



VILLAGE OF BISCAYNE PARK
640 NE 114TH STREET
BISCAYNE PARK, FL 33161
TEL: 305 899 8000 FAX: 305 891 7241
www.biscayneparkfl.gov

Mayor and Commission

Noah Jacobs
Mayor

Barbara Watts
Vice Mayor

Robert "Bob" Anderson
Commissioner

Bryan Cooper
Commissioner

Roxanna Ross
Commissioner

Ana Garcia
Village Manager

John J. Hearn
Village Attorney

Maria Camara
Village Clerk

AGENDA
REGULAR COMMISSION MEETING
Ed Burke Recreation Center - 11400 NE 9th Court
Biscayne Park, FL 33161
Tuesday, February 7, 2012 at 7:00PM



Indicates documents are attached to this agenda.

- 1 Call to Order**
- 2 Roll Call**
- 3 Pledge of Allegiance**
- 4 Presentations**
- 5 Additions, Deletions or Withdrawals to Agenda**
- 6 Public Comments Related to Agenda Items / Good & Welfare**
- 7 Village Manager Report**
 - 7.a Recommendations from Caserta Government Relations Group regarding Village Hall restoration and construction.
 -  7.b City of North Miami water utilities update.
 -  7.c Church of the Resurrection
- 8 Consent Agenda**
 -  8.a Approval of Minutes
 - > December 13, 2011 Regular Commission Meeting
 - > January 12, 2012 Regular Commission Meeting
 - > January 21, 2012 Workshop - Fence Ordinance
 - > January 23, 2012 Workshop - Fence Ordinance
 - > January 23, 2012 Workshop - Village Hall Project



8.b **Resolution 2012-10**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, **SUPPORTING HOUSEBILL (HB) 779 RELATING TO ELECTRIC ENERGY PRODUCTION** TO REVISE THE DEFINITION OF “PUBLIC UTILITY” TO EXCLUDE CERTAIN ENTITIES THAT PRODUCE RENEWABLE SOLAR ENERGY; ENABLING PRODUCTION FACILITIES OTHER THAN FULLY REGULATED UTILITIES TO SELL RENEWABLE SOLAR ENERGY DIRECTLY TO CUTOMERS; PROVIDING FOR AN EFFECTIVE DATE *(Sponsored by Commissioner Anderson)*



8.c **Resolution 2012-11**

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 2012-13**

RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK **SELECTING MAGNA CONSTRUCTION AS THE CONTRACTOR FOR THE ADDITIONAL STORMWATER DRAINAGE PROJECTS** FUNDED UNDER THE AVAILABLE BALANCE OF APPROPRIATED FUNDS FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION; AND FOR THE VILLAGE MANAGER AND VILLAGE ATTORNEY TO NEGOTIATE THE CONTRACT; PROVIDING FOR AN EFFECTIVE DATE

9 Public Hearings

< None >

10 Ordinances - FIRST READING



10.a Ordinance 2012-01

AN ORDINANCE OF THE MAYOR AND VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AND RELATING TO CHAPTER 6.5; **REPLEALING THE EXISTING PROVISIONS OF CHAPTER 6.5 TO REPLACE SAME WITH THE MODEL FLOODPLAIN ORDINANCE REQUIRED BY THE STATE LEGISLATURE**; PROVIDING FOR RESPONSIBILITIES OF THE BUILDING OFFICIAL AS FLOOD PLAIN COORDINATOR WHICH MODIFICATIONS ARE MANDATED BY THE STATE TO BE INCLUDED IN THE VILLAGE'S ORDINANCE 6.5, RELATING TO SAME; ADOPTING A NEW SECTOIN 6.5; ADOPTING FLOOD HAZARD MAPS, DESIGNATING A FLOODPLAIN ADMINISTRATOR, ADOPTING PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS, AND FOR OTHER PURPOSES; ADOPTING LOCAL ADMINISTRATIVE AMENDMENTS AND LOCAL TECHNICAL AMENDMENTS TO THE FLORIDA BUILDING CODE PERTAINING TO THE DESIGN AND CONSTRUCTION OF BUILDINGS AND STRUCTURES IN FLOOD HAZARD AREAS; PROVIDING FOR ORDINANCES IN CONFLICT, REPEALER CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

Ordinances - SECOND READING



10.b Ordinance 2011-02

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING CHAPTER 2 OF THE VILLAGE OF BISCAYNE PARK LAND DEVELOPMENT CODE ENTITLED "DEFINITIONS" BY **ADDING DEFINITIONS FOR FENCES AND CORNER SIDE YARDS** AND AMENDING THE DEFINITION OF HEDGE; AMENDING CHAPTER 11 OF THE VILLAGE OF BISCAYNE PARK LAND DEVELOPMENT CODE ENTITLED "ACCESSORY STRUCTURES ", BY AMENDING SECTION 11.6 AND REMOVING HEIGHT RESTRICTIONS FOR HEDGES; ADDRESSING CORNER SIDE FENCES AND WALLS, HEIGHT, AND RELATED CHANGES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR CONFLICT; PROVIDING FOR AN EFFECTIVE DATE

(Ordinance 2011-02 approved at first reading on July 12, 2011. At the August 2, 2011 meeting, motion made to defer the second reading to date certain November 1, 2011 and instructing Village Attorney to work with Code Review Board to improve the language. Village Attorney met with the Board on August 9, 2011. Board reviewed updated version of the Ordinance on September 7, 2011 and September 21, 2011. At the September 21, 2011 meeting of the Code Review Board, motion made to accept the updated version. The vote was 7 in favor, 0 opposed to accept. At the November 1, 2011 meeting, the second reading of this ordinance was moved to date certain December 13, 2011. At the December 13, 2011 meeting, the second reading of this ordinance was moved to date certain February 7, 2012, with a Workshop held on January 21st and 23rd, 2012.)

11 Resolutions



11.a Resolution 2012-12

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA **AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE ATTACHED PROPOSAL FOR CODE COMPLIANCE SERVICES** FOR THE VILLAGE FOR A PERIOD OF EIGHT MONTHS; IN AN AMOUNT NOT TO EXCEED \$26,400.00; PROVIDING FOR AN EFFECTIVE DATE

12 Old Business



12.a Board Appointments

- > Parks & Parkway Advisory Board - Commissioner Cooper (notified 11/5/11, due 1/24/2012)
- > Ecology Board - Commissioner Ross (notified 11/17/11, due 2/5/2012)
- > Planning & Zoning - Commissioner Cooper (notified 12/6/11, due 2/24/2012)
- > Code Review - Mayor Jacobs (notified 12/15/11, due 3/4/2012)
- > Recreation Advisory Board - Vice Mayor Watts (notified 1/24/12, due 4/13/2012)

13 New Business



13.a Commissioner Cooper: Expansion of the minutes.



13.b Commissioner Anderson: Gardening / Landscaping / Agriculture Day

14 Final Public Comment

15 Reports

15.a Committee Reports

- > Parks & Parkway Advisory Board
- > Code Review Board
- > Recreation Advisory Board

> Ecology Board

15.b Village Attorney

15.c Commissioner Comments

- > Vice Mayor Watts
- > Commissioner Anderson
- > Commissioner Cooper
- > Commissioner Ross
- > Mayor Jacobs

16 Announcements

All public meetings are held at the Ed Burke Recreation Center, 11400 NE 9th Court, Biscayne Park.

Wednesday, February 8th - Recreation Advisory Board at 6:30pm

Tuesday, February 14th - Code Enforcement Board at 7:00pm

Wednesday, February 15th - Parks & Parkway Advisory Board at 6:00pm

Wednesday, February 15th - Code Review Board at 7:00pm

Monday, February 20th - All Village Departments are closed in observance of President's Day

Tuesday, February 21st - Planning & Zoning at 6:30pm

Tuesday, February 21st - Ecology Board at 6:30pm

Our next regular Commission meeting is Tuesday, March 6, 2012 at 7:00pm.

Please visit our website regularly at biscayneparkfl.gov and click on the Calendar of Meetings & Events to view the full schedule.

17 Adjournment

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

In accordance with the Americans with Disabilities Act of 1990, persons needing special accomodation 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 - 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.