



North Bay Village

Administrative Offices

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

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

OFFICIAL MINUTES

REGULAR VILLAGE COMMISSION MEETING

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

TUESDAY, FEBRUARY 9, 2016

7:30 P.M.

1. CALL TO ORDER

The meeting was called to order at 7:31 P.M. by Mayor Connie Leon-Kreps.

PLEDGE OF ALLEGIANCE

Resident Sissy Shute led the Pledge of Allegiance.

ROLL CALL

Commissioner Richard Chervony
Commissioner Eddie Lim
Mayor Connie Leon-Kreps
Vice Mayor Jorge Gonzalez
Commissioner Andreana Jackson

Also Present:

Village Manager Frank K. Rollason
Deputy Village Manager/HR Director Jenice Rosado
Village Attorney Robert L. Switkes
Assistant Village Attorney David Acosta
Finance Director Bert Wrains
Chief Carlos Noriega
Village Planner Jim LaRue
Village Clerk Yvonne P. Hamilton
Deputy Village Clerk Jenorgen Guillen

2. **A. PROCLAMATIONS AND AWARDS**

No proclamations or awards were issued.

B. SPECIAL PRESENTATIONS

C. Treasure Island Elementary School

Treasure Island Elementary School Principal Dalia Villar made a presentation on the progress of the school and its achievement in receiving a “B” rating.

A. Wolfberg/Alvarez & Associates (Architectural & Engineering Services-New Village Hall

The Village Manager Frank K. Rollason disclosed receiving the Government Leadership and Architectural Award for leadership advancement and notable service to professionals and government officials from the American Institute of Architects on November 13, 1999, which was signed by the then AIA President, David Wolfberg.

Ms. Hernandez addressed the Commission about further developing the yoga classes that are currently being offered at Village Hall, with a consistent schedule and community awareness.

C. ADDITIONS AND DELETIONS

Item 10C was removed by Vice Mayor Jorge Gonzalez from the Consent Agenda to be discussed separately and Item 10A by Mayor Connie Leon-Kreps.

3. **GOOD & WELFARE**

The Mayor opened the floor to Good & Welfare.

Esther Razim, of 7810 Miami View Drive, Doris O’Hare, of 1790 South Treasure Drive, Ann Bakst, of 1865 Kennedy Causeway, Gudrin Volker, of 7517 Cutlass Avenue, Ritch Holben, of 7929 West Drive, Raul Dominguez, of 7904 West Drive, Kokoa Woodget, of 7935 West Drive, Gary Aboff, of 7501 E. Treasure Drive, and Brian Oppenheimer, of 7939 West Drive addressed the Commission.

The Mayor closed the floor to Good & Welfare.

4. **BOARD REPORTS**

A. BUSINESS DEVELOPMENT ADVISORY BOARD

A report was not provided.

B. COMMUNITY ENHANCEMENT BOARD

A report was not provided.

C. PLANNING & ZONING BOARD

A report was not provided.

D. YOUTH & EDUCATION SERVICES BOARD

A report was not provided.

5. PUBLIC SAFETY DISCUSSION

Chief Noriega discussed public safety events.

6. COMMISSIONERS' REPORTS

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

The Mayor recessed the meeting at 8:22 p.m., and reconvened at 9:32 p.m. All members of the Commission were present.

7. VILLAGE ATTORNEY'S REPORT

The Village Attorney Robert L. Switkes gave a verbal report.

8. VILLAGE MANAGER'S REPORT

A. Grant Writer's Report

The Village Grant Writer, LaKeesha Morris, of BellTower Consulting Group, LLC, reported on the status of grants for the Village.

9. FINANCE REPORT

The Finance Director Bert Wrains made a presentation on the financial status of the Village as of January 31, 2016.

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.)

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE SHORTLISTING OF RESPONDENTS TO RFP NUMBER NBV 2015-002 FOR ARCHITECTURAL & ENGINEERING SERVICES FOR THE NEW VILLAGE HALL; ACCEPTING THE RANKING OF THE TOP THREE FIRMS; AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE A CONTRACT WITH THE TOP RANKED FIRM AND EACH FIRM THEREAFTER UNTIL AN ACCEPTABLE CONTRACT IS BROUGHT BEFORE THE COMMISSION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Commissioner Richard Chervony made a motion to approve the Consent Agenda Item 10B. Vice Mayor Jorge Gonzalez seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Andreama Jackson, Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, DIRECTING THE VILLAGE MANAGER TO FORMALLY PURSUE THE ANNEXATION OF THAT PORTION OF THE 79TH STREET/KENNEDY CAUSEWAY AND THE SURROUNDING PROPERTIES CURRENTLY LYING WITHIN THE CORPORATE LIMITS OF THE CITY OF MIAMI FROM THE WEST CORPORATE VILLAGE LIMITS TO THE EAST SIDE OF THE MIAMI 79TH STREET BRIDGE; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER RICHARD CHERVONY)**

The Village Clerk read the Resolution by title.

Commissioner Richard Chervony and Chief Noriega made a brief presentation on the item.

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.

Gudrin Volker, of 7517 Cutlass Avenue, addressed the Commission.

The Mayor closed the floor to public comments.

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

C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH NORTH BEACH MARINA FOR DOCKAGE OF THE VILLAGE POLICE BOAT FOR THE BALANCE OF THE FISCAL YEAR, AT AN AMOUNT NOT TO EXCEED \$4,800; APPROVING FUNDING FROM THE UNRESERVED RESERVES FOR THIS EXPENDITURE; AND FURTHER DIRECTING THE VILLAGE MANAGER TO INCLUDE THE TOTAL ANNUAL DOCKAGE CHARGE IN THE FY 2017 BUDGET PROPOSAL; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)

The Village Clerk read the Resolution by title.

The Village Manager Frank K. Rollason made a brief presentation on the item.

Mayor Connie Leon-Kreps stated for the record that she did not direct the Village Manager to sell the police boat. Rather, she had discussed issues and concerns from the residents regarding the boat not being utilized.

Commissioner Richard Chervony made a motion to approve the Resolution as amended to strike the third “Whereas” clause, which reads as follows, as suggested by Vice Mayor Jorge Gonzalez:

“WHEREAS, the Village Manager was previously requested by the Mayor to locate water-side dockage on a permanent basis suitable to Police Department requirements or consider selling the boat; and”

Vice Mayor Jorge Gonzalez seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The vote to approve the Resolution as amended was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Andreana Jackson, Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

11. **PLANNING & ZONING CONSENT AGENDA**

NO ITEMS.

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

- A. **AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 133 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED "OFFENSES AGAINST MORALS"; CREATING SUBSECTIONS 133.04 "MISDEMEANORS UNDER STATE LAW CONSTITUTE MISDEMEANORS IN THE VILLAGE" TO PROVIDE FOR CIVIL PENALTIES FOR THE POSSESSION OF CANNABIS (MARIJUANA) FOR AMOUNTS UNDER 20 GRAMS AND POSSESSION OF DRUG PARAPHERNALIA; AND PROVIDING FOR PENALTIES AND ENFORCEMENT; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER RICHARD CHERVONY) – FIRST READING**

The Village Clerk read the Ordinance by title.

Commissioner Richard Chervony made a motion to approve the Ordinance, and Mayor Connie Leon-Kreps seconded the motion.

Commissioner Richard Chervony and Chief Noriega made a brief presentation on the item.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

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

- B. **AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 151 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED "BUILDINGS" BY REVISING SECTION 151.11(B) PERTAINING TO FEES FOR RENEWAL, RE-ISSUANCE AND EXTENSION OF PERMITS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the ordinance by title.

Commissioner Richard Chervony made a motion to approve the ordinance on first reading, and Vice Mayor Jorge Gonzalez seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

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

C. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AMENDING CHAPTER 94 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED “GARBAGE, TRASH, AND WEEDS” TO INCLUDE RECYCLING REQUIREMENTS FOR SPECIAL EVENTS; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER ANDREANA JACKSON)

The Village Clerk read the ordinance by title.

Commissioner Andreana Jackson made a brief presentation on the item and moved its approval. Commissioner Richard Chervony seconded the motion.

The Mayor opened the floor to public comments.

Doris O’Hare, of 1790 South Treasure Drive, and Public Works Director Rodney Carrero-Santana addressed the Commission.

The Mayor closed the floor to public comments.

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

13. ORDINANCES FOR SECOND READING AND PUBLIC HEARING ITEMS:

A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 97 ENTITLED “PARKS AND RECREATION” BY REVISING SECTION 97.02 PERTAINING TO HOURS OF OPERATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE VILLAGE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON) – SECOND READING

The Village Clerk read the ordinance by title.

At this time the Mayor moved to extend the meeting. Vice Mayor Jorge Gonzalez seconded the motion, and all voted in favor.

The Village Manager Frank K. Rollason made a brief presentation on the item.

Commissioner Richard Chervony made a motion to approve the ordinance, and Commissioner Eddie Lim seconded the motion. The motion was adopted by a 4-1 roll call vote. The vote was as follows: Commissioner Andreana Jackson, Vice Mayor Jorge Gonzalez, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes. Mayor Connie Leon-Kreps voted No.

- B. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, DEPARTMENTS AND BOARDS, BY ADDING SUBSECTIONS 32.92 THROUGH 32.99 CREATING AN “ANIMAL CONTROL ADVISORY BOARD”; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS) – SECOND READING**

As the sponsor, Mayor Connie Leon-Kreps deferred the Item 12B.

- C. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA AMENDING CHAPTER 155, SECTION 155.03 ENTITLED “BUILDING AND SITE DESIGN RELATIONSHIPS SHALL CONFORM TO THE FOLLOWING STANDARDS” AND CHAPTER 152, SECTION 152.055 ENTITLED “FENCES, WALLS, AND HEDGES” TO REQUIRE A TEMPORARY FENCE AROUND THE ENTIRE PERIMETER OF CONSTRUCTION SITES AND FENCING AROUND THE PERIMETER OF VACANT COMMERCIAL AND MULTIFAMILY PROPERTIES IN THE VILLAGE; 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**

Mayor Connie Leon-Kreps made a motion to defer Item 13C. Commissioner Andreana Jackson seconded the motion, and all voted in favor.

14. UNFINISHED BUSINESS

There was no unfinished business.

15. NEW BUSINESS

A. Appointment to Planning & Zoning Board

The Commission voted by ballot as follows to appoint a member to the Planning & Zoning Board:

Mayor Connie Leon-Kreps-Doris O'Hare
Vice Mayor Jorge Gonzalez-Doris O'Hare
Commissioner Eddie Lim-Doris O'Hare
Commissioner Richard Chervony-Doris O'Hare
Commissioner Andreana Jackson-Aniley Perez

Commissioner Richard Chervony made a motion to appoint Doris O'Hare to the Planning & Zoning Board. Mayor Connie Leon-Kreps seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Andreana Jackson, Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

**B. Discussion Regarding Potential North Bay Village Name Change
(Vice Mayor Jorge Gonzalez)**

Commissioner Jorge Gonzalez presented the idea of changing the name of the Village to include the word "island", such as "Islands of North Bay" or "North Bay Islands" as suggested by developers, based on polling results from focus groups, in an effort to conjure the area as a destination with waterfront, cafes, restaurant, etc. for better marketability.

At this time Commissioner Richard Chervony made a motion to extend the meeting for 30 minutes. Mayor Connie Leon-Kreps seconded the motion, and all voted in favor.

The Mayor opened the floor to public comments.

Gudrin Volker, of 7517 Cutlass Avenue and Kokoa Woodget, of 7935 West Drive addressed the Commission.

The Mayor closed the floor to public comments.

The item was deferred to afford developers, who suggested changing the name of the Village, an opportunity to make a presentation to the Commission at the March 8th meeting.

Mayor Connie Leon-Kreps made a motion to extend the meeting to 1:30 a.m. Vice Mayor Jorge Gonzalez seconded the motion, and all voted in favor.

C. Public Relations Consultant Proposal (*Commissioner Eddie Lim*)

Commissioner Eddie Lim made a presentation on engaging the services of a public relations consultant for the Village. The Commission discussed the item, and no action was taken.

16. APPROVAL OF MINUTES

A. Regular Commission Meeting – January 12, 2016

Commissioner Richard Chervony made a motion to approve the Minutes of January 12, 2016 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 Andreana Jackson, Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

17. ADJOURNMENT

The meeting adjourned at 12.53 a.m.

Prepared by: Yvonne P. Hamilton, CMC
Village Clerk

Adopted by North Bay Village on this ____ day of March 2016.

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.)