



## North Bay Village

Administrative Offices

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### OFFICIAL MINUTES

#### REGULAR VILLAGE COMMISSION MEETING

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

**FEBRUARY 10, 2015**

**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.

#### PLEDGE OF ALLEGIANCE

Resident Reinaldo Trujillo led the recitation of the Pledge of Allegiance.

#### ROLL CALL

Present were the following:

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

Village Manager Frank K. Rollason  
Deputy Village Manager/HR Director Jenice Rosado  
Village Attorney Robert L. Switkes  
Finance Director Bert Wrains  
Public Works Director Rodney Carrero-Santana  
Police Chief Robert Daniels

Deputy Village Clerk Jenorgen Guillen  
Village Clerk Yvonne P. Hamilton

**2. A. PROCLAMATIONS AND AWARDS**

**1. North Bay Village Passport Acceptance Agents**

Employees Dionisia Fecht and Nancy Pantoja were recognized for their exemplary passport services.

**2. Ligia Santos Rivera/Campaign Manager, Light The Night The Leukemia & Lymphoma Society/Southern Florida and Puerto Rico**

Ligia Santos Rivera was presented with a proclamation joining North Bay Village with the Leukemia & Lymphoma Society in commemorating February 4, 2015 as World Cancer Day.

**B. SPECIAL PRESENTATIONS**

There were no special presentations.

**C. ADDITIONS AND DELETIONS**

Mayor Connie Leon-Kreps requested that Item 10J be removed from the Consent Agenda to be discussed separately.

**3. GOOD & WELFARE**

Jorge Brito, of North Bay Village, Ann Bakst, of 1865 Kennedy Causeway, Al Coletta, of 7904 West Drive, and Sergio Evora, of 1865 Kennedy Causeway, addressed the Commission.

**4. BOARD REPORTS**

**A. COMMUNITY ENHANCEMENT BOARD**

A report was not provided.

**B. PLANNING & ZONING BOARD**

The Chair Renaldo Trujillo reported on the February 3, 2015 Board Meeting.

**5. PUBLIC SAFETY DISCUSSION**

Chief Robert Daniels led the public safety discussion.

**6. COMMISSIONERS' REPORTS**

Mayor Connie Leon-Kreps, Vice Mayor Jorge Gonzalez, Commissioner Richard Chervony, Commissioner Wendy Duvall, and Commissioner Eddie all Lim provided verbal reports.

**7. VILLAGE ATTORNEY'S REPORT**

Village Attorney Robert L. Switkes provided a verbal report.

**8. VILLAGE MANAGER'S REPORT**

Village Manager Frank K. Rollason discussed his written report, which was included in the agenda package and responded to questions posed by the Commission and the public.

Commissioner Richard Chervony made a motion to hold a Special Commission Meeting on February 24, 2015 at 7:30 p.m. Commissioner Wendy Duvall seconded the motion, and all voted in favor.

**A. Grant Writer's Report**

Village Grant Writer Lakeesha Morris provided an update on the status of grants.

**9. FINANCE REPORT**

Finance Director Bert Wrains discussed the Village's Financial Report as of December 31, 2014.

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

Item 10J was removed from the Consent Agenda to be discussed separately.

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING AND ENDORSING THE “CALOOSAHATCHEE WATERSHED-REGIONAL WATER MANAGEMENT ISSUES” REPORT DATED DECEMBER 16, 2014, WHICH SETS FORTH SHORT TERM AND LONG TERM STRATEGIC PLANNING GOALS TO ADDRESS WATER STORAGE AND TREATMENT WITHIN KISSIMMEE, LAKE OKEECHOBEE AND CALOOSATCHEE WATERSHEDS; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR JORGE GONZALEZ)**
- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE; FLORIDA AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE PROPOSED AGREEMENT WITH THE FLORIDA LEAGUE OF CITIES FOR THE TELECOMMUNICATION COST RECOVERY PROGRAM; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY FOR USE OF THE COUNTY SOLID WASTE DISPOSAL WASTE MANAGEMENT SYSTEM; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE; FLORIDA AUTHORIZING THE VILLAGE MANAGER TO TRANSFER A USED SURPLUS POLICE VEHICLE TO THE VILLAGE OF EL PORTAL POLICE DEPARTMENT; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

- E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING A FISCAL YEAR 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG)–COUNTY-Wide AWARD IN THE AMOUNT OF \$2,751; AMENDING THE FY 2015 GENERAL FUND BUDGET; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE GRANT DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING A FISCAL YEAR 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) – FDLE DIRECT AWARD IN THE AMOUNT OF \$1,000; AMENDING THE FY 2015 GENERAL FUND BUDGET; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE GRANT DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- G. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AUTHORIZING THE INSTALLATION OF THE OFFICIAL MOTTO OF THE UNITED STATES AND THE STATE OF FLORIDA, “IN GOD WE TRUST” BEHIND THE DAIS IN THE VILLAGE COMMISSION CHAMBERS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR JORGE GONZALEZ AND COMMISSIONER RICHARD CHERVONY)**
- H. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT SPECIAL MASTER FINES IMPOSED AGAINST THR FLORIDA LP, 7510 COQUINA DRIVE, NORTH BAY VILLAGE, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY ROBERT L. SWITKES)**
- I. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT SPECIAL MASTER FINES IMPOSED AGAINST FLORVEST LLC, 1601 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO FILE ANY REQUIRED DOCUMENTS WITH THE CLERK OF THE COURT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY ROBERT L. SWITKES)**

Vice Mayor Jorge Gonzalez made a motion to adopt the Consent Agenda Items. Commissioner Richard Chervony seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Commissioner Eddie Lim, Commissioner Richard Chervony, Commissioner Wendy Duvall, and Vice Mayor Jorge Gonzalez all voting Yes.

**10J. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, OPPOSING THE PROPOSED DEVELOPMENT OF PINE ROCKLAND ACREAGE NEAR ZOO MIAMI IN UNINCORPORATED MIAMI-DADE COUNTY; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER RICHARD CHERVONY)**

The Village Clerk read the Resolution by title.

The Mayor opened the floor to public comments.

Ann Bakst, of 1865 Kennedy Causeway, addressed the Commission.

The Mayor closed the floor to public comments.

Commissioner Eddie Lim made a motion to defer the item to the next Commission Meeting in order to obtain supporting documents. Commissioner Wendy Duvall seconded the motion, which was adopted by a 4-1 roll call vote. The vote was as follows: Vice Mayor Jorge Gonzalez, Commissioner Wendy Duvall, Mayor Connie Leon-Kreps, and Commissioner Eddie Lim all voting Yes. Commissioner Richard Chervony voted No.

**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, RECOGNIZING FEBRUARY 4, 2015 AS WORLD CANCER DAY; SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

Item 12A was withdrawn from the agenda by Mayor Connie Leon-Kreps since a proclamation on the same matter was issued earlier in the agenda.

**13. ORDINANCE FOR SECOND READING (PUBLIC HEARING):**

- A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 94 OF THE VILLAGE CODE ENTITLED “GARBAGE, TRASH, AND WEEDS” TO INCLUDE SECTION 94.020 TO PROHIBIT THE SALE OR USE OF EXPANDED POLYSTYRENE FOOD SERVICE ARTICLES BY VILLAGE CONTRACTORS; AMENDING CHAPTER 97, “PARK RULES AND REGULATIONS” TO INCLUDE SECTION 97.04(13), PROHIBITION EXPANDED ON POLYSTYRENE; PROVIDING FOR CONFLICT, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER RICHARD CHERVONY)**

The Village Clerk read the Ordinance by title.

The Village Attorney advised that this reading of the ordinance should be the first reading, since the item was inadvertently placed on the Consent Agenda, when it was first read.

Commissioner Chervony introduced Michael DiFillip of the Miami Beach Sustainability Committee who addressed the Commission on behalf of this ordinance.

Commissioner Richard Chervony made a motion to approve the Resolution, and Vice Mayor Jorge Gonzalez seconded the motion.

The Mayor opened the floor to public comments.

Ann Bakst, of 1865 Kennedy Causeway, Kevin Vericker, of 7520 Hispanola Avenue, Reinaldo Trujillo, of 7601 E. Treasure Drive, Mario Garcia, of 7540 Cutlass Avenue, and Jorge Brito addressed the Commission.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

**14. UNFINISHED BUSINESS**

There was no unfinished business.

**15. NEW BUSINESS**

**A. APPOINTMENT OF ADVISORY BOARD MEMBERS**

**1. BUSINESS DEVELOPMENT ADVISORY BOARD**

The votes for appointing members to the Business Development Advisory Board were cast by ballots, and the Village Clerk read the votes into the record as follows:

Mayor Connie Leon-Kreps voted for:

Miguel Barbagallo

Business Owner: Developer of 1555 & 1755 Kennedy Causeway  
Mohammed Z. Hossain, Resident of 7511 Coquina Drive  
Kamrul H. Kahn, Surfside Resident

Business Owner: Bay Mini Market, 7601 E. Treasure Drive  
Nazrul Kahn, Resident of 7933 West Drive

Business Owner: Island Market, 7904 West Drive  
Michael Weil, Resident of 7935 East Drive

Vice Mayor Jorge Gonzalez voted for:

Miguel Barbagallo

Business Owner: Developer of 1555 & 1755 Kennedy Causeway  
Scott Greenwald

Business Owner: Developer, The Lexi  
Mohammed Z. Hossain, Resident of 7511 Coquina Drive  
Nazrul Kahn, Resident of 7933 West Drive

Business Owner of Island Market, 7904 West Drive  
Michael Weil, Resident of 7935 East Drive

Commissioner Richard Chervony voted for:

Miguel Barbagallo

Business Owner: Developer of 1555 & 1755 Kennedy Causeway  
Scott Greenwald

Business Owner: Developer, The Lexi  
Mohammed Z. Hossain, Resident of 7511 Coquina Drive  
Nazrul Kahn, Resident of 7933 West Drive

Business Owner of Island Market, 7904 West Drive  
Michael Weil, Resident of 7935 East Drive

Commissioner Eddie Lim voted for:

Miguel Barbagallo

Business Owner: Developer of 1555 & 1755 Kennedy Causeway  
Scott Greenwald

Business Owner: Developer, The Lexi  
Mohammed Z. Hossain, Resident of 7511 Coquina Drive

Nazrul Kahn, Resident of 7933 West Drive  
Business Owner of Island Market, 7904 West Drive  
Michael Weil, Resident of 7935 East Drive

Commissioner Wendy Duvall voted for:  
Miguel Barbagallo

Business Owner: Developer of 1555 & 1755 Kennedy Causeway  
Mohammed Z. Hossain, Resident of 7511 Coquina Drive  
Kamrul H. Kahn, Surfside Resident  
Business Owner: Bay Mini Market, 7601 E. Treasure Drive  
Nazrul Kahn, Resident of 7933 West Drive  
Business Owner of Island Market, 7904 West Drive  
Michael Weil, Resident of 7935 East Drive

The Village Clerk pointed out that Michael Weil did not meet the minimum two-year residency requirement pursuant to the Code.

Commissioner Richard Chervony made a motion to approve the five qualified members to the Business Development Advisory Board: Miguel Barbagallo, Mohammed Z. Hossain, Kamrul Kahn, Nazrul Kahn, and Scott Greenwald. Vice Mayor Jorge Gonzalez seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

## **2. YOUTH & EDUCATION SERVICES BOARD**

The votes for appointing members to the Youth & Education Services Board were cast by ballots, and the Village Clerk read the votes into the record as follow:

Mayor Connie Leon-Kreps , Vice Mayor Jorge Gonzalez, Commissioner Richard Chervony, and Commissioner Wendy Duvall all voted for:

Kerry Allen, 7901 Hispanola Avenue  
Ana Fonseca, 7928 West Drive  
Rosa Neely, 7901 Hispanola Avenue  
Keir Rocha, 7900 Harbor Island Drive  
Jason Strom, 1440 North Treasure Drive

Commissioner Eddie Lim voted for:  
Scott Grenald, 7700 Beach View Drive  
Ana Fonseca, 7928 West Drive  
Rosa Neely, 7901 Hispanola Avenue  
Keir Rocha, 7900 Harbor Island Drive  
Jason Strom, 1440 North Treasure Drive

Commissioner Richard Chervony made a motion to appoint Kerry Allen, Ana Fonseca, Rosa Neely, Keir Rocha, and Jason Strom, to the Youth & Education Services Board. Mayor Connie Leon-Kreps seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

**B. COMMISSION MEMBERS AS EX OFFICIO MEMBERS OF ADVISORY BOARDS (*MAYOR CONNIE LEON-KREPS*)**

The Village Attorney will bring back information to the Commission to allow members of the Commission to serve as ex officio members to the Advisory Boards, with the exclusion of the Planning & Zoning Board.

**16. APPROVAL OF MINUTES**

**A. REGULAR COMMISSION MEETING – JANUARY 13, 2015**

Commissioner Richard Chervony made a motion to approve the Minutes of the January 13, 2015 Commission Meeting as submitted. Vice Mayor Jorge Gonzalez seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Wendy Duvall, Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

**17. ADJOURNMENT**

The meeting adjourned at 10:15 p.m.

Prepared by: Yvonne P. Hamilton, CMC  
Village Clerk

Adopted by North Bay Village on

this 10<sup>th</sup> day of March 2015.

***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.)



