



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, December 1, 2015 at 7:00pm



Indicates back up documents are provided.

- 1 Call to Order**
- 2 Roll Call**
- 3 Pledge of Allegiance**

Mayor Coviello to formally announce Commissioner Barbara Watts as the Vice Mayor for the next six months.

- 4 Presentations**
- 5 Additions, Deletions or Withdrawals to the Agenda**

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

- 6 Public Comments Related to Agenda Items / Good & Welfare**

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

- 6.a Response to prior public comments and inquiries

- 7 Information / Updates**



- 7.a FY 2015-16 Monthly Financials ending 10/31/2015

- 8 Consent Agenda**

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



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



8.b Acceptance of Board Minutes

- ◆ Biscayne Park Foundation - September 28, 2015
- ◆ Code Compliance Board - November 9, 2015
- ◆ Planning & Zoning Board - November 16, 2015
- ◆ Public Art Advisory Board - November 12, 2015
- ◆ Parks & Parkway Advisory Board - October 21, 2015



8.c **Resolution 2015-54**

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

< End of Consent >

9 Ordinances

< Second Reading >



9.a **Ordinance 2015-09**

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

10 Resolutions

< None >

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.



11.a Chapter 8 - Proposed Code Changes

12 New Business

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

-  12.a Parks & Parkway Advisory Board's suggested landscaping for the Log Cabin - As requested by Commissioner Ross
-  12.b MLK Day of Service 2016 - As requested by Commissioner Ross
-  12.c Address the progress on Worker's Compensation Claims - As requested by Vice Mayor Watts
-  12.d Discussion of the placement of flat screen televisions in the Log Cabin - as requested by Vice Mayor Watts
-  12.e Discussion of zoning for new construction in the Village - as requested by Vice Mayor Watts

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 project
 - ◆ Community Signage
 - ◆ 5th Avenue & 121st Street Median
- 14.b Village Attorney
- 14.c Board / Committee Reports:
 - ◆ Biscayne Park Foundation
 - ◆ Code Review Board
 - ◆ Ecology Board
 - ◆ Parks & Parkway Advisory Board
 - ◆ Public Art Advisory Board
 - ◆ Recreation Advisory Board
- 14.d Commissioner Comments
 - ◆ Vice Mayor Watts
 - ◆ Commissioner Anderson

- ◆ Commissioner Jonas
- ◆ Commissioner Ross
- ◆ Mayor Coviello

15 Announcements

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

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.

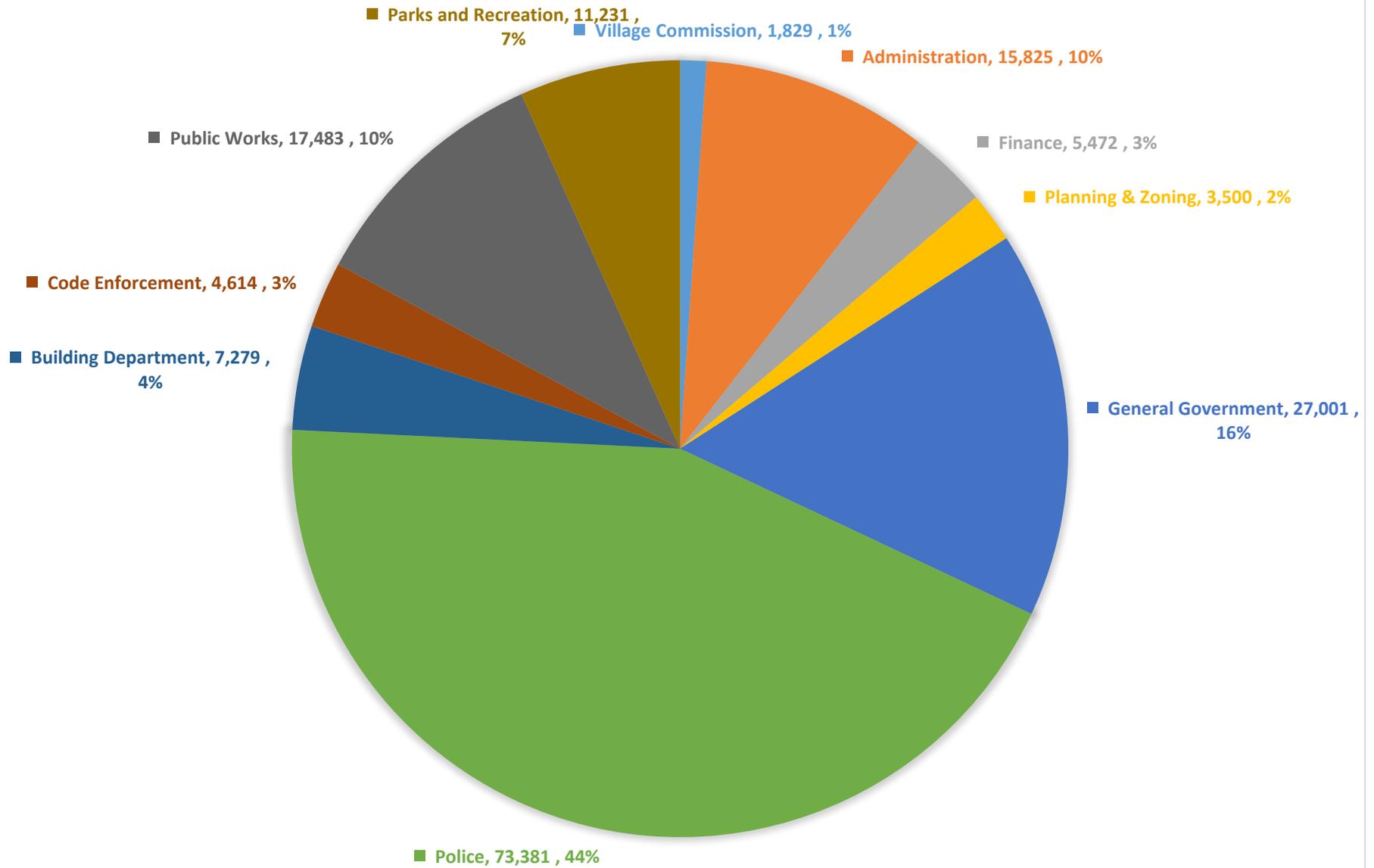
DECORUM - All comments must be addressed to the Commission as a body and not to individuals. Any person making impertinent or slanderous remarks, or who becomes boisterous while addressing the Commission, shall be barred from further audience before the Commission by the presiding officer, unless permission 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.

FINANCIALS REPORT VILLAGE OF BISCAYNE PARK
AS OF OCTOBER 31, 2015
FISCAL YEAR 2015-2016

BUDGET COMPLETION 9.00%

GL NUMBER	DESCRIPTION	2015-16 COMMISSION APPROVED BUDGET	2015-16 ACTIVITY	%
ESTIMATED REVENUES				
	AD VALOREM TAXES	1,474,664	719	0.00
	UTILITY TAXES	278,626	14,101	0.05
	CHARGE FOR SERVICES	196,153	12,883	0.07
	FRANCHISE FEES	169,339	18,391	0.11
	OPERATING CONTRIBUTIONS	7,600	1,310	0.17
	INTERGOVERNMENTAL REVENUES	289,406	24,635	0.09
	JUDGEMENT & FINES	62,669	13,060	0.21
	MISCELLANEOUS REVENUES	9,500	67	0.01
	TRANSFERS IN	96,964	0	0.00
TOTAL ESTIMATED REVENUES		2,584,921	85,166	0.03
EXPENDITURES				
	TRANSFER OUT	192,400	0	0.00
	Totals for dept 511-Village Commission	23,818	1,829	0.08
	Totals for dept 512-Administration	212,449	15,825	0.07
	Totals for dept 513-Finance	108,418	5,472	0.05
	Totals for dept 519-General Government	407,876	27,001	0.07
	Totals for dept 515-Planning & Zoning	14,000	3,500	0.25
	Totals for dept 524-Building Department	124,366	7,279	0.06
	Totals for dept 521-Police	1,009,816	73,381	0.07
	Totals for dept 529-Code Enforcement	75,759	4,614	0.06
	Totals for dept 539-Public Works	281,334	17,483	0.06
	Totals for dept 572-Parks and Recreation	134,685	11,231	0.08
TOTAL EXPENDITURES		2,584,921	167,615	0.06
NET OF REVENUES/EXPENDITURES			(82,449)	

EXPENDITURES BY DEPARTMENT





Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: December 1, 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

- November 10, 2016 Regular Commission Meeting



MINUTES
REGULAR COMMISSION MEETING
Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Tuesday, November 10, 2015 at 7:00pm

1 Call to Order

Mayor David Coviello called the meeting to order at 7:01pm.

2 Roll Call

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

Present from staff were:

Village Manager Heidi Siegel
Village Clerk Maria C. Camara
Attorney Andrew Dunkiel
Chief Cornelius McKenna
Detective Lieutenant Hector Pineda
Finance Manager Claude Charles
Assistant Public Works Manager Cesar Hernandez

3 Pledge of Allegiance

4 Presentations

Veteran's Day - Honoring veterans in the Village of Biscayne Park: Aaron Spector,

4.a Chester Morris, Juan Manteiga, Dan Samaria, Bob Anderson, Hector Pineda, and Alfred Munoz.

4.b Proclamation honoring Phil Peterson presented to Jo Robbin.

4.c Certificate of appreciation for Biscayne Park Crime Watch presented to Chuck Ross.

Manager Siegel and craftsmen from Intensified Wood Restoration located in

4.d Munising, Michigan, provided details and pictures of the restoration work being done at the log cabin.

Mayor Coviello called for a recess at 7:30pm.

Meeting resumed at 7:42pm.

- 4.e Manager Siegel announced that the Village was being awarded a \$20,000 grant from "The Villager's Inc." to be used for the flooring in the Log Cabin restoration project.

- 4.f Mayor Coviello announced that the Village was taking part in the Tri-Village Bike Ride on Saturday, January 9th, along with the Village of El Portal and the Miami Shores Village.

- 4.g Dan Samaria and Rosemary Wais of the Recreation Advisory Board provided a presentation on two of their initiatives, a Welcome Packet for new residents and a Holiday House Decorating contest.

Mayor Coviello moved up item 7.a from Information/Updates

7 Information / Updates

- 7.a 2016 Legislative priorities were discussed with David Caserta:
- Vice Mayor Anderson: Lighting at the recreation center and throughout the Village.
 - Commissioner Ross: On vacation rentals, to give municipalities back the authority to regulate; Law enforcement assessment.
 - Commissioner Watts: Sea level rise and water quality.
 - Manager Siegel: Communication Services Tax, to advocate for and maintain the CST rates.

5 Additions, Deletions or Withdrawals to the Agenda

Commissioner Ross adds a discussion on fencing at the basketball courts, and a discussion on the Police Department under the Manager Report

6 Public Comments Related to Agenda Items / Good & Welfare

Barbara Kuhl: Regarding the work to replicate and restore the log cabin, it is a disservice to put up flat screen tv's. We have logs - there are other ways to project the video. Use pull down screens. How will it look? An abomination. Richard Heisenbottle is a professional with an opinion. There is no other place like ours. Not a place to have it. Please reconsider it. It will be a disappointment to see that. Don't let it get pushed along.

Janey Anderson: Halloween was fantastic. Police and entire staff did a great job. Recreation Advisory Board Welcome Packet is great. Should also consider giving it to local realtors.

Dan Samaria: On Halloween, always a success. Congratulations to the Chief and Police. Many came up, both residents and non-residents, to thank them for their work that night.

Colby Lewis: Thanks the Chief for the police presence on their block. Asks if their block can get a pet waste station. Thanks entire police department - doing an excellent job.

Jorge Marinoni: On behalf of the Biscayne Park Foundation, working on getting a Vita Course for the park. Set a goal to get funds for a first area, and the continue on. Have reviewed information from North Miami for the course they are doing. Have set aside \$650 from their last event to go towards this project. Need one more member for the Foundation Board. Would welcome the help. Thanks the Pettis family, Erica and Walter, for their help at the last event.

Marie Smith: Concerned with lighting at the park. So important to get this done for the safety of seniors and those that come to these meetings.

8 Consent Agenda

8.a Approval of Minutes

October 6, 2015 Regular Commission Meeting
October 26, 2015 Special Commission Meeting

8.b Acceptance of Board Minutes

Parks & Parkway Advisory Board - July 15, 2015 (Amended Draft)
Recreation Advisory Board - January 27, 2015
Recreation Advisory Board - September 29, 2015
Recreation Advisory Board - October 27, 2015
Planning & Zoning Board - October 5, 2015
Planning & Zoning Board - October 19, 2015
Planning & Zoning Board - November 2, 2015
Code Compliance Board - October 14, 2015
Public Art Advisory Board - October 21, 2015
Stormwater Master Plan Project Kickoff Meeting - September 19, 2015

8.c Resolution 2015-50

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE THE AGREEMENT FOR AUDITING SERVICES BETWEEN THE VILLAGE AND GLSC & COMPANY, PLLC**; PROVIDING FOR AN EFFECTIVE DATE

8.d Resolution 2015-51

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE THE GRANT AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION IN THE AMOUNT OF \$150,000**; PROVIDING FOR AN EFFECTIVE DATE

8.e **Resolution 2015-52**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA **AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE THE AMENDMENT TO THE PROFESSIONAL CONSULTANT SERVICES AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND CRAIG A. SMITH & ASSOCIATES** FOR THE DEVELOPMENT OF A STORMWATER MASTER PLAN; PROVIDING FOR AN EFFECTIVE DATE

8.f **Resolution 2015-53**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA **SUPPORTING ADEQUATE FUNDING OF THE LOW INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP)**; PROVIDING FOR AN EFFECTIVE DATE

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

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

Opposed: None

Motion carries: 5/0

9 Public Hearing

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

At the November 2nd meeting of the Planning & Zoning Board, the applicants wanted to consider other options before moving forward with the variance.

Motion made by Commissioner Jonas to defer the hearing of the variance request to date certain February 2, 2016, at 7:00pm. The motion is seconded by Vice Mayor Anderson.

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

Opposed: None

Motion carries: 5/0

10 Ordinances

First Reading

10.a **Ordinance 2015-08**

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

Attorney Dunkiel read the title.

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

Commissioner Jonas makes a motion to approve Ordinance 2015-08 at first reading and it is seconded by Vice Mayor Anderson.

Commissioner Ross: Concerned that estimated revenues are \$72,000 below what was budgeted, and that we budgeted the same for the current fiscal year; police overtime is over, and the same amount was budgeted for the current fiscal year; on vehicle purchases that were delayed, could explain the impact on the vehicle repair & maintenance line item in the police budget. Looks to get this same level of details throughout the year for the current fiscal year budget on a quarterly basis.

The motion was called to a vote:

Commissioner Ross: Yes

Commissioner Jonas: Yes

Vice Mayor Anderson: Yes

Commissioner Watts: Yes

Mayor Coviello: Yes

Motion carries: 5/0

The second reading of this ordinance will be on Monday, November 23rd, at a special commission meeting at 6:30pm.

10.b **Ordinance 2015-09**

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

Attorney Dunkiel read the title.

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

Vice Mayor Anderson makes a motion to approve Ordinance 2015-09 at first reading and it is seconded by Commissioner Jonas.

The motion was called to a vote:

Commissioner Watts: Yes

Vice Mayor Anderson: Yes

Commissioner Jonas: Yes

Commissioner Ross: Yes

Mayor Coviello: Yes

Motion carries: 5/0

The second reading of this ordinance will be on Tuesday, December 1st, at the regular commission meeting at 7:00pm.

11 Resolutions

< None >

12 Old Business

< None >

13 New Business

13.a Discussion of Village Boards

In regards to the Ecology Board, Attorney Dunkiel confirms in our Code that the Commissioners can remove the current board members, and the Board itself will remain. This allows the Commission to appoint members in the future for a specific project.

Commissioner Ross makes a motion to remove the current board members of the Ecology Board and it is seconded by Commissioner Jonas.

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

Opposed: Commissioner Watts

Motion carries: 4/1

Commissioner Ross asks the Village Clerk to thank the Board members for their service.

In regards to the Parks & Parkway Board, the Commission will task the Board with specific projects in the future.

Vice Mayor Anderson: Task the Parks & Parkway Board to give suggestions for the landscaping at the log cabin and get their suggestion on how to minimize the appearance of the large electrical panel. Would like to have the Board involved and to come back with their suggestions.

Manager Siegel: Recommends that the Parks & Parkway Board work directly with the Commission on this project and to have them make a presentation at the next regular meeting on December 1st. Also advised that there won't be another formal meeting after that until February, and that the building is scheduled to complete and open in January. Address the electrical panel before the building opens. Also recommend setting a budget. Funds for landscaping will come from the landscaping budget in the general fund. Also suggests that a liaison from the Commission is appointed and that they attend the November 24th meeting of the Parks & Parkway Advisory Board. This will provide for direct communication between the Board and Commission.

Commissioner Ross volunteers to be the liaison and will attend the November 24th meeting.

13.b Chapter 8 proposed changes - Vice Mayor Anderson

Vice Mayor Anderson asks to move forward with the proposed changes to Chapter 8 provided by the Code Review Board.

There is consensus to direct the Village Attorney to provide draft language of the proposed changes for review and discussion at the December meeting.

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

Commissioner Ross provided background citing what is outlined in Village Code. Looking for what the understanding is of the other commissioners of their roles and how they fill the obligation to the Village. What is vital is to instill confidence in local government. Have attempted to set policies for commission in the past, but was not successful. Have concerns with recent actions by certain commissioners that goes against instilling confidence. Looks to again explore setting up rules and guidelines for the Commission.

After discussion, Mayor Coviello suggests having Commissioner Ross bring back some samples from other municipalities for further discussion.

Commissioner Ross requests that if the Mayor attends an event or meeting, that the Commission is made aware ahead of time.

13.d Commission in the Community Open Forum - Manager Siegel

Manager Siegel provided background and information from the City of Hollywood where the open forum is conducted. Allows residents to speak with the Commission and staff in a more open, non-meeting setting.

Consensus to poll the Commission on a date in February 2016, a Saturday, to conduct a community open forum in the Village to give it a try.

13.e Selection of next year's Miami Dade County League of Cities (MDCLC) designate for the Village of Biscayne Park - As requested by Mayor Coviello

Vice Mayor Anderson is selected as the designee, with the alternate being Mayor Coviello.

13.f Recreation Center Lighting - as requested by Vice Mayor Anderson

Vice Mayor Anderson suggests that instead of doing the lighting improvements at the recreation center only for the front entrance, for the Staff to instead contact the companies providing quotes and provide their recommendations and cost for the entire facility. Then we can proceed with making the improvements in phases.

There is consensus to have the Manager contact those companies we are currently working with to get pricing.

14 Request for Placement of Items on Next Meeting Agenda

Commissioner Ross: 2016 MLK Day of Service

Commissioner Watts: Address the progress on open Worker's Compensation Claims when the Village was self-insured.

Commissioner Watts: Discussion of the flat screen tv's in the log cabin.

Commissioner Watts: Discussion of zoning for new construction in the Village.

15 Reports

15.a Village Manager

- Annexation: Ready to schedule on the agenda for the Board of County Commissioners

- Log cabin restoration: Logs, chinking and roof work on schedule. Next is the A/C, then the flooring and porch railings. Media specialist will attend the next commission meeting to provide information on the TV's.

- Community signage: Starting installation on November 12. Solar lighting currently on backorder.

- 5th Avenue & 121st Street median: Dt. Lt. Pineda and Manager met with Miami Dade County Fire chief regarding access if the median were closed. Needs time to review and to discuss with the City of North Miami. Continue to keep residents in the area informed.

- Per the employment agreement, Commission has option to perform a review of the Village Manager and to meet individually.

- Basketball Courts: Have spent time with the Parks & Recreation Manager, the users of the facility, and those that have expressed concern. Signage with rules has been improved, "fun" rules were added, observing what other local parks are doing. In passive recreation areas, the courts are not cut off from the rest of the facility, but instead integrated. Have removed three sides of the fencing which has opened the courts to the rest of the park. Has been well received and the users like it. Helps staff have better control of the area. Will continue repair of the remaining fence.

Commissioner Ross suggests that the Commission invite the Parks & Parkway Advisory Board to bring their ideas for landscaping of the basketball court surrounding area. Will be added to the agenda of the Board's next meeting.

- Staff working on communicating to residents that are affected by the recent code changes regarding driveways and parking surfaces.

- Crime Watch meeting: Residents expressed concerns about not feeling secure as they had in the past. Crime statistics were provided by Crime Watch coordinator that shows there has not been an escalation. Commissioner Ross looks to have this information communicated to residents, and to remind all residents to safeguard their property. Since the Crime Watch meeting, the staff looked at patrol activities, increasing visibility, addressing perception of crime, and improving communication. Continue to look for improvements.

Commissioner Ross suggests having the person who oversees the 911 operation attend the next Crime Watch meeting.

15.b Village Attorney

< None >

15.c Boards

< None >

16 Announcements

Wednesday, November 11th - All Village Departments are closed in observance of Veteran's Day

Thursday, November 12th - Public Art Advisory Board at 6:00pm

Monday, November 16th - Planning & Zoning Board at 6:30pm

Tuesday, November 17th - Recreation Advisory Board at 7:00pm

Monday, November 23rd - Special Commission Meeting at 6:30pm

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

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

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

Our next regular Commission meeting is Tuesday, December 1, 2015, at 7:00pm

Adjournment

The meeting was adjourned at 10:10pm.

Commission approved on _____.

Attest:

David Coviello, Mayor

Maria Camara, Village Clerk



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: December 1, 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

- Biscayne Park Foundation - September 28, 2015
- Code Compliance Board - November 9, 2015 DRAFT
- Planning & Zoning Board - November 16, 2015 DRAFT
- Public Art Advisory Board - November 12, 2015 DRAFT
- Parks & Parkway Advisory Board - October 21, 2015 DRAFT



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, September 28, 2015 at 7:00PM

Ed Burke Recreation Center

11400 NE 9th Court Biscayne Park, FL 33161

Board Members

President
Supreme Dorvil

Vice president
Jorge Marinoni

Treasurer
Joe Chao

Secretary
Marie Smith

Meeting called to order by Dorvil @ 7:00 p.m.

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

In Attendance: Chuck Ross, Dan Samaria, krishan Manners and Erica Pettis.

Addition to the Agenda: 6(a) corporate tax.

Approval of Minutes: Motion made by Jorge Maronin and seconded by Joe Chao to approve the Minutes of March 11, 2015 and August 25, 2015 Foundation meeting. Motion passed.

Treasurer's Report: Treasurer did not set new format for accounting as discussed at the August meeting due to a busy schedule. Chuck Ross, who had to leave the meeting early, said he would assist Joe Chao in the future. Treasurer reimbursed Jorge Marinoni for the following expenditures: beer, wine, ice, cups, and ATF permit totaling \$129.83. Sales tax Food and Tunes event \$58.64 and \$25.00 for liquor permit. These were the only changes to the previous financial statement. Motion made by Supreme Dorvil to approve the treasures report, it was seconded by Marie Smith. Motion Passed.

Old Business: Oktoberfest Oct. 17, 2015. Joe Chao produced a copy of the flyer for the event which stated the funds raised would be used to light up the Rec. Center and the Vita Course. Becks beer, red and white wine would be sold for \$5.00 each. Dan Samaria would be a sponsor and would be allotted a space to display his banner. Marie Smith to approach ALDI supermarket for sponsorship. Erica Pettis would finalize an agreement with Krispy Kreme. Jorge would purchase the food items and prepare sauerkraut. Joe Chao had researched 2/TS 112 loudspeakers for the entertainment at a price of \$449.00 each. This merchandise had been discounted and would save the foundation money as individual entertainment costing \$300 for each event would not be required. Chuck Ross brought up the question of copyright infringement. Joe said we would not be selling music and since we are a 501c tax would not apply. Krishan will cooperate with Joe in setting up the stands, etc. Jorge Marinoni requested reimbursement check in the amount of \$51.25 for repayment of corporate tax for the foundation. Dan Samaria made deposits to the RAB account \$45, Children's Safety account \$150 and requested a check for \$299.57 made payable to Rosamarie Wais. Motion by Supreme Dorvil and seconded by Joe Chao. Motion passed.

Meeting adjourned 8:30 p.m.

Next Meeting: Monday, November 9 @ 7:00 p.m.

Minutes approved by the Board on _____.

Supreme Dorvil, President

Marie Smith, Secretary



CODE
COMPLIANCE
BOARD

Gary Kuhl
Chairman

Harvey Bilt
Dale Blanton
Linda Dillon
Jenny Johnson-
Sardella

Laura Graves
Alternate

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

1. CALL TO ORDER

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

2. ROLL CALL

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

3. ADDITIONS, DELETIONS OR WITHDRAWALS TO ORDER OF BUSINESS

-Staff asked for item 7.c. to be dismissed.
-Motion by L. Dillon, seconded by D. Blanton and motion passed 5-0

4. APPROVAL OF MINUTES

a. October 14, 2015
Motion by L. Dillon, seconded by D. Blanton and approved 5-0

5. NEW BUSINESS

- a. Whitney A. Kirkland – 641 NE 114th St – Yard debris and unused unsightly items on the property: Case# 15-0665.
-Motion by D. Blanton, seconded by J. Sardella and motion passed 5-0
-In compliance and case closed.
- b. Christopher Cooke – 12015 NE 7th Ave – Dilapidated wooden fence: Case# 15-0600.
-Motion by D. Blanton, seconded by L. Dillon and motion passed 5-0



The Village of Biscayne Park

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

-Resident has two weeks to apply for a permit. Construction needs to be completed within 30 days commencing after applying. If resident does not come into compliance, there will be a \$25.00 fine with a \$5.00 daily fine.

- c. John F. Alvord – 1007 NE 113th St – Boat/Trailer stored in the front yard: Case# 15-0643.

-Motion by D. Blanton, seconded by J. Sardella and motion passed 5-0

-In compliance and case closed.

- d. Melinda Anne Jester – 926 NE 109th St – Windows installed without a permit: Case# 15-0569.

-Motion by D. Blanton, seconded by J. Sardella and motion passed 3-2

-G. Kuhl and L. Graves oppose.

-Not in compliance, resident has 30 days to obtain a permit. If resident does not come into compliance, there will be a \$100.00 fine and a \$50.00 daily fine thereafter.

- e. Kyung Park, W Vivian Alonso – 11915 NE 11th PL – Overgrowth of vines and weeds on the wooden fence: Case# 15-0668.

-Motion by D. Blanton, seconded by J. Sardella and motion passed 5-0

-In compliance and case closed.

6. OLD BUSINESS

None

7. FINE REDUCTION

- a. Horacio R. Duhour – 12085 W. Dixie Hwy – Shed and stairway constructed without a permit: Case# 14-0119

-Motion by D. Blanton, seconded by L. Dillon and offer denied 5-0

-Property is in compliance, resident's offer for \$750.00 was denied. Resident may return to upcoming code meeting and propose another offer.

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

-No action by board.

- c. Joseph Frechette – 845 NE 117th St – Roof overhang, vent screen or fascia board deteriorated: Case# 05-161.



The Village of Biscayne Park

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- Case is dismissed per Village attorney John Hern.
- Motion by J. Sardella, seconded by D. Blanton and motion passed 5-0

- d. Oscar Lievano – 710 NE 117th St – Deteriorated illegal structure: Case# 02-652.
- Resident's offer for \$500.00 was denied.
 - Motion by D. Blanton, seconded by J. Sardella and offer denied 5-0

8. Announcements/SCHEDULE OF NEXT HEARING

The next meeting of the code compliance Board is Monday December 14th, 2015

9. ADJOURNMENT

- This meeting was adjourned at 8:10 p.m.

Minutes approved on _____

By: _____

Gary Kuhl, Chair



The Village of Biscayne Park

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

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

PLANNING & ZONING BOARD

Gage Hartung
Chairman

Andrew Olis
Vice Chairman

Elizabeth Hornbuckle
Doug Tannehill
Jacqueline Pallango

Alternates
Max Deitermann
Mario Rumiano

MINUTES PLANNING & ZONING BOARD MEETING Ed Burke Recreation Center 11400 NE 9th Court – Biscayne Park, FL Monday, November 16th, 2015 at 6:30pm

1. CALL TO ORDER

This meeting was called to order at 6:26 p.m.

2. ROLL CALL

Gage Hartung – Chair – present
Andrew Olis – Vice chair – absent
Elizabeth Hornbuckle – Board Member – present
Doug Tannehill – Board Member – present (joined meeting at 6:30 p.m.)
Jackie Pallango – Board Member – present
Max Deitermann – Alternate – absent
Mario Rumiano – Alternate – absent
Shanesa Mykoo, Krishan Manners and Sal Annese – staff attendance - present

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

a. Allen – 11325 NE 8th Ct – New pool and deck
Motion by E. Hornbuckle, seconded by J. Pallango and approved 3-0

4. APPROVAL OF MINUTES

November 2nd, 2015.
Motion by E. Hornbuckle, seconded by D. Tannehill and approved 4-0

5. PAINT PERMITS

a. Martins – 10880 NE 9th Ave
Motion by D. Tannehill, seconded by E. Hornbuckle and approved 4-0
b. Anderson – 11905 NE 11th Pl
Motion by D. Tannehill, seconded by J. Pallango and approved 4-0

6. BUILDING PERMITS

a. Frankenburg– 11205 NE 8th Ave – Install windows and doors
Motion by D. Tannehill, seconded by J. Pallango and approved 4-0
b. Graves – 11725 Griffing Blvd – Wood terrace
Motion by D. Tannehill, seconded by J. Pallango and approved 4-0
c. Wellert – 1016 NE 113th St – Reroof
Motion by E. Hornbuckle, seconded by J. Pallango and approved 4-0
d. Vinograd – 11619 NE 6th Ave – Replace windows and doors
Motion by D. Tannehill, seconded by J. Pallango and approved 4-0
e. Moll – 11440 NE 10th Ave - Reroof
Motion by D. Tannehill, seconded by J. Pallango and approved 4-0
f. Miller – 920 NE 120th St – Reroof
Motion by J. Pallango, seconded by D. Tannehill and approved 4-0
g. McFarland – 785 NE 117th St – New windows
*Tabled – pending more information.
g.a. McFarland – 785 NE 117th St – New addition
*Tabled – pending more information.
h. USA Brands INC – 1013 NE 115th St – Reroof
Motion by E. Hornbuckle, seconded by J. Pallango and approved 4-0



PARKS &
PARKWAY
ADVISORY BOARD

Dan Keys
Chairman

Barbara Kuhl
Kimberlee Misek
Robert Silverman
Randy Wagoner

MINUTES
PARKS & PARKWAY ADVISORY BOARD
Ed Burke Recreation Center 11400 NE 9th Court
Wednesday, October 21, 2015 at 7:00 PM

1. CALL TO ORDER AND ROLL CALL –Dan Keys, Barbara Kuhl and Randy Wagoner were present. Manager, Heidi Siegel and Krishan Manners represented staff. Mayor, David Coviello was present for a period of time as an audience member.
2. AGENDA ADDITIONS AND DELETIONS – None.
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM) – As indicated below.
4. APPROVAL OF MINUTES – The minutes of July 15, 2015 were unanimously approved.
5. OLD BUSINESS
 - A. **General median maintenance** – Ongoing.
 - B. **Tree removal and tree trimming issues** – The contract trimming has been completed for the FY 14/15. Board members requested that some of the larger limbs that block large vehicular traffic on some streets be trimmed in next year's cycle of trimming.
 - C. **Athletic field turf maintenance** – Dan Keys asked staff about the brown spots on the field at its Southern end. Staff advised that they had found some issues with some irrigation heads and they had been repaired. Mr. Keys suggested that there might be a mole cricket problem although some of the regular signs of that were not present. He asked that staff monitor for that possibility. It was noted that the resting period and maintenance given to the field in recent months had been greatly beneficial.

Krishan Manners asked about the advisability of over seeding the field with Rye Grass for the winter. The Board advised that this was a good practice and that it really was only a question of affordability in light of the need for other necessary maintenance.
 - D. **Highway Beautification Grant Proposal made for median of NE 6th Ave** – Bidding is in the works. Discussion took place as to the



replacement palms and as to the understory plantings. It was mentioned that some tree seedling weeds were noticed in the planting and the Board recommended that these and other evident weeds be removed whenever they occur in the planting. The desire to see the green island ficus hedges trained into a tighter appearance was expressed. The Board expressed the idea of replacing the New Zealand Flax plants with green island ficus and with keeping the Dwarf variegated Sheflera plants at the ends of the islands. Some mention was made to the fact that the island ends had once been a flowering plant and that possibly there might be some movement back to that planting scheme.

E. **Sixth Ave. Bridge Grant** – The Grant has been closed out. The Administration accepted the suggestion that the few native plants left at the Public Works facility be planted out. Dan Keys offered assistance in locating these plants in accordance with the original design.

F. **Discussion of path forward for design and construction of secondary entrance signage related to grant funding** – Four of the new signs are to be installed now and four more are being manufactured for future installation at the remaining locations. Landscaping is to follow. The actual design has not yet been presented to the Board for review. The Board expressed a desire to have input on the design.

G. **Tree Fertilization** – Krishan Manners reported that all of the small trees in the Village had been fertilized. He was looking into the application of Potassium on some deficient palms.

H. **Million Orchid Project of Fairchild Garden** – Some of the installed orchids have died, but others are doing well.

I. **Swale ordinance** – The Ordinance passed. The suggestion was made that members should look at the final version.

J. **Resolution of “Conflicting Tree Location” issues** – Staff advised that it was aware of the situation. The Board discussed with staff the issues involved with the removal of these trees and palms by the Village staff, suggesting that this might be a way to proceed with some of the removals.

K. **Restoration of 6th Ave irrigation** – The Village is moving the restoration of the irrigation system forward. The Board advised that moving the irrigation heads to the middle of the median (as was mentioned as something being considered) may be problematic and may be cost prohibitive. It also advised that damaged heads was likely



not the reason for the high water bills previously experienced (because the system is tuned on an off by a timer) and that that was more likely due to excessive use of the system. Discussion of the location of the water supply and control elements of the system took place and the possibility of moving some of those elements to the side of the roadway out of harms way, would be investigated.

L. Discussion of landscaping for new administration building and the log cabin – The Board expressed the desire to assist with developing a comprehensive landscape design for the new building. Staff advised that at this point, no additional landscaping was being proposed.

The Board asked about landscaping around the Village Log Cabin and staff advised that a landscape installation firm was working with staff on a minimalistic landscape. The Board asked for an opportunity for input and it gave alternate suggestions for screening of the electric panel on the South side of the building with the thought of minimizing the footprint of the enclosure. The possibility of a screening structure of some sort (possibly with a vine installed) was put forward.

M. Discussion of changes made to landscape in front of 113 St. entrance sign – No discussion held.

7. NEW BUSINESS

A. General discussions with staff regarding communication and procedures. The Village Manager and the Board conversed about the perception that the Board was giving orders to staff liaisons during its meetings. The Board expressed that its members did not agree that the suggestions and technical information given to the Village were orders. Members pointed out that the Board knows that its authority is advisory to the Commission and is fully aware that any advice given freely during discussions with the Administration can be accepted or rejected for action by the Administration. The Board members stated that advice that has been given in the past was often freely accepted and acted upon by the Administration, presumably because it was seen as good advice from well-informed Board members, but not as directives.

NEXT MEETING DATE – The next meeting date was not discussed.

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

Minutes of October 21, 2015 were approved on _____



The Village of Biscayne Park

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

By: _____

Dan Keys, Chair



The Village of Biscayne Park

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

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

- i.Folgar – 11123 Griffing Blvd – Remodel driveway
Motion by E. Hornbuckle, seconded by D. Tannehill and approved 4-0
- j.Eaton – 11535 NE 8th Ave – New addition
Motion by D. Tannehill, seconded by J. Pallango and approved 4-0
- k.Gonzalez – 11209 NE 8th Ct – Reroof
Motion by E. Hornbuckle, seconded by D. Tannehill and approved 4-0

7. VARIANCE

The next meetings of the Planning & Zoning Board are Monday, December 7th, 2015 and Monday, December 21st, 2015.

8. ADJOURNMENT

This meeting was adjourned at 7:10 p.m.

Minutes approved on: _____
(Date)

By: _____
Gage Hartung, Chair Planning & Zoning Board



PUBLIC ART
ADVISORY BOARD

Amy Raymond
Chair

Karen Marinoni
Larry Newberry
Melanie Oliva
Susan Weiss

MINUTES
PUBLIC ART ADVISORY BOARD
Village Hall – 640 NE 114th St., Biscayne Park, FL
Thursday, November 12, 2015 at 6:00PM

1. CALL TO ORDER AND ROLL CALL – The meeting was called to order at 6:05pm. Present were board members Amy Raymond, Karen Marinoni, Susan Weiss and Melanie Oliva. Absent: Larry Newberry.
2. AGENDA ADDITIONS AND DELETIONS – None
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM) – None
4. APPROVAL OF MINUTES – Karen Marinoni makes a motion to approve the minutes of October 21, 2015, and it was seconded by Susan Weiss. All in favor. Motion carries 4-0.
5. OLD BUSINESS –
 - a. Status of Pet Silhouettes for waste station locations: Village Clerk will send out an e-mail blast regarding the purchase of the silhouettes and also put it on the Village's website. E-mail to be sent on November 13th.
 - b. Call to Artists: The Board reviewed the final approved draft of the call to artists and will advertise as follows:
 - i. Handout during Art Basel 2015 taking place in December – Melanie Oliva
 - ii. Universities and colleges – Susan Weiss
 - iii. High schools – Amy Raymond
 - iv. Social media and artist groups – Melanie Oliva
 - v. Local newspapers – Karen Marinoni
 - vi. Miami Dade County Division of Cultural Affairs – Amy Raymond
 - vii. Local museums – Susan Weiss

The date for submissions deadline changed to February 15, 2016, and the time frame for the display of the sculpture will be from May 2016 to May 2017.



The Village of Biscayne Park

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

6. NEW BUSINESS -

- a. Melanie Oliva – Commemoration of the bears that were recently hunted in Florida with a painted sculpture. Tabled for now and to consider as a project for next year.

7. NEXT MEETING DATE – Wednesday, December 9, 2015, at 6:00pm. All future meetings will take place at Village Hall.

8. ADJOURNMENT – Meeting was adjourned at 6:44pm.

Minutes approved on _____.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: December 1, 2015

Subject: Resolution 2015-54

Prepared By: Maria C. Camara

Sponsored By: Staff

Background

The Village Charter specifies that regular meetings of the Village Commission are to be held on the first Tuesday of each month at 7:00pm. In order to provide notice to the public, and to afford the Commission and Staff the ability to appropriately schedule and plan for these meetings, the dates for each month's meeting in 2016 are provided for Commission review and approval.

All holidays and events in 2016 were considered for each month. All of the meetings listed on the attached will take place on the first Tuesday of the month except where indicated and explained in the footnotes.

Most notably is the location of the meetings which will take place at the newly restored Log Cabin.

Fiscal/Budget Impact: None.

Staff Recommendation: Approval of Resolution 2015-54

Attachments: 2016 Commission Meeting Schedule and Resolution 2015-54

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4 **RESOLUTION NO. 2015-54**
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6 **A RESOLUTION OF THE VILLAGE**
7 **COMMISSION OF THE VILLAGE OF**
8 **BISCAYNE PARK, FLORIDA**
9 **ESTABLISHING THE REGULAR**
10 **COMMISSION MEETING SCHEDULE FOR**
11 **2016; PROVIDING FOR AN EFFECTIVE**
12 **DATE.**
13

14 WHEREAS, pursuant to Village Charter Sec. 2.16 Meetings, the regular meetings of the
15 Commission shall be held at 7:00 p.m., on the first Tuesday of each month; and,
16

17 WHEREAS, the Village desires to establish and give notice to the public of the regular
18 meeting schedule for the calendar year 2016; and
19

20 WHEREAS, consideration is given to holidays that fall on the day before or after the first
21 Tuesday of each month; and
22

23 WHEREAS, the place and time for holding regular meetings will be the Log Cabin, 640
24 NE 114th Street, Biscayne Park, Florida at 7:00pm, unless otherwise noted.
25

26 NOW, THEREFORE, be it resolved by the Commission of the Village of Biscayne Park,
27 Florida that:
28

29 **Section 1.** The above whereas clauses are incorporated by reference.
30

31 **Section 2.** The dates for holding regular commission meetings shall be as follows:
32

Date	Time
Sunday, January 24, 2016	4:00 p.m.
Tuesday, February 02, 2016	7:00 p.m.
Tuesday, March 01, 2016	7:00 p.m.
Tuesday, April 05, 2016	7:00 p.m.
Tuesday, May 03, 2016	7:00 p.m.
Tuesday, June 07, 2016	7:00 p.m.
Tuesday, July 12, 2016	7:00 p.m.
Tuesday, August 02, 2016	7:00 p.m.
Tuesday, September 13, 2016	7:00 p.m.
Thursday, October 06, 2016	7:00 p.m.
Tuesday, November 01, 2016	7:00 p.m.
Tuesday, December 6, 2016	7:00 p.m.

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

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PASSED AND ADOPTED this ____ day of _____, 2015.

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

David Coviello, Mayor

Attest:

Maria C. Camara, Village Clerk

Approved as to form:

John J. Hearn, Village Attorney

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



2016 COMMISSION MEETING SCHEDULE

All meetings will take place at the Log Cabin
640 NE 114th Street, Biscayne Park

Date	Time
Sunday, January 24, 2016 ¹	4:00 p.m.
Tuesday, February 02, 2016	7:00 p.m.
Tuesday, March 01, 2016	7:00 p.m.
Tuesday, April 05, 2016	7:00 p.m.
Tuesday, May 03, 2016	7:00 p.m.
Tuesday, June 07, 2016	7:00 p.m.
Tuesday, July 12, 2016 ²	7:00 p.m.
Tuesday, August 02, 2016	7:00 p.m.
Tuesday, September 13, 2016 ³	7:00 p.m.
Thursday, October 06, 2016 ⁴	7:00 p.m.
Tuesday, November 01, 2016	7:00 p.m.
Tuesday, December 6, 2016	7:00 p.m.

¹ Scheduled for the dedication of the newly restored Log Cabin to coincide with the original dedication on January 24, 1935.

² Scheduled on the second Tuesday due to the Independence Day holiday the week prior.

³ Scheduled on the second Tuesday due to the Labor Day holiday the week prior.

⁴ Scheduled on the first Thursday due to the Rosh Hashanah holiday.



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: December 1, 2015

Subject: Ordinance 2015-09 Board Residency
Requirements - Code Compliance
Board and Planning & Zoning Board;
Board Attendance

Prepared By: Maria Camara, Village Clerk

Sponsored By: Staff

Background

At its October 10th meeting, the Village Commission discussed:

- The residency requirements for the Planning & Zoning Board and there was consensus to have the Village Attorney draft an ordinance to change the requirements that members of both the Planning & Zoning Board and Code Compliance Board be property owners and residents of the Village.
- The Board attendance for all boards and there was consensus to have the Village Attorney draft an ordinance that all board members must advise prior to the meeting of their absence and the reason, and allow the Board to determine if it is an excused absence. Additionally, the absence and whether it is excused or not is to be included in the Board minutes.

At its November 10th meeting, the Commission approved the ordinance at first reading.

Fiscal/Budget Impact

Cost for advertising and codification.

Recommendation

Approval of Ordinance 2015-09 at second reading.

Attachments

- Ordinance 2015-09

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ORDINANCE NO. 2015-09

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

21 WHEREAS, at its meeting of May 5, 2015, the Village Commission adopted Ordinance
22 2015-03 which modified language pertaining to Village Boards; and
23

24 WHEREAS, at its October 6, 2015 regular Commission meeting, the Village
25 Commission discussed clarifying the attendance requirements for the various boards and
26 committees in the Village; and
27

28 WHEREAS, the Village Commission provided direction to require planning board
29 members to be property owners in the Village; and
30

31 WHEREAS, the Village Commission finds it in the best interests of the Village to
32 approve this ordinance, authorizing the revisions consistent with Village staff's
33 recommendations;
34

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

38 **Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as
39 being true and correct and are hereby made a specific part of this Ordinance upon adoption
40 hereof.
41

42 **Section 2.** Section 2-30 of the Code of Ordinances, entitled "General Rules and
43 Policies", is hereby amended to read as follows:
44

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

46 (a) Application of article; definitions; authority to appoint.
47

1 * * * *

2 (d) Attendance by members at meetings; resignation of members.

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

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

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

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

13 d. For an excused absence, a board or committee member must advise the village
14 clerk prior to the meeting of the fact that they will be absent and provide a reason
15 for that absence. The board or committee may vote to excuse the requested
16 absence at the same meeting the board or committee member is absent. The
17 absence, and whether or not the absence is excused or unexcused, is to be reflected
18 in the minutes.

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

28
29 * * * *

30
31 **Section 3.** Chapter 13, Section 13.2.2, entitled "Term of Office", is hereby amended
32 to read as follows:

33
34 **13.2.2 Composition.** The five-member board shall be appointed by the village commission.
35 Members of the planning board shall be property owners and residents of the Village of Biscayne
36 Park.

37
38 **13.2.23 Term of office.** The initial appointments to the ~~code-compliance~~ planning board and the
39 alternate members shall be as follows:

- 40
41 (1) One (1) member appointed for a term of one (1) year.
42 (2) Two (2) members appointed for a term of two (2) years.
43 (3) Two (2) members appointed for a term of three (3) years.

1
2 Thereafter, all appointments shall be made for a term of three (3) years and shall take effect
3 on May 1 of the year the appointment is made. A member may be reappointed upon
4 approval of the village commission. Appointments to fill any vacancy on the planning board
5 shall be for the remainder of the unexpired term of office. ~~If any member who fails to attend~~
6 ~~two (2) of the three (3) successive meetings without cause and without prior approval of the~~
7 ~~chairman, the board shall declare the member's office vacant, and the village commission~~
8 ~~shall promptly fill such vacancy. For an excused absence, a board or committee member~~
9 ~~must advise the village clerk prior to the meeting of the fact that they will be absent and~~
10 ~~provide a reason for that absence. The board or committee may vote to excuse the requested~~
11 ~~absence at the same meeting the board or committee member is absent. The absence, and~~
12 ~~whether or not the absence is excused or unexcused, is to be reflected in the minutes.~~

13
14 The members shall serve in accordance with the Village Charter and may be suspended and
15 removed for cause as provided in the Village Code for removal of members of village
16 boards.

17
18 **13.2.34 Application fees.** The village commission shall adopt by resolution a schedule of
19 application fees for functions performed by the planning board in response to applications
20 submitted by any person, corporation, organization or governmental entity.

21
22 * * * * *

23
24 **Section 4.** Chapter 14, Section 14.1.4 of the Code of Ordinances, entitled "Term of
25 Office", is hereby amended to read as follows:

26
27 14.1.4 *Term of office.* The initial appointments to the code compliance board and the alternate
28 members shall be as follows:

- 29
30 (1) One (1) member appointed for a term of one (1) year.
31 (2) Two (2) members appointed for a term of two (2) years.
32 (3) Two (2) members appointed for a term of three (3) years.
33

34 Thereafter, all appointments shall be made for a term of three (3) years and shall take effect
35 on May 1 of the year the appointment is made. A member may be reappointed upon
36 approval of the village commission. Appointments to fill any vacancy on the code
37 compliance board shall be for the remainder of the unexpired term of office. ~~If any member~~
38 ~~who fails to attend two (2) of the three (3) successive meetings without cause and without~~
39 ~~prior approval of the chairman, the board shall declare the member's office vacant, and the~~
40 ~~village commission shall promptly fill such vacancy. For an excused absence, a board or~~
41 ~~committee member must advise the village clerk prior to the meeting of the fact that they~~
42 ~~will be absent and provide a reason for that absence. The board or committee may vote to~~
43 ~~excuse the requested absence at the same meeting the board or committee member is absent.~~
44 ~~The absence, and whether or not the absence is excused or unexcused, is to be reflected in~~
45 ~~the minutes.~~

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

4 **Section 5.** **Conflicts.** That all Ordinances or parts of Ordinances, Resolutions or parts
5 thereof in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

6 **Section 6.** **Severability.** The provisions of this Ordinance are declared to be
7 severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be
8 held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining
9 sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it
10 being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any
11 part.

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

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

19
20 The foregoing Ordinance was offered by _____ who moved its adoption.
21 The motion was seconded by _____ and upon being put to a vote, the vote was
22 as follows:

23
24 PASSED AND ADOPTED upon first reading this 10th day of November, 2015.

25 PASSED AND ADOPTED upon second reading this ____ day of _____, 2015.

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

David Coviello, Mayor

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

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: December 1, 2015

Subject: Draft Ordinance - Proposed Changes
To Chapter 8 Environmental Mgmt

Prepared By: Maria C. Camara

Sponsored By: Staff

Background

At the November 10th commission meeting, the Commission directed the Village Attorney to draft the language for the proposed changes to Chapter 8 of the Village's code of ordinances, Environmental Management. The proposed changes were provided by the Code Review Board.

Fiscal / Budget Impact:

For the first and second reading of the ordinance, the cost for advertising, then codification.

Recommendation: Review and determine scheduling for first reading.

Back-up Information:

- Draft ordinance
- Proposed changes from the Code Review Board
(yellow highlights - Code Board; green highlights - Village Attorney)

Draft

ORDINANCE NO. 2016-

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3
4 AN ORDINANCE OF THE VILLAGE
5 COMMISSION OF THE VILLAGE OF BISCAYNE
6 PARK, FLORIDA AMENDING CHAPTER 8 OF
7 THE LAND DEVELOPMENT CODE ENTITLED
8 “ENVIRONMENTAL MANAGEMENT” WHICH
9 INCLUDE AMENDMENTS TO SECTIONS 8.2, 8.3
10 AND 8.4; AMENDING VARIOUS
11 ENVIRONMENTAL MANAGEMENT
12 PROVISIONS CONCERNING PLANT LIFE IN
13 THE RIGHTS-OF-WAY, TEMPORARY
14 EXTERIOR HOLIDAY DECORATIONS, STORM
15 SHUTTER REPLACEMENTS AND HOUSE
16 NUMBERS; PROVIDING FOR CONFLICTS;
17 PROVIDING FOR SEVERABILITY; PROVIDING
18 FOR INCLUSION; PROVIDING FOR AN
19 EFFECTIVE DATE

20
21 WHEREAS, the Code Review Board (the “Board”) periodically reviews the Village
22 Code and makes recommendations concerning amendments to the Code; and

23
24 WHEREAS, the Board has recommended revisions to certain sections of Chapter 8 of the
25 Land Development Code (“LDC”); and

26
27 WHEREAS, the Village Commission finds it in the best interests of the Village to
28 approve this ordinance, authorizing the LDC to be revised to be consistent with the Board’s
29 recommendations;

30
31
32 NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COMMISSION OF
33 THE VILLAGE OF BISCAYNE PARK, FLORIDA:

34
35
36 **Section 1.** The foregoing “Whereas” clauses are hereby ratified and confirmed as
37 being true and correct and are hereby made a specific part of this Ordinance upon adoption
38 hereof.

39 **Section 2.** Chapter 8 of the Village of Biscayne Park Land Development Code,
40 entitled, “Environmental Management”, is hereby amended to read as follows:

41 **CHAPTER 8. - ENVIRONMENTAL MANAGEMENT**

1
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3 **8.1. - Generally.**
4

5 8.1.1 Purpose of chapter. The purpose of this chapter is to provide measures to protect the air,
6 water, habitat, and trees of the village, and furnish standards for landscaping, property
7 maintenance, and avoidance of fire and explosive hazards.

8 **8.2. - Protection of natural resources.**
9

10 8.2.1 Air pollution. To protect and enhance the air quality of the village, all sources of air
11 pollution shall comply with rules set forth by the Federal Environmental Protection Agency
12 and the Florida Department of Environmental Regulation. No person shall operate a
13 regulated source of air pollution without a valid operating permit issued by the department
14 of environmental regulation.

15 8.2.2 Water pollution. Standards are necessary to protect the quantity and quality of the
16 principal source of water, the groundwater supply, to safeguard the health, safety and
17 welfare of residents in the village and surrounding areas. The South Florida Water
18 Management District's use rules and regulations shall apply.

19 8.2.3 Habitat protection.

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

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

24 8.2.4 Tree protection. It shall be unlawful for any person, unless otherwise permitted by the
25 terms of ~~the MetroMiami-Dade County Code Ordinance No. 89-8~~, and as may be amended,
26 to do tree removal work or to effectively destroy any tree without first obtaining a permit
27 from ~~MetroMiami-Dade County's~~ Department of Environmental Regulation and
28 Management. The following activities are exempt from tree removal permits:

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

32 (b) Removal of any dead tree.

33 (c) Removal of tree species specified by the Miami-Dade County Code ~~(subsection 24-~~
34 ~~60(4)(f)).~~

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

36 **8.3. - Landscaping.**
37

38 8.3.1 Approved plants. ~~As far as possible~~ Native species (including xeriscape plants) should
39 be used for landscaping as these species are tolerant of and suited to the weather, insects,
40 and soil conditions of the area, and need less water, fertilizer, and pesticides to ensure their
41 survival. Lists of approved trees, shrubs and hedges; groundcovers, and lawn grass, as well
42 as prohibited plants, are designated in the Miami-Dade County Code and are hereby
43 incorporated by reference into the village code.

44 **8.4. - Property maintenance.**
45

1 8.4.1 Lots and public rights-of-way.

- 2 (a) It shall be the duty and obligation of all occupant-owners and occupant-lessees of lots in
3 the village to maintain and keep in good condition their lots and the swale areas
4 between the pavement edge and the property line which includes the sidewalk adjacent
5 and contiguous to their lots. The duty hereby imposed upon such occupant-owners and
6 occupant-lessees shall not extend to any property other than that included within the lot
7 lines of the property and the adjacent swale area as projected to include the swale area.
8 (b) Lots and public rights-of-way areas will be considered maintained if all the following
9 requirements are met:
- 10 (i) Areas must be kept free from any accumulation of debris, decayed vegetable
11 matter, filth, rubbish, trash, discarded building materials, glass, or any other
12 materials dangerous to the public health, safety, and welfare;
- 13 (ii) ~~Areas must not be allowed to become overgrown with~~ The growth or accumulation
14 of any grass, weeds, or other plant life that exceeds the height of eight (8) inches
15 from the ground must be removed by the property owner. ~~brush, and lawn and~~
16 ~~groundcover areas shall not exceed eight (8) inches in height.~~
17 (iii) The planting of trees, palms and bamboo in the right-of-way is prohibited except by
18 the Village.
- 19 (c) A combination of paving and sodding of lots and rights-of-way area shall be permitted
20 provided the impervious section does not exceed forty (40) percent of the total area and
21 such paved areas shall be kept in good condition.
- 22 ~~(d) None of the above standards shall be construed to preclude property owners from~~
23 ~~landscaping with approved trees or other permitted materials in the public right-of-way~~
24 ~~area.~~

25 8.4.2 Unsightly and unused objects. The storage and harboring of disused motor vehicles
26 hereinafter sometimes referred to as junk vehicles and any other unused or unsightly
27 personal property on any lot is prohibited and declared unlawful unless the same is stored in
28 a suitable building erected on such lot in accordance with the building code and this code, or
29 with respect to a vehicle, is covered by a material covering designed for such purpose.

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

35 8.4.3 Violations and enforcement.

- 36 (a) Fences and walls not maintained in a safe condition and permitted to deteriorate or
37 become unsightly shall constitute a violation of this code.
- 38 (b) Whenever there is any excessive growth of weeds and undergrowth, fallen or dead
39 trees, or rubbish, debris, brush and unsightly and unsanitary matters located on any lot
40 or public right-of-way in the village, it shall constitute a violation of this code.
- 41 (c) Any person owning land on which is stored any vehicle, including but not limited to,
42 any house car, camp-car, trailer, unused or unsightly truck, wagon, buggy, boat,
43 machinery or other unused or unsightly personalty property, shall be considered in
44 violation of this code.

- 1 (d) Enforcement of any of the above violations shall be through the civil citation procedure.
2 (e) Temporary exterior holiday decorations and temporary lighting shall not be placed more
3 than forty five (45) days prior to the holiday or observance and must be removed no
4 later than fourteen (14) days after the holiday or observance has ended.

5 8.4.4 Animals, etc., prohibited. The following shall be prohibited:

- 6 (a) Bee hives or the breeding or raising of any insects, reptiles or animals other than
7 customary pets.
8 (b) The keeping, breeding, or maintaining of horses, cattle or goats.
9 (c) The raising of poultry or fowl.

10
11 8.4.5 Storm shutters placement. Consistent with the provisions regarding storm shutters as
12 defined and set forth in the Florida Building Code, as amended from time to time, it is prohibited
13 to maintain storm shutters in a closed/secure position on a structure for periods in excess of five
14 (5) business days unless:

- 15
16 (a) Tropical storm or hurricane conditions are expected to occur within thirty six (36) hours;
17 (b) A tropical storm or hurricane occurs during the five (5) day period, at which point
18 the five (5) day period begins a new after hurricane conditions have subsided;
19 (c) Tropical storm or hurricane conditions are expected to occur within thirty six (36)
20 hours after the fifth day;
21 (d) The structure is used for residential purposes and the property is vacant, then
22 shutters may be in place for up to fourteen (14) consecutive days and the
23 owner/occupant registers with the police department on a form prepared by the
24 village.

25
26 8.4.6 House numbers.

- 27
28 (a) All owners of buildings within the village shall prominently display the correct
29 numerical address of their respective buildings upon their building in any location
30 such that the numbers are clearly visible from the street at all times. Such number
31 shall not be less than four (4) inches in height.
32 (b) All owners of buildings within the village having access to an alley shall
33 prominently display the correct numerical address of their respective buildings
34 upon their building in any location such that the numbers are clearly visible from
35 the alley at all times. Such number shall not be less than four (4) inches in height.
36 (c) It shall be the duty of the owner to maintain the numbers in good condition.

37 **8.5. - Fire and explosive hazards.**

38
39 8.5.1 Fire and explosive standards. The South Florida Fire Prevention Code, and as may be
40 amended from time to time, is hereby incorporated into the village code. The storage, use, or
41 manufacture of flammable or explosive materials in Biscayne Park is prohibited.
42

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

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

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

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

14
15 The foregoing Ordinance was offered by Commissioner _____, who moved its
16 adoption. The motion was seconded by _____ and upon being put to a vote,
17 the vote was as follows:

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

18
19
20
21 _____
22 David Coviello, Mayor

23 Attest:

24
25
26
27 _____
28 Maria C. Camara, Village Clerk

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

29 Approved as to form:
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John J. Hearn, Village Attorney

Revised 01 07 2013

CHAPTER 8. ENVIRONMENTAL MANAGEMENT

8.1. Generally.

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

8.2. Protection of natural resources.

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

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

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

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

8.2.3 *Habitat protection.*

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

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

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

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

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

(b) Removal of any dead tree.

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

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

Cross references: Tree removal permit, § 16.10.

8.3. Landscaping.

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

8.4. Property maintenance.

8.4.1 Lots and public rights-of-way.

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

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

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

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

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

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

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

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

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

8.4.3 *Violations and enforcement.*

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

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

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

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

(e) Temporary exterior (added by CRB 12/5/12) holiday decorations and temporary lighting, ~~provided they carry no advertising matter,~~ shall not be placed ~~more than~~ forty five (45) days prior to the holiday or observance and must be ~~and are~~ removed .36+ ~~no later than~~ fourteen days (14) (thirty (30) days (added by CRB 12/5/12) after the holiday ends or observance has ended.

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

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

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

(c) The raising of poultry or fowl.

(Ord. No. 283, § 4, 10-5-93)

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

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

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

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

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

(d) The structure is used for residential purposes ~~and the property is vacant, then shutters may be in place for up to fourteen (14) consecutive days, but no person is in residence for a period in excess of five (5) business days two (2) weeks (added by CRB 12/5/12)~~ and the owner / occupant registers with the police department on a form prepared by the ~~city/village~~;

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

8.4.6 House numbers.

(a) All owners of buildings within the village shall prominently display the correct numerical address of their respective buildings upon their building in any location such

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

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

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

8.5. Fire and explosive hazards.

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



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: December 1, 2015

Subject: Parks & Parkway Advisory Board's
Suggested Landscaping for Log Cabin

Prepared By: Commissioner Roxanna Ross

Sponsored By: Commission

Background

At the November 11, 2015, Regular Meeting the Village Commission tasked the Park & Parkways Advisory Board with providing suggestions for the landscaping at the restored Log Cabin in general, and in particular how to minimize the appearance of the utility equipment at the south side of the cabin. It was suggested that a liaison be appointed from the Commission to attend the 11/24 meeting of the Board, and I volunteered for the task.

Additional details of the Board's 11/24 discussion will be provided prior to 12/1.



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: December 1, 2015

Subject: 2016 Martin Luther King Day of Service

Prepared By: Commissioner Roxanna Ross

Sponsored By: Commission

Background

Martin Luther King Day is a federal holiday, recognized nationwide as a celebration of service and giving back to the community.

Improvements to Village greenspaces are continuing, and the Martin Luther King Day of Service has in the last several years played a role in support of those improvements. The occasion has also evolved into an opportunity to work with our neighbors to beautify and build pride in our community.

With a goal of \$5,000, Commissioner Ross pledges a challenge grant to encourage donations in support of the beautification project, matching \$1 (up to \$250) for every \$20 of donations collected for the King Day of Service.

It is in the best interest of our residents and our Village to support these beautification efforts.

Fiscal / Budget Impact

The time and labor to be expended by Village administration and public works in support of the project is worth continuing long needed enhancement of our greenspaces. A challenge grant and anticipated donations will offset the cost of improvements to the Village.

December 1, 2015

Commission Agenda Report

2016 Martin Luther King Day of Service

Recommendation

Upon review for sufficiency by our Village Attorney, Commissioner Ross recommends approval.

Attachments

- Resolution draft

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Draft

RESOLUTION NO. 2015- --

**RESOLUTION OF THE VILLAGE
COMMISSION OF THE VILLAGE OF
BISCAYNE PARK PROCLAIMING
JANUARY __ 2016 MARTIN LUTHER KING
DAY, A DAY FOR COMMUNITY SERVICE
IN THE VILLAGE OF BISCAYNE PARK
AND COMMUNITY BEAUTIFICATION
EVENT; PROVIDING FOR AN
EFFECTIVE DATE**

WHEREAS Dr. Martin Luther King, Jr. devoted his life to advancing equality, social justice and opportunity for all, and challenged all Americans to participate in the never-ending work of building a more perfect union; and

WHEREAS President Ronald Reagan signed a bill in 1983 creating a federal holiday observed in January every year to honor Dr. King’s birthday, life and work; President Bill Clinton established the King Holiday and Service Act in 1994, promoting a day of citizen action and volunteer service bringing attention to Dr. King’s teachings; and, since enactment millions of Americans have been inspired to serve their communities celebrating the King Holiday; and

WHEREAS it is appropriate to raise awareness, strengthen our commitment to each other in service of community, while celebrating Dr. King’s leadership and gift of communicating a message of unity and love; and

WHEREAS the King Holiday offers an opportunity for everyone to contribute to our communities, and to make an ongoing commitment of service beyond the King Holiday weekend and throughout the year; and

WHEREAS, the Village appreciates the generous funding received from the State of Florida and The Villagers, Inc., as well as the preservation discipline of RJ Heisenbottle

1 Architects, and the craftsmanship of McKenzie Construction in carefully restoring of the
2 Village’s historic Log Cabin located at 640 NE 114 Street; and
3

4 WHEREAS, the restored Log Cabin, and Village Commons in general, will be
5 complimented by the planting of native fauna and foliage, and these enhancements will be
6 more cherished by accomplishing them through the volunteer efforts of neighbors in the
7 community; and
8

9 WHEREAS the Village neighbors have cooperatively engaged King Holiday
10 improvements to the community in the past, and now wish to apply that success to the restored
11 Log Cabin and Village Commons that are in need of attention and beautification; and,
12

13 WHEREAS Rox Ross, a Commissioner of the Village of Biscayne Park, shares a
14 birthday with Dr. King and encourages a King Day celebration with a community project to
15 achieve needed landscaping, including a donation challenge of up to \$250 in matching
16 contribution.
17

18 **NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COMMISSION**
19 **OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AS FOLLOWS:**
20

21 **Section 1.** The foregoing “WHEREAS” clauses are hereby ratified as true
22 and correct and incorporated herein by this reference.
23

24 **Section 2.** That all residents and friends of the Village of Biscayne Park
25 have an opportunity to participate, by monetary contribution and by hands-on assistance, at an
26 event to celebrate the King Day of Service, designed to enhance the community, share a
27 morning with neighbors, discuss community needs and solutions to enhance the environment in
28 our common areas.
29

30 **Section 3.** This Resolution shall take effect upon adoption.
31

32 PASSED AND ADOPTED this ___ day of _____, 2015.

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David Coviello, Mayor

Attest:

Maria C. Camara, Village Clerk

Approved as to form:

John J. Hearn, Village Attorney

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

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



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: December 1, 2015

Subject: Workers' Comp Cases - Discussion

Prepared By: Commissioner Barbara Watts

Sponsored By: Commission

Background

From what the Village Manager said at the Nov. Comm. Mtg., the Village has two remaining Workers' Comp cases that, last year, cost the Village approximately \$12,000, claims that seemingly date from years ago when the Village was "self-insured." I would like to know more about the costs of each of these cases per annum from initiation through the present and would like the Comm. to discuss possible solutions/endings to them, with the assistance, advice, and research of our Village Manager, Attorney, and their staff. In short, I ask that the above look into the matter and report to the Commission whether or not there are viable means of bringing these cases to a close, if it would be to the Village's fiscal advantage to do so.

Among other things, I'd like those looking into the matter to see whether or not the Village might benefit by looking into insurance policies that would cover the costs of their expenses for their injuries and offering to pay the premiums for them. The Affordable Health Care Act seems to disallow applicants' rejections because of prior illnesses/injuries; perhaps through it, the Village might be able to secure coverage for these employees at a cost less than what it is currently paying for their medical expenses? So too, given the plethora of specialized health insurance policies now available (cancer insurance, hospital stays etc.), might there be a h. ins. policy that would cover all or most of the employee/former employee's expenses for the specific condition that is the foundation of their claims? If the employee/former employee is over 65 years of age, could the Village offer to pay the premiums of

December 1, 2015

Commission Agenda Report

Workers' Comp Cases Discussion

policy/policies supplemental to Medicare that would cover the costs of medical treatment for injuries/conditions?

If the results of the above suggestions yield no benefit to the Village, I'd like the Village Attorney and Village Manager (and others involved with insurance, actuarial estimates etc.) to consider the possibility of making a buy-out offers to the two who have Workers' Com. Cases (plusses and minuses).

Fiscal / Budget Impact

Village staff and Attorney time.

Recommendation

The Commission should ask the Village Administration and Attorney to research/explore possible fiscally advantageous ends to these ongoing W. Comp. cases.

Attachments:

I'm not providing back-up because it's really not my job; I've not the skills to do this kind of research well and efficiently; it seems to me that such research (which I think is necessary) should be given to those who know more of/have more expertise with these matters.



Date: November 19, 2015

To: Heidi Siegel, Village Manager

From: Maria Camara, Village Clerk

RE: Worker's Compensation Claims – Self-Insured Claims

Since October 1, 2007, the Village has been covered under Florida Municipal Trust Insurance (FMIT) for worker's compensation. Prior to that, the Village was self-insured. Currently there are two open claims during the time when we were self-insured:

Employee: Carlos Meza
Date of Accident: 11/23/2004

Employee: Mitchell Glansberg
Date of Accident: 08/04/2006

Expenses related to these open claims are paid out on a quarterly basis to Miami-Dade County General Services Administration. The County processes the payments for all of the expenses associated with each claim, and then invoices the Village, adding a 5% administrative fee.

In FY 2010-11, a settlement payout was made for a claim (Employee: Pete Marotta, date of accident 08/08/2007) in the amount of \$99,500. This particular settlement was paid out from reserves.

In all the other fiscal years shown, the amount paid for the open claims each year has been paid through the general fund and adjusted accordingly during the budget amendment process.

Attachments:

- Based on available records, the breakdown of amounts paid for open claims for the last seven fiscal years. (2 pgs.)
- Explanation of a budget amendment to the general fund for FY 2011-12 for the over budget expenses for that year related to worker's compensation claims. (2 pgs.)
- Explanation of a budget amendment to the general fund for FY 2010-11 for the over budget expenses for that year related to worker's compensation claims. (1 pg.)
- Excerpt from the minutes of the October 5, 2010 commission meeting regarding the settlement for \$99,500. (1 pg.)
- Explanation from the FY 2010-11 CAFR Summary Report detailing the use of reserves related to the worker's compensation claim settlement. (1 pg.)



Village of Biscayne Park
Worker's Compensation Insurance
(While the Village was self-insured)

Miami Dade County
General Services Administration

FY 2014-2015

Qtr	Dates	Actual Claims	5% Admin Fee	Total	
1st	10-01-14 to 12-31-14	\$2,249.29	\$112.46	\$2,361.75	2003.81 Meza; bal Glansberg
2nd	01-01-15 to 03-31-15	\$4,277.51	\$213.88	\$4,491.39	2332.21 Glansberg; 1945.30 Meza
3rd	04-01-15 to 06-30-15	\$2,791.28	\$139.56	\$2,930.84	215.05 Glansberg; 2576.23 Meza
4th	07-01-15 to 08-31-15	\$1,568.82	\$78.44	\$1,647.26	100% Meza
4th	09-01-15 to 09-30-15	\$622.41	\$31.12	\$653.53	100% Meza
		\$11,509.31	\$575.46	\$12,084.77	

FY 2013-2014

Qtr	Dates	Actual Claims	5% Admin Fee	Total	
1st	10-01-13 to 12-31-13	\$2,877.00	\$143.85	\$3,020.85	100% Meza
2nd	01-01-14 to 03-31-14	\$2,888.70	\$144.44	\$3,033.14	100% Meza
3rd	04-01-14 to 06-30-14	\$3,958.55	\$197.93	\$4,156.48	3665.65 Meza; bal Glansberg
4th	07-01-14 to 08-31-14	\$1,430.72	\$71.54	\$1,502.26	100% Meza
4th	09-01-14 to 09-31-14	\$1,794.27	\$89.71	\$1,883.98	1590.27 Meza; bal Glansberg
		\$12,949.24	\$647.47	\$13,596.71	

FY 2012-2013

Qtr	Dates	Actual Claims	5% Admin Fee	Total	
1st	10-01-12 to 12-31-12	\$2,040.65	\$102.04	\$2,142.69	1930.44 Meza; bal Glansberg
2nd	01-01-13 to 03-31-13	\$2,443.89	\$122.20	\$2,566.09	2240.06 Meza; bal Glansberg
3rd	04-01-13 to 06-30-13	\$2,618.37	\$130.92	\$2,749.29	2610.61 Meza; bal Glansberg
4th	07-01-13 to 08-31-13	\$3,837.84	\$191.89	\$4,029.73	100% Meza
4th	09-01-13 to 09-30-13	\$674.96	\$33.75	\$708.71	100% Meza
		\$11,615.71	\$580.80	\$12,196.51	

FY 2011-2012

Qtr	Dates	Actual Claims	5% Admin Fee	Total	
1st	10-01-11 to 12-31-11	\$3,313.90	\$165.70	\$3,479.60	3257.90 Meza; bal Glansberg
2nd	01-01-12 to 03-31-12	\$58,452.30	\$2,922.62	\$61,374.92	58252.30 for Meza
3rd	04-01-12 to 06-30-12	\$3,350.17	\$167.51	\$3,517.68	2265.17 Meza
4th	08-01-12 to 08/31/12	\$1,511.09	\$75.55	\$1,586.64	100% Meza
4th	09-01-12 to 09-30-12	\$1,589.74	\$79.49	\$1,669.23	1345.30 Meza
		\$68,217.20	\$3,410.86	\$71,628.06	



Village of Biscayne Park
Worker's Compensation Insurance
(While the Village was self-insured)

Miami Dade County
General Services Administration

FY 2010-2011

Qtr	Dates	Actual Claims	5% Admin Fee	Total	
1st	10-01-10 to 12-31-10	\$90,991.82	\$4,549.59	\$95,541.41	(\$86,945.39 Claim + \$4347.27 admin fee is Marotta settlement) 4046.43 Meza; bal Glansberg
2nd	01-01-11 to 03-31-11	\$2,818.70	\$140.94	\$2,959.64	2447.75 Meza; bal Glansberg
3rd	04-01-11 to 06-30-11	\$1,529.73	\$76.49	\$1,606.22	1409.76 Meza; bal Glansberg
4th	07-01-11 to 09-30-11	\$4,462.93	\$223.15	\$4,686.08	3132.2 Meza; bal Glansberg
		\$99,803.18	\$4,990.16	\$104,793.34	
<i>Excluding Marotta Settlement====></i>		\$12,857.79	\$642.89	\$13,500.68	

FY 2009-2010

Qtr	Dates	Actual Claims	5% Admin Fee	Total	
1st	10-01-09 to 12-31-09	\$11,857.23	\$592.86	\$12,450.09	
2nd	01-01-10 to 03-31-10	\$12,213.72	\$610.69	\$12,824.41	
3rd	04-01-10 to 06-30-10	\$9,231.34	\$461.57	\$9,692.91	
4th	07-01-10 to 07-31-10	\$2,234.96	\$111.75	\$2,346.71	
4th	08-01-10 to 08-31-10	\$3,546.21	\$177.31	\$3,723.52	
4th	09-01-10 to 09-30-10	\$16,182.87	\$809.14	\$16,992.01	761.96 Meza
		\$55,266.33	\$2,763.32	\$58,029.65	

FY 2008-2009

Qtr	Dates	Actual Claims	5% Admin Fee	Total
1st	10-01-08 to 12-31-08	\$16,634.43	\$0.00	\$16,634.43
2nd	01-01-09 to 03-31-09	\$12,315.37	\$0.00	\$12,315.37
3rd	04-01-09 to 06-30-09	\$12,019.51	\$0.00	\$12,019.51
4th	07-01-09 to 09-30-09	\$25,006.00	\$0.00	\$25,006.00
		\$65,975.31	\$0.00	\$65,975.31



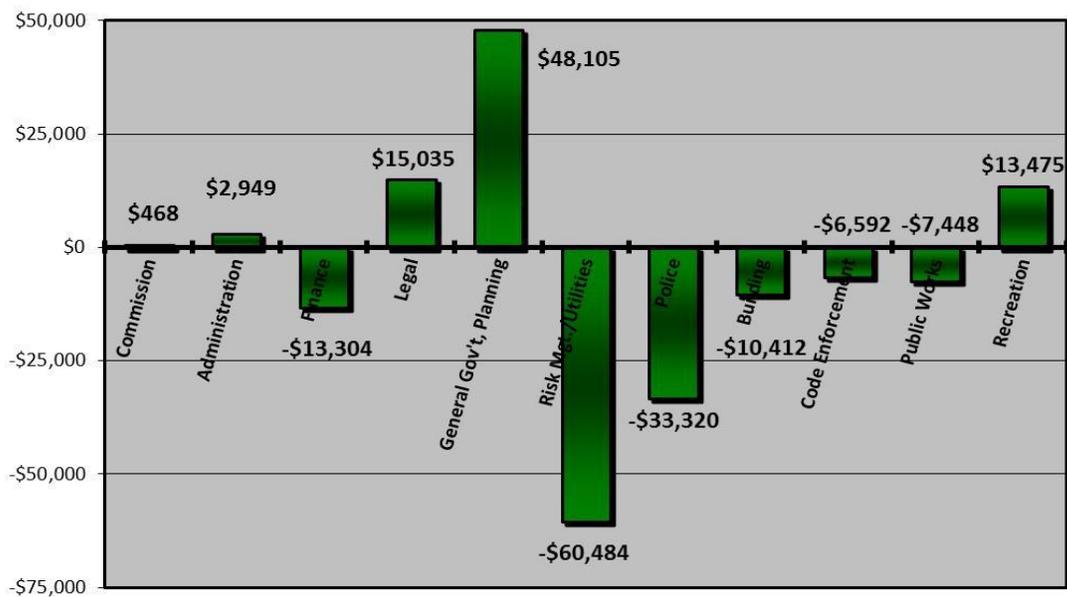
2011-12 BUDGET AMENDMENT

GENERAL FUND COMPARISON – PRELIMINARY YEAR-END EXPENSES

Compared to the adopted budget, the Actual Preliminary Year-end expenditures were over budget by **\$51,529**. Finance, Risk Mgt./Utilities, Police, Building, Code Compliance, and Public Works were all in a deficit. Below is an explanation of significant items impacting each department including:

- Risk Management – Old Workers Compensation Claim.
- Police – Increases in arrests and traffic citations increased Court Overtime.
- Public Works - Unanticipated expenditures include additional landscaping and tree and stump removal.
- Finance - Additional accounting professional services.
- Building – Inspector fees offset by increases in the number of permits and revenue generated.

Department	Adopted Budget	Actual Expense	Balance
Commission	\$ 20,443	\$ 19,976	\$ 468
Administration	189,441	186,492	2,949
Finance	129,881	143,185	(13,304)
Legal	100,000	84,965	15,035
General Gov't, Planning	188,015	139,910	48,105
Risk Mgt./Utilities	96,900	157,384	(60,484)
Police	952,337	985,657	(33,320)
Building	95,351	105,763	(10,412)
Code Compliance	49,784	56,376	(6,592)
Public Works	265,970	273,418	(7,448)
Recreation	120,857	107,382	13,475
	\$ 2,208,979	\$ 2,260,508	\$ (51,529)





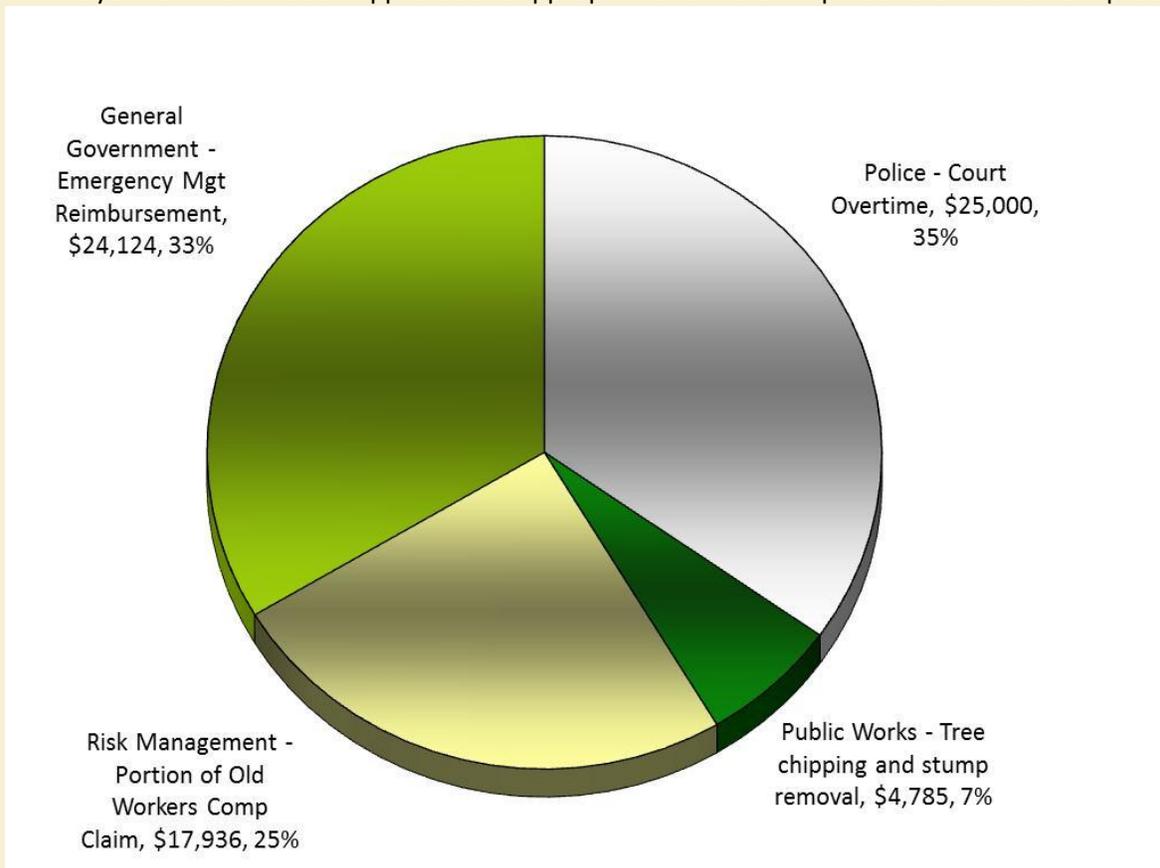
2011-12 BUDGET AMENDMENT

CONTINGENCY FUND BREAKDOWN

The Contingency Fund is a separate account designed for emergencies or unbudgeted expenditures. For Biscayne Park the account is used for emergencies or unbudgeted expenditures as well as for special projects approved by the Commission or resident committee groups.

Based on recommendations from our auditors, the Biscayne Park contingency fund operates as follows:

- The expenditure would be charged to the appropriate account line
- The contingency fund would then incur a budget amendment moving the monies from the contingency account to the correct account line
- At year-end commission approves the appropriation transfer as part of the amendment process



Description	Amount
Police - Court Overtime	\$ 25,000
Public Works - Tree chipping and stump removal	4,785
Risk Management - Portion of Old Workers Comp Claim	17,936
General Government - Emergency Mgt Reimbursement	24,124
	<u>\$ 71,845</u>



2010-11 BUDGET AMENDMENT

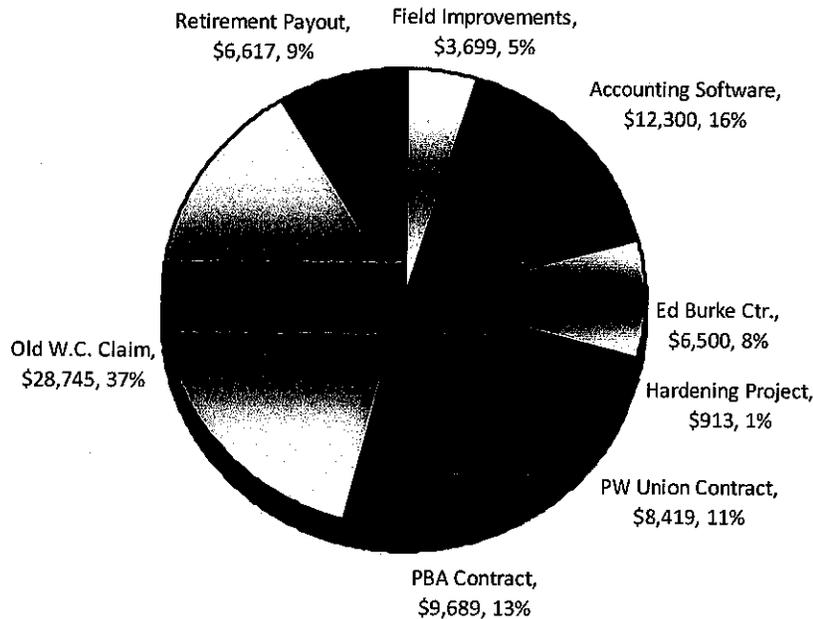
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Contingency Fund Appropriations



<u>Description</u>	<u>Amount</u>
Parks and Recreation - Improvement of field condition	\$ 3,699
Finance - Entire year with H.T.E. accounting software	12,300
Public Works - Improvements for Ed Burke Center	6,500
Public Works - Hardening Project	913
Public Works - Union Contract	8,419
Police - Union Obligations	9,689
Police - Worker's Compensation Claim	28,745
Code Enforcement - Employee retirement payout	6,617
	<u>\$ 76,882</u>

13 Reports

13.a < No committee reports.>

Village Attorney: Has reviewed the draft of code changes from the Code Review Board. Will be providing the board's recommendations on changes to the code on fences and hedges.

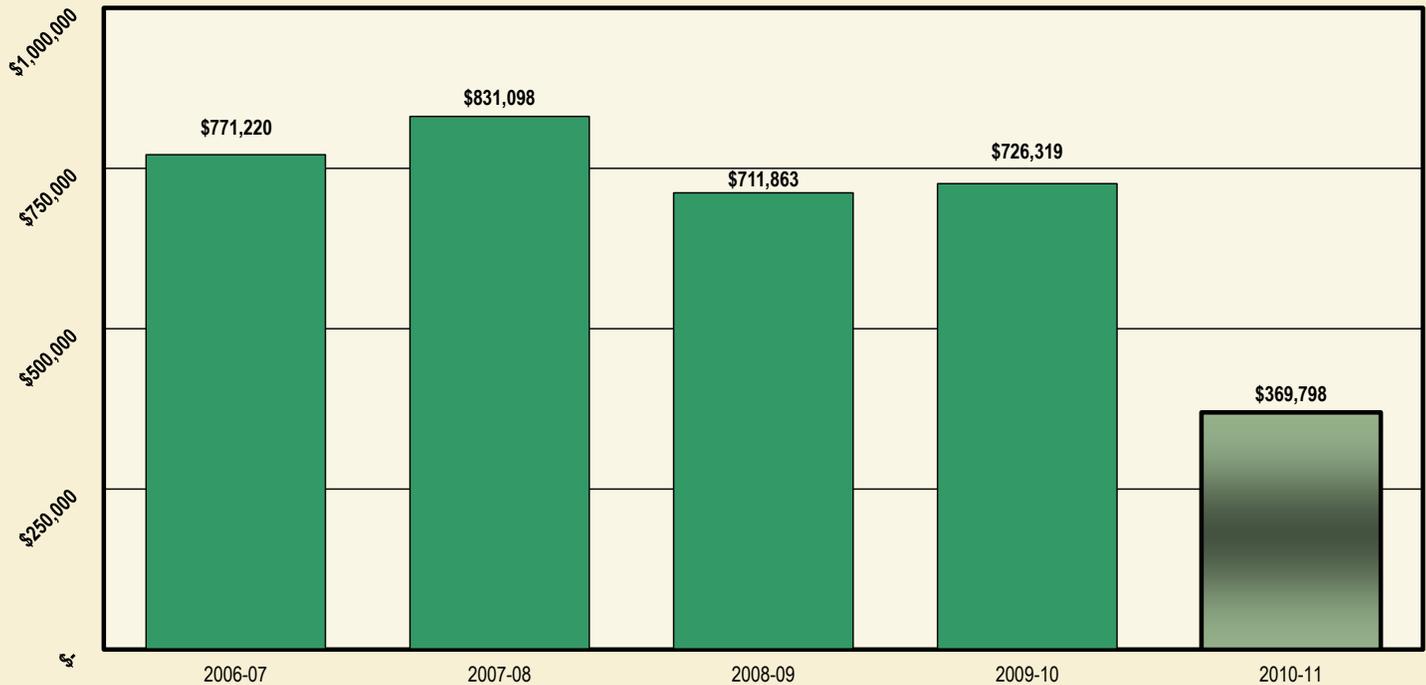
Provided an update on the Worker's Compensation case that was discussed previously in an "in the shade" meeting where a settlement of \$99,500 was reached.



Fiscal Year ending September 30, 2011 – General Fund Unrestricted Surplus

During 2010-11 the Village faced several financial challenges while implementing strategies that included re-evaluation of levels of service to residents, maintenance of infrastructure, utilization of the strategic plan to reinvest in the community, and development of a five year capital plan. These challenges included the economic downturn, plummeting property values, unanticipated expenditures, and prior year payables booked into the 2010-11 fiscal year, all of which contributed to the reduction of the General Fund Unrestricted Surplus.

The five year comparison below illustrates the financial impact these and other items have had on the General Fund Unrestricted Surplus, which has incurred a reduction of \$401,422 during this timeframe:



The CAFR report states that the Village is making every effort to improve the current level of unrestricted surplus. As of September 30, 2011 the unassigned General Fund surplus was \$369,798 as compared to \$726,319 in 2010, a decrease of \$356,521. This decrease reflects several unbudgeted items listed below:

- \$125,843 - Old Workers Compensation Claim and corresponding legal expenses that were not included in prior year's statements.
- \$113,531 – Use of CITT funds to implement stormwater drainage projects and maximize \$200,000 in State Grant Match Spending.
- \$62,635 - Reimbursement to the Florida Division of Emergency Management for ineligible Wilma reimbursements received during the 2005-06 fiscal year. Reimbursement was not posted in 2007-08 when the Village was notified.
- \$27,811 - Adjustment for Uncollectable Sanitation Waste Fees Prior Years that have been carried forward from prior years. This adjustment was not included when the account was established.
- \$19,190 - Additional Old Workers Compensation claims and Police payout settlement



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date: December 1, 2015

Subject: A/V possibilities for the Log Cabin

Prepared By: Commissioner Barbara Watts

Sponsored By: Commission

Background

Residents and some Commissioners have expressed doubts about plans to install a large video/television screen on the interior north wall of the Log Cabin, thinking that there may be less intrusive ways to serve Log Cabin's a/v needs, and that the permanent installation of such a screen would considerably mar the beauty and historicity of the Log Cabin. Given that there is to be a "Worskhop" walk-through of the Log Cabin on Dec. 1, just prior to the December Commission meeting, at which time the A/V firm chosen to install a television screen with give a presentation, it seems the appropriate time to discuss possible options. Perhaps we should explore the possibility of a retractable screen with computer and projector configuration? Good quality projectors provide excellent images, can be connected to the internet etc. Many retractable screens are attractively designed and designed so as to minimize their "footprint" in a room. If the current A/V company is not familiar with this type of set-up, might we not see what a firm that is has to say before making a final decision?

Fiscal / Budget Impact:

Depends on decisions made.

Recommendation:

Consider a retractable screen.

December 1, 2015

Commission Agenda Report

AV possibilities for the Log Cabin

Back-up Information:

www.projectorscreenstore.com (products and advice)

www.elitescreens.com (/index/php) with section, "how to select your projection screen"

www.hometheaterabout.com (with "before you buy" section on screen types and projector types)

www.draper.com (nice selection of retractable screens)

www.screeninnovations.com ("Award winning" Black Diamond screens)

www.crutchfield.com (Spectra and ration details)

www.soundplanning.com (firm that specializes in integrated systems)

www.amazon.com (retractable electric projector screen, 100" ceiling mounted)

[www/cnet.com](http://www.cnet.com) (projector advice, reviews etc.)

www.digitaltrends.com (advice)



Village of Biscayne Park

Commission Agenda Report

Village Commission Meeting Date: December 1, 2015

Subject: Code changes regarding new
Constructions and renovations
("McMansion" legislation)

Prepared By: Commissioner Barbara Watts

Sponsored By: Commission

Background

The current code has set back restrictions et cetera, but seems not to have enough specification and restrictions re: size of house with respect to lot size, appropriateness of size and design of house given the neighborhood etc. In short, given recent construction projects, it seems not unlikely that the Village of Biscayne Park eventually will lose its historic character, with a good number of its houses torn down and replaced by McMansions. These may look fine in Doral or Palmetto Bay, but most, even 20-21st c. Mediterranean Revival ones look jarringly out of place when plopped between 1930s-50s homes. A mere "McMansion legislation" Google search shows that many other communities are addressing or have addressed this issue.

Before doing a search of the legislation proposed or passed by comparable communities, I would like to discuss this matter with the Commission and hear Residents' input. If there is consensus that some changes to the Code may be in order, we can proceed in any number of ways, such as solicit the thought of the Planning and Zoning Board and those of Residents at a Workshop; ask the Administration to help with research and/or make recommendations etc.

Fiscal / Budget Impact:

Depends on decisions made.

December 1, 2015

Commission Agenda Report

Code changes regarding new construction and renovations ("McMansion" legislation)

Recommendation:

Consider amending the code or passing some sort of McMansion legislation.

Back-up Information:

Will be done if the Commission wants to explore the matter.