



The Village of Biscayne Park

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

Telephone: 305 899 8000 Facsimile: 305 891 7241

AGENDA
REGULAR COMMISSION MEETING
Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Tuesday, February 3, 2015 at 7:00pm



Indicates back up documents are provided.

1 Call to Order

2 Roll Call

3 Pledge of Allegiance

4 Presentations

4.a Swearing in of Reserve Police Officer Max Jean Charles

4.b Becker & Poliakoff - Annexation process update

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.

7 Information / Updates



7.a FY 2014-15 Monthly Financials ending 12/31/2014

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

- ◆ January 6, 2015 Regular Commission Meeting
- ◆ January 15, 2015 Community & Board Workshop on Chapter 5



8.b Acceptance of Board Minutes

- ◆ Parks & Parkway Advisory Board - December 17, 2014
- ◆ Biscayne Park Foundation - December 8, 2014
- ◆ Biscayne Park Foundation - January 5, 2015
- ◆ Planning & Zoning Board - January 5, 2015
- ◆ Planning & Zoning Board - January 20, 2015
- ◆ Code Compliance Board - January 13, 2015
- ◆ Public Art Advisory Board - January 14, 2015
- ◆ Recreation Advisory Board - December 16, 2014
- ◆ Charter Review Advisory Board - January 8, 2015
- ◆ Charter Review Advisory Board - January 22, 2015



8.c Resolution 2015-03

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA; AUTHORIZING THE MAYOR TO EXECUTE THE **AGREEMENT BETWEEN GAIL GOEBEL AND THE VILLAGE OF BISCAYNE PARK FOR THE PROVISION OF A DANCE AND EXERCISE PROGRAM** AT THE ED BURKE RECREATION CENTER; PROVIDING FOR AN EFFECTIVE DATE.

< *End of Consent* >

9 Ordinances

FIRST READING



9.a Ordinance 2015-01

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA; **AUTHORIZING THE BORROWING OF MONEY IN AN AMOUNT NOT TO EXCEED THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000.00)** FOR THE PURPOSE OF FINANCING A PORTION OF THE VILLAGE'S COSTS FOR THE TOTAL AMOUNT TO FUND THE BALANCE OF RESTORATION OF THE HISTORIC VILLAGE HALL LOG CABIN; PROVIDING FOR AN EFFECTIVE DATE

10 Resolutions



10.a Resolution 2015-02

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **OPPOSING THE PROPOSED DEVELOPMENT OF APPROXIMATELY 88 ACRES OF PINE ROCKLAND GENERALLY LOCATED ALONG S.W. 152ND STREET AND S.W. 127TH AVENUE** WITHIN UNINCORPORATED MIAMI-DADE COUNTY; PROVIDING FOR AN EFFECTIVE DATE *(Sponsored by Commissioner Watts)*



10.b **Resolution 2015-04**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **SUPPORTING "15 DAYS OF NEIGHBORLY LOVE" A VALENTINE'S DAY GOODWILL INITIATIVE**; PROVIDING FOR AN EFFECTIVE DATE
(Sponsored by Commissioner Ross)

11 Old Business

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

< None >

12 New Business

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

< None >

13 Request for placement of items on next meeting agenda

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

14 Reports

14.a Village Manager

- ◆ Annexation update
- ◆ Village Hall log cabin restoration and public safety / administration annex update
- ◆ Chapter 5 Proposed Code Changes update
- ◆ Community Signage Project

14.b Village Attorney

- ◆ Board Appointments for upcoming March meeting

14.c Board / Committee Reports:

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

14.d Commissioner Comments

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

15 Announcements

Wednesday, February 4th - Code Review Board at 7:00pm

Saturday, February 7th - Walk a Hound Lose a Pound at 9:00am

Monday, February 9th - Biscayne Park Foundation at 7:00pm

Tuesday, February 10th - Code Compliance Board at 7:00pm

Wednesday, February 11th - Public Art Advisory Board at 6:00pm

Thursday, February 12th - Charter Review Advisory Board at 7:00pm

Monday, February 16th - All Village Departments are closed in observance
of President's Day

Tuesday, February 17th - Planning & Zoning Board at 6:30pm

Tuesday, February 17th - Ecology Board at 6:30pm

Wednesday, February 18th - Parks & Parkway Advisory Board at 6:00pm

Wednesday, February 18th - Code Review Board at 7:00pm

Saturday, February 21st - E-Waste Collection Event from 9:00am-12:00pm

Saturday, February 21st - Movie Night in the Park at 6:00pm

Tuesday, February 24th - Recreation Advisory Board at 7:00pm

Thursday, February 26th - Charter Review Advisory Board at 7:00pm

Monday, February 2nd - Planning & Zoning Board at 6:00pm

Our next regular Commission meeting is Tuesday, March 3, 2015, at 7:00pm

16 Adjournment

In accordance with the provisions of F.S. Section 286.0105, should any person seek to appeal any decision made by the Commission with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record of the proceedings is made; which record includes the testimony and evidence upon which the appeal is to be based.

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

DECORUM - All comments must be addressed to the Commission as a body and not to individuals. Any person making impertinent or slanderous remarks, or who becomes boisterous while addressing the Commission, shall be barred from further audience before the Commission by the presiding officer, unless permission to continue or again address the commission is granted by the majority vote of the Commission members present. No clapping, applauding, heckling or verbal outbursts in support or in opposition to a speaker or his/her remarks shall be permitted. No signs or placards shall be allowed in the Commission Chambers. Please mute or turn off your cell phone or pager at the start of the meeting. Failure to do so may result in being barred from the meeting. Persons exiting the Chamber shall do so quietly.

Budget To Actual Report -General Fund
Village of Biscayne Park
Period Ending 12/31/2014

Fund 001 - General Fund

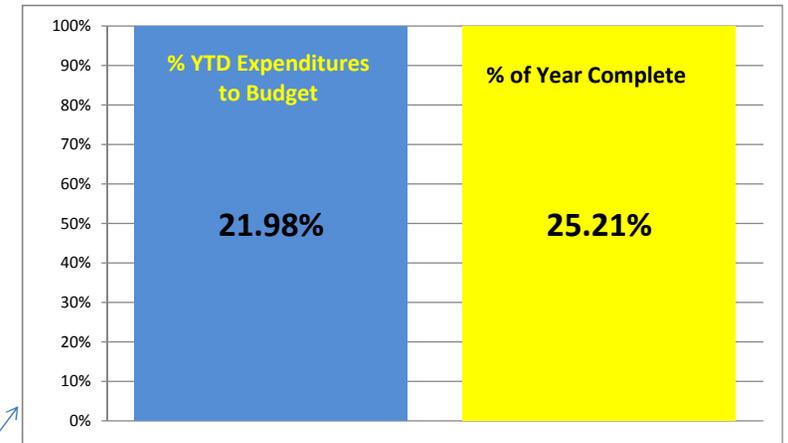
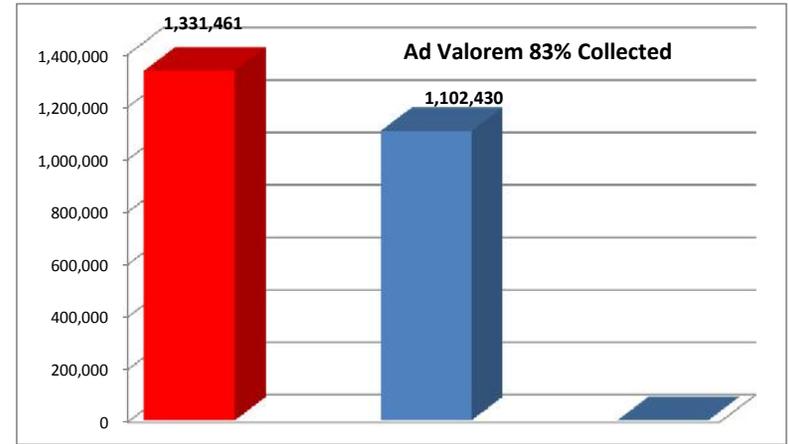
% Fiscal Year Completed: 25.21

Revenues

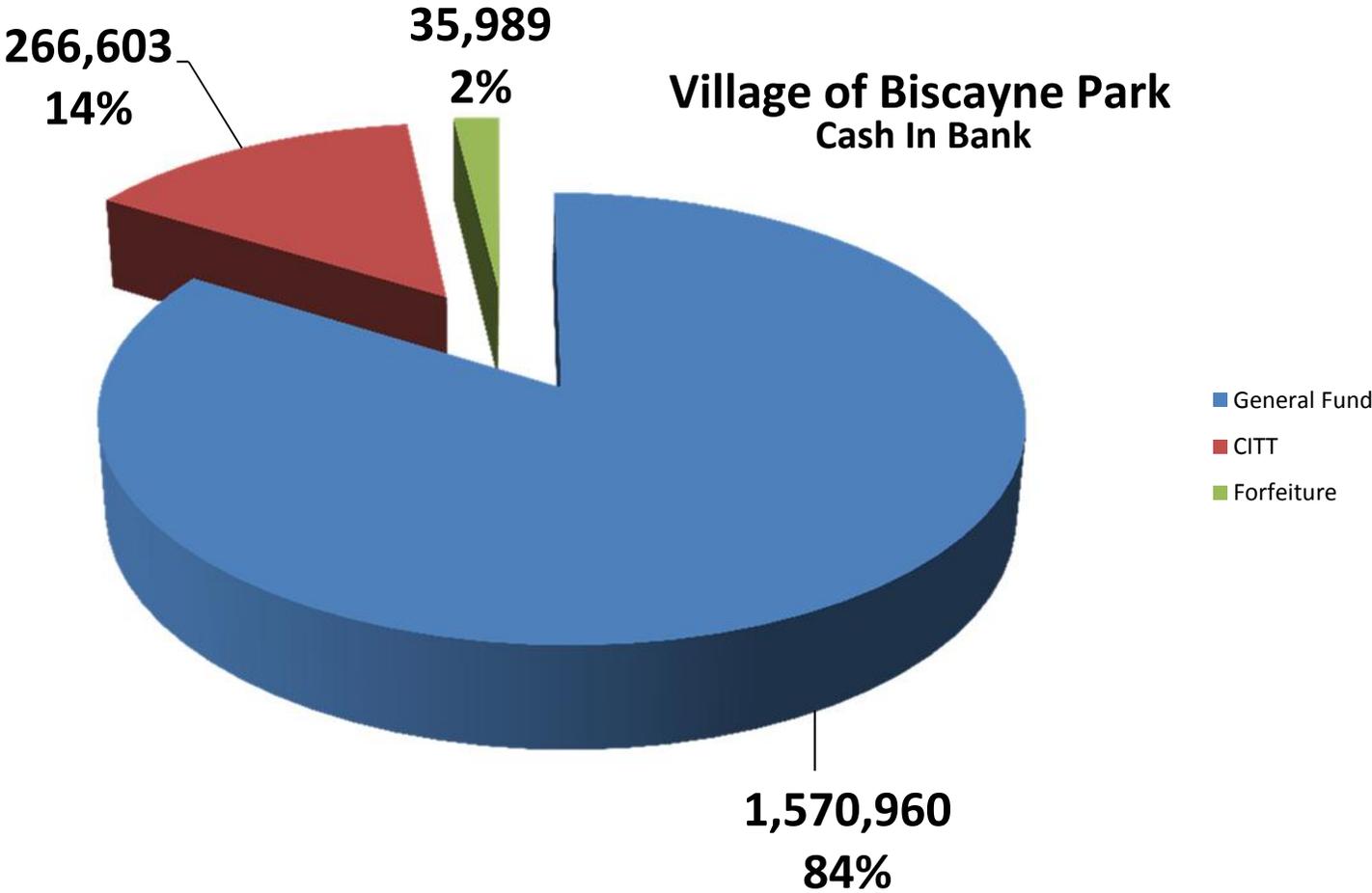
	Budget	Actual	% of Budget Used
Property Taxes	1,331,461	1,102,430	82.80
Utility Fees	289,962	73,549	25.36
Franchise Fee	161,283	43,564	27.01
Charge For Services	145,016	78,611	54.21
Judgment & Fines	41,600	12,761	30.68
Miscellaneous Income	111,695	13,930	12.47
Grants & Contributions	21,906	4,625	21.11
Intergovernmental Revenues	291,458	72,802	24.98
	2,394,381	1,402,272	59.00
Transfers In	98,730	0	0.00
Total Revenues	2,493,111	1,402,272	56.24

Expenditures

Village Commission	23,718	5,974	25.00
Administration	206,082	48,930	23.74
Finance	147,327	32,619	22.14
Planning & Zoning	42,000	10,500	25.00
General Government	430,781	87,779	20.38
Police	1,081,851	245,936	22.73
Building Department	109,256	12,413	11.36
Code Enforcement	61,987	14,206	22.92
Public Works	187,626	46,429	24.75
Parks and Recreation	167,483	43,212	25.80
Total Expenditures	2,458,111	547,997	21.78
Transfers Out	35,000	0	0.00
Total Expenditures	2,493,111	547,997	21.98



**Village of Biscayne Park
Cash In Bank**





Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 3, 2015

Subject: Approval of Minutes

Prepared By: Maria C. Camara, Village Clerk

Sponsored By: Staff

Background

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

Fiscal/Budget Impact

None.

Staff Recommendation

Approval

Attachments

- January 6, 2015 Regular Commission Meeting
- January 15, 2015 Community & Board Workshop on Chapter 5



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

1 Call to Order

Mayor David Coviello called the meeting to order at 7:04pm.

2 Roll Call

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

Present from staff were:

Village Manager Heidi Shafran
Village Clerk Maria C. Camara
Village Attorney John Hearn
Public Services Manager Krishan Manners
Finance Director Irwin Williams
Parks & Recreation Manager Shelecia Bartley
Assistant Public Works Manager Cesar Hernandez

3 Pledge of Allegiance

4 Presentations

4.a Certificates of Appreciation were given to those that contributed to Winter Fest 2014.

4.b Commissioner Anderson presented an award given by the Miami Dade County League of Cities for the Village's perfect attendance to their monthly board meetings.

5 Additions, Deletions or Withdrawals to the Agenda

Commissioner Watts pulls item 10.a, Resolution 2014-78 and defers it to the February meeting.

6 Public Comments Related to Agenda Items / Good & Welfare

Supreme Dorvil, President of the Biscayne Park Foundation: The Foundation has planned four major events which will include alcoholic beverages (beer and wine). The events are: January 17th Food & Tunes, March 7th St. Patrick's Day Event, May 5th Cinco de Mayo Event; and October 5th Oktoberfest Event. Looks for approval from the Village.

Commissioner Ross makes a motion to approve the scheduled events and directs the Village Attorney to draft and adopt a resolution for the events and to have it reviewed by our insurance carrier. It is seconded by Vice Mayor Jonas.

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

Opposed: None

Motion carries: 5/0

Rosemary Wais: In regards to the arrest made with the assistance of Officer Anthony DelaTorre and his horse, Chiquita, suggests that an honorary position is given to Chiquita, and to consider funds for a stable and hay in our budget.

Chuck Ross: Crime Watch meeting is scheduled for January 28th at the Recreation Center. Thanks the Chief for being proactive and having these regular meetings. Encourages all residents to join the group. On the "Ball Player" sculpture, a total of \$2,800 has been collected to date, with an additional \$450 promised and \$1,000 from himself and Vice Mayor Jonas. Close to meeting the goal to keep the sculpture in the Village.

Milton Hunter: On year ago today asked the Commission to be efficient, including the time spent at these meetings. On regards to Resolution 2014-78 that was pulled, it is not related to Village business. Concentrate on items related to the Village.

Shelecia Bartley, Parks & Recreation Manager: Thanks everyone for attendance and participation in Winter Fest. This Saturday is Walk a Hound, and on January 31st is the MLK Day of Service.

Mayor Coviello thanked the staff for the maintenance and improvements to the Recreation Center.

Manager Shafran also thanked the staff responsible for the sweat equity put in on the improvements in the recent weeks.

7 Information / Updates

7.a Sanitation transition update: Public Services Manager Krishan Manners provided a 90 day report. In the last month, there were 25 TracEZ entries. Most were minor in nature. This past Saturday, first quarterly pick up was done by Waste Pro. Have observed several occurrences where trash and/or garbage is being put out on Sundays. Will be enforcing the requirement that trash and garbage can only be placed out 24 hours prior to collection.

There is consensus from the Commission that a report on the sanitation transition will no longer be provided.

- 7.b Month end financials for fiscal year 2013-14 as of November 30, 2014, provided by Finance Director Williams.

Commissioner Ross: Look into parking a portion of the ad valorem revenues in the beginning months of the fiscal year in an interest earning account.

8 Consent Agenda

8.a Approval of Minutes

December 2, 2014 Regular Commission Meeting
December 9, 2014 Special Commission Meeting

8.b Acceptance of Board Minutes

Planning & Zoning Board - November 3, 2014 (Resubmit)
Charter Review Advisory Board - December 11, 2014
Recreation Advisory Board - August 27, 2014
Biscayne Park Foundation - October 14, 2014
Parks & Parkway Advisory Board - November 19, 2014
Ecology Board - November 17, 2014
Public Art Advisory Board - November 12, 2014
Planning & Zoning Board - December 1, 2014
Planning & Zoning Board - December 15, 2014
Code Compliance Board - December 16, 2014
Public Art Advisory Board - December 10, 2014

8.c Resolution 2015-01

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **AUTHORIZING THE VILLAGE MANAGER TO EXECUTE AND SUBMIT A GRANT APPLICATION AND SUPPORTING DOCUMENTS, AND COMMITTING TO THE PROVISION OF MATCHING FUNDS TO THE COMMUNITY GRANTS PROGRAM OF THE MIAMI DADE COUNTY DEPARTMENT OF CULTURAL AFFAIRS; PROVIDING FOR AN EFFECTIVE DATE**

Commissioner Anderson identified two scrivener's errors on the Minutes of December 2nd and December 9th which the Clerk will correct.

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

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

Opposed: None

Motion carries: 5/0

9 Ordinances

< None >

10 Resolutions

< None >

11 Old Business

< None >

12 New Business

12.a Summary of Village Manager Evaluations

Manager Shafran provided a summary of the past year accomplishments and extended her thanks to the four commissioners that met with her for the annual evaluation.

Mayor Coviello, Vice Mayor Jonas, Commissioner Ross and Commissioner Watts each thanked Manager Shafran for her service.

12.b Discussion of park use by non-residents as requested by Mayor Coviello.

Mayor Coviello has been asked by several residents into looking into making our park a more passive park. After discussion, there was consensus to have the Recreation Department staff identify who uses the park, identify any problems, and get suggestions on any improvements.

12.c Discussion of Public Art Fund as requested by Vice Mayor Jonas.

There was consensus that while Public Art does add value, there are other priority areas where funding options should be directed to, and to instead continue to seek donations.

Chuck Ross: In talking to residents, a vast majority is in favor of public art and ready to contribute.

Janey Anderson: Reminder that when the mural was done, many supported the concept, but many were negative about using public funding.

Susan Weiss: Concerned about the selection and placement process. Much to be discussed before considering how to fund. Also encourage local artists to contribute or loan. Why do we need to own? Get temporary installations.

Rosemary Wais: Likes to see artwork in the Village, but many other things we need first. We are highest rate in the county, how much more do you want to tax us.

12.d Discussion of attendance at MDCLC Annual Installation Gala as requested by Mayor Coviello.

Each commissioner to determine if they are to attend, to use the budgeted funds provided for each.

13 Request for Placement of Items on Next Meeting Agenda

Commissioner Ross: "15 Days of Neighborly Love"

14 Reports

14.a Village Manager:

- Annexation: At the February meeting, our lobbyist will attend to provide a presentation. Working with City of North Miami on the conflict that exists between our application and theirs, and to withdraw theirs.

- Lob cabin restoration and annex building: Finalizing permit requirements. Held a pre-construction meeting with contractor, building officials and staff. Provided confirmation that the fenced in area is all within Village property. Will bring information on financing needs to the February meeting.

- Public Services Manager provided an update on the continued bathroom renovations at Recreation Center.

14.b Attorney Hearn:

- Will be meeting with the Charter Review Advisory Board. Confirms that all commissioners are also scheduled to attend a make individual presentations to the Board.

14.c Board / Committee Reports

Manager Shafran provided the attendance for all Boards for 2014. Parks & Parkway Board has a member with consistent absences. Reminded the Commission that board member re-appointments will take place at the March meeting.

15 Announcements

Wednesday, January 7th - Code Review Board at 7:00pm

Thursday, January 8th - Charter Review Advisory Board at 7:00pm

Saturday, January 10th - Walk a Hound Lose a Pound at 9:00am

Tuesday, January 13th - Code Compliance Board at 7:00pm

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

Thursday, January 15th - Community & Board Workshop on Proposed
Chapter 5 Changes at 6:30pm

Saturday, January 17th - Food & Tunes starting at 6:30pm

Monday, January 19th - All Village Departments are closed in observance of
Martin Luther King Day

Tuesday, January 20th - Ecology Board at 6:30pm

Tuesdays, January 20th - Planning & Zoning Board at 6:30pm

Wednesday, January 21st - Parks & Parkway Advisory Board at 6:00pm

Wednesday, January 21st - Code Review Board at 7:00pm

Thursday, January 22nd - Charter Review Advisory Board at 7:00pm

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

Wednesday, January 28th - Crime Watch Meeting at 7:00pm

Saturday, January 31st - MLK Day of Service at 10:00am

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

The next regular commission meeting is Tuesday, February 3, 2015, at 7:00pm.

15 Adjourment

The meeting was adjourned at 8:37pm.

Commission approved on _____.

Attest:

David Coviello, Mayor

Maria Camara, Village Clerk



MINUTES

Community & Board Workshop Proposed Code Changes to Chapter 5

**Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Thursday, January 15, 2015 at 6:30m**

Manager Heidi Shafran opened the workshop at 6:36pm, explaining that each proposed change would be presented, the Code Review Board would explain their intent, the board members would discuss, then the public would be provided the opportunity to comment.

Present from the Code Review Board:

Gage Hartung, Chair

Judi Hamelburg

Andrew Olis

Gary Kuhl

Dale Blanton

Present from the Parks & Parkway Advisor Board:

Dan Keys, Chair

Barbara Kuhl

Randy Wagoner

Present from Staff:

Village Manager Heidi Shafran

Public Services Manager Krishan Manners

Village Clerk Maria Camara

Village Attorney John Hearn

5.3 Rights-of-way

5.3.4 (a):

Proposed language: *Use of the swale area of the right of way: The swale area of the Village's right-of-way is public property. All objects and landscaping, with the exception of mailboxes, shall be considered the property of the Village whether existing at the time of the enactment of this ordinance or thereafter. No object or landscaping shall be allowed in the swale except as provided for in this section, with the exception of mailboxes.*

Code Review Board: Clarification that right-of-way is public property.

Parks & Parkway: Make a reference to the allowance of political signs and that specific part of the code.

Kristen Montouri: Does this include house number signs?

5.3.4 (b):

Proposed language: *Minimum standard: Grass coverage that is well maintained shall be provided in the swale unless other plant materials or approved driveway surfaces are installed in accordance with this section.*

Code Review Board: To eliminate dirt swales, non-maintained swales. In chapter 8, the term 'sod' is used. Could use this instead.

Code Review Board: Provided definition of the term 'swale': area from the edge of road to property line; provide area that will allow a vehicle to pull over where there is no median and to give pedestrians the opportunity to move off the street.

Parks & Parkway: Add definition of 'grass', or better term (i.e. 'sod'), or an intended height; add definition of 'swales' to definition section.

John Pendensco: Planning on putting in rocks or a rock trail. Will this be allowed?

Lauren Caban: Has a 20' tall hedge and will have to remove. Prefers not to have grass on the swale.

Harvey Bilt: Need to add that the maintenance of the swale is the obligation of the homeowner. Approved driveway surfaces are an extension of the driveway.

Kristen Montouri: Consider 5' for those with swale under 8'. Clarify since proposed code specifies 5'.

Tom Firstle: 8' proposal has an impact on my garden. How many homes will be affected? What is the loss of property value if the landscaping is removed? These are certified natural habitats. Endangered Florida species.

Ed Chisholm: Has a 50' swale. Planted a well maintained vegetation area on swale. You are coming after the fact and making changes.

Michael Spaventa: What is the impact on property values? What is the cost factor to residents? Not sure what the size of swale is. Concerned with zone 2, nothing greater than 3'. All current landscaping was already there. Likes the privacy that it affords. Has room for 5 vehicles. No issue with parking for several vehicles. While good to have uniformity, turns us into a cookie cutter neighborhood.

Nicole Susi: This is a bird sanctuary. We have beautiful trees. Live on 120th and not wide enough for two way traffic. If you take back swales, Village will have to maintain. Not our fault the Village Code Enforcement did not enforce not allowing plantings in the swale. Proposal is ludicrous. Takes away beauty of the Village.

Lisa Schuler: Do not want to live in a cookie cutter neighborhood. Proud of being a bird sanctuary. Love the trees. Confirms that her trees will not be removed. Reconsider what you are proposing.

Tracy Truppmann: This happened because of one resident with a tree that cost the Village \$11,000 to remove; and to create language that will allow Code Enforcement to enforce. Safety and well being and beauty of the Village is priority. You forced me through a variance process to plant palms on the swale. If you make me remove you will have to pay and reimburse me the costs associated with the variance. You are trying to regulate aesthetics. Go back to a safety perspective. Affecting so many people. What is the cost to the Village? Will it be taxed back to the residents? These changes will not work.

Code Review Board: Current code does not allow anything to be planted in the swale. What we are proposing is to allow for other plantings. Not requiring you to remove until it dies, and then you cannot replant.

Vaughn Goldstein: Are palm trees considered trees? Was given an award for having the most beautiful yard many years ago and our landscaping is right up to the street.

Janey Anderson: On 11th place between 119th and 121st streets. Have a swale in back of property. If required to remove the palms currently in the back swale, will have to look at the "skanky" properties behind our property. Allowing the plantings in the swale provides our tree canopy. Keeps us from looking like a "Chapel Trail" development.

Parks & Parkway: This property has been provided an exemption for fencing because of its unique location. Consider the same type of exemption for trees/landscaping.

Code Review Board: The area behind this property is a utility easement.

Ernesto Oliva: Used Coconut Grove as a comparison. Will not be affected by the proposed changes, but concerned with impact to the Village.

Discussion of proposed code relating to Markers, Mailboxes and Mulch will be done together later in the meeting.

5.3.4 (e)

Proposed language: *Restrictions on the placement of landscaping in the swale: Landscaping in the swale shall conform to the following restrictions:*

(i) Clear Zone: An area five (5) feet wide, parallel with and immediately adjacent to the edge of the paved road shall be maintained as a clear zone. No plant material other than grass is permitted in the clear zone. Approved Driveway Surface is also permitted within the clear zone in accordance with Section 5.6.8

(ii) Low Zone: Between five (5) feet and eight (8) feet from the edge of pavement plant materials not exceeding three (3) feet in height at maturity will be permitted such that they do not intrude in any way into the clear zone.

(iii) High Zone: The area that is more than eight (8) feet from the edge of pavement is considered the high zone. Plant materials of unlimited height shall be permitted such that they do not intrude in any way into the low zone at a height lower than eight (8) feet.

(iv) Nothing shall be erected, placed, parked, planted or allowed to grow in such a manner that it would restrict visibility above a height of three (3) feet above grade, measured at the centerline of the intersection within the area of the visibility triangles (Section 5.4.1).

(v) Installation of trees in the swale: The installation of trees within the swale shall require a permit from the Village. A dimensional plan and indication of the proposed species, grade and size of the proposed tree(s) shall be submitted. Trees installed in the public right-of-way without a permit shall be subject to immediate removal after a thirty (30) day written notice to the property owner.

Parks & Parkway: We have various widths of roads. Have to have limitations. Asked both boards if ok to have a 25' thorny bush directly on street. Not good for us or safe. What is reasonable reserve of right-of-way and swale area for public use? Concerned with traffic and safety. Ability to get off roadway for pedestrians and bicyclists and drivers. This is what guided decision making process.

Manager Shafran: Provide definition of a clear zone which current code does not provide.

Parks & Parkway: Suggests 80% of street frontage has 5'. 5' area not big enough. Many properties with circular driveway. This is a formula. Prevents new owners putting in dense shrubbery in the swale. Residents have a responsibility. Have a lot of landscaping, but within restrictions.

Code Review: This is an easing of our code. Current code, if enforced, would not allow plantings greater than 3'. This benefits people to allow growth in the swales.

Parks & Parkway: Proposal of using a percentage like 80%, would like to study further and consider language. Of the entire Village, took pictures of 40-50 properties that would be affected by proposed code. Surprised there weren't more. Those that have done extensive landscaping did leave area up to the road. Provides uniform safety consideration. Propose 5'.

Manager Shafran: In regards to high zone area, when you allow unlimited height, does not provide good visibility for police. Consider the principles of CEPTED (Crime Prevention Through Environmental Design).

Code Review: The unlimited height was what the majority of residents wanted during the discussion and implementation of the code revisions for fencing.

Kristen Montouri: When will this go into effect? Need to clarify if the measurement is to the stem/trunk. Was the Ecology Board invited to this meeting. Concerned with loss of plants.

Steve Bernard: This allows more plantings than less. Current code allows to plant up to street up to 3'. Many bought houses when planting was done that way. You now say that they have to remove up to 5' from street. Suggest 3'. Does not encourage parking. Allows pedestrians to move over. Language of asphalt that is not allowed needs to be in compliance within one year. If person bought property with tree in swale they currently are not responsible. This will change it. Who has responsibility for liability issue? Maintain safety without decimating a property that has been well maintained. Remove of trees requiring a permit, consider exempted species.

Janey Anderson: On height restriction, affects those with more than one frontage. When you buy a property, most consider that all trees and landscaping is their responsibility.

5.3.4 (e) *[Should be (f)]*

Proposed language: *Visitor and temporary service vehicle parking: Each property shall provide a clear area, free of plant material with the exception of grass or an approved driveway surface in accordance with Section 5.6.8, a minimum of eight (8) feet wide parallel to the edge of pavement and twenty (20) feet long for visitor and service vehicle parking where the width of the lot and existing paved parking allows.*

5.3.4 (f) *[Should be (g)]*

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

Code Review: Intent is to provide a place to park if driveway is full.

Parks & Parkway: Add definition of 'off street'.

Kristen Montouri: Clarified which part of code being discussed.

Valerie Caracappa: Neighbor built all the way out to the street. There is a safety issue here. Encourage Board to continue making changes to provide for safety.

5.3.4 (g) *[Should be (h)]*

Proposed language: *Removal of obstructions by the Village: In the event any object or tree placed in the swale creates an emergency situation involving potential danger to the health, safety, and welfare of the community, the Village may perform removal operations immediately, thus eliminating the emergency, and may assess the cost of such removal against adjacent property.*

5.3.4 (h) *[Should be (i)]*

Proposed language: *Removal of trees in the swale by the abutting property owner: Property owners must obtain a permit from Biscayne Park and Miami-Dade County to remove trees in the swale.*

5.3.4 (i) *[Should be (j)]*

Proposed language: *Existing nonconforming plants and trees in the swale: Within one (1) year of the enactment of this code, properties owners shall remove plants, with the exception of trees, which violate the clear zone. Plant materials in the low zone may remain, but not be replaced when they die, nor will it be required to remove plants until they die in the low zone to provide for a temporary/visitor parking space.*

5.3.4 (j) *[Should be (k)]*

Proposed language: *Property owner's responsibilities for maintenance: The property owner or resident living in the property shall be jointly and severally responsible for the maintenance of the Swale area contiguous to their property. Maintenance shall include but not be limited to mowing the grass and performing general edging, weeding, trimming, pruning and cleanup activities. The landscaping and grass shall be maintained in good plant health. The landscaping shall be kept free of dead limbs and branches. No Swale landscaping shall be maintained in such manner as to constitute a nuisance. Property owners shall be responsible for the removal of dead and diseased trees, with the exception of old growth Australian pines.*

Code Review Board: Commission expressed concern at the Village being responsible. Looked for the line. Old growth Australian Pines was determined to be the biggest nuisance.

Parks & Parkway: Recent issue with a large tree that had to be removed was not an Australian Pine. Others need to be considered. Only a handful and they can be identified.

Manager Shafran: Consider to look at a caliper size.

Parks & Parkway: By putting responsibility of maintenance of trees on swale on the resident, could be a bigger liability to the Village.

Manager Shafran: Village cannot take on responsibility of trimming and pruning for the entire Village. We can barely maintain the medians with current \$30-\$40 thousand budget. Provided suggested language depending on available funds.

Code Review: How could you prove "available funds". Could be a legal issue.

Parks & Parkway: Consider Village and resident share the cost.

Board members Judi Hamelburg, Dale Blanton and Randy Wagoner left the meeting at 9:05pm.

Manager Shafran: Is it legal to exclude a species?

Kristen Montouri: Go back to the caliper as the border line of when it becomes the Village's responsibility to make sure it is maintained and done right.

Ed Chisholm: Code did not have wording about dead trees.

Code Review Board: Willing to consider caliper.

5.3.4 (c)

Proposed language: *Markers: Only dome type markers may be placed within the swale provided that they are placed not closer than eighteen (18) inches to the nearest edge of the paved surface of the designated roadway. All markers must be at least (24) inches apart. Markers placed in the swale shall not exceed twelve (12) inches in diameter nor be more than six (6) inches in height and shall be white in color.*

5.3.4 (d)

Proposed language: *Mailboxes: May be located within the swale provided that they are placed not closer than five (5) feet to the nearest edge of the paved surface of the designated roadway. Non conforming mailboxes shall have one (1) year from date of enactment of this ordinance to come into compliance.*

5.3.4 (e) (vi)

Proposed language: *Mulch: Organic mulch shall be permitted with the exception of cypress and red mulch if made from recycled wood.*

Parks & Parkway: Is there a conflict with County code on markers?

Code Review Board: On mailboxes, current code does not allow mailboxes in the swale, but there currently are many throughout the Village. Intent is to clarify the code to allow.

Parks & Parkway: Consider to allow mailbox at street line.

Code Review Board: Red mulch has poisonous component. Only pertains to mulch in the swale. Current County code does not allow. Looks to change so that only organic mulch is used with exception of cypress.

Kristen Montouri: Is there a distinction between wood mulch and manufactured mulch? Consider a mulch with no dye. On mailbox, consider 3', not 5'.

5.4 Street standards

5.4.1

Proposed language: *Clear visibility triangle. In order to provide a clear view of intersecting streets to the motorist, there shall be a triangular area of clear visibility formed by two (2) intersecting streets or the intersection of a driveway and a street. The following standards shall be met:*

(a) For street intersections the clear visibility triangle shall be formed by connecting points on the edge of each street and the intersection point. Beginning at point one, the intersection, point two shall be located Fifteen (15) feet from the intersection on one street and point three on the second street shall be located at a distance from the intersection, measured in feet equal to Three (3) times the streets speed limit. A line connecting the three points shall create the triangle. This triangle applies to both directions from the intersection. See Diagram 5.4.1 (a)

(b) For driveways two (2) clear visibility triangles shall be formed by connecting, in each case, a point on the edge of the street pavement and a point on the edge of the driveway, each to be located at a distance of twenty (20) feet from the intersection of the street and driveway lines, and a third line joining the two (2) points. See Diagram 5.4.1 (b)

Code Review: No change in language, only a better graphic provided.

Parks & Parkway: Clarify language that goes with the diagrams. Ask County Public Works to review. Also, is 15' allowed for driveway visibility?

5.6 Off-street parking.

5.6.1

Proposed language: *Applicability. Off-street parking facilities shall be provided within the lot of all development properties within in the village pursuant to the requirements of this code. The facilities shall be maintained as long as the use exists that the facilities were designed to serve.*

(a) all vehicles must be parked on a approved driveway surface.

(b) where this requirement cannot be met by multi-family properties without maintaining a ten (10) foot landscape area in front of the building, a variance may be obtained from the planning board.

5.6.8

Proposed language: *Design standards for off-street parking. Except as provided herein, all required off-street parking spaces and the use they are intended to serve shall be located on the same parcel. The size and layout of these spaces shall be according to the Dade County Code and Public Works Manual, Metro Miami-Dade County. Vehicles shall be parked on impervious or pervious surfaces but impervious areas shall not exceed forty (40) percent of the front yard, excluding the right-of-way. Off-street parking shall only be permitted on approved surfaces by the Village of Biscayne Park. In no circumstances shall grass be an approved surface.*

(a) All driveways shall be of a uniform material and design including approach.

(b) All driveways shall be no closer than thirty (30) inches from side property line.

(c) Driveways shall only be constructed with the following materials; concrete, paver, brick, gravel, asphalt, cut stone or turf block.

(d) Gravel driveways shall be built with a permanent perimeter border and shall be a minimum of four (4) inches deep.

(e) Road rock shall not be used as a finished driveway material.

(f) No more than forty (40) percent of swale to be covered in impervious material.

5.6.9

Proposed language: *Non conforming properties shall have one (1) year from date of enactment of this ordinance to come into compliance.*

5.6.8 under 5.3.4. Should not be re-iterated in 5.6.8.

Manager Shafran: Change 'swale' to 'front yard'.

Under 5.6.9, clarification from Code Review: Change to (g).

Under 5.6.8, Parks & Parkway: Not necessary on 'retro fit'.

Code Review: One (1) year refers to those properties that do not have a driveway, have to put one in.

Manager Shafran: Suggest to put that under 5.6.1.

Parks & Parkway: Off street parking - no grass. Confirm that it is referencing to private property and not swale. Consideration of size/type of gravel.

Parks & Parkway: Need to further discuss the requirement for permit to plant a tree in the swale.

Kristen Montouri: On off street parking, understand the driveway requirement. Need to distinguish a temporary situation.

Ernesto Oliva: What about a property that is all concrete and asphalt?

Code Review: Will be no mandate to change, unless it becomes degraded.

Parks & Parkway: Looks to have the opportunity to review next revision of the proposed code changes.

Mayor Coviello: Looks for both Boards to have another joint meeting on the following Wednesday when each board usually meets.

Manager Shafran: Will provide a recap of the workshop for Code Review and Parks & Parkway Board to review at the joint meeting.

The workshop was adjourned at 10:28pm.



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: February 3, 2015

Subject: Acceptance of Board Minutes

Prepared By: Maria C. Camara, Village Clerk

Sponsored By: Staff

Background

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

Staff Recommendation

Acceptance at Consent

Attachments

- Parks & Parkway Advisory Board - December 17, 2014 DRAFT
- Biscayne Park Foundation - December 8, 2014
- Biscayne Park Foundation - January 5, 2014 DRAFT
- Planning & Zoning Board - January 5, 2014
- Planning & Zoning Board - January 20, 2015 DRAFT
- Code Compliance Board - January 13, 2015 DRAFT
- Public Art Advisory Board - January 14, 2015 DRAFT
- Recreation Advisory Board - December 16, 2014 DRAFT
- Charter Review Advisory Board - January 8, 2015
- Charter Review Advisory Board - January 22, 2015 DRAFT



PARKS &
PARKWAY
ADVISORY BOARD

Dan Keys
Chairman

Barbara Kuhl
Robert Moreno
Robert Silverman
Randy Wagoner

Alternate
Lynn Fischer

MINUTES
PARKS & PARKWAY ADVISORY BOARD
Ed Burke Recreation Center 11400 NE 9th Court
Wednesday, December 17, 2014 at 6:00 PM

1. CALL TO ORDER AND ROLL CALL – Barbara Kuhl, Randy Wagoner and Dan Keys were present; Robert Moreno, Robert Silverman and Lynn Fischer were absent. Heidi Shafron and Krishan Manners represented Staff. Chuck Ross, guest.
2. AGENDA ADDITIONS AND DELETIONS – Martin Luther King Day project.
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM) -
4. APPROVAL OF MINUTES – The Board unanimously approved the minutes of 11.19.2014 as circulated.
5. OLD BUSINESS
 - A. VILLAGE STAFF REPORT
 1. **General median maintenance** – Maintenance is ongoing.
 2. **Tree removal and tree trimming issues** – Mr. Manners advised that staff was seeking estimates from Raydell Landscaping for tree trimming services.
 3. **Athletic field turf maintenance** – No news.
 4. **Athletic field irrigation system maintenance** – Krishan advised that all of the heads that were incorrectly sized had been replaced.
 5. **Highway Beautification Grant Proposal made for median of NE 6th Ave** – work is planned for the new year.
 6. **Sixth Ave. Bridge Grant** – Krishan advised that the landscaping for the west side of the bridge had been planted earlier in the day. Dead palm to be replaced.



7. **Continued discussion of landscape planning for 121 Street @ NE 10 Ave, 10th Ave. median and all entrances along 121 Street and at NE 107 Street at the railroad tracks** – see below.

8. **Discussion of path forward for design and construction of secondary entrance signage related to grant funding** – The Village Manager advised that the sign grant from the County may not come to fruition but that she was still working on the issue, trying to get the County to agree to fund. An explanation of the proposals made by the Board for use of the funding for signage as well as a comprehensive median planting schematic was made by the Board.

B. **Million Orchid Project of Fairchild Garden** – Barbara Kuhl asked staff if they had any interest in the Board pursuing this project further. The Manager advised that staff could install the orchids. The Board decided to investigate the issue further and there was discussion about trying to get donations of orchids from various nurseries.

C. **New proposed swale ordinance** – The Board agreed to the joint meeting with the Code Review Board on January 15, at 6:30 PM which was being called to discuss concerns with the present draft.

9. **Tree Fertilization** – No progress was reported on the suggestion for a tree fertilization program.

6. NEW BUSINESS

A. **Martin Luther King day project.** –That members were not in favor of a median planting at the entrance of 121 street at NE10 Ave as adequate planning was not yet in place for this site, The Board supported the idea of planting *Ernodea littoralis* as a ground cover at the NE 6th Ave Bridge, planting site. Mr. Keys advised that he would assist staff with locating the plant material for the project. All agreed on this project location.

NEXT MEETING DATE – TBD

ADJOURNMENT – the meeting adjourned at 7:28 PM.

Minutes of December 17, 2014 were approved on _____

By: _____
Dan Keys, Chair



Village of Biscayne Park

640 NE 114th Street
Biscayne Park, FL 33161

Tel: 305 899 8000

Fax: 305 891 7241

www.biscayneparkfl.gov
www.BiscayneparkFoundation.org

BISCAYNE PARK FOUNDATION MINUTES

Tuesday, December 8, 2014 at 7:00PM
Ed Burke Recreation Center
11400 NE 9th Court Biscayne Park, FL 33161

Board Members

President
Supreme Dorvil

Vice president
Jorge Marinoni

Treasurer
Joe Chao

Secretary
Marie Smith

Sylvia Linke

Dorvil called the meeting to order 7:11p.m.

Roll Call: Board members: Supreme Dorvil, Joe Chao, Jorge Marinoni, Sylvia Linke, and Marie Smith are present. In attendance: Krishan Manners.

Approval of Minutes: October 14, 2014: Motion by Jorge Marinoni, seconded by Joe Chao, Motion passed.

Treasurer's Report: Joe Chao submitted a detailed financial report on the Foundation's finances. Update reports had been submitted to the IRS as required for our 501(c) status. Checks for the sanitation workers will be given to commissioner Barbara Watts for distribution.

Approval of Treasurer's Report: Motion by Supreme Dorvil seconded by Jorge Marinoni. Motion passed.

Appreciation: special thanks to Sylvia Linke for her efforts with Oktoberfest.

New Business:

Tentative Calendar for 2015: Special Dates

1st Foundation meeting of the year: Jan 5th @ 7pm

All other meetings to be held on the 2nd Monday of every month at 7pm

January 17 – Food and Tunes @ 630pm

Feb 14th – Wine tasting

March 7/21st – St. Patrick Day celebration

May - Cinco De Mayo Celebration

October 3rd - Oktoberfest celebration

Foundation Shirts/banner: Joe Chao presented the t-shirts and banner to the board. The t-shirts will use for auctioning purposes.

Letter to the Community: Letter will be written by the president and submitted to the community in the Biscayne Park newsletter. The letter will include upcoming events and future goals.

Lighting for the Park: Krishan Manners will obtain an estimate and present it at our future meeting.

Meeting Adjourned at 8:45p.m.

Next meeting: Monday, January 5th, 2015 @ 7:00 p.m.

Minutes approved by the Board on _____.

Supreme Dorvil, President

Marie Smith, Secretary

BISCAYNE PARK FOUNDATION ACCOUNT BALANCES

Foundation Balance	\$4,495.74
Wine & Beer Tasting	\$441.83
NESCarshow	1434.35
P & P balance	\$15.17
Cultural Art Balance	\$50.00
RAB	\$706.00
Waste Fund	\$40.00
SUB TOTAL	\$7,183.09
Bank expenses	
TOTAL FUNDS	\$7,183.09

From: Chao, Jose
Sent: Tuesday, January 06, 2015 7:55 AM
To: info@biscayneparkfoundation.org
Cc: Maria Camara
Subject: TREASURERS REPORT 1-5-2015

Attached is the Biscayne Park Treasurers Report for 1-5-2014

Thank you,

Joe Chao, Treasurer
Biscayne Park Foundation
305-542-5549



Village of Biscayne Park

640 NE 114th Street
Biscayne Park, FL 33161

Tel: 305 899 8000

Fax: 305 891 7241

www.biscayneparkfl.gov
www.BiscayneparkFoundation.org

BISCAYNE PARK FOUNDATION MINUTES

Monday, January 5th, 2015 at 7:00PM
Ed Burke Recreation Center
11400 NE 9th Court Biscayne Park, FL 33161

Board Members

President
Supreme Dorvil

Vice president
Jorge Marinoni

Treasurer
Joe Chao

Secretary
Marie Smith

Sylvia Linke

Dorvil called the meeting to order 7:05p.m.

Roll Call: Board members: Supreme Dorvil, Joe Chao, Jorge Marinoni, Marie Smith present. Absent Sylvia Linke. In attendance, Krishan Manners.

Approval of Minutes: December 8, 2014: Motion by George Marinoni, seconded by Joe Chao. Motion passed.

Treasurer's Report: Joe Chao reported on the final figure realized from the Car Show December 20. After expenses were deducted the amount was \$602.31 A copy of the Treasurer's report will be submitted by the Treasurer and attached to the Minutes. **Approval of Treasurer's Report:** Motion by Supreme Dorvil and seconded by Jorge Marinoni. Motion passed.

Old Business:

Food & Tunes January 17, 2015: Supreme Dorvil would attend next Commission meeting to obtain permit to serve alcohol at this and upcoming events. Total Wine would, in the future, give us a 30% discount; however, the discount would not operate for the January 17 event. Entertainment would be by resident band, "NO DICE."

Wine Party: Valentine's Day TBA

St. Patrick's Day Celebration: March 7th. Marie Smith felt that the first date might be the better since my municipalities have parades and events planned for the second week in March. Marie will research entertainment.

May 2, Cinco de Mayo Celebration: Joe Chao to research this festival and report back to Committee.

October 2, Oktoberfest: Joe Marinoni in the absence of Sylvia Linke will research this celebration and report back to Committee.

Lighting for the Park: The board requested if the Village had received any estimates of lighting the front of the Recreation area since this was one of the Foundation's projects. Krishan said he had no

estimates at this time but would work on a report for the next Foundation meeting.

New Business: All meetings of the Foundation will be held on the second Monday of each month at 7:00 p.m.

Next meeting: Monday, February 9th, 2015 @ 7:00 p.m.

Meeting Adjourned at 8:12p.m.

Minutes approved by the Board on _____.

Supreme Dorvil, President

Marie Smith, Secretary



The Village of Biscayne Park

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

PLANNING & ZONING BOARD

Gage Hartung
Chairman

Andrew Olis
Vice Chairman

Carl Bickel
Elizabeth Hornbuckle
Doug Tannehill

Alternate
Mario Rumiano

MINUTES PLANNING & ZONING BOARD MEETING Ed Burke Recreation Center 11400 NE 9th Court – Biscayne Park, FL Monday, January 5th, 2015 at 6:30pm

1. CALL TO ORDER

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

2. ROLL CALL

Gage Hartung – Chair Member – present
Andrew Olis – Vice Chair – present
Carl Bickel – Board Member – present
Elizabeth Hornbuckle – Board Member – absent
Doug Tannehill – Board Member – present
Shanesa Mykoo, Krishan Manners and Sai Annese – staff attendance - present

3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS

4. APPROVAL OF MINUTES

December 15th, 2014

Motion by C. Bickel, seconded by D. Tannehill and approved 4-0

5. PAINT PERMITS

None

6. BUILDING PERMITS

- a. Martins -640 NE 115th St – Wood gates
Motion by A. Olis, seconded by D. Tannehill and approved 4-0
- b. Hart – 11001 NE 9th Ct – Install Canopy and revise driveway
Motion by A. Olis, seconded by C. Bickel and approved 4-0
Motion by A. Olis, seconded by C. Bickel and approved 4-0
- c. Cervantes – 1009 NE 116th St – Replace side gates
Motion by A. Olis, seconded by D. Tannehill and approved 4-0
- d. Alonso – 825 NE 113th St - Install fence
Motion by A. Olis, seconded by C. Bickel and approved 4-0
- e. Harper – 712 NE 120 St – Change front door
Motion by D. Tannehill, seconded by A. Olis and approved 4-0
- f. New Capital – 1010 NE 120th St – Wood fence
*Tabled- more fence information
- g. Pelletier – 10735 Griffing Blvd – Resurface pool
*No need for zoning approval
- h. Leger – 1070 NE 119th St – New deck
Motion by C. Bickel, seconded by D. Tannehill and approved 4-0
- i. Hamelburg – 1015 NE 116th St – Screen patio
Motion by D. Tannehill, seconded by C. Bickel and approved 4-0
- j. Jones – 647 NE 114th St – Addition and deck
*Tabled – setback does not match code
- k. Sanchez & Partners – 472 NE 121st St – Install Pool
Motion by D. Tannehill, seconded by C. Bickel and approved 4-0



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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7. Administrative Variance

- a. Hacia – 820 NE 111th St – Boat Variance
Motion by D. Tannehill, seconded by A. Olis and approved 4-0
- b. Martinez – 11119 NE 11th Pl – Boat variance
Motion by C. Bickel, seconded D. Tannehill and approved 4-0

The next meetings of the Planning & Zoning Board are Tuesday, January 20th, 2015 and Monday February 2nd, 2015

8. ADJOURNMENT

This meeting was adjourned at 7:11 p.m.

Minutes approved on: _____

By: _____

Gage Hartung, Chair Planning & Zoning Board



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

Carl Bickel
Elizabeth Hornbuckle
Doug Tannehill

Alternate
Mario Rumiano

MINUTES PLANNING & ZONING BOARD MEETING

Ed Burke Recreation Center
11400 NE 9th Court – Biscayne Park, FL
Tuesday, January 20th, 2015 at 6:30pm

1. CALL TO ORDER

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

2. ROLL CALL

Gage Hartung – Chair Member – present
Andrew Olis – Vice Chair – present
Carl Bickel – Board Member – present
Elizabeth Hornbuckle – Board Member - absent
Doug Tannehill – Board Member – absent
Krishan Manners and Sal Annese – staff attendance – present

3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS

4. APPROVAL OF MINUTES

January 5th, 2015

Motion by C. Bickel, seconded by A. Olis and approved 3-0

5. PAINT PERMITS

a. Villar – 11237 NE 8th Ave

Motion by C. Bickel, seconded by A. Olis and approved 3-0

6. BUILDING PERMITS

a. Dawson – 842 NE 121st St – Reroof and install windows

Roof- Tabled * Must provide pitch of roof and overhang

Windows - Motion by A. Olis, seconded by C. Bickel and approved 3-0

b. Ferro – 825 NE 113th St – Wood shed

Motion by A. Olis, seconded by C. Bickel and denied 3-0

* Within setbacks

c. Beltran – 11063 Griffing Blvd – Replace gate

Motion by A. Olis, seconded by c. Bickel and approved 3-0

d. Elfrink – 11709 Ne 11th Ave - Reroof

Motion by C. Bickel, seconded by A. Olis and approved 3-0

e. Archange – 1209 NE 120 Terr – Replace fence

Motion by A. Olis, seconded by C. Bickel and approved 3-0

f. Invest & LLC – 741 NE 115th St – Wood fence

Motion by C. Bickel, seconded by A. Olis and approved 3-0

g. Darity – 970 NE 113th St – Replace garage door

Motion by A. Olis, seconded by C. Bickel and approved 3-0

h. Minkin – 1050 NE 121st St – Wood fence

Motion by A. Olis, seconded by C. Bickel and approved 3-0

i. BP 11211 LLC – 11211 NE 8th Ct – Replace windows and doors

Motion by A. Olis, seconded by C. Bickel and approved 3-0

j. Larsen – 845 NE 116th St – New Pool

Motion by C. Bickel, seconded by A. Olis and approved 3-0

k. Leroi – 12001 NE 6th Ave – New pool and deck

Motion by C. Bickel, seconded by A. Olis and approved 3-0

l. Mainade – 11711 Griffing Blvd – New addition

Motion by C. Bickel, seconded by A. Olis and approved 3-0

* approved without front addition



The Village of Biscayne Park

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

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- m. Campo – 11930 NE 11th Ct – Wood fence
Motion by A. Olis, seconded by C. Bickel and approved 3-0
- n. Perez – 11505 NE 11th Pl – Window replacement
Motion by A. Olis, seconded by C. Bickel and approved 3-0
- o. Jones – 647 NE 114th St – Addition
Motion by A. Olis, seconded by C. Bickel and denied 3-0
* Need variance
- p. 850 NE 111th St LLC – New driveway
Motion by A. Olis, seconded by C. Bickel and approved 3-0
- q. Martinez – 11205 NE 8th Ave – New roof addition
Tabled - * Need more information on roof attaching to existing
- r. Sorgente – 719 NE 112th St – Pergola
Motion by A. Olis, seconded by C. Bickel and approved 3-0
- s. Wagner – 11515 NE 6th Ave - Windows
Motion by A. Olis, seconded by C. Bickel and approved 3-0
- t. Morris – 734 NE 119th St – Windows
Motion by A. Olis, seconded by C. Bickel and approved 3-0
- u. Church of Resurrection – 690 NE 113th St – Windows
Motion by A. Olis, seconded by C. Bickel and approved 3-0

7. Administrative Variance

None

The next meetings of the Planning & Zoning Board are Monday, February 2nd, 2015 and Tuesday, February 17th, 2015

8. ADJOURNMENT

This meeting was adjourned at 8:05 p.m.

Minutes approved on: _____
(Date)

By: _____
Gage Hartung, Chair Planning & Zoning Board



**CODE
COMPLIANCE
BOARD**

Chairman
Gary Kuhl

Vice Chairman
Harvey Bilt

Michael Beltran
Dale Blanton
Linda Dillon

Alternate
Jenny Johnson-
Sardella

**MINUTES
CODE COMPLIANCE BOARD
Ed Burke Recreation Center 11400 NE 9th Court
Tuesday- January 13th, 2015 at 7:00 p.m.**

1. CALL TO ORDER

Meeting was called to order at 7:03 p.m.

2. ROLL CALL

Gary Kuhl – Chair-present
Harvey Bilt – Vice Chair-present
Michael Beltran-absent
Dale Blanton-present
Linda Dillon-present
Jenny Johnson-Sardella-absent
Staff Attendance - Code Officer Reginald White and Finance Clerk, Wendy Hernandez
Administrative Attendance – Public Services Manager, Krishan Manners

3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS

- Deletion of Item 7a till further notice by Code Officer White
- Addition of item 6b by Code Compliance Officer White
- Addition of item 6c by Code Compliance Officer White

4. APPROVAL OF MINUTES

- a. December 16th, 2014 - Approved

5. NEW BUSINESS

- a. JP Morgan Chase Bank NA – 11841 NE 12th Ct – Improper storage of recycling/garbage containers: Case# 14-0334
 - Motion by L. Dillon, seconded by D. Blanton, Vote count 4-0
 - In compliance, Violation has been addressed and Notice of Violation came into compliance
- b. Britany A Levinson & – 810 NE 117th St – Portable storage unit permit expired: Case# 14-0420
 - Motion by G. Kuhl, seconded by D. Blanton, Vote count 4-0
 - Not in compliance, two weeks to remove POD from property, Daily fine of \$5/day will commence on January 28th, 2015 if not removed.
- c. Mario J Nunez – 11990 NE 7th Ave – Prohibited Category 3 vehicle parked on the property: Case# 14-0398
 - Motion by G. Kuhl, seconded by L. Dillon, Vote count 4-0
 - In compliance, Violator is in compliance, close case.
- d. The Church of the Resurrection (Selena Montanez present)– 690 NE 113th St – Property maintenance: Case# 14-0422
 - Motion by D. Blanton, seconded by H. Bilt, Vote count 4-0
 - In compliance, close case
- e. The Church of the Resurrection (Selena Montanez present)– 690 NE 113th St – Interior work done without permit: Case #14-0406
 - Motion by G. Kuhl, seconded by H. Bilt, Vote count 4-0
 - Not in compliance, Fine of \$100 and daily fine of \$50 to commence January 14th



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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2014 until permit is issued.

- f. The Church of the Resurrection – 690 NE 113th St (Selena Montanez present)– Doors and window installed without permit: Case #14-0407
 - Motion by G. Kuhl, seconded by H. Bilt, Vote count 4-0
 - Not in compliance, Fine of \$100 and daily fine of \$50 to commence January 14th, 2014 until permit is paid. Once in compliance, a 12% interest to be applied until fees are paid and have thirty (30) from compliance date to make payment.
- g. Carlos Bordogna/Andrea Monsalve Botero – 11940 NE 6th Ave – White fence and cement blocks in the front of the house/driveway: Case #14-0342
 - Motion by G. Kuhl, seconded by H. Bilt, Vote count 4-0
 - In compliance, Violation is in compliance, close case.

6. OLD BUSINESS:

- a. New Capital Real Est Holdings LLC – 1010 NE 120th St (Yamil Castillo present)– Abandonment of Job, expired permits: Case# 14-0343
 - Motion by G. Kuhl, seconded by L. Dillon, Vote count 4-0
 - Not in compliance, two weeks to remove POD from property, Daily fine of \$5/day will
- b. Frank Hacia/Jennifer Cabrera – 820 NE 111th St - Boat in front yard Case #14-0230
 - Motion by G. Kuhl, seconded by H. Bilt, Vote count 4-0
 - In compliance, Variance was awarded, case dismissed
- c. MPMR Holdings, LLC – 10901 Griffing Blvd – Dirty/discolored exterior walls Case #14-0236
 - Motion by H. Bilt, seconded by L. Dillon, Vote count 4-0
 - To rescind all fines and fees on motion made on November 12th 2014. (Fine of \$50 and a daily fine of \$10 to commence November 13th, 2014. Paint permit was applied for November 12th and owner has six months to paint.)

7. FINE REDUCTION

- a. John Stowell - 11643 NE 11th Pl – Dirty and discolored awnings and exterior walls: Case#12-12-1701, 14-0035
 - item deleted
- b. New Capital Real Est - 1010 NE 120th St (Yamil Castillo present) – Property Maintenance and work without a permit Case# 12-12-1716, 12-13-2108, 14-0237
 - Case #12-12-1716 \$ 90
 - Case #14-0237 \$ 1,000
 - Case #12-13-2108 \$ 0 closed, paid for.

Offer of \$ 200 was made for outstanding invoices.

- Motion made by H. Bilt and seconded by D. Blanton, Vote Count 4-0
- Offer to accept \$ 200 for Case #14-0237, however, Case #12-12-1716 remains at \$90. Total amount due for both cases is \$ 1,090.

8. DISCUSSION/S

- a. Proposed Ordinance concerning citations via G. Kuhl
- b. Language for Motions via Attorney Hearn

9. ANNOUNCEMENTS / SCHEDULE OF NEXT MEETING

The next meeting of the Code Compliance Board is Tuesday, February 10th, 2014, at 7:00pm

10. ADJOURNMENT

Meeting adjourned at 8:30 p.m.

Minutes approved on _____

By: _____
Gary Kuhl, Chair



PUBLIC ART
ADVISORY BOARD

Larry Newberry
Chair

Veronica Fascie
Karen Marinoni
Susan Weiss

MINUTES

PUBLIC ART ADVISORY BOARD

**Ed Burke Recreation Center, 11400 NE 9th Ct., Biscayne Park, FL
Wednesday, January 14, 2015 at 6:00PM**

1. CALL TO ORDER AND ROLL CALL – The meeting was called to order at 6:00pm. Present were board members V. Fascie, K. Marinoni, L. Newberry and S. Weiss. Present from staff: Public Services Manager Krishan Manners
2. AGENDA ADDITIONS AND DELETIONS - None
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM)
 - a. Chuck Ross: Provided an update on the on “Ball Player” sculpture. Has raised the \$6,000 to pay for the sculpture through approximately 80 donations from residents.
 - b. Vice Mayor Fred Jonas: Presented the board with a proposed sculpture for the Village from Cecilia Lueza. Asked the board to help fundraise for the \$7,500 to purchase and to support getting this piece.
4. APPROVAL OF MINUTES – S. Weiss makes a motion to approve the minutes of December 10, 2014, and it is seconded by K. Marinoni. Motion passes 4/0.
5. OLD BUSINESS
 - a. Status of sculpture for pet waste station locations: V. Fascie has contacted an artist that will provide a bid on the sculptures. L. Newberry will check with metal workers for pricing.
 - b. Public Services Manager Manners provided an update on the Art in the Park event scheduled for May.
6. NEW BUSINESS
 - a. Motion made by K. Marinoni to appoint L. Newberry as the Chair for the Public Art Advisory Board and it is seconded by Susan Weiss. Motion carries 4/0.



The Village of Biscayne Park

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

- b. S. Weiss provided information on the Gallery Night at Miami Shores on January 30th. Requests that event is added to website calendar and advertised on Recreation Facebook page.

7. NEXT MEETING DATE – February 11, 2015, at 6:00pm.

8. ADJOURNMENT – Meeting was adjourned at 7:18pm.

Minutes approved on _____
(Date)

By: _____
Larry Newberry, Chair



RECREATION
ADVISORY BOARD

Dan Samaria
Chairman

Noah Jacobs
Elizabeth Goldman
Dan Rodriguez
Ivette Cordero
Rosemary Wais

MINUTES
RECREATION ADVISORY BOARD
Ed Burke Recreation Center, 11400 NE 9th Court
Tuesday, Dec 16, 2014 at 7:00PM

1. CALL TO ORDER

The meeting was called to order at 7:10 p.m.

2. ROLL CALL

Dan Samaria, Elizabeth Goldman, Ivette Cordero, Rosemary Wais

3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS

Add 6f. Update from Rec. Director the cost of movie night. Dan also requested to the board members if there is anything that they wanted to be added to the agenda, to get to him at least one week before agenda is made up. He doesn't want to be the only one that adds items to it.

4. APPROVAL OF MINUTES

The minutes for Nov. and August were moved over till Jan to be approved. Vice Chair Jacob has not turned in Nov. yet and he and Dan are the only ones that can approve August since they are the only two left from that board.

5. NEW BUSINESS



The Village of Biscayne Park

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

a. Dan introduced to the board new member Ivette Cordero, Daniel Rodriguez still is sick and was not there. Ivette talked about her family and the catering business she owns. She offer to cater our next "Meet the Resident's" event free of charge.

Dan asked Ivette why she wanted to be on the board. Ivette explained, she like some of things that she see being done at the Rec. Center, but there are other concerns about the conduct that is happening in the park and the programs that are offered. She is also concerned that what her son will learn from the park when he goes there to play. She also continue to say that some of the events that she went to at the park she enjoyed, others she was not pleased about she felt and she should not feel that way about her park and neighborhood. I should not complain about anything if I am not willing to get involved to change things. So this is why I am getting involved to solve the problems that we have in the park and our neighborhood.

Dan explained to her and the rest of the board, that one of the problem with the board in the past, was participation of the board at village events. Was she going to be able to give her time at the future village events? She informed him that her goal was to get involved.

After all this is her village she lives it and planed on living here forever with her family. I have focus on my home it is in my neighborhood. I moved here because one of my childhood dreams riding my bike and knowing that I will be safe and and that your neighbors would be there was to protect you and your family.

B. new ideas, questions or concerns



Dan informed that he was going to update the board since there was new members on how much the rec. board has in reference to funds that we have raised for the rec. center.

6. OLD BUSINESS

a. Report from Parks Director on Garbage can enclosure project: The board was informed that this will not happen for a while they are working on other projects like to rebuilding of the Village hall, inside the rec center. The cost of the cans is \$400.00 and we will be doing everything else in house. I am not sure when public works will be able to get to it.

B. winter fest: Dan turned it over to Elizabeth Goldman who wanted guide of what the board wanted on their flyer that we will be sending to the residents. The Rec. director offered if we get the flyer to her she will be sure it goes to 1300 houses when the village put out theirs. Dan asked the board what is the purpose of the board putting out its own flyer. The board wanted the residents to know what the goals and what the board would do to serve the residents of Biscayne Park.

The board was hoping to get the residents to work with the rec. board and let us know what they wanted and expected from us. So that way we can serve them as a board. Along with getting residents to attend our meeting on a monthly bases, so they could give us their ideal on what they would like to see happen at the Rec. center.

The board came up an idea that the residents can contact us through the village website. And we could set up a rec. board email where the chair would be the only person to see it and I will present to the board the emails, than we put it in our minutes. We could also put it on the rec. center face book page by sending information to the rec. director. We also discuss what was going to be on the Rec. Board table at the event: flyer by the board, survey for the residents we discussed



The Village of Biscayne Park

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what we want as questions, email request from the customers, prizes for our raffle and our guess the gummy bears in a jar contest.

C. Meet the Residents Catering Jan. 27. The board discussed the flyer that the board will pass out at winter fest, Dan also told the board he would send email to different residents along with the village email to put them in their email blast. Along with the flyer going into the village's flyer envelop that goes to all the houses. Ivette offered to cater the event, along with Dan's company Creepy Critters Pest Control which the food will be donated. And CCPC and DASK Children's Foundation will have raffle's, with the proceeds donated to the Rec. Center. There will also be his annual survey to the residents.

d. Discussion on Refrigerator for Rec. Center: Dan asked the Rec. Director for an update on why they have not gotten it yet. She said they are still looking for one. Rosemary said she will go with her and will inform the board when they get it. They promised to have it by our next meeting. This was accepted by the board.

E. Banner for rec. board: Dan brought to the board his idea of having a rec. board banner this past rec. boards agreed but never followed through with getting one. He asked this board to come up tonight on what they want on it and his company CCPC would pay for it. But one of the members Ivette offered to have one made up by her and donate it to the rec. board. And she even said we could have it ready for the winter fest event. It was second by Dan and approved 4-0 to except her offer and we told her what they wanted on it.

f. Movie night which is sponsored by the Village: Dan brought up questions about what the board would like to have at the table the board has every time there is a movie night. (At our Nov. Board meeting the board decided to have a Valentine dance to be held on Feb. 14, 2015.)

At this meeting (dec. 16) it was suggested that instead of a Valentine dance we change it to a picnic and movie night. The rec. director informed the board that



they already had a movie night scheduled for Feb. 21. She suggested that the move their night could be moved back to the 14 and it would fall into our idea of picnic and movie. It was seconded by Dan and discussed and asked the Rec. Director and the asst. village Manager what they thought of the idea. They both thought it was a good idea. The board voted and it passed 4-0.

The board also talked about the cost of movie nights. The Rec. Director said it was approximately \$600.00 to rent a projector and screen. The cost of the movie renter varies. At this point Ivette said she has a projector and screen that she would lend to the board and we would talk more at our next meeting.

7. PUBLIC COMMENT

8. FUTURE CALENDAR OF EVENTS

Dan hopes that the board members would be able to attend the events and help the village in any way they can. The board is working on adding events to the calendar of events

9. Future Fund Raising

Board is working on suggestion for future fund raising

10. Announcements/Schedule of next meeting;

Advisory Board next meeting is Jan. 27, 2014, at 7:00PM.

11. ADJOURNMENT: *A motion was made by Dan to adjourn at 8:45 p.m. and it was second by rosemary and it passed 4-0.*



Jenny Johnson-Sardella

Chair

David Goehl

Vice Chair

Dale Blanton

Ramon Irizarri

Dan Keys

Brian McNoldy

Vicki Smith-Bilt

MINUTES

Charter Review Advisory Board

Ed Burke Recreation Center - 11400 NE 9th Court

Biscayne Park, FL 33161

Thursday, January 8, 2015 at 7:00pm

1 Call to Order

Village Clerk Maria Camara called the meeting to order at 7:01pm.

2 Roll Call

Jenny Johnson-Sardella - absent

David Goehl - present

Dale Blanton -present

Ramon Irizarri - present

Dan Keys - present

Brian McNoldy - present

Vicki Smith-Bilt - present

Present from staff:

Village Clerk Maria C. Camara and Village Attorney John Hearn

3 Approval of Minutes

Dan Keys makes a motion to approve the minutes of December 11, 2014, as presented. It is seconded by Ray Irizarri. Motion passes 6/0.

4 Presentations

Village Attorney John Hearn provides the Board with a presentation on Sunshine Law and Public Records Law. Attorney Hearn proposes not to attend all meetings for cost savings. Will definitely attend when the Board finalizes their proposed changes.

5 Public Comments Related to Agenda Items

< None >

Commission, Administration and residents provided an opportunity to provide the Board with areas of the Charter to review:

Mayor David Coviello: Does not see something of great importance to change and not worth the cost of an election. Per information provided by the Clerk, a stand alone election cost is approximately \$17,365; piggy back with a general election \$3,776; mail ballot special election \$8,660. Manager's recommendation of change to the code is good and should proceed with the change through an ordinance.

Clerk Camara relayed a message from **Vice Mayor Fred Jonas** who was not in attendance. He has no specific items to review and that the Board should review the entire charter.

Commissioner Bob Anderson: Charter is nine years old. Not a bad charter. Costs money to progress on this. There are other issues and items that the Village needs to come up with funds for. But if you do go forward, consider that every candidate runs at large. Consider seats for candidates to run for.

Commissioner Roxana Ross: Charter is working very well. Would be ok with if no changes are made. But consider the following:

> Article II, Section 2.02 referencing the duties of the Mayor, language appears left over from pre-Manager form of government as it relates to execution of contracts and in regards to service of process.

> Using the 8th Edition of the Model City Charter from the National Civic League, Mayor should not have administrative duties.

> Article II, Section 2.05 Vacancies: Where it references removal, include 'suspension or removal'.

> Article III, Section 3.01 (B): Regarding Village Manager, there is good language in the Model City Charter. Important to include education and experience.

> Article III, Section 3.02: Where it references the Village Attorney, recommend using the Model City Charter where it states a legal officer treated as a regular department head. There are three (3) options: Appointed by City Manager; or appointed by City Manager but subject to confirmation by the City Council; or appointed by the City Council only. Could strengthen the language about day to day operations.

> Article IV, Section 4.01: On Commission Meeting Procedures, should update that the Manager should have the ability to call Special Meeting, and not just limited to the Mayor or four members of the commission.

> Article IV, Section 4.05: On Annual Budget, Model City Charter provides information on how to formalize the budget process to include a capital improvement plan. Review the language regarding contingencies.

> Article V: Consider what the Model City Charter provides.

> Elections in general, specificity on the number of days, consider requirements of the County Supervisor of Elections and schedule accordingly.

> Article VII, Section 7.07: On No Discrimination, add age as a protected category.

> Recommend not doing term limits. Model City Charter does not restrict.

> Recommend not changing how the Mayor is selected. Currently works well.

Commissioner Barbara Watts: Look at adding term of office and term limits and see what other cities are doing. Suggest 8-9 years. Look to get new energy and new voices.

> In regards to Article VI, Section 6.02 Procedure to Amend, and Article VII, Section 7.04 Charitable Contributions, currently states a majority decision. Consider a 4/5 requirement.

> Also review language on clerks records.

Manager Heidi Shafran: Looked at other city charters and cities that have recently made charter changes.

> Section 1.02 - Form of Government: An opportunity for this section to be more explanatory on the relationship, but no necessarily changing the relationship.

> Section 4.01 - Commission Meeting Procedure: Look at facilitating the process for scheduling special meetings or rescheduling a meeting.

> Section 2.03 - Term Limits: Important to look at, not necessarily recommending a change, but due to size of our Village. Also consider a time out of office. Clean up the language if an elected official after leaving office looks to become an employee, or through a contractual basis.

> Section 3.05 - Vacancies: Consider the expense of a stand alone election if a vacancy were to occur. Consider changing the language from six (6) months to twelve (12) months left in the term before requiring the election. Would allow for proper budgeting as well.

> Clean up the language that if appointed, that it also requires the same requirements. Currently it is silent.

> Section 4.03: Actions requiring an ordinance - review the actions listed and consider those that can be done through a less expensive action such as a Resolution.

> Section 7.07 No discrimination: Consider 'age' to be added; and 'gender identity'.

No item is critical that has to be done. But if there is an opportunity, to consider.

Resident input:

Harvey Bilt: Any items we can change/pass by ordinance or resolution should be done as opposed through a charter amendment.

Barbara Kuhl: Based on what was presented, no major problems. Very expensive to tweak. The way it is functions. Leave as is. Against term limits. There is a natural turnover. Mayor rotation is good. Bit mistake to connect Attorney to the Manager. This is our system of checks and balances.

Dan Keys makes a motion to adjourn and it is seconded by Dale Blanton. Motion passes 6/0.

The meeting was adjourned at 8:15:pm

Board approved on _____.

Attest:

Jenny Johnson-Sardella, Chair

Maria C. Camara, Village Clerk



Jenny Johnson-Sardella

Chair

David Goehl

Vice Chair

Dale Blanton

Ramon Irizarri

Dan Keys

Brian McNoldy

Vicki Smith-Bilt

MINUTES

Charter Review Advisory Board

Ed Burke Recreation Center - 11400 NE 9th Court

Biscayne Park, FL 33161

Thursday, January 22, 2015 at 7:00pm

1 Call to Order

Village Clerk Maria Camara called the meeting to order at 7:01pm.

2 Roll Call

Jenny Johnson-Sardella - present

David Goehl - present

Dale Blanton -present

Ramon Irizarri - present

Dan Keys - present

Brian McNoldy - present

Vicki Smith-Bilt - absent (*arrived at 7:05pm*)

Present from staff:

Village Clerk Maria C. Camara

3 Approval of Minutes

Dan Keys makes a motion to approve the minutes of January 8, 2015, as presented.

It is seconded by Dale Blanton. Motion passes 6/0.

4 Presentations

< None >

5 Public Comments Related to Agenda Items

< None >

6 New Business

Review of points brought up at the January 8th meeting:

> Consideration that candidates run at large / seats for candidates

There was consensus to further consider and to mark as an item to come back to for further discussion.

> Section 2.02 referencing the duties of the Mayor

There was consensus to leave as is with no changes.

> Section 2.05 Vacancies, to include 'suspension or removal'

There was consensus to add 'suspension' and a procedure for due process. Mark as an item to come back to. Also clarify the language of the attorney's role in the process and that due process is provided for all reasons of forfeiture of office.

> Section 3.01(B) referencing the Village Manager

There was consensus to leave as is with no changes.

> Section 3.02 referencing the Village Attorney

There was consensus to leave as is with no changes.

> Section 4.01 referencing commission meeting procedures

There was consensus to table this item to get clarification on procedures for Village Manager to contact each Commissioner to approve a special meeting without violating sunshine; and to change the required number of commissioners from four (4) to three (3).

> Section 4.05 referencing the budget process

There was consensus to leave as is as it relates to the annual budget and the manner in which contingencies and capital improvement are identified in the budget.

> Section 5.03 (E) (2) referencing the scheduling of a special election

There is consensus to leave as is with no changes.

> Section 7.07 referencing 'Discrimination' and to add age as a protected category

There is consensus to make this change and to include as a change if the Board proceeds with proposing charter amendments.

> Term limits

There is consensus not to add term limits

> Selection of Mayor

There is consensus to leave as is with no changes.

> Section 7.04 referencing Charitable Contributions and requiring a super majority

This is a non-issue as it was verified that the current language requires four (4) commissioners

> Section 6.02 referencing procedures to amend; and "Clerk Records"

There is consensus to verify with Commissioner Watts what specifically she is looking to have the Board review or change

At the next meeting, will continue review the items brought up from the January 8th meeting, specifically those suggested by Manager Shafran, and the resident comments.

Brian McNoldy would like to discuss Section 4.09 Tax levy and assessments.

The next meeting of the Charter Review Board is Tuesday, February 12th at 7:00pm.

Vicki Smith-Bilt makes a motion to adjourn and it is seconded by Dale Blanton.
Motion carries 7/0.

The meeting was adjourned at 9:00pm.

Board approved on _____.

Attest:

Jenny Johnson-Sardella, Chair

Maria C. Camara, Village Clerk



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 3, 2015

Subject: Resolution 2015-03
Professional Service Agreement with
Gail Goebel

Prepared By: Shelecia Bartley, Manager Parks &
Recreation

Sponsored By: Staff

Background

Gail Goebel received her education from Adelphi University, Juilliard School of Dance, American Ballet Theatre School and the Metropolitan Opera Ballet School. Ms. Goebel has an extensive background in dance including jazz, tap, Middle Eastern and belly dancing. Ms. Goebel will instruct children in the basics of ballet, tap and creative movement in weekly 45-minute long classes. Ms. Goebel will also be teaching an adult/senior Qui Gong Tai Chi class. Ms. Goebel is a former children's instructor for the various Miami-Dade County Public Schools and recreation complexes. Ms. Goebel has appeared on television, cruise ships and hotels such as the Sonesta Beach Hotel.

The children's dance program will be held in the meeting room of the Ed Burke Recreation Center, on Wednesday and Friday Mornings mornings from 10:30am - 11:15am. The ongoing dance program will be for children ages 2.5 to 5 years of age

February 3, 2015

Commission Agenda Report

Resolution 2015-03

at a cost of \$36 per monthly session. The Tai Chi classes will be offered on Wednesday mornings from 9:30am - 10:30am. The ongoing Tai Chi classes will be for adults ages 18 and older at a cost of \$36 per monthly session. Tentative start date is Tuesday, February 10th, 2015.

Ms. Goebel has met all the required background and drug testing, and provided insurance coverage requirements.

Fiscal/Budget Impact

The Dance Classes and Qui Gong Tai Chi classes will provide revenue to the Village.

Recommendation

Approval of Resolution 2015-03

Attachments

Resolution 2015-03

Professional Services Agreement

Letters of Recommendation

1
2
3 **RESOLUTION NO. 2015-03**
4

5 **A RESOLUTION OF THE VILLAGE COMMISSION**
6 **OF THE VILLAGE OF BISCAYNE PARK, FLORIDA;**
7 **AUTHORIZING THE MAYOR TO EXECUTE THE**
8 **AGREEMENT BETWEEN GAIL GOEBEL AND THE**
9 **VILLAGE OF BISCAYNE PARK FOR THE**
10 **PROVISION OF A DANCE AND EXERCISE**
11 **PROGRAM AT THE ED BURKE RECREATION**
12 **CENTER; PROVIDING FOR AN EFFECTIVE DATE.**
13

14
15 WHEREAS, the Village's Parks & Recreation Department strives to provide quality
16 programs for the benefit of the residents; and,
17

18 WHEREAS, Gail Goebel has extensive background in dance education and previously
19 provided dance instruction for various Miami-Dade County Public School and Recreation
20 facilities; and,
21

22 WHEREAS, Gail Goebel will provide a children's dance program and an adult Tai Chi
23 class; and,
24

25 WHEREAS, the Village Commission of the Village of Biscayne Park finds it to be in
26 the best interests of the residents of the Village to enter into an agreement with Gail Goebel to
27 provide a dance and exercise program at the Ed Burke Recreation Center.
28

29
30 **NOW THEREFORE BE IT RESOLVED BY THE VILLAGE COMMISSION OF**
31 **THE VILLAGE OF BISCAYNE PARK, FLORIDA:**
32

33
34 **Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as
35 being true and correct and hereby made a specific part of this Resolution upon adoption hereof.
36

37 **Section 2.** The Village Commission of the Village of Biscayne Park hereby
38 authorizes the Mayor to execute the Agreement between Gail Goebel and the Village of
39 Biscayne Park for the provision of a dance and exercise program. The Agreement, in
40 substantial form, is attached and incorporated by reference into this resolution as exhibit 1.
41

42 **Section 3.** This Resolution shall become effective upon adoption.
43

44
45 PASSED AND ADOPTED this _____ day of _____, 2015.
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The foregoing resolution upon being put to a vote, the vote was as follows:

David Coviello, Mayor

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

Attest:

Maria C. Camara, Village Clerk

Approved as to form:

John J. Hearn, Village Attorney

**AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK
AND GAIL GOEBEL FOR THE PROVISION OF
A DANCE AND EXERCISE PROGRAM**

THIS AGREEMENT is entered into this ____ day of _____, 2015 between the Village of Biscayne Park, a Florida municipal corporation, (VILLAGE), and Gail R. Goebel (INSTRUCTOR).

WHEREAS, the VILLAGE desires to retain the professional services of INSTRUCTOR to provide a dance and exercise program; and

WHEREAS, the INSTRUCTOR desires to a dance and exercise program at the Ed Burke Recreation Center.

**ARTICLE I
SCOPE OF SERVICES**

The INSTRUCTOR agrees to:

- 1.1 Provide a dance and exercise program for children and adults at the Ed Burke Recreation Center.
- 1.2 Conduct classes in a professional, careful and responsible manner with due regard for the safety of the participants and others, during normal operating hours.
- 1.3 Be solely responsible, at INSTRUCTOR's sole expense, for providing and paying for all instructors, counselors, and other personnel costs associated with the program.
- 1.4 Be solely responsible for securing the services of and compensating assistants or other personnel, as may be required, to perform the program.
- 1.5 Provide to VILLAGE at the close of registration, a list of all participants, along with a signed VILLAGE approved Release form.
- 1.6 Permit only registered program participants to attend program sessions.
- 1.7 Vacate the program facility promptly at the conclusion of the program session in equal or better condition than it was found.
- 1.8 Accept neither fees nor any other payment other than as specifically set forth in this Agreement.
- 1.9 Immediately notify the Village Manager, or her designee, in the event it becomes necessary to cancel a program session.

- 1.10 Immediately notify the Village Manager, or her designee, of any injury sustained by a program participant.
- 1.11 Comply with any other rules adopted by the Village Manager, or her designee, for use of VILLAGE's property, including the facilities used by INSTRUCTOR pursuant to this Agreement.
- 1.12 Actively supervise the operation of each program.
- 1.13 Be responsible for enforcing compliance with the approved rules for all programs. The VILLAGE reserves the right to enact other rules, if necessary, at its sole discretion.
- 1.14 If any participants will be under the age of eighteen (18), require that all counselors, employees and/or instructors undergo Level 2 background screening prior to supervising children, and furnish all reports to the VILLAGE.
- 1.15 The VILLAGE reserves the right to suspend, bar, or expel any employee, counselor, or instructor for any reason, at its sole discretion, without recourse from the subject person or the INSTRUCTOR.

The VILLAGE agrees to:

- 1.16 Allow INSTRUCTOR the use of the Ed Burke Recreation Center for INSTRUCTOR's dance and exercise program.
- 1.17 Allow INSTRUCTOR advertising in VILLAGE's newsletters and publications, at no cost to INSTRUCTOR.
- 1.18 Process program participants' fees in accordance with VILLAGE revenue processing procedures.
- 1.19 Grant INSTRUCTOR license, revocable at will, to use the Ed Burke Recreation Center, consistent with the obligations under this Agreement.

ARTICLE 2

FEES AND COMPENSATION

- 2.1 The INSTRUCTOR shall be compensated from fees collected from participants. The parties agree that VILLAGE shall retain thirty percent (30%) of all registration fees and the INSTRUCTOR shall retain seventy percent (70%) of all registration fees.
- 2.2 INSTRUCTOR shall not charge any participant for any other services not contained in the Agreement.

- 2.3 All items sold by INSTRUCTOR shall be approved by the VILLAGE Manager prior to offering any item for sale.
- 2.4 INSTRUCTOR shall keep all books, rosters and attendance in accordance with standard accounting procedures, and shall make them available to the VILLAGE for inspection and audit at all times.

ARTICLE 3
TERMINATION OF AGREEMENT

- 3.1 This Agreement may be terminated upon thirty (30) days written notice from the VILLAGE at VILLAGE's sole discretion. INSTRUCTOR may terminate this Agreement, at its sole discretion, by giving thirty (30) days written notice to the VILLAGE.
- 3.2 The VILLAGE may unilaterally immediately terminate this Agreement and the license granted by this Agreement if VILLAGE determines, in its sole discretion, that INSTRUCTOR is not conducting his operations in complete accord with this Agreement, or in the best interests of the VILLAGE.

ARTICLE 4
INDEPENDENT CONTRACTOR

- 4.1 The parties agree and affirm that INSTRUCTOR is an independent contractor and not an agent, partner or employee of the VILLAGE, nor shall this Agreement be construed as a partnership nor joint venture between VILLAGE and INSTRUCTOR, the relationship being solely on of licensor and licensee.
- 4.2 INSTRUCTOR has control over the means and methods by which it performs the services. INSTRUCTOR, its employees and agents shall be deemed independent contractors and not agents or employees of the VILLAGE, and shall not attain any rights or benefits generally afforded VILLAGE employees; further, INSTRUCTOR, its employees and agents shall not be deemed entitled to the VILLAGE's worker's compensation, insurance benefits or similar laws.

ARTICLE 5
INDEMNIFICATION CLAUSE

INSTRUCTOR agrees to defend, indemnify and hold harmless the VILLAGE from and against any and all claims, suits, damages, liabilities or causes of action arising during the term of this Agreement, arising out of, related to, or in any way connected with the performance or non-performance of any provision of this Agreement required of the INSTRUCTOR, including personal injury, loss of life or damage to property and from and against any orders, judgment or decrees which

may be entered, and from and against all costs, attorney's fees, and expenses incurred in and about the defense of any such claim and the investigation thereof. However, nothing shall be deemed to indemnify VILLAGE for any liability or claim arising solely out of the negligent performance or failure of performance of VILLAGE.

ARTICLE 6 **INSURANCE**

- 6.1 INSTRUCTOR shall provide, pay for, and maintain in force at all times during the period of this Agreement, a Comprehensive General Liability Insurance Policy with minimum bodily injury coverage of \$500,000.00 (five hundred thousand dollars) and \$200,000.00 (two hundred thousand dollars) property damage liability; workers compensation insurance as required by State Statute. The INSTRUCTOR'S insurance coverage shall be considered the primary carrier.
- 6.2 To the extent applicable, the worker's compensation insurance shall be at the statutory amount to apply for all employees in compliance with the "Workers' Compensation Law" of the State of Florida and all applicable federal laws. In addition, the policy(ies) must include: Employers' Liability at the statutory coverage amount.
- 6.3 The VILLAGE shall be named, as an additional insured on all insurance policies the INSTRUCTOR is required to provide.

ARTICLE 7 **MISCELLANEOUS**

- 7.1 INSTRUCTOR shall, without additional expenses to VILLAGE be responsible for obtaining any necessary licenses and for complying with any applicable federal, state, county, and municipal laws, ordinances, and regulations in connection with the performance of the services specified herein. INSTRUCTOR shall take proper safety and health precautions, including the employment of needed assistance, to protect participants, the VILLAGE, the public and property of others. INSTRUCTOR shall be responsible for all services performed until completion of this Agreement.
- 7.2 The INSTRUCTOR shall not promote any privately owned business in a VILLAGE park facility or solicit any participant in a VILLAGE park for any privately owned business other than the dance and exercise program. It is further understood that such action(s) may result in immediate termination of the Agreement and the forfeiture of all compensation due to the INSTRUCTOR.
- 7.3 INSTRUCTOR shall meet with the Village Manager or her designee as requested.

- 7.4 No modification, amendment, or alteration of the terms and conditions contained shall be effective unless contained in a written document executed with the same formality and equal dignity herewith.
- 7.5 This Agreement is non-transferable or assignable, and INSTRUCTOR agrees not to transfer or assign the performance of services called for in the Agreement.
- 7.6 This Agreement sets forth the full and complete understanding of the parties as of the effective date, and supersedes any and all negotiations, agreements, and representations made or dated prior to this Agreement.

IN WITNESS THEREOF, the parties hereto have made and executed this Agreement on the date above:

VILLAGE OF BISCAYNE PARK,
FLORIDA, a municipal corporation,
organized and existing under the laws of
the State of Florida

ATTEST:

By: _____
David Coviello, Mayor

Maria C. Camara, Village Clerk

Approved as to form:

By: _____
John J. Hearn, Village Attorney

Gail R. Goebel

STATE OF FLORIDA)
COUNTY OF DADE)

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared _____ and acknowledged he/she executed the foregoing Agreement as the proper official of INSTRUCTOR, for the use and purposes mentioned in it and that the instrument is the act and deed of INSTRUCTOR.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and County aforesaid on this _____ day of _____, 2015.

My Commission Expires:

NOTARY PUBLIC

Watercrest Care Center

16650 W. Dixie Hwy. North Miami Beach Florida 33160. (305) 945-7447 Fax (305) 945-7278

To Whom It May Concern:

I am writing this letter as a recommendation for a wonderful and highly creative dance and exercise instructor named Gail (Rachel) Goebel. I have seen her perform a wide variety of dance forms and teach several dance classes to a multitude of individuals of differing ages and abilities.

I first met Gail about seven years ago where she conducted a dance class at Young Israel of Greater Miami for children and women. This class was a very unique class, one which: combined ballet, Middle Eastern dancing and Alef Bais dance as well. The Alef Bais dance was copywrited by Gail herself and was designed to add a health component to dance. I found Gail to be a great instructor, one who always inspires, is very interactive with her students and audiences and portrays such a positive attitude.

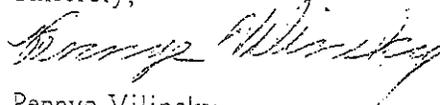
Since our first meeting I have hired Gail many times to provide performances and classes to groups and individuals that I work with. As a teacher of Miami Dade County Schools I found many occasions when Ms. Goebel was a welcome addition to my programs and classes. Now as an Activities Director I am using her again because of her amazing talents and abilities.

Ms. Goebel is so multifaceted. I have seen Ms. Goebel perform hula dancing, belly dancing and Middle Eastern dancing. I have also watched her teach dance classes, Tai Chi, and her Alef Bais Dance for health classes, to both children and adults.

Her teaching is always the same-inspirational. She always provides narratives as to why movements are done and often times, provides the meaning behind them. She is excellent at getting her participants actively involved and demonstrates outstanding skill. When it comes to dance and exercise, she does it with warmth and love and her positive attitude transcends to her audiences and students.

If you are looking for a talented, inspiring teacher, then Gail Goebel is indeed the right individual for the job. If you desire more information, please feel free to call me. Pennye Vilinsky, Activities Director at (305) 945-7447.

Sincerely,



Pennye Vilinsky

Rebecca Baiamonte
10058 S.W. 127 Street
Miami, Florida 33176

To whom it may concern:

I highly recommend Gail Rachel Goebel as a talented teacher. I have known Gail for five years and have followed her where ever she teaches. I first met Gail when she taught for Dade County Parks & Recreation. My two daughters took children's classes in ballet, modern dance, jazz and gymnastics. I took aerobics and adult ballet at Coral Pine Park. I was very impressed with Gail since she was the director of the program and taught all of the classes. Gail works equally well with children and adults.

After an Injury Gail continued to help me with a strengthening and fitness exercise program. I can honestly say her ballet training and caring personality has been a great help to me and other friends that have taken Gail's classes. I have continued classes with Gail in her self healing dance movement program.

I believe Gail will be well suited to teach most forms of dance and movement. She is reliable and dedicated in her work. Please feel free to call me if you would like further information 234-8161.

Sincerely,



Rebecca Baiamonte

Dade Jewish Journal

Week of DECEMBER 12 - DECEMBER 18, 1997

COMMUNITY CALENDAR

Continued from Page 23

Members \$35/non-members \$45. (305) 271-9000, ext. 284.
Kidsavers CPR meets the fourth Tuesday of the month, 8 p.m. to 10 p.m. at South Miami Hospital, Education Center, Classrooms E & F, 6200 S.W. 73rd St., Miami. \$25 per person or \$40 per couple registration fee. (305) 682-8139.
Lymphedema Support Group 7:30 p.m. to 9 p.m. at South Miami Hospital in the Main Building First Floor Conference Room, 6200 S.W. 73 Street, Miami. (305) 595-3999.
The World Today discussion of present leadership. 9:15 a.m. to 11:15 a.m. at the Russell JCC, 18900 N.E. 25th Ave., Aventura. Free to JCC members, \$1 for non-members. (305) 932-4200.

WEDNESDAY - DECEMBER 17

Annual paid-up membership luncheon and fashion show provided by Michael's of Hallandale will be held at 12 p.m. For

members \$12 and \$15 for in-house guests. Aventura Turnberry Jewish Center, 20400 N.E. 30th Ave., Aventura. (305) 935-0668.

Holiday Marketplace will be held from 9 a.m. to 7 p.m. Items include jewelry, clothing, toys, collectibles and more. Alper Jewish Community Center, 11155 S.W. 112 Ave., Miami. (305) 271-9000.

An evening of learning hosted by The Ladies Group of Aventura Chabad Lubavitch will be held at 7:30 p.m. Program includes: method of self-healing, Hassidic philosophy and Kabbalah. For women only and donations accepted. Chabad, 21001 Biscayne Blvd., Aventura. (305) 933-0770.

Support Group hosted by The Miami Group of Self Help for Hard of Hearing People will be held at 7 p.m. Gables One Tower, Suite 780, S. Dade Highway, Miami. (305) 595-1530.

Fit and Fabulous exercise classes presented by the Columbia Miami Heart Institute, will be held every Wednesday from 9:30 a.m. to 10:30 a.m. Senior Health Center, 210 71st St.,



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 3, 2015

Subject: Feasibility Study in support of Ordinance 2015—01 Authorizing the Borrowing of Money in an Amount not to Exceed Three Hundred Fifty Thousand Dollars (\$350,000.00) for the Purpose of Financing a Portion of the Village's Costs for the Total Amount to Fund the Balance of Restoration of the Historic Village Hall Log Cabin

Prepared By: Heidi Shafran, AICP, Village Manager

Sponsored By: Staff

BACKGROUND

Ordinance 2015-01 authorizes the Village to borrow funds to finance the balance of the cost to restore the historic Log Cabin.

Section 4.03 (Action requiring an ordinance) of the Village Charter requires an ordinance for the Village to borrow funds. The ordinance will have two readings at a public meeting and will be voted on by the Village Commission.

Additionally, Section 4.10 (Borrowing) of the Village Charter states that the "Commission shall not borrow funds unless: (A) approved by four Commissioners; (B) provided the Commission has first received and approved a feasibility study from the Manager concluding that sufficient revenues are available to repay the indebtedness; (C) the funds are borrowed for a valid public purpose.

This memo and its attachments provides an overview of the project costs and an analysis that there are sufficient revenues available to repay the proposed loan.

For many years the Village, its residents and leadership have determined the need to restore the historic Village Hall Log Cabin and provide additional space for the day to day functions of the Village.

In 1999, a plan was developed to create a new Village Hall on the NE 114 Street median next to the historic Log Cabin. In 2004, with a commitment of funds from the North Shore Medical Center, a new Village Hall and Computer Learning Center was designed to be constructed west of the historic Log Cabin. Neither of these projects were implemented.

In 1983, the Log Cabin was recognized as a historic site by the Miami-Dade County historic preservation board. In the mid-1980s the Village remodeled the historic building and its additions. The Village has always cherished the uniqueness of the historic Log Cabin but in recent years lacked the financial resources to properly maintain and restore the cabin. In 2010, the Village lobbied the Florida Legislature for financial assistance to restore the historic Log Cabin and build a new Public Safety and Administration Annex. Documents used during the 2012 lobbying effort described a new Village Hall that will cost \$1,982,225 (See Attachment B). During the 2013 lobbying effort, the scope was changed for a \$500,000 restoration of the historic Log Cabin (See Attachment C).

During the 2014 Legislative Session the Village presented a project that was estimated to cost \$1,295,000. This estimate was based on \$995,000 for the new construction and \$300,000 for the restoration of the historic Log Cabin (See Attachment D). The restoration estimate was proposed prior to the completion of the historic building evaluation and cost estimate by the Village's consulting historic preservation architect. It was during the 2014 Legislative Session that the Village was successful and received a \$1,000,000 grant through the Department of Economic Opportunity. The grant is for the construction of the Public Safety and Administration Annex and to restore the historic Log Cabin.

Upon the award of the grant, the Village engaged with the architectural firm that designed the previous, yet uncompleted, Village Hall and Computer Learning Center project. The project was publicly bid and a contract was awarded in the amount of \$833,478.00. Additionally, at the same time the grant was awarded, the historic building evaluation and cost estimate was completed. That estimate is for \$497,052.00. With the inclusion of design and soft costs, contingency and an Owners Representative for the entire project added to the contract of \$833,478.00 and the estimate of \$497,052.00 the estimated project total is \$1,528,877.00. Once the historic Log Cabin project is successfully bid, the \$497,052.00 estimate from the consulting historic preservation architect will be adjusted.

Additionally, the Village has received a \$50,000.00 Florida Department of Historic Preservation Grant that requires a cash match from the Village of \$50,000.00, a grant from the Villagers for \$5,000.00 and \$74,933.00 in surplus net proceeds from the sale of the solid waste collection trucks (a total of \$84,933.00 was received from the trucks sale; however, \$10,000.00 was projected revenue as a line item in the FY2014/15 budget). See Attachment I.

The project, as budgeted thus far, includes the design, site preparation & construction of the Public Safety/Administration Annex, a public ADA compliant bathroom that can be accessed from the outside (for outside events and Log Cabin visitors), site landscaping, site parking, a future owners representative and the restoration of the historic Log Cabin back to its original building footprint.

The following is a breakdown of the estimated project costs and funding sources:

Design and Soft Costs			
plus 5% Contingency	\$57,000.00		\$57,000.00
Construction Budget			
Bejar Construction	\$833,478.00		
FF&E (Finishings, Furniture and Equipment)	\$30,000.00		
Subtotal	\$863,478.00		
Subtotal plus 10% Contingency	\$949,825.00		\$949,825.00
Log Cabin Construction Estimate			
RJ Heisenbottle Estimate (Includes Soft Cost and Contingency)	\$497,052.00		\$497,052.00
General Project Management			
Owners Representative (TBD)	\$25,000.00		\$25,000.00
		subtotal	\$1,528,877.00
Funding Sources			
Dept of Economic Opportunity Grant	-\$1,000,000.00		-\$1,000,000.00
Historic Preservation Grant & Cash Match	-\$100,000.00		-\$100,000.00
Villagers Grant	-\$5,000.00		-\$5,000.00
Net Proceeds from sale of garbage trucks	-\$74,933.00		-\$74,933.00

		Subtotal	-\$1,179,933.00
	Balance of Project to be funded:		\$348,944.00

REQUEST FOR PROPOSALS FOR FINANCING

Upon discussion at the January 6, 2015 Village Commission meeting, staff began the process of seeking funds to cover the balance of the total current project costs. At the request of a member of the Commission, Staff researched the types of project financing offered from the Florida League of Cities. While the League offers two type of loans, neither type is applicable to the Village's project. The League's "Bond Pool" can be used for capital improvements. However, the minimum loan size is \$3 million. And the "Commercial Paper" program is a short term loan (270 days) with a minimum loan size of \$1 million.

On January 14, 2015, the Village released Request for Proposals (RFP) 2015-01 for the purchase of financing. Four (4) financial institution received the RFP package and ultimately only one financial institution, City National Bank responded.

City National Bank, the Village's current financial institution, is proposing a loan in the amount of \$350,000.00 and an interest rate of 4.25%. The proposed loan will be for fifteen (15) years and does not have a prepayment penalty after the first five years of the loan. (See Attachment E).

On January 28, 2015, an RFP review committee met to review the response. The Committee included Irwin Williams, Village of Biscayne Park Finance Director, Patricia Walker, CFO for the City of Miami Beach and Biscayne Park resident, and Public Services Manager Krishan Manners. See Attachment F for Committee Report. The Committee unanimously agreed to recommend City National Bank upon review of the proposed interest rate, consideration of the amount to be borrowed and the penalty for prepayment.

FINANCIAL FEASIBILITY / BUDGET IMPACT

The Village's Finance Director has determined that the Village has the capacity to borrow money for the completion of the restoration of the historic Log Cabin (See Attachment G). Upon review of the Village's finances and current fiscal year budget, the Finance Director designated two line items under the current year's budget "General Government" account to cover the proposed \$31,876.40 annual payment. This would be covered under the "Contingency" (\$20,000) and "Returned to Reserves" (\$16,577) line items. The Finance Director also highlighted that the "½ Cent Sales Tax" revenue is on track to increase from the amount that was projected in the revenue budgeted line item. These increased revenues and any other savings achieved throughout the year will supplement the general fund reserves following the required financial audit in 2016 of this year's budget. While the most previous fiscal year audit is to be completed in the spring of 2015, we anticipate returning an estimated \$100,000.00 to reserves. As of the September 30, 2013 audit, the audited general fund reserves amount for the Village is: \$407,685.00 or 16.35% of our current annual general fund budget.

Additionally, the Finance Director is recommending that the Village pledge its “½ Cent Sales Tax” revenue that is received from the State of Florida as collateral for the proposed loan. The Village is required to pledge a non-ad valorem funding source as collateral. (See Attachment H)

The Finance Director is also recommending that the Village establish a Debt Servicing Fund and appropriate \$2,700.00 monthly from the General Fund and transfer this amount to the Debt Servicing Fund.

STAFF RECOMMENDATION

The Village Manager finds that the Village has the financial capacity to enter into this loan and recommends approval of Ordinance 2015-01 on first hearing. At the second reading of Ordinance 2015-01 the loan agreement will be presented under separate Resolution for consideration by the Village Commission.

ATTACHMENTS

- Attachment A: Ordinance 2015-01
- Attachment B: 2012 Legislative Session Lobbying Sheet
- Attachment C: 2013 Legislative Session Lobbying Sheet
- Attachment D: 2014 Legislative Session Lobbying Sheet
- Attachment E: City National Bank RFP Response
- Attachment F: Memo from Public Services Manager Krishan Manners regarding RFP Committee
- Attachment G: Financial Feasibility Memo from Finance Director Irwin Williams, Payment Schedule and ½ Cent Sales Tax Revenue availability
- Attachment H: Draft Resolution pledging a portion of the Village’s Half Cent Sales Tax revenue from the State of Florida as collateral for a loan with City National Bank (to be presented at second reading of Ordinance 2015-01)
- Attachment I: Draft Resolution authorizing the use of the net proceeds from the sale of surplus vehicles to fund a portion of the cost of the restoration of the historic Village Hall Log Cabin (to be presented at second reading of Ordinance 2015-01)

ATTACHMENT A

Agenda Item 9.a – Ordinance 2015-01

Regular Commission Meeting – February 3, 2015

1 ORDINANCE NO. 2015-01

2
3 **AN ORDINANCE OF THE VILLAGE**
4 **COMMISSION OF THE VILLAGE OF BISCAYNE**
5 **PARK, FLORIDA; AUTHORIZING THE**
6 **BORROWING OF MONEY IN AN AMOUNT NOT**
7 **TO EXCEED THREE HUNDRED FIFTY**
8 **THOUSAND DOLLARS (\$350,000.00) FOR THE**
9 **PURPOSE OF FINANCING A PORTION OF THE**
10 **VILLAGE'S COSTS FOR THE TOTAL AMOUNT**
11 **TO FUND THE BALANCE OF RESTORATION OF**
12 **THE HISTORIC VILLAGE HALL LOG CABIN;**
13 **PROVIDING FOR CONFLICTS; PROVIDING FOR**
14 **SEVERABILITY; PROVIDING FOR AN**
15 **EFFECTIVE DATE**

16
17 WHEREAS, for many years, the leadership and residents of the Village have determined
18 that the historic Village Hall Log Cabin was in need of restoration and that additional space was
19 needed to be provided for the day-to-day functions of the Village; and
20

21 WHEREAS, during the 2014 Legislative Session, the Village received a \$1,000,000.00
22 grant through the Department of Economic Opportunity to construct a Public Safety and
23 Administration Annex and to restore the historic log cabin; and
24

25 WHEREAS, the Village has received an additional grant, in the amount of \$50,000.00,
26 from the Florida Department of Historic Preservation, which grant requires a cash match from
27 the Village of \$50,000.00;
28

29 WHEREAS, the total estimated cost for the entire project, including the design and soft
30 costs, is \$1,528,877.00; and
31

32 WHEREAS, the unfunded amount of the total \$1,528,877.00 cost includes the design,
33 site preparation and construction of the Public Safety and Administration Annex, a public ADA
34 compliant bathroom, site landscaping, site parking, a future owner's representative and the
35 restoration of the historic log cabin back to its original building footprint, and has an estimated
36 cost of \$348,944.00; and
37

38 WHEREAS, in January, 2015, the Village released a Request for Proposal for the
39 purchase of financing to which one financial institution, City National Bank, responded; and
40

41 WHEREAS, City National Bank is proposing a loan amount of \$350,000.00 at an interest
42 rate of 4.25% for fifteen years and does not have a prepayment penalty after the first five years
43 of the loan; and
44

45 WHEREAS, Section 4.03 of the Village's Charter requires the adoption of an ordinance
46 in order for the Village to borrow funds; and
47

1 WHEREAS, Section 4.10 of the Village Charter states that the "Commission shall not
2 borrow funds unless: (a) approved by four Commissioners; (b) provided the Commission has
3 first received and approved a feasibility study from the Manager concluding that sufficient
4 revenues are available to repay the indebtedness; (c) the funds are borrowed for a valid public
5 purpose; and
6

7 WHEREAS, Village staff has determined that the Village has the capacity to borrow
8 money for the completion of the restoration project;
9

10 WHEREAS, the Village Commission has determined that authorizing the borrowing of
11 money is in the best interests of the citizens of the Village;
12

13 **NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COMMISSION OF**
14 **THE VILLAGE OF BISCAYNE PARK, FLORIDA:**
15

16 **Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as
17 being true and correct and are hereby made a specific part of this Ordinance upon adoption
18 hereof.

19 **Section 2.** The appropriate Village officials are hereby authorized to borrow money
20 in an amount not to exceed three hundred fifty thousand dollars (\$350,000.00) for the purpose of
21 financing a portion of the Village's costs for the total amount to fund the balance of restoration of
22 the Historic Village Hall Log Cabin.

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

25 **Section 4.** **Severability.** The provisions of this Ordinance are declared to be
26 severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be
27 held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining
28 sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it
29 being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any
30 part.

ATTACHMENT B

Agenda Item 9.a – Ordinance 2015-01

Regular Commission Meeting – February 3, 2015

2012



VILLAGE HALL – POLICE STATION

CONSTRUCTION PROJECT - \$1,982,225





VILLAGE HALL – POLICE STATION

CONSTRUCTION PROJECT - \$1,982,225

SUMMARY PLAN OF PROPOSED VILLAGE HALL

A general evaluation of Biscayne Park's Village Hall, a historical log cabin built in 1933, concludes that the current facility, although of great historical importance to the South Florida community, does not sufficiently meet the needs of staff to provide residents with quality municipal services. Building deficiencies include non-ADA compliance; safety issues such as shared space between staff and prisoners and fire hazards due to improper storage of documents; employee health hazards such as rodent infestation and mold; and costly maintenance and repair.

Commission and Administration are working to seek necessary funding for this much needed endeavor.

SECTION 1 - VILLAGE HALL COST CALCULATION BASED ON 6,739 SQUARE FEET

Item Description	Calculations
Construction & Design Costs (with goal of LEED certification - Leadership in Energy and Environmental Design)	\$1,853,225
Furniture, Fixtures, and Equipment	29,000
IT Hardware and Software	50,000
Parking Lot and Landscape (Includes 50 space parking lot, landscape and irrigation)	50,000
Total Estimated Cost @ 6,739 Square Feet	\$1,982,225

SECTION 2 –CURRENT FACILITIES DESCRIPTION

Biscayne Park's administrative staff and police are currently housed in a seventy-nine year old log cabin. The building is charming and unique, but inadequate for the current functions. It was not designed for use as a village hall, nor has it been updated to meet contemporary standards, uses and codes. The deficiencies of the current facilities include structural deterioration, security, health and safety issues, bathroom sanitation, Non-ADA accessibility and storage.

Current space

Log cabin	1,600 SF
Rental Trailer for Police Office	480 SF
Police Equipment	120 SF (housed at Public Works)
Rented Offsite Storage (Records Retention)	<u>585 SF</u>
Current occupied area	2,785 sq. ft.



VILLAGE HALL – POLICE STATION

CONSTRUCTION PROJECT - \$1,982,225

SECTION 3 – CURRENT AND PROJECTED STAFF REQUIRING WORK STATIONS

Current Positions	No.	Projected Positions	No.	Comment
Village Manager	1	Village Manager	1	
Village Clerk	1	Village Clerk	1	
Finance Director	1	Finance Director	1	
Finance Clerk	1	Finance Clerk	1	
Building Clerk	1	Building Clerk	1	
Code Enforcement	1	Code Enforcement	1	
Administrative Clerk	1	Administrative Clerk	1	
		Executive Administrative Assistant	1	
		Open	1	Spare work station
Police Chief	1	Police Chief	1	
Police Clerk	1	Police Clerk	1	
Police Supervisor	1	Police Supervisor	1	Based on one position per shift
Police Officers	3	Police Officers	3	Based on average officers on duty per shift
Totals	13		15	



SECTION 4 – OFFICE WORK STATION ALLOCATIONS

Position	Work Station type	Square foot allocation
Village Manager	Private office / conference area	216
Village Clerk	Private office	160
Finance Director	Private office	160
Finance Clerk	Private office	160
Building Clerk	Open work station	80
Code Enforcement	Open work station	80
Administrative Clerk	Open work station	80
Executive Admin. Assistant	Semi-private office	120
(open position)	Private office	120
Police Chief	Private office / conference area	168
Police Clerk	Open work station	60
Police Supervisor (s) (note 1)	Private office	80
Police Officers (note 2)	Open work station	240
Subtotal area (SF)		1,724

Note 1: Shared by on-duty shift supervisor

Note 2: Four work stations shared by shifts



VILLAGE HALL – POLICE STATION

CONSTRUCTION PROJECT - \$1,982,225

SECTION 5 – SUPPORT AREA ALLOCATIONS

Description	Use	Square foot allocation
Administrative reception	Public waiting area	120
Break room	Staff	200
Conference room 1	Administrative staff	260
Conference room storage	AV and presentation equipment	30
Public bathrooms	Public	120
Staff bathrooms	Administration	120
Janitor's closet		30
Copy room / storage	Reproduction, material storage, shredder	64
Storage / expansion (note 3)	Public records	600
Mechanical rooms (2)	Air handling equipment	69
Communications	Telephone and server	48
Service room	Recycling, trash, hoses, etc.	64
Police reception	Police entry	80
Conference room 2	Police squad room	180
Locker room / shower/ janitors closet	Police	200
Holding cell / interview room	Police	110
Detainee bathroom	Police	60
Property room	Police	40
Staff bathrooms	Police	120
File / copy room	Police	80
Equipment storage	Police	120
Subtotal area (SF)		2,715
Net area		5,310
Circulation allowance (15%)		797
Structure allowance (10%)		632
Total gross area		6,739

Note 3: Based on current administrative storage areas including police records. This may be subdivided into areas for security or separate rooms according to use.



VILLAGE HALL – POLICE STATION

CONSTRUCTION PROJECT - \$1,982,225

Shared Office Space with General Operations and Police





Health & Safety Hazard
(stacked boxes, shared space for both staff & prisoner processing)



Health & Safety Hazard
(mold, exposed wiring)



ATTACHMENT C

Agenda Item 9.a – Ordinance 2015-01

Regular Commission Meeting – February 3, 2015



VILLAGE OF BISCAYNE PARK

GENERAL OPERATIONS / PUBLIC SAFETY CENTER RENOVATION - \$500,000





VILLAGE OF BISCAYNE PARK RESTORATION PROJECT

February 1st 1933, at the height of the Great Depression, construction began on the general operations center, our current Village Hall and Police Station. Mr. William H. Green, a resident and Commissioner, was the Regional Administrator for the Federal Emergency Relief Program. Through his efforts and the labor that was provided by what was known as the Works Progress Administration (WPA), one of President Franklin D. Roosevelt's programs under the New Deal, the construction of this building was realized. Today we celebrate 80 years to the date that this South Florida treasure, our historic general operations and public safety center, was built. It was completed in December of 1933.

Village Hall is located at 640 NE 114TH Street in The Village of Biscayne Park. This community of 3,100 residents is located in Miami Dade County. This is the central location for the majority of our Village operations, including the Manager and Clerk's offices, Police, Code Compliance, Building, and Finance. All Village business is conducted in a space of less than 1,800 square feet. This facility has greatly deteriorated creating a health and safety concern, with no ADA compliance. Accessibility is a major problem as documents are stored in every available inch of space, further creating a habitat for rodents.

The deterioration of the building from the exterior (roof, logs, windows and doors) to the interior (flooring, ceiling tiles, electrical, and plumbing) has created a severe concern, especially as we head into the 2013 hurricane season. This historic building is of great significance to our state and we need urgent assistance by way of monetary support to continue the necessary restoration project of this aging yet special site!

We have had an inspection conducted by one of our local contractors as well as a thorough walk through done by a resident architect that concur and support our findings. This was done at no cost to the Village of Biscayne Park. While the Village has limitations in budget, we have an abundance of hope; therefore we are seeking \$500,000 to continue this worthy and significant restoration project. The preservation of our general operations and public safety center (via proposed restoration) will provide a place of historical education that is like no other in South Florida.

In the face of major budgetary challenges, this bedroom community with one of the highest millage rates in the state has made some provisions for this restoration project despite limited revenue sources. Our effort so far towards funding this restoration project include budgetary appropriations for small matching grants through the State Division of Historic Resources, as well as for expenditures to mitigate imminent safety issues.



VILLAGE OF BISCAYNE PARK

GENERAL OPERATIONS / PUBLIC SAFETY CENTER RENOVATION - \$500,000

ALLOCATION OF FUNDS

SHARED OFFICE SPACE WITH GENERAL OPERATIONS AND POLICE

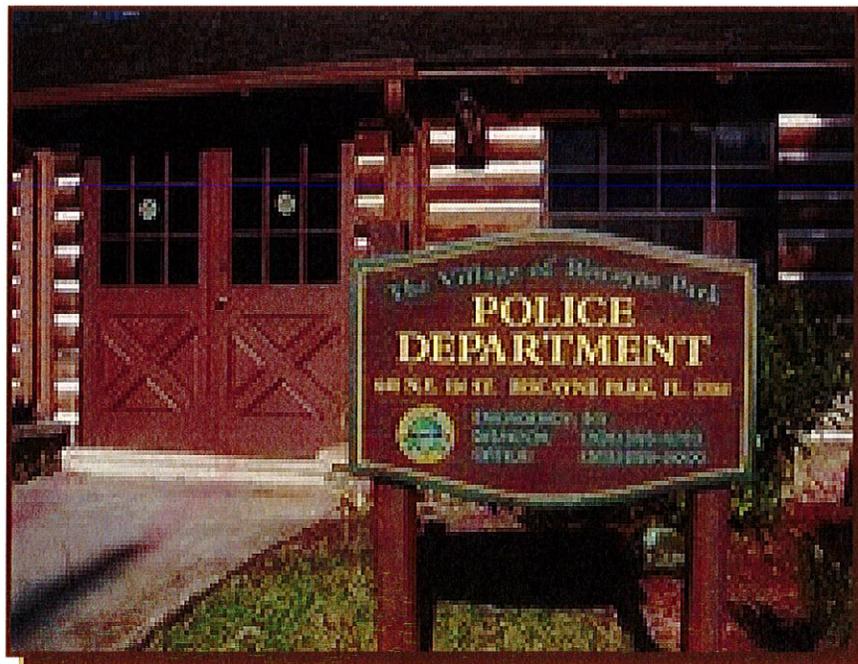




ILLUSTRATION OF DETERIORATION

Deterioration of Exterior Structure

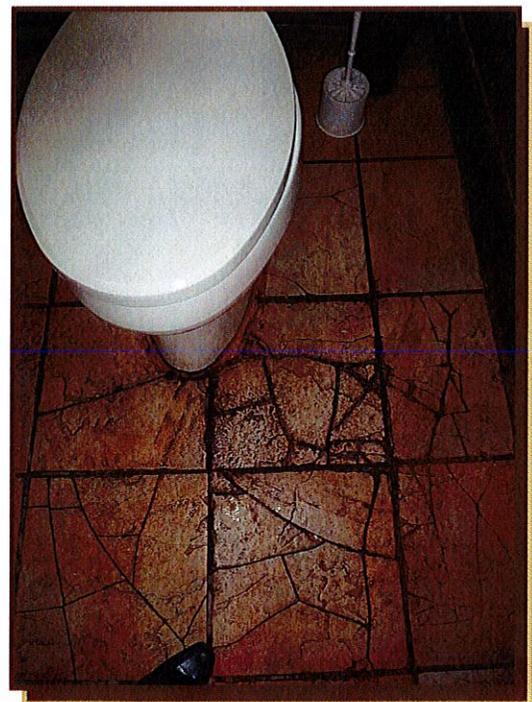




Deterioration of Interior Structure – Roof Leaks



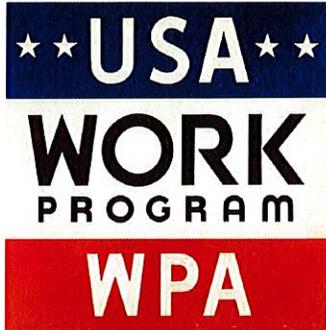
Health and Safety Hazard



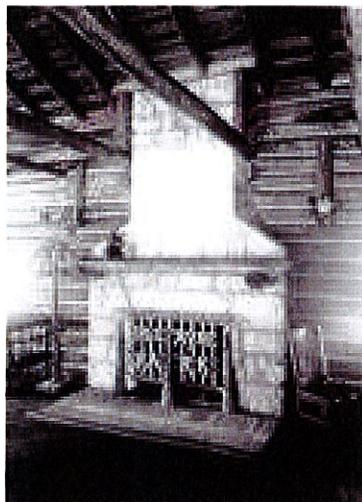
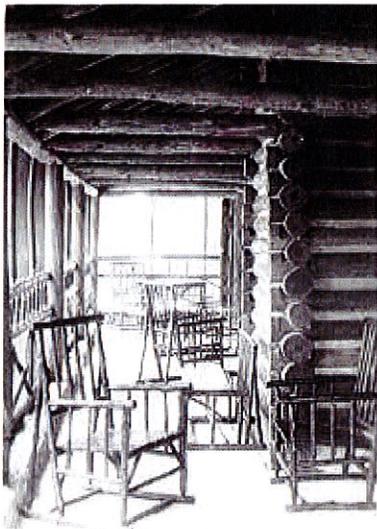
Deterioration of Interior Structure –
Sanitation Leaks



OUR HISTORY



The General Operations & Public Safety Center was built as part of the Works Progress Administration (WPA). Franklin Delano Roosevelt set up the WPA and other programs during the Great Depression in the hopes that the new jobs would help turn the economy around. Throughout the Village's 80 year history, it has served as our central operations hub, including public safety.



Pictures shown above are circa 1935-1940.

ATTACHMENT D

Agenda Item 9.a – Ordinance 2015-01

Regular Commission Meeting – February 3, 2015

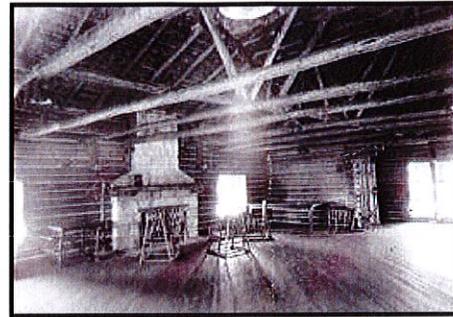


Village Hall Renovation and Public Safety & Administration Annex Construction Project

The Village Hall has been in continuous use as the center of government and police operations since 1933. Built as part of the Works Progress Administration (WPA) under the leadership of President Franklin D. Roosevelt during the Great Depression, the WPA and other programs hoped that the new jobs would help turn the economy around. The proposed project continues that tradition of civic pride and jobs creation through construction.



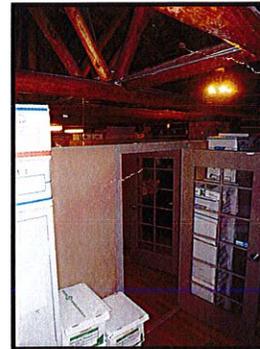
Village Hall Circa 1933



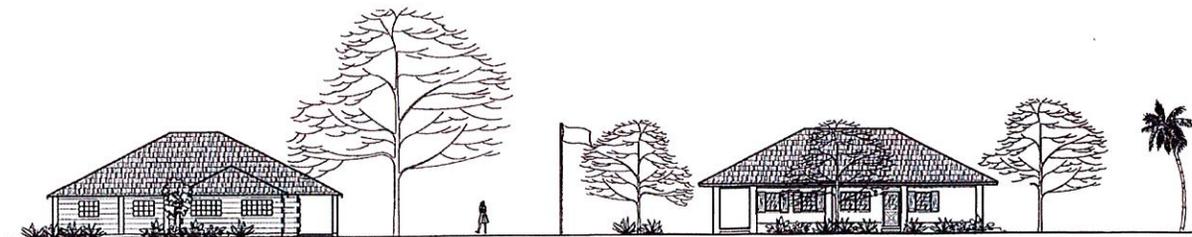
Village Hall Interior Circa 1933



Village Hall 2014



Village Hall Interior 2014



Existing Village Hall

Proposed Public Safety Annex



Village Hall Renovation and Public Safety & Administration Annex Construction Project

The Village of Biscayne Park is one of Florida’s most unique municipalities. Founded in 1933, the Village is comprised solely of residential structures and community buildings. Lacking commercial and industrial land uses, the general fund is primarily dependent on residential ad valorem tax revenue.

The Village of Biscayne Park is a municipality of 3,100 residents, located in Miami-Dade County. Our 2,800 square foot Village Hall is a designated Dade Historic Site and serves as the central location for the majority of Village operations, including the Administration, Building Permits, Code Compliance, Police and, unfortunately, sub-standard inmate holding areas.

Biscayne Park’s Village Hall is a historic log cabin that was built in 1933 under the Works Progress Administration (WPA). As the Village’s Public Safety and Administration building the log cabin does not sufficiently meet the needs of staff to provide residents with quality municipal services. Village Hall was originally intended for community meetings and a minor administrative function. Transformative growth and development throughout Miami-Dade County and the State since 1933, also changed the Village and a Staff of 2 employees overtime grew to over 40, including part-time reserve police officers. Public meetings, crowded out of the log cabin, are now held in a recreation center which limits community recreation programs that may occur at that location. The following insufficiencies are found in Village Hall:

- Non-ADA (Americans with Disabilities Act) compliant
- Safety Issues – ie. shared space with employees and persons being detained for crimes
- Fire Hazards due to outdated wiring and inadequate storage of documents
- Employee and public health hazards dues to rodent infestation and mold
- Lack of Hurricane Protection
- Inefficient energy consumption, costly maintenance and repairs

The Village is seeking \$1,000,000 from the State of Florida to complete this project. Architectural Plans for the Public Safety & Administration Annex are approximately 30% complete and will proceed once funding is secured. The Village has contracted a Historic Building Assessment which will begin in March.

The proposed project is modest and will allow the Village to renovate the existing Village Hall to be used as it was intended, for public community meetings. In order to accomplish this, the building must be improved to meet today’s ADA codes. Additionally, the project will allow the Village to construct an annex to house its public safety and administration function that meets today’s standards.

Historic Village Hall Renovation and Annex Construction Cost Calculation

Item Description	Calculations
Renovation, Construction & Design Costs (\$300,000 Reno + \$800,000 New)	\$1,100,000
Furniture, Fixtures & Equipment	\$45,000
IT Hardware and Wiring	\$50,000
Parking Lot & Site Drainage	\$100,000
	Estimated Cost:
	\$1,295,000
Less Current Department of Historical Resources Grant for Building Assessment \$20,000 and Village cash match \$20,000 (2014)	-\$40,000
Less Anticipated Department of Historical Resources Grant for Partial Renovation \$50,000 and pledged Village cash match \$50,000. (2015)	-\$100,000
	Total Estimate Project Cost:
	\$1,155,000

ATTACHMENT E

Agenda Item 9.a – Ordinance 2015-01

Regular Commission Meeting – February 3, 2015

REQUEST FOR PROPOSAL
VILLAGE OF BISCAYNE PARK
RFP No. 2015-01
Thursday January 22, 2015



City National Bank

1450 Brickell Avenue - Suite 2800
Miami, FL 33131

Mara Rey Suarez
Executive Vice President
City National Bank
1450 Brickell Avenue - Suite 2800
Miami, FL 33131
Tel: 305-577-7260

ATTACHMENT A

REQUEST FOR PROPOSALS FOR THE PURCHASE OF
FINANCING FOR THE CONSTRUCTION OF THE PUBLIC SAFETY AND
ADMINISTRATION ANNEX BUILDING
AND HISTORIC LOG CABIN RESTORATION PROJECTS

1. Is the interest rate that is to be charged an "all in rate"?

YES NO

If no, explain: _____

2. Does the proposal include firm commitment to purchase the Note:

YES NO

If no, explain: _____

3. The Village's pledge of the Half-Cent Sales Tax revenues:

Is Acceptable Is NOT Acceptable

4. The interest is to be calculated on a 30/360 day basis?

YES NO

5. Interest payments due semiannually beginning on 3/2015 through 2/2030.

YES NO

6. Principal payments are due semiannually as shown in Exhibit "B", attached to the Request for Proposals?

YES NO

7. The indicative fixed rate of interest is (4.25%). The indicative rate of interest was and the initial rate of interest is to be determined as follows:

8. Will the Village have the right to repay all or a portion of the outstanding principal balance without penalty assuming that the loan has been outstanding for at least five (5) years?

YES NO

If no, explain: _____

9. If the bank's counsel only assumes the responsibility to review the documents prepared by counsel will his/her fee be included in the all in rate proposed by the respondent?

Explain: Yes

10. On the closing/funding date shall all of the Note proceeds be wired to the Village for deposit into a segregated account at a financial institution or trust company and applied to help pay for certain project and issuance costs?

YES NO

11. Contingencies:

RESPONDENT

FIRM: City National Bank CONTACT PERSON: Mara Rey Suarez

ADDRESS: 1450 Brickell Avenue, Suite 2800
Miami, Florida 33131

PHONE: 305-577-7260 FAX: 305-350-1071

SIGNATURE: 

TITLE: Executive Vice President

DATE: 01/22/2015 EMAIL: mara.suarez@citynational.com

ATTACHMENT B

**VILLAGE OF BISCAYNE PARK
DRUG-FREE
WORKPLACE CERTIFICATION FORM**

Whenever two (2) or more bids/proposals, which are equal with respect to price, quality, and service, are received by the VILLAGE OF BISCAYNE PARK for the procurement of commodities or contractual services, a bid/proposal received from a business that certifies that it has implemented a drug-free workplace program shall be given preference in the award process. In order to have a drug-free workplace program, a business shall:

1. Publish a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of controlled substances is prohibited in the workplace and specifying the actions that will be taken against employees for violations of such prohibition.
2. Inform employees about the dangers of drug abuse in the workplace, the business's policy of maintaining a drug-free workplace, any available drug counseling, rehabilitation, and employee assistance programs, and the penalties that may be imposed upon employees for drug abuse violations.
3. Give each employee engaged in providing the commodities or contractual services that are under bid a copy of the statement specified in number (1).
4. In the statement specified in number (1), notify the employees that as a condition for working on the commodities or contractual services that are under bid, the employee will abide by the terms of the statement and will notify the employer of any conviction on or plea of guilty or no contest to any violation of Chapter 893, Florida Statutes or of any controlled substance law of the United States or any singular state, for a violation occurring in the workplace no later than five (5) days after such conviction.
5. Impose a sanction on, or require the satisfactory participation in a drug abuse assistance or rehabilitation program if such is available in the employee's community by any employee who is so convicted.
6. Make a good faith effort to continue to maintain a drug-free workplace through implementation of Section 287.087, Florida Statutes.

This Certification is submitted by Luis Javier Sanchez Casamubias the (Name)
Chief Development Officer of City National Bank (Title/Position)
(Company) who does hereby certify that said Company has implemented a drug-free workplace program, which meets the requirements of Section 287.087, Florida Statutes, which are identified in numbers (1) through (6) above.

Signature

Date

ATTACHMENT C

NON-COLLUSIVE AFFIDAVIT

State of FLORIDA)

County of MIAMI DADE)ss.

Maria Rey Suarez being first duly sworn, deposes and says that:

- (1) He/she is the EXECUTIVE VICE PRESIDENT, (Owner, Partner, Officer, Representative or Agent) of CITY NATIONAL BANK, the Bidder that has submitted the attached Bid;
- (2) He/she is fully informed respecting the preparation and contents of the attached Bid and of all pertinent circumstances respecting such Bid;
- (3) Such Bid is genuine and is not a collusive or sham Bid;
- (4) Neither the said Bidder nor any of its officers, partners, owners, agents, representatives, employees or parties in interest, including this affiant, have in any way colluded, conspired, connived or agreed, directly or indirectly, with any other Bidder, firm, or person to submit a collusive or sham Bid in connection with the Work for which the attached Bid has been submitted; or to refrain from bidding in connection with such Work; or have in any manner, directly or indirectly, sought by agreement or collusion, or communication, or conference with any Bidder, firm, or person to fix the price or prices in the attached Bid or of any other Bidder, or to fix any overhead, profit, or cost elements of the Bid price or the Bid price of any other Bidder, or to secure through any collusion, conspiracy, connivance, or unlawful agreement any advantage against (Recipient), or any person interested in the proposed Work;
- (5) The price or prices quoted in the attached Bid are fair and proper and are not tainted by any collusion, conspiracy, connivance, or unlawful agreement on the part of the Bidder or any other of its agents, representatives, owners, employees or parties in interest, including this affiant.

Signed, sealed and delivered
in the presence of:

[Signature]
Lenya Suarez Rojas

By:

[Signature]
MARAREY SUAREZ
(Printed Name)
EVP
(Title)

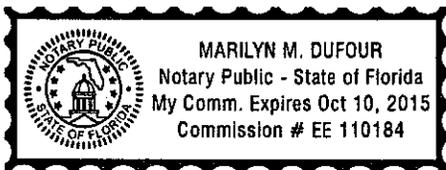
ACKNOWLEDGEMENT

State of FLORIDA
County of MIAMI DADE

The foregoing instrument was acknowledged before me this 22nd day of January
2015, by Mara Rey Suarez, who is personally known to me
or who has produced N/A as identification and who did (did not) take an
oath.

WITNESS my hand and official seal

[Signature]
NOTARY PUBLIC



Marilyn Dufour
(Name of Notary Public: Print,
Stamp, or Type as Commissioned.)

ATTACHMENT D

ANTI-KICKBACK AFFIDAVIT

State of FLORIDA

County of MIAMI DADE

I, the undersigned, hereby duly sworn, depose and say that no portion of the sum herein proposed will be paid to any employees of the Village of Biscayne Park, Florida, its elected officials, and/or its consultants, as a commission, kickback, reward or gift, directly or indirectly by me or any member of my firm or by an officer of the corporation.

Marilyn M. Dufour

Signature

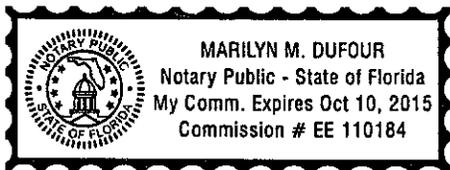
MARILEY SUAREZ

Printed Name

EVP

Title

Sworn to and subscribed before me this 22nd day of January, 2015



Marilyn M. Dufour

Notary Public, State of

Florida

ATTACHMENT E

NON-DISCRIMINATION AFFIDAVIT

THIS FORM MUST BE COMPLETED IN ITS ENTIRETY AND NOTARIZED.

State of FLORIDA

County of MIAMI DADE

Maria Rey Suarez being first duly sworn, deposes and says that he/she is
Name
Executive Vice President of City National Bank
Title Company

the party that made the foregoing Proposal that such party as Bidder does not and shall not discriminate against any employee or Bidder for employment because of race, religion, color, sex, or national origin. If awarded the Proposal and contract under this Proposal, said party shall take affirmative action to insure that Bidders are employed and that employees are treated, during employment, without regard to their race, religion, color, sex or national origin. IF successful as the lowest and best Bidder under the foregoing Proposal this party shall post non-discrimination notices in conspicuous places available to employees and Bidders for employment setting for the provision of this affidavit

Maria Rey Suarez
Affiant Signature
Executive Vice President
Affiant Title

01-22-2015
Date

CITY NATIONAL BANK
Company/Corporation

1450 Buckell Avenue Suite 280
Address

Miami FL 33131
City /State / Zip Code

Sworn to and subscribed before me this 22nd day of January, 2015

Marilyn M. Dufour
Notary

My Commission Expires: Oct 10, 2015



ATTACHMENT F

NON-DEBARMENT AFFIDAVIT

Mara Rey Suarez, being first duly sworn, deposes and says that:

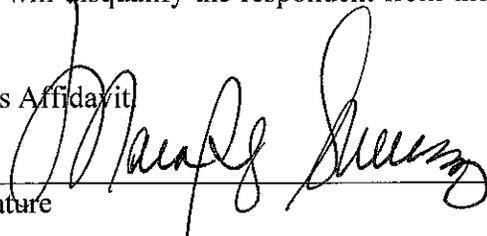
He/She is Executive Vice President City NATIONAL BANK, the proposer ("Respondent") that has submitted the attached proposal. By offering a submission to this Request for Proposals, the respondent certifies and affirms that to the best of his/her knowledge and belief, that:

1. The respondent is not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in any transaction of any federal, state or local agency; and
2. The respondent has not, within a three (3) year period preceding this proposal, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property; and
3. The respondent is not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in paragraph 2 of this affidavit; and
4. The respondent has not, within a three (3) year period, preceding this proposal had one or more public transactions (federal, state or local) terminated for cause or default; and
5. The respondent will submit a revised Debarment Affidavit immediately if the status changes.

If the respondent cannot certify that he/she is not debarred, he/she shall provide an explanation with this submittal. An explanation will not necessarily result in denial of participation in a contract. Failure to submit a debarment affidavit will disqualify the respondent from the award of any contract.

Check here if an explanation is attached to this Affidavit

Signature



Printed Name

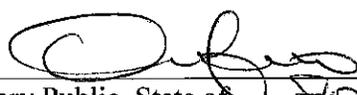
MARA REY SUAREZ

Title

EVP

State of Florida
County of Miami Dade

The foregoing Affidavit was acknowledged before me this 22nd day of January 2015, by Marilyn M. Dufour, who has affirmed that he/she has been duly authorized to execute the above document. He/She is personally known to me or had produced N/A as identification.



Notary Public, State of Florida





January 22, 2015

The Village of Biscayne Park
640 NE 114th Street
Biscayne Park Fl 33161

Ms. Maria C. Camara and The Village of Biscayne Park:

City National Bank of Florida (the "Bank") is pleased to submit this Term Sheet which presents the general terms and conditions under which the Bank will consider providing a loan in the amount of \$350,000 to The Village of Biscayne Park. This credit facility is intended to finance the construction, installation and equipping of an administration building and related facilities on such site. The following is not a commitment to lend, but rather an expression of interest on behalf of the Bank.

If you or The Village have any questions or need clarification of any aspect of this proposal, please do not hesitate to call me at any time. I can be reached in the office at (305) 279-1990, or via email (Mariano.Martinez@citynational.com).

Thank you again for your time and the opportunity to work with you and The Village of Biscayne Park.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mariano Martinez', written over a white background.

Mariano Martinez
Vice President

For Discussion Purposes Only

Borrower	The Village of Biscayne Park
Guarantors	Non-Recourse
Purpose	This credit facility is intended to finance the construction, installation and equipping of an administration building and related facilities on such site.
Amount	\$350,000.00
Term/Maturity	15 Year fixed rate of 4.25% with balance due at maturity
Repayment	Bi-annual payments of principal and interest with balance due at maturity
Commitment Fee	.50 % of Facility amounts will be due and payable at closing; ½ of this Fee is payable upon acceptance by Borrowers of this Term Sheet and should be remitted to the Bank with the Borrowers' execution of the Term Sheet. Such amount will be returned to the Borrowers' if the Bank does not close this transaction on materially similar terms and conditions described herein.
Prepayment Penalty	First year of the loan 5% of the amount of principal being prepaid, during the second year of the loan 4% of the amount of principal being prepaid, during the third year of the loan 3% of the amount being prepaid, during the fourth year of the loan 2% of the amount of principal being prepaid and during the fifth year of the loan 1% of the amount of principal being prepaid
Recourse	None
Collateral	First lien on the Half-Cent Sales Tax Revenue
Conditions Precedent	<ol style="list-style-type: none">1. Loan to be closed by Bank's approved attorney at Borrower's expense2. Subject to other terms and conditions by City national Bank and/or its counsel3. Borrower shall provide Bank with an opinion of Borrower's counsel in form, scope and substance satisfactory to Bank and Bank's counsel4. There shall not have occurred any material adverse change of the Borrower's financial condition, prior to the closing of the loans as determined by the Bank, by the Bank's discretion



Reporting Requirements None

Costs Borrower shall pay all reasonable costs, expenses and fees including, without limitation, attorney's fees, closing and filing fees associated with this transaction

This Term Sheet is furnished as a means of affording the Borrowers an outline of the material terms and conditions of the credit facility under consideration and is not a commitment to lend on the part of the Bank. Should the foregoing meet with your approval, please so indicate by signing below and returning to the undersigned together with payment of 1/2 of the Fee so that we may proceed toward final underwriting and credit approval. The rates quoted on this Term Sheet are indicative rates and are subject to change depending upon market conditions and fluctuations. This Term Sheet will expire on or not executed and returned to the undersigned by that date.

Sincerely,

Mariano Martinez

Vice President, City National Bank

Acknowledgment to proceed must be received on or before 3/31/2015.

ACCEPTED on this ____ day of _____, 2015

The Village of Biscayne Park

By: _____

Title: _____

This term sheet is confidential and proprietary in nature between the Bank and the Borrower. This term sheet, and the contents thereof, shall not be shared, distributed or disseminated in any form to any third party (including to any other potential lenders) without the express written consent of the Bank.

Business Banking Division

REQUEST FOR PROPOSAL
VILLAGE OF BISCAYNE PARK
RFP No. 2015-01
Thursday January 22, 2015



City National Bank

1450 Brickell Avenue - Suite 2800
Miami, FL 33131

Mara Rey Suarez
Executive Vice President
City National Bank
1450 Brickell Avenue - Suite 2800
Miami, FL 33131
Tel: 305-577-7260

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APPENDIXES

- I. FINANCIAL STATEMENTS**
- II. TERM SHEET**

ATTACHMENTS

- A. REQUEST FOR PROPOSAL**
- B. DRUG FREE WORKPLACE CERTIFICATION FORM**
- C. NON-COLLUSIVE AFFIDAVIT**
- D. ANTI-KICKBACK AFFIDAVIT**
- E. NON-DISCRIMINATION AFFIDAVIT**
- F. NON-DEBARMENT AFFIDAVIT**

DESCRIPTION OF CITY NATIONAL BANK

City National Bank has been an active and involved member of the community since its founding in 1946. It was founded on a philosophy of personalized service and commitment to the communities it serves.

The bank's commitment to the community has been recognized by regulators, the media and the public. City National Bank has been recognized as "Best Community Bank", "Best Business Bank", "Best Bank for Jumbo Loans", "Best Bank for Commercial Real Estate Lending" and "Best Private Bank" by the readers of the *Daily Business Review*.

The bank's strength and financial performance continues to be recognized by rating agencies. CNB received its tenth five-star "Superior" rating, the highest rating possible, from BauerFinancial, the leading bank ratings firm.

SECTION 1 – GENERAL BANKING INFORMATION

I. FINANCIAL STRENGTH

CNB continues to be one of the most liquid banks in Florida, with excess liquidity of \$1.1 billion.

A. SAFETY AND SOUNDNESS

Capital Ratios as of 12/31/2014:

Tier 1 Risk Based Capital ratio: 17.14%

Market Capitalization

We do not calculate Market capitalization...that is for public companies.

B. CREDIT RATINGS

CNB does not have a credit rating. The credit ratings for BCI, acquiring company, are:

- a. Standard and Poor's: A
- b. Moody's : A1
- c. Fitch: A

We do not have issuer ratings. They are for public companies.

C. FINANCIAL STATEMENTS

See Appendix I, for Statements issued as of 12/31/2013

II. ACCOUNT SERVICING/REQUIRED RESPONSES
A. BANK CONTACTS

When servicing larger corporate and municipal relationships, City National Bank creates a custom relationship team to meet and exceed our clients' expectations. The core of this team for the Village of Biscayne Park will be:

Jorge Gonzalez

President and Chief Executive Officer
1450 Brickell Avenue, Miami FL 305-577-7226

Mara R. Suarez

EVP Personal and Business Banking,
1450 Brickell Avenue, Miami FL 305-577-7260

Jeremy D. Symes

SVP Personal and Business Banking,
1450 Brickell Avenue, Miami FL 305-577-7462

Mariano Martinez

VP Galloway Banking Center Manager,
6975 S.W. 87th Avenue, Miami, FL 33173 305-279-1991

Natalie Exposito

VP Business Banker
2855 LeJeune Road, Coral Gables, FL 33134 305- 383-5327

Following are their Profiles.



Jorge J. Gonzalez

President

City National Bank

CNB Employee Since 2009

305-577-7241

Jorge Gonzalez is President and Chief Executive Officer of City National Bank of Florida (CNB), a full-service financial institution with more than \$5 billion in assets and 26 locations in Florida, from Miami to Orlando.

During his tenure at the helm of City National Bank, Mr. Gonzalez has overseen the diversification of the 68-year-old institution to include four main lines of business: Personal and Business Banking, Corporate, Private Client Group and Commercial Real Estate.

City National Bank, one of the largest banks based in Florida, has more than \$4 billion in deposits and about 460 employees. CNB added seven locations in three years and remains one of the best capitalized and most liquid financial institutions in the nation.

For its outstanding financial performance, CNB was awarded the highest 5-star "Superior" rating from BauerFinancial. In addition, CNB earned the Community Bank of the Year award in 2013 and 2011 from the *South Florida Business Journal*, which said no other bank has done more than CNB to help the local economy. The readers of the *Daily Business Review* voted CNB as the Best Community Bank, Best Business Bank, Best Bank for Commercial Real Estate, Best Bank for Jumbo Loans and Best Private Bank. CNB was also named Business of the Year by the *South Florida Business Journal*. City National Bank was recognized by the *South Florida Business Journal* with its Outstanding Community Service Award for the work CNB does for the community.

Mr. Gonzalez was named Ultimate CEO by the South Florida Business Journal and was a three-time finalist for the *South Florida Business Journal's* Bank CEO of the Year.

Mr. Gonzalez has more than 26 years of experience in the banking industry, including 20 years with Wachovia, where he served in various leadership and management roles. Prior to joining City National Bank, he was Regional President of Wachovia for Southeast Florida, one of the bank's top executives in the state, where he directed regional administration and all wholesale banking operations in the Florida-South Region (including Miami-Dade, Monroe, Broward, Palm Beach, Lee, Collier and Charlotte counties).

A Miami native, Mr. Gonzalez is active in a number of charity and community organizations. He currently serves on the executive committee of the Young Presidents Organization and on the board of directors of the FIU Foundation and the Museum of Contemporary Art. Prior community roles have included serving on the Executive Committee of United Way, executive committee positions with the Greater Miami Chamber of Commerce, Beacon Council, Downtown Development Authority, Museum of Discovery and Science, and Miami Sports and Exhibition Authority.

He received a B.S. in Finance and International Business from Florida International University and is a graduate of the Kenan-Flagler Business School Executive Leadership Training program at the University of North Carolina.

He and his wife Melinda have 8-year-old twins.



Mara R. Suarez
Executive Vice President

City National Bank

CNB Employee Since 2009

305-577-7260

Mara Suarez joined City National Bank of Florida in February 2009 as Executive Vice President of Personal & Business Banking.

Ms. Suarez is charged with creating the business plan for CNB's line of business, setting performance standards, and building a foundation for growth and expansion. She also is responsible for selection and performance of existing banking centers, as well as being actively involved in the identification of new locations. She also manages the Business Banking Division and Residential Lending.

Ms. Suarez brings more than 30 years of experience to City National, all of it focused on the retail and small business side of banking operations. Her first 30 years were with Wachovia (formerly Southeast Bank and First Union). Ms. Suarez began her career right after high school, first in operations and then in sales, where she became Service Director for Wachovia's Miami-Dade County region. Before joining CNB, Ms. Suarez rose to Bank Director for Broward County, where she was responsible for sales and operations at 71 branches and nearly \$5 billion in deposits and \$1.2 billion in loans.

Ms. Suarez received her finance and lending education and experience through the Academy of International Business (AIB), the leading association of scholars and specialists in the field of international business. She is fully licensed to sell investments, mutual funds, annuities and insurance.

A former member of the board for the Center of Financial Training (CFT), the training partner for banks, credit unions and other financial institutions, Ms. Suarez is an active contributor to Leadership United Way in Miami-Dade County and participates in the organization's "In Her Shoes" networking series.



Jeremy Dustin Symes

Senior Vice President

City National Bank

CNB Employee Since 2009

305-577-7260

J. Dustin Symes is Regional Director of Personal and Small Business Banking for City National Bank. Headquartered at the Bank's Main Office on Brickell Avenue, he oversees personal and small business banking for Miami-Dade County.

Dustin came to City National from Wachovia where he was Vice President/Financial Sales Leader for Broward County. In 2006, he earned Wachovia's President's Recognition Award as well as the Best of Broward County Award for production.

An Oklahoma native, Dustin is active in a variety of community organizations. He is a member of the Board of Directors of United Way and a Young Leader Ambassador for United Way, a past Board of Directors Member of the Coral Gables Chamber of Commerce, and sits on the Board of the Miami Beach Chamber of Commerce. He also participated in the Greater Miami Chamber of Commerce Senior Executive Orientation program.

He and his wife, Olivia, live in Miami and have three children.



Mariano Martinez

Vice President

City National Bank

CNB Employee Since 2009

305-279-1991

Mariano Martinez is Vice President of the Galloway Banking Center.

Mariano has seven years experience in banking and came to City National Bank from Wachovia where he held the position of Small Business Financial Specialist. He currently oversees a portfolio of high net worth clients both personal and commercial and his responsibilities include developing relationships with our clients and assisting them in their depository, loan and investment needs.

Mariano's roots in the Miami-Dade community are strong and his banking sense is excellent. He is a finance veteran, and his knowledge of the industry, passion for excellence and emphasis on teamwork is evident in all the relationships he has developed.

He is a chair for the Chamber South Young Professionals committee, Vice President of his BNI chapter, and a leader contributor for United Way.

Mariano and his wife Maite live in Miami and have two children.



Natalie Exposito

Vice President

City National Bank

CNB Employee Since 2009

305-577-7260

Natalie Exposito is Vice President Business Banking at the Kendall Banking Center.

Natalie came to City National Bank from Wachovia where she worked for 15 years. She was Vice President Business Banker.

She graduated from Fordham University in New York with a BA in Economics.

She was recognized as the Top Business Banker for City National Bank, for the First Quarter 2014.

Natalie is a Leader Contributor for United Way.

Natalie and her husband Osvaldo live in Miami and have three children.

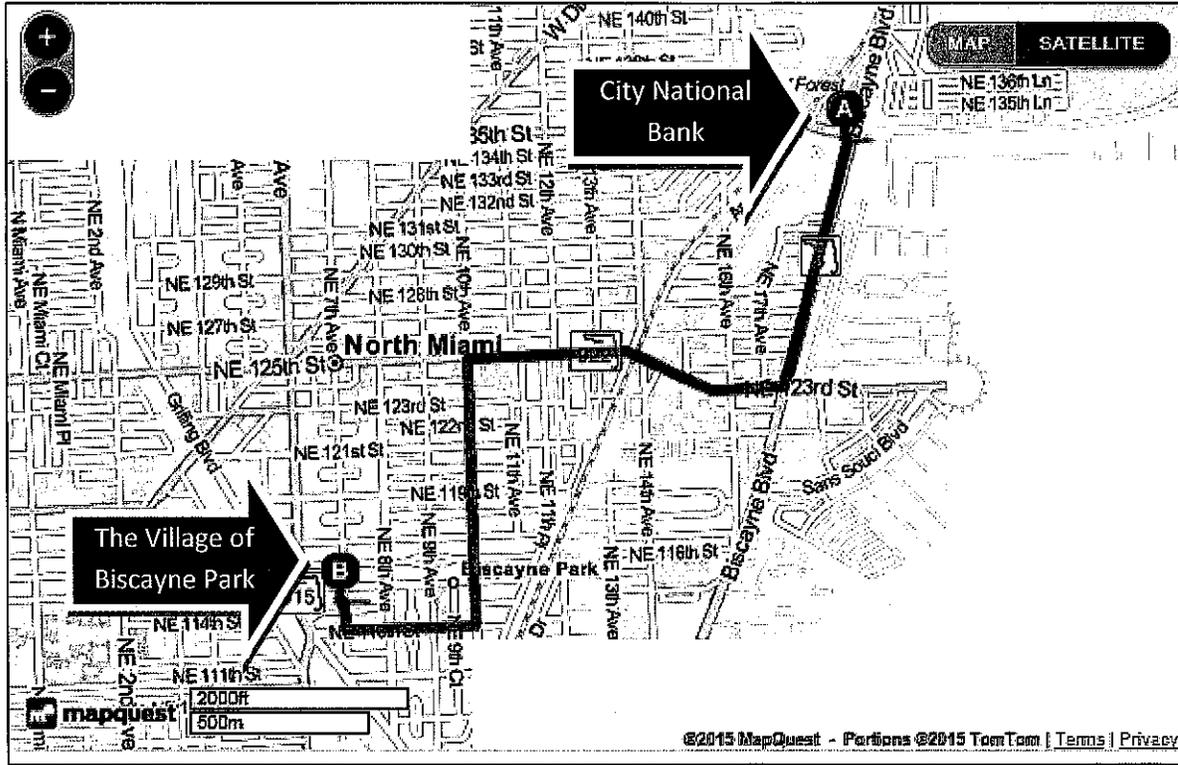
B. REFERENCES

Client	Address	Telephone	Contact
Miami Dade County Clerk of Courts	73 West Flagler Street Room 242 Miami, FL 33130	305- 349-7333	Harvey Ruvin *
Greater Miami Jewish Federation	4200 Biscayne Boulevard Miami, FL 33137	786-459-7053	Abbey Feinberg
Dade County Children's Trust	3150 SW 3rd Ave Miami, FL 33129	305- 571-5700	Charles M. Auslander
North Miami Community Redevelopment	90 NW 3rd Ave #105 Miami, FL 33136	305-899-0272	Steven Johnson
City of Delray Beach Community Redevelopment Area	20 North Swinton Avenue Delray Beach, FL 33444	561- 276-8640	Diane Colonna

*Serving Miami Dade County for over 40 years.

C. PROXIMITY

The distance from our North Miami Banking Center to the Village of Biscayne Park is 2.8 miles.



D. COMPETITIVE POSITION AND FUTURE COMMITMENT

1. What differentiates our mortgage loans from other providers?

- Simple interest rate option
- Portfolio lender
- Local decision making

2. What new mortgage loan services/features our bank plans to offer?

- Loan for chartered non-for profit agency for the construction of the public safety and administration annex building and historic log cabin restoration.

3. Additional information which we believe to be relevant to this RFP and our capabilities to provide the services requested.

- Our extensive experience (over 40 years) providing multiple banking services to non-for-profit and municipalities.
- We differentiate ourselves from our competitors by delivering an exceptional client experience based on the quality of our bankers, the structure of our client teams and the execution of our service delivery.
- We pride ourselves on ensuring a superior client experience
- Our Relationship Managers are our client's primary point of contact and we are reachable in a variety of ways; Cell Phone, Text, Direct Line, Email
- Tenured Relationship Managers are fully knowledgeable and accountable for all banking services.
- Our Core Team of experts is assembled based on technical capabilities and their commitment to the long term mutual success of our client relationships.
- Team's focus is on understanding our client's situation and adding value.

Our local focus:

- Relationship Team is locally based and easily accessible.
- Local decision making.
- On site visits when needed for technical support
- Personal Delivery of Banking Supplies as needed
- Banking Center Manager empowered to make critical decisions
- Access to Bank's Senior Management and Executive Leadership.

E. IMPLEMENTATION

The average lead time for the implementation of the loan is immediately upon closing of the credit transaction.

G. SUPPLEMENTAL INFORMATION

1. Proposed interest rate
15 year term with a 15 year amortization at a fixed rate of 4.25%
2. Discount and/or origination points
.50%
3. Would we have a locked interest rate?
Rate will be locked and fixed for 15 years
4. Is there a prepayment penalty on this loan?
Yes, soft prepayment for 5 years
5. What is the minimum down payment required for this loan?
Not applicable to this transaction.

See Appendix II, for our Term Sheet.

APPENDIXES

City National Bank of Florida and Subsidiaries

**Consolidated Financial Statements as of and for the
Years Ended December 31, 2013 and 2012, and
Independent Auditors' Report**



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Certified Public Accountants
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Miami, FL 33131
USA

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www.deloitte.com

INDEPENDENT AUDITORS' REPORT

To the Board of Directors and Stockholders of
City National Bank of Florida
Miami, Florida

We have audited the accompanying consolidated financial statements of City National Bank of Florida and its subsidiaries (the "Bank"), which comprise the consolidated balance sheets as of December 31, 2013 and 2012, and the related consolidated statements of operations and comprehensive (loss) income, stockholders' equity, and cash flows for the years then ended, and the related notes to the consolidated financial statements.

Management's Responsibility for the Consolidated Financial Statements

Management is responsible for the preparation and fair presentation of these consolidated financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of consolidated financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on these consolidated financial statements based on our audits. We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the consolidated financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the consolidated financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the consolidated financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the Bank's preparation and fair presentation of the consolidated financial statements in order to design audit procedures that are appropriate in the circumstances. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the consolidated financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the consolidated financial statements referred to above present fairly, in all material respects, the financial position of City National Bank of Florida and its subsidiaries as of December 31, 2013 and 2012, and the results of their operations and their cash flows for the years then ended in accordance with accounting principles generally accepted in the United States of America.

Deloitte & Touche LLP

May 12, 2014

CITY NATIONAL BANK OF FLORIDA AND SUBSIDIARIES

CONSOLIDATED BALANCE SHEETS AS OF DECEMBER 31, 2013 AND 2012

(In thousands, except par value and share information)

	2013	2012
ASSETS		
INTEREST-EARNING ASSETS:		
Loans — less:	\$ 2,814,288	\$ 2,475,246
Deferred loan fees	(8,449)	(6,622)
Allowance for loan losses	<u>(55,848)</u>	<u>(62,020)</u>
Loans — net	2,749,991	2,406,604
Securities available-for-sale	887,824	668,042
Securities held-to-maturity (fair values: \$318,020 in 2013 and \$472,851 in 2012)	318,424	464,732
Securities purchased under agreements to resell	110,250	110,250
Interest-bearing balances with financial institutions	<u>132,424</u>	<u>420,797</u>
Total interest-earning assets	4,198,913	4,070,425
CASH AND DUE FROM BANKS	70,599	53,682
ACCRUED INTEREST RECEIVABLE	10,704	10,010
BANK PREMISES AND EQUIPMENT — Net	77,094	78,579
OTHER REAL ESTATE OWNED	7,588	15,042
INTANGIBLE ASSETS — Net	42,815	56,169
GOODWILL	188,833	353,863
FEDERAL HOME LOAN BANK AND FEDERAL RESERVE BANK STOCK	36,484	31,532
OTHER ASSETS — Net	<u>189,808</u>	<u>140,098</u>
TOTAL	<u>\$ 4,822,838</u>	<u>\$ 4,809,400</u>
LIABILITIES AND STOCKHOLDERS' EQUITY		
DEPOSITS AND BORROWINGS:		
Deposits	\$ 3,680,130	\$ 3,535,290
Other borrowings	585	585
Federal funds purchased and securities sold under agreements to repurchase	<u>197,946</u>	<u>254,693</u>
Total deposits and borrowings	3,878,661	3,790,568
OTHER LIABILITIES	<u>17,345</u>	<u>13,873</u>
Total liabilities	<u>3,896,006</u>	<u>3,804,441</u>
COMMITMENTS AND CONTINGENCIES (Notes 5 and 12)		
STOCKHOLDERS' EQUITY:		
Common stock, \$10 par value 1,500,000 shares authorized, 1,420,700 shares issued and outstanding as of December 31, 2013, and 1,500,000 shares authorized, 1,420,900 shares issued and outstanding as of December 31, 2012	14,207	14,209
Capital surplus	1,202,358	1,202,358
Accumulated deficit	(284,282)	(221,176)
Accumulated other comprehensive (loss) income — net of tax	<u>(5,451)</u>	<u>9,568</u>
Total stockholders' equity	<u>926,832</u>	<u>1,004,959</u>
TOTAL	<u>\$ 4,822,838</u>	<u>\$ 4,809,400</u>

See notes to consolidated financial statements.

CITY NATIONAL BANK OF FLORIDA AND SUBSIDIARIES

CONSOLIDATED STATEMENTS OF OPERATIONS AND COMPREHENSIVE (LOSS) INCOME FOR THE YEARS ENDED DECEMBER 31, 2013 AND 2012

(In thousands)

	2013	2012
INTEREST INCOME:		
Interest and fees on loans	\$ 110,633	\$ 100,975
Interest and dividends on securities	26,070	28,456
Interest on interest-bearing balances with financial institutions and securities purchased under agreements to resell	<u>1,491</u>	<u>1,231</u>
Total interest income	<u>138,194</u>	<u>130,662</u>
INTEREST EXPENSE:		
Interest on deposits	7,550	8,199
Interest on borrowings	<u>378</u>	<u>561</u>
Total interest expense	<u>7,928</u>	<u>8,760</u>
NET INTEREST INCOME	130,266	121,902
REVERSAL OF PROVISION FOR LOAN LOSSES	<u>(16,000)</u>	<u>(12,000)</u>
NET INTEREST INCOME AFTER REVERSAL OF PROVISION FOR LOAN LOSSES	<u>146,266</u>	<u>133,902</u>
OTHER OPERATING INCOME:		
Service charges, commissions, and fees	12,411	10,889
Gain on sale of investment securities — net	1,892	4,275
Impairment of securities		(504)
Other	<u>3,427</u>	<u>3,560</u>
Total other operating income	<u>17,730</u>	<u>18,220</u>
OTHER OPERATING EXPENSES:		
Salaries and employee benefits	48,596	47,134
Occupancy expense	10,824	10,762
Equipment expense	4,775	4,398
Amortization of intangible assets	13,354	15,278
Impairment of goodwill	165,030	
Federal Depository Insurance Corporation insurance	2,515	2,770
Other	<u>21,582</u>	<u>17,171</u>
Total other operating expenses	<u>266,676</u>	<u>97,513</u>
(LOSS) INCOME BEFORE INCOME TAX BENEFIT	(102,680)	54,609
INCOME TAX BENEFIT	<u>39,574</u>	<u>135,571</u>
NET (LOSS) INCOME	<u>(63,106)</u>	<u>190,180</u>
OTHER COMPREHENSIVE (LOSS) INCOME — Net of tax:		
Net unrealized (losses) gains on securities available for sale	(13,127)	12,866
Reclassification adjustment for gain — net included in net income	<u>(1,892)</u>	<u>(4,275)</u>
Total other comprehensive (loss) income	<u>(15,019)</u>	<u>8,591</u>
COMPREHENSIVE (LOSS) INCOME	<u>\$ (78,125)</u>	<u>\$ 198,771</u>

See notes to consolidated financial statements.

CITY NATIONAL BANK OF FLORIDA AND SUBSIDIARIES

CONSOLIDATED STATEMENTS OF STOCKHOLDERS' EQUITY FOR THE YEARS ENDED DECEMBER 31, 2013 AND 2012

(In thousands)

	Common Stock	Capital Surplus	Accumulated Deficit	Accumulated Other Comprehensive Income (loss) — Net	Total
BALANCE — December 31, 2011	\$ 14,209	\$ 1,202,358	\$ (411,356)	\$ 977	\$ 806,188
Net income			190,180		190,180
Change in valuation — securities available-for-sale — net of tax				<u>8,591</u>	<u>8,591</u>
BALANCE — December 31, 2012	14,209	1,202,358	(221,176)	9,568	1,004,959
Net loss			(63,106)		(63,106)
Redemption of common stock	(2)				(2)
Change in valuation — securities available-for-sale — net of tax				<u>(15,019)</u>	<u>(15,019)</u>
BALANCE — December 31, 2013	<u>\$ 14,207</u>	<u>\$ 1,202,358</u>	<u>\$ (284,282)</u>	<u>\$ (5,451)</u>	<u>\$ 926,832</u>

See notes to consolidated financial statements.

CITY NATIONAL BANK OF FLORIDA AND SUBSIDIARIES

CONSOLIDATED STATEMENTS OF CASH FLOWS FOR THE YEARS ENDED DECEMBER 31, 2013 AND 2012

(In thousands)

	2013	2012
CASH FLOWS FROM OPERATING ACTIVITIES:		
Net (loss) income	\$ (63,106)	\$ 190,180
Adjustments to reconcile net income to net cash provided by operating activities:		
Depreciation and amortization	18,337	19,848
Reversal of provision for loan losses	(16,000)	(12,000)
Reversal of provision for off-balance-sheet credit losses		(500)
Deferred tax benefit	(41,501)	(135,571)
Net loss on the sale of bank premises and equipment		21
Impairment of securities		504
Net gain on other real estate owned	(438)	(662)
Net gain on sale of securities	(1,892)	(4,275)
Net premium amortization on securities held-to-maturity	4,316	7,074
Net premium amortization on security available-for-sale	5,116	6,430
Goodwill impairment	165,030	
Changes in other assets and liabilities:		
Decrease in unearned deferred loan fees	1,827	1,106
(Increase) decrease in accrued interest receivable	(694)	535
Decrease in other assets	1,284	2,935
Increase (decrease) in other liabilities	3,472	(33)
Net cash provided by operating activities	<u>75,751</u>	<u>75,592</u>
CASH FLOWS FROM INVESTING ACTIVITIES:		
Principal repayment of securities available-for-sale	151,132	172,608
Principal repayments and maturities of securities held-to-maturity	119,439	176,899
Proceeds from sales of securities available-for-sale	76,210	181,559
Proceeds from calls and maturities of securities available-for-sale	4,189	16,650
Proceeds from calls of securities held-to-maturity	55,525	128,275
Purchase of securities available-for-sale	(479,049)	(385,041)
Purchase of securities held-to-maturity	(32,972)	(112,843)
Purchase of Federal Reserve Bank stock	(5,145)	(1,363)
Proceeds from redemption of Federal Reserve Bank stock		5,448
Purchase of Federal Home Loan Bank stock	(225)	(4,500)
Proceeds from redemption of Federal Home Loan Bank stock	418	
Purchases of securities purchased under agreements to resell	(221,250)	(357,500)
Maturities of securities purchased under agreements to resell	309,250	247,250
Net increase in loans	(336,524)	(498,818)
Purchases of bank premises and equipment	(3,498)	(4,717)
Proceeds from sale of other real estate owned	<u>15,202</u>	<u>7,164</u>
Net cash used in investing activities	<u>(347,298)</u>	<u>(428,929)</u>

(Continued)

ATTACHMENT F

Agenda Item 9.a – Ordinance 2015-01

Regular Commission Meeting – February 3, 2015



The Village of Biscayne Park

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

DATE: January 29, 2015

TO: Heidi Shafran, Village Manager

FROM: Krishan Manners, Public Services Manager 

RE: RFP Review Committee Results – Financing of Village Hall Restoration

The review committee for the RFP responses met this morning. It consisted of:

- Irwin Williams, Finance Director, Biscayne Park
- Patricia Walker, CFO, City of Miami Beach and resident of Biscayne Park
- Krishan Manners, Public Services Manager

As there was only one response to the RFP, from City National Bank, the committee considered whether to recommend moving forward with the loan or not. Additionally, we considered the amount to be borrowed, interest rate, BP's ability to repay the loan and penalty for early repayment. We unanimously agreed and recommend moving forward to borrow these funds to complete the restoration of the Village Hall Log Cabin.

Briefly, the amount to be borrowed is \$350,000.00. City National Bank has offered a 15 year note with a 4.25% fixed rate of interest. Currently, their lowest interest rate on this type of note is 4.5%. However, it is my understanding that they reduced the rate .25% since our operating accounts are currently at their bank. It is a competitive interest rate, with market being between 4% and 5% at the moment.

Biscayne Park will pledge a portion of the Half-Cent Sales tax revenues as collateral and use the budgeted line items of "contingency" and "return to reserves" to repay the loan. The amount to be repaid annually would be approximately \$31,000.00. Regarding early payment penalty of the outstanding loan balance, we can in fact pay the loan off without penalty after five (5) years.

ATTACHMENT G

Agenda Item 9.a – Ordinance 2015-01

Regular Commission Meeting – February 3, 2015



The Village of Biscayne Park

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

DATE: January 27, 2015

TO: Heidi Shafran, Village Manager

FROM: Irwin Williams, Finance Director 

SUBJECT: Sufficient revenues available to repay the proposed loan with City National Bank

I am recommending that we set up a Debt Servicing Fund to account to fund the balance of the Log Cabin restoration project. Debt Service funds are set up to account for the accumulation of resources and the payment of interest and principal on all "general obligation debt" other than that serviced by enterprise funds or by special assessments in another fund.

Collateral: In order to satisfy the bank that the Village of Biscayne Park has sufficient funds to repay the debt, a resolution would be passed by the Village Commission pledging the ½ Cent Sales Tax Revenues received from the State of Florida as collateral.

We are currently budgeted to receive \$213,561 in ½ Cent Sales Tax Revenue for the fiscal year ended September 30, 2015. We have received \$55,199 for the months of October, 2014 thru December 2014. This shows a potential increase in revenues for this budgeted line item.

Payment of Loan: Our debt servicing requirement based on a loan of \$350,000 over 15 years at 4.25% interest, payable in semi-annual intervals would be \$31,876.40 per year (see attached amortization schedule).

In order to fund the debt servicing, the Village of Biscayne Park would appropriate \$2,700.00 monthly from the General Fund and transfer this amount to the Debt Servicing Fund.

In our current budget, under General Government, we have budgeted \$20,000 for contingencies and \$16,577 to be returned to reserves. I am recommending that the Village use these budgeted line items, along with anticipated increases in some tax revenues, to fund the debt servicing. During the previous fiscal year, the contingency line item was not utilized. Furthermore as an additional cushion, based on our unaudited financial statements for the fiscal year ending September 30, 2014, we anticipate returning as estimated \$100,000.00 to reserves.

PAYMENT SCHEDULE

<u>Semiannual Period</u>	<u>Payment</u>	<u>Principal Paid</u>	<u>Interest Paid</u>	<u>Remaining Balance</u>
1	\$15,938.39	\$8,434.73	\$7,503.66	\$341,565.27
2	\$15,938.39	\$8,615.56	\$7,322.83	\$332,949.71
3	\$15,938.39	\$8,800.27	\$7,138.12	\$324,149.44
4	\$15,938.39	\$8,988.94	\$6,949.45	\$315,160.50
5	\$15,938.39	\$9,181.65	\$6,756.74	\$305,978.85
6	\$15,938.39	\$9,378.50	\$6,559.89	\$296,600.35
7	\$15,938.39	\$9,579.56	\$6,358.83	\$287,020.79
8	\$15,938.39	\$9,784.94	\$6,153.45	\$277,235.85
9	\$15,938.39	\$9,994.72	\$5,943.67	\$267,241.13
10	\$15,938.39	\$10,209.00	\$5,729.39	\$257,032.13
11	\$15,938.39	\$10,427.87	\$5,510.52	\$246,604.26
12	\$15,938.39	\$10,651.43	\$5,286.96	\$235,952.83
13	\$15,938.39	\$10,879.79	\$5,058.60	\$225,073.04
14	\$15,938.39	\$11,113.04	\$4,825.35	\$213,960.00
15	\$15,938.39	\$11,351.29	\$4,587.10	\$202,608.71
16	\$15,938.39	\$11,594.65	\$4,343.74	\$191,014.06
17	\$15,938.39	\$11,843.23	\$4,095.16	\$179,170.83
18	\$15,938.39	\$12,097.14	\$3,841.25	\$167,073.69
19	\$15,938.39	\$12,356.49	\$3,581.90	\$154,717.20
20	\$15,938.39	\$12,621.40	\$3,316.99	\$142,095.80
21	\$15,938.39	\$12,891.99	\$3,046.40	\$129,203.81
22	\$15,938.39	\$13,168.38	\$2,770.01	\$116,035.43
23	\$15,938.39	\$13,450.70	\$2,487.69	\$102,584.73
24	\$15,938.39	\$13,739.07	\$2,199.32	\$88,845.66
25	\$15,938.39	\$14,033.62	\$1,904.77	\$74,812.04
26	\$15,938.39	\$14,334.49	\$1,603.90	\$60,477.55
27	\$15,938.39	\$14,641.81	\$1,296.58	\$45,835.74
28	\$15,938.39	\$14,955.72	\$982.67	\$30,880.02
29	\$15,938.39	\$15,276.35	\$662.04	\$15,603.67
30	\$15,938.20	\$15,603.67	\$334.53	\$0
<u>Totals</u>	\$478,151.51	\$350,000.00	\$128,151.51	

FROM 001-000-3351800.000 TO 001-000-3351800.000
 1/2 Cent Sales Tax Revenue
 TRANSACTIONS FROM 10/01/2014 TO 01/31/2015

Date	JNL	Type	DESC	AMT	BALANCE
Fund 001 General Fund					
10/01/2014			001-000-3351800.000 Half-Cent Sales Tax	BEG. BALANCE	0.00
10/31/2014	MRB	BILL	SUMMARY MRB 10/31/2014	17,812.65	35,699.65
11/30/2014	MRB	BILL	SUMMARY MRB 11/30/2014	18,693.08	36,505.73
12/31/2014	MRB	BILL	SUMMARY MRB 12/31/2014	18,693.08	55,198.81
01/31/2015			001-000-3351800.000 Half-Cent Sales Tax	END BALANCE	55,198.81

ATTACHMENT H

Agenda Item 9.a – Ordinance 2015-01

Regular Commission Meeting – February 3, 2015

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RESOLUTION NO. 2015-00

**A RESOLUTION OF THE VILLAGE
COMMISSION OF THE VILLAGE OF
BISCAYNE PARK, FLORIDA, PLEDGING A
PORTION OF THE VILLAGE'S HALF CENT
SALES TAX REVENUE FROM THE STATE
OF FLORIDA AS COLLATERAL FOR A
LOAN WITH CITY NATIONAL BANK;
PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, since June 2014 with the funding from the State of Florida and the award of additional grants totaling \$1,100,000.00, the Village has proceeded with the plans for construction of the Public Safety & Administration Annex and the restoration of the historic Village Hall log cabin; and,

WHEREAS, based on the projected costs of both projects at approximately \$1,500,000, it was determined that the Village would need to seek financing options for the difference; and,

WHEREAS, on January 14, 2015, the Village advertised a Request for Proposals (RFP) 2015-01 for the purchase of financing in the amount of \$350,000.00 for the additional funding needed to complete both projects, whereby the Village's Half Cent Sales Tax Receipts was proposed as collateral for the loan; and;

WHEREAS, one (1) bid proposal was received in response to the RFP from City National Bank and subsequently verified by a review committee and recommended to the Village Manager to be responsive; and;

WHEREAS, the Village Commission has approved the borrowing of the \$350,000 by ordinance as required and through this Resolution, formally pledges a portion of the Village's Half Cent Sales Tax Revenue from the State of Florida as collateral for the loan with City National Bank.

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

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

Section 2: The Village Commission has approved the borrowing of the \$350,000.00 by ordinance as required and through this Resolution, formally pledges a portion of the Village's Half Cent Sales Tax Revenue from the State of Florida as collateral for the loan with City National Bank

ATTACHMENT I

Agenda Item 9.a – Ordinance 2015-01

Regular Commission Meeting – February 3, 2015

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RESOLUTION NO. 2015-00

**A RESOLUTION OF THE VILLAGE
COMMISSION OF THE VILLAGE OF
BISCAYNE PARK, FLORIDA, AUTHORIZING
THE USE OF THE NET PROCEEDS FROM
THE SALE OF SURPLUS VEHICLES TO
FUND A PORTION OF THE COST OF THE
RESTORATION OF THE HISTORIC
VILLAGE HALL LOG CABIN; PROVIDING
FOR AN EFFECTIVE DATE**

WHEREAS, since June 2014 with the funding from the State of Florida and the award of additional grants totaling \$1,100,000.00, the Village has proceeded with the plans for construction of the Public Safety & Administration Annex and the restoration of the historic Village Hall log cabin; and,

WHEREAS, based on the projected costs of both projects at approximately \$1,500,000.00, it was determined that the Village would need to seek additional funding for the difference; and,

WHEREAS, on November 16, 2014, the Village authorized the sale of vehicles identified as surplus property previously used for the collection of solid waste, which resulted in revenues totaling \$84,933.50; and;

WHEREAS, the Village budgeted a projected revenue of \$10,000.00 from the sale of the surplus vehicles in the Fiscal Year 2014-2015 Budget; and,

WHEREAS, the result of the sale netted the Village an additional \$74,933.50 in revenue; and,

WHEREAS, the Village Commission authorizes the use of the net proceeds from the sale of the surplus vehicles to fund a portion of the cost of the restoration of the historic Village Hall log cabin.

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

Section 1: The foregoing “Whereas” clauses are hereby ratified and confirmed as being true and correct and hereby made a specific part of this Resolution upon adoption hereof.

Section 2: The Village Commission authorizes the use of the net proceeds from the sale of the surplus vehicles totaling \$74,933.50 to fund a portion of the cost of the restoration of the historic Village Hall log cabin.

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Section 3. This Resolution shall become effective upon adoption.

PASSED AND ADOPTED this ____ day of _____, 2015

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

David Coviello, Mayor

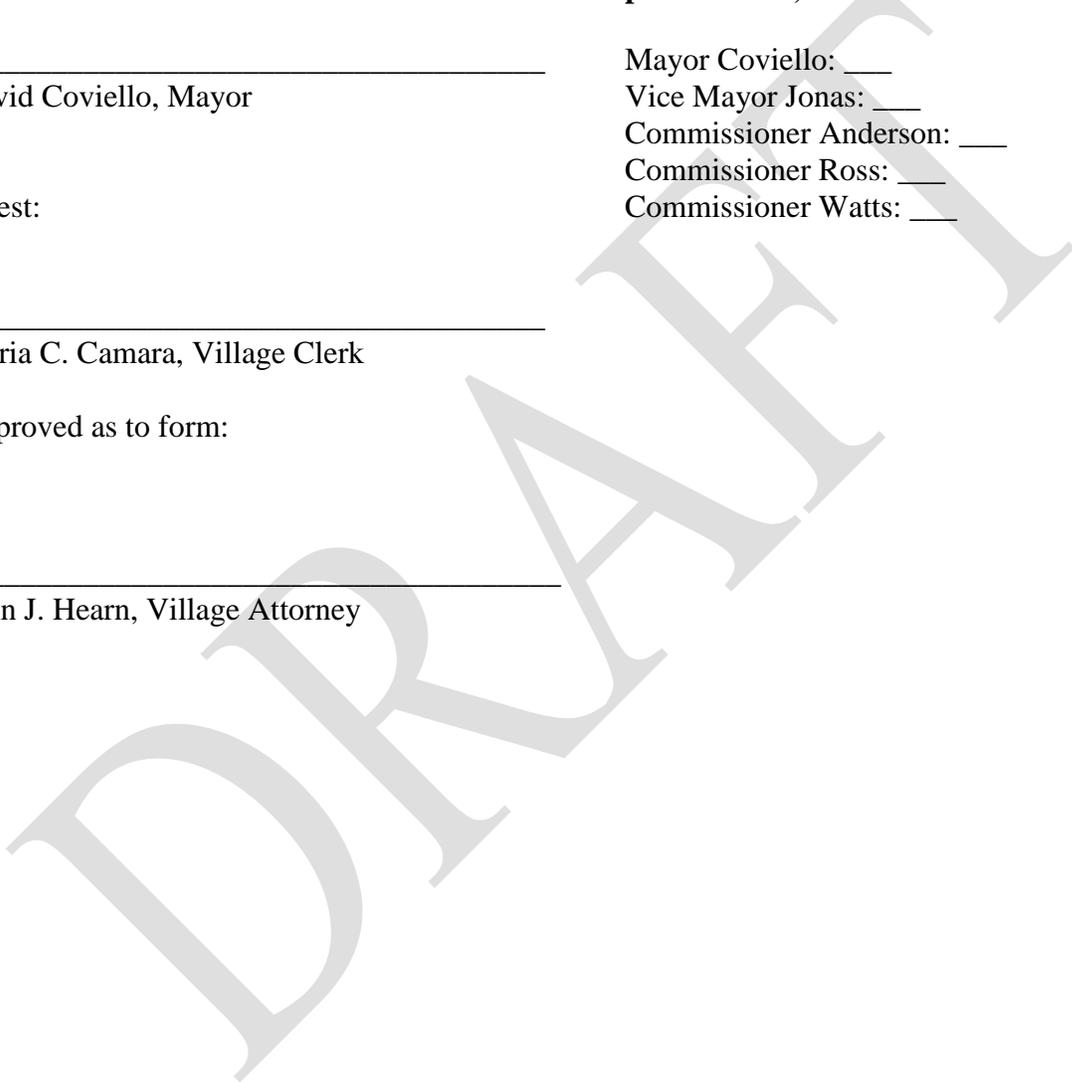
Mayor Coviello: ____
Vice Mayor Jonas: ____
Commissioner Anderson: ____
Commissioner Ross: ____
Commissioner Watts: ____

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: January 6, 2015 *(Deferred to Feb. 3, 2015)*

Subject: Resolution supporting the preservation
of a rare tract of rockland

Prepared By: Commissioner Barbara Watts

Sponsored By: Commission

Background

The University of Miami has sold a tract of extremely rare pine rockland located near S.W. 152nd St. and S.W. 127th Ave. for mixed use development. Over 20% of the plants in this ecosystem are found nowhere else in the world and five of them are federally listed as endangered or threatened species. In addition, this tract is one of the largest remaining tracts of pine rockland in Miami-Dade County that is not protected, and it should be.

This resolution was brought forward at the November 6th meeting and a motion to pass failed due to a lack of second. Following that the Mayor stated it could be brought back for further discussion and with additional information provided.

January 6, 2015 (Deferred to Feb. 3, 2015)

Commission Agenda Report

Resolution 2015-02

Fiscal / Budget Impact

Recommendation

Approval of Resolution 2015-02

Attachments

- Resolution 2015-02
- Related articles
- E-Mail from Leslye Jacobs

Links:

- www.miamidade.gov/environment/pine-rocklands.asp
- www.fws.gov/southeastfire/documents/MSRP_PineRocklands.pdf
- www.weather.com/news/science/environment/endangered-florida-pine-rockland-forest-walmart-20140714

1
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3 **RESOLUTION NO. 2015-02**
4

5 **A RESOLUTION OF THE VILLAGE**
6 **COMMISSION OF THE VILLAGE OF**
7 **BISCAYNE PARK, FLORIDA, OPPOSING**
8 **THE PROPOSED DEVELOPMENT OF**
9 **APPROXIMATELY 88 ACRES OF PINE**
10 **ROCKLAND GENERALLY LOCATED**
11 **ALONG S.W. 152ND STREET AND S.W. 127TH**
12 **AVENUE WITHIN UNINCORPORATED**
13 **MIAMI-DADE COUNTY; PROVIDING FOR**
14 **AN EFFECTIVE DATE**
15

16
17
18 WHEREAS, it has been recently reported that approximately 88 acres of forest land
19 generally located along S.W. 152nd Street and S.W. 127th Avenue in unincorporated Miami-
20 Dade County is to be developed as a mixed use development (the "Property"); and,
21

22 WHEREAS, the Property consists of one of the last intact tracts of endangered pine
23 rockland ("Rockland") within Miami-Dade County; and,
24

25 WHEREAS, Rockland is a globally imperiled habitat containing an array of rare plants,
26 animals, and insects which are rare and exclusive to that habitat; and
27

28 WHEREAS, some of the endangered species for which Rockland provides habitat
29 include the bald eagle, indigo snake, the Florida bonneted bat, and two rare butterflies; and
30

31 WHEREAS, preservation of the native Rockland, and the species for which it provides
32 a home, is of great importance for the protection of our native forest's unique and endangered
33 environment; and
34

35 WHEREAS, the Village of Biscayne Park (the "Village") is concerned about the loss of
36 this valuable Rockland and desires to express its opposition to the development of the
37 Property; and
38

39 WHEREAS, the Village Commission finds that this Resolution is in the best interest
40 and welfare of the residents of the Village.
41

42 NOW THEREFORE BE IT RESOLVED BY THE VILLAGE COMMISSION OF
43 THE VILLAGE OF BISCAYNE PARK, FLORIDA:
44

45 **Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as
46 being true and correct and hereby made a specific part of this Resolution upon adoption hereof.
47

48 **Section 2.** The Village Commission hereby opposes the proposed development of
49 the Property.

MiamiHeraldRockPineland

Some back-up information from news media re: Rock Pineland controversy.

Feds ask developer to stop work on Walmart in rare Miami-Dade forest

By Jenny Staletovich

07/17/2014 6:43 PM

07/17/2014 6:51 PM



»»

An architectural drawing shows apartments planned for land near Zoo Miami containing endangered pine rocklands. Ram

- [Story](#)
- [Comments](#)

A developer building a Walmart on a tract of disappearing forest between two national parks in south Miami-Dade County should stop all work until a survey of endangered wildlife is completed, federal officials warned this week.

In a strongly worded letter sent to Ram Realty Services, the U.S. Fish and Wildlife Service said at least eight threatened species, including the federally protected Florida bonneted bat and two endangered plants, could inhabit about 140 acres of pine rockland north of Zoo Miami off Coral Reef Drive.

Field Supervisor Craig Aubrey said Ram should first obtain a federal permit before proceeding with any work that could threaten protected species.

“We want to work with them to make sure there’s a project that balances the economic development with the needs of the species there,” Aubrey said. “It’s not just one species. There’s a lot of sensitive resources out there.”

In a statement, Ram Chairman Peter Cummings said the company, which received the letter within the last two days, was reviewing the recommendations and plans to meet with wildlife officials.

“We will take no action that disturbs the natural environment before resolving the Service’s concerns,” the statement said. “The environment will be a valuable asset for the community we plan to create.”

Walmart spokesman Bill Wertz said in a statement his company was also dedicated to preservation, having “worked for nearly a decade on conservation efforts to protect priority lands across the country.”

But the plan to construct one of the retail giant’s discount stores in a development called Coral Reef Commons has generated backlash since it was reported in a Herald story this week. Much of the outrage has been aimed at the University of Miami, which sold the 88-acre parcel to Ram for \$22 million.

Tropical Audubon, which had fought to save the land for years, fired off a letter and online petitions have collected thousands of signatures.

“You can look at the response from the public,” said Laura Reynolds, executive director of Tropical Audubon. “If I was the Walmart CEO, I would pull out.”

Critics, including former UM students, have complained that the university, which pours millions into its Rosenstiel School of Marine and Atmospheric Science and Abess Center for Ecosystem Science & Policy, is being a poor environmental steward.

“I can’t believe...UM, which I believe teaches the importance of conservation, would partake in this horrific deal,” alumni Paul Anthony said in an email.

The university, which has declined to answer questions, said in a statement Thursday it was committed to preserving natural resources and that it had worked with the county to come up with a management plan that preserves about 40 acres of the tract, as required under a county ordinance designed to save endangered rockland.

“We went through a transparent, public process with DERM and the County including public meetings,” the statement said. “The University acted in good faith and in compliance with all rules and regulations in its handling of the South Campus property.”

Just two percent remain of about 165,000 acres of pine rocklands that once stretched from Homestead to the Miami River on an upland ridge. The rare rocklands occur in just two places in the world — Miami-Dade County and the Bahamas — and provide habitat for a host of animals, insects and plants found no place else on earth.

UM had operated a South Campus on the land, part of the old Richmond Naval Air Station, since the 1940s. It was used mainly for research projects and storage. The school left most of the land undeveloped and, county regulators say, failed to manage the forest and allowed it to degrade.

In 2004, after deciding to build an academic village, the school conducted a botanical field study to determine what pinelands remained. The study eventually got folded into the Coral Reef Commons project after Ram and UM agreed to the land sale. In addition to the 158,000-square-foot box store, the project includes space for an LAFitness, a Chik-fil-A, a Chili's and about 900 apartments.

The deal is a profitable one for UM. Federal records show the school acquired the land for free: the government gave the university two parcels as “surplus” military land: a 105-acre section in 1981 and a second 30-acre parcel in 1997, records show.

In his letter this week, Aubrey said federal wildlife officers are concerned the project will damage critical habitat outside the preserved lands. One of the animals they are particularly concerned about is the Florida bonneted bat, which roosts in the crevices of large trees and has been found in the area.

“If there are large trees on site, which there are, there's potential for bats to be there,” said Paula Halupa, a U.S. Fish and Wildlife Service biologist. “I'd like to work with the developer to retain the trees and check for potential roosts before the trees are felled.”

The federal agency also expects to add two rare butterflies, the Bartram's hairstreak and Florida leafwing, to the endangered species list this summer. Both need plants found in pine rocklands to live.

Equally important is managing the lands with seasonal burning, Aubrey said in his letter, which warned Ram that if it violated the Endangered Species Act by illegally killing species or harming habitat it could face “fines of up to \$200,000 and/or up to six months imprisonment per violation.”

While the Ram project represents the largest remaining intact tract, environmentalists say there are other parcels remaining that need better protection than the county's endangered lands ordinance, which can only be enforced when development plans are submitted.

“There needs to be an overall habitat conservation plan for the pineland rather than having it bought up piece by piece because with this piece by piece (management) you end up with pieces,” said attorney Dennis Olle, conservation director for Miami Blue, the local chapter of the North American Butterfly Association, and a board member at Tropical Audubon. “Maybe the

Endangered Species Act will force people to do the planning that should have been done all along.”

Read more here: <http://www.miamiherald.com/news/local/community/miami-dade/article1975937.html#storylink=cpy>

U.S. adding two South Florida butterflies to the endangered list

The U.S. Fish and Wildlife announced Monday that along with the listing, it will designate critical land to protect the butterflies' habitat.

By Jenny Staletovich

08/11/2014 8:03 PM

08/11/2014 8:13 PM



Federal officials announced Monday that the Bartram's hairstreak butterfly, pictured here, and the Florida leaf wing butterfly are being added to the endangered species list.

- [Story](#)
- [Comments](#)

Two rare butterflies that have taken center stage in the fight over developing a rare forest in Miami-Dade County are being added to the endangered species list, federal wildlife managers announced Monday.

The listing of the Bartram's hairstreak and Florida leaf wing, which will become official Sept. 11, also designates thousands of acres of critical habitat. While most of that land sits in Everglades National Park and other national park territory, a large tract circles Zoo Miami and includes habitat where the county wants to build an Orlando-style amusement park and a Palm Beach County developer is in the early stages of erecting a Walmart-anchored shopping center and apartments.

The listing and habitat designation do not stop development, but they do mean the land will have to be carefully managed, federal officials said. Fires will have to be set regularly to keep the forest thinned out and mosquito-control procedures must be changed to protect the butterflies.

To avoid breaking the law, federal officials also say developers should obtain permits for construction.

“Anything that’s going to be done with these animals has to have our review,” said U.S. Fish and Wildlife Service biologist Mark Salvato. “We’re not to the finish line yet, but it would be pretty bad if someone knew this was going forward and rushed to mow down butterfly habitat.”

The Palm Beach County developer, Ram, said that since receiving a letter from wildlife officials July 15, it has been drafting a plan to survey the butterflies and come up with a plan to avoid affecting them adversely.

“Ram remains committed to species protection,” the developer’s statement said.

The endangered species designation process has been going on for more than a year, and is part of a 2011 settlement struck after the Center for Biological Diversity, a national nonprofit conservation organization, sued the wildlife agency to speed up the protection of threatened species. Florida is home to more rare butterflies than any other state. Their decline can be linked in part to their disappearing habitat.

The Bartram’s, with its white-tipped gray wings, and the bright orange leaf wing, live only on pine rockland, a forest that once stretched from Homestead north to the Miami River. Pine rockland is also home to the endangered Florida bonneted bat, another protected species. Today, just 2 percent of the forest remains, with most of it in Everglades National Park.

The largest tract outside the park sits near Zoo Miami on what was once the Richmond Naval Air Station. The land, designated as surplus after the base shut down in 1945, remained largely undeveloped as the federal government divvied it up over the years.

Part of the land went to the U.S. Coast Guard, the Department of Defense, Miami-Dade County and the University of Miami. The county built the zoo on some of the land, but in 2006 won voter approval to turn the remaining land into an amusement park with a water park, attractions, restaurants and hotel rooms. UM had planned to build an academic village.

But last month, Ram announced it had purchased the land from UM and and planned to build the shopping mall, drawing fierce criticism from environmentalists who long worried the county was not doing enough to protect the land. Opponents quickly started online petitions, which gathered more than 75,000 signatures. They also contacted federal officials urging them to hurry up the endangered-species listings.

Part of the worry stems from breaking up the habitat, said attorney Dennis Olle, the conservation director of the North American Butterfly Association and a board member for the Tropical Audubon Society.

“These are relatively sedentary butterflies, so it’s not like they need thousands of acres,” he said. “Obviously, Richmond was the keystone outside Everglades National Park. You might be able to build a Walmart next to a pineland. But remember you’ve got to maintain [the pineland], which means you’ve got to burn it — so remember that when you build your houses and apartments.”

Read more here: <http://www.miamiherald.com/news/local/community/miami-dade/article1979421.html#storylink=cpy>

As a kid, Ed MacDougall remembers running rampantly through endless acres of pine rocklands, buzzing by blimp hangars and an abandoned naval air station.

Now the mayor of Cutler Bay, MacDougall is standing up for the land and its many natural inhabitants, proposing a resolution opposing [development of 88 acres](#) of the land located along Southwest 152nd Street and Southwest 127th Avenue.

“I brought it forward,” MacDougall said. “I grew up down here. This whole area was pine rockland. There is only two percent of that type of pineland left down in South Dade. It’s just a shame that the federal government gave this to the University of Miami and they’ve turned around and sold it.”

The resolution, which passed unanimously at the Aug. 20 Town Council meeting, could be just one of many put in front of other Miami-Dade County municipalities.

“I think it was a wonderful resolution,” councilwoman Peggy Bell said. “I recommend it and we all agreed that we should send it along to every city in Miami-Dade County to get them to join in, because it’s not in our city.”

The University of Miami sold the land, northwest of Cutler Bay in unincorporated Miami-Dade, to Ram Realty Services, a Palm Beach County developer, last month for \$22 million.

“It’s shameful for the University of Miami to have sold this,” MacDougall said. “I am absolutely shocked that they would do this. What they should do is cancel this contract, give the money back, and the university put it toward the use where it was intended for the people. To make a commercial gain out of this I believe is the wrong thing to do.”

Along with a Walmart, the developer is planning for an LA Fitness, Chick-fil-A and Chili’s restaurants, and 900 apartments. Ram agreed to keep 40 acres for a preserve.

“It is an important piece of property that we would hate to see cemented over and become a Walmart or any business instead of a natural piece of land that has been there for a long time,” Bell said.

On Aug. 11, the U.S. Fish and Wildlife Service announced two rare butterflies will be added to the endangered list while thousands of acres in Everglades National Park, and other land around Zoo Miami, including habitat within the Ram land, would be designated as critical habitat. But the listing and designation will not stop development.

“I think that they need to slow down,” MacDougall said. “They need to find out if there are endangered species, which they say there are. At the end of the day, we need to preserve some land that’s natural. We cannot just take everything and concrete over it.”

Read more here: <http://www.miamiherald.com/news/local/community/miami-dade/cutler-bay/article1982226.html#storylink=cpy>

Developer defends Walmart in rare forest

By Jenny Staletovich

jstaletovich@MiamiHerald.com

09/12/2014 5:24 PM

09/18/2014 3:21 PM



An architect's rendering shows a Walmart proposed for an area near Zoo Miami containing endangered pine rocklands. Ram Realty Services.

- [Story](#)
- [Comments](#)

The developer behind a controversial Walmart shopping center, facing angry neighbors and environmentalists for the first time in public, vowed to make the project a paragon for building on environmentally sensitive land.

Peter Cummings, chairman of Palm Beach County-based Ram Realty Services, said that four preserves planned for about a third of the 137-acre development near Zoo Miami on endangered pine rockland may even help scientists understand the disappearing habitat.

“We think we have an opportunity to create a standard for new knowledge for the balance of the Richmond pine rockland,” Cummings said late Thursday during an often heated meeting called by the Kendall Federation of Homeowners’ Associations.

Setting aside the preserves was required by Miami-Dade County, which strictly limits building in the forest that hosts a menagerie of rare animals and plants found no place else, including five species added to the federal endangered species list in the last year. The Walmart is slated for a corner of 2,200 acres around the zoo called the Richmond pine rockland, which makes up the largest remaining fragment of the rare forest outside Everglades National Park.

But environmentalists and residents argued that carving up the land will further damage the shrinking habitat and imperil wildlife, including endangered bats and butterflies that forage there. In addition to the Walmart, the Coral Reef Commons project includes an LA Fitness, a Chili’s, other restaurants and about 900 apartments. About 43 acres are split into four preserves on either side of the shopping center and apartment complex.

“If a butterfly has to cross a six-lane highway to get to another part of pine rockland, that is not good,” said Sandy Koi, an entomologist who lives in the area.

During the three-hour meeting, the developer was frequently interrupted as he defended the project. Cummings said afterward he hoped to show residents the project’s benefits, including jobs and increased tax revenue. He also took issue with it being called a strip mall.

“It’s a mixed-use development,” he said.

The audience, split among homeowners and environmentalists, found fault with nearly every aspect of the project, from traffic to Walmart’s effect on local business. Concern about environmental damage drew the harshest complaints.

“This is a treasure and we have it in our own backyard,” said Laura Reynolds, executive director of Tropical Audubon, one of the few groups that opposed plans by the University of Miami to develop the land a decade ago.

The land had been part of an old blimp station closed in the 1940s. In 1981 and 1997, after designating it surplus land, the federal government gave about 135 acres to the university. Over the years, UM used the land mostly for research but decided to build an academic village and had the land rezoned from agricultural use in 2004. When that fell through, UM began shopping around for developers and in 2011 submitted plans with Ram for the shopping center. Ram paid \$22million for the land but Cummings said the company has spent much more over the last three years developing it.

Federation president Michael Rosenberg said he also invited UM officials and County Commissioner Dennis Moss, whose district covers the area, but they declined.

Cummings told residents he was unaware of the endangered bats and butterflies possibly on the land when he struck the deal. He said an environmental survey — started after U.S. Fish and

Wildlife officials notified him in August that he was in danger of breaking the law without obtaining federal permits — is about two-thirds complete.

While endangered species do not stop development, their presence means the land must be carefully managed. And with pine rockland, that could be challenging. Fires must be set every three to seven years to replicate seasonal wildfires that once whipped across the Everglades and kept the tree canopy thin to allow the small endangered plants sprouting from the rocky forest floor, said Frank Ridgley, a wildlife veterinarian and head of conservation and research at Zoo Miami.

Only 2 percent of the forest — much of it in disconnected small pieces — remains and is severely threatened by urban sprawl, climate change, invasive species and pesticides, he said. It represents a rare collection of species in a single habitat found only in South Florida and a few places in the Bahamas and Cuba.

“It’s the most biologically diverse habitat in South Florida,” said Ridgley, who has spotted rare species like the Miami tiger beetle and rim rock crowned snake on neighboring county forest. “It’s a biodiversity hotspot.”

Read more here: <http://www.miamiherald.com/news/local/environment/article2092364.html#storylink=cpy>

Kendall Gazette, 12/29/2014:

Residents continue protesting plans to develop rock pineland

By Richard Yager



RAM developer Peter Cummings addresses KFHA meeting attendees.

Pros and cons of the controversial Coral Reef Commons project were aired for nearly three hours on Sept. 11, marked by three unusual occurrences for town meetings sponsored by the Kendall Federation of Homeowner Associations:

- Developer Peter Cummings appeared in person to answer questions and defend his project's viability as "planned to set a standard for future environmental planning."
- A panel of six specialists in preservation, officials and organizational representatives provided views ranging from protection of everything from Miami-Dade's pine rocklands to rare species of butterflies.
- Petition leader Leslye Jacobs led protests by a dozen nearby residents, including outspoken former television consumer reporter Al Sunshine, several saying they never received legal notice of the development.

Five zoning approvals have been held to permit 40 acres of the rock pineland tract to be developed, all properly notified to 1,615 residents in adjoining properties, countered attorney Juan Mayol speaking on behalf of Cummings who later took the microphone to describe environmental efforts planned to protect the balance of the remaining preserved areas.

While his views drew the respect, if not agreement from a predominantly opposition audience of more than 200, vocal opposition heightened due to objections to the location of a Walmart store to anchor the proposed shopping center.

Current approval also will permit 900 multi-family housing units on 137 acres of land off SW 152nd Street adjacent to Zoo Miami.

Both Walmart and the housing units are planned on property adjacent to preserve areas part of the original 80 acres that the University of Miami sold to RAM for \$21 million, according to Cummings. As originally approved for rezoning in 2012, development can provide for 347,830 square feet of retail space and a residential parcel with up to 1,008 units, a clubhouse, swimming pools and similar amenities with connectivity to the shopping area.

As added advantages, Cummings pointed out the project also dedicates 18,000 square feet for a Miami-Dade County library and a 0.4-acre for potential school use once conveyed to the Miami-Dade School Board. Current planning calls for 900 apartments with 43 acres of the original rockland divided into four preserves, a cause for concern by both residents and environmental spokespersons despite Cummings assurance that RAM intended to create and maintain standards especially designed to protect those areas.

"Of all pine rockland areas, this Richmond preserve had remained as the largest of the 2 percent acreage that still exists in Miami-Dade County," said Dr. Frank Ridgely, Associate Veterinarian with Zoo Miami, noting that all county preserves act as annual "re-fueling stops" for migratory birds, as well as preservation of rare tropical plants and species.

“I’m here to protect the butterflies,” declared Sandy Koi, a biological scientist with the Tropical Research and Education Center of the University of Florida. “Here is an already-imperiled land housing endangered species. Two are butterfly types that have only recently been discovered living only in this habitat.”

Laura Reynolds, executive director of the Miami-Dade Tropical Audubon Society, urged Cummings to reconsider use of the rockland, saying that her organization had long sought the University of Miami’s cooperation to abandon sale of the tract that would “only provide another development that continues to reduce the last areas for native habitats of endangered species.”

Equally impassioned, homeowner Gerry Vizran described the adverse economic impact of the national chain in other areas, asking that residents continue to voice objections to the location of a new Walmart store.

Sunshine and a representative of the Deerwood Homeowners Coalition Board, representing the community on the north side of S W 152nd Street, were adamant in declaring they had never received legal notice of public hearings that began in 2004 to change the property’s land use and zoning designations.

Matt Schwartz of South Florida Wildlands Association noted that South Florida, with a projected population of 30 million by 2060, would become a “nightmare” if existing land is not protected by local government agencies.

At the close of the session, Jacobs and Reynolds continued gathering signatures of objectors, estimated by them to total nearly 90,000 in three separate petition drives, two by resident groups accumulating over 80,000 signers.

Reynolds’ 10,000-signature goal petition is headed “Save the Endangered Forest Lands Sold to Walmart in South Florida,” listed on the nationwide “Moveon. org” website with a notation for delivery to Florida legislators and Gov. Rick Scott.

Comments (2)

Sort by: [Date](#) [Rating](#) [Last Activity](#)

0



al sunshine · [12 weeks ago](#)

To be clear, I got an initial notice for an "Academic Village" by U of Miami and never a Walmart Strip Mall. None of my neighbors say they got any notices either. And even though UM is an internationally respected research institution with a million dollar Abess Environmental Center, both the

Developer and Commissioner Dennis Moss insist they never never told about the rare/endangered plants and animals there even though there was a Federal Register Notice detailing it all back in July of 2013 and advising it was coming under Federal Status this year. Who knew what when, and was the land intentionally rezoned and sold for a High Density Development without full disclosures? What a disgrace. I've said for months, this whole deal and how it was handled needs to go to the Dade Grand Jury.

[Report](#)

[Reply](#)

0



Sandy Koi · [12 weeks ago](#)

Correction, please: I said here in this already endangered pine rocklands are two newly listed federally endangered butterflies. We have known that these butterflies live in this tract of land for many years. Note that I also stated before I spoke that I was commenting as a private citizen and scientist, not as a representative of UF. Thanks for publishing information about this issue.

[Report](#)

[Reply](#)

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Related:

Miami-Dade wants land including rare forest declared blighted

By Jenny Staletovich

jstaletovich@MiamiHerald.com

12/19/2014 6:43 PM

12/27/2014 2:06 PM



[↵](#)

This Bartram's hairstreak is one of two pine rockland butterflies that were added to the Endangered Species List in September, which also protects their pineland habitat.

- [Story](#)
- [Comments](#)

To wildlife managers, the pine rockland surrounding Zoo Miami represents what could be a last stand for the embattled forest, the biggest swath found outside the protected confines of Everglades National Park and a rare tract that has withstood the decades-long onslaught of development in South Florida.

But to a Miami-Dade County consultant, the land is a slum.

The finding, part of an updated look at the area, is the first step in establishing a special taxing district the county needs to help generate \$130 million requested by a team of developers, including 20th Century Fox and Sony Music, who want to build a \$930 million amusement park in the area. The consultant's report is also fueling growing criticism from environmentalists and some neighbors, who oppose the park and plans for a neighboring shopping center. They plan to [rally](#) to save the property Jan. 17 near the zoo.

“We don't think you can have proper management of this area with development,” said Tropical Audubon executive director Laura Reynolds. “You can't burn pine rockland [to keep the habitat healthy] with a theme park on it.”

Related

- Endangered pine rockland
- Zoo Miami's boundary



Source: Miami-Dade County

MARCO RUIZ/MIA

Once the home of a U.S. Navy blimp base, land around Zoo Miami now holds the largest remaining tract of endangered pine rockland outside Everglades National Park. Over the years, the government gave away or sold much of the land, but most remained largely undeveloped. County officials now want to expand the zoo to build an amusement park. A Walmart-anchored shopping center has also been approved nearby. Environmentalists worry the two projects will damage the sensitive habitat.

Dinosaurs, theme park vie for land around Zoo Miami

Environmentalists seek emergency help for rare Miami-Dade beetle

Miami-Dade County warns Walmart developer to protect forest

Feds: Shopping center in rare Miami-Dade forest likely to kill endangered species

County Commissioner Dennis Moss, who has long pushed for the Miami Wilds theme park to be built in his district, argued that environmental concerns need to be balanced with other needs.

“I’m not saying go in and destroy pine rocklands,” he said. “We have an opportunity to create an economic engine and jobs for the community and that’s significant.”

The consultant concluded that poorly planned parking at the county-owned zoo, increasingly congested roads, odd-shaped parcels, multiple government owners and even restrictions tied to the endangered forest have fueled the “spread of slum” and crippled development.

County commissioners will consider declaring the area blighted at a January public hearing.

Such districts are a common strategy to help crumbling neighborhoods with failing businesses. South Beach got an early boost with a neighborhood redevelopment district. Fort Lauderdale and Delray Beach both revamped aging commercial strips with districts.

But to work, the district must encourage the very thing environmentalists say will kill the forest: development. The districts rely on pumping up property values with new development to

generate taxes. They are typically urban, which has some wondering why the pineland needs one.

“To call these pine rocklands slums and blighted areas seems absolutely absurd,” said Roger L. Hammer, a leading authority on South Florida wildflowers who helped oversee the restoration of more than 100 acres of nearby pineland when he worked as a county naturalist. “Sure, they look blighted and overgrown, but that’s only because nobody managed them.”

The plan has also caught the notice of federal officials who wrote to Mayor Carlos Gimenez earlier this month to warn that the Miami Wilds project, which includes neighboring land owned by the U.S. Coast Guard, would harm protected species and require a lengthy review from the U.S. Fish and Wildlife Service.

The county is now in talks with the 20th Century Fox team that also includes Madrid-based Parques Reunidos for Miami Wilds, which would include a 70-acre amusement park, a 400-room hotel, nearly a half-million square feet of retail development and a 35,000-square-foot theater.

The redevelopment district, Moss said, has been part of the park plans for years and never caused concern until the University of Miami sold land to a Palm Beach County developer for \$22 million for Coral Reef Commons, a Walmart-anchored shopping center and apartments.

“When Disney was looking to build Disney World, they came to Miami and we told Disney to take a hike and they took a hike to Central Florida. You see the economic impact they had on Central Florida. We have a chance to do that with 20th Century Fox in our community,” he said. “Nobody raised a concern for years until we had this issue with the UM project.”

UM’s deal triggered bitter complaints from environmentalists, neighbors and even alumni because the federal government had given the school the land decades earlier. Rather than sell it for a shopping center, critics said, the school should have better protected the land.

Over the years, development plans for the zoo always included land preservation alongside any additional attractions, going back to its original 1975 application. But earlier proposals were more modest: one included a Lipizzan stallion exhibit. Bringing the area under one management plan has also been complicated by multiple owners, mostly various federal agencies, and UM.

The county began buying pieces after voters approved a two-year bump in taxes in 1990 that raised \$90 million. But the county had to compete with others for the land, including various federal agencies and UM.

In 1997, the former head of Tropical Audubon argued the government wasn’t doing enough to protect the land. The county’s Environmentally Endangered Lands program chief said in 2005 that “further fragmentation” was making it impossible for the county to manage the tract.

The county now manages about 480 acres of the tract through its Environmentally Endangered Lands program. But even with a 2008 pledge to protect the rockland, environmentalists are

concerned because a new four-lane entrance from Southwest 117th Avenue for the park would have to cross the land.

“They have an old plan. It needs to be updated. But do they have staff to do that?” Reynolds said.

Managing the land has been tricky and is complicated by the need to regularly burn it to keep the canopy thin. Rock pineland once grew over much of the 55-mile long rock ridge that stretches between Homestead and central Miami. It has since shrunk to just 2 percent of its original size, squeezing into its remaining boundaries a host of rare plants and animals that live nowhere else.

If the projects advance, at least one tenant in the area says the county needs to strike a balance.

“I’m a historic preservationist. I’m all for pine rocklands,” said Anthony Atwood, who is leading an effort to open the Miami Military Museum and Veterans Memorial on land nearby. “There’s a middle ground and, frankly, we’re a tourism community. And there’s nothing wrong with ecotourism.”

Read more here: <http://www.miamiherald.com/news/local/community/miami-dade/article4696344.html#storylink=cpy>

MoveOn.org Petition:

Subject: Save the Endangered Forest Lands Sold to Walmart in South Florida

Hi,

Given my love for the State of Florida and the protection of the people and future generations of children who will grow up to inhabit this land, and my work as an educator and Executive Director of PALS AROUND THE WORLD - an organization that educates children on Environmental Awareness issues, I have started this petition for the protection of the endangered forests recently sold to Walmart by the University of Miami that appeared in today's Miami Herald.

That's why I signed a petition to The Florida State House, The Florida State Senate, and Governor Rick Scott, which says:

"Stop ANY Development of the Rare Endangered Forest lands in South Florida that was recently sold to Walmart Developers by the University of Miami."

Will you sign this petition? Click here:

http://petitions.moveon.org/sign/save-the-endangered-forest?source=s.em.cp&r_by=12228963

Thanks! Subject: Save the Endangered Forest Lands Sold to Walmart in South Florida

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http://petitions.moveon.org/sign/save-the-endangered-forest?source=s.em.cp&r_by=12228963

Thanks!

----- Forwarded message -----

From: **Leslye Jacobs** <noreply@list.moveon.org>

Date: Mon, Jan 12, 2015 at 6:26 PM

Subject: Please Join Us This Saturday at 2pm at Zoo Miami for the Rally To Save the Pine Rocklands of South Florida

To: watts720@gmail.com

DEAR SUPPORTERS,

Thank you for your ongoing support!

Please share our flyer and join us for The "SAVE THE ENDANGERED PINE ROCKLANDS FOREST OF SOUTH FLORIDA" rally this **Saturday, January 17 at 2:00pm at the Zoo Miami parking lot - 12400 SW 152nd Street, Miami, FL 33177.**

see map: <http://bit.ly/16zmuzo>

We will walk along Pine Rocklands to Coral Reef Drive and the proposed Walmart site. With only 2 percent of these forests left in the world and many species endangered including our beloved Florida Panther (only 100 left) bats, butterflies, beetles and many more that call Pine Rocklands home, we need your help and support! 90,000 collective signatures are a start - but we are asking that you come see for yourself what is at stake while you visit the Zoo. This is land the US Fish and Wildlife can help maintain and update to protect these species and preserve our health/wellness for future generations with climate change. They have added many other endangered species to this list.

By joining us at the Miami Pine Rocklands Rally, you are helping to send a message to Miami-Dade County, the US Fish and Wildlife Service, the University of Miami and Ram Realty that we want this area protected for future generations. This land is irreplaceable. The County Commissioners are planning to vote on January 21st, 2015 to declare this land a blighted slum so they can expedite their development plans. However, we just learned the meeting was moved to next month on March 3rd, 2015. This gives us more time to prepare and grow in size! If you can, please plan to attend the Commissioners meeting as well.

For more information and/or to distribute flyers - please see our Social media links here:

Miami Pine Rocklands Coalition:

<https://www.facebook.com/groups/MiamiRPC/>

Rally for the Rocklands:

<https://www.facebook.com/events/1518501615081294/>

This event is organized by the Miami Pine Rocklands Coalition

Our members include: The Tropical Audubon Society, South Florida Wildlands Association, The Center for Biological Diversity, South Florida Sierra Club, The North American Butterfly

Association and the 350 South Florida.

FOR MORE INFORMATION: PLEASE TUNE IN TO MATT TODAY:

Tune in to 91.3 WLRN this afternoon at 1:00 p.m. as Matt Schwartz joins Joseph Cooper and Bonnie Berman in the [Topical Currents](#) studio. Matt will be discussing Miami's Pine Rockland forests, plans to develop them, and other South Florida habitat issues. The program will be rebroadcast at 7p.m. this evening. Click here to listen online.

<http://wlrn.org/radio/programs/topical-currents> — with [Al Sunshine](#) and 6 others.

Please continue sharing this information and our petition to stop this development:

http://petitions.moveon.org/sign/save-the-endangered-forest?mailing_id=27020&source=s.icn.em.cr&r_by=12228963

Thank you for your love/care to help take care of our earth.
and for your ongoing help and support.

We look forward to seeing you there!

With love and gratitude,

Earth Guardians United - Part of the Pine Rocklands Coalition Team

This message was sent to Barbara Watts by Leslye Jacobs through MoveOn's public petition website. MoveOn Civic Action does not endorse the contents of this message. To unsubscribe or report this email as inappropriate, click here: <http://petitions.moveon.org/unsub.html?i=27020-12228963-gcdV55>

Want to make a donation? MoveOn is entirely funded by our 8 million members—no corporate contributions, no big checks from CEOs. And our tiny staff ensures that small contributions go a long way. [Chip in here.](#)



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: February 3, 2015

Subject: Resolution 2015-04 15 Days of
Neighborly Love

Prepared By: Commissioner Roxanna Ross

Sponsored By: Commission

Background

Miami Dade County District 12 County Commissioner Jose “Pepe” Diaz inspired me in 2013 to bring this initiative to the Village. Commissioner Diaz, whose District includes parts of Doral, Hialeah, Hialeah Gardens, Medley, Sweetwater and Virginia Gardens teams up with area businesses to provide discounts and donate their time and services to residents as a way of showing love for their neighbors and community.

Although we are a residential community, we have plenty of opportunity to show kindness and neighborly love in the Village this February. Through this initiative we can encourage residents to participate in “15 Days of Neighborly Love” from February 14 - 28. Working in concert or individually we can all contribute by reaching out to a few people in our community (neighbors or others who regularly care for and service our Village), ease someone’s burden

February 3, 2015

Commission Agenda Report

Resolution 2015-04

or just brighten their day with an unexpected act of kindness, a small gift, a pat on the back or just a big smile.

Fiscal / Budget Impact

By presenting this resolution, I am not looking for any monetary contribution from the Village Budget, but a little bit of intention, focus and sweat-equity from our leadership in the Commission on down to our youngest Villager, engaging in spontaneous acts of Neighborly Love.

Recommendation

Approval of Resolution 2015-04

Attachments

- Resolution 2015-04

1
2
3 **RESOLUTION NO. 2015-04**
4

5 **A RESOLUTION OF THE VILLAGE**
6 **COMMISSION OF THE VILLAGE OF**
7 **BISCAYNE PARK, FLORIDA, SUPPORTING**
8 **“15 DAYS OF NEIGHBORLY LOVE” A**
9 **VALENTINE’S DAY GOODWILL**
10 **INITIATIVE; PROVIDING FOR AN**
11 **EFFECTIVE DATE**
12
13
14

15 WHEREAS, we take pride in sharing the Village of Biscayne Park, a unique
16 community, enjoying diversity in our architecture, our trees and landscaping, and our people
17 and cultures; and,
18

19 WHEREAS, this year February’s Valentine tradition of love can be more than an
20 expensive dinner, flowers and chocolate, with a pivot toward community involvement.
21 With each of us giving of ourselves in celebration that can have a far reaching and long
22 lasting impact; and,
23

24 WHEREAS, the Village Commission sets a goal to inspire random acts of neighborly
25 kindness. Performing good deeds for others, which is rewarding of itself, but also
26 reinforces our commitment to each other and to the community that is the Village of Biscayne
27 Park; and,
28

29 WHEREAS, Village activities throughout the year are supported by a number of
30 volunteers, particularly those residents who have served or currently serve on Boards
31 and Committees, and many others who contribute to benefit community in less formal
32 settings.
33

34
35 NOW THEREFORE BE IT RESOLVED BY THE VILLAGE COMMISSION OF
36 THE VILLAGE OF BISCAYNE PARK, FLORIDA:
37

38
39 **Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as
40 being true and correct and hereby made a specific part of this Resolution upon adoption hereof.
41

42 **Section 2.** This initiative during February 4th through 18th – “15 Days of
43 Neighborly Love” – involves donating of our time and services to our neighbors as a way of
44 showing love for our community.
45

46 **Section 3.** Suggested activities include, but are not limited to:
47

- 48 a) Delivering a note or homemade card to a sick, elderly or caregiver neighbor;
49 b) Offering to help a neighbor with gardening or a small home project;

- 1 c) Carpooling to and from work for a few days, allows time to catch up with a
- 2 neighbor, relieves the stress of driving and reduces our carbon emissions;
- 3 d) Consolidating trips to the store by offering to pick up items, or drop off laundry.
- 4 e) Taking the time to greet and speak with other pedestrians as we walk our pets or
- 5 exercise throughout the Village;
- 6 f) Sharing with others our special crafts, disciplines or skill-sets;
- 7 g) Encouraging neighbors to come out for Movie Night at the Ed Burke Recreation
- 8 Center on February 21st;
- 9 h) Donating household goods and other items to the Village for sale at the
- 10 Community Garage Sale to be held in April;
- 11 i) Being a positive influence for the betterment of our community.

12 **Section 4.** This Resolution shall become effective upon adoption.

13
14
15
16 PASSED AND ADOPTED this ____ day of _____, 2015.

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

17
18
19
20
21
22 _____
23 David Coviello, Mayor

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

24
25 Attest:

26
27
28
29 _____
30 Maria C. Camara, Village Clerk

31
32 Approved as to form:

33
34
35
36 _____
37 John J. Hearn, Village Attorney