



# Village of Biscayne Park

640 NE 114<sup>th</sup> Street  
Biscayne Park, FL 33161  
(305) 899-8000

## Mayor and Commission

John R. Hornbuckle  
Mayor

Kelly Mallette  
Vice-Mayor

Robert "Bob" Anderson  
Commissioner

Steve Bernard  
Commissioner

Chester H. Morris, M.D.  
Commissioner

Frank R. Spence  
Village Manager

John J. Hearn  
Village Attorney

Ann Harper  
Village Clerk

## AGENDA

### REGULAR COMMISSION MEETING

Ed Burke Recreation Center – 11400 NE 9<sup>th</sup> Court  
Tuesday, June 2, 2009 - 7:00 pm

1. CALL TO ORDER and ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. ORDER OF BUSINESS - ADDITIONS, DEFERRALS, OR DELETIONS TO AGENDA
4. PRESENTATIONS
  - A. State Representative Ronald Brisé, Florida House of Representatives, District 108 – Legislative Update
  - B. Presentation of Certificate of Appreciation to "Coach" Joe de Madet
  - C. Report from Joe Mojica regarding classes and attendance at Miami-Dade College classes in Recreation Center
5. PUBLIC COMMENTS RELATED TO AGENDA ITEMS
6. CONSENT AGENDA (Motion to be made for all as one or remove for discussion) Tab #6
  - A. Approval of Minutes – (1) Regular Meeting April 7, 2009 (revised as directed on May 5, 2009)  
(2) Budget Workshop May 21, 2009  
(3) Special Meeting May 21, 2009
  - B. Receipt of 2<sup>nd</sup> Quarter Financial Report for period ending 3/31/09

## Village of Biscayne Park - Agenda

### 7. PUBLIC HEARINGS – TAB #7

#### A. SECOND READING OF ORDINANCES - None

#### B. VARIANCES

Property owners Jose Luis and Dolores Hernandez of 11608 NE 6 Avenue request a variance from the Code provisions:

**10.2.1 Residential sector regulations. No residential building or land shall be used and no residential building shall be erected, constructed, reconstructed or structurally altered for any specific use except according to the regulation contained in Table A, Residential Sectors.**

**Table A Residential Sectors (Residential Sector A) Minimum Setbacks for Side is 10'.**

**11.6.2 (a): The height of any hedge shall not exceed four (4) feet when located between the building and any paved street. When located between the building and other property lines, fences and walls shall not exceed six (6) feet in height, and hedges shall not exceed eight (8) feet in height.**

#### To allow:

#1 - An encroachment of 1' into side setback for existing bathroom constructed without permits; side setback required is 10'; total side setback is currently 9'. Planning and Zoning Board recommended Approval on April 6, 2009, with a vote 5-0.

#2 - To keep 9' 6" free standing outside wall used for racquetball; maximum height permitted is 6' for fence or wall. Planning and Zoning Board recommended Denial on April 6, 2009, with a vote 4-1.

#### **C. UPDATE ON PROPOSED PEDESTRIAN WALK/GREENWAY LINKING VILLAGE CENTER WITH METRO-DADE BUS ROUTES, 2009 FEDERAL TRANSIT (FTA 5307) STIMULUS FUNDS**

### 8. ORDINANCES – FIRST READING – None

### 9. RESOLUTIONS – TAB #9

## Village of Biscayne Park - Agenda

### 10. OLD BUSINESS

- A. **Consideration of Entry Sign Change Order #1 to AAA Sign Solutions in the amount of \$6,218.00 for L.E.D. Lights per Architect Savino/Miller plans and specifications (Manager Recommendation: Approval)**
- B. **Consideration of Entry Sign Change Order #2 to AAA Sign Solutions in the amount of \$3,786.00 for Concrete Foundation And Footing per Architect Savino/Miller plans and specifications (Manager Recommendation: Approval)**
- C. **Consideration of filling the Alternate Member position on the Planning and Zoning Board to replace Elizabeth Piotrowski who was appointed as a Regular Member (Continued from May 5, 2009, meeting)**
- D. **Consideration of filling the Alternate Member position on the Parks & Parkways Advisory Board to replace Jane Ansley, who was appointed as a Regular Member (Continued from May 5, 2009, meeting)**
- E. **Consideration of activating Ecology Advisory Board**
  - (1) **Enabling Ordinance**
  - (2) **List of members and appointments by Commissioners**
- F. **Selection of dates for FEC Workshop and 2<sup>nd</sup> Preliminary Budget Workshop**

### 11. NEW BUSINESS – TAB #11

- A. **Announcement of 2009 Safe Neighborhood Parks Request for Proposals and Availability of Grant Funds for Additional Projects with June 30,2009 Deadline (Vice-Mayor Mallette)**

### 12. GOOD AND WELFARE (PUBLIC)

### 13. REPORTS

#### A. Committee Reports

- 1. **Parks & Parkways Advisory Board – Dan Keys, Chairman**
- 2. **Recreation Advisory Board – Roxanna Ross, Chairman**

#### B. Village Attorney Comments

#### C. Village Manager Comments

- 1. **Report from Police Chief Glansberg**
- 2. **Updates on various projects and Commission Directives**

## Village of Biscayne Park - Agenda

### D. Commission Comments

1. Commissioner Anderson
2. Commissioner Mallette
3. Commissioner Morris
4. Vice-Mayor Bernard
5. Mayor Hornbuckle

### 14. ANNOUNCEMENTS -All public meetings are held at the Ed Burke Recreation Center 11400 NE 9<sup>th</sup> Court

- |                    |  |
|--------------------|--|
| *Wednesday, June 3 | Parks & Parkways Advisory Board 6 pm                                 |
| *Tuesday, June 9   | Code Review Committee 7 pm   |
| *Monday, June 15   | Planning & Zoning Board 6:30 pm                                      |
| *Monday, June 15   | Recreation Advisory Board 6:30 pm                                    |
| *Tuesday, June 16  | Code Enforcement Board 7 pm  |
| *Tuesday, June 23  | Code Review Committee 7 pm   |
| *Friday, July 3    | All Departments closed in observance of July 4 <sup>th</sup> Holiday |
| *Monday, July 6    | Planning & Zoning Board 6:30 pm                                      |
| *Tuesday, July 7   | Regular Commission Meeting 7 pm                                      |

### 15. ADJOURMENT

In accordance with the provisions of F.S. Section 286.0105, should any person seek to appeal any decision made by the Commission with respect to any matter considered at this meeting, such person 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.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation to participate in the proceedings should call Village Hall at (305) 899-8000 no later than (4) days prior to the proceeding for assistance.

#### **DECORUM**

Any person making impertinent or slanderous remarks, or who becomes boisterous while addressing the Commission, shall be barred from further audience before the Commission by the presiding officer, unless permission to continue or again address the commission is granted by the majority vote of the Commission members present. No clapping, applauding, heckling or verbal outbursts in support or in opposition to a speaker or his/her remarks shall be permitted. No signs or placards shall be allowed in the Commission Chambers. Please mute or turn off your cell phone or pager at the start of the meeting. Failure to do so may result in being barred from the meeting. Persons exiting the Chamber shall do so quietly.



# Village of Biscayne Park

## MINUTES

### REGULAR MEETING

Ed Burke Recreation Center – 11400 NE 9<sup>th</sup> Court  
Tuesday, April 7, 2009, 7:00 pm

Mayor Hornbuckle called the meeting to order at 7:10 p.m. In addition to Mayor Hornbuckle, present were Vice-Mayor Kelly Mallette and Commissioners Bob Anderson, Steve Bernard, and Chester "Doc" Morris. Present from Staff were Frank Spence, Village Manager; John Hearn, Village Attorney; Mitchell Glansberg, Police Chief; Bernard Pratt, Public Works Director; Holly Hugdahl, Acting Finance Director, and Ann Harper, Village Clerk.

Commissioner Anderson led the Pledge of Allegiance followed by a moment of silence.

#### **3. ORDER OF BUSINESS - ADDITIONS, DEFERRALS, OR DELETIONS**

**TO AGENDA** – Mayor Hornbuckle moved item 4D to follow 4A and added item 4E Police; Items 11F (Parks funding), 11G (AT&T boxes), and 11H (Quarterly reports) were added.

#### **4. PRESENTATIONS**

##### **A. Presentation of Certificate of Appreciation to Miami-Dade County Commissioner Sally Heyman**

Mayor Hornbuckle said the County Public Works Department has placed new striping, stop bars and reflector lights on Village streets through efforts by Commissioner Heyman and Vice-Mayor Mallette. Commissioner Heyman was also able to obtain funding for the Recreation Pavilion which is to be constructed, and the groundbreaking was held earlier this evening. Commissioner Heyman thanked the Mayor for the Certificate and said more funds are available through the Safe Neighborhood Parks Program, and she urged the Village to apply for funding.

##### **D. Presentation by South Florida East Coast Corridor Transit Analysis Study Update presented by Kommunikatz, Inc. re Light Rail Passenger Service using FEC Railroad tracks**

Scott Seeburger and Sue Gibbons described the project which is being designed to alleviate traffic problems. Mayor Hornbuckle said the Village would have a workshop for residents to discuss the program some time before October 2009.

##### **B. Presentation of Certificates of Appreciation to Public Works Employees Derrick Murray and Leroy Tillman for their voluntary services at a Recent Village Community Services event**

Mayor Hornbuckle presented the Certificates to Derrick Murray and Leroy Tillman for their assistance in painting the Recreation Center.

#### **4. PRESENTATIONS (Continued)**

##### **C. Proclamation of April as Water Conservation Month to be accepted By Louis Bielman, South Florida Water Management District**

Mayor Hornbuckle read the Proclamation and presented it to Joseph Jean-Baptiste, Community Outreach/Media Specialist, for the South Florida Water Management District.

##### **E. Police – Response to article in New Times**

Chief Glansberg reviewed activities for the month of March 2009.

Mayor Hornbuckle said there was an article in the New Times recently about the Police Department, and some residents have expressed concerns. He asked Mr. Spence to respond, and Mr. Spence read into the record a rebuttal to the article.

#### **5. PUBLIC COMMENTS RELATED TO AGENDA ITEMS**

Chuck Ross urged the Commission not to proceed with the Public Works building without County approval.

Andrew Olis spoke about the North Miami high-density zoning issue.

Bryan Cooper spoke about Agenda Item 1D and asked the Commission to vote to apply for a second grant.

Harvey Bilt spoke in opposition to the North Miami zoning plans, especially the PUD Districts.

Tracy Truppman said she was concerned about the North Miami zoning issue.

#### **6. CONSENT AGENDA (Motion to be made for all as one or remove for discussion)**

- A. Approval of Minutes – (1) Regular meeting November 5, 2008  
(2) Regular meeting March 3, 2009**

- B. Approval of settlement agreement with former Recreation Director**

**Manager's recommendation: Approval**

Motion was made by Commissioner Anderson, seconded by Vice-Mayor Mallette, to approve the Consent Agenda. The motion carried by voice vote, 5/0.

#### **7. PUBLIC HEARINGS**

##### **A. VARIANCE – QUASI JUDICIAL HEARING Variance request for 11515 NE 9 Ave**

Denise and Warick Mongston, property owners of 11515 NE 9 Avenue, request variance from the following Code provision:

- 11.6.4 Chain-link, wooden fences, and walls prohibited in certain areas.**
  - (a) Chain-link, wooden fences, and walls shall not be permitted when they extend farther toward the front street**

**property line than the front corner of the building closest to the side property line.**

**To allow** an encroachment of 27.18 feet into front setback for a 4 foot high chain link fence

Mr. And Mrs. Mongston will be represented by Former Commissioner and Attorney David Goehl.

Attorney Hearn said this is a quasi-judicial hearing and Mr. Goehl will represent the petitioners. The application was considered by the Planning and Zoning Board, which recommended approval by a vote of 5/0. Attorney Hearn swore in the people who will speak on this variance.

Mr. Goehl said the applicants want to install a fence for the safety of their children, and corner properties seem to be unfairly burdened by the Village Code. He explained why the property owners chose this particular area for the fence location.

Andrew Olis, representing the Planning and Zoning Board, said the Board voted unanimously to recommend approval to the Commission of the variance request.

Mayor Hornbuckle opened the Public Hearing.

Dan Keys asked how did this variance meet the four criteria for approval, but he agrees that we ought to permit fences in these areas.

There were no more speakers, and the Public Hearing was closed.

Commissioner Anderson said a lot of people in similar situations have been turned down, and he agrees with not having fences in the front yard.

Commissioner Bernard said this was a terrible way to go about doing this. A citation was issued for putting up a fence without a permit. The Code says there are to be no fences in the front yard, but there are circumstances when you need to use your front yard. It doesn't make sense to keep going for variances, and it might be time to talk to the Code Review Committee about this issue.

Commissioner Morris said he has a hard time with people don't do what is right. You are asking for something after the fact. He objected to a chain link fence in the front yard area. This issue needs to be addressed in the Code.

Vice-Mayor Mallette said she was surprised to learn that you cannot install a PVD fence and also surprised to learn that the application for a variance is a minimum of eleven hundred dollars. The Park is changing with young children, but you cannot enjoy your yard. We need to tell the Code Review Board some specific instructions and come back to the Commission with specific recommendations. She would not want to approve anything without conditions. We need to find a way to make the process simpler for those who live here.

Attorney Hearn explained the advertising requirements for variances.

Mayor Hornbuckle said the Code Review Committee should look at this issue so this problem would stop coming back to us all the time.

Motion was made by Vice-Mayor Mallette to approve the variance request subject to the conditions that the hedge remain in front of the fence (between the roadway and the fence); the hedge is no more than four feet tall, and the fence is to be moved within sixty days. Commissioner Bernard seconded the motion.

The motion carried by roll-call vote, as follows:

AYES: Commissioners Bernard and Morris, Vice-Mayor Mallette and Mayor Hornbuckle.

NAYS: Commissioner Anderson

Mayor Hornbuckle said the Code Review Committee is directed to address the issue of corner houses with two side lots and come back next meeting with an update.

\*\*Code Review Committee was directed to explain what has already been discussed regarding fences and walls, including materials at the May Commission Meeting. If they have not yet discussed, they are to give the Commission a time frame on when they can come up with something.

**B. SECOND READING OF ORDINANCES - None**

**8. ORDINANCES – FIRST READING - None**

**9. RESOLUTIONS**

**A. RESOLUTION NO. 2009-2**

**A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, REQUESTING THAT MIAMI-DADE COUNTY ALLOW THE VILLAGE OF BISCAYNE PARK TO PARTICIPATE IN THE COUNTY'S LANDSCAPE BEAUTIFICATION ASSISTANCE PROGRAM; AUTHORIZING THE VILLAGE CLERK TO TRANSMIT THIS RESOLUTION TO THE APPROPRIATE COUNTY OFFICIALS; PROVIDING FOR AN EFFECTIVE DATE**

**Manager's recommendation: Approve**

Attorney Hearn read the title of the Resolution.

Mr. Spence said this relates to the time when he and Vice-Mayor Mallette met with representatives of DOT about beautification along NE 6<sup>th</sup> Avenue.

In response to Commissioner Bernard's question, Vice-Mayor Mallette spoke about spending the available funding on curbs, irrigation, and pavers. She said her conversations have been on the Secretary level, and they have been very clear they want to work with us. Discussions have been held about sidewalks, and she will discuss them again when we have a plan ready to go.

Motion was made by Commissioner Mallette, seconded by Commissioner Morris, to approve the Resolution. The motion carried by voice vote, 5/0.

**10. OLD BUSINESS**

**A. Discussion of whether or not to proceed with the construction of the Public Works facility (Village Manager)**

Mr. Spence said he did not recommend proceeding with the construction using our own funding because the Village needs reserve funds to operate later this year until new funding is received. He recommended we wait until final approval is received from the County Commission.

Vice-Mayor Mallette asked how long it will take for the permitting process. She said she will go to the County and ask that they expedite it. Mr. Spence said it was on the Committee's agenda for April 27.

Commissioner Bernard said the Manager should sit down with the contractor and make sure the prices will still be the same.

**B. Approval of Personnel Rules and Regulations (Village Manager)  
(Submitted under separate cover)**

Mr. Spence said he sent the final pages to the Commissioners and he believes it is complete. He recommends the Commission adopt the document because there is nothing on the books now.

Commissioner Bernard said the goal is to have all management tools complete. If we approve this tonight we have to understand that it is subject to change.

Mr. Spence said the Commission has received all forms for evaluating employees, and all job descriptions have been submitted. These policies cover only five employees; all other employees are covered by union contracts.

Motion was made by Commissioner Morris, seconded by Commissioner Anderson, to approve the Personnel Rules and Regulations.

Vice-Mayor Mallette said she would rather have received the job descriptions at one time.

Commissioner Bernard said the rules and regulations are too lenient on some things and too strict on others.

Mayor Hornbuckle called for a voice vote on the motion, which carried 5/0.

**C. Consideration of filling the Alternate Member position on the Planning and Zoning Board to replace Elizabeth Piotrowski who was appointed as a Regular Member (Continued from March 3, 2009, meeting) – no action**

**D. Consideration of filling the Alternate Member position on the Parks & Parkways Advisory Board to replace Jane Ansley, who was appointed as a Regular Member (Continued from March 3, 2009, meeting) – no action**

**E. Discussion of future course of action relative to the City of North Miami's Adoption of a New Zoning Ordinance (Commissioner Bernard)**

Mr. Spence said he provided copies of the North Miami zoning by email and by hard copy.

Commissioner Bernard reviewed the history and background of the North Miami zoning code issues and the possible affects of the proposed higher density areas will have on Village residents. He said the goal is to ask Village Staff to work with North Miami Staff to let them know our concerns so that when the ordinance goes for first reading it will take into account what the Comprehensive Plan said it will do.

Commissioner Bernard said Bryan Cooper also worked on this project, and he asked Mr. Cooper to speak on the subject. Mr. Cooper described five major points of the zoning issues, including population density and square footage of dwelling units, parking requirements, and inconsistency with the Comprehensive Plan.

~~\*\*After further discussion regarding meeting dates and North Miami election, it was decided to authorize the Manager to meet with North Miami Staff as quickly as possible to make them aware of the Village's concerns~~ Biscayne Park Staff to present our BP LDR recommendations to NM Staff for the purpose of working together to protect single family residents from higher intensity uses.

## **11. NEW BUSINESS**

**A. Appointment of Maryann Duva to the Recreation Advisory Board to Replace Stephen Taylor who resigned (Commissioner Bernard's appointment) – Approved**

**B. Consideration of filling position on the Recreation Advisory Board to replace Amy Refeca who resigned (Mayor Hornbuckle's appointment) – No action**

**C. Discussion of Sanitation rates for FY 2009-2010. Final decision required by the County by June 1, 2009, to be placed on November tax bill.**

Mr. Spence said that last year the Commission requested more time to review the proposed sanitation rate proposed by Staff, so it has been placed on the agenda for discussion. This fee is placed on residents' property tax bills.

Holly Hugdahl said the Sanitation Fund has been charged with all expenses which are applicable to it since it is a self-supporting Fund. Some line items have been increased; others have decreased. Sanitation fee last year was \$542; Staff is recommending the new fee of \$563, an increase of \$21 or approximately twenty cents a pickup.

After reviewing the Sanitation Fund budget, the Commissioners discussed reducing some of the line items such as telephone and radio charges and health insurance. Staff was directed to survey Sanitation rates charged by other cities, reduce the health insurance costs, and find other efficiencies in the operation in order to save money, and place the item on the May 5, 2009, agenda.

~~\*\*Staff was also directed to show evidence of the past year's General Fund Staff expenses on behalf of the Sanitation Fund. Staff was asked to survey Sanitation Rate changes that other cities are proposing.~~

**D. Recommendation of the Parks & Parkways Advisory Board for the Village to apply for a 2009 Urban & Community Forestry Grant in the amount of \$20,000 for the purchase of a High Lift for Trimming trees. (5/0)  
Manager's Recommendation: Approve**

Mr. Spence said that by motion, the Parks & Parkways Board voted to recommend that we apply for the Forestry Grant to purchase a high-lift truck, and with the Commission's approval, Staff will submit the application. The maximum amount available is \$20,000, with a matching requirement. The Board did not want a used high-lift truck.

Motion was made by Commissioner Morris, seconded by Vice-Mayor Mallette, to approve the grant application.

Commissioner Anderson said he spoke with Bryan Cooper, and Mr. Cooper recommended that if we get the high-lift truck, the employees will need to be trained to use it, and we should apply for a second grant.

Commissioner Morris changed his motion to include applying for a second grant.

Discussion was held regarding finding the cost of a new high-lift truck, renting a truck, or hiring another company to do the tree trimming, and using funds for landscaping.

Mayor Hornbuckle called for a voice vote on the motion to approve submitting the first grant application and to authorize a second grant application for landscaping and for training employees to use the high-lift equipment. The motion carried by voice vote, 5/0.

#### **E. Recommendation to apply for a 2009 Federal Stimulus C.O.P.S. Grant to hire two Police Officers.**

Mr. Spence said the Stimulus Plans calls for funding for a Cops Hiring and Recovery Program (CHRP) grant and will pay up to \$36,000 a year for each new Police officer for three years. The city pays the balance, and the fourth year you are required to hire the new offices.

Chief Glansberg recommended applying for two additional police officers. The grant may be used only to increase or supplement the number of positions and not replace funds that were designated for current unfilled positions.

Vice-Mayor Mallette said she supports the grant application for one additional officer.

After discussion regarding the number of filled and vacant positions in the Department and use of overtime, the following action was taken.

Motion was made by Vice-Mayor Mallette, seconded by Commissioner Morris, to apply for one position and an additional position if it is determined it is feasible after consideration of "supplanting." The motion carried by voice vote, 5/0.

#### **F. Parks & Recreation Funding through the Safe Neighborhood Parks**

Vice-Mayor Mallette said she is a member of the Safe Neighborhood Parks Committee, and their meeting is scheduled May 17<sup>th</sup> to set the criteria for the money and features that they would look favorably upon. She said at this point the Recreation Advisory Board and the Parks and Parkways Boards should begin discussing recommendations for projects to submit.

#### **G. AT&T Boxes**

Commissioner Morris said AT&T is placing boxes all over the place and on the medians and right-of-ways, and some cities are requiring them to hide the boxes with landscaping. He suggested that we request AT&T to place landscaping around them or do something to hide the boxes. Attorney Hearn said he would check their franchise agreement.

## **H. Quarterly Reports**

Commissioner Bernard said at some point we went from monthly financials to quarterly financials, but we are not getting the quarterly financials in a timely manner. Given the financial issues, these should be made available to the Commission and to the public.

~~\*\*After discussion it was decided that the Finance Director will present the financial statements in a new format for the Commissioners to review.~~ After discussion it was decided that the Finance Director will present the 2<sup>nd</sup> Quarter Financial Statements as previously done prior to the May meeting, but will also present the raw accounting data prior to the May meeting for Commission to review for future financial statements. This will help determine if raw data monthly financial statements will be prepared instead of the Finance Director spending an hour manually creating the financial format in Excel.

## **12. GOOD AND WELFARE (PUBLIC) - no speakers**

### **13. REPORTS**

#### **A. Committee Reports**

- 1. Parks & Parkways Advisory Board – Dan Keys, Chairman**
- 2. Recreation Advisory Board – Roxanna Ross, Chairman**

Mrs. Ross, Chairman, said the Board recommended three projects to the Village Manager: a shade structure, a trail, and a water-misting feature. Regarding the basketball courts, the Board recommended that one basket be put up at the North end of the area and permit people to have half-court playing fields for a month, then revisit the issue to see whether or not this works out to be successful. The Board also expressed concern about summer camp taking place during construction of the pavilion.

#### **B. Village Attorney Comments**

- 1. Proposed changes to Land Development Code**
- 2. Manager Reviews** - Attorney Hearn said he has received four of the five evaluations.

#### **C. Village Manager Comments**

- 1. Report from Police Chief Glansberg – presented earlier in meeting**
- 2. Updates on various projects and Commission Directives**

Mr. Spence said he received the Auditors' report on last year's summer camp program, and they did not find any misused funds. They did find poor record keeping and a lack of policies and procedures, and they outlined what they would like implemented. He entered the Auditors' report into the record, and the report is attached to these minutes.

He also distributed a survey showing how other cities manage their websites, and most cities have an in-house webmaster.

**D. Commission Comments**

**1. Commissioner Anderson** invited residents to participate in the Easter Egg Hunt.

**\*\* 2. Commissioner Bernard** spoke about the Mini-Chamber of Commerce event at Recreation and asked that the Commission ratify the Village's contribution to the North Miami Foundation noted that the Village spent the \$2500 charitable contribution to the North Miami Foundation without a super-majority vote which contradicts the Charter, and we should vote on the specific issue so as to comply with the Charter.

**3. Commissioner Morris** confirmed with Attorney Hearn that the agreement with the former Recreation Director includes a full general release, and he urged all Commissioners to attend the North Miami Commission meeting on April 14.

**4. Vice-Mayor Mallette** commented that the Commission meetings are getting longer, and when the presentations take an hour or more, then there are too many things on the agenda.

**5. Mayor Hornbuckle** spoke about the new summer camp program.

**14. ANNOUNCEMENTS - All public meetings are held at the Ed Burke Recreation Center 11400 NE 9<sup>th</sup> Court**

- |                             |   |
|-----------------------------|---|
| <b>*Tuesday, April 14</b>   | <b>Code Review Committee 6:30 pm</b>            |
| <b>*Wednesday, April 15</b> | <b>Parks &amp; Parkways Advisory Board 6 pm</b> |
| <b>*Monday, April 20</b>    | <b>Planning &amp; Zoning Board 6:30 pm</b>      |
| <b>*Tuesday, April 21</b>   | <b>Code Enforcement Board 7 pm</b>              |
| <b>*Tuesday, May 5</b>      | <b>Regular Commission Meeting 7 pm</b>          |
| <b>To be Scheduled</b>      | <b>Recreation Advisory Board</b>                |

There being no further business to come before the Commission, the meeting was adjourned at midnight.

**\*\* These excerpts were revised/added at the direction of Commissioner Bernard.**

Commission approved \_\_\_June 2, 2009\_\_

Attest:

\_\_\_\_\_  
John Hornbuckle, Mayor

\_\_\_\_\_  
Ann Harper, Village Clerk



# Village of Biscayne Park

640 NE 114<sup>th</sup> Street  
Biscayne Park, FL 33161  
(305) 899-8000

## MINUTES

### **PRELIMINARY BUDGET WORKSHOP**

**Ed Burke Recreation Center – 11400 NE 9<sup>th</sup> Court  
Thursday, May 21, 2009 – 6:30 pm**

#### **1. CALL TO ORDER and ROLL CALL**

Mayor Hornbuckle called the 1<sup>st</sup> Preliminary Budget Workshop to order at 6:35 p.m. In addition to Mayor Hornbuckle, the following were present: Commissioners Bob Anderson, Steve Bernard, and Chester "Doc" Morris, and Vice-Mayor Kelly Mallette. Present from Staff were: Mitch Glansberg, Police Chief; Holly Hugdahl, Acting Finance Director; Frank Spence, Village Manager; John Hearn, Village Attorney, and Ann Harper, Village Clerk

Mr. Spence said Staff would like to discuss a couple of items before the Workshop begins in order to get direction from the Commission. All Commissioners received emails from MDT (Miami-Dade Transit Agency) regarding a proposal developed by Bryan Cooper, a member of the Parks & Parkways Advisory Board. The first proposal recommended by the MDT was to install bus shelters and benches along NE 6<sup>th</sup> Avenue using FTA (Federal Transit Administration) funding. The Parks & Parkways Advisory Board rejected this proposal because of lack of space, and the Board solicited alternate proposals. As is the procedure with other stimulus grants, there is a tight deadline for action. Mr. Cooper was in contact with MDT, and they added sidewalks to the proposal, which made the proposal acceptable. The deadline for submittal is tomorrow, and Mr. Cooper asked if the Commission would be interested in his plan of connecting the Recreation Center to Village Hall by sidewalks. If the Commissioners are interested in pursuing this, they can give direction to the Attorney and the Manager to submit this proposal. The proposal can be amended, but the most important thing is to get the funds committed or the funds will be lost.

Vice-Mayor Mallette noted that the people who live along the street should be notified.

After discussion, Mayor Hornbuckle stated the consensus of the Commission is to go ahead and move forward with the project as submitted by Mr. Cooper.

Mr. Spence said a Public Hearing on the project would be scheduled on the June 2, 2009, Commission agenda.

Attorney Hearn said he would change the Interlocal agreement to reflect the new project.

Mr. Spence said another subject to be discussed is the entry sign. He received notice from Barry Miller, the designer, that the cost of the lights and base for the sign was not included in the original bid and must be paid separately. This will add another \$10,000 to the cost of the sign, making the total cost \$37,000. He asked whether the Commission wished to accept the cost of \$10,000 or go out for bids for the lights and base.

Mayor Hornbuckle said he would get the sign committee together to look at the scope of the project.

After discussion, it was decided to place an item on the agenda for the June 2<sup>nd</sup> Commission meeting for approval of a change order, and Barry Miller will be asked to attend the meeting.

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Mayor Hornbuckle recessed the Budget Workshop at 7 p.m.

**NOTE: SPECIAL COMMISSION MEETING  
TO BEGIN 7 P.M. TO CONSIDER  
FDOT CONTACTS FOR NE 6<sup>TH</sup> AVENUE**

The Budget Workshop was reconvened at 7:30 p.m.

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**2. DISCUSSION OF PROPOSED FISCAL YEAR 2009-2010 BUDGET**

Vice-Mayor Mallette suggested that the Commission aim to complete the meeting by 8:30 p.m.

Mr. Spence said that as Staff completes departmental budgets, these budgets will be sent to the Commissioners for review. He recommended considering no more than three departmental budgets each workshop. Tonight the budgets for the Commission, Building Department, and the Recreation Department will be discussed.

After discussion, it was decided to hire a part-time person in Recreation to serve as backup when the Coordinator or another part-time employee is unable to come to work. The Commission requested a review of the number of hours help is needed in Recreation and the cost of covering those hours. The Commission also requested information on the amount the Village owes on the passenger bus purchased several years ago

Commissioner Bernard requested an estimate for the cost of hiring someone to perform system analysis studies.

There being no further business to come before the Commission, the meeting was adjourned at 8:15 p.m.

Commission approved \_\_\_June 2, 2009\_\_

Attest:

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John Hornbuckle, Mayor

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Ann Harper, Village Clerk

# Village of Biscayne Park

## MINUTES

### **SPECIAL COMMISSION MEETING**

**Ed Burke Recreation Center – 11400 NE 9<sup>th</sup> Court  
Thursday, May 21, 2009, 7 p.m.**

#### **1. CALL TO ORDER and ROLL CALL**

Mayor Hornbuckle recessed the 1<sup>st</sup> Preliminary Budget Workshop and called the meeting to order at 7 p.m. In addition to Mayor Hornbuckle, the following were present: Commissioners Bob Anderson, Steve Bernard, and Chester "Doc" Morris, and Vice-Mayor Kelly Mallette. Present from Staff were: Police Chief Mitch Glansberg; Holly Hugdahl, Acting Finance Director; Frank Spence, Village Manager; John Hearn, Village Attorney, and Ann Harper, Village Clerk.

Mr. Spence said that the Commission has before it two Resolutions. FDOT has requested the Village approve the NE 6<sup>th</sup> Avenue project which will be funded with Federal Stimulus Funds. The first Resolution describes the scope of the project, and the second Resolution deals with landscape maintenance, an irrigation system, and installation of bricks along the median ends.

Mr. Spence said after finishing the project, FDOT planned to plant sod. The Village was already working on a landscape beautification plan, and the landscape architect has designed a preliminary project. The cost of the sod would be \$6,200, and it would be a waste of funds to install the sod and then tear it up for landscaping. This was called to the attention of FDOT, and they were asked to work it out with the landscaping project staff. He cannot recommend that the Commission approve these Resolutions tonight, because it locks in the sod planting, and both projects should be tied together. He recommended deferral of action until the next Commission meeting on June 2, 2009.

#### **2. A. CONSIDERATION OF APPROVAL OF LOCALLY FUNDED AGREEMENT (LFA) BETWEEN VILLAGE OF BISCAYNE PARK AND FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT)**

##### **RESOLUTION NO. 2009-8**

**A RESOLUTION OF THE VILLAGE COMMISSION OF  
THE VILLAGE OF BISCAYNE PARK, FLORIDA,  
AUTHORIZING THE APPROPRIATE VILLAGE  
OFFICIALS TO EXECUTE THE LOCALLY FUNDED  
AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE  
PARK AND THE STATE OF FLORIDA DEPARTMENT OF  
TRANSPORTATION WHICH WILL ALLOW THE  
DEPARTMENT TO PERFORM CURB WORK IN THE  
MEDIAN LOCATED ON S.R. 915/NE 6<sup>TH</sup> AVENUE  
FROM NE 113<sup>TH</sup> STREET TO NE 121<sup>ST</sup> STREET;  
PROVIDING FOR AN EFFECTIVE DATE**

#### **B. CONSIDERATION OF APPROVAL OF IRRIGATION MAINTENANCE MEMORANDUM OF AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT)**

6A(3)

**RESOLUTION NO. 2009-9**

**A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE THE FLORIDA DEPARTMENT OF TRANSPORTATION IRRIGATION MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE VILLAGE OF BISCAYNE PARK ASSIGNING ALL MAINTENANCE RESPONSIBILITIES PERTAINING TO THE IRRIGATION WITHIN S.R. 915/NE 6<sup>TH</sup> AVENUE FROM NE 113<sup>TH</sup> STREET TO NE 121<sup>ST</sup> STREET TO THE VILLAGE IN PERPETUITY; PROVIDING FOR AN EFFECTIVE DATE**

Vice-Mayor Mallette said she agreed with Mr. Spence's recommendation, and she will be glad to assist in moving this project forward by speaking with people at the Director's level.

After discussion about trenching for electrical pipes, curb reinforcing and damage repairs, the following motion was made.

Motion was made by Commissioner Anderson, seconded by Vice-Mayor Mallette, to defer action on the items until the June 2<sup>nd</sup>, 2009, Commission meeting. The motion carried by voice vote, 5/0.

There being no further business to come before the Commission, the meeting was adjourned at 7:25 p.m.

Commission approved \_\_\_June 2, 2009\_\_\_\_\_

Attest:

\_\_\_\_\_  
John Hornbuckle, Mayor

\_\_\_\_\_  
Ann Harper, Village Clerk

VILLAGE OF BIL IRK  
 BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)  
 50%

FUND	GENERAL FUND	FY 08-09	FY 08-09		
OBJECT:	REVENUES	YEAR TO DATE	ADOPTED	VARIANCE	50%
		3/31/09	BUDGET		
311.10.00	Real & Personal Property	1,263,679.84	1,504,156	240,476.16	84.01%
	<b>Total Ad Valorem Taxes:</b>	<b>1,263,679.84</b>	<b>1,504,156</b>	<b>240,476.16</b>	<b>84.01%</b>
313.10.00	Electric	54,121.08	125,000	70,878.92	43.30%
313.40.00	Gas/Propane				
	<b>Total Franchise Fees:</b>	<b>54,121.08</b>	<b>125,000</b>	<b>70,878.92</b>	<b>43.30%</b>
314.10.00	Electric	51,023.96	100,000	48,976.04	51.02%
314.40.00	Gas/Propane	4,113.94	6,000	1,886.06	68.57%
	<b>Total Utility Service Taxes:</b>	<b>55,137.90</b>	<b>106,000</b>	<b>50,862.10</b>	<b>52.02%</b>
315.10.01	Communications Service Tax	70,101.72	117,050	46,948.28	59.89%
	<b>Total Communications Service Tax:</b>	<b>70,101.72</b>	<b>117,050</b>	<b>46,948.28</b>	<b>59.89%</b>
322.10.00	Building Permits	28,415.68	85,000	56,584.32	33.43%
322.20.00	Electrical Permits	3,620.00	9,000	5,380.00	40.22%
322.30.00	Plumbing Permits	6,510.60	13,000	6,489.40	50.08%
322.40.00	Air Conditioning/Mechanical Permits	1,380.00	8,000	6,620.00	17.25%
322.60.00	Paint Permits	940.00	2,800	1,860.00	33.57%
322.70.00	Garage Sale	415.00	900	485.00	46.11%
322.75.00	Code Compliance				
322.80.00	Plan Review	375.00	1,000	625.00	37.50%
332.99.00	Permit Administrative Fee	7,909.36	20,000	12,090.64	39.55%
332.90.01	Variance Application Fee	500.00	500	0.00	100.00%
332.90.10	Variance Advertisement	420.00	500	80.00	84.00%
332.90.20	Variance Mailing Fees	38.22		-38.22	
333.10.00	Re-Occupancy	1,425.00	2,100	675.00	67.86%
323.11.00	Contractor Registration	630.00	2,000	1,370.00	31.50%
323.12.00	Landlord Permit Fees	550.00	1,500	950.00	36.67%
323.13.00	Home Occupational Fees	800.00	500	-300.00	160.00%
	<b>Total (Village) Licenses &amp; Permits:</b>	<b>53,928.86</b>	<b>146,800</b>	<b>92,871.14</b>	<b>36.74%</b>

1 MONTH BEHIND

BASED ON USAGE;  
 FACTOR INCREASED IN JAN  
 Building off/Down

*Signature*  
 5/27/09

VILLAGE OF BIL ARK  
 BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

331.20.00	Federal Grants - COPS Grant									
334.21.00	Crime Prevention- Byrne Grant	81.19							-81.19	
335.12.00	State Revenue Sharing	32,118.30			70,195				38,076.70	45.76%
335.18.00	Local Govt. 1/2 Cent Sales Tax	96,030.58			206,650				110,619.42	46.47%
338.30.00	Occupational Licenses - County	3,124.32			1,900				-1,224.32	164.44%
	<b>Total Intergovernmental Revenue:</b>	<b>131,354.39</b>			<b>278,745</b>				<b>147,390.61</b>	<b>47.12%</b>
341.10.00	Recording Fees									
341.90.00	Sale of Maps & Publications									
341.20.00	Certification, Copies & Lien Search	1,688.50			3,000				1,311.50	56.28%
347.20.01	Recreation Program Fees	22,252.80			125,000				102,747.20	17.80%
347.20.02	Recreation - Concession Sales	2,751.75			15,000				12,248.25	18.35%
347.20.03	Other Parks & Rec. Fees (Special)	6,362.24			5,000				-1,362.24	127.24%
	<b>Total Service Revenue:</b>	<b>33,055.29</b>			<b>148,000</b>				<b>114,944.71</b>	<b>22.33%</b>
351.01.00	Judgments/ Citations - Court Imposed	19,539.65			35,000				15,460.35	55.83%
354.00.01	Violations - Local Ordinance	27,413.85			25,000				-2,413.85	109.66%
359.00.00	LETTF									
	<b>Total Fines &amp; Forfeitures:</b>	<b>46,953.50</b>			<b>60,000</b>				<b>13,046.50</b>	<b>78.26%</b>
361.00.00	Interest	4,950.97			23,500				18,549.03	21.07%
369.01.00	Miscellaneous Other	9,445.10			6,000				-3,445.10	157.42%
369.01.02	Insurance Proceeds	1,867.92							-1,867.92	
369.02.00	Misc Newsletter Ads	50.00			4,500				4,450.00	1.11%
369.03.00	North Miami Beach Police Reimbursable									
369.04.00	Miscellaneous-Donation Rec Cir	313.00							-313.00	
380.00.00	Fund Balance / Carryover									
380.01.00	Proceeds from Capital Lease									
	<b>Total Miscellaneous Revenue</b>	<b>16,626.99</b>			<b>34,000</b>				<b>17,373.01</b>	<b>48.90%</b>
	<b>TOTAL REVENUE/BUDGET:</b>	<b>1,724,959.57</b>			<b>2,519,751</b>				<b>794,791.43</b>	<b>68.46%</b>

STATE PROVIDES  
 BUDGET ESTIMATES

ALLC. EST. IN SEPT.  
 BEFORE CUTS.  
 RENTALS UP.

POLICE TRAFFIC TICKETS  
 CODE FINES & LIENS

ECONOMY ↓ to 0%  
 -75<sup>th</sup> ANNIVERSARY

VILLAGE OF BIRKBECK ARK  
 BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

DEPARTMENT:	EXECUTIVE/VILLAGE COMMISSION					
511.11.01	Salaries / Reimbursements	9,000.00	12,000	3,000.00		75.00%
511.21.01	FICA Taxes	558.00	744	186.00		75.00%
511.21.02	Medicare	130.50	174	43.50		75.00%
<b>AL PERSONAL SERVICES:</b>		<b>9,688.50</b>	<b>12,918</b>	<b>3,229.50</b>		<b>75.00%</b>
511.40.01	Travel Conferences & Meetings	1,050.00	1,000	-50.00		105.00%
511.47.01	Printing & Binding		750	750.00		0.00%
511.54.01	Dues, Subscriptions & Memberships	460.00	1,200	740.00		38.33%
511.55.01	Special Events	6,469.87	3,900	-2,569.87		165.89%
<b>TERIALS, SUPPLIES, SERVICES:</b>		<b>7,979.87</b>	<b>6,850</b>	<b>-1,129.87</b>		<b>116.49%</b>
	<b>TOTAL OPERATING EXPENSES/BUDGET:</b>	<b>17,668.37</b>	<b>19,768</b>	<b>2,099.63</b>		<b>89.38%</b>

COMMISSION RECEIVED 3 PAYS - TIMING  
 LEAGUE DINNER MEETINGS  
 - 25th BIRTHDAY

VILLAGE OF BI. ARK  
 BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

DEPARTMENT:	EXECUTIVE/ADMINISTRATION					
512.12.01	Regular Salaries	69,424.38	139,293	69,868.62	49.84%	
512.13.01	Other Salaries & Wages					
512.14.01	Overtime					
512.21.01	FICA Taxes	4,304.34	8,636	4,331.66	49.84%	
512.21.02	Medicare	1,006.66	2,020	1,013.34	49.83%	
512.22.01	Retirement	8,482.55	16,551	8,068.45	51.25%	
512.23.01	Life, Health & Dental Insurance	4,685.18	6,904	2,218.82	67.86%	
512.24.01	Workers Compensation	444.00	669	225.00	66.37%	
512.25.01	Unemployment Compensation					
512.26.01	Liability Insurance		3,092	3,092.00	0.00%	
	<b>AL PERSONAL SERVICES:</b>	<b>88,347.11</b>	<b>177,165</b>	<b>88,817.89</b>	<b>49.87%</b>	
512.40.01	Travel, Conferences & Meetings	1,213.99	3,000	1,786.01	40.47%	
512.40.02	Travel/Auto Allowance	2,000.00	4,800	2,800.00	41.67%	
512.46.02	R&M - Equipment		700	700.00	0.00%	
512.47.01	Printing & Binding					
512.49.02	Legal Advertising					
512.49.04	Ordinance Codification	2,299.50	8,000	5,700.50	28.74%	
512.49.06	Election		2,500	2,500.00	0.00%	
512.51.01	Office Supplies	218.22	500	281.78	43.64%	
512.52.12	Special Departmental Supplies	192.96	1,000	807.04	19.30%	
512.54.01	Dues, Subscriptions & Memberships	1,015.00	1,800	500.00	0.00%	
512.54.02	Education & Training		200	785.00	56.39%	
	<b>TERIALS, SUPPLIES, SERVICES:</b>	<b>6,939.67</b>	<b>23,000</b>	<b>16,060.33</b>	<b>30.17%</b>	
	<b>TOTAL DEPARTMENT EXPENSES/BUDGET:</b>	<b>95,286.78</b>	<b>200,165</b>	<b>104,878.22</b>	<b>47.60%</b>	

*-PRE PAID  
 -PAID QUARTERLY  
 IN ADVANCE*

*-TIMING; PAID ANNUALLY*

VILLAGE OF BILLY RICHARDSON  
 BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

DEPARTMENT:	FINANCE					
513.12.01	Regular Salaries					
513.13.01	Banked Sick/Vacation					
513.21.01	FICA Taxes					
513.21.02	Medicare					
513.22.01	Retirement					
513.23.01	Life, Health & Dental Insurance					
513.24.01	Workers Compensation					
513.25.01	Unemployment Compensation					
	<b>TOTAL PERSONAL SERVICES:</b>	<b>0.00</b>	<b>-</b>	<b>0.00</b>	<b>0.00</b>	
513.32.01	Accounting & Audit Services	21,500.00	30,500	9,000.00	9,000.00	70.49%
513.34.01	Consulting Services	50,902.50	75,000	24,097.50	24,097.50	67.87%
513.34.02	Contract Services-HTE	8,944.00	17,500	8,556.00	8,556.00	51.11%
513.40.01	Travel, Conferences & Meetings	61.00	150	89.00	89.00	40.67%
513.46.02	R&M - Equipment					
513.51.01	Office Supplies	145.25	500	354.75	354.75	29.05%
513.54.01	Dues, Subscriptions & Memberships		105	105.00	105.00	0.00%
513.54.02	Education & Training					
	<b>TERIALS, SUPPLIES, SERVICES:</b>	<b>81,552.75</b>	<b>123,755</b>	<b>42,202.25</b>	<b>42,202.25</b>	<b>65.90%</b>
	<b>TOTAL OPERATING EXPENSES/BUDGET:</b>	<b>81,552.75</b>	<b>123,755</b>	<b>42,202.25</b>	<b>42,202.25</b>	<b>65.90%</b>

PER CONTRACT - 100% BUDGET  
 PAID IN FULL.  
 RESPECTFUL REQUESTS;  
 LITIGATIONS;  
 GRANTS

VILLAGE OF BIS .RK  
BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

DEPARTMENT:	GENERAL GOVERNMENT	8,370.08	18,935	10,564.92	44.20%
519.12.01	Regular Salaries			10,564.92	44.20%
519.14.01	Overtime		1,174	655.06	44.20%
519.21.01	FICA Taxes	518.94	275	153.59	44.15%
519.21.02	Medicare	121.41	1,865	1,040.55	44.21%
519.22.01	Retirement	824.45	6,584	3,347.45	49.16%
519.23.01	Life, Health & Dental Insurance	3,236.55	91	30.00	67.03%
519.24.01	Workers' Compensation	61.00	5,000	2,310.00	53.80%
519.25.01	Unemployment Compensation	2,690.00	420	156.00	62.86%
519.26.01	Liability Insurance	284.00	34,344	18,257.57	46.84%
	<b>TOTAL PERSONAL SERVICES:</b>	<b>16,086.43</b>			
519.31.01	Attorney Legal Fees	23,052.19	60,000	36,947.81	38.42%
519.31.02	Legal - Other	4,887.60	15,000	10,112.40	32.58%
519.31.03	Other Professional Services	10,534.50	20,200	9,665.50	52.15%
519.31.04	Contract Services		750	750.00	0.00%
519.41.01	Telephone	7,472.38	12,500	5,027.62	59.78%
519.42.01	Postage, Freight & Express Charges	1,107.95	2,000	892.05	55.40%
519.43.01	Electric Utility Services	14,920.79	30,000	15,079.21	49.74%
519.43.02	Water Utility Services	453.68	1,500	1,046.32	30.25%
519.44.02	Equipment Rental & Lease	8,517.66	14,500	5,982.34	58.74%
519.45.01	Insurance	15,807.00	31,000	15,193.00	50.99%
519.46.02	Repair & Maintenance - Equipment	5,112.55	5,400	287.45	94.68%
519.47.01	Printing & Binding	1,251.15	1,000	-251.15	125.12%
519.48.01	Communications - Newsletter/ Website	839.48	1,500	660.52	55.97%
519.48.02	Legislative Representative				
519.49.01	Miscellaneous - FDMS Fees	1,540.95	8,000	6,459.05	19.26%
519.51.01	Office Supplies - General	2,582.10	3,500	917.90	73.77%
519.52.01	Operating Supplies	1,648.99	1,500	-148.99	109.93%
519.54.01	Dues, Subscriptions & Memberships	305.00	1,200	895.00	25.42%
519.59.01	Contingency		15,000	15,000.00	0.00%
	<b>TOTALS, SUPPLIES, SERVICES:</b>	<b>100,033.97</b>	<b>224,550</b>	<b>124,516.03</b>	<b>44.55%</b>
	<b>TOTAL OPERATING EXPENSES/BUDGET:</b>	<b>116,120.40</b>	<b>258,894</b>	<b>142,773.60</b>	<b>44.85%</b>
519.64.03	Capital Outlay		9,100	9,100.00	0.00%
	<b>TOTAL CAPITAL OUTLAY</b>	<b>0.00</b>	<b>9,100</b>	<b>9,100.00</b>	<b>0.00%</b>
519.82.01	Aids to Private Organizations	2,500.00	2,500	0.00	100.00%
	<b>GRANTS &amp; AIDS:</b>	<b>2,500.00</b>	<b>2,500</b>	<b>0.00</b>	<b>100.00%</b>
	<b>TOTAL DEPARTMENT EXPENSES/BUDGET:</b>	<b>118,620.40</b>	<b>270,494</b>	<b>151,873.60</b>	<b>43.85%</b>

Ad Quarterly in advance  
 < 11  
 < BEHIND IN BILLING  
 < TO BE REDUCED  
 < PD IN ADVANCE  
 UNFORSEEN RETAIRS  
 MULTIPLE HYPER IN SEATS  
 MORE PRINTING IN HOUSE  
 NEW SERVER; PAYROLL CHECKS

VILLAGE OF BIS  
BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

DEPARTMENT:	POLICE								
521.12.01	Regular Salaries	270,887.76	483,779	212,891.24	55.99%				
521.13.01	Other Salaries & Wages	19,063.54	104,397	85,333.46	18.26%				
521.14.01	Overtime	29,710.10	55,000	25,289.90	54.02%				
521.15.01	Special Pay - Officer Incentive	2,620.00	8,000	5,380.00	32.75%				
521.16.01	Court Time	3,311.48	5,000	1,688.52	66.23%				
521.17.01	Holiday Pay								
521.19.01	Banked Sick Leave								
521.21.01	FICA Taxes	20,367.10	40,683	20,315.90	50.06%				
521.21.02	Medicare	4,763.30	9,515	4,751.70	50.06%				
521.22.01	Retirement	67,510.52	134,389	66,878.48	50.24%				
521.23.01	Life, Health & Dental Insurance	32,305.41	79,013	46,707.59	40.89%				
521.24.01	Workers' Compensation	79,298.43	79,867	568.57	99.29%				
521.25.01	Unemployment Compensation	4,102.95		-4,102.95					
521.26.01	Liability Insurance	17,275.46	27,421	10,145.54	63.00%				
	<b>AL PERSONAL SERVICES:</b>	<b>551,216.05</b>	<b>1,027,064</b>	<b>475,847.95</b>	<b>53.67%</b>				
521.31.04	Contract Services - Other	1,290.42	1,200	-90.42	107.54%				
521.34.01	Contract Services	631.00	1,000	369.00	63.10%				
521.40.01	Travel, Conferences & Meetings	108.00	1,500	1,392.00	7.20%				
521.41.01	Telephone & Cellular Air Time	3,449.39	6,000	2,550.61	57.49%				
521.44.01	Rental & Lease - Beeper	742.48	1,500	757.52	49.50%				
521.45.01	Insurance - Auto	5,941.00	21,700	15,759.00	27.38%				
521.46.01	R&M - Vehicles	9,455.67	15,000	5,544.33	63.04%				
521.46.02	R&M - Equipment	1,353.00	5,000	3,647.00	27.06%				
521.46.03	R&M - Radio	1,066.68	4,000	2,933.32	26.67%				
521.47.01	Printing & Binding	371.00	1,000	629.00	37.10%				
521.51.01	Office Supplies	2,952.26	4,500	1,547.74	65.61%				
521.52.02	Gas & Oil	15,369.19	50,000	34,630.81	30.74%				
521.52.03	Tires & Tire Repair	2,269.65	4,500	2,230.35	50.44%				
521.52.04	Uniforms	4,178.99	5,000	821.01	83.58%				
521.52.05	Vests - Body Armor	600.00	1,200	600.00	50.00%				
521.52.06	Dry Cleaning - Uniforms	1,323.00	1,800	477.00	73.50%				
521.52.07	Ammunition		3,000	3,000.00	0.00%				
521.52.08	Photography	29.94	200	170.06	14.97%				
521.52.12	Special Department Supplies	1,180.71	4,500	3,319.29	26.24%				
521.54.01	Dues, Subscriptions & Memberships	1,975.81	3,000	1,024.19	65.86%				
512.54.02	Education & Training	119.80	4,000	3,880.20	3.00%				
	<b>TOTAL MATERIALS, SUPPLIES, SERVICES:</b>	<b>54,407.99</b>	<b>139,600</b>	<b>85,192.01</b>	<b>38.97%</b>				
	<b>TOTAL OPERATING EXPENSES/BUDGET:</b>	<b>605,624.04</b>	<b>1,166,664</b>	<b>561,039.96</b>	<b>51.91%</b>				
521.64.01	Vehicles-Debt Service	2,985.83	41,968	38,982.17	7.11%				
521.64.02	Machinery & Equipment - 800 Mhz								
	<b>TOTAL CAPITAL OUTLAY</b>	<b>2,985.83</b>	<b>41,968</b>	<b>38,982.17</b>	<b>7.11%</b>				
	<b>TOTAL DEPARTMENT EXPENSES/BUDGET:</b>	<b>608,609.87</b>	<b>1,208,632</b>	<b>600,022.13</b>	<b>50.36%</b>				

-UNPREDICTABLE

M/D SELF INSURED / 4 OPEN ACCTS!

TEST. VS FOR NEW HIRES

OLD FLEET

NEW HIRES

NEW HIRES MORE RESERVES

ANNUAL/SEASONAL

VILLAGE OF BIS, N .RK  
 BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

DEPARTMENT:	BUILDING					
524.12.01	Regular Salaries	23,482.51	RECLASSIF. ( 27,502	4,019.49	85.38%	
524.13.01	Other Salaries & Wages	7,529.82	( 24,020	16,490.18	31.35%	
524.14.01	Overtime		495	495.00	0.00%	
524.21.01	FICA Taxes	1,922.78	3,040	1,117.22	63.25%	
524.21.02	Medicare	449.69	710	260.31	63.34%	
524.22.01	Retirement	1,555.54	2,758	1,202.46	56.40%	
524.23.01	Life, Health & Dental Insurance	3,092.18	6,584	3,491.82	46.97%	
524.24.01	Workers Compensation	982.00	1,480	498.00	66.35%	
524.25.01	Unemployment Compensation					
524.26.01	Liability Insurance	681.00	1,088	407.00	62.59%	
	<b>TOTAL PERSONAL SERVICES:</b>	<b>39,695.52</b>	<b>67,677</b>	<b>27,981.48</b>	<b>58.65%</b>	
524.31.07	Inspectors Fees	13,427.20	60,000	46,572.80	22.38%	
524.31.08	Structural Engineer	75.00	1,200	1,125.00	6.25%	
524.46.02	R&M Equipment	1,599.00	1,200	-399.00	133.25%	
524.47.01	Printing & Binding		250	250.00	0.00%	
524.49.03	Special Departmental Supplies		500	500.00	0.00%	
524.51.01	Office Supplies	366.26	2,000	1,633.74	18.31%	
524.54.01	Subscriptions, Memberships, Books	100.00	250	150.00	40.00%	
524.54.02	Education & Training		1,000	1,000.00	0.00%	
524.64.02	Machinery & Equipment					
	<b>TOTAL MATERIALS, SUPPLIES, SERVICES:</b>	<b>15,567.46</b>	<b>66,400</b>	<b>50,832.54</b>	<b>23.44%</b>	
	<b>TOTAL OPERATING EXPENSES/BUDGET:</b>	<b>55,262.98</b>	<b>134,077</b>	<b>78,814.02</b>	<b>41.22%</b>	

INSPECTOR'S SALARIES  
 IN WRONG ACCT PLVS  
 PAID QUARTERLY  
 } TRAINING

EXTRA SOFTWARE  
 NOT BUDGETED  
 (\$1,999.-)

VILLAGE OF BIS RK  
 BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

DEPARTMENT:	CODE ENFORCEMENT						
529.12.01	Regular Salaries	24,221.75	42,552	18,330.25	56.92%		
529.13.01	Other Salaries & Wages						
529.14.01	Overtime	935.97	614	-321.97	152.44%		
529.21.01	FICA Taxes	1,559.77	2,676	1,116.23	58.29%		
529.21.02	Medicare	364.79	626	261.21	58.27%		
529.22.01	Retirement	2,478.05	4,252	1,773.95	58.28%		
529.23.01	Life, Health & Dental Insurance	3,092.18	6,584	3,491.82	46.97%		
529.24.01	Workers' Compensation	1,836.00	2,767	931.00	66.35%		
529.25.01	Unemployment Compensation						
529.26.01	Liability Insurance	606.00	959	353.00	63.19%		
	<b>TOTAL PERSONAL SERVICES:</b>	<b>35,094.51</b>	<b>61,030</b>	<b>25,935.49</b>	<b>57.50%</b>		
529.33.01	Court/Hearing Reporter		850	850.00	0.00%		
529.41.01	Telephone & Cellular Air Time	575.13	650	74.87	88.48%		
529.42.01	Postage		1,000	1,000.00	0.00%		
529.46.01	R&M Equipment	1,598.00	1,200	-398.00	133.17%		
529.47.01	Printing	11.52	150	138.48	7.68%		
529.51.01	Office Supplies & Misc.	57.82	750	692.18	7.71%		
529.52.02	Gas & Oil		100	100.00	0.00%		
529.52.03	Tires & Tire Repair		275	275.00	0.00%		
529.52.04	Uniforms		250	250.00	0.00%		
529.54.01	Dues, Subscriptions & Memberships						
529.54.02	Education & Training	480.00		-480.00			
	<b>TOTAL MATERIALS, SUPPLIES, SERVICES:</b>	<b>2,722.47</b>	<b>5,225</b>	<b>2,502.53</b>	<b>52.10%</b>		
529.64.02	Machinery & Equipment						
	<b>TOTAL DEPARTMENT EXPENSES / BUDGET:</b>	<b>37,816.98</b>	<b>66,255</b>	<b>28,438.02</b>	<b>57.08%</b>		

- EXTRA EVENING MEETINGS

< ADD AIR CARD FOR LAPTOP  
 Y2 SOFTWARE (\$1,999)

VILLAGE OF BISPERIARK  
 BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

DEPARTMENT: OBJECT/ACCOUNT NAME:	PUBLIC WORKS					
534.12.01	Regular Salaries	64,057.88	114,909	50,851.12		55.75%
534.13.01	Other Salaries & Wages	4,956.76	5,745	788.24		86.28%
534.14.01	Overtime	432.70	1,500	1,067.30		28.85%
534.19.01	Banked Sick Leave					
534.21.01	FICA Taxes	4,305.75	7,574	3,268.25		56.85%
534.21.02	Medicare	1,007.01	1,771	763.99		56.86%
534.22.01	Retirement	6,840.64	12,032	5,191.36		56.85%
534.23.01	Life, Health & Dental Insurance	14,312.14	27,654	13,341.86		51.75%
534.24.01	Workers' Compensation	7,658.00	11,534	3,876.00		66.40%
534.25.01	Unemployment Compensation	893.94		-893.94		
534.26.01	Insurance - Liability	1,710.00	2,712	1,002.00		63.05%
	<b>TOTAL PERSONAL SERVICES:</b>	<b>106,174.82</b>	<b>185,431</b>	<b>79,256.18</b>		<b>57.26%</b>
534.41.01	Telephone	1,819.61	4,900	3,080.39		37.13%
534.43.01	Electric	546.56	4,000	3,453.44		13.66%
534.43.02	Water	781.04	2,000	1,218.96		39.05%
534.44.02	Equipment Rental	1,810.27	4,000	2,189.73		45.26%
534.45.01	Insurance - Auto	444.00	2,400	1,956.00		18.50%
534.46.01	R&M Vehicles	237.98	1,500	1,262.02		15.87%
534.46.02	R&M Equipment	2,167.77	2,800	632.23		77.42%
534.46.03	R&M Buildings	8,060.14	3,000	-5,060.14		268.67%
534.46.05	R&M Field	4,425.82	17,180	12,754.18		25.76%
534.49.05	Truck Washing		250	250.00		0.00%
534.51.01	Office Supplies	710.60	1,500	789.40		47.37%
534.52.01	Operating Supplies	3,001.17	10,000	6,998.83		30.01%
534.52.02	Gas & Oil	1,291.63	16,000	14,708.37		8.07%
534.52.03	Tires & Tire Repair		1,500	1,500.00		0.00%
534.52.04	Uniform Rental	1,131.95	2,000	868.05		56.60%
	<b>TOTAL MATERIALS, SUPPLIES, SERVICES:</b>	<b>26,428.54</b>	<b>73,030</b>	<b>46,601.46</b>		<b>36.19%</b>
	<b>TOTAL OPERATING EXPENSES / BUDGET:</b>	<b>132,603.36</b>	<b>258,461</b>	<b>125,857.64</b>		<b>51.30%</b>
534.62.01	Buildings	836.72	-	-836.72		
534.63.02	Landscaping		10,000	10,000.00		0.00%
534.64.02	Machinery & Equipment	2,300.00		-2,300.00		
	<b>TOTAL CAPITAL OUTLAY:</b>	<b>3,136.72</b>	<b>10,000</b>	<b>6,863.28</b>		<b>31.37%</b>
	<b>TOTAL NON-OPERATING BUDGET:</b>	<b>3,136.72</b>	<b>10,000</b>	<b>6,863.28</b>		<b>31.37%</b>
	<b>TOTAL DEPARTMENT EXPENSES / BUDGET:</b>	<b>135,740.08</b>	<b>268,461</b>	<b>132,720.92</b>		<b>50.56%</b>

TIMING

QUARTERLY  
 PAYMENTS  
 PREPAID

EXTRA REPAIRS TO  
 BUILDINGS

VILLAGE OF BIS ARK  
 BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

FUND	ROAD FUND						
	<b>REVENUE:</b>						
312.40.10	Local Option Gas Tax -Capital Improvements	11,368.49	22,620	11,251.51	50.26%		
312.40.20	Local Option Gas Tax (6 Cents)	28,454.43	59,230	30,775.57	48.04%		
334.10.00	Forestry Grant		11,000	11,000.00	0.00%		
334.20.00	DOT Landscaping Grant	1,990.00	3,980	1,990.00	50.00%		
335.12.00	State Revenue Sharing	12,796.14	25,477	12,680.86	50.23%		
335.14.00	Fuel Tax Rebate	1,183.42	2,000	816.58	59.17%		
361.00.00	Interest	53.87	383	329.13	14.07%		
391.91.00	CIT Road Improvements	10,750.00	43,000	32,250.00	25.00%		
	<b>TOTAL REVENUES/BUDGET:</b>	<b>66,596.35</b>	<b>167,690</b>	<b>101,093.65</b>	<b>39.71%</b>		
534.12.01	Regular Salaries	37,811.48	76,972	39,160.52	49.12%		
534.13.01	Other Salaries/Wages	2,929.59	8,078	5,148.41	36.27%		
534.14.01	Overtime	1,805.31	1,000	-805.31	180.53%		
534.19.01	Banked Sick Leave						
534.21.01	FICA Taxes	2,631.10	4,833	2,201.90	54.44%		
534.21.02	Medicare	615.34	1,130	514.66	54.45%		
534.22.01	Retirement	4,180.05	7,680	3,499.95	54.43%		
534.23.01	Life, Health & Dental Insurance	8,745.61	17,120	8,374.39	51.08%		
534.24.01	Workers Compensation	4,697.00	7,075	2,378.00	66.39%		
534.25.01	Unemployment Compensation						
534.26.01	Insurance - Liability	1,092.00	1,730	638.00	63.12%		
534.31.08	Contract Services		2,000	2,000.00	0.00%		
534.45.01	Auto Insurance	1,068.00	2,372	1,304.00	45.03%		
534.46.01	R&M Vehicles	1,034.24	3,200	2,165.76	32.32%		
534.46.02	R&M Equipment	564.09	2,500	1,935.91	22.56%		
534.52.01	Operating Supplies	566.61	2,500	1,933.39	22.66%		
534.52.02	Gas & Oil	1,743.15	3,000	1,256.85	58.11%		
534.52.04	Uniforms	782.48	1,000	217.52	78.25%		
534.53.01	Road Materials		3,500	3,500.00	0.00%		
534.63.01	Improvements other than Buildings	21,600.00	22,000	400.00	98.18%		
	<b>TOTAL DEPARTMENT EXPENSES/BUDGET</b>	<b>91,866.05</b>	<b>167,690</b>	<b>75,823.95</b>	<b>54.78%</b>		
	<b>TOTAL EXPENSES</b>	<b>91,866.05</b>	<b>167,690</b>	<b>75,823.95</b>	<b>54.78%</b>		
	<b>TOTAL REVENUE</b>	<b>66,596.35</b>	<b>167,690</b>	<b>101,093.65</b>	<b>39.71%</b>		
	<b>TOTAL REVENUES/TOTAL EXPENSES</b>	<b>(25,269.70)</b>	<b>-</b>	<b>25,269.70</b>			

WATERING NEW TREES  
 ON SATURDAYS

TOTAL NEW TREES

VILLAGE OF BISLARK  
BUDGET VS ACTUAL AS OF 3/31/2009 (PERIOD 6)

FUND	SANITATION FUND					
	<b>REVENUE:</b>					
343.40.01	Garbage/Waste Fees	577,733.93	707,310	129,576.07		81.68%
343.40.03	Special Pick-up / Lot Clearing	4,690.00	5,000	310.00		93.80%
	<b>TOTAL REVENUES/BUDGET:</b>	<b>582,423.93</b>	<b>712,310</b>	<b>129,886.07</b>		<b>81.77%</b>
	<b>EXPENSES</b>					
	<b>OBJECT/ACCOUNT NAME:</b>					
534.12.01	Regular Salaries	113,586.56	214,747	101,160.44		52.89%
534.13.01	Other Salaries & Wages	5,974.15	14,287	8,312.85		41.82%
534.14.01	Overtime	494.75	1,000	505.25		49.48%
534.19.01	Banked Sick Leave		1,635	1,635.00		0.00%
534.21.01	FICA Taxes	7,443.48	13,314	5,870.52		55.91%
534.21.02	Medicare	1,740.73	3,114	1,373.27		55.90%
534.22.01	Retirement	11,825.39	21,153	9,327.61		55.90%
534.23.01	Life, Health & Dental Insurance	26,106.57	53,991	27,884.43		48.35%
534.24.01	Workers' Compensation	19,924.00	30,009	10,085.00		66.39%
534.26.01	Insurance - Liability	3,009.00	4,767	1,758.00		63.12%
	<b>TOTAL PERSONAL SERVICES:</b>	<b>190,104.63</b>	<b>358,017</b>	<b>167,912.37</b>		<b>53.10%</b>
534.34.02	Dump-Garbage/Waste	63,332.36	190,500	127,167.64		33.25%
534.34.03	Dump-Recycling	17,500.00	35,000	17,500.00		50.00%
534.41.01	Telephone	699.63	1,295	595.37		54.03%
534.41.02	Radios		1,060	1,060.00		0.00%
534.43.01	Electric	1,053.14	1,135	81.86		92.79%
534.43.02	Water	263.76	370	106.24		71.29%
534.45.01	Insurance - Auto	2,225.00	5,856	3,631.00		38.00%
534.46.01	R&M Vehicles	4,603.02	7,000	2,396.98		65.76%
534.49.05	Truck Washing		1,000	1,000.00		0.00%
534.52.01	Operating Supplies	1,063.76	2,000	936.24		53.19%
534.52.02	Gas & Oil	6,356.66	26,504	20,147.34		23.98%
534.52.03	Tires & Tire Repair	135.14	2,000	1,864.86		6.76%
534.52.04	Uniform Rental	1,494.34	2,700	1,205.66		55.35%
534.53.01	Depreciation		20,327	20,327.00		0.00%
534.53.02	Administration Fee-Miami-Dade	7,073.10	35,366	28,292.90		20.00%
	<b>TOTAL MATERIALS, SUPPLIES, SERVICES:</b>	<b>105,799.91</b>	<b>332,113</b>	<b>226,313.09</b>		<b>31.86%</b>
534.75.01	Lease/Purchase Interest	11,089.84	22,180	11,090.16		50.00%
	<b>TOTAL DEBT SERVICE</b>	<b>11,089.84</b>	<b>22,180</b>	<b>11,090.16</b>		<b>50.00%</b>
	<b>TOTAL DEPARTMENT EXPENSES/BUDGET</b>	<b>306,994.38</b>	<b>712,310</b>	<b>405,315.62</b>		<b>43.10%</b>
	<b>TOTAL EXPENSES</b>	<b>306,994.38</b>	<b>712,310</b>	<b>405,315.62</b>		<b>43.10%</b>
	<b>TOTAL REVENUE</b>	<b>582,423.93</b>	<b>712,310</b>	<b>129,886.07</b>		<b>81.77%</b>
	<b>TOTAL REVENUES/TOTAL EXPENSES</b>	<b>275,429.55</b>	<b>-</b>	<b>(275,429.55)</b>		

-35% of All for BLDG.

# VILLAGE OF BISCAYNE PARK NOTICE OF PUBLIC HEARING



Notice is hereby given that the Commission of the Village of Biscayne Park, Florida, will hear the following variance request at the Regular Commission meeting to be held beginning at 7:00 p.m., Tuesday, June 2<sup>nd</sup>, 2009, at the Ed Burke Recreation Center, 11400 NE 9<sup>th</sup> Court, Biscayne Park, FL 33161:

Property owners of 11608 NE 6 Avenue request a variance from the Code provisions:

**10.2.1 Residential sector regulations. No residential building or land shall be used and no residential building shall be erected, constructed, reconstructed or structurally altered for any specific use except according to the regulation contained in Table A, Residential Sectors.**

**Table A Residential Sectors (Residential Sector A) Minimum Setbacks for Side is 10'.**

**11.6.2 (a): The height of any hedge shall not exceed four (4) feet when located between the building and any paved street. When located between the building and other property lines, fences and walls shall not exceed six (6) feet in height, and hedges shall not exceed eight (8) feet in height.**

**To allow:**

- #1 - An encroachment of 1' into side setback for existing bathroom constructed without permits; side setback required is 10'; total side setback is currently 9'. Planning and Zoning Board recommended approval on April 6, 2009, with a vote 5-0.
- #2 - To keep 9' 6" free standing outside wall used for racquetball; maximum height permitted is 6' for fence or wall. Planning and Zoning Board recommended Denial on April 6, 2009, with a vote 4-1.

All documentation pertaining to this request may be inspected by the public at the Office of the Clerk in the Village Hall, 640 NE 114<sup>th</sup> Street. Interested parties may appear at the meeting and be heard with respect to the variance request. Should any person seek to appeal any decision made by the Commission with respect to any matter considered at this meeting, such person 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. Persons who require special accommodation to participate in the proceedings should call the Village Clerk's office (305) 899-8000 no later than (4) days prior to the proceeding for assistance.

Ann Harper, CMC  
Village Clerk

7B



VILLAGE OF BISCAYNE PARK, FLORIDA

VARIANCE APPLICATION

Planning & Zoning Board (PZB)

TODAY'S DATE: MARCH 20, 2009

P&Z-AGENDA NO:

PURSUANT TO SECTION 15.3 OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, I HEREBY REQUEST A VARIANCE OF THE ZONING CODE AS DESCRIBED BELOW:

PETITIONER: Jose Luis Hernandez

PROPERTY ADDRESS: 11608 NE. 6th Ave. Biscayne Park

PHONE NO: 305-899-2599

OWNER OF SUBJECT PROPERTY: Jose Luis Hernandez

ADDRESS: 11608 NE. 6th Ave. Biscayne Park

PHONE NO: 305-899-2599

PETITIONER'S RELATION TO SUBJECT PROPERTY: OWNER

PROPERTY ADDRESS-LEGAL DESCRIPTION: FOLIO#

LOT: 35 BLOCK: 10

SUBDIVISION: Griffing Biscayne Park Estates ZONING DISTRICT

SECTION(S) OF THE CODE TO BE APPEALED FOR VARIANCE REQUEST: 11.1.2(c)

"BATHROOM" Minimum Setbacks For Sides 10'

"Basket ball" Minimum Setbacks For Sides and rear 10'

ATTACH A JUSTIFICATION STATEMENT ADDRESSING ALL FOUR [4] CRITERIA FOR THIS VARIANCE REQUEST AS FOLLOWS:

1. SPECIAL CIRCUMSTANCES OR CONDITIONS
2. PRESERVATION AND ENJOYMENT OF SUBSTANTIAL PROPERTY RIGHT
3. NOT DETRIMENTAL TO PUBLIC WELFARE OR INJURIOUS TO OTHER PROPERTY
4. MINIMUM VARIANCE FOR REASONABLE USE

PAID

MAR 24 2009

BY: \_\_\_\_\_

PAID

MAR 26 2009

BY: \_\_\_\_\_

THIS IS TO CERTIFY THAT I AM THE OWNER OF THE SUBJECT PROPERTY DESCRIBED IN THIS VARIANCE PETITION. I HAVE READ THIS PETITION AND THE STATEMENTS CONTAINED HEREIN ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

SIGNATURE OF PETITIONER:

*[Handwritten Signature]*

DATE: Mar 20 11-09

IF NEEDED: AS OWNER, I AUTHORIZE \_\_\_\_\_ TO ACT AS MY AGENT IN THIS MATTER. PLEASE PRINT NAME, ADDRESS AND PHONE NUMBER OF REPRESENTATIVE, IF APPLICABLE.

NAME: Ivan Hernandez

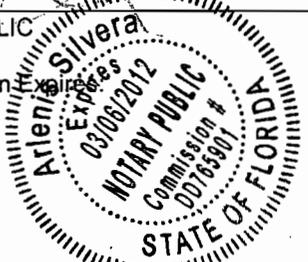
ADDRESS: 11608 NE 6<sup>th</sup> Ave. Biscayne Park

PHONE NO: 305-899-2599

Sworn to and subscribed before me this 20 day of March, 2009.

NOTARY PUBLIC

My Commission Expires



José Luis Hernandez

OWNER'S NAME (print or type)

11608 NE 6<sup>th</sup> Ave.

ADDRESS (street, city)

305-899-25-99

PHONE NUMBER

SIGNATURE OF OWNER

- Personally known
- Produced Identification
- Type of ID: \_\_\_\_\_
- Did take an oath
- Did NOT take an oath

**TO BE COMPLETED BY THE PLANNING & ZONING BOARD**

Accepted for review by: \_\_\_\_\_ Date: \_\_\_\_\_

P&Z Agenda #: \_\_\_\_\_ Non-Use Variance Review form attached: Yes / No

**TO BE COMPLETED BY THE VILLAGE ADMINISTRATION**

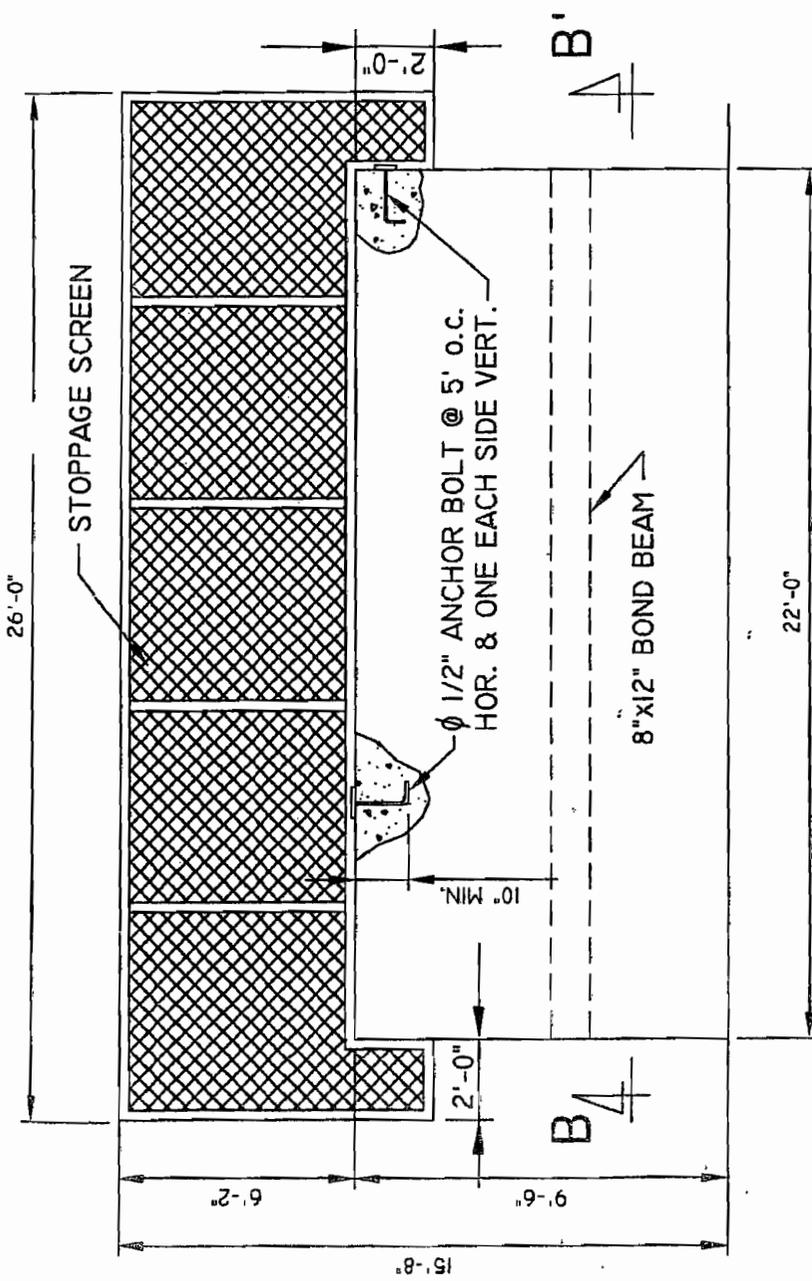
FEE: **\$150.00 - with permit application processed**  
**\$250.00 - without permit application processed**

**Variance Application fee due upon submittal of packets.**

**Additional fees will incur at time of variance process by the Village Clerk's office.**

Accepted by: \_\_\_\_\_ Date: \_\_\_\_\_

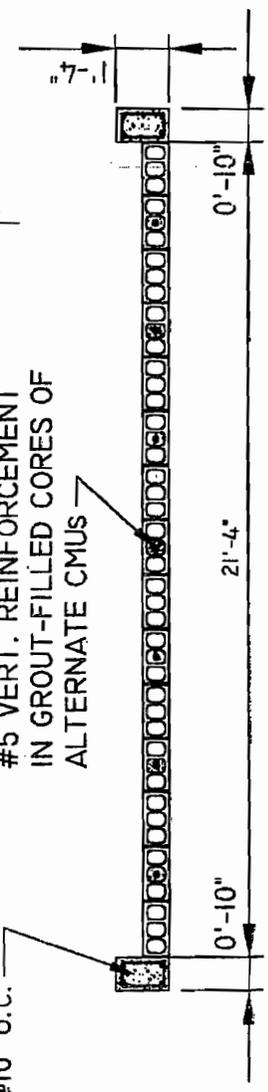




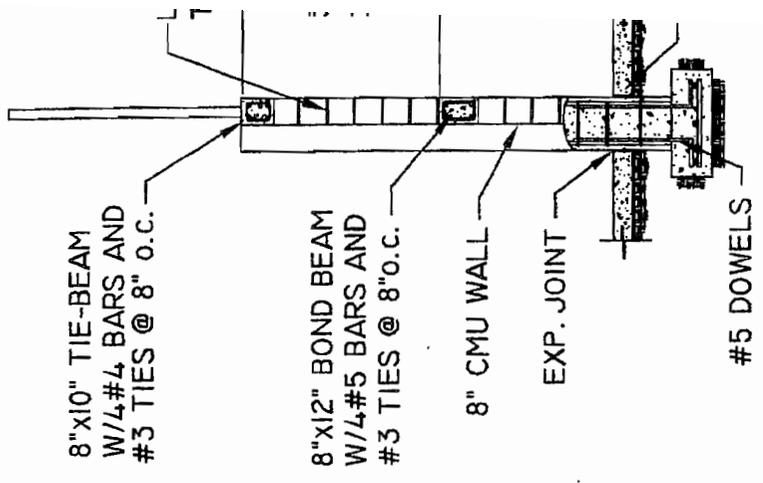
**FRONT VIEW**

8" x 16" COLUMN W/4#6 VERTICAL  
BARS, AND #3 TIES @ 10" O.C.

#5 VERT. REINFORCEMENT  
IN GROUT-FILLED CORES OF  
ALTERNATE CMUS

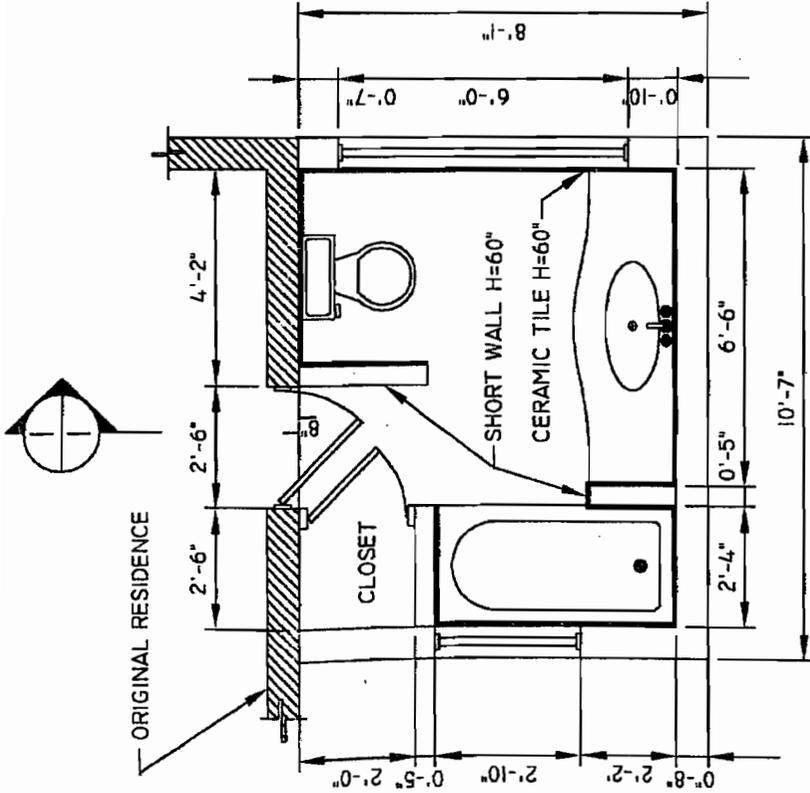


**SECTION B-B'**



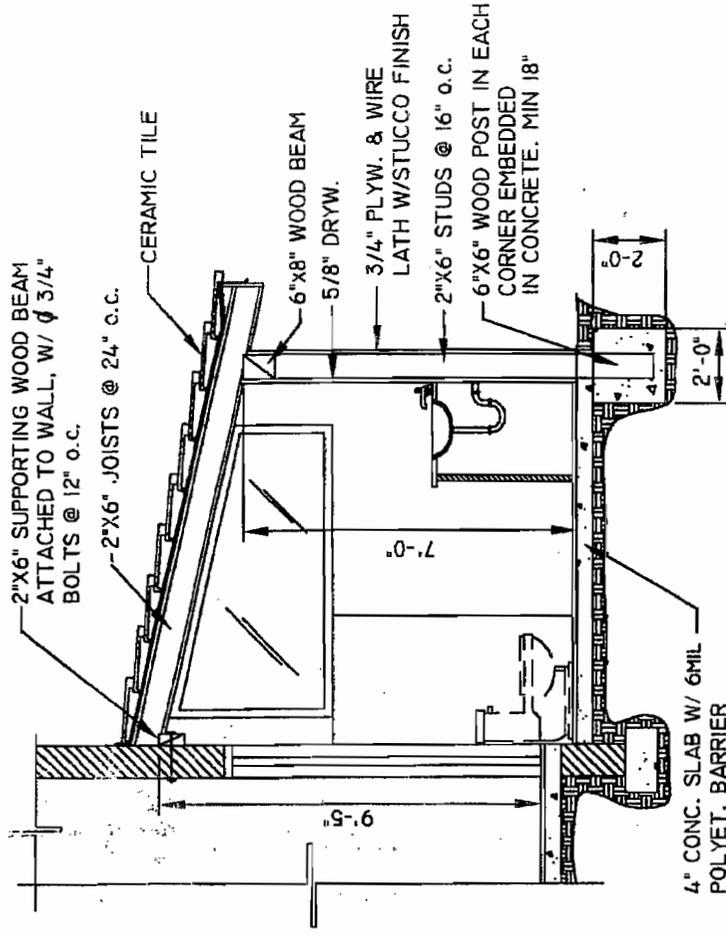
**SEC. C-C'**

**EXISTING HAND BALL PARAPET ADDED**



## BATHROOM FLOOR PLAN

NOT TO SCALE



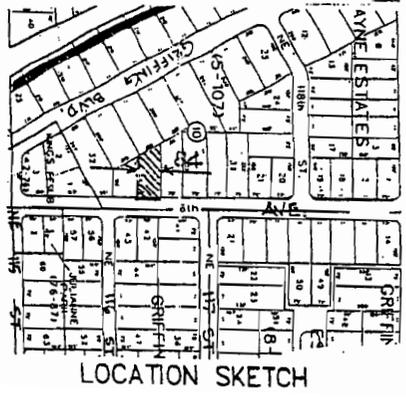
## SECTION

NOT TO SCALE

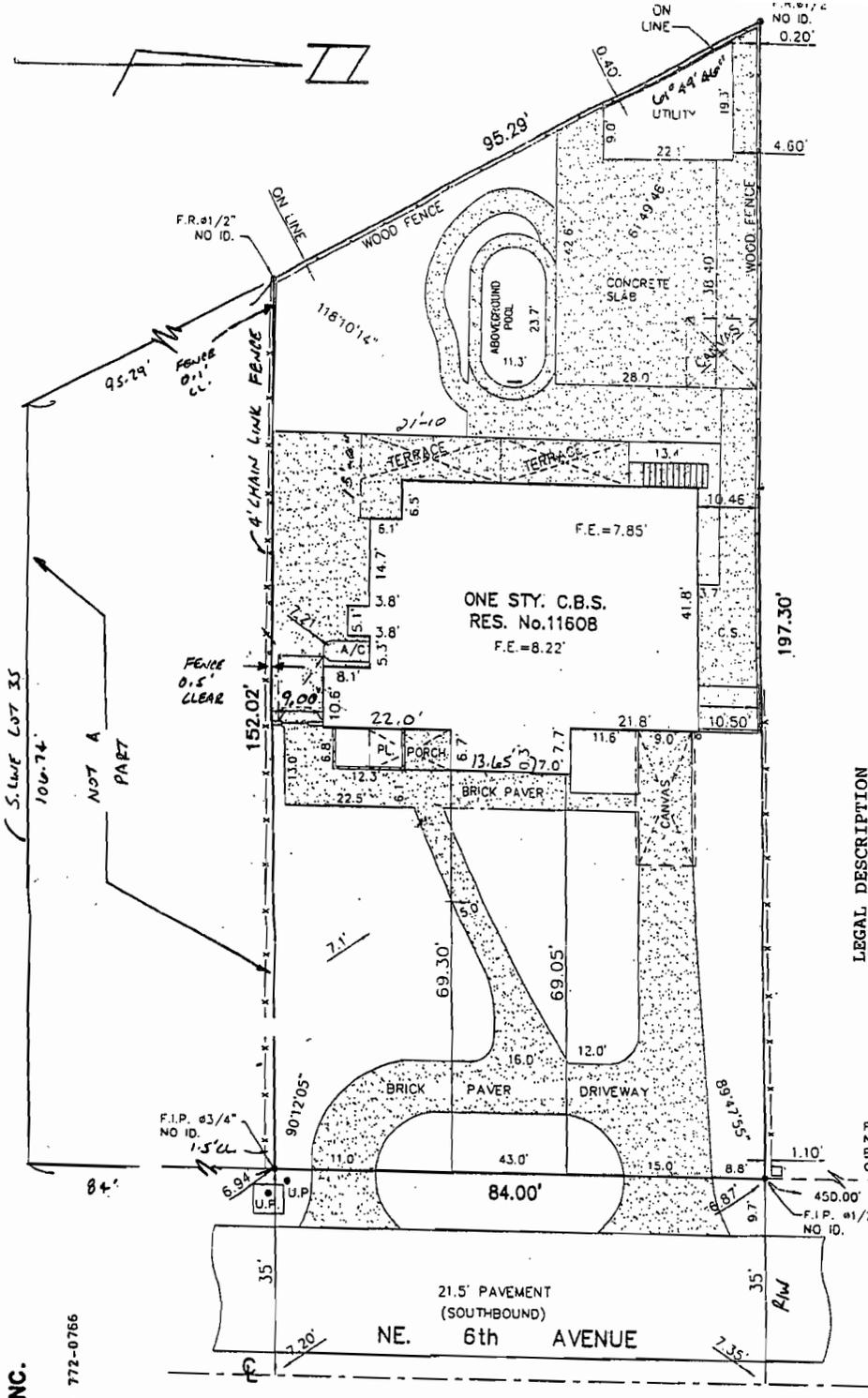
## EXISTING ADDED BATHROOM

**COUNTY-WIDE LAND SURVEYORS INC.**  
 LAND SURVEYORS - PLANNERS

P.O. BOX 823271 SOUTH FLORIDA, FL. 33082-3271 (305) 772-0756



LOCATION SKETCH NOT TO SCALE



**LEGAL DESCRIPTION**

The North 84 feet of Lot 35 in Block 10 of GRIFFING BISCAYNE PARK ESTATES, according to the plat thereof, as recorded in Plat Book 5 at Page 107 of the Public Records of Miami-Dade County, Florida.

**SURVEYORS NOTES:**

- 1). Legal description provided by client.
- 2). Only record plat easements are shown.
- 3). Right of way information obtained from record plat.
- 4). In Federal Flood Zone AE Elev. 7', Panel 0093 last revised 3-2-94.
- 5). Benchmark used- Dade County BM # B-52.
- 6). Elevations are referenced to National Geodetic Vertical Datum 1929 Adjustment (NGVD29).

**BOUNDARY, IMPROVEMENTS & ELEVATION SURVEY**

**DRY FOR:** Jose & Dolores Hernandez 11608 N.E. 6 Ave. Biscayne Park, Fl.

**STATE NOTE:** - NOT VALID UNLESS SEALED WITH AN EMBOSSED SURVEYORS SEAL. ANY INSTRUMENT THAT THE SURVEY REPRESENTED HEREON COMPLIES WITH THE LEGAL REQUIREMENTS OF THE SURVEYORS AND ENGINEERS IN CHAPTER 463, F.S., FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, Florida Statutes.

REVISIONS	BY	DATE

DRAWN BY	SCALE	DATE	JOB #
JLM	1/4" = 20'	7-27-06	Z0001

**JOSEPH L. MARTIN**  
 PROFESSIONAL LAND SURVEYOR # 4368  
 STATE OF FLORIDA



**Village of Biscayne Park  
Planning and Zoning Board**  
Non-Use Variance Review

**Date of public review:** April 6, 2009

**Board Members in attendance:**

Peter "Gage" Hartung / Andrew Olis / Alfred Jonas / Elizabeth Hornbuckle / Mario Rumiano

**Property Address:** 11608 NE 6 AVE

**Property Owners Name:** Jose Luis & Dolores Hernandez

**In attendance for property:** \_\_\_\_\_

**Variance from Code section:** Chapter 11.6.2 Height

**Variance request Description:** 9'6"H x 22'L concrete wall (3'6" above allowed 6' height)

**Decision of Board: (please check box and initial)**

**Approval recommended**

Signed - Alfred Jonas  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Denial recommended**

Signed - Peter "Gage" Hartung  
Signed - Andrew Olis  
Signed - Elizabeth Hornbuckle  
Signed - Mario Rumiano

**Reasons for Decision:**

1. Board felt wall was to tall and to close to side and back property lines.
2. Homeowner agreed to remove metal fence on top of wall (additional 6'2"H x 26'L) but board still felt wall was to high.
3. Board felt wall was to tall but homeowner wanted to apply for entire variance.

Received by Village Clerk: _____	Sent to Village Attorney: _____	/ Process (Yes/No)
Date Advertisement Placed: _____		
Date to submit to Agenda for approval: _____		
Commission decision: <input type="checkbox"/> Approved <input type="checkbox"/> Disapproved		
Copy of resolution attached? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Date submitted to Planning & Zoning for FINAL approval: _____		/ Process (Yes/No)



**Village of Biscayne Park  
Planning and Zoning Board  
Non-Use Variance Review**

**Date of public review:** April 6, 2009

**Board Members in attendance:**

Peter "Gage" Hartung / Andrew Olis / Alfred Jonas / Elizabeth Hornbuckle / Mario Rumiano

**Property Address:** 11608 NE 6 AVE

**Property Owners Name:** Jose Luis & Dolores Hernandez

**In attendance for property:** \_\_\_\_\_

**Variance from Code section:** Chapter 10.2.1 Residential sector Regulations

**Variance request Description:** 1' encroachment into south side set back for existing bathroom built with out a permit.

**Decision of Board: (please check box and initial)**

**Approval recommended**

**Denial recommended**

Signed - Peter "Gage" Hartung  
Signed - Andrew Olis  
Signed - Alfred Jonas  
Signed - Elizabeth Hornbuckle  
Signed - Mario Rumiano

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Reasons for Decision:**

1. Structure is existing and construction date cannot be determined.
2. Board feels that variance meets 15.3.2 points 2, 3 and 4.
3. Board feels that demolition would be a hardship on the homeowner.

Received by Village Clerk: _____	Sent to Village Attorney: _____	/ Process (Yes/No)
Date Advertisement Placed: _____		
ate to submit to Agenda for approval: _____		
Commission decision: <input type="checkbox"/> Approved <input type="checkbox"/> Disapproved	Copy of resolution attached? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Date submitted to Planning & Zoning for FINAL approval: _____		/ Process (Yes/No)



## PLANNING AND ZONING VARIANCE REQUIREMENTS

As of April 5, 2005 – as approved by ordinance

### 15.3.2            Grounds for a Variance - Findings Required

The board may recommend a variance from this chapter when, in its opinion, undue hardship may result from strict compliance. In recommending any variance, the board shall prescribe only conditions that it deems necessary to or desirable for the public interest. In making its findings, as required herein below, the board shall take into account the nature of the proposed use of land and the existing character of land and buildings in the vicinity. No variance shall be recommended unless the board finds:

(1) That there are special circumstances or conditions affecting the property which are such that the strict application of the provisions of this chapter would deprive the applicant of the reasonable use of his land.

(2) That the variance is necessary for the preservation and enjoyment of a substantial property right of the petitioner.

(3) That the granting of the variance will not be detrimental to the public welfare or injurious to other property in the territory in which the property is situated.

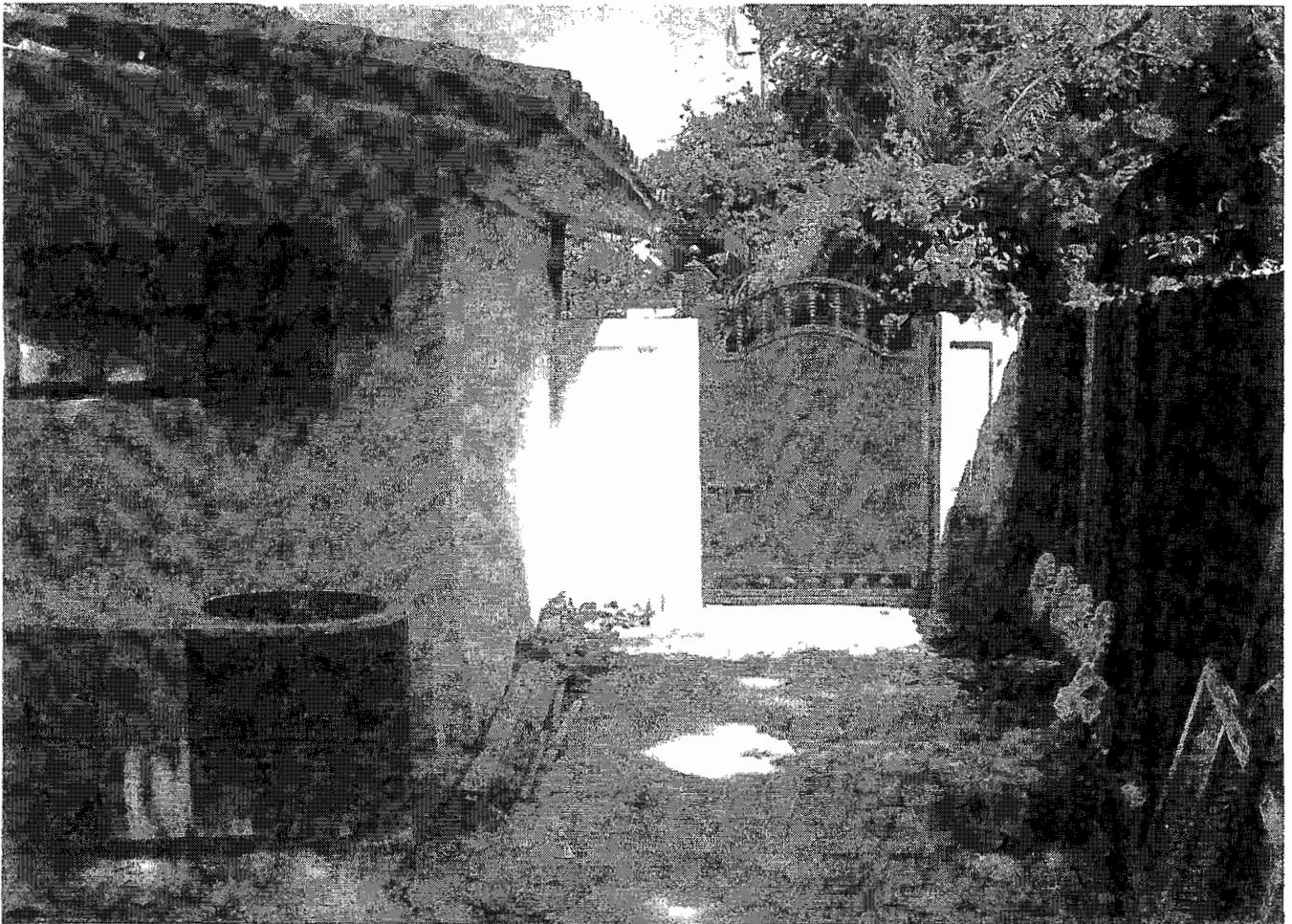
(4) That the variance proposed is the minimum variance which makes possible the reasonable use of the property.

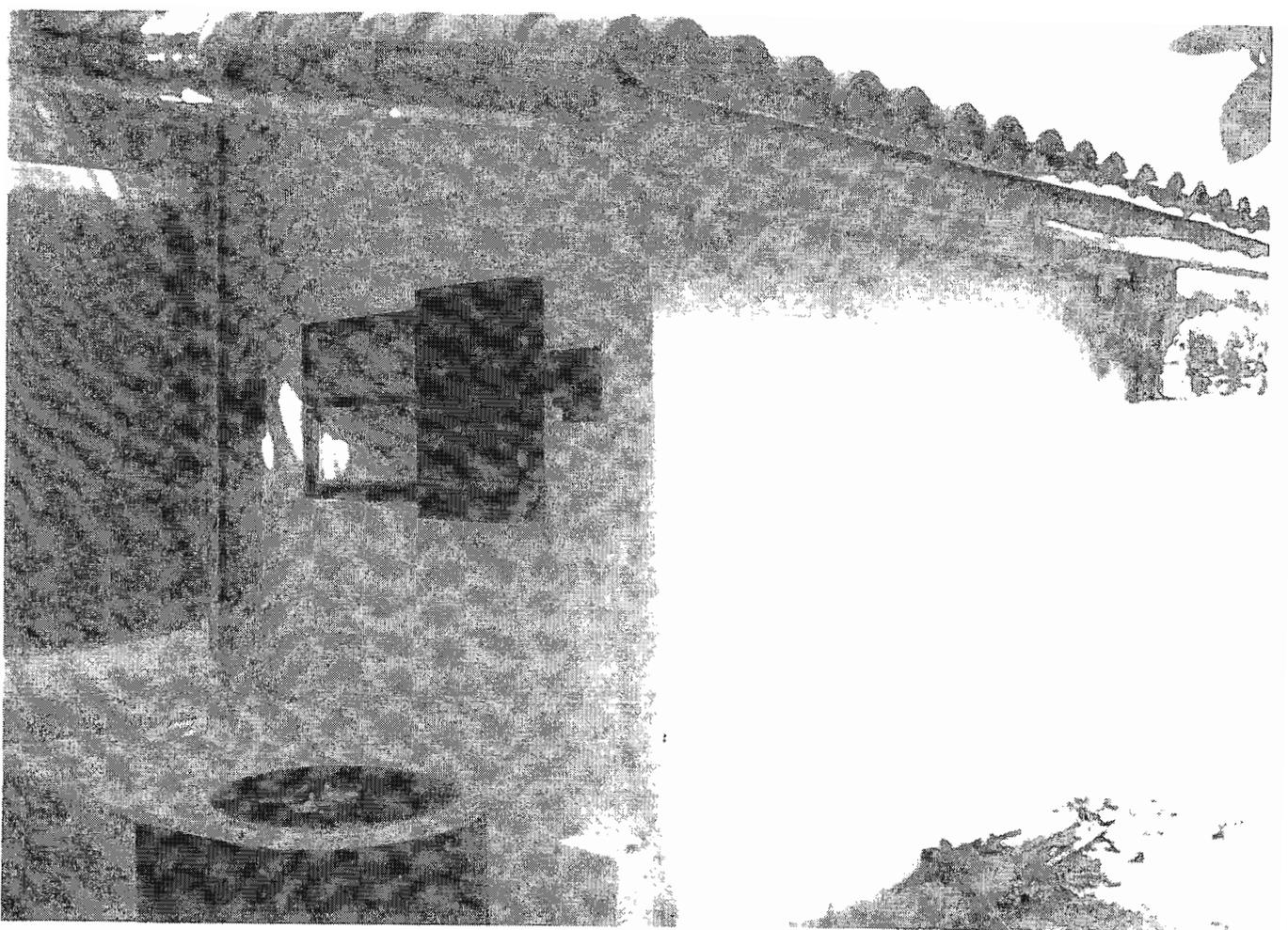
### 15.3.3            Imposition of Conditions

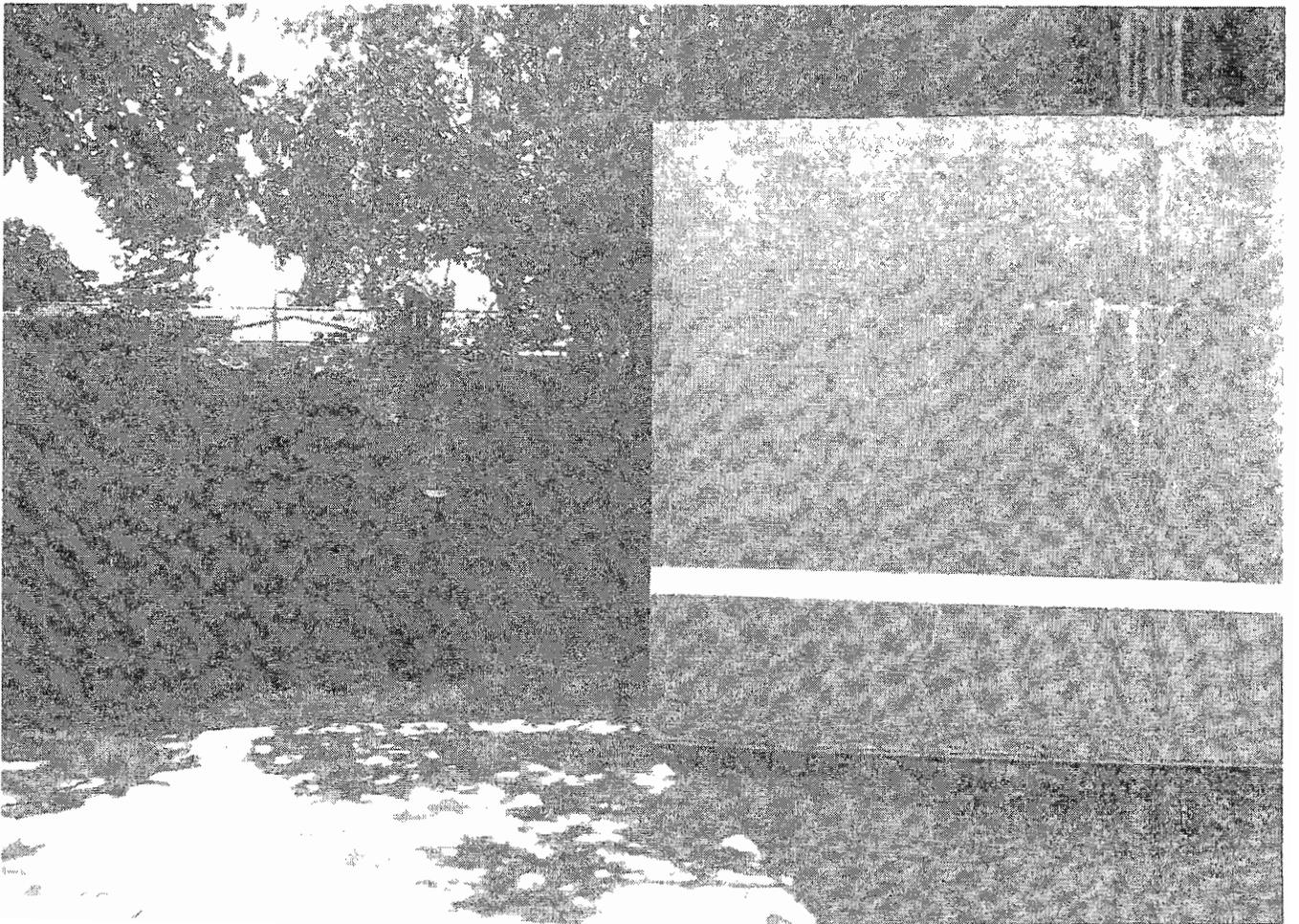
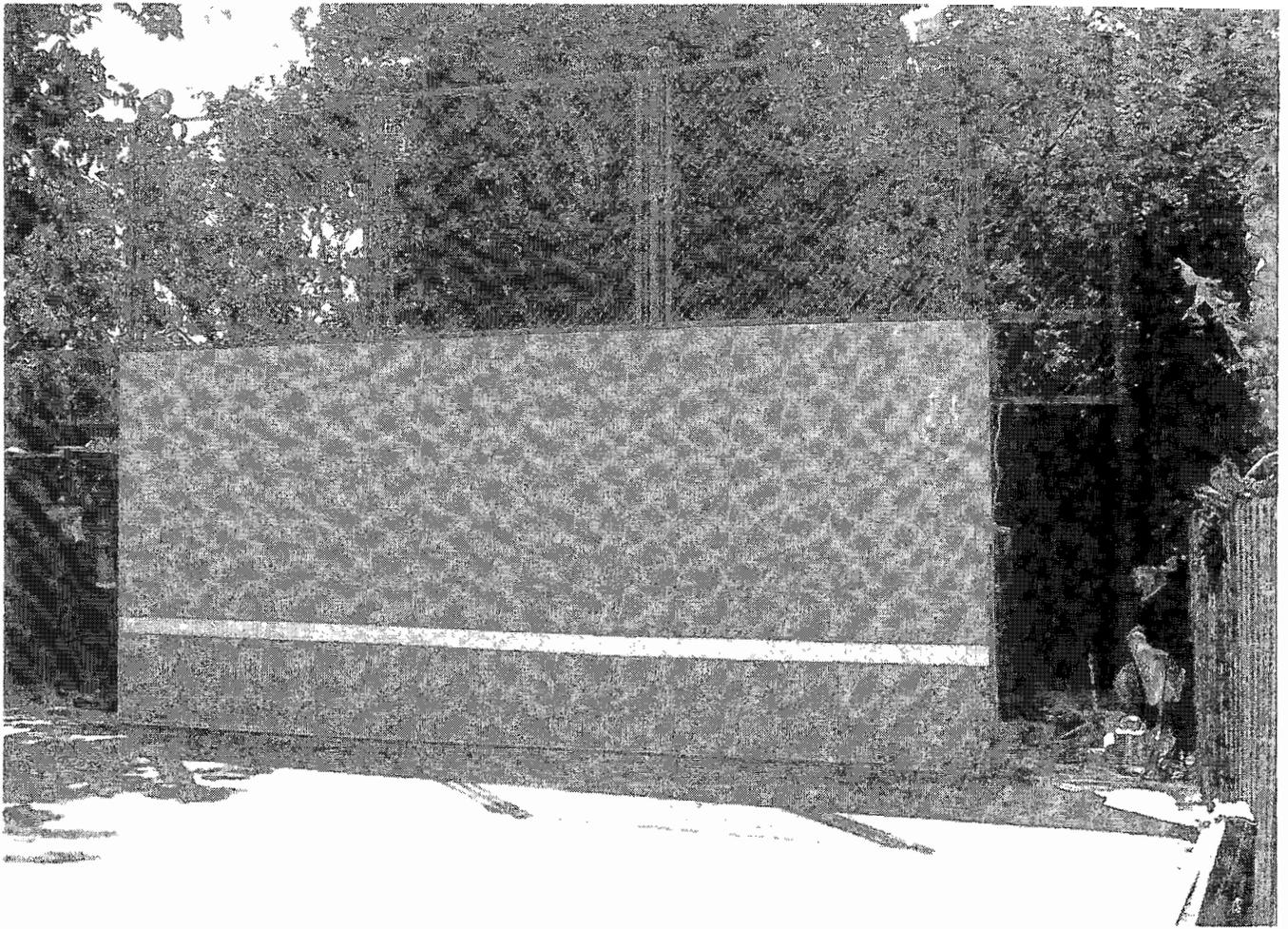
In recommending a development approval involving a variance, the planning board may also recommend such conditions and restrictions upon the premises benefited by a variance as may be necessary to allow a positive finding to be made on any of the factors in Subsection 15.3.2 above, or to minimize the injurious effect of the variance.

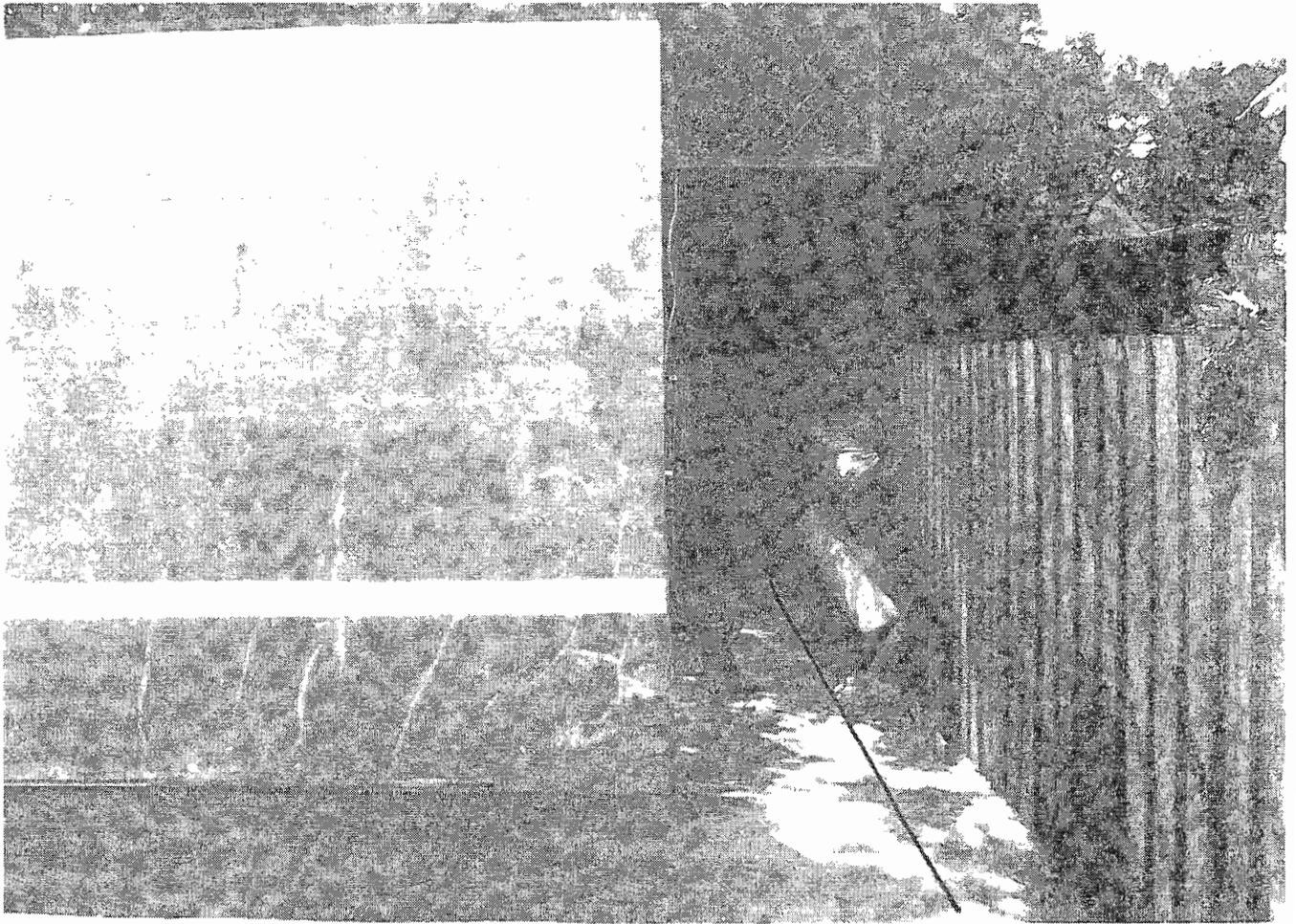
### 15.3.4            Village Commission Approval

The planning board recommendation shall be sent to the Village Commission for final consideration. The Village Commission shall review the findings and recommendations of the planning board, determine whether all grounds for the variance have been established and make a final decision regarding approval or denial of the requested variance.











Village of Biscayne Park  
Code Enforcement  
Memo

**DATE:** July 22, 2008

**TO:** Frank R. Spence, Village Manager, Sal Annese, Building Official,  
Arlenis Silvera, Building Clerk  
**FROM:** S. Ramos - Code Enforcement

**SUBJECT:** 11608 NE 6 Avenue - Hernandez

---

- 3-6-08.1 On or about this day Mr. Jose Luis Hernandez (father) of 11608 NE 6 Avenue requested a permit for work to be done at his home. At that time it was discovered that not only had he begun the work he requested without a permit but he had done many other construction projects including an entire room built in the set back of the property.
- 4-2-08 Code Enforcement issued 8 Courtesy Notices for compliance of various Building issues.
- 4-2-08 A letter was sent to Mr. Hernandez from the Building Official. This letter details the permits that are required to bring the work up to code.
- 6-5-08 On or about June 5, 2008 Sal Annese, Building Official, Arlenis Silvera, Building Clerk and I met with Jose Luis Hernandez (father), one of his son's and Mr. Hernandez' contractor and the contractor's assistant. This meeting went on for over 3 hours in our office. The contractor and his assistant were told exactly what was expected of them.
- 6-24-08 The contractor called me and we had a conversation of over half an hour. He wanted to present partial plans for the work to be done. He was advised that partial plans would not be accepted.
- 6-26-08 The contractor arrived in our office with partial plans and after at least one and half hours he proceeded to become menacing and verbally abusive with staff. Mr. Spence had to come out of his office and ask them to leave and the Police were put on stand by.
- 7-1-08 The deadline was up for plans to be submitted.
- 7-17-08 The contractor again came into our office. The Building Clerk (again) spent 2 hours going over the 17 points in the letter. He left with all the permit forms he needed to fill out and return with the completed plans.

7-22-08 Again the contractor was in our office asking to meet with our Structural Reviewer, and again with Sal. Initially Sal said he would meet with the contractor on Tuesday July 29, 2008. Upon review of the time spent going over the same issues with the contractor Sal has opted not to meet with him for the same issues. Arlene called the owner to advise him of the cancellation and he proceeded to get loud with her. A letter has been set from the Building Dept to advise him of the cancelled meeting.

8-04-08 Citations issued as follows:

- Built room in setback without permits
- Built various roofs, tile and aluminum, without permits
- Air conditioner installed/upgraded without permits
- Rear porch columns and concrete work. Playhouse, racquetball wall with fence on top and general remodeling done without permits
- Carport extrusion work commenced without permit
- Above ground pool and heater installed without a permit
- Electrical work done without permits
- Concrete coverage in rear yard exceeds maximum allowed

#### ADDENDUM - August 1, 2008

7-30-08 Contractor came in again today without the plumbing and electrical permits. Again he was told this is Code Violation abatement and all permits are to be submitted together as all the work has already been done. Again they became loud and the Police were asked to have them removed.

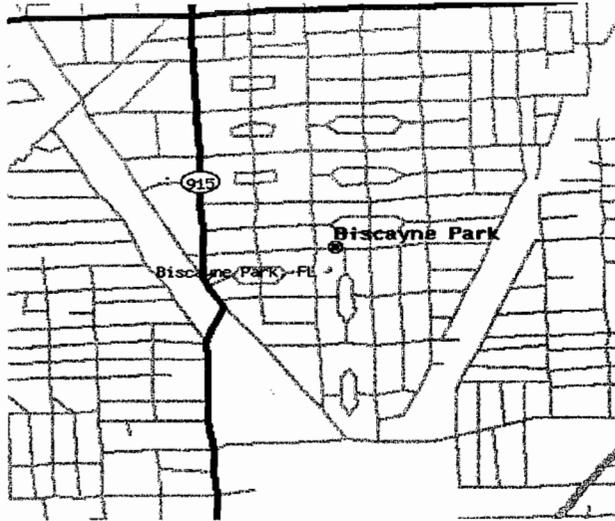
7-31-08 Property owner called Arlene and asked to me with her privately. She refused. He asked what would happen if they went ahead and did the rest of the work. Would she tell me? He threatened to call the Mayor and complain about Code Enforcement and that he was also going to advise the FBI as I could be arrested for what I was doing.

3-17-09 All cases came before Code Board. Found guilty of all charges and fined Accordingly. During the hearing the contractor did most of the talking and became agitated and aggressive, he was told on several occasions to settle down or he would be removed. Homeowner was given until April 17, 2009 to come into compliance or daily fines would begin to accrue.

#### ADDENDUM - April 16, 2009

I met with homeowner at the property. All code violations have been corrected, except for the room in the setback. Homeowner has started the variance process.

*Village of Biscayne Park Transit Improvements  
Pedestrian Walk/Greenway Linking Village Center with  
Metro-Dade Bus Routes*



**Fast Facts**  
**Cost: \$32,896**

**Schedule:**

*Contract Advertisements  
July 2009*

*Contract Awards  
September 2009*

*Beginning of Construction  
November 2009*

*Anticipated Ribbon-Cutting  
January 2010*

**Project Summary & Need**

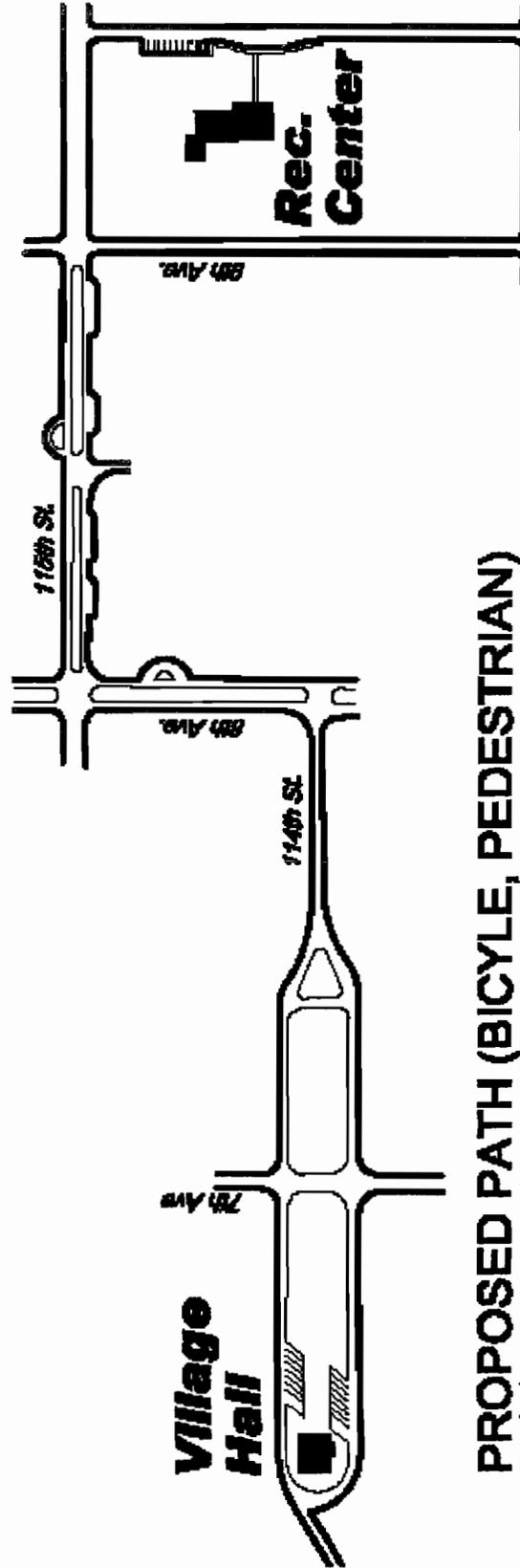
The Village of Biscayne Park (BP) has no sidewalks except a recently built perimeter around its central park ("Ed Burke Park" [EBP]). The Village Comprehensive Plan recognizes additional multi-modal transit needs for East-West sidewalks and greenways linking EBP with the Village government building (.3 miles west) and adjacent SR 915 / NE 6<sup>th</sup> Avenue and Miami-Dade bus stops (approximately 300 feet further west).

BP proposes to use ARRA funds to create approximately 1,200 feet of E-W walk and bikeway for immediate use, and supporting future integration with planned portions of dedicated roadway for pedestrians and bicyclists (approximately 1900 feet of local road). The complete project will assure safety, while equally facilitating access between Miami-Dade transit and the Village park (supporting goals of MDT planning). The design is being developed by BP (see p.2 & 3), and will include terminally located bike racks and/or cages and bench seating to support intermodal users.

**Existing and Future Project Support**

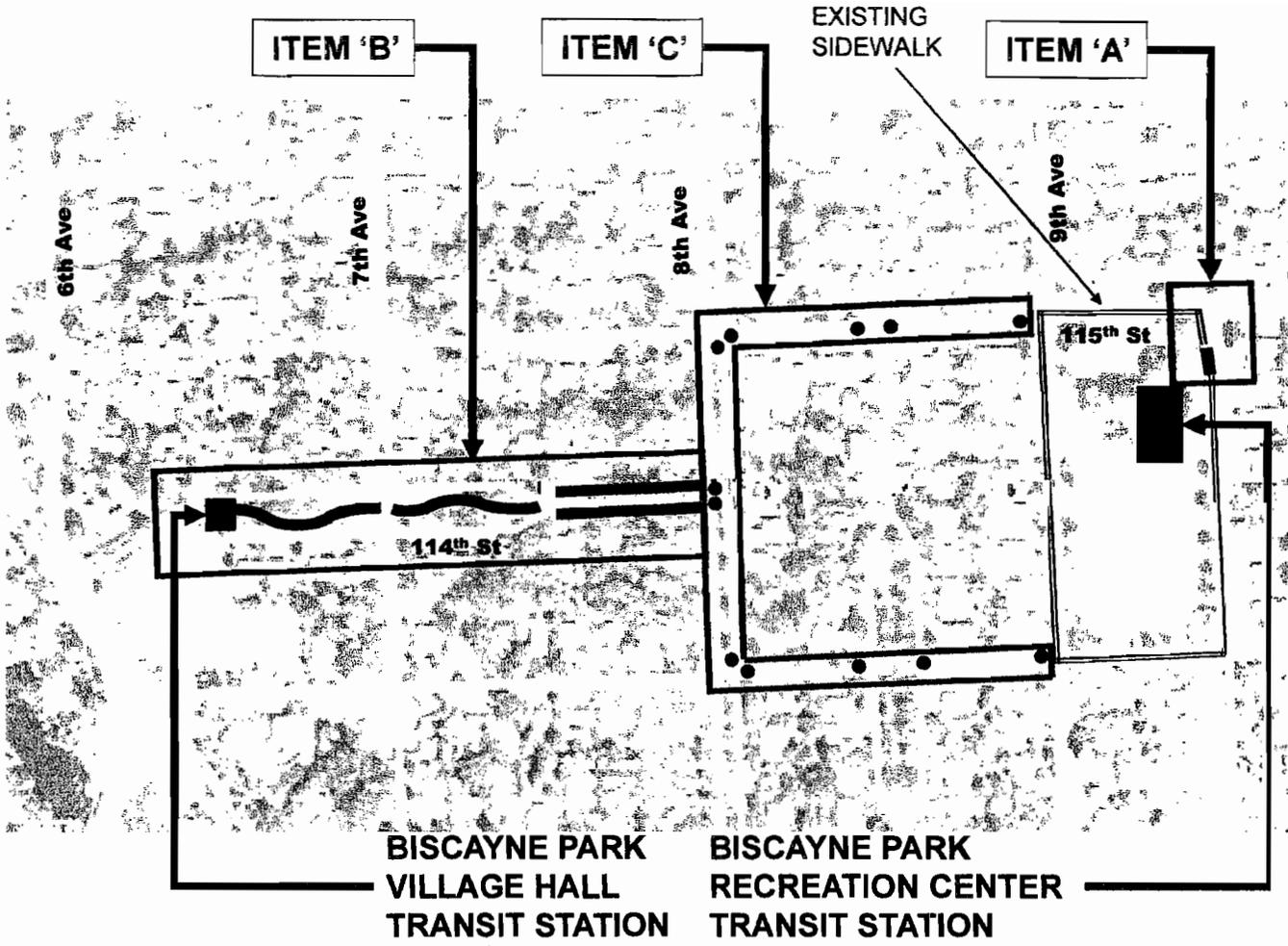
Item A: The EBP perimeter sidewalk section was started in 2008 (see p.3, outlined aerial rectangle to east). Only ninety square feet of sidewalk is needed to complete the loop. When connected to the ARRA funded eastern East-West section (Items B,C), BP pedestrian/bike transit from EBP will be poised to safely and efficiently connect to future FDOT sidewalks along SR 915/NE 6<sup>th</sup> avenue (3 to 5 years per FDOT). The larger project, in turn, will link the BP multi-modal system with existing sidewalks to the north (City of North Miami) and to the south (in Miami-Dade County and Miami-Shores Village). Also, an existing North Miami Shuttle -- free for residents accessing nearby grocery stores and other points north and east -- serves each terminus.

7C



**PROPOSED PATH (BICYCLE, PEDESTRIAN)  
BISCAYNE PARK, FL**





**Village of Biscayne Park Walkway / Greenway Connecting to Miami-Dade Transit**

<u>Scope of Work</u>	<u>Qty</u>	<u>Unit</u>	<u>Unit Cost</u>	<u>Subtotal Cost</u>
<b>ITEM 'A' (Rec Center)</b>				
Plans & Specs	1	each	\$ 500	\$ 500
Permitting/Administration	1	each	\$ 250	\$ 250
3' wide sidewalk (to connect and complete full link - +/-30 lf)	90	SF	\$ 10	\$ 900
Patch asphalt parking	1	each	\$ 250	\$ 250
Bike Cage	1	each	\$ 1,000	\$ 1,000
				<u>\$ 2,900</u>

**ITEM 'B' (Village Hall to 8th Avenue)**

Plans & Specs	1	each	\$ 1,000	\$ 1,000
Permitting/Administration	1	each	\$ 250	\$ 250
6' wide Asphalt Path (620 lf)	413	SY	\$ 12	\$ 4,960
3' wide Asphalt Path (north of 114th St - 290 lf)	97	SY	\$ 12	\$ 1,160
Resin composite seating/benches, incl. freight	4	each	\$ 450	\$ 1,800
3' wide Asphalt Path (south of 114th St - 290 lf)	97	SY	\$ 12	\$ 1,160
Bike Racks	2	each	\$ 600	\$ 1,200
Bike Cage	1	each	\$ 1,000	\$ 1,000
Printing, Graphics, Communications	1		\$ 286	\$ 286
Xeriscaping/mulch along paths	1	each	\$ 2,000	\$ 2,000
				<u>\$ 13,616</u>

**ITEM 'C' (Test/Future Street Closure)**

Plans & Specs	1	each	\$ 1,500	\$ 1,500
Permitting/Administrative Costs	1	each	\$ 2,500	\$ 2,500

Barricades	12 each	\$ 290	\$	3,480
Brick Pavers across medians (14 homes)	1,120 sf	\$ 5	\$	5,600
Paint Striping	1 each	\$ 1,500	\$	1,500
Signage	12 each	\$ 150	\$	1,800

\$ 16,380

SUBTOTAL \$32,896

# AA Sign Solutions

2840-D Sterling Road 954 920 6665 Phone  
 Hollywood, FL 33020 954 920 6787 Fax  
 2840D Sterling Road, Hollywood, FL 33020  
 info@aaasignsolutions.com aaasignsolutions.com

## Estimate

Date	Estimate #
5/7/2009	1387

Name / Address
Village of Biscayne Park Frank Spence 640 NE 114 Street Biscayne Park FL-33161

## CHANGE ORDER #1

P.O. No.	Terms	Project

Item	Description	Qty	Total
TRN	L.E.D Lights as per plans With Complete Installation		6,218.00T
		<b>Subtotal</b>	\$6,218.00
		<b>Sales Tax (0.0%)</b>	\$0.00
		<b>Total</b>	\$6,218.00

10A

# AAA Sign Solutions

2840-D Sterling Road 954 920 6665 Phone  
 Hollywood, FL 33020 954 920 6787 Fax  
 2840D Sterling Road. Hollywood, FL 33020  
 info@aaasignsolutions.com aaasignsolutions.com

## Estimate

Date	Estimate #
5/7/2009	1386

## CHANGE ORDER #2

Name / Address
Village of Biscayne Park Frank Spence 640 NE 114 Street Biscayne Park FL-33161

P.O. No.	Terms	Project

Item	Description	Qty	Total
INS	Concrete Foundation and Footing as per plans		3,785.00T
<b>Subtotal</b>			\$3,785.00

<b>Sales Tax (0.0%)</b>	\$0.00
<b>Total</b>	\$3,785.00

10B

VILLAGE OF BISCAYNE PARK  
PLANNING & ZONING BOARD  
MEMBERSHIP

Gage Hartung, Chairman  
1029 N.E. 114<sup>th</sup> Street  
Biscayne Park FL 33161  
305-898-6974 cell  
305-891-0910 home

Alfred Jonas  
918 NE 119<sup>th</sup> Street  
Biscayne Park FL 33161  
305-891-5030 home  
fredjonasmd@hotmail.com  
Recommended by Comm. Mallette  
Appointed April 10, 2007

Andrew Olis, Vice-Chairman  
11935 N.E. 5<sup>th</sup> Avenue  
Biscayne Park FL 33161  
786-223-5151  
[AOLIS@Hotmail.com](mailto:AOLIS@Hotmail.com)  
Recommended by Comm. Morris

Alternate

Mario L. Rumiano  
12020 N.E. 5<sup>th</sup> Ave.  
Biscayne Park FL 33161  
786-417-3610  
Appointed by Comm. Morris 11/6/07

Elizabeth P. Hornbuckle  
950 N.E. 117<sup>th</sup> Street  
Biscayne Park FL  
786-282-7699  
Appointed by Commissioner  
Anderson 6/3/08

Appointments made at Commission meeting October 3, 2006  
Organizational meeting October 16, 2006  
Meets 1<sup>st</sup> and 3<sup>rd</sup> Mondays 7 pm in Recreation Center

100

VILLAGE OF BISCAYNE PARK  
PARKS & PARKWAYS ADVISORY BOARD  
MEMBERSHIP

Dan Keys, Chairman  
1107 NE 118<sup>th</sup> St.  
305-895-9920 - home  
[keypalmnut@aol.com](mailto:keypalmnut@aol.com)  
Comm. Anderson appointed

Lynn Fischer  
11605 NE 10<sup>th</sup> Ave.  
305-891-4787  
[fish009@bellsouth.net](mailto:fish009@bellsouth.net)  
Mayor Hornbuckle appointed 4/10/07

Barbara K. Kuhl, Vice-Chairman  
777 NE 111<sup>th</sup> St.  
305-893-9173 - home  
[thunder\\_mom@juno.com](mailto:thunder_mom@juno.com)  
Comm. Morris appointed 10/2/07

Bryan Cooper  
839 NE 115<sup>th</sup> Street  
786-252-2861 (Cell)  
[bcooper839@yahoo.com](mailto:bcooper839@yahoo.com)  
appointed by Comm. Bernard

Alternate

Jane Ansley  
[janeansley@gmail.com](mailto:janeansley@gmail.com)  
Comm. Mallette appointed 2/3/09

Established Ord. 2007-2 approved March 6, 2007  
Organizational meeting \_\_\_9/19/07\_\_\_  
Meets \_1st\_ and \_\_\_ \_\_\_Wednesday\_\_\_ 6:30 pm in Recreation Center

ORDINANCE NO. 2007- 3

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAIYNE PARK, FLORIDA, CREATING A NEW CHAPTER OF THE VILLAGE'S CODE OF ORDINANCES ENTITLED "ECOLOGY BOARD;" PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR RENUMBERING; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, it is the intent of the Village Commission to create an advisory board to identify existing and potential environmental problems and recommend appropriate actions to the Commission with a view towards minimizing adverse external influences; and

WHEREAS, the Village Commission has reviewed this ordinance and found that the creation of this Board is in the best interests of the citizens of the Village;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAIYNE PARK, FLORIDA:

Section 1. A new Chapter of the Village of Biscayne Park Code of Ordinances entitled "Ecology Board," shall be created to read as follows:

**ECOLOGY BOARD**

     **Board created.**

The Ecology Board shall consist of five members appointed by each member of the Commission for staggered three-year terms. Members shall be qualified electors of the Village. Upon the expiration of a Board member's term, the Village Commission member making the original appointment, or the Village Commission member's successor in office shall appoint the Board member to serve during the new Board term. If, for any reason, an appointment should not be made to fill an expired term, the incumbent will continue to serve until his successor has been appointed. No Board member shall serve on any other Board or Commission of the Village while holding this office. No Board member who shall have served three consecutive terms in office shall be eligible to serve an additional term of office for two years thereafter, unless the appointment for any additional term shall be confirmed by a majority of the Commission.

10E

\_\_\_\_\_ **Vacancies.**

In the event of the death, removal or resignation of a member, a successor shall be appointed to fill the unexpired term by the Commission member making the original appointment. In the event the original Commission member is no longer in office, his successor shall fill the unexpired term.

\_\_\_\_\_ **Chairman.**

The Board shall elect its own Chairman, who shall serve as Chairman at the will of the Board.

\_\_\_\_\_ **Rules and regulations.**

The Ecology Board shall prescribe and adopt rules and regulations for proceedings hereunder.

(a) Meetings of the Board shall be open to the public;

(b) The Ecology Board shall keep minutes of its proceedings showing the vote of each member on each question or, if absent or failing to vote, indicating that fact, and shall keep records of its proceedings and other official actions, all of which shall be immediately filed with the Village Clerk and shall be a public record.

(c) The majority vote of those present is deemed necessary to act with a quorum consisting of three members.

\_\_\_\_\_ **Authorization for consultant or support services.**

The Board shall act as an advisory board to the Commission and all consultant or support services to be furnished to the Board must be requested from and approved by the Village Commission or their designee prior to the services being secured.

\_\_\_\_\_ **Duties and responsibilities.**

The Board's duties and responsibilities shall be as follows:

(a) To be receptive to ideas and desires of the residents of the Village as to the beauty and quality of life in their Village;

(b) To make special studies and surveys as requested by the Village Manager or Commission and advise and make recommendations accordingly;

(c) To enlist and encourage public support, the assistance of civic, technical, scientific and educational organizations, and cooperation of other businesses or organizations in order to implement programs and projects approved by the Village

Commission. Also, to render all possible cooperation to the state, federal, county or other government agencies in order to implement any program or project approved by the Village Commission;

(d) To represent the Village before any type of board or forum where it is necessary for that board to inquire about the public opinion of the environment of the Village;

(e) To maintain all information, data and exhibits which may be gathered relating to the quality of life within the Village for use and benefit of any and all Village residents; and

(f) To identify existing and potential environmental problems and recommend appropriate actions, with a view towards minimizing adverse external influences by cooperating with the adjacent municipalities and the county to protect common natural resources.

**Section 2.** **Severability.** Should any section, provision, paragraph, sentence, clause or word of this Ordinance or portion hereof be held or declared by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall be considered as eliminated and shall not affect the validity of the remaining portions or applications of this Ordinance.

**Section 3.** **Codification.** It is the intention of the Village Commission of the Village of Biscayne Park, that the provisions of this Ordinance shall become and made a part of the Code of Ordinances of the Village of Biscayne Park, Florida, and that the Sections of this Ordinance may be renumbered, re-lettered and the word "Ordinance" may be changed to "Section," "Article" or other word or phrase in order to accomplish such intention.

**Section 4.** **Conflicts.** That all Ordinances or parts of Ordinances, Resolutions or parts thereof in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

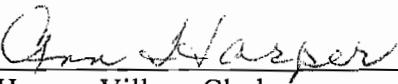
**Section 5.** Effective Date. This Ordinance shall become effective immediately upon its passage and adoption.

The foregoing Ordinance was offered by Commissioner Anderson, who moved its adoption. The motion was seconded by Vice Mayor Walker and upon being put to a vote, the vote was as follows:

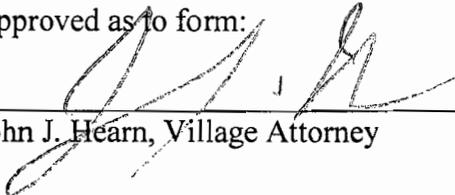
**The foregoing ordinance upon being put to a vote, the vote was as follows:**

  
\_\_\_\_\_  
John Hornbuckle, Mayor

Attest:

  
\_\_\_\_\_  
Ann Harper, Village Clerk

Approved as to form:

  
\_\_\_\_\_  
John J. Hearn, Village Attorney

Mayor Hornbuckle: yes  
Vice Mayor Walker: yes  
Commissioner Mallette: ABSENT  
Commissioner Morris: yes  
Commissioner Anderson: yes

First reading – February 13, 2007  
Second reading – March 6, 2007

VILLAGE OF BISCAYNE PARK  
ECOLOGY ADVISORY BOARD  
MEMBERSHIP

Name (Chairman) Colleen Shinn  
Street address 820 NE 109<sup>th</sup> Street  
Home phone 786-863-3800 cell  
Cell bcshinn@netzero.com  
Email Mayor Hornbuckle appointed 4/10/07  
Appt. by Comm.

Name (vice-chairman) Lynn Norman-Teck  
Street address  
Phone  
Email Appointed by Comm. Mallette 5/15/07

Scott Steger Tracy Trupman  
785 NE 119<sup>th</sup> Street 1791 NE 116<sup>th</sup> Street  
305-525-3083 - cell 305-893-5488  
305-893-5856 - home  
sasteger@msn.com Appointed by Comm. Walker 5/15/07  
Comm. Anderson

Art Pyle  
1016 NE 114<sup>th</sup> St.  
Cell 786-547-7555 - cell  
barsugar@bellsouth.net  
Comm. Morris

Established Ord. 2007-3 approved March 6, 2007  
Organizational meeting \_\_\_\_\_  
Meets \_\_\_\_ and \_\_\_\_ \_\_\_\_\_ 7 pm in Recreation Center



# July 2009

June 2009

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

July 2009

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

August 2009

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29						

September 2009

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

Keep it simple. Whether you or a presentation to a client, simple and uncomplicated. It's you to remember and for your a

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Notes			1 Canada Day (Canada)	2	3	4 Independence Day
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

188/179 187/178 188/177 189/176 190/175 191/174 192/173

193/172 194/171 195/170 196/169 197/168 198/167 199/166

200/165 201/164 202/163 203/162 204/161 205/160 206/159

207/158 208/157 209/156 210/155 211/154 212/153

P+Z  
Comm Mtg  
Code Review  
Code ENUF  
Code Review

Handwritten notes and signatures in the calendar cells.

**Safe Neighborhood Parks 2009 Request for Proposals (RFP)  
Possible Options**

Public Agencies and Not-For-Profit organizations may apply.

Possible Options: resurfacing of basketball and tennis courts, tennis court fence replacement, new athletic fields, renovations to existing athletic fields, new playground canopies, pool renovations, restroom renovations, walkways, lighting, new shelters, shelter renovations, playground equipment, bleachers, restrooms.

Match Required: 1 to 1 Match

Project must be completed within 12 months of the time the award is made by the Board of County Commissioners (BCC).

Extensions will not be granted

*The funds will be recaptured and used to payoff existing debt.*

RFP Dates:

Issue RFP	June 1, 2009
Receive Proposals	June 30, 2009
Distribute Proposals to the SNPCOC	July 13, 2009
Start Review/Selection Committee Meetings	July 27, 2009
Submit recommendations to RCTC	October 9, 2009
Recommendations to BCC	November 3, 2009

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