



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161

Telephone: 305 899 8000 Facsimile: 305 891 7241

AGENDA
REGULAR COMMISSION MEETING
Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Tuesday, October 6, 2015 at 7:00pm



Indicates back up documents are provided.

1 Call to Order

2 Roll Call

3 Pledge of Allegiance

4 Presentations



4.a Proclamation - October is Breast Cancer Awareness Month

4.b Introduction of Police Officer Michael Pupo (Reserves)



4.c Public Art Advisory Board - Amy Raymond, Chair

5 Additions, Deletions or Withdrawals to the Agenda

At this time, any member of the Village Commission or the Village Manager may request to add, change, or delete items from the agenda.

6 Public Comments Related to Agenda Items / Good & Welfare

Comments from the public relating to topics that are on the agenda, or other general topics.

6.a Response to prior public comments and inquiries

7 Information / Updates



7.a Update on 500 block of Northeast 121st Street Median



7.b FY 2014-15 Monthly Financials ending 08/31/2015

8 Consent Agenda

Items listed under Consent Agenda are viewed to be routine, and the recommendation will be enacted by ONE MOTION in the form listed below. If discussion is desired, then the item(s) will be removed from the Consent Agenda and will be considered separately.



8.a Approval of Minutes

- ◆ September 1, 2015 Regular Commission Meeting
- ◆ September 10, 2015 1st Public Hearing FY 2015-16 Budget
- ◆ September 24, 2015 2nd Public Hearing FY 2015-16 Budget



8.b Acceptance of Board Minutes

- ◆ Parks & Parkway Advisory Board - April 8, 2015
- ◆ Parks & Parkway Advisory Board - August 19, 2015
- ◆ Recreation Advisory Board - August 25, 2015
- ◆ Biscayne Park Foundation - August 24, 2015
- ◆ Planning & Zoning Board - September 8, 2015
- ◆ Planning & Zoning Board - September 21, 2015
- ◆ Code Compliance Board - September 16, 2015
- ◆ Public Art Advisory Board - September 9, 2015



8.c Resolution 2015-47

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **AMENDING THE SCHEDULE OF FEES FOR SERVICES PROVIDED** AND REGULARLY CHARGED AS SPECIFIED BY VILLAGE CODE; PROVIDING FOR AN EFFECTIVE DATE

< End of Consent >

9 Ordinances

< None >

10 Resolutions



10.a Resolution 2015-48

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK **AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT TO CONTRACT BETWEEN MCKENZIE CONSTRUCTION LLC, AND THE VILLAGE OF BISCAYNE PARK FOR PHASE IV OF THE LOG CABIN RESTORATION PROJECT;** PROVIDING FOR AN EFFECTIVE DATE

(Please see item 12.g)



10.b Resolution 2015-49

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **SUPPORTING HOUSE BILL 141 AND SENATE BILL 310 AND CALLING ON THE FLORIDA LEGISLATURE TO INFORM THE UNITED STATES CONGRESS OF ITS DESIRE TO PLACE A STATUE OF ENVIRONMENTALIST MARJORY STONEMAN DOUGLAS OR CIVIL RIGHTS LEADER MARY MCLEOD BETHUNE, OR OTHER APPROPRIATE FLORIDIAN IN THE CONGRESSIONAL COLLECTION REPRESENTING FLORIDA** AND TO REPLACE THE STATUE OF CONFEDERATE GENERAL EDMUND KIRBY SMITH, CURRENTLY ONE OF TWO STATUES REPRESENTING FLORIDA IN STATUARY HALL IN WASHINGTON, DC; PROVIDING FOR AN EFFECTIVE DATE *(Sponsored by Commissioner Watts)*

11 Old Business

These items are generally discussion items that have been previously discussed by the Commission and new information or updates are available by either a member of the Commission or the Administration.

12 New Business

These items are generally discussion items that have been requested by members of the Commission or the Administration.



12.a Discussion of board appointments - residents vs property owners - As requested by Mayor Coviello



12.b Code Compliance Board - global discussion on format - As requested by Mayor Coviello



12.c Review of the attendance of Village Boards



12.d Chapter 8 proposed changes - As requested by Vice Mayor Anderson



12.e Discussion on the roles of the Mayor, Commission and Village Manager - As requested by Commissioner Ross



12.f Commission in the Community Open Forum - Manager Siegel



12.g New Log Cabin Dais Proposal: Residents Build it for Cost - As requested by Commissioner Watts

(Please see item 10.a)

13 Request for placement of items on next meeting agenda

Through general consensus a member of the Commission may request an item be placed on the next agenda for discussion (New Business) or as a Resolution/Ordinance.

14 Reports

14.a Village Manager

- ◆ Annexation update
- ◆ Village Hall log cabin restoration update.
- ◆ Community Signage
- ◆ Sanitation Services - October 1, 2014 - October 1, 2015

14.b Village Attorney

14.c Board / Committee Reports:

- ◆ Biscayne Park Foundation
- ◆ Code Review Board
- ◆ Ecology Board
- ◆ Parks & Parkway Advisory Board
- ◆ Public Art Advisory Board
- ◆ Recreation Advisory Board

14.d Commissioner Comments

- ◆ Vice Mayor Anderson
- ◆ Commissioner Jonas
- ◆ Commissioner Ross
- ◆ Commissioner Watts
- ◆ Mayor Coviello

15 Announcements

Monday, October 12th - All Village Departments are closed in observance of Columbus Day

Wednesday, October 14th - Public Art Advisory Board at 6:00pm

Wednesday, October 14th - Code Compliance Board at 7:00pm

Saturday, October 17th - AARP Driver Safety Program at 1:00pm

Saturday, October 17th - Food & Tunes Oktoberfest at 7:00pm

Monday, October 19th - Ecology Board at 6:30pm

Monday, October 19th - Planning & Zoning Board at 6:30pm

Wednesday, October 21st - Parks & Parkway Advisory Board at 7:00pm

Tuesday, October 27th - Recreation Advisory Board at 7:00pm

Saturday, October 31st - Halloween Fun House at 4:00pm

Monday, November 2nd - Planning & Zoning Board at 6:30pm

Saturday, November 7th - Movie Night in the Park at 6:30pm

Monday, November 9th - Code Compliance Board at 7:00pm

Our next regular Commission meeting is Tuesday, November 10, 2015, at 7:00pm

16 Adjournment

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 four (4) days prior to the proceeding for assistance.

DECORUM - All comments must be addressed to the Commission as a body and not to individuals. 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.

Proclamation

Village of Biscayne Park

October 2015 – National Breast Cancer Awareness Month

Whereas, National Breast Cancer Awareness Month was founded in 1985 to promote mammography as a weapon in the fight against breast cancer; in 1991 the Susan G. Komen Foundation first utilized the Pink Ribbon as a symbol for the cause in its New York City race for breast cancer survivors; and in 1993 Evelyn Lauder of Estee Lauder Companies founded The Breast Cancer Research Foundation and also using the Pink Ribbon as its symbol.

Whereas, despite considerable progress made in screening, early detection and better treatments, and although mortality rates are steadily decreasing, breast cancer is still the second leading cause of cancer deaths among women in our country.

Whereas, knowing the risk factors for breast cancer, including family and personal history, obesity, genetic changes and prior exposure to radiation, as well as exercising regularly, maintaining a healthy balanced diet and body weight, and regular diagnostic screening, may lower or mitigate the development of breast cancer.

Whereas, the Village of Biscayne Park holds the health and safety of its citizens as a permanent concern, during National Breast Cancer Awareness Month, we stand with our mothers, daughters, sisters, and friends, and we recognize all who have joined their loved ones in fighting their battle, as well as the advocates, researchers, and health care providers whose care and hard work gives hope to those living with breast cancer. By educating ourselves and supporting innovative research, we will improve the quality of life for all Americans affected by breast cancer and, one day, defeat this terrible disease.

Now, Therefore, I, David Coviello, Mayor of the Village of Biscayne Park, Florida, joined by the entire Commission, do hereby join the nation in proclaiming October 2015 as National Breast Cancer Awareness Month. We encourage all citizens to join in activities that will increase awareness of what Americans can do to prevent and control breast cancer.



Dated this 6th Day of October, 2015

Village of Biscayne Park, Florida

David Coviello, Mayor



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Public Art Advisory Board Initiatives

Prepared By: Maria C. Camara, Village Clerk

Sponsored By: Staff

Background

The members of the Public Art Advisory Board have been discussing, researching and preparing two initiatives at their regular monthly meetings:

- The addition of a dog breed metal silhouette to be added to the pet waste stations throughout the Village.
- A Call to Artists for a sculpture

As the final step prior to moving forward, the Board is bringing forward the two initiatives for Commission review and approval. Amy Raymond, Chair of the Public Art Advisory Board will be presenting the initiatives and available for questions.

Recommendation: Review the proposed initiatives and provide approval and/or direction to the Board.

Attachments

- Dog Breed Silhouettes for Pet Waste Stations
- Call to Artists for a Sculpture DRAFT

*Village of Biscayne
Public Art Advisory Board*

Dog Station Dog Silhouettes

Project: Install one metal dog silhouette to the top of each of 10 doggie stations.

Cost per silhouette: \$35.00 each

Plan for cost reimbursement: Offer Biscayne Park residents on a first come first serve basis, the opportunity to purchase one, selecting the dog of their choice.

Material: 16 gauge steel

Color: Black

Finish: Fine Textured
Paint

Indoor/Outdoor durability

Origin: USA

Measurement:

12" Wide

9" Tall

Installation:

Larry Newberry artist and installer for Perez Art Museum volunteered to drill holes in the metal dog silhouettes, and donate any needed materials, i.e. nuts and bolts, as well as his personal time to install them.





Draft

Artists Call for Entry in the Outdoor Public Art for the Village of Biscayne Park

The Village of Biscayne Park is a residential community located between North Miami and Miami Shores. This is a call for artists/sculptors living in Florida.

- We are seeking artists to participate in Biscayne Park's 2016 Public Art Project, ART IS IN OUR NATURE.
- The indoor or outdoor sculpture(s) should create excitement and interest for the community and reflect the nature of the Village's park-like setting. It should reflect and become a part of the nature, the environment, and the natural world. Our Village is a Bird Sanctuary as well as a home for butterflies, bees, squirrels, and many other living creatures.

Responsibilities of the artist:

1. A \$30.00 entry fee should be sent to: or made payable to:
2. There will be between one and three winners. Winner(s) will receive the sum total of the number of entry fees minus the opening reception cost. Possible locations for outdoor sculpture(s) include in front of Village Hall, near the Ed Burke Recreation Center and/or in the sculpture park on the main thoroughfare.
3. The artist shall provide a biography/artist's statement.
4. Up to three samples of different sculptures, showing all angles of the piece including front, back, and details, may be submitted. File format of images must be jpgs that are between 2M and 5M each.
5. Submissions must be received by: _____. Artist's statement and sample images should be emailed to: _____.
6. Artists selected agree to loan their outdoor sculpture from March 2016-March 2017. Artists will be notified 30 days prior to the removal date.
7. If the artist chooses, the sculpture may be sold during that time, and the park would retain a 10% commission in the same manner as a gallery.
8. Artist shall be responsible for transporting sculpture and providing all materials for installation and de-installation of the artwork.
9. Artist will allow VBP to photograph and publish photos and information related to their artwork. Artist will be recognized at an opening reception, in the Village of Biscayne Park Newsletter, in *The Egret* (tri-village publication), possibly in other regional publications and on VBP's website.

****Each submission will be juried by a panel of selected artists and/or curators, BP's Art Board, and the Commission of BPV.***

Specifications for the Sculpture/s

1. Sculpture should be valued at no more than \$30,000. Liability insurance is covered for \$_____ by VBP.
2. Acceptable materials for outdoor sculptures must be durable and require little maintenance and may be metal, stone, ceramic or any other durable material that will withstand the elements of sun, wind and rain, and the abuse of an outdoor display in South Florida.
3. BP will not be liable for the degradation of objects caused by the natural degradation of normal wear and tear.
4. It must be safe for interaction with the public, including children and pets, so there may be no rough or raggedy edges.
5. The subject matter must be family friendly. Fragile, dangerous, or inappropriate work will not be considered.
6. Indoor sculptures should be at minimum 2 feet in height and maximum 3 feet in height and width. Outdoor sculptures should be at minimum three feet and maximum six feet in both height and width.



RESOLUTION NO. 2011-15

**RESOLUTION OF THE VILLAGE COMMISSION
OF THE VILLAGE OF BISCAYNE PARK,
FLORIDA, RELATING TO EXTENSION OF THE
MEDIAN ALONG NORTHEAST 121ST STREET AT
ITS INTERSECTION WITH NORTHEAST 5TH
AVENUE; PROVIDING FOR DIRECTION TO THE
VILLAGE MANAGER; AND PROVIDING FOR AN
EFFECTIVE DATE.**

WHEREAS, the Village of Biscayne Park had previously commissioned and received the benefit of two traffic studies conducted by Kimley-Horn and Associates, Inc. (KH), dated January 2007 and July 2008 (the "KH Traffic Studies"); and,

WHEREAS, the KH Traffic Studies have formed the basis for several safety improvements in the Village, including, converting NE 9th Court into a one-way southbound street and implementing a 25MPH speed limit on local streets throughout the Village; and ,

WHEREAS, the KH Traffic Studies provided support and proposed traffic plans for an extension of the median along NE 121st Street at its intersection with NE 5th Avenue (" NE 121 Street Median Extension") to restrict turning movement, designed to eliminate a sight-distance issues, reduce cut-through traffic on NE 5th Avenue, eliminate illegal u-turns on NE 121st Street and reduce median damage from tight-radius turns at the site; and,

WHEREAS, the Village residents in the area have expressed overwhelming support for the NE 121st Street Median Extension, even offering to subsidize the project if other funding is not available, in order to accomplish this safety feature for the Village; and,

WHEREAS, the Village medians and green spaces are a defining aspect of our community, and every opportunity to expand on these treasures add benefit to the Village and all of its residents; and,

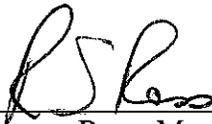
WHEREAS, the Mayor and Village Commission desire to support the NE 121 Street Median Extension proposal issued by Kimley-Horn.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, that this Commission supports the implementation of the NE 121 Street Median Extension, and to that end, the Manager is directed to:

- a) Engage our neighboring municipality, the City of North Miami, in discussion concerning the proposed NE 121 Street Median Extension, including but not limited to recommendations to enhance and maintain the median that runs along the length of our common border;
- b) Engage Village resources, the residents, Police Department, Public Works, Park & Parkways Board, and Kimley-Horn and Associates, Inc., to develop a plan of action and budget, including funding sources, to implement Kimley Horn and Associates' recommendation concerning the NE 121 Street Median Extension; and,

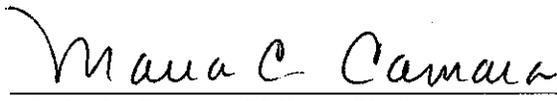
- c) Report on developments at the earliest opportunity, but no later than the regular Commission Meeting to be held in June, 2011.

PASSED AND ADOPTED this 5th day of April, 2011.



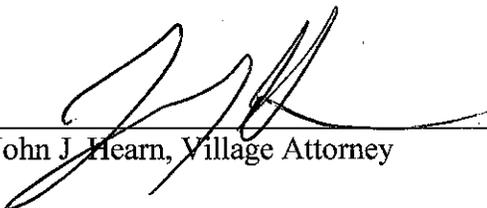
Roxanna Ross, Mayor

Attest:



Maria C. Camara, Village Clerk

Approved as to form:



John J. Hearn, Village Attorney

**The foregoing resolution upon being
Put to a vote, the vote was as follows:**

Mayor Ross : Yes
Vice Mayor Bernard: Yes
Commissioner Anderson : Yes
Commission Childress : Yes
Commissioner Cooper: Yes

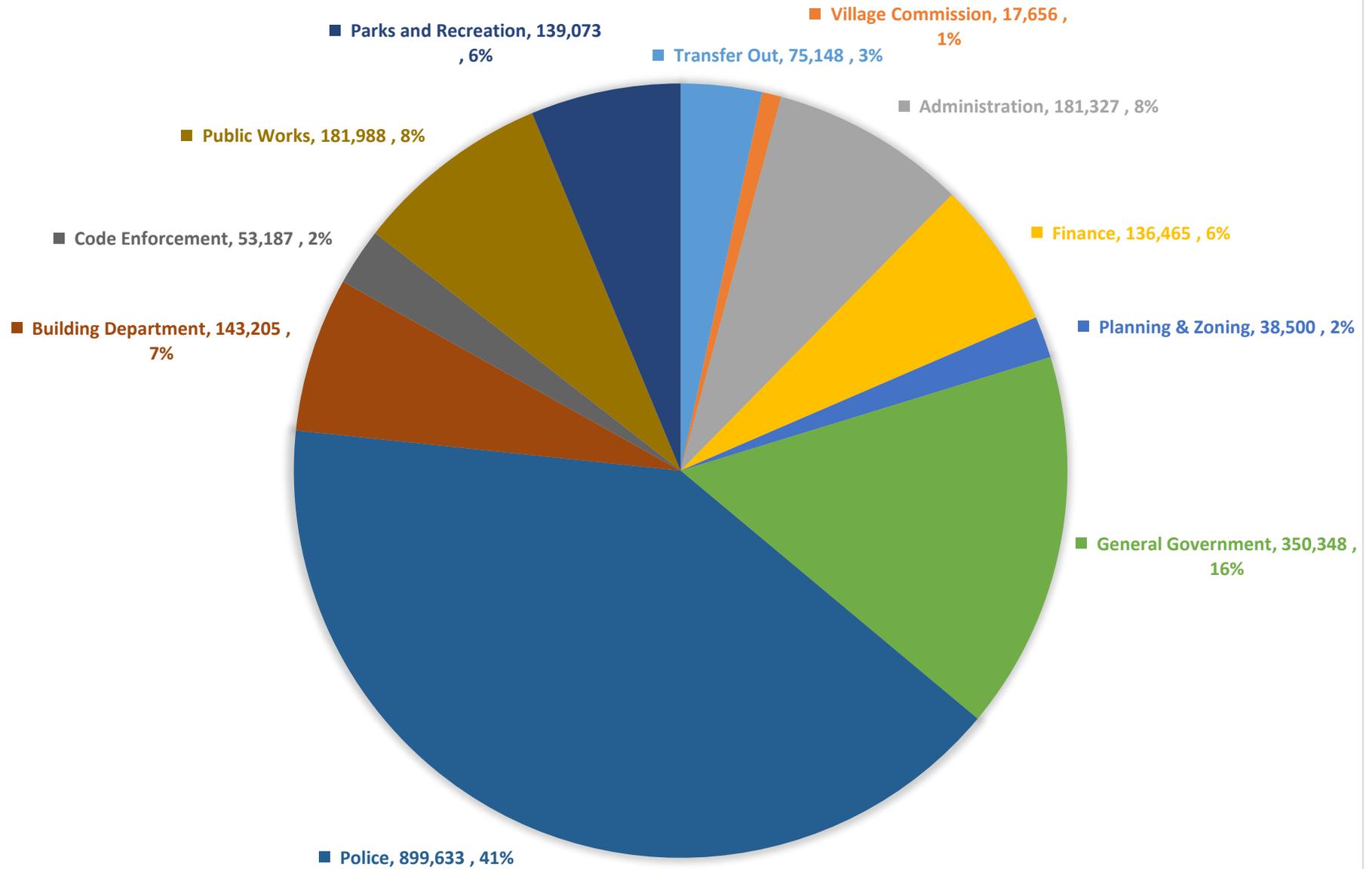
BUDGET REPORT FOR VILLAGE OF BISCAYNE PARK

Calculations as of 08/31/2015

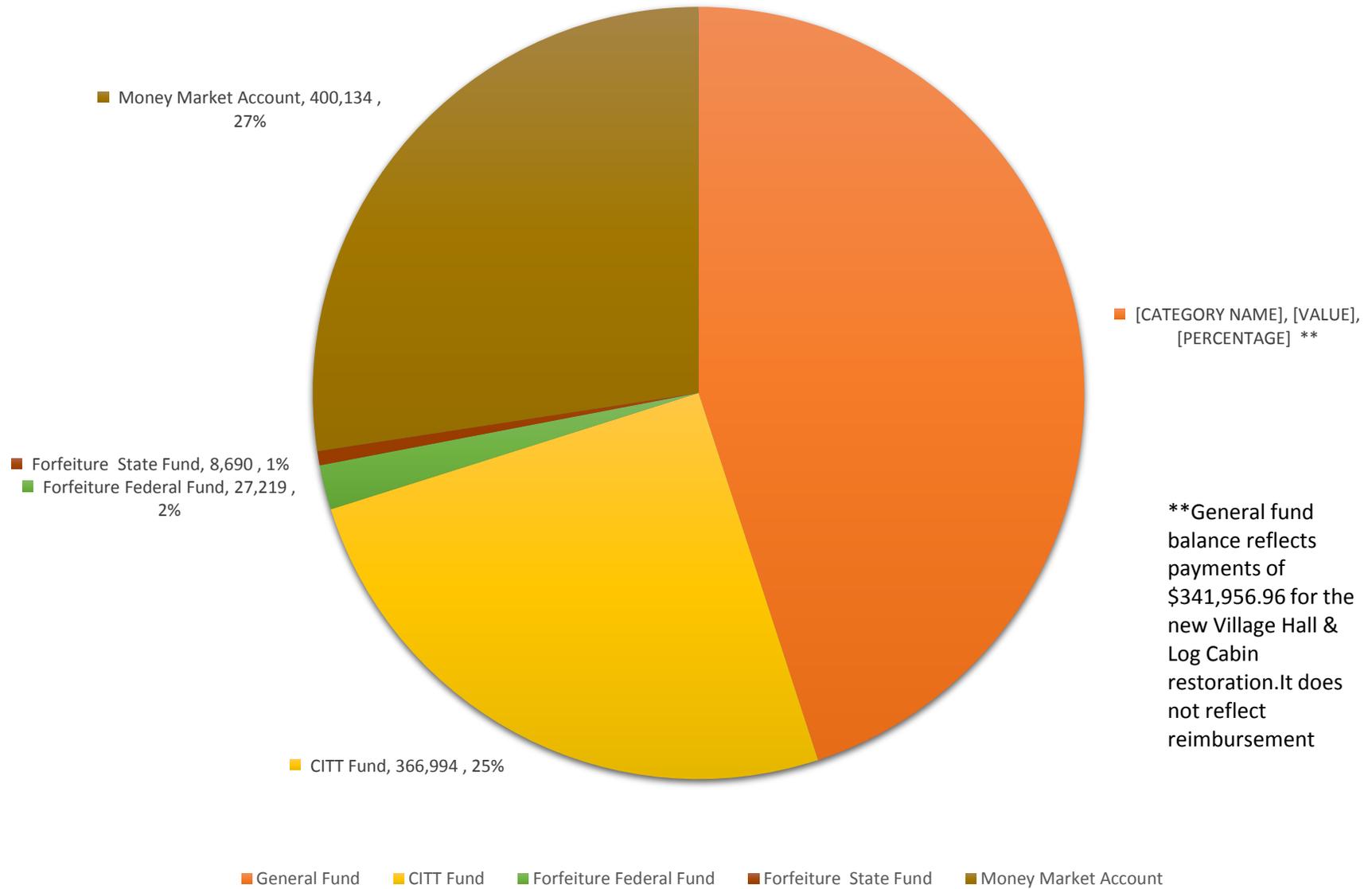
92% of Year Completed

Description	2014-15 ORIGINAL BUDGET	2014-15 ACTIVITY THRU 08/31/15	Variance	2014-15 Projected % CHANGE
AD VALOREM TAXES	1,331,461	1,184,740	146,721	88.98%
UTILITY TAXES	289,962	271,091	18,871	93.49%
CHARGE FOR SERVICES	145,016	235,981	(90,965)	162.73%
FRANCHISE FEES	161,283	127,734	33,549	79.20%
OPERATING CONTRIBUTIONS	21,906	18,853	3,053	86.06%
INTERGOVERNMENTAL REVENUES	291,458	313,390	(21,932)	107.52%
JUDGEMENT & FINES	41,600	95,450	(53,850)	229.45%
MISCELLANEOUS REVENUES	111,695	33,533	78,162	30.02%
TRANSFERS IN	98,730	70,699	28,031	71.61%
TOTAL ESTIMATED REVENUES	2,493,111	2,351,471	141,640	94.32%
TRANSFER OUT	35,000	75,148	(40,148)	214.71%
Village Commission	23,718	17,656	6,062	74.44%
Administration	206,082	181,327	24,755	87.99%
Finance	147,327	136,465	10,862	92.63%
General Government	430,781	350,348	80,433	81.33%
Planning & Zoning	42,000	38,500	3,500	91.67%
Building Department	109,256	143,205	(33,949)	131.07%
Police	1,081,851	899,633	182,218	83.16%
Code Enforcement	61,987	53,187	8,800	85.80%
Public Works	187,626	181,988	5,638	97.00%
Parks and Recreation	167,483	139,073	28,410	83.04%
TOTAL EXPENDITURES	2,493,111	2,216,530	276,581	88.91%

EXPENDITURES BY DEPARTMENT



Cash in Bank as of August 31, 2015





Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Approval of Minutes

Prepared By: Maria C. Camara, Village Clerk

Sponsored By: Staff

Background

The Minutes as listed below are being provided for the Commission's review and approval.

Fiscal/Budget Impact

None.

Staff Recommendation

Approval

Attachments

- September 1, 2015 Regular Commission Meeting
- September 10, 2015 1st Public Hearing FY 2015-16 Budget
- September 24, 2015 2nd Public Hearing FY 2015-16 Budget



MINUTES
REGULAR COMMISSION MEETING
Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Tuesday, September 1, 2015 at 7:00pm

1 Call to Order

Mayor David Coviello called the meeting to order at 7:00pm.

2 Roll Call

Mayor David Coviello - present
Vice Mayor Fred Jonas - present
Commissioner Bob Anderson - present
Commissioner Roxanna Ross - present
Commissioner Barbara Watts - present

Present from staff were:

Village Manager Heidi Siegel
Village Clerk Maria C. Camara
Village Attorney John Hearn
Public Services Manager Krishan Manners
Police Chief Cornelius McKenna
Finance Manager Claude Charles
Assistant Public Works Manager Cesar Hernandez

3 Pledge of Allegiance

4 Presentations

4.a Proclamation - Marie O'Quinn Day

4.e Gavin McKenzie, President of McKenzie Construction - presentation of alternate design for the dais.

At the September 10th 1st Budget Hearing, quotes to be provided on the proposed changes that were discussed.

4.b Proclamation - September 2015 is Childhood Cancer Awareness Month

4.c Proclamation - September is Hunger Action Month. Presented to Ted Hutchinson, Government Affairs & Advocacy Manager for Feeding South Florida

- 4.d Damien Morgan from the American Cancer Society - Relay for Life event taking place in the Village in April 2016.

Commission consensus to waive the park rental fees for the event and to provide in kind contribution of staff participation.

- 4.f Recreation Advisory Board members presented certificates of appreciation to the Commission and Staff that participated in the Children's Safety Day/Bike Race event.

5 Additions, Deletions or Withdrawals to the Agenda

Commissioner Ross - Add an update on Ygrene program as item 12.d

Mayor Coviello - Allow for responses from the Commission and Staff to comments made immediately following Public Comments.

6 Public Comments Related to Agenda Items / Good & Welfare

Gary Kuhl: In regards to the discussion of the dais, criticism and questions are a part of the process. Yes, some of the e-mails you received were over the top. But not about agreeing or disagreeing with the Manager and Commission. Did not hear were anyone on the Commission reached out to the residents and what they thought. Where was your engagement? Process is compromised. It is not what you want, but what we want. This will be an imposing structure. Not about the money. Money that is poorly mis-spent, people will complain. Should be sectionalized. Not a huge expense. On damage to floor, if there are more pieces, less heavy. Historically the original dais did not take up a whole lot. It was a community center. Not what you want but what the residents want.

Art Pyle: On track pick up, it is supposed to be on Tuesday. Lately they come on Mondays also. That is good, but it causes people to put out on Sunday. Went down my street three times on Monday because they have become wise to it and keep putting piles out. People are abusing this and putting piles out on Sunday.

Aurelio Mendoza, Department Director from SAVE, largest LGBT organization in South Florida. Please support resolution under item 8.f. Miami Dade County Board of Commissioners unanimously supported a similar resolution.

Jeanne Bergeron: Live across new Village Hall. Great job so far on the log cabin. Back in 2009, Biscayne Park created a mini trailer park for Public Works. Only supposed to be there for one year. Then the Police moved in for one more year. It is now six years later and the trailer is still there. Was told that trailer would be removed on August 31st, but that the areca palms would remain. Was told by Commissioner Anderson that when the palms were originally planted, it would be just to screen the trailer. Now am being told that Mr. Milton Hunter asked for 20' of the areca palms to remain. All the other neighbors have been waiting patiently to have the trailer and palms removed. Areca palms are not favorable. We want them gone. Suggest that the palms removed are given to Mr. Hunter.

Barbara Kuhl: Sent out short questionnaire on the dais to residents. Upsetting when Commission says we are being divisive. Gary is right. You are just five people. You should have reached out to residents. Most said to make it portable. Happy you are looking to make it moveable. But you need to wait to purchase. Many other things to spend on. Wait five years. The cabin is a special place. Anything added permanently will ruin it. The proposed design with logs and chinking sounds horrible. Has anyone seen it? Should have a cleaner, lighter look. Could make portability easier. May cost more to do it right. But you need to listen to the people.

Janey Anderson: Thanks to Mayor for bringing Miami Shores Chamber to the Village. New building is amazing. Very classy that Manager Siegel acknowledged former Manager Garcia at the grand opening. Thanks the Recreation Advisory Board for their efforts at the Bike Race event.

Chuck Ross: Rumor going around that project is \$350,000 over budget. That is a lie. Need to put a stop to this. Thanks Janey for positive comments. Thanks the Recreation Advisory Board. The Commission and Staff are listening and will go back to McKenzie and audio expert to work on it further.

Tracy Truppman: Love living here. There is a lot of involvement here. A special place. In the end we all do come together. We have different style of government than we did in 1936. We have gotten more from this Administration and Commission than ever before. We are finally moving ahead. Getting things done. Be more civil when sending emails and making remarks. Thanks the Manager and the Commission for being available to talk with. Thanks Krishan, Cesar and the Chief. Thanks everyone.

Nancy Dawson: As a realtor, people are flocking to Biscayne Park. Only community left where neighbors talk to each other. This is a real Village. Do not lose sight and caution all that new buyers are paying the high millage. Watch carefully. Village is on top in reputation.

Ed Chisholm: On trailer, if you leave the trees, police cannot see down 114th Street. Compliments on the new building and renovation so far of the log cabin. Considerable consideration needs to be given on the cost of the dais.

Marie Smith: Lived here forty years. Seen a great change. Commend staff on new building. On the log cabin restoration, very much against a permanent dais. Will take away from using it for events. Make it where you can break down and put away and to generate revenues.

Commissioner Watts asks for an e-mail from a resident be read. There is consensus from a majority of the Commission to not have particular e-mails read.

Mayor Coviello: The dais is a subjective issue. There isn't a right or wrong answer. The Commission hears both sides and makes decision based on resident input and staff input. Tonight's discussion was a good discussion, as well as the input provided by the resident survey. Good suggestions came from it and solved many of the items that people had an issue with.

Commissioner Ross: Have seen e-mails that gave very little information to make a decision on and were written in a way to solicit a certain kind of response. Regarding the resident survey, have no idea how many people received the e-mail. How do you account for those that did not respond who may be in agreement. It was incorrect to state that the project was \$350,000 over budget. In regards to the comment made on the Public Works truck, look forward to working with the Manager to include that purchase in the budget discussions.

Commissioner Jonas: Many people went to bat for us to get the funding from the State. How likely would we have been able to get that funding if we had told them to fund the total amount because we did not want to fund any portion of it ourselves.

Commissioner Watts: The fact is we did pass an ordinance to get a loan for \$350,000 and we are in debt for that. We are taking money out of the reserves and not putting money in the reserves in order to pay for Phase IV. The economy is volatile. We need to save money for a rainy day. Not right to spend \$24,000 on a dais when we are not putting money into reserves. Better to be fiscally cautious.

Commissioner Ross: Need to correct the statement made by Commissioner Watts. We are not taking money from reserves for the \$24,000.

Commissioner Anderson: Asks Manager Siegel how much money will be used from the reserves for this project and any other item discussed during the budget workshops.

Manager Siegel: The budget is still being worked on for presentation at the 1st budget hearing on September 10th. Not yet finalized.

7 Information / Updates

- 7.a Month end financials for fiscal year 2014-15 as of July 31, 2015, provided by Finance Manager Charles.

Mayor Coviello moves up item 12.c

12.c Board Application - Public Art Advisory Board

Vice Mayor Anderson makes a motion to accept the board appointment of Melanie Oliva to the Public Art Advisory Board and it is seconded by Commissioner Jonas.

All in favor: Mayor Coviello, Vice Mayor Anderson, Commissioner Jonas, Commissioner Ross and Commissioner Watts.

Opposed: None

Motion carries: 5/0

8 Consent Agenda

- 8.a Approval of Minutes
August 4, 2015 Regular Commission Meeting
August 11, 2015 1st Budget Workshop FY 2015-16
August 18, 2015 2nd Budget Workshop FY 2015-16
- 8.b Acceptance of Board Minutes
Biscayne Park Foundation - June 15, 2015
Recreation Advisory Board - July 28, 2015
Planning & Zoning Board - August 3, 2015
Planning & Zoning Board - August 17, 2015
Code Compliance Board - August 10, 2015
Public Art Advisory Board - August 12, 2015

8.c Resolution 2015-43

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **RATIFYING THE DONATION OF \$2,500 FOR FISCAL YEAR 2014-15 TO THE NORTH MIAMI FOUNDATION FOR SENIOR CITIZENS' SERVICES, INC.;** PROVIDING FOR AN EFFECTIVE DATE

8.d Resolution 2015-44

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA **AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE THE AMENDMENT TO THE AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND WASTE PRO OF FLORIDA, INC. FOR SOLID WASTE AND RECYCLING COLLECTION SERVICES** TO ALLOW WASTE PRO TO BE RESPONSIBLE FOR TRASH AND GARBAGE DISPOSAL; PROVIDING FOR AN EFFECTIVE DATE

8.e Resolution 2015-45

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE LEASE AGREEMENT FOR ONE (1) 2016 FORD INTERCEPTOR AWD SEDAN POLICE VEHICLE FOR THE POLICE DEPARTMENT TO REPLACE A POLICE VEHICLE DETERMINED TO BE A LOSS**; PROVIDING FOR AN EFFECTIVE DATE

8.f Resolution 2015-46

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK **SUPPORTING FLORIDA LEGISLATURE SB 120 AND HB 45, ENTITLED THE "FLORIDA COMPETITIVE WORKFORCE ACT,"** OR SIMILAR LEGISLATION THAT WOULD PROHIBIT DISCRIMINATION IN FLORIDA ON THE BASIS OF SEXUAL ORIENTATION AND GENDER IDENTITY OR EXPRESSION; PROVIDING FOR AN EFFECTIVE DATE

Vice Mayor Anderson makes a motion to approve the consent agenda and it is seconded by Commissioner Ross.

All in favor: Mayor Coviello, Vice Mayor Anderson, Commissioner Jonas, Commissioner Ross and Commissioner Watts.

Opposed: None

Motion carries: 5/0

9 Ordinances - Second Reading

9.a Ordinance 2015-04

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA **AMENDING SECTION 5.3.4 OF THE LAND DEVELOPMENT CODE ENTITLED "OBJECTS IN THE RIGHT-OF-WAY" TO PROVIDE REGULATIONS PERTAINING TO THE SWALE AREA; AMENDING SECTION 5.6 OF THE LAND DEVELOPMENT CODE ENTITLED "OFF-STREET PARKING" TO PROVIDE REGULATIONS PERTAINING TO OFF-STREET PARKING**; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR AN EFFECTIVE

Attorney Hearn read the title and provided the background.

Mayor Coviello opened the meeting for public comment and there were none.

After discussion, there is consensus to amend the language in section 5.6.1 (a) 1, to add "residential"; to correct the table in 5.6.3 to "public assembly".

Vice Mayor Anderson makes a motion to approve Ordinance 2015-04 as amended and it is seconded by Commissioner Ross.

Commissioner Ross: Yes

Commissioner Jonas: Yes

Vice Mayor Anderson: Yes

Commissioner Watts: No
Mayor Coviello: Yes
Motion carries: 4/1

9.b **Ordinance 2015-05**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AMENDING SECTION 10.4 OF THE LAND DEVELOPMENT CODE ENTITLED "BUILDING CONSTRUCTION" **TO PROVIDE FOR VARIANCES FOR ROOFS**; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR AN EFFECTIVE

Attorney read the title and provided the background.

Mayor Coviello opened it to public comment and there were none.

After discussion, there is consensus to amend the language in section 10.4.6 (g) to take out "fully"; add "and approved by staff".

Vice Mayor Anderson makes a motion to approve Ordinance 2015-05 as amended and it is seconded by Commissioner Jonas.

Commissioner Watts: Yes
Vice Mayor Anderson: Yes
Commissioner Jonas: Yes
Commissioner Ross: Yes
Mayor Coviello: Yes
Motion carries: 5/0

Mayor Coviello moves up item 12a

12.a Open House signage allowances

Manager Siegel provided background and seeks direction on providing allowances for open house signage. Recommends realtor registration, fee, limits of time and locations.

Attorney Hearn provided information on a Supreme Court case that addresses signage and that you cannot be selective on one type of sign over another.

After discussion by the Commission, including input from two realtors, the Commission directs Attorney Hearn to continue to look at the impact of the Supreme Court case and bring back for further discussion.

11 Old Business

11.a Discussion of 2016 legislative goals.

Manager Siegel seeks input from the Commission on the legislative priorities for the 2016 Legislative Session.

After discussion, primary priorities are the law enforcement assessment, sea level rise issue; and clean water/stormwater projects.

12 New Business

12.b Recap of Florida League of Cities Annual Conference

Mayor Coviello provide a brief recap. Directed the Clerk to forward to the Commission a video from the conference on "building civic infrastructure in local government".

12.d Update on Ygrene program

Commissioner Ross provided an update on the number of home improvement projects in Biscayne Park where residents utilized the Ygrene program.

13 Request for Placement of Items on Next Meeting Agenda

Mayor Coviello - Revisit board appointments, residents vs property owners.

Mayor Coviello - Code Compliance Board - how they operate; attorney being present; or consider switching to a special magistrate.

Vice Mayor Anderson - Resume discussion of changes to code in Chapter 8, main items being shutters and holiday lighting.

Commissioner Watts - Discuss joint projects with Miami Shores, El Portal and North Miami

Commissioner Ross - Discuss the roles of the Mayor, Commission and Village Manager.

Manager Siegel - Review board attendance.

14 Reports

14.a Village Manager

- On stormwater master plan, waiting on finalizing agreement with the State. When done will bring forward amendment to the agreement with Craig A Smith & Associates. Will proceed with the community workshop on this subject scheduled for September 19th.

- Log cabin restoration: currently focusing on roof, both inside and outside. Also working on floor layout and saving original wood where possible.

- Annexation: waiting on scheduling for the County Board of Commissioners.

14.a Village Attorney

< None >

14.b Boards

< None >

15 Announcements

Monday, September 7th - All Village departments are closed in observance of Labor Day
Tuesday, September 8th - Planning & Zoning Board at 6:30pm
Thursday, September 10th - 1st Public Hearing FY 2015-16 Budget at 6:30pm
Saturday, September 12th - Quarterly Saturday Trash Pick up
Wednesday, September 16th - Code Compliance Board at 7:00pm
Wednesday, September 16th - Parks & Parkway Advisory Board at 7:00pm
Saturday, September 19th - Storm Water Master Plan Project Kick Off Meeting at 9:00am
Saturday, September 19th - Village Manager Parks & Recreation Roundtable at 10:30am
Monday, September 21st - Planning & Zoning Board at 6:30pm
Monday, September 21st - Ecology Board at 6:30pm
Tuesday, September 22nd - Recreation Advisory Board at 7:00pm
Thursday, September 24th - 2nd Public Hearing FY 2015-16 Budget at 6:30pm
Monday, October 5th - Planning & Zoning Board at 6:30pm

The next regular commission meeting is Tuesday, October 6, 2015, at 7:00pm.

Adjournment

The meeting was adjourned at 10:37pm.

Commission approved on _____.

Attest:

David Coviello, Mayor

Maria Camara, Village Clerk



MINUTES

**1st Public Hearing FY 2015-16 Budget
Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Thursday, September 10, 2015 at 6:30pm**

1 Call to Order

Mayor David Coviello called the meeting to order at 6:32pm.

2 Roll Call

Mayor David Coviello - present
Vice Mayor Bob Anderson - present
Commissioner Fred Jonas - present
Commissioner Roxanna Ross - present
Commissioner Barbara Watts - present

Present from staff were:

Village Manager Heidi Siegel
Village Clerk Maria C. Camara
Village Attorney John Hearn
Finance Manager Claude Charles
Public Services Manager Krishan Manners
Corporal Nick Wollschlager
Parks & Recreation Manager Shelecia Bartley
Assistant Public Works Manager Cesar Hernandez

3 Pledge of Allegiance

4 Public Comments Related to Agenda Items / Good & Welfare

Linda Dillon: Used to have Public Comment at both the beginning and end of meeting. Some items require additional resident comments at end. Would like to see that policy brought back.

5 Ordinances - FIRST READING

5.a Ordinance 2015-06

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **ESTABLISHING THE 2015-16 MILLAGE RATE AT 9.70 MILS** FOR EACH \$1,000 OF ASSESSED VALUATION UPON REAL AND PERSONAL PROPERTY WITHIN THE VILLAGE LIMITS OF THE VILLAGE OF BISCAYNE PARK; PROVIDING FOR AN EFFECTIVE DATE

Attorney Hearn read the title.

Mayor Coviello opened the meeting for public comment and there were none.

Commissioner Ross makes a motion to approve Ordinance 2015-06 at first reading and it is seconded by Vice Mayor Anderson.

Commissioner Ross: Yes

Commissioner Jonas: Yes

Vice Mayor Anderson: Yes

Commissioner Watts: Yes

Mayor Coviello: Yes

Motion carries: 5/0

5.b **Ordinance 2015-07**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **ADOPTING A BUDGET FOR FISCAL YEAR 2015-2016 FOR THE VILLAGE OF BISCAYNE PARK**, FLORIDA; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

Attorney Hearn read the title.

Mayor Coviello opened the meeting for public comment and there were none.

Vice Mayor Anderson proposes to increase the Professional Fees line item in the Code Compliance budget to \$25,000 as originally proposed by the Manager for code compliance support.

Commissioner Ross proposes to increase the Professional Fees line item in the Code Compliance budget to \$17,000, and also to add \$8,000 for part-time seasonal staffing in the Parks & Recreation budget.

After discussion, there is consensus to increase the Professional Fees line item in the Code Compliance budget from \$9,147 to \$17,000. This would provide additional hours for code compliance support. Manager Siegel confirms that the increase would come from the reserves.

Vice Mayor Anderson would prefer that the \$40,000 in the CITT budget listed for street signs be used instead for road repairs.

Manager Siegel explained that we are not obligated to use it for this purpose. This is what was submitted to CITT in the required quarterly report and shows as a place holder for the funding. Any expenses using these funds would come before the Commission for approval.

Commissioner Watts asks that since CITT is used for monthly street light expenses, could it be used for lighting in the Recreation Center.

Manager Siegel explained that it cannot.

Commissioner Jonas proposes to change the Commission salary to be based on a reimbursement program. Commissioner Ross also advocates for this change.

Commissioner Anderson confirms with the attorney that this change in our charter would require a super majority vote and currently there are two commissioners not in support of this change.

Commissioner Ross asks for consensus to change the line item description for Commission salaries from "Commission Compensation" to "Commission Compensation/Reimbursement" in the event there is support for the change in the future. There is consensus to make the change.

Commissioner Ross makes a motion to approve Ordinance 2015-07 at first reading with the changes that were approved, and it is seconded by Commissioner Jonas.

Commissioner Watts: Yes
Vice Mayor Anderson: Yes
Commissioner Jonas: Yes
Commissioner Ross: Yes
Mayor Coviello: Yes
Motion carries: 5/0

6 Old Business

6.a Log Cabin Restoration Project Update

Manager Siegel reviewed the McKenzie Construction estimates for the design changes to the dais.

After discussion, Manager Siegel asks for consensus on each of the proposed changes in order to get direction on how to proceed.

There is consensus to move forward with the original design.

There is consensus to try to reduce the overall size.

There is consensus to have a moveable dais as long as it is cost effective, and to provide a new estimate with and without.

There is no consensus to have removable wings, but after further discussion, look for a design with a separate table on one side only for staff.

There is consensus to remove the lip.

There is consensus that the front finish should be simpler, without the logs and chinking.

No final decision was made on the material for the top, either wood or laminate, so pricing will be provided for both.

The target date to have new designs and pricing would be for the October 6th regular commission meeting.

7 Additional Public Comment

Ed Chisolm: Verify the height of the dais. Looks to be too tall. Is McKenzie a professional dais designer? Was this bid out? Enormous amount of money for a Village that is deep in debt. Do not see the justification. Unconscionable.

Manager Siegel explained that this was done as a part of the bid process; and that McKenzie Construction includes a craftsman/cabinetry shop as part of their services.

Gary Kuhl: Need to have progressive fines. On the sweeps, if contracted staff is only used for three weeks, they will only be able to do the courtesy notices. Where is the follow up? Who will testify at Code Board meetings? This will be a burden on Reggie. Need to think through how you will do this.

Manager Siegel explained that the contracted staff would complete the entire process up to and including presentation to the Code Board. In regards to fines, will look to implement an NTA (Notice to Appear) process and will be working with Attorney Hearn on this.

Commissioner Watts proposes to use the current podium in the log cabin and to refinish it instead of the expense of a new one. And instead get a less expensive, simpler podium to be used at the Recreation Center.

8 Announcements

Friday, September 11th - 9-11 Memorial Service at 7:00pm
Saturday, September 12th - Saturday Quarterly Trash Pick Up
Wednesday, September 16th - Code Compliance Board at 7:00pm
Saturday, September 19th - Stormwater Master Plan Meeting at 9:30am
Saturday, September 19th - Village Manager Roundtable Meeting at 10:30am
Monday, September 21st - Planning & Zoning Board at 6:30pm
Tuesday, September 22nd - Recreation Advisory Board at 7:00pm
Thursday, September 24th - 2nd Public Hearing FY 2015-16 Budget at 6:30pm

9 Adjournment

The meeting was adjourned at 8:10pm.

Commission approved on _____.

Attest:

David Coviello, Mayor

Maria Camara, Village Clerk



MINUTES

**2nd Public Hearing FY 2015-16 Budget
Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Thursday, September 24, 2015 at 6:30pm**

1 Call to Order

Mayor David Coviello called the meeting to order at 6:30pm.

2 Roll Call

Mayor David Coviello - present
Vice Mayor Bob Anderson - present
Commissioner Fred Jonas - present
Commissioner Roxanna Ross - present
Commissioner Barbara Watts - present

Present from staff were:

Village Manager Heidi Siegel
Village Clerk Maria C. Camara
Attorney Andrew Dunkiel
Finance Manager Claude Charles
Public Services Manager Krishan Manners
Police Chief Cornelius McKenna
Parks & Recreation Manager Shelecia Bartley
Assistant Public Works Manager Cesar Hernandez

3 Pledge of Allegiance

4 Public Comments Related to Agenda Items / Good & Welfare

< None >

5 Ordinances - SECOND READING

5.a Ordinance 2015-06

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **ESTABLISHING THE 2015-16 MILLAGE RATE AT 9.70 MILS** FOR EACH \$1,000 OF ASSESSED VALUATION UPON REAL AND PERSONAL PROPERTY WITHIN THE VILLAGE LIMITS OF THE VILLAGE OF BISCAYNE PARK; PROVIDING FOR AN EFFECTIVE DATE

Attorney Dunkiel read the title.

Mayor Coviello opened the meeting for public comment and there were none.

Commissioner Jonas makes a motion to approve Ordinance 2015-06 and it is seconded by Vice Mayor Anderson.

Commissioner Ross: Yes

Commissioner Jonas: Yes

Vice Mayor Anderson: Yes

Commissioner Watts: No

Mayor Coviello: Yes

Motion carries: 4/1

5.b Ordinance 2015-07

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **ADOPTING A BUDGET FOR FISCAL YEAR 2015-2016 FOR THE VILLAGE OF BISCAYNE PARK**, FLORIDA; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

Attorney Dunkiel read the title.

Manager Siegel provided a recap of the changes requested and approved by the Commission from the 1st Public Hearing.

Mayor Coviello opened the meeting for public comment and there were none.

Vice Mayor Anderson makes a motion to approve Ordinance 2015-07 and it is seconded by Commissioner Jonas.

Commissioner Ross makes a request to add additional funding for part-time seasonal staffing in the Parks & Recreation budget. Suggest \$5,000.

Vice Mayor Anderson supports the additional \$5,000.

Commissioner Watts does not, and prefers to use interns for staffing, and instead use funds for lighting at the recreation center; and not to use reserve funds and instead use funds that were allocated for the dais.

Commissioner Jonas is supportive of the request. If the Village accepted \$1 million from the citizens of Florida, we should reciprocate and provide services at the park for not only Village residents, but for non-residents as well.

Mayor Coviello wants to continue having a broader discussion of the park and recreation center, and agrees that looking into interns is a good idea. Is supportive of adding \$5,000 to the budget for part time seasonal staffing, but to first look into utilizing interns.

Manager Siegel confirms that the additional \$5,000 would come from the reserves. On the budget, the **Transfers In** line item in Revenues would increase by \$5,000, and in the Parks & Recreation Department budget, the \$5,000 would be added and distributed between salaries and applicable burdens.

Commissioner Ross' request to add the \$5,000 to the Parks & Recreation budget for part time seasonal staffing is considered a friendly amendment to the motion which is accepted by Vice Mayor Anderson and Commissioner Jonas.

Commissioner Watts: No
Vice Mayor Anderson: Yes
Commissioner Jonas: Yes
Commissioner Ross: Yes
Mayor Coviello: Yes
Motion carries: 4/1

Commissioner Watts asks for a status on the grant request with the Villagers.

Manager Siegel has been in communication with and has met with representatives from the Villagers, but as of yet has not received confirmation.

Manager Siegel thanks the Commission for their communication and participation throughout the budget process.

6 Announcements

Mayor Coviello: Green Day in Miami Shores is Saturday, October 24th, and the Village will once again sponsor a booth at the event.

Tuesday, September 29th - Recreation Advisory Board at 7:00pm

The next regular Commission meeting is Tuesday, October 6th, at 7:00pm.

7 Adjournment

The meeting was adjourned at 6:49pm.

Commission approved on _____.

Attest:

David Coviello, Mayor

Maria Camara, Village Clerk



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Acceptance of Board Minutes

Prepared By: Maria C. Camara, Village Clerk

Sponsored By: Staff

Background

The Board Minutes as listed below are being provided for the Commission's review and acceptance. If the minutes provided have not yet been approved by the Board, they are noted as DRAFT.

Staff Recommendation: Acceptance at Consent

Attachments

- Parks & Parkway Advisory Board - April 8, 2015 DRAFT
- Parks & Parkway Advisory Board - August 19, 2015 DRAFT
- Recreation Advisory Board - August 25, 2015 DRAFT
- Biscayne Park Foundation - August 24, 2015 DRAFT
- Planning & Zoning Board - September 8, 2015
- Planning & Zoning Board - September 21, 2015 DRAFT
- Code Compliance Board - September 16, 2015 DRAFT
- Public Art Advisory Board - September 9, 2015 DRAFT



PARKS &
PARKWAY
ADVISORY BOARD

Dan Keys
Chairman

Barbara Kuhl
Kimberlee Misek
Robert Silverman
Randy Wagoner

MINUTES
PARKS & PARKWAY ADVISORY BOARD
Ed Burke Recreation Center 11400 NE 9th Court
Wednesday, April 8, 2015 at 6:00 PM

1. CALL TO ORDER AND ROLL CALL – Barbara Kuhl, Kimberlee Misek, Robert Silverman, Randy Wagoner and Dan Keys were present; Krishan Manners was in attendance.
2. AGENDA ADDITIONS AND DELETIONS –See new business.
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM) – As indicated below.
4. OLD BUSINESS
 - A. **General median maintenance** – No progress.
 - B. **Tree removal and tree trimming issues** – No progress.
 - C. **Athletic field turf maintenance** – Krishan Manners reported that the field had been fertilized and treated for mole crickets and the irrigation had repair work completed on it. The field continues to have weed problems and the suspension of renting the field was still on for the adults but youth play was still available. Mr. Keys suggested that staff provide the highest levels of fertilization possible (possibly greater than now being provided) at this time in order to take advantage of the warm wet weather for recuperative growth.
 - D. **Highway Beautification Grant Proposal made for median of NE 6th Ave** – No progress.
 - E. **Sixth Ave. Bridge Grant** – Kishan Manners reported Public Works was picking up additional plants and new Stoppers has been recently installed.
 - F. **Discussion of path forward for design and construction of secondary entrance signage related to grant funding** – Barbara



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
Telephone: 305-899-8000 Facsimile: 305 891 7241

Kuhl advised that she learned that surveys were being done for the sign locations and that bidding of necessary work was processing forward. Apparently, curbing at the sign locations would be considered as new fiscal year expenditure.

G. **Tree Fertilization** – Krishan Manners reported that trees get fertilization 3 times a year.

H. **Million Orchid Project of Fairchild Garden** – Barbara Kuhl reported that the orchids would be planting in the existing oaks trees at the Rec Center in June. They are looking for volunteers and up to 3 different varieties. The date to install them in June is still be coordinated.

I. **New proposed swale ordinance** – Krishan Manners reported that the ordinance is still up for discussion.

J. **Resolution of “Conflicting Tree Location” issues** – No progress

K. **Restoration of 6th Ave irrigation** – Krishan Manners reported that the pump had been damaged and they were looking into curbing to protect the irrigation equipment.

L. **Discussion of landscaping for new administration building** – Krishan Manners reported that he would provide us with the site plan for us to review and make recommendations.

7. NEW BUSINESS

A. **None**

NEXT MEETING DATE – Tentatively, May 20, 2015 at 6 PM.

ADJOURNMENT – the meeting adjourned at approximately 7:15 PM.

Minutes of April 8, 2015 were approved on _____

By: _____

Dan Keys, Chair



PARKS &
PARKWAY
ADVISORY BOARD

Dan Keys
Chairman

Barbara Kuhl
Kimberlee Misek
Robert Silverman
Randy Wagoner

MINUTES
PARKS & PARKWAY ADVISORY BOARD
Ed Burke Recreation Center 11400 NE 9th Court
Wednesday, August 19, 2015 at 7:00 PM

1. CALL TO ORDER AND ROLL CALL – Barbara Kuhl, Kimberlee Misek, Robert Silverman, Randy Wagoner were present; Dan Keys was absent. Krishan Manners was unable to attend. Mayor David Coviello was present as an audience member.
2. AGENDA ADDITIONS AND DELETIONS –See new business.
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM) – As indicated below.
4. OLD BUSINESS
 - A. **General median maintenance** –Barbara Kuhl reported that the commission mentioned a master plan of the village. Mayor Coviello reported that the master plan suggestion was to get a discussion started. Board members agreed that a meeting and/or a charrette/workshop would be a good place to start.
 - B. **Tree removal and tree trimming issues** – Board members discussed the need to identify trees throughout the village that needed to be trimmed and or removed for safety.
 - C. **Athletic field turf maintenance** – Board members discussed the importance of maintenance of the field and to budget for it in 2016. Information on the use, rentals, programming etc. was requested.
 - D. **Highway Beautification Grant Proposal made for median of NE 6th Ave** – No progress reported
 - E. **Sixth Ave. Bridge Grant** – Board members discussed the need for irrigation. The canal water can be used as a water source but a permit form SFWMD would need to be obtained.



F. **Discussion of path forward for design and construction of secondary entrance signage related to grant funding** – No progress reported.

G. **Tree Fertilization** – No progress reported.

H. **Million Orchid Project of Fairchild Garden** – No progress reported

I. **Swale ordinance** – Barbara Kuhl reported that the second reading of the ordinance was taking place at the next commission meeting and the ordinance states that tree removal will be the adjacent property owner's responsibility, parking on the lawn is prohibited and driveways will need to be updated with an approved paving material within 1 year.

J. **Resolution of "Conflicting Tree Location" issues** – Board members agreed that conflicting trees should be identified and removed.

K. **Restoration of 6th Ave irrigation** – No progress reported

L. **Discussion of landscaping for new administration building** – New landscape was installed around the building and entrance for the grand opening. Board members agreed that an overall master plan should be developed for the new administration building and log cabin.

M. **Discussion of changes made to landscape in front of 113 St. entrance sign** – No progress reported

N. **Discussion regarding proposal to repurpose athletic field**- Board members discussed the importance of maintaining the athletic field. Information on the use, rentals, programming etc. was requested.

7. NEW BUSINESS

A. **July Minutes**- Barbara Kuhl made the motion to table the July minutes and to request Dan Keys to rewrite and reissue for approval. Robert Silverman 1st and Kimberlee Misek 2nd.



The Village of Biscayne Park

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NEXT MEETING DATE – Tentatively, September 16, 2015 at 7 PM.

ADJOURNMENT – the meeting adjourned at approximately 8:05 PM.

Minutes of August 19, 2015 were approved on _____

By: _____
Dan Keys, Chair



RECREATION
ADVISORY BOARD

Dan Samaria
Chairman

Ivette Corrdero
Elizabeth Goldman
Andrew Hahn
Rosemary Wais

Alternate
Bridgita Pallango

MINUTES
RECREATION ADVISORY BOARD
Ed Burke Recreation Center 11400 NE 9th Court
Tues August 25, 2015 at 7:00PM

1. **CALL TO ORDER**- Meeting was called to order at 7:15pm
2. **ROLL CALL**-**Present:** Dan Samaria, Elizabeth Goldman, Rosemary Wais, Bridgita Pallango.
Absent- Andrew Hahn, Ivette Corredero
3. **ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS**
Deletion- 6B., 6C., 6D.
4. **APPROVAL OF MINUTES**-None
5. **OLD BUSINESS**
 - 5a. 9/11 Event - On 8/31/15 September 11th memorial Collection will be set up in the Recreation Center. On 9/11/15, RAB will be hosting a memorial program from 7:00pm-9:00pm. Discussion about ideas and refreshments for the program. Bridgita mentioned the idea of a free raffle for Flags that she can get donated.
 - 5b. Bike Race Update- Bike Race Sponsor Creepy Critters will donate \$150 to be used for the Recreation Center. Elizabeth Goldman suggested that the event be hosted again and suggested to change the time of the event and the month because of the weather and how early the event started. Chairman Samaria made a motion to recommend moving the Children Safety Day/ Bike Race from August to October 15th starting at 10:00am. Second by Elizabeth Goldman. All in Favor 4-0.
Rosemary Wais submitted the receipts and money collected from bike race. \$45 was collected. The RAB must submit a check request to the BP Foundation to issue Rosemary Wais a reimbursement check in the total of \$258.02. The Board agreed to award certificates of appreciation. Chairman Samaria made a motion to show appreciation to staff and residents of the village. Seconded by Elizabeth Goldman. All in favor 4-0. Discussion was had to determine where the appreciation awards would be presented at. Motion was made by Rosemary Wais to have the RAB present the awards at the September commission meeting pending the item is put on the agenda. Second by Elizabeth Goldman. All in favor 4-0.



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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6. NEW BUSINESS

6a. Welcome new member Bridgita Pallango to Rec. Board- Bridgita Introduced herself to the board.

7. Public Comments-

8. FUTURE CALENDAR OF EVENTS

9. Future Fund Raising

10. ANNOUNCEMENTS / SCHEDULE OF NEXT MEETING – The next meeting of the Recreation Advisory Board is **Tuesday September 22, 2015**, at 7:00PM.

11. ADJOURNMENT-Meeting Adjourned at 8:22pm Motion Made by Rosemary Wais Seconded by Dan Samaria. All in favor 4-0.

Minutes approved on _____

Dan Samaria, Chairman



Village of Biscayne Park

640 NE 114th Street
Biscayne Park, FL 33161

Tel: 305 899 8000

Fax: 305 891 7241

www.biscayneparkfl.gov

www.BiscayneparkFoundation.org

BISCAYNE PARK FOUNDATION MINUTES

Monday, August 24, 2015 at 7:00PM
Ed Burke Recreation Center
11400 NE 9th Court Biscayne Park, FL 33161

Board Members

President
Supreme Dorvil

Vice president
Jorge Marinoni

Treasurer
Joe Chao

Secretary
Marie Smith

Meeting called to order by Dorvil @ 7:12 p.m.

Roll Call: Board members Supreme Dorvil, Jorge Marinoni, Marie Smith and Joe Chao.

In Attendance: Chuck Ross, residents David & Amy Raymond and Erica Pettis.

Approval of Minutes: Motion made by Jorge Maronin and seconded by Joe Chao to approve the Minutes of June 16 Foundation meeting. Motion passed.

Treasurer's Report: Chuck Ross made his presentation on researching the Foundation financial statements in preparation for submission to the Department of Revenue. for our 501(c). he found a small discrepancy of \$17.00 for the period from October 1, to September 30, 2014, when Supreme Dorvil was Treasurer, and a \$471.00 discrepancy for the period October 1, 2014 to the present. He felt these small discrepancies could be cleared up with Joe and felt the financial statement he had prepared should be forwarded to the Dept. of Revenue. The deadline for submission of the report was this week. His recommendation, as a precaution, for the future, that the Treasurer's report be reconciled on a monthly basis when the Foundation's bank statement is received and posted on our Web site..

Old Business: Oktoberfest Oct. 3, 2015. Joe Chao suggested that instead of hiring a disc jockey, we purchase two (2) Blu Tub 800-Watt speakers for our fund raising events and these could be stored at the Rec. Center. The cost would be approximately \$300 each \$600 for 2 and would result in future savings. Motion by Jorge Marioni and seconded by Supreme Dorvil that Joe Chao investigate this proposal and report back at our next Foundation meeting. Motion passed. Erica Pettis suggested that instead of hiring the food trucks that we purchase bratwurst and do a Bar-B-Q with beer and wine. She would research and get back to Supreme.

Lighting for Rec. Center: Motion by Jorge and seconded by Dorvil that the Foundation donation of \$2,000 to the Village for lighting, have a caveat that agreement must be reached by both parties as to the selection of an electrical contractor. Motion passed.

Fund Raising: Erica Pettis suggested as a fund raiser a 50-50 deal with Krispy Kremes who are willing to give the Foundation a 50% reduction in price for boxes of their donuts. She could either do it once a week at her place of employment and we could sell them at our events as a dessert. She was requested by the board to confirm with Krispy Kremes the arrangement and get back with Dorvil.

David Raymond suggested an "Open Mike" fund raising event at Café Luna on NE 125Street. He had attended such an event and would be willing to speak with the owner in our behalf and report back to Dorvil.

Joe Chao to get an estimate cost for a Vita Course at the Rec. Center.

Meeting adjourned 8:30 p.m.

Next Meeting: September 28 @ 7:00 p.m.

Minutes approved by the Board on _____.

Supreme Dorvil, President

Marie Smith, Secretary



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161

Telephone: 305-899-8000 Facsimile: 305 891 7241

PLANNING & ZONING BOARD

Gage Hartung
Chairman

Andrew Olis
Vice Chairman

Elizabeth Hornbuckle
Doug Tannehill
Jacqueline Pallango

Alternates
Max Deitermann
Mario Rumiano

MINUTES PLANNING & ZONING BOARD MEETING Ed Burke Recreation Center 11400 NE 9th Court – Biscayne Park, FL Tuesday, September 8th, 2015 at 6:30pm

1. CALL TO ORDER

This meeting was called to order at 6:30 p.m.

2. ROLL CALL

Gage Hartung – Chair – present
Andrew Olis – Vice chair – present
Elizabeth Hornbuckle – Board Member – present
Doug Tannehill – Board Member – absent
Jackie Pallango – Board Member – present
Max Deitermann – Alternate – absent
Mario Rumiano – Alternate – Absent
Krishan Manners and Sal Annese – staff attendance - present

3. OLD BUSINESS, DELETIONS OR DISCUSSIONS TO ORDER OF BUSINESS

APPROVAL OF MINUTES

-August 3rd, 2015

Motion by A. Olis, seconded by J. Pallango and approved 4-0

-August 17th, 2015

Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0

4. PAINT PERMITS

a. Simpson – 920 NE 118th St

Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0

b. Katzman – 978 NE 115th St

Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0

c. Wilkins – 1103 NE 117th St

Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0

d. Friaman – 11433 NE 11th Pl

Motion by E. Hornbuckle, seconded by J. Pallango and approved 4-0

5. BUILDING PERMITS

a. Wikins – 1101 NE 117th St - Install shutters

Motion by E. Hornbuckle, seconded by A. Olis and approved 4-0

b. Damon – 11800 NE 8th Ave - Install panels

Motion by E. Hornbuckle, seconded by J. Pallango and approved 4-0

c. Damon – 1013 NE 116th St – Replace windows and doors

Motion by A. Olis, seconded by J. Pallango and approved 4-0

d. Beltran – 11063 Griffing Blvd – Install pavers

Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0

e. Narboni – 764 NE 111 St – Window replacement

Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0

f. Pontius – 751 NE 114th St – Window replacement

Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0

*Resident must replace 3 front windows prior to closing permit.

g. Schindler – 1008 NE 115th St – Install windows

Motion by A. Olis, seconded by J. Pallango and approved 4-0



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h.Fahie – 11890 NE 10th Ave – Reroof
Motion by A. Olis, seconded by J. Pallango and approved 4-0
i.Kuhl – 777 NE 111th St – Window replacement
Motion by A. Olis, seconded by J. Pallango and approved 4-0
j.Sweet Land Real Estate- 10706 NE 9th Ave – Remodel driveway
Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0
k.Gallo – 971 NE 113th St – Install Shutters
Motion by A. Olis, seconded by J. Pallango and approved 4-0
l.Alfie – 11060 Griffing Blvd - Install windows
Motion by A. Olis, seconded by J. Pallango and approved 4-0
m.Espinoza – 780 NE 119th St – One room addition
Motion by A. Olis, seconded by J. Pallango and approved 4-0

7. Administrative Variance

None

The next meetings of the Planning & Zoning Board are Monday, September 21st, 2015 and Monday, October 5th, 2015.

8. ADJOURNMENT

This meeting was adjourned at 7:05 p.m.

Minutes approved on: _____

(Date)

By: _____

Gage Hartung, Chair Planning & Zoning Board



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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PLANNING & ZONING BOARD

Gage Hartung
Chairman

Andrew Olis
Vice Chairman

Elizabeth Hornbuckle
Doug Tannehill
Jacqueline Pallango

Alternates
Max Deitermann
Mario Rumiano

MINUTES PLANNING & ZONING BOARD MEETING Ed Burke Recreation Center 11400 NE 9th Court – Biscayne Park, FL Monday, September 21st, 2015 at 6:30pm

1. CALL TO ORDER

This meeting was called to order at 6:30 p.m.

2. ROLL CALL

Gage Hartung – Chair – present
Andrew Olis – Vice chair – present
Elizabeth Hornbuckle – Board Member – present
Doug Tannehill – Board Member – present
Jackie Pallango – Board Member – absent
Max Deitermann – Alternate – absent
Mario Rumiano – Alternate – absent
Shanesa Mykoo, Krishan Manners and Sal Annese – Staff attendance - present

3. OLD BUSINESS, DELETIONS OR DISCUSSIONS TO ORDER OF BUSINESS

APPROVAL OF MINUTES

September 8th, 2015.
Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0

4. PAINT PERMITS

None

5. BUILDING PERMITS

a. Jaramino – 730 NE 120th St – Window and door replacement
Motion by D. Tannehill, seconded by A. Olis and approved 4-0
b. Ordonez – 10750 Griffing Blvd – Reroof
Motion by D. Tannehill, seconded by A. Olis and approved 4-0
c. Chin – 12030 NE 5th Ave – Replace wood next to front door
Motion by A. Olis, seconded by E. Hornbuckle and approved 4-0
d. Mainade – 11711 Griffing Blvd – New roof
Motion by A. Olis, seconded by D. Tannehill and approved 4-0
e. Simpson - 920 NE 118th St – Window replacement
Motion by A. Olis, seconded by D. Tannehill and approved 4-0
f. Shirey – 637 NE 119th St – Reroof
Motion by D. Tannehill, seconded by E. Hornbuckle and approved 4-0

7. Administrative Variance

None

The next meetings of the Planning & Zoning Board are Monday, October 5th, 2015 and Monday, October 19th, 2015.



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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8. ADJOURNMENT

This meeting was adjourned at 6:40 p.m.

Minutes approved on: _____
(Date)

By: _____
Gage Hartung, Chair Planning & Zoning Board



CODE
COMPLIANCE
BOARD

Gary Kuhl
Chairman

Harvey Bilt
Dale Blanton
Linda Dillon
Jenny Johnson-
Sardella

Alternate
Laura Graves

MINUTES
CODE COMPLIANCE BOARD
Ed Burke Recreation Center 11400 NE 9th Court
Wednesday, September 16th, 2015 at 7:00pm

1. CALL TO ORDER

This meeting was called to order at 7:00 p.m.

2. ROLL CALL

Gary Kuhl – Chair - present
Dale Blanton – Vice Chair – present
Harvey Bilt – present
Linda Dillon – present
Jenny Johnson- Sardella - present
Laura Graves – Alternate – absent
Reginald White, Shanesa Mykoo and Krishan Manners – Staff attendance - present

3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS

4. APPROVAL OF MINUTES

- August 10th, 2015
Motion by L. Dillon, seconded by D. Blanton and approved 5-0

5. NEW BUSINESS

- a. Jose V. Aleman – 11910 NE 11th Ct – Unsightly/Unused objects on the front lawn:
Case# 15-0494
-In compliance and case closed.
-Motion by D. Blanton, seconded by L. Dillon and motion passed 5-0.
- b. Mario Manzanero & W Karina – 840 NE 116th St – Open feeding of cats on the property: Case# 15-0480
-In compliance and case closed.
-Motion by D. Blanton, seconded by L. Dillon and motion passed 5-0.
- c. Juan Di Polo Georgina Gonzalez – 785 NE 119th St – Stones placed in the swale/right of way: Case# 15-0498
-In compliance and case closed.
-Motion by D. Blanton, seconded by L. Dillon and motion passed 5-0



- d. Jorge G. Toro – 11825 NE 7th Ave – Grass missing on the swale: Case# 15-0500
-Motion by H. Bilt, seconded by D. Blanton and motion passed 5-0.
-Case dismissed.
- e. Jorge G. Toro – 11825 NE 7th Ave – Unsightly/Unused objects stored on the property: Case# 15-0501
-Motion by D. Blanton, seconded by L. Dillon and motion passed 5-0.
-In compliance and case closed.
- f. Patricia M. Costa, Daniel T. Desmond – 1000 NE 119th St - Discarded and unused/Unsightly objects on the property: Case# 15-0502
-Motion by D. Blanton, seconded by J. Sardella and motion passed 5-0.
-Not in compliance, \$50.00 fine with a \$10.00 daily fine commencing as of September 17th, 2015.
- g. Albert Eskenazi – 11800 NE 11th Ave – Broken white fence: Case# 15-0496
-Motion by D. Blanton, seconded by L. Dillon and motion passed 5-0.
-Not in compliance, resident has 14 days to remove remainder of the fence. If resident does not comply there will be a \$50.00 fine and a \$10.00 daily fine commencing on the 15th day.
- h. Daniel R. Samaria – 1030 NE 121th St – Overgrown grass, weeds and shrubberies: Case# 15-0499
-Motion by D. Blanton, seconded by L. Dillon and motion passed 5-0.
-In compliance and case closed.

6. OLD BUSINESS

- a. Steven G. Bernard - 860 NE 115th St – Discolored and dirty exterior walls, storm shutters covering windows: Case# 15-0022
-Motion by D. Blanton, seconded by L. Dillon and motion passed 5-0.
-In compliance and case closed.

7. FINE REDUCTION

- a. Carlos Collazo – 11460 NE 10th Ave – unused and unsafe storage shed: Case# 005080
-Motion by D. Blanton, seconded by J. Sardella and motion passed 5-0.
-Offer rejected at \$0.10 cents. Resident may re – present the case with another offer.
- b. Daren Chen – 1016 NE 117th St – Dirty and discolored exterior surfaces of the house: Case# 15-0108
-Motion by D. Blanton, seconded by J. Sardella and motion passed 5-0.
-Offer accepted at \$100.00



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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8. Announcements/SCHEDULE OF NEXT HEARING

The next meeting of the code compliance Board is Wednesday, October 14th, 2015

9. ADJOURNMENT

This meeting was adjourned at 7:40 p.m.

Minutes approved on _____

By: _____
Gary Kuhl, Chair



PUBLIC ART
ADVISORY BOARD

Amy Raymond
Chair

Karen Marinoni
Larry Newberry
Melanie Oliva
Susan Weiss

**MINUTES
PUBLIC ART ADVISORY BOARD
Ed Burke Recreation Center, 11400 NE 9th Ct., Biscayne Park, FL
Wednesday, September 9, 2015 at 6:00PM**

1. CALL TO ORDER AND ROLL CALL – The meeting was called to order at 6:05pm. Present were board members Amy Raymond, Karen Marinoni, Melanie Oliva, Susan Weiss, and Larry Newberry.
2. AGENDA ADDITIONS AND DELETIONS – None
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM) – None
4. APPROVAL OF MINUTES – Karen Marinoni makes a motion to approve the minutes of August 12, 2015, and it was seconded by Susan Weiss. All in favor. Motion carries 5-0.
5. OLD BUSINESS –
 - a. Status of sculpture for pet waste station locations: Amy Raymond to work with Larry Newberry on best method to attach. Will then compile all data to present to the Commission at their October meeting.
 - b. Call to Artists: The board members reviewed the updated draft. After discussion, additional edits will be provided. Clerk Camara will send updated draft to the Board for approval, to then presented to the Commission at their October meeting.
 - c. Melanie Oliva spoke about Inspiration Pollination and to spread the word about the cause.
6. NEW BUSINESS - None
7. NEXT MEETING DATE – Wednesday, October 14, 2015, at 6:00pm.
8. ADJOURNMENT – Meeting was adjourned at 6:55pm.

Minutes approved on _____.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Resolution 2015-47 Fee Schedule

Prepared By: Maria C. Camara, Village Clerk

Sponsored By: Staff

Background

On October 7, 2014, a Master Fee Schedule was adopted in accordance with the Village's Code as it relates to the setting of all administrative and user fees for services provided. The Code also provides that the Village would amend these fees from time to time by resolution at a public hearing upon a review of the fees and based upon new administrative or overhead costs, or new services.

Based on this review, the following fees are amended and/or added:

- Recording of Liens: Changing from \$22.50 to \$25.00. This covers the actual cost of recording with Miami-Dade County Clerk of Courts, the utilization of the third-party online recording system, and administrative overhead. A lien document is normally 2 pages.
- Variance (Advertising / Notice / Recording Costs): Changing from \$100 to \$225. In addition to the \$150 fee to request a Variance, a property owner must also cover the costs for advertising twice in the newspaper (average \$85 for each advertisement), postage to notify residents within a 500' radius

October 6, 2015

Commission Agenda Report

Resolution 2015-47 Fee Schedule

(average 60 properties at current first class postage rate), and the recording of the Order based on the Commission's decision (2 pages). The \$225 cost is the minimum cost and the total of all actual costs will be covered by the property owner.

- Bounce House Fee: New \$30 fee. In addition, bounce house vendor must provide proof of liability insurance prior to the event.
- Building inspector review fee of \$95 is deleted due to redundancy.

Fiscal / Budget Impact

Reviewing and amending the fees as needed insures that they are appropriate and reasonably related to the purpose for which they are charged, and that they cover all administrative and overhead costs.

Recommendation

Approval of Resolution 2015-47

Attachments

- Resolution 2015-47
- Master Fee Schedule Amended October 6, 2015

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

David Coviello, Mayor

Attest:

Maria C. Camara, Village Clerk

Approved as to form:

John J. Hearn, Village Attorney

Mayor Coviello: ____
Vice Mayor Anderson: ____
Commissioner Jonas: ____
Commissioner Ross: ____
Commissioner Watts: ____



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
ADMINISTRATIVE	
Lien Search 48 hours	\$75.00
Lien Search 72 hours	\$60.00
Lien Search 5 days	\$40.00
Lien reduction request	\$50.00
Recording of Lien (page 1)	\$15.00
Recording of Lien (each subsequent page)	\$10.00
Satisfaction/Release of Lien	\$15.00
Landlord Permit Fee (per unit) (annual)	\$50.00
Home Occupational License Application (annual)	\$50.00
Campaign Sign Bond	\$250.00
Request for Variance	\$150.00
Variance - Advertising / Notice / Recording (<i>Amount shown is the minimum cost. Actual cost to be covered by property owner.</i>)	\$225.00
Lobbyist registration	\$250.00
Film permit	\$250.00
Filming overflow parking (minimum)	\$100.00
Special Events Non Refundable Appl Fee	\$25.00
Special Events or Film Permit Deposit (Refundable)	\$250.00
Garage Sale (2 day)	\$15.00
Garage Sale (2 day) with website posting	\$35.00
Notary First Page (Non resident)	\$5.00
Notary Each Additional Page (Non resident)	\$2.00
Photocopies (black/white single per page)	\$0.15
Photocopies (black/white duplex per page)	\$0.30
Photocopies (color single per page)	\$0.50
Photocopies (color duplex per page)	\$1.00
DVD or CD	\$1.00
Certified Copies	\$1.00



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
PUBLIC WORKS / SANITATION	
Unscheduled trash removal	\$30.00
Oversized trash pile per ea. cubic yard over	\$20.00
White goods pick up per item	\$25.00
Exceptional special trash removal - actual per outsourced contractor	Actual



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
CODE COMPLIANCE	
<i>Citations issued by the Code Compliance Officer</i>	
Citation	\$25.00
<i>Fines issued by the Code Compliance Board</i>	
Fine per day per violation for first violation	\$250.00
Fine per day per violation for a repeat violation	\$500.00
Fine per day maximum if the Board finds the violation to be irreparable or irreversible in nature	\$15,000.00
Limit per violation unless the Board finds the violation to be irreparable or irreversible in nature	\$40,000.00



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
PARKS & RECREATION	
Multi purpose room resident per hour	\$40.00
Multi purpose room non-resident per hour	\$80.00
Meeting room resident per hour	\$50.00
Meeting room non-resident per hour	\$100.00
Pavillion per hour resident	\$40.00
Pavillion per hour non-resident	\$80.00
Picnic area per hour resident	\$20.00
Picnic area per hour non-resident	\$40.00
Bounce House Fee	\$30.00
Tot Lot area per hour resident	\$25.00
Tot Lot area per hour non-resident	\$50.00
Court rental resident per hour	\$20.00
Court rental non resident per hour	\$40.00
Athletic field rental resident per hour	\$20.00
Athletic field rental non resident per hour	\$40.00
Staff hourly rate (non-operating hours)	\$25.00
Security deposit all rentals	\$100.00



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
POLICE DEPARTMENT	
Police personnel (hourly rate regular)	\$40.00
Police personnel (hourly rate holiday)	\$80.00
Alarm Registration (one time fee)	\$20.00
First false alarm (within a 6 mo. period)	No charge
Second false alarm (within a 6 mo. period)	\$25.00
Third false alarm (within a 6 mo. period)	\$50.00
Fourth false alarm (within a 6 mo. period)	\$100.00
Fifth and each additional false alarm (within a 6 mo. period)	\$150.00
<i>Impoundment / Transportation Fees (Vehicles used in the commission of a crime)</i>	
Impoundment fee	\$500.00



**Village of Biscayne Park
MASTER FEE SCHEDULE**

Amended
October 6, 2015

<i>Description</i>	<i>Fee</i>
BUILDING	
<i>Building Permits - BUILDING</i>	
<i>All building permits (window, door, additions, alterations, roofing, fence, driveways, etc.)</i>	
Permit base fee	\$60.00
For every \$1,000 of estimated cot	\$17.00
Building inspector review fee	\$95.00
<i>Building Permits - PLUMBING</i>	
New or repair septic	\$175.00
New or repair drain field	\$175.00
Pool piping	\$160.00
All other work 3.5% of estimated for new	
All other work 8.3% of estimated old	
<i>Building Permits - MECHANICAL</i>	
<i>Replacement and/or new installation of:</i>	
A/C (any size ton)	\$145.00
Duct work only minimum (if new install, add duct work)	\$80.00
<i>New construction:</i>	
Duct work for every \$1,000 of estimated construction cost	\$40.00
Relocate condensing unit	\$125.00
New generator	\$125.00
<i>Building Permits - ELECTRICAL</i>	
Rough wiring for each outlet (light receptacle, switch, sign and also telephone and other low voltage outlets)	\$3.00
<i>Services: The following fees shall be charged for each service</i>	
Temporary for construction	\$100.00
Permanent (per 100 amp or fraction thereof)	\$10.00
Switchboard per amp	\$10.00
<i>Equipment outlets or permanent connections:</i>	
Compactor	\$8.00
Deep freezer	\$8.00
Dishwasher	\$8.00
Dryer	\$8.00
Fan	\$8.00
Garbage disposal	\$8.00
Oven	\$8.00
Range	\$8.00
Range top	\$8.00
Refrigerator	\$8.00
Space heater	\$8.00



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
Time clock	\$8.00
Washing machine	\$8.00
Water heater-boiler	\$8.00
Window wall air conditioner units	\$8.00
Air conditioners, per ton, central	\$9.00
Fire damage listed on permit (minimum)	\$100.00
Clear violations inspection (minimum)	\$100.00
<i>Motors</i>	
Each up to 1 HP	\$8.00
Each over 1 HP to 5 HP	\$10.00
Each over 5 HP to 10 HP	\$14.00
Each over 10 HP to 25 HP	\$28.00
Each over 25 HP to 100 HP	\$50.00
Each over 100 HP (for each HP)	\$1.50
<i>Generators and transformers</i>	
Each up to and including 5 KVA/KW	\$8.00
Each over 5 KVA/KW through 10 KVA/KW	\$14.00
Each over 10 KVA/KW through 15 KVA/KW	\$18.00
Each over 15 KVA/KW through 20 KVA/KW	\$20.00
Each over 20 KVA/KW through 25 KVA/KW	\$30.00
Each over 25 KVA/KW through 50 KVA/KW	\$50.00
Each over 50 KVA/KW	\$50.00
Plus for each KVA/KW (over 50)	\$0.50
<i>Welding machine outlets:</i>	
Up to 25 amperes	\$10.00
For each additional 25 amperes or fractional part thereof	\$8.00
<i>Fixtures</i>	
Per fixture, track light, head	\$3.00
Per light pole (fixtures not included)	\$10.00
Plugmold, lighting tracks, feed rail (per foot)	\$3.00
<i>Burglar alarm, fire detection system, life safety systems, intercom</i>	
Installation, central system, control panel (up to 15 devices)	\$100.00
Each additional device after 15 (each device)	\$3.00
<i>Master television and radio receiving antennae:</i>	
Cable TV outlets (each)	\$3.00
Phone outlets (each)	\$3.00
Sound data outlets (each)	\$3.00
Speakers (each)	\$3.00
<i>Swimming pool, electrical (does not include exterior lighting of deck areas)</i>	



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
Residential pool/spa combination	\$160.00
Each residential pool	\$120.00
Each multi-family or commercial pool	\$190.00
Each sauna/spa/hydro massage	\$100.00
<i>General Electrical</i>	
Satellite dishes (each)	\$100.00
Temporary for test:	\$100.00
Re-connection inspection	\$100.00
<i>Building Permits - ADDITIONAL FEES</i>	
Dade County Surcharge per \$1,000 of construction	\$0.60
Training and Education per \$1,000 of construction	\$0.20
Dept of Community Affairs (Radon Gas) per square foot	\$0.01
Dept of Business and Professional Regulations per square foot	\$0.01
Technology fee - 2.5% of permit fee	
<i>Building Permits - General Fee Schedule</i>	
Renewal of expired permit	100% of Original Fee
Extend permit before expiration (one time only)	\$75.00
Re-inspection fees	\$50.00
Administrative fee	\$20.00
Portable Storage Container (1 to 14 days maximum)	\$50.00
Construction Dumpster	\$100.00
Change of contractor after permit has been issued	\$75.00
<i>Certificate of Re-Occupancy</i>	
Within 30 days	\$50.00
Within 10 days	\$100.00
Re-inspection fees	\$25.00
One-time extension after initial sixty (60) days, for an additional sixty (60) days	\$10.00
Certificate of Occupancy	\$250.00
Certificate of Completion	\$250.00
Re-inspection fees	\$50.00
Paint permit	\$25.00
Insurance verification forms	\$50.00
Work commenced without a permit	Double fee + \$100 fine
Permit card replacement	\$20.00
<i>Building Permits - Structural Fee Schedule</i>	
Truss plans or product approval review submitted after permit issued	\$75.00



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
Structural engineer review (100% of engineer's fee to the Village. Standard fee shown.)	\$75.00
<i>Building Permits - Refunds</i>	
a. Refund request shall be submitted in writing by permit applicant for a canceled permit	
b. No refunds for:	
- Permit fees \$100 and under	
- Plan review fee	
- Permit administrative fee	
- Permits, if any inspection scheduled or logged	
- Permit on jobs that expired prior to request	
- Fees collected for State or County	
Planning Board review (for applications not specified in the Zoning Fee Schedule; and excluding paint permits)	\$25.00



Village of Biscayne Park MASTER FEE SCHEDULE

Amended October 6, 2015
--

<i>Description</i>	<i>Fee</i>
--------------------	------------

Zoning Fee Schedule

I. Comprehensive Plan

A. Written interpretation of comprehensive plan provisions relative to a specific location:

Size of Parcel of Proposed Development (gross acres)	Fee
Under 1.0 acre	\$114
1.0 acre - 5.0 acres	\$228
5.1 acres - 20.0 acres	\$342
20.1 acres and over	\$570

B. Written interpretation of adopted components' goals, objectives and other text not related to a specific location:

Description	Fee
Each issue/question not related to Level of Service Standards	\$114
Each issue/question related to Level of Service Standards	\$171

C. Applications to amend the Comprehensive Plan:

1. Land use map (LUM)

Size of Area (gross acres)	Fee
Up to 5.0	\$11,400
6.1 to 10.0	\$21,660
10.1 to 20.0	\$42,750
20.1 and up	\$64,410

2. All elements fees

Description	Fee
Each LOS standard addressing a goal, objective, policy or map	\$51,300
Each non-LOS standard addressing a goal, objective, policy or map	\$17,100
Each monitoring measures items c.	\$10,260
Each capital improvement project line item d.	\$17,100
Each text or map change e.	\$17,100

II. Zoning applications

A. Public Hearings and administrative modifications

Application	Fee
Zone change or text amendment by applicant	\$1,710
Change in Use text amendment	\$1,710
Non-use variance or site development agreement or site plan	\$1,710
Residential/one lot	\$400
Special exception	\$2,280
Modifications/deletions	\$1,140



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
Unusual use	\$2,280
If applicable, in addition for:	
Residential:	\$1,140
Size of property: (per 10 acres or portion thereof)	\$570
Number of units: (per 15 units or portion thereof)	\$285
B. Public hearing for day cares, religious facilities, ACLF's, nursing convalescent homes:	\$2,280
C. Public hearing for governmental facilities	\$1,425
D. Revisions to public hearing plans	\$684

III. Administrative adjustment applications

Application	Fee
Carport (max 200 sq ft)	\$314
Utility shed (max 100 sq ft)	\$314
Fence/wall	\$314
Interior/exterior integration area	\$314
Setback adjustments for attached/detached structure(s)	\$598
Any administrative adjustment for any recreational use	\$741
Any adjustments for the construction of a new residence	\$963
Other adjustments such as, not limited to, lot area, lot frontage	\$741

IV. Administrative site plan reviews (when no public hearing is required)

Description	Fee
Individual single family, two family or live/work unit	\$50
<i>ALL OTHER USES:</i>	
Minimum fee	\$1,500
Per acre	\$500
Per 10 units or portion thereof	\$200
Per 5,000 sq ft or portion thereof	\$200
Submittal of revised plans	\$250
Entrance feature applications	\$570
First plan revision	\$250

V. General Information

A. Application Fees	Rate
B. Mailing Fees (per notice)	\$0.57
C. Processing costs	\$85
D. Preparation of special studies or reports	Rate



**Village of Biscayne Park
MASTER FEE SCHEDULE**

**Amended
October 6, 2015**

<i>Description</i>	<i>Fee</i>
E. Copies of records	
Plan preparation from document larger than 8.5 x 14	\$5.70
Reproduced records per page	\$0.15
Double sided copy per page	\$0.20
Certified copies per page	\$1.00
Official copies of certification of use	\$10.00
Verification of legal description on documents	\$10.00
Digital maps, scanned images per map or image	\$5.70
Special map requests	\$60.00
Notary public service/per document	\$10.00
Ordering plans	\$5.70
Hearing tape	\$3.00
F. Re-advertisement	Rate
G. Late payment charges	Rate
H. Substantial compliance determination	
For residential	\$1,140
For commercial / non-residential	\$1,710
I. Concurrency review	
Minor	\$100
Major	\$200



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date:	October 6, 2015
Subject:	Resolution 2015 -- 48 Authorizing the Change order for Phase 4 of the Log Cabin Restoration between the Village of Biscayne Park and McKenzie Construction LLC.
Prepared By:	Heidi Siegel, AICP, Village Manager
Sponsored By:	Staff

BACKGROUND

After an Invitation to Bid process, on May 19, 2015 the Village Commission entered into an agreement with McKenzie Construction LLC for the Log Cabin restoration. The contract that was approved was for Phases 1- 3 and based funds at the time. The contract allows for an option for a change order once future funds are secured.

During the budget workshops, the Village Commission expressed a desire to proceed with Phase 4 of the project through Village funding due to a lack of funding for Phase 4 by the State of Florida budget process. At the final budget hearing on September 24, 2015, the Village Commission approved the funding of Phase 4 as part of the Fiscal Year 2015/2016 general fund budget.

The Change Order is in the amount of \$ 134,545.00 and matches the amount presented to the Commission at the May 19th meeting. Any additional changes or options to the dais made at a future date will change the final amount depending on whether they are additions or deletions to the design of the dais.

FISCAL / BUDGET IMPACT

The cost of this change order is provided through Village funds in the Fiscal Year 2015/2016 general fund budget.

STAFF RECOMMENDATION

Approval of Resolution 2015-48.

ATTACHMENTS

- Resolution 2015-48
- Amendment to the contract with McKenzie Construction
- McKenzie Construction Change Order
- Detail breakdown of dais design options costs
- Dais sketch

**AMENDMENT TO CONTRACT BETWEEN VILLAGE OF BISCAYNE PARK
AND MCKENZIE CONSTRUCTION, LLC**

WHEREAS, on May 19, 2015, the Village of Biscayne Park (hereinafter the "Village") and McKenzie Construction, LLC (hereinafter the "Contractor"), entered into a Contract for the restoration of the Log Cabin, which Contract is incorporated herein by reference as Exhibit "1" (hereinafter the "Contract"); and

WHEREAS, Paragraph 4.2 of the Contract states that Phase IV of the Contract will be presented as a change order to the Contract upon execution of the required grant agreement with the State of Florida Department of State Historical Resources; and

WHEREAS, the Village submitted its application to the State of Florida Department of State Historical Resources; however, funding was not made available to the Village through the State grant; and

WHEREAS, Village staff presented a proposed budget to the Village Commission at its first budget workshop on August 11, 2015 which contained a line item of \$135,000.00 for Phase IV of the restoration of the Log Cabin; and

WHEREAS, at its second budget workshop and final hearing of the 2015-16 budget on September 24, 2015, the Village Commission gave final approval for the Phase IV funding of the restoration of the log cabin; and

WHEREAS, both parties are desirous of amending the Contract in order to provide funding for Phase IV of the restoration of the Log Cabin;

NOW THEREFORE, in consideration of the premises hereof, the mutual promises and agreements contained herein, and the payments to be made to Contractor for services rendered to the Village hereunder, the parties hereby agree as follows:

Section 1. The above recitals are acknowledged and incorporated herein.

Section 2. Paragraph 2.1 of the Contract shall be amended to read as follows:

2.1 The CONTRACTOR shall furnish all of the labor, materials, equipment, transportation, supplies and services necessary to perform all of the work required by the Contract Documents and the plans and specifications prepared by RJ Heisenbottle Architects for the Log Cabin Restoration based on the following work phases:

Phase I: Demolition of porch, removal of floors, installation of footers and a percentage of general condition costs.

Phase II: Structural work including roof, portion of electrical, portion of mechanical and a percentage of general condition costs.

Phase III: Restoration of floors, installation of windows and doors, remaining electrical, remaining mechanical, bathroom plumbing and fixtures and a percentage of general condition costs.

Phase IV: Restoration of porch, log restoration to include chinking and stain, shutters, lighting and a percentage of general condition costs. ~~(Phase IV is conditioned upon historical resources grants and OWNER change order.)~~

Section 3. Paragraph 4.2 of the Contract shall be amended to read as follows:

4.2 ~~Phase IV is solely contingent upon issuance of State of Florida Department of State Historical Resources funding for Special Categories Grant FSC160051 in the amount of \$100,000.00 with a \$50,000 match provided by the Village of Biscayne Park for a total amount of \$150,000.00 and further contingent upon Commission approval which may be for all or part of the Phase IV improvements. If the historical resources grant is not delivered or the OWNER decides not to move forward with Phase IV, no funds will be paid to CONTRACTOR for Phase IV. Phase IV will be presented as a change order to this contract upon execution of the required grant agreement with the State of Florida Department of State. The OWNER shall pay the CONTRACTOR \$135,000.00 for performance of the work specified in Section 2.1, Phase IV, subject to additions and deductions by Change Order as provided in the Contract Documents, the Contract Sum of One Hundred Thirty Five Thousand dollars and no cents (\$135,000.00).~~

Section 4. All Other Conditions and Terms: All conditions and terms of the Contract between the Village of Biscayne Park and McKenzie Construction, LLC executed on May 19, 2015 not specifically amended herein remain in full force and effect. In the event of any conflict, this Amendment to Contract will supersede all other terms. In the event of ambiguity, the most conservative interpretation consistent with the public interest is intended.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment to Contract the day and year first above written.

ATTEST:

VILLAGE OF BISCAYNE PARK,
FLORIDA

Maria Camara, Village Clerk

David Coviello, Mayor

APPROVED AS TO FORM:

John J. Hearn, Village Attorney

MCKENZIE CONSTRUCTION, LLC

BY: _____

Print Name: _____

Title: _____

State of _____
County of _____

On this, the _____ day of _____, 2015, before me, the undersigned Notary Public of the State of Florida, the foregoing instrument was acknowledged by _____ (name of authorized signer), _____ (title of authorized signer), of MCKENZIE CONSTRUCTION, LLC on behalf of the corporation.

WITNESS my hand and official seal this ___ day of _____, 2015.

Notary Public, State of

Printed, typed or stamped name of Notary Public exactly as commissioned
Personally known to me, or
Produced identification:

(type of identification produced)



McKenzie Construction
 2247 NW 17 Ave.
 Miami, Florida 33142
 Phone: (786) 412-7341

Project: - Log Cabin
 640 NE 114 St
 Biscayne Park, Florida 33161

Prime Contract Change Order Request : Phase 4 - Additional Scope of Work

TO:	Village of Biscayne Park 640 NE 114 Street Biscayne Park Florida, 33161	FROM:	McKenzie Construction 2247 NW 17th Avenue Miami 33142
CHANGE ORDER REQUEST NUMBER / REVISION:		PRIME CONTRACT CHANGE ORDER:	None
STATUS:	Pending - In Review	CREATED BY:	Hector Gonzalez (McKenzie Construction)
SCHEDULE IMPACT:		DATE CREATED:	8/24/2015
		TOTAL AMOUNT:	\$134,545.00

CHANGE ORDER REQUEST TITLE: Phase 4 - Additional Scope of Work

CHANGE ORDER REQUEST DESCRIPTION:

As per Article 4.2 of the Contract documents see Change Order for the work to be completed under Phase 4 including:

Additional exterior railings, chinking work, light fixtures and wood shutters.

ATTACHMENTS:

POTENTIAL CHANGE ORDERS IN THIS CHANGE ORDER REQUEST:

PCO #	Contract Company	Title	Schedule Impact	Amount
009	Village of Biscayne Park	Phase 4 - Additional Scope of Work		\$134,545.00
Total:				\$134,545.00

CHANGE ORDER REQUEST LINE ITEMS:

PCO: 009

#	Cost Code	Description	Type	Amount
1	06 - Wood and Plastics	Additional Exterior wood railings	Owner Cost	\$25,000.00
2	06 - Wood and Plastics	Additional chinking and staining work	Owner Cost	\$15,000.00
3	06 - Wood and Plastics	New Cabinetry for added sink	Owner Cost	\$8,900.00
4	06 - Wood and Plastics	New Dias and Podium	Owner Cost	\$24,530.00
5	08 - Doors and Windows	Wood Shutters and Hardware	Owner Cost	\$11,950.00
6	26 - Electrical	Light Fixtures	Other	\$34,000.00
7	01 - General Conditions	Project Management/Supervision, Temporary Utilities and Cleaning	Other	\$7,145.00
8	360010 - Overhead and Profit	Contractor Fee	Professional Services	\$8,020.00
Subtotal:				\$134,545.00
Grand Total:				\$134,545.00



Richard J. Heisenbottle (RJ Heisenbottle Architects)

Village of Biscayne Park

640 NE 114 Street
Biscayne Park Florida 33161

McKenzie Construction

2247 NW 17th Avenue
Miami 33142

SIGNATURE **DATE**

McKenzie Construction

SIGNATURE **DATE**

page 2 of 2

SIGNATURE **DATE**

Printed On: 9/29/2015 02:20 PM



Burke Center Log Cabin DAIS

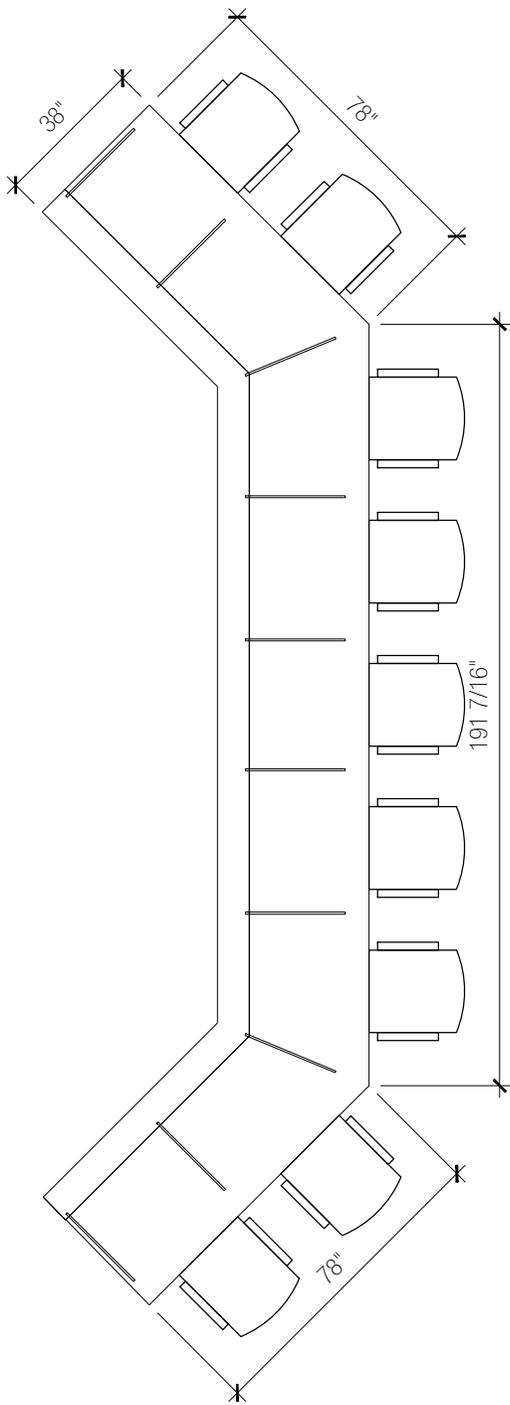
9/24/2015

McKenzie Construction
 hector@buildmckenzie.com
 786-412-7341
 2247 NW 17 Ave, Miami, FL 33142

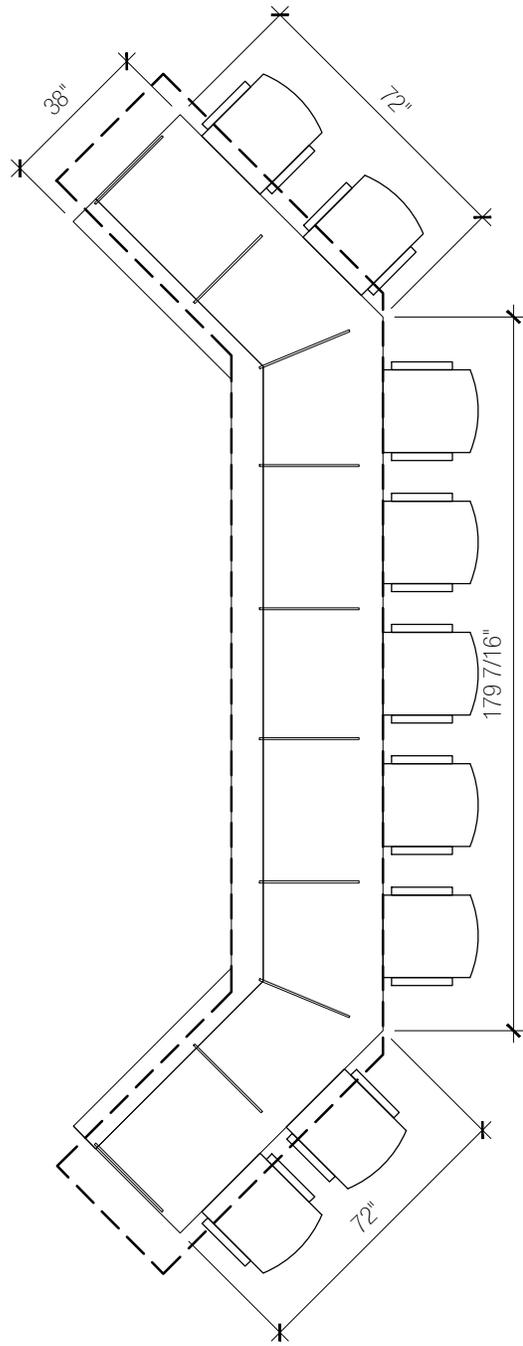
Estimate based on drawings drawn by RJ Heisenbottle Architects issued for permit on 3/30/15.

Item	Description	Est.Cost
Millwork	<p>One (1) Dais as per the layout by RJ Heisenbottle, Sheet A-8.01 Approximately 25' L x 3' H x 7'-7" D. Countertop to be (2) layers of Plywood with wood veneer and solid wood edge trim with a bullnose edge with a 2x4 wood support. Includes 3/4" plywood support as per plan with wood veneer finish. Front face to include re-used logs with chinking in between logs, solid wood cap, trim, and end plate, wood veneer behind aluminum name plates (veneer TBD, aluminum plates not included), insulated cavity for speaker with grid housing cover and removable back panel. Includes stud construction of structure of upright to match drawings, openings for duplex electrical outlets, data, phone, and speaker.</p> <p><i>Finish: Wood logs, chinking, wood veneer, solid wood cap</i></p> <p>***Piece is not movable. Does not include electrical and media hardware***</p> <p><i>Option #1: Moveable Dais on Casters (Additional)</i></p> <p><i>Option #2: No Lip from the Dais (Reduction)</i></p> <p><i>Option #3: Wings, removable and on casters (Additional)</i></p> <p><i>Option #4: Removable Lip (Additional)</i></p> <p><i>Option #5: Plastic Laminate in lieu of wood veneer with solid wood edge (Reduction)</i></p> <p><i>Option #6: Veneer on visible surfaces of Dais in lieu of Logs & Chinking (Reduction)</i></p>	<p>\$22,710.00</p> <p>\$3,050.00</p> <p>-\$880.00</p> <p>\$5,460.00</p> <p>\$1,980.00</p> <p>-\$1,100.00</p> <p>-\$1,950.00</p>
Millwork	<p>One (1) Podium Approx. 1'-7" D x 2'-4" W x 48" H Podium. As per plans Sheet A-8.01 #10. <i>Finish: Wood veneer finish.</i></p>	\$1,820.00
	Grand Total	\$22,710.00
Discount	McK Courtesy discount for Dais in any chosen one not included on any of the above	\$1,500.00
Credit	Credit for the removal of the wood speaker box	\$430.00

Item	Alternate	Est.Cost
Millwork	One (1) Dais as per the layout by RJ Heisenbottle, Sheet A-8.01 (SMALLER)	\$22,210.00



EXISTING

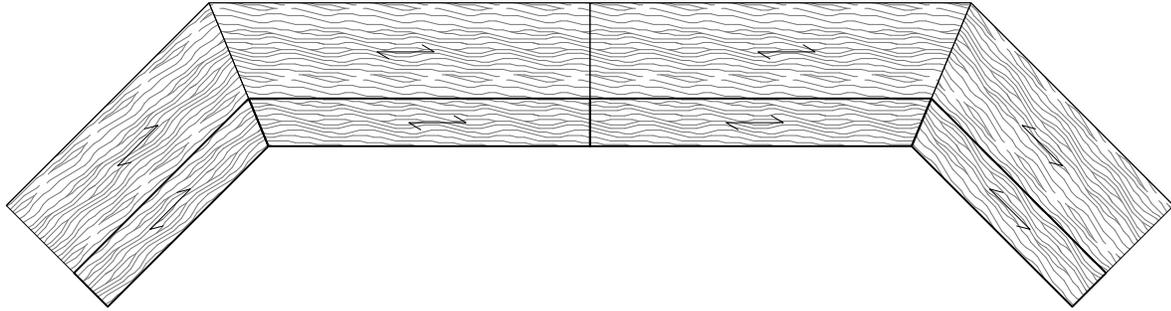


MODIFIED

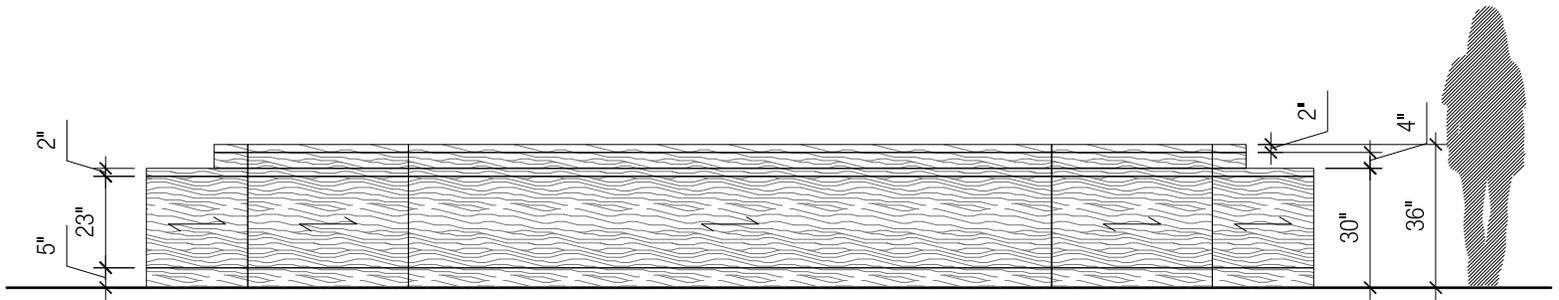
1. EXISTING AND MODIFIED DAIS DIMENSIONS

1/4" = 1'

← VENEER GRAIN DIRECTION



1 PLAN
1/4" = 1'



2 ELEVATION
1/4" = 1'





Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Resolution 2015-49 Statue of Environmentalist Marjory Stoneman Douglas

Prepared By: Commissioner Barbara Watts

Sponsored By: Commission

Background

Florida House Bill 141 and Senate Bill 310 propose to take steps to replace the statue of Confederate general Edmund Kirby in the Statuary Hall in the U.S. Capital Building with a statue of a more appropriate citizen, one who had more ties to the state and who made more significant contributions to it. HB 141, sponsored by Jose Felix Diaz (R, parts of M-D) and Edwin Narain (D, pt. of Hillsborough) and SB 310, sponsored by John Legg (R, pts. of Hillsborough) have received bipartisan support from, among others, U.S. Reps. Carlos Curbelo, Iliana Ros Lehtinen, Debbie Wasserman Schultz, and Frederica Wilson, and the City of South Miami.

Fiscal / Budget Impact

Staff time to process.

October 6, 2015

Commission Agenda Report

Resolution 2015-49

Recommendation

Approval of Resolution 2015-49

Attachments

- Resolution 2015-49
- Website links that provide further information. The “EVE” (Equal Visibility Everywhere) site provides links and photos of Statuary Hall, a link to the Government bios of those represented in it.
- Texts of the two bills, newspaper articles, incl. account of other states that have changed to the statues representing their state in S.H.

1
2
3
4 **RESOLUTION NO. 2015-49**
5

6 **A RESOLUTION OF THE VILLAGE COMMISSION OF**
7 **THE VILLAGE OF BISCAYNE PARK, FLORIDA,**
8 **SUPPORTING HOUSE BILL 141 AND SENATE BILL 310**
9 **AND CALLING ON THE FLORIDA LEGISLATURE TO**
10 **INFORM THE UNITED STATES CONGRESS OF ITS**
11 **DESIRE TO PLACE A STATUE OF ENVIRONMENTALIST**
12 **MARJORY STONEMAN DOUGLAS OR CIVIL RIGHTS**
13 **LEADER MARY MCLEOD BETHUNE, OR OTHER**
14 **APPROPRIATE FLORIDIAN IN THE CONGRESSIONAL**
15 **COLLECTION REPRESENTING FLORIDA AND TO**
16 **REPLACE THE STATUE OF CONFEDERATE GENERAL**
17 **EDMUND KIRBY SMITH, CURRENTLY ONE OF TWO**
18 **STATUES REPRESENTING FLORIDA IN STATUARY**
19 **HALL IN WASHINGTON, DC; PROVIDING FOR AN**
20 **EFFECTIVE DATE**
21

22 WHEREAS, in 1864, in accordance with legislation sponsored by Representative Justin
23 Morrill, Congress invited each state to contribute two statues of prominent citizens for
24 permanent display in a room in the U.S. Capitol, which was renamed National Statuary Hall;
25 and
26

27 WHEREAS, in 1914, the State of Florida gave a statue of John Gorrie, considered the
28 father of air conditioning and refrigeration, to the National Statuary Hall Collection; and
29

30 WHEREAS, in 1922, the State of Florida gave a statue of Confederate General Edmund
31 Kirby to the National Statuary Hall Collection; and
32

33 WHEREAS, in 2000, an act of Congress (2 U.S.C. § 2132), permits states to provide
34 statue replacements and repossess the earlier one; and
35

36 WHEREAS, as of 2015, six states (Kansas, California, Alabama, Iowa, Michigan, and
37 Arizona) have replaced statues; and
38

39 WHEREAS, in 2015, several Florida members of Congress wrote a bipartisan letter to
40 the leaders of the Florida Legislature requesting that the statue of Confederate General Smith be
41 removed from Statuary Hall; and
42

43 WHEREAS, according to the Tallahassee Democrat the leaders of the Florida Legislature
44 expressed a willingness to replace the statue of Confederate General Smith with another
45 prominent Floridian; and
46

47 WHEREAS, Marjory Stoneman Douglas was an important environmentalist in the 20th
48 century who made improvements in Florida's quality of life; and
49

1 WHEREAS, her most influential work was the book *The Everglades: River of Grass*
2 (1947)”, which redefined the popular conception of the Everglades as a treasured river instead
3 of a worthless swamp; and
4

5 WHEREAS, in 1933, President Bill Clinton awarded her the Presidential Medal of
6 Freedom, the highest honor given to a civilian; and
7

8 WHEREAS, in 1987, she was named a great Floridian by the State of Florida; and
9

10 WHEREAS, Douglas was inducted into the National Wildlife Federation Hall of Fame in
11 1999; and
12

13 WHEREAS, she was inducted into the National Women’s Hall of Fame in 2000; and
14

15 WHEREAS, the Florida Department of Environmental Protection named its headquarters
16 in Tallahassee after her in 1980; and
17

18 WHEREAS, the Conservation Association established the Marjory Stoneman Douglas
19 Award in 1986, that honors individuals who often must go to great lengths to advocate and fight
20 for the protection of the National Park System; and
21

22 WHEREAS, she was honored with a visit from Queen Elizabeth II in 1991; and
23

24 WHEREAS, instead of gifts and celebrations on her birthday, Douglas asked that trees be
25 planted that resulted in over 100,000 planted trees across the state; and
26

27 WHEREAS, Marjory Stoneman Douglas would be the 10th woman in National Statuary
28 Hall Collection should the Florida Legislature select her as a statue replacement; and
29

30 WHEREAS, Mary McLeod Bethune was an important civil rights leader and educator in
31 the 20th century who made improvements in the quality of life in Florida; and
32

33 WHEREAS, she also served as an advisor to five of the Presidents of the United States.
34 Calvin Coolidge and Franklin D. Roosevelt appointed her to several government positions; and
35

36 WHEREAS, she established the school that would eventually become Bethune-Cookman
37 University in Daytona Beach; and
38

39 WHEREAS, she was a recognized leader in promoting equal opportunity and helped
40 establish the National Council of Negro Women and United Negro College Fund (UNCF); and
41

42 WHEREAS, Bethune was awarded the Spingarn Medal in 1935 by the National
43 Association for the Advancement of Colored People (NAACP); and
44

45 WHEREAS, she played an important role during World War II as the assistant director of
46 the Women’s Army Corps; and
47

48 WHEREAS, Mary McLeod Bethune was the only black woman to participate at the
49 founding of the United Nations in San Francisco in 1945; and

1
2 WHEREAS, in 1973, Mary McLeod Bethune was inducted into the National Women's
3 Hall of Fame; and

4
5 WHEREAS, in 2002, she was named a great Floridian by the State of Florida; and

6
7 WHEREAS, in 1974, approximately 250,000 people attended the unveiling ceremony of
8 a statue of her in Lincoln Park in Washington D.C.; and

9
10 WHEREAS, in 1985, the US Postal Service issued a stamp in Bethune's honor; and

11
12 WHEREAS, in 1991, the International Astronomical Union named the Bethune Patera on
13 planet Venus in her honor; and

14
15 WHEREAS, in 1994, the National Park Service acquired Bethune's last residence and
16 designated it as the Mary McLeod Bethune Council House National Historic Site; and

17
18 WHEREAS, schools have been named in her honor in Los Angeles, Chicago, San Diego,
19 Dallas, Palm Beach, Florida, Moreno Valley, California, Minneapolis, Ft. Lauderdale, Atlanta,
20 Philadelphia, Folkston and College Park, George, New Orleans, Rochester, New York,
21 Cleveland, South Boston, Virginia, and Jacksonville, Florida; and

22
23 WHEREAS, Mary McLeod Bethune would become the first African-American in
24 National Statuary Hall should the Florida Legislature select her as a statue replacement; and

25
26 WHEREAS, the statue of Confederate General Smith has already had 93 years to
27 represent Florida and can now be moved to another appropriate location; and

28
29 WHEREAS, in 2009, Alabama swapped its statue of Confederate soldier Jabez Curry for
30 one of humanitarian Helen Keller.

31
32
33 NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COMMISSION OF THE
34 VILLAGE OF BISCAYNE PARK, FLORIDA, AS FOLLOWS:

35
36
37 **Section 1.** The foregoing "WHEREAS" clauses are true and correct and hereby
38 ratified and confirmed by the Village Commission.

39
40 **Section 2.** The Village Commission supports Florida House Bill 141 and Florida
41 Senate Bill 310, and the Florida Legislature should replace the statue of Confederate General
42 Edmund Kirby Smith in National Statuary Hall Collection with Marjory Stoneman Douglas or
43 Mary McLeod Bethune or another appropriate Floridian.

44
45 **Section 3.** The Village Clerk is hereby directed to transmit this resolution to the
46 Florida Speaker of the House, the President of the Florida Senate, the Mayor and County
47 Commissioners of Miami-Dade County, and all elected municipal offices in Miami-Dade
48 County.

Saturday, September 26, 2015

3

[Home](#) [Bills](#) [Documents](#) [Representatives](#) [Leadership](#) [Committees](#) [Calendars](#) [Legislative Tracking](#) [Broadcasts](#) [Public Guide](#)

[Home](#) [Bills](#) **HB 141**

HB 141 - National Statuary Hall

General Bill by Diaz, J. (CO-SPONSORS) Narain

National Statuary Hall: Provides for replacement of statue of General Edmund Kirby Smith in National Statuary Hall of U.S. Capitol; provides for selection of prominent Florida citizen to be commemorated in National Statuary Hall; provides for selection of sculptor to design statue; provides for gathering of necessary funds to carry out replacement of statue; provides for submission of state's request to U.S. Joint Committee on the Library of Congress for approval to replace the statue.

Effective Date: upon becoming a law

Last Event: Now in Economic Development & Tourism Subcommittee on Thursday, September 24, 2015 5:32 PM

Referred Committees and Committee Actions

House Referrals

- [Economic Development & Tourism Subcommittee](#)
- [Government Operations Appropriations Subcommittee](#)
- [Economic Affairs Committee](#)

Related Bills

Bill #	Subject	Relationship
SB 310	National Statuary Hall	Similar

*SB 310 filed by Leggs
John Leggs Republican
reps. parts of Hillsborough, Pasco Ctys.*

Bill Text

[Original Filed Version](#)

Staff Analysis

(None Available)

Vote History

(no votes recorded)

Bill History

Event	Time	Member	Committee
Now in Economic Development & Tourism Subcommittee	Thursday, September 24, 2015 5:32 PM		Economic Development & Tourism Subcommittee
Referred to Economic Affairs Committee	Thursday, September 24, 2015 5:32 PM		Economic Affairs Committee
Referred to Government Operations Appropriations	Thursday, September 24, 2015 5:32 PM		Government Operations Appropriations

HB 141

2016

26 the National Statuary Hall of the United States Capitol, NOW,
 27 THEREFORE,

28
 29 Be It Enacted by the Legislature of the State of Florida:

30
 31 Section 1. (1) At its first annual meeting following the
 32 effective date of this act, the ad hoc committee of the Great
 33 Floridians Program within the Division of Historical Resources
 34 of the Department of State, as established under s.
 35 267.0731(1)(b), Florida Statutes, shall select, according to
 36 guidelines prescribed by the division, a prominent Florida
 37 citizen to be commemorated in the National Statuary Hall of the
 38 United States Capitol.

39 (2) At its first meeting following the effective date of
 40 this act, the Florida Council on Arts and Culture, as
 41 established under s. 265.285, Florida Statutes, shall select,
 42 according to guidelines prescribed by the Department of State, a
 43 sculptor to design a statue of the prominent Florida citizen
 44 selected pursuant to subsection (1) for replacement of the
 45 statue of General Edmund Kirby Smith in the National Statuary
 46 Hall and shall gather necessary funds to carry out the
 47 replacement of the statue.

48 (3) In accordance with 2 U.S.C. s. 2132, upon the
 49 selection of a prominent Florida citizen under subsection (1)
 50 and a sculptor under subsection (2), the Legislature shall
 51 request by memorial that the United States Joint Committee on

HB 141

2016

52 the Library of Congress approve the request to replace the
53 statue of General Edmund Kirby Smith and that the Architect of
54 the Capitol carry out the request. Upon adoption of the memorial
55 by the Legislature and approval of the request in writing by the
56 Governor, the memorial shall be submitted to the United States
57 Joint Committee on the Library of Congress.

58 Section 2. This act shall take effect upon becoming a law.

The Florida Senate

SB 310: National Statuary Hall

GENERAL BILL by [Legg](#)

National Statuary Hall; Providing for replacement of the statue of General Edmund Kirby Smith in the National Statuary Hall Collection at the United States Capitol; providing for the gathering of necessary funds to carry out replacement of the statue; providing for submission of the state's request to the United States Joint Committee on the Library of Congress for approval to replace the statue, etc.

Effective Date: Upon becoming a law

Last Action: 9/17/2015 Senate - Filed

Location: Filed

Bill Text: [Web Page](#) | [PDF](#)

Bill History

Date	Chamber	Action
9/17/2015	Senate	• Filed

Related Bills

Bill Number	Subject	Filed By	Relationship	Last Action and Location	Track Bills
H 0141	National Statuary Hall	Diaz	Similar	Last Action: 9/24/2015 H Referred to Economic Development and Tourism Subcommittee; Government Operations Appropriations Subcommittee; Economic Affairs Committee Location: In committee/council (EDTS)	

Bill Text

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S 0310 Filed	9/17/2015 2:13 PM	Web Page PDF

Committee Amendments

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MIAMI
New Times

FROM MONEY TO STATUES TO STAMPS, LYNETTE LONG FIGHTS FOR MORE FEMALE SYMBOLS

BY JESSICA WEISS

WEDNESDAY, SEPTEMBER 23, 2015 | 3 DAYS AGO



Lynette Long: "We wonder why we can't elect a woman president."

Photo by Alex Markow

On a drizzly September morning, Lynette Long sits rapt in the passenger seat, looking out the window at the passing Venetian Islands. The 67-year-old with short blonde hair and a slight smile carries a pad of paper and a pencil, ready to make a list.

"See that there?" she says eagerly, pointing to the black outline of a bicycle on a crossing sign along the MacArthur Causeway. "Notice it's always a male bike."

Amid the Miami bustle of honking cars and pedestrians, Long sees signs and names and statues in bronze and stone, and notes them on paper. The vast majority represented are men.

In fact, on the stretch from South Beach to Biscayne Boulevard and then south over the Brickell Avenue Bridge, Long spots 14 sculptures. They're a cross section of celebrated explorers, politicians, and war heroes, such as Simón Bolívar, Uruguay's José Gervasio Artigas Arnal, and a Tequesta Indian leader. Of the 14, only two are women: Miami's founder Julia Tuttle, in Bayfront Park, and 19th-century businesswoman Mary Brickell, on the Brickell Avenue median.

"It's not to say those men didn't do important things," Long says. "But just two women?"

Of more than 100 statues around the nation's capital, six portray women.

The Miami Beach resident has spent much of the past decade documenting the same problem across the nation: women grossly underrepresented in public spaces, from sculptures to stamps to Google Doodles. And lately she's making real progress to fix that fact, with her group fueling national momentum to swap out statues of Confederate generals for female pioneers and

to add a woman to the \$20 bill.

"Symbols matter, and it's a powerful message," says Florida Rep. Jose Javier Rodriguez, a Miami Democrat backing the efforts. "We are changing the conversation about how we recognize the contributions of women in our public displays."

For Long, nothing less than the future of America's women and girls is at stake. "We tell them, 'You can be anything you want,' but we're showing them they can't," she says. "We're showing them that women have done nothing."

For as far back as she can remember, Long has been fascinated with women's equality. She was born in New York to an Italian family, and her father "had very specific, traditional views about how a woman should be," she says. After earning a master of science in mathematics from the University of Illinois, Long began teaching remedial math to high-school girls. After receiving a doctorate in psychology, she worked as a professor and a school principal, researched sex-role stereotyping and gender issues, wrote numerous articles, and even coined the term "latchkey child." She later worked in private practice as a psychologist for 20 years.

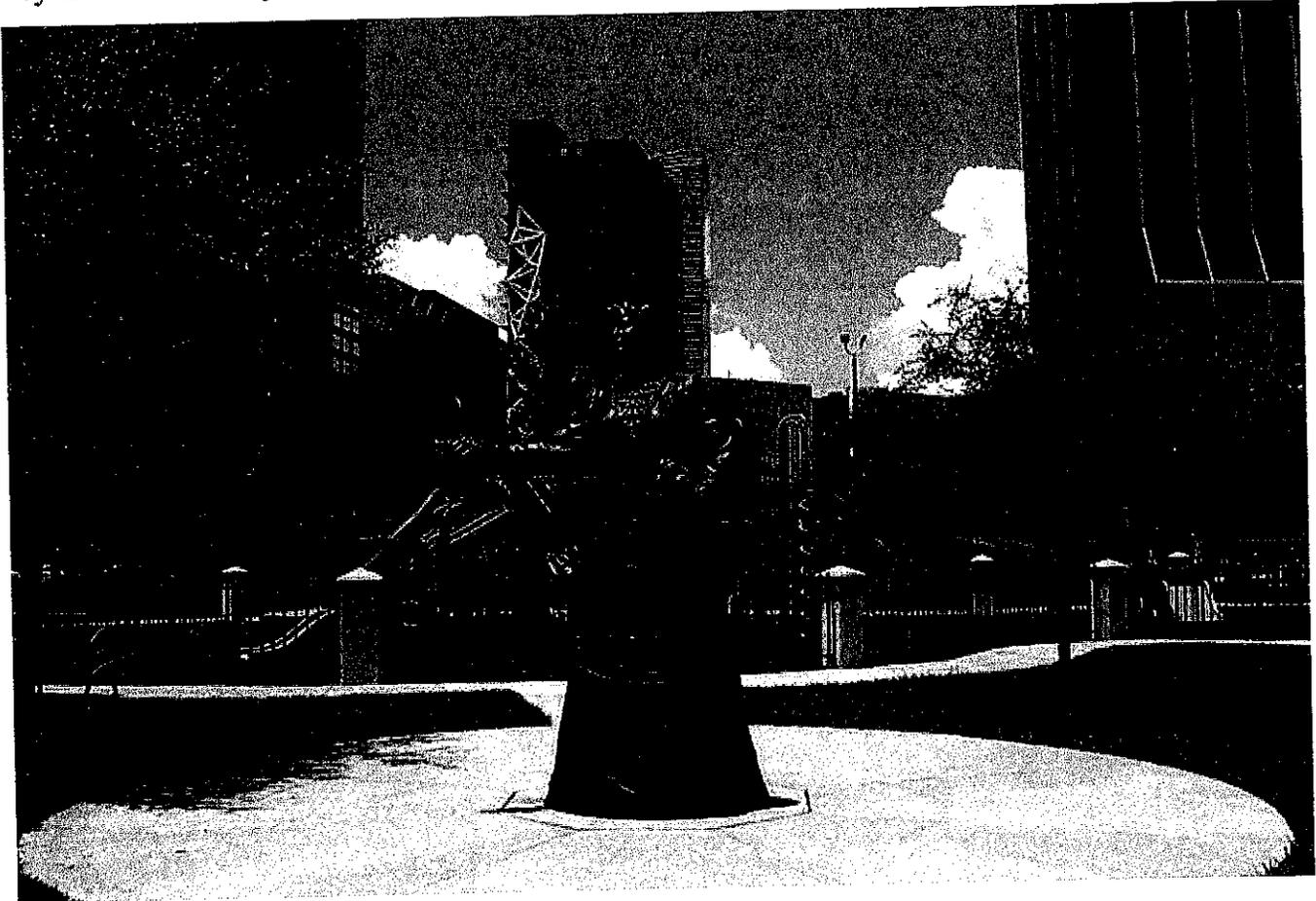
Long's daughter, Sarah Tarnowsky, recalls her mom always preaching gender equality.

"She'd get annoyed if teachers more specifically focused on my handwriting instead of my brother's," Tarnowsky says. "And she'd always notice when I spoke in the passive, diminutive voice. She'd tell me to stand up for myself and believe in myself – not to be rude, but to be confident."

During the 2008 presidential campaign, Long's ire hit a fever pitch when Sarah Palin and Hillary Clinton battled it out among their male counterparts. "I thought sexism was gone," she says. "But then I saw the treatment Hillary got from the press, and I could not believe people would wear T-shirts that said, 'Iron my shirt, don't run my country.'"

That's when she became curious about another type of discrimination: hidden, symbolic gender disparity. While predominantly male panelists argued about the election on TV, she wondered about the damaging effect of the lack of women in public view. Long calls this a "sin of omission," which she says is "subtle, insidious, and persistent."

Ever the mathematician, she began looking and counting the quantifiable everyday symbols in society that favor men. And the numbers are startling.



Statue of Julia Tuttle in Bayfront Park.

Photo by Phillip Pessar/CC 2.0

According to her findings, from 2000 to 2009, the U.S. government honored 206 people with a stamp – 163 men and 43 women. From 1998 to 2010, 43 Google Doodles honored people – 42 men and one woman. In 1999, when the government issued state quarters, ten of 56 were of people (the rest were animals or places), and nine of those ten were men; the sole woman was Alabama's Helen Keller. Women haven't been seen on paper currency in more than 100 years. And in the history of the Macy's Thanksgiving Day Parade, which began in 1924, there have been only ten female character balloons, Long found.

She also began counting statues in major U.S. metro areas, from Washington, D.C., to Chicago. Of more than 100 statues around the nation's capital, six portray women. Of the 48 statues in Chicago's parks, not one depicts a woman. Of the 22 nonallegorical statues in Central Park, 22 represent men and zero represent women.

"What is the subliminal message? 'Men are leaders. Men are presidents,'" she says. "And then we wonder why we can't elect a woman president."

She pondered how to address the disparity in a meaningful way. She called and wrote to the U.S. Postal Service and Google. But clearly, adding hundreds of new statues to Central Park would be a tough task.

In 2010, during a trip to the U.S. Capitol, she realized how. She was visiting with her son when she took note of a unique feature in the dome: a two-story, semicircular room full of statues. Since 1864, National Statuary Hall has given each state the chance to honor two deceased natives by displaying busts and statuary.

As Long wandered the room, she became dismayed. Only nine of the 100 statues depicted women. "I consider the Capitol a museum – nobody gets millions of visitors like that," she says. "And I thought, *nine*?"

She decided to fight, founding the group Equal Visibility Everywhere (EVE) to improve the exposure of women in daily life. EVE quickly took aim at Statuary Hall.

Her first target was the statue of John James Ingalls, a former Kansas senator. Kansas had already voted 20 years earlier to replace his statue with one of Amelia Earhart, but the state had never found money to commission it. EVE helped raise \$300,000, and the statue is now ready for its bronze casing. Soon Earhart will be the tenth woman in Statuary Hall.

"She is the right person to have on your team," Tarnowsky says of her mom. "Everybody has ideas of something they can do. But when my mom has an idea, thought, or passion, you know something's actually gonna come from it."

It's not EVE's only effort that's gaining steam. Pressure on the Postal Service and Google have yielded a higher percentage of women on stamps and in Doodles. In 2010, Long wrote a *Baltimore Sun* op-ed piece about getting women on U.S. currency. Now the U.S. Treasury plans to put a woman on the next \$10 bill (although many women are still rooting for the \$20, which is more widely circulated). EVE is also spearheading efforts to get Maya Angelou to represent North Carolina in Statuary Hall, in place of white supremacist and former governor Charles Brantley Aycock.

The organization also launched a giant parade balloon of Amelia Earhart, which has been flown in parades in Indianapolis and Iowa.

In July 2013, when Long retired from her psychology practice and moved to Miami Beach, her focus turned to Florida. EVE has since led efforts to add Marjorie Stoneman Douglas – a champion for the Everglades and women's suffrage – to Statuary Hall. Douglas would replace Confederate Gen. Edmund Kirby Smith, who was born in Florida but didn't live for any considerable amount of time in the state.

The Miami-Dade County Commission for Women recently voted to help with the project. Last week, Long traveled to Tallahassee to address the Florida Commission on the Status of Women. Local politicians are lining up behind the move, including Rodriguez, whose district includes Coconut Grove, where Douglas lived.

"No one can dispute Marjory Stoneman Douglas' prominence or continued impact and contribution to the state of Florida," says Rodriguez, who plans to introduce a bill supporting the statue in this year's session.

Moving south on Brickell Avenue, cars inch their way on a road dwarfed by towering cranes and office buildings. Suddenly, between SE Seventh and Sixth streets, a bust of Mary Brickell appears in the median – a potent reminder of women's history in the only major American city founded by a woman.

"I want our sisters and our daughters to think they can do anything they want," Long says. "And the visual overrides the verbal. What you see matters."

Contact: Jessica Weiss **Follow:** @jessweiss1 **Miami New Times**
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Florida! Put a Woman in Statuary Hall!



Marjory Stoneman Douglas.

*links to governmental
his s*

*see next page
for M.S.D. links*

Florida's current representatives in Statuary Hall: [John Gorrie](#) (1803–1855) and [Edmund Kirby Smith](#) (1824–1893).

EVE's proposed candidate for a replacement statue: Marjory Stoneman Douglas (1890-1998), conservationist and writer who devoted her life to preserving the Florida Everglades.

Biographical links for Marjory Stoneman Douglas:

- [Marjory Stoneman Douglas: Defender of the Everglades](#)
- [Everglades Biographies: Marjory Stoneman Douglas, 1890-1998](#)
- [Marjory Stoneman Douglas in the National Women's Hall of Fame](#)
- [Marjory Stoneman Douglas, "Mother of the Everglades"](#)
- [The National Parks: America's Best Idea: People – Marjory Stoneman Douglas](#)

EVE State Coordinator for Florida: Open. Contact Dr. Lynette Long at president@equalvisibilityeverywhere.org if you are interested in volunteering.

Florida Statue Project Updates

Florida Statue Project in the News

- **Statuary Hall: Links to State Projects**

States in green indicate active projects. Click on the state to go to that project.

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Project Section: Statuary Hall

Put a woman in Statuary Hall!

The National Statuary Hall Collection is one of our nation's most prominent memorials to outstanding citizens. Located in the U.S. Capitol Building, the collection features 100 statues of distinguished Americans, two from each state.

Only nine of the statues are of women.

EVE's Statuary Hall Project is dedicated to changing that number. We're working with supporters in each state to recommend outstanding women who deserve to be honored in our nation's Capitol.

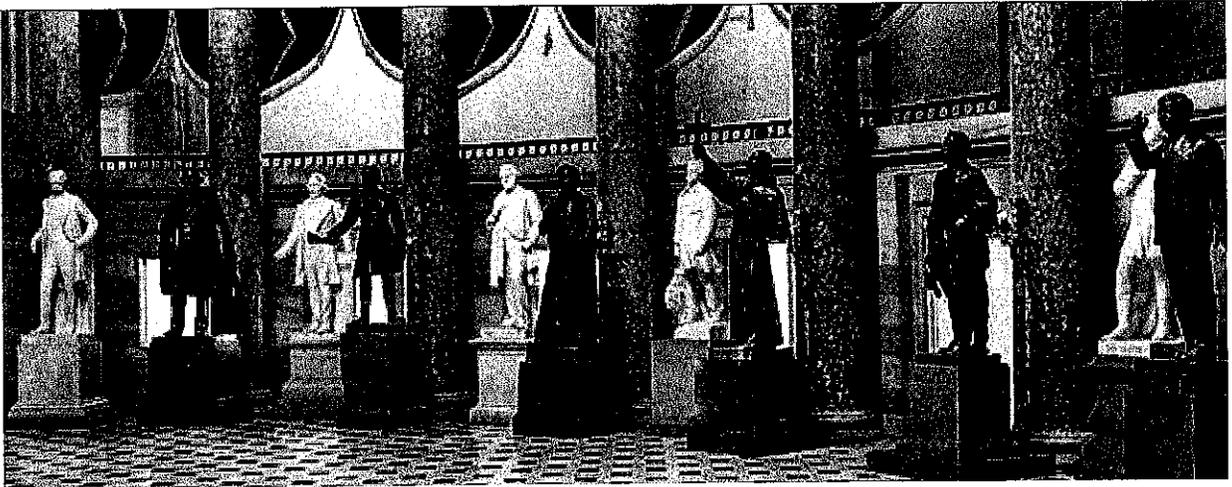
In Maryland, we are urging lawmakers to put Harriet Tubman in Statuary Hall. Tubman would be the first African-American woman in National Statuary Hall.

In Kansas, EVE has been entrusted with responsibility for funding and commissioning a new statue of Amelia Earhart.

We're also beginning projects in California, New York, and Florida.

- **Statuary Hall: Links to State Projects**

States in green indicate active projects. Click on the state to go to that project.



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About the Project

National Statuary Hall in the Capitol features statues of 100 great Americans, two from each state.

Only nine of the statues are of women.



Background & Basics

The Basics: How are the statues chosen? Who decides? What are the rules? How are statues replaced?

The Nine Women of Statuary Hall

The National Statuary Hall Collection (external link)

The Origin of the Collection (external link)

List of Statues by State (external link)

History of Statuary Hall (external link)

Have Your Say

Who do *you* think should be in Statuary Hall?

Do you live in one of the 41 gender-challenged states? Would you like to suggest a candidate for Statuary Hall?

Post a suggestion on our **Have Your Say** page. We also welcome your ideas, comments, and questions about Statuary Hall.

If you'd prefer to send us a private email, write to statues@equalvisibilityeverywhere.org.

Statuary Hall Project Updates

Press Release on Harriet Tubman Statue Bill, with statement from EVE President Lynette Long

March 28, 2011 by [EVE](#) · Comments Off

FOR IMMEDIATE RELEASE

Last Thursday a Maryland Senate committee approved an amendment that effectively guts the bill to place a statue of Harriet Tubman in National Statuary Hall.

The original bill (Senate Bill 351) calls for Maryland's existing statue of John Hanson to be replaced with one of Harriet Tubman. The new amendment almost completely rewrites the bill, asking Congress instead to give Maryland special permission to place *three* statues, with the Tubman statue as the third addition.

“But we already know the answer to that,” says Suzanne Scoggins of EVE ([Equal Visibility Everywhere](#)), which sponsored the original legislation. “The answer is no. Each state is allowed two statues. The rules for Statuary Hall are precise and carefully formulated. There are 100 statues in the collection—two from each state—and the Capitol barely has room for all of them as it is. If you want to change a statue, you bring one home and send the new one in its place. There is absolutely no reason to expect that Congress will make a special exception for Maryland and allow them to have three statues. The supporters of the amendment are calling it a ‘compromise,’ but it’s not a compromise. Maryland isn’t going to be allowed to have three statues, and they know it. The effect of the amendment is to kill the Harriet Tubman statue.”

In an statement, EVE President Lynette Long said:

Maryland had a unique opportunity to replace a slaveholder with a slave, a white man with a

Black woman, a colonial figure with a Civil War figure. They have squandered that opportunity. Instead, they've chosen to petition Congress for something they know they won't get, in a transparent attempt to pass the buck to the federal government.

The population of Maryland is 29% African-American and 51% female. Harriet Tubman, an African-American woman from Maryland, was one of the most courageous and inspiring individuals in our nation's history. She was truly one of the all-time great American heroes, one of a handful of names that every schoolchild in this country knows. It is only right that she should be one of the two individuals representing Maryland in National Statuary Hall. Yet a small group of white male legislators has derailed the entire project.

Leading the opposition is Maryland Senate President Thomas V. "Mike" Miller, Jr., a 68-year-old Democrat who has been a member of the Maryland Senate since 1975. He is joined by two other long-standing Democrats, Senator Thomas "Mac" Middleton (a member of the Senate since 1995 and a relative of John Hanson) and Senator Roy Dyson, also a member of the Senate since 1995.

These gentlemen apparently believe that Maryland is best represented in Statuary Hall by an all-male, all-white contingent. Rather than honor Harriet Tubman, they prefer to keep the statues of Charles Carroll and John Hanson that have been in place since 1903. Charles Carroll was the largest slaveholder in the American colonies, and John Hanson was a minor figure who served a one-year term presiding over the Continental Congress.

What is especially disturbing is that on February 16, 2011, the [Southern Maryland News](#) reported Senator Miller as proposing that "a special category should be established in Statuary Hall for women and blacks who were not considered when states first were invited to contribute statues in 1864." This smacks of separate but equal. It's a sexist and racist statement that ignores the fact that women and Blacks have made contributions throughout history that have been ignored.

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Lynette Long featured in March issue of DC Spotlight

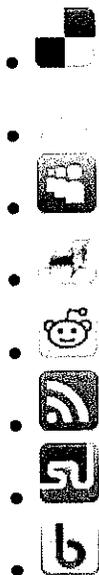
March 22, 2011 by [Suzanne Scoggins, Director of Women's History](#) · [Comments Off](#)

The March issue of DC Spotlight is online, and the “In the Spotlight” featured person is none other than our own Dr. Lynette Long, president of EVE. Spotlight Editor-in-Chief Wendy Thompson interviewed Lynette at home, and the result is a fascinating article about the inspiration for EVE, our current projects, the background to the Harriet Tubman Statue Project, and more. Go read!

Thanks to DC Spotlight and Ms. Thompson for this wonderful piece. Here’s the video portion of the interview included with the article:

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Tubman statue would help write women back into history

March 11, 2011 by [Lynette Long, Ph.D., President of EVE](#) · Comments Off

(Ed. Note: This op-ed is being published in the [Baltimore Sun](#) on Friday, March 11, 2011. See our [Harriet Tubman Statue Project](#) for more.)

The Maryland General Assembly has an opportunity to send a new representative to the United States Capitol. This person wouldn't be a voting member of Congress but would stand tall in the halls of the Capitol and serve as a symbol of freedom, courage and equality to all Americans. This session, the Maryland legislature will decide whether or not to replace the statue of John Hanson that has stood in National Statuary Hall for more than 100 years with one of Harriet Tubman.

National Statuary Hall was established in 1864 by an act of Congress. By law, each state is authorized to furnish two statues of citizens who are "illustrious for their historic renown or for distinguished civic or military services." Harriet Tubman certainly fits that description. She was an abolitionist, a union spy, a suffragist, and a great Marylander who risked her own life countless times to save the lives of others. John Hanson, a Colonial era farmer and first president of the Continental Congress under the Articles of Confederation, is represented by one of Maryland's two statues in the collection. The other statue is of Charles Carroll, another Colonial-era Marylander, who was the only Catholic signer of the Declaration of Independence.

Our nation's Capitol is the symbol of our democracy. In a nation where we believe that anyone can accomplish anything, our government systematically sends the unmistakable message to girls and women that their contributions to our country's history were insignificant. The enormous Capitol frieze surrounding the Rotunda depicts the history of the United States, celebrating key moments in our history from the nation's inception to the discovery of flight, and yet there is only one recognizable woman depicted in those paintings: Pocahontas. In Statuary Hall itself, there is only one woman out of 38 statues, and only nine women in the entire Collection of 100 statues displayed throughout the Capitol. [...continue reading](#)

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Statuary Hall in the News

[Push to get Tubman Statue in the U.S. Capitol in Jeopardy](#)

March 30, 2011 by [EVE](#) · Comments Off

Published on March 30, 2011, in the Afro-American Newspapers: A heavily amended bill to place a statue of Harriet Tubman in the Statuary Hall of the U.S. Capitol was passed unanimously on March 28 by the... [...continue reading](#)

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Amended Tubman bill passes Md. Senate

March 29, 2011 by [EVE](#) · Comments Off

Published on March 29, 2011, in the Delmarva Daily Times: ANNAPOLIS — A heavily amended bill to place a statue of Harriet Tubman in Statuary Hall passed the Senate unanimously Monday night, but advocates... [...continue reading](#)

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Harriet Tubman won't displace John Hanson

March 28, 2011 by [EVE](#) · Comments Off

Published on March 28, 2011, in the Baltimore Sun: John Hanson's spot in the U.S. Capitol is secure,

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FRED GRIMM JULY 27, 2015

Fred Grimm: Florida's general who? Time to replace obscure Confederate honoree



FRED GRIMM

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Yet there he is, or at least a bronze likeness of the old general, standing in for Florida at the National Statuary Hall in the U.S. Capitol.

Smith's an anomaly on several counts. In an exhibit representing men and women, but mostly men, chosen by their home states as "illustrious for their historic renown," Florida's guy rates no better than a middling renown. And that mostly among Civil War scholars.

And while Smith was born in St. Augustine (1824), he spent most of his adult life elsewhere — fighting in Mexico, Texas, Missouri, Louisiana, Arkansas, teaching in Tennessee.

More bothersome is this notion of a Confederate general representing the least Confederate of the Old South states. His statue is as much of an anachronism in context of modern Florida as that Confederate battle flag that Marion County flies in front of the county government complex up in Ocala.

But there he is, in all his obscurity, sharing the same exalted historic status as George Washington, Ethan Allen, William Jennings Bryan, Sam Adams, Helen Keller, John C. Calhoun, Will Rogers, Dwight Eisenhower, Sam Houston, Brigham Young, Andrew Jackson, Robert Fulton, Sakakawea, Ronald Reagan, Roger Williams. All of them apt to pop up on a middle school history quiz. All but Edmund Kirby Smith.

Smith's not the only Confederate honored in the Capitol. Florida's fellow secessionist states have erected statutes to Jefferson Davis, Robert E. Lee, Gen. Joe Wheeler, Alexander Stephens. South Carolina honors the deplorable racist Wade Hampton, who headed up the murderous Red Shirts after the Civil War, a paramilitary terrorist outfit dedicated to undoing the democratic rights afforded blacks during Reconstruction.

But of all the southern states, Florida has the least reason to wallow in its Confederate heritage. There's just not much to it. When the state joined the secessionists, Florida's population was barely 140,000. More than 60,000 of those residents were slaves, whose modern day ancestors, I suspect, are not particularly thrilled to be represented by a Confederate general who brought a household slave to war to serve as his personal valet.

Each state is allotted two historic figures to be honored in the National Statuary Hall. In a sense, our other home boy in the Capitol, Dr. John Gorrie, was the guy responsible for undoing Florida's former status as a sleepy Old South backwater. The Apalachicola doctor invented a device that created both air conditioning and manufactured ice.

Gorrie built his patented revolutionary cooling mechanism in 1851, though it wouldn't catch on until the 1890s. But when it did, air conditioning and icy beverages made Florida bearable to a mighty deluge of folks moving down from the Yankee north. Gorrie's creation made his fellow honoree even more of an anachronism.

A statute of the old general has been standing in the hall since 1914 (a marble likeness which was replaced by a bronze in 1922), chosen when the state's population was barely a million, back when Florida was a defiant, segregated bastion of the Old South. But 101 years later, this isn't the same Florida. It's time for Smith's statue to be trucked down from Washington to the Edmund Kirby Smith Museum in St. Augustine.

There's a fitting campaign, led by Lynette Long, a Miami Beach psychologist, and U.S. Rep. Kathy Castor of Tampa to replace the general with a statue of Marjory Stoneman Douglas, Miami's great environmentalist.

Long pitched the idea to the Miami-Dade Commission for Women last week, pointing out that replacing an Confederate general with the champion of the Everglades would be a small step toward redressing yet another bigoted peculiarity in the National Statuary Hall — only nine women are honored among those Americans deemed “illustrious for their historic renown.” The commission voted unanimously to endorse her proposal.

Edmund Kirby Smith might even have approved of Marjory Stone Douglas. After the war and after a failed career in the telegraph business, Smith spent the balance of his life in academia, teaching at the University of the South in Tennessee.

In his later years, he was known as a passionate botanist and a collector of plant specimens. Edmund and Marjory would have gotten along swimmingly.

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Tryon: Which Floridian deserves statue?

By Thomas Tryon

Published: Sunday, September 20, 2015 at 1:00 a.m.

When my wife, oldest grandson and I toured the National Statuary Hall in mid-June, our terrific tour guide pointed to one of Florida's two statuesque representatives, John Gorrie, and told us his claim to fame.

Gorrie moved to Apalachicola after training in New York to be a physician. In the Panhandle of the 19th century, he developed the novel idea of suspending basins filled with ice blocks — transported to Florida from northern lakes — in order to chill the sickrooms of fever-stricken patients. He later earned a patent to create an ice machine; the concept led to air conditioning.

Cool.

A week after our visit, U.S. Rep. Kathy Castor, a Democrat from Tampa, urged the Florida Legislature to replace the state's other statue, which pays tribute to Edmund Kirby Smith.

Smith was born in St. Augustine in 1824. At 21, he departed to attend the U.S. Military Academy. He fought gallantly for the United States in the Mexican American War but, in 1861, betrayed his nation by resigning from the Army and joining the Confederate forces. He surrendered the last military force of the Confederacy, which apparently was enough in 1922 for Florida to send his statue to the hall. (Every state has two statues in the U.S. Capitol.)

Citing Smith's allegiance to the Confederacy and his limited time in Florida, Castor said the Legislature should consider an alternative.

Before anyone says Castor's replacement idea is political correctness run amok, consider:

1. State Rep. Jose Diaz, a Republican from Miami, has filed a bill that calls for finding another "prominent Florida citizen" to replace Smith.
2. Four statue switches are cited on the Capitol's official web site. Arizona replaced John Campbell with conservative icon Barry Goldwater, California swapped Thomas King for President Ronald Reagan and Michigan dropped Zachariah Chandler for President Gerald Ford. The only replacement in that group who was not a Republican politician: Helen Keller was chosen by Alabama to replace Jabez Curry.

I missed the initial news about Castor's move but more commentaries were published last week. They have me thinking: Who would be a fitting replacement for a Confederate general whose selection set the bar low?

Some notables have surfaced: Walt Disney, whose movies and entertainment parks changed the world and Florida; John Ringling, the renowned circus impresario who created what is now the state's official art museum and turned the Sarasota region into a tourism and cultural mecca; Marjory Stoneman Douglas, whose book on the Everglades revolutionized environmental values. Henry Flagler, who extended railroads to Florida's East Coast and built fabulous hotels, has also been mentioned, though his rival Henry Plant, who did the same things on the West Coast, would provide competition.

Sept. 8, 2015 @ 6:43 p.m.

jacksonville.com

Florida lawmaker seeks to replace statue of Confederate general in U.S. Capitol

9:00pm

TALLAHASSEE | The bronze statue of Confederate Gen. Edmund Kirby Smith, which has stood in the U.S. Capitol since 1922, would be replaced by a statue more representative of Florida, under a bill filed Tuesday by a Republican state lawmaker.

Rep. Jose Felix Diaz said he's been considering the proposal (HB 141) for several years, and the bill comes as people across the country have reconsidered Confederate symbols after the racially motivated slaying in June of nine black church members in South Carolina.

"I think that the shooting in South Carolina created an awareness that wasn't there before," Diaz, who represents parts of Miami-Dade County, said. "When I first started asking questions about Gen. Kirby [Smith], the political appetite wasn't there for this conversation to be had. People were not intrigued by him or Statuary Hall."

The Smith statue in the National Statuary Hall Collection is in the

Capitol Visitor Center.

The Florida Senate is considering similar legislation, Katie Betta, a spokeswoman for Senate President Andy Gardiner, R-Orlando, said in an email.

The proposal follows a call in July by 11 members of Florida's congressional delegation to remove the Smith statue. Each state is allowed to provide two statues of deceased prominent citizens to be placed in the National Statuary Hall.

Neither Diaz nor the congressional members seek to replace the state's other statue, a marble likeness of former Apalachicola resident John Gorrie, who is considered the father of air conditioning.

Unlike Gorrie, Diaz said Smith had little impact on the state, which needs someone "more emblematic of what Florida has become."

"We've had a lot of great Floridians come and go in the last 100 years, and for us to have last updated our statues in 1922 made no sense to me," Diaz said. "Gen. Kirby [Smith] had a limited amount of time here in Florida. By the time he went to West Point, Florida was still four years from becoming a state."

Under Diaz's proposal an ad hoc committee of the Great Floridians Program within the state Division of Historical Resources would select "a prominent Florida citizen." The Florida Council on Arts and Culture would be in charge of hiring and raising the money to pay a sculptor. Diaz said the money for the work most likely would come

from the state.

Diaz's proposal doesn't recommend what would happen to the Smith statue, which includes the inscription "Florida's Memorial to her most distinguished soldier."

This would be at least the second attempt to replace the Smith statue.

In 1993, the Senate, backed by heavy lobbying from the Sons and Daughters of the Confederacy, stood in the way of a House proposal to replace Smith with a statue of James Van Fleet. Van Fleet was a Polk City resident and early University of Florida football coach who served with honors in World War II and the Korean War.

Among the possible replacements that Diaz said have already been proposed for the Smith statue are railroad and hotel magnate Henry Flagler; entertainment entrepreneur Walt Disney; Seminole Chief Osceola; environmentalist Marjory Stoneman Douglas; and writer Zora Neale Hurston.

However, Smith has his defenders.

C.J. Hart, commander of the Kirby-Smith Camp #1209 of the Sons of Confederate Veterans in Jacksonville, while deferring comment to the Sons of Confederate Veterans public-relations office, said Smith is a model citizen for Florida.

"Before they start slandering Kirby Smith's name they need to check

into what he did,” Hart said. “He was an educator. Who better to represent Florida than a guy that was interested in education?”

Other than being born to a distinguished family in St. Augustine in 1824, Smith had little to do with Florida during his lifetime.

A West Point graduate, Smith was wounded during the First Battle of Manassas, also known as the First Battle of Bull Run, and held a command in the Trans-Mississippi department. He is known for surrendering the last military force of the Confederacy. After the war, he was mostly an educator in Tennessee until his death in 1893.

In a letter to legislative leaders, members of Florida’s congressional delegates said that Smith “is not the best reflection of the great state of Florida.”

“We can replace this statue with one that celebrates the values that make our state so great like inclusion, diversity and justice,” the delegation members wrote.

The letter was signed by Republican U.S. Reps. Carlos Curbelo and Ileana Ros-Lehtinen and Democratic U.S. Reps. Corrine Brown, Kathy Castor, Ted Deutch, Gwen Graham, Alan Grayson, Lois Frankel, Patrick Murphy, Debbie Wasserman Schultz and Frederica Wilson.

Smith would become the second statue of a Confederate war veteran removed.

In 2009, Alabama replaced a statue of Jabez Curry, a former U.S. House member who served as a staff aide to Confederate Gens. Joseph Johnston and Joseph Wheeler. Curry was replaced by a statue of author and political activist Helen Keller.

Five other states have Confederate soldiers or politicians as symbols in the national hall: Georgia, Mississippi, North Carolina, South Carolina and Virginia.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Discussion on Board Appointments -
Residents vs Property Owners

Prepared By: Mayor David Coviello

Sponsored By: Commission

Background

Per the attached excerpts from the Village of Biscayne Park Code of Ordinances, board and committee members must “reside” in the Village to be eligible to serve, unless such requirement is waived by the Village Commission by a 4/5 vote. See Chapter 2, Article III provisions. The planning board requirements also refer to those that “reside” in the Village. See Appendix A, Part III, Chapter 13. The code compliance board provisions (i.e., Appendix A, Part III, Chapter 15) require that code compliance board members shall be “property owners and residents.”

As currently drafted, residents (not necessarily owners) have the ability to serve, but not owners if they do not reside in the Village. Owners have made an investment in the Village and arguably should have every right to serve on a board or committee.

Recommendation

To have a discussion as to whether changes should be made so that non-resident owners are allowed to serve.

October 6, 2015

Commission Agenda Report

Board Appointments

Attachments

- Village's Code of Ordinances:
 - Article III - COMMISSIONS, BOARDS AND COMMITTEES, Sec. 2-30
 - CHAPTER 13. - PLANNING BOARD AND LOCAL PLANNING AGENCY
 - CHAPTER 15. - PROCEDURES

ARTICLE III. - COMMISSIONS, BOARDS AND COMMITTEES

FOOTNOTE(S):

--- (3) ---

Cross reference— Planning board appointed, § 12-16.

Sec. 2-30. - General rules and policies.

(a) *Application of article; definitions; authority to appoint.*

- (1) *Established.* The boards and committees currently on file with the village clerk are established as the official boards and committees of the village. Consistent with section 3.06 of the village Charter, the commission may establish or terminate boards or committees as deemed advisable.
- (2) *Application.* The provisions of this section shall apply to all appointive boards and committees of the village established under this article, except as otherwise provided in this Code.
- (3) *Definitions.* The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Board or committee for purposes of this article includes every agency, authority, advisory board, regulatory board, quasi-judicial board, semi-autonomous instrumentality, committee, council, task force or any other citizens' group established under this article and funded in whole or in part by the village commission. Except as otherwise provided herein, or in the village Charter, village boards and citizens' advisory groups shall only be created by action of the village commission, and only the village commission, as a body, shall appoint the members to such boards or committees.

Relative means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.

Resident means a natural person who resides within the village for not less than six (6) months in each calendar year.

- (4) *Authority to appoint.* The village commission may create boards and committees to be composed of such number of residents as the commission may deem expedient to act in an advisory capacity concerning any issue or subject.
- (5) *Removal.* Board and committee members may be removed at any time by a majority vote of the village commission.
- (6) *Confidentiality.* Except when exempt by state law, all information received by the village on board and committee members is subject to public records law.
- (7) *More restrictive requirements.* That any requirements set forth in a resolution or ordinance creating an individual board or committee which are more restrictive than the requirements herein shall remain in effect.
- (8) *Less restrictive requirements.* That the requirements herein shall supersede any less restrictive

requirements set forth in a resolution or ordinance creating an individual board or committee.

- (9) *Review to determine continuation of existing board or committee.* The village commission may review a board or committee at any time to determine whether the board or committee shall continue to exist, amend or change its purpose and requirement.
 - (10) *Automatic trigger of review.* Failure of a board or committee to have a quorum at two (2) consecutive meetings shall automatically trigger review by the village commission.
- (b) *Qualifications and appointment of members.*
- (1) *Manner of appointment.* Any person appointed to any board or committee of the village shall be appointed by the village commission in the following manner:
 - a. Unless otherwise agreed by the commission, each board or committee established under this article will consist of five (5) members that shall be appointed by the village commission by a simple majority vote. The village commission may appoint alternates for any board or committee as it deems necessary.
 - b. The village clerk shall notify the village commission, in writing, of upcoming vacancies on the boards or committees. The village clerk shall also post such vacancies on the village's web page and outside Village Hall.
 - c. During regular village commission meetings each month, appointments will be made by the village commission to fill vacancies.
 - d. When a vacancy due to resignation, removal or death is filled, the appointment of a replacement member shall take effect on the date of appointment, except as may otherwise be provided by state law.
 - e. The village manager shall designate a staff liaison to each board established under this article.
 - (2) *Prohibition of appointment of relatives.* An individual cannot be appointed to any village board or committee if that person is a relative (as defined above) of a current village commissioner or another relative is on that board or committee.
 - (3) *Resident/nonresident members.* Unless otherwise specifically provided in the Charter or the Code, all members of village boards and committees shall be residents of the village, unless such requirement is waived by the village commission by a four-fifths vote of its membership.
 - (4) *Member ceasing to be in compliance with eligibility requirements.* The village clerk shall inform the village commission whenever a board or committee member has ceased to be in compliance with eligibility requirements for board membership and said board or committee member shall be automatically removed from the board or committee. The village clerk shall then inform the village commission in writing that the position has been declared vacant. Upon being advised by the village clerk of such circumstances, the vacancy will be promptly filled, consistent with section (b) above.
 - (5) *Qualification as candidate for village commission office deemed tender of resignation.* No member of any village board or committee shall become a candidate for village commission office without resigning from that board or committee. Should any member of a village board or committee qualify as a candidate for village commission office, such qualification shall be deemed a tender of resignation from such board or committee as of the date on which the



CHAPTER 13. - PLANNING BOARD AND LOCAL PLANNING AGENCY

13.1. - Generally.

13.1.1 *Purpose of chapter.* The following board and agency are created to administer the provisions of this code under the authority prescribed by this code and Florida law.

13.2. - Planning board.

13.2.1 *Appointed.* There is hereby appointed and created a village planning board hereinafter called the board to review and recommend to the village commission approval or denial of development applications submitted under this code and any other matter that may be referred to the board by the commission.

13.2.2 *Term.* The planning board shall be appointed for a term of two (2) years.

13.2.3 *Membership.* The board shall be composed of three (3) members. Each member shall reside in the village. When a position becomes vacant before the end of the term, the village commission shall appoint a substitute member to fill the vacancy for the duration of the vacated term.

13.2.4 *Chair.* The members shall designate one of them as chair of the planning board.

13.2.5 *Meetings.* The board shall meet in the village hall or at such other place or places as the members thereof may decide and at such times as the members of the board may decide.

13.2.6 *Quorum.* A majority of the members of the planning board shall constitute a quorum for all purposes.

13.2.7 *Procedures.* The board shall follow rules of procedure that conform to this code, the village charter and other ordinances, and state law. Minutes of the board's proceedings shall be kept, indicating the attendance of each member, and the decision on every question. Each decision of the board must be approved by majority vote. All meetings of the board shall be public meetings and all board records shall be public records.

13.2.8 *Finances.* The village commission shall appropriate funds to permit the planning board to perform its prescribed functions. Members shall not be compensated, but may be paid for travel and other expenses incurred on board business under procedures prescribed in advance by the village commission.

13.2.9 *Application fees.* The village commission shall adopt by resolution a schedule of application fees for functions performed by the planning board in response to applications submitted by any person, corporation, organization or governmental entity.

13.3. - Local planning agency.

13.3.1 *Designation and establishment of local land planning agency.* Pursuant to and in accordance with F.S. § 163.3174, the village planning board is hereby designated and established as the local planning agency for the incorporated territory of Biscayne Park, Florida.

13.3.2 *Duties and responsibilities of the local planning agency.* The local planning agency, in accordance with the Local Government Comprehensive Planning and Land Development Act of 1985, F.S. § 163.3174(4), shall:

- (a) Be the agency responsible for the preparation of the comprehensive plan and shall make recommendations to the governing body regarding the adoption of such plan or element or

CHAPTER 15. - PROCEDURES

~~15.1. - Code compliance board~~—Generally.

15.1.1 *Purpose.* This chapter sets forth procedures for enforcement of this code, for the consideration of variances from this code, for amending this code or the comprehensive plan, and for appealing decisions. Section 15.1 shall be for code compliance procedures. Section 15.2 relates to planning board requirements.

15.1.2 *Intent.* It is the intent of the village to provide an equitable, expeditious, effective, and inexpensive method of enforcing the codes and ordinances in force in the village by granting to the code compliance board the authority to impose administrative fines and other no criminal penalties for violation(s) of said codes and ordinances.

15.1.3 *Composition.* The five-member board shall be appointed by the village commission. Members of the code compliance board shall be property owners and residents of the Village of Biscayne Park. Appointments shall be made on the basis of experience or interest and, when possible, the inclusion of the following individuals is encouraged: an architect, an attorney a business person, an engineer, a general contractor, a subcontractor and a licensed real estate person.

15.1.4 *Term of office.* The terms of office of the members of the board shall be up for reappointment yearly at the regular March village commission meeting. The nominating commissioner can continue the term of the commissioner's current appointment or appoint a new member. If no action is taken by the commissioner or the commission, the board or committee member shall continue to serve. New commissioners will also be able to continue the term of a previous commissioner or appoint a new member.

The members shall serve in accordance with the Village Charter and may be suspended and removed for cause as provided in the Village Code of Ordinances and resolutions for removal of members of village boards.

15.1.5 *Procedures.*

- (a) *Chairman.* The members of the code compliance board shall elect a chairman from among its members.
- (b) *Quorum.* The presence of three (3) members shall constitute a quorum of the code compliance board.
- (c) *Expenses.* Members shall serve without compensation, but may be reimbursed for such travel, mileage and per diem expenses as may be authorized by the village commission.

15.1.6 *Counsel.* The village attorney shall either be counsel to the code compliance board or shall represent the village by presenting cases before the board, but in no case shall the village attorney serve in both capacities.

15.1.7 *Compliance procedure.*

- (a) It shall be the duty of the code compliance officer to initiate enforcement proceedings of the various codes; provided, however, no member of the code compliance board shall have the power to initiate such enforcement proceedings.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Code Compliance Board - Global
Discussion On Format

Prepared By: Mayor David Coviello

Sponsored By: Commission

Background

The Code Compliance Board of the Village has significant authority to, among other things, levy fines on property. Because of the nature of its authority, I think it is imperative that the Village Attorney attend all Code Compliance Board meetings to advise the Board as it performs its duties.

Although there will obviously be a cost of having Mr. Hearn attend these meetings, such cost should be measured against the cost of defending appeals brought by violators and/or potential liability of the Village should the Village be sued for improper decisions made by the Board.

Recommendation

For discussion.



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Board Attendance

Prepared By: Maria C. Camara, Village Clerk

Sponsored By: Staff

Background

The Village's Code of Ordinances provides language as it relates to the attendance of Village Board members.

Ordinance 2015-03 (pending codification) was passed on May 5, 2015 modifying sections:

- 13.2.2 for the Planning & Zoning Board: *If any member who fails to attend two (2) of the three (3) successive meetings without cause and without prior approval of the chairman, the board shall declare the member's office vacant, and the village commission shall promptly fill such vacancy.*
- 14.1.4 for the Code Compliance Board: *If any member who fails to attend two (2) of the three (3) successive meetings without cause and without prior approval of the chairman, the board shall declare the member's office vacant, and the village commission shall promptly fill such vacancy.*

Section 2.30(d) of the Village's Code (as adopted on March 2, 2010 by Ordinance 2010-02) states the following for the Advisory Boards (Code Review Board, Ecology

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Commission Agenda Report

Board Attendance

Board, Parks & Parkway Advisory Board, Public Art Advisory Board, and Recreation Advisory Board):

Attendance by members at meetings; resignation of members.

(1) *Excessive absences defined. Except as may otherwise be provided by law, a member of any board or committee may be removed by the village commission or village manager for excessive absences. The term "excessive absences" shall mean:*

a. For a board or committee that meets monthly on a regular basis, more than three (3) unexcused absences in any consecutive twelve-month period.

b. For a board or committee which meets less often than monthly on a regular basis, more than three (3) absences, excused or unexcused, in any consecutive twelve-month period.

c. For a board or committee meeting more often than monthly on a regular basis, more than five (5) unexcused absences, in any consecutive twelve-month period.

(2) *Attendance records. The staff liaison or board /committee secretary for each board or committee shall be required to keep attendance records and to submit monthly reports within five (5) days of each meeting to the village clerk setting forth both the excused and unexcused absences of each member of the board or committee. The board or committee must ensure that minutes are taken and are approved by the board or committee on a regular basis. The minutes must provide the vote of each member on each motion or, if absent, failing to vote, all of which shall be filed with the clerk promptly. The village clerk shall prepare a standard form to be used by all board and committees to report their member's attendance at their meetings.*

Provided also is the attendance records based on the minutes submitted by each Board for the current year (January - September 2015) and the prior year (2014). In some cases, the absences of board members have met the criteria for possible removal/replacement as outlined above. However, not all of the criteria specified have been met such as:

- For the Planning & Zoning Board and the Code Compliance Board, the Board members have not been instructed to contact the Chairman in the event they cannot attend the meeting in order to obtain "prior approval", and therefore the Chairman is not able to determine if it is "without cause".

October 6, 2015

Commission Agenda Report

Board Attendance

- For the Advisory Boards, the Board members have not been instructed to contact the Chair or the Board liaison in order for a determination to be made if the absence is or is not excused.

Additionally, there are some boards that do not meet regularly.

Recommendation

For the Commission to review the current code as it relates to Board member absences, along with the absence records of current board members, in order to:

1. Determine if any current Board member needs to be removed and replaced; and/or,
2. Give direction to the Chairs of the Boards or Board liaisons to maintain absentee records following the specific criteria of the current code; and/or,
3. To consider modifying the current code.
4. Review meeting history of the Boards.

Attachments

- Absentee records for all Village Boards for January-September 2015
- Absentee records for all Village Boards for January-December 2014

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Hartung	Bickel	Hornbuckle	Olis	Tannehill	Rumiano	
Planning & Zoning	1/5/2015	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	
Planning & Zoning	1/20/2015	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	<input checked="" type="checkbox"/>	N	N	
Planning & Zoning	2/2/2015	N	<input checked="" type="checkbox"/>					
Planning & Zoning	2/17/2015	N	<input checked="" type="checkbox"/>	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	
Planning & Zoning	3/2/2015	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	
Board	Meeting Date	Hartung		Hornbuckle	Olis	Tannehill	Rumiano	
Planning & Zoning	3/16/2015	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	
Planning & Zoning	4/6/2015	<input checked="" type="checkbox"/>		N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	
Planning & Zoning	4/20/2015	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	
Planning & Zoning	5/4/2015	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	<input checked="" type="checkbox"/>	
Board	Meeting Date	Hartung	Recondo	Hornbuckle	Olis	Tannehill		
Planning & Zoning	5/18/2015	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N		
Board	Meeting Date	Hartung		Hornbuckle	Olis	Tannehill		
Planning & Zoning	6/1/2015	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N		
Board	Meeting Date	Hartung	Pallango	Hornbuckle	Olis	Tannehill		
Planning & Zoning	6/15/2015	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		
Board	Meeting Date	Hartung	Pallango	Hornbuckle	Olis	Tannehill	Rumiano	Dieterman
Planning & Zoning	7/6/2015	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	N
Planning & Zoning	7/20/2015	<input checked="" type="checkbox"/>	N	N				
Planning & Zoning	8/3/2015	<input checked="" type="checkbox"/>	N	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	N
Planning & Zoning	8/17/2015	<input checked="" type="checkbox"/>	N	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	N
Planning & Zoning	9/8/2015	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	N	N
Planning & Zoning	9/21/2015	<input checked="" type="checkbox"/>	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	N	N
Planning & Zoning	10/5/2015							
Planning & Zoning	10/19/2015							
Planning & Zoning	11/2/2015							
Planning & Zoning	11/16/2015							
Planning & Zoning	12/7/2015							
Planning & Zoning	12/21/2015							

Key:

<input checked="" type="checkbox"/>	Present
N	Absent
	Alternate Board Member
	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Kuhl	Bilt	Beltran	Dillon	Blanton	Sardella
Code Compliance	1/13/2015	☑	☑	N	☑	☑	N
Code Compliance	2/10/2015	☑	N	☑	☑	☑	N
Board	Meeting Date	Kuhl	Bilt	Sardella	Dillon	Blanton	
Code Compliance	3/10/2015	☑	☑	N	☑	☑	
Code Compliance	4/13/2015	☑	☑	☑	☑	☑	
Code Compliance	4/27/2015	☑	N	N	☑	☑	
Board	Meeting Date	Kuhl	Bilt	Sardella	Dillon	Blanton	Graves
Code Compliance	5/11/2015	☑	☑	☑	☑	☑	☑
Code Compliance	6/8/2015	☑	☑	☑	☑	☑	N
Code Compliance	7/13/2015	☑	☑	N	☑	☑	N
Code Compliance	8/10/2015	☑	☑	N	☑	☑	N
Code Compliance	9/16/2015	☑	☑	☑	☑	☑	N
Code Compliance	10/12/2015						
Code Compliance	11/9/2015						
Code Compliance	12/14/2015						

Key:

☑	Present
N	Absent
[Light Pink Box]	Alternate Board Member
[Light Gray Box]	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Samaria	Rodriguez	Jacobs	Goldman	Corredero	Wais	
Recreation Advisory	1/27/2015	Meeting held. Minutes not yet submitted.						
Recreation Advisory	2/24/2015	☑	N	N	☑	☑	☑	
Board	Meeting Date	Samaria	Corredero	Goldman	Hahn	Wais		
Recreation Advisory	3/24/2015	☑	☑	☑	☑	☑		
Recreation Advisory	4/28/2015	☑	N	☑	☑	☑		
Recreation Advisory	5/26/2015	☑	N	☑	☑	☑		
Recreation Advisory	6/23/2015	☑	☑	N	☑	☑		
Board	Meeting Date	Samaria	Corredero	Goldman	Hahn	Wais	Pallango	
Recreation Advisory	7/28/2015	☑	N	☑	N	☑	N	
Recreation Advisory	8/25/2015	☑	N	☑	N	☑	☑	
Recreation Advisory	9/29/2015	☑	N	☑	N	☑	N	
Recreation Advisory	10/27/2015							
Recreation Advisory	11/24/2015							
Recreation Advisory	12/22/2015							

Key:

☑	Present
N	Absent
	Alternate Board Member
	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG							
Board		DeBernardi	Pliske	Smith	Strassberg		Bronzi
Ecology	1/20/2015	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>
Ecology	2/18/2015	Meeting Cancelled					
Board		DeBernardi	Pliske	Ferstle	Strassberg	Bronzi	
Ecology	4/20/2015	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
Ecology	4/20/2015	<input checked="" type="checkbox"/>	N	N	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
Ecology	5/18/2015	Meeting held. Minutes not submitted.					
Ecology	6/15/2015	Meeting held. Minutes not submitted.					
Board		DeBernardi		Ferstle	Strassberg	Bronzi	
Ecology	7/20/2015	Meeting Cancelled					
		<p>From: Carmen DeBernardi [mailto:carmen@buildmckenzie.com] Sent: Monday, July 20, 2015 3:07 PM To: Maria Camara Subject: Re: Miami Dade County Workshop - Home Composting</p> <p>Hi Maria - I was out of town for the June meeting and I don't believe there was an actual meeting in June. No one on the board has emailed me any minutes nor have they addressed an agenda for tonight's meeting. What happens in a case like this where no minutes have been sent to me and no agenda items have been sent to me either? Please advise. I have only heard from Tom Ferstle who said he would not be able to attend tonight's meeting.</p>					
Ecology	8/17/2015	No meeting held; no agenda sent and only one person showed up for the meeting. No response to the e-mails sent to the Chair.					
Ecology	9/21/2015	No meeting held; no agenda sent. No response to e-mails sent to the Chair.					
Ecology	10/19/2015						
Ecology	11/16/2015						
Ecology	12/21/2015						

Key:	
<input checked="" type="checkbox"/>	Present
N	Absent
	Alternate Board Member
	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Keys	Silverman	Kuhl	Wagoner		
Parks & Parkway	1/21/2015	☑	N	☑	☑		
Parks & Parkway	1/26/2015	☑	☑	☑	☑		
Parks & Parkway (Joint)	2/18/2015	☑	☑	☑	☑		
Board	Meeting Date	Keys	Silverman	Kuhl	Wagoner	Misek	
Parks & Parkway	3/18/2015	☑	N	☑	☑	N	
Parks & Parkway	4/2/2015	☑	☑	☑	☑	N	
Parks & Parkway	4/8/2015	☑	☑	☑	☑	☑	
Parks & Parkway	5/20/2015	☑	☑	☑	N	N	
Parks & Parkway	6/17/2015	☑	N	☑	N	☑	
Parks & Parkway	7/15/2015	☑	☑	☑	☑	☑	
Parks & Parkway	8/19/2015	N	☑	☑	☑	☑	
Parks & Parkway	9/16/2015	☑	N	☑	☑	☑	
Parks & Parkway	10/21/2015						
Parks & Parkway	11/18/2015						
Parks & Parkway	12/16/2015						

Key:

☑	Present
N	Absent
☐	Alternate Board Member
☐	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Hartung	Blanton	Olis	Hamelburg	Kuhl	
Code Review	1/7/2015	<i>Minutes not yet provided.</i>					
Code Review	1/21/2015	Meeting Cancelled					
Code Review	1/26/2015	☑	☑	☑	☑	☑	
Code Review	2/4/2015	Meeting Cancelled					
Code Review	2/18/2015	☑	☑	☑	☑	☑	
Code Review	March 2015	Meeting hiatus until Chapter 5 completed.					
Code Review	April 2015	Meeting hiatus until Chapter 5 completed.					
Code Review	May 2015	Meeting hiatus until Chapter 5 completed.					
Code Review	June 2015	Meeting hiatus until Chapter 5 completed.					
Code Review	July 2015	Meeting hiatus until Chapter 5 completed.					
Code Review	August 2015	Meeting hiatus until Chapter 5 completed.					
Code Review	September 2015	Meeting hiatus until Chapter 5 completed.					

Key:

☑	Present
N	Absent
	Alternate Board Member
	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date		Fascie	Newberry	Weiss	Marinoni	
Public Art Advisory Board	1/14/2015		☑	☑	☑	☑	
Public Art Advisory Board	2/11/2015		☑	N	☑	☑	
Board	Meeting Date		Fascie		Weiss	Marinoni	
Public Art Advisory Board	3/11/2015		☑		☑	☑	
Public Art Advisory Board	4/2/2015	N	N	N	☑	☑	
Board	Meeting Date	Datorre			Weiss	Marinoni	
Public Art Advisory Board	4/8/2015	☑			☑	☑	
Public Art Advisory Board	5/13/2015	N			☑	☑	
Board	Meeting Date	Datorre	Raymond	Newberry	Weiss	Marinoni	
Public Art Advisory Board	6/10/2015	N	☑	N	☑	☑	
Board	Meeting Date		Raymond	Newberry	Weiss	Marinoni	
Public Art Advisory Board	7/8/2015		☑	☑	☑	☑	
Public Art Advisory Board	8/12/2015		☑	☑	☑	☑	
Board	Meeting Date	Oliva	Raymond	Newberry	Weiss	Marinoni	
Public Art Advisory Board	9/9/2015	☑	☑	☑	☑	☑	
Public Art Advisory Board	10/14/2015						
Public Art Advisory Board	11/11/2015						
Public Art Advisory Board	12/9/2015						

Key:

☑	Present
N	Absent
	Alternate Board Member
	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Hartung	Bickel	Hornbuckle	Olis	Tannehill	Rumiano
Planning & Zoning	1/6/2014	☑	☑	☑	☑	☑	☑
Planning & Zoning	1/21/2014	N	☑	N	☑	☑	☑
Planning & Zoning	2/3/2014	☑	☑	N	N	☑	N
Planning & Zoning	2/18/2014	☑	☑	☑	☑	☑	N
Planning & Zoning	3/3/2014	☑	☑	N	☑	☑	N
Planning & Zoning	3/17/2014	☑	☑	☑	☑	☑	N
Planning & Zoning	4/7/2014	☑	☑	☑	N	☑	N
Planning & Zoning	4/21/2014	☑	☑	☑	☑	N	N
Planning & Zoning	5/5/2014	☑	☑	N	☑	☑	N
Planning & Zoning	5/19/2014	☑	☑	☑	☑	N	N
Planning & Zoning	6/2/2014	☑	☑	☑	☑	N	N
Planning & Zoning	6/16/2014	☑	☑	N	☑	☑	N
Planning & Zoning	7/7/2014	☑	N	☑	☑	N	N
Planning & Zoning	7/21/2014	☑	☑	☑	☑	☑	N
Planning & Zoning	8/4/2014	☑	☑	☑	☑	N	N
Planning & Zoning	8/18/2014	☑	☑	N	N	☑	N
Planning & Zoning	9/2/2014	N	☑	N	☑	☑	N
Planning & Zoning	9/15/2014	☑	☑	☑	☑	☑	N
Planning & Zoning	10/6/2014	☑	☑	N	N	☑	N
Planning & Zoning	10/20/2014	☑	☑	N	☑	N	N
Planning & Zoning	11/3/2014	☑	☑	☑	☑	☑	N
Planning & Zoning	11/17/2014	☑	☑	☑	☑	☑	N
Planning & Zoning	12/1/2014	☑	N	☑	☑	☑	N
Planning & Zoning	12/15/2014	☑	☑	N	☑	☑	N

Key:	
☑	Present
N	Absent
[Light Pink Box]	Alternate Board Member
[Light Blue Box]	No meeting



VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Kuhl	Bilt	DeBernardi	Dillon	Blanton	
Code Compliance	1/14/2014	☑	☑	☑	☑	☑	
Code Compliance	1/27/2014	☑	☑	N	☑	☑	
Code Compliance	2/11/2014	☑	☑	☑	☑	☑	
Board	Meeting Date	Kuhl	Bilt	Beltran	Dillon	Blanton	
Code Compliance	3/5/2014	☑	☑	N	☑	☑	
Code Compliance	3/6/2014	☑	☑	N	☑	☑	
Code Compliance	3/11/2014	☑	☑	☑	☑	☑	
Board	Meeting Date	Kuhl	Bilt	Beltran	Dillon	Blanton	Sardella
Code Compliance	4/8/2014	☑	☑	N	☑	☑	N
Code Compliance	5/13/2014	☑	N	☑	☑	☑	N
Code Compliance	6/10/2014	☑	☑	☑	☑	☑	☑
Code Compliance	7/8/2014	N	☑	☑	☑	☑	N
Code Compliance	7/29/2014	☑	☑	☑	☑	☑	☑
Code Compliance WS	7/29/2014	☑	☑	☑	☑	☑	☑
Code Compliance	8/12/2014	☑	N	☑	☑	☑	☑
Code Compliance	9/4/2014	☑	☑	☑	☑	☑	☑
Code Compliance	9/12/2014	☑	N	N	N	☑	☑
Code Compliance	10/14/2014	N	☑	N	☑	N	☑
Code Compliance	11/12/2014	☑	N	N	☑	☑	☑
Code Compliance	12/16/2014	☑	☑	N	N	☑	☑

Key:

☑	Present
N	Absent
[Light Pink Box]	Alternate Board Member
[Light Gray Box]	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Samaria	Huber	McGeehan		Pettis	Gibson	
Recreation Advisory	1/9/2014	☑	N	☑		☑	N	
Recreation Advisory	2/27/2014	☑	N	☑		☑	N	
Board	Meeting Date	Samaria	McDonald	McGeehan	Espinoza	Pettis		
Recreation Advisory	3/25/2014	☑	N	☑	☑	☑		
Recreation Advisory	4/22/2014	☑	N	☑	☑	☑		
Recreation Advisory	5/27/2014	☑	☑	☑	☑	☑		
Recreation Advisory	No June Meeting	NO QUORUM						
Recreation Advisory	7/22/2014	☑	N	☑	N	☑		
Board	Meeting Date	Samaria	McDonald	Jacobs	Espinoza	Pettis		
Recreation Advisory	8/27/2014	☑	N	☑	N	☑		
Board	Meeting Date	Samaria	McDonald	Jacobs		Pettis		
Recreation Advisory	No Sept Meeting	NO QUORUM						
Recreation Advisory	No Oct Meeting	NO QUORUM						
Board	Meeting Date	Samaria	Rodriguez	Jacobs	Goldman	Corredero	Wais	
Recreation Advisory	11/25/2014	☑	N	☑	☑	N	☑	
Recreation Advisory	12/16/2014	☑	N	☑	☑	☑	☑	

Key:	
☑	Present
N	Absent
	Alternate Board Member
	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Davis	Gottlieb	Pliske	Smith	Strassberg	
Ecology	No Jan Meeting						
Ecology	2/18/2014	N	N	☑	☑	☑	
March 2014 Board Appointments		DeBernardi	Pliske	Smith	Strassberg		
Ecology	No March Meeting						
Ecology	4/21/2014	☑	☑	N	☑		
Ecology	No May Meeting						
Board		DeBernardi	Pliske	Smith	Strassberg	Gottlieb	Bronzi
Ecology	6/23/2014	N	☑	☑	☑	☑	N
Ecology	7/21/2014	☑	☑	N	☑	N	☑
Ecology	8/18/2014	☑	☑	☑	☑	☑	☑
Ecology	9/15/2014	☑	☑	☑	☑	☑	☑
Ecology	No Oct Meeting	NO QUORUM					
Ecology	11/17/2014	☑	☑	N	☑	☑	N
Ecology	No Dec Meeting	NO QUORUM					

Key:

☑	Present
N	Absent
	Alternate Board Member
	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Keys	Silverman		Wagoner		Kuhl
Parks & Parkway	1/4/2014	☑	☑		☑		☑
Parks & Parkway	2/19/2014	☑	☑		☑		☑
Board	Meeting Date	Keys	Silverman	Kuhl	Wagoner	Moreno	
Parks & Parkway	3/26/2014	☑	☑	☑	N	☑	
Parks & Parkway	4/2/2014	☑	☑	☑	N	☑	
Parks & Parkway	4/23/2014	☑	☑	☑	N	N	
Parks & Parkway	5/28/2014	☑	☑	☑	☑	☑	
Parks & Parkway	6/18/2014	☑	☑	☑	N	☑	
Parks & Parkway	7/16/2014	☑	N	☑	☑	N	
Parks & Parkway	8/21/2014	☑	N	☑	☑	N	
Board	Meeting Date	Keys	Silverman	Kuhl	Wagoner	Moreno	Fisher
Parks & Parkway	10/1/2014	☑	☑	☑	☑	N	☑
Parks & Parkway	10/29/2014	☑	☑	☑	☑	N	☑
Parks & Parkway	11/19/2014	☑	☑	☑	N	N	☑
Parks & Parkway	12/16/2014	☑	N	☑	☑	N	☑

Key:

☑	Present
N	Absent
☐	Alternate Board Member
☐	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Hartung	Blanton	Olis	Hamelburg	Kuhl		
Code Review	1/8/2014	☑	☑		☑	☑		
Code Review	1/15/2014	☑	☑	☑	☑	N		
Code Review	2/5/2014	<i>Minutes not yet provided.</i>						
Code Review	2/22/2014	<i>Minutes not yet provided.</i>						
Code Review	3/5/2014	<i>Minutes not yet provided.</i>						
Code Review	3/26/2014	☑	☑	☑	☑	☑		
Code Review	4/2/2014	☑	N	☑	☑	☑		
Code Review	4/16/2014	<i>Minutes not yet provided.</i>						
Code Review	6/4/2014	☑	☑	☑	☑	☑		
Code Review	6/15/2014	<i>Minutes not yet provided.</i>						
Code Review	7/2/2014	<i>Minutes not yet provided.</i>						
Code Review	7/16/2015	Meeting Cancelled						
Code Review	8/6/2014	<i>Minutes not yet provided.</i>						
Code Review	8/20/2014	Meeting Cancelled						
Code Review	9/3/2014	<i>Minutes not yet provided.</i>						
Code Review	9/17/2014	<i>Minutes not yet provided.</i>						
Code Review	10/1/2014	<i>Minutes not yet provided.</i>						
Code Review	10/15/2014	<i>Minutes not yet provided.</i>						
Code Review	11/5/2014	Meeting Cancelled						
Code Review	11/19/2014	☑	☑	N	☑	☑		
Code Review	12/3/2014	<i>Minutes not yet provided.</i>						
Code Review	12/17/2014	Meeting Cancelled						

Key:

☑	Present
N	Absent
	Alternate Board Member
	No meeting

VILLAGE OF BISCAYNE PARK BOARD/COMMITTEE ATTENDANCE LOG

Board	Meeting Date	Piper	Bertolli	Newberry	Weiss			
Public Art Advisory Board	4/9/2014	☑	☑	N	☑			
Public Art Advisory Board	4/16/2014	☑	☑	☑	☑			
Board	Meeting Date	Piper	Bertolli	Newberry	Weiss	Marinoni		
Public Art Advisory Board	5/14/2014	☑	N	☑	☑	☑		
Public Art Advisory Board	5/20/2014	☑	☑	☑	☑	☑		
Board	Meeting Date	Piper	Cohen	Newberry	Weiss	Marinoni		
Public Art Advisory Board	6/11/2014	☑	☑	☑	☑	☑		
Public Art Advisory Board	7/9/2014	☑	N	☑	☑	N		
Public Art Advisory Board	8/6/2014	☑	N	☑	☑	☑		
Board	Meeting Date	Piper		Newberry	Weiss	Marinoni		
Public Art Advisory Board	9/10/2014	N		☑	☑	☑		
Public Art Advisory Board	No Oct Meeting	NO QUORUM						
Board	Meeting Date		Fascie	Newberry	Weiss	Marinoni		
Public Art Advisory Board	11/12/2014		N	☑	☑	☑		
Public Art Advisory Board	12/10/2014		☑	N	☑	☑		

Key:

☑	Present
N	Absent
	Alternate Board Member
	No meeting



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Chapter 8 Revisions

Prepared By: Vice-Mayor Bob Anderson

Sponsored By: Commission

Background:

The Code Review Committee has been working on Chapter 8 Revisions for well over a year. I believe it is time for this commission to discuss this Chapter and provide clear direction to the committee, staff and our Village attorney so that we can move forward with this Chapter.

Fiscal/Budget Impact: Nothing at this time

Recommendation: Have discussion.

Attachments:

- BP Code Chapter 8 Recommendations
- Draft Chapter 8

CHAPTER 8. ENVIRONMENTAL MANAGEMENT

8.1. Generally.

8.1.1 *Purpose of chapter.* The purpose of this chapter is to provide measures to protect the air, water, habitat, and trees of the village, and furnish standards for landscaping, property maintenance, and avoidance of fire and explosive hazards.

8.2. Protection of natural resources.

8.2.1 *Air pollution.* To protect and enhance the air quality of the village, all sources of air pollution shall comply with rules set forth by the Federal Environmental Protection Agency and the Florida Department of Environmental Regulation. No person shall operate a regulated source of air pollution without a valid operating permit issued by the department of environmental regulation.

Reference--Federal environmental protection agency, Code of Federal Regulations, Title 40.

8.2.2 *Water pollution.* Standards are necessary to protect the quantity and quality of the principal source of water, the groundwater supply, to safeguard the health, safety and welfare of residents in the village and surrounding areas. The South Florida Water Management District's use rules and regulations shall apply.

State law references: Water resources act, F.S. Ch. 373.

8.2.3 *Habitat protection.*

(a) Bird Sanctuary. It is hereby declared that all the territory embraced within the village shall be and is hereby declared to be a bird sanctuary.

(b) Killing or harming birds prohibited. It shall be unlawful for any person to shoot, trap or in any manner kill or destroy birds within the village.

Cross references: Similar provisions, Code of Ordinances, §§ 3-1, 3-2.

8.2.4 *Tree protection.* It shall be unlawful for any person, unless otherwise permitted by the terms of Metro-Dade County Ordinance No. 89-8, and as may be amended, to do tree removal work or to effectively destroy any tree without first obtaining a permit from Metro-Dade County's Department of Environmental Regulation and Management. The following activities are exempt from tree removal permits:

(a) Removal of trees within the yard area of an existing residence, provided the trees are not specimen trees. This exemption does not apply to trees which are growing on rights-of-way and other public property.

(b) Removal of any dead tree.

(c) Removal of tree species specified by the Dade County Code (subsection 24-60(4)(f)).

(d) Removal of other trees as described in the Dade County Code (subsection 24-60(4)).

Cross references: Tree removal permit, § 16.10.

8.3. Landscaping.

8.3.1 *Approved plants.* As far as possible native species (including xeriscape plants) should be used for landscaping as these species are tolerant of and suited to the weather, insects, and soil conditions of the area, and need less water, fertilizer, and pesticides to ensure their survival. Lists of approved trees, shrubs and hedges; ground covers, and lawn grass, as well as prohibited plants, are designated in the Dade County Code and are hereby incorporated by reference into the village code.

8.4. Property maintenance.

8.4.1 *Lots and public rights-of-way.*

(a) It shall be the duty and obligation of all occupant-owners and occupant-lessees of lots in the village to maintain and keep in good condition their lots and the swale areas between the pavement edge and the property line which includes the sidewalk adjacent and contiguous to their lots. The duty hereby imposed upon such occupant-owners and occupant-lessees shall not extend to any property other than that included within the lot lines of the property as projected to include the swale area.

(b) Lots and public rights-of-way areas will be considered maintained if all the following requirements are met:

(i) Areas must be kept free from any accumulation of debris, decayed vegetable matter, filth, rubbish, trash, discarded building materials, glass, or any other materials dangerous to the public health, safety, and welfare;

(ii) The growth or accumulation of any grass, weeds, ~~non-native undergrowth~~ or other dead plant life ~~and trees~~ that exceeds the height of eight (8) inches from the ground must be removed by the property owner. (added Code Review Board – 4/24/2012 – Revised 12/5/12)

(iii) The planting of trees, palms and bamboo in the right of way is prohibited except by the Village. (Added by CRB – 12/5/12)

(c) A combination of paving and sodding of lots and rights-of-way area shall be permitted provided the impervious section does not exceed forty (40) percent of the total area and such paved areas shall be kept in good condition.

(d) None of the above standards shall be construed to preclude property owners from landscaping with approved trees or other permitted materials the public right-of-way area.

8.4.2 *Unightly and unused objects.* The storage and harboring of disused motor vehicles hereinafter sometimes referred to as junk vehicles and any other unused or unsightly personal property on any lot is prohibited and declared unlawful unless the same is stored in a suitable building erected on such lot in accordance with the building code and this code, or with respect to a vehicle, is covered by a material covering designed for such purpose.

For the purpose of determining whether a vehicle other than personality is junk, the code enforcement officer shall employ the criteria set forth in this Code, subsection 9-17(a)(1)--(5), and those criteria are specifically incorporated herein. All of the criteria which are relevant to the particular personality shall be considered in determining whether the property is junk, no one criterion being conclusive.

8.4.3 *Violations and enforcement.*

(a) Fences and walls not maintained in a safe condition and permitted to deteriorate or become unsightly shall constitute a violation of this code.

(b) Whenever there is any excessive growth of weeds and undergrowth, fallen or dead trees, or rubbish, debris, brush and unsightly and unsanitary matters located on any lot or public right-of-way in the village, it shall constitute a violation of this code.

(c) Any person owning land on which is stored any house car, camp car, trailer, unused or unsightly truck, wagon, buggy, boat, machinery or other unused or unsightly personal property, shall be considered in violation of this code.

(d) Enforcement of any of the above violations shall be through the civil citation procedure.

(e) Temporary exterior (*added by CRB 12/5/12*) holiday decorations and temporary lighting, provided they carry no advertising matter, shall not be placed forty five (45) days prior, and are removed fourteen days (14) (*thirty (30) days (added by CRB 12/5/12)*) after the holiday ends.

8.4.4 *Animals, etc., prohibited.* The following shall be prohibited:

(a) Bee hives or the breeding or raising of any insects, reptiles or animals other than customary pets.

(b) The keeping, breeding, or maintaining of horses, cattle or goats.

(c) The raising of poultry or fowl.

(Ord. No. 283, § 4, 10-5-93)

8.4.5 Storm Shutters placement. It is prohibited to maintain storm shutters on a structure beyond the officially declared hurricane season, unless hurricane conditions are expected to occur within thirty six (36) hours. *At least two (2) means of ingress and egress are provided through a door, window or garage. (added by CRB 12/5/12)*

Consistent with the provisions regarding storm shutters as defined and set forth in the Florida Building Code, as amended from time to time, it is prohibited to maintain storm shutters during hurricane season in a closed / secure position on a structure for periods in excess of five (5) business days unless:

(a) A hurricane occurs during the five (5) day period, at which point the five (5) day period begins a new after hurricane conditions have subsided;

(b) Hurricane conditions are expected to occur within thirty six (36) hours after the fifth day;

(c) The structure is used for residential purposes, but no person is in residence for a period in excess of ~~five (5) business days~~ *two (2) weeks (added by CRB 12/5/12)* and the owner / occupant registers with the police department on a form prepared by the city;

~~(d) At least two (2) means of ingress and egress are provided through a door, window or garage. (deleted by CRB on 12/5/12)~~

8.4.6 House numbers.

(a) All owners of buildings within the village shall prominently display the correct numerical address of their respective buildings upon their building in any location such that the numbers are clearly visible from the street at all times. Such number shall not be less than four (4) inches in height.

(b) All owners of buildings within the village having access to an alley shall prominently display the correct numerical address of their respective buildings upon their building in any location such that the numbers are clearly visible from the alley at all times. Such number shall not be less than four (4) inches in height.

(c) It shall be the duty of the owner to maintain the numbers in good condition.

8.5. Fire and explosive hazards.

8.5.1 *Fire and explosive standards.* The South Florida Fire Prevention Code, and as may be amended from time to time, is hereby incorporated into the village code. The storage, use, or manufacture of flammable or explosive materials in Biscayne Park is prohibited.

Revised 01 07 2013

CHAPTER 8. ENVIRONMENTAL MANAGEMENT

8.1. Generally.

8.1.1 *Purpose of chapter.* The purpose of this chapter is to provide measures to protect the air, water, habitat, and trees of the village, and furnish standards for landscaping, property maintenance, and avoidance of fire and explosive hazards.

8.2. Protection of natural resources.

8.2.1 *Air pollution.* To protect and enhance the air quality of the village, all sources of air pollution shall comply with rules set forth by the Federal Environmental Protection Agency and the Florida Department of Environmental Regulation. No person shall operate a regulated source of air pollution without a valid operating permit issued by the department of environmental regulation.

Reference--Federal environmental protection agency, Code of Federal Regulations, Title 40.

8.2.2 *Water pollution.* Standards are necessary to protect the quantity and quality of the principal source of water, the groundwater supply, to safeguard the health, safety and welfare of residents in the village and surrounding areas. The South Florida Water Management District's use rules and regulations shall apply.

State law references: Water resources act, F.S. Ch. 373.

8.2.3 *Habitat protection.*

(a) Bird Sanctuary. It is hereby declared that all the territory embraced within the village shall be and is hereby declared to be a bird sanctuary.

(b) Killing or harming birds prohibited. It shall be unlawful for any person to shoot, trap or in any manner kill or destroy birds within the village.

Cross references: Similar provisions, Code of Ordinances, §§ 3-1, 3-2.

8.2.4 *Tree protection.* It shall be unlawful for any person, unless otherwise permitted by the terms of Metro-Dade County Ordinance No. 89-8, and as may be amended, to do tree removal work or to effectively destroy any tree without first obtaining a permit from Metro-Dade County's Department of Environmental Regulation and Management. The following activities are exempt from tree removal permits:

(a) Removal of trees within the yard area of an existing residence, provided the trees are not specimen trees. This exemption does not apply to trees which are growing on rights-of-way and other public property.

(b) Removal of any dead tree.

(c) Removal of tree species specified by the Dade County Code (subsection 24-60(4)(f)).

(d) Removal of other trees as described in the Dade County Code (subsection 24-60(4)).

Cross references: Tree removal permit, § 16.10.

8.3. Landscaping.

8.3.1 *Approved plants.* As far as possible native species (including xeriscape plants) should be used for landscaping as these species are tolerant of and suited to the weather, insects, and soil conditions of the area, and need less water, fertilizer, and pesticides to ensure their survival. Lists of approved trees, shrubs and hedges; ground covers, and lawn grass, as well as prohibited plants, are designated in the Dade County Code and are hereby incorporated by reference into the village code.

8.4. Property maintenance.

8.4.1 *Lots and public rights-of-way.*

(a) It shall be the duty and obligation of all occupant-owners and occupant-lessees of lots in the village to maintain and keep in good condition their lots and the swale areas between the pavement edge and the property line which includes the sidewalk adjacent and contiguous to their lots. The duty hereby imposed upon such occupant-owners and occupant-lessees shall not extend to any property other than that included within the lot lines of the property as projected to include the swale area.

(b) Lots and public rights-of-way areas will be considered maintained if all the following requirements are met:

(i) Areas must be kept free from any accumulation of debris, decayed vegetable matter, filth, rubbish, trash, discarded building materials, glass, or any other materials dangerous to the public health, safety, and welfare;

(ii) The growth or accumulation of any grass, weeds, ~~non-native undergrowth~~ or other dead plant life ~~and trees~~ that exceeds the height of eight (8) inches from the ground must be removed by the property owner. (added Code Review Board – 4/24/2012 – Revised 12/5/12)

(iii) The planting of trees, palms and bamboo in the right of way is prohibited except by the Village. (Added by CRB – 12/5/12)

(c) A combination of paving and sodding of lots and rights-of-way area shall be permitted provided the impervious section does not exceed forty (40) percent of the total area and such paved areas shall be kept in good condition.

(d) None of the above standards shall be construed to preclude property owners from landscaping with approved trees or other permitted materials the public right-of-way area.

8.4.2 *Unightly and unused objects.* The storage and harboring of disused motor vehicles hereinafter sometimes referred to as junk vehicles and any other unused or unsightly personal property on any lot is prohibited and declared unlawful unless the same is stored in a suitable building erected on such lot in accordance with the building code and this code, or with respect to a vehicle, is covered by a material covering designed for such purpose.

For the purpose of determining whether a vehicle other than personality is junk, the code enforcement officer shall employ the criteria set forth in this Code, subsection 9-17(a)(1)--(5), and those criteria are specifically incorporated herein. All of the criteria which are relevant to the particular personality shall be considered in determining whether the property is junk, no one criterion being conclusive.

8.4.3 *Violations and enforcement.*

(a) Fences and walls not maintained in a safe condition and permitted to deteriorate or become unsightly shall constitute a violation of this code.

(b) Whenever there is any excessive growth of weeds and undergrowth, fallen or dead trees, or rubbish, debris, brush and unsightly and unsanitary matters located on any lot or public right-of-way in the village, it shall constitute a violation of this code.

(c) Any person owning land on which is stored any house car, camp car, trailer, unused or unsightly truck, wagon, buggy, boat, machinery or other unused or unsightly personal property, shall be considered in violation of this code.

(d) Enforcement of any of the above violations shall be through the civil citation procedure.

(e) Temporary exterior (added by CRB 12/5/12) holiday decorations and temporary lighting, provided they carry no advertising matter, shall not be placed forty five (45) days prior, and are removed fourteen days (14) (thirty (30) days (added by CRB 12/5/12) after the holiday ends.

8.4.4 *Animals, etc., prohibited.* The following shall be prohibited:

(a) Bee hives or the breeding or raising of any insects, reptiles or animals other than customary pets.

(b) The keeping, breeding, or maintaining of horses, cattle or goats.

(c) The raising of poultry or fowl.

(Ord. No. 283, § 4, 10-5-93)

8.4.5 Storm Shutters placement. It is prohibited to maintain storm shutters on a structure beyond the officially declared hurricane season, unless hurricane conditions are expected to occur within thirty six (36) hours. *At least two (2) means of ingress and egress are provided through a door, window or garage. (added by CRB 12/5/12)*

Consistent with the provisions regarding storm shutters as defined and set forth in the Florida Building Code, as amended from time to time, it is prohibited to maintain storm shutters during hurricane season in a closed / secure position on a structure for periods in excess of five (5) business days unless:

(a) A hurricane occurs during the five (5) day period, at which point the five (5) day period begins a new after hurricane conditions have subsided;

(b) Hurricane conditions are expected to occur within thirty six (36) hours after the fifth day;

(c) The structure is used for residential purposes, but no person is in residence for a period in excess of five (5) business days *two (2) weeks (added by CRB 12/5/12)* and the owner / occupant registers with the police department on a form prepared by the city;

~~(d) At least two (2) means of ingress and egress are provided through a door, window or garage. (deleted by CRB on 12/5/12)~~

8.4.6 House numbers.

(a) All owners of buildings within the village shall prominently display the correct numerical address of their respective buildings upon their building in any location such that the numbers are clearly visible from the street at all times. Such number shall not be less than four (4) inches in height.

(b) All owners of buildings within the village having access to an alley shall prominently display the correct numerical address of their respective buildings upon their building in

any location such that the numbers are clearly visible from the alley at all times. Such number shall not be less than four (4) inches in height.

(c) It shall be the duty of the owner to maintain the numbers in good condition.

8.5. Fire and explosive hazards.

8.5.1 *Fire and explosive standards.* The South Florida Fire Prevention Code, and as may be amended from time to time, is hereby incorporated into the village code. The storage, use, or manufacture of flammable or explosive materials in Biscayne Park is prohibited.



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Roles of the Village Officials

Prepared By: Commissioner Roxanna Ross

Sponsored By: Commission

Background

The Village Charter provides the below structure and limitations for municipal officials.

Section 2.01. Village Commission.

There shall be a Village Commission (the "Commission") vested with all legislative powers of the Village, consisting of five members (hereinafter referred to as "Commissioners"). The Commission shall elect one of its members to the position of Mayor at the first meeting of each newly elected Commission.

Section 2.02. Mayor and Vice Mayor.

(A) Mayor. The Mayor shall preside at meetings of the Commission and be a voting member of the Commission. The Mayor shall be recognized as the head of Village government for all ceremonial purposes and for purposes of military law, for service of process, execution of duly authorized contracts, deeds and other documents, and as the Village official designated to represent the Village in all dealings with other governmental entities.

(B) Vice-Mayor. During the absence or incapacity of the Mayor, the Vice-Mayor shall have all the powers, authority, duties and responsibilities of the Mayor. Semi-annually at such times as established by ordinance of the Village, each member of the Commission shall serve for a period of six months as Vice-Mayor.

....

Section 2.06. Compensation; reimbursement for expenses.

Members of the Commission shall receive annual compensation as set by ordinance by a four-fifths (4/5) majority vote. Members of the Commission shall receive reimbursement in accordance with applicable law, or as may be otherwise provided by ordinance, for authorized expenses incurred in the performance of their official duties.

....

Section 3.01.

(A) Village Manager.

There shall be a Village Manager (the "Manager") who shall be the chief administrative officer of the Village. The Manager shall be responsible to the Commission for the administration of all Village affairs and for carrying out the policies of the Commission.

....

(C) Duties of the Manager.

The Manager shall:

(1) Be responsible for the hiring, supervision and removal of all Village employees;

(2) Direct and supervise the administration of all departments and offices but not Village boards, agencies, committees or authorities, unless so directed by the Commission from time to time;

(3) Attend all Commission meetings and have the right to take part in discussion but not the right to vote;

(4) Ensure that all laws, provisions of this Charter and acts of the Commission, subject to enforcement and/or administration by him/her or by officers subject to his/her direction and supervision, are faithfully executed;

(5) Prepare and submit to the Commission a proposed annual budget and capital program;

(6) Submit to the Commission and make available to the public an annual report on the finances and administrative activities of the Village as of the end of each fiscal year;

(7) *Prepare such other reports as the Commission may require concerning the operations of Village agencies, boards, committees, authorities or departments;*

(8) *Keep the Commission fully advised as to the financial condition and future needs of the Village and make such recommendations to the Commission concerning the affairs of the Village as s/he deems to be in the best interests of the Village;*

(9) *Execute contracts, deeds and other documents on behalf of the Village as authorized by the Commission;*

(10) *Appoint a Clerk. The Manager cannot appoint himself/herself as Clerk. The Clerk shall give notice of Commission meetings to its members and the public, shall keep minutes of its proceedings and shall perform such other duties as the Manager may prescribe from time to time. The Clerk shall report to the Manager.*

(11) *Perform such other duties as are specified in this Charter or as may be required by the Commission.*

....

Section 4.02. Prohibitions.

(A) *Appointments and removals. Neither the Commission nor any of its members shall interfere with the Manager's decision to appoint or remove any Village administrative officer or employee. However, the Commission may express its views and fully and freely discuss the appointment or removal of such officer or employee with the Manager.*

(B) *Interference with administration.*

(1) *It is the express intent of this Charter that individual Commissioners make any recommendations for improvement in Village operations to the Manager only. Individual Commissioners may discuss any matter of Village business with the Manager but are strictly prohibited from directing or otherwise ordering the Manager to take any particular action.*

(2) *Except for the purpose of inquiries and investigations made in good faith, the Commission and its members shall deal with Village officers and employees who are subordinate to the Manager solely through the Manager. Neither the Commission nor its members shall give orders directly to any such officer or employee, either publicly or privately.*

(3) *Any willful violation of this Section by any member of the Commission shall be grounds for removal from office by an action brought by the State Attorney of Miami-Dade County.*

October 6, 2015

Commission Agenda Report

Roles of the Village Officials

....

Section 7.02. Conflicts of interest; ethical standards.

All Commissioners, officials and employees of the Village shall be subject to the standards of conduct for public officers, employees, and appointees set by Federal, State, County or other applicable law. The Commission may adopt additional standards of conduct and code of ethics requirements that are not inconsistent with Federal, State, County or other applicable law.

For discussion: Village Manager specific duties and tasks are outlined in detail in the Charter, but that level of detail is not specified for the Commission. How does the Commission fulfill its obligations to the Village?

Fiscal / Budget Impact

Discussion item with neutral immediate budgetary impact.

Recommendation

Discussion.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: Discussion Item – Commission in the Community Open Forum

Prepared By: Heidi Siegel, AICP, Village Manager

Sponsored By: Staff

BACKGROUND

The Village Manager is continuously looking for opportunities to improve communication with the residents of Biscayne Park. Recently a roundtable was hosted by the Village Manager to discuss recreation programming. Future roundtables will be planned on other topics of interest to the community.

The Village Manager recently learned of a “Commission in the Community” program that the City of Hollywood Mayor and Commission host. The event takes place on a weeknight and includes a meet and greet with refreshments followed by an introduction by the Mayor and an opportunity for attendees to hear updates from the Commission and ask questions/provide feedback. This seems like a great idea that could be adopted in Biscayne Park on a quarterly basis.

FISCAL / BUDGET IMPACT

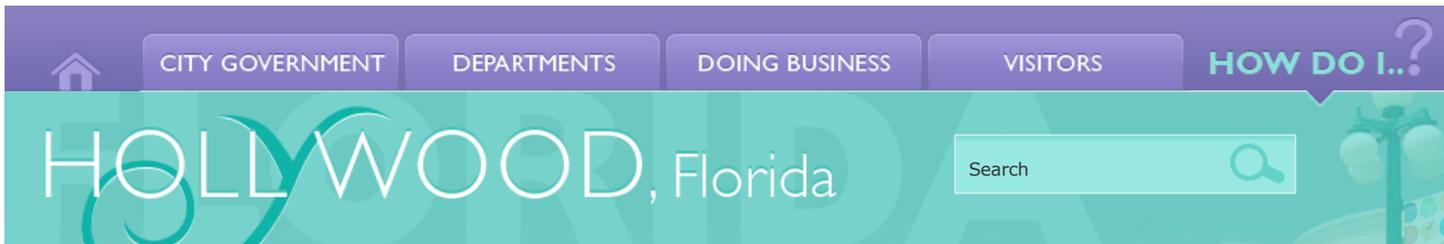
Staff support time and nominal funds for light refreshments.

STAFF RECOMMENDATION

Staff recommends the Mayor and Commission plan for quarterly Community Forums beginning in November 2015.

ATTACHMENTS

- City of Hollywood Commission in the Community Announcement



Event Details

Commission in the Community

Wednesday, September 9

Quarterly "Commission in the Community" meeting to give residents a chance to ask questions or share their concerns and suggestions with all members of the Hollywood City Commission in a less formal setting than a regular City Commission Meeting. This forum will be hosted by District 1 Commissioner Patricia Asseff.

Date:	September 9, 2015
Time:	6:00 PM - 8:00 PM
Time Details:	Meet and Greet with pizza and soft drinks will be from 6:00 to 6:30 PM. Open Forum with the Mayor and City Commission will start at 6:30 PM
Address:	Hollywood Beach Community Center 1301 South Ocean Drive Hollywood, FL 33019
Contact:	954.921.3321



City of Hollywood, 2600 Hollywood Boulevard, Hollywood, FL 33020-4807
P. O. Box 229045, Hollywood, FL 33022-9045

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Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: October 6, 2015

Subject: New Log Cabin Dais Proposal:
Residents Build it for Cost (Charlie
Easton, designer and project manager)

Prepared By: Commissioner Barbara Watts

Sponsored By: Commission

Background

The Commission has not yet seen the new designs with price estimates it requested be proffered by McKenzie Construction; nonetheless, it might safely assume that the dais, even if a modified version of the original one, will still be a substantive expenditure, probably in the \$18,000-\$20,000 range, if not much more; if the Commission chooses to go with the original design (sans “chinking”) but make it moveable, the price still would be well over \$20,000, and with other choices, over \$ 25,000. Whichever way it goes, the Commission will be spending an enormous amount of residents’ tax dollars—dollars that could be used for additional employees at the Rec. Center and in Code Enforcement; for enhanced, aesthetic lighting at the Ed Burke Park that would improve evening walking conditions and that could mitigate some safety concerns (something that might benefit a much larger number of residents than would a dais); or put into the Village’s Reserve Fund (which to my mind, needs bolstering).

As the Commission has not yet come to a clear consensus about what it wants, and the design of the dais still is not set, I would like the Commission to consider another dais proposal from a long-time resident, Charlie Easton (116th Street), who has offered (with the help of a few other skilled and experienced wood workers/ carpenters and a few other volunteers), **to build the dais without charge except for the cost of the materials** (and, perhaps, procurement of them—to be explained below)—thus, with **no labor charge whatsoever** (which is the bulk of the cost of any such commission).

October 6, 2015

Commission Agenda Report

Resolution 2015-17

Charlie is an artist/woodworker who designs and builds furniture, cabinets and the like. When discussing the matter of the dais with him, he thoughtfully commented, “The Log Cabin was built by the residents of the Village; the dais should also be built by the residents.” Indeed, this would be fitting, and appropriate and in continue a tradition (our podium, with the Log Cabin city emblem affixed to it, also was built by a resident some 30-40 or so years ago).

People often say heartfelt things but fail to follow through. Not the case with Charlie. He and I have discussed the matter (a week’s time delay a week because of my FIUwork/health/BP commitments). When talking, Charlie brought up all sorts of things that the Commission has not yet thoughtfully/fully considered, such as the dais’s height, and the possibility of making it slightly curved so that Commissioners could more easily see one another from one end of the dais to the other; the various ways in which end tables could be made so as to adjoin the dais and, if desired, stand alone; having the end tables be slightly shorter than the dais, which might be slightly raised so as to enhance sightlines between Commissioners and residents (and how this could be accommodated with chair heights and/or riser); how the front of the dais would be designed to conceal its wheels . . . My many objections, prompted by fear of costs (given the McKenzie charges for changes such as making the dais portable), were met with, “of course, that can be done [and economically],” without a blink of the eye. If designed from the start rather than in retrospect, many things are possible; and, if the labor is *gratis*, the cost will not rise to the amount of \$20,000 (+ ?) dollars.

We also discussed materials—which the commission has not really addressed except to say that a laminate surface on the top would be preferable. I cannot find mention of the kind(s) of wood to be used in the estimates we have received, so haven’t a clue as to what kind of wood will be used. I won’t conjecture—but that is something that we need to know, in detail.

Charlie likes to work with mahogany—understandable, as it is beautiful. During the meanderings of our discussion, we came upon another possibility—one that would be utterly and especially suitable for Biscayne Park—**incorporate some of our own history by using the natural materials that the Park itself can provide: the wood from our “Australian Pines”** (one, two or more of which soon will have to be felled). These trees may be on the invasive list, but their wood is beautiful. One large slab or two joined together or a mosaic of pieces sliced from a burl could result in a one of a kind, beautiful dais top, one that is rustic and thus in accord with the Cabin, but also one that is modern, in accord with the era in which it the dais was constructed (for the use of wood slabs in furniture look at the work of George Nakashima (www.nakashimawoodworker.com)).

This area was originally rock Pineland. Granted, our “Aussies” are not really pine trees, but they are part of our history; let us consider making them permanently and noninvasively a part of it, by using their wood for our dais. When they all are gone, future generations will remember them because of BP’s unique, artful and beautiful dais, built by its residents, as was the Log Cabin and Podium—visual assertions of what has been and what should continue to be community ethos of the Village of Biscayne Park’s residents. We may have to wait a while for the planks felled from our “Aussies” to dry—but what the hurry? We’d be making something special and unique for our Village.

October 6, 2015

Commission Agenda Report

Resolution 2015-17

I acknowledge that the Commission gave the contract for the Log Cabin's restoration to McKenzie Construction, to my knowledge, an estimable firm and, as well, its President, a BP resident and very nice man. However, this does not mean that a change order cannot be made (legally possible), especially when we have an offer from a qualified resident (and other residents, similarly skilled, and volunteers) to do the work for cost.

I spoke with my brother, Larry, about this, who, later, sent an email, a phrase from which I quote (as he said it succinctly): **"economics, aesthetics and ecology clearly point the way** so what's the point [of not seriously considering/accepting this proposal]?"

As I mentioned at a previous Commission meeting and in an email to some residents, I thought that on the matter of the dais, we should take heed of the classical adage, *Festina Lente* ("Make Haste Slowly"—my short explanation: make progress, but only with appropriate deliberation, for acting solely "in haste" one risks making major mistakes). I encourage the Mayor and Commission to keep *Festina Lente* in mind when considering the dais issue yet again and, this new proposal, which is one made with deliberation, one which will greatly reduce the amount of tax dollars expended on it, and one which may well bring the Village renown for a host of reasons.

Fiscal / Budget Impact

Cost: Approximately \$5,000 or so for materials (depending on what Commission decides; perhaps more (or less?) for using our Australian Pine—will try to find prices before Comm. Meeting). **Savings:** Approx. \$15,000-23,000.

Recommendation

Decide to accept proposal by Charlie Easton through Barbara Watts that the Log Cabin's dais be built by residents under Charlie Easton's direction, with further consultation regarding design and materials based on discussion of his proposed designs and alternatives.

Attachments

Examples of Charlie Easton's work and some rough sketches of possible designs for dais. To be attached. Rendering and more detailed designs to be presented at meeting.

(Maria, I'll forward Charlie's emails with image files to you shortly after I send this Agenda item item; I know that my home computer has not the capacity to send Charlie's emailed materials in attachments in this document.

Maria Camara

From: Barbara Watts <watts720@gmail.com>
Sent: Monday, September 28, 2015 3:12 AM
To: Heidi Siegel; Maria Camara; Archives; Barbara Watts; Susan Weiss
Subject: Emergency/Last Minute Agenda Item Addition
Attachments: Agenda Item Request2015DAIS.docx..doc

Please add to October Comm. agenda. This is a very serious proposal that should be considered. It deserves more time than the three minutes allowed in "Good and Welfare."

It need only the additions of the files that I will shortly forward as "Back-up" Information.

Nothing else needs to be added and nothing needs to be retyped. If I've typos and/or grammatical errors in what I've sent--I can live with them even if they go into the "public record." - So, this should not take all that time to add to the Oct. agenda.

I could not have mentioned this as a potential agenda item a month ago and do not think that this should be a reason for its exclusion from the Oct. agenda.

Hope that we can "stop the negativity" and realize that disagreeing in part of democracy and that we all want (I hope) the best for BP, now, and in the future.

off the high horse and w/ hurting arms.

best, b.

p.s. will be home in a.m. (Mon.) if you need to reach me.

