as well as clarify the term of office.

BACKGROUND:

On June 11, 2013 the Village Commission approved the Ordinance on first reading to reduce the number of members on the Board from seven (7) to five (5) and to clarify the term of office for the members to be consistent with the language of the Village Charter for a term of two years "concurrent with the regular scheduled election of the Commission", as well as and to include language to ensure that the Board will be continuous following the election, until the Commission makes new appointments.

BUGETARY/FINANCIAL IMPACT (FINANCE DEPARTMENT):

There is no financial impact.

PERSONNEL IMPACT:

None.

13E(1)

ORDINANCE NO. _____

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" TO CHANGE THE NUMBER OF MEMBERS ON THE BOARD AND CLARIFY THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; 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.

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[1]:

* * *

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.

[1] Additions to the text are shown in underline. Deletions to the text are shown in ~~strikethrough~~. Text shown in double underline were added between first and second reading. Text shown in ~~double strikethrough~~ were deleted between first and second reading.

13E(2)

§ 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. Board members shall serve for a term of two years, 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.

13E(3)

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.

5.

§ 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 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.

13E(4)

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, 2013was offered by Commissioner Richard Chervony, seconded by Commissioner Jorge Gonzalez.

The Votes were as follows:

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

A motion to approve the foregoing Ordinance on final reading was offered by _____ seconded by _____.

FINAL VOTES AT ADOPTION:

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

DULY PASSED AND ADOPTED this _____ day of _____ 2013.

_____
Connie Leon-Kreps
Mayor

13E(5)

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

13E(6)

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

MEMORANDUM
North Bay Village

DATE: July 3, 2013

TO: Yvonne P. Hamilton, CMC
Village Clerk

FROM: Richard Chervony
Commissioner

SUBJECT: Introduction of Ordinance

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

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" TO CHANGE THE NUMBER OF MEMBERS ON THE BOARD AND CLARIFY THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

RC:yph

13E(7)

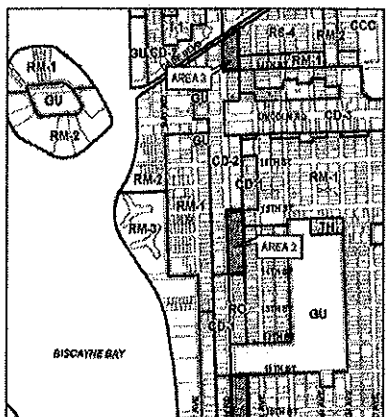
Mayor Connie Leon-Kreps | Vice Mayor Eddie Lim | Commissioner Dr. Richard Chervony | Commissioner Wendy Duvall | Commissioner Jorge Gonzalez

CITY OF MIAMI BEACH
NOTICE OF AMENDMENT TO THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF MIAMI BEACH CODE OF ORDINANCES

NOTICE TO THE PUBLIC

PUBLIC NOTICE IS HEREBY GIVEN that the Miami Beach City Commission will hold a meeting on **WEDNESDAY, October 16, 2013 at 11:00 a.m.** in the City Commission Chambers, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida. During this meeting, the City Commission will hold a public hearing on the following Ordinance:

ALTON ROAD HISTORIC DISTRICT BUFFER OVERLAY. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, BY AMENDING CHAPTER 142, "ZONING DISTRICTS AND REGULATIONS," ARTICLE III, "OVERLAY DISTRICTS," CREATING DIVISION 8 "ALTON ROAD - HISTORIC DISTRICT BUFFER OVERLAY," BY INCLUDING SECTION 142-858 "LOCATION AND PURPOSE," AND SECTION 142-859 "DEVELOPMENT REGULATIONS," INCLUDING AMONG OTHER PROVISIONS REGULATIONS ON MAXIMUM FLOOR AREA RATIO; MAXIMUM BUILDING HEIGHT; MINIMUM SETBACKS; BUILDING SEPARATION; DEMOLITION OR ADDITIONS TO CONTRIBUTING BUILDINGS IN AN HISTORIC DISTRICT; AND LAND USE REGULATIONS FOR LOCATION OF RETAIL USES, RESTAURANTS, BARS, ENTERTAINMENTESTABLISHMENTS,ALCOHOLICBEVERAGEESTABLISHMENTS AND SIMILAR USES; REQUIRING CONDITIONAL USE APPROVAL OF SUCH USES IN EXCESS OF 10,000 SQ. FT.; AND PROHIBITING ALCOHOLIC BEVERAGE AND ENTERTAINMENT ESTABLISHMENTS IN OPEN AREAS WITH EXCEPTIONS AS PRESCRIBED IN THE ORDINANCE; PROVIDING FOR CODIFICATION; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.



All interested parties are invited to appear at this meeting or be represented by an agent, or to express their views in writing addressed to the City Commission c/o the Planning Department, 1700 Convention Center Drive, 2nd Floor, City Hall, Miami Beach, Florida 33139. Copies of the proposed amendments are available in the Planning Department. Pursuant to Florida Stat. 286.0105, the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record must include the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City 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 City-sponsored proceeding, please contact us five days in advance at (305) 673-7411(voice) or TTY users may also call the Florida Relay Service at 711.

AD #808

NEIGHBORS CALENDAR

•CALENDAR, FROM 31NE

entation sessions commence in September. Please contact Yuri Rebello by phone or email yuri.rebello@nws.edu for more information.

5 p.m. Sept. 17. New World Symphony, 500 17th St., Miami Beach. 305-428-6767. www.nws.edu.

Strike Out Child Abuse Bowling Tournament: Voices For Children Foundation Inc. will serve as host to its Strike Out Child Abuse bowling tournament presented by Mercantil Commercebank with the goal of raising money for the benefit of foster children in Miami-Dade County. This event is open to all members of the public.

5 p.m. Sept. 18. Splitsville Luxury Lanes & Dinner Lounge, 5701 Sunset Dr., South Miami. For individuals: $50. For Bowling Teams (8 Players): $400. 305-324-5678.

CIVIC/GOVERNMENT

APD Town Hall Meeting: The Agency for Persons with Disabilities Director Barbara Palmer will discuss the legislative session outcomes and successes and answer any questions or concerns from attendees. For those unable to attend the meeting you can submit questions through Twitter @FloridaAPD

2 p.m. Sept. 18. Spillos Center at Sunrise, 11975 SW 140th Terrace, Three Lakes. Free. apdcares.org.

Arab American Stories-A National Dialogue: Miami-Dade Public Library System, in partnership with Detroit Public TV's national outreach program present event that highlights Arab Americans from all walks of life and puts a human face on the Arab-American experience. Partial screening of this series is followed by a community conversation led by Al Maloof, managing director of GJB Consulting LLC, an affiliate of the Genovese, Joblove & Battista law firm

11:30 a.m. Sept. 21. South Dade Regional Library, 10750 SW 211th St., South Miami Heights. Free. 305-233-8140. www.mdpls.org.

Buena Vista West NA-Town Hall Meeting: Meet the candidates for upcoming Miami/District 5 election. For information, contact the community

liaison the neighborhood association Monica Soderman at monica.soderman@yahoo.com

6:30 p.m. Sept. 19. Charles Hadley Park, 1300 NW 50th St., Liberty City. Free.

Coconut Grove Village Council September Meeting: We encourage all Coconut Grove residents to attend our meetings and to bring the issues that concern you to our attention.

The Coconut Grove Village Council is an elected body of representatives who work to bring information to the residents of Coconut Grove about issues happening in the City and County government that could affect them, to provide a forum for discussion of these issues, and to bring the views of Coconut Grove's residents to our government officials.

7 p.m. Sept. 19. Coconut Grove Sailing Club, 2990 S. Bayshore Dr., Northeast Coconut Grove. www.coconutgrovevillage council.com.

Free Citizenship Drive: Read2Succeed, NALEO Educational Fund, CIMA Center for Immigrant Advancement and Commissioner Juan Carlos Zapata, District 11 offers session on applying for citizenship.

10 a.m. Sept. 21. Kendall Branch Library, 9101 SW 97th Ave., 786-317-3967 or 305-416-7902.

CLUBS

Boy Scout and Girl Scout Weekend: MSQ is celebrating Boy and Girls scouts by giving them a special admission price. Accompanying guests receive 50% off regular park admission up to four guests. Scouts must come in a complete uniform to receive the offer.

10 a.m. Sept. 15. Miami Seaquari-

•TURN TO CALENDAR, 35NE

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 WEDNESDAY, SEPTEMBER 25, 2013 AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT THE TREASURE ISLAND ELEMENTARY SCHOOL, 7540 EAST TREASURE DRIVE, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING:

AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, SUBSECTIONS 32.72 THROUGH 32.77 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO "CITIZENS BUDGET AND OVERSIGHT BOARD" TO CHANGE THE NUMBER AND COMPOSITION OF THE MEMBERS ON THE BOARD; CLARIFYING THE TERM OF OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. SECOND READING

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. SECOND READING

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
(September 10, 2013)

13E(8)

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: September 27, 2013

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

FROM: Frank K. Rollason
Interim Village Manager

SUBJECT: Appointment of Members to the Citizens Budget & Oversight Board

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Attached are applications for membership to the Citizens Budget & Oversight Board:

1. Ann Bakst, 1865 Kennedy Causeway
2. Robert H. Breiner, 7941 West Drive
3. Max Crown, 1620 South Treasure Drive
4. Oliver Pfeffer, 7610 Miami View Drive
5. Mario Garcia, 7540 Cutlass Avenue
6. Maria Haviland, 7537 Mutiny Avenue
7. Temante Leary, 7900 Harbor Island Drive
8. Luis Torrego, 7611 Center Bay Drive

Attachment: Board Applications

/yph

14A(1)

NOV 16 PM 5:06

CITY OF NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME: HNN BAKST **TELEPHONE #** 305-865-8296

MAILING ADDRESS: 1865 JF Kennedy Cswy #7D

CITY RESIDENT: YES ✓ **NO** ____

BUSINESS OWNER: YES ____ **NO** ✓

NAME AND ADDRESS OF BUSINESS ____

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? Have

CHECK THE BOARD(S)/COMMITTEE YOU WOULD LIKE TO SERVE ON:

ARTS, CULTURAL & SPECIAL EVENTS BOARD ☐ **COMMUNITY ENHANCEMENT BOARD** ☑✓

PLANNING AND ZONING BOARD ☐ **CITIZEN BUDGET AND OVERSIGHT COMMITTEE** ☐✓

ANIMAL CONTROL ADVISORY BOARD ☐

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:
Insurance Underwriter Prior to Retirement & Managing the KB for 34 years. Beautification Board, Code Review Board, Community Enhancement Board, Arts Cultural & Special Events Board

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE:
My 39½ years on NBV & my Concern for the City to Prosper

Revised 05/06/10

14A(2)

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

DEC 4 AM11:57

CITY OF NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME Robert H Brewer TELEPHONE # 305-299-2229

MAILING ADDRESS 7941 West Drive Unit 102

CITY RESIDENT: YES X NO _____ HOW MANY YEARS 5.5

BUSINESS OWNER: YES _____ NO X PAST OR PRESENT N/A

NAME AND ADDRESS OF BUSINESS N/A

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? N/A

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☐
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINES DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH SERVICES BOARD	☐
CITIZEN BUDGET AND OVERSIGHT BOARD	☒		

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES X NO _____

HAVE YOU EVER SERVED ON A CITY BOARD/COMMITTEE? YES _____ NO X

HAVE YOU EVER BEEN A CITY EMPLOYEE? YES _____ NO X

ARE YOU A REGISTERED VOTER? YES X NO _____

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:
Supervisor Store & Mail Distribution for 22+ years. As part of my 39+ year career with Miami-Dade County Schools

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 Supervisor I prepared yearly budgets (1 million plus) capital budgets. Responded to yearly audits by Internal/External & Federal Auditors. I also was responsible for school Board Auctions handling up to 1.6 million dollars in cash one year.

Mayor Connie Leon-Kreps | Vice-Mayor Eddie Lim | Commissioner Stuart Blumberg | Commissioner Dr. Richard Chervony

14A(3)

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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

DEC 3 AM10:08

NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME MAX CROWN TELEPHONE # 305 864 4308

MAILING ADDRESS 1620 South Treasure Drive

VILLAGE RESIDENT: YES ✓ NO _____ HOW MANY YEARS 21

BUSINESS OWNER: YES _____ NO ✓ PAST OR PRESENT 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 COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☐
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINESS DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH 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 ____ (SUBMIT COPY OF VOTER REGISTRATION CARD)

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:
WORK: FAA AVIATION SAFETY INSPECTOR
CIVIC SERVICE: 13 YEARS ON BUDGET OVERSIGHT 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)
I HAVE A BS IN BUSINESS ADMINISTRATION AND HAVE PREVIOUS EXPERIENCE ON THE BUDGET OVERSIGHT BOARD.

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

14A(4) 21

City of North Bay Village
Administrative Offices
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Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

DEC 11 AM11:04

CITY OF NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME Oliver Pfeffer TELEPHONE # 305-606-2767

MAILING ADDRESS 7610 Miami View Drive

CITY RESIDENT: YES ✓ NO _____ HOW MANY YEARS 18

BUSINESS OWNER: YES ✓ NO _____ PAST OR PRESENT _____

NAME AND ADDRESS OF BUSINESS United Builders LLC, 1666 Kenedy Causeway, Suite 505, N. Bay Village FL 33141

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? Since 2011

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☐
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINESS DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH SERVICES BOARD	☐
CITIZENS BUDGET AND OVERSIGHT BOARD	☑		

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 _____ (SUBMIT COPY OF VOTER REGISTRATION CARD)

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

Previously served on Arts Cultural & Speeal Events Board in N.B.V.
Board Member at Temple Israel of Greater Miami for past 5 years
20 years experience as realestate developer and general contractor.

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 developer of affordable housing, I have utilized tax exempt bonds for financing and am familiar with some of the guidelines and documents that govern tax exempt bonds.

14A(5)

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

City of North Bay Village

Administrative Offices
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CITY OF NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME MARIO J GARCIA TELEPHONE # 917-721-0131

MAILING ADDRESS 7540 CUTLASS AVE NBV 33141

CITY RESIDENT: YES ✓ NO _____ HOW MANY YEARS 2

BUSINESS OWNER: YES _____ NO ✓ PAST OR PRESENT N/A

NAME AND ADDRESS OF BUSINESS N/A

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? _____

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☐
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINES DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH SERVICES BOARD	☐
CITIZEN BUDGET AND OVERSIGHT BOARD	☑ ← ONLY IF IT MEETS 7PM OR LATER		

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:

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

14A(6)

Mario Garcia

7540 Cutlass Avenue
North Bay Village, Florida 33141
mariojgarcianbv@gmail.com

Family Nurse Practitioner Board Certified since 2008. RN Med-Surg Certified since 2003 and currently employed by Bascom Palmer Eye Institute University of Miami Pre-admission

Active member American Academy of Nurse Practitioners

Recipient of Clinical Excellence Award 2008 SUNY Downstate Medical Center

10 years of nursing experience in patient care and advocacy

Recipient of Leadership Award 2008 SUNY Downstate Medical Center

Civic Involvement includes: Vice Chair of Business Development Advisory Board North Bay Village; active participant at all Commission Meeting and Advisory Board Meetings to find out firsthand what our residents concerns really are.

30 years experience in retail attended countless seminars in resolving conflicts, customer service and recovery

Member of the Fifth Avenue Merchants Association from 1988 to 2001 Brooklyn, New York

Served as an advisor to the Board of Directors of the Fifth Avenue Merchants Association

Treasurer 1990 to 1999 Fifth Avenue Merchants Association

Initiated and coordinated an advertising newspaper for the area that was distributed to roughly 20,000 households Park Slope Brooklyn, New York

Met regularly with the Park Slope Community Board to coordinate efforts in the beautification and improvement of the community, including a 20 block Street Fair held once yearly that brought the merchants and residents together in a united effort.

Board member of Boy Scout Troop 45 Boy Scout Explorer 1990 to1995

14A(7)

Mario Garcia, RN, MSN, FNP

7540 Cutlass Avenue
North Bay Village, Florida 33141

Home: 786-348-0918 Cell: 917-721-0131 E-mail: fivemg@aol.com

Profile

Compassionate dedicated nurse practitioner, bilingual in English and Spanish, seeking to enhance an interdisciplinary team to deliver evidence based healthcare for the adult population. Nursing professional that can perform independently in the management of chronic and acute illnesses. Team player and self motivated individual, passionate about caring for people. Great attitude, positive thinker can perform under pressure with diligence and caring; love teaching and able to bring out the best in others. Given the opportunity will prove to be an asset to the organization with loyalty and hard work.

Education

Master of Science, Family Nurse Practitioner, SUNY Downstate, Brooklyn, NY-August 31, 2008 graduated with a GPA 3.56 with 720 hours of clinical rotation in pediatric, adult, gyn, obstetric, geriatric primary care at Health and Hospital Corporation East New York Diagnostic and Treatment Center annex of Kings County Hospital; wrote papers on obesity; cultural diversity and leadership and management

Bachelor of Science Nursing, SUNY Downstate Brooklyn, NY-August, 2005 graduated with a GPA 3.61

Associate Applied Science, Nursing, Kingsborough Community College, Brooklyn, NY-June, 2003 graduated with GPA 3.281; VP of Student Nursing Body

Clinical Experience

Bascom Palmer Eye Institute 1/2/2011 to present

- Pre-Admission History and Physical
- Order and evaluate labs and diagnostic test when needed
- Coordinate care of the pre-operative patient
- Refer patient when needed to follow up preexisting uncontrolled diagnosis
- Rapid Response Team Member

Kendall Regional Hospital 11/25/2010 to 4/20/2011

- Unit Leader Telemetry
- Shift assignment; Shift report.
- Narcotic count/Inventory
- Code Cart check; Environment of Care Safety Rounds

14A(8)

- Staff Shift Huddle
- IMC Patient Report and Care Management
- OR Schedule Surgeries Checked
- Bed Assignments meeting criteria
- Core Measures and Checklists
- Evaluate Staffing on Shift, next shift and following day
- Supervise staff/Report to Director
- Manage complaints/Problem solve/Service Recovery
- Provide patient care when needed

Arrhythmia and Syncope Center Mercy Hospital 10/25/2010 to 11/25/2010

- Consults, hospital rounds and clinic follow ups including dictations

(Outpatient Urgent Care Clinic)East New York Diagnostic and Treatment Center 12/31/2008- 8/21/2010

Primary Care Provider as a Nurse Practitioner Board Certified

- Managing acute and chronic diseases including but not limited to Diabetes, Hypertension, Dyslipidimia, Obesity, Asthma, STDs, Depression and CHF. Responsible for the health maintenance of patients with daily review of labs, diagnostic testing, EKG, as well as recommending and ordering appropriate referrals. One day each week, respond to walk in clinic emergencies and member of the Rapid Response Team.

(Hospital)Maimonides Medical Center, Brooklyn, NY- December 15, 2003 to –8/21/2010

Staff Registered Nurse/Float Team (Med/Surg, Teli and/or Step Down)

Facilitate overall nursing care of acute Medical /Surgical unit; apply strong commitment to delivering quality care by adhering to evidence base practice

- Provide direct patient care with emphasis on meeting both physical and emotional needs and highly cultural diversity sensitive.
- Highly experienced and comfortable in the care of patients who are intubated and placed on mechanical respirators; enteral feeding; wound care; pain management and end of life care.
- Promote communication among interdisciplinary care team; documentation, sharp analytical and problem solving skills; patient advocate.
- Administer all facets of medications, monitor, examine, report and follow up; including lab result data.
- Extremely educated in blood transfusions, wound care, pain management, and catheterization.
- Delegate assignments and supervise efforts of nursing staff as floor charge nurse.
- Precept newly graduated nurses and new surgical nurses.
- Work with and care for people form a wide range of ethnic and culturally diversified background.

14A(9)

Palm Garden Rehab & Nursing Home, Brooklyn, NY- June 2003-December 2003: Staff RN

- Vent Unit, wound care, coordinate patient acute care, Physician's medical orders and monthly medication reconciliation.

Kingsborough Community College, Brooklyn, NY-January 2003 to June 2003: Student

Celani Inc, Brooklyn N.Y/Capriccio De Uomo, Inc., NY -August 1988-January 2003 Manager

Professional Membership

American Nursing Association
American Academy of Nurse Practitioner

Licensure & Certification

State of Florida ARNP--Active
State of New York, Family Nurse Practitioner – Active
State of New York, Registered Nurse – Active
State of New York, Licensed Practical Nurse - Active
American Heart Association- Health Care Provider; CPR & AED, 5/2013 ACLS 9/2014 PALS 5/2013
FNP Certification ANCC 12/2013
Medical Surgical Certification ANCC 6/2015
Awards: Clinical Excellence 2008; Leadership 2008

Interests

Family; Nursing; reading; music; theater; New York Yankees, ; Florida Marlins; the beach and fishing

14A(10)

NOV 26 AM 10:44

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

NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME María A. Haviland TELEPHONE # 786-371-5986

MAILING ADDRESS 7537 Muhry Avenue, North Bay Village, FL 33141

VILLAGE RESIDENT: YES ✓ NO _____ HOW MANY YEARS 6

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 COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☐
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINESS DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH SERVICES BOARD	☐
CITIZENS BUDGET AND OVERSIGHT BOARD	☒		

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES X NO ____

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES X NO ____

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES ____ NO X

ARE YOU A REGISTERED VOTER? YES X NO ____ (SUBMIT COPY OF VOTER REGISTRATION CARD)

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:
please 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)
please see attached

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

14A(11)

NOV 26 AM10:44

Maria A. Haviland

Application for a position on the Citizens Budget and Oversight Committee of North Bay Village

Work experience:

I am currently a licensed Florida CPA working in private practice locally. I have also worked as a staff accountant in a private international bank and a non-profit organization.

Background qualifications:

In my last position I worked extensively with budgeting and forecasting for an organization on a tight budget that was subject to strict internal, US and UK regulations. In addition, at the non-profit I helped control waste due to mismanagement of funds. Currently I am working in a nearby small business. Lastly, I am a local home owner with the best interest of North Bay Village at heart.

14A(12)

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 Tenanté Leary **TELEPHONE #** (786)505-0175

MAILING ADDRESS 7900 Harbor Island Drive, #1408, N. Bay Village, FL 33141

VILLAGE RESIDENT: YES ✓ **NO** _____ **HOW MANY YEARS** 4.5

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 COMMITEE	☐	**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:
I am a graduate of St. Thomas University School of Law and Business in Miami Gardens, FL. In law school I worked at Legal Services of Greater Miami during my 3rd year. There, I assisted indigent clients in a non-profit setting with various legal issues in administrative law, probate, and estate planning. After graduating from law school I became an Adjunct Professor at Broward Mackie College Miami, where I currently works. I am also an Associate Director of Tutor Management at Varsity Tutors, LLC.

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 a top-notch education from the University of North Carolina at Chapel Hill, majoring in Political Science. In addition, I attended law school here in Miami at St. Thomas University graduating with a J.D./M.B.A. dual-degree. My law and business background make me a unique and well-qualified candidate for this position. Furthermore, I have been a resident of North Bay Village for 4.5 years, since 2009. I love the city where we live, and will contribute my business and legal knowledge along with patriotism and a passion to help and serve others as a civic duty.

Mayor Vice Mayor Commissioner Commissioner Commissioner

14A(13)

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

NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME LUIS TORRES TELEPHONE # 305 439 4096

MAILING ADDRESS 9611 Carlyle Bay Dr

VILLAGE RESIDENT: YES X NO ____ HOW MANY YEARS 10

BUSINESS OWNER: YES ____ NO X 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 COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☐
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINESS DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH SERVICES BOARD	☐
CITIZENS BUDGET AND OVERSIGHT BOARD	☒		

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES X NO ____

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES ____ NO X

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES ____ NO X

ARE YOU A REGISTERED VOTER? YES ____ NO X (SUBMIT COPY OF VOTER REGISTRATION CARD)

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:
I HAVE ATTENDED A NUMBER OF CITY MEETINS IN THE PAST FEW YEARS AND SHARED MY POINT OF VIEWS WITH COMMISSIONERS DURING PUBLIC SESSIONS.

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 A DEGREE IN FINANCE & ACCOUNTING. I HAVE WORKED AS AN INVESTMENT BANKER FOR ALMOST 20 YRS. MY WORK REQUIRES A DEEP UNDERSTANDING OF BUSINESS PLANS BUDGETING AND FINANCIAL CONTROLS. I COULD HELP THE CITIZENS BY REVIEWING BUDGET & FINANCIAL STATEMENTS & EVALUATING CITY ADMINISTRATION.

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

14A(14) 14A(12)

North Bay Village
Administrative Offices
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Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

MEMORANDUM

North Bay Village

DATE: September 16, 2013

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

FROM: Frank K. Rollason
Interim Village Manager

SUBJECT: Appointment of Members to the Community Enhancement Board

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Attached are applications for membership to the Community Enhancement Board:

1. Doris A. Acosta, 1790 S. Treasure Drive
2. Ann Bakst, 1865 Kennedy Causeway
3. Clinton Beard, 1881 79th Street Causeway
4. Odalys M. Becerra, 7928 West Drive
5. Penelope Friedland, 7500 Miami View Drive
6. Consuelo Garcia, 7521 Center Bay Drive
7. Anke Graichen, 1625 Kennedy Causeway
8. Andreana D. Jackson, 1801 S. Treasure Drive
9. Diana P. Quintera, 1625 Kennedy Causeway

Attachment: Board Applications

14B(1)

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

09-18-13P01:59 RCVD

BOARD/COMMITTEE APPLICATION

NAME Doris A. Acosta TELEPHONE # 305-301-1799

MAILING ADDRESS 1790 S. Treasure Dr. #5C, NBV

VILLAGE RESIDENT: YES X NO ____ HOW MANY YEARS 8

BUSINESS OWNER: YES X NO ____ PAST OR PRESENT present

NAME AND ADDRESS OF BUSINESS Real Estate Access with EWM Realtors
419 Arthur Godfrey Rd., Miami Beach, FL 33140

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? 6

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY COMMITEE	☐	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 X NO ____

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES X NO ____

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES ____ NO X

ARE YOU A REGISTERED VOTER? YES X NO ____ (Attach copy of Voter Registration Card)

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

President of the North Bay Village Optimist Club

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)

14B(1)A

Community Enhancement Bd.
NOV 16 PM 5:06

CITY OF NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME: ANN BAKST TELEPHONE # 305-865-8296

MAILING ADDRESS: 1865 JF Kennedy Cswy # 7D

CITY RESIDENT: YES ✓ NO ____

BUSINESS OWNER: YES ____ NO ✓

NAME AND ADDRESS OF BUSINESS ____

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? Have

CHECK THE BOARD(S)/COMMITTEE YOU WOULD LIKE TO SERVE ON:

ARTS, CULTURAL & SPECIAL EVENTS BOARD ☐

COMMUNITY ENHANCEMENT BOARD ☐

PLANNING AND ZONING BOARD ☐

CITIZEN BUDGET AND OVERSIGHT COMMITTEE ☐

ANIMAL CONTROL ADVISORY BOARD ☐

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:
Insurance underwriter prior to Retirement & Managing the RA for 3 years. Beautification Board, Civil Service Board, Community Enhancement Board, Arts Cultural & Special Events Board

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE:
My 39½ years in NBV & my concern for the City to prosper

Revised 05/06/10

14B(2)

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

email = bennardclinton@hotmail.com

NAME Clinton Bennard III TELEPHONE # 305-917-8110

MAILING ADDRESS 1881 79th Causeway, 1006 North Bay Village, FL 33141

CITY RESIDENT: YES ✓ NO _____ HOW MANY YEARS 3-months

BUSINESS OWNER: YES ✓ NO _____ PAST OR PRESENT

NAME AND ADDRESS OF BUSINESS Miami Dade 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 COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☒
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☒	PLANNING & ZONING BOARD	☒
BUSINES DEVELOPMENT ADVISORY COMMITTEE	☒	YOUTH SERVICES BOARD	☐
CITIZEN BUDGET AND OVERSIGHT BOARD	☒		

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: I have worked with 3 Senators And Also work on the Event Board for the State of Michigan House of Representatives. I can 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

14B(3)

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

CITY OF NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME Odalys M. Becerra TELEPHONE # (305) 300-1810

MAILING ADDRESS 7928 West Drive Apt. 503 North Bay Village, FL. 33141

CITY RESIDENT: YES ✓ NO _____ HOW MANY YEARS 8

BUSINESS OWNER: YES _____ NO ✓ PAST OR PRESENT _____

NAME AND ADDRESS OF BUSINESS N/A

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? N/A

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☑
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINES DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH SERVICES BOARD	☐
CITIZEN BUDGET AND OVERSIGHT BOARD	☐		

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:

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)

B.A. in Political Science. Over 15 years of experience in customer service. I love this city and want to improve and enhance it's beauty even more.

14B(4)

City of North Bay Village
Administrative Offices
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8

CITY OF NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME Penelope Friedland TELEPHONE # 305-495-4901

MAILING ADDRESS 7500 MIAMI VIEW DRIVE, N. BAY VILLAGE

CITY RESIDENT: YES (YES) NO _____ HOW MANY YEARS 9

BUSINESS OWNER: YES _____ (NO) PAST OR PRESENT N/A

NAME AND ADDRESS OF BUSINESS N/A

HOW LONG HAVE YOU BEEN OPERATING IN THE CITY? Resident for 9 years

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	☐
BUSINES DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH SERVICES BOARD	☐
CITIZEN BUDGET AND OVERSIGHT BOARD	☐		

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:
CURRENT CHAIR - COMMUNITY ENHANCEMENT BOARD, NBV
PAST-CHAIRMAN - PLANNING & ZONING BOARD
2018 RFP PANEL FOR LANDSCAPING CONTRACT

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)
PLEASE SEE ATTACHMENT

Mayor Connie Leon-Kreps | Vice-Mayor Eddie Lim | Commissioner Stuart Blumberg | Commissioner Dr. Richard Chervony

14B(5)

Penelope Friedland
7500 Miami View Drive
North Bay Island
North Bay Village, FL 33141
Tel: 305-495-4901
Fax: 305-757-0025
Email: penelopefriedland@yahoo.com
www.LuxuryHomesTeam.com

November 4th, 2012

Dear Mayor Kreps, Vice-Mayor Lim & Commissioners,

I would like to be considered for the Community Enhancement Board of North Bay Village.

I have served as Chairman on the Community Enhancement Board for the past two years and it has truly been a pleasure. It is clearly evident that the City has taken a much more involved position with our Board and most of our monthly meetings had at least one Commission member present and with helpful input for the board. I believe that through your commitment to our members' suggestions and requests, we have assisted the City in taking some great strides forward.

Now that Phase I of the Enhancement Project has been completed and looks so beautiful, I look forward to working with the City, towards getting Phase II off the ground. It is with this goal in mind that I hope that you will consider my application to continue working with the Community Enhancement Board for the next two (2) years.

The City of North Bay Village is truly a gem and it is important to maintain and enhance its undeniable beauty. For the past nine (9) years, since I became a resident, I have continually served on various boards and my mission has first and foremost been to assist in the City's beautification. I would love to continue to work on the CEB and would consider it an honor to be appointed.

Yours Sincerely,

Penelope Friedland

14B(6)

North Bay Village
Administrative Offices
1700 Kennedy Causeway, Suite #152 North Bay Village, FL 33141
Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME Consuelo S. Garcia TELEPHONE # 305-491-3270

MAILING ADDRESS 7521 Center Bay Drive, North Bay Village, FL 33141

VILLAGE RESIDENT: YES ✓ NO ____ HOW MANY YEARS 25 yrs -

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 COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☑
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINESS DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH SERVICES BOARD	☐
CITIZENS BUDGET AND OVERSIGHT BOARD	☐		

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES ✓ with enough notice - 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 ____ (SUBMIT COPY OF VOTER REGISTRATION CARD)

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:
SERVED ON PREVIOUS YEARS ON THE SAME BOARD I AM APPLYING FOR.
ALSO SERVED ONE TERM ON THE YOUTH SERVICES 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)
I HAVE WORKED FOR THE INTERIOR DESIGN BUSSINESS INDUSTRY FOR 15 YEARS - VERY FAMILIAR WITH MY COMMUNITY -

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

14B(7)

email: <anke.graichen@gmx.de>

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

NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

NAME Anke Graichen TELEPHONE # 7865479814

MAILING ADDRESS 1625 Kennedy Csway PH 4, 33141 North Bay Village

VILLAGE RESIDENT: YES X NO ____ HOW MANY YEARS 6

BUSINESS OWNER: YES ____ NO X 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 COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☒
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINESS DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH SERVICES BOARD	☐
CITIZENS BUDGET AND OVERSIGHT BOARD	☐		

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES X NO ____

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES ____ NO X

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES ____ NO X

ARE YOU A REGISTERED VOTER? YES ____ NO X (SUBMIT COPY OF VOTER REGISTRATION CARD)

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:
I have lived in NBV for 6 years and would love to serve/enhance the community.

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)
Working in hospitality helps me understand service, helping out others, enhancing the community

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

14B(8)

ANDREANA D. JACKSON
CITY OF NORTH BAY VILLAGE
BOARD/COMMITTEE APPLICATION

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERINCE:

Please refer to my attached resume for work experience. Civic service includes being a registered voter since 1995 on my eighteenth birthday and always being an informed citizen on current events that affect my community and the world at large. Since moving to North Bay Village in March of 2009, I knew the city had not reached full potential, as a member of the Community Enhancement Board I would have the opportunity to aid in that process to moving the city forward.

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE:

I have attended the University of Kansas for my undergraduate course work in Communications Studies and Barry University for my master degree in Organizational Learning and Leadership. Both intuitions taught me the value of hard work making tough decisions based on need not popularity and the value of team work. I believe my interpersonal and organizational skills would add value to North Bay Village Community Enhancement Board.

14B(9)

ANDREANA D. JACKSON
andreana.jackson@gmail.com
(816) 977-5098 Mobile

PROFESSIONAL PROFILE

Accomplished candidates with the proven talent to manage develop, plan and implement organizational training session and conference events. Highly organized with the ability multi-task while maintaining primary focus on priority assignments. Developed a reputation for displaying professionalism and high levels of integrity. Proficient with software packages such as Microsoft Office Suite, Adobe Acrobat; Access, Publisher, and SharePoint.

EDUCATION

- Master of Science Organizational Learning and Leadership
  Barry University, Miami Shores, FL May 2011

- Bachelor of General Studies Communications
  University of Kansas, Lawrence, KS May 2008

WORK EXPERIENCE

Camber Corporation/ US Southern Command, Doral Florida
Joint Training Facilitator Specialist 07/25/11-6/17/12

- Managed collaboration on various projects that involved aspects of training, instructional/training system planning, analysis, design, development, implementation, evaluation.

- Managed training rooms and facilities scheduling and set-up environment (computers, projectors, whiteboards, and video-conference) for meetings, collaborations, presentations, etc.
- Applied instructional design expertise and supported to the production of a broad range training products which included a wide variety of formats and delivery vehicles: online, hardcopy and storyboards, guides, and briefings.

- Responsible for planning and executing department conferences and events including site selection, contract negotiations, produced all event collateral maintained conference registration website and email blast. Managed coordination for AV support for conferences and events.

US Southern Command, Doral, Florida
Partnering and Military Education Coordinator 02/14/11-07/25/11

- Responsible for logistics of all VIP visits for US Professional Military Education and Partner Nation education institution representatives to the headquarters.

- Developed visit concepts for distinguished visitors and ensured execution with critical points of contact in advance of scheduled events.

- Arranged schedules for general officers, and senior executives to participate in conferences meetings for up to 100-80 attendees.

14B(1)

Miami Gay and Lesbian Film Festival, Miami, Florida
Membership & Box Office Coordinator Temporary 02/08/2010-05/05/2010

- Administrative duties included answering phones, running the front office and assisting internal and external customers.
- Collaborated with graphic design team in editing festival media guide and event invitation design.
- Responsible for selling and renewing festival memberships, which included cold calling, mailing letters, answering member inquires.
- Responsible for processing and selling festival ticket orders for all events.

U.S. Army Command & General Staff College, Fort Leavenworth, KS
Public Affairs/Event Specialist 09/03/07-09/03/08

- Planned command conferences and ceremonies for 300 - 2,000 attendees. Developed media products for distribution during major events.
- Prepared, coordinated, executed and evaluated major media events and press conference for VIP personnel including General Colin Powell and the Excellency President of Uganda. Managed travel itineraries for distinguished guests and high-ranking world dignitaries.
- Updated, edited, maintained, and composed content for Command website drafted and edited news releases for local and national media.
- Administered public relations training for military officers for war time response to media.
- Conducted literature research and maintained a database of relevant news stories for Professional Military Education College.

Fort Leavenworth Unified School District, Fort Leavenworth, KS
Substitute Teacher 11/06/06-06/10/07

- Taught classroom lessons and monitored students, grades K-12.
- Established excellent rapport with administration, resulting in frequent requests to substitute.
- Enforced strong classroom management strategies.

Full Employment Council, Kansas City, MO
Intern for "Youth to Work" Program 06/07/01-08/01/01

- Synchronized logistical placement of 60 - 80 youth participants, 14-15 years of age, into community work sites.
- Conducted up to 10 weekly work site visits to foster job skill development.
- Briefed participants and managers; and mediated concerns.

Nordstrom, Kansas City, MO
Customer Service Specialist 11/15/98- 05/10/01

- Served as customer service agent for upscale department store.
- Conducted occasional inventory duties.
- Met and often exceed sales goals.

48(11)

Email - DIANAQ6@MSM.COM

North Bay Village
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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
BOARD/COMMITTEE APPLICATION

NAME Diana P. Quintero TELEPHONE # 305-562-4455

MAILING ADDRESS 1625 Kennedy Causeway #703 N Bay Village FL 33141

VILLAGE RESIDENT: YES ✓ NO _____ HOW MANY YEARS 6 months

BUSINESS OWNER: YES _____ NO ✓ PAST OR PRESENT _____

NAME AND ADDRESS OF BUSINESS N/A

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? _____

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY COMMITEE	☐	COMMUNITY ENHANCEMENT BOARD	☑
ARTS, CULTURAL & SPECIAL EVENTS BOARD	☐	PLANNING & ZONING BOARD	☐
BUSINESS DEVELOPMENT ADVISORY COMMITTEE	☐	YOUTH 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 ____ (SUBMIT COPY OF VOTER REGISTRATION CARD)

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:
Sr Branch Manager for Liberty Mutual Ins. We are highly involved with the community promoting Safety. For the past 7 years I have conducted approx. 9 community events a yr. I have also been part missionary trips, 4 outside the country helping kids with education.

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)
My experience with community involvement and board member of 2 separate Condominium Associations will help me contribute my ideas & different ways we can enhance our community

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

14B(12)

North Bay Village
Administrative Offices
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Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

RECOMMENDATION MEMORANDUM

DATE: **September 27, 2013**

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

RECOMMENDED BY STAFF/COMISSIONER:
Frank K. Rollason
Interim Village Manager

PRESENTED BY STAFF:
James G. LaRue
Village Planner

SUBJECT: **Update on Village's Zoning Code and Land Development Regulations Revisions**

BACKGROUND:

At the May 14, 2013 Village Commission Meeting, the Commission approved expenditure of $50,000 for updating the Village's Zoning Code and Land Development Regulations with the condition that a disbursement schedule is provided with the Planner's Work Plan.

According to the Charter requirements of the Village Char the project is to commence in 2013. LaRue Planning has provided the attached work plan for the entire project. The work completed through September 30, 2013 cost $10,092. Since the project was started in one fiscal year and will be completed in the following fiscal year, the remaining $39,818 will be encumbered and carried forward into the FY 2014 Budget to ensure that the project is fully funded.

IHC(1)

The final work product will be an ordnance revising the Village's Zoning Code and the Land Development Regulations (LDR) to ensure that all regulations are consistent and applicable.

FINANCIAL IMPACT:

The project is fully funded and there is no impact on the Annual Budget.

14C(2)

LaRue Planning
& Management Services, Inc.

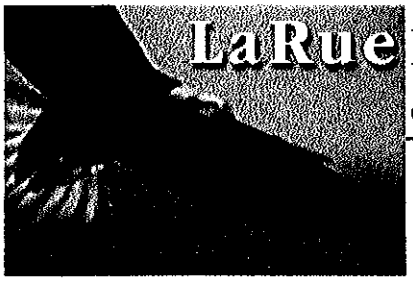
Memorandum

To: Frank Rollason, Interim Village Manager
From: James G. LaRue, AICP
Date: September 30, 2013
Subject: Land Development Regulations Work Plan

The Village Commission approved a $50,000 budget for revising the Land Development Regulations on May 14, 2013. On May 28th a recommendation memorandum was prepared which included the Land Development Regulations Work Tasks and cost. Due to meeting time limits the Commission has not been able to formerly review our work plan approach. We have included a revised Work Plan for the Commissioners review.

Enclosed as a back-up is a draft of the proposed format for the new LDR including table of contents with cross index. Our next stage of the project will be to interview staff and the Commissioners to ascertain priority areas of change. This will be done during the month of October.

IHC(3)



LaRue Planning & Management Services, Inc.

North Bay Village
Land Development Regulations Work Tasks (Rev. September 30, 2013)

1. The first step would be to develop a new streamlined order, format and numbering system for the Unified Land Development Regulations (LDR) that will enable Village Officials and staff, as well as the professional and lay public to understand the regulations and implement its provisions with confidence.

   a. Draft new format and numbering system

      Based on our recent experiences, a starting point for an outline of the Unified LDR may take form along the following lines:

      Chapter 1 – General Provisions (generally includes purpose and intent, interpretation, abrogation and sometimes includes fee schedules.)

      Chapter 2 – Definitions (We believe that the definitions and fees are better located in the front of an LDR.

      Chapter 3 – Administrative, Legislative, and Enforcement Procedures

      Chapter 4 – Relationship to the Comprehensive Plan

      Chapter 5 – Permits and Development Approvals (generally including zoning compliance, building permits, plats, development reviews, consistency and concurrency, and special exception standards and procedures)

      Chapter 6 – Nonconformities

      Chapter 7 – Variances (to zoning, design standards and flood damage prevention)

      Chapter 8 – Zoning (generally including establishment of the zoning districts, zoning district map, district regulations, supplemental use regulations, and supplemental development standards)

      Chapter 9 – General Site and Design Standards (generally including parking, loading, vehicular and pedestrian circulation, stormwater management, landscaping, tree protection, shoreline protection/development, and design guidelines)

      Chapter 10 – Flood Damage Prevention/Floodplain Management

      Chapter 11 – Signs

      Chapter 12 – Telecommunications

   b. Submit draft format and numbering to Staff for review and input

   c. Modify per Staff input

Estimated Cost: $2,300.00 **Completed**

14C(4)

2. Create a cross-index table of contents showing existing and proposed locations of LDR sections and subsections.

Estimated Cost: $3,105.00 **Completed**

3. Conduct interviews and/or meet with policymakers, administrative staff and the Village attorney staff to obtain input from these sources as to problems they have identified or encountered over the years.

Estimated Cost: $4,255.00 **Work Plan Schedule: October – November 2013**

4. Review the current regulations and identify duplications, inconsistencies and conflicts between or among the various documents. Where conflicts or inconsistencies are found, we will recommend the most appropriate provisions to be included in the new Unified Land Development Regulations. For example, we are already aware of conflicts between Chapter 152 and the LDRs with regard to parking requirements and parking space sizes.

Estimated Cost: $4,025.00 **Work Plan Schedule: August 2013 – January 2014**

5. The fifth step would be to formulate a draft of the Unified LDR for review by Village Manager Staff and the Village Attorney staff and modify it as a result of comments received. We initially envision working on the sections of the new LDR in the following groupings and order:

   - General Provisions
   - Relationship to the Comprehensive Plan
   - Administrative, Legislative and Enforcement Procedures
   - Permits and Development Approvals
   - Nonconformities
   - Variances
   - Zoning districts and district regulations
   - Supplemental use regulations and supplemental development standards
   - General site design standards

IHC(5)

- Flood Damage Preventions/Floodplain Management
- Telecommunications

- Definitions (except sign definitions)

- Signs (including sign definitions)

Estimated Cost: $32,200.00 **Work Plan Schedule: August 2013 – July 2014**

6. We will be prepared to marshal the proposed Unified Land Development Regulations through the adoption process.

Estimated Cost: $4,025.00 **Work Plan Schedule: August 2014**

The Land Development Regulations Work Tasks have a Total Estimated Cost of $49,910.00, and an anticipated time frame of 6 months to 1 year for completion.

IHC(6)

VILLAGE OF NORTH BAY VILLAGE
UNIFIED LAND DEVELOPMENT REGULATIONS

PROPOSED DETAILED TABLE OF CONTENTS AND CROSS INDEX

LDC	DESCRIPTION	CH 152	CH 155
	CHAPTER I, GENERAL		
§1.1	1.1 Title		
§1.2	1.2 Authority		
§1.3	1.3 Findings		
§1.4	1.4 Purpose and intent		
	1.5 Interpretation and conflict	§152.107	
	1.6. Validity	§152.108	
	1.7 Repeal	§152.109	
	CHAPTER II, RELATIONSHIP TO THE COMPREHENSIVE PLAN		
§3.1	2.1 Generally		
§3.2. – 3.7	2.2 Relationship between future land use categories and zoning districts		
§3.2.1	A. Residential		
§3.2.2	B. Commercial		
§3.2.4	C. Mixed-use		
§3.2.7	D. Institutional		
§3.2.6	E. Public buildings/grounds		
§3.2.5	F. Educational		
§3.2.3	G. Recreation and open space		
§3.2.8	H. Marina		
§1.5	**CHAPTER III, DEFINITIONS**	§152.003	
	CHAPTER IV, ADMINISTRATION AND ENFORCEMENT		
	Division 1, Generally		
§2.1	4.1 Purpose and intent		
	4.2 General petition procedure	§152.095	
	4.3 Procedure for obtaining an official interpretation of the LDRs [New]		
§2.7.5 and Table 2-1	4.4 Public hearing, public notice, and adoption requirements and procedures	§152.096 (A) – (C)	
§2.7.5 (1)	A. Hearings and notices	§152.096(A)(2)	
§2.7.5 (2)	B. Method of adoption	§152.096(A)(2)	
	C. Testimony	§152.096(A)(1)	
	4.5 Procedure for appealing administrative decision	§152.095, 152.099 & 152.100(b)(1)	
	4.6 Exhaustion of remedies; court review	§152.104	
	4.7 Enforcement	§152.998	
	4.8 Penalties and remedies for violations	§152.999	
	Division 2, Commissions, Boards, and Administrative Officials		
§2.3	4.9 Village Commission	§152.102	
§2.3	A. Powers and duties		
	B. Action by Village Commission	§152.102	

14c(7)

Serving Florida Local Governments Since 1988

LDC	DESCRIPTION	CH 152	CH 155
§2.6.2	C. Quorum		
§2.4	4.10 Planning and Zoning Board	§152.101	
§2.4.1 (1) – (7)	A. Establishment and purpose		
§2.4.2	B. Officers		
§2.4.3	C. Board membership		
§2.4.4	D. Meetings		
§2.4.5	E. Quorum and voting		
	F. Authority, duties and decisions	§152.101	
	4.11 Code enforcement board		
§2.5.1	4.12 Village Manager		
§2.5.2	4.13 Building Official		
~~§2.6~~, 2.61, 2.62	**Division 3, Amendments and Changes to Land Development Regulations and Comprehensive Plan**	§152.100 and §152.100,A	
	4.14 Amendments in general	§152.100,A	
	A. General	§152.100,A	
§2.6.1	B. Process		
~~§2.6 thru 2.6.2~~	4.15 Amendments to the comprehensive plan		
~~§2.6~~	A. Generally		
	B. Village-initiated amendments		
	C. Property owner-initiated amendments		
	D. Public hearings		
	E. Expiration of application		
	4.16 Land development regulations amendments		
	A. Spot zoning	§152.100(B)	
	1. Prohibited	§152.100(B)(1)	
	2. Defined	§152.100(B)(1)	
	B. Rezoning of property or substantially changing the permitted uses in zoning districts.	§152.100(B)(2) & §152.100(C)	
	1. Conditions for approval	§152.100(A)(2)	
	2. Reconsideration of district boundary changes	§152.100(C)	
	C. Amendments that do not rezone property or substantially change the permitted uses in zoning districts. [New]		

LDC	DESCRIPTION	CH 152	CH 155
	CHAPTER V, PERMITS AND DEVELOPMENT APPROVALS		
	5.1 Purpose and intent ([New]		
§2.2	5.2 Permits required		
§2.7	**Division 1, Procedure for Obtaining Development Orders**		
§2.7	5.3 Application required		
§2.7.1	5.4 Designation as major or minor developments		
§2.7.2	5.5 Basic application requirements		
§2.7.3	5.6 Major development application requirements		
§2.7.4	5.7 Review of Development plan		
	5.8 Site plan review	§152.105 (C) (1) – (9)	
§2.7.7	5.9 Administrative approval of site plan modification	§152.105 (C)(10)	
§2.9 thru 2.9.2	5.10 Building permits		
	5.11 Filing fees, charges for consultant services, and escrow account	§152.105(D), 152.110 & 152.110.01	
	5.12 Fees for copies of records	§152.105(E)	
	5.13 Errors and violations	§152.105(F)	
	5.14 Certificates of occupancy	§152.106 (A) – (H)	
	Division 2, Consistency and Concurrency Determinations		
§4.1	5.15 Consistency with North Bay Village Comprehensive Plan		
§4.1.1	A. Determining consistency with city comprehensive plan		
§4.2	5.16 Level of service compliance requirements		
§4.3	5.17 Determining existing capacity		
§4.4	5.18 Burden of showing compliance		
§4.4.1	A. Potable water		
§4.4.2	B. Wastewater		
§4.4.3	C. Transportation system		
§4.4.4	D. Drainage system		
§4.4.5	E. Solid waste		
§4.4.6	F. Recreation		
	5.19 Vacation of streets, alleys, easements, public rights-of-way on canals		
	Division 3, Subdivision Regulations		
	5.20 Definition of subdivision and procedures [New]		
§2.8	5.21 Preliminary and final plats		
§2.8.1	A. Purpose and intent		
§2.8.2	B. Procedures		

LDC	DESCRIPTION	CH 152	CH 155
	CHAPTER VI, NONCONFORMITIES	§152.004	
	Division 1. Generally		
	6.1 Purpose and intent	§152.004(A)	
	6.2 Nonconforming classifications	§152.004(B)(1) (1) – (4)	
	6.3 Scope	§152.004(C)	
	6.4 Nonconforming lots of record	§152.004(D)	
	6.5 Nonconforming use of land	§152.004(E) (1) – (7)	
	6.6 Nonconforming structures	§152.004(F (1) – (6))	
	6.7 Nonconforming characteristics of use	§152.004(G)	
	6.8 Nonconforming lots, structures, and characteristics of use in combinations	§152.004(H)	
	CHAPTER VII, VARIANCES (Approved by VC upon recommendation by P&Z)	§152.097	
	Division 1, General		
§2.7.6	7.1 Purpose and intent	§152.097(A)	
§2.7.6	7.2. Variance prohibited	§152.097(A)	
§2.7.6 (1) – (7)	7.3 Required findings	§152.097(B)	
	7.4 Additional required findings for variance for properties in residential districts	§152.0971	
	7.5 Procedure for recommendation for approval or for granting of a variance	§152.097(C)	
	7.6 Expiration of approval of a variance request (lapse of variance)	§152.103	
	CHAPTER VIII, ZONING		
	Division 1, Zoning Districts Established; Zoning Map		
	8.1 Title	§152.001	
	8.2 Purpose and intent	§152.002	
	8.3 Establishment of zoning districts	§152.010	
	A. Single-family residential districts	§152.010(A)	
	B. Multiple family residential districts	§152.010(B)	
	C. Commercial districts	§152.010(C)	
	8.4 Reference to district names	§152.011	
	8.5 Identifications of district maps	§152.012	
	8.6 Publication of district maps	§152.013 (A) & (B)	
	8.7 Interpretation of district boundaries	§152.014	
	A. Map symbols	§152.014(A)	
	B. Interpretation	§152.014(B) (1) – (5)	
	8.8 New land area	§152.015	

LDC	DESCRIPTION	CH 152	CH 155
	Division 2, Application of District Regulations		
§3.3	8.9 General regulations	§152.025	
§3.3(1)	A. Compliance with regulations	§152.025(A) (1) – (6)	
§3.3(2)	B. Encroachment, reduction of lot area	§152.025(B)	
§3.3(3)	C. Accessory building, prior construction of	§152.025(C)	
§3.3(4)	D. Location on a lot required	§152.025(D)	
§3.4.1 and Table 5-1	8.10 District regulations		
	A. RS-1, Low Density Single-Family Residential District	§152.026	
	1. Purpose and intent	§152.026(A)	
§3.4.1	2. Uses permitted	§152.026(B)	
	3. Site development standards	§152.026(C)	
	a. Minimum lot size (area and frontage)	§152.026(C)(1)	
	b. Minimum yard setbacks	§152.026(C)(2)	
	c. Maximum building height	§152.026(C)(3)	
	d. Minimum floor area	§152.026(C)(4)	
	B. RS-2, Medium Density Single-Family Residential District	§152.027	
	1. Purpose and intent	§152.027(A)	
§3.4.1	2. Uses permitted	§152.027(B)	
	3. Site development standards	§152.027(C)	
	a. Minimum lot size (area and frontage)	§152.027(C)(1)	
	b. Minimum yard setbacks	§152.027(C)(2)	
	c. Maximum building height	§152.027(C)(3)	
	d. Minimum floor area	§152.027(C)(4)	
	C. RM-40, Medium Density Multiple-Family Residential District	§152.028	
	1. Purpose and intent	§152.028(A)	
§3.4.1	2. Uses permitted	§152.028 (C)(1)—(3)	
	3. Site development standards	§152.028(C)	
	a. Minimum lot size (area and frontage)	§152.028(C)(1)	
	b. Minimum yard setbacks	§152.028C)(2)	
	c. Maximum density	§152.028(C)(3)	
	d. Maximum building height	§152.028(C)(4)	
	e. Minimum pervious area	§152.028(C)(5)	
	f. Minimum floor area	§152.028(C)(6)	
	4. Special uses permitted	152.028(D)	
	a. Single family homes	§152.028(D)(1)	

LDC	DESCRIPTION	CH 152	CH 155
§3.4.1	D. RM-70, High Density Multiple-Family Residential District	§152.029	
	1. Purpose and intent	§152.029(A)	
	2. Uses permitted	§152.028 (B)(1)—(3)	
	3. Site development standards	§152.029(C)	
	a. Minimum lot size (area and frontage)	§152.029(C)(1)	
	b. Minimum yard setbacks	§152.029C)(2)	
	c. Maximum density	§152.029(C)(3)	
	d. Maximum building height	§152.029(C)(4)	
	e. Minimum pervious area	§152.029(C)(5)	
	f. Minimum floor area	§152.029(C)(6)	
	g. Minimum boardwalk/baywalk accessibility criteria	§152.029(C)(7)	
	h. Bonus	§152.029(C)(8)	
	i. Height bonus	§152.029 (C)(8)(A) —(F)	
	j. Density bonus	§152.029 (C)(8)(H)	
	k. Additional requirements	§152.029 (C)9; 1 – 7	
§3.6 and Table 5-1	4. Special exceptions in high density multiple family residential district	§152.0295	
§3.6(a)	a. Purpose and intent	§152.0295(A)	
§3.6(b)	b. Uses permitted	§152.0295(B)	
§3.6(c)	c. Site development standards	§152.029(C)	
	(1) Minimum lot size (area and frontage)	§152.029(C)(1)	
	(2) Minimum yard setbacks	§152.029(C)(2)	
	(3) Maximum density	§152.029(C)(3)	
	(4) Maximum building height	§152.029(C)(4)	
	(5) Minimum pervious area	§152.029(C)(5)	
	(6) Minimum floor area	§152.029(C)(6)	
	(7) Off-street parking	§152.029(C)(7)	
	(8) Landscaping	§152.029(C)8)	
	5. Planned Residential Development (PRD) Zoning Overlay	§152.0296	
	a. Purpose and intent	§152.0296(A)	
	b. Compatibility with zoning and existing development	§152.0296(B)	
	c. Ownership requirements	§152.0296(C)	
	d. Development parameters	§152.0296 (D)(1) – (4)	
	e. Uses permitted	§152.0296(E)	
	f. Site development standards	§152.0296(F)	
	(1) Building setbacks	§152.0296 (F)(1)	
	(a) Front pedestal	§152.0296 (F)(1)(a)	
	(b) Front tower	§152.0296 (F)(1)(b)	

LDC	DESCRIPTION	CH 152	CH 155
	(c) Rear pedestal/tower	§152.0296 (F)(1)(c)	
	(d) Sides pedestal	§152.0296 (F)(1)(d)	
	i. Tower, one side	§152.0296 (F)(1)(d)1	
	ii. Tower, other side	§152.0296 (F)(1)(d)2	
	(2) Flex setback	§152.0296 (F)(2)	
	(3) Building height	§152.0296 (F)(3)	
	(4) Off-street parking	§152.0296 (F)(4)	
	(5) Design	§152.0296 (F)(5)	
	(6) Entrance feature/porte cochere	§152.0296 (F)(6)	
	(7) Balconies	§152.0296 (F)(7)	
	(8) Landscape requirements	§152.0296 (F)(8)	
	(9) Minimum unit size	§152.0296 (F)(9)	
	G. Application procedure	§152.0296 (G)(1) – (9)	
	H. Public hearing procedure	§152.0296 (H)(1) – (8)	
	I. Legal effect of PRD	§152.0296(I)	
§3.2.2 and Table 5-1	E. CG, General Commercial District	§152.030	
	1. Purpose and intent	§152.030(A)	
§3.4.2(a)	2. Uses permitted	§152.030 (B)(1)—(13)	
	3. Special uses permitted	§152.030 (C)(1)—(7)	
	4. Site development standards	§152.030(D)	
	a. Minimum lot size (area and frontage)	§152.030(D)(1)	
	b. Minimum yard setbacks	§152.030(D)(2)	
	c. Maximum building height	§152.030(D)(3)	
	d. Minimum pervious area	§152.030(D)(4)	
	5. Prohibited uses	§152.030(E)	
§3.2.2	F. CL, Limited Commercial District	§152.031	
	1. Purpose and intent	§152.031(A)	
§3.4.2(a)	2. Uses permitted	§152.031 (B)(1)—(4)	
	3. Site development standards	§152.031(C)	
	a. Minimum lot size (area and frontage)	§152.031(C)(1)	
	b. Minimum yard setbacks	§152.031(C)(2)	
	c. Maximum density	§152.032(C)(3)	
	d. Maximum building height	§152.031(C)(4)	
	e. Minimum pervious area	§152.031(C)(5)	
	f. Minimum floor area	§152.031(C)(6)	

LDC	DESCRIPTION	CH 152	CH 155
§3.5	8.11 Use exceptions (include lapse of use exception, § 152.103)	§152.098	
	A. Purpose and intent	§152.098(A)	
	B. Uses permitted	§152.098 (B)(1) – (10)	
	C. Lapse of special use exception	§152.103	
§3.7 (1) – (19)	8.12 Prohibited uses		
	Division 3, Supplemental Use Regulations		
	8.13 Supplemental use regulations		
	A. Accessory uses and structures	§152.061	
	1. Permitted accessory uses by zoning district	§152.061(A)	
	a. In all residential districts	§152.061 (A)(1)(a) – (c)	
	b. In all zoning districts	§152.061 (A)(2)(a) – (e)	
	2. Special regulations	§152.061 (B)(1) – (5)	
	B. Unusual and new uses	§152.064 (A) – (S)	
	Division 4, Supplemental Development Standards		
	8.14 Supplemental development standards		
	A. Awnings and canopies		§155.19
	B. Boats, docks and piers.	§152.059 (A) – (E)	
	C. Clotheslines.	§152.065	
	D. Construction materials on premises before permit issued; removal of materials.	§152.063	
	E. Dumpster enclosures, garbage/mechanical equipment rooms		§155.18, A,1 – 8
	F. Fences, walls, and hedges.	§ 152.055 (A) – (E)	
	G. Height exceptions.	§152.057	
	H. Outdoor dining and sidewalk cafes	§152.030(9) (A)(1) – (17)	§155.25
	I. Recreational and camping equipment	§152.062 (A) – (I)	
§5.6 (1) & 2))	J. Safe and sanitary dwelling unit standards (minimum)		
	K. Security guards.	§152.066 (A) – (CI)	
	L. Setback encroachments.	§152.056 (A) – (C)	
	M. Swimming pools	§152.060	
	1. Purpose and intent	§152.060	
	2. Standards and requirements	§152.060 (A) – (G)	
	3. Barriers for swimming pools, spas and hot tubs, required	§152.0601	
	a. Barrier construction	§152.0602, A – L	
	b. Access to swimming pools, spas and hot tubs.	§152.0603	
	c. Adjacent waterways as barriers.	§152.0604	
	d. Schedule of penalties	§152.0605	

LDC	DESCRIPTION	CH 152	CH 155
	N. Towers, aerials, antennas, poles, and masts.	§152.058	
	1. Generally	§152.058	
	a. Plans and specifications required.	§152.058(A)	
	b. Maximum height.	§152.058(B)(1)	
	c. Poles, masts, and towers for antenna used for amateur and citizen band radio stations	§152.058(B)(2) (a) – (l)	
	2. Dish antennas.	§152.0581 (A) – (J)	
§5.7	3. Screening of mechanical equipment.	§152.0582	
§5.7.1	a. Mechanical equipment located on the ground.	§152.0582,1	
§5.7.2	b. Equipment and appurtenances mounted on rooftops.	§152.0582,2	
	c. Painting of exposed appurtenances	§152.0582 3rd paragraph	
	CHAPTER IX, GENERAL SITE DESIGN STANDARDS		
§5.1 and Table 5-1	**Division I, Generally**		
	9.1 Purpose and intent		§155.01 & 02
§5.2 and 5.2.1	**Division 2, Off-Street Parking and Loading**		
	9.2 Purpose and intent	§152.040	
	9.3 Off-street parking requirements		
	A. General Requirements	152.041(A)	
	1. Off-street parking required	§152.041(A)(1)	
	2. Continued provision of required parking	§152.041(A)(2	
	3. Expansion of existing buildings and uses	§152.041(A)(3)	
	4. Change of use or occupancy	§152.041(A)(4)	
§5.2.1 Site Plan Req'd	B. Plan required	§152.043 (A)&(B)	
§5.2.3	C. Minimum number of off-street parking spaces required	§152.044	
	1. Fractions of spaces	§152.044	
§5.2.3(1)	2. Residential uses	§152.044 (A)(1) – (3)	
§5.2.3(2)	3. Commercial uses	§152.044(B)	
§5.2.3(3)	4. Community facilities	§152.044(C)	
	5. Places of assembly	§152.044(D)(2)	
	6. Uses not listed	§152.044(D)(1)	
	D. Exceptions to parking requirements	§152.044(E)	
	1. Off-site parking	§152.044(E)(1)	
	2. Waiver or reduction of parking requirements	§152.044(E)(2)	

LDC	DESCRIPTION	CH 152	CH 155
§5.2.1 General	E. Design standards	§152.042	
	1. Definition	§152.042(A)	
	2. Paving and drainage	§152.042(B)	
	3. Traffic control	§152.042(C)	
§5.2.2 (a)(1)	4. Space dimensions (conflict between LDC & Ch. 152)	§152.042(F)	
§5.2.2 (a)(2)	5. Compact spaces	§152.042(E)	
§5.2.2 (a)(3)	6. Handicapped spaces	§152.042(D)	
	7. Markings	§152.042(G)	
	8. Wheel stops	§152.042(H)	
	9. Illumination	§152.042(I) (I) – (7)	
	10. Landscaping	§152.042(J)	
	11 Right-of-way setback	§152.042(K)	
	12. Maintenance	§152.042(L)	
	13. Separation from walkways and streets	§152.042(M)	
	14. Entrances and exits	§152.042(N)	
	15. Interior drives	§152.042(O)	
	16. Back-out parking prohibited	§152.042(P)	
	17. Reduction of parking space dimensions	§152.042(Q)	
	18. Additional design criteria		§155.17, A 1 – 10
	F. Joint use of required off-street parking spaces	§152.041(B)	
	1. Location of spaces	§152.041(B)(1)	
	2. Joint use for theaters, auditoriums, nightclubs and churches	§152.041(B)(2)	
	9.4 Off-street loading and unloading requirements	§152.045	
	A. General Requirements	§152.045(A)	
	1. Off-street loading facilities required	§152.045(A)(1)	
	2. Continued provision of required loading facilities	§152.045(A)(2)	
	3. Modernization, alteration, conversion, or enlargement of structure or	§152.045(A)(3)	
	4. Restrictions	§152.045(E)	
	B. Number of loading spaces required	§152.045(F)	
§5.2.4(1)	1. Retail, personal service, restaurant or wholesale operation	§152.045(F)(1)	
§5.2.4(2)	2. Multifamily residential, hotel/motel, office, hospital, spa, place of public assembly or similar use	§152.045(F)(2)	
	C. Design standards		
§5.2.2(b)	1. Space dimensions	§152.045(B)	
	2. Paving and drainage	§152.045(D)	
	D. Joint usage	§152.045(C)	

LDC	DESCRIPTION	CH 152	CH 155
	Division 3, Limitations on the Use of On-street and Off-street Parking Areas		
	9.5 In residential districts		
	A. Storage, sales or repair of merchandise or vehicles; display of signs or advertising devices; and storage or parking of commercial vehicles	§152.041(C)(1)	
	B. Limits on duration and time of parking of commercial vehicles	§152.041(C)(2) and (2)(a)	
	C. Exceptions to §8.5B	§152.041(C) (2)(b) & (c)	
	9.6 In all zoning districts		
	A. Limitations on parking truck tractors, semitrailers, tandem trailer trucks and special mobile equipment	§152.041(C) (3)(a)	
	B. Definitions	§152.041(C)(3) (b) & (b)(1 – 4)	
	C. Violations	§152.041(C) (3)(c)	
	DIVISION 4, Landscaping (Refer to Ch. 18A, Miami-Dade Landscape Code)		
	9.7 Landscaping guidelines		§155.14 (A), & (B)
	9.8 Landscaping and open space in commercial districts		§155.13,A,3
	9.9 Plant categories		§155.15
	9.10. Tree removal and relocation		§155.16
	Division 5, Transportation System Regulations		
	9.11 Purpose and intent		
	9.12 Streets		
	9.13 Access and driveways		
	9.14 Bicycle and pedestrian access standards		
	9.15 Apportionment of roadway improvement costs		
§5.4	**Division 6, Design Standards for Coastal Sites**		
§5.4.1	9.16 Dade County shoreline development review		
§5.4.2	9.17 Coastal construction within Biscayne Bay (North Bay Village approval)		
§5.4.2 (a)(1)&(2)	A. Application procedure – Private docks		
§5.4.2 (b)(1)&(2)	B. Design guidelines – Private docks		
§5.4.2 (c)(1)	C. Application procedure – Marina		
§5.4.2 (d)(1) – (3)	D. Design guidelines – Marina		
§5.5	**Division 7, Stormwater Management**		
§5.5(a)	9.18 Standards		
§5.5(b)	9.19 Permit authority and delegation		
§5.5(c)	9.20 Design requirements		
§5.5(d)(1)	A. Rainfall frequency		
§5.5(d)	B. Flood limit		
	Division 8, Design Guideline Standards		§155.01 thru §155.27

LDC	DESCRIPTION	CH 152	CH 155
	CHAPTER X, FLOOD DAMAGE PROTECTION / FLOODPLAIN MGT.		
§6.1.	10.1 Statutory authorization, findings of fact, purpose and objectives		
§6.1(a)	A. Statutory authorization		
§6.1(b)	B. Findings of fact		
§6.1(c)	C. Statement of purpose		
§6.1(d)	D. Objectives		
§6.2	10.2 Definitions		
§6.3	10.3 General provisions		
§6.4	10.4 Administration		
§6.5	10.5 Provisions for flood hazard reduction		
§5.3	**CHAPTER XI, SIGNS**	§152.075	§155.20
§5.3.1.	11.1 Purpose	§152.075	§155.20A
§5.3.2	11.2 Definitions	§152.076	
§5.3.3	11.3 Existing nonconforming signs; removal	§152.077	
§5.3.4	11.4 Regulations and specifications	§152.078	
§5.3.5	11.5 Sign permits and fees.	§152.079	
§5.3.6	11.6 Exempted signs	§152.080	
§5.3.7	11.7 Temporary sign permits	§152.081	
§5.3.8	11.8 Removal of signs	§152.082	
§5.3.9	11.9 District sign regulations	§152.083	
	11.10 Variances, planning	§152.084	
Fig. 5-1	11.11 Signage illustration		
	CHAPTER XII, TELECOMMUNICATION TOWERS, ANTENNAS AND FACILITIES REGULATIONS [NEW?]		
	CHAPTER XIII, ADULT ENTERTAINMENT	§152.111, §152.111.01 – §152.111.04	

LDC	APPENDICES	CH 152	CH 155
Appdx A	**A. Applications**		
Appdx B	**B. Building permits application**		
Appdx C	**C. DCA Letter???**		
Appdx D	**D. Shoreline review checklist and questionnaire**		
Appdx D	Attachment A: Shoreline development review manual		
Appdx D	Section A: Design guidelines for shoreline setback area		
Appdx D	Section B: Design guidelines and minimum standards for shoreline walkway		
Appdx D	Section C: Design considerations for fishing piers		
Appdx E	**E. Class I coastal construction permit application**		
Appdx F	**F. Fee schedule**		
Appdx G	**G. Reserved**		
Appdx H	**H. Flood control**		
	I. Zoning fees	Appdx A, §1 – §5	
	J. Signage illustration	Appdx B	

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
RECOMMENDATION MEMORANDUM

DATE: **October 1, 2013**

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, Interim Village Manager**

PRESENTED BY STAFF: Frank K. Rollason, Interim Village Manager

SUBJECT: Police Locker Room Change Order

RECOMMENDATION:

It is recommended that the Village Commission approve the expenditure of budgeted funds for the revisions to the police department locker room and restrooms as required by the Florida Building Code.

BACKGROUND:

The Village entered into a lease agreement with Causeway Towers, LLC for rental of the third floor of the building at 1666 Kennedy Causeway. Section 9 of the lease agreement identifies additional modifications to the space to be occupied for the police department locker room and restrooms. The lease agreement estimated the cost at $29,000 with the provision that the Village would be responsible for any additional costs.

15A(1)

The property manager for Causeway Towers, LLC, has officially notified the Village that there will be an additional cost of $11,000 above the $29,000. The property manager stated that the reason for the large change order is due to the Florida Building Code requirement that the facility include both male and female handicapped facilities. That requirement was not anticipated when the $29,000 price was provided. These facilities must be constructed per the building code for the police to occupy this portion of the rented space.

FINANCIAL IMPACT:

The total cost of the change order is $11,000 per the attached letter from the property manager. The Village must approve this change order before their contractor can apply for a building permit for the renovations.

BUGETARY IMPACT (Finance Dept):

The funding for this project can be approved from the $122,000 in the FY 2013 budget for the expenses of relocating Village Hall from 1700 Kennedy Causeway to 1666 Kennedy Causeway. The final moving and relocation expenses along with the additional rent payments, lease modification and environmental inspections totaled $108,962 through September 30, 2013. This also includes the cleaning of the former Village Hall and some renovation to the new space at Causeway Towers.

There may still be some small invoices that have not been submitted but, there will be around $13,000 remaining of the budget amount. Any funds that remain unspent in this account will go into the Fund Balance of the FY 2013 General Fund to come forward to FY 2014 Fund Balance.

The funding for this project as a whole was budgeted in FY 2013 and the current lease with Causeway Towers obligates the Village to pay the $11,000. This is a term of the lease agreement and can be approved by a motion to authorize the Village Manager to pay the change order for an amount not to exceed $11,000.

PERSONNEL IMPACT:

This will allow the entire police department personnel to have fully functional restrooms and locker room. They have worked around this hardship since early March 2013, and it will provide a major improvement in their working conditions.

15A(2)

OFFICIAL MINUTES

REGULAR VILLAGE COMMISSION MEETING
TREASURE ISLAND ELEMENTARY SCHOOL

NORTH BAY VILLAGE
1700 KENNEDY CAUSEWAY, 132
NORTH BAY VILLAGE, FL 33141

April 9, 2013

7:30 P.M.

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1. **CALL TO ORDER**

Mayor Connie Leon-Kreps called the meeting to order at 7:34 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present were the following:

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

Interim Village Manager Jenice Rosado
Village Attorney Nina Boniske
Assistant Village Attorney Kathy Mehaffey
Finance Director Bert Wrains
Police Chief Robert Daniels
Public Works Director Rodney Carrero
Village Clerk Yvonne P. Hamilton

16A(1)

2. PROCLAMATIONS AND AWARDS

1. COMMUNICATIONS DISPATCH PERSONNEL

Lieutenant Brian Collins read a letter into the record recognizing National Communications Week.

2. CHRISTOPHER ROBINSON – LIFE SAVING AWARD

Mr. Robinson was presented with an award for rescuing a drowning man from the bay on January 27, 2013.

3. RESIDENT JORGE BRITO

Mayor Connie Leon-Kreps recognized Mr. Brito for his dedication to the community for assisting the Village with finding alternate office space.

A. SPECIAL PRESENTATIONS: KEEFE MCCULLOUGH QUARTERLY FINANCIAL REPORT

Ken Smith, of Keefe McCullough, presented the quarterly financial report.

B. ADDITIONS AND DELETIONS

Item 11E was added to the agenda.

3. BOARD REPORTS

A. BUSINESS DEVELOPMENT ADVISORY COMMITTEE

A report was not presented.

16A(2)

B. YOUTH AND EDUCATION SERVICES BOARD

Chair Kevin Vericker reported on the possibility of postponing the Clothesline Art Show to April 26, 2013 in the event of bad weather. He further discussed items addressed by the Board at its April 3 meeting, such as planting of trees for Arbor Day, a Scout Program for adolescent kids, and a program for special needs children, and the creation of a Master Recreation Plan. The next Board Meeting was announced for the first Monday of May.

C. PLANNING & ZONING BOARD

Chair Reinaldo Trujillo reported on the March 19, 2013 Board Meeting where a request for a variance by William Webb of 1357 Bay Terrace was approved by a vote of 3-1 and a request to use compact parking spaces for the Blu project was approved with certain conditions.

4. PUBLIC SAFETY DISCUSSION

Lieutenant Brian Collins presented the report.

5. COMMISSIONERS' REPORTS

Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jorge Gonzalez, and Commissioner Wendy Duvall provided reports.

6. VILLAGE ATTORNEY'S REPORT

Village Attorney Nina Boniske informed the Commission that a Conflict of Interest Waiver would be required from the Village in order for her to work on renewing the FPL Franchise Agreement, since her firm previously had previously represented the company. FPL had already granted a waiver.

Mayor Connie Leon-Kreps made a motion waiving any conflict of interest with the Village Attorney preparing the Franchise Agreement with FPL. Commissioner Richard Chervony seconded the motion which was adopted on a unanimous roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, and Mayor Connie Leon-Kreps all voting Yes.

7. **VILLAGE MANAGER'S REPORT**

A. Finance Report

Finance Director Bert Wrains presented the report.

Village Manager Dennis Kelly reported that an agreement was being negotiated with ATS and the agreement with CAP was being changed to address the compensation;

8. **GOOD & WELFARE AT APPROXIMATELY 8:30 P.M.**

The following addressed the Commission: Jane Blake, of 7601 Coquina Drive, Ann Bakst, of 1865 Kennedy Causeway, and Reinaldo Trujillo, of 7601 East Treasure Drive.

9. **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, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO LAW ENFORCEMENT MUTUAL AID AGREEMENTS WITH THE CITY OF NORTH MIAMI BEACH, THE VILLAGE OF EL PORTAL, THE TOWN OF SURFSIDE, THE TOWN OF GOLDEN BEACH; AND THE CITY OF SUNNY ISLES BEACH; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER JENICE ROSADO)***

B. **A RESOLUTION OF THE NORTH BAY VILLAGE COMMISSION PROCLAIMING 2013 AS THE 500TH ANNIVERSARY OF THE EUROPEAN DISCOVERY OF FLORIDA; SETTING AN EFFECFTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)***

16A(4)

C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, PROCLAIMING THE MONTH OF APRIL AS WATER CONSERVATION MONTH; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)***

D. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, DECLARING MAY 25TH AS NATIONAL MISSING CHILDREN'S DAY AND EXPRESSING SUPPORT FOR THE NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN'S TAKE 25 CAMPAIGN; PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)***

E. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, PROCLAIMING APRIL 17, 2013 AS MILITARY FAMILY AND COMMUNITY COVENANT DAY; AND PROVIDING AN EFFECTIVE DATE.**

Commissioner Jorge Gonzalez made a motion approving the Consent Agenda Items. The motion was seconded by Mayor Connie Leon-Kreps and adopted by a unanimous vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall and Commissioner Jorge Gonzalez.

The following item was removed from the Consent Agenda by Commissioner Richard Chervony and considered separately by the Commission.

F. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE VILLAGE AND PETERSON'S HARLEY-DAVIDSON OF MIAMI, L.L.C., FOR THE LEASE AND MAINTENANCE OF A POLICE MOTORCYCLE; WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 36.25 OF THE VILLAGE CODE FOR THIS AGREEMENT; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER JENICE ROSADO)***

The Village Clerk read the resolution by title.

Commissioner Jorge Gonzalez made a motion approving the Resolution. The motion was seconded by Mayor Connie Leon-Kreps and adopted by a unanimous 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.

10. **PLANNING & ZONING CONSENT AGENDA**

There were no Planning & Zoning Consent Agenda items.

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

A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE SUBMITTAL OF AN APPLICATION FOR FINANCIAL ASSISTANCE UNDER THE FLORIDA FISH & WILDLIFE CONSERVATION COMMISSION FLORIDA BOATING IMPROVEMENT PROGRAM FOR DESIGN AND PLANNING OF THE DR. PAUL VOGEL COMMUNITY PARK RECREATIONAL BOAT DOCK; PROVIDING CERTIFICATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER JENICE ROSADO)***

16A(6)

The Village Clerk read the Resolution by title.

The Village Grant Writer Leekesha Davis made a presentation regarding the proposed grant application.

The Mayor opened the floor to public comments.

The following addressed the Commission: Kevin Vericker, of 7520 Hispanola Avenue, Mario Garcia, of 7540 Hispanola Avenue, Nancy Sonnett-Selwyn, of 7512 Cutlass Avenue, Robert Rainer, of 7941 West Drive, Gudrin Volker, of 7517 Cutlass Avenue, and Mrs. Barnes of, 1625 Kennedy Causeway.

Commissioner Wendy Duvall made a motion denying the Resolution to move forward with the grant application subject to budget restraint and to revisit the matter once the funds were available. The motion was seconded by Vice Mayor Eddie Lim and adopted by a 3-2 roll call vote. The vote was as follows: Commissioner Richard Chervony, Vice Mayor Eddie Lim and Commissioner Wendy Duvall all voting Yes. Mayor Connie Leon-Kreps and Commissioner Jorge Gonzalez voted No.

B. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE 2013 FISCAL YEAR GENERAL OPERATING BUDGET BY CREATING AN "ASSIGNED FOR FY 2013 EXPENDITURES" LINE ITEM IN THE AMOUNT OF $200,000 WITHIN THE FUND BALANCE OF THE GENERAL FUND; AUTHORIZING THE VILLAGE MANAGER TO CARRY OUT THE PROVISIONS OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)***

The Village Clerk read the Resolution by title.

Mayor Connie Leon-Kreps opened the floor to public comments.

The following addressed the Commission: Reinaldo Trujillo, of 7601 East Treasure Drive and Mario Garcia, of 7540 Hispanola Avenue.

Commissioner Richard Chervony made a motion to approve the Resolution. The motion was seconded by Vice Mayor Eddie Lim and failed by a 3-2 roll call vote. The vote was as follows: Commissioner Wendy Duvall Commissioner Jorge Gonzalez, and Mayor Connie Leon-Kreps all voting No. Commissioner Richard Chervony and Vice Mayor Eddie Lim voted Yes.

C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, REVISING THE NORTH BAY VILLAGE COMMISSION MEETING AND AGENDA PROCEDURES TO PROVIDE FOR TWO COMMISSION MEETINGS PER MONTH; AND PROVIDING AN EFFECTIVE DATE *(INTRODUCED BY COMMISSIONER RICHARD CHERVONY)***

The Village Clerk read the Resolution by title.

The Mayor opened the floor to public comments.

The following addressed the Commission: Nancy Sonnett-Selwyn, 7512 Cutlass Avenue, Reinaldo Trujillo, 7601 East Treasure Drive, Kevin Vericker, 7520 Hispanola Avenue, Mario Garcia, 7540 Hispanola Avenue, and Gudrin Volker, of 7517 Cutlass Avenue.

No action was taken on the item.

Item 12A was heard next on the agenda.

12A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF FLORIDA, APPROVING A REQUEST BY CLPF-NBV, L.P. 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; AND PROVIDING FOR AN EFFECTIVE DATE. – <u>PUBLIC HEARING</u>**

The Village Clerk read the request into the record.

Assistant Village Attorney Kathy Mehaffey read the provisions for conduct of quasi-judicial public hearings and asked the Board Members to disclose any ex-parte communication regarding the request.

The members of the Commission disclosed that there was no exparte communication regarding the item.

The Village Planner Jim LaRue made a presentation on the item.

Steve Wernick, of Akerman Senterfitt, addressed the Commission on behalf of the request.

The Mayor opened the Public Hearing.

Reinaldo Trujillo addressed the Commission.

The Mayor closed the public hearing.

Mayor Connie Leon-Kreps made a motion to approve the request with the following conditions:

1. Submittal of a modified Site Plan by the Applicant, which will be reviewed by Village staff and determined to be in conformance with the Village Land Development Regulations. No required parking spaces will be removed.

2. Acceptance by the Village Manager of the administrative approval process for this modification.

3. Cost recovery charges 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.

4. If parking spaces are ever assigned, a minimum of one standard size parking space shall be assigned to each unit.

The motion was seconded by Commissioner Jorge Gonzalez and adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, and Mayor Connie Leon-Kreps all voting Yes.

D. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE 2013 FISCAL YEAR GENERAL OPERATING BUDGET BY TRANSFERRING $50,000 FROM THE GENERAL FUND UNASSIGNED FUND BALANCE TO THE PROFESSIONAL SERVICES EXPENSE ACCOUNT IN THE GENERAL SERVICES DEPARTMENT OF THE GENERAL FUND; AUTHORIZING THE VILLAGE MANAGER TO CARRY OUT THE AIMS OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER JENICE ROSADO)***

Item 12D was deferred to the next Commission Meeting.

E. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE 2013 FISCAL YEAR GENERAL OPERATING BUDGET BY TRANSFERRING $25,000 FROM THE GENERAL FUND RESERVE ACCOUNT TO THE SPECIAL EVENT LINE ITEM OF THE GENERAL OPERATING ACCOUNT; AUTHORIZING THE VILLAGE MANAGER TO CARRY OUT THE AIMS OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER JENICE ROSADO)***

Item 11E was deferred to the next Commission Meeting.

16A(10)

F. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING AMENDMENT NO. 2 TO THE CLEAN WATER STATE REVOLVING FUND CONSTRUCTION LOAN AGREEMENT, NO. WW803060, BETWEEN THE VILLAGE AND THE STATE OF FLORIDA, DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE FORCE MAIN REHABILITATION DESIGN-BUILD PROJECT PERTAINING TO THE PROJECT COST AND LOAN REPAYMENT; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AMENDMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER JENICE ROSADO)***

The Village Clerk read the Resolution by title.

Commissioner Jorge Gonzalez made a motion to approve the Resolution. The motion was seconded by Mayor Connie Leon-Kreps and adopted by a unanimous 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. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PURCHASE AND INSTALLATION OF A PRE-FABRICATED PUBLIC RESTROOM BUILDING FOR DR. PAUL VOGEL COMMUNITY PARK FROM PUBLIC RESTROOM COMPANY, INC.; WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 36.25 OF THE VILLAGE CODE FOR THIS AGREEMENT; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE PURCHASE AND ALL NECESSARY PREPARATION OF THE SITE; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY INTERIM VILLAGE MANAGER JENICE ROSADO)***

The Village Clerk read the Resolution by title.
Public Works Director Rodney Carrero Santana presented the item.

The Mayor opened the floor to public comments. There were no speakers.

Commissioner Richard Chervony made a motion approving the Resolution. The motion was seconded by Mayor Connie Leon-Kreps and adopted by a unanimous 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.

12. **PUBLIC HEARINGS INCLUDING ORDINANCES FOR SECOND READING**

A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF FLORIDA, APPROVING A REQUEST BY CLPF-NBV, L.P. 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; AND PROVIDING FOR AN EFFECTIVE DATE. – PUBLIC HEARD**

This item was heard earlier in the agenda.

B. **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 RESIDENCE AT 1357 BAY TERRACE TO PERMIT A 15-FOOT FRONT YARD SETBACK WHERE 20 FEET IS REQUIRED BY CODE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. – PUBLIC HEARING**

The Village Clerk read the Resolution by title.

Assistant Village Attorney Kathy Mehaffey read the provisions for conduct of quasi-judicial public hearings and asked the Board Members to disclose any ex-parte communication regarding the request.

The Commission disclosed that there was no exparte communication regarding the item.

The Village Planner Jim LaRue made a presentation on the request. He informed the Commission that the Planning & Zoning Board had recommended a 3-foot setback Variance.

The Village Clerk swore in those individuals who testified.

The applicant Mr. William Webb addressed the Commission.

The Mayor opened the public hearing and there were no speakers. Commissioner Jorge Gonzalez made a motion approving the grant of a 3-foot variance with the following conditions:

1. The variance approval is specifically limited to the site plan attached hereto as Exhibit 1, provided at the April 9, 2013 Village Commission Public Hearing showing a minimum front yard setback of 17 feet, as modified by this approval, said final site plan and building permits being subject to review by the Village Planner for consistency with this approval.

2. Cost recovery charges 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.

3. The Applicant shall obtain a building permit for all requests approved herein within one 1 year of the date of this approval. If a building permit is not obtained or an extension granted within the prescribed time limit then this approval shall become null and void.

The motion was seconded by Mayor Connie Leon-Kreps and adopted by a unanimous 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.

C. **AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, MENDING CHAPTER 94 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED, "GARBAGE, TRASH AND WEEDS" TO REGULATE COMMERCIAL CONTAINERS AND DISPOSAL REQUIREMENTS; AMENDING SECTION 153.04 ENTITLED "SCHEDULE OF CIVIL PENALTIES" TO ADDRESS VIOLATIONS OF CHAPTER 94 RELATED TO GARBAGE, TRASH AND WEEDS; AMENDING SECTION 155.18 TO PROVIDE ADDITIONAL STANDARDS FOR DUMPSTER SCREENING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE VILLAGE CODE; AND PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)*** **– SECOND READING/PUBLIC HEARING**

Item 12C was deferred to the next Commission Meeting.

13. **UNFINISHED BUSINESS** ***(CONTINUED FROM FEBRUARY 12, 2013 VILLAGE COMMISSION MEETING)***

14B. ADVISORY BOARDS/COMMITTEES ***(MAYOR CONNIE LEON-KREP)***

Item 14B was deferred to the next Commission Meeting.

14C. VILLAGE SUPERMARKET ***(COMMISSIONER JORGE GONZALEZ)***

Item 14C was deferred to the next Commission Meeting.

14D. NORTH BAY VILLLAGE SCHOLARSHIP PROGRAM ***(COMMISSIONER JORGE GONZALEZ)***

Item 14D was deferred to the next Commission Meeting.

16A(14)

14F. GUARD GATES *(TREASURE ISLAND STREET CLOSURE) (MAYOR CONNIE LEON-KREPS)*

Item 14F was deferred to the next Commission Meeting.

14G. Village Newsletter.

Item 14G was deferred to the next meeting.

15. APPROVAL OF MINUTES

A. SPECIAL COMMISSION MEETING – 01/15/2013
B. REGULAR COMMISSION MEETING–01/08/2013
C. SPECIAL COMMISSION MEETING – 12/03/2012
D. REGULAR COMMISSION MEETING–12/11/2012
E. SPECIAL COMMISSION MEETING – 12/18/2012
F. SPECIAL COMMISSION MEETING – 11/16/2012

Item 15 was deferred to the next Commission Meeting.

14. NEW BUSINESS

A. POPULATION - SPECIAL NEEDS CHILDREN *(COMMISSIONER JORGE GONZALEZ)*

Item 14A was deferred to the next Commission Meeting.

B. CITY HALL COMPLEX *(COMMISSIONER RICHARD CHERVONY)*

Item 14B was deferred to the next Commission Meeting.

C. COMPENSATION FOR INTERIM VILLAGE MANAGER *(COMMISSIONER JORGE GONZALEZ)*

Commissioner Wendy Duvall made a motion approving a 15% increase for Interim Village Manager Jenice Rosado. The motion was seconded by Commissioner Jorge Gonzalez and 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.

16A(15)

D. ADVERTISEMENT – PERMANENT VILLAGE MANAGER

Commissioner Jorge Gonzalez made a motion to direct staff to advertise for a permanent Village Manager. The motion was seconded by Mayor Connie Leon-Kreps and adopted by a 4-1 roll call vote. Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Wendy Duvall, and Commissioner Jorge Gonzalez all voting Yes. Commissioner Richard Chervony voted No.

15. ADJOURNMENT

The meeting adjourned at 11:38 p.m.

Prepared: Yvonne P. Hamilton, CMC

Adopted by the City of North Bay Village on

this _____ day of _____.

_____

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.)

OFFICIAL MINUTES

SPECIAL VILLAGE COMMISSION MEETING
CAUSEWAY TOWER, 3RD FLOOR
1666 KENNEDY CAUSEWAY

April 1, 2013

6:00 P.M.

---

1. **CALL TO ORDER.**

The meeting was called to order by Mayor Connie Leon-Kreps at 6:12 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present at Roll Call were Commissioner Richard Chervony, Vice Mayor Eddie Lim, Mayor Connie Leon-Kreps, Commissioner Jorge Gonzalez, and Commissioner Wendy Duvall. As a quorum was determined to be present, the meeting commenced.

Also present were: Village Manager Dennis Kelly, Village Attorney Nina Boniske, Deputy Village Manager/HR Director Jenice Rosado, Public Works Director Rodney Carerro Santana, Finance Director Bert Wrains, Lieutenant James McCready and Village Clerk Yvonne P. Hamilton.

Mr. Kelly left the meeting at 6:16 p.m. His legal counsel, Lynn Danheisser, was present on his behalf.

16B(1)

4. **RESOLUTIONS**

A. **A RESOLUTION OF THE VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, TERMINATING THE EMPLOYMENT AGREEMENT BETWEEN DENNIS KELLY AND NORTH BAY VILLAGE; AUTHORIZING THE MAYOR TO EXECUTE A SEVERANCE AND GENERAL RELEASE AGREEMENT ON BEHALF OF THE VILLAGE; AUTHORZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)***

The Village Clerk read the Resolution by title.

Village Attorney Nina Boniske discussed the Severance Agreement.

Finance Director Bert Wrains discussed the financial impact of the severance package.

The Mayor opened the floor to public comments.

The following addressed the Commission: Al Coletta, business owner of 7904 West Drive, Fane Lozman, of 7914 West Drive, Jorge Brito, of 1865 Kennedy Causeway, Scott Greenwald, developer of 1700 Kennedy Causeway, Alvin Blake, of 7601 Coquina Drive, Ann Bakst, of 1865 Kennedy Causeway, Tim Oregan, of Treasure Island, Mario Garcia, of 7540 Hispanola Avenue, Kevin Vericker, of 7520 Hispanola Avenue, and Reinaldo Trujillo, of 7601 Treasure Drive, Elaine Beutel, of 7533 Hispanola Avenue, Max Crown, of 1640 S. Treasure Drive, and Nancy Sonnett-Selwyn, of 7512 Cutlass Avenue.

The members of the Commission discussed their dissatisfaction with Mr. Kelly's job performance.

Commissioner Jorge Gonzalez made a motion to approve the Resolution. Vice Mayor Eddie Lim seconded the motion which was adopted by a unanimous 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.

16B(2)

B. **A RESOLUTION OF THE VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPOINTING AN INTERIM VILLAGE MANAGER; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)***

The Village Clerk read the Resolution by title.

Commissioner Wendy Duvall made a motion to appoint Deputy Village Manager/HR Director as the Interim Village Manager.

The following addressed the Commission: Fane Lozman, of 7914 West Drive, Mario Gonzalez, Kevin Vericker, Jorge Brito, Scott Greenwald, Al Coletta, and Nancy Sonnett-Selwyn.

Commission Richard Chervony seconded the motion which was adopted by a unanimous 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.

Finance Director Bert Wrains clarified that the total impact of Mr. Kelly's severance package was $57,789.

5. **ADJOURNMENT**

The meeting adjourned at 6:25 p.m.

Prepared and submitted by: Yvonne P. Hamilton, CMC, Village Clerk

Adopted by the North Bay Village Commission on

this _____ day of _____.

_____

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.)

16B(3)

OFFICIAL MINUTES

REGULAR VILLAGE COMMISSION MEETING
TREASURE ISLAND ELEMENTARY SCHOOL

NORTH BAY VILLAGE
1700 KENNEDY CAUSEWAY, 132
NORTH BAY VILLAGE, FL 33141

March 12, 2013

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 proceedings.

PLEDGE OF ALLEGIANCE

Developer Scott Greenwald 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

16 C(1)

Village Manager Dennis Kelly
Village Attorney Nina Boniske
Assistant Village Attorney Kathy Mehaffey
Finance Director Bert Wrains
Police Chief Robert Daniels
Public Works Director Rodney Carrero
Village Clerk Yvonne P. Hamilton

2. PROCLAMATIONS AND AWARDS

A. SPECIAL PRESENTATIONS

There were no special presentations.

B. ADDITIONS AND DELETIONS

Commissioner Richard Chervony made a motion to add an item to the agenda as 11C. Vice Mayor Eddie Lim seconded the motion, which carried unanimously on a roll call vote.

3. BOARD REPORTS

A. BUSINESS DEVELOPMENT ADVISORY BOARD

A report was not presented.

B. YOUTH AND EDUCATION SERVICES BOARD

Chair Kevin Vericker announced a Children Art Show for April 5, 2013 in conjunction with the Farmer's Market. Mr. Vericker discussed items addressed by Board for more parents' participation in the Treasure Island PTA, update on a Recreation Master Plan for the Village, a draft IB agreement, a recreational service newsletter, activating the PAL program, and other recreational programs for the Village. The Board Meetings were scheduled for the first Monday of the month.

16C(2)

C. PLANNING & ZONING BOARD

Vice Chair Reinaldo Trujillo announced the next Board Meeting for March 19, 2013 and reminded the Commission of the need to review the Zoning Code.

4. PUBLIC SAFETY DISCUSSION

Chief Robert Daniels presented the safety report.

5. COMMISSIONERS' REPORTS

Commissioner Duvall, Vice Mayor Lim, Commissioner Gonzalez, and Mayor Connie Leon-Kreps presented reports.

6. VILLAGE ATTORNEY'S REPORT

The Village Attorney and Finance Director Bert Wrains provided an update on the environmental issue at Village Hall.

7. VILLAGE MANAGER'S REPORT

A. Finance Report

There was no financial report.

Village Manager Dennis Kelly reported on an air quality issue at the Lexi office which resulted in employees becoming sick and forcing the Village Administrative Offices to temporarily relocate to the Causeway Tower at 1666 Kennedy Causeway, Suites 208, 209, and 210.

8. GOOD & WELFARE AT APPROXIMATELY 8:30 P.M.

The Mayor opened the Good and Welfare session at 8:30 pm.

16C(3)

The following addressed the Commission: Reinaldo Trujillo, of 7601 East Treasure Drive, Jorge Brito, of 1865 Kennedy Causeway, Scott Greenwald, of 1700 Kennedy Causeway, Dulce Noguera, of 7512 Hispanola Avenue, Kevin Vericker, of 7520 Hispanola Avenue, and Ann Bakst, of 1865 Kennedy Causeway.

Doris Acosta, of 1790 South Treasure Drive and President of the Optimist Club announced a pet festival at Treasure Island Elementary School on May 11, 2013 from 1:00 to 5:00 p.m.

9. **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, APPROVING THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND NORTH BAY VILLAGE FOR THE DEVELOPMENT AND IMPLEMENTATION OF AN INTERFACE FOR THE VILLAGES PARTICIPATION IN A COUNTYWIDE PRISONER PROCESSING PROJECT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE VILLAGE; AND PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

Commissioner Richard Chervony made a motion approving the Consent Agenda item. The motion was seconded by Mayor Connie Leon-Kreps and adopted by a unanimous 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.

10. **PLANNING & ZONING CONSENT AGENDA**

No Items.

16C(4)

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

A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA APPROVING THE SUBMITTAL OF AN APPLICATION FOR FINANCIAL ASSISTANCE UNDER THE FLORIDA INLAND NAVIGATION DISTRICT 2013 WATERWAYS ASSISTANCE PROGRAM FOR DEVELOPMENT OF THE NORTH BAY VILLAGE BAYWALK; PROVIDING CERTIFICATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the Resolution by title.

Village Manager Kelly discussed the request for $500,000 to construct the baywalk. Following discussion on funding for the project, a new Village Hall as a development priority, and identifying the necessary easements for the boardwalk, it was the consensus of the Commission to put the project on hold, and concentrate on the development of the new Village Hall. The Village Manager withdrew the application as the sponsor.

B. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA APPROVING AN AGREEMENT BETWEEN CARLOS ALVES AND NORTH BAY VILLAGE FOR COMMISSIONING OF NATURE SIGNAGE AT DR. PAUL VOGEL PARK AS REQUIRED UNDER THE SAFE NEIGHBORHOOD PARKS GRANT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE VILLAGE; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the Resolution by title.

A motion was made by Mayor Connie Leon-Kreps to approve the Resolution. The motion was seconded by Vice Mayor Eddie Lim and adopted by a 4-1 voice vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Wendy Duvall, Commissioner Jorge Gonzalez, an Mayor Connie Leon-Kreps all voting Yes. Commissioner Richard Chervony voted No.

16C(5)

C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, MAKING A FINDING OF AN EMERGENCY PERTAINING TO THE USE OF VILLAGE HALL; APPROVING A LEASE AGREEMENT BETWEEN THE VILLAGE AND CAUSEWAY TOWER, LLC. FOR THE TEMPORARY LEASING OF OFFICE SPACE LOCATED AT 1666 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA; WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 36.25 OF THE VILLAGE CODE FOR THE LEASE AGREEMENT AND FOR ANY OTHER DIRECTLY RELATED PURCHASES; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL STEPS NECESSARY TO IMPLEMENT THE TERMS OF THE LEASE AGREEMENT AND TEMPORARY RELOCATION OF VILLAGE HALL; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE LEASE AGREEMENT AND OTHER RELATED PURCHASE AGREEMENTS; BUDGETING AND APPROPRIATING FUNDS; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the Resolution by title.

Commissioner Richard Chervony made a motion to approve the Resolution with an amendment to Section 6 that the $ 15,000 be appropriated from the Reserve Fund since the situation qualifies as an emergency. Commissioner Wendy Duvall seconded the motion which was adopted by a unanimous 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.

12. **PUBLIC HEARINGS INCLUDING ORDINANCES FOR SECOND READING**

There were no items for public hearing or ordinances for second reading.

13. **UNFINISHED BUSINESS**

There was no unfinished business.

16 C(6)

14. NEW BUSINESS

There was no new business.

15. ADJOURNMENT

The meeting adjourned at 10:02 p.m.

Respectfully submitted:

Yvonne P. Hamilton, CMC, Village Clerk

Adopted by the North Bay Village Commission on

this _____ day of _____.

_____

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.)

16C(7)

OFFICIAL MINUTES

SPECIAL VILLAGE COMMISSION MEETING

NORTH BAY VILLAGE
1700 KENNEDY CAUSEWAY, #132
NORTH BAY VILLAGE, FL 33141

FEBRUARY 28, 2013

7:30 P.M.

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1. **CALL TO ORDER.**

The meeting was called to order by Mayor Connie Leon-Kreps at 7:35 p.m., and she read the rules of conduct for the proceeding.

2. **PLEDGE OF ALLEGIANCE**

Manny Reyes with the office of Gomez Barker Associates, Village Lobbyist, led the pledge of allegiance.

3. **ROLL CALL**

Present at Roll Call were Commissioner Richard Chervony, Vice Mayor Eddie Lim, and Mayor Connie Leon-Kreps. As a quorum was determined to be present, the meeting commenced.

Commissioner Jorge Gonzalez arrived at the meeting at 6:40 p.m.

Commissioner Wendy Duvall was absent.

Also present were: Village Manager Dennis Kelly, Assistant Village Attorney Kathy Mehaffey, Finance Director Bert Wrains, Lieutenant Brian Collins, and Village Clerk Yvonne P. Hamilton.

Mayor Connie Leon-Kreps made a motion to hear Item 5 prior to Item 4. Vice Mayor Eddie Lim seconded the motion. The motion was approved by a 3-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Richard Chervony, and Mayor Connie Leon-Kreps all voting Yes.

16DD

5. **RESOLUTION**

A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, DECLARING SUPPORT FOR SENATE BILL 1002 AND HOUSE BILL 739 PROPOSING CHANGES TO SECTION 287.055, FLORIDA STATUTE, ALSO KNOWN AS "THE CONSULTANTS COMPETITIVE NEGOTIATION ACT" OR "CCNA"; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the Resolution by title.

Village Manager Dennis Kelly discussed the Resolution pertaining to the Florida Consulting Competitive Negotiation Act (CCNA) bidding process in regards to procurement of professional architecture, engineering, landscaping architecture, and surveying which would allow an agency to request to request firms to submit a compensation plan for the proposed work and to select multiple firms for a single project in an effort to create the best value for the agency.

Manny Reyes was present on behalf of the Village's lobbyist, Fausto Gomez, and made a short presentation on the item.

Commissioner Richard Chervony made a motion to approve the Resolution. Mayor Connie Leon-Kreps 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.

4. **LEGISLATIVE PRIORITIES**

Mr. Reyes discussed the following priorities:

LEGISLATION

- *Wireless Communications Devices While Driving*
  North Bay Village **supports/opposes/will monitor** CS/SB52 by Senator Nancy Detert and its companion legislation HB13 by Representative Doug Holder that is commonly known as the "Florida Ban on Texting While Driving Law." The bill is modeled after a Sample Law developed by the United States Department of Transportation and a cross-section of safety and industry organizations.

16D(2)

It would prohibit the operation of a motor vehicle while manually typing or entering multiple letters, numbers, symbols, or other text in a handheld wireless communication device, or sending or reading data in the device, for the purpose of non-voice interpersonal communication.

The legislation makes exceptions for emergency workers performing official duties, reporting emergencies or suspicious activities, and for receiving various types of navigation information, emergency traffic data, radio broadcasts, and autonomous vehicles. The bill also makes an exception for interpersonal communications that can be conducted without the need to manually type messages. The prohibition is enforceable as a secondary offense. A first violation is punishable as a nonmoving violation, with a fine of $30 plus court costs which vary by county. A second violation committed within 5 years of the first is a moving violation punishable by a $60 fine plus court costs.

North Bay Village also supports the other approaches to banning texting while driving that are incorporated in SB708 by Senator Darrin Soto, SB152 by Senator Thad Altman, SB396 by Senator Joe Abruzzo, and HB61 by Representative Irv Slosberg. These mostly with prohibit drivers under 18 years of age from engaging in this practice.

Commissioner Richard Chervony, Vice Mayor Eddie Lim, and Mayor Connie Leon-Kreps expressed support for the above legislative priority. Commissioner Jorge Gonzalez suggested that the issue be monitored.

Florida Retirement System (FRS)
North Bay Village **supports/opposes/will monitor** proposed changes to the FRS making new public employees after January 1st of next year join 401(k)-style investment plans rather than the traditional "defined benefit" pension system.

Commissioner Richard Chervony, Vice Mayor Eddie Lim, Mayor Connie Leon-Kreps and Commissioner Jorge Gonzalez all expressed support for the above legislation.

Citizens Insurance
North Bay Village supports SB96 by Senator Anitere Flores and its companion legislation HB107 by Representative Jose Diaz that would provide restrictions on annual rate increases so that they apply to both new and renewal policies. The Village also supports SB386 by Senator Joe Abruzzo and HB433 by Representative David Richardson that would mandate an Inspector General for Citizens Insurance Company and would classify Citizens Insurance as a state agency.

16D(3)

- *Sober Homes*
  North Bay Village **supports/opposes/will monitor** legislation that defines and establishes minimum regulatory standards for sober home facilities and allows for more stringent local regulation of these facilities. (SB738 by Senator Jeff Clemons)

- *Open Parties* (support)
  North Bay Village **supports/opposes/will monitor** legislation that expands the definition 856.015, F.S., that makes it a second degree misdemeanor for a person who has control of a residence to allow an open house party to take place at such residence if any alcoholic beverage or drug is possessed or consumed at the residence by a minor. The expansion would include vacant structures and open acreage with or without a structure. (HB5 by Representative Ray Pilon)

  It was the consensus of the Commission to support this legislation provided that amendments can be made to protect the absent vacant property owners with minimal to no cost to those property owners.

  Traffic Infraction Devices
  North Bay Village **opposes/supports/will monitor** legislation that would prohibit a local government from utilizing "Red Light Cameras" and/or redirect additional revenues from same to the state. (HB91 by Representative Daphne Campbell)

  Commissioner Richard Chervony, Vice Mayor Eddie Lim, Mayor Connie Leon-Kreps, and Commissioner Jorge Gonzalez all opposed the above legislation. Vice Mayor Eddie Lim suggested that it be monitored.

  Commissioner Richard Chervony made a motion to approve the rest of the legislative package. The motion was seconded by Mayor Connie Leon-Kreps and passed by a unanimous vote. The vote was as follows: Commissioner Jorge Gonzalez, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony.

State Government should focus on state-level issues and allow local governments to operate with minimal state interference. North Bay Village will oppose legislation that increases the involvement of state government in municipal affairs and preempts local governing prerogatives.

For Florida's economy to proper, cities need to succeed. North Bay Village will promote state investments in municipal infrastructure in order to create jobs and promote municipal revitalization. This will include funding for wastewater and storm water improvements, local transportation projects, park and recreational activities, green technologies, and energy-saving initiatives.

16D(4)

State Government should not be allowed to continue disrupting the relationship between citizens and their city elected officials' authority to make decisions impacting the provision of municipal services and quality of life. North Bay Village will oppose additional arbitrary limits on property assessments, municipal expenditures, and local revenues.

State mandates should be funded with state resources and should not seek to access local tax dollars. North Bay Village will oppose unfunded mandates and support policies that require full funding of state initiatives and mandates to cities.

APPROPRIATIONS

North Bay Village supports grant and legislative line item funding that enhances local financial capacity to address water resource and water supply development. The Town further supports enhanced funding of the Water Protection and Sustainability Program within the Department of Environmental Protection for comprehensive water supply infrastructure needs.

1. *Application submitted to the South Florida Water Management District for "North Bay Village Stormwater Outfall Valves" in the amount of $740,000.*

North Bay Village supports grant and legislative line item funding that dedicates to small businesses state economic development resources. Small businesses are the strength of Florida's economy; but they are often overlooked or do not qualify for existing economic development initiatives.

1. *Senator Gwen Margolis will be submitting a budget request to the Transportation and Economic Development Appropriations Subcommittee for "North Bay Village Causeway Redevelopment" at a level of $125,000.*

North Bay Village supports legislative funding of "Local Service Programs" which fund in Miami-Dade and select other counties programs focused on the nutritional needs of low income senior citizens.

1. *North Bay Village will be requesting $50,000 in LSP funds to begin a hot meals program for the elderly. The funds would be distributed by the Alliance for Aging of Miami-Dade and Monroe Counties who will provide technical assistance in the design of same.*

16D(5)

- State Government should focus on state-level issues and allow local governments to operate with minimal state interference. North Bay Village will oppose legislation that increases the involvement of state government in municipal affairs and preempts local governing prerogatives.

- For Florida's economy to proper, cities need to succeed. North Bay Village will promote state investments in municipal infrastructure in order to create jobs and promote municipal revitalization. This will include funding for wastewater and stormwater improvements, local transportation projects, park and recreational activities, green technologies, and energy-saving initiatives.

- State Government should not be allowed to continue disrupting the relationship between citizens and their city elected officials' authority to make decisions impacting the provision of municipal services and quality of life. North Bay Village will oppose additional arbitrary limits on property assessments, municipal expenditures, and local revenues.

- State mandates should be funded with state resources and should not seek to access local tax dollars. North Bay Village will oppose unfunded mandates and support policies that require full funding of state initiatives and mandates to cities.

- *Traffic Infraction Devices*
  North Bay Village **opposes/supports/will monitor** legislation that would prohibit

6. ADJOURNMENT

The meeting adjourned at 7:45 p.m.

Prepared and submitted by: Yvonne P. Hamilton, CMC, Village Clerk

Adopted by the North Bay Village Commission on

this _____ day of _____.

_____
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.)

16D(6)

OFFICIAL MINUTES

REGULAR VILLAGE COMMISSION MEETING

NORTH BAY VILLAGE
1700 KENNEDY CAUSEWAY, #132
NORTH BAY VILLAGE, FL 33141

February 12, 2013

7:30 P.M.

---

1. **CALL TO ORDER.**

The meeting was called to order at 7:34 P.M. by Mayor Connie Leon-Kreps who read the rules of conduct for the proceedings.

PLEDGE OF ALLEGIANCE

North Miami Beach Councilwoman Phyllis Smith led the recitation of the pledge of allegiance to the flag

ROLL CALL

Present were Commissioner Richard Chervony, Vice Mayor Eddie Lim, Mayor Connie Leon-Kreps, Commissioner Jorge Gonzalez, and Commissioner Wendy Duvall. As a quorum was determined to be present, the meeting commenced.

Also present were: Village Manager Dennis Kelly, Village Attorney Nina Boniske, Assistant Village Attorney Kathy Mehaffey, Deputy Village Manager/HR Director Jenice Rosado, Interim Public Works Director Rodney Carrero-Santana, Finance Director Bert Wrains, Acting Police Chief Brian Collins, and Village Clerk Yvonne P. Hamilton.

2. **PROCLAMATIONS AND AWARDS**

A. **SPECIAL PRESENTATIONS**

1. **LEGISLATIVE PRIORITIES**

16E(1)

Village Lobbyist Fausto Gomez reviewed the legislative issues, and it was the consensus of the Commission to hold a Special Meeting to consider the items.

2. **PARTICIPANTS – JR. ORANGE BOWL PARADE**

Participants and sponsors of the 2013 Jr. Orange Bowl Parade were recognized and presented with Certificates of Awards for their participation with the Village's float.

3. **PRESENTATION OF INDEPENDENT AUDIT REPORT FOR FISCAL YEAR 2011-2012 – KEEFE, MCCULLOUGH & CO., LLP**

Kenneth Smith, of Keefe, McCullough & Co., presented the audit report to the Village Commission. Commissioner Duvall suggested that a process be developed to address the deficiencies in internal controls a outlined by Mr. Smith.

11C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA EXTENDING THE ENGAGEMENT OF KEEFE, MCCULLOUGH & CO., LLP, A CERTIFIED PUBLIC ACCOUNTANT, TO CONDUCT THE ANNUAL FINANCIAL AUDIT FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2013; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE NECESSARY DOCUMENTS; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the resolution by title.

Village Auditor Ken Smith confirmed that quarterly audit reports will be provided.

The Mayor opened the floor to public comments.

Resident Jane Blake, of 7601 Coquina Drive, addressed the Commission.

A motion was offered by Commissioner Richard Chervony to approve the resolution. The motion was seconded by Mayor Connie Leon-Kreps and adopted by a unanimous 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.

11D. A RESOLUTION OF THE NORTH BAY VILLAGE COMMISSION APPROVING AN AGREEMENT WITH THE FIRM OF BRYANT MILLER OLIVE TO PROVIDE LEGAL REPRESENTATION AND LEGAL COUNSEL IN LABOR AND EMPLOYMENT MATTERS; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; SETTING AN EFFECTIVE DATE. ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the resolution by title.

Norman Powell, the Village Special Counsel on the matter, presented the item to the Commission.

The Mayor opened the floor to public comments.

Jane Blake, of 7601 Coquina Drive, addressed the Commission.

The Mayor closed the floor to public comments.

Commissioner Gonzalez made a motion to approve the Resolution. The motion was seconded by Commissioner Wendy Duvall and adopted by a 4-1 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 Chervony voted No.

11E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT WITH WEISS SEROTA HELFMAN PASTORIZA COLE & BONISKE, P.L., FOR PROVIDING GENERAL MUNICIPAL AND LAND USE MATTERS; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; SETTING AN EFFECTIVE DATE. ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the resolution by title.

Norman Powell, the Village Special Counsel on the matter, presented the item to the Commission.

Commissioner Gonzalez made a motion to approve the Resolution with an amendment to the agreement to change 30 days to 45 days in Section 5. The motion was seconded by Commissioner Richard Chervony and adopted by a unanimous 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.

B. ADDITIONS AND DELETIONS

Mayor Connie Leon-Kreps removed Item 14E from the agenda as the sponsor.

Mayor Connie Leon-Kreps made a motion to hear Items 11C, 11D, and 11E after Item 3 and to remove Items 9D, 9E, and 9I from the Consent Agenda. Commissioner Jorge Gonzalez seconded the motion and all voted in favor.

Mayor Connie Leon-Kreps made a motion to approve the agenda as amended. Vice Mayor Eddie Lim seconded the motion and all voted in favor.

3. BOARD REPORTS

A. BUSINESS DEVELOPMENT ADVISORY BOARD

Vice Chair Mario Garcia discussed the requests of the committee for the Village's 2008 Marketing Plan, emails of businesses in the Village, review of the street building signage by the Planning & Zoning Board, update on the status of deco bikes, and a digital billboard for the Village. He suggested that the Commission hear a website presentation by Committee Member Henrik Risvang that was previously heard by the Business Development Advisory Committee.

He informed the Commission that the Committee had discussed approaching Channel 7 for a billboard sign to advertise Village events and meetings, which would be no cost to the Village. He advised the Commission that their approval was required in order for the Committee to move forward on the projects.

B. YOUTH AND EDUCATION SERVICES BOARD

Chair Kevin Vericker requested permission from the Village Commission to utilize $150 of the balance of the donations for Jr. Orange Bowl Parade float for an art show. He discussed the low PTA attendance at Treasure Island Elementary School and the Board's plan to address the improvement of parents' participation at their March 4 meeting.

Commissioner Richard Chervony made a motion authorizing the expenditure of $150 for an art show from the balance of the monies contributed for the Jr. Orange Bowl Parade float. Commissioner Wendy Duvall seconded the motion. The motion was approved by a unanimous voice vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, and Commissioner Richard Chervony all voting yes.

C. PLANNING & ZONING BOARD

Chair of the Board, Reinaldo Trujillo, discussed inconsistencies in the Village Code, particularly the parking requirements in Section 152.044 and the need for the Village Commission to appropriate funds to review the Zoning Code.

4. **PUBLIC SAFETY DISCUSSION**

Lieutenant Brian Collins presented the report. He also announced the department's plan to hold its annual Law Enforcement Memorial on March 15, 2013.

Commissioner Chervony reiterated his requests for information on the hiring of a school crossing guard, the re-implementation of the PAAL program, and a plan to address the $300,000 overage in the police budget. He noted that there was diminished code enforcement last month.

5. **COMMISSIONERS' REPORTS**

Commissioner Richard Chervony, Commissioner Wendy Duvall, Vice Mayor Eddie Lim, Commissioner Jorge Gonzalez, and Mayor Connie Leon-Kreps all provided reports.

6. **VILLAGE ATTORNEY'S REPORT**

A report was not provided.

7. **VILLAGE MANAGER'S REPORT**

Village Manager Kelly advised the Commission that the following items will be addressed in March: Deco Bikes, ATS Contract, updating the website. He noted that all of the vacant positions had been filled.

8. **GOOD & WELFARE AT APPROXIMATELY 8:30 P.M.**

The Mayor opened the Good and Welfare session at 8:52 pm.

Ann Bakst, of 1865 Kennedy Causeway, Jane Blake, of 7601 Coquina Drive Gudrin Volker, of 7517 Cutlass Avenue, Kevin Vericker, of 7520 Hispanola Avenue, Mario Garcia, of 7540 Hispanola Avenue, Claire Tomlim, owner of the Farmers' Market, and Benjia Morgenstern, of North Bay Island, addressed the Commission during Good and Welfare.

The session closed at 9:13 p.m.

The Mayor recessed the meeting at 9:28 p.m.

16E(6)

9. **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, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO A LAW ENFORCEMENT MUTUAL AID AGREEMENT WITH THE CITY OF AVENTURA; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

B. **A RESOLUTION OF THE VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE VILLAGE AND CAR2GO N.A., LLC FOR OPERATION OF A ONE- YEAR POINT-TO-POINT CAR SHARING PILOT PROGRAM; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

C. **A RESOLUTION OF THE NORTH BAY VILLAGE COMMISSION RELATING TO EARTH HOUR PARTICIPATION ON MARCH 23, 2013; URGING OTHER MUNICIPALITIES TO REGISTER AND PARTICIPATE IN EARTH HOUR; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)***

F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A CHANGE ORDER TO THE DESIGN BUILD AGREEMENT BETWEEN THE VILLAGE AND METRO EQUIPMENT SERVICE, INC., FOR CONSTRUCTION SERVICES TO CONNECT THE CITY HALL PUMP STATION TO THE VILLAGE'S NEW FORCE MAIN SYSTEM; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE CHANGE ORDER; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE CHANGE ORDER; AND PROVIDING FOR AN EFFECTIVE DATE. *(INTRODUCED BY VILLAGE MANAGER DENNIS W. KELLY)*

G. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROJECT AGREEMENT BETWEEN KIMLEY-HORN AND ASSOCIATES, INC., IN THE AMOUNT OF $19,800, FOR CONSTRUCTION PHASE SERVICES FOR COMPLETION OF THE CITY HALL PUMP STATION FORCE MAIN INSTALLATION PROJECT; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE PROJECT AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE PROJECT AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. *(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)*

H. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA; APPROVING AN AGREEMENT BETWEEN THE VILLAGE AND SFM SERVICES, INC., IN THE AMOUNT OF $261,348, FOR PERFORMING LANDSCAPE MAINTENANCE SERVICES; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND SETTING AN EFFECTIVE DATE. *(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)*

Commissioner Richard Chervony made a motion approving the Consent Agenda items. The motion was seconded by Vice Mayor Eddie Lim and adopted by a unanimous 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.

The following item was removed from the Consent Agenda by Mayor Connie Leon-Kreps and considered separately by the Commission:

The following Items were removed from the Consent Agenda and discussed separately: 9D, 9E and 9I were removed from the Consent Agenda.

D. **A RESOLUTION OF THE NORTH BAY VILLAGE COMMISSION AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH BELLTOWER CONSULTING GROUP, LLC FOR THE PURPOSE OF PROVIDING PROFESSIONAL GRANT WRITING SERVICES; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the resolution by title.

Lakeesha Davis, of Belltower Consulting Group, LLC, addressed the Commission.

The Mayor opened the floor to public comments. There were no speakers.

A motion was offered by Commissioner Richard Chervony to approve the Resolution. The motion was seconded by Mayor Connie Leon-Kreps and adopted by a unanimous 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.

E. **A RESOLUTION OF THE NORTH BAY VILLAGE COMMISSION ADJUSTING THE EMPLOYEES PAY SCALE PLAN TO INCREASE THE PAY GRADE FOR THE DIRECTOR OF PUBLIC WORKS POSITION; SETTING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the resolution by title.

Village Manager Dennis Kelly and Deputy Village Manager/HR Director Jenice Rosado discussed the request to increase the pay scale for the vacant Public Works Director position in order to attract qualified, experienced candidates with a Professional Engineering license. It was the consensus of the Commission not to change the pay scale.

I. **A RESOLUTION OF THE VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE SETTLEMENT OF THE LITIGATION STYLED *DADE COUNTY POLICE BENEVOLENT ASSOCIATION INCORPORATED V. CITY OF NORTH BAY VILLAGE, FLORIDA*, CASE NO. 12-37897CA, FILED IN THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE ANY DOCUMENTS REQUIRED TO SETTLE THE LITIGATION; AUTHORIZING THE VILLAGE ATTORNEY TO EXECUTE AND FILE ANY REQUIRED DOCUMENTS WITH THE COURT TO CONCLUDE THE LITIGATION; APPROVING A BUDGET EXPENDITURE; AND PROVIDING AN EFFECTIVE DATE. *(INTRODUCED BY VILLAGE ATTORNEY, NINA BONISKE)***

The Village Clerk read the resolution by title.

A motion was offered by Commissioner Richard Chervony to approve the Resolution. The motion was seconded by Vice Mayor Eddie Lim and adopted by a unanimous 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.

10. **PLANNING & ZONING CONSENT AGENDA**

There were no planning and zoning items considered by the Commission.

11. ORDINANCES FOR FIRST READING AND RESOLUTIONS

A. **AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 94 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED, "GARBAGE, TRASH AND WEEDS" TO REGULATE COMMERCIAL CONTAINERS AND DISPOSAL REQUIREMENTS; AMENDING SECTION 153.04 ENTITLED "SCHEDULE OF CIVIL PENALTIES" TO ADDRESS VIOLATIONS OF CHAPTER 94 RELATED TO GARBAGE, TRASH AND WEEDS; AMENDING SECTION 155.18 TO PROVIDE ADDITIONAL STANDARDS FOR DUMPSTER SCREENING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE VILLAGE CODE; AND PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)***

The Village Clerk read the ordinance by title.

Interim Public Works Director Rodney Santana Carrero presented the item to the Commission.

The Mayor opened the floor to public comments.

The following addressed the Commission: Mario Garcia, of 7540 Hispanola Avenue, and Reinaldo Trujillo, of 7601 East Treasure Drive, spoke in support of the ordinance.

Commissioner Richard Chervony made a motion approving the ordinance on first reading. The motion was seconded by Vice Mayor Eddie Lim and adopted by a unanimous 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.

B. **A RESOLUTION OF THE VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE FIRST AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN DENNIS KELLY AND NORTH BAY VILLAGE; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE VILLAGE; AND PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)***

The Village Clerk read the resolution by title.

Commissioner Jorge Gonzalez made a motion to approve the resolution. The motion was seconded by Mayor Connie Leon-Kreps and adopted by a unanimous roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Richard Chervony, Commissione4r Wendy Duvall, and Commissioner Jorge Gonzalez all voting Yes.

12. **PUBLIC HEARINGS INCLUDING ORDINANCES FOR SECOND READING**

A. **AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 35 OF THE NORTH BAY VILLAGE CODE ENTITLED "TAXATION AND FINANCE" BY REVISING SECTION 35.03 TO PROVIDE FOR AN ADDITIONAL HOMESTEAD EXEMPTION FOR CERTAIN QUALIFYING SENIOR CITIZENS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY VILLAGE MANAGER DENNIS KELLY)*** **– SECOND READING**

The Village Clerk read the ordinance by title.

Finance Director Bert Wrains presented the item to the Commission.

Mayor Connie Leon-Kreps opened the public hearing. There were no speakers.

A motion was made by Vice Mayor Eddie Lim to approve the ordinance on first reading. The motion was seconded by Commissioner Richard Chervony and adopted by a unanimous 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.

16 E(12)

B. **AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA AMENDING CHAPTER 38 OF THE CODE OF ORDINANCES ENTITLED "CONFLICT OF INTEREST AND CODE OF ETHICS" BY CREATING SECTION 38.36 TO ADD REQUIREMENTS FOR ELECTED OFFICIALS AND ADVISORY BOARDS AND COMMITTEE MEMBERS TO RECEIVE ETHICS TRAINING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE VILLAGE CODE; AND PROVIDING AN EFFECTIVE DATE.** ***(INTRODUCED BY MAYOR CONNIE LEON-KREPS)*** – **SECOND READING**

The Village Clerk read the ordinance by title.

The Mayor opened the public hearing. There were no speakers.

A motion was made by Commissioner Wendy Duvall to approve the ordinance as amended to provide for live ethics training:

D) The Ethics Training required under this section shall be offered through live instructions from the Miami-Dade County Commission on Ethics, the Florida League of Cities, the Florida Institute of Government at any recognized Florida university or any related entity that offers a course covering the statutes and codes specified in Subsection 38-36(B).

Commissioner Jorge Gonzalez seconded the motion which was adopted by a unanimous 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.

13. **UNFINISHED BUSINESS**

A. **A REQUEST BY JOAQUIN RAMIREZ FOR THE COMMISSION'S RECONSIDERATION OF ITS JANUARY 15, 2013 APPROVAL WITH CONDITIONS FOR A SPECIAL USE EXCEPTION UNDER SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR THE OPERATION OF BOAT, JET SKI, KAYAK RENTAL BUSINESS AT COMMERCIAL MARINA AT 7904 WEST DRIVE, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA.**

16EC(13)

The applicant, Joaquin Ramirez, submitted a letter to the Village Clerk withdrawing the item from the agenda.

A motion was made by Vice Mayor Eddie Lim to hear Item 14G next on the agenda. Commissioner Jorge Gonzalez seconded the motion which carried unanimously on a roll call vote.

G. **ELECTRONIC BILLBOARD (*VICE MAYOR EDDIE LIM*)**

Village Manager Dennis Kelly sought approval from the Village Commission for the purchase of a billboard sign to advertise Village events. Jim Crum, of Datronics, made a presentation to the Commission regarding the signs made by his company.

A motion was made by Mayor Connie Leon-Kreps to extend the meeting to 1:00 a.m. The motion was seconded by Vice Mayor Eddie Lim and approved by a unanimous voice vote.

The Mayor opened the floor to public comments.

The following addressed the Commission: Gudrin Volker, of 7517 Cutlass Avenue, and Mario Garcia, of 7540 Hispanola Avenue.

Commissioner Chervony left the meeting at 12:42 a.m.

The Mayor suggested that any signs installed be compatible with the aesthetics of the village, meet the sign standards, be evaluated by the Village Planner and be reviewed for traffic hazards. She suggested that a workshop be held to address the presentation made by FAU on the 79th Street Corridor.

It was the consensus of the Commission to obtain a digital billboard sign.

14. NEW BUSINESS

A. **BUSINESS DEVELOPMENT ADVISORY COMMITTEE REQUEST TO USE EMAIL ADDRESSES ON FILE WITH THE VILLAGE UTILITIES DEPARTMENT TO SEND OUT MESSAGES AND INFORMATION TO VILLAGE RESIDENTS AND BUSINESSES**

16E(14)

Mario Garcia, Vice Chair of the Business Development Advisory Committee, clarified the request for the emails to advertise Village events.

There was no Commission action on the item.

A motion was made by Mayor Connie Leon-Kreps to extend the meeting to 1:30 a.m. The motion was seconded by Vice Mayor and approved by a unanimous voice vote.

B. **ADVISORY BOARDS/COMMITTEES (*MAYOR CONNIE LEON-KREPS*)**

Item 14B was deferred to the next regular Commission Meeting.

C. **VILLAGE SUPERMARKET *(COMMISSIONER GONZALEZ)***

Item 14C was deferred to the next regular Commission Meeting.

D. **NORTH BAY VILLLAGE SCHOLARSHIP PROGRAM *(COMMISSIONER JORGE GONZALEZ)***

Item 14D was deferred to the next regular Commission Meeting.

E. **RESIDENTS' SURVEY *(MAYOR CONNIE LEON-KREPS)***

Mayor Connie Leon-Kreps withdrew the item from the agenda.

F. **GUARD GATES *(TREASURE ISLAND STREET CLOSURE)***

In regards to a previous meeting that was held regarding guard gates, Commissioner Duvall requested that she be invited to meetings held in the future to address guard gates on Treasure Island. Village Manager Dennis Kelly announced that a workshop will be held to discuss the impacts of having guard gates on the island.

H. **WINTER WONDERLAND**

1.) **Commission Action**

Item 14H was deferred to the next Regular Commission Meeting.

16E(15)

15. APPROVAL OF MINUTES

A. SPECIAL COMMISSION MEETING – 01/15/2013
B. REGULAR COMMISSION MEETING–01/08/2013
C. SPECIAL COMMISSION MEETING – 12/03/2012
D. REGULAR COMMISSION MEETING–12/11/2012
E. SPECIAL COMMISSION MEETING – 12/18/2012
F. SPECIAL COMMISSION MEETING – 11/16/2012

Item 15 was deferred to the next Commission Meeting.

16. ADJOURNMENT

The meeting adjourned at 1:58 a.m.
Respectfully submitted:

Yvonne P. Hamilton, CMC, Village Clerk

Adopted by the North Bay Village Commission on

this _____ day of _____.

_____
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.)

165(16)