



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
Log Cabin - 640 NE 114th Street
Biscayne Park, FL 33161
Tuesday, February 2, 2016 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 - in recognition of Commander Roy Camara's service to Miami-Dade County Corrections & Rehabilitation Department



- 4.b Certificate of Appreciation and acknowledgement of service on the Biscayne Park Foundation - Supreme Dorvil and Joe Chao

- 4.c Introduction of Building Permit Coordinator, Irwina Peterson

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 FY 2015-16 Quarterly Financials ending 12/31/2015

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

- ◆ November 23, 2015 Special Commission Meeting
- ◆ December 1, 2015 Village Commission Workshop Log Cabin Restoration
- ◆ December 1, 2015 Regular Commission Meeting
- ◆ January 24, 2016 Regular Commission Meeting



8.b Acceptance of Board Minutes

- ◆ Biscayne Park Foundation - November 9, 2015
- ◆ Planning & Zoning Board - December 7, 2015
- ◆ Planning & Zoning Board - December 21, 2015
- ◆ Code Compliance Board - December 14, 2015
- ◆ Public Art Advisory Board - December 8, 2015
- ◆ Recreation Advisory Board - December 15, 2015
- ◆ Planning & Zoning Board - January 4, 2016
- ◆ Planning & Zoning Board - January 19, 2016
- ◆ Code Compliance Board - January 11, 2016
- ◆ Public Art Advisory Board - January 13, 2016



8.c **Resolution 2016-01**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA **AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE INTERLOCAL AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND MIAMI-DADE COUNTY, FLORIDA** FOR THE ENFORCEMENT OF SECTION 8CC OF THE MIAMI-DADE COUNTY CODE AS IT RELATES TO SECTION 21-81 OF THE MIAMI-DADE COUNTY CODE; PROVIDING FOR AN EFFECTIVE DATE



8.d **Resolution 2016-02**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA **OPPOSING THE FLORIDA FISH AND WILDLIFE COMMISSION'S ACTION TO PERMIT BEAR HUNTING**, AND REQUESTING THE INTERVENTION OF THE GOVERNOR AND THE STATE LEGISLATURE, PROVIDING FOR AN EFFECTIVE DATE *(Sponsored by Mayor Coviello)*



8.e **Resolution 2016-03**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, **AUTHORIZING THE MAYOR TO EXECUTE THE MEMORANDA OF UNDERSTANDING TO THE COLLECTIVE BARGAINING AGREEMENT** BETWEEN THE VILLAGE OF BISCAYNE PARK, FLORIDA AND THE DADE COUNTY POLICE BENEVOLENT ASSOCIATION, INC.; PROVIDING FOR AN EFFECTIVE DATE

< *End of Consent* >

9 Public Hearing

-  9.a Variance Request - Lawrence & Chandra Peña, 831 NE 109th Street
Installation of an accessory structure (shed 20' x 10') *(Deferred from December 2015.)*

10 Ordinances

< First Reading >

-  10.a **Ordinance 2016-01**
AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA **AMENDING CHAPTER 8 OF THE LAND DEVELOPMENT CODE ENTITLED “ENVIRONMENTAL MANAGEMENT” WHICH INCLUDE AMENDMENTS TO SECTIONS 8.2, 8.3 AND 8.4; TEMPORARY EXTERIOR HOLIDAY DECORATIONS, STORM SHUTTER/PROTECTIVE WINDOW COVER REPLACEMENTS AND HOUSE NUMBERS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR AN EFFECTIVE DATE**

11 Resolutions

< None >

12 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.

13 New Business

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

-  13.a Revisit landlord permit requirements - As requested by Commissioner Ross
-  13.b Setting policy for when a Board does not meet quorum to allow for a workshop. - As requested by Commissioner Ross
-  13.c Discussion regarding changes to Section 6.3 of the Code of Ordinances relating to Solid Waste - As requested by Manager Siegel
-  13.d Discussion on establishing a Civil Citation process for repeat code violations - Attorney John Hearn
-  13.e Discussion of a Special Magistrate vs. Code Compliance Board - Attorney John Hearn
-  13.f Discussion of our storm water removal system - As requested by Commissioner Jonas

-  13.g Landscaping proposals for Community Signage - As requested by Manager Siegel
-  13.h Discussion of legislative goals - As requested by Mayor Coviello
-  13.i Landscaping for new homes and existing homes with substantial renovation - As requested by Mayor Coviello
-  13.j Miami Dade County League of Cities 62nd Annual Gala attendance
-  13.k Biscayne Park Foundation Member Applications
-  13.l Highway signage discussion - As requested by Mayor Coviello

14 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.

15 Reports

- 15.a Village Manager
 - ◆ Annexation update
- 15.b Village Attorney
- 15.c Board / Committee Reports:
 - ◆ Biscayne Park Foundation
 - ◆ Code Review Board
 - ◆ Parks & Parkway Advisory Board
 - ◆ Public Art Advisory Board
 - ◆ Recreation Advisory Board
- 15.d Commissioner Comments
 - ◆ Vice Mayor Watts
 - ◆ Commissioner Anderson
 - ◆ Commissioner Jonas
 - ◆ Commissioner Ross
 - ◆ Mayor Coviello

16 Announcements

Saturday, February 6th - Commission in the Community at 10:00am
Monday, February 8th - Code Compliance Board at 7:00pm
Wednesday, February 10th - Public Art Advisory Board at 6:00pm
Monday, February 15th - All Village Departments are Closed in observance of
President's Day
Tuesday, February 16th - Planning & Zoning Board at 6:30pm
Wednesday, February 17th - Parks & Parkway Advisory Board at 6:30pm
Saturday, February 20th - Movie Night in the Park at 6:30pm
Tuesday, February 23rd, Recreation Advisory Board at 7:00pm

Our next regular Commission meeting is Tuesday, March 1, 2016, at 7:00pm

17 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

Honoring Commander Roy Camara

Whereas, Roy Camara, a Reserve Police Officer and Commander of the Village of Biscayne Park Police Department, was born in Madeira, Portugal and moved to Biscayne Park in 1970 where he still resides today with his family; and,

Whereas, in January 1985, Commander Camara began his career with the Miami-Dade County Corrections & Rehabilitation Department as a Corrections Officer where he has performed the duties of inmate supervision at multiple correctional facilities, inmate transportation throughout the State of Florida, and most recently worked in the Training Bureau providing training for both new recruits and in-service Officers; and,

Whereas, in March 1997, Commander Camara achieved his dual certification as a Police Officer and soon after began his service as a Reserve Police Officer with the Village of Biscayne Park where he not only performs regular patrol duties, but also provides multiple levels of training to the Police Department that includes weapons training and certification, defensive tactics, taser instruction, as well as CPR and defibrillator training for both the Police and Recreation Department staff; and,

Whereas, on January 15, 2016, after having served 31 years with Miami-Dade County, Commander Camara officially retired as a Corrections Officer; and

Whereas, while Commander Camara will continue his service with the Biscayne Park Police Department as a Reserve Police Officer, he looks forward to spending quality time with his family, playing golf, and traveling the country in an RV; and

Whereas, Mayor David Coviello formally recognizes that Commander Camara is a skilled and much better bowler than he is.

Now, therefore, be it resolved, that the Village Commission wishes to recognize and honor Commander Roy Camara for his service to both Miami-Dade County and the Village of Biscayne Park. Furthermore, we hereby proclaim **February 2nd, 2016**, to be recognized as **Commander Roy Camara Day** in the Village of Biscayne Park.



IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of February in the year two thousand sixteen.

David Coviello, Mayor

Village of Biscayne Park

Certificate of Appreciation & Recognition

is hereby granted to

Supreme Dorvil

*In acknowledgment of your dedicated
service to the Biscayne Park Foundation
2011 – 2015*

February 2, 2016



David Coviello, Mayor

Heidi Siegel, Village Manager

Village of Biscayne Park

Certificate of Appreciation & Recognition

is hereby granted to

Joe Chao



*In acknowledgment of your dedicated
service to the Biscayne Park Foundation
2012 – 2015*

February 2, 2016

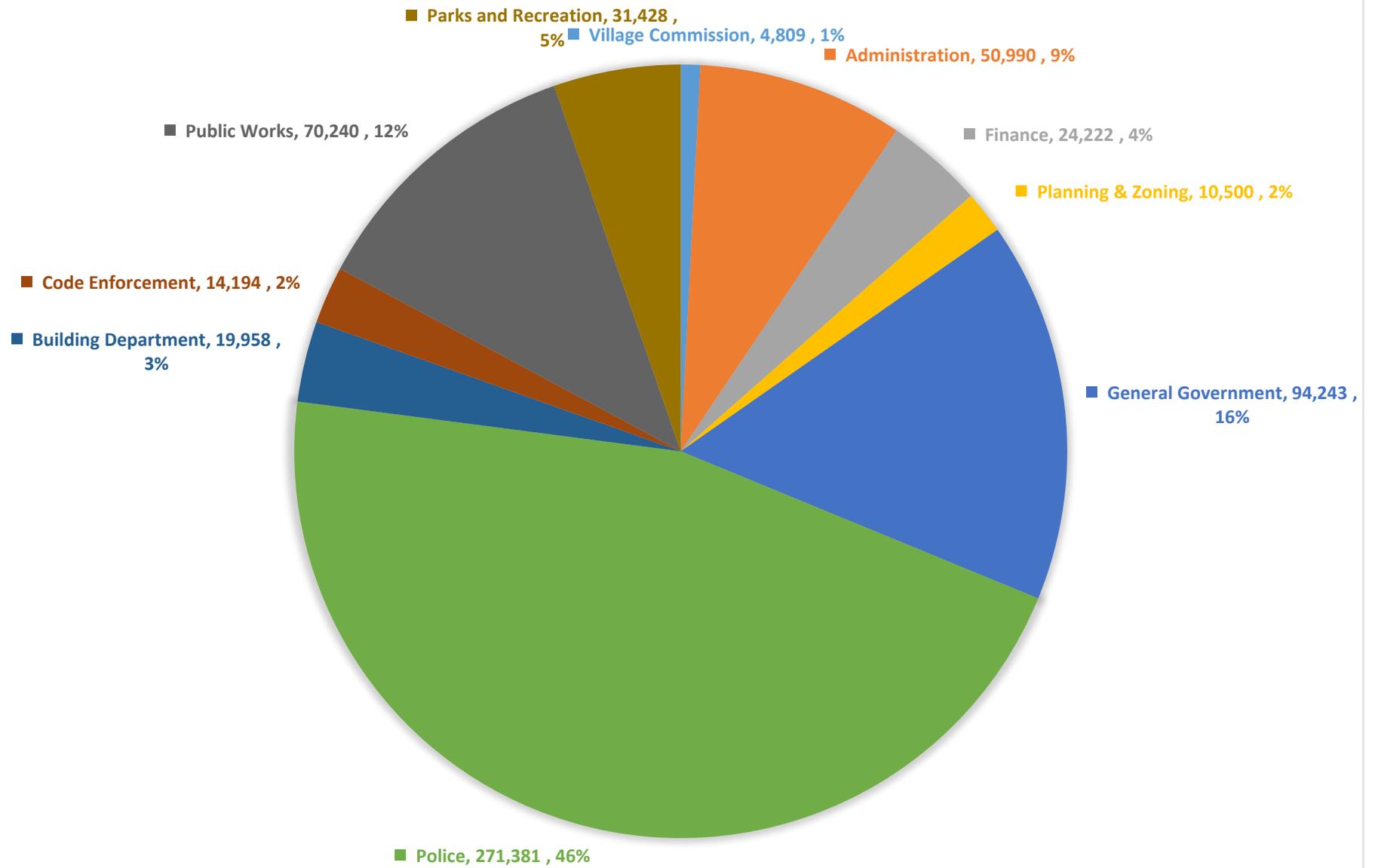
David Coviello, Mayor

Heidi Siegel, Village Manager

FINANCIAL REPORT VILLAGE OF BISCAYNE PARK
AS OF DECEMBER 31, 2016
FISCAL YEAR 2015-2016

	BUDGET COMPLETION		25.00%	
DESCRIPTION	2015-16 COMMISSION APPROVED BUDGET	2015-16 ACTIVITY	remaining	%
ESTIMATED REVENUES				
AD VALOREM TAXES	1,474,664	1,250,756	223,908.00	84.82%
UTILITY TAXES	278,626	99,179	179,447.00	35.60%
CHARGE FOR SERVICES	196,153	37,945	158,208.00	19.34%
FRANCHISE FEES	169,339	48,094	121,245.00	28.40%
OPERATING CONTRIBUTIONS	7,600	4,258	3,342.00	56.03%
INTERGOVERNMENTAL REVENUES	289,406	82,175	207,231.00	28.39%
JUDGEMENT & FINES	62,669	16,995	45,674.00	27.12%
MISCELLANEOUS REVENUES	9,500	3,192	6,308.00	33.60%
TRANSFERS IN	96,964	0	96,964.00	0.00%
TOTAL ESTIMATED REVENUES	2,584,921	1,542,594	1,042,327	59.68%
EXPENDITURES				
TRANSFER OUT	192,400	0	192,400.00	0.00%
Totals for dept 511-Village Commission	23,818	4,809	19,009.00	20.19%
Totals for dept 512-Administration	212,449	50,990	161,459.00	24.00%
Totals for dept 513-Finance	108,418	24,222	84,196.00	22.34%
Totals for dept 519-General Government	407,876	94,243	313,633.00	23.11%
Totals for dept 515-Planning & Zoning	14,000	10,500	3,500.00	75.00%
Totals for dept 524- Building Department	124,366	19,958	104,408.00	16.05%
Totals for dept 521-Police	1,009,816	271,381	738,435.00	26.87%
Totals for dept 529-Code Enforcement	75,759	14,194	61,565.00	18.74%
Totals for dept 539-Public Works	281,334	70,240	211,094.00	24.97%
Totals for dept 572-Parks and Recreation	134,685	31,428	103,257.00	23.33%
TOTAL EXPENDITURES	2,584,921	591,965	1,992,956	22.90%
NET OF REVENUES/EXPENDITURES		950,629		

EXPENDITURES BY DEPARTMENT



BUDGET REPORT FOR VILLAGE OF BISCAYNE PARK
Calculations as of 12/31/2015

GL NUMBER	DESCRIPTION	2013-14 COMMISSION APPROVED BUDGET	1st Quarter 2013-14 ACTIVITY	2014-15 COMMISSION APPROVED BUDGET	1st Quarter 2014-15 ACTIVITY THRU 01/31/15	2015-16 COMMISSION APPROVED BUDGET	1st Quarter 2015-16 ACTIVITY	remaining	%
ESTIMATED REVENUES									
AD VALOREM TAXES									
001-000-3110000.000	Ad Valorem Taxes	1,222,080	1,225,546	1,331,461	1,160,868	1,474,664	1,250,756	223,908.00	84.82%
AD VALOREM TAXES		1,222,080	1,225,546	1,331,461	1,160,868	1,474,664	1,250,756	223,908.00	
UTILITY TAXES									
001-000-3141000.000	Electric Utility Tax	109,366	135,431	125,519	43,011	118,000	38,611	79,388.74	32.72%
001-000-3143000.000	Water Utility Tax	13,747	43,065	34,230		34,000	21,509	12,491.00	63.26%
001-000-3144000.000	Gas/Propane Utility Tax	11,125	10,383	9,800	3,476	8,000	1,913	6,087.00	23.91%
001-000-3150000.000	Communications Service Tax	134,762	120,160	120,413	39,578	118,626	37,146	81,480.00	31.31%
UTILITY TAXES		269,000	309,039	289,962	86,065	278,626	99,179	179,447	
CHARGE FOR SERVICES									
001-000-3221000.000	Building Permits	116,545	42,771	55,000	19,330	73,000	13,259	59,741.00	18.16%
001-000-3222000.000	Electric Permits	14,119	8,770	9,000	4,360	9,560	1,238	8,322.00	12.95%
001-000-3223000.000	Plumbing Permits	14,307	8,127	11,000	3,089	12,448	2,850	9,598.00	22.90%
001-000-3224000.000	A/C Mechanical Permits	7,414	5,240	4,000	3,446	5,604	2,552	3,052.00	45.54%
001-000-3226000.000	Painting Permits	1,400	1,755	1,500	628	1,500	344	1,156.00	22.93%
001-000-3227000.000	Garage Sale Permits	750	740	750	261	500	121	379.00	24.20%
001-000-3228000.000	Plan Review		22,195	13,000	16,400	40,375	475	39,900.00	1.18%
001-000-3229000.000	Permit Admin/Application Fees	10,000	7,895	7,500	5,065	8,500	2,540	5,960.00	29.88%
001-000-3229100.000	Contractor Registration	4,200	7,781	6,000	3,745	6,000	1,335	4,665.00	22.25%
001-000-3290500.000	Home Occupation Fee		350	450	200	450	350	100.00	77.78%
001-000-3291000.000	Home Re-Occupancy Fee	5,600	5,685	5,000	1,550	5,000	1,050	3,950.00	21.00%
001-000-3292500.000	Variance Application Fee	0	0	0	265	600	375	225.00	62.50%
001-000-3292750.000	Local Home Business Fee	200	0	0	0	0	0	0.00	0.00%
001-000-3293000.000	Landlord Permit Fee	10,000	8,450	4,500	450	1,500	600	900.00	40.00%
001-000-3342100.000	FDOT 6 Ave Median Maintenance	0	0	1,416	0	1,416	0	1,416.00	0.00%
001-000-3434200.000	Special Trash Pick Up	0	1,998	0	0	0	0	0.00	0.00%
001-000-3472100.000	Program Fees	22,000	13,514	14,000	4,761	14,000	6,559	7,441.00	46.85%
001-000-3472200.000	Concession Sales	800	616	900	358	500	1,137	(636.85)	227.37%
001-000-3472250.000	Facility Rental	10,000	9,250	5,000	2,771	4,000	1,483	2,517.50	37.06%
001-000-3490000.000	Administrative Fees	139,782	48,281		13,396	0	0	0.00	0.00%
001-000-3490000.100	Police Services	0	0	0	200	500	60	440.00	12.00%
001-000-3490000.300	Notary Fees	0	0	0	35	200	10	190.00	5.00%
001-000-3490000.400	Special Event Fees	0	0	0	0	0	50	(50.00)	0.00%
001-000-3491010.000	Admin Fees-Road Fund	0	0	0	4,528	0	0	0.00	0.00%
001-000-3494022.000	Admin Fee-PW Direct Charge	0	76,750	0	14,986	0	0	0.00	0.00%
001-000-3610000.100	Recreation Program Sponsorship	0	0	0	0	5,000	0	5,000.00	0.00%
001-000-3611500.000	Lien Search and Copies	7,000	6,535	6,000	2,354	5,500	1,558	3,942.50	28.32%
CHARGE FOR SERVICES		364,117	276,703	145,016	102,178	196,153	37,945	158,208	19.34%
FRANCHISE FEES									
001-000-3230000.700	Franchise Fee -Waste Pro	0	0	42,783	11,780	42,783	7,130	35,652.56	16.67%
001-000-3231000.000	Electric Franchise Fees	118,463	124,651	118,500	36,338	125,056	40,483	84,573.36	32.37%
001-000-3231500.000	Franchise Fee-Gas/Propane	4,896				1,500	481	1,019.00	32.07%
FRANCHISE FEES		123,359	124,651	161,283	48,118	169,339	48,094	121,245	28.40%
OPERATING CONTRIBUTIONS									
001-000-3342000.000	Grant-Byrne	1,909	1,906	1,906	0	2,600	763	1,837.00	29.35%
001-000-3342200.000	Grant-Forestry	5,044	4,500	5,000	0	0	0	0.00	0.00%
001-000-3343000.000	Grant -Cultural Council	0	2,014	2,500	0	0	0	0.00	0.00%
001-000-3343200.100	Grants & Foundations	0	0	0	0	2,000		2,000.00	0.00%

001-000-3343500.000-FDBP	FDOT Beautification Grant	0	2,500	2,500	0	0	0	0.00	0.00%	
001-000-3472300.000	Other Fees - Donations	0	105	0	0	0	0	0.00	0.00%	
001-000-3610000.000	Miscellaneous & Donations	2,000	5,064	0	6,805	1,000	2,495	(1,494.54)	249.45%	
001-000-3660000.000	Contributions-Other	0	3,902	10,000	775	2,000	1,000	1,000.00	50.00%	
OPERATING CONTRIBUTIONS		8,953	19,991	21,906	7,580	7,600	4,258	3,342	56.02%	
INTERGOVERNMENTAL REVENUES										
001-000-3344900.000	Fuel Tax Refund	0	3,741	3,600	0	2,961	0	2,961.00	0.00%	
001-000-3351200.000	State Revenue Sharing	69,250	72,252	74,297	23,471	70,445	26,350	44,095.00	37.41%	
001-000-3351800.000	Half-Cent Sales Tax	216,850	221,621	213,561	74,733	216,000	55,825	160,175.00	25.84%	
INTERGOVERNMENTAL REVENUES		286,100	297,614	291,458	98,204	289,406	82,175	207,231.00	28.39%	
JUDGEMENT & FINES										
001-000-3515000.000	Traffic Fines	20,000	14,011	15,000	4,758	7,500	924	6,576.40	12.31%	
001-000-3515500.000	School Crossing Guard Revenue	0	52	100	0	100	132	(32.46)	132.46%	
001-000-3516000.000	Law Enforcement Training Fund	900	1,969	2,000	460	1,500	238	1,261.56	15.90%	
001-000-3518000.000	Vehicle Impound Fees	0	750	500	0	500	0	500.00	0.00%	
001-000-3519000.000	Code Compliance Fines	28,000	62,771	24,000	7,952	53,069	15,700	37,369.00	29.58%	
JUDGEMENT & FINES		48,900	79,553	41,600	13,170	62,669	16,995	45,675	27.12%	
MISCELLANEOUS REVENUES										
001-000-3517000.000	Towing Revenue	0	2,000	2,000	0	500	0	500.00	0.00%	
001-000-3611000.000	Interest Earnings	225	369	2,000	3	1,000	137	862.88	13.71%	
001-000-3611200.000	Newsletter Advertising	1,500	1,500	1,500	250	1,500	955	545.00	63.67%	
001-000-3613000.000	Reimbursements - Prior Year Exp.	0	4,287	1,500	7,827	1,500	0	1,500.00	0.00%	
001-000-3614000.000	Gain On Sale Of Assets	0	463	2,500	0	0	0	0.00	0.00%	
001-000-3615000.000	Unrealized Gain on Investments	0	1,651	0	0	0	0	0.00	0.00%	
001-000-3650000.000	Sale of Surplus Materials or Scr	5,000	6,453	10,000	5,850	0	0	0.00	0.00%	
001-000-3690120.000	Insurance Proceeds	0	6,467	0	6,849	5,000	2,099	2,900.52	41.99%	
001-000-3830000.000	Proceeds From Capital Lease	0	52,544	92,195	0	0	0	0.00	0.00%	
MISCELLANEOUS REVENUES		6,725	75,734	111,695	20,779	9,500	3,192	6,308	33.60%	
TRANSFERS IN										
001-000-3810000.000	Transfers In	0	14,500	98,730	0	96,964	0	96,964.00	0.00%	
TOTAL ESTIMATED REVENUES		2,329,234	2,423,331	2,493,111	1,536,962	2,584,921	1,542,593	1,042,328	59.68%	

EXPENDITURES

TRANSFER OUT

001-000-5810000.000	Transfers Out	25,060	35,000	74,934	192,400	0	192,400.00	0.00%
	TRANSFER OUT	25,060	35,000	74,934	192,400		192,400.00	

Dept 511-Village Commission

001-511-5110000.000	Commission Compensation/Reimbursement	12,000	10,385	12,000	5,000	12,000	2,500	9,500.00	20.83%
001-511-5210000.000	Fica/Medicare	918	794	918	382	918	191	726.75	20.83%
001-511-5240000.000	Workman Compensation	30	28	0	0	0	0	0.00	0.00%
001-511-5310000.000	Professional Fees	2,500	2,500	3,500		3,500	0	3,500.00	0.00%
001-511-5400000.000	Travel & Per diem	3,475	2,654	1,500	26	1,500	0	1,500.00	0.00%
001-511-5480000.000	Promotional Activities	5,000	2,970	2,500	2,054	2,500	990	1,510.00	39.60%
001-511-5490000.150	Misc Special Events	0	269	0	0	0	0	0.00	0.00%
001-511-5490000.410	VOBP 80th Anniversary	0	3,122	0	0	0	0	0.00	0.00%
001-511-5540000.200	MEMBERSHIPS	1,650	1,894	800	739	900	739	161.00	82.11%
001-511-5550000.000	Education & Training	0	50	2,500	590	2,500	389	2,111.39	15.54%

Totals for dept 511-Village Commission

25,573	24,666	23,718	8,791	23,818	4,809	19,009	20.19%
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Dept 512-Administration

001-512-5110000.000	Administrative Salaries	95,446	70,460	87,720	28,001	90,351	20,871	69,480.37	23.10%
001-512-5120000.000	Regular Salaries	62,079	64,288	50,551	16,135	52,067	11,664	40,403.00	22.40%
001-512-5210000.000	Fica/Medicare	12,051	10,338	10,578	3,376	10,895	2,489	8,406.12	22.84%
001-512-5220000.000	Florida Retirement System	21,791	19,682	22,186	7,586	23,142	5,488	17,654.21	23.71%
001-512-5230000.000	Health Insurance	11,677	10,561	12,487	3,979	15,299	5,091	10,208.07	33.28%
001-512-5240000.000	Workman Compensation	394	368	0	0	260	65	194.90	25.01%
001-512-5310000.000	Professional Fees	1,500	4,401	3,000	0	3,000	0	3,000.00	0.00%
001-512-5400000.010	Car Allowance	4,800	3,625	4,800	1,600	4,800	1,200	3,600.00	25.00%
001-512-5400000.200	Travel & Per Diem	1,500	1,405	1,500	0	1,500	22	1,478.00	1.47%
001-512-5410000.000	Telephone/Communications	2,880	2,460	0	180	0	0	0.00	0.00%
001-512-5410000.010	Phone Stipend	0	0	2,160	540	2,160	540	1,620.00	25.00%
001-512-5450000.150	Liability Insurance	8,094	8,094	0	0	0	0	0.00	0.00%
001-512-5450000.210	Insurance-Property	1,549	1,930	0	0	0	0	0.00	0.00%
001-512-5480000.000	Promotional Activities			2,000	832	2,000	928	1,072.47	46.38%
001-512-5490000.100	Legal Advertising	5,000	4,798	5,000	1,032	3,000	490	2,509.97	16.33%
001-512-5490000.300	Municipal Elections	15,000	10,285	0	0	0	0	0.00	0.00%
001-512-5520000.000	Operating Supplies	300	12	0	0	250	15	235.04	5.98%
001-512-5520000.210	Gasoline	0	308	0	0	0	0	0.00	0.00%
001-512-5540000.200	Memberships	2,350	1,978	2,100	1,419	1,725	1,376	349.00	79.77%
001-512-5550000.000	Education and Training	1,250	765	2,000	220	2,000	752	1,248.02	37.60%

Totals for dept 512-Administration

247,661	215,758	206,082	64,900	212,449	50,990	161,459	24.00%
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Dept 513-Finance

001-513-5120000.000	Regular Salaries	32,105	32,264	33,068	10,593	49,440	11,077	38,363.10	22.40%
001-513-5140000.000	Overtime	2,500	607	1,000	66	0	0	0.00	0.00%
001-513-5210000.000	Fica/Medicare	2,648	2,515	2,606	815	3,872	847	3,024.62	21.88%
001-513-5220000.000	Florida Retirement System	2,405	2,363	2,511	823	3,589	804	2,785.18	22.40%
001-513-5230000.000	Health Insurance	5,220	5,420	6,244	1,990	7,182	2,535	4,647.36	35.30%
001-513-5240000.000	Workman Compensation	80	75	0	0	90	23	67.73	24.94%
001-513-5300000.000	Bank Service Charges	500	1,764	900	224	500	16	484.05	3.19%
001-513-5320000.000	Professional Services-Audit Fees	18,000	17,500	20,000	0	22,000	0	22,000.00	0.00%
001-513-5340000.010	Payroll Processing Fees	4,000	3,219	2,860	1,056	2,860	907	1,953.00	31.71%
001-513-5340000.100	Contract Services-Finance	72,000	72,000	72,000	24,000	15,000	5,833	9,167.00	38.89%
001-513-5340000.300	Annual Maintenance Fees-Accounting Softw	0	0	2,165	2,180	3,225	2,180	1,045.00	67.60%
001-513-5400000.200	Travel and per diem	0	0	215	0	0	0	0.00	0.00%
001-513-5450000.150	Liability Insurance	5,435	5,438	0	0	0	0	0.00	0.00%
001-513-5450000.210	Insurance-Property	1,040	1,296	0	0	0	0	0.00	0.00%
001-513-5540000.200	Memberships	320	195	200	0	160	0	160.00	0.00%
001-513-5550000.000	Education & Training	500	114	225	0	500	0	500.00	0.00%

001-513-5630000.100	Accounting Software	1,395	2,000	0	0	0	0	0.00	0.00%	
001-513-5640000.100	Capital Acquisitions-Accounting & Permit	3,334	3,332	3,333	833	0	0	0.00	0.00%	
Totals for dept 513-Finance		151,482	150,102	147,327	42,580	108,419	24,222	84,197	22.34%	
Dept 519-General Government										
001-519-5120000.000	Regular Salaries	22,880	30,656	78,917	25,438	82,077	18,389	63,688.20	22.40%	
001-519-5450000.400	Flood Insurance	0	0	0	0	3,725	1,112	2,612.72	29.86%	
001-519-5490000.500	Licences and Permits	0	401	0	0	0	197	(197.00)	0.00%	
001-519-5210000.000	Fica/Medicare	1,751	2,357	5,856	1,946	6,279	1,407	4,872.24	22.40%	
001-519-5220000.000	Florida Retirement System	1,590	2,144	5,642	1,968	5,959	5,622	336.91	94.35%	
001-519-5230000.000	Health Insurance	5,471	6,436	11,939	4,062	14,365	4,981	9,383.83	34.68%	
001-519-5240000.000	Workman Compensation	57	53	0	0	150	38	112.29	25.04%	
001-519-5310000.101	Professional Services-Medical	1,450	3,385	1,770	590	1,770	715	1,054.60	40.42%	
001-519-5310000.102	Professional Services-IT		5,350	10,275	3,276	10,255	1,800	8,455.00	17.55%	
001-519-5310000.135	Professional Sevices-Lobbyist	2,000	7,500	15,000	4,500	24,000	5,500	18,500.00	22.92%	
001-519-5310000.150	Professional Services-Legal	75,000	68,264	70,000	20,243	70,000	14,741	55,259.00	21.06%	
001-519-5310000.160	Professional Services-Other Legal	10,000	9,200	5,000	363	0	0	0.00	0.00%	
001-519-5340000.750	Other Contractual Services-OPEB	0	3,000	0	0	0	0	0.00	0.00%	
001-519-5400000.200	Travel & Per Diem	0	0	0	0	100	0	100.00	0.00%	
001-519-5410000.010	Phone Stipend	0	0	480	120	480	120	360.00	25.00%	
001-519-5410000.100	Telephone/Communications	13,500	6,974	4,000	3,157	19,787	5,569	14,217.54	28.15%	
001-519-5420000.000	Postage	3,000	4,127	5,000	1,188	5,000	812	4,187.56	16.25%	
001-519-5440000.100	Leased Equipment	3,000	2,914	3,000	1,272	3,600	899	2,700.96	24.97%	
001-519-5440000.420	Rental Storage Facility	1,800	6,070	3,540	1,559	3,300	707	2,592.54	21.44%	
001-519-5450000.050	Insurance-FMIT			148,371	71,041	121,364	26,996	94,368.01	22.24%	
001-519-5450000.100	Insurance-Liability	9,874	11,119	0	0	0	0	0.00	0.00%	
001-519-5450000.200	Insurance-Old Workers Comp Claim	0	0	0	0	15,000	0	15,000.00	0.00%	
001-519-5450000.210	Insurance-Property	3,111	6,972	0	0	0	0	0.00	0.00%	
001-519-5450000.300	Insurance-Vehicles	650	672	0	0	0	0	0.00	0.00%	
001-519-5460000.200	Repairs & Maintenance-Equipment	3,000	4,986	3,720	1,805	0	0	0.00	0.00%	
001-519-5460000.250	Repairs & Maintenance-Vehicles	0	0	900	0	900	0	900.00	0.00%	
001-519-5460000.500	Repairs & Maintenance-Pest Control	0	0	0	160	0	0	0.00	0.00%	
001-519-5470000.000	Printing	1,000	5,020	1,200	611	1,200	43	1,157.43	3.55%	
001-519-5480000.000	Promotional Activities	0	225	0	0	0	0	0.00	0.00%	
001-519-5480000.100	Promotional Activities-Newletter	3,600	4,155	4,000	1,275	4,000	1,155	2,845.00	28.88%	
001-519-5490000.000	Other Charge For Services	0	500	1,000	173	1,000	0	1,000.00	0.00%	
001-519-5490000.200	Filing Fees-Liens	1,500	120	1,500	90	1,000	111	889.50	11.05%	
001-519-5510000.000	Office Supplies	3,500	5,289	5,000	1,793	5,000	2,115	2,884.95	42.30%	
001-519-5520000.000	Operating Supplies	1,500	2,720	2,000	783	2,000	1,214	786.18	60.69%	
001-519-5520000.210	Gasoline	0	0	250	43	250	0	250.00	0.00%	
001-519-5540000.410	Subscriptions	0	0	179	199	300	0	300.00	0.00%	
001-519-5540000.420	MEMBERSHIPS	2,375	1,860	165	0	165	0	165.00	0.00%	
001-519-5550000.000	Education & Training	50		1,500	0	750	0	750.00	0.00%	
001-519-5640000.200	Capital Acquisitions-IT Project	13,500	6,670	1,500	158	0	0	0.00	0.00%	
001-519-5690000.000	General Contingencies	51,348	0	20,000	0	0	0	0.00	0.00%	
001-519-5695000.000	Return to General Fund Reserves	0	0	16,577	0	0	0	0.00	0.00%	
001-519-5800000.200	Grants-Log Cobin	20,000	0	0	0	0	0	0.00	0.00%	
001-519-5820000.100	Aid to Private Organizations	2,500	2,500	2,500	0	2,500	0	2,500.00	0.00%	
001-519-5890000.120	Collections Fee Ad	0	0	0	0	1,600	0	1,600.00	0.00%	
otals for dept 519-General Government		259,007	211,639	430,781	147,813	407,876	94,243	313,632	23.11%	
Dept 515-Planning & Zoning										
001-515-5310000.000	Professional Fees	5,000	0	42,000	14,000	14,000	10,500	3,500.00	75.00%	
001-515-5310000.317	Professional Services Engineering /Plann	15,000	11,372	0	0	0	0	0.00	0.00%	
Totals for dept 515-Planning & Zoning		20,000	11,372	42,000	14,000	14,000	10,500	3,500	75.00%	
Dept 524-Building Department										
001-524-5120000.000	Regular Salaries	43,940	47,793	36,050	11,507	37,131	8,934	28,196.83	24.06%	
001-524-5210000.000	Fica/Medicare	3,361	3,329	2,758	880	2,841	683	2,157.54	24.06%	

001-524-5220000.000	Florida Retirement System	3,054	3,075	2,657	889	2,696	587	2,109.00	21.77%
001-524-5230000.000	Health Insurance	5,993	4,651	6,243	1,990	7,182	2,411	4,771.34	33.57%
001-524-5240000.000	Workman Compensation	110	104			68	17	50.75	25.10%
001-524-5310000.120	Professional Services-Inspectors	86,032	61,692	55,250	26,090	73,848	7,326	66,521.90	9.92%
001-524-5340000.300	Annual Maintenance Fees-Accounting Softw	0	0	2,165	0	0	0	0.00	0.00%
001-524-5450000.100	Insurance-Liability	3,754	4,155	0	0	0	0	0.00	0.00%
001-524-5450000.210	Insurance-Property	705	754	0	0	0	0	0.00	0.00%
001-524-5540000.200	Memberships	0	0	0	40	100	0	100.00	0.00%
001-524-5550000.000	Education & Training	50	250	800	0	500	0	500.00	0.00%
001-524-5630000.100	Accounting Software	1,396	1,000	0	0	0	0	0.00	0.00%
001-524-5640000.100	Capital Acquisitions-Accounting & Permit	3,333	3,334	3,333	833	0	0	0.00	0.00%
otals for dept 524-Building Department		151,728	130,137	109,256	42,229	124,366	19,958	104,407	16.05%
Dept 521-Police									
001-521-5120000.000	Regular Salaries	491,591	522,860	517,607	180,848	519,061	137,094	381,967.07	26.41%
001-521-5130000.000	Other Salaries & Wages	18,943	18,943	15,000	200	15,000	5,144	9,856.00	34.29%
001-521-5130000.100	Other Salaries & Wages-Part Time Salarie	16,406	16,917	16,898	5,308	20,306	4,509	15,797.18	22.20%
001-521-5140000.000	Overtime	21,000	33,515	23,000	16,719	24,150	6,338	17,812.50	26.24%
001-521-5150000.000	Special Pay	4,380	3,335	4,207	700	4,207	1,500	2,707.00	35.65%
001-521-5160000.000	Court Pay	32,000	13,682	23,000	172	12,000	4,120	7,880.00	34.33%
001-521-5210000.000	Fica/Medicare	44,701	46,952	45,878	15,587	45,176	12,088	33,088.06	26.76%
001-521-5220000.000	Florida Retirement System	109,214	98,501	118,029	36,699	101,252	29,870	71,382.00	29.50%
001-521-5230000.000	Health Insurance	57,420	54,695	68,676	21,496	75,972	25,251	50,721.40	33.24%
001-521-5240000.000	Workman Compensation	21,912	34,044	0	0	15,762	3,941	11,821.50	25.00%
001-521-5310000.150	Professional Services-Legal	0	0	5,000	0	0	0	0.00	0.00%
001-521-5310000.170	Professional Services/Other	0	800	0	0	0	0	0.00	0.00%
001-521-5340000.800	Contractual Services-Iterim Police Chief	0	23,305	0	0	0	0	0.00	0.00%
001-521-5400000.200	Travel & Per Diem	1,000	2,715	1,000	450	600	5	595.00	0.83%
001-521-5410000.100	Telephone Stipends & Air Cards	6,000	4,630	6,480	1,420	5,280	354	4,926.07	6.70%
001-521-5430000.302	Electric-Police	800	809	1,440	235	0	0	0.00	0.00%
001-521-5440000.200	Rent Storage Facility	3,960	4,128	4,296	1,432	0	0	0.00	0.00%
001-521-5440000.900	Financing Lease Copier	0	0	675	0	1,200	243	957.12	20.24%
001-521-5450000.100	Insurance-Liability	35,054	59,519	0	0	0	0	0.00	0.00%
001-521-5450000.210	Insurance-Property	6,709	6,209	0	0	0	0	0.00	0.00%
001-521-5450000.300	Insurance-Vehicles	11,500	11,746	0	0	0	0	0.00	0.00%
001-521-5450000.350	Insurance-Workers Compensation	11,500	0	0	2,362	0	0	0.00	0.00%
001-521-5460000.200	Repairs & Maintenance-Equipment	2,500	1,689	3,400	466	3,400	1,434	1,966.00	42.18%
001-521-5460000.225	Repairs & Equipment-Radios	2,000	285	500		7,000	6,671	329.00	95.30%
001-521-5460000.250	Repairs & Maintenance-Vehicles	13,000	34,763	28,000	20,034	35,000	8,813	26,186.82	25.18%
001-521-5490000.250	Prosecution/Police Arrest Forms	2,000	1,221	1,500	476	1,500	430	1,070.11	28.66%
001-521-5490000.350	Police Facility Retro Fit	0	0	1,000	0	0	0	0.00	0.00%
001-521-5520000.000	Miscellaneous Operating Supplies	3,500	2,608	2,500	1,799	6,200	4,537	1,663.35	73.17%
001-521-5520000.205	Uniforms & Cleaning	6,000	4,506	4,500	5,021	6,450	5,050	1,400.36	78.29%
001-521-5520000.210	Gasoline	50,000	57,898	65,000	14,223	65,000	7,887	57,113.00	12.13%
001-521-5520000.300	Vests and Non-Leathal Weapons	0	11,967	0	0	700	0	700.00	0.00%
001-521-5520000.400	K-9 Operating Supplies	2,500	1,789	1,000	0	0	0	0.00	0.00%
001-521-5540000.200	Memberships	750	845	725	700	1,100	685	415.00	62.27%
001-521-5550000.000	Education & Training	2,000	997	3,300	269	4,300	1,028	3,272.00	23.91%
001-521-5701000.000	Debt Serving-Principal	14,250	6,186	21,246	4,417	30,300	3,711	26,589.24	12.25%
001-521-5720500.000	Debt Serving-Interest	3,450	1,091	2,393	954	6,300	681	5,619.24	10.81%
001-521-5800000.100	Byrne Grant	1,950	1,906	1,906	0	2,600	0	2,600.00	0.00%
001-521-6400000.000	Capital Acquisitions-Equipment	0	52,544	93,695	1,341	0	0	0.00	0.00%
Totals for dept 521-Police		997,990	1,137,600	1,081,851	333,328	1,009,816	271,381	738,435	26.87%
Dept 529-Code Enforcement									
001-529-5120000.000	Regular Salaries	45,812	43,676	39,720	12,682	40,912	9,168	31,744.00	22.41%
001-529-5210000.000	Fica/Medicare	3,504	3,341	3,039	970	3,130	701	2,428.60	22.41%
001-529-5220000.000	Florida Retirement System	3,184	3,112	2,927	980	2,970	643	2,327.00	21.65%
001-529-5230000.000	Health Insurance	5,742	5,865	6,243	1,990	7,182	2,428	4,754.09	33.81%
001-529-5240000.000	Workers Compensation	115	107	0	0	75	19	56.25	25.00%

001-529-5310000.000	Professional Fees	0	0	0	0	17,000	0	17,000.00	0.00%
001-529-5340000.300	Annual Maintenance Fees-Accounting Softw	0	0	2,165	0	0	0	0.00	0.00%
001-529-5400000.000	Telephone/Communications	360	340	960	160	480	120	360.00	25.00%
001-529-5450000.100	Insurance-Liability	1,649	1,825	0	0	0	0	0.00	0.00%
001-529-5450000.210	Insurance-Property	310	386	0	0	0	0	0.00	0.00%
001-529-5450000.300	Insurance-Vehicles	450	460	0	0	0	0	0.00	0.00%
001-529-5460000.250	Repairs & Maintenance-Vehicles	900	704	900	317	2,000	753	1,246.69	37.67%
001-529-5520000.000	Operating Supplies	200	0	850	323	500	76	424.43	15.11%
001-529-5520000.205	Uniforms & Cleaning	250	250	250	68	100	0	100.00	0.00%
001-529-5520000.210	Gasoline	600	691	700	148	500	98	401.67	19.67%
001-529-5540000.200	Memberships		70	100	55	110	0	110.00	0.00%
001-529-5550000.000	Education & Training	700	1,702	800	168	800	188	612.00	23.50%
001-529-5630000.100	Accounting Software	1,396	1,000	0	0	0	0	0.00	0.00%
001-529-5640000.100	Capital Acquisitions-Accounting & Permit	3,333	3,334	3,333	833	0	0	0.00	0.00%
Totals for dept 529-Code Enforcement		68,505	66,863	61,987	18,694	75,759	14,194	61,565	18.74%
Dept 539-Public Works									
001-539-5120000.000	Regular Salaries	78,000	67,792	95,161	30,411	96,577	22,660	73,916.83	23.46%
001-539-5120000.210	Employee Bonuses	0	0	1,000	1,000	1,000	1,000	0.00	100.00%
001-539-5140000.000	Overtime	0	0	0	29	2,000	0	2,000.00	0.00%
001-539-5210000.000	Fica/Medicare	5,967	5,225	7,356	2,405	7,465	1,810	5,655.02	24.25%
001-539-5220000.000	Florida Retirement System	5,421	4,638	7,013	2,237	7,011	1,601	5,410.00	22.84%
001-539-5230000.000	Health Insurance	7,830	7,591	18,180	5,969	22,161	7,227	14,934.06	32.61%
001-539-5240000.000	Workman Compensation	4,187	3,907	0	0	8,178	2,045	6,133.50	25.00%
001-539-5340000.000	Contract Services Janitorial	0	0	0	0	10,156	2,557	7,599.00	25.18%
001-539-5410000.100	Telephone Stipend & Other Communications	3,000	1,681	600	290	480	120	360.00	25.00%
001-539-5430000.301	Electric-Village Hall	3,900	3,891	4,200	1,346	13,260	3,641	9,618.85	27.46%
001-539-5430000.303	Electric-Public Works Cabin	3,000	3,389	2,500	875	0	0	0.00	0.00%
001-539-5430000.304	Electric-Entrance Sign	225	211	212	77	0	0	0.00	0.00%
001-539-5430000.305	Electric-Street Lights	400	0	0	0	0	0	0.00	0.00%
001-539-5430000.315	Water & Sewer	6,000	7,170	7,800	1,800	9,296	1,381	7,915.00	14.86%
001-539-5440000.100	Leased Equipment	2,000	1,765	1,500	324	1,500	0	1,500.00	0.00%
001-539-5450000.100	Insurance-Liability	10,620	11,652	0	0	0	0	0.00	0.00%
001-539-5450000.210	Insurance-Property	2,500	3,079	0	0	0	0	0.00	0.00%
001-539-5450000.300	Insurance-Vehicles	500	511	0	0	0	0	0.00	0.00%
001-539-5460000.100	Repairs & Maintenance-Landscaping	24,000	26,058	21,000	4,964	33,000	1,711	31,289.28	5.18%
001-539-5460000.160	Repairs & Maintenance-Log Cabin	4,000	2,950	1,500	626	0	0	0.00	0.00%
001-539-5460000.200	Repairs & Maintenance-Equipment	10,500	4,764	3,000	2,211	3,000	1,923	1,077.16	64.09%
001-539-5460000.275	Repairs & Maintenance-Buildings	3,000	3,885	1,500	1,130	36,060	13,595	22,465.28	37.70%
001-539-5460000.280	Repairs & Maintenance-Tree Trimming & Re	0	0	7,500	3,946	11,000	7,263	3,737.43	66.02%
001-539-5460000.300	Repairs & Maintenance-Sidewalks & Median	27,000	25,457	0	0	3,000	0	3,000.00	0.00%
001-539-5520000.000	Miscellaneous Operating Supplies	2,900	3,132	2,000	2,930	2,000	604	1,396.50	30.18%
001-539-5520000.205	Uniforms & Cleaning	500	1,057	1,000	1,009	2,500	416	2,083.96	16.64%
001-539-5520000.210	Gasoline	1,400	1,479	1,604	51	3,500	0	3,500.00	0.00%
001-539-5520000.215	Janitorial Supplies	0	0	2,000	203	5,000	688	4,312.00	13.76%
001-539-5540000.200	Memberships	500	90	500	0	180	0	180.00	0.00%
001-539-5550000.000	Education and Training	1,200	209	500	0	510	0	510.00	0.00%
001-539-5640000.000	Capital Acquisitions-Equipment	4,000	3,734	0	0	2,500	0	2,500.00	0.00%
Totals for dept 539-Public Works		212,550	195,317	187,626	63,833	281,334	70,240	211,094	24.97%
Dept 572-Parks and Recreation									
001-572-5120000.000	Regular Salaries	68,863	50,490	66,230	14,599	42,230	9,462	32,768.23	22.41%
001-572-5130000.100	Other Salaries & Wages-Part Time Salarie	38,584	22,369	17,661	8,148	42,373	6,087	36,285.64	14.37%
001-572-5140000.000	Overtime	1,000	801	500	47	0	0	0.00	0.00%
001-572-5210000.000	Fica/Medicare	8,296	5,617	6,456	1,744	6,090	1,189	4,900.54	19.53%
001-572-5220000.000	Florida Retirement System	7,537	5,138	6,220	1,773	5,779	1,129	4,650.00	19.54%
001-572-5230000.000	Health Insurance	10,440	7,430	12,486	3,986	7,182	2,571	4,611.49	35.79%
001-572-5240000.000	Workman Compensation	3,359	3,134	0	0	171	43	128.25	25.00%
001-572-5340000.125	Contractual Services-Janitorial Services	3,500	2,580	3,500	792	0	0	0.00	0.00%
001-572-5340000.900	Other Contractual Services	0	721	1,000	84	1,500	254	1,246.00	16.93%

001-572-5400000.000	Telephone & other communiations	1,800	2,191	2,000	215	0	0	0.00	0.00%
001-572-5410000.110	Telephone Stipend	0	40	480	120	480	120	360.00	25.00%
001-572-5430000.120	Utilities-Recreation Center	5,400	7,361	5,400	1,759	0	0	0.00	0.00%
001-572-5440000.100	Leased Equipment	750	641	750	267	720	161	558.93	22.37%
001-572-5450000.100	Insurance-Vehicles	1,000	421	0	0	0	0	0.00	0.00%
001-572-5450000.150	Liability Insurance	4,947	4,947	0	0	0	0	0.00	0.00%
001-572-5450000.210	Insurance-Property	1,612	2,022	0	0	0	0	0.00	0.00%
001-572-5450000.300	Insurance-Vehicles	0	601	0	0	0	0	0.00	0.00%
001-572-5460000.100	Repairs & Maintenance-Landscaping	14,000	14,877	14,000	1,351	0	0	0.00	0.00%
001-572-5460000.200	Repairs & Maintenance-Equipment	4,000	1,605	3,500	1,363	2,600	350	2,250.00	13.46%
001-572-5460000.250	Repairs & Maintenance-Vehicles	2,300	368	1,150		1,150	638	512.00	55.48%
001-572-5460000.275	Repairs & Maintenance-Buildings	3,000	7,416	10,000	7,196	8,100	4,327	3,773.29	53.42%
001-572-5460000.400	Repairs & Maintenance-Irrigation	500	486	1,000	1,401	0	0	0.00	0.00%
001-572-5490000.905	Concession Expenses	750	148	500	0	500	273	227.00	54.60%
001-572-5490000.915	Miscellaneous Special Events	7,500	7,597	8,500	7,048	13,500	4,891	8,609.28	36.23%
001-572-5490000.920	Add'l Programs-Cultural Council Grant	0	0	2,500	0	0	0	0.00	0.00%
001-572-5520000.000	Miscellaneous Operating Supplies	1,000	648	1,000	290	1,000	56	943.90	5.61%
001-572-5520000.201	Gas/Oil/Grease	0	0	250	0	0	0	0.00	0.00%
001-572-5520000.205	Uniforms & Cleaning	800	613	350	15	300	0	300.00	0.00%
001-572-5520000.210	Gasoline	1,650	3,259	900	147	0	143	(143.00)	0.00%
001-572-5520000.215	Janitorial Supplies	1,000	0	0	0	0	0	0.00	0.00%
001-572-5540000.200	Memberships	300	0	300	160	160	160	0.00	100.00%
001-572-5550000.000	Education and Training	850	141	850		850	(425)	1,275.00	-50.00%
Totals for dept 572-Parks and Recreation		194,738	153,662	167,483	52,505	134,685	31,428	103,257	23.33%
TOTAL EXPENDITURES		2,329,234	2,322,176	2,493,111	863,607	2,584,921	591,966	1,992,955	22.90%

NET OF REVENUES/EXPENDITURES

101,155

673,355

950,627

UDGET REPORT FOR VILLAGE OF BISCAYNE PARK
Calculations as of 12/31/2015
FUNDS 101/103/104

GL NUMBER	2015-16 COMMISSION APPROVED BUDGET	2015-16 ACTIVITY	remaining	%
Fund 101 - Road Fund				
REVENUES				
LOCAL OPTION GAS TAX	78,406	20,247	58,159.00	25.82%
CHARGE FOR SERVICES	23,173	354	22,819.00	1.53%
INTERGOVERNMENTAL REVENUES	25,555	7,982	17,573.00	31.23%
TRANSFERS IN	0	0	0.00	0.00%
MISCELLANEOUS REVENUES		0	0.00	0.00%
TOTAL REVENUES FUND 101	127,134	28,583	98,551.00	22.48%
EXPENDITURES				
Dept 541-Streets and Roads	127,134	34,440	92,694.00	27.09%
TOTAL EXPENDITURES	127,134	34,440	92,694.00	27.09%
NET OF REVENUES/APPROPRIATIONS - FUND 101		(5,857)		

Fund 103 - CITT-Transportation				
REVENUES				
Dept 541-Streets and Roads				
INTERGOVERNMENTAL REVENUES	96,123	10,688	85,435.00	11.12%
TOTAL REVENUES FUND 103	96,123	10,688	85,435.00	11.12%
EXPENDITURES				
Dept 541-Streets and Roads	96,123	5,683	90,440.00	5.91%
TOTAL EXPENDITURES FUND 103	96,123	5,683	90,440.00	5.91%
NET OF REVENUES/EXPENDITURES - FUND 103			0.00	
		5,005		

Fund 104 - CITT-Transit				
REVENUES				
INTERGOVERNMENTAL REVENUES	24,030	2,672	21,358.00	11.12%
TOTAL REVENUES FUND 104	24,030	2,672	21,358.00	11.12%
EXPENDITURES				
TOTAL EXPENDITURES	0	0	0.00	0.00%
NET OF REVENUES/EXPENDITURES - FUND 104		2,672		

BUDGET REPORT FOR VILLAGE OF BISCAYNE PARK
Calculations as of 12/31/2015

GL NUMBER	DESCRIPTION	2013-14 MISSION APPROVED BUDGET	2013-14 ACTIVITY	2014-15 COMMISSION APPROVED BUDGET	2014-15 ACTIVITY THRU 01/31/15	2015-16 COMMISSION APPROVED BUDGET	2015-16 ACTIVITY 12/31/2015	remaining	% Used
Fund 101 - Road Fund									
ESTIMATED REVENUES									
Local Option Gas Tax									
101-000-3124100.000	Local Option Gas Taxes-6 Cent	54,750	54,142	55,822	19,016	56,521	14,642	41,879.00	25.91%
101-000-3124200.000	Local Option Gas Tax (5 Cent)	20,250	21,400	21,583	7,355	21,885	5,605	16,280.00	25.61%
Total Local Option Gas Tax		75,000	75,542	77,405	26,371	78,406	20,247	58,159	25.82%
CHARGE FOR SERVICES									
101-000-3342100.000	FDOT 6 Ave Median Maintenance	3,982	2,985	0	0	0	354	(354.00)	0.00%
101-000-3491010.000	Admin Fees-Sanitation	20,240	20,491	22,609	7,537	23,173	0	23,173.00	0.00%
TOTAL CHARGE FOR SERVICES		24,222	23,476	22,609	7,537	23,173	354	22,819	1.53%
INTERGOVERNMENTAL REVENUES									
101-000-3344900.000	Fuel Tax Refund	500	0	0	0	0	0	0.00	0.00%
101-000-3351200.000	Revenue Sharing	25,122	22,490	25,326	8,515	25,555	7,982	17,573.00	31.23%
101-541-3351200.000	State Revenue Sharing	0	3,584	0	0	0	0	0.00	0.00%
TOTAL INTERGOVERNMENTAL REVENUES		25,622	26,074	25,326	8,515	25,555	7,982	17,573	31.23%
TRANSFERS IN									
101-000-3810000.000	Transfers In	2,835	0	0	0	0	0	0.00	0.00%
101-541-3810000.000	Transfers In	0	0	10,000	0	0	0	0.00	0.00%
TOTAL TRANSFERS IN		2,835	0	10,000	0	0	0	0	0.00%
MISCELLANEOUS REVENUES									
101-000-3830000.000	Proceeds From Capital Lease		10,365	0	0	0	0	0.00	0.00%
101-541-3830000.000	Proceeds From Capital Lease		5,991						0.00%
TOTAL MISCELLANEOUS REVENUES		0	16,356	0	0	0	0	0	0.00%
TOTAL REVENUES FUND 101		127,679	131,873	125,340	42,423	127,134	28,583	98,551	22.48%
EXPENDITURES									
Dept 541-Streets and Roads									
101-541-5120000.000	Regular Salaries	64,556	51,887	60,908	19,442	61,213	14,130	47,082.56	23.08%
101-541-5120000.210	Employee Bonuses	1,500	1,000	1,000	500	1,000	1,000	0.00	100.00%
101-541-5140000.000	Overtime	1,000	1,490	750	1,376	2,000	246	1,754.25	12.29%
101-541-5210000.000	Fica/Medicare	5,129	4,197	4,774	1,631	4,912	1,176	3,735.72	23.95%
101-541-5220000.000	Florida Retirement System	4,593	4,001	4,173	1,546	4,662	1,019	3,643.49	21.85%
101-541-5230000.000	Health Insurance	11,025	7,182	12,486	3,979	14,979	4,839	10,140.43	32.30%
101-541-5240000.000	Workers Compensation	6,250	5,832	0	0	5,274	1,319	3,955.50	25.00%
101-541-5320000.000	Professional Services-Audit Fees	1,000	0	1,000	0	0	0	0.00	0.00%
101-541-5410000.100	Communications -Telephone	150	87	150	30	0	0	0.00	0.00%
101-541-5430000.160	Utilities-Roads	150	252	0	0	0	0	0.00	0.00%
101-541-5450000.100	Insurance-Liability	2,176	2,397	0	0	0	0	0.00	0.00%
101-541-5450000.300	Insurance-Vehicles	1,000	1,021	0	0	0	0	0.00	0.00%
101-541-5460000.200	Repairs & Maintenance-Equipment	1,000	636	3,000	1,026	2,000	735	1,264.59	36.77%
101-541-5460000.250	Repairs & Maintenance-Vehicles	2,500	1,828	3,000	405	1,500	1,049	450.62	69.96%
101-541-5460000.300	Repairs & Maintenance-Sidewalks & Median	2,000	134	6,728	0	2,594	3,029	(435.00)	116.77%
101-541-5520000.000	Miscellaneous Operating Supplies	250	709	1,377	77	1,300	573	727.28	44.06%
101-541-5520000.201	Gas/Oil/Grease	3,200	0	1,000	0	0	0	0.00	0.00%

101-541-5520000.205	Uniforms & Cleaning	1,600	1,946	1,500	716	1,500	551	948.54	36.76%
101-541-5520000.210	Gasoline	0	32	3,610	739	3,000	354	2,646.00	11.80%
101-541-5520000.211	Diesel	0	1,651	3,000	811	2,000	762	1,238.00	38.10%
101-541-5530000.000	Road Materials	4,000	397	4,000	915	4,000	508	3,492.00	12.70%
101-541-5550000.000	Education and Training	100	0	300	0	200	0	200.00	0.00%
101-541-5640000.000	Capital Acquisitions-Equipment	0	16,356	0	0	15,000	3,150	11,849.97	21.00%
101-541-5701000.200	Debt Service-JD Tractor-Principal	0	0	0	750	0	0	0.00	0.00%
101-541-5701100.100	Debt Servng-Principal Dodge Ram	0	0	0	1,969	0	0	0.00	0.00%
101-541-5720500.100	Debt Service-Interest Dodge Ram	0	0	0	259	0	0	0.00	0.00%
101-541-5720500.200	Debt Service-JD Tractor-Interest	0	0	0	172	0	0	0.00	0.00%
101-541-5930000.900	Administration Fee	14,500	0	0	4,528	0	0	0.00	0.00%
101-541-6400000.000	Capital Acquisitions-Equipment	0	0	9,000	8,898	0	0	0.00	0.00%
101-541-5810000.000	Transfers Out-Admin Fee	0	14,500	13,584	0	0	0	0.00	0.00%
TOTAL EXPENDITURES		127,679	117,535	135,340	49,769	127,134	34,440	92,694	27.09%
NET OF REVENUES/APPROPRIATIONS - FUND 101			14,338		(7,346)		(5,857)		

BUDGET REPORT FOR VILLAGE OF BISCAYNE PARK
Calculations as of 12/31/2015

GL NUMBER	DESCRIPTION	2013-14 MISSION APPROVED BUDGET	2013-14 ACTIVITY	2014-15 COMMISSION APPROVED BUDGET	2014-15 ACTIVITY THRU 01/31/15	2015-16 COMMISSION APPROVED BUDGET	2015-16 ACTIVITY 12/31/2015	remaining	% Used
Fund 103 - CITT-Transportation									
ESTIMATED REVENUES									
Dept 541-Streets and Roads									
INTERGOVERNMENTAL REVENUES									
103-541-3382100.000	Transportation Surtax Revenues	88,970	92,720	88,075	34,117	96,123	10,688	85,435.00	11.12%
TOTAL INTERGOVERNMENTAL REVENUES		88,970	92,720	88,075	34,117	96,123	10,688	85,435.00	11.12%
MISCELLANEOUS REVENUES									
103-541-3611000.000	Interest Earnings	600		0	0	0	0	0.00	0.00%
TOTAL MISCELLANEOUS REVENUES		600		0	0	0	0	0.00	0.00%
TOTAL ESTIMATED REVENUES		89,570	92,720	88,075	34,117	96,123	10,688	85,435	11.12%
EXPENDITURES									
Dept 541-Streets and Roads									
103-541-5300000.200	New Street Address Signs	0	0	0	0	41,123	0	41,123.00	0.00%
103-541-5310000.317	Professional Services Engineering /Plann	50,000	0	0	0	0	0	0.00	0.00%
103-541-5310000.350	Professional Services-Road Repair	39,500	23,990	65,875	0	25,000	0	25,000.00	0.00%
103-541-5310000.450	Storm Drainage	0	0	0	0	6,000	0	6,000.00	0.00%
103-541-5430000.100	Utilities-Street Lights	22,000	23,482	22,200	6,693	24,000	5,683	18,317.00	23.68%
TOTAL EXPENDITURES		111,500	47,472	88,075	6,693	96,123	5,683	90,440	5.91%
NET OF REVENUES/APPROPRIATIONS - FUND 103							5,005		

BUDGET REPORT FOR VILLAGE OF BISCAYNE PARK
Calculations as of 12/31/2015

GL NUMBER	DESCRIPTION	2013-14 MISSION APPROVED BUDGET	2013-14 ACTIVITY	2014-15 COMMISSION APPROVED BUDGET	2014-15 ACTIVITY THRU 01/31/15	2015-16 COMMISSION APPROVED BUDGET	2015-16 ACTIVITY 12/31/2015	remaining	% Used
Fund 104 - CITT-Transit									
ESTIMATED REVENUES									
INTERGOVERNMENTAL REVENUES									
104-000-3382000.000	Transit Surtax Revenues	22,242	23,201	22,019	8,529	24,030	2,672	21,358.00	11.12%
TOTAL INTERGOVERNMENTAL REVENUES		22,242	23,201	22,019	8,529	24,030	2,672	21,358.00	11.12%
TOTAL ESTIMATED REVENUES		22,242	23,201	22,019	8,529	24,030	2,672	21,358.00	11.12%
EXPENDITURES									
104-000-5690000.000	General Contingencies	0	0	22,019	0	0	0	0.00	0.00%
TOTAL EXPENDITURES		0	0	22,019	0	0	0	0.00	0.00%
NET OF REVENUES/APPROPRIATIONS - FUND 104							2,672		



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

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

- November 23, 2015 Special Commission Meeting
- December 1, 2015 Log Cabin Restoration Workshop/Walkthrough
- December 1, 2015 Regular Commission Meeting
- January 24, 2016 Regular Commission Meeting



**MINUTES
SPECIAL COMMISSION MEETING
Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Monday, November 23, 2015 at 6:30pm**

1 Call to Order

Mayor David Coviello called the meeting to order at 6:35 pm.

2 Roll Call

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

Present from staff were:

Village Manager Heidi Siegel
Building Permit Coordinator Shanesa Mykoo
Village Attorney John Hearn
Finance Manager Claude Charles
Assistant Public Works Manager Cesar Hernandez

3 Pledge of Allegiance

4 Additions, Deletions or Withdrawals to the Agenda

5 Public Comments

Chuck Ross: Wishes everyone a happy Thanksgiving.

6 Ordinances

< Second Reading >

6.a Ordinance 2015-08

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, PURSUANT TO SECTION 166.041, FLORIDA STATUTES, TO AMEND ORDINANCE 2014-10 ADOPTED ON SEPTEMBER 23, 2014, **FINALIZING AND ADOPTING THE ANNUAL OPERATING BUDGET FOR FISCAL YEAR 2014-2015, BY AMENDING VARIOUS PARTS OF THE BUDGET** CONSISTENT WITH EXHIBIT "A", ATTACHED HERETO; PROVIDING FOR CONFLICT; 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.

Commissioner Ross makes a motion adopt Ordinance 2015-08 and it is seconded by Commissioner Jonas

The motion was called to a vote:

Commissioner Ross: Yes

Commissioner Jonas: Yes

Mayor Coviello: Yes

Motion carries: 3/0

6 Announcements

Monday, November 23rd - Code Compliance Board Workshop at 7:00pm

Tuesday, November 24th - Parks & Parkway Advisory Board at 7:00pm

Thursday and Friday, November 26th & 27th - All Village Departments are closed for the Thanksgiving holiday.

The next regular commission meeting is Tuesday, December 1, 2015, at 7:00pm.

7 Adjournment

The meeting was adjourned at 6:40pm.

Commission approved on _____.

Attest:

David Coviello, Mayor

Maria Camara, Village Clerk



**MINUTES
VILLAGE COMMISSION WORKSHOP
LOG CABIN RESTORATION PROJECT
LOG CABIN - 640 NE 114th Street
Biscayne Park, FL 33161
Tuesday, December 1, 2015 at 6:15pm**

1 Call to Order

The Workshop was called to order at 6:27pm.

2 Present at the Workshop:

Mayor David Coviello, Vice Mayor Anderson, Commissioner Jonas, Commissioner Watts, Manager Heidi Siegel, Clerk Maria Camara, Krishan Manners, Attorney John Hearn. Commissioner Ross was absent.

Also in attendance are Richard Heisenbottle, Sean Treece and Hector Gonzalez (McKenzie Construction), and John Challenor (Phone Doctor).

3 Discussion:

Manager Siegel explained the purpose of the Workshop/Walkthrough was to provide the Commission with a visual of the current set up for the television monitor display, and the lighting and electrical set up as provided in the plans.

Mr. Heisenbottle explained that a 60" high definition television would be mounted on the wall behind the dais and a taped cut-out was provided as a visual. Explained the limitations on the idea of mounting a projector or screen.

Hector Gonzalez stated any changes to the current layout for the electrical would be at an added cost and with delays.

34 Adjournment

The Workshop was adjourned at 6:48pm.

Commission approved on _____.

Attest:

David Coviello, Mayor

Maria Camara, Village Clerk



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

1 Call to Order

Mayor David Coviello called the meeting to order at 7:05pm.

2 Roll Call

Mayor David Coviello - present
Vice Mayor Bob Anderson - present
Commissioner Fred Jonas - present
Commissioner Roxanna Ross - absent (*Arrived at 7:10pm*)
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
Assistant Public Works Manager Cesar Hernandez

3 Pledge of Allegiance

Mayor Coviello recognizes Commissioner Watts will serve as Vice Mayor for the next six months.

4 Presentations

< None >

5 Additions, Deletions or Withdrawals to the Agenda

Commissioner Anderson: Requests an update from the Manager on the notification to residents on new ordinance.

6 Public Comments Related to Agenda Items / Good & Welfare

Barbara Kuhl: Take your time on decision for television or projector at log cabin. This system we have has worked. Smaller screen will be too far away. Use the wall that has the thermostat. Look for a retracting screen. Don't rush to meet a deadline. On "mcmansions" take that seriously as it will happen more and more.

Janey Anderson: Entry signs are terrific. But on the Manager's update, working on finishing landscaping and lighting on the ones installed. Why not get all the signs in, and then find funding for the landscaping and lighting. On upcoming Winterfest, disappointed that some streets were eliminated. Should try to incorporate more so more people will see it.

Art Pyle: On community signage, the white background needs to be painted. Make sure plantings don't interfere with the visibility. On the ordinance for Planning & Zoning to be a resident and owner, when will you address the same for commissioners? On study for flood problem that we really don't have, consider we need better street lights. There are requirements for city streets where we don't comply.

Gary Kuhl: With the flat screen, will not be able to read what is displayed. Lot coverage should be considered along with heights on "mcmansion" item.

Chester Morris: Miami Shores Rotary provided a donation for Winterfest. Be aware that the Rotary does many things all over the world. Encourage residents to participate in Flag program through the Rotary for only \$50.

Manager Siegel thanked the Rotary and Doc Morris for their donation of \$1,000 for Winterfest.

Shelecia Bartley, Parks & Recreation Manager: Upcoming events include Winterfest, Holiday House Decorating Contest, Free Saturday Boot Camp, Coffee with the Mayor, Lego Club, Art Club, Modern Martial Arts classes, and Yoga Classes. Coming up in April 2016 is the Relay for Life. Looking for volunteers to help out with Winterfest on December 19th from 10am to 2pm.

Manager Siegel presented and explained the new website feature allowing residents to submit a House Watch Order online which is then immediately forwarded to the Police Department.

6.a Response to prior public comments and inquires

Attorney Hearn explained that under the Florida Constitution and State law, the Village would not be able to make it a requirement for an elected official to be both a resident and property owner.

Manager Siegel explained that all eight signs have been purchased, and four have been installed. As previously explained as funding is available for all costs associates such as for the base, installation, lighting and landscaping, the installation will continue for the remaining four. Chose the four current locations based on those that were most visible and had most impact.

Manager Siegel explained that on the Winterfest parade route, this year is different than in prior years based on type and number of vehicles. Worked closely with the Chief and for safety reasons selected those streets with medians. Chief expressed concerned with including 11th place as it is very narrow.

7 Information / Updates

- 7.a Finance Manager Claude Charles provided the financials for current fiscal year 2015-16 as of October 31, 2015.

8 Consent Agenda

- 8.a Approval of Minutes
November 10, 2015 Regular Commission Meeting

- 8.b Acceptance of Board Minutes
Biscayne Park Foundation - September 28, 2015
Code Compliance Board - November 9, 2015
Planning & Zoning Board - November 16, 2015
Public Art Advisory Board - November 12, 2015
Parks & Parkway Advisory Board - October 21, 2015

8.c **Resolution 2015-54**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA **ESTABLISHING THE REGULAR COMMISSION MEETING SCHEDULE FOR 2016**; PROVIDING FOR AN EFFECTIVE DATE.

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

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

Opposed: None

Motion carries: 5/0

Mayor Coviello moves up items 12.a and 12.d

- 12.a Parks & Parkway Advisory Board's suggested landscaping for the Log Cabin - As requested by Commissioner Ross

Commissioner Ross explained that the Board did not have a quorum at their last meeting and it was rescheduled for Wednesday, December 9th at 7:00pm at Village Hall.

- 12.d Discussion of the placement of flat screen televisions in the Log Cabin - as requested by Vice Mayor Watts

After commission discussion, Mayor Coviello asks for consensus to move forward with what was originally proposed with the installation of the flat screen television.

Commissioner Jonas: Yes

Commissioner Anderson: What was presented seems to be best option. Don't want to incur more costs.

Vice Mayor Watts: Would be premature to make a decision now.

Commissioner Ross: No need to redesign. Confident with what the professionals have presented and it is what other cities find to be most practical.

Mayor Coviello calls a recess at 7:55pm

Meeting resumes at 8:07pm

9 Ordinances

< Second Reading >

9.a Ordinance 2015-09

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AMENDING CHAPTER 2, SECTION 2-30 OF THE CODE OF ORDINANCES, CHAPTER 13, SECTION 13.2.2 OF THE LAND DEVELOPMENT CODE AND CHAPTER 14, SECTION 14.1.4 OF THE LAND DEVELOPMENT CODE **TO PROVIDE REGULATIONS CONCERNING BOARD AND COMMITTEE MEMBER ABSENCES; PROVIDING FOR PLANNING AND ZONING BOARD MEMBERS TO BE PROPERTY OWNERS AS WELL AS RESIDENTS OF THE VILLAGE;** PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR AN EFFECTIVE DATE

Attorney Hearn read the title.

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

After Commission questions regarding what is considered a property owner, Attorney Hearn recommended to draft a resolution to define property owner. Also suggests that for flexibility, that the language is amended that would allow for the Commission to appoint a board member that is not a property owner with a 4/5th super majority vote.

Commissioner Anderson makes a motion to approve Ordinance 2015-09 as amended and it is seconded by Commissioner Jonas.

The motion was called to a vote:

Commissioner Ross: Yes

Vice Mayor Watts: Yes

Commissioner Anderson: Yes

Commissioner Jonas: Yes

Mayor Coviello: Yes

Motion carries: 5/0

10 Resolutions

< None >

11 Old Business

11.a Chapter 8 - Proposed Code Changes

Attorney Hearn provided the background, explaining that the Code Review Board's proposed changes were used to draft the ordinance for the Commission's review before scheduling it for first and second reading.

After Commission discussion, there was consensus to have the following changes incorporated:

- Ordinance 2010-01 was passed in regards to house numbers. This new ordinance needs to be consistent with that language.
- Add language that addresses windows that are covered.

Consensus to move forward with the changes and bring back for first reading at the February meeting.

12 New Business

12.b MLK Day of Service 2016 - As requested by Commissioner Ross

Commissioner Ross provided background and selected Sunday, January 10th as the date for the project which is yet to be selected.

Commissioner Ross makes a motion to draft and adopt a resolution for the 2016 MLK Day of Service and it is seconded by Commissioner Jonas.

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

Opposed: None

Motion carries: 5/0

12.c Address the progress on Worker's Compensation Claims - As requested by Vice Mayor Watts

Vice Mayor Watts provided the background. Currently there are two open claims that occurred when the Village was self-insured. The Village is responsible for all medical costs associated with these claims.

Attorney Hearn explained worker's compensation claims are addressed in Florida Statutes. Cannot be covered or paid for by health care plans. Worker's compensation claims cannot be waived. The claims will continue until it reaches a status of a permanent disability. Can also look into entering into a settlement to close the claims as was done in the past.

There was consensus for Manager Siegel and Attorney Hearn to meet with Miami-Dade County who currently administers these open claims for possible options.

12.e Discussion of zoning for new construction in the Village - as requested by Vice Mayor Watts

Vice Mayor Watts provided the background. Need to look at setbacks related to lot size, and not just the heights of new builds.

Commissioner Jonas appreciates the many different styles of homes throughout the Village.

Mayor Coviello suggests to have the Code Review Board look at what our objectives are and suggest criteria. Or better, that in the future we hire a professional Planner to go through our entire code and simplify it.

Commissioner Ross: Asks that we provide set criteria or give the Board our vision as to what we want before they start the work.

Consensus that the entire Commission do their homework on this and bring the item back at a future meeting.

13 Request for Placement of Items on Next Meeting Agenda

Commissioner Ross: Review landlord permitting process.

Commissioner Ross: Setting policy for when a Board does not meet quorum, and procedures if they continue with just having a workshop.

14 Reports

14.a Village Manager

- Manager Siegel and representatives from Becker & Poliakoff meeting with Miami Dade County Board of Commissioners individually on our annexation application. No specific date has been set to be placed on their agenda, but will be after the new year.

- Log cabin on schedule. Windows, doors, plumbing and flooring taking place. Grand re-opening on schedule for January 24, 2016.

- Community signage continues. Received landscaping plans from consultants. Will share with Parks & Parkway and will propose to schedule for MLK Day of Service event for installation.

- 5th Avenue & 121st Street median: Waiting to hear back from Miami Dade County Fire Rescue. Communication continues with residents in the area on the progress to date.

- At the Recreation Center, A/C unit to be replaced; basketball courts being repainted.

- The notification to residents on driveway ordinance has been drafted and being forwarded to the Attorney for his review, then will be mailed to residents.

14.b Village Attorney

- Working with the Police Department and drafting Memorandum of Understanding to clarify the definition of a vacation day in relation to 12-hour shifts.

- Will begin negotiations for PBA contract in January as the current contract will expire on September 30, 2016.

14.c Village Commission

Vice Mayor Watts: Attended League of Cities meeting of Energy Environment and Resources Committee where they discussed their legislative agenda. Will share their report with the Village Commission and encourages everyone to read. Followed up on commissioner articles for the newsletter. Wishes everyone happy holidays.

15 Announcements

Monday, December 7th - Planning & Zoning Board at 6:30pm
Wednesday, December 9th - Public Art Advisory Board at 6:00pm
Monday, December 14th - Biscayne Park Foundation at 7:00pm
Monday, December 14th - Code Compliance Board at 7:00pm
Wednesday, December 16th - Parks & Parkway Advisory Board at 7:00pm
Saturday, December 19th - Winterfest from 10:00am to 1:00pm
Monday, December 21st - Planning & Zoning Board at 6:30pm
Tuesday, December 22nd - Recreation Advisory Board at 7:00pm
Friday, December 25th - All Village Departments are closed for Christmas
Friday, January 1st, All Village Departments are closed for New Years

Our next regular Commission meeting is Sunday, January 24, 2016 at 4:00pm in the newly renovated Log Cabin. Tonight is officially the last Commission meeting at the Recreation Center.

Adjournment

The meeting was adjourned at 9:19pm.

Commission approved on _____.

Attest:

David Coviello, Mayor

Maria Camara, Village Clerk



**MINUTES
REGULAR COMMISSION MEETING
LOG CABIN - 640 NE 114th Street
Biscayne Park, FL 33161
Sunday, January 24, 2016 at 4:00pm**

- 1 Mayor David Coviello called the meeting to order at 4:08 pm.

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

Present from staff were:
Village Manager Heidi Siegel
Village Clerk Maria Camara

- 2 Pledge of Allegiance

Mayor Coviello provided opening remarks and welcomed everyone in attendance, and expressed thanks to Governor Scott, and our representatives in the Florida

3 House and Senate, the Florida Division of Historical Resources, The Villagers, Inc., Parks & Parkway Advisory Board, and Village residents.

- 4 Mayor Coviello recognized and thanked the following guests:
- Jeannie Russell, Florida Department of Economic Opportunity
 - David Caserta, FL Government Relations
 - John Challenor, The Phone Doctor
 - Richard Heisenbottle, RJ Heisenbottle Architects
 - Gavin McKenzie, McKenzie Construction
 - Mayor Alice Burch, Miami Shores
 - Mayor Claudia Cubillos, El Portal
 - Mayor Connie Leon-Kreps, North Bay Village
 - Village Clerk Yenise Jacobi, El Portal
 - Town Clerk Marlene Siegel, Bay Harbor Islands
 - Commissioner Ron Coyle
 - Mayor Richard Ederr
 - Commissioner Chester "Doc" Morris
 - County Commissioner Sally Heyman

5 Village Commission Comments:

Commissioner Jonas: Expressed gratitude to former Village Manager Ana Garcia and Candido Sosa-Cruz, and to Manager Siegel and Krishan Manners. Also thanks to the efforts of Commissioner Ross and Mayor Coviello.

Commissioner Anderson: Commented on the earlier times when Commission meetings were held in the log cabin.

Commissioner Ross: Expressed thanks to various supporters who contributed to this moment. Humbled by efforts of the Manager and staff. Grateful to State and County partnerships.

Vice Mayor Watts: Expressed gratitude to David Caserta and to The Villagers, Inc., as well as to the State of Florida and its residents.

6 Village Manager Heidi Siegel:

Recognized the Village staff and for their efforts through this process. Thanked her family for their support. Having a Masters Degree in historic preservation, will always cherish this project.

Recognized The Villagers, Inc., for their contribution and introduced Mary Beth Burke and other members in attendance.

Presented commemorations of the project to the Mayor & Commission, Jeannie Russell, Commissioner Sally Heyman, Richard Heisenbottle, Gavin McKenzie and The Villagers, Inc.

7 Village Clerk Maria Camara read the minutes from January 24, 1935, the original dedication of the Log Cabin.

8 Public Comments:

Chuck Ross: Property owner of original Plat 36 which became 11166 Griffing Blvd. Thanks President Franklin Roosevelt and the WPA, and the Village Commission in 1935. Thanks everyone who supported the project, and especially the efforts of Commissioner Roxanna Ross.

Jesse Walters, Miami Shores Chamber: Congratulates the Village and looks forward to continuing partnership with the Chamber.

9 Mayor Coviello read a proclamation in commemoration of the rededication. Joined the entire Village Commission and Manager Siegel for the official ribbon cutting.

10 The meeting was adjourned at 4:45pm.

Commission approved on _____.

Attest:

David Coviello, Mayor

Maria Camara, Village Clerk



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

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

- Biscayne Park Foundation - November 9, 2015
- Planning & Zoning Board - December 7, 2015
- Planning & Zoning Board - December 21, 2015
- Code Compliance Board - December 14, 2015
- Public Art Advisory Board - December 8, 2015
- Recreation Advisory Board - December 15, 2015 DRAFT
- Planning & Zoning Board - January 4, 2016
- Planning & Zoning Board - January 19, 2016 DRAFT
- Code Compliance Board - January 11, 2016 DRAFT
- Public Art Advisory Board - January 13, 2016 DRAFT

Minutes of meeting of the Village of Biscayne Park Foundation held Monday, November 9, 2015.

Meeting called to order by Dorvil at 7:15 p.m.

ROLL CALL: Board members Supreme Dorvil, Jorge Marinoni, Joe Chao and Marie Smith.

IN ATTENDANCE: Erica Pettis and Maria C. Camara, Village Clerk.

Erica Pettis presented to the board a Tropical Gardens membership which could be auctioned off at a future Food & Tune event, The membership was estimated at \$135.00 retail value. Motion by Dorvil and seconded by Joe Chao to accept this gift. Motion passed. She would also try to obtain sports items for a silent auction or raffle.

APPROVAL OF THE MINUTES: Motion by Jorge Maronini and seconded by Joe Chao to approve the Minutes of the September 28, 2015, meeting. Motion passed.

TREASURER'S REPORT: The Oktoberfest was a success and the selling of beer, wine and food produced a profit of \$664.24 toward the Vita Course and the purchase of two speakers in the amount of \$834.80. The speakers will be used at each of our events replacing the cost for musicians. Our total expenditures amounted to \$1,193.51 which included the purchase of two speakers. Motion made by Dorvil, seconded by Marie Smith to approve the Treasurer's Report. Motion passed.

OLD BUSINESS: Vita-Course Maria Camara reported the possibility of piggy-backing with the City of North Miami on the installation of a Vita-Course at the Rec. area. Depending on the materials used and the style, Vita-Courses can cost in the thousands. The Foundation will have to continue raising money and contact other municipalities that have installed Vita-Courses in their Rec. areas for estimates.

LIGHTING: Lighting Krishan Manners is awaiting a third estimate of lighting for the entrance to the Rec. building. The Village, in the budget, has allocated \$2,000 toward this project..

WINTERFEST will be held Saturday, December 19 at the Rec. area and suggestions were made that we should sell popcorn, krispy donuts, cotton candy, soda and water, to raise money also, a raffle, or an auction.

In order to inform residents of our fund raising events and obtain publicity the Foundation should submit, for confirmation by the Village, the following events, a flyer can be prepared and inserted in next Newsletter

February 6, 2016	- Carnival (Caribbean festival)
March 26, 2016	St. Patrick's Day (Irish heritage)
May 7, 2016	Cinque de Mayo (Latino)

In March we can then advertise our events for the balance of the year.

MEETING ADJOURNED AT 8:15 P.M.

NEXT MEETING: Monday, Dec. 14, 2015 @ 7:00 p.m.



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

AGENDA

PLANNING & ZONING BOARD MEETING

Ed Burke Recreation Center

11400 NE 9th Court – Biscayne Park, FL

Monday, December 7th, 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 – absent
Doug Tannehill – Board Member – absent
Jackie Pallango – Board Member – present
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

4. APPROVAL OF MINUTES

November 16th, 2015.

Motion by J. Pallango, seconded by A. Olis. Approved 3-0

5. PAINT PERMITS

Motion by J. Pallango, seconded by A. Olis. Approved 3-0

6. BUILDING PERMITS

a.Dodero – 12010 NE 11th Ct – Window replacement
Tabled for more information.

b.Nacriflo LLC – 10920 NE 10th Ave – Window replacement
Motion by A. Olis, seconded by J. Pallango. Approved 3-0

c.Dibernardo – 11400 NE 8th Ct – Window replacement
Motion by A. Olis, seconded by J. Pallango. Approved 3-0

d.Eskenazi -1112 NE 8th Ave - Install roof over wood deck
Motion by A. Olis, seconded by J. Pallango. Approved 3-0



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e.Rajani – 10801 NE 8th Ct – Install carport
Motion by A. Olis, seconded by J. Pallango. Approved 3-0

f.Brehmer – 12021 NE 11th Pl – Window replacement
Motion by J. Pallango, seconded by A. Olis. Approved 3-0

g.Cook – 12015 NE 7th Ave – Replace fence
Motion by A. Olis, seconded by J. Pallango. Approved 3-0

h.Espinoza – 780 NE 119th St – New roof on addition
Motion by A. Olis, seconded by J. Pallango. Approved 3-0

i.Mace – 1108 NE 119th St – Window replacement
Motion by J. Pallango, seconded by A. Olis. Approved 3-0

k. Jester – 926 NE 109th St – Window replacement
Motion by J. Pallango, seconded by A. Olis. Approved 3-0

l. Gulritz – 951 NE 119th St – Awnings – After the fact
Motion by A. Olis, seconded by J. Pallango. Approved 3-0

j. MI&G, LLC / Nodarse – 950 NE 120th St. – Driveway
Tabled for more information.

7. VARIANCE

The next meetings of the Planning & Zoning Board are Monday, December 21st, 2015 and January 4, 2015.

8. ADJOURNMENT

This meeting was adjourned at 6:55 p.m.

Minutes approved on: _____
(Date)

By: 12/21/15
Gage Hartung, Chair Planning & Zoning Board

TWO OR MORE MEMBERS OF THE VILLAGE OF BISCAYNE PARK COMMISSION AND OTHER VILLAGE BOARD MEMBERS MAY BE IN ATTENDANCE.

DECORUM

Any person making impertinent or slanderous remarks, or who becomes boisterous while addressing the Committee, shall be barred from further audience before the Committee by the presiding officer, unless permission to continue or again address the Committee is granted by the majority vote of the 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 Board 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



The Village of Biscayne Park

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PLANNING & ZONING BOARD

Gage Hartung
Chairman

Andrew Olis
Vice Chairman

Elizabeth Hornbuckle
Doug Tannehill

Alternates
Max Deitermann
Mario Rumiano

MINUTES

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

1. CALL TO ORDER

This meeting was called to order at 6:27 P.M.

2. ROLL CALL

Gage Hartung – Chair – present
Andrew Olis – Vice chair – present
Elizabeth Hornbuckle – Board Member – present
Doug Tannehill – Board Member – absent (Arrival @ 6:32 p.m.)
Jackie Pallango – Board Member-absent
Max Deitermann – Alternate – present
Mario Rumiano – Alternate – absent
Irwin Peterson, Krishan Manners and Sal Annese – staff attendance - present

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

Village Clerk, Maria Camera advised board members of Ordinance 2015-09 in which to serve on P & Z Board, the member shall be both a resident and property owner. Therefore, Jacqueline Pallango has been disqualified.

4. APPROVAL OF MINUTES

December 09th, 2015.

Motion by A. Olis seconded by E. Hornbuckle. Approved 4-0

5. PAINT PERMITS

a. Boichenko - 861 NE 119 St
Motion by A. Olis, seconded by D. Tannehill. Approved 5-0

b. Wilkins – 1103 NE 117 St
Tabled for more information

6. BUILDING PERMITS

a. Dodero – 12010 NE 11th Ct – Window replacement – Changed to 3 single single hung; side.
Motion by E. Hornbuckle, seconded by A. Olis. Approved 4-0
(D. Tannehill not arrived yet)



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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- b. Moran – 1830 NE 6 Ave – Window replacement
Motion by A. Olis, seconded by D. Tannehill. Approved 5-0
- c. Nodarse – 950 NE 120 St – Repair Driveway
Tabled for more information
- d. Millares -11330 NE 8 Ct - Install Aluminum Fence
Motion by D. Tannehill, seconded by E. Hornbuckle. Approved 5-0
- e. US Brands – Walk On- 1013 NE 115 St – Window Replacement
Motion by E. Hornbuckle, seconded by A. Olis. Approved 5-0

The next meetings of the Planning & Zoning Board are Monday, January 4th and Tuesday January 19th, 2016.

8. ADJOURNMENT

This meeting was adjourned at 7:01 p.m.

Minutes approved on: _____ 1/4/16 _____
(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
Monday, December 14th, 2015 at 7:00pm

1. CALL TO ORDER

The 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 - Absent

3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS

4. APPROVAL OF MINUTES

None

5. NEW BUSINESS

- a. Fiona Harre – 1107 NE 117th St – Green Screening constructed without a permit:
Case# 15-0681.

-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella. Motion passed 5-0.

-In compliance and case closed.

- b. Fiona Harre – 1107 NE 117th St – Excessive overgrowth vegetation and flora: Case#
15-0680

-Motion by Dale Blanton, Seconded by Linda Dillon. Found not in compliance, motion
passed 5-0. Resident given 4 days to come into compliance. If resident does not,
there will be a \$25.00 fine and \$5.00 daily fine.



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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- c. Mario Morejon – 11104 NE 9th Ct – Overgrown grass, weeds and shrubberies: Case# 15-0724.
-Motion by Dale Blanton, Seconded by Linda Dillon. Found not in compliance, motion passed 5-0. Resident given 4 days to come into compliance. If resident does not, there will be a \$25.00 fine and \$5.00 daily fine.
- d. 951 NE 119 Street LLC – 951 NE 119th St – Awnings and carport constructed without a permit: Case# 15-0667.
-Motion by Jenny Johnson-Sardella, Seconded by Dale Blanton. Found not in compliance, motion passed 5-0. Resident given 7 days to pay for permit. If resident does not, there will be a \$100.00 fine and \$50.00 daily fine.
- e. Michael Watson & W Maria Del Pilar – 11433 NE 6th Ave – Yard debris and excessive overgrowth of vegetation: Case# 15-0726.
-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella. Motion passed 5-0.
-In compliance and case closed.
- f. Michael Watson & W Maria Del Pilar – 11433 NE 6th Ave – Overgrown grass, weeds and shrubberies: Case# 15-0727.
-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella. Motion passed 5-0.
-In compliance and case closed.
- g. Gregory Platanos & W Nike – 649 NE 117th St – Overgrown grass, weeds, shrubberies and vegetation: Case# 15-0669.
-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella. Found not in compliance, motion passed 5-0. Resident given 15 days to come into compliance. If resident does not, there will be a \$25.00 fine and \$5.00 daily fine.
- h. Gregory Platanos & W Nike – 649 NE 117th St – Molded and discolored exterior surfaces of the house and backyard structure: Case# 15-0670.
-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella. Motion passed 5-0.
-In compliance and case closed.
- i. Galen Heneghan – 11790 NE 8th Ave – Overgrown grass, weeds and shrubberies: Case# 15-0689
-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella. Motion passed 5-0.



The Village of Biscayne Park

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-In compliance and case closed.

- j. Marcela Lopez -715 NE 115th St – Garbage/Recycling containers not stored properly:
Case# 15-0658.

-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella. Motion passed 5-0.

-In compliance and case closed.

- k. Carlos Bordogna – 11940 NE 6th Ave – Unfinished paint job: Case# 15-0701.

-Motion by Dale Blanton, Seconded by Linda Dillon. Found not in compliance, motion passed 5-0. Resident given until Dec. 21 to come into compliance. If resident does not, there will be a \$50.00 fine and \$10.00 daily fine.

- l. DONALD G EVANS JR & W COLEEN - 1004 NE 115th St – Maintaining chickens and a rooster on the property: Case# 15-0679.

-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella. Motion passed 5-0.

-In compliance and case closed.

- m. Britany A. Levinson & Helaine Hood - 810 NE 117th St – Discolored and dirty exterior surfaces of the house: Case# 15-0714.

-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella: Motion passed 5-0.

-In compliance and case closed.

- n. Dennis N. Guluzy – 12000 NE 9th Ave – unused/unsightly vehicle: Case# 15-0712

-Motion by Jenny Johnson-Sardella, Seconded by Dale Blanton. Found not in compliance, motion passed 5-0. Resident given a \$50 fine,

6. OLD BUSINESS

- a. Nicole Jean Jacques – 11905 NE 12th Ct – Wooden fence constructed without a permit: Case# 15-0005.

-Motion by Linda Dillon, Seconded by Dale Blanton. Motion passed 5-0.

-In compliance and case closed.

- b. Lawrence Silverman – 10725 Griffing Blvd – Property Maintenance-paint: Case# 04-327.

-Motion by Dale Blanton, Seconded by Jenny Johnson-Sardella. Motion passed 5-0, to close this case out due to lack of information.



The Village of Biscayne Park

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7. FINE REDUCTION

- a. MPMR Holdings LLC – 10901 Griffing Blvd – Painting without approval: Case# 15-0353.
-Motion by Harvey Bilt, seconded by Dale Blanton to accept \$100 fine. Approved 4-1, Gary Kuhl opposed.
- b. Daniel Desmond/Patricia Costa – 1000 NE 119th St: Case# 15-0502, Case# 15-0597.
Motion by Jenny Johnson Sardella, seconded by Harvey Bilt to accept offer of \$150 fine. Approved 5-0.
- c. Oscar A. Lievano – 710 NE 117th St – Deteriorated illegal structure: Case# 02-0652.
Motion by Dale Blanton, seconded by Harvey Bilt, to accept offer of \$250 per month (10 Months). If payments are not kept current, the fine will revert to the original amount of \$42,500, less payments made. Approved 5-0
- d. Kuplins Investment, Inc.-842 NE 121st St. - – Various violations: Case# 02-0856, 02-0852, 02-0851/55, 02-0850. Motion by Dale Blanton, seconded by Linda Dillion, to accept a fine reduction of \$20,000. The owner has until next month meeting to accept the reduced offer or fines will revert to the original amount of \$82,834.
Approved – 5-0

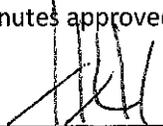
8. Announcements/SCHEDULE OF NEXT HEARING

The next meeting of the code compliance Board is Monday January 11th, 2016

9. ADJOURNMENT

The meeting was adjourned at 8:22pm.

Minutes approved on 1.11.16



Gary Kuhl, Chair



PUBLIC ART
ADVISORY BOARD

Amy Raymond
Chair

Karen Marinoni
Larry Newberry
Melanie Oliva
Susan Weiss

MINUTES
PUBLIC ART ADVISORY BOARD
Village Hall – 640 NE 114th St., Biscayne Park, FL
Tuesday, December 8, 2015 at 6:00PM

1. CALL TO ORDER AND ROLL CALL – The meeting was called to order at 6:03pm. Present were board members Amy Raymond, Karen Marinoni, Susan Weiss and Larry Newberry. Absent: Melanie Oliva.
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 November 12, 2015, and it was seconded by Susan Weiss. All in favor. Motion carries 4-0.
5. OLD BUSINESS –
 - a. Status of Pet Silhouettes for waste station locations: Village Clerk advised that 10 silhouettes had been ordered by residents, and 3 locations are remaining. First silhouette ordered and received. To be installed by Larry Newberry. Once installed, will photograph and send e-mail blast regarding remaining 3 stations, and will order the balance of the silhouettes.
 - b. Call to Artists:

Current status: Karen Marinoni has contacted all local newspapers, magazines and other art contacts provided by Melanie Oliva; Susan Weiss has contacted colleges/universities; the Miami-Dade County Cultural Arts; Tampa Art Council; Keys Art Girls Club. Will contact local museums; Amy Raymond also contacted Miami-Dade County Cultural Arts, Brandy Reddick; Larry Newberry posted on Facebook.
6. NEW BUSINESS - <None>
7. NEXT MEETING DATE – Wednesday, January 13, 2016, at 6:00pm. All future meetings will take place at Village Hall.



The Village of Biscayne Park

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

8. ADJOURNMENT – Meeting was adjourned at 6:25pm.

Minutes approved on _____.



MINUTES
RECREATION ADVISORY BOARD
Village Hall 640 NE 114 Street
Tues December 15, 2015 at 7:00PM

RECREATION
ADVISORY BOARD

Dan Samaria
Chairman

Elizabeth Goldman
Rosemary Wais
Bridgita Pallango

1. **CALL TO ORDER-** Meeting was called to order at 6:59pm on December 15, 2015
2. **ROLL CALL- Present** – Dan Samaria, Elizabeth Goldman and Rosemary Wais.
Bridigita Pallango Present from Staff: Shelecia Bartley, Park & Recreation Manager,
Village Clerk Maria Camara.
3. **ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS**
Addition 5C- Village Clerk discussed with Board members the new attendance police regarding excused and unexcused absences. If a board member will be absent from a meeting they must email the Clerk prior to the meeting and the Clerk will inform the appropriate person about the absence. The board will vote and determine whether the absence is excused or unexcused.
4. **APPROVAL OF MINUTES-** Approval of the Minutes from October 27, 2015. Motion made by Elizabeth Goldman. Seconded by Bridigita Pallango. All in favor 4-0.
5. **OLD BUSINESS**
 - 5a. Update on Welcome Packet- Board was informed that the packet is completed and has been distributed to some new residents of the Village. Dan Samaria made the motion to approve the final draft of the welcome packet. Seconded by Bridigita Pallango. All in Favor 4-0.
 - 5b. Upcoming Winter Fest- Rosemary Wais discussed with the board the details of the candy counting contest. Also discussion was held about the raffle that the recreation board is hosting. Bridigita Pallango left meeting at 7:35pm
 - 5c. Winner selection of the house decorating contest –Board tallied up the scores from the house decorating contest. There were 9 homes that entered the contest and 9 Judges. There was discussion about add or subtracting different categories for next year. Dan Samaria made a motion to accepting the final count and the winners. Seconded by Rosemary Wais. All in favor 3-0



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6. NEW BUSINESS

6a. Egg Hunt- Recreation Manager discussed with the Board some of the plans for the upcoming Spring Fest Event. Rosemary Wais presented the idea of adding a Skate Board Race to the event to involve the older children of the Village.

6b. Community BBQ – Elizabeth Goldman brought to the board the idea to have a community potluck in one of the pocket parks in the Village. Elizabeth research which location the board could host this event and if there will be special permits and/or permission that is needed to host this event.

7. PUBLIC COMMENT- None

8. FUTURE CALENDAR OF EVENTS

8-None

9. ANNOUNCEMENTS / SCHEDULE OF NEXT MEETING – The next meeting of the Recreation Advisory Board is **Tuesday January 26, 2016**, at 7:00PM.

10. ADJOURNMENT- Meeting was adjourned at 8:05 pm Motion was made by Rosemary Wais. Seconded by Elizabeth Goldman All in Favor 3-0.

Minutes approved on _____

Dan Samaria, Chairman



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

Alternates
Max Deitermann
Mario Rumiano

MINUTES

PLANNING & ZONING BOARD MEETING

Ed Burke Recreation Center

11400 NE 9th Court – Biscayne Park, FL

Monday, January 4th, 2016 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 – absent (excused-voted 3-0)
Elizabeth Hornbuckle – Board Member – present
Doug Tannehill – Board Member – present
Max Deitermann – Alternate – absent
Mario Rumiano – Alternate – absent
Irwina Peterson, Krishan Manners– staff attendance – present
Sal Annese –Staff-absent (arrival at 6:45 p.m.)

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

4. APPROVAL OF MINUTES

December 21st, 2015.

Motion by E.Hornbuckle, seconded by D.Tannehill. Approved 3-0

5 PAINT PERMITS

a. Wilkins – 1103 NE 117 St (shutters removed)
Motion by D. Tannehill, seconded by E. Hornbuckle. Approved 3-0

6. BUILDING PERMITS

- a. –950 NE 120 St- Repair
Tabled for more information
- b. Trupia – 654 NE 118 St- Window replacement
Motion by E. Hornbuckle, seconded by D. Tannehill. Approved 3-0
- c. Folgar– 11123 Griffing Blvd – Window replacement
Motion by D.Tannehill, seconded by E. Hornbuckle. Approved 3-0
- d. Parra-10723 NE 9 Ave - Storm panes and Door



The Village of Biscayne Park

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

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Motion by E. Hornbuckle, seconded by D. Tannehill. Approved 3-0

e. Bergeron – 625 NE 114 St – Install Wood Fence

Motion by D. Tannehill, seconded by E. Hornbuckle. Approved 3-0

f. Barberi_ 11183 NE 8 Ct- Fence Replacement

Motion by D. Tannehill, seconded by E. Hornbuckle. Approved 3-0

g. Rawson- 1012 NE 116 St- Fence Replacement

Tabled for more information

h. Rawson- 1012 NE 116 St- Porch Addition

Tabled for more information

i. Garman- 721 NE 114 St- Re-Roof

Motion by D. Tannehill, seconded by E. Hornbuckle. Approved 3-0

j. Estrada- 10821 NE 10 Ave- Replace Roof Tiles

Motion by E. Hornbuckle, seconded by D. Tannehill. Approved 3-0

k. Martins-10880 NE 9 Ave- Permit for gates only

Motion by D. Tannehill, seconded by E. Hornbuckle. Approved 3-0

l. McFarland-Walk On- 785 NE 117 St- Window Replacement

Motion by E. Hornbuckle, seconded by D. Tannehill. Denied 3-0

m. McFarland-Walk On-785 NE 117 St- Addition

Motion by E. Hornbuckle, seconded by D. Tannehill. Denied 3-0

The next meetings of the Planning & Zoning Board are Tuesday, January 19th 2016
and TBA

8. ADJOURNMENT

This meeting was adjourned at 7:30 p.m.

Minutes approved on: _____
(Date)

By: _____
Gage Hartung, Chair Planning & Zoning Board



PLANNING &
ZONING BOARD

Gage Hartung
Chairman

Andrew Olis
Vice Chairman

Elizabeth Hornbuckle
Doug Tannehill
Max Deitermann

Alternates
Mario Rumiano

MINUTES

PLANNING & ZONING BOARD MEETING

Ed Burke Recreation Center

11400 NE 9th Court – Biscayne Park, FL

Tuesday, January 19th, 2016 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
Max Deitermann – Board Member – present
Mario Rumiano – Alternate – absent
Irwina Peterson, Krishan Manners– staff attendance – present
Sal Annese –Staff-absent

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

4. APPROVAL OF MINUTES

January 4th, 2016

Motion by D. Tannehill, seconded by E. Hornbuckle. Approved 5-0

5 PAINT PERMITS

a. Wilder – 11660 Griffing Blvd
Motion by A. Olis, seconded by D. Tannehill. Approved 5-0

b. Peters-665 NE 120 St
Tabled for more information

c. Schneiger/Kennedy- 11705 NE 11 PI
Motion by D. Tannehill, seconded by A. Olis. Approved 5-0

6. BUILDING PERMITS

a. Schneiger/Kennedy – 11705 NE 11 PI- Driveway
Motion by D. Tannehill, seconded by A. Olis. Approved 5-0



The Village of Biscayne Park

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

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

- Added: Window replacement
Motion by D. Tannehill, seconded by E. Hornbuckle. Approved 5-0
- Added: Fence installation
Motion by D. Tannehill, seconded by E. Hornbuckle. Approved 5-0
- Added: Garage door installation
Motion: A. Olis, seconded by D.Tannehill. Approved 5-0
- Added: Roof replacement
Motion: A. Olis, seconded by E. Hornbuckle. Approved 5-0
- b. Rawson – 1012 NE 116 St- Fence addition
Motion by E. Hornbuckle, seconded by D. Tannehill. Approved 5-0
- c. Rawson – 1012 NE 116 St – Addition
Motion by A. Olis, seconded by D. Tannehill. Approved 5-0
- d. Pena - 831 NE 109 St - Revision to fence installation
Motion by E. Hornbuckle, seconded by A. Olis. Approved 5-0
- e. Sigles – 821 NE 107 St – Fence replacement
Tabled for more information
- f. Pagani - 11430 Griffing Blvd - Fence Installation
Motion by E. Hornbuckle, seconded by A. Olis. Approved 5-0
- g. Hamilton- 885 NE 111 St- Roof replacement
Tabled for more information
- h. Garzon- 1153 NE 119 St- Roof Replacement
Motion by A. Olis, seconded by M. Deitermann. Denied 5-0
- i. Massarelli- 10917 NE 9 Ave – Pool Installation
Motion by A. Olis, seconded by D. Tannehill. Approved 5-0
- j. Coro- 960 NE 118 St - Addition
Motion by A. Olis, seconded by D. Tannehill. Approved 5-0
- k. McFarland- 785 NE 117 St- Window replacement/Addition
Tabled for more information

The next meetings of the Planning & Zoning Board are Monday, February 01st 2016 and TBA

8. ADJOURNMENT

This meeting was adjourned at 7:19 p.m.



The Village of Biscayne Park

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

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
Monday, January 11th, 2016 at 7:00pm

1. CALL TO ORDER

The meeting was called to order at 7:04 P.M.

2. ROLL CALL

Gary Kuhl – Chair – Present
Dale Blanton – Vice Chair – Present
Harvey Bilt – Present
Linda Dillon – Present
Jenny Johnson-Sardella – Absent
Laura Graves – Present

Vote on excused absence of Board Member Jenny Johnson-Sardella
-Motion by Linda Dillon, Seconded by Harvey Bilt. Motion passed 5-0.

3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS

Mike Hezemans – 430 NE 121st St: Various violations: Case # 15-0151, 15-0395,15-0255.

4. APPROVAL OF MINUTES

a. November 9, 2015
b. December 14, 2015
-Motion by Linda Dillon, Seconded by Dale Blanton to approve minutes. Motion passed 5-0

5. NEW BUSINESS

- a. Evangelos Sampanidis – 741 NE 111th St – Garbage/Recycling containers not stored properly: Case# 15-0749.
-Motion by Dale Blanton, Seconded by Linda Dillon. Motion passed 5-0.
-In compliance and case closed.



The Village of Biscayne Park

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

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

- b. Evangelos Sampanidis – 741 NE 111th St – Vehicle not parked on an approved surface:
Case # 15-0750.

-Motion by Dale Blanton, Seconded by Linda Dillon. Motion passed 5-0.

-In compliance and case closed.

- c. Nicole Jean Jacques – 11907 NE 12th Ct – Overgrown grass, weeds and shrubberies:
Case# 15-0582

-Motion by Dale Blanton, Seconded by Linda Dillon. Found not in compliance, motion passed 5-0. Resident given 10 days to come into compliance. If resident does not, there will be a \$25.00 fine and \$5.00 daily fine.

- d. Asmerom Beyene – 11540 NE 8th Ave – Gravel driveway constructed without a permit: Case # 15-0582

-Motion by Dale Blanton, Seconded by Linda Dillon. Motion passed 5-0.

-In compliance and case closed.

- e. Morris Yomtov – 11650 NE 11th Pl – Unused/Unslightly objects stored on the property:
Case # 15-0759

-Motion by Dale Blanton, Seconded by Linda Dillon. Resident given 10 days to come into compliance. If resident does not, there will be \$50.00 fine and \$10 daily fine. Motion passed 5-0.

- f. Juan Casuso – 11921 NE 8th Ave – Tarp covering the roof: Case # 15-0648

-Motion by Harvey Bilt, Seconded by Dale Blanton. Motion passed 5-0.

-Case tabled until next month to allow resident time to get his permit.

6. OLD BUSINESS

None

7. FINE REDUCTION

- a. KUPLINS INVESTMENT INC – 842 NE 121st St : Various violations: Case# 02-0856, 02-0852, 02-0851/55, 02-0850.

-Motion by Dale Blanton, seconded by Harvey Bilt to accept \$20,000 fine to be paid in 30 days. If not paid within time prescribed, fine would revert back to original amount of \$ 82,834. Approved 5-0



The Village of Biscayne Park

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

- b. Mike Hezemans – 430 NE 121st St: Various violations: Case # 15-0151, 15-0395,15-0255.

Motion by Harvey Bilt, seconded by Dale Blanton to accept the reduction of the original fine amount of \$3,907.50 to \$1,500. Approved 5-0.

8. Announcements/SCHEDULE OF NEXT HEARING

The next meeting of the code compliance Board is Monday February 8th, 2016.

9. ADJOURNMENT

The meeting was adjourned at 7:33pm.

Minutes approved on _____

Gary Kuhl, Chair



PUBLIC ART
ADVISORY BOARD

Amy Raymond
Chair

Karen Marinoni
Larry Newberry
Melanie Oliva
Susan Weiss

MINUTES
PUBLIC ART ADVISORY BOARD
Village Hall – 640 NE 114th St., Biscayne Park, FL
Wednesday, January 13, 2016 at 6:00PM

1. CALL TO ORDER AND ROLL CALL – The meeting was called to order at 6:00pm. Present were board members Amy Raymond, Karen Marinoni, Susan Weiss and Larry Newberry and Melanie Oliva.
2. AGENDA ADDITIONS AND DELETIONS – None
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM)
 - a. Jorge Marinoni – Commends Board for all their great work. The dog silhouette projects is getting the residents involved. If you are able to secure new art, that would be another great thing.
4. APPROVAL OF MINUTES – Karen Marinoni makes a motion to approve the minutes of December 8, 2015, and it was seconded by Susan Weiss. All in favor. Motion carries 5-0.
5. OLD BUSINESS –
 - a. Status of Pet Silhouettes for waste station locations: Name plate to be added to the one installed silhouette. Remaining silhouettes have been ordered and scheduled to arrive in two weeks. Clerk Camara read the comments from one resident, stating this project is “a winner” for the Village. Clerk will also send one more e-mail blast that three pet stations remain for a silhouette to be added.
 - b. Call to Artists:

Current status: On submission has been received, but incomplete. Amy Raymond to contact, and will continue to monitor e-mail for further submissions or questions. Board members will follow up to remind of the deadline of the Call to Artists. Will also send e-mail blast and post at Recreation Center.

Amy Raymond provided criteria for Miami-Dade County for future call to artists.
6. NEW BUSINESS - <None>



The Village of Biscayne Park

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

7. NEXT MEETING DATE – Wednesday, February 10, 2016, at 6:00pm. All future meetings will take place at Village Hall.

8. ADJOURNMENT – Meeting was adjourned at 6:32pm.

Minutes approved on _____.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Resolution 2016-01 Interlocal Agreement with Miami-Dade County

Prepared By: Chief Cornelius McKenna

Sponsored By: Staff

Background

In 2015, Miami-Dade County approved the amendment of Sections 21-81 of the code of Miami-Dade County which provides for civil penalties for certain misdemeanors.

The Interlocal Agreement with Miami-Dade County would authorize the Village of Biscayne Park Police Department to enforce section 21-81 of the Miami-Dade code, including, but not limited to, the ability to issue civil violation notices. The intent of this amendment is to reclassify what was formally considered criminal behavior and reduce mass incarcerations. A police officer would have the discretion to either apprehend the offender or issue a civil citation.

Section III of the agreement refers to the costs that the Village will reimburse the County for the administrative hearings. At this time, that amount cannot be predicted as there is no prior data on how many Village citations will be appealed. Therefore it was recommended that "to be determined" be entered in that space.

Section IV of the agreement refers to the amount that the County, specifically the Clerk of Courts, will reimburse the Village from the fines collected from the civil citations, less a deduction of 17% to 20% for their administrative costs for processing the civil violation notices.

February 2, 2016

Commission Agenda Report

Resolution 2016-01

Fiscal / Budget Impact

Reimbursement from Miami-Dade County clerk of Courts of fines collected from the civil violations, less administrative costs.

Recommendation

Approval of Resolution 2016-01

Attachments

- Resolution 2016-01
- Interlocal Agreement between Miami-Dade County and Village of Biscayne Park
- Listing of applicable offenses

1
2
3 **RESOLUTION NO. 2016-01**
4

5 **A RESOLUTION OF THE VILLAGE**
6 **COMMISSION OF THE VILLAGE OF**
7 **BISCAYNE PARK, FLORIDA AUTHORIZING**
8 **THE VILLAGE MANAGER TO EXECUTE THE**
9 **INTERLOCAL AGREEMENT BETWEEN THE**
10 **VILLAGE OF BISCAYNE PARK AND MIAMI-**
11 **DADE COUNTY, FLORIDA FOR THE**
12 **ENFORCEMENT OF SECTION 8CC OF THE**
13 **MIAMI-DADE COUNTY CODE AS IT RELATES**
14 **TO SECTION 21-81 OF THE MIAMI-DADE**
15 **COUNTY CODE; PROVIDING FOR AN**
16 **EFFECTIVE DATE**
17

18
19 WHEREAS, Section 21-81 of the Code of Miami-Dade County applies to all
20 municipalities in the County and is enforced, in part, through civil penalties under Section 8CC
21 of the Code; and,
22

23 WHEREAS, in 2015, Miami-Dade County approved the amendment of Sections 21-81
24 of the code of Miami-Dade County which provides for civil penalties for certain
25 misdemeanors; and,
26

27 WHEREAS, municipalities in the County may enforce the provisions of Section 21-81
28 of the Code, pursuant to Section 8CC-11 upon the adoption by the County and municipalities
29 of an interlocal agreement; and,
30

31 WHEREAS, the Village Commission has found it to be in the best interests of the
32 Village and its residents to have the Village enforce the provisions of Section 21-81 of the
33 Code through Section 8CC as provided in the interlocal agreement.
34

35
36 **NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COMMISSION**
37 **OF THE VILLAGE OF BISCAYNE PARK, FLORIDA:**
38

39 **Section 1.** The foregoing "WHEREAS" clauses are true and correct and hereby
40 ratified and confirmed by the Village Commission.
41

42 **Section 2.** That the Village Manager is authorized to execute the Interlocal
43 Agreement between Miami-Dade County, Florida and the Village of Biscayne Park, Florida for
44 the enforcement of Section 8CC of the Miami-Dade County Code as it relates to Section 21-81
45 of the Miami-Dade County Code. The agreement, in substantial form, is attached and
46 incorporated by reference into this resolution as exhibit 1.
47

48 **Section 3.** This Resolution shall become effective upon adoption.

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PASSED AND ADOPTED this ____ day of _____, 2016.

**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 Watts: ____
Commissioner Anderson: ____
Commissioner Jonas: ____
Commissioner Ross: ____

**INTERLOCAL AGREEMENT BETWEEN
MIAMI-DADE COUNTY, FLORIDA
AND
THE VILLAGE OF BISCAYNE PARK, FLORIDA
FOR THE ENFORCEMENT OF SECTION 8CC OF THE MIAMI-DADE COUNTY
CODE AS IT RELATES TO SECTION 21-81 OF THE MIAMI-DADE COUNTY CODE**

This Interlocal Agreement (“Agreement”) is made and entered this ____ day of _____, _____, by and between MIAMI-DADE COUNTY, FLORIDA, a political subdivision of the State of Florida (hereafter "COUNTY") and THE VILLAGE OF BISCAYNE PARK, a Florida municipal corporation (hereafter "MUNICIPALITY").

WITNESSETH

WHEREAS, Section 21-81 of the Code of Miami-Dade County (“Code”) applies to all municipalities in the County and is enforced, in part, through civil penalties under Section 8CC of the Code; and

WHEREAS, municipalities in the County may enforce the provisions of Section 21-81 of the Code, pursuant to Section 8CC-11 upon the adoption by the County and municipalities of an interlocal agreement which contains (1) the sections of the Code which the municipality is entitled to enforce, (2) the job title of the agents of the municipality authorized to perform the enforcement functions, (3) the amount reimbursable to the County for administrative costs, (4) the amount of revenue reimbursable to the municipality from any fine collected, (5) an agreement to indemnify and hold the County harmless from and against any liability, actions or causes of actions related to the municipality’s enforcement, and (6) contain a term not to exceed three (3) years; and

WHEREAS, the parties agree that it is in their mutual best interests and the best interests of the citizens of the COUNTY and the MUNICIPALITY to have the MUNICIPALITY enforce the provisions of Section 21-81 of the Code through Section 8CC,

NOW, THEREFORE, IN CONSIDERATION of the mutual benefits derived here from and in compliance with Section 8CC-11 of the Code, the parties covenant and agree as follows:

I. CODE SECTIONS SUBJECT TO ENFORCEMENT

The MUNICIPALITY is authorized to enforce Section 21-81 of the Code in accordance with the provisions of Section 8CC of the Code, including but not limited to the ability to issue civil violation notices under Section 8CC-10 of the Code for violations of Section 21-81(d)1 through and including 21-81(d)7 of the Code, within its municipal boundaries. Notwithstanding this authorization, nothing in this Agreement shall be construed to limit, supersede, or remove the independent authority of the COUNTY to enforce such provisions.

II. AUTHORIZED AGENTS

All law enforcement officers as defined by Florida State Statute 943.10(1) that are employed by the MUNICIPALITY are authorized by this Agreement to perform the enforcement functions outlined in, and in accordance with, this Agreement.

III. AMOUNT REIMBURSABLE TO MIAMI - DADE COUNTY FOR COSTS RELATED TO THE CONDUCT OF HEARINGS ON APPEALS

The MUNICIPALITY shall reimburse the COUNTY the sum of _____ for the administrative costs relating to the conduct of hearings on appeals from violations as outlined in Section I above and shall also be responsible for reimbursing the County for any attorney's fees and costs, including the costs of transcripts and clerical costs, incurred in such proceedings.

Such funds shall be payable to Miami-Dade County within thirty (30) days of receipt of an invoice for such services.

IV. AMOUNT OF REVENUE REIMBURSABLE TO THE MUNICIPALITY FROM THE FINE COLLECTED

The COUNTY shall reimburse _____ to the MUNICIPALITY from the fine collected from the issuance of a civil violation notice for a violation of Section 21-81 of the Code as set forth in Section 8CC. Should the violator opt to enter the Miami-Dade County Diversion Program as set forth in Implementing Order 2-12, the COUNTY shall keep the entire processing fee paid by the violator.

V. TERM OF AGREEMENT

This Agreement shall be in full force and effect from the date of the final execution by either party and shall continue for three (3) years. At the expiration of the three (3) year period the COUNTY and the MUNICIPALITY may enter a new interlocal agreement as required by section 8CC-11 of the Miami-Dade County Code in order for the MUNICIPALITY to continue its enforcement efforts.

VI. MUNICIPALITY INDEMNIFICATION

Subject to the limitations set forth in Section 768.28, F.S., and all applicable laws, the MUNICIPALITY shall indemnify and hold harmless the COUNTY from and for any losses, claims, causes of action or damages of any nature whatsoever, arising from the act, omission or performance or failure of performance of the MUNICIPALITY or the MUNICIPALITY's agents, contractors, servants and employees hereunder relative to the enforcement of the provisions of Section 21-81 of the Code pursuant to Section 8CC of the Code. The MUNICIPALITY shall defend the COUNTY in any action including any action in the name of the COUNTY.

VII. DEFAULT

A. Without limitation, the failure by the MUNICIPALITY to substantially fulfill any of its material obligations in accordance with this Agreement shall constitute a “Municipal Default”. If a Municipal Default should occur, the COUNTY shall have all the following rights and remedies which may be exercised singly or in combination:

1. The right to declare that this Agreement together with all rights granted to the MUNICIPALITY thereunder are terminated, effective upon such date as is designated by the COUNTY. Provided, however, that the COUNTY shall give MUNICIPALITY a period of thirty (30) days after receipt of the written notice from the COUNTY of said default to cure any Municipal Default unless the COUNTY determines, in its sole and absolute discretion, that the nature of the default is such that it cannot be cured in a period of thirty (30) days from the date of the default. If the MUNICIPALITY commences reasonable efforts to cure such default no later than thirty (30) days after such notice, and such efforts are prosecuted to completion and to the COUNTY’s reasonable satisfaction, then it shall be deemed that no Municipal Default shall have occurred under the provisions of this paragraph.
2. Any and all rights provided under the laws of the State of Florida.

B. Without limitation, the failure by the COUNTY to substantially fulfill any of its material obligations in accordance with this Agreement shall constitute a “County Default.” If a County Default should occur, the MUNICIPALITY shall have all of the following rights and remedies which it may exercise singly or in combination:

1. The right to declare that this Agreement together with all rights granted to the COUNTY thereunder are terminated, effective upon such date as is designated by the MUNICIPALITY. Provided, however, that the MUNICIPALITY shall give the COUNTY a period of thirty (30) days after receipt of written notice from the MUNICIPALITY of said default to cure any County Default unless the MUNICIPALITY determines, in its sole and absolute discretion, that the nature of the default is such that it cannot be cured in a period of thirty (30) days from the date of the default. If the COUNTY commences reasonable efforts to cure such default no later than thirty (30) days after such notice, and such efforts are prosecuted to completion and to the MUNICIPALITY's reasonable satisfaction, then it shall be deemed that no County Default shall have occurred under the provisions of this paragraph.
2. Any and all rights provided under the laws of the State of Florida.

VIII. CANCELLATION

Notwithstanding the above, this agreement may be terminated by either the COUNTY or the MUNICIPALITY upon thirty (30) days written notice.

IX. GOVERNING LAW

This Agreement shall be governed by and construed in accordance with the laws of the State of Florida. The COUNTY and the MUNICIPALITY agree to submit to service of process and jurisdiction of the State of Florida for any controversy or claim arising out of or relating to this Agreement or a breach of this Agreement. Venue for any court action between the parties for any such controversy arising from or related to this Agreement shall be in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida.

X. ENTIRETY OF AGREEMENT

This Agreement incorporates and includes all prior negotiations, correspondence, conversations, agreements, and understandings applicable to the matters contained herein. The parties agree that there are no commitments, agreements or understandings concerning the subject matter of this Agreement that are not contained in this Agreement, and that this Agreement contains the entire agreement between the parties as to matters contained herein. Accordingly, it is agreed that no deviation from the terms hereof shall be predicated upon any prior representations or agreements, whether oral or written. It is further agreed that any oral representations or modifications concerning this Agreement shall be of no force or effect, and that this Agreement may be modified, altered or amended only by a written amendment duly executed by both parties hereto and their authorized representatives.

XI. HEADINGS

Captions and headings in this Agreement are for ease of reference only and do not constitute a part of this Agreement and shall not affect the meaning or interpretation of any provisions herein.

XII. RIGHTS OF OTHERS

Nothing in this Agreement expressed or implied is intended to confer upon any person other than the parties hereto any rights or remedies under or by reason of this Agreement.

XIII. REPRESENTATION OF THE MUNICIPALITY

The MUNICIPALITY represents that: (i) this Agreement has been duly authorized, executed and delivered by the governing body of the MUNICIPALITY or its designee; and (ii) it has the required power and authority to perform this Agreement.

XIV. REPRESENTATION OF COUNTY

The COUNTY represents that: (i) this Agreement has been duly authorized, executed and delivered by the governing body of the COUNTY or its designee; and (ii) the County has the required power and authority to perform this Agreement.

XV. WAIVER

There shall be no waiver of any right related to this Agreement unless in writing signed by the party waiving such right. No delay or failure to exercise a right under this Agreement shall impair such right or shall be construed to be a waiver thereof. Any waiver shall be limited to the particular right so waived and shall not be deemed a waiver of the same right at a later time, or of any other right under this Agreement.

XVI. INVALIDITY OF PROVISIONS, SEVERABILITY

Wherever possible, each provision of the Agreement shall be interpreted in such manner as to be effective and valid under applicable law, but if any provision of this Agreement shall be prohibited or invalid under applicable law, such provision shall be ineffective to the extent of such prohibition or invalidity, without invalidating the remainder of such provision or the remaining provisions of this Agreement, provided that the material purposes of this Agreement can be determined and effectuated.

XVII. NOTICE

Notices to MUNICIPALITY provided for herein shall be sufficient if sent by Federal Express or certified mail, return receipt requested, postage prepaid, addressed to:

Village of Biscayne Park
Attention: Chief Cornelius McKenna
640 NE 114th Street
Biscayne Park, FL 33161

with copy to:

Law Offices of John J. Hearn, P.A.
1001 NW 119th Avenue
Coral Springs, FL 33071

and notices to COUNTY, if sent by Federal Express or certified mail, return receipt requested,

postage prepaid addressed to:

County Mayor
Miami-Dade County
Stephen P. Clark Center
111 N.W. 1st Street, 29th Floor
Miami, FL 33128

with copy to:

County Attorney
Miami-Dade County
Stephen P. Clark Center
111 N.W. 1st Street, 28th Floor
Miami, FL 33128

Or such other respective address as the parties may designate to each other in writing from time to time.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year first above written.

ATTEST:
HARVEY RUVIN, CLERK

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

By: _____
DEPUTY CLERK

By: _____
Carlos A. Gimenez
County Mayor

Approved as to form and legal
sufficiency:

Christopher A. Angell
Assistant County Attorney

ATTEST:

_____, a Florida
Municipal Corporation

By: _____
Maria C. Camara
Village Clerk

By: _____
Heidi Siegel
Village Manager

Approved as to form and legal
sufficiency:

John J. Hearn
Village Attorney

The following misdemeanor violations, as such may be amended from time, are eligible to receive a civil violation notice pursuant to [chapter 8CC](#) of the Code of Miami-Dade County, Florida, at the discretion of a law enforcement officer, provided that such violations are not charged in conjunction with any charge that is a felony, driving under the influence (DUI), incident involving domestic violence, or violent crime, as those terms are defined under State law:

(1)

Florida Litter Law, as set forth in Fla. Stat. section 403.413(6)(b), as such may be amended from time to time;

(2)

Illegal Use of Dairy Cases, Egg Baskets, Poultry Boxes, or Bakery Containers, as set forth in Fla. Stat. section 506.509, as such may be amended from time to time;

(3)

Trespass on Property Other Than Structure or Conveyance, as set forth in Fla. Stat. section 810.09, as such may be amended from time to time;

(4)

Retail Theft by Removal of a Shopping Cart, as defined in Fla. Stat. section 812.015(1)(d), as such may be amended from time to time;

(5)

Loitering or Prowling, as set forth in Fla. Stat. section 856.021, as such may be amended from time to time;

(6)

Possession of Cannabis in an amount of 20 grams or less, as set forth in Fla. Stat. section 893.13(6)(b), as such may be amended from time to time; and

(7)

Possession of Drug Paraphernalia, as set forth in Fla. Stat. sections 893.146 and 893.147(1)(b), as such may be amended from time to time.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Resolution 2016-02 Opposing Bear Hunting

Prepared By: Mayor David Coviello

Sponsored By: Mayor David Coviello

Background:

Following the Florida Fish and Wildlife Commission's adoption of a Bear Management Plan Rule in 2015 that included a bear hunt, several cities in Florida including South Miami, Pinecrest, Clermont, Davie, Deltona and Palmetto Bay, recently sponsored resolutions opposing future bear hunting in Florida.

Biscayne Park is a bird sanctuary and has a reputation for treating wildlife with respect, therefore support for a resolution opposing the FFWC's action to permit future bear hunting is brought forward for the Commission's consideration.

Recommendation:

Approval

Attachments:

- Resolution 2016-02
- Red Flag Magazine Article: Remember Me (<https://redflag.org/2015/12/remember-me/>)

1
2
3 **RESOLUTION NO. 2016-02**
4

5 **A RESOLUTION OF THE VILLAGE**
6 **COMMISSION OF THE VILLAGE OF**
7 **BISCAYNE PARK, FLORIDA OPPOSING THE**
8 **FLORIDA FISH AND WILDLIFE**
9 **COMMISSION'S ACTION TO PERMIT BEAR**
10 **HUNTING, AND REQUESTING THE**
11 **INTERVENTION OF THE GOVERNOR AND**
12 **THE STATE LEGISLATURE; PROVIDING FOR**
13 **AN EFFECTIVE DATE**
14

15
16 WHEREAS, the Village of Biscayne Park and its citizens endeavor to be good stewards
17 of the environment and its resources, including its wildlife; and,
18

19 WHEREAS, in 2012, the Florida Fish and Wildlife Commission (FFWC) removed the
20 Florida black bear from Florida's Endangered and Threatened Species List; and,
21

22 WHEREAS, in 2015, the FFWC adopted a Bear Management Plan Rule that included a
23 bear hunt; and,
24

25 WHEREAS, the 2015 FFWC Rule, by its very nature in granting unlimited permits,
26 created a mechanism that allowed the killing of more than the stated limitation of bears.
27 Realistic monitoring measures were not in place to ensure that the thousands of anticipated
28 hunters would cease their efforts when reaching the Bear Management Unit limits.
29 Additionally, the Stated taxed hunters for more permits than the bears that they were allowed
30 to kill; and,
31

32 WHEREAS, the FFWC's decision to allow bear hunting was based on outdated (13
33 year old) date; and,
34

35 WHEREAS, this decision created overwhelming opposition from citizens and
36 environmental groups throughout the State; and,
37

38 WHEREAS, during the 2015 hunt, lactating female bears were killed, leaving orphaned
39 cubs living in the wild as prey; and,
40

41 WHEREAS, during the 2015 hunt, actual kill rates far exceeded approved quotas in two
42 of the four Bear Management Units (BMUs); and,
43

44 WHEREAS, future bear hunts will serve to thwart and undo the past efforts of the
45 FFWC and others to promote this previously endangered or threatened species; and
46

47 WHEREAS, the Village of Biscayne Park would like to recognize FFWC
48 Commissioner Ron Bergeron for his stance in opposing the bear hunt in Florida and speaking
49 out against the ruling.

1
2
3 **NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COMMISSION**
4 **OF THE VILLAGE OF BISCAYNE PARK, FLORIDA:**
5

6 **Section 1.** The foregoing "WHEREAS" clauses are true and correct and hereby
7 ratified and confirmed by the Village Commission.
8

9 **Section 2.** The Village of Biscayne Park does hereby urge the FFWC to refrain
10 from approving future bear hunts.
11

12 **Section 3.** The Village Commission further resolves and requests that the Governor
13 of the State of Florida and the State Legislature intervene as may be appropriate to address the
14 concerns stated herein.
15

16 **Section 4.** The Village Commission does further direct the Village Clerk to send
17 copies of this Resolution to the Florida Fish and Wildlife Commission, Governor Rick Scott,
18 Florida Senate President Andy Gardiner, and Florida Speaker of the house Steve Crisafulli.
19

20 **Section 5. Severability.** If any section clause, sentence, or phrase of this resolution
21 is for any reason held invalid or unconstitutional by a court of competent jurisdiction, the
22 holding shall not affect the validity of the remaining portions of this resolution.
23

24 **Section 6. Effective Date.** This Resolution shall become effective upon adoption.
25

26 PASSED AND ADOPTED this ___ day of _____, 2016.

27
28 **The foregoing resolution upon being**
29 **put to a vote, the vote was as follows:**
30

31 _____
32 David Coviello, Mayor

33
34 Attest:

35
36
37 _____
38 Maria C. Camara, Village Clerk
39
40

41 Approved as to form:
42
43
44

45 _____
46 John J. Hearn, Village Attorney

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

REMEMBER ME

Posted on December 21st, 2015

[Home](#) > [Articles](#) > [Featured](#) > [Remember Me](#)

Posted by Melanie Oliva



"Empathy is really important... Only when our clever brain and our human heart work together in harmony can we achieve our true potential." These words from Dr. Jane Goodall¹ might just be the formula for saving Florida Black Bears. At least, that's what six artists hope.

As realist artist J W Baker explains, there is an "unacknowledged sentience that exists within all living creatures." Inspired by his own encounters, J W's paintings give these naturally curious beings a voice all can relate to. The title "Remember Me" suggests what the last living bear might say if he could speak.

Drawn together by dismay over the Florida Black Bear hunt, myself and five artists want you to care as much about this unique subspecies as we do. We believe Florida's 3,000 black bears have as much right to live as its 20 million humans. If you knew that these bears were in fact recently endangered, you might understand why we are working together to give them a voice.² With Goodall's wisdom in mind, we wish to evoke your empathy and encourage you to speak out with us against next year's hunt.

Painter Lucas Lamemha of Pernambuco, Brazil has only been to Florida once, but doesn't hesitate when it comes to helping others. His painting suggests bears may wonder why they are targets when there are so few of them. Lamemha continues to help by incorporating this message into new work.

Artist and sculptor Herb Williams theorizes that animals communicate through signs that most of us cannot see. In his series "Call of the Wild," he suggests their language is more colorful than we might think.

Photographer Chris Norcott understands bears very well, as he's spent many years observing them. His mission is to capture and share their journey, which from his experience is not much different than ours. Norcott states, "Black bears are gentle, timid creatures, but they do have their own rules of etiquette, which we need to learn and understand in order to peacefully coexist with them."

Leif Erik Johansen has seen the effects of wildlife displacement firsthand. The bear who visits his yard in North Carolina in search of food has inspired surreal works that examine our relationship with nature. He proposes everyone treat bears the way he does, with respect.

Respecting the Florida Fish and Wildlife Conservation Commission's decision to open a hunt on black bears after 21 years³ is something I find difficult to do. The FWC made close to \$400,000 from permit sales.⁴ Ponder this question: *Which is more important in our society – financial gain or the environment?* As I illustrate in my painting "The Greater Green" (2014), the answer can be turned either way – depending on who's holding the coin.

We plan to coordinate an exhibit to further connect hearts and minds on this issue. Florida residents who would like to help are urged to ask their mayors to sponsor a resolution in support of the bears and respective senators to stand behind the Florida Black Bear Restoration Act 1096 of 2016.

For more information and ways to help follow the links below.

Image Credits: Slide show **image 1:** "The Bear and the Hummingbird", © 2012 J W Baker | **image 2:** "The Beekeeper and the Bear", © 2014 Leif Erik Johansen | leiferikjohansen.com | IG: @leiferik40 | **image 3:** photo of a Florida Black Bear and cub © 2015 Chris Norcott | chrisnorcott.com | IG: @chrisnorcottphotography | **image 4:** (left) "The Greater Green", © 2015 Melanie Oliva | melanieoliva.com | IG: @melanieolivaartist & @inspirationpollination (right) photo of a Florida Black Bear by Chris Norcott | **image 5:** "Stop Black Bear Hunting", © 2015 Lucas Lamenna | 5am.ag | IG: @lucaslamenna_artist | **image 6:** "Remember me", © 2014 J W Baker | www.jwbart.com. Thumbnail image by Herb Williams.

Action Links:

<http://stopfbearhunt.com>

http://www.speakupwekiva.com/Stop_the_Black_Bear_Hunt.html

<https://www.facebook.com/SaveFLBears>

SOURCES

1 NOVA's series The Secret Life of Scientists and Engineers.

2 <http://news.nationalgeographic.com/2015/10/151023-black-bear-hunt-florida-animals-conservation/>

3 <http://myfwc.com/news/resources/fact-sheets/bear-hunting/>

4 <http://www.nydailynews.com/news/national/hunters-kill-295-black-bears-two-day-florida-hunt-article-1.2411330>

COMMENTS

4 Comments

Sort by **Oldest** ▼



Add a comment...



Linda Cooper

Thank you all for raising awareness of the Florida black bear. I will share this.



Like · Reply · Dec 22, 2015 8:36am



Amy Reznik · University of South Florida

Beautiful art! I hope your work inspires others to work towards stopping the hunt!

Like · Reply · Dec 22, 2015 12:02pm



Daily Kumquat

We will most certainly remember. Thank you for a beautiful contribution to the campaign for our bears.

Like · Reply · Dec 22, 2015 3:19pm



Marilyn C. Pazos · St. Agnes Academy Alumnae Association

Great article. We need to stop the hunt!

Like · Reply · Dec 26, 2015 2:29pm

Facebook Comments Plugin

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Email Address *

First Name

Last Name

MEMORANDUM

TO: Mayor David Coviello
Vice Mayor Bob Anderson
Commissioner Fred Jonas
Commissioner Roxanne Ross
Commissioner Barbara Watts
Village Manager Heidi Seigel
Village Clerk Maria Camara
Police Chief Cornelius McKenna

FROM: John J. Hearn, Village Attorney

RE: Request to Ratify Memoranda of Understanding to Collective Bargaining Agreement With the Dade County Police Benevolent Association, Inc.

DATE: January 26, 2016

Please be advised that I have spoken with Brendan Coyle, who represents the Dade County Police Benevolent Association (the “Union”), and was informed that the police officers covered by the Union have approved the proposed Memoranda of Understanding to the Collective Bargaining Agreement (“CBA”) with the Village. Chief McKenna and I met with the Union to negotiate changes to the Promotion and Vacation Sections of the current CBA which remains in effect through September 30, 2016. As a result, and consistent with Chapter 447, Florida Statutes, the Memoranda of Understanding to the Collective Bargaining Agreement are being placed in front of the Village Commission for ratification.

1. Memorandum of Understanding – Article 15, Promotions

The majority of the provisions in the previous Agreement have been retained. The key changes are as follows:

- Promotional examinations will be given as written tests only - oral interviews have been deleted. Therefore, all references to oral examinations have been deleted.
- Promotional examinations will now be announced a minimum of forty five days in advance and will be in writing.
- Promotional examinations will be restricted to non-probationary officers with a minimum of two years, instead of three years, of full-time service with any governmental or military law enforcement agency.
- A provision was inserted to allow the Village to remove vacant sergeant positions from the budget at its discretion.
- The eligibility list can now be extended beyond two years with an agreement between the Village and the Union.
- The Village no longer has an obligation to administer a promotional examination within a

two year period due to lack of promotional vacancies.

2. Memorandum of Understanding – Article 8, Vacations

Section H of Article 8 has been created to define the word “day” as eight hours. This clarifies that, although officers work twelve hour shifts, a vacation day remains eight hours.

The Memoranda of Understanding, as proposed, have the support of the Village Manager, as well as the Chief of Police.

Attachments:

- Resolution 2016-03
- Memorandum of Understanding – Article 8
- Memorandum of Understanding – Article 15

1
2
3 **RESOLUTION NO. 2016-03**
4

5 A RESOLUTION OF THE VILLAGE
6 COMMISSION OF THE VILLAGE OF
7 BISCAYNE PARK, AUTHORIZING THE
8 MAYOR TO EXECUTE THE MEMORANDA OF
9 UNDERSTANDING TO THE COLLECTIVE
10 BARGAINING AGREEMENT BETWEEN THE
11 VILLAGE OF BISCAYNE PARK, FLORIDA
12 AND THE DADE COUNTY POLICE
13 BENEVOLENT ASSOCIATION, INC.;;
14 PROVIDING FOR AN EFFECTIVE DATE
15
16

17 WHEREAS, the Village of Biscayne Park (the "VILLAGE") and the Dade County
18 Police Benevolent Association, Inc. (the "PBA") have entered into a Collective Bargaining
19 Agreement (the "Agreement"), the term which expires on September 30, 2016; and,
20

21 WHEREAS, a MEMORANDUM OF UNDERSTANDING is entered between the
22 VILLAGE and the PBA for the purpose of interpreting and modifying existing language in
23 Article 8 of the Agreement entitled "Vacations", regarding the definition of "day"; and
24

25 WHEREAS, a MEMORANDUM OF UNDERSTANDING is entered between the
26 VILLAGE and the PBA for the purpose of modifying Article 15 of the Agreement entitled
27 "Promotions", regarding promotional procedures for the rank of police sergeant; and,
28

29 WHEREAS, the parties agree to both MEMORANDA OF UNDERSTANDING for the
30 purpose of modifying the Collective Bargaining Agreement.
31

32
33 NOW THEREFORE BE IT RESOLVED BY THE VILLAGE COMMISSION OF THE
34 VILLAGE OF BISCAYNE PARK, FLORIDA:
35
36

37 **Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as
38 being true and correct and hereby made a specific part of this Resolution upon adoption hereof.
39

40 **Section 2.** The Village Commission authorizes the Mayor to execute the
41 MEMORANDUM OF UNDERSTANDING for the purpose of interpreting and modifying
42 existing language in Article 8, entitled "Vacations". The Memorandum of Understanding, in
43 substantial form, is attached and incorporated by reference into this resolution as exhibit 1.
44

45 **Section 3.** The Village Commission authorizes the Mayor to execute the
46 MEMORANDUM OF UNDERSTANDING for the purpose of modifying Article 15, entitled
47 "Promotions". The Memorandum of Understanding, in substantial form, is attached and
48 incorporated by reference into this resolution as exhibit 2.
49

**MEMORANDUM OF UNDERSTANDING
TO COLLECTIVE BARGAINING AGREEMENT
BETWEEN THE VILLAGE OF BISCAYNE PARK, FLORIDA AND
THE DADE COUNTY POLICE BENEVOLENT ASSOCIATION, INC.**

THIS MEMORANDUM OF UNDERSTANDING is entered into between the VILLAGE OF BISCAYNE PARK (the "VILLAGE") and THE DADE COUNTY POLICE BENEVOLENT ASSOCIATION, INC. (the "PBA") for the purpose of interpreting and modifying an existing Collective Bargaining Agreement between the VILLAGE and the PBA.

WHEREAS, the VILLAGE and the PBA have entered into a Collective Bargaining Agreement, the term which expires on September 30, 2016; and

NOW, THEREFORE, the parties agree to this Memorandum of Understanding for the purpose of modifying the Collective Bargaining Agreement as follows:

Section 1. The above recitals are true and correct and are incorporated herein.

Section 2. Article 8, entitled "Vacations" shall be amended to include the following language:

H. For purposes of this Section, it is understood and agreed that the word "day" shall be defined as eight (8) hours (i.e., an officer taking one (1) day of leave would have to take one and one-half (1 ½) days of vacation pay for shifts that are twelve (12) hours long).

Dated this ____ day of _____, 2016.

ATTEST:

VILLAGE OF BISCAYNE PARK

MARIA CAMARA,
VILLAGE CLERK

DAVID COVIELLO
VILLAGE MAYOR

APPROVED AS TO FORM:

JOHN J. HEARN
VILALGE ATTORNEY

DADE COUNTY POLICE BENEVOLENT
ASSOCIATION, INC.

JOHN RIVERA
PBA PRESIDENT

APPROVED AS TO FORM:

BRENDAN COYLE
PBA ASSISTANT GENERAL COUNSEL

Date of Ratification by Bargaining Unit: _____

Date of Ratification by Village: _____

**MEMORANDUM OF UNDERSTANDING
TO COLLECTIVE BARGAINING AGREEMENT
BETWEEN THE VILLAGE OF BISCAYNE PARK, FLORIDA AND
THE DADE COUNTY POLICE BENEVOLENT ASSOCIATION, INC.**

THIS MEMORANDUM OF UNDERSTANDING is entered into between the VILLAGE OF BISCAYNE PARK (the "VILLAGE") and the DADE COUNTY POLICE BENEVOLENT ASSOCIATION, INC. (the "PBA") for the purpose of temporarily modifying Article 15 of the existing Collective Bargaining Agreement (hereinafter "Agreement") between the VILLAGE and the PBA.

WHEREAS, the VILLAGE and the PBA have entered into an Agreement, the term which expires on September 30, 2016; and

WHEREAS, Article 15 of the Agreement provides for promotional procedures to be utilized for promotions to the collective bargaining rank of police sergeant;

WHEREAS, the Village intends to have at least one budgeted police sergeant position for the 2015-2016 Fiscal Year;

WHEREAS, the Village desires to have qualified officers apply for the police sergeant position;

NOW, THEREFORE, the parties agree to this Memorandum of Understanding for the purpose of temporarily modifying Article 15 of the Agreement as follows:

ARTICLE 15. PROMOTIONS

Recognizing the need for qualified supervisory staff to effectively supervise the Police Department, the Village agrees to implement the following promotional procedures to the rank of police sergeant:

A. *A promotional examination will be administered once every two (2) years or as the Village deems necessary.*

B. *The promotional examination consists of a written test only. ~~and oral interview, each worth fifty percent (50%) of a total cumulative score.~~*

C. *The Village agrees to announce a promotional examination a minimum of forty five (45) days in advance of said examination, at which time it will list the areas the examination will cover and the sources from which the examination will be drawn. The Village will make all such references and source material available to eligible candidates in writing at the time of the announcement.*

D. ~~The promotional examination shall be restricted to non-probationary officers with three (3) two (2) years of continuous full-time service as an officer for the Village any governmental or military law enforcement agency as of the date the examination is given.~~

E. ~~The written test shall be either created and administered by a professional testing agency or by the Village Command staff. In order to take the oral interview portion of the promotional examination, a candidate must pass the written test with a score of seventy percent (70%) or higher.~~

F. ~~An interview board comprised of three (3) non-departmental sworn personnel who occupy a rank of Police Lieutenant or higher will conduct oral interviews of each candidate who has passed written test. For each promotional examination, the Village is permitted to select one (1) member for this board, the PBA is permitted to select one (1) member for this board, and the third member will be mutually selected by these two (2) members.~~

G. ~~A list of eligible candidates will be compiled in order of their final cumulative score. The Chief of Police shall make promotions to sergeant from the top three (3) persons on the list of eligible candidates. Promotions shall be made within thirty (30) days of the promotional vacancy. The Village reserves the right to remove a vacant sergeant position from the budget if it deems it appropriate. The promotional eligibility list shall remain valid for two (2) years unless the list is exhausted and can be extended by agreement between the Village and the PBA.~~

H. ~~The Village has no obligation to administer a promotional examination in a two (2) year period if there are a lack of promotional vacancies. Should a vacancy subsequently arise, the Village agrees to administer the examination within one hundred twenty (120) days from the date the vacancy was created.~~

I. ~~Bargaining unit members promoted to sergeant will serve a one (1) year position probationary period.~~

K. ~~All employees promoted to the rank of sergeant will receive at least a 5% pay supplement.~~

The Village and PBA agree that this is a temporary modification that is limited only to the next sergeant promotional examination held by the Village. This temporary modification expires upon conclusion of the next sergeant promotional examination or September 30, 2016, whichever occurs first.

Dated this ____ day of _____, 2016.

ATTEST:

VILLAGE OF BISCAYNE PARK

MARIA CAMARA,
VILLAGE CLERK

DAVID COVIELLO
VILLAGE MAYOR

APPROVED AS TO FORM:

JOHN J. HEARN
VILALGE ATTORNEY

DADE COUNTY POLICE BENEVOLENT
ASSOCIATION, INC.

JOHN RIVERA
PBA PRESIDENT

APPROVED AS TO FORM:

BRENDAN COYLE
PBA ASSISTANT GENERAL COUNSEL

Date of Ratification by Bargaining Unit: _____

Date of Ratification by Village: _____



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Variance Request

Prepared By: Maria C. Camara, Village Clerk

Sponsored By: Staff

Background

Property owners Lawrence & Chandra Peña at 831 NE 109th St. previously submitted a request for a variance of the zoning code of the Village of Biscayne Park in regards to the installation of a shed. The request for the variance was scheduled to be heard by the Planning & Zoning Board on November 2nd, and then by the Commission on November 10th, and accordingly noticed and advertised. The following took place:

- At the November 2nd Planning & Zoning meeting, the item was tabled pending the property owner's decision on whether to proceed with the variance.
- At the November 10th Commission meeting, the item was deferred until date certain February 2, 2016.
- On November 16th, the property owner decided not to go forward with the request for the variance and withdrew their permit application for the shed installation.

Since the advertised and noticed meeting of the Village Commission on November 10th was deferred to date certain February 2, 2016, the item has been included on the agenda.

Attachments:

- Property owner communication to the Village

Maria Camara

From: Irwina Peterson
Sent: Wednesday, January 27, 2016 4:42 PM
To: Maria Camara
Subject: FW: Cancellation of Proposed Shed Variance

From: Chandra Pena [<mailto:clpena@gmail.com>]
Sent: Wednesday, January 27, 2016 : PM
To: Irwina Peterson
Subject: Cancellation of Proposed Shed Variance

Hi Irwina -

Pls note that when we went to the P & Z meeting in Nov 2015 we decided NOT to go ahead with the shed variance that we were seeking.

Please let me know if you need anything else.

Thank you -
Chandra Pena
831 NE 109th St.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Ordinance 2016-01 - Chapter 8
Environmental Management

Prepared By: Maria C. Camara

Sponsored By: Staff

Background

At the December 1st, 2015 commission meeting, the Commission reviewed and discussed the proposed changes to Chapter 8 of the Land Development Code from the Code Review Board. Following discussion, there was consensus from the Commission to have the Village Attorney draft the ordinance for first reading.

Attachments:

- Ordinance 2016-01

1 **8.2. - Protection of natural resources.**

2 8.2.1 Air pollution. To protect and enhance the air quality of the village, all sources of air
3 pollution shall comply with rules set forth by the Federal Environmental Protection Agency
4 and the Florida Department of Environmental Regulation. No person shall operate a
5 regulated source of air pollution without a valid operating permit issued by the department
6 of environmental regulation.

7 8.2.2 Water pollution. Standards are necessary to protect the quantity and quality of the
8 principal source of water, the groundwater supply, to safeguard the health, safety and
9 welfare of residents in the village and surrounding areas. The South Florida Water
10 Management District's use rules and regulations shall apply.

11 8.2.3 Habitat protection.

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

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

16 8.2.4 Tree protection. It shall be unlawful for any person, unless otherwise permitted by the
17 terms of ~~the MetroMiami-Dade County Code Ordinance No. 89-8~~, and as may be amended,
18 to do tree removal work or to effectively destroy any tree without first obtaining a permit
19 from ~~MetroMiami-Dade County's Department of Environmental Regulation and~~
20 ~~Management~~ Regulatory and Economic Resources. The following activities are exempt from
21 tree removal permits:

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

25 (b) Removal of any dead tree.

26 (c) Removal of tree species specified by the Miami-Dade County Code (~~subsection 24-~~
27 ~~60(4)(f)~~).

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

29 **8.3. - Landscaping.**

30 8.3.1 Approved plants. ~~As far as possible~~ Native species (including xeriscape plants) should
31 be used for landscaping as these species are tolerant of and suited to the weather, insects,
32 and soil conditions of the area, and need less water, fertilizer, and pesticides to ensure their
33 survival. Lists of approved trees, shrubs and hedges; groundcovers, and lawn grass, as well
34 as prohibited plants, are designated in the Miami-Dade County Code and are hereby
35 incorporated by reference into the village code.

36 **8.4. - Property maintenance.**

37 8.4.1 Lots and public rights-of-way.

38 * * * *

39 8.4.2 Unsightly and unused objects. The storage and harboring of disused motor vehicles
40 hereinafter sometimes referred to as junk vehicles and any other unused or unsightly
41 personal property on any lot is prohibited and declared unlawful unless the same is stored in

1 a suitable building erected on such lot in accordance with the building code and this code, or
2 with respect to a vehicle, is covered by a material covering designed for such purpose.

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

8 8.4.3 Violations and enforcement.

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

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

14 (c) Any person owning land on which is stored any vehicle, including but not limited to,
15 any house car, camp-car, trailer, unused or unsightly truck, wagon, buggy, boat,
16 machinery or other unused or unsightly personalty property, shall be considered in
17 violation of this code.

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

19 (e) Temporary exterior holiday decorations and temporary lighting shall not be placed more
20 than forty five (45) days prior to the holiday or observance and must be removed no
21 later than fourteen (14) days after the holiday or observance has ended.

22 8.4.4 Animals, etc., prohibited. The following shall be prohibited:

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

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

26 (c) The raising of poultry or fowl.

27 28 8.4.5 Storm shutters/protective window cover placement. Consistent with the provisions 29 regarding storm shutters as defined and set forth in the Florida Building Code, as amended from 30 time to time, it is prohibited to maintain storm shutters/protective window covers in a 31 closed/secure position on a structure for periods in excess of five (5) business days unless:

32
33 (a) Tropical storm or hurricane conditions are expected to occur within thirty six (36) hours;

34 (b) A tropical storm or hurricane occurs during the five (5) day period, at which point the
35 five (5) day period begins a new after hurricane conditions have subsided;

36 (c) Tropical storm or hurricane conditions are expected to occur within thirty six (36) hours
37 after the fifth day;

38 (d) The structure is used for residential purposes and the property is vacant, then
39 shutters/protective window covers may be in place for up to fourteen (14) consecutive days and
40 the owner/occupant registers with the police department on a form prepared by the village.

1 It is not the intention that the above restrictions include window covers used as a decorative
2 window cover or used to shield the residence from the sun.
3

4 8.4.6 Street address display.

5

6 (a) It is the intent of this regulation that all developments of any type within the municipal
7 limits of the Village of Biscayne Park shall display identification in such a manner and place that
8 location of a particular address can be ascertained from the nearest street or alley servicing the
9 development.

10
11 (b) All property shall display their street address so that numerals and/or letters shall have
12 sufficient contrast from its background and be legible from the street, alley or right-of-way upon
13 which said property faces. For properties which have frontage on both streets and alleys, the
14 street address must be displayed at both locations. The street address shall be displayed in
15 numerals not less than four (4) inches in height.

16
17 (c) A building which does not face a street, alley or right-of-way and which contains more
18 than four (4) dwelling units, shall display, in addition to individual unit addresses, the range of
19 addresses assigned to units therein immediately adjacent to the roadway.

20
21 (d) It is the intent of this article to establish a duty for all property owners in the Village of
22 Biscayne Park to install and maintain required signage. Property developed as of the effective
23 date of this article shall be brought into compliance, at the expense of the property owner, within
24 six (6) months from the date of enactment of this section.
25

26 **8.5. - Fire and explosive hazards.**

27

28 8.5.1 Fire and explosive standards. The South Florida Fire Prevention Code, and as may be
29 amended from time to time, is hereby incorporated into the village code. The storage, use, or
30 manufacture of flammable or explosive materials in Biscayne Park is prohibited.

31
32 **Section 3. Conflicts.** That all Ordinances or parts of Ordinances, Resolutions or parts
33 thereof in conflict herewith, are and the same are hereby repealed to the extent of such conflict.

34 **Section 4. Severability.** The provisions of this Ordinance are declared to be
35 severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be
36 held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining
37 sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it

1 being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any
2 part.

3 **Section 5. Codification.** It is the intention of the Village Commission of the Village of
4 Biscayne Park, that the provisions of this Ordinance shall become and made a part of the Code of
5 Ordinances of the Village of Biscayne Park, Florida, and that the Sections of this Ordinance may be
6 renumbered, re-lettered and the word "Ordinance" may be changed to "Section," "Article" or other
7 word or phrase in order to accomplish such intention.

8 **Section 6. Effective Date.** This Ordinance shall be effective upon adoption on
9 second reading.

10
11 The foregoing Ordinance was offered by Commissioner _____, who moved its
12 adoption. The motion was seconded by _____ and upon being put to a vote,
13 the vote was as follows:

14
15 PASSED AND ADOPTED upon first reading this ____ day of _____, 2016.

16 PASSED AND ADOPTED upon second reading this ____ day of _____, 2016.

17
18 **The foregoing ordinance upon being put**
19 **to a vote, the vote was as follows:**

20
21
22 _____
23 David Coviello, Mayor

24 Mayor Coviello: ____
25 Vice Mayor Watts: ____
26 Commissioner Anderson: ____
27 Commissioner Jonas: ____
28 Commissioner Ross: ____

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Attest:

Maria C. Camara, Village Clerk

Approved as to form:

John J. Hearn, Village Attorney



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016
Subject: Revisit landlord permit requirements.
Prepared By: Commissioner Roxanna Ross
Sponsored By: Commissioner Roxanna Ross

Background

Section 16.15 in the Village's Code of Ordinances (attached for reference) requires that if a dwelling unit is leased, subleased, rented or allowed to be occupied in the Village of Biscayne Park, then the property owner must obtain an annual landlord permit.

The implementation of this policy has assisted the Village in protecting and promoting the health, safety and welfare of its citizens, to establish rights and obligations of both owners and occupants of residential rental units in the Village, and to ensure that owners and occupants share the responsibility to maintain the residential rental units in compliance with Village codes, and to avoid nuisances for neighboring residents. To that end, the section provides a systematic program for inspection and permitting of residential rental units, as well as provision for the revocation of permits and institution of penalties.

A continuation of this systematic permitting and inspection program for residential rental properties can minimize the presence of life-safety violations, is in the best interest of the Village and its residents and property owners.

The fee for the annual permit is currently \$50.00 per unit, and helps to defray the expense of inspection and administration.

I recommend that sec. 16.15.6 Waiver of permit fee, be stricken to allow for continuing permitting and inspection to ensure the protection of all residents of the Village.

Fiscal / Budget Impact

It is anticipated that the budgetary impact will be neutral as permitting fees should be sufficient to absorb inspection and administrative costs of the program.

February 2, 2016

Commission Agenda Report

Landlord Permits

Recommendation

Instruct the Village Manager to arrange for the drafting and presentation of an ordinance amending section 16.15 to allow for continuing the landlord permitting and inspection program, along with an appropriate fee to cover the expense of administering the program.

Attachments

- Section 16.15 of the Village Code.

16.15. - Landlord permits.

16.15.1 Application for permit; issuance of permit. Every owner of a dwelling is required to obtain an annual landlord permit for each dwelling unit from the village manager or designee prior to leasing, subleasing, renting or allowing the occupancy of such unit to another natural person or other natural persons, unrelated to the owner, whether or not for consideration, except as provided in subsection 16.15.3. In the case of multiple owners of any such dwelling unit, it shall be sufficient for any one of the owners to have obtained a permit on the unit. The application shall be in writing and on a form provided by the village. Such annual permit shall be valid from January 1 through December 31 of each year and shall be issued and not revoked if:

- (1) The annual regulatory fee is paid.
- (2) The applicant and the applicant's property are not in violation of this section.
- (3) The applicant provided the correct street address for all parcels or property covered by this section.

16.15.2 Landlord permit required. It is hereby deemed unlawful for any person to lease, sublease, rent or allow the occupancy of any dwelling or dwelling unit for the purpose of tenancy, whether or not for consideration, without first obtaining the required landlord permit.

16.15.3 Exemption. The provisions of this section do not apply if the dwelling unit is occupied by less than three (3) persons eighteen (18) years of age or older, one (1) of whom is the owner, and the children of one (1) or both of these people.

16.15.4 Payment; late payment. The village shall bill each applicant or holder of a landlord permit for the annual fee, once the village manager or designee determines that all requirements for the permit have been met. If payment is not received on the due date, the account shall be considered delinquent and subject to a delinquency penalty of ten (10) percent for the first thirty (30) days of delinquency and an additional five (5) percent penalty for each month of delinquency thereafter until paid; provided that the total delinquency penalty shall not exceed twenty-five (25) percent of the fee due. If payment is not received within one hundred twenty (120) days, the village manager or designee may refer the account to a collection agency. If the collection agency does not collect the amount due within ninety (90) days of the referral, or if the village manager or designee decides not to refer the account to a collection agency, the applicant or permit holder shall be subject to citation for violation of this section and proceedings before the code enforcement board.

16.15.5 Fees.

- (a) Fees to be charged for the purpose of administering this ordinance shall be established by separate resolution.
- (b) The village manager shall collect all fees due and owing to the village.
- (c) Inspections of the applicant's premises shall be scheduled at the convenience of both the enforcement officer/inspector, landlord and tenant(s). If the landlord and/or tenant fails to be present at the time of the scheduled inspection or if the enforcement officer/inspector is denied and/or unable to gain access to the dwelling or dwelling unit to conduct the requisite inspection, the landlord may be subject to being charged a re-inspection fee for each re-inspection, at the discretion of the village. Additionally, after three (3) such attempts and/or denials of access to the premises, the village may pursue the revocation of any existing permit(s) of use issued to the subject premises.

16.15.6 Waiver of permit fee. If the property has received no violations for three (3) consecutive years, then the landlord permit fee shall be waived.

16.15.7 Application procedures.

- (a) No landlord permit shall be issued or granted to any person unless an application is filed with the village manager, or his/her designee on forms provided for that purpose, disclosing the following:

- (1) The landlord's name and address and telephone number, and any other emergency contact information. Any changes in such information during the period for which the landlord permit is issued shall be made to the village manager or his/her designee, in writing.
 - (2) If the applicant is a corporation or partnership, the full name and address of the corporation or partnership and the state of incorporation. Applicant must submit a copy of the articles of incorporation.
- (b) All applications and permits shall be assigned a number, which may be an individual's Social Security Number, a corporation's federal tax number, or such other uniform method of numbering selected by the village manager or his designee.
- (c) Statement of accuracy: The application form shall contain the following language:
- "The undersigned has carefully reviewed this application and all information contained herein has been freely and voluntarily provided. All facts, figures, statements contained in this application are true, correct, and complete to the best of my knowledge and belief. The applicant also acknowledges and understands that the issuance of a Village landlord permit is contingent upon a compliance inspection and in conjunction with the issuance of a certificate of occupancy. The undersigned understands that failure to comply with the Village's ordinances may result in revocation of said landlord permit."
- (d) The applicant shall print and sign his or her name to the application immediately after the statement required in subsection (c) above. In the case of a corporation, an officer shall be required to sign the application in his individual capacity and not solely as a corporate agent.
- (e) Dwelling or dwelling units that are required to obtain a certificate of occupancy pursuant to the Florida Building Code, must do so prior to the issuance of a landlord permit. The village shall honor any certificate of occupancy issued by Miami-Dade County; provided that the occupancy for which the certificate was issued remains the same.
- (f) State license, certificate, registration required. All premises regulated by the state must submit a copy of their current state license, certificate, and/or registration prior to the issuance of their landlord permit and thereafter each year at the time of renewal. Only the state license itself or receipt therefore shall constitute proof of current state license.
- (g) Landlord permits shall not be issued unless:
- (1) There has been a site inspection of the dwelling or dwelling unit(s) by the village.
 - (2) The village has verified compliance with all applicable laws and regulations and has collected all applicable fees due to the village.
- 16.15.8 Failure to apply for permit. If the village manager or designee has reasonable cause to believe that a dwelling unit is being leased, subleased, rented or occupied without a permit in violation of this section, the owner of the property shall be given notice that a permit is required and that an application must be filed with the village within thirty (30) days of the notice. If an application, or evidence that a permit is not required, is not received on the due date, the owner shall be cited for violation of this section and proceedings before the code enforcement board will begin.
- 16.15.9 Tenant documents. Prior to executing a lease for the dwelling unit covered by the permit, applicant will provide each tenant with a copy of:
- (a) F.S. Ch. 83, pt. II, entitled "Residential Tenancies;" and
 - (b) Chapter 16, section 16.15 of this Code, entitled "Landlord Permits."
- 16.15.10 Obligation to pursue lawful remedies. In the event the village provides notice to the applicant (property owner or designated agent) of repeated violations of certain ordinances by a tenant or guests of a tenant of the dwelling unit, the applicant will pursue all lawful remedies available under F.S. § 83.56, regarding termination of the rental agreement due to the tenant's failure to comply with F.S. Ch. 83, the provisions of the lease or this Code.

16.15.11 Requirements of permittee.

- (a) Any owner who resides outside of Miami-Dade County either at the time of procuring a permit or after having procured a permit shall appoint an agent who resides within the county for the purpose of receiving notices from the village concerning the permit. The owner shall notify the village in writing of the name, address and telephone number of the agent. If the owner fails to appoint an agent or notify the village, the permittee shall be presumed to have agreed to constructive notice by publication in a newspaper of county-wide circulation within Miami-Dade County.
- (b) The permittee and appointed agent, if any, shall maintain a list of the names of tenants in each dwelling unit. Such lists shall be available to the village upon reasonable notice.

16.15.12 Material breaches of lease. Adjudications of guilt or pleas of no contest of the village's ordinances, including but not limited to, noise, animal control, solid waste, storage, trash and yard maintenance, shall be a material breach of a lease of any unit regulated by this section, and grounds for termination of the lease.

16.15.13 Agreement to allow inspection. By applying for a permit, the owner agrees to allow inspection of the unit for violations of the housing code at any reasonable time; however, this provision shall not be interpreted as authorizing the village to conduct an inspection of an occupied rental unit without obtaining either the consent of an occupant or a warrant.

16.15.14 Contact information. No permit shall be issued or renewed until the applicant or permit holder has provided the name and phone number of a natural person eighteen (18) years of age or older who can be contacted twenty-four (24) hours a day, seven (7) days a week, regarding the rental unit. This contact person may be the owner, the owner's agent, or any other person other than a resident of the rental unit who has agreed to be the contact person.

16.15.15 Denial or revocation of permit.

- (a) The village manager or designee may deny issuance of, or revoke, any permits applied for under this section if it is determined either that the applicant or holder has made material misrepresentations about the condition of his/her property, or that the owner has otherwise violated a provision of this section.
- (b) If the village manager or designee determines there is reasonable cause to believe that there are grounds to revoke or deny a permit applied for or held, a written notice shall be mailed by registered mail to the owner or agent whose address was provided in the application for such permit. If the dwelling unit in question is occupied, a copy of the notice shall be mailed to at least one (1) tenant. Such written notice shall state the alleged grounds for revocation or denial. For revocation of a permit, such written notice shall also state that the revocation will become effective thirty (30) days from the date of the notice unless, within the thirty (30) days, the alleged grounds for revocation are remedied (or legal action to do so is begun) to the satisfaction of the village manager or designee or a hearing is applied for in accordance with this section.
- (c) Within thirty (30) days from the date the notice of revocation or denial is mailed, a holder of or applicant for a permit or the appointed agent may request in writing to the village manager a hearing on the revocation or denial. The village manager or designee shall schedule the hearing to occur within fifteen (15) days after receiving the request for hearing and shall notify the permit holder or applicant at least five (5) days in advance. The hearing may be postponed if mutually agreed upon by all parties.
- (d) The hearing shall be conducted informally and adherence to the rules of evidence normally followed by the courts shall not be required. Any person may present testimony, documents or other evidence as deemed relevant by the village manager or designee. Any person may be represented by counsel.
- (e) The village manager or designee shall consider all evidence presented, and if the preponderance of the evidence supports the allegation of violation the permit shall be denied or

revoked. If the preponderance of the evidence does not support the allegation of violation, the permit shall be issued or allowed to continue. The decision of the village manager or designee may be appealed to the county court of Miami-Dade County.

- (f) The village manager or designee may waive the revocation requirement as to any permit if it is determined that the owner has attempted in good faith to comply with this section. In determining asserted good faith as required for a waiver, the village manager or designee may consider, but not be limited to, the owner's having remedied the violation, and the owner's past history of violations of the conditions of the landlord permit.
- (g) If a permit is revoked under this section, the owner whose permit was revoked shall not be issued another permit on the same premises for a period of six (6) months after the date of revocation.

16.15.16 Inspections and complaints.

- (a) Inspections. If there is cause to believe a violation of this section exists, the village manager or designee is hereby authorized to make inspections of any premises at reasonable times with seventy-two (72) hours notice to the owner or agent at the address provided in the application for the permit for the premises or, if no permit has been applied for, to the owner as shown on the latest tax rolls, and one (1) occupant (if any), to determine if a violation exists. Upon refusal to allow entry into the dwelling, the village may apply for a search warrant from the appropriate court for authorization to enter the dwelling.
- (b) Complaints. All complainants shall be requested to state their names and addresses and give a statement of the facts giving rise to the complainant's belief that the provisions of this section are being violated. Such information may be obtained orally or in writing.

16.15.17 Penalties for violations. Any person who violates any section of this ordinance shall be subject to the issuance of a civil citation with a civil penalty in the amount of two hundred fifty dollars (\$250.00) per day. Violations of this ordinance may also be punished by a fine not to exceed five hundred dollars (\$500.00). Each day any violation or any provision of this Code shall continue, shall constitute a separate offense.

(Ord. No. 2006-13, § 2, 1-9-07; Ord. No. 2009-1, § 2, 2-3-09; Ord. No. [2014-08](#), § 4, 10-7-14)



The Village of Biscayne Park

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

Date: January 25, 2016

To: Heidi Siegel, Village Manager

From: Maria Camara, Village Clerk

RE: Landlord Permits

Based on our records obtained from the Property Appraiser, the Village has identified the following number of properties that are subject to the Landlord Permit requirements as outlined in section 16.15 of the Village's Code of Ordinances:

- Multi unit properties: 219
- Single unit properties: 53*

**These properties were selected based on the mailing address of the property owner is different than the property address. Additionally, this number changes as we identify new rental listings through online searches.*

The annual landlord permit fee is \$50 per unit. In 2012, the Village increased its efforts in the collection of Landlord Permits resulting in the following revenues:

- FY ending 9/30/12: \$12,800
- FY ending 9/30/13: \$ 9,450
- FY ending 9/30/14: \$ 8,650
- FY ending 9/30/15: \$ 2,050

Fluctuations in the amount collected are a result of:

1. Based on current code, after three consecutive years of paying the annual permit fee and not having any code violations, the annual fee is waived.
2. Changes in the status of the property where it is no longer a rental, or providing for other allowable exemptions.
3. Changes in property owner.



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: February 2, 2016
Subject: Workshop Meeting Policy
Prepared By: Commissioner Roxanna Ross
Sponsored By: Commissioner Roxanna Ross

Background

On occasion a scheduled Village board meeting cannot be called to order for lack of a quorum. Sometimes, the chair of the board will open a brief workshop for discussion without any votes, but more often than not the meeting is considered a forfeit and rescheduled. As these volunteer boards generally meeting once a month, valuable input and consideration by the appearing board members is then delayed without progress.

Fiscal / Budget Impact

The cost of a clarifying resolution setting out a policy for converting a board meeting into a workshop for discussion of agenda items, without further action until a quorum is met.

Recommendation

I recommend that we direct the Manager to arrange for the drafting of a resolution setting the following policy, as may be amended after Commission discussion and Village Attorney advice.

- In the event that a scheduled and noticed meeting cannot be called to order for lack of a quorum, the chair, or by consensus of a majority of the members, may open a workshop to discuss the items on the agenda. However, no votes or further action may be taken until a quorum is present.
- All meeting agenda will clearly state that a workshop may be opened to discuss agenda items, if a quorum is not present.
- Minutes summarizing the items discussed shall be maintained.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date:	February 2, 2016
Subject:	Discussion Item – Changes to Section 6.3 of the Code of Ordinances relating to Solid Waste
Prepared By:	Heidi Siegel, Village Manager
Sponsored By:	Heidi Siegel, Village Manager

Staff is continuously reviewing the Code of Ordinances for areas that can be amended in order to improve the Village.

A review of Sections 6.3.3, 6.3.4 and 6.3.5 revealed that there was an inconsistency in when garbage, trash and recycling may be placed at the curb.

- Section 6.3.3 Owner/occupant responsibility
 - Domestic trash (frequently referred to as “garbage” in Biscayne Park shall be placed *“at the property line in front of the property the evening not more than twenty-four (24) hours before the scheduled collection time. Each owner/occupant shall remove their trash container from the front of the property within twenty-four (24) hours after collection.”*

- Section 6.3.4 Garden/bulky Waste
 - Tree and Garden refuse (frequently referred to as “trash” in Biscayne Park) shall be placed *“at the property line no earlier than 6:00 a.m. of the day preceding scheduled collection time and containers must be removed and placed out of sight by 6:00 a.m. the day following the scheduled day of collection”*. Additionally it states that tree trimmers and tree surgeons must remove their debris resulting from their operation from the property. (Section 6.3.4).

- Section 6.3.5 Recycling program
 - Does not specify the hours when recycling can be placed at the property line or when the container shall be removed.

There are many advantages to standardizing the times for which garbage, trash and recycling may be placed at the property line and when it must be removed by. Currently, trash and garbage are collected Village-wide on Tuesdays and recycling and garbage are collected Village-wide on Fridays.

February 2, 2016

Commission Agenda Report

Discussion Item - Changes to Section 6.3 of the Code of Ordinances relating to Solid Waste

Streamlining the timeframes, and perhaps shortening the timeframes will help to eliminate piles and receptacles throughout the Village and will allow for more consistent code compliance administration.

Staff is seeking direction from the Village Commission regarding desired timeframes and direction regarding amendments to Section 6.3 of the Code of Ordinances. Additionally, staff recommends that Section 6.3.4 be amended to include "landscapers" in addition to the currently listed "tree trimmers and tree surgeons".

Attachments

- Section 6.3 Solid Waste of the Biscayne Park Code of Ordinances

6.3. - Solid waste.

6.3.1 Local government solid waste responsibilities. The municipality of Biscayne Park is responsible for collecting and transporting solid waste from its jurisdiction to a solid waste disposal facility operated by the county or operated under a contract with the county. The county may charge reasonable fees for the handling and disposal of solid waste at their facilities.

6.3.2 Containers.

- (a) Each residential unit shall have a sufficient number of garbage cans or approved containers, not to exceed forty (40) gallons in capacity, to accommodate all garbage, leaves and grass cuttings. Garbage cans shall be kept tightly-closed at all times and easily accessible to collectors. Collection service may be discontinued where the garbage cans or containers are determined to be unfit for receptacles by the public works department. Failure of the property owner to provide proper garbage cans or containers which results in discontinuance of service shall subject the property owner to the penalty provisions of this Code.
- (b) Garbage cans and trash receptacles must be placed behind the face of the building and screened from view except when properly placed out for pickup.
- (c) Dumpsters.
 - (1) Intent. It is the intent of this section to regulate the location and construction of bulk container enclosures in a manner that promotes the public health and safety, and lessens or otherwise mitigates the visual impact of such bulk containers upon the community. A bulk container is a receptacle with a capacity of greater than one (1) cubic yard which purpose is for the disposal and storage of garbage, trash and any form of waste materials, not including hazardous or infectious waste
 - (2) Domestic trash. Every refuse accumulation of animal, fruit or vegetable matter that attends the preparation, use, cooking and dealing in the storage of edibles, and any other matter of any nature whatsoever which is subject to decay, purification and degeneration of noxious or offensive gases or odors.
 - (3) Garden/bulky waste. Items of household refuse, tree cutbacks and shrubbery cuttings, and other refuse attending the care of lawns, boxes and like articles.
 - (4) Enclosure. Wheeled bulk containers for the disposal of solid waste shall be enclosed in a fence or wall fully screening it from view. Chain link fencing is not permitted for enclosure or gate. Containers are to be positioned upon a hard surface pad and a hard surface roll-away from the pad to the servicing area is provided to facilitate servicing. Wheeled bulk containers shall only be placed curbside for collection and shall remain curbside for a reasonable amount of time in order to facilitate collection. In no case shall wheeled bulk containers remain overnight at curbside or street side.
 - (5) Size requirement. Each enclosure shall provide a minimum of eighteen (18) inches of clear space between each side of each bulk container (including lifting flanges) and the adjacent wall surface of that enclosure, or other containers within the same enclosure. The height of each enclosure shall be six (6) inches greater than the highest part of the bulk container therein.
 - (6) Placement. The placement of containers and enclosures shall be planned and constructed in a manner that allows unobstructed access to each container and the unobstructed opening of the gates during the emptying process. Containers shall not be located in such a manner that the service vehicle will block any intersection during the emptying process. Containers shall be located to the rear of the property, no closer than ten (10) feet to a property line.
 - (7) Gates. All enclosures shall have gates and their construction shall be of sturdy metal frame and hinges with an opaque facing material. Servicing gates shall incorporate gate stops and latches that are functional in the full open and closed positions. Hinge assemblies shall be strong and durable so that access and servicing gates function properly and do not sag.

Enclosure gates shall be closed at all times except for the time necessary to service the bulk container(s).

- (8) Pad/hard surface. All enclosures shall be placed on poured concrete, solid or perforated interlocking concrete block paving (ICB), or any existing hardened paving system. A service access drive for the purpose of emptying the bulk container shall also be provided unless a hard surface that provides access to the bulk container already exists.
- (9) Maintenance. Approved enclosures shall be maintained in good condition and appearance at all times. Gates and latches shall be kept fully operable and shall be cleaned periodically to prevent noxious odors and unsanitary conditions from occurring. Enclosure pads and access drives shall be repaired or rebuilt whenever the pavement structure deteriorates.

6.3.3 Owner/occupant responsibility.

- (a) It shall be the duty of each owner/occupant to prevent the continued, excessive and unsightly accumulation of garbage, trash and other types of waste and rubbish.
- (b) Each owner/occupant shall place domestic trash at the property line in front of the property the evening not more than twenty-four (24) hours before the scheduled collection time. Each owner/occupant shall remove their trash container from the front of the property within twenty-four (24) hours after collection.
- (c) Failure to comply with the provisions of this section shall constitute a violation of this Code.

6.3.4 Garden/bulky waste. All tree trimmers and tree surgeons who are employed by a resident or occupant of any residence or who may be employed by the village, or who may otherwise pursue their occupation in the village shall be required to remove immediately to a dump or other place designated for refuse, all refuse, cutting or debris resulting from their operation. In no event shall any refuse, cuttings or debris remain overnight on any premises where tree trimmers or tree surgeons have been engaged in their occupation. Each property owner shall place tree and garden refuse at the property line no earlier than 6:00 a.m. of the day preceding scheduled collection time and containers must be removed and placed out of sight by 6:00 a.m. the day following the scheduled day of collection.

6.3.5 Recycling program. The village may form cooperative arrangements with the county for implementing recycling programs. The following requirements shall apply:

- (a) Construction and demolition debris must be separated from the solid waste stream and segregated in separate locations at a solid waste disposal facility or other permitted site.
- (b) The local government is encouraged to separate all plastic, metal, and all other grades of paper for recycling prior to final disposal and is further encouraged to recycle yard trash and other mechanically treated solid waste into compost available for agricultural and other acceptable uses.
- (c) In developing and implementing recycling programs, the village is encouraged to use for-profit organizations for the collection, marketing, and disposition of recyclable materials.

6.3.6 Solid waste franchise. The village may enter into a written agreement with other persons to undertake to fulfill some or all of the village's solid waste responsibilities.

6.3.7 Determination and announcement of full cost for solid waste management.

- (a) The village shall determine the full cost for solid waste management within the service area of the village for the one-year period beginning on October 1, 1988, and shall update the full cost every year thereafter. The method to be used in calculating full cost shall be according to the rule established by the Florida Department of Environmental Regulations.
- (b) The village shall establish a system to inform, no less than once a year, residential and nonresidential users of solid waste management services within the village service area of the user's share, on an average or individual basis, of the full cost for solid waste management as determined pursuant to subsection 6.3.7(a) above.

(c) Additional/unscheduled trash removal. The village shall provide additional/unscheduled trash removal for its residents. The cost for these services shall be determined annually by resolution of the village commission.

6.3.8 Litter. Unless otherwise authorized by law or permit, it shall be unlawful for any person to dump litter in any manner or amount as stipulated in the Florida Litter Law.

6.3.9 Violations of this section; enforcement procedures available to village; schedule of fines and penalties. Any violation or repeat violation of this section may be pursued by the village by appropriate remedy either in court, through code enforcement by the imposition of a fine as set forth below, or by any other means available at law or in equity, at the option of the village. If it is the first violation, a warning may be given. Any person violating this section shall be punished by a fine of not more than thirty dollars (\$30.00) per violation. Each day, or portion thereof, that a violation occurs is considered a separate and additional violation.

(Ord. No. 2013-05, § 2, 7-9-13)

MEMORANDUM

TO: Mayor David Coviello
Vice Mayor Bob Anderson
Commissioner Fred Jonas
Commissioner Roxanne Ross
Commissioner Barbara Watts

CC: Village Manager Heidi Seigel
Village Clerk Maria Camara

FROM: John J. Hearn, Village Attorney

RE: Administrative Citations

DATE: January 28, 2016

Attached please find proposed language to implement an administrative citation concept. Adopting the proposed changes will allow for penalties for repeatable violations which can be corrected with minimal effort. Although the current procedure is effective for violations which can take significant time to correct, it is inefficient for violations which are easily corrected, are health and safety violations, or irreparable or irreversible violations. The proposed Code revisions will allow a code compliance officer to issue administrative citations and provides the procedures in which to follow.

If the Commission would like to move forward, the language will be further revised and tightened.

DRAFT

WHEREAS, the current notice of violation procedure is effective and efficient for certain violations of the Village Code that take significant time to correct; and

WHEREAS, the current notice of violation procedure is cumbersome and inefficient for violations of the Village Code that do not take much time to correct or are not correctable; and

WHEREAS, an administrative citation process would create a streamlined and efficient way of enforcing easy to correct violations of the Village Code that do not take much time to correct or are not correctable; and

WHEREAS, the Village Commission finds it to be in the best interests of the residents of the Village of Biscayne Park to create and enact an administrative citation process.

Section 1. The above WHEREAS clauses are ratified as being true and correct and are incorporated herein.

Section 2. It is the intent of the Village Commission that administrative citations are issued to violations that can be corrected with minimal effort, are health and safety violations, or irreparable or irreversible.

Section 3.

Appendix A, Part II, Chapter 6.3.3

(a) The Village Commission finds that aesthetics are paramount to maintaining an attractive and marketable community. The violations enumerated below severely damage the image of the community immediately upon commission. Such damage cannot be repaired or reversed. Therefore, the Village Commission hereby deems a violation of this Section 6.3.3 an irreparable and irreversible violation.

DRAFT

(~~ab~~) It shall be the duty of each owner/occupant to prevent the continued, excessive and unsightly accumulation of garbage, trash and other types of waste and rubbish.

(~~bc~~) Each owner/occupant shall place domestic trash at the property line in front of the property the evening not more than twenty-four (24) hours before the scheduled collection time. Each owner/occupant shall remove their trash container from the front of the property within twenty-four (24) hours after collection.

(~~ed~~) Failure to comply with the provisions of this section shall constitute a violation of this Code.

14.5. - Other penalties and remedies.

14.5.1 *Planning board determination.* If the planning board determines that the code enforcement process would otherwise be an inadequate response to a given violation, it may pursue the following penalties and remedies, as provided by law.

* * * *

14.5.3 ~~Civil~~ Administrative citation. For any violation against this code and to enforce any provisions of this code, ~~civil~~ administrative citation procedures may be used along with a fine of twenty-five dollars (\$25.00).

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.

DRAFT

* * * *

(f) The Village of Biscayne Park adopts supplemental and alternative code enforcement procedures pursuant to Sections 162.13 and 162.22, Florida Statutes, as amended, to authorize code compliance officers to issue administrative citations for review before the code compliance board. A code compliance officer shall have the sole discretion in determining whether to issue an administrative citation or a notice of violation. In the issuance of a citation, the following procedures shall be used:

(1) A code compliance officer who, upon personal investigation, has reasonable cause to believe that there is a violation of this Code or the Land Development Code shall have the authority to issue an administrative citation to the alleged violator and/or owner of the property.

(2) Prior to the issuance of a citation, the code compliance officer shall set a reasonable time period for the alleged violator and/or property owner to comply with the relevant section of the Code. The time period to correct shall not exceed 30 days. Notwithstanding the foregoing, after a reasonable effort to notify the violator and/or property owner, a code compliance officer does not need to give a reasonable time to correct for violations that are consistent with subsections (c) and (d) above or if the violation is irreparable or irreversible,

(3) The citation issued shall in a form approved by the Village Manager and shall contain:

(A) The date and time of issuance.

(B) The name and address of the person to whom the citation is issued.

(C) The date and time the violation was committed.

(D) The facts constituting reasonable cause.

(E) The Section of the Code that is violated.

(F) The name of the code compliance officer.

(G) The procedure for the person to follow in order to pay or contest the citation.

(H) The penalty if the person elects to contest the citation.

(I) The penalty if the person elects to pay the citation.

(J) A conspicuous statement that if the person fails to pay the penalty within the time allowed, or fails to appear before the code

DRAFT

compliance board, then the person shall be deemed to have waived his or her right to contest the citation and that, in such case, a final order and/or judgment may be entered against the person up \$500.

(4) After issuing the citation, the code compliance officer shall deposit an original with the Village Manager or their designee.

(5) A person who has been served with a citation shall elect either to:

_____ (A) Correct the violation and pay within ten (10) days of service of the citation the penalty in the manner indicated on the citation; or

_____ (B) Attend the hearing before the code compliance board.

MEMORANDUM

TO: Mayor David Coviello
Vice Mayor Barbara Watts
Commissioner Bob Anderson
Commissioner Fred Jonas
Commissioner Roxanne Ross

CC: Village Manager Heidi Seigel
Village Clerk Maria Camara

FROM: John J. Hearn, Village Attorney

RE: Special Magistrate vs. Code Compliance Boards

DATE: January 28, 2016

You have asked for an overview of the distinction between having a code compliance board or a special magistrate enforce municipal code violations.

Code compliance boards consist of volunteer members who are appointed by a commission. These members are property owners and residents of the city they serve. While Section 162.05 of the Florida Statutes provides for the appointment of individuals engaged in certain professions whenever possible, other than being a property owner and resident, there are no further requirements for education or experience. Members appointed to the code compliance board serve at the pleasure of the Village Commission. Board members do not receive any compensation for their service. The Village Attorney may only represent the board or Village staff in cases before the board. Due to the prohibition for the Village Attorney to serve in a dual capacity, it may be necessary from time to time to hire outside counsel to represent the board or Village staff.

A special magistrate system provides for an individual who is delegated the authority by a municipality to hold hearings and assess fines against violators of municipal code. Special magistrates are usually attorneys that practice local government law. Special magistrates are usually selected after a request for proposals search and are appointed by a local governing body. Special magistrates are typically compensated for their time.

Code compliance boards and special magistrates are granted the same powers. Pursuant to Section 162.03 of the Florida Statutes, those powers include: adopting rules of conduct for hearings, subpoenaing alleged violators, subpoenaing evidence at hearings, taking testimony under oath, and issuing orders that have the force of law.

The decision of whether to use a volunteer board, a special magistrate, or both, is left to the elected Commission. Over the years, there have been discussions among elected bodies over the advantages/disadvantages of both systems. Volunteer boards, especially in small communities,

often will have an intimate understanding of the community in which they live. Also, as they serve without compensation, it is almost always less expensive than hiring special magistrates. However, volunteer boards do not have the same training and experience as it relates to following due process and providing for orderly hearings as a trained special magistrate. Special magistrates also have the advantage of usually not living in the community in which they are magistrates, which helps them to remain objective. Of course, special magistrates are usually lawyers and typically charge on an hourly basis of at least \$125.00 per hour.

If a decision is made to add a special magistrate process, the Village Commission would need to adopt an ordinance delegating authority to the special magistrate. Nothing prohibits the Village from having both a special magistrate and a code compliance board.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Discussion of storm water removal system.

Prepared By: Commissioner Fred Jonas

Sponsored By: Commission

Background

The Village has typically responded to water abatement problems by making spot repairs. A long-standing example is the drain in the street at 121st St and about 11th Avenue. This one spot has been repaired several times over the years, and it continues to break down. In the past 10 years, I have been aware of other abatement failures, and complaints from various residents about problematic puddling in the streets. Can we continue the conversation about a more comprehensive approach that does not simply address particular failed spots as they arise?

I am reminded of the approach the Village took over the course of decades regarding the log cabin, which resulted in a train of “bandaid” repairs, which really failed to address any of the underlying problems. This resulted in an eventual massive renovation project that could perhaps have been avoided by proper attention over the preceding years and decades.

Similarly, regarding my own property, when over the years I had roof leaks, I was advised that there comes a time that a number of roof leaks means the roof is failing and needs to be replaced, not that continued spot repairs should continue to be made. I suspect that’s where we are regarding storm water removal.

Fiscal / Budget Impact

Presumably considerable, but specifically unknown. It’s a matter that once acknowledged, requires a plan of saving.

February 2, 2016

Commission Agenda Report

Discussion of storm water removal system

Recommendation

There is already a plan for a Village-wide study of the storm water system to assess the scope of weakness and/or failure. I suggest we embrace the planned study with enthusiasm and resolve.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Discussion Item – Landscape Design for Community Signage

Prepared By: Heidi Siegel, Village Manager

Sponsored By: Heidi Siegel, Village Manager

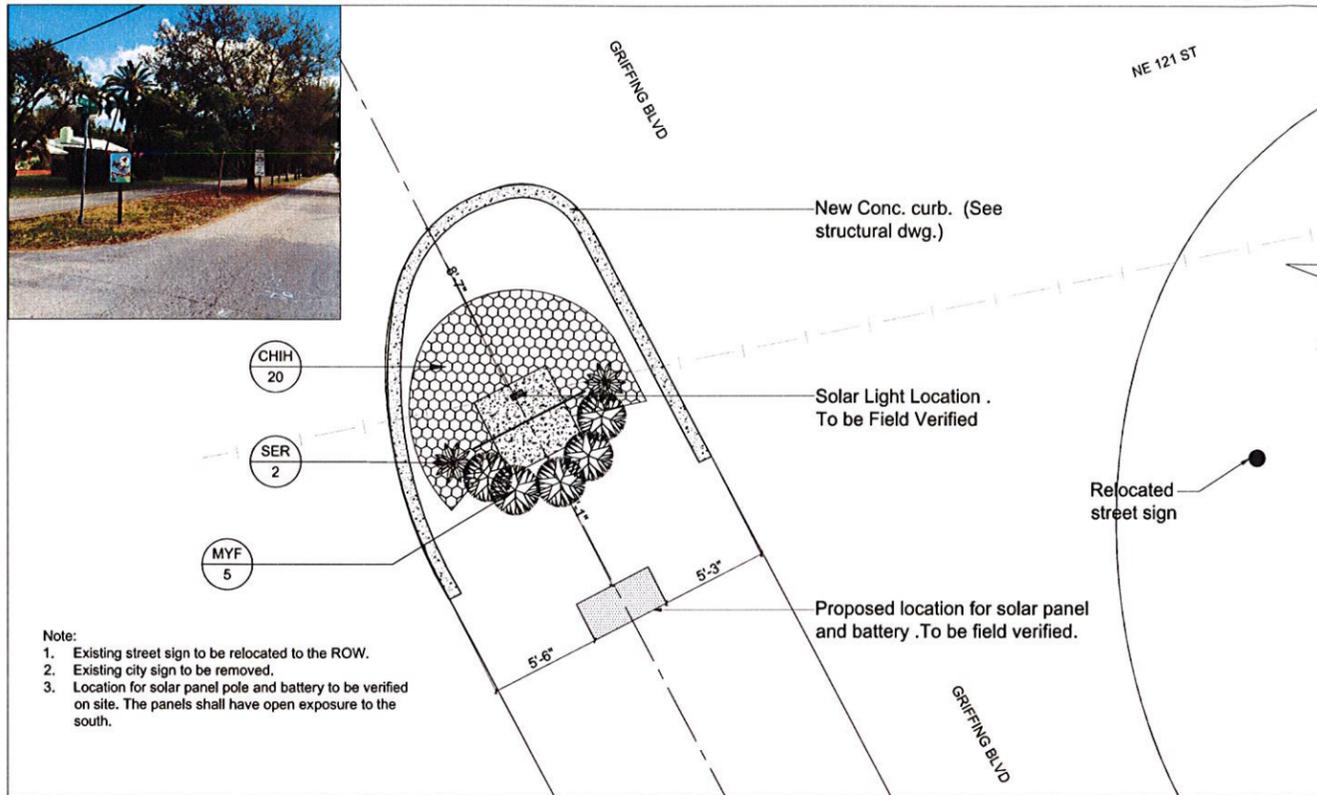
As a part of the agreement with Savino Miller Design Studio for the design of the Community Signs, a landscape plan was developed. The landscape plan included horizontal Cocoplum, Spanish stopper, Yellow Top, Simpson Stopper, Boston Fern and Saw Palmetto. (See attached plans from Savino Miller)

The Parks and Parkways Board expressed an interest in the plans provided by Savino Miller Design Studio and upon review of the plans requested to meet with a representative of the firm. During this subsequent meeting, the Board and Barry Miller of the firm discussed a plan that would include a gravel or shell rock base, one Silver Saw Palmetto and a few native small plants. (See attached email summary from Barry Miller)

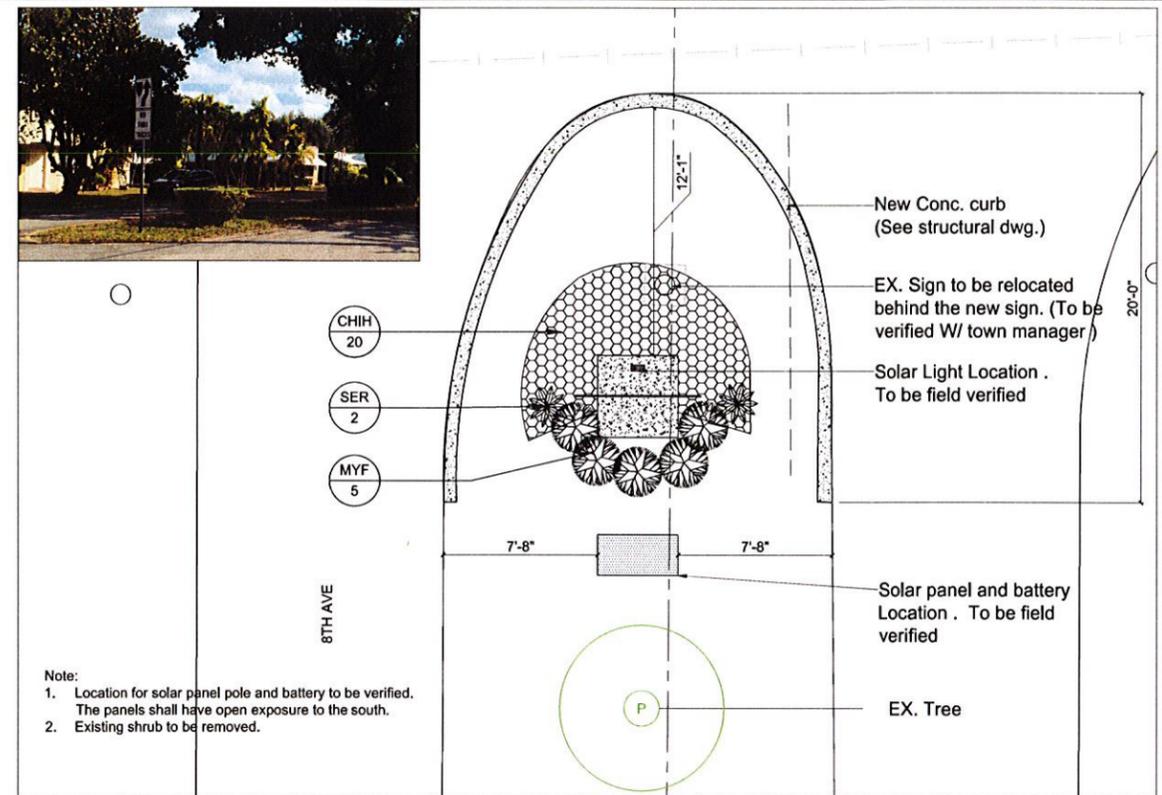
Staff is seeking direction from the Village Commission on how to proceed with the landscaping of the signs. All landscaping costs will be paid for through the Village's General Funds as we have met our reimbursable allocation from Miami-Dade County on this project.

Attachments:

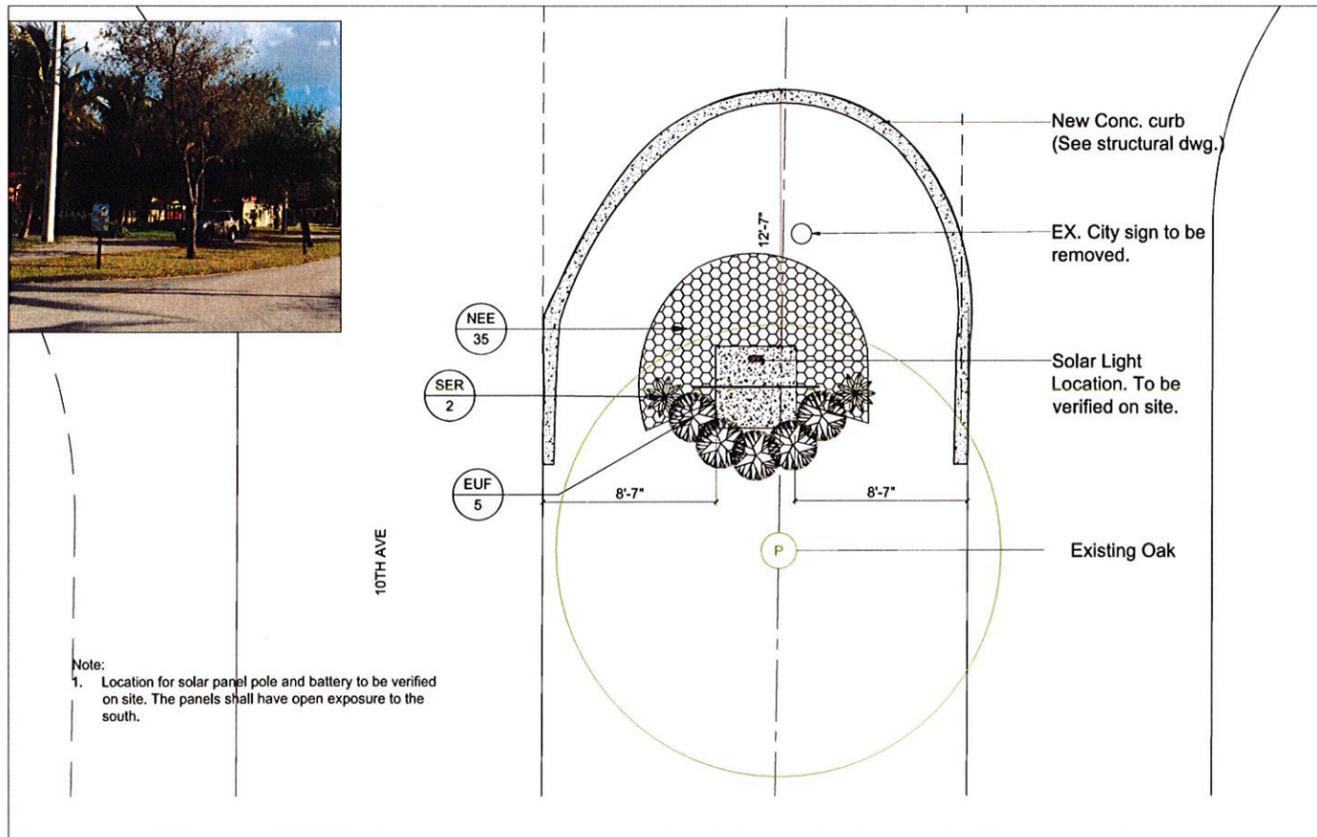
- Savino Miller Design Studio Community Signage Project Landscape Project Sheets L-1 & L-2
- Email from Barry Miller, dated January 21, 2016



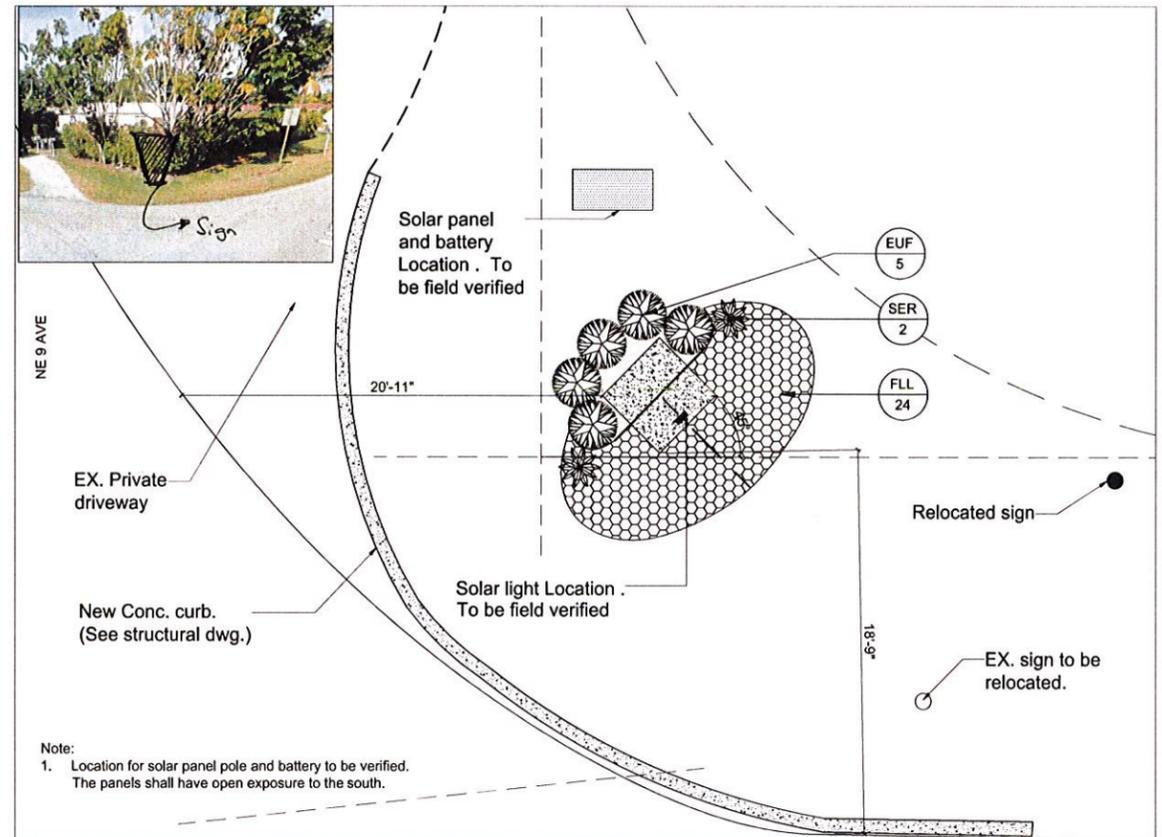
1 MEDIAN LOCATION # 1 GRIFFING BLVD AND NE 121 ST
SCALE: 1/4" = 1'-0"



2 MEDIAN LOCATION # 3 NE 8 AVE AND NE 121 ST
SCALE: 1/4" = 1'-0"



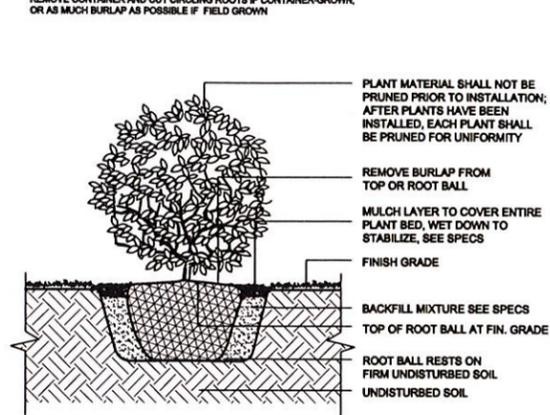
3 MEDIAN LOCATION # 4 NE 10 AVE AND NE 121 ST
SCALE: 1/4" = 1'-0"



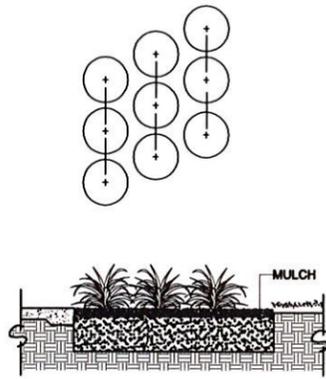
4 RIGHT OF WAY LOCATION # 1 NE 9 AVE AND NE 107 ST
SCALE: 1/4" = 1'-0"



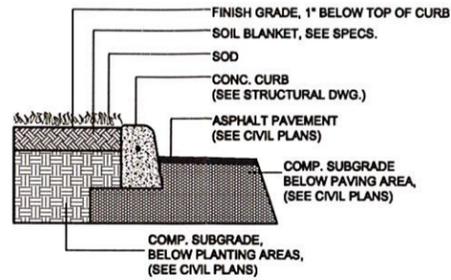
NOTE:
 * REMOVE ALL NURSERY STAKES, SUPPORTS, BRACES, TAPE AND LABELS AT TIME OF PLANTING
 * KEEP MULCH 3"-4" AWAY FROM TRUNK
 * REMOVE CONTAINER AND CUT CIRCLING ROOTS IF CONTAINER-GROWN, OR AS MUCH BURLAP AS POSSIBLE IF FIELD GROWN



1 SMALL SHRUBS DETAIL
 NTS



2 GROUNDCOVER SPACING DETAIL
 NTS



3 SOD TO CURB - TYP. DETAIL
 NTS

SMDS PLANT SCHEDULE				
BISCAYNE PARK SIGNAGE				
KEY	QTY.	NATIVE	BOTANICAL/COMMON NAME	SIZE
SHRUBS & GROUNDCOVERS				
CHIH	40	✓	Chrysobalanus icaco 'Horizontalis' / Horizontal Cocoplum	18"-24" OA, 3 gal., Full, 24" OC
EUF	10	✓	Eugenia foetida / Spanish Stopper	15 gal, 5'-6" Ht. Dense to ground
FLL	24	✓	Flaveria linearis / Yellow Top	9"-12" OA, 3 gal., 18" OC
MYF	10	✓	Myrcianthes fragrans / Simpson stopper	7'-8" Ht. x 4'-5' Spr, 25 gal.
NEE	35	✓	Nephrolepis exaltata / Boston Fern	12"-18" OA, 3 gal., 18" OC
SER	8	✓	Serenoa repens / Saw Palmetto	12"-18" OA, 3 gal, 36" OC
** NOTE: Contractor shall submit photos of all plant material for LA approval before delivery to site**				



Chrysobalanus icaco 'Horizontalis' - Horizontal Cocoplum



Nephrolepis exaltata - Boston Fern



Flaveria linearis - Yellow Top



Serenoa repens - Saw Palmetto



Myrcianthes fragrans - Simpson stopper



Eugenia foetida - Spanish Stopper

LANDSCAPE GENERAL NOTES

- All plants furnished by the Landscape Contractor unless otherwise specified shall be Florida No. 1 or better, and shall be specified in Grades and Standards for Nursery Plants, Part 1 (3rd Ed., 1975) by the Florida Department of Agriculture and Consumer Services Division of the plant industry.
- All shrubs, and groundcovers shall be guaranteed for 90 days from date of final acceptance. All trees and palms shall be guaranteed for six months from date of final acceptance.
- Planting soil shall be weed-free, and consist of 70% clean, coarse, sharp, Lake Wales Silica Sand (alternate: Ortona or FDOT #3 coarse silica sand) and 30% Everglades muck mixed with the approved, native, soil in a ONE-ONE (1/1) ratio.
- All planting beds to be weed and grass free. Contractor shall apply herbicide to soil as recommended by manufacturer.
- Landscape Contractor shall locate and verify all underground utilities prior to digging.
- All trees and palms, and standard shrub material to be staked in a good workmanlike manner. No nail staking permitted.
- All other plants shall be fertilized at installation with a 12-4-8 time-release fertilizer (with slow release sulphur) according to manufacturer's recommendations.
- Cover all planting beds with a minimum of 3" layer of shredded Melaleuca, Grade B. Do not use Bald Cypress mulch.
- Where quantities and/or species differ between the planting plan(s) and the plant list, the plan(s) shall govern.
- No changes shall be made without the prior, written consent of the Landscape Architect and/or Owner.
- Place and maintain protective barriers around the drip line of all trees to be retained on site. These barriers shall be easily visible and sturdily constructed. No heavy equipment or materials shall be stored within the drip line of protected trees. Any trees or palms designated to remain on-site which the City determines to have been damaged during construction shall promptly be replaced with plants of equivalent size and value as required at no cost to the City.
- General Contractor shall submit photos to Landscape Architect for approval for all plant material.
- Loss or damage of branches 1" width or greater due to transport and installation are the responsibility of the GC and grounds for immediate rejection by Landscape Architect.

Heidi Siegel

From: Barry Miller <barry@savinomiller.com>
Sent: Thursday, January 21, 2016 3:13 PM
To: Heidi Siegel
Cc: 'Adriana Savino'; 'Accounting - Savino Miller'
Subject: RE: Parks and Parkways Meeting

Hi Heidi,

It was a pleasure. I do have to let you know however that we have exceeded our budgeted hours (by a long shot!) on this project, and I attended last night's meeting as a courtesy. Moving forward however, we would require Additional Services as described in our contract, especially since planting design is being revised.

We look forward to assisting the City with the installation of the solar lighting, and planting as the need arises, based on our Agreement's Construction Phase clause as well.

With that, here's a brief summary of what was discussed, as I remember it.

Overall, everyone seemed very happy with the sign installation. Mainly, there were questions and concern regarding the need for extensive planting at each of the sign bases, and included the following:

1. The signs are set a little lower than the surrounding curb, and there is concern that adding even low (12" - 18") groundcover planting would cover up too much of the sign. There was general consensus that some kind of gravel - or coquina shell could be placed as a "mulch", 4" deep, with roughly 2.5 CY at reach of the signs. One "Silver Saw Palmetto", as large as practical, would be planted behind the sign to screen to back side somewhat, and the City could plant a few native, small plants, scattered informally, on the sides and back of the sign that would not hamper visibility of the sign or sight lines. Many plant options were discussed as well. Dan (or someone) would get samples of the gravel/shell for approval by the Board/City.

2. Lack of irrigation, which limits what kind of drought tolerant planting material would perform best. There was agreement that the Village should plan to water these plants during "drought" periods.

We also briefly discussed the issue of solar lights, and confirmed that the upright would be placed in front of the sign (not the back) and that the solar panel would be remotely sited so as not to conflict with the sign aesthetic and to maximize sun exposure.

I am sure Dan and the other members of the Board will have more to add, or may want to correct my recollections above-mentioned, so please keep us posted.

Best,
Barry

Barry Miller, ASLA
Savino & Miller Design Studio
12345 NE 6th Avenue A
Miami, FL 33161

O 305.895.9082 x 302

C 305-299-9076

www.savinomiller.com



From: Heidi Siegel [mailto:villagemanager@biscayneparkfl.gov]

Sent: Thursday, January 21, 2016 11:00 AM

To: 'Barry Miller'

Cc: Adriana Savino; 'Yu'; Maria Camara

Subject: Parks and Parkways Meeting

Barry,

Thank you for attending the Parks and Parkways meeting. Would you be so kind to send me a written summary or quick sketch of the changes to the landscape design that the Board recommended to you? I would like to bring to the Commission for final decision.

Thanks!

Heidi

*Heidi Siegel, AICP
Village Manager
Village of Biscayne Park*

*Village Hall
640 NE 114th Street
Biscayne Park, FL 33161
305 899 8000 – Phone
305 891 7241 – Fax
villagemanager@biscayneparkfl.gov
www.biscayneparkfl.gov*

"Whatever the problem, be part of the solution. Don't just sit around raising questions and pointing out obstacles." — Tina Fey, Bossypants

Please print only if necessary.

The Village of Biscayne Park is a public entity subject to Chapter 119 of the Florida Statutes concerning public records. E-mail messages are covered under such laws and thus subject to disclosure. All e-mail sent and received is captured by our servers and kept as a public record.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Discussion Item – Legislative Session Goals

Prepared By: Mayor David Coviello

Sponsored By: Mayor David Coviello

At the November 10, 2015 Village Commission meeting the Village Commission discussed its legislative priorities for the 2016 Legislative Session with Government Relations consultant David Caserta. This discussion item is to review the priorities already discussed and identify any other so that the Village is prepared for upcoming visits to Tallahassee. Additionally, this item is to discuss and coordinate such visits so that the Village's message is consistent.

The priorities discussed on November 10th are:

- Funding for lighting at the recreation center and throughout the Village
- Advocating for municipalities to regulate vacation rentals
- Implementation of the Law Enforcement Assessment
- Sea Level Rise and water quality issues
- Preserving the Communication Services Tax (CST)
- Stormwater projects funding



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Landscaping for new homes; or
substantial renovations

Prepared By: Mayor David Coviello

Sponsored By: Commission

Background

Many communities require landscaping plans for new homes. Now that there are several properties being redeveloped with substantial renovation, should the Village require a landscaping plan to be submitted along with the building plans.

Such landscaping requirements would contribute to the Village's existing mature canopy as well as to our significance as a Bird Sanctuary.

Recommendation

Commission discussion.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: MDCLC Annual Installation Gala

Prepared By: Maria C. Camara

Sponsored By: Staff

Background

The Village of Biscayne Park is a member of the Miami Dade County League of Cities (MDCLC). Their annual Installation Gala is on Saturday, February 20, 2016, at Jungle Island.

While the deadline for reserving a table or obtaining tickets is Monday, February 1st, the League was contacted and they provided us an extension until Wednesday, February 3rd.

Recommendation:

Discussion on the attendance of elected officials and staff.

Attachments:

- MDCLC 61st Annual Installation Gala invitation

Please Save the Date

SATURDAY, FEBRUARY 20, 2016

MDCLC PRESENTS THE

62nd Annual Gala

HONORING

INCOMING PRESIDENT, COMMISSIONER

Francis X. Suarez
&
The Board of Directors

JUNGLE ISLAND

1111 PARROT JUNGLE TRAIL, MIAMI, FL 33132



Thank you,

Richard Kuper, Esq.
Executive Director
Miami-Dade County League of Cities



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Biscayne Park Foundation Member
Appointments

Prepared By: Maria C. Camara, Village Clerk

Sponsored By: Staff

Background

Currently the Biscayne Park Foundation only has two members following the resignation of Supreme Dorvil and Joe Chao.

Member applications have been received from Erica Pettis and Peter Trupia.

Staff Recommendation

The Village Commission to consider the applications.

Attachments

- Member application - Erica Pettis
- Member application - Peter Trupia



Village of Biscayne Park
BISCAYNE PARK FOUNDATION

A 501 (c) (3) Charitable Foundation
640 NE 114th Street
Biscayne Park, FL 33161
Tel: 305 899 8000 Fax: 305 891 7241

1/26/2016

January 2014

Dear Village of Biscayne Park Residents:

We are seeking Village residents to serve on the board of the Biscayne Park Foundation. This 501 (c) (3) charitable foundation is a not for profit organization that is the Village's fundraising arm.

Our volunteer residents that serve in our Boards and Committees are vital to our Village, and we are so grateful to the dedicated individuals that are truly making a difference in our community.

If you have any questions and/or inquiries call us at 305-899-8000. We look forward to hearing from you.

- Mayor David Coviello (dcoviello@biscayneparkfl.gov)
Commissioner Bob Anderson (banderson@biscayneparkfl.gov)
Commissioner Fred Jonas (fjonas@biscayneparkfl.gov)
Commissioner Roxanna Ross (rross@biscayneparkfl.gov)
Commissioner Barbara Watts (bwatts@biscayneparkfl.gov)

Submit completed application form
either by fax, mail or in person:
By fax: 305 891 7241
By e-mail: villageclerk@biscayneparkfl.gov
In person: Village Hall, 640 NE 114th Street
(Mon-Fri 9AM - 5PM)

BISCAYNE PARK FOUNDATION BOARD MEMBER APPLICATION

[X] Yes, I am interested in serving as a board member for the Biscayne Park Foundation.

Resident Name: Erica Pettis (Please print)

Address: 885 NE 113 Street

City: Biscayne Park, FL 33161

Telephone: (954) 439 9823 Best time of day to reach you: anytime

E-Mail Address: erica.pettis@LUDICA.com or stoutek@gmail.com

Do you have fund raising experience? () Yes [X] No If yes, please describe:

Do you have grant writing experience? () Yes [X] No If yes, please describe:

Please describe your participation in community service: I volunteered for Octoberfest & Winterfest in 2015 - I helped the Foundation

Other information related to your field expertise or pertinent experience: I work in Accounting, but enjoy working the events at the Park.

I assisted with when he worked as a volunteer for the Rec Board. (Attach additional page if necessary.)

I can commit to a year of service, and will take it from there for future.
Thank you, Erica



Village of Biscayne Park
BISCAYNE PARK FOUNDATION

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Mayor David Coviello (dcoviello@biscayneparkfl.gov)
Commissioner Bob Anderson (banderson@biscayneparkfl.gov)
Commissioner Fred Jonas (fjonas@biscayneparkfl.gov)
Commissioner Roxanna Ross (rross@biscayneparkfl.gov)
Commissioner Barbara Watts (bwatts@biscayneparkfl.gov)

Submit completed application form
either by fax, mail or in person:
By fax: 305 891 7241
By e-mail: villageclerk@biscayneparkfl.gov
In person: Village Hall, 640 NE 114th Street
(Mon-Fri 9AM - 5PM)

BISCAYNE PARK FOUNDATION BOARD MEMBER APPLICATION

[X] Yes, I am interested in serving as a board member for the Biscayne Park Foundation.

Resident Name: Peter Trupia (Please print)

Address: 654 NE 118th St

City: Biscayne Park, FL 33161

Telephone: (305) 523-9221 Best time of day to reach you:

E-Mail Address: Ptrupia@gmail.com

Do you have fund raising experience? Yes (X) No () If yes, please describe: Yes, community work at bank where employed

Do you have grant writing experience? Yes () No (X) If yes, please describe: No

Please describe your participation in community service: Board member for Miami Dade county 5 yrs. Dennis Moss

Other information related to your field expertise or pertinent experience: Glad to help our community in any way

(Attach additional page if necessary.)



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 2, 2016

Subject: Discussion item – Highway signs

Prepared By: Mayor David Coviello

Sponsored By: Mayor David Coviello

Background:

In order to continue the “branding” and marketing efforts for the Village of Biscayne Park, consider submitting a request to FDOT (Florida Department of Transportation), for the addition of a highway sign along northbound I-95 at or in proximity to the NW 103rd Street or NW 125th Street exits.

Currently a sign exists going southbound just before the NW 125th Street exit where Biscayne Park is listed along with other municipalities.

Recommendation:

Discussion by the Commission.