



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**

MARCH 10, 2015

7:30 P.M.

1. CALL TO ORDER.

The meeting was called to order by Mayor Connie Leon-Kreps at 7:32 p.m.

PLEDGE OF ALLEGIANCE

Al Coletta, of 7904 West Drive, 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 was absent.

Commissioner Eddie Lim made a motion to excuse Commissioner Wendy Duvall. Vice Mayor Jorge Gonzalez seconded the motion, and all voted in favor.

Also Present Were:

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
Acting Police Chief Brian Collins
Deputy Village Clerk Jenorgen Guillen
Village Clerk Yvonne P. Hamilton

2. A. PROCLAMATIONS AND AWARDS

1. Proclamation – World Autism Awareness Day and Autism Awareness Month

The Mayor read a proclamation into the record proclaiming April 2015 as Autism Awareness Month and April 2, 2015 as World Autism Awareness Day in North Bay Village

2. Proclamation - Mayors' Month

Vice Mayor Jorge Gonzalez presented a Proclamation to Mayor Connie Leon-Kreps in honor of Mayors' Month.

B. SPECIAL PRESENTATIONS

There were no special presentations.

C. ADDITIONS AND DELETIONS

Commissioner Richard Chervony requested that Item10B be removed from the Consent Agenda to be discussed separately.

3. GOOD & WELFARE

Kevin Vericker, of 7520 Hispanola Avenue, Reinaldo Trujillo, of 7601 E. Treasure Drive, Al Coletta, of 7904 West Drive, and Lynn Ragusa, 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 Reinaldo Trujillo reported on the March 3, 2015 Board Meeting.

5. PUBLIC SAFETY DISCUSSION

Acting Chief Brian Collins discussed public safety issues.

6. COMMISSIONERS' REPORTS

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

7. VILLAGE ATTORNEY'S REPORT

The Village Attorney Robert Switkes provided a verbal report.

8. VILLAGE MANAGER'S REPORT

Village Manager Frank K. Rollason discussed his report which was included in the agenda package.

Vice Mayor Jorge Gonzalez made a motion to call a Special Meeting on April 16, 2015 at 7:30 p.m. Commissioner Eddie Lim seconded the motion and all voted in favor.

Commissioner Richard Chervony made a motion to transfer \$1,875 from the Reserve Account into the 2015 Holiday Account to cover the cost of the Winter Wonderland Event. Vice Mayor Jorge Gonzalez seconded the motion and all voted in favor.

The Village Manager stated for the record that his decision to terminate Chief Robert Daniels was made by himself and that there was no consultation with elected officials. He further clarified that the matter concerning the Kennedy House was not taken into consideration when he terminated Mr. Daniels.

A. Grant Writer's Report

The Village Grant Writer, Lakeesha Morris from BellTower Group, provided an update on the status of grants for the Village.

9. FINANCE REPORT

The Finance Director Bert Wrains presented the financial report as of January 31, 2015.

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

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA SUPPORTING FLORIDA HOUSE BILL 661 AND FLORIDA SENATE BILL 966, RELATING TO DISPOSABLE PLASTIC BAGS; INCLUDING CREATING SECTION 403.70325, FLORIDA STATUTES AUTHORIZING CERTAIN MUNICIPALITIES TO ESTABLISH PILOT PROGRAMS FOR THE REGULATION OR BAN OF DISPOSABLE PLASTIC BAGS; DIRECTING THE VILLAGE CLERK TO FORWARD THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER RICHARD CHERVONY)**

Commissioner Richard Chervony made a motion to approve the Consent Agenda, Item 10A. Vice Mayor Jorge Gonzalez seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE; FLORIDA EXPRESSING ITS OPPOSITION TO ANY INCREASE IN GASOLINE TAXES BY THE CONGRESS OF THE UNITES STATES OR THE LEGISLATURE OF THE STATE OF FLORIDA; PROVIDING DIRECTIONS TO THE VILLAGE CLERK AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

The Village Clerk read the Resolution by title.

The Mayor opened the floor to public comments.

Reinaldo Trujillo, of 7601 E. Treasure Drive, addressed the Commission.

The Mayor closed the floor to public comments.

No action was taken on the item.

11. PLANNING & ZONING CONSENT AGENDA

No Items

12. ORDINANCES FOR FIRST READING AND RESOLUTION

- A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 38 OF THE CODE OF ORDINANCES ENTITLED “CONFLICT OF INTEREST AND CODE OF ETHICS” BY REVISING SECTION 38.36 TO REMOVE THE REQUIREMENT FOR ELECTED OFFICIALS, ADVISORY BOARDS AND COMMITTEE MEMBERS TO RECEIVE ETHICS TRAINING THROUGH LIVE INSTRUCTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE VILLAGE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY ROBERT SWITKES)**

The Village Clerk read the Ordinance by title.

The Village Attorney Robert L. Switkes explained the revisions to the ordinance.

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 Public Hearing.

Reinaldo Trujillo, of 7601 E. Treasure Drive, and Mike Schneider, of 7509 Cutlass Avenue addressed the Commission.

The Mayor closed the Public Hearing.

The motion to approve the ordinance on first reading was adopted by a 4-0 roll call vote. The vote was as follows: 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 36 OF THE VILLAGE CODE ENTITLED “PROCUREMENT REQUIREMENTS” BY REVISING SECTION 36.25(J) GIVING PREFERENCE TO FLORIDA VENDORS FOR SELECTION UNDER THE PIGGY-BACK PURCHASE PROVISION; PROVIDING FOR CONFLICT, CODIFICATION, SEVERABILITY; AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the ordinance by title.

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

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

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

The vote on the motion to approve the ordinance on first reading was adopted by a 4-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Commissioner Eddie Lim, Commissioner Richard Chervony, and Vice Mayor Jorge Gonzalez all voting Yes.

C. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, AMENDING CHAPTER 151 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES RELATING TO “BUILDING PERMIT FEES” BY REVISING SECTION 151.11; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)

The Village Clerk read the ordinance by title.

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

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 Public Hearing. There being no speakers, she closed the Public Hearing.

The vote on the motion to approve the ordinance on first reading was adopted by a 4-0 roll call vote. The vote was as follows: Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER OR HIS DESIGNEE TO SUBMIT A GRANT APPLICATION UNDER THE FLORIDA FISH AND 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 VILLAGE MANAGER FRANK K. ROLLASON)

The Village Clerk read the Resolution by title.

Commissioner Richard Chervony made a motion to approve the Resolution, and Commissioner Eddie Lim seconded the motion.

The Mayor opened the Public Hearing. There being no speakers, she closed the Public Hearing.

Commissioner Richard Chervony stated for the record that rules should be created to govern any docks that are constructed.

The vote on the motion to approve the Resolution was as follows: Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, Commissioner Richard Chervony, and Vice Mayor Jorge Gonzalez all voting Yes.

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.

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

The Mayor opened the Public Hearing. There being no speakers, she closed the Public Hearing.

The vote on the motion to approve the Resolution was as follows: Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, Commissioner Richard Chervony, and Vice Mayor Jorge Gonzalez all voting Yes.

14. UNFINISHED BUSINESS

- A. 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.

Vice Mayor Jorge Gonzalez made a motion to withdraw the item from the agenda, and Mayor Connie Leon-Kreps seconded the motion, which was adopted by a 4-0 roll call vote.

15. NEW BUSINESS

There was no new business.

16. APPROVAL OF MINUTES

A. FEBRUARY 21, 2015 HARBOR ISLAND WORKSHOP

B. FEBRUARY 10, 2015 REGULAR COMMISSION MEETING

Commissioner Richard Chervony made a motion to approve the Minutes as submitted. Vice Mayor Jorge Gonzalez seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Vice Mayor Jorge Gonzalez, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, and Commissioner Richard Chervony all voting Yes.

17. ADJOURNMENT

The meeting adjourned at 9:28 p.m.

Prepared: Yvonne P. Hamilton, CMC

Adopted by North Bay Village on

This 12th day of May 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.)

