



North Bay Village

Administrative Offices

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OFFICIAL AGENDA

REGULAR VILLAGE COMMISSION MEETING

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

TUESDAY, OCTOBER 14, 2014

7:30 P.M.

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

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

1. CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

2. A. PROCLAMATIONS AND AWARDS

B. SPECIAL PRESENTATIONS

C. ADDITIONS AND DELETIONS

3. GOOD & WELFARE

4. BOARD REPORTS

A. BUSINESS DEVELOPMENT ADVISORY BOARD

B. CITIZENS BUDGET & OVERSIGHT BOARD

C. COMMUNITY ENHANCEMENT BOARD

D. PLANNING & ZONING BOARD

E. YOUTH & EDUCATION SERVICES BOARD

5. PUBLIC SAFETY DISCUSSION

6. COMMISSIONERS' REPORTS

7. VILLAGE ATTORNEY'S REPORT

1.) 7904 West Drive Penthouse Units

8. VILLAGE MANAGER'S REPORT

Grant Writer's Report

9. FINANCE REPORT

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

A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO A MUTUAL AID AGREEMENT WITH THE SCHOOL BOARD OF MIAMI-DADE COUNTY FOR VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE BETWEEN THESE AGENCIES; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)

The proposed Resolution will allow for the sharing of law enforcement resources and rendering of assistance between the agencies.

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN APPLICATION FOR TRANSMISSION AND DISTRIBUTION WATER LINES PROJECT; AUTHORIZING THE LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will authorize a loan application to the Florida Department of Environmental Protection for \$240,000 funding for improvements to the Village's Water Main and Distribution System.

- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN APPLICATION FOR THE WASTEWATER SYSTEM PROJECT; AUTHORIZING THE LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will authorize a loan application to the Florida Department of Environmental Protection for \$100,000 to rehabilitate the Village's Sanitary Sewer System.

- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN APPLICATION FOR WATER METER AND SERVICE LINE REPLACEMENT; AUTHORIZING THE LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will authorize a loan application to the Florida Department of Environmental Protection for \$240,000 for improvements to the Village's Water Meter and Service Line Replacement Project.

- E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROJECT AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC., TO PROVIDE ENGINEERING SERVICES FOR THE VILLAGE'S SANITARY SEWER REHABILITATION 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; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will approve Kimley-Horn & Associates, Inc. to perform professional engineering services to develop a Sanitary Sewer Rehabilitation Plan and prepare Bid Documents associated with the resulting sanitary sewer rehabilitation program based on the results of the Sanitary Sewer Evaluation Study, contingent upon the receipt of funding from the Florida Department of Environmental Protection.

- F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROJECT AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC., TO PROVIDE ENGINEERING SERVICES FOR THE VILLAGE'S WATER METER REPLACEMENT 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; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will approve Kimley-Horn & Associates, Inc. to perform professional engineering services to prepare Bid Documents associated with replacing water meters and water services throughout the Village's water distribution system, contingent upon approval of the Florida Department of Environmental Protection loan.

- G. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROJECT AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC., TO PROVIDE ENGINEERING SERVICES FOR THE VILLAGE'S WATER MAIN REHABILITATION 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; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will approve Kimley-Horn & Associates, Inc. to perform professional engineering services to prepare Bid Documents associated with evaluating water leaks and rehabilitating associated sections of water main throughout the Village's Water Distribution System, contingent upon the receipt of funding from the Florida Department of Environmental Protection.

- H. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROJECT AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC., TO PROVIDE ENGINEERING SERVICES FOR THE VILLAGE'S STORM WATER OUTFALL IMPROVEMENT 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; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will approve Kimley-Horn & Associates, Inc. to perform professional engineering services to prepare Bid Documents associated with rehabilitating the Village's stormwater outfall structures and piping, contingent upon the receipt of funding from the Florida Department of Environmental Protection.

- I. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE ENGAGEMENT OF PHYSICIANS HEALTH CENTER FOR THE PURPOSE OF PROVIDING OCCUPATIONAL HEALTH SERVICES FOR VILLAGE EMPLOYEES; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will authorize an agreement with Physicians Health Center to provide pre-employment medical testing, urgent care services, drug testing and general employment physicals for Village employees.

- J. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA COMMENCING A CAMPAIGN AND PLEDGE AGAINST TEXTING WHILE DRIVING; ENCOURAGING PARTICIPATION OF THE ENTIRE COMMUNITY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER JORGE GONZALEZ)**

The proposed Resolution is requesting that Village Employees and the Community pledge to campaign against texting while driving.

- K. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY, FLORIDA FOR THE REIMBURSEMENT OF PARKING FINES; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will allow for reimbursement of a portion of the fines collected on parking tickets issued in the Village for use to improve accessibility and equal opportunity to qualified persons in the Village who have disabilities.

- L. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING A FISCAL YEAR 2014-2015 FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) GRANT IN THE AMOUNT OF \$600,000; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THIS GRANT CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will authorize the Village Manager to accept grant funding in the amount of \$600,000 from Florida Department of Environmental Protection, which will be utilized for improvements to the Village's drainage system.

- M. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AUTHORIZING THE VILLAGE MANAGER TO PIGGY-BACK ON AN EXISTING CITY OF MIAMI BEACH CONTRACT WITH THE NATIONAL JOINT POWERS ALLIANCE CO-OPERATIVE, PURSUANT TO SECTION 36.25(J) OF THE VILLAGE CODE; AND FURTHER AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH DAVID MANCINI & SONS, INC., FOR THE REPAIR AND RENOVATION OF TWO DEEP STORM WATER INJECTION WELLS, ONE ON TREASURE ISLAND AND ONE ON NORTH BAY ISLAND, IN AN AMOUNT NOT TO EXCEED \$800,000, SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will authorize an agreement with David Mancini & Sons, Inc., under the piggy-back purchase provision, to repair and renovate two existing deep storm water injection wells that are no longer operable.

11. PLANNING & ZONING CONSENT AGENDA

No Items.

12. ORDINANCES FOR FIRST READING AND RESOLUTION

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AUTHORIZING AN AGREEMENT WITH DIBRI, INC. FOR COMPUTER NETWORK SUPPORT SERVICES; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING EXPENDITURE OF BUDGETED FUNDS; DIRECTING VILLAGE OFFICIALS TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIM OF THIS RESOLUTION; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will authorize an agreement with DiBri, Inc. to provide Information Technology (IT) support services to the Village.

- 1.) Commission Action**

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE FY 2015 GENERAL OPERATING BUDGET BY DECREASING THE GENERAL FUND, UNRESERVED FUND BALANCE AND INCREASING THE POLICE BUDGET BY \$67,845 FOR THE HIRING OF A FULL TIME POLICE OFFICER; AUTHORIZING THE EXPENDITURE OF FUNDS; PROVIDING FOR AN EFFECTIVE DATE.**

The proposed Resolution will authorize the Village Manager to hire a full time Police Officer to reduce overtime, to reduce officer fatigue, and to address foreseeable attrition.

- 1.) Commission Action**

13. PUBLIC HEARINGS:

A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY HUMBERTO AND REBECCA OCARIZ FOR A VARIANCE PURSUANT TO SECTION 152.097 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES IN CONNECTION WITH THE REDEVELOPMENT OF A SINGLE-FAMILY STRUCTURE AT 1460 SOUTH TREASURE DRIVE TO PERMIT A BUILDING HEIGHT OF 37 FEET, WHERE THE CODE REQUIRES A MAXIMUM BUILDING HEIGHT OF 35 FEET; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

1.) Commission Action

B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE CONSTRUCTION OF A DOCK AT 1321 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 Action

14. UNFINISHED BUSINESS (DEFERRED FROM SEPTEMBER 9, 2014)

A. APPOINTMENT OF MEMBER OF THE BUSINESS DEVELOPMENT ADVISORY BOARD

1.) Commission Action

B. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, BY CREATING SUBSECTIONS 32.86 THROUGH 32.93 OF THE VILLAGE CODE FOR THE DEVELOPMENT OF A SPECIAL NEEDS ADVISORY BOARD; REPEALING RESOLUTIONS IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER JORGE GONZALEZ)

1.) Commission Action

15. NEW BUSINESS

A. NOVEMBER COMMISSION MEETING

1.) Commission Action

16. APPROVAL OF MINUTES

A. FINAL BUDGET PUBLIC HEARING – SEPTEMBER 30, 2014

**B. FINAL BUDGET PUBLIC HEARING- SEPTEMBER 22,
2014**

**C. TENTATIVE BUDGET PUBLIC HEARING – SEPTEMBER 11,
2014**

D. REGULAR COMMISSION MEETING – SEPTEMBER 9, 2014

E. BUDGET WORKSHOP – JULY 17, 2014

1.) Commission Action

17. ADJOURNMENT