



The Village of Biscayne Park

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

Telephone: 305 899 8000 Facsimile: 305 891 7241

AGENDA REGULAR COMMISSION MEETING Log Cabin - 640 NE 114th Street Biscayne Park, FL 33161 Tuesday, May 07, 2019 7:00pm

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.



Indicates back up documents are provided.

1 Call to Order

2 Roll Call

Mayor Truppmann
Vice-Mayor Johnson-Sardella
Commissioner Samaria
Commissioner Tudor
Commissioner Wise

3 Pledge of Allegiance

4 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.

5 Presentations

5.a FPL - Underground Lines

 5.b Proclamation - Municipal Clerks Week - May 5 to May 11, 2019

 5.c Public Works - Traffic Calming

6 Public Comments Related to Agenda Items / Good & Welfare

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

7 Information / Updates

FEMA appeal - Attorney Rebecca Rodriguez of Gray Robinson

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 Acceptance of Commission Minutes



- Regular Commission meeting April 02, 2019
- Workshop Communication April 16, 2019

8.b Acceptance of Board Minutes



- Biscayne Park Foundation meeting February 11, 2019
- Public Art Advisory Board meeting April 10, 2019
- Parks & Parkway Advisory Board meeting March 21, 2019

8.c Relution 2019-10 - Oppose Regulation of Vacation Rental



A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA; URGING THE FLORIDA LEGISLATURE AND THE FLORIDA GOVERNOR TO OPPOSE LEGISLATIVE CHANGES PROHIBITING THE LOCAL REGULATION OF VACATION RENTALS; PROVIDING DIRECTION TO CITY OFFICIALS; PROVIDING FOR AN EFFECTIVE DATE.

8.d Relution 2019-11 - Vending Machine Services Agreement



A RESOLUTION OF THE MAYOR AND VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE AN AGREEMENT FOR THE PROVISION OF VENDING MACHINES SERVICE AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND DOUBLE R VENDING CORP.; PROVIDING FOR AN EFFECTIVE DATE

9 Ordinances

None

10 Resolutions

10.a Resolution 2019-09 - Solid Waste Fee Schedule FY 2019-2020



A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, ESTABLISHING THE SOLID WASTE ASSESSMENT FEE FOR THE VILLAGE OF BISCAYNE PARK, FLORIDA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; AND PROVIDING FOR AN EFFECTIVE DATE.

10.b Resolution 2019-12 - Employee Health Insurance



A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA APPROVING THE SELECTION OF HUMANA AS THE VILLAGE'S HEALTH PLAN PROVIDER; PROVIDING FOR AN EFFECTIVE DATE.

11 Old Business

11.a Attorneys Presentation:



- 1 - Fox Rothschild LLP
- 2 - Gray Robinson, Attorneys at Law

11.b Variance - 11390 NE 8 Ave Legalization of shed & pergola in the back yard.



11.c Commission Meeting cancelation - by Commissioner Samaria



12 New Business

12.a Staff Resourcing and Associated Costs to Taxpayers - by Mayor Truppman



12.b Variance - 918 NE 119 Street Solar panels in front of the house.



12.c Variance - 11173 Griffing Blvd. Replacing sign



12.d Workshop Communication of April 16, 2019 - by Commissioner Samaria



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 Attorney

14.b Village Manager

14.c Board / Committee Reports

14.d Commissioners Comments:

- Mayor Truppman
- Vice Mayor Johnson-Sardella
- Commissioner Samaria
- Commissioner Tudor
- Commissioner Wise

15 Announcements

Public Art Advisory Board Wednesday, May 8, 2019 6:00pm
Code Compliance Board Monday, May 13, 2019 7:00pm
Biscayne Park Foundation Monday, May 13, 2019 7:00pm
Parks & Parkway Advisory Board Thursday, May 16, 2019 7:00pm
Public Safety Advisory Board Wednesday, May 22, 2019 7:00pm

Planning & Zoning Advisory Board Monday, June 3, 2019 6:30pm

Our next Regular Commission Meeting will be held on Tuesday, June 04, 2019
Our Village Departments will be closed Monday, May 27, 2019 - Memorial Day

16 Adjournment



Florida Power & Light Company Storm Secure Underground Program

Village of Biscayne Park

May 7th, 2019



Overview

- ▶ Discuss a new pilot program that FPL will be undertaking to underground segments of power lines to help enhance the reliability of your service and speed the restoration of power after a severe weather event, like a hurricane



The way FPL delivers power

- ▶ FPL operates 75,000 miles of power lines
- ▶ Overhead power lines – 60 percent
- ▶ Underground power lines – 40 percent



Power is delivered by two different power lines and poles

Neighborhood power line



Main power line



Hardening is focused on strengthening our infrastructure to better withstand hurricane-force winds

- ▶ Installing stronger poles/shortening span lengths
- ▶ Inspecting all power poles for strength/loading
- ▶ Clearing vegetation near power lines
- ▶ Converting overhead facilities to underground



During Hurricane Irma, most outages caused by wind-blown debris, trees



Underground power lines perform well during everyday and storm conditions

- ▶ Advantages to undergrounding:
 - ▶ Better reliability in normal and weather conditions, such as wind
 - ▶ Reduces power interruptions, due to vegetation
 - ▶ Speeds restoration efforts

50%
better in
day-to-day
operations

Underground power lines do not eliminate power outages

- ▶ Disadvantages to undergrounding:
 - ▶ Increases time to diagnose and repair a problem
 - ▶ More susceptible to flooding, which delays restoration efforts



This initiative is exploring the benefits of undergrounding specific neighborhood power lines

- ▶ **We started the pilot program in 2018 and continue to identify projects throughout our entire service area**
- ▶ **We will work with communities, neighborhoods and customers once the projects are identified**



The criteria for the undergrounding projects

Power line performance during Hurricanes Irma and Matthew

Outages on power lines due to vegetation issues

Performance of power line during day-to-day operations

We are committed to communicating throughout the span of the project

- ▶ Obtaining easements and permits
- ▶ Project scheduling
- ▶ Site preparation
- ▶ Construction/installation of equipment
- ▶ Site restoration

Equipment that will be commonly used in undergrounding projects



Pad-mounted transformer



Handhole

Equipment that will be commonly used in undergrounding projects



**Meter enclosure adapter box
connected to meter
enclosure**

Overview of project

Before construction



Overview of project

After construction



Equipment that will be commonly used in undergrounding projects



Horizontal or directional boring equipment



Cable reel

In your area, we have identified the following project for this three-year pilot

Existing Overhead Systems

- 1.17 miles of power lines
- 24 aerial transformers
- 114 customers

New Underground System

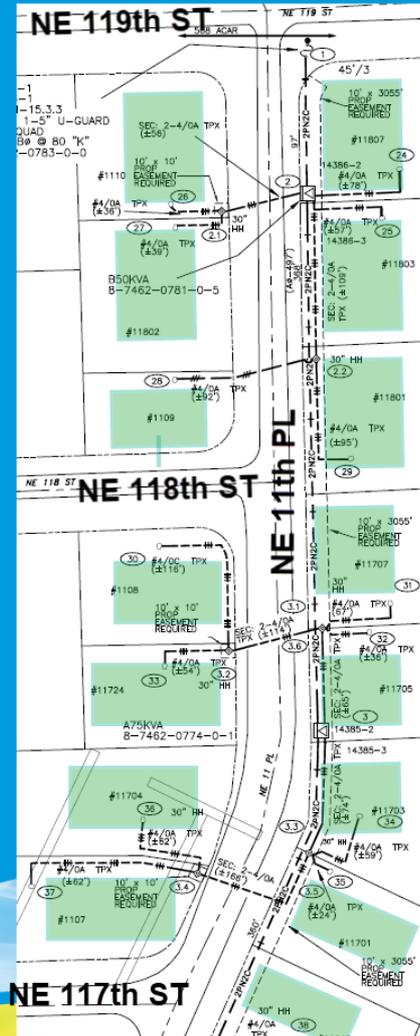
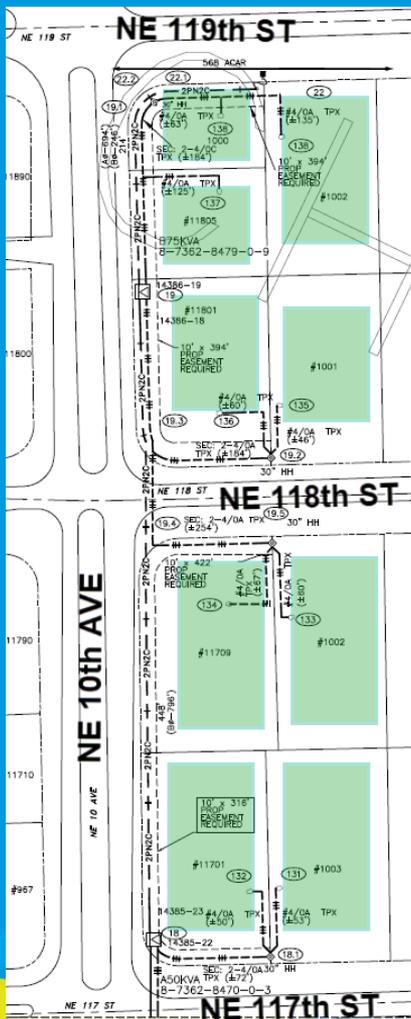
- 18 padmounted transformers
- Aerial Transformers and Overhead Lines will be removed
- Currently undergoing customer outreach

Customer Outreach Summary

- All 114 properties have been visited
- 90 Easements Required
 - Easement Forms will be available soon
- 54 Verbal Agreements
- 16 Meter enclosure adapter signed

Project Boundaries

Properties in Green are within project boundaries





FPL®



Proclamation

Whereas, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

Whereas, The Office of the Municipal Clerk is the oldest among public servants, and

Whereas, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

Whereas, municipal clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

Whereas, The municipal clerk serves as the information center on functions of local government and community.

Whereas, municipal clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations.

Whereas, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW THEREFORE, I, Tracy Truppman, Mayor of the Village of Biscayne Park, recognize the week of May 5 through May 11, 2019, as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, Roseann Prado and to all municipal clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Dated this 7th day of May, 2019
Village of Biscayne Park, Florida

Tracy Truppman

Mayor Tracy Truppman

The background features abstract, overlapping geometric shapes in various shades of green, ranging from light lime to dark forest green. These shapes are primarily located on the left and right sides of the frame, creating a modern, dynamic feel. The central area is a plain white space where the text is located.

SPEED HUMP PILOT PROGRAM

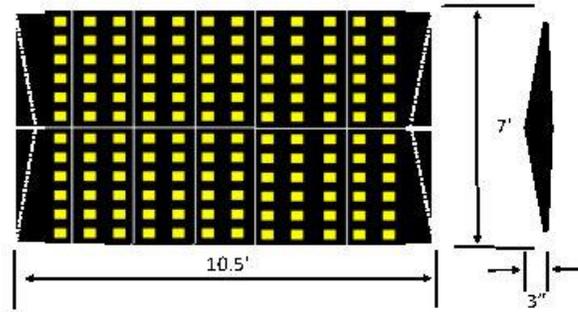


SPEED HUMPS

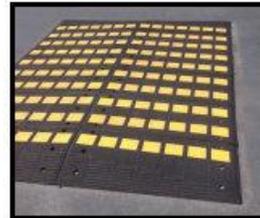
Speed Humps are raised devices placed across the road to slow traffic. This design over a 7-14 foot length of space encourages cars to slow down without coming to a halt. They are ideal for residential roads and are widely used to bring speeds to between 10-15 mph. Speed Humps should ideally be installed in a series to create ongoing traffic calming. They are best placed mid-intersection on roads with low speed limits.

As Shown:
7' L x 10.5' W with Yellow Markings

Part Number:
SH- 0710503-Y



All markings have reflective qualities and are embedded into the rubber.



Also available in White Square Markings - P/N 0710503-W



TRAFFIC CALMING SOLUTIONS

3 HARRIET LANE SPRING VALLEY, NY 10977

SPECIFICATIONS

Dimensions of the modules:

Width: 18" (+/- 1/16")

Length: 42" (+/- 1/8")

Thickness: 3" (+/- 1/8")

Dimensions of the Speed Humps, Speed Cushions or Speed Tables: (widths and lengths are adjustable)

Width: from 6' and up by 1.5' increments

Length: from 7' and up by 3.5' increments

Height: 3"

Standard dimensions of the Speed Humps, Speed Cushions or Speed Tables:

Width: according to a street width

Length: 7', 10.5', 14'

Height: 3"

Entrance and exit gradient: 1:15

Side gradient: 1:3

Physical properties:

Material: 100% recycled synthetic and natural rubber composite

Tensile strength: minimum 500 psi

Shore hardness: minimum 70A

Specific gravity: 1.1

Markings: rubber modules are available in all black, black with yellow or white reflective square markings, or with white reflective arrow chevrons.



Speed Cushions

TL Standard Style

TRAFFICLOGIX Speed Cushions of various dimensions may be constructed utilizing directional tongue and groove 18" x 42" interlocking rubber modules. This two directional tongue and groove interlocking module system provides additional connection between the modules and increases stability of the installed speed cushion. Each module is bolted to the road using six fusion coated rust resistant lag bolts through a plastic shield installed in the pavement. All installation hardware and adhesive supplied with each cushion.

Patented Interlocking tongue and groove module



SPECIFICATIONS

Dimensions of the tongue and groove modules:

Width: 18" (+/- 1/16")
Length: 42" (+/- 1/8")
Thickness: 3" (+/- 1/8")

Dimensions of the Cushions are changeable by

Width: 18" increments
Length: 42" increments

Standard Dimensions of Speed Cushions

7' x 6' x 3" • 8 modules
 10.5' x 6' x 3" (Flat surface 72" x 42") • 12 modules
 14' x 6' x 3" (Flat surface 72" x 84") • 16 modules
 21' x 6' x 3" (Flat surface 72" x 126") • 20 modules
 Entrance and exit gradient: 1:15 (7%) Lip: .25"
 Side gradient: 1:3 (35%) Lip: .25"

Physical properties:

Material: Compression molded 100% recycled synthetic and natural rubber composite
Tensile strength: minimum 500 psi
Shore hardness: minimum 70A
Specific gravity: 1.1
Deformation Rate: None; 100% recovery
Skid Resistance: 89 (Dry)

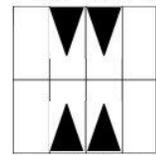
Markings: All markings are embedded into the rubber during the manufacturing process and have reflective qualities. The Arrow Chevron markings (as shown in drawings) are available in white only.



Arrow Chevrons

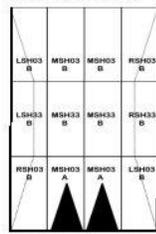


7' L x 6' W x 3" H



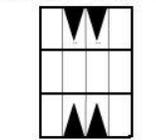
SC-070603-4A

10.5' L x 6' W x 3" H

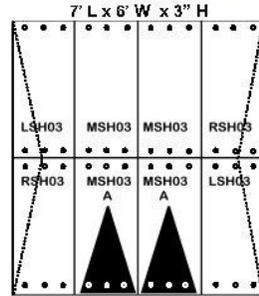


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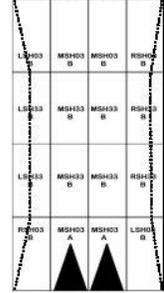
10.5' L x 6' W x 3" H



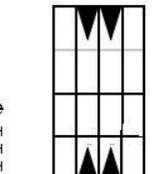
SC-1050603-4A



14' L x 6' W x 3" H



14' L x 6' W x 3" H



Also available
 14' L x 6' W x 4" H
 21' L x 6' W x 3" H
 21' L x 6' W x 4" H

SC-STD - Arrow Chevrons - 040816-R1



Speed Cushions

TL Standard Style

TRAFFICLOGIX Speed Cushions of various dimensions may be easily constructed utilizing patented tongue and groove 18" x 42" interlocking rubber modules. This two directional tongue and groove interlocking module system provides additional connection between the modules and increases stability of the installed speed cushion. Each module is bolted to the road using six fusion coated rust resistant lag bolts through a plastic shield installed in the pavement. All installation hardware and anchor adhesive are supplied with each cushion.

Patented Interlocking tongue and groove module



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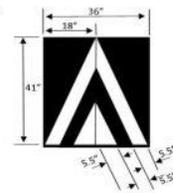
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Physical properties:

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Tensile strength: minimum 500 psi
Shore hardness: minimum 70A
Specific gravity: 1.1
Deformation Rate: None; 100% recovery
Skid Resistance: 89 (Dry)

Markings: All markings are embedded into the rubber during the manufacturing process and have reflective qualities. The MUTCD pattern markings (as shown in drawings) are available in white only.

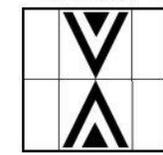
MUTCD Modified Chevron Pattern



Modified MUTCD

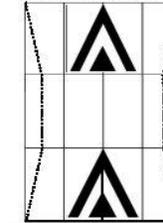


7' L x 6' W x 3" H



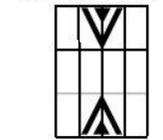
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10.5' L x 6' W x 3" H

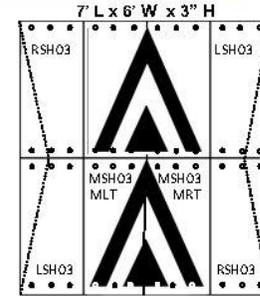


SC-1050603-M - Type B

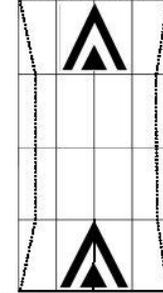
10.5' L x 6' W x 3" H



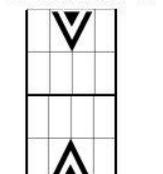
SC-1050603-2M - Type A



14' L x 6' W x 3" H



14' L x 6' W x 3" H









04/11/2019 09:14 AM



**NE 109th Street &
8th AVE
(SOUTHBOUND)
SINGLE SPEED HUMP
10.5 FEET IN WIDTH**

**NE 115th Street & 8th
AVE (NORTHBOUND)
SINGLE SPEED HUMP
10.5 FEET IN WIDTH**





**NE 115th Street &
10th AVE
(SOUTHBOUND)
SINGLE SPEED HUMPS
10.5 FEET IN WIDTH**

**117th STREET &
10th AVE
(NORTHBOUND)
SINGLE SPEED
HUMP 10.5
FEET IN WIDTH**





**118th STREET &
10th AVE
(SOUTHBOUND)
SINGLE SPEED
HUMP 10.5 FEET IN
WIDTH**

**111th Street &
11th Place
(SOUTHBOUND)
DOUBLE SPEED
HUMP EACH 6
FEET IN WIDTH
WITH A GAP IN
THE MIDDLE**





**116th STREET &
11th PLACE
(NORTHBOUND)
DOUBLE SPEED
HUMP EACH 6
FEET IN WIDTH
WITH A GAP IN
THE MIDDLE**

**117th STREET &
11th PLACE
(NORTHBOUND)
DOUBLE SPEED
HUMP EACH 6
FEET IN WIDTH
WITH A GAP IN
THE MIDDLE**





VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report

Item # 8.a

REGULAR MEETING

TO: Honorable Mayor & Members of the
Biscayne Park Village Commission

FROM: Roseann Prado, Village Clerk

DATE: May 07, 2019

TITLE: Acceptance of Commission Minutes

Background

The minutes as listed below are being provided for the Commissioner's review and acceptance.

Recommendation

Acceptance at Consent Agenda.

Attachment

- Regular Commission Meeting April 02, 2019
- Workshop Communication April 16, 2019

Prepared by: Roseann Prado, Village Clerk



The Village of Biscayne Park

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

Telephone: 305 899 8000 Facsimile: 305 891 7241

Minutes
Regular Commission Meeting
Log Cabin - 640 NE 114th Street
Biscayne Park, FL 33161
Tuesday, April 02, 2019 at 7:00pm

1 Call to Order

Mayor Tracy Truppman called the meeting to order at 7:00pm.

2 Roll Call

Mayor Tracy Truppman - present
Vice Mayor Johnson-Sardella - present
Commissioner Samaria - present
Commissioner Tudor - present
Commissioner Wise - present

Presents from staff were:

Village Manager Krishan Manners
Interim Village Attorney Anastasia Protopapadakis
Village Clerk Roseann Prado
Chief of Police Luis Cabrera
Public Works Manager David Hernandez

3 Pledge of Allegiance

4 Additions, Deletions or Withdrawals to the Agenda

Introduction to Interim Village Attorney Anastasia Protopapadakis, of Gray Robinson.

5 Presentations

5.a Arbor Day Proclamation

5.b Certificate of Completion of the 2019 Institute for Elected Municipal Officials (IEMO) to Commissioner Betsy Wise.

5.c Presentation from Finance - Calendar of important dates for Budget FY 2019-20

6 Public Comments Related to Agenda Items / Good & Welfare

The following persons spoke on the record:

Bob Anderson
Marie Smith
Rox Ross
Sarah Markin

Chuck Ross
Luis Carranza
Fred Jonas
Mac Kennedy
Janey Anderson

7 Information / Updates

Attorney Rebecca Rodriguez updated on the FEMA process.

8 Consent Agenda

8.a Acceptance of Commission Minutes

- Regular Commission Meeting March 19, 2019

8.b Acceptance of Board Minutes

- Planning & Zoning Board meeting January 22, 2019
- Planning & Zoning Board meeting February 04, 2019
- Planning & Zoning Board meeting February 19, 2019
- Planning & Zoning Board meeting March 04, 2019
- Code Compliance Board meeting February 11, 2019

Commissioner Samaria motioned to approve the Consent Agenda. Vice-Mayor Johnson-Sardella seconded. **Motion passed 5 - 0.**

9 Ordinances

None

10 Resolutions

10.a Resolution 2019-07 - Planning & Zoning Advisory Board member selection.

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA; RATIFYING THE SELECTION AND APPOINTMENT OF BOARD MEMBERS TO THE PLANNING & ZONING ADVISORY BOARD; PROVIDING FOR AN EFFECTIVE DATE.

As only one application was selected, Commissioners voted as following:

Mayor Truppman - Karim Alhagri
Vice-Mayor Johnson-Sardella - Karim Alhagri
Commissioner Samaria - Karim Alhagri
Commissioner Tudor - Karim Alhagri
Commissioner Wise - Karim Alhagri
Karim Alhagri was selected as Board member.

10.b Resolution 2019-08 - Code Compliance Board

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA; RATIFYING THE SELECTION AND APPOINTMENT OF BOARD MEMBERS TO THE CODE COMPLIANCE BOARD; PROVIDING FOR AN EFFECTIVE DATE.

Commissioner voted as follows:

Mayor Truppman - Garrett Kuhl, member / Jared Susi, member
Vice-Mayor Johnson-Sardella - Garrett Kuhl, member / Jared Susi, alternate
Commissioner Samaria - Garrett Kuhl, member / Jared Susi, alternate
Commissioner Tudor - Garrett Kuhl, member / Jared Susi, member
Commissioner Wise - Garrett Kuhl, member / Jared Susi, member

Commissioners voted for unanimously for Mr. Garret Kuhl as a member of the board and Mr. Jared Susi received three (3) votes as a member and two (2) votes as an alternative member.

Garrett Kuhl was selected as Board member.

Jared Susi was selected as Alternate Board member.

The ballots and tally of votes are all registered on the records.

11 Old Business

12 New Business

-  **12.a** Proper procedures for cancelation of scheduled Commission meetings
By Commissioner Samaria

-  **12.b** Clarifying the wording in the Charter Section 5:02 Commencements of Terms
By Commissioner Samaria

-  **12.c** Hurricane Preparedness Seminar
By Commissioner Samaria

-  **12.d** Code Workshop - Next steps
The consensus among the Commissioners was to direct staff to continue to work on the Fees Schedule.

-  **12.e** Discussion on proper procedures for scheduled meeting to be canceled
Postponed for next Commission meeting on April 02, 2019.

13 Request for placement of items on next meeting agenda

Political signs - by Commissioner Samaria.

Agenda items - timeline - by Commissioner Samaria

14 Reports

14.a Village Attorney -

14.b Village Manager

14.c Board / Committee Reports

14.d Mayor Truppman
Vice-Mayor Johnson-Sardella
Commissioner Dan Samaria
Commissioner Tudor
Commissioner Wise

15 Announcements

Monday, April 1, 2019 7:00pm Planning & Zoning Advisory Board

Monday, April 8, 2019 7:00pm Biscayne Park Foundation

Wednesday, April 10, 2019 6:00pm Public Art Advisory Board

Monday, April 15, 2019 7:00pm Planning & Zoning Advisory Board

Thursday, April 18, 2019 7:00pm Code Compliance Board

Thursday, April 18, 2019 7:00pm Parks & Parkway Advisory Board

Our next Regular Commission Meeting will be held on Tuesday, May 07, 2019 at 7:00pm
Commission Workshop - has been rescheduled to Tuesday, April 16, 2019 at 7:00pm
2019 Annual Spring Egg Hunt - Saturday, April 20, 2019 - 10:00am to 12:30pm Ed Burke Recreation

16 Adjournment

Vice-Mayor Johnson-Sardella motioned to adjourn and Commissioner Wise seconded. Meeting adjourned at 8:45pm.

Commission approved on May 07, 2019.

Attest:

Tracy Truppman, Mayor

Roseann Prado, Village Clerk



MINUTES

**Workshop Communication
Log Cabin - 640 NE 114th Street
Biscayne Park, FL 33161
Tuesday, April 16, 2019**

1 Call to Order

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

2 Roll Call

Mayor Tracy Truppman - present

Vice Mayor Jenny Johnson-Sardella - present

Commissioner Dan Samaria - present

Commissioner William Tudor - present

Commissioner Betsy Wise - present

Present from staff were:

Village Manager Krishan Manners

Village Clerk, Roseann Prado

Public Works Manager David Hernandez

Code Officer Christina Caserta

Recording: Public Works Supervisor Cesar Hernandez

3 Pledge of Allegiance

4 Information / Updates

A participatory values, vision and mission workshop.

Presented and coordinated by Commissioner Wise.

5 Public Comments Related to Agenda Items / Good & Welfare

The following persons spoke on the records:

Mac Kennedy

Janey Anderson

Dick Rogers

Dan Keyes

Chuck Ross

6 Adjournment

Commissioner Wise motioned to adjourn. Vice-Mayor Johnson-Sardella seconded.

Meeting adjourned at 8:30pm

Attest:

Tracy Trupman, Mayor

Roseann Prado, Village Clerk



**VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report**

Item # 8.b

REGULAR MEETING

TO: Honorable Mayor & Members of the
Biscayne Park Village Commission

FROM: Roseann Prado, Village Clerk

DATE: May 07, 2019

TITLE: Acceptance of Board Minutes

Background

The board/committee minutes as listed below are being provided for the commission's review and acceptance.

Recommendation

Acceptance on Consent Agenda

Attachment

- Biscayne Park Foundation February 11, 2019
- Parks & Parkway Advisory Board March 21, 2019
- Public Art Advisory Board April 10, 2019

Prepared by: Roseann Prado, Village Clerk



The Village of Biscayne Park

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

MINUTES BISCAYNE PARK FOUNDATION

MONDAY, FEBRUARY 11, 2019

7:00 p.m.

**BISCAYNE PARK
FOUNDATION**

Jorge Marinoni
Marie Smith
Laura Graves
David Goehl

Meeting called to order at 7:05 p.m.

ROLL CALL: Jorge Marinoni, Marie Smith, Laura Graves and David Goehl.

IN ATTENDANCE: Commissioner Dan Samaria and Rosemary Wais.

APPROVAL OF THE MINUTES: Motion by David Goehl seconded by Laura Graves to approve the Minutes of January 14, 2019. Motion passed.

NEW BUSINESS

7-a - DOGGIE PALOOZA: April 13, 2:00 - 5:00 p.m. Guest Rosemary Wais spoke of her experience organizing the past DOGGIE event, BARK...in the PARK, 2016, distributing to the board the schedule of events and detailed map of Obstacle Course , Bounce House, K-9 Demonstration, and entertainment. A discussion followed as to venue. The Ed Burke Recreational center would provide the space; however, the Commission would have to approve this venue. The other alternative space would be in the median in front of the log cabin. Laura would do research on the various participants listed in the materials submitted and report at next meeting. Dan Samaria will supply hot dogs, chips, and pastry items.

7-b- ST. PATRICK'S DAY CELEBRATION: Saturday March 30th 7:00 - 9:00 p.m.

Marie confirmed that Mark Pinks (bagpiper) and the entertainment duo FIRE IN THE KITCHEN, will perform at the celebration. Jorge will prepare a flyer to be distributed . Marie will contact THE EGRET, BISCAYNE TIMES, local libraries and colleges Jorge will contact a food vendor



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7-c BRIICK CAMPAIGN - no report made.

Meeting Adjourned: 8:15 p.m.

Jorge Marinoni, President _____

Marie Smith, Secretary: _____

Next Meeting: Monday, March 11, 2019



The Village of Biscayne Park

640 NE 114th St., Biscayne Park, FL 33161
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**PARKS &
PARKWAY
ADVISORY
BOARD**

Barbara Kuhl
Chairman

Mercedes Diaz
Vice-Chair /
Secretary
Lynn Fischer
Randal Wagoner
Audra McCollum

MINUTES

PARKS & PARKWAY ADVISORY BOARD

640 NE 114th Street, Biscayne Park, FL
Wednesday, March 21, 2019 at 7:00PM

A. CALL TO ORDER AND ROLL CALL

In attendance - Barbara Kuhl, Mercedes Diaz, Lynn Fischer, Randy Wagoner and Audra McCollum
Village Staff - Krishan Manners
Commission Member - Dan Samaria
Public - Dan Keys

B. AGENDA ADDITIONS AND DELETIONS

Barbara Kuhl and Mercedes Diaz were respectively voted for the positions of Chair and Vice Chair/Secretary.

C. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM)

Specified below.

D. APPROVAL OF MINUTES

February 21, 2019 minutes were approved unanimously.

E. OLD BUSINESS

1. General Median Maintenance

It was suggested by the Chair, Barbara Kuhl, that the topic scope of this agenda item should exclude Public Works regular maintenance activities, unless a change in process is required, and focus on the larger outstanding Public Works median projects.

Topics discussed:

- a. Mulching median trees was discussed as a beneficial and recommended practice. Public Works has commenced mulching the trees around the field and it was suggested to follow up with David on extending the mulching to other median trees.
- b. Consideration of well irrigation as opposed to municipal water, for 114th St. butterfly garden and log cabin native landscaping, was discussed. Barbara Kuhl mentioned that David Hernandez was looking into an irrigation solution for the 114th St. butterfly garden and possibly replacing the pump of the pre-existing well at the log cabin.



The Village of Biscayne Park

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2. **Village sign landscaping, new sign installation and lighting considerations.**
Not discussed.
3. **Tree removal and tree trimming issues**
Given that the fiscal year budget (\$30,000) is insufficient to cover the estimated cost of removing all Australian pines from the medians (\$94,000-\$107,000), a few alternative suggestions were proposed.
 - a. Dan Keys suggested looking into a demolition contractor.
 - b. Barbara Kuhl proposed applying for the Florida Urban and Community Forestry Grant Program, which awards 50-50 matching grants. It was recommended to wait until summer when the 2019-2020 grants' submission dates will be announced.
 - c. There was dialogue regarding North Miami potentially covering the cost of Australian pine removal on 121st St. medians. Krishan Manners mentioned a Memoranda of Understanding (MOU) between North Miami and BP regarding the allocation of median responsibility on 121st St. As per the MOU, North Miami is responsible for all tree related matters and BP is responsible for maintenance such as mowing.
4. **Policy Ordinance development**
A draft policy was discussed regarding the placement of hurricane debris on swale vs. median. There were concerns on damage to median landscaping but a potential compromise was reached. It was proposed that residents place hurricane debris on the swale as a first choice and the median as the second and last choice. Recommendations were also made that the policy be accessible to residents via the website (Barbara Kuhl) and be added to the Disaster Recovery plan (Mercedes Diaz).
5. **Athletic field turf maintenance and restoration**
A pesticide free, ecologically safe alternative to Ballpark Maintenance's conventional treatment of the athletic field was proposed. North Miami's and Miami Shores' similar initiatives to implement a pesticide free, integrated pest management approach to median and athletic field maintenance, were also taken into consideration. It was decided that the athletic field maintenance will be placed on hold pending further discussion and evaluation of the integrated pest management (also referred to as ecological land management) alternatives. As per Krishan Manners, David Hernandez (public works director) will follow up with the Miami Shores' and North Miami's public works directors regarding the details of their integrative pest management initiatives.
6. **Sixth Ave. bridge landscaping - maintenance and restoration.**
 - a. Golden creeper - Various options for dealing with the affected golden creeper were discussed, ranging from organic pest management (Dan Keys) to replacing it altogether with a hardier.



The Village of Biscayne Park

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species. Regarding the caterpillar infestation, it can be safely said that the plant's stress is not solely attributed to the insect, which in its natural habitat uses the golden creeper as a host plant. There are other factors, which need to be considered such as low water retention due to slope conditions, soil erosion from water runoff and poor soil conditions (lack of organic matter). For the immediately sloping area next to the sidewalk, Mercedes Diaz proposed replacing the dying golden creeper with staggered hedgerows of vetiver grass - a hardy, non-invasive, drought tolerant, grass with an extensive root system, ideal for preventing erosion, retaining water and holding soil together on slopes. Krishan Manners advised that he would review the proposed options with David Hernandez.

- b. Weeding - Deeper mulching was recommended
 - c. Trimming or not trimming native trees - Pros and cons were discussed. To be discussed further when David Hernandez is present.
7. **Resolution of "Conflicting Tree Location" issues**
In response to BP's permit application for removing unwanted trees, the county requires that 13 additional trees be planted before the permit is approved. Krishan Manners will require locations and tree recommendations before proceeding. Barbara Kuhl suggested that we let the county know of our intentions to plant more trees (exceeding the 13 requested) along the medians. The current budget for resolving this issue is \$5,000.
8. **Restoration of 6th Ave. irrigation and landscaping.**
Planting of Pentas was acknowledged. Krishan Manners confirmed that the ficus for the green island was ordered and would be planted shortly.
9. **Seating garden on East side of Village Hall**
It was expressed that the brick pavers do not fit the aesthetic of the log cabin and would instead be used for other walkway projects. There were concerns that the project required additional planning and outside expertise to address lighting, accessibility, etc. Based on the funds raised (\$1,700) by the Foundation, the scope of the project may need to be revised. To be discussed further.
10. **Landscape development of Village Hall grounds**
The board is awaiting details from the commission before evaluating and addressing the issue.
11. **Update regarding 114th St. median planting.**
The monthly board member weeding/mulching of the butterfly park was announced. It was scheduled for 8:00 am on the last Friday of the month.



The Village of Biscayne Park

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12. **Update on administration's preference, if any, regarding new landscape development projects.**
Irrigation feasibility study is being handled by David Hernandez.
13. **Discussion of possible lighting project for the following locations:**
 - a. **Sixth Ave. bridge landscaping**
 - b. **Behind main village entrance sign**It was recommended that we explore additional funding options.
14. **Discussion of tree planting proposal for 2018-2019**
A preliminary review of potential tree planting locations on medians was conducted by board members, (Barbara Kuhl, Lynn Fischer, Randy Wagoner and Mercedes Diaz). To be discussed further at next meeting with David Hernandez.
15. **Permaculture demonstration site discussion**
Potential community garden and food forest projects were discussed as well as potential locations. To be discussed further.

6. NEW BUSINESS

None

7. NEXT MEETING DATE

Thursday - April 18, 2019 at 7pm.

8. ADJOURNMENT

The meeting was adjourned at 9:30 pm

Minutes approved on 3/21/19

By:

Barbara Kuhl, Chair



MINUTES
PUBLIC ART ADVISORY BOARD
Village Hall, 600 N.E. 114 St.
Wednesday, April 10, 2019 at 6:00PM

1. CALL TO ORDER AND ROLL CALL – The meeting was called to order at: 6:04 p.m. Amy Raymond, Karen Marinoni, Barbara Watts, Patrice Bertin
2. AGENDA ADDITIONS AND DELETIONS –
3. PUBLIC COMMENT (PERMITTED FOR EACH AGENDA ITEM)
Jorge Marinoni present- JORGE GAVE AMY A CHECK FOR \$600 FROM THE ART BOARD MONEY HELD BY THE FOUNDATION TO BE CASHED AND GIVEN TO JORGE FOR THE NEXT BENCH/BENCHES.
4. APPROVAL OF MINUTES –yes
5. OLD BUSINESS-
 - a. Art Show- thoughts on past one? Future of. NO PLAN TO DO AN ART SHOW NEXT YEAR-
 - b. Mosaic Bench Project- future of
 1. how many more benches can be made with the money left? ONE MORE LARGE BENCH WILL BE MADE, AND A FEW MORE SMALL BENCHES.
 2. Should we offer residents the option to purchase a bench? Create form. WE WILL CREATE A LETTER AND FORM TO BE SENT TO THE RESIDENTS WITH AN OPTION TO BUY A BENCH OR TO DONATE TO PART OF A BENCH.
 3. Is any member willing to help with the research is finding the right plaques for the first two benches in the garden? THE BOARD WILL BE PURCHASING TWO PLAQUES FOR THE BENCHES IN THE BUTTERFLY GARDEN.
6. NEW BUSINESS-
 - a. Thank, Meet, and Greet New Board Members- answer any questions- ask questions about why they joined and what they would like to do while on the Board.



The Village of Biscayne Park

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

b. Vote on Chair person- NO ONE WANTED TO BE CHAIRPERSON, SO AMY RAYMOND WAS RE-ELECTED AND CONTINUES AS THE SECRETARY AND TREASURER.

c. Discuss Mangofest, or any new ideas for events or projects such as an event in the butterfly garden when the plaques have been placed on the benches.

Champagne and caviar, lol, maybe?

DECIDING IF WE WANT TO DO A MANGOFEST THIS SUMMER AND MANGO SHARE.

WHEN THE PLAQUES ARRIVE WE WOULD LIKE TO PLAN A LITTLE COCKTAIL PARTY IN THE BUTTERFLY GARDEN.

7. NEXT MEETING DATE – Wednesday, May 8, 6:00pm. All future meetings will take place at Village Hall

8. ADJOURNMENT – Meeting was adjourned at 7:00 P.M.

9. _____

Minutes approved on _____

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

DECORUM - Any person making impertinent or slanderous remarks, or who becomes boisterous while addressing the Committee, shall be barred from further audience before the Committee by the presiding officer, unless permission to continue or again address the Committee is granted by the majority vote of the members present. No clapping, applauding, heckling or verbal outbursts in support or in opposition to a speaker or his/her remarks shall be permitted. No signs or placards shall be allowed in the Board Chambers. Please mute or turn off your cell phone or pager at the start of the meeting. Failure to do so may result in being barred from the meeting. Persons exiting the Chamber shall do so quietly.

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.



VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report
REGULAR MEETING

Item # 8.c

TO: Honorable Mayor & Members of the
Biscayne Park Village Commission

FROM: Krishan Manners, Village Manager

DATE: May 7, 2019

TITLE: Resolution No. 2019-10 - Senate Bill 824 and House Bill 987
Opposition

Recommendation

Acceptance of Resolution No. 2019-10

Background

The Village has been restricted from regulating short-term rentals by Florida Statute Sections 509.032(7) and 509.242(1)©, which provide that local laws, ordinances, or regulations may not prohibit vacation rentals or regulate the duration and frequency of rental of vacation rentals of four or fewer dwelling units.

Currently, we have numerous short-term rentals in Biscayne Park, and have had to have police monitor and respond to disturbances at these properties. It is an expense to our Village and addressing the noise, parking and other disturbances stemming from this consumes the time and attention of our small police force.

It is in the interest of the residents of the Village of Biscayne Park to oppose Senate Bill 824 and House Bill 987 and urge the Florida Legislature and the Governor to oppose Senate Bill 824, House Bill 987, and any legislation which infringes on local governments' home rule authority or in any way restricts local government's ability to regulate vacation rental uses within our neighborhoods – a uniquely local function.

Resource Impact

TBD

Attachment

- Resolution 2019 - 10

Prepared by: Krishan Manners, Village Manager

1
2
3 **RESOLUTION NO. 2019-10**
4

5 **A RESOLUTION OF THE VILLAGE**
6 **COMMISSION OF THE VILLAGE OF**
7 **BISCAYNE PARK, FLORIDA; URGING THE**
8 **FLORIDA LEGISLATURE AND THE**
9 **FLORIDA GOVERNOR TO OPPOSE**
10 **LEGISLATIVE CHANGES PROHIBITING**
11 **THE LOCAL REGULATION OF VACATION**
12 **RENTALS; PROVIDING DIRECTION TO**
13 **CITY OFFICIALS; PROVIDING FOR AN**
14 **EFFECTIVE DATE**
15

16
17
18 WHEREAS, Florida Statute Sections 509.032(7) and 509.242(1)© provide that local
19 laws, ordinances, or regulations may not prohibit vacation rentals or regulate the duration and
20 frequency of rental of vacation rentals of four or fewer dwelling units; and
21

22
23 WHEREAS, vacation rentals have unmitigable adverse impacts on surrounding
24 neighborhoods including, but not limited to, increased noise, garbage, litter and traffic changes
25 to the private residential character of the neighborhood, the uncertainty and instability of the
26 identity of the occupants of neighboring properties, a decline in the shared sense of
27 community, and increased demands on water and wastewater, and on code enforcement,
28 police, fire and emergency services; and
29

30
31 WHEREAS, maintenance of the character and integrity of residential neighborhoods is
32 an essential local government purpose implemented through local zoning regulations,
33 representing a substantial local governmental interest; and
34

35
36 WHEREAS, short rental periods of a few days to transient occupants is a use that is
37 more commercial in nature, that is best accommodated by uses other than single family and
38 low-intensity multi-family residential developments; and
39

40
41 WHEREAS, local government regulation of vacation rentals protects visitors and
42 surrounding residents throughout Florida; and
43

44
45 WHEREAS, on February 7, 2019, Senate Bill 824 was filed to preempt local
46 regulation or prohibition of vacation and short term rentals, which would remove the protection
47 of grandfathered regulations, and require any existing or future ordinance (including noise,
48 trash, parking, etc.) to apply to all residential properties regardless of how the property is being
49 used, and inspection rules specific to vacation or short term rentals, and also would create a

1 process where cities would be forced to provide clear and convincing evidence that their
2 ordinances complied with the Bill; and
3
4

5 WHEREAS, the Village Commission finds it to be interest of the residents of the
6 Village of Biscayne Park to oppose Senate Bill 824 and House Bill 987 and urge the Florida
7 Legislature and the Governor to oppose Senate Bill 824, House Bill 987, and any legislation
8 which infringes on local governments’ home rule authority or in any way restricts local
9 government’s ability to regulate vacation rental uses within their neighborhoods – a uniquely
10 local function.
11

12
13 NOW THEREFORE BE IT RESOLVED BY THE VILLAGE COMMISSION OF THE
14 VILLAGE OF BISCAZYNE PARK, FLORIDA, AS FOLLOWS:
15

16
17 **Section 1.** The above referenced “Whereas” clauses are true and correct and made a
18 part hereof.
19

20 **Section 2.** The Village Commission of the Village of Biscayne Park finds: (1) that
21 the use of residential properties for transient vacation rental occupancy has had profound and
22 negative impacts on the character and stability of our residential neighborhoods; (2) that
23 regulation of land use issues, particularly at the local neighborhood level, is a function best
24 suited to the local governments who are uniquely situated to understand the individual and
25 collective needs of their residents; and (3) that Senate Bill 824 and House Bill 987 infringe on
26 the City’s home rule authority.
27

28 **Section 3.** The Village Commission urges the State Administration and Florida
29 Legislature to oppose Senate Bill 824, House Bill 987, and any legislation which infringes on
30 local government’s home rule authority.
31

32
33 **Section 4.** The Village Clerk is directed to distribute this Resolution to Governor
34 Ron DeSantis, the Speaker of the House, the President of the Senate, the Florida League of
35 Cities, the Florida Association of Counties, the Florida City County Management Association,
36 Board of County Commissioners for Miami-Dade, the Miami-Dade County League of Cities,
37 the Miami-Dade Legislative Delegation, and each of the municipalities in Miami-Dade County.
38

39
40 **Section 5.** The appropriate Village officials are authorized to execute all necessary
41 documents and to take any necessary action to effectuate the intent of this Resolution.
42

43 **Section 6.** Resolution shall become effective upon adoption.
44
45
46

1 PASSED AND ADOPTED this 7th day of May, 2019.
2
3

4 The foregoing resolution upon being
5 put to a vote, the vote was as follows:
6

7
8 _____
9 Tracy Truppman, Mayor
10

11 Mayor Truppman:
12 Vice Mayor Johnson-Sardella:
13 Commissioner Samaria:
14 Commissioner Tudor:
15 Commissioner Wise:

16
17 Attest:
18

19 _____
20 Roseann Prado, Village Clerk
21

22 Approved as to form:
23

24 _____
25 , Interim Village Attorney
26



VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report
REGULAR MEETING

Item # 8.d

TO: Honorable Mayor & Members of the
Biscayne Park Village Commission

FROM: Krishan Manners, Village Manager

DATE: May 07, 2019

TITLE: Resolution # 2019-11 Contract for Vending Machine at Ed Burke
Recreation Center

Recommendation

Staff recommends the Village enters into contract with Double R Vending Corp. to provide Vending Machine services for residents at the Ed Burke Recreation Center.

Background

In an effort to more convenience to the residents attending various events at the Ed Burke Recreation Center, the Village has an Agreement with Double R Vending Corp. to install, maintain and service vending machines to serve the public at the Recreational Center.

Resource Impact

The Vending Machines services will provide revenue to the Village. They will be available for use during time staff is already scheduled to minimize costs.

Attachment

- Resolution # 2019-11
 - General Vending Service Agreement
-

Prepared by: Krishan Manners

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RESOLUTION NO. 2019-11

A RESOLUTION OF THE MAYOR AND VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE AN AGREEMENT FOR THE PROVISION OF VENDING MACHINES SERVICE AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND DOUBLE R VENDING CORP.; PROVIDING FOR AN EFFECTIVE DATE

12 **WHEREAS**, the Village desires to retain the services of vending machines installed at
13 Ed Burke Recreation Center; and

14
15 **WHEREAS**, Double R Vending Corp. desires to provide the service and convenience of
16 vending machines at the Ed Burke Recreation Center; and

17
18 **WHEREAS**, the Village staff has determined that it is in the best interests of the Village
19 and its citizens to authorize the appropriate Village officials to execute the Agreement for the
20 provision of General Vending Service Agreement between the Village and Double R Vending
21 Corp., attached hereto and incorporated herein as Exhibit “1”;

22
23 **NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND**
24 **VILLAGE COMMISSION:**

25
26 **Section 1.** The appropriate Village officials are hereby authorized to execute the
27 Agreement for the provision of General Vending Service Agreement between the Village of
28 Biscayne Park and Double R Vending Corp., attached hereto and incorporated herein as Exhibit
29 “1”.

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31 **Section 2.** **Effective Date.** This Resolution shall be effective upon adoption.
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PASSED AND ADOPTED this 7th day of May, 2019.

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

Tracy Truppman, Mayor

Mayor Truppman:
Vice Mayor Johnson-Sardella:
Commissioner Samaria:
Commissioner Tudor:
Commissioner Wise:

Attest:

Roseann Prado, Village Clerk

Approved as to form:

, Interim Village Attorney

RA Operator Initials

_____ Client Initials

Double R Vending Corp.
25 E. 9th Court
Hialeah FL. 33010

GENERAL VENDING SERVICE AGREEMENT

1. AGREEMENT:

This agreement is made and entered into this day April 16, 2019 by and between **DOUBLE R VENDING CORP.**, with its principal place of business at 25 E. 9th Court , Hialeah, Florida 33010, hereinafter called **OPERATOR** and The Village of Biscayne Park with a place of business 11400 N.E. 9th court, Miami, Fl. 33161 hereinafter called the **CLIENT**. In consideration of the benefits to be received by both parties, agree to the following provisions:

2. INSTALLATION AND OWNERSHIP:

Client agrees to permit **OPERATOR**, to place Vending Service Equipment (the "Equipment") on Customer's building premises 11400 N.E. 9th Court, Miami, Fl. 33161 **OPERATOR**, is and at all times shall remain the exclusive owner of the Machine or Machines on the location agreed upon and shall collect all proceeds from the sales of products. No other vending company will be allowed in **CLIENT** until the duration of contract is over and at all times will remain the exclusive vending company in **CLIENT**. The machine or machines will not be moved from its location unless authorized in writing within 30 days and signed by both parties. **CLIENT** will be responsible for any electrical necessities **OPERATOR** might have.

- a. **OPERATOR** is acknowledged to be the owner of all the machines, equipment and/or merchandise which may be brought upon **CLIENT** property by **OPERATOR** and nothing in the Agreement will give **CLIENT** or any 3rd parties any interest in such machines, equipment and/or merchandise. Any damage done to machines or liability from the machines will be covered by **OPERATOR** and its insurance when necessary. If there is a major equipment failure, **OPERATOR** will make every effort to complete repair within twenty-four hours of receipt of parts necessary to make the repair. Refilling service to be provided by **OPERATOR** on an as needed basis.

RA Operator Initials

_____ Client Initials

3. MAINTENANCE AND REPAIRS:

OPERATOR agrees to provide reasonable service and maintenance for the equipment during the term hereof. The **CLIENT** shall allow **OPERATOR** to enter the premises for the purposes of inspection or performance of such equipment and repair or necessary replacement or return of the equipment. **OPERATOR** shall service the equipment so as to keep them in good working order and adequately supplied with the products dispensed. **CLIENT** will notify vendor of any malfunction or damage of the machines.

4. DURATION:

The term of this agreement shall be for Three (3) years, commencing on April 16, 2019 and terminating on, March 31st, 2022. This agreement shall be automatically renewed for successive terms of the same duration as the original term unless either party hereto notifies the other in writing of said party's intention not to renew this agreement. Any notice of non-renewal must be certified mail or delivery by recognized delivery service not less than thirty (30) days prior to the expiration date of the current term. If no notice of the non-renewal is given during the required time period, this agreement will renew for like periods.

5. LIMITATION OF LIABILITY

In no event shall either party be liable with respect to any subject matter of this agreement for loss of profits, cost of procurement of substitute goods or services, or incidental, or indirect, special, consequential or other similar damages under any contract, negligence, strict liability or other legal or equitable theory. Except with respect to a breach of this agreement. The liability of either party for any claim arising out of or in connection with this agreement shall not exceed the amount paid by vendor with respect to the vending machines giving rise to such claim.

6. LIABILITY:

CLIENT shall not be liable for any loss of product or consequential or incidental damage related to the Equipment and its operation. However, client agrees to keep the machine

RA Operator Initials

_____ Client Initials

in a safe place and will notify **OPERATOR** of any suspicious activity regarding the machine.

7. FORCE MAJEURE:

If, due to riots, war public emergency or fire, earthquake, hurricanes, tornados, and ACTS of GOD, government restrictions, labor disturbances, business operations of

CLIENT are interrupted or cease, performance of this contract, shall be suspended and excused to the extent the force majeure shall interfere with the operations thereunder, and the expiration date of this contract shall be extended for a period of time equal to the time such default in performance is excused.

8. ENTIRE AGREEMENT:

This agreement constitutes the complete entire agreement and exclusive statement of all mutual understandings between the parties with respect to the subject matter hereof, superseding ALL prior or contemporaneous proposal, communications and understandings oral or written. This agreement may be modified or amended only in writing and signed by both parties. Florida law shall govern this agreement and the parties agree to submit a claim arising from this agreement to a court of competent jurisdiction in Miami-Dade County, Florida. Both parties agree to wave jury trial in the event of an arising conflict.

9. COMMISSION:

OPERATOR will pay the- **CLIENT** commission sales based on net sales from any and all of the vending machines installed in the customer's premises as well as pay the sales tax on the sales at the customer location. If selling prices on any item need to be raised due to inflation and cost, **OPERATOR** will have the right to increase selling prices, but would notify - **CLIENT** in written (30) days prior to changing selling prices.

10. TAXES

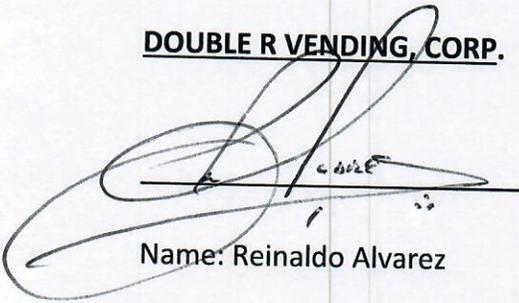
RA Operator Initials

_____ Client Initials

OPERATOR agrees to pay all taxes for commission paid to **CLIENT** as rental space as required by the Florida Department of Revenue.

This document constitutes the entire agreement of the parties. **The parties are bound by this agreement.** **OPERATOR** and **CLIENT**, having read and agreed to all the terms herein, have signed the Agreement. The Parties hereto have caused this Agreement to be duly executed on the date written below and shall commence on first day of duration period.

DOUBLE R VENDING, CORP.



Name: Reinaldo Alvarez

Owner/President

Email: Reinaldo@doublervending.com

Phone: 305-805-1818

Date: _____

The Village of Biscayne Park

Name:

Position:

Email: _____

Phone:

Date: _____



VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report
REGULAR MEETING

Item # 10.a

TO: Honorable Mayor & Members of the
Biscayne Park Village Commission

FROM: Krishan Manners, Village Manager

DATE: May 7, 2019

TITLE: Resolution No. 2019-09 – Establishing the annual Waste Fee

Recommendation

Staff recommends approval of Resolution # 2019-09, with the contractual increase based upon the Consumer Price Index (CPI). GMS will be presenting the cost analysis and breakdown for the proposed Annual Waste Fee Assessment for FY 2019-20.

Background

All garbage, trash and recycling costs to the Village are paid for through the Solid Waste Management Fee Assessment paid by each property owner in addition to their ad valorem taxes. The Sanitation Fund is a separate fund from the General Fund.

Waste Pro has provided us a written Consumer Price Increase adjustment per contract:

CPI June 2017 = 237.346

CPI June 2018 = 243.770

As a result, the Annual rate per residential unit effective October 1, 2019 for Fiscal Year 2019-20 will be \$ 423.48.

Adjustments were also made to both administrative and direct overhead fees that the Sanitation Fund pays back to the General Fund.

With the adjustments made as outline above, the total Sanitation Fund budget is \$ 530,290 and the solid waste fee assessments for Fiscal Year 2019-20 will be \$ 423.48.

Attachments

- Resolution 2019-09
- Waste Pro CPI letter
- Fiscal Year 2019-20 Sanitation budget
- Sanitation Cost Sharing

Prepared by: Krishan Manners

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RESOLUTION NO. 2019-09

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, ESTABLISHING THE SOLID WASTE ASSESSMENT FEE FOR THE VILLAGE OF BISCAYNE PARK, FLORIDA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Biscayne Park utilizes Miami-Dade County Office of the Property Appraiser, Administrative Division, (hereinafter referred to as “the County”) to collect the Village’s annual waste fee assessment on the TRIM Notices and Tax Bills; and,

WHEREAS, the goal of this administration is to continue providing top level services to the residents of the Village Biscayne Park, and,

WHEREAS, the Village Administration has completed a thorough assessment of the Sanitation budget and have determined the necessary dollars needed to provide our residents with the services as they relate to sanitation and waste management; and,

WHEREAS, the County’s Property Appraiser Office requires that the Village submit its rate by June 07, 2019, in order to appear on the TRIM notices; and,

WHEREAS, the assessed properties are hereby found to be specially benefitted by the provision of solid waste collection services, and the solid waste management fee assessment is estimated to be \$423.48 per residential unit, which is \$16.52. more than 2019, based on the approved annual Sanitation budget of \$530,290; and,

NOW THEREFORE IT IS HEREBY RESOLVED BY THE MAYOR AND VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA:

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

Section 2. The Finance Director is authorized to submit to Miami-Dade County, by June 13, 2019, the Village of Biscayne Park’s annual waste fee assessment which is estimated to be \$423.48 per residential unit, which is \$16.52 more than 2019, based on the approved annual Sanitation budget of \$530,290.

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Section 3. The Finance Director is to also provide the County with the data file containing folio numbers with district information, which will be placed on the TRIM Notices and Tax Bills of the Village’s residents.

Section 4. This Resolution shall become effective upon adoption.

PASSED AND ADOPTED this 07th day of May, 2019

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

Tracy Truppman, Mayor

Attest:

Roseann Prado, Village Clerk

Approved as to form:

, Village Attorney

Mayor Truppman:
Vice Mayor Johnson-Sardella:
Commissioner Samaria:
Commissioner Tudor:
Commissioner Wise:

Fiscal Year 2019-20 Budget - Village of Biscayne Park

402 SANITATION		Adopted Budget 2018-19	Actual 2018-19 Thru 3/31	Projected 2018-19 Thru 9/30	Variance Budget to Proj	Manager RECOMMENDED 2019-20	Variance 2018-19 to 2019-20
Revenues	Explanation of Line Item	\$ 406.96				\$ 423.48	
004-300-34300-10000	Sanitation Assessment	528,239	437,824	528,239	0	549,676	21,437
	Special Trash Pickup	2,601	1,790	2,690	89	2,601	0
004-300-34300-10000	Disc. for Early Payment	-21,028		-21,028	0	-21,987	(959)
Total Revenues Sanitation		509,812	439,614	509,901	89	530,290	20,478
TOTAL SALARIES & BENEFITS		0	0	0	0	0	0
Operating Expenses	Explanation of Line Item						
004-320-53800-34000	Contractual Services - Solid Waste Collection	418,060	207,940	415,879	2,181	437,011	18,951
004-320-53800-48000	Advertising Special Pick-Up	1,000	0	1,000	0	1,000	0
004-300-58100-10000	Direct Departmental Overhead Fees	37,874	18,937	37,874	0	39,088	1,214
004-300-58100-10000	Road Fund Overhead Fees	23,229	11,615	23,229	0	23,295	66
004-300-58100-10000	Administrative Fees General Fund	24,367	12,184	24,367	0	24,399	32
004-300-58100-10000	Administrative Fees Miami Dade County	5,282	0	5,282	0	5,497	214
TOTAL OPERATING EXPENSES		509,812	250,675	507,632	2,181	530,290	20,478
TOTAL DEPT 402 SANITATION BUDGET		509,812	250,675	507,632	2,181	530,290	20,478

Village of Biscayne Park

Sanitation Fund

Proposed Budget - FY2020

General Ledger Code/Description	FY2018 Actual	3/31/2019 YTD	Projected Next 6 Months	Total Projected 9/30/2019	FY2019 Adopted	FY2020 Proposed	variance	
Revenues								
SANITATION ASSESSMENT	\$477,022	\$437,824	\$64,105	\$501,929	\$501,929	\$522,192	4%	\$20,263
OTHER INCOME	\$3,010	\$1,790	\$900	\$2,690	\$2,601	\$2,601	100%	\$0
Total Sanitation Revenues	\$480,032	\$439,614	\$65,005	\$504,619	\$504,530	\$524,793	4%	\$20,263
Expenditures								
OTHER CONTRACTUAL SERVICES	\$409,353	\$207,940	\$207,940	\$415,879	\$418,060	\$437,011	5%	\$18,951
OTHER CURRENT CHARGES	\$1,440	\$0	\$1,000	\$1,000	\$1,000	\$1,000	0%	\$0
OPERATING TRANSFERS OUT	\$83,522	\$0	\$85,470	\$85,470	\$85,470	\$86,782	2%	\$1,312
Total Sanitation Expenses	\$494,315	\$250,033	\$294,410	\$502,349	\$504,530	\$524,793	4%	\$20,263
Excess (Revenues)/Expenditures	(\$14,283)	\$189,581	(\$229,405)	\$2,270	\$0	\$0		

Sanitation Overhead Cost Sharing

FY2020

Employee	Position
Manners K	Village Manager
Prado R	Village Clerk
Nguyen M	Administrative Clerk
Caserta C	Code Compliance Officer
GMS	Finance Director
Gray Robinson	Village Attorney
McWilliams E	Public Works Laborer #1
Thomas J	Public Works Laborer #2
Jenkins J	Roads Supervisor
Murray D	Roads Laborer
	Police Department (FULL BUDGET)
Totals	

% Allocation	Sanitation Cost	Total
10%	\$12,153	
5%	\$3,490	
20%	\$9,046	
10%	\$5,875	
10%	\$4,774	
5%	\$3,750	\$39,088
25%	\$12,176	
25%	\$11,119	\$23,295
25%	\$12,731	
25%	\$11,668	\$24,399
3.0%	\$0	\$0
\$86,782		\$86,782

*FRS employer contribution rates are published in July. An estimated 2% increase has been included



VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report
REGULAR MEETING

Item # 10.b

TO: Honorable Mayor & Members of the
Biscayne Park Village Commission

FROM: Krishan Manners, Village Manager

DATE: May 7, 2019

TITLE: Resolution No. 2019-12 Employee Health Insurance

Recommendation

Staff recommends approval of Resolution # 2019-12.

Background

The Village's current health and welfare plan includes the following insurance carriers: AvMed Health Plan, Solstice Dental and Vision, and Unum Life Insurance.

The following is an outline of the renewal action for plan year June 1, 2019:

- AvMed issued a 21% increase
- Solstice Dental and vision, 0% renewal
- Unum Life Insurance 0% renewal

The Village administration reviewed the renewal rates from AvMed along with three potential insurance carriers with our Benefits Consultants, EBS Advisors, Inc..

When considering AvMed the employer cost will increase as follows, (page 3 attached):

- Maintaining the 2018/2019 contribution strategy, the increase is \$37,392.96 or 20.97%

Humana issued a proposal that will increase the Village's cost 2.99% or \$5,330.16. The benefit design is closely aligned with what is offered with AvMed.

By moving to Humana, employees will have little disruption with the network of doctor's and there will be no change to their payroll deductions.

The current \$15,000 life insurance policy is with Unum Life Insurance. The monthly rate for employees is \$5.85. There is no increase in this rate. The rate is included in the employer health insurance cost outlined below.

A voluntary employee paid plan for dental and vision is also available through Solstice

and the employee is responsible for the entire cost of those plans if they choose to select them. There are no increases in these rates.

Resource Impact

Based on the current census of 20 employees and the current contribution strategy:

Current fiscal year 2018 annual health premium: employer portion equals \$145,786.33 (includes life insurance). Billed health premium equals \$178,334.64

Next fiscal year 2020 annual health premium: employer portion equals \$150,389.00 (includes life insurance). Billed health premium equals \$183,664.80.

- An increase of \$5,330.16 or 2.99% employer portion (includes life insurance)

Attachment

- Resolution 2019-12
- Cost Calculation

Prepared by: Krishan Manners

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3 **RESOLUTION NO. 2019-12**
4

5 **A RESOLUTION OF THE VILLAGE**
6 **COMMISSION OF THE VILLAGE OF**
7 **BISCAYNE PARK, FLORIDA APPROVING**
8 **THE SELECTION OF HUMANA AS THE**
9 **VILLAGE'S HEALTH PLAN PROVIDER;**
10 **PROVIDING FOR AN EFFECTIVE DATE**
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14 WHEREAS, the Village of Biscayne Park's current health plan contract with Avmed is
15 due to expire on May 31, 2017; and
16

17
18 WHEREAS, Village administration has compared the renewal rates and benefits
19 provided by the current health plan company along with other major carriers; and
20

- 21
22 • WHEREAS, the Village administration found that the Humana health plan proposal
23 will increase the Village's cost 3.00% or \$4,600.00 compared to Avmed with an
24 increase of 22% or \$32,000.00. Employees will have little disruption with the network
25 of doctor's and there will be no change to their payroll deductions; and
26

27
28 WHEREAS, the Village Commission finds it to be in the best interests of the Village to
29 approve the selection of Humana as the Village's health plan provider;
30

31
32 NOW THEREFORE BE IT RESOLVED BY THE VILLAGE COMMISSION OF THE
33 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 hereby made a specific part of this Resolution upon adoption hereof.
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39 **Section 2.** The selection of Humana as the Village's health plan provider is hereby
40 approved.
41

42 **Section 3.** This Resolution shall become effective upon adoption.
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PASSED AND ADOPTED this 7th day of May, 2019.

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

Tracy Truppman, Mayor

Mayor Truppman:
Vice Mayor Johnson-Sardella:
Commissioner Samaria:
Commissioner Tudor:
Commissioner Wise:

Attest:

Roseann Prado, Village Clerk

Approved as to form:

, Interim Village Attorney



Village of Biscayne Park - Health Plan Bids
Effective June 1, 2018

option 33

	AvMed	AvMed HMO Renewal	NHP POS FL&14/AVNU	Humana HMO	Blue Care HMO
	\$25/50, IH \$1.5k/\$3k +750 x 3 RX \$10/\$40/\$80/50% OOP: \$3.5k/7.5k	\$25/50, IH \$1.5k/\$3k +750 x 3 RX \$10/\$40/\$80/50% OOP: \$3.5k/7.5k	\$20/\$50 IH \$2k/\$4k-20% RX \$15/50/85 OOP \$4.8k/\$9.6k	\$30/60 copay, \$1k/\$4k-20% RX 10/40/75/25%/35% OOP: \$5k/\$10k	\$30/\$60 copay, IH \$2k-80/20 RX \$10/30/50/150 OOP \$4k/\$8k
E only	18 \$ 675.51	817.15 \$	679.31 \$	695.70 \$	856.39 \$
E & Spouse	2 \$ 1,351.02	1,634.30 \$	1,358.62 \$	1,391.40 \$	1,712.78 \$
E & Child(ren)	0 \$ 2,026.53	1,511.73 \$	1,256.72 \$	1,287.05 \$	1,584.32 \$
Family	0 \$ 2,702.04	2,328.88 \$	1,936.03 \$	1,982.75 \$	2,440.71 \$

20

20

Monthly Premium	\$ 14,861.22	\$ 17,977.30	\$ 14,944.82	\$ 15,305.40	\$ 18,840.58
Annual Premium	\$ 178,334.64	\$ 215,727.60	\$ 179,337.84	\$ 183,664.80	\$ 226,086.96

Annual Difference \$	\$	\$ 37,392.96	\$ 1,003.20	\$ 5,330.16	\$ 47,752.32
Annual Difference %		20.97%	0.47%	2.99%	26.78%

Decline to Quote:

- Aetna
- Cigna



Staff 96.00%
 51.00%
 51.00%
 39.00%

Police/Union 100.00%
 53.00%
 56.00%
 40.00%

Village of Biscayne Park
 June 2018 - May 31, 2019

Current 2018

Type	Coverage	2018 AvMed				EMPLOYER/EMPLOYEE ANNUAL COST							
		Monthly Premium	Employer Contribution	Employee Monthly Contribution	2018 Employee Bi Weekly Contribution	2017 Employee Bi Weekly Contribution	Life Insurance	GAP Insurance	TOTAL Employer Subsidy	Current Emp Count	Employer Health, Life Cost	Employee Health, Life Cost	Total Health, Life
\$1.5k													
HMO	E	\$ 675.51	\$ 653.84	\$ 21.67	\$ 10.00	\$ 10.00	\$ 5.85		\$ 659.69	10	\$ 79,163.20	\$ 2,600.00	\$ 81,763.20
HMO	E1	\$ 1,351.02	\$ 752.11	\$ 598.91	\$ 276.42	\$ 294.34	\$ 5.85		\$ 757.96	1	\$ 9,095.55	\$ 7,186.89	\$ 16,282.44
HMO	E2	\$ 2,026.53	\$ 1,128.17	\$ 898.36	\$ 414.63	\$ 272.28	\$ 5.85		\$ 1,134.02	0	\$ -	\$ -	\$ -
HMO	E3	\$ 2,702.04	\$ 1,210.88	\$ 1,491.16	\$ 688.23	\$ 523.84	\$ 5.85		\$ 1,216.73	0	\$ -	\$ -	\$ -
Police													
\$1.5k													
HMO	E	\$ 675.51	\$ 675.51	\$ -	\$ -	\$ -	\$ 5.85		\$ 681.36	7	\$ 57,234.24	\$ -	\$ 57,234.24
HMO	E1	\$ 1,351.02	\$ 776.56	\$ 574.46	\$ 265.14	\$ 284.34	\$ 5.85		\$ 782.41	1	\$ 9,388.89	\$ 6,893.55	\$ 16,282.44
HMO	E2	\$ 2,026.53	\$ 1,219.84	\$ 806.69	\$ 372.32	\$ 243.84	\$ 5.85		\$ 1,225.69	0	\$ -	\$ -	\$ -
HMO	E3	\$ 2,702.04	\$ 1,235.33	\$ 1,466.71	\$ 676.94	\$ 513.84	\$ 5.85		\$ 1,241.18	0	\$ -	\$ -	\$ -

(1) Employer portion of health insurance and life insurance
 (2) Health Insurance excludes Life Insurance Premium

	(1) Employer Portion	Employee Portion	(1) Total
2018	145,786.33	9,493.55	155,279.88
2018	(2) Health Insurance Premium		(2) Total Health \$ 170,228.52



Staff 97.35%
 63.35%
 40.57%
 35.97%
Police/Union 100.00%
 64.85%
 46.64%
 37.02%

Village of Biscayne Park
 June 1, 2019 - May 31st, 2020

Renewal Maintaining 2017/2018 Payroll Deductions

Type	Coverage	2019 Renewal				2017/18				EMPLOYER/EMPLOYEE ANNUAL COST				
		Monthly Premium	Employer Contribution	Employee Monthly Contribution	Employee Bi Weekly Contribution	2019 Employee Bi Weekly Contribution	2017/18 Employee Bi Weekly Contribution	Life Insurance	GAP Insurance	TOTAL Employer Subsidy	Current Emp Count	Employer Health, Life Cost	Employee Health, Life Cost	Total Health, Life
\$1.5k														
HMO	E	\$ 817.15	\$ 795.48	\$ 21.67	\$ 10.00	\$ 10.00	\$ 10.00	\$ 5.85		\$ 801.33	10	\$ 96,160.00	\$ 2,600.00	\$ 98,760.00
HMO	E1	\$ 1,634.30	\$ 1,035.39	\$ 598.91	\$ 276.42	\$ 276.42	\$ 276.42	\$ 5.85		\$ 1,041.24	1	\$ 12,494.91	\$ 7,186.89	\$ 19,681.80
HMO	E2	\$ 1,511.73	\$ 613.37	\$ 898.36	\$ 414.63	\$ 414.63	\$ 414.63	\$ 5.85		\$ 619.22	0	\$ -	\$ -	\$ -
HMO	E3	\$ 2,328.88	\$ 837.72	\$ 1,491.16	\$ 688.23	\$ 688.23	\$ 688.23	\$ 5.85		\$ 843.57	0	\$ -	\$ -	\$ -

Police
\$1.5k

HMO	E	\$ 817.15	\$ 817.15	\$ -	\$ -	\$ -	\$ 5.85		\$ 823.00	7	\$ 69,132.00	\$ -	\$ 69,132.00
HMO	E1	\$ 1,634.30	\$ 1,059.84	\$ 574.46	\$ 265.14	\$ 265.14	\$ 5.85		\$ 1,065.69	1	\$ 12,788.25	\$ 6,893.55	\$ 19,681.80
HMO	E2	\$ 1,511.73	\$ 705.04	\$ 806.69	\$ 372.32	\$ 372.32	\$ 5.85		\$ 710.89	0	\$ -	\$ -	\$ -
HMO	E3	\$ 2,328.88	\$ 862.17	\$ 1,466.71	\$ 676.94	\$ 676.94	\$ 5.85		\$ 868.02	0	\$ -	\$ -	\$ -

(1) Employer portion of health insurance and life insurance
 (2) Health Insurance excludes Life Insurance Premium

	(1) Employer Portion	Employee Portion	(1) Total
2019	178,080.25	9,493.55	187,573.80
2018	145,786.33	9,493.55	155,279.88
\$	32,293.92	0.00	32,293.92
%	22.15%	0.00%	20.80%
			(2) Total Health
2019	(2) Health Insurance Premium		\$ 205,921.80
2018	(2) Health Insurance Premium		\$ 170,228.52
			\$ 35,693.28
			20.97%

	Staff	Police/Union
	96.89%	100.00%
	56.96%	58.71%
	30.20%	37.32%
	24.79%	26.03%

Village of Biscayne Park
June 1, 2019-May 30, 2020

Humana Proposal
Renewal Maintaining 2017/2018 Payroll Deductions

Type	Coverage	2019 Renewal					EMPLOYER/EMPLOYEE ANNUAL COST						
		Monthly Premium	Employer Contribution	Employee Monthly Contribution	2019 Employee Bi Weekly Contribution	2017 & 2018 Employee Bi Weekly Contribution	Life Insurance	GAP Insurance	TOTAL Employer Subsidy	Current Emp Count	Employer Health, Life Cost	Employee Health, Life Cost	Total Health, Life
\$2k													
HMO	E	\$ 695.70	\$ 674.03	\$ 21.67	\$ 10.00	\$ 10.00	\$ 5.85		\$ 679.88	10	\$ 81,586.00	\$ 2,600.00	\$ 84,186.00
HMO	E1	\$ 1,391.40	\$ 792.49	\$ 598.91	\$ 276.42	\$ 276.42	\$ 5.85		\$ 798.34	1	\$ 9,580.11	\$ 7,186.89	\$ 16,767.00
HMO	E2	\$ 1,287.05	\$ 388.69	\$ 898.36	\$ 414.63	\$ 414.63	\$ 5.85		\$ 394.54	0	\$ -	\$ -	\$ -
HMO	E3	\$ 1,982.75	\$ 491.59	\$ 1,491.16	\$ 688.23	\$ 688.23	\$ 5.85		\$ 497.44	0	\$ -	\$ -	\$ -

Police

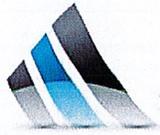
\$2k													
HMO	E	\$ 695.70	\$ 695.70	\$ -	\$ -	\$ -	\$ 5.85		\$ 701.55	7	\$ 58,930.20	\$ -	\$ 58,930.20
HMO	E1	\$ 1,391.40	\$ 816.94	\$ 574.46	\$ 265.14	\$ 265.14	\$ 5.85		\$ 822.79	1	\$ 9,873.45	\$ 6,893.55	\$ 16,767.00
HMO	E2	\$ 1,287.05	\$ 480.36	\$ 806.69	\$ 372.32	\$ 372.32	\$ 5.85		\$ 486.21	0	\$ -	\$ -	\$ -
HMO	E3	\$ 1,982.75	\$ 516.04	\$ 1,466.71	\$ 676.94	\$ 676.94	\$ 5.85		\$ 521.89	0	\$ -	\$ -	\$ -

(1) Employer portion of health insurance and life insurance
(2) Health Insurance excludes Life Insurance Premium

	(1) Employer Portion	Employee Portion	(1) Total
2019	150,389.65	9,493.55	159,883.20
2018	145,786.33	9,493.55	155,279.88
\$	4,603.32	0.00	4,603.32
%	3.16%	0.00%	2.96%
	(2) Total Health		
2019	(2) Health Insurance Premium		\$ 175,316.40
2018	(2) Health Insurance Premium		\$ 170,228.52
			\$ 5,087.88
			2.99%

	AvMed HMO \$1,500 Network	NHP POS \$2,000 Network	Humana Option 197 Network
Calendar Year Deductible	\$1,500/\$3,000	\$2,000/\$4,000	\$1,000/\$2,000
Coinsurance	N/A	20%	20%
Per Admission Inpatient Copay	\$750 x 3	N/A	N/A
Max. Out of Pocket	\$3,500/\$7,000	\$4,800/\$9,600	\$5,000/\$10,000
Individual Life Time Max.	Unlimited	Unlimited	Unlimited
Outpatient Care:			
PCP Office Visits (non preventive)	\$0 copay first two v/\$25 copay	\$20 copay	\$30 copay
Specialist Services	\$50 copay	\$50 copay	\$60 copay
Advanced Radiology: (MRI,PET,CT, MRA scans) Hospital / Free Standing	\$500 after Deductible or \$350 copay freestanding	20% after Deductible	\$300 copay
Outpatient Surgery-Hospital	\$750 copay after Deductible	20% after Deductible	20% after Deductible
Outpatient Surgery-Ambulatory Facility	\$500 copay	20% after Deductible	20% after Deductible
Physical/Speech/Occupational/ Therapy, Chiropractic	\$50 copay	\$20 copay	\$30 copay, 40 visits
Durable Medical Equipment,	\$100 copay	20% after Deductible	20% after Deductible
Wellness:			
Well Child Care	\$0 copay	\$0 copay	\$0 copay
Physical Exams	\$0 copay	\$0 copay	\$0 copay
Well Woman Care	\$0 copay	\$0 copay	\$0 copay
Urgent Care/Retail Clinis	\$125/\$25 copay	\$50 copay	\$100 copay
Mammogram	\$0 copay	\$0 copay	\$0 copay
Infertility Services	Not Covered	Not Covered	Not Covered
Vision for Children	\$35 copay Refractive eye exam	\$0 copay Refractive eye exam	\$10 copay
Hospital:			
Inpatient Hospital	\$750 copay x 3 d after Deductible	20% after Deductible	20% after Deductible
Transplant Benefits	\$750 copay x 3 d after Deductible	20% after Deductible	20% after Deductible
Emergency Room	\$500 copay	20% after Deductible	\$450 copay
Ambulance Services	\$150 copay	20% after Deductible	20% after Deductible
Alternative Care:			
Skilled Nursing	\$250 copay x 5 after Deductible	20% after Deductible	20% after Deductible
Hospice	\$250 after Deductible	20% after Deductible	20% after Deductible
Home Health Care	\$250 copay x 5 after Deductible	20% after Deductible	20% after Deductible
RX:			
Prescription Drugs, 30 day supply	\$10/\$40/\$80	\$15/50/\$85	\$10/\$40/\$75/25%
Specialty Drugs	50% after Deductible	pending	75%
Mail Order Prescription, 90 day supply	\$25/\$100/\$200	\$25/\$87.50//\$137.50	\$25/\$100/\$187.50/25%
Mental Health/Substance Abuse			
Mental Health Outpatient	\$25 copay	\$50 copay	\$30 copay
Mental Health Inpatient	\$750 copay x 3 d after Deductible	20% after Deductible	20% after Deductible
Substance Abuse Outpatient	\$25 copay	\$50 copay	\$30 copay
Substance Abuse Inpatient	\$750 copay x 3 d after Deductible	20% after Deductible	20% after Deductible

Please Note: This summary is not intended to supersede insurance contract or any other agreement. Where discrepancies may exist, your official contract controls -



Village of Biscayne Park -Dental Renewal

Effective June 1, 2019

		Solstice DMO		Solstice DMO	
E only	10	\$	13.18	\$	13.18
E & Spouse	0	\$	23.06	\$	23.06
E & Child(ren)	0	\$	28.55	\$	28.55
Family	2	\$	36.23	\$	36.23
12					
Monthly Premium		\$	204.26	\$	204.26
Annual Premium		\$	2,451.12	\$	2,451.12
				\$	-
				0.00%	

		Solstice PPO		Solstice PPO	
		\$50/150-100/80/50-\$1k \$100/300-80/50/50 MAC Ortho: 50% -\$1.5k lifetime		\$50/150-100/80/50-\$1k \$100/300-80/50/50 MAC Ortho: 50% -\$1.5k lifetime	
E only	2	\$	46.48	\$	46.48
E & Spouse	0	\$	92.99	\$	92.99
E & Child(ren)	1	\$	98.63	\$	98.63
Family	1	\$	150.19	\$	150.19
4					
Monthly Premium		\$	341.78	\$	341.78
Annual Premium		\$	4,101.36	\$	4,101.36
				\$	-
				0.00%	

TOTAL

Monthly Premium	\$	546.04	\$	546.04
Annual Premium	\$	6,552.48	\$	6,552.48

Annual Differenc \$			\$	-
Annual Differenc %				0.00%

VISION

E only	0	\$	5.75	\$	5.75
E & Spouse	0	\$	11.51	\$	11.51
E & Child(ren)	0	\$	11.85	\$	11.85
Family	0	\$	18.41	\$	18.41
0					
Monthly Premium		\$	-	\$	-
Annual Premium		\$	-	\$	-
				\$	-



**VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report
REGULAR MEETING**

Item # 11.a

TO: Mayor and Members of the Biscayne Park Village Commission
FROM: Krishan Manners
DATE: May 7, 2019
TITLE: Discussion of Village Attorney

Background

On July 30, 2018, the Village Commission engaged the firm of GrayRobinson PA to provide legal services to the Village. On February 8, 2019, the Village received a letter from GrayRobinson PA indicating that the attorney serving as lead council, John Herin, Jr. had moved to Fox Rothschild LLP.

In the letter received on February 8, 2019, three options were provided for consideration:

1. Remain with GrayRobinson PA
2. Move and transfer files to Fox Rothschild LLP
3. Move and transfer files to different attorney/firm

A special meeting was held on February 12, 2019 to discuss how the Commission wanted to proceed. At the meeting on February 12, 2019, the Commission directed staff to:

1. Ask GrayRobinson PA who will be the lead council for the Village moving forward to ensure the Village has proper legal representation regarding all legal matters, and,
2. Obtain information from both GrayRobinson PA and Fox Rothschild LLP and submit to the Commission for review.

Firms would not be asked to present at this meeting.

On March 19, 2018, the Village Commission requested both firms, Fox Rothschild and GrayRobinson, to present at the May 7th Commission meeting. Both firms have prepared their presentations and the Commission will vote whether to retain GrayRobinson or hire Fox Rothschild.

Recommendations

N/A

Resource Impact

May 07, 2019
Item 11.a

Page 1 of 2

TBD

Attachment(s)

- Letter received February 8, 2019 from GrayRobinson PA
- GrayRobinson PA Packet
- Fox Rothschild LLC Packet

Prepared by: Staff

GRAY ROBINSON
ATTORNEYS AT LAW

BOCA RATON
FORT LAUDERDALE
FORT MYERS
GAINESVILLE
JACKSONVILLE
KEY WEST
LAKELAND
MELBOURNE
MIAMI
NAPLES
ORLANDO
TALLAHASSEE
TAMPA
WASHINGTON, DC
WEST PALM BEACH

401 EAST LAS OLAS BLVD.
SUITE 1000
POST OFFICE BOX 2328 (33303-9998)
FORT LAUDERDALE, FLORIDA 33301
TEL 954-761-8111
FAX 954-761-8112
gray-robinson.com

954-761-7499

TOM.LOFFREDO@GRAY-ROBINSON.COM

February 7, 2019

VIA EMAIL: villagemanager@biscayneparkfl.gov

Krishan Manners
Village Manager
Village of Biscayne Park

Re: **Client Name/Number:** Village of Biscayne Park/824224

<u>Matter</u>	<u>Matter Name</u>
1	General

Dear Mr. Manners:

As you may know, John R. Herin, Jr., Esq., has resigned his position as Of Counsel with GrayRobinson, P.A., effective February 8, 2019.

During the course of Mr. Herin's association with GrayRobinson, he has represented you regarding the above-referenced matter(s). To assure that interests continue to be properly represented, the rules regulating Florida attorneys encourage us to determine whether you want Mr. Herin to continue in his new capacity at Fox Rothschild LLP to represent you, GrayRobinson, P.A. to continue to represent you or prefer another law firm to represent you. Please indicate your choice by selecting the appropriate box, sign where indicated and send your response via email to the attention of Debbie Senko, Regional Office Administrator, at debbie.senko@gray-robinson.com.

Irrespective of your choice, please understand you remain responsible for any applicable fees and costs incurred through February 8, 2019. Fees and/or costs may be deducted from any trust or suspense funds held by the Firm.

Krishan Manners
Village Manager
Village of Biscayne Park
February 7, 2019
Page 2

Sincerely yours,



Thomas H. Loffredo, Jr., Esq.



John R. Herin, Jr., Esq.

I desire that GrayRobinson, P.A. continue to represent me and keep my files, including all electronic data.

I desire that John R. Herin, Jr., Esq. represent me and instruct the Firm to transfer my files, including all electronic data be forwarded to:

John R. Herin, Jr., Esq.
Fox Rothschild LLP
One Biscayne Tower
2 South Biscayne Blvd., Suite 2750
Miami, FL 33131
Email: jherin@foxrothschild.com
Main: 305.442.6540

I desire that the attorney listed below represent me and instruct the Firm to transfer files, including all electronic data be forwarded to:

Attorney Name: _____
Firm Name: _____
Firm Address: _____
Email Address: _____
Main Phone Number: _____

Client Signature _____ Date _____



Fox Rothschild LLP
ATTORNEYS AT LAW

2 South Biscayne Boulevard
One Biscayne Tower, Suite 2750
Miami, FL 33131
Tel (305) 442-6540 Fax (305) 442-6541
www.foxrothschild.com

JOHN R. HERIN, JR.
Direct No: 786.501.7377
Email: JHerin@FoxRothschild.com

May 2, 2019

VIA EMAIL – villageclerk@biscayneparkgl.gov

Hon. Mayor Tracy Truppmann
Hon. Vice Mayor Jenny Johnson-Sardella
Comm. Betsy Wise
Comm. Daniel Samaria
Comm. William Tudor
Village of Biscayne Park, Florida
640 N.E. 114th Street
Biscayne Park, Florida 33161

Re: Village of Biscayne Park – Village Attorney Services

Dear Mayor, Vice Mayor, and Commissioners:

At the request of the Village Commission, attached for your review are the biographies of the Fox Rothschild attorneys that will assist me in providing Village Attorney services if selected by the Village Commission to provide legal services to the Village. I will be the lead attorney, and as the Commission is aware, I am a Florida Bar Board Certified Specialist in City, County and Local Government Law and have twenty-seven (27) years of experience in working for and representing municipalities and other local government agencies here in South Florida and throughout the State.

Fox Rothschild has a long history of representing cities, counties, school boards and other government agencies in every state that it has offices in (fourteen) and in Washington D.C. Here, in Florida the “team” of Fox Rothschild attorneys that will provide services to the Village currently serve as the Town Attorney for the Town of Fort Myers Beach, General Counsel to the Community Redevelopment Agencies for the City of Hallandale Beach, City of North Miami, City of North

A Pennsylvania Limited Liability Partnership

California Colorado Delaware District of Columbia Florida Georgia Illinois Minnesota
Nevada New Jersey New York North Carolina Pennsylvania South Carolina Texas Washington



May 2, 2019

Page 2

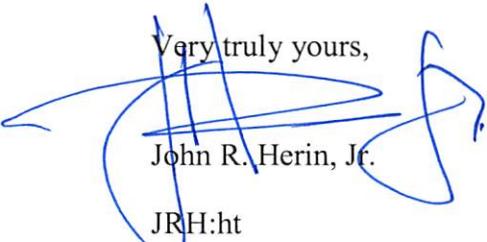
Miami Beach, and Miami-Dade County/Naranja Lakes; and Special Counsel to the City of Delray Beach, City of Boca Raton Housing Authority and Village of Palmetto Bay. We also currently represent the Florida Department of Environmental Protection in the on-going landmark federal litigation regarding the joint State of Florida/U.S. Environmental Protection Agency Everglades Restoration Plan.

In particular, me and Mr. Steve Zelkowitz have extensive experience in handling the day-to-day operational needs of local governments in such areas as annexations; building and permitting matters; charter amendments; charter enforcement and interpretation; code enforcement; comprehensive planning; contracts; drafting of ordinances and resolutions; environmental law; ethics; intergovernmental agreements and disputes; procurement; public records and sunshine law compliance; stormwater and wastewater utilities and zoning matters. That experience is complemented by Fox Rothschild's over 900 attorneys in twenty-seven offices throughout the country and Washington D.C.

We listen to our clients and give our clients the focus and service of a boutique – with the reach and resources of a national firm. Individuals and businesses – public, private and nonprofit; startup, family-run and multinational – receive our unwavering commitment to client satisfaction. We are committed to providing the Village with superior legal services in the most cost effective manner possible. In that regard, Fox Rothschild is willing to provide Village Attorney services on a monthly retainer basis in lieu of an hourly rate (i.e., take the remaining budgeted funds for legal services and divide by the remaining months of the 2018-2019 fiscal year and do the same in subsequent fiscal years). In this manner our firm assumes the liability for any excess time expended in meeting the Village's legal services above the monthly retainer. Alternatively, Fox Rothschild will honor the terms and conditions of the current engagement letter, including the hourly rate, between the Village and my previous law firm.

It would be our honor to be selected as the Village Attorney for Biscayne Park and I am available to answer any questions you may have.

Very truly yours,



John R. Herin, Jr.

JRH:ht

Attachments



John R. Herin Jr.

Partner

Miami, FL
Tel: 786.501.7377
Fax: 305.442.6541

jherin@foxrothschild.com

John has more than 20 years of experience in land use, zoning and environmental law.

For clients in the private and public sectors, John handles complex development matters throughout Florida, including comprehensive plan, platting, permitting, site plan and zoning applications and amendments; endangered species, submerged land leases, and stormwater and wastewater permitting; and lender/buyer due diligence issues. He also has extensive experience in representing clients with respect to eminent domain, inverse condemnation and land use litigation, as well as claims under Florida's Bert J. Harris, Jr., Private Property Rights Protection Act.

John has handled a broad range of environmental and land use issues before the Florida governor and cabinet, cabinet aides, district and circuit courts, division of administrative hearings, state agencies and local government bodies. He has also drafted hundreds of ordinances and resolutions for cities and counties on a wide range of subjects.

Representative Matters

Private Sector Experience

- Obtained a vested rights determination on summary judgment for developer of proposed 12-story beachfront residential condominium, notwithstanding a referendum initiative that resulted in an amendment to the city charter limiting the height of all new construction to three stories
- Obtained required permit approvals from local government allowing developer to use transferable development rights to increase density and height of office building project
- Assisted owner of regional mall in securing amendments to local government's comprehensive plan and land development regulations to facilitate redevelopment of property into a mixed-use regional activity center
- Represented group of agricultural property owners in a \$172 million Bert J. Harris, Jr. Private Property Rights Protection Act claim arising from county's change in interpretation of open-space requirements in comprehensive plan and land development regulations
- Negotiated and drafted public-private agreement for the construction of dual radio transmission/emergency management communications tower on special district property
- Represented clients completing environmental remediation projects in connection with ongoing industrial operations and redevelopment projects

- Assisted national banking institution in securing amendments to the Palm Beach County Land Development Code to allow stand-alone banking centers as a matter of right in most commercial zoning districts
- Represented clients in due diligence associated with acquisition of land for industrial, commercial and residential development

Public Sector Experience

John serves or has served as city attorney, assistant city attorney, assistant county attorney and special counsel to numerous local governments and quasi-governmental agencies.

He has previously served as:

- City attorney for the City of Marathon
- City attorney for the City of Doral
- Interim village attorney for the Village of Palmetto Bay
- Town attorney for the Town of Miami Lakes
- Village attorney for the Village of Islamorada
- Special counsel to city in the negotiation and drafting of a development agreement wherein property owner voluntarily contributed monetary and off-site improvements benefiting city's residents
- Special counsel to city in an annexation dispute with adjacent local government
- Special counsel to town with respect to draft environmental impact statement for proposed runway expansion
- Special counsel to hospital special district in court challenge to the imposition of a municipal special assessment
- Special counsel to municipality in special assessment dispute with county
- Code Enforcement Special Magistrate to local municipality in Broward County

Reported Cases

- *Sansbury v. City of Orlando*, 654 So.2d 965 (Fla. 5th DCA 1995) [upholding juvenile curfew]
- *Bott v. City of Marathon*, 949 So.2d 295 (Fla. 3rd DCA 2007) [enforceability of affordable housing restrictive covenant]
- *Beyer v. City of Marathon*, - So.3d - , 2013 WL 5927690 (Fla. 3rd DCA 2013) [inverse condemnation claim – owners were not deprived of all economically beneficial use of their property]
- *City of Coral Springs v. North Broward Hospital District*, - So.3d – , 4D14-2351 (Fla. 4th DCA 2015) [imposition of city fire service special assessment on district property was illegal]
- *Department of Community Affairs v. City of Marathon*, DOAH Case No. 04-3500GM [challenge to adopted comprehensive plan]
- *Florida Keys Citizens Coalition, Inc. & Last Stand, Inc. v. Florida Administration Commission & City of Marathon*, DOAH Case No. 04-2755RP [proposed Administration Commission rule amending city's comprehensive plan not invalid exercise of delegated legislative authority]
- *Rossignol v. Village of Islamorada & Department of Community Affairs*, DOAH Case No. 01-2409GM [comprehensive plan provisions limiting transient rental uses in residential areas supported by appropriate data and analysis]
- *Department of Community Affairs v. Village of Islamorada*, DOAH Case No. 01-1216GM [challenge to adopted comprehensive plan]



Before Fox Rothschild

Prior to joining Fox, John was a member of a regional Florida firm's Land Use, Environment, and Government Affairs Department.

Beyond Fox Rothschild

John is a frequent speaker on governmental and land use topics.

Honors & Awards

- *Martindale Hubbell*, AV Preeminent
- *The American Lawyer & Corporate Counsel*, Top Lawyer in Land Use and Zoning, 2013

Practice Areas

- Environmental
- Real Estate
- Zoning & Land Use

Bar Admissions

- Florida

Education

- Stetson University College of Law

Memberships

- The Florida Bar
 - Board Certified in City, County and Local Government Law
 - City, County and Local Government Law Section, Member
 - Environmental and Land Use Law Section, Member
- Florida Municipal Attorneys Association, Member
- Greater Miami Chamber of Commerce, Member
- Cuban American Bar Association, Member



Steven W. Zelkowitz

Office Managing Partner

Miami, FL

Tel: 305.442.6557

Fax: 305.442.6540

szelkowitz@foxrothschild.com

Steven is Managing Partner of the firm's Miami office and has a dynamic practice that spans real estate, finance, government relations, hospitality and public/private partnership transactions.

In particular, he focuses on complex real estate, land use and zoning matters for both public and private clients. He has significant transactional experience with the sale and purchase of commercial and residential properties, leasing, lending and title insurance. He represents a range of developers, including condominium and hotel developments and other major construction projects as well as significant lender representation for a number of institutional and private lenders. Steven also handles public/private partnership transactions such as large-scale transportation and public works projects, and guides businesses relocating to Florida in leveraging tax and other incentives.

In his government relations work, Steven serves as general and special counsel to a number of community redevelopment agencies in South Florida, including the North Miami CRA, North Miami Beach CRA, Hallandale Beach CRA and Naranja Lakes CRA. He has also represented a number of municipalities in South Florida, including Bal Harbour Village, Village of Key Biscayne, City of Aventura, City of Homestead, Town of Miami Lakes, City of Miramar, City of Weston, City of Dania Beach, City of Boca Raton, Islamorada, Village of Islands and the City of Marathon.

Steven currently serves as Co-Chair of the Infrastructure & Development Industry practice team.

Before Fox Rothschild

Prior to joining Fox, Steven was Co-Chair of the Hospitality Industry practice team and a Managing Shareholder of the Fort Lauderdale and then the Miami office of a major Florida law firm.

Beyond Fox Rothschild

Steven is an advocate for his home communities. He currently serves as a Councilman for Miami Shores Village.

Honors & Awards

- AV Preeminent™, *Martindale-Hubbell*
- *Chambers USA*, Real Estate, 2012-2018
- *Daily Business Review*, Dealmaker of the Year Finalist, 2014
- *Daily Business Review*, Top Dealmakers of the Year Finalist, 2012

- *Florida Trend*, Legal Elite, 2012
- *South Florida Business Journal*, Power Leaders in Law, 2014-2017
- *South Florida Business Journal*, Best of the Bar, 2003
- *South Florida Business Journal*, The Book of Law, 2010-present
- *South Florida Legal Guide*, Top Lawyers, 2006-2018



LEADING INDIVIDUAL

Practice Areas

- Real Estate
- Zoning & Land Use
- Infrastructure & Development
- Government Relations

Bar Admissions

- Florida
- New Jersey
- New York

Court Admissions

- U.S. District Court, District of New Jersey

Education

- Rutgers Law School (J.D. and M.C.R.P., 1989)
- University of Massachusetts (B.S., 1983)

Memberships

- The Florida Bar
- Florida Fiduciary Forum
- Florida Redevelopment Association
- New Jersey State Bar Association
- New York State Bar Association
- Risk Management Association (RMA) Southeast Florida Chapter

Government and Civic Positions



- Greater Miami Chamber of Commerce, Trustee
- Miami Shores Village
 - Councilmember, 2017-2019
 - Vice Mayor, 2015-2017
 - Planning and Zoning, Board Member, 2013-2015
 - Historic Preservation Board, Chair, 2002-2006
- North Miami Beach Chamber of Commerce, Trustee
- North Miami Chamber of Commerce, Trustee
- Fort Lauderdale Chamber of Commerce, Trustee



Susanne M. Calabrese

Partner

Miami, FL

Tel: 305.442.6548

Fax: 305.442.6541

scalabrese@foxrothschild.com

Susanne is an experienced litigator and trial attorney who handles complex commercial litigation matters in both state and federal court, as well as in arbitrations and appeals. She helps her clients with issues surrounding contracts, business ownership disputes, lease agreements, employment agreements, testamentary documents (wills/trusts), banking transactions, life insurance policies, real estate transactions and issues particular to foreign defendants.

Representative Matters

General Business Litigation

- Secured dismissal of multimillion-dollar trade secrets litigation for **Uruguayan bankers**.
- Defeated bidding challenge to multi-million dollar luggage wrapping contract at Miami International Airport for **international joint venture** by obtaining summary judgment.
- Obtained summary judgment for **national temporary staffing company**, defeating six-figure claims and potential class action for alleged wage and hour violations under the Fair Labor Standards Act.
- Represented **national bank** at trial, obtaining judgment in its favor on issues of fraud, unfair practices and improper residential foreclosure and helping the client to successfully avoid potential liability of more than a half million dollars.
- Represented **medical treatment center** in government fraud investigation.
- Represented **commercial landlord** in lease dispute.
- Represented **beneficiaries** in dispute over distributions under a will and trust.
- Enforced a **small business's** trademark and copyright claims.
- Represented **real estate developer** in contractual dispute.
- Represented **law firms** and other **lawyers** in legal malpractice actions.
- Assisted various **employers** in enforcing terms of noncompete and nonsolicitation agreements against former employees.

Partner Disputes/Business Divorces

- Represented **executives and business owners** in company ownership disputes.

- Prevented appointment of a company receiver in two matters on behalf of clients in ownership disputes after emergency evidentiary hearings.

Out of State Companies/Individuals Sued in Florida

- Argued as lead counsel at oral argument before the Florida Third District Court of Appeal, securing dismissal of a multimillion-dollar defamation case against a **Venezuelan executive** based on lack of personal jurisdiction.
- Secured dismissal of multimillion-dollar trade secrets litigation based on forum non conveniens arguments.
- Secured voluntary dismissal of **app video game designer** from a violation of the right of publicity and misappropriation case based on lack of personal jurisdiction and failure of service of process in federal court.
- Secured dismissal or favorable settlement of various cases based on lack of personal jurisdiction for **foreign defendants**.

Emergency Injunctions

- Obtained emergency temporary injunction on behalf of **national life insurance company** to preserve a policy benefit.
- Obtained protective order preserving the files of a **life insurance agent**, which protected clients from further litigation exposure and costs.
- Defeated petition for permanent injunction for protection against domestic violence.
- Defeated petition for permanent injunction for protection against stalking.
- Obtained permanent injunction for the protection from domestic.

Appellate Practice

- Argued as lead counsel at oral argument before The Florida Third District Court of Appeal and prevailed in a case regarding issues of personal jurisdiction and waiver.
- Won appeal to the Florida Fourth District Court of Appeal regarding a dispute over payments from a life insurance benefit.
- Drafted appellate briefs in various U.S. Courts of Appeal.
- Drafted appellate briefs for **real estate developer** in breach of note case.
- Drafted appellate briefs for **dairy retail chain** regarding successor liability claim for insurance premiums.

Beyond Fox Rothschild

Susanne is a member of the Executive Committee of the Women's Chamber of Commerce of Miami-Dade County, serving in the office of Secretary. In that role, she sponsors various educational and networking events for professional women. She also serves as a member of the Miami Pro Bono Roundtable.

Before Fox Rothschild

Prior to joining the firm, Susanne worked as an associate at a national *Am Law* 100 firm in Washington, DC and at a well-respected regional firm in Miami, FL.

Susanne is a former legal clerk for the U.S. Department of Justice in both the U.S. Attorney's Office in the Civil Division and the Child Exploitation and Obscenity Section. She was also a legal unit intern for the U.S. Equal Employment



Opportunity Commission in San Diego, CA. Susanne served as a legislative intern for U.S. Sen. Charles Schumer's Office in Washington, DC.

While in college, Susanne studied abroad at Oxford University, was a Division 1 track and field athlete and was a member of Alpha Sigma Nu, the honor society of Jesuit colleges and universities and Sigma Tau Delta, the English Honor Society.

Practice Areas

- Litigation
- Appellate Practice
- Directors' & Officers' Liability & Corporate Governance
- White-Collar Criminal Defense & Regulatory Compliance
- Insurance
- Construction

Bar Admissions

- Florida
- District of Columbia
- New York

Court Admissions

- U.S. Court of Appeals, First Circuit
- U.S. Court of Appeals, Eleventh Circuit
- U.S. District Court, Southern District of Florida
- U.S. District Court, Middle District of Florida
- U.S. District Court, Northern District of Florida

Education

- George Washington University Law School (J.D., *with honors*, 2007)
- College of the Holy Cross (B.A., *cum laude*, 2002)

Memberships

- Women's Chamber of Commerce of Miami-Dade County
- Miami Pro Bono Roundtable
- Florida Bar Association
- Miami-Dade County Bar Association
- Palm Beach County Bar Association
- Florida Association for Women Lawyers
- Craig S. Barnard American Inn of Court
- Junior League of the Palm Beaches
- Junior League of Miami

- Chamber of Commerce of the Palm Beaches

Board of Directors

- Women's Chamber of Commerce of Miami-Dade County, Executive Committee



Diane J. Geller

Partner

West Palm Beach, FL

Tel: 561.804.4469

Fax: 561.835.9602

New York, NY

Tel: 212.878.7900

Fax: 212.692.0940

dgeller@foxrothschild.com

Diane provides strategic general counsel services to a wide array of private and public companies, both large and small, offering informed and experienced guidance on business and employment law issues that arise as a matter of operations.

She has a particular focus on representing clients in the staffing industry. A former general counsel for a major public company in the staffing and funding industry, Diane is a seasoned practitioner who helps clients stay compliant with the ever-changing federal and state regulations governing the workplace, as well as the daily challenges facing business owners.

Diane also provides consultative representation to businesses on a variety of transactions and employment related matters, including drafting and negotiating employment contracts, and mergers and acquisitions, licensing and other business models.

Staffing Industry Services

Diane works with clients in the staffing industry regarding various business issues, including preparing various client and employment agreements, including noncompete, confidentiality, independent contractor and separation agreements, affirmative action plans, employee policy handbooks and social media policies. She frequently represents management on matters related to the use of independent contractors and reductions in workforce as well as counsels employers on matters related to harassment and discrimination claims.

She handles inquiries from the U.S. Equal Employment Opportunity Commission, U.S. Department of Labor, Office of Federal Contract Compliance Programs, Justice Department and Department of Homeland Security and has represented clients before the EEOC, the NLRB, the Human Rights Commissions and various local arbitration associations.

General Counsel Services

Diane serves as a trusted business adviser to a range of large and small privately owned and public companies, including staffing companies and franchises, assisting in contract drafting and negotiations, employment matters, and general corporate matters. She also negotiates and structures documentation for purchase or sale of businesses assets and their entities.

Before Fox Rothschild

Diane previously served as general counsel for a multimillion-dollar publicly traded company in the staffing and funding industry. She also was formerly in-house counsel, providing management of the legal needs and risk management for businesses in the propane gas, medical, dental and insurance service industries.

Beyond Fox Rothschild

Diane is a nationally recognized author and speaker on employment law topics – including the complex role of social media in the workplace – at staffing industry and contingent workforce events throughout the United States. She frequently appears as a guest speaker at numerous annual conferences, summits and forums, including the Staffing Industry Analysts Healthcare Staffing Summit, the Staffing Industry Analysts Contingent Workforce Risk Forum. She also appears as a speaker for various events held by the American Staffing Association, TechServe Alliance, Florida Staffing Association and TempNet.

Honors & Awards

- Named among Staffing Industry Analysts' 2018 list of "Global Power 150 – Women in Staffing" (2018)
- Named one of "America's Most Honored Professionals" by American Registry (2016)
- Named among ALM's "Women Leaders in the Law" (2015, 2018)
- Named among the "Top Rated Lawyers in Labor and Employment" by ALM (2015)
- Martindale-Hubbell "AV" rated (2016-2017)

Practice Areas

- Labor & Employment
- Staffing Law
- Corporate
- Franchising & Distribution
- Employee Privacy & Background Checks
- Employment Counseling, Policy Developments & Audits
- Employment Training
- Sexual Harassment Prevention Training
- Unfair Competition & Trade Secrets
- Wage & Hour Law
- Animal Law

Bar Admissions

- Florida
- New York
- Virginia

Education

- Hofstra University School of Law (J.D.)
- Long Island University, C.W. Post Center (B.A., *summa cum laude*)



Memberships

- American Staffing Association
- TechServe Alliance
- Florida Staffing Association
- Society for Human Resource Management
- American Bar Association

Board of Directors

- Florida Staffing Association



Fox Rothschild LLP
ATTORNEYS AT LAW

Information concerning Fox Rothschild for:

Mayor and Village Commission

Village of Biscayne Park

640 N.E. 114th Street

Biscayne Park, FL 33161

John Herin

One Biscayne Tower

2 South Biscayne Blvd., Suite 2750

Miami FL 33131

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jherin@foxrothschild.com



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At A Glance

Fox Rothschild is a national law firm delivering strategic and practical solutions for clients. We are innovative and entrepreneurial – a spirit that attracts some of the brightest legal talent from across the country.

Home to more than 900 attorneys in 27 offices coast to coast, Fox offers a team of accomplished professionals who have honed their legal skills in government and industry.

We appreciate the fluctuating nature of today’s competitive business environment and are skilled at crafting legal solutions that enable our clients to achieve outcomes that may once have seemed impossible. When you choose Fox, you choose an adviser as dedicated to your success as you are.

We serve a wide range of clients, from *Fortune* 500 corporations to startups, family-owned businesses, educational institutions, nonprofit organizations and individuals.



- Atlanta, GA
- Blue Bell, PA
- Charlotte, NC
- Chicago, IL
- Dallas, TX
- Denver, CO
- Exton, PA
- Greenville, SC
- Las Vegas, NV
- Los Angeles, CA
- Miami, FL
- Minneapolis, MN
- Morristown, NJ
- New York, NY
- Philadelphia, PA
- Pittsburgh, PA
- Princeton, NJ
- Raleigh, NC
- San Francisco, CA
- Seattle, WA
- Warrington, PA
- Washington, DC
- West Palm Beach, FL
- Wilmington, DE
- Wilmington, NC



Recognized

Fox attorneys are frequently recognized for their excellent work, both by clients and within the legal industry. Recent awards and recognition include:



Honor Roll in the 2018 *BTI Client Service A-Team*

- Top 15% of firms using technology in innovative ways



“Honor Roll of Most Feared Law Firms in Litigation” in *BTI’s Litigation Outlook 2016-2018*



NLJ Trailblazers in:

- Intellectual Property
- Cybersecurity & Data Privacy
- Regulatory & Compliance
- Energy & Environmental
- Litigation
- M&A and Antitrust



Noted in *Chambers USA* and *Chambers Global* as Leaders in the Law and Recognized Practitioners



A “Go-To Law Firm” in an annual survey of *Fortune 500* companies



A “Top Patent Firm” by *Intellectual Property Today*

Resourceful

We are innovative and entrepreneurial. Our value-driven, business-minded approach is what you should expect in your law firm. This is more important than ever in today’s economy. We offer a comprehensive range of legal services in more than 60 practice areas in nine core areas of law:





Industries

We partner closely with clients to understand their business objectives and the unique challenges they face, working across a broad range of industries, including:



Construction



Education



Entertainment



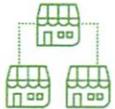
Fashion



Federal Government
Contracts



Financial Services



Franchising



Gaming



Health Care



Hospitality



Infrastructure and
Development



Insurance



Life Sciences



Manufacturing



Medical Technology



Real Estate



Retail



Securities



Technology



Transportation and
Logistics



Government Relations

Attorneys in Fox Rothschild's Government Relations Practice Group have been significantly involved in legislative, administrative, and regulatory matters in Florida, Pennsylvania, New Jersey, Delaware, and Nevada, as well as at the local and federal levels. Our legislative efforts include drafting bills, resolutions and amendments, research and analysis of legislative issues, and firsthand communication with legislators and executive branch officials.

Fox's regulatory assistance includes working with clients before state agencies. We also are experienced in challenging statutes and administrative decisions in the courts.

The Government Relations Practice Group works with businesses and state and local governments regarding government contracts, compliance with state ethics, and lobbying registration requirements. We also work with local governments regarding the expenditure of funds.

Our attorneys consider how to best accomplish a client's objectives in the legislative, administrative, and judicial branches of government and then proactively aid clients in seeking successful outcomes. Fox's lawyer-advocates are skilled draftspersons and can analyze proposed bills and rules considering constitutional questions and other potential statutory or administrative law conflicts. In addition, our lawyers have first-hand legal knowledge of complicated election, ethics, lobbying, and contracting law, and can work with you and your business to assist in creating and maintaining laws and regulations that will help your business prosper.

Services

Our Government Relations attorneys bring a mix of state and federal political, legislative, and administrative background to their work. Services we provide include:

- Legislative Advocacy
- Regulatory & Administrative Law
- Government Contracting Law
- Government Ethics & Lobbying Services Law
- Election & Campaign Finance Law
- Legal Support for Associations and Registered Lobbyists



Government Litigation

We have broad and significant experience advising municipal and governmental clients on litigation, compliance, and risk management, and we are involved in legislative, administrative, and regulatory matters at local, state, and federal levels. Our team has a longstanding and successful history of working with government bodies as participants on commissions, solicitors, serving on government-appointed committees, and appearing before courts and regulatory agencies. We represent our government clients in disputes relating to bids and contracts, construction and public works projects, tax assessments, bankruptcy, and employment issues, among many others.

We find that thorough risk assessments and sound, pragmatic advice reduce the likelihood of litigation. However, if litigation becomes necessary or advisable, our team is composed of seasoned litigators with decades of trial experience, which includes handling a wide variety of litigation matters for government entities. We frequently handle matters in local, state, and federal courts at the trial and appellate levels involving issues that affect local governments and organizations, and we customize strategies tailored to our clients' goals, both long and short term. We're especially proud of our work in class-action litigation where we have a track record of securing important legal victories early on, sometimes shutting down cases completely or significantly narrowing the scope in ways that save our clients time and money.

Although we serve a diverse range of clients, they echo a common theme as to why they chose Fox: our commitment to delivering practical advice. We understand that clients want more than just quality work, so we focus on providing innovative guidance that aligns with their goals and objectives. Our pragmatic approach is evidenced by what we consider the top compliment we've received from clients: we treat their issues and their organizations as if they were our own.

Our litigation services include:

- Alternative Dispute Resolution
- Appellate
- Bankruptcy
- Class Actions
- Employment Litigation
- Eminent Domain/Condemnation
- Immigration
- Intellectual Property
- Tax Litigation
- White Collar Compliance & Defense



Representative examples of our work include:

- Acted as special counsel to a municipality in a federal court action involving a purported bid protest arising from a public works project. Secured a dismissal of all claims against the municipality by a motion to dismiss.
- Represented an assessment appeal board in a tax immunity dispute having widespread implications for school districts and municipalities throughout Pennsylvania.
- Represented a municipality in a multi-million dollar construction dispute in federal court, securing dismissal of the lawsuit.
- Represented a school district in significant state court litigation arising from a contract for architectural services and bankruptcy court litigation related to the bankruptcy and subsequent trusteeship of the architectural firm.
- Represented numerous school districts in dozens of tax assessment appeals.
- Represented a city in claims brought against it by a private utility company for negligence in carrying out a sewer repair project.
- Successfully defended a waste treatment facility in a toxic tort case by having the case dismissed by summary judgment.
- Successfully represented a school district in defending a whistle blower's claim brought by a former business manager, as the result of allegations of improprieties on the part of school administrators in reporting grant money.
- Represented various municipalities in bankruptcy avoidance actions and Chapter 9 filings.
- Represented school districts in various employment disputes.



Environmental

Businesses of every size and in a broad range of industries have come to recognize the advantages of not only complying with environmental law, but also planning for what lies ahead – for themselves and their customers. Whether you are facing complex litigation involving issues like toxic torts or air pollution, seeking to “green” for efficiency, looking for energy and utility advice, or buying or selling a business or property, we can help you navigate increasingly difficult challenges.

Our attorneys know the science, regulations and case law that impact environmental concerns. We know how to work, negotiate and litigate with government agencies such as federal and state environmental protection agencies. We know your business and are responsive and flexible in meeting your needs. Our Environmental Law Practice offers extensive experience across the broad spectrum of environmental law, from compliance advice to litigation.

We have a national record of strong results on behalf of clients in areas such as:

- Environmental litigation
- Environmental aspects of transactions and due diligence
- Permitting
- Compliance and enforcement
- Site remediation
- Product and take-back requirements
- Sustainable “green” development

Experienced Advocacy for All of Your Needs

Our attorneys include seasoned litigators with decades of trial experience. We know what it takes to evaluate risk fairly and avoid disputes. We approach dispute resolution pragmatically but are well-equipped to handle large, complex litigation. Our lawyers have led multiparty Superfund groups to successful settlements and litigated Superfund claims to verdict. We have brought and defended citizen suits; defended product liability and toxic tort claims; and successfully appealed permits, orders and penalty assessments in administrative tribunals.

We also help get deals done. Our extensive experience in structuring and documenting transactions to enhance client value and minimize short and long-term environment-related risks provides meaningful safeguards to the companies we represent. We have developed language for environmental disclosures, LEED compliance, indemnities, access agreements, remediation agreements, leases, stock purchase agreements, real estate purchase and sale agreements, restrictive covenants and deed restrictions. We also develop and negotiate contract language to implement corporate and social responsibility goals and to engage vendors for environmental consulting, EHS outsourcing, recycling and hazardous waste relationships.



Our combined experience has helped us to work successfully with clients on a range of key environmental issues, including:

- Air
- Alternative energy sources and utilities regulation
- Brownfield redevelopment
- Civil and criminal enforcement
- Corporate and commercial transactions
- Emerging technology
- End of life, takeback and recycling
- Energy
- Environmental management systems
- Hazardous waste
- Health and safety
- Land use and real estate
- Municipal and residual waste
- Natural resource damages
- REACH and RoHS and other product requirements
- Sewage planning
- Stormwater management
- Superfund
- Toxic tort
- Water
- Other regulatory programs and compliance

Our lawyers are also well-versed in developing areas of environmental law and policy, including climate change and greenhouse gases, chemical restriction and registration rules, Leadership in Energy and Environmental Design (LEED) certification and green building.

At Fox Rothschild, clients have access to all of the experience and talent of our Environmental Law Practice, backed by the resources of our national network of attorneys working in 60 areas, including real estate, corporate, litigation, zoning and land use, energy and more. Together, we can handle your environmental needs.

Services

- Environmental litigation in state and federal courts
- Environmental aspects of business and real estate transactions
- Collaboration with corporate counsel to implement environmental management systems, design environmental programs and comply with legal requirements
- Regulation of discharge of hazardous materials into the environment (air/water/soil)
- All compliance and related aspects of siting and redeveloping properties, including:
 - Brownfields development
 - Wetlands
 - Stormwater
 - Above- or below-ground tankage
 - Endangered species and ecological concerns
 - LEED certification
- ISRA compliance
- Environmental permitting (air and water)
- CERCLA (Superfund)



- New Jersey's Spill Act compliance
- Pennsylvania's Land Recycling Act (Act 2) and HSCA compliance
- Site remediation
- Natural resource damages
- Environmental regulation
- Toxic torts
- Vapor intrusion

Recent Matters

Environmental Practice Matters

- Advised on the environmental aspects of a corporate acquisition valued at more than \$10 billion.
- Helped sell a Superfund site in a high-end commercial district.
- Helped a small business acquire a parking lot where an oil company continues to monitor groundwater.
- Successfully defended a waste treatment company in a toxic tort case by winning a Daubert motion excluding an expert's testimony and having the case dismissed on summary judgment before it reached a jury.
- Participated as counsel – often in leadership roles – in virtually every one of New Jersey's multiparty environmental cases, from *U.S. v. Price to Passaic River*.
- Counseled clients on compliance with New Jersey's Industrial Site Recovery Act (ISRA - formerly ECRA) as to more than 100 sites.
- Serve as environmental counsel to a large international gaming company redeveloping a former shipyard into a casino and harness track.
- Serve as outside environmental counsel to an international manufacturer on a brownfield redevelopment project to enable expansion of its facility.
- Defended an international manufacturer of gas springs in a complex federal litigation alleging pollution of a public water supply well.
- Serve as overall Environmental Remediation Coordinating Counsel for a *Fortune 25* multinational manufacturing company.
- Serve as counsel on air-permitting and solid waste issues to a publicly traded owner and operator of resource recovery facilities in Pennsylvania.
- Represent Pennsylvania's first planned platinum LEED Certified community.
- Serve as common counsel for CERCLA (Superfund) actions for the Metcoa Radiation Site representing some 160 parties.
- Represented the seller in what is believed to be the first transaction under New Jersey's Brownfields Law.
- Act as liaison counsel for the third-party defendants in the Pennsauken Landfill litigation, involving more than 200 parties.
- Represent an international pharmaceutical company on all land use and zoning aspects for a new corporate headquarters and manufacturing facility.
- Represent a national biosolids company on regulatory compliance and litigation relating to land applications.



- Serve as mergers and acquisitions counsel on environmental issues for a multinational electronics company.
- Serve as counsel on air, water and waste matters, as well as health and safety matters, for facilities throughout the country.
- Assist landowners with negotiating new and existing oil and gas leases for the Marcellus Shale natural gas reserve to optimize the economics of the lease while minimizing the disruption to the landowner's surface use.



Zoning and Land Use

Fox Rothschild's Zoning and Land Use attorneys are active champions of our clients' right to do business and aggressively focus their efforts on helping clients achieve their objectives in zoning and land use activities, in real estate development work, and where necessary, in litigation proceedings. With a national practice, we are one of the largest and most experienced zoning and land use practices in Pennsylvania, New York, New Jersey and Delaware.

Services

We deliver swift and effective service as a project evolves – from pre-acquisition to disposition and all phases in between. We have extensive experience in:

Zoning and Land Use Related Permits and Approvals

- Subdivision approvals for new residential housing developments
- Redevelopment projects including redevelopment agreements and financial incentives
- Land development approvals for new office, industrial and commercial developments and for the renovation and expansion of existing projects
- Rezoning and zone amendments
- Conditional use permits and approvals, variances, special exceptions and certificates
- Highway-related permits from local and state agencies
- Environmental permits, approvals, clearances and releases from environmental liability from local and state agencies
- Military base reuse
- General Plan amendments and Specific Plans
- Compliance with the California Environmental Quality Act (CEQA)
- Compliance with affordable housing regulations
- Compliance with aesthetic and design review regulations
- Negotiating and documenting vested rights to pursue a real estate development
- Negotiation of exactions, dedications and development impact fees
- Compliance with government open meeting and public records laws during the development process

Real Estate Development

- Land use due diligence and site feasibility analysis
- Structuring public private partnerships between developers and cities, counties and other governmental agencies
- Agreements for the acquisition and sale of all types of real estate
- Real estate tax assessment appeals
- Condemnation/eminent domain claims
- Condominium and planned community documentation



- Loan documentation
- Miscellaneous site development documentation, including easements, restrictive covenants, cross-easements, declarations and municipal development/escrow agreements
- Leasing documentation, including the leasing of public trust lands and port district property
- Preparation of land use initiatives and referenda for public vote
- Partnership and limited liability company agreements

Litigation Proceedings Related to the Zoning and Land Use Process

- Land use appeals and mandamus actions in the local courts
- California Environmental Quality Act (CEQA) litigation
- Appeals to the appellate courts
- Federal 1983, equal protection and due process claims
- Injunctions
- Disputes under agreements of sale
- Disputes between property owners
- Code enforcement

Environmental-Related Services

- Environmental aspects development projects
- Regulation of discharge of hazardous materials into the environment (air/water/soil)
- Sustainability and climate change regulation
- All compliance and related aspects of siting and redeveloping properties, including:
 - Brownfields development
 - Wetlands
 - Stormwater
 - Above- or below-ground tankage
 - Endangered species and ecological concerns
 - Preservation of historic structures under federal and state laws
- Analysis of available water supplies for development
- Geologic and seismic hazards
- Greenhouse gas emissions
- Sea level rise and development within flood plains
- Sustainable energy facilities, such as solar, wind and geothermal
- LEED certification, GreenPoint rating, CalGreen compliance (including optional tiers)
- Biotechnology and medical facility impacts and hazards
- Mitigating the impact of development on public services

Additionally, we work closely with our colleagues in the firm's condemnation and eminent domain, construction law and litigation practice areas. We leverage the depth and breadth of our national network of attorneys to provide clients with excellent and cost-effective legal representation. It is one of the reasons our client retention is so high. Not surprisingly, our clients often refer their industry colleagues to us for their most important real estate development projects.



Recent Matters

- Represented a developer for a redevelopment project consisting of 1200 residential units and more than 400,000 square feet of commercial space.
- Represented billboard advertising company in exclusionary zoning litigation and obtained a favorable settlement leading to an ordinance that allowed new billboards.
- Represented a national bank and a national fast food restaurant navigating their application successfully through several hearings in the face of a newly enacted design standards ordinance. We secured a use variance and site plan approval for two primary uses on a single lot where such development was prohibited.
- Litigated and successfully settled a downzoning challenge to a series of predatory municipal ordinances.
- Secured approvals for a 500,000 sq. foot redevelopment project anchored by both one of the world's largest retailers and a major home improvement specialty store.
- Successfully litigated a builders remedy action, resulting in a property development of 185 units where prior zoning only permitted 17 homes.
- Obtained final major site plan approval for a new, 24-story hotel tower and structured parking garage addition and a new 2100-room hotel and casino project.
- Represented a developer in Egg Harbor Township with a 660 unit residential development project.
- Obtained land development approval for a 300,000 square foot shopping center.
- Obtained zoning relief and subdivision approval in connection with a residential cluster development.
- Obtained multiple variances from the zoning hearing board to permit development of a 300+ unit golf course community.
- Obtained final subdivision plan approval for a residential subdivision.
- Obtained final land development approval for the construction of a new automobile dealership.
- Represented a national financial institution in obtaining several variances from the zoning hearing board and final land development approval.
- Obtained final land development/conditional use approval for a continuing care facility and office complex.
- Obtained final land development approval and variances for a 400,000 sq. ft. shopping center.
- Obtained final land development approval for a 90,000 sq. ft. office and commercial complex.
- Negotiated an agreement with the Bedminster Township Municipal Authority in Bucks County New Jersey to construct a new sewage treatment plant and obtained subscription agreements with developers for connections to the new plant.
- Obtained final subdivision approvals for several high density residential subdivisions.
- Obtained multiple variances from the zoning hearing board to enable a new office/retail complex.
- Represented a developer in the rezoning of a development parcel near the Delaware River in Philadelphia for a residential high rise.
- Represented a developer with approvals for multiple self-storage facilities in Philadelphia and the surrounding suburbs.
- Obtained approval on behalf of client, Ian Schrager Company, for a large planned hotel on the Lower East Side of New York City.



- Represented the developer of a master planned community in San Diego, California, with build out of more than 4,500 residential units, more than 500,000 square feet of retail and office space, three new elementary schools, recycled water system and other supporting infrastructure.
- Prepared land use measure for ballot in Bay Area city for proposed redevelopment of 900-acre naval air station for more than 4,300 residential units, three million square feet of commercial uses, 600 boat slips and 145 acres of open space.
- Represented a national medical provider in the development of a more than 1.2 million square foot hospital and medical office building complex in southern California.
- Represented a developer in the land use entitlement and environmental review of a new town development in Los Angeles County consisting of approximately 20,000 residential units and 14 million square feet of commercial space.
- Advised clients in the redevelopment of a portion of the former Fort Ord military base into a resort community with three hotels, residential multifamily properties, retail and office uses.
- Counseled clients in the preparation of environmental impact reports pursuant to the California Environmental Quality Act for new development projects in northern and southern California.
- Represented a developer in the approval of a memorandum of understanding for a proposed major league soccer stadium in the Bay Area.
- Drafted covenants, conditions and restrictions governing the development of a major league baseball stadium and adjacent development.
- Represented a water supply company in obtaining approvals for a new state-of-the-art aquifer storage and recovery facility.



Labor & Employment

In a climate of increasingly complex workplace regulations, employers need strategies that result in productive and cost-effective business outcomes. From labor relations and discrimination claims to employee benefits, Fox Rothschild offers timely, creative and aggressive advice and solutions that resolve — and even prevent — disputes and costly litigation.

Services

- Affirmative action programs and OFCCP compliance
- Employee benefits and compensation planning
- Employee privacy and background checks
- Employment and wage and hour class actions
- Employment counseling, policy developments and audits
- Employment litigation
- Employment training
- Immigration
- Labor management relations
- Staffing law
- Unfair competition and trade secrets
- Wage and hour law
- Workplace safety and health

Employment Counseling, Policy Developments & Audits

Every workplace needs appropriate policies, procedures and auditing systems in order to function in the evolving world of employment law. While many policies and procedures are required by law, even those not state or federally mandated can serve as essential protection against legal claims. At an even more basic level, consistent policies are needed to assure equality of treatment across all employment levels. Treating employees consistently based on appropriately established policies is one of the most effective ways to prevent lawsuits and decrease employee turnover.

At Fox Rothschild, we understand the types of employment issues that arise in the workplace. We know that “one size does not fit all,” and we draft policies and procedures to best protect employers in myriad industries of all sizes and types. We have also learned from the litigation context how policies, procedures, audits and training (or the lack thereof) are viewed and what practices put employers in the best position to defend against claims.

Preventative audits to assess liability, alleviate concerns and update employment practices are an essential service we provide to help clients continually recalibrate in an ever-shifting legal landscape. Our teams work with our clients to comprehensively assess risk in the workplace with an eye toward avoiding future liability.



Whether through drafting an employee handbook, providing harassment training, reviewing a job application or salary matrix, designing a disciplinary or evaluation form, creating checklists for new hires or terminations, vetting a reduction-in-force or reorganization plan, reviewing payroll practices or drafting a policy for a particular workplace challenge, Fox Rothschild's team uses its extensive experience and practical approach to meet the individual needs of an employer.

Employment Litigation

Our employment litigation practice includes trial and appellate work before all state and federal courts and agencies in addition to arbitrations. Our attorneys have experience in litigating matters involving the full range of employment issues, including claims of age, disability, sex and race discrimination and retaliation; sexual harassment; wrongful discharge; whistle-blower violations, noncompete, nondisclosure and trade secret disputes; defamation; fraud; invasion of privacy; public policy violations; and a wide variety of other common law and statutory claims arising in the employment context.

All of our employment litigators are members of the firm's Labor and Employment Department and have the regulatory knowledge to advise clients daily about the implications of the employment laws under which they litigate. We apply the same practical know-how to handling employment litigation that we use in advising our clients.

Our first step in every litigation matter is to work with the client to determine its goals for representation—be it to aggressively defend to the end, resolve expeditiously and/or settle early; or something in between. We understand the cost/benefit analysis that employers and insurers must undertake in determining the appropriate response to litigation. We provide legal insights and candid assessments to our clients with an eye toward expediting the process and providing cost-effective, efficient and sound representation. In every litigation, we evaluate the merits of the case early and formulate a defense strategy tailored to achieving the client's needs and objectives.

We pride ourselves on successful case management through proper staffing, efficient use of information technology during discovery and at trial, coupled with a refusal to reinvent the wheel at our clients' expense. Firmwide accessibility to years of practical legal experience allows us to provide the high-quality representation our clients have come to expect without the extra cost other firms may incur to come up-to-speed on the nuances of employment law.

Our billing rates and fee arrangements are competitive with those of comparable firms. Our commitment to high-quality representation at a competitive price has earned Fox Rothschild the loyalty of our employer clients. It has also resulted in our appointment to a number of select EPL and D&O insurance panels as well as the approval to handle cases with carriers on a case-by-case basis.

Employment Class Actions

Employment class actions often share common traits, including the potential for significant liability, the likelihood of adverse publicity and a direct adverse impact on current employee relations. But these lawsuits



are at the same time unique, with each requiring skilled, strategic and customized legal advice to combat the challenges, thwart the claims (both procedurally and substantively) and help employers meet their overall business goals without interruption.

Fox Rothschild's team of labor and employment attorneys has successfully resolved complex employment-related class and collective action claims in federal and state courts and in a broad range of industries. We defend employers in claims arising out of tip pooling, meal/rest periods, overtime, off-the-clock work, employee misclassification, harassment, equal pay, employment discrimination and employee benefits. We have deep experience in all federal and state employment laws, including the Fair Labor Standards Act and state law equivalents.

By defeating class certification, obtaining summary judgment or using alternative dispute resolution methods, our attorneys effectively and efficiently help employers avert or minimize liability related to class actions. If a case proceeds to trial, we implement extensive cost-saving mechanisms to manage the case for our clients.

Recent decisions by the U.S. Supreme Court are opening doors for employer-defendants and helping to balance the playing field just a bit. However, this area of the law continues to evolve. Fox attorneys continually monitor the outcomes of state and federal court decisions and report to our clients via weekly email distributions and our various employment law blogs.

Employment Training

A rapidly increasing number of states and localities have laws or regulations that require employers to conduct a wide variety of workforce training(s). Even when training is not mandated by law, case law strongly encourages employers to be proactive and to provide training to both managers and employees on a regular basis. Best practices also suggest that preventative training increases employee satisfaction and retention.

We routinely offer training to our clients' employees, wherever they are located, on numerous issues, including:

- Harassment Prevention for Managers (required in California)
- Harassment Prevention (or Workplace Values) for Employees
- Employment Law Updates
- Effective Management Skills
- Employee Relations/Discipline and Discharge
- Effective Documentation
- Best Practices for Hiring and Firing
- Independent Contractor v. Employee Status
- Union Avoidance
- Administering Union Contracts
- How To Conduct an Internal Investigation
- Wage and Hour Compliance
- Leaves of Absences, including the FMLA, ADA, workers' compensation, pregnancy/maternity and various state laws (and the combination thereof)



- Employee Benefits/Health Care Reform
- Immigration Law/I-9 Compliance
- Religious Discrimination and Accommodation
- Social Media in the Workplace
- Violence in the Workplace
- Safety and Security
- Litigation Strategies

Fox Rothschild attorneys who provide training to our clients and to organizations in the communities where we practice are renowned for offering educational programs that are relevant, engaging, practical and enjoyable.

Wage & Hour Law

Wage and hour concerns represent one of the most substantial potential liabilities employers face today.

Every employer, regardless of size is vulnerable to these claims, and the costs of defending, settling or (worst of all) losing can be extreme. Both federal and state laws govern this area, with state law typically more restrictive and expansive than the federal counterparts. Because of the maze of wage and hour rules and regulations, the number of ways for employers to run afoul of the law is vast, and the penalties for even minor violations can far exceed the arguable harm caused. Those regulations, paired with increased government enforcement actions, a more activist plaintiffs' bar and a wealth of information available at employees' fingertips, pose significant challenges for employers.

Fox Rothschild's nationwide team of labor and employment attorneys has years of experience working with employers in a wide range of industries. From that experience, we understand that the only way for employers to "win" a wage dispute is to avoid the dispute in the first place. We guide clients on how to comply with the various wage and hour laws they face and are available to audit their current payroll practices and correct areas that may be out of compliance with the ever-changing wage and hour rules governing their businesses. And, if a wage and hour claim is made against them, we have the experience to aggressively defend individual, collective and class action claims in federal or state court and before the federal and state agencies that enforce these laws. Our lawyers have litigated, and are litigating, such class/collective actions throughout the country.



We provide employers with comprehensive representation on wage and hour issues involving:

- Employee misclassification (exempt v. nonexempt)
- Independent contractor status
- Pre- and post-shift activities, such as “donning and doffing” and other off-the-clock activities
- Travel, on-call and other “working” time
- Tipped employee issues, including tip pools and the tip credit
- Motor carrier exemptions
- Meal periods and rest breaks
- Commissions and bonuses, including retail sales commissions and outside sales exemption
- Overtime calculations and proper rate of pay

Fox Rothschild attorneys also keep clients informed of the latest cases, news and changes in wage and hour law through our numerous employment law blogs, including:



Real Estate

Customized Solutions From a Full-Service Team

At Fox Rothschild, our team of professionals is at the ready to help clients maximize real estate opportunities, whether portfolio transactions or deals involving a single property. Our attorneys are well versed in key areas, such as acquisitions, sales, leasing, financing, zoning, land use, construction, tax appeals and condemnation. We bring a multifaceted perspective to each real estate opportunity and help to identify and address risks and develop practical strategies to meet clients' needs.

With years of experience navigating the real estate market in both upswings and downturns, we are skilled at considering a client's motivation and objectives to advise on the best course of action for each real estate opportunity and challenge. We assist owners, developers, investors, lenders, real estate professionals, design firms, landlords, tenants, financial institutions, syndicators, insurance companies and many other clients. Additionally, throughout our network of offices, Fox Rothschild attorneys maintain key connections at the federal and state level with established and emerging players in the real estate market.

Services

We provide representation in connection with:

Acquisitions

We assist clients in the acquisition of property, directly and through the purchase of distressed debt, for the development, construction, leasing and sale of office buildings, shopping centers, retail properties, hotels and casinos, hospitals and medical centers, commercial and industrial facilities, residential/multifamily properties, mixed-use projects and more. We handle a wide range of complex acquisitions for real estate owners, REITs, lenders and other corporate clients, as well as for municipalities and other public entities, with the goal of structuring the transactions to the benefit of our clients. We manage all aspects of the site acquisition, including title, purchase agreements, joint development agreements, reciprocal easement agreements, access agreements, municipal agreements and approvals and developer agreements.

Sales

We also represent clients seeking to dispose of property and distressed debt secured by real estate. We help structure the deal to be advantageous to our clients and address all related issues, including closing requirements, tax-free exchanges, ground lease matters, title and survey concerns and other due diligence issues. We have handled the sale of both occupied and vacant commercial, retail and industrial facilities; residential properties; office buildings; land; mixed-use projects; and more. Because our firm handles both acquisitions and dispositions, we are well-versed in the issues of greatest importance to both sides and focus our efforts accordingly on closing the transaction to the greatest satisfaction of our client in the particular deal at hand.



Leasing

A well-negotiated lease can save a client time and money. With that in mind, we structure and negotiate leases for both landlords and tenants to reduce business and legal risks, so that the final lease document achieves maximum, practical protection of our client's interests. We handle a variety of leasing transactions for various properties, including office, retail, industrial and manufacturing facilities. We have experience negotiating build-to-suit leases, ground leases, subleases, bond type leases, sale-leaseback transactions and leases for franchisors and franchisees.

Joint Ventures

We assist in the formation of strategic joint ventures for commercial real estate property and for the provision of capital or loans for project funding. We advise clients on the full range of risks and responsibilities related to the venture and help structure the entity and formulate operating or partnership agreements, including any buy/sell or transfer provisions, and consider all capital contributions and tax implications that may impact the venture. When necessary, we also assist clients in exiting the venture and resolving any disputes over control rights and management.

Real Estate Capital Markets

We have a robust real estate capital markets practice headed by attorneys with deep experience in, and connections to, the Midwest's thriving financial services and real estate industries. Commercial lenders, borrowers, private equity funds, publicly traded REITS, municipalities and other public entities call on us for help with acquisitions and dispositions, fund formations, securitizations, private placements, joint ventures, credit lease and sale/leaseback financings and commercial lending and leasing. We advise a range of asset classes, including commercial, retail, office, land, industrial, medical office, student housing, hospitality, senior living, self-storage and mixed use entities.

Financing

We represent financial institutions, borrowers, owners and users in structuring and documenting loans, capital transactions and credit facilities involving REITS, developers and owners and operators of real estate. We also assist developers with loans (including construction, permanent and mezzanine loans) and refinancings for a range of property uses, including land acquisition and residential, historical, hotel, office, retail and mixed-use space. We have assisted clients with mortgages, synthetic leasing, portfolio and mezzanine finance, sale leasebacks, structured debt and REIT financings.

Commercial Foreclosures and Workouts

Our team understands that, for clients confronting the challenging situation of foreclosures and loan defaults on commercial properties, there is no "one size fits all" solution. We have extensive experience assisting corporate clients, including distressed companies and their boards, executives and business owners, management teams, creditors and investors in determining the most appropriate path for each individual situation. We know that foreclosure due to defaulting on commercial loans is not inevitable, and we provide counsel on the various ways to avoid foreclosure, including forbearance, loan modification, short sale, defending the foreclosure, and deed in lieu of foreclosure. When foreclosure is the only possible route, Fox



attorneys represent clients in all aspects of the workout of troubled and failed complex commercial and real estate loans, with an eye toward implementing creative, cost-effective solutions. Finally, based on our decades of experience in the commercial foreclosure and workout area, we have developed a practice that focuses, in large part, on bankruptcy and foreclosure prevention: We help clients avoid or minimize the adverse effects of financial crises through development of contingency plans and alternatives to bankruptcy.

Zoning and Land Use

Our attorneys deliver swift and effective service as a project evolves – from pre-acquisition to disposition and all phases in between. We tackle subdivision approvals for new residential housing developments; land development approvals for new office, industrial and commercial developments and for the renovation and expansion of existing projects; rezonings; conditional use approvals, variances, special exceptions and certificates; highway-related permits; and environmental permits, approvals, clearances and releases from environmental liability.

Condemnation

Whether you are a condemnor looking to get your project moving and completed in the most cost-effective way, or a condemnee looking to contest a condemnation or increase your compensation, Fox Rothschild attorneys can help. We provide assistance with pre-condemnation planning, project management, redevelopment projects, challenges to condemnation, determination of just compensation, litigation and creative settlements.

Hotels and Motels

Fox Rothschild is well-known within the hotel/motel and hospitality industries for our proactive approach to client representation. We represent independent and franchise owners, boutique hotel groups, operators and management companies throughout the United States and abroad, and both full-service and limited-service hoteliers in the negotiation and documentation of acquisitions and dispositions; financing arrangements; hotel management agreements; franchise agreements; and a variety of contractual and personnel issues, including vendor transactions and supplier contracts; workouts and bankruptcies; labor contract negotiations and disputes; and zoning and land use issues.

Tax Appeals

We work with clients to help ensure they pay only their fair share of property taxes based on a fair assessment. We understand the nuances of tax and real estate law and how it applies to each individual case. While we are ready to go to court and litigate your cause if needed, we understand that costs are always an issue and seek out alternative solutions as appropriate. We evaluate the valuation of residential properties as well as commercial properties such as shopping centers, office buildings, marinas, hotels, apartment buildings, casinos, malls, refineries, service stations, manufacturing facilities/plants and environmentally troubled properties.

Public/Private Development Partnerships

Whether it's a business searching for economic development incentives for a new facility or a complex project for a government or municipality involving its infrastructure, our attorneys are adept at maneuvering through



the maze of government bureaucracies to coordinate joint projects between the private sector and governments or municipalities. Our services include negotiating financing terms with lenders and institutional investors; drafting and negotiating lease and concession agreements; representing private entities in obtaining tax credits and subsidized financing; obtaining federal and state environmental approvals, state regulatory approvals, local zoning approvals and land-use clearances; and representing property owners subject to eminent domain actions.

Condominiums, Cooperatives and Planned Unit Communities

We represent developers, unit owner associations and declarants in the formation of condominiums, cooperatives and planned unit communities, both conversions and ground-up developments, for residential, office, retail, industrial and mixed use. For developers, we structure condominium transactions and create effective and efficient legal structures that satisfy the complex requirements of condominium law. We also prepare governing documents and advise numerous owners' associations on day-to-day governance matters as well as issues related to managing any large real estate project or business organization.

Construction Contracts and Disputes

From front-end to close-out, our attorneys are skilled at bringing construction projects to successful completion. We help clients navigate the obstacles that hinder a project's process, providing consultation and representation as needed during construction administration to minimize costs and the risk of any related litigation. We provide assistance with acquisition and land development; financing and bonding; contract negotiation, drafting and interpretation; insurance coverage and claims issues; employment issues; creditor-debtor issues; environmental issues; dispute resolution; intellectual property issues; and recommending teams for a successful construction project.

Sustainability

Fox Rothschild works with clients on many types of sustainability projects, advising on federal and state incentives available for sustainability development, managing legal issues in building green construction from contracts with design professionals to financing documents with lenders, and preparing or reviewing green leases from a landlord's or tenant's perspective.

Matters

Our representative transactions include:

- **Major national homebuilder:** Negotiated and secured 16-year lease of new 162,000-square-foot corporate headquarters, including \$12.5 million landlord contribution toward construction and other improvements.
- **National medical provider:** Represented in the development of a more than 1.2 million square foot hospital and medical office building complex in southern California.



- **Developer of master planned community in San Diego, CA:** Represented in the buildout of residential units, retail and office space, three new elementary schools, recycled water system and other supporting infrastructure.
- **National restaurant company:** Represented in more than 100 transactions, including dispositions, subleases, lease amendments, and leases and ground leases for more than 20 new locations.
- **LG Electronics U.S.A.:** Represented in connection with the acquisition of 111 Sylvan Avenue for LG's new North American headquarters.
- **Lennar Homes:** Represented in connection with numerous land acquisition projects, including Port Imperial in Weehawken, NJ.
- **Centro Watt:** Handled real estate aspects of acquisitions of two public real estate investment trusts and the subsequent disposition of certain non-strategic assets.
- **The Children's Hospital of Philadelphia:** Handled acquisition and development of the Philadelphia Civic Center site, major expansion of its main hospital and leasing for its network of affiliated practices.
- **Sports complex-adjacent property owners:** Represented land owners whose properties were sold or condemned during construction of two Philadelphia sports stadiums: Citizens Bank Park and Lincoln Financial Field.
- **Fulton Bank:** Counseled the bank on multiple commercial loans throughout the Delaware Valley area, including tax-free financing transactions.
- **Teva Pharmaceuticals:** Represented client with a variety of issues related to the development of its East Coast distribution center.
- **Hard Eight Group:** Handled acquisition of a \$100 million-plus portfolio of hotel properties.
- **The Borgata Hotel Casino & Spa:** Secured all permits and approvals for construction and expansion of the Atlantic City property.
- **Vitamin Shoppe:** Represented client in its national retail leasing program.
- **Sun Life Insurance Co. of Canada:** Handled loan transactions throughout Pennsylvania, New Jersey and Delaware, as well as office building acquisitions throughout the country.
- **Multifamily real estate developer:** Representing in the closing a \$13 million HUD loan to construct new apartment buildings in Rock Springs, WY.
- **Denver real estate developer:** Represented in the acquisition of a retail shopping center for \$6.5 million in Denver, CO.
- **Multifamily real estate developer:** Represented in the closing of permanent financing in the amount of \$17 million on an apartment project in Casper, WY.
- **Assisted senior living management company:** Served as the lead real estate lawyer representing the purchaser of Beverly Enterprises, Inc., a NYSE-listed company with a portfolio of more than 350 skilled nursing and related health care facilities, in its \$2.3 billion acquisition. This all-cash merger included the purchase of Beverly's owned real estate by a property holding company and the \$1.3 billion securitized first mortgage financing of the transaction.
- **Real estate owner group:** Counseled the group in the \$60+ million sale of a large ground floor, high-end retail cooperative unit in a prime Madison Avenue location to a large publicly traded Real Estate Investment Trust. The sale was highly structured to achieve the differing tax objectives of the members of the owner group.

Village of Biscayne Park Attorney Services

May 7, 2019

PRESENTED BY:

Rebecca Rodriguez
333 S.E. 2nd Avenue
Suite 3200
Miami, Florida 33131
305-416-6880

rebecca.rodriguez@gray-robinson.com

www.gray-robinson.com

VILLAGE OF BISCAYNE PARK TEAM STRUCTURE

In representations such as this, GrayRobinson implements a team approach designed to maximize communication and responsiveness without over-staffing. As your primary point of contact, **REBECCA RODRIGUEZ** will handle oversight of the work done for the Village of Biscayne, attend all Village Commission meetings, and ensure the overall delivery of satisfaction and value to the Village. In addition to Rebecca, we have identified a team of attorneys organized by their primary practice area, as shown below. These team members will be in regular contact with Rebecca about work completed on behalf of the Village of Biscayne. We believe this team approach will allow us to provide high quality legal services, maintain the flexibility necessary to respond swiftly and thoroughly, and facilitate communication and accountability.

TEAM LEAD



Rebecca Rodriguez
Miami/Fort Lauderdale
General Legal Services

TEAM MEMBERS



Julia Mandell
Tampa
Land Use / Code / Village Charter



Anastasia Protopapadakis
Miami
**Employment & Labor / ADA /
Litigation**

MORE ABOUT YOUR TEAM

Rebecca Rodriguez

Rebecca Rodriguez is a senior associate attorney in GrayRobinson's Miami and Fort Lauderdale offices. Rebecca represents institutional clients such as financial and government entities in state and federal litigation, appeals, and compliance matters. She is currently serving as special counsel to the Emerald Coast Utilities Authority.

Julia Mandell

As the former Tampa City Attorney, Julia is an experienced local government lawyer specializing in land use, development, and general municipal law. She brings more than 20 years of in house counsel and private practice experience to assist clients in regulatory and public policy matters at the local and state level. This experience includes drafting and enforcement of regulations and interacting with governmental agencies, officers, and decision making boards and councils. In addition, Julia has been involved in a variety of litigation matters and contract bid disputes.

Board certified by The Florida Bar in City, County, and Local Government Law, Julia counsels clients on land use, zoning, permitting, real estate, environmental, eminent domain, entitlement, telecommunication, and litigation within these areas. She also handles procurement, RFPs, contract negotiations with government agencies, and public infrastructure projects.

Anastasia Protopapadakis

For the first five years of her career, Anastasia's practice concentrated solely on municipal defense, defending cities and other municipalities in litigation matters in state, federal, and appellate courts. She has defended numerous employment litigation matters, assault and battery cases, defamation cases, section 1981 and 1983 cases, trip/slip and fall cases, eminent domain and inverse condemnation cases, and other general tort matters for municipalities. Anastasia has since expanded her practice to the private sector where she defends these same litigation matters for corporate clients. Anastasia also assists many corporate clients through the garnishment process, both in answering writs of garnishment and collecting on judgments through the writ of garnishment process.

Anastasia also practices employment law having defended cases with allegations of race, age, gender, sex, pregnancy, religious, and disability discrimination, harassment and/or retaliation claims brought under Title VII and/or the Florida Civil Rights Act, the Americans with Disabilities Act, the Family and Medical Leave Act, and federal and state "whistleblower" statutes. She has also defended wage and hour claims brought under the Fair Labor Standards Act, including collective actions and retaliation.

Anastasia also defends corporate and public entities in ADA cases from both Title II and Title III claims. These cases include claims regarding barriers to physical access to physical locations by disabled individuals as well as claims regarding the accessibility of websites and mobile applications to visually impaired and hearing impaired individuals.

MORE ABOUT GRAYROBINSON

GrayRobinson is a full-service law and lobbying firm. Our attorneys, consultants, and regulatory professionals provide legal and lobbying services to local and state governments, developers, *Fortune* 500 companies, emerging businesses, lending institutions, entrepreneurs, individuals, hospitals, other health care organizations, regulated products clients, resorts and hotels. We help our clients accomplish their objectives and conduct post-matter reviews to determine if those objectives were met. We stay consistently aware of changes within and affecting our clients' industries and issue timely electronic updates (E-lets) advising of changing regulations and policy, and how these changes might affect our clients' companies, industries or municipalities.

Where We Are

Our attorneys and government relations professionals are located throughout 15 offices spanning the State of Florida and Washington, DC.

Boca Raton

Mizner Park Office Tower
225 N.E. Mizner Blvd.
Suite 500
Boca Raton, FL 33432
Phone: 561-368-3808

Fort Lauderdale

401 E. Las Olas Blvd.
Suite 1000
Fort Lauderdale, FL 33301
Phone: 954-761-8111

Fort Myers

1404 Dean St.
Suite 300
Fort Myers, FL 33901
Phone: 239-340-7979

Gainesville

720 SW 2nd Ave.
Suite 106
Gainesville, FL 32601
Phone: 352-376-6400

Jacksonville

50 N. Laura St.
Suite 1100
Jacksonville, FL 32202
Phone: 904-598-9929

Key West

221 Simonton St.
Key West, FL 33040
Phone: 305-294-0252

Lakeland

One Lake Morton Drive
Lakeland, FL 33801
Phone: 863-284-2200

Melbourne

1795 W. NASA Blvd.
Melbourne, FL 32901
Phone: 321-727-8100

Miami

333 S.E. 2nd Ave.
Suite 3200
Miami, FL 33131
Phone: 305-416-6880

Naples

3838 Tamiami Trail N.
Suite 410
Naples, FL 34103
Phone: 239-598-3601

Orlando

301 E. Pine St.
Suite 1400
Orlando, FL 32801
Phone: 407-843-8880

Tallahassee

301 South Bronough St.
Suite 600
Tallahassee, FL 32301
Phone: 850-577-9090

Tampa

401 E. Jackson St.
Suite 2700
Tampa, FL 33602
Phone: 813-273-5000

Washington, DC

439 New Jersey Ave. SE
Washington, DC 20003
Phone: 202-546-1761

West Palm Beach

515 N. Flagler Dr.
Suite 1425
West Palm Beach, FL 33401
Phone: 561-268-5727



Why We're Here

GrayRobinson's mission is to apply our legal, lobbying, and regulatory backgrounds and skills in ways that enable our clients to define and achieve their goals while supporting our communities as a matter of mission as well as passion. We do this while honoring and continuing an established tradition of serving our clients and communities through the cultivation of relationships based upon respect, loyalty, and integrity.

When We Grew

Throughout the last decade, GrayRobinson has expanded across the State of Florida and into Washington, DC.

January 2013

GrayRobinson opens its Gainesville office in newly renovated space in the Ayers Technology Plaza in UF's Innovation Square. The move strengthens the Firm's Central Florida presence and intellectual property services provided to tech companies.

April 2013

The Firm strengthens its position in South Florida by officially opening the doors to a new GrayRobinson office in Boca Raton.

September 2015

The Firm expands across South Florida with the opening of its Fort Myers office to better serve a growing number of clients in one of Florida's fastest-growing and innovative cities.

May 2016

Dean Cannon's lobbying firm Capitol Insight joins GrayRobinson's Tallahassee office, creating an unmatched network of professional relationships, lobbying proficiency, and legal background in Florida's capital.

January 2018

GrayRobinson opens its West Palm Beach office as a direct result of clients' increasing legal needs in the South Florida market, with three prominent litigators from Richman Greer. The new GrayRobinson shareholders include a former Florida Bar president, a recent past president of the Florida Association for Women Lawyers, and a member of The Florida Bar Board of Governors.

February 2019

GrayRobinson acquires Washington, DC based lobbying firm, Eris Group, LLC. The acquisition benefits both firms and their clients; integrating strong federal lobbying experience and helping clients succeed at the intersection of law and politics. The acquisition extends GrayRobinson's capabilities beyond Florida, and expands its capacity to serve clients with federal lobbying needs.

April 2019

GrayRobinson and Thompson, Sizemore, Gonzalez & Hearing (TSG&H) announce a strategic alliance to augment GrayRobinson's employment and labor practice and provide TSG&H with additional resources and administrative support for continued growth. TSG&H brings nine attorneys with a statewide reputation for labor and employment representation in the public and private sectors, to GrayRobinson's Tampa office.

We have forged our own path,
creating a firm that best serves
our clients and our
communities.

How We Can Further Assist

Should a need arise for particular matters that require greater experience or specialization, the Village Team will be able to call upon the capabilities and knowledge of any of GrayRobinson's nearly 300 attorneys and consultants.

- Administrative & Regulatory
- Admiralty & Maritime Law
- Affordable Care Act
- Alcohol Beverage
- Alternative Dispute Resolution
- Antitrust & Trade Regulation
- Appellate
- Attorney General Defense
- Aviation and Drone Law
- Banking & Finance
- Bankruptcy & Creditors' Rights
- Business Contingency Litigation
- Cannabis Industry
- Class Action Defense
- Communications, Cable & Broadband
- Construction
- Corporate
- Criminal & White Collar Defense
- Customs & International Trade Law
- Cybersecurity
- Education
- Elder Law
- Election Law
- Eminent Domain & Condemnation
- Employment & Labor
- Entertainment & Sports
- Environmental & Sustainability Law
- ERISA & Employee Benefits
- ESOPs
- Estate Planning
- Exempt Organizations
- Family Law
- Food Law
- Franchising & Licensing
- Government
- Government Affairs & Lobbying
- Guardianship
- Health Care
- Health Information Technology
- Higher Education
- Hospitality
- Immigration
- Insurance
- Insurance Defense
- Insurance Regulatory
- Intellectual Property & Technology
- International
- Land Use Law
- Latin America Capital Flight
- Litigation
- Managed Care
- Media & Communications Law
- Medicaid Planning
- Medical Malpractice Defense
- Mergers & Acquisitions
- OSHA
- Patent
- Personal Injury
- Petroleum
- Probate
- Product Liability & Toxic Tort
- Professional Liability Defense
- Public Finance
- Real Estate
- Religious Organizations
- Residential, Resort & Club
- Restaurant
- Securities
- Securities Litigation, Arbitration & Regulatory Practice
- Senior Housing
- Special Needs Law and Advocacy
- Subrogation
- Taxation
- Technology Transactions
- Tobacco
- Trademark
- Transportation
- Trusts
- Utilities
- Venture Capital
- Wealth Transfer

GOVERNMENT EXPERIENCE & TEAM

GrayRobinson has served as general counsel and/or special counsel to numerous cities, counties, and public agencies. We represent hundreds of clients before governmental entities relating to everything from bidder's protests to DRIs and successfully lobby at all levels of government.

Our government lawyers serve as counsel to the Florida House of Representatives with regards to reapportionment issues and the Florida Citrus Commission. We counsel the Department of Management Services on a variety of employee benefits issues and have represented the state's largest and oldest private children's services agency in negotiating and contracting with the state in the current privatization of child protection services.



Dean Cannon
Executive Vice President & Chair of Government Affairs
Tallahassee

Dean Cannon began his career as a lawyer in Orlando, practicing state and local government law since 1995. From the Panhandle to the Keys, he has represented clients before local, regional, and state government entities. He has represented cities and counties and quasi-governmental authorities, as well as local governments on issues ranging from electric and wastewater utilities to land-use and administrative law. Dean's Legislative and Executive branch lobbying experience includes representing private clients and local government entities on issues including transportation, education, health care, insurance, and appropriations matters.



Mayanne Downs
President & Managing Director
Orlando

Mayanne is the president and managing director of GrayRobinson, the first woman to hold that position. She has served as president of the Orange County Bar Association, the Legal Aid Society, the Central Florida Association of Women Lawyers, and the 100,000-member Florida Bar. She graduated at the top of her class from the University of Florida, and is a member of the University of Florida Hall of Fame. She is City Attorney for Orlando, the first woman to be appointed, and is a member of the Judicial Qualifications Commission, which disciplines judges.



Jason L. Unger
Tallahassee Managing Director
Tallahassee

Jason concentrates his practice in the areas of governmental affairs and administrative law matters, and regularly works with the executive branch agencies and the Legislature on behalf of his clients. Jason has successfully defended cities, counties, sheriffs, school boards, and/or their insurers in the claim bill process.



Doyle Bartlett
Washington, DC Managing Director
Washington, DC

Doyle is a member of the Firm's government relations and lobbying group and leads the federal lobbying arm of GrayRobinson. In his early career, Doyle served for five years as Chief of Staff to Representative Bill McCollum, supporting Congressman McCollum's work as Vice Chairman of the House Banking Committee and Chairman of the House Judiciary Committee's Crime Subcommittee. He oversaw Bill McCollum's race for the U.S. Senate in 1999-2000 and his successful campaign for Florida Attorney General in 2006.



Marlene Quintana
Statewide Recruiting Director
Miami

Marlene Quintana is board certified in Labor & Employment Law by The Florida Bar and represents private and public sector employers in both labor and employment law matters. Marlene has litigated and advised clients in federal civil rights issues (e.g., Title VII, Americans With Disabilities Act, Age Discrimination in Employment Act and Sections 1981-1985) and other federal and state employment matters such as the Family and Medical Leave Act, the Fair Labor Standards Act and the federal and state whistleblower statutes.



Stephen K. Tilbrook
Shareholder
Fort Lauderdale

Stephen Tilbrook is chair of the environmental and sustainability law practice group. Stephen focuses his practice on complex land use, development and environmental matters throughout the state of Florida. Stephen represents property owners, expanding businesses, developers, financial institutions and institutional clients, including hospitals, universities and real estate investment trusts. He focuses on addressing the land use and environmental challenges of urban redevelopment, including brownfields, developments of regional impact, barrier island redevelopment, downtown development, marina developments, special entertainment districts and mixed-use development.



Mark Schellhase
Shareholder
Boca Raton

Mark represents clients in complex commercial litigation matters at the trial and appellate levels, in state and federal courts. His representation includes matters involving commercial and business torts, contract litigation, class action litigation and personal injury defense. For employers, including governments, small businesses and corporate clients, Mark handles a variety of employment law matters. He has also developed a concentration on defending sovereign governmental bodies in Florida.



Emily Pineless

Associate
Boca Raton

Emily is an associate in GrayRobinson's Boca Raton office. She focuses her litigation practice in the areas of commercial and business torts, contract litigation, insurance defense, and personal injury defense, in addition to labor and employment matters for governments and small businesses.



Joseph R. Salzverg

Associate/ Government Consultant
Miami/Tallahassee

Joseph currently lobbies Florida's Legislative and Executive branches of government on issues including appropriations, food manufacturing, growth management, health care, insurance, local government, regulated industries, and utilities. He also represents clients before local governments on procurement, land use, and general government matters. Joseph has successfully represented clients before Miami-Dade County and its various agencies, City of Miami, City of Miami Beach, Town of Bay Harbor Islands, Town of Medley, and the Town of Palm Beach.



Gary I. Resnick

Shareholder
Fort Lauderdale

Gary is a shareholder with the firm and concentrates his practice in the representation of local governments and private clients in government and regulatory affairs, communications and cable law, utilities, charter schools and use of rights-of-way.



Stephanie M. Marchman

Shareholder
Gainesville

Stephanie represents private and public sector employers in the areas of labor and employment law, civil litigation and government law. Prior to joining GrayRobinson, Stephanie was a Senior Assistant City Attorney with the City Attorney's Office in Gainesville, Florida. For 11 years, she was a counselor, litigator and transactional lawyer for the City of Gainesville in the areas of labor and employment law, employee benefits, constitutional law, ethics and Sunshine Law.



Christopher T. Dawson

Senior Associate
Orlando/Tallahassee

Chris is an attorney and professional lobbyist in the firm's Orlando office licensed to practice law in both Florida and Alabama. He primarily focuses on lobbying and government relations for public and private sector clients at the executive and legislative levels of state government, as well as before political subdivisions of the state, including counties, cities, airport authorities, transportation authorities, port authorities, school districts, and water management districts.



Thomas A. Cloud

Shareholder
Orlando

Tom has been a local and state government, utility, land use, and environmental law attorney. Board certified in City, County, and Local Government Law, Tom has represented over 70 Florida cities, including five as city attorney. His practice includes negotiating complex contracts, drafting dozens of city and county legislative initiatives and ordinances, creation and defense of municipal rates, fees, assessments, and charges, obtaining state and local government regulatory approvals and all matters attendant to the acquisition, development and utilization of both real property and business acquisitions and sales.



VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report
REGULAR MEETING

Item # 11.b

TO: Honorable Mayor and Members of the
Biscayne Park Village Commission

FROM: Roseann Prado, Village Clerk

DATE: May 07, 2019

TITLE: Variance Application PV18-0003 11390 NE 8 Ave: Legalization of
shed & pergola in the back yard
Marie-Emmanuelle Theard

Recommendation

Planning & Zoning Board denied approval on P&Z Board meeting of 01/07/2019.

Background

The owners appeal before this Commission on Regular Commission Meeting of rescheduled meeting of March 19, 2019.

Notices of Hearing were sent to all residents on a radius of 500 ft as well as advertised on Daily Business Review on February 07, 2019 and February 22, 2019.

Because of rescheduled meeting, the advertisements were not in compliance, need to re-advertise. Re-advertisement were posted at Daily Business Review on April 09 and April 22, 2019.

Notices of Hearing were re-sent to al to all residents on a radius of 500 ft.

Financial Impact:

The owners paid the required fees of \$ 150.00 for Application and \$ 250.00 for Advertisement.

Attachments

- Variance Application
- Advertisement
- Letter of Notice of Hearing

Prepared by: Roseann Prado



VILLAGE OF BISCAYNE PARK

640 NE 114th St. Biscayne Park, FL 33161
Tel: 305 899 8000 Fax: 305 891 7241

VARIANCE APPLICATION

Pursuant to Section 15.3 of the Code of Ordinances of the Village of Biscayne Park, Florida, a property owner may request a variance of the zoning code.

Date: 12/23/2018

PROPERTY ADDRESS: 11390 NE 8 Ave BISCAYNE PARK, FL 33161

PROPERTY OWNER

Name: MARIE-EMMANUELLE THEARD (FIRST, LAST, MI)

Mailing Address: 11390 NE 8 Ave City: BISCAYNE PARK ST: FL Zip: 33161

Telephone: (305) 502-3308 [] Home [x] Cell [] Work

E-Mail Address: emmanuelle@hotmail.com

Application is made for (type of variance requested): legalization of shed & pergola in the back yard. please see attached

OWNER AFFIDAVIT

I, Marie Emmanuelle Theard, being first duly sworn, depose and say that I am the legal owner of record of the property described and which is the subject of the proposed variance, and that all statements and representations made are true and correct.

I acknowledge that I am subject to penalties of law, including the laws on perjury, and to possible revocation of this variance for any false or misleading statements in this application.

State of Florida County of Miami-Dade

[Signature] Signature of Property Owner

On this 27 day of December, 2018, before me, the undersigned notary public, personally appeared Marie-Emmanuelle Theard, known to me to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

[] Personally Known -OR- [x] Produced ID - Type of ID: FL-Driver's License

[Signature] Notary Public



Date: 12/27/18

Board of Zoning

We would like to request that you please review and approve our petition for a variance for the following reasons:

1. We don't have enough square footage in the backyard as we only have $15\text{ft} + 65\text{ft} = 975$ sq ft total. We have a decent front yard but a tiny back yard not allowing us to choose the location of the pergola and shed.
2. The pergola and the shed are already installed. The posts of the pergola are already 3+ feet underground, in poured concrete, making it complicated to relocate. (See photos).
3. Next to the house we have to cope with AC unit + Gas meter/tank less water heater, so all these spots are blocking the possibility to put the pergola anywhere other than where it is currently located.
4. If the shed had to be relocated, it could only be moved to the North West side of the property, where it would become visible from the street making it an esthetic issue. We would also have to pour a concrete slab to be able to relocate it there, so this would be a hardship with more work and money involved. While where it is now it sits very discreetly in the least visible possible location. If requested we could even hide it behind a fence, but I doubt it is necessary as we can barely see it from the street, you really need to look for it to see it. (See photos).
5. The shed and the pergola are barely visible from the street, there is just a tiny angle where you can see them and you really need to look carefully to see them from the street. Even our (unique) neighbor can barely see them as they are hidden by a 6 foot fence. As he has a 13,000 sq ft lot (we have only 5,800 sq ft), that does not impact him in any way.
6. The Shed was inspected and approved on Wednesday December 14th, 2018 by the village inspector.

PROPERTY ADDRESS:

11390 NE 8 Ave

BISCAYNE PARK, FL 33161

PLANNING & ZONING BOARD REVIEW

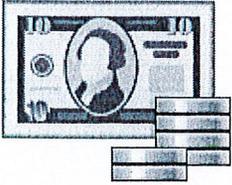
Section(s) of the Code to be appealed for the variance request:

Date of Meeting: 1 / 2 / 19

APPROVAL: _____ _____ _____ _____ _____

DENIED: ARO gph (DPS) (D) _____

REASON FOR DECISION: All 4 Variance Requirements not met.



RECEIPT NUMBER

00006333

Village of Biscayne Park

600 Northeast 114th Street

Biscayne Park, FL 33161

Ph: (305) 899-8000

Fax: (305) 891-7241

Paid By

MARIE EMMANUELLE THEARD

11390 NE 8 AVE

BISCAYNE PARK, 33161

12/31/2018

Type	Record	Category	Description	Amount
Permit	PV18-0003	Standard Item	Application Fee - With Permit	\$ 150.00
Permit	PV18-0003	Standard Item	Advertisement Fee	\$ 225.00

Total	\$ 375.00
Cash	
Check	\$ 375.00
Credit	
Transferred	
Tendered	\$ 375.00
Change	\$ 0.00
To Overpayment	\$ 0.00

PAID

CHK. NO. 1337

DATE 1/10

Village of Biscayne Park

600 Northeast 114th Street

Biscayne Park, FL 33161

(305) 899-8000

(305) 891-7241

Invoice For Permit: PV18-0003

Print Date: 12/31/2018

Pay by Account In Full



Pay by Account In Full

MARIE EMMANUELLE THEARD

11390 NE 8 AVE

BISCAYNE PARK 33161

\$ 375.00

Invoice No	Invoice Date	Permit Number	Address	Amount Due
 00006522	12/31/18	PV18-0003	11390 NE 8 AVE	\$ 375.00
Fee Details:	Quantity	Description	Amount Cost	Balance
	1.000	Application Fee - With Permit App	\$150.00	\$ 150.00
	1.000	Advertisement Fee	\$225.00	\$ 225.00
Total Amount Due				\$ 375.00



Village of Biscayne Park

Building Department

640 Northeast 114th Street

Biscayne Park, FL 33161

Phone: (305) 899-8000 Fax: (305) 891-7241

Permit #: PB18-0523 **Issued:** 09/11/2018 **Expires:** 03/10/19

LOCATION	OWNER
11390 NE 8 AVE 17-2231-003-0650	MARIE EMMANUELLE T 11390 NE 8 A BISCAYNE P
WORK DESCRIPTION: INSTALLATION OF SHED	CONTRACTOR

APPROVED: _____

POST THIS CARD SO IT IS VISIBLE FROM THE STREET

Building Inspection Approvals	Plumbing Inspection Approvals	Electrical Inspection Approvals
Foundation	Rough	Rough
Rough	Final	Final
Insulation	Heating Inspection Approvals	Refrigeration Inspection Approvals
	Rough	Rough
Final	Final	Final

PERMIT REQUIRED: Dble Fee - Chapter: 16Enforcement | EEN18-1106**Property Information**

17-2231-003-0650

11390 NE 8 AVE**Code Officer:** Christina Caserta**Name Information**

Owner: MARIE EMMANUELLE THEARD

Phone:

Occupant:

Phone:

Complainant:

Phone:

Enforcement Information**Date Filed:** 08/01/2018**Date Closed:****Status:** OPEN**VIOLATION:**

Pergola installed in backyard without a permit.

LAST ACTION DATE: 08/01/2018**LAST ACTION:** COURTESY NOTICE**NEXT ACTION DATE:**

12/10/2018

NEXT ACTION PLANNED:

CODE BOARD

PREVIOUS COMMENTS:

8/1: rang bell no answer, check BS&A for permit & none on file. Pics taken . CC

8/6: Spoke with owners husband, Laurent, he advd he was out of town. He advd the previous owners told them they pulled all the permits. I told him we will pull the files from storage to see if there are any older permits on file that may be associated with the structure on the property. I asked him to check back with me at the end of the week to find out the status. CC

8/6: External storage revealed no files for this property. All documents are contained in the street file in city hall office. Reviewed the street files and found the shed permit, but no permit for pergola.

8/13: Recv'd message from Marie Emmanuelle (305) 502-3308.

8/14: Retn'd call to Marie Emmanuelle & left message on voice mail.

8/14: Spoke w/ Marie Emmanuelle and advd her no permits on file. Also advd no permits on file for a pergola. She advd she will come in and obtain a permit (I provided her with the next cut off date for P&Z which is the 24th of August and if she is has submiitted the plans by then I can grant her additional time to get approvals. I asked her to keep in touch with the progress she has made.

8/24: Owner came in & applied for the Permit.

9/4: P&Z Board disapproved the plans as they needed more details on how it is being anchored and built. owner indicated to Jean (Building dept) that she would bring in new details and hope to make the next meeting. Next meeting is October 1st.

11/30: No further action to obtain permit

11/30: Notice to Appear issued

11/30: Notice to Appear Posted at property

EXTENSION:**SEND NOV:****ISSUE NOTICE TO APPEAR:****COMPLIED / CLOSE CASE:****CODE OFFICER:** _____









Village of Biscayne Park

640 Northeast 114th Street
Biscayne Park, FL 33161
(305) 899-8000
(305) 891-7241

Invoice For Permit: PB18-0523

Print Date: 09/04/2018

Pay by Account In Full



Pay by Account In Full

MARIE EMMANUELLE THEARD
11390 NE 8 AVE
BISCAYNE PARK 33161

\$ 197.38

Invoice No	Invoice Date	Permit Number	Address	Amount Due
00006118	09/07/18	PB18-0523	11390 NE 8 AVE	\$ 197.38

Fee Details	Quantity	Description	Amount Cost	Balance
	1.000	Admin Fee	\$20.00	\$ 20.00
	1.000	Base Fee	\$60.00	\$ 60.00
	1.000	Building Inspector Review Fee - \$95	\$95.00	\$ 95.00
	900.000	Building Permit Fee	\$17.00	\$ 17.00
	900.000	Dade County Surcharge	\$.72	\$ 0.72
	17.000	DBPR Surcharge	\$2.00	\$ 2.00
	17.000	DCA (Radon Gas) Surcharge	\$2.00	\$ 2.00
	1.000	Technology Fee	\$.42	\$ 0.42
	900.000	Training/Education Surcharge	\$.24	\$ 0.24

Total Amount Due **\$ 197.38**

Village of Biscayne Park

640 Northeast 114th Street

Biscayne Park, FL 33161

(305) 899-8000

(305) 891-7241

Invoice For Permit: PB18-0508

Print Date: 08/22/2018

Pay by Account In Full



Pay by Account In Full

MARIE EMMANUELLE THEARD

11390 NE 8 AVE

BISCAYNE PARK 33161

\$ 50.00

Invoice No	Invoice Date	Permit Number	Address	Amount Due
 00006076	08/24/18	PB18-0508	11390 NE 8 AVE	\$ 50.00
Fee Details:	Quantity	Description	Amount Cost	Balance
	2.000	P&Z Meeting Charge	\$50.00.	\$ 50.00
Total Amount Due				\$ 50.00

Tel: 305 899 8000
 Fax: 305 891 7241

VILLAGE OF BISCAYNE PARK
PERMIT APPLICATION
 Fees set October 7, 2014



Village of Biscayne Park
 640 NE 114th Street
 Biscayne Park, FL 33161
 building@biscayneparkfl.gov

DATE: _____

PERMIT #: _____

JOB ADDRESS: _____

PROPERTY OWNER INFORMATION		CONTRACTOR INFORMATION																			
Name: <u>Marie Emmanuelle Theard</u>	Company Name: _____	Address: <u>11390 NE 8th AVE</u>	Address: _____																		
City: <u>Biscayne Park ST FL</u> Zip: <u>33161</u>	City: _____ ST _____ Zip: _____	Telephone: <u>305 - 502 - 3308</u>	Telephone: _____ - _____ - _____																		
E-Mail: <u>EmmanuelleTheard@gmail.com</u>	License No.: _____																				
PERMIT TYPE (Check ONLY one)		TYPE OF WORK (Check ONLY one)																			
<input checked="" type="checkbox"/> BUILDING	<input type="checkbox"/> CHANGE CONTRACTOR	<input type="checkbox"/> NEW CONSTRUCTION	<table border="1" style="width:100%; border-collapse: collapse;"> <tr><th style="text-align: left;">ESTIMATED JOB COST</th></tr> <tr><td> </td></tr> <tr><th style="text-align: left;">SQUARE FOOTAGE</th></tr> <tr><td> </td></tr> </table>	ESTIMATED JOB COST		SQUARE FOOTAGE															
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Architectural plans must be provided in both hard copy and electronic format.																					
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Name: _____	FOLIO NO: <u>17-2231-003-0650</u>	Address: _____	<input checked="" type="checkbox"/> SINGLE FAMILY <input type="checkbox"/> DUPLEX																		
City: _____ ST _____ Zip: _____	Telephone: _____ - _____ - _____	License No.: _____	<input type="checkbox"/> OTHER: _____																		
DESCRIPTION OF WORK																					
<u>Pergola size 11 feet by 9 feet. 10 feet by 8 feet storage shed.</u>																					
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<u>Marie Theard</u> 8/23/2018 Signature of Owner or Agent Date Print Name (Owner or Agent)	_____ _____ Signature of Qualifier Date Print Name (Qualifier)	STATE OF FLORIDA, COUNTY OF <u>MIAMI-DADE</u>																			
Sworn to and subscribed before me this <u>23</u> day of <u>August</u> 20 <u>18</u> .	Sworn to and subscribed before me this _____ day of _____ 20____.																				
NOTARY FOR OWNER OR AGENT Personally Known OR Provided ID _____	NOTARY FOR QUALIFIER Personally Known OR Provided ID _____																				
PLANNING & ZONING BOARD REVIEW FEE \$25.00 Date: _____, 20____ <input type="checkbox"/> Approved <input type="checkbox"/> Not Approved By _____	TOTAL FEE \$ _____	<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Discipline</th> <th style="text-align: center;">AP</th> <th style="text-align: center;">DAP</th> </tr> </thead> <tbody> <tr><td>Electrical</td><td style="text-align: center;"> </td><td style="text-align: center;"> </td></tr> <tr><td>Mechanical</td><td style="text-align: center;"> </td><td style="text-align: center;"> </td></tr> <tr><td>Plumbing</td><td style="text-align: center;"> </td><td style="text-align: center;"> </td></tr> <tr><td>Roofing</td><td style="text-align: center;"> </td><td style="text-align: center;"> </td></tr> <tr><td>Bldg Official</td><td style="text-align: center;"> </td><td style="text-align: center;"> </td></tr> </tbody> </table>	Discipline	AP	DAP	Electrical			Mechanical			Plumbing			Roofing			Bldg Official			
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777 N.W. 72nd AVENUE SUITE 3025
 MIAMI, FLORIDA 33126
 TELEPHONE: (305) 262-0400
 FAX: (305) 262-0401
 www.ibarralandsurveyors.com

JOHN IBARRA & ASSOC., INC.

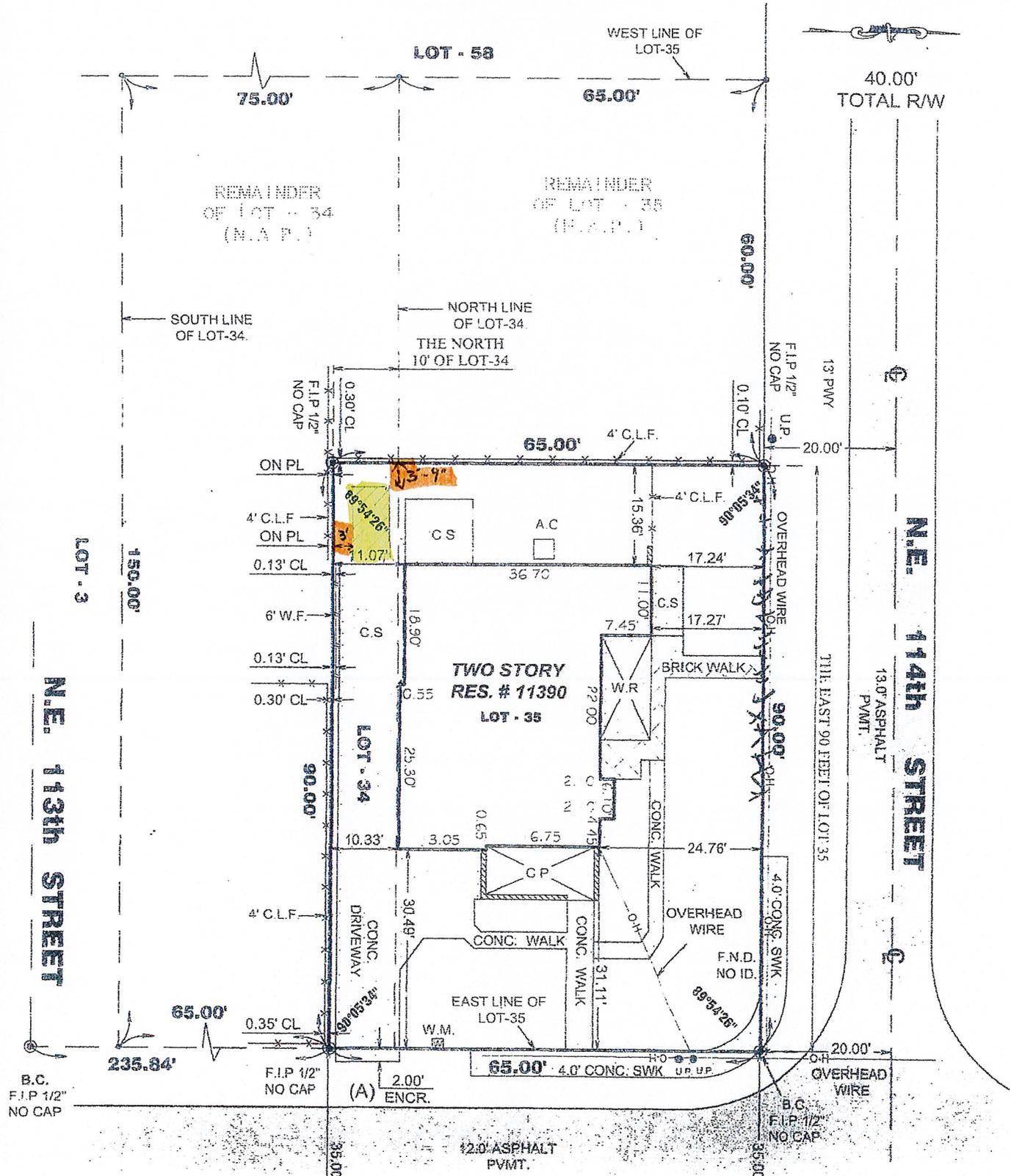
LAND SURVEYORS

VILLAGE OF BISCA
 SURVEY No. 12-01-116
 SHEET No. 2 OF 2
 JOB CC

DRAWN BY: NGH

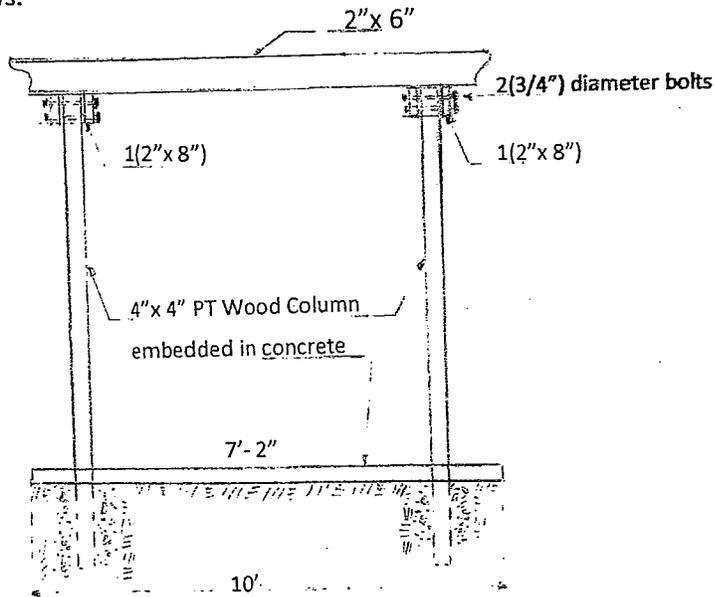
BOUNDARY SURVEY

SCALE = 1" = 20'



10(2'x 6') @ 12" wood joists are connected to

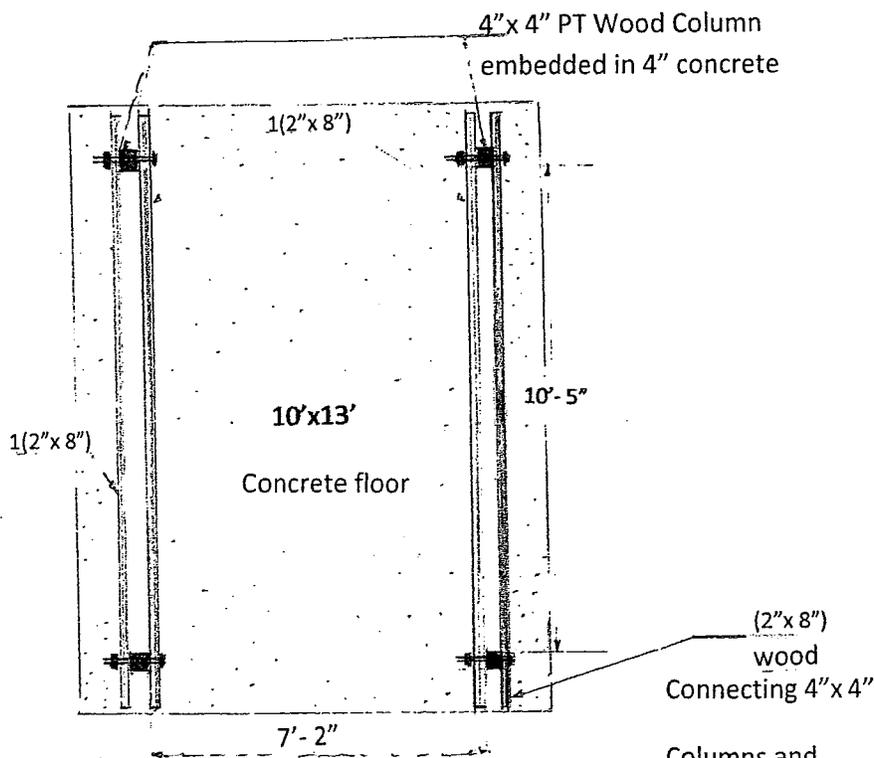
the 2(2'x 8') wood beams with 8(3-1/2") long screws.



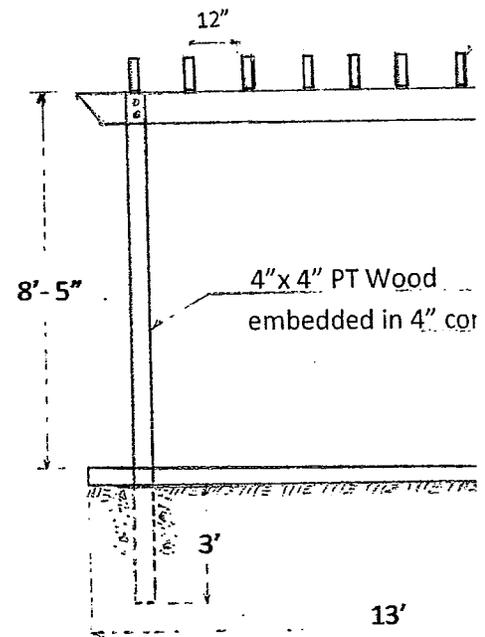
REAR ELEVATION

Scope of work for New Wood Pergola on Concrete

A new 7'-2" x 10'-2" wood pergola built for recre
 opened area at rear of existing 2 story house by in
 4 new Pressure treated 4" x 4" wood columns w/
 Embedment of 3' below slab, centered & encasec
 Diameter concrete poured in place foundation.
 These 4" x 4" columns are connected 2 by 2 on bot
 By using 1(2" x 8") in and out attached together w
 with 2(3/4") diameter bolts.



FLOOR PLAN



NORTH ELEVAT

(2" x 8")
 wood
 Connecting 4" x 4"
 Columns and
 anchored with 3/4" x 8"
 carriage bolts and nuts

All materials used and work to be
 and with approval of local authori

Tel: 305 899 8000
 Fax: 305 891 7241

VILLAGE OF BISCAYNE PARK
PERMIT APPLICATION
 Fees set October 7, 2014

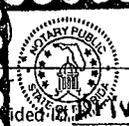


Village of Biscayne Park
 640 NE 114th Street
 Biscayne Park, FL 33161
 building@biscayneparkfl.gov

DATE:

PERMIT #:

JOB ADDRESS:

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City: <u>Biscayne Park ST FL</u> Zip: <u>33161</u>	City: _____ ST _____ Zip: _____	Telephone: <u>305 - 502 - 3308</u>	Telephone: _____ - _____ - _____																	
E-Mail: <u>Emmanuelle@hotmail.com</u>	License No.: _____																			
PERMIT TYPE (Check ONLY one)		TYPE OF WORK (Check ONLY one)																		
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Tel: 305 899 8000
Fax: 305 891 7241

VILLAGE OF BISCAYNE PARK
PERMIT APPLICATION



Village of Biscayne Park
640 NE 114th Street
Biscayne Park, FL 33161
building@biscayneparkfl.gov

Fees set October 7, 2014

DATE:

PERMIT #:

JOB ADDRESS:

PROPERTY OWNER INFORMATION	CONTRACTOR INFORMATION
Name: <u>Marie Emmanuelle Theard</u>	Company Name: _____
Address: <u>11390 NE 8th AVE</u>	Address: _____
City: <u>Biscayne Park ST FL</u> Zip: <u>33161</u>	City: _____ ST _____ Zip: _____
Telephone: <u>305 - 502 - 3308</u>	Telephone: _____ - _____ - _____
E-Mail: <u>Emmanuelle.T@hamail.com</u>	License No.: _____

PERMIT TYPE (Check ONLY one)	TYPE OF WORK (Check ONLY one)				
<input checked="" type="checkbox"/> BUILDING <input type="checkbox"/> ELECTRICAL <input type="checkbox"/> MECHANICAL <input type="checkbox"/> PLUMBING/GAS <input type="checkbox"/> PAVING/DRAINAGE <input type="checkbox"/> ROOFING	<input type="checkbox"/> CHANGE CONTRACTOR <input type="checkbox"/> EXTENSION <input type="checkbox"/> RENEWAL <input type="checkbox"/> SHOP DRAWING <input type="checkbox"/> PAINTING (exterior only) <input type="checkbox"/> FENCE				
<input type="checkbox"/> NEW CONSTRUCTION <input type="checkbox"/> ADDITION DETACHED <input type="checkbox"/> ALTERATION EXTERIOR <input type="checkbox"/> REPAIR / REPLACE <input type="checkbox"/> ALTERATION INTERIOR <input type="checkbox"/> ADDITION ATTACHED	<table border="1" style="margin: auto;"> <tr><th style="font-size: small;">ESTIMATED JOB COST</th></tr> <tr><td style="font-size: large; text-align: center;">900</td></tr> <tr><th style="font-size: small;">SQUARE FOOTAGE</th></tr> <tr><td style="height: 20px;"></td></tr> </table>	ESTIMATED JOB COST	900	SQUARE FOOTAGE	
ESTIMATED JOB COST					
900					
SQUARE FOOTAGE					

Architectural plans must be provided in both hard copy and electronic format.

ARCHITECT / ENGINEER INFORMATION	PROPERTY INFORMATION
Name: _____	FOLIO NO: <u>17-2231-003-0650</u>
Address: _____	<input checked="" type="checkbox"/> SINGLE FAMILY <input type="checkbox"/> DUPLEX <input type="checkbox"/> OTHER: _____
City: _____ ST _____ Zip: _____	
Telephone: _____ - _____ - _____	
License No.: _____	

DESCRIPTION OF WORK

~~Perforate 20' x 20' by 10' x 10'.~~ 10 feet by 8m feet Storage Shed.
* ONLY SHED *

APPLICATION IS HEREBY submitted to obtain a PERMIT to do work and installations as indicated. I certify that no work has commenced prior to the issuance of a permit and that all work will be performed to meet the standards of all laws regulating construction in the Village of Biscayne Park. If work has commenced without such permit, a double fee will be applied to the permit cost. I understand that separate permits must be secured for each permit type. **OWNER'S AFFIDAVIT:** I certify that all the foregoing information is accurate, and that all work will be done in compliance with all applicable laws regulating construction and zoning. Furthermore, I authorize the above-named contractor to do the work stated. **AGENT'S AFFIDAVIT:** If an agent is representing the owner, a separate affidavit must be completed and attached herewith authorizing this substitution. A tenant can submit on behalf of the owner with a notarized letter of acknowledgement. **WARNING TO OWNER:** Your failure to record a Notice of Commencement may result in paying twice for improvements to your property. If you intend to obtain financing, you must consult with your lender or an attorney BEFORE recording your Notice of Commencement.

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PLANNING & ZONING BOARD REVIEW FEE \$25.00

Date: 9/14/18, 20____

Approved
 Not Approved

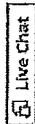
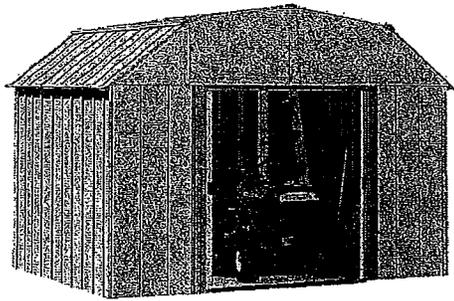
By [Signature] [Signature] [Signature]

TOTAL FEE	Discipline	AP	DAP
\$ _____	Electrical		
	Mechanical		
	Plumbing		
	Roofing		
	Bldg Official		

[Signature] 9/14/18

Home / Storage & Organization / Sheds, Garages & Outdoor Storage / Sheds / Metal Sheds

Model # DK108 Internet #100151102 Store SKU #817573



Share Save to Favorites Print

Arrow

Dakota 10 ft. x 8 ft. Steel Shed

★★★★★ (88) Write a Review Questions & Answers (56)

- Gambrel roof provides an abundance of head room and storage space
- Electro galvanized steel for corrosion resistance
- Appealing two tone aesthetics in Eggshell and Taupe

\$479⁰⁰ /each

Quantity

Pick Up at a Nearby Store Today

We'll Deliver It to You

Add to Cart

Add to Cart

Not in Stock at your N Miami/Biscayne store

Standard Delivery

3 in Stock at Hollywood, FL (7.8 mi)

Expect it
August 31 - September 11

Aisle 53, Bay 008 Text to Me

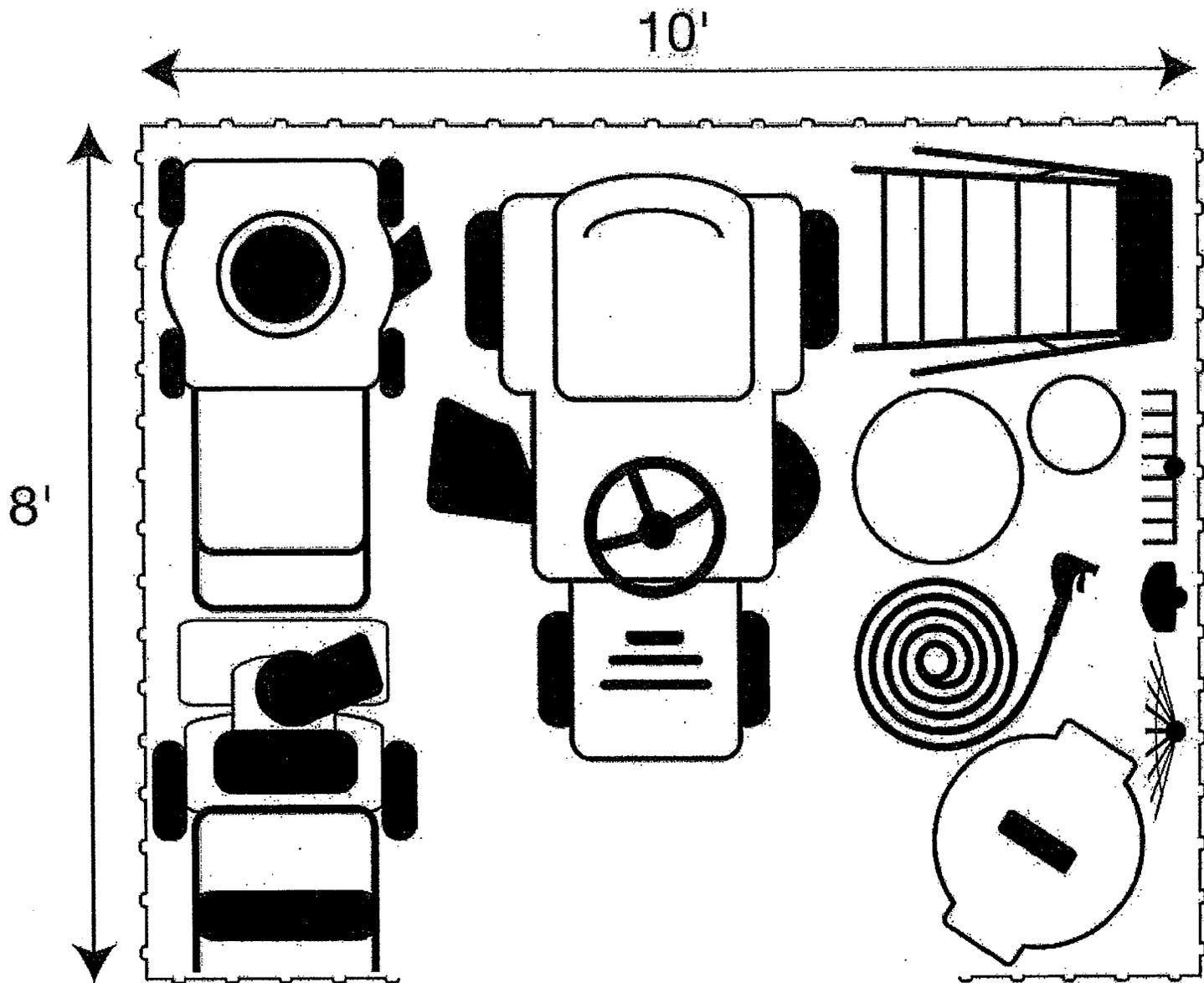
Delivery Options

Check Another Nearby Store

Or buy now with

We're unable to ship this item to:
AK, GU, HI, PR, VI*More

Easy returns in store and online
Learn about our return policy





DEPARTMENT OF REGULATORY AND ECONOMIC RESOURCES (RER)
BOARD AND CODE ADMINISTRATION DIVISION

MIAMI-DADE COUNTY
PRODUCT CONTROL SECTION
11805 SW 26 Street, Room 208
Miami, Florida 33175-2474
T (786) 315-2590 F (786) 315-2599

www.miamidade.gov/economy

NOTICE OF ACCEPTANCE (NOA)

Arrow Shed, LLC
1101 N. 4th Street
Breese, IL 62230

SCOPE:

This NOA is being issued under the applicable rules and regulations governing the use of construction materials. The documentation submitted has been reviewed and accepted by Miami-Dade County RER- Product Control Section to be used in Miami Dade County and other areas where allowed by the Authority Having Jurisdiction (AHJ).

This NOA shall not be valid after the expiration date stated below. The Miami-Dade County Product Control Section (in Miami Dade County) and/or the AHJ (in areas other than Miami Dade County) reserve the right to have this product or material tested for quality assurance purposes. If this product or material fails to perform in the accepted manner, the manufacturer will incur the expense of such testing and the AHJ may immediately revoke, modify, or suspend the use of such product or material within their jurisdiction. RER reserves the right to revoke this acceptance, if it is determined by Miami-Dade County Product Control Section that this product or material fails to meet the requirements of the applicable building code.

This product is approved as described herein, and has been designed to comply with the High Velocity Hurricane Zone of the Florida Building Code.

DESCRIPTION: Cold Formed Steel Utility Sheds

APPROVAL DOCUMENT: Drawing No. S1, S2 and S3, titled "6' x 5', 8' x 6', 8' x 8' & 10' x 8' Utility Sheds", sheets S1 through S3, dated 06/12/2012, prepared by McGinnis & Associates Consulting Engineers, Inc., signed and sealed by Daniel W. McGinnis, P.E., on 04/08/2013, bearing the Miami-Dade County Product Control Revision stamp with the Notice of Acceptance number and expiration date by Miami-Dade County Product Control Section.

MISSILE IMPACT RATING: Large and Small Missile Impact Resistant

LABELING: Each unit shall bear a permanent label with the manufacturer's name or logo, city, state and the following statement: "Miami-Dade County Product Control Approved", unless otherwise noted herein.

RENEWAL of this NOA shall be considered after a renewal application has been filed and there has been no change in the applicable building code negatively affecting the performance of this product.

TERMINATION of this NOA will occur after the expiration date or if there has been a revision or change in the materials, use, and/or manufacture of the product or process. Misuse of this NOA as an endorsement of any product, for sales, advertising or any other purposes shall automatically terminate this NOA. Failure to comply with any section of this NOA shall be cause for termination and removal of NOA.

ADVERTISEMENT: The NOA number preceded by the words Miami-Dade County, Florida, and followed by the expiration date may be displayed in advertising literature. If any portion of the NOA is displayed, then it shall be done in its entirety.

INSPECTION: A copy of this entire NOA shall be provided to the user by the manufacturer or its distributors and shall be available for inspection at the job site at the request of the Building Official.

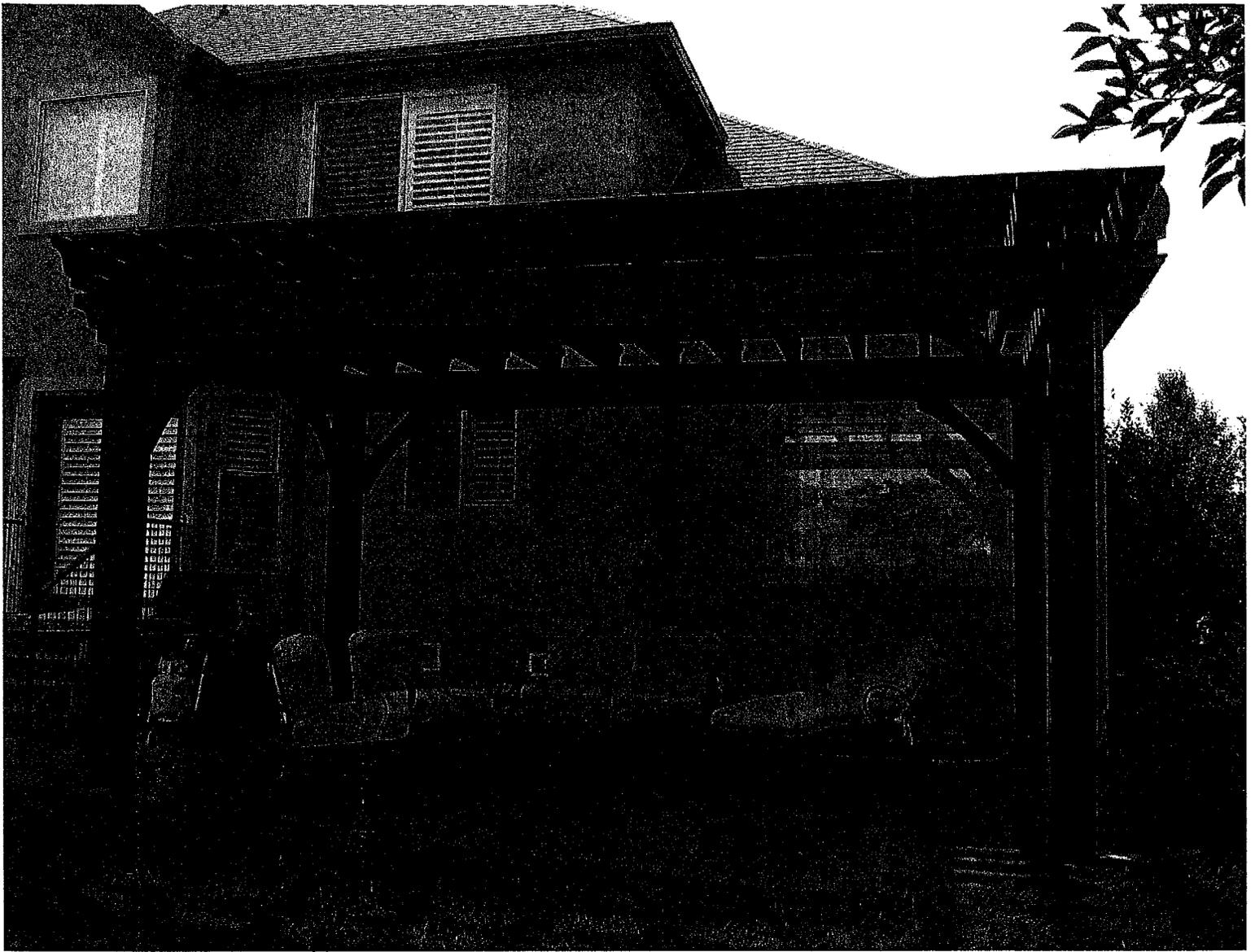
This NOA revises & renews NOA # 07-0214.15 and consists of this page 1, evidence submitted pages E-1, E-2, E-3, & E-4 as well as approval document mentioned above.

The submitted documentation was reviewed by Helmy A. Makar, P.E. M.S.



Helmy A. Makar
04/25/2013

NOA No. 12-0716.03
Expiration Date: 08/24/2017
Approval Date: 04/25/2013
Page 1





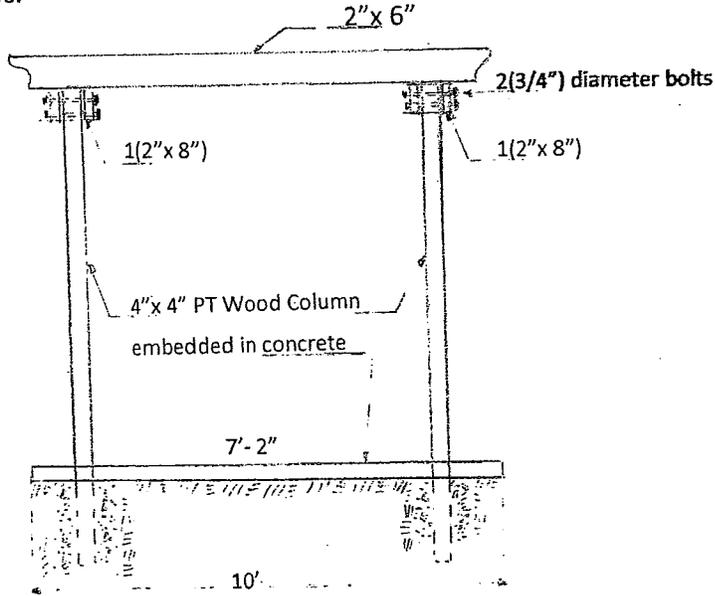
11390 NE 8 AVE, BIRMGHAM, AL



11390 NE 8th Ave Biscayne Park, FL 33138

10(2'x 6') @ 12" wood joists are connected to

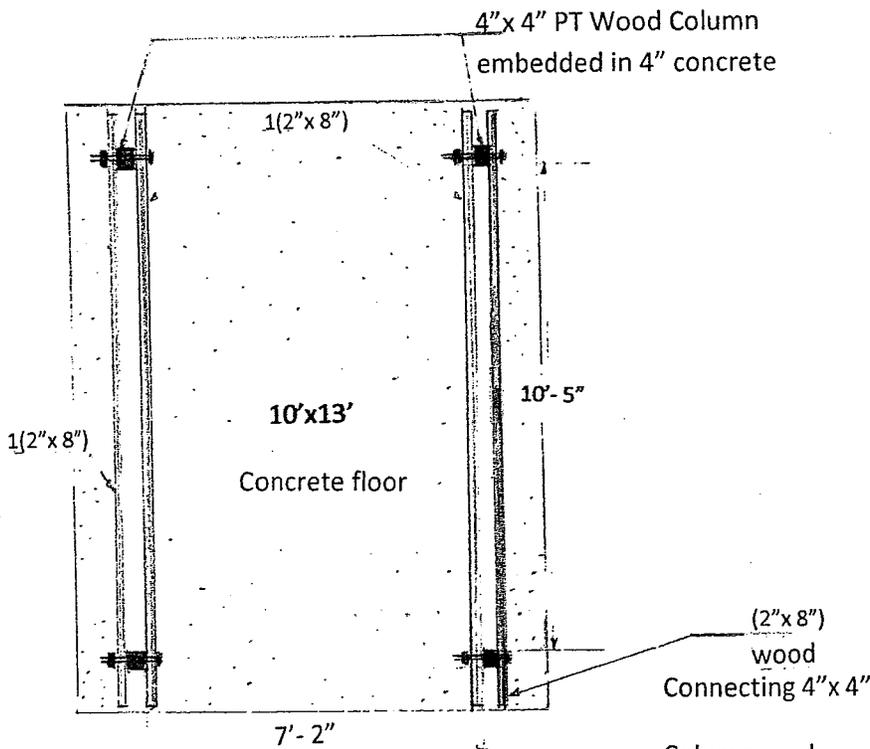
the 2(2'x 8') wood beams with 8(3-1/2") long screws.



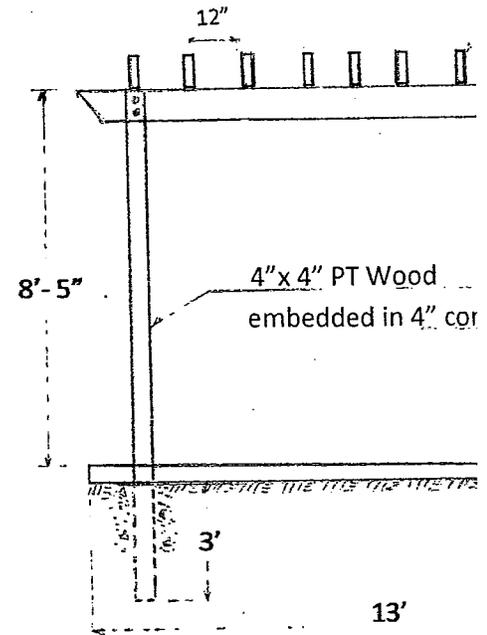
REAR ELEVATION

Scope of work for New Wood Pergola on Concrete

A new 7'- 2" x 10'- 2" wood pergola built for recre
opened area at rear of existing 2 story house by ir
4 new Pressure treated 4" x 4" wood columns w/
Embedment of 3' below slab, centered & encased
Diameter concrete poured in place foundation.
These 4" x 4" columns are connected 2 by 2 on bot
By using 1(2" x 8") in and out attached together w
with 2(3/4") diameter bolts.



FLOOR PLAN



NORTH ELEVAT

Columns and
anchored with 3/4" ⌀ - 8"
carriage bolts and nuts

All materials used and work to be
and with approval of local authori

Tel: 305 899 8000
 Fax: 305 891 7241

VILLAGE OF BISCAYNE PARK
PERMIT APPLICATION
 Fees set October 7, 2014



Village of Biscayne Park
 640 NE 114th Street
 Biscayne Park, FL 33161
 building@biscayneparkfl.gov

DATE:

PERMIT #:

JOB ADDRESS:

PROPERTY OWNER INFORMATION		CONTRACTOR INFORMATION																					
Name: <u>Marie Emmanuelle Theard</u>		Company Name: _____																					
Address: <u>11390 NE 8th AVE</u>		Address: _____																					
City: <u>Biscayne Park ST FL</u> Zip: <u>33161</u>		City: _____ ST _____ Zip: _____																					
Telephone: <u>305 - 502 - 3308</u>		Telephone: _____ - _____ - _____																					
E-Mail: <u>Emmanuelle@hotmail.com</u>		License No.: _____																					
PERMIT TYPE (Check ONLY one)		TYPE OF WORK (Check ONLY one)																					
<input checked="" type="checkbox"/> BUILDING	<input type="checkbox"/> CHANGE CONTRACTOR	<input type="checkbox"/> NEW CONSTRUCTION	<table border="1" style="width:100%; border-collapse: collapse;"> <tr style="background-color: #f2f2f2;"> <th style="padding: 2px;">ESTIMATED JOB COST</th> </tr> <tr> <td style="height: 20px;"> </td> </tr> <tr style="background-color: #f2f2f2;"> <th style="padding: 2px;">SQUARE FOOTAGE</th> </tr> <tr> <td style="height: 20px;"> </td> </tr> </table>	ESTIMATED JOB COST		SQUARE FOOTAGE																	
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SQUARE FOOTAGE																							
<input type="checkbox"/> ELECTRICAL	<input type="checkbox"/> EXTENSION	<input type="checkbox"/> ADDITION DETACHED																					
<input type="checkbox"/> MECHANICAL	<input type="checkbox"/> RENEWAL	<input type="checkbox"/> ALTERATION EXTERIOR																					
<input type="checkbox"/> PLUMBING/GAS	<input type="checkbox"/> SHOP DRAWING	<input type="checkbox"/> REPAIR / REPLACE																					
<input type="checkbox"/> PAVING/DRAINAGE	<input type="checkbox"/> PAINTING (exterior only)	<input type="checkbox"/> ALTERATION INTERIOR																					
<input type="checkbox"/> ROOFING	<input type="checkbox"/> FENCE	<input type="checkbox"/> ADDITION ATTACHED																					
Architectual plans must be provided in both hard copy and electronic format.																							
ARCHITECT / ENGINEER INFORMATION		PROPERTY INFORMATION																					
Name: _____		FOLIO NO: <u>17-2231-003-0650</u>																					
Address: _____		<input checked="" type="checkbox"/> SINGLE FAMILY <input type="checkbox"/> DUPLEX																					
City: _____ ST _____ Zip: _____		<input type="checkbox"/> OTHER: _____																					
Telephone: _____ - _____ - _____		License No.: _____																					
DESCRIPTION OF WORK																							
<u>Pergola size 11 feet by 9 feet. 10 feet by 8 feet storage shed.</u>																							
<p>APPLICATION IS HEREBY submitted to obtain a PERMIT to do work and installations as indicated. I certify that no work has commenced prior to the issuance of a permit and that all work will be performed to meet the standards of all laws regulating construction in the Village of Biscayne Park. If work has commenced without such permit, a double fee will be applied to the permit cost. I understand that separate permits must be secured for each permit type. OWNER'S AFFIDAVIT: I certify that all the foregoing information is accurate, and that all work will be done in compliance with all applicable laws regulating construction and zoning. Furthermore, I authorize the above-named contractor to do the work stated. AGENT'S AFFIDAVIT: If an agent is representing the owner, a separate affidavit must be completed and attached herewith authorizing this substitution. A tenant can submit on behalf of the owner with a notarized letter of acknowledgement. WARNING TO OWNER: Your failure to record a Notice of Commencement may result in paying twice for improvements to your property. If you intend to obtain financing, you must consult with your lender or an attorney BEFORE recording your Notice of Commencement.</p>																							
<u>E. Theard</u> 8/23/2018 Signature of Owner or Agent Date		_____ _____ Signature of Qualifier Date																					
Print Name (Owner or Agent) <u>Marie Emmanuelle Theard</u> STATE OF FLORIDA, COUNTY OF <u>MIAMI-DADE</u>		Print Name (Qualifier) _____ STATE OF FLORIDA, COUNTY OF _____																					
Sworn to and subscribed before me this <u>23</u> day of <u>August</u> 20 <u>18</u> .		Sworn to and subscribed before me this _____ day of _____ 20____.																					
<u>Fatima Dominguez</u> NOTARY FOR OWNER OR AGENT Personally Known OR Provided ID <u>Yes</u>		_____ NOTARY FOR QUALIFIER Personally Known OR Provided ID _____																					
PLANNING & ZONING BOARD REVIEW FEE \$25.00 Date: _____, 20____ <input type="checkbox"/> Approved <input type="checkbox"/> Not Approved By _____		<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="padding: 2px;">TOTAL FEE</th> <th style="padding: 2px;">Discipline</th> <th style="padding: 2px;">AP</th> <th style="padding: 2px;">DAP</th> </tr> </thead> <tbody> <tr> <td rowspan="5" style="padding: 2px; vertical-align: middle;">\$ _____</td> <td style="padding: 2px;">Electrical</td> <td style="width: 40px;"> </td> <td style="width: 40px;"> </td> </tr> <tr> <td style="padding: 2px;">Mechanical</td> <td> </td> <td> </td> </tr> <tr> <td style="padding: 2px;">Plumbing</td> <td> </td> <td> </td> </tr> <tr> <td style="padding: 2px;">Roofing</td> <td> </td> <td> </td> </tr> <tr> <td style="padding: 2px;">Bldg Official</td> <td> </td> <td> </td> </tr> </tbody> </table>		TOTAL FEE	Discipline	AP	DAP	\$ _____	Electrical			Mechanical			Plumbing			Roofing			Bldg Official		
TOTAL FEE	Discipline	AP	DAP																				
\$ _____	Electrical																						
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Tel: 305 899 8000
 Fax: 305 891 7241

VILLAGE OF BISCAYNE PARK
PERMIT APPLICATION



Village of Biscayne Park
 640 NE 114th Street
 Biscayne Park, FL 33161
 building@biscayneparkfl.gov

Fees set October 7, 2014

DATE:

PERMIT #:

JOB ADDRESS:

PROPERTY OWNER INFORMATION	CONTRACTOR INFORMATION
Name: <u>Marie Emmanuelle Theard</u>	Company Name: _____
Address: <u>11390 NE 8th AVE</u>	Address: _____
City: <u>Biscayne Park ST FL</u> Zip: <u>33161</u>	City: _____ ST _____ Zip: _____
Telephone: <u>305 - 502 - 3308</u>	Telephone: _____ - _____ - _____
E-Mail: <u>EmmanuelleTheard@gmail.com</u>	License No.: _____

PERMIT TYPE (Check ONLY one)	TYPE OF WORK (Check ONLY one)
<input checked="" type="checkbox"/> BUILDING <input type="checkbox"/> ELECTRICAL <input type="checkbox"/> MECHANICAL <input type="checkbox"/> PLUMBING/GAS <input type="checkbox"/> PAVING/DRAINAGE <input type="checkbox"/> ROOFING	<input type="checkbox"/> CHANGE CONTRACTOR <input type="checkbox"/> EXTENSION <input type="checkbox"/> RENEWAL <input type="checkbox"/> SHOP DRAWING <input type="checkbox"/> PAINTING (exterior only) <input type="checkbox"/> FENCE <input type="checkbox"/> NEW CONSTRUCTION <input type="checkbox"/> ADDITION DETACHED <input type="checkbox"/> ALTERATION EXTERIOR <input type="checkbox"/> REPAIR / REPLACE <input type="checkbox"/> ALTERATION INTERIOR <input type="checkbox"/> ADDITION ATTACHED
Architectual plans must be provided in both hard copy and electronic format.	

ESTIMATED JOB COST
900
SQUARE FOOTAGE

ARCHITECT / ENGINEER INFORMATION	PROPERTY INFORMATION
Name: _____	FOLIO NO: <u>17-2231-003-0650</u>
Address: _____	<input checked="" type="checkbox"/> SINGLE FAMILY <input type="checkbox"/> DUPLEX
City: _____ ST _____ Zip: _____	<input type="checkbox"/> OTHER: _____
Telephone: _____ - _____ - _____	
License No.: _____	

DESCRIPTION OF WORK

~~Remove gate #100 by #100. 10 feet by 8-m feet storage shed.~~
*** ONLY SHED ***

APPLICATION IS HEREBY submitted to obtain a PERMIT to do work and installations as indicated. I certify that no work has commenced prior to the issuance of a permit and that all work will be performed to meet the standards of all laws regulating construction in the Village of Biscayne Park. If work has commenced without such permit, a double fee will be applied to the permit cost. I understand that separate permits must be secured for each permit type. **OWNER'S AFFIDAVIT:** I certify that all the foregoing information is accurate, and that all work will be done in compliance with all applicable laws regulating construction and zoning. Furthermore, I authorize the above-named contractor to do the work stated. **AGENT'S AFFIDAVIT:** If an agent is representing the owner, a separate affidavit must be completed and attached herewith authorizing this substitution. A tenant can submit on behalf of the owner with a notarized letter of acknowledgement. **WARNING TO OWNER:** Your failure to record a Notice of Commencement may result in paying twice for improvements to your property. If you intend to obtain financing, you must consult with your lender or an attorney BEFORE recording your Notice of Commencement.

<p><u>E Theard</u> 8/23/2018 Signature of Owner or Agent Date</p> <p>Print Name (Owner or Agent) <u>Marie Emmanuelle Theard</u></p> <p>STATE OF FLORIDA, COUNTY OF <u>MIAMI-DADE</u></p> <p>Sworn to and subscribed before me this <u>23</u> day of <u>August</u> 20<u>18</u>.</p> <p><u>Fatima</u> NOTARY FOR OWNER OR AGENT FATIMA DOMINGUEZ Notary Public - State of Florida Commission # GG 101211 My Comm. Expires May 3, 2021</p> <p>____ Personally Known OR Provided ID <u>Driver license</u></p>	<p>_____ Signature of Qualifier Date</p> <p>Print Name (Qualifier) _____</p> <p>STATE OF FLORIDA, COUNTY OF _____</p> <p>Sworn to and subscribed before me this _____ day of _____ 20____.</p> <p>_____ NOTARY FOR QUALIFIER</p> <p>____ Personally Known OR Provided ID _____</p>
--	---

<p>PLANNING & ZONING BOARD REVIEW FEE \$25.00</p> <p>Date: <u>9/4/18</u>, 20____</p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Not Approved</p> <p>By <u>[Signature]</u> <u>[Signature]</u> <u>[Signature]</u></p>	<p>TOTAL FEE</p> <p>\$ _____</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discipline</th> <th>AP</th> <th>DAP</th> </tr> </thead> <tbody> <tr> <td>Electrical</td> <td></td> <td></td> </tr> <tr> <td>Mechanical</td> <td></td> <td></td> </tr> <tr> <td>Plumbing</td> <td></td> <td></td> </tr> <tr> <td>Roofing</td> <td></td> <td></td> </tr> <tr> <td>Bldg Official</td> <td></td> <td></td> </tr> </tbody> </table> <p style="text-align: right; font-size: 1.5em;"><u>[Signature]</u> 9/4/18</p>	Discipline	AP	DAP	Electrical			Mechanical			Plumbing			Roofing			Bldg Official		
Discipline	AP	DAP																	
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777 N.W. 72nd AVENUE SUITE 3025
 MIAMI, FLORIDA 33126
 TELEPHONE: (305) 262-0400
 FAX: (305) 262-0401
 www.ibarralandsurveyors.com

JOHN IBARRA & ASSOC., INC.

SURVEY No. 12-001116

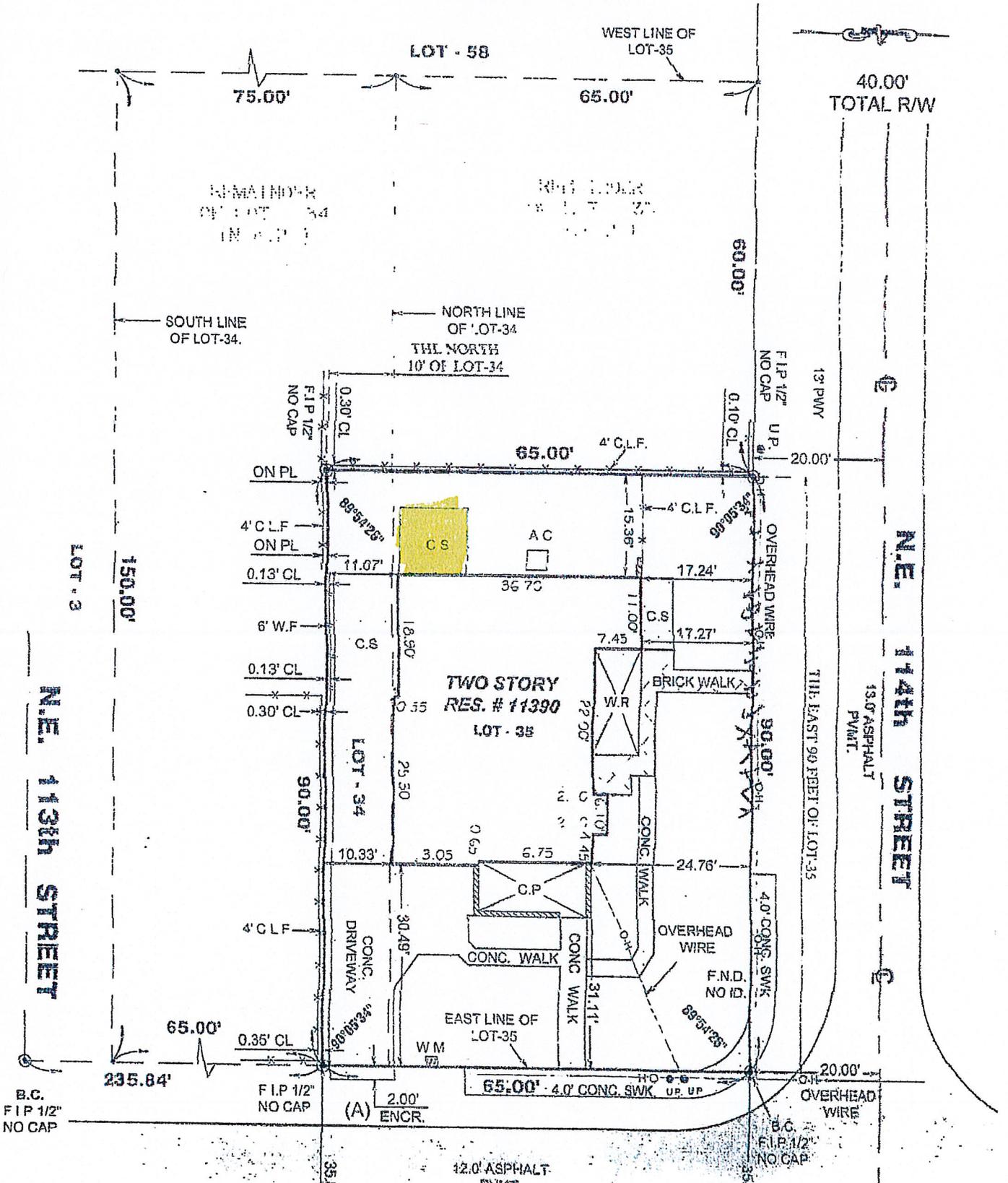
LAND SURVEYORS

SHEET No. 2 OF 2

DRAWN BY: NGH

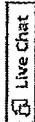
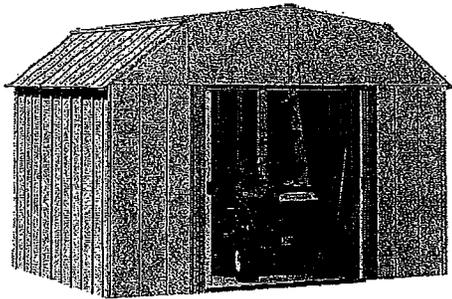
BOUNDARY SURVEY

SCALE = 1" = 20'



Home / Storage & Organization / Sheds, Garages & Outdoor Storage / Sheds / Metal Sheds

Model # DK108 Internet # 100151102 Store SKU # 817573



Share Save to Favorites Print

Arrow

Dakota 10 ft. x 8 ft. Steel Shed

★★★★★ (88) Write a Review Questions & Answers (56)

- Gambrel roof provides an abundance of head room and storage space
- Electro galvanized steel for corrosion resistance
- Appealing two tone aesthetics in Eggshell and Taupe

\$479⁰⁰ /each

Quantity

Pick Up at a Nearby Store Today

We'll Deliver It to You

Add to Cart

Add to Cart

Not in Stock at your N Miami/Biscayne store

Standard Delivery

in Stock at Hollywood, FL (7.8 mi)

Expect it
August 31 - September 11

Aisle 53, Bay 008 Text to Me

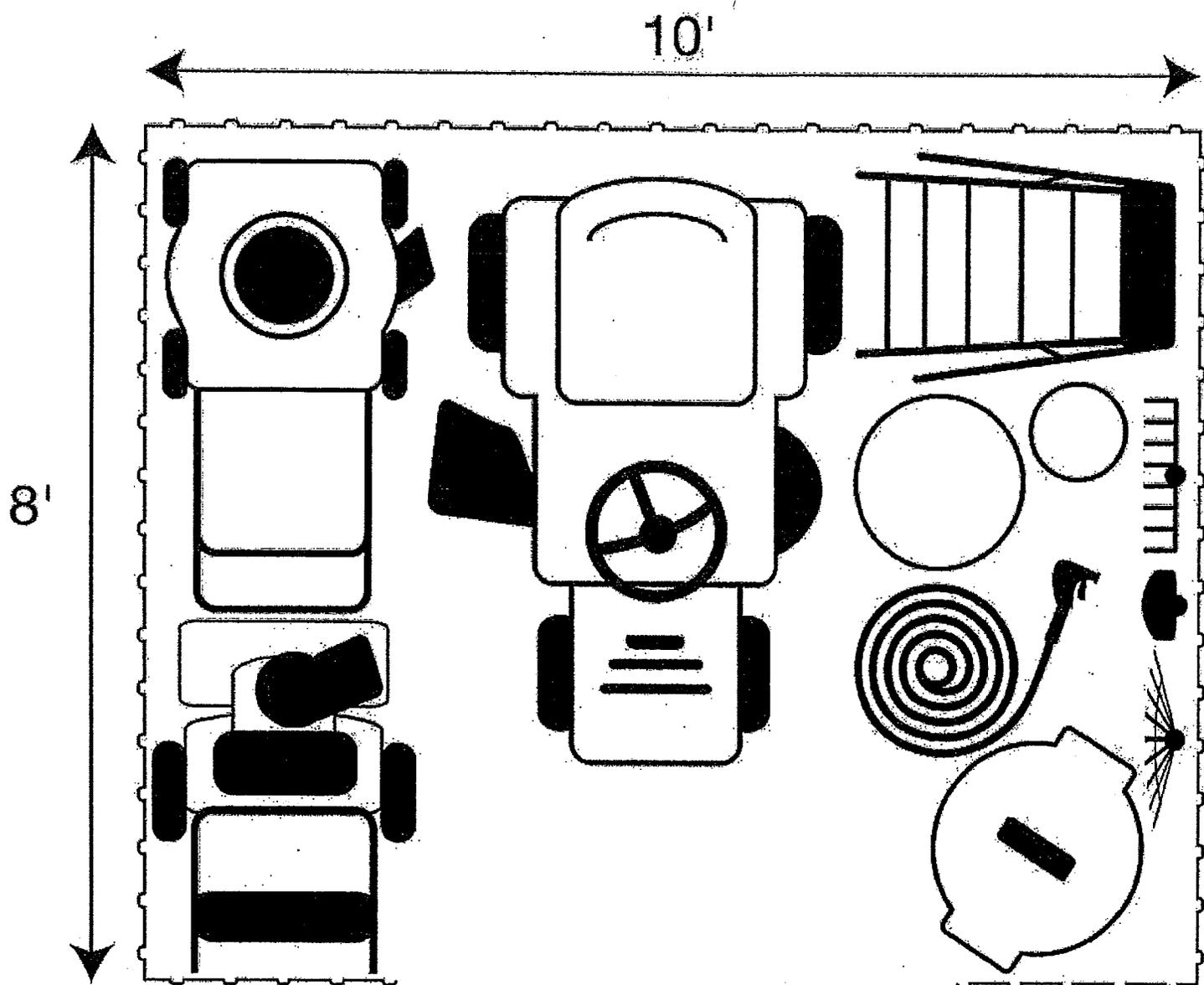
Delivery Options

[Check Another Nearby Store](#)

Or buy now with

We're unable to ship this item to:
AK, GU, HI, PR, VI More

Easy returns in store and online
[Learn about our return policy](#)





DEPARTMENT OF REGULATORY AND ECONOMIC RESOURCES (RER)
BOARD AND CODE ADMINISTRATION DIVISION

MIAMI-DADE COUNTY
PRODUCT CONTROL SECTION
11805 SW 26 Street, Room 208
Miami, Florida 33175-2474
T (786) 315-2590 F (786) 315-2599

www.miamidade.gov/economy

NOTICE OF ACCEPTANCE (NOA)

Arrow Shed, LLC
1101 N. 4th Street
Breese, IL 62230

SCOPE:

This NOA is being issued under the applicable rules and regulations governing the use of construction materials. The documentation submitted has been reviewed and accepted by Miami-Dade County RER- Product Control Section to be used in Miami Dade County and other areas where allowed by the Authority Having Jurisdiction (AHJ).

This NOA shall not be valid after the expiration date stated below. The Miami-Dade County Product Control Section (in Miami Dade County) and/or the AHJ (in areas other than Miami Dade County) reserve the right to have this product or material tested for quality assurance purposes. If this product or material fails to perform in the accepted manner, the manufacturer will incur the expense of such testing and the AHJ may immediately revoke, modify, or suspend the use of such product or material within their jurisdiction. RER reserves the right to revoke this acceptance, if it is determined by Miami-Dade County Product Control Section that this product or material fails to meet the requirements of the applicable building code.

This product is approved as described herein, and has been designed to comply with the High Velocity Hurricane Zone of the Florida Building Code.

DESCRIPTION: Cold Formed Steel Utility Sheds

APPROVAL DOCUMENT: Drawing No. S1, S2 and S3, titled "6' x 5', 8' x 6', 8' x 8' & 10' x 8' Utility Sheds", sheets S1 through S3, dated 06/12/2012, prepared by McGinnis & Associates Consulting Engineers, Inc., signed and sealed by Daniel W. McGinnis, P.E., on 04/08/2013, bearing the Miami-Dade County Product Control Revision stamp with the Notice of Acceptance number and expiration date by Miami-Dade County Product Control Section.

MISSILE IMPACT RATING: Large and Small Missile Impact Resistant

LABELING: Each unit shall bear a permanent label with the manufacturer's name or logo, city, state and the following statement: "Miami-Dade County Product Control Approved", unless otherwise noted herein.

RENEWAL of this NOA shall be considered after a renewal application has been filed and there has been no change in the applicable building code negatively affecting the performance of this product.

TERMINATION of this NOA will occur after the expiration date or if there has been a revision or change in the materials, use, and/or manufacture of the product or process. Misuse of this NOA as an endorsement of any product, for sales, advertising or any other purposes shall automatically terminate this NOA. Failure to comply with any section of this NOA shall be cause for termination and removal of NOA.

ADVERTISEMENT: The NOA number preceded by the words Miami-Dade County, Florida, and followed by the expiration date may be displayed in advertising literature. If any portion of the NOA is displayed, then it shall be done in its entirety.

INSPECTION: A copy of this entire NOA shall be provided to the user by the manufacturer or its distributors and shall be available for inspection at the job site at the request of the Building Official.

This NOA revises & renews NOA # 07-0214,15 and consists of this page 1, evidence submitted pages E-1, E-2, E-3, & E-4 as well as approval document mentioned above.

The submitted documentation was reviewed by Helmy A. Makar, P.E. M.S.



Helmy A. Makar
04/25/2013

NOA No. 12-0716.03
Expiration Date: 08/24/2017
Approval Date: 04/25/2013
Page 1



11390 NE 8 AVE. BIRMGHAM, AL





11390 NE 8th AVE Biscayne Park, FL 33131

MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and
Legal Holidays
Miami, Miami-Dade County, Florida

STATE OF FLORIDA
COUNTY OF MIAMI-DADE:

Before the undersigned authority personally appeared GUILLERMO GARCIA, who on oath says that he or she is the DIRECTOR OF OPERATIONS, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

NOTICE OF PUBLIC HEARING
VILLAGE OF BISCAYNE PARK - MARIE-EMMANUELLE
THEARD - MAY. 07, 2019

in the XXXX Court,
was published in said newspaper in the issues of

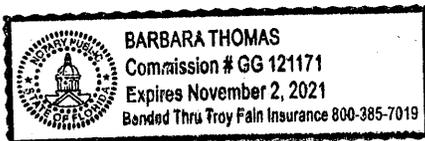
04/09/2019 04/22/2019

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami, in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this
22 day of APRIL, A.D. 2019

Barbara Thomas
(SEAL)

GUILLERMO GARCIA personally known to me



NOTICE OF PUBLIC HEARING VILLAGE OF BISCAYNE PARK

NOTICE IS HEREBY GIVEN that the Village Commission of the Village of Biscayne Park, Florida will hear the following variance request at the Regular Commission Meeting to be held on Tuesday, May 07, 2019, at 7:00PM, at the Log Cabin located at 640 NE 114th Street, Biscayne Park, FL 33161.

Pursuant to Section 13.4 of the Code of Ordinances of the Code of Biscayne Park, Florida, the property owners hereby seek the following variance from the Village Code for their property located at:

Marie-Emmanuelle Theard - 11390 NE 8TH AVE
Biscayne Park, FL 33161

Variance Request: Legalization of shed and pergola in the back yard.

All documentation pertaining to this notice may be inspected by the public at the Office of the Village Clerk in Village Hall, 600 NE 114th Street, Biscayne Park, FL 33161. Interested parties may appear at the meeting and be heard with respect to the proposed Variance.

In accordance with the provision 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 who require special accommodation to participate in the proceedings should call the Village Clerk's office at (305) 899-8000 no later than 48 hours prior to the proceeding for assistance. On day of meeting, if called in by 11:00am, we will do our best to accommodate your request. Roseann Prado, Village Clerk
1/9-22 19-78/0000392642M



The Village of Biscayne Park

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

April 08, 2019

Property Owner
11380 NE 8 AVE
Biscayne Park, FL 33161

NOTICE OF PUBLIC HEARING VARIANCE REQUEST

Notice is hereby given that the Village Commission of the Village of Biscayne Park, Florida, will hear the following variance request at the regular Commission Meeting to be held on **Tuesday, May 07, 2019 at 7:00pm** at the Log Cabin, 640 NE 114th Street, Biscayne Park, FL 33161.

**Marie-Emmanuelle Theard – 11390 NE 8 Ave
Biscayne Park, FL 33161
Variance Request: Legalization of shed and pergola in the back yard**

All documentation pertaining to this notice may be inspected by the public at the Office of the Village Clerk in Village Hall, 600 NE 114th Street. Interested parties may appear at the meeting and be heard with respect to the proposed Variance.

In accordance with the provision of F.S. Section 286.0105, should any person seek to appeal any decision made by the Board 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 who require special accommodation to participate in the proceedings should call the Village Clerk's office at (305) 899-8000 no later than (4) days prior to the proceeding for assistance. On day of meeting, if called in by 11:00am, we will do our best to accommodate your request.

Roseann Prado, Village Clerk
Village of Biscayne Park



VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report

Item # 11.c

REGULAR MEETING

TO: Honorable Mayor & Members of the
Biscayne Park Village Commission

FROM: Daniel Samaria, Commissioner

DATE: May 7, 2019

TITLE: Following the Village Charter: How and why was the March 5, 2019
Commission meeting cancelled.

Recommendation: The only way a commission meeting can be canceled is when the roll is taken by the Village Clerk and there is not three commissioners present to make quorum.

Background: At the April 2 commission meeting one of the three commissioners who could have attended was told not to, by whom and why?

Resource Impact

Attachment(s)

- -
-

Daniel Samaria, Commissioner



**VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report
REGULAR MEETING**

Item # 12.a

TO: Members of the Biscayne Park Village Commission
FROM: Mayor Tracy Truppmann
DATE: May 2, 2019
TITLE: Staff Resourcing and Associated Costs to Taxpayers

Background & Rationale

The Commission has a fiduciary obligation to appropriately manage Village resources and be good stewards of public funds. The legislative rationale for enacting this agenda item is found in the attachment herein. It contains the background and supporting data of the financial burden one household is placing on taxpayers.

Summary of Case Study attached: Over the past 3.3 years, the Village has received 4,413 emails from one household. This is an average of 1,337 emails annually or 111.42 monthly. It is notable that the **\$14,545.97** in estimated costs for responding to these emails by the Village Manager amount to **14% of his salary**. The **\$7,892.18** estimated cost for the Code Officer to respond to these emails amounts to **15% of her salary**.

The approximate costs to taxpayers for the processing of the emails is calculated at **\$23,447.25 annually or \$77,375.92 in total over the 3.3 years**.

Recommendations

I recommend the Commission request the Village Attorney to find a legal remedy to curtail individual residents or property owners from placing disproportionate and excessive demands on Village resources, especially as it pertains to the police and code enforcement departments. The scope of the legal remedy should be limited to cases in which an individual or individuals repeatedly burden staff with unwarranted, and voluminous complaints that overly consume staff time and cause excessive and burdensome expenditures to taxpayers.

Whatever legal solution is adopted, the solution should in no way dissuade an individual from seeking assistance with municipal matters or infringe upon his or her freedom of expression.

Resource Impact

TBD - Attorney research and proposed legal remedy.

It must be stated that if no action is taken, the cost to taxpayers will continue at approximately \$23,447.25 annually.

Attachment(s)

Case study – Staff Resourcing and Associated Costs to Taxpayers

Prepared by: Tracy Truppman

Staff Resourcing and Associated Costs to Taxpayers*

Background and Rationale

Because of concerns expressed by a few residents regarding the efficiency and performance of our staff around code enforcement, I met with the administration and staff. One of the factors impacting staffs' performance is the excessive amount of emails stemming from one household.

The table below summarizes the number of emails the Village has received for the past 3.3 years by this household, mostly involving code enforcement complaints throughout the Village. The data for the email counts was provided by our IT department and is shown in Table 1, found in Appendix A. The counts are based on emails received by each staff members email address, whether "To" or "CC." The emails sent to the police department have not been included in these calculations.

Table 2 provided in Appendix A outlines the calculation methods used for staff to review, research, discuss, and follow-up on the excessive number of emails. This cost in tax dollars and staff time is substantive.

Total Estimated Costs for Email Review and Staff Follow-up

The total cost of the 4,413 emails to the Village by this household to the taxpayers is estimated at \$23,447.25 annually or \$77,375.92 over the past 3.3 years (39.6 months).

Return on Investment

So why is this an issue deserving of further discussion? There is a cost in dollars and overall services to taxpayers if the commission does not act to curb the expense of this use of resources. Without question, every taxpayer in this Village is entitled to the services paid for by their ad valorem taxes. However, when one household is disproportionately utilizing Village resources, it is our fiduciary duty to attempt to correct that inequity.

For example, Biscayne Park property owners, on average pay approximately 35% of their ad valorem taxes to the Village. This is the portion of property owners tax bill that the Village receives and budgets to provide municipal services, with the remainder going to the School Board and Miami-Dade County. When one household consumes in services, an order of magnitude more than they contribute – up to 8 times more—than its neighbors we are obligated to address. As duly elected public officials, we are under rigorous obligation to manage assets competently and be good stewards of tax dollars.

To give this some context, it is notable that the **\$14,545.97** in estimated costs for responding to these emails by the Village Manager amount to **14% of his salary**. The **\$7,892.18** estimated cost for the Code Officer to respond to these emails amounts to **15% of her salary**. Additional cost to taxpayers, not in the totals, are misusing police resources to respond to non-life-threatening issues.

No one resident of this community is entitled to a disproportionate share of his or her access to Village resources, especially where the impact of such demands inflicts emotional distress of our staff

and administration. Such stress arises not only from the quantity of emails, but also the threatening nature and disrespectful tone many of these emails contain.

Additional to staff resources, research revealed 146 inquiries were either directed or copied to the Village attorneys by this household, whose retainer is also paid by the taxpayers.

Analysis of Code Enforcement Issues Raised by Emails

The Commission and Administration take code enforcement seriously and we have a duty to the residents to ensure staff are performing up to standard. However, it appears that these emails indicate otherwise, which demanded further inquiry. There have been ongoing conversations between this and the previous commission over the years on the issues raised in these emails. In response, staff identified that most of these issues are either ones that have already been addressed or are minor infractions that usually do not result in anything significant to improve the overall safety and aesthetics. Staff indicates that their time spent on these emails decreases their productivity.

Not satisfied with anecdotal evidence, I reviewed reports from previous administrations and data from a neighboring municipality to ensure best practices. One memorandum during Manager Garcia's tenure indicated that from March 1, 2012 to May 11, 2012, there were 159 code actions taken over a 10-week period which averages to 15.9 per week or 63.6 monthly. Upon reviewing some of Manager Siegel's/Shafraan's reports, former Officer White took approximately 12-16 code actions per week, projecting a maximum of 64 code actions taken monthly. As concluded from the reports that were made available, 64 code actions were the monthly average under both previous administrations.

I reached out to our neighboring community, Miami Shores regarding their averages. Their senior code officer reported that they averaged 110 individual code actions per month per code officer (totaling approximately 220 per month). It should be noted that Miami Shores employs two code officers for approximately 10,000 residents. The Village currently employs one Code Officer for approximately 3,100 residents.

In summarizing the data from Manager Manners' weekly reports starting in January 19, 2018 to present, the number of code actions taken by the current administration average 45.34 per week or 181.36 per month, approximately three times that of previous administrations, and comparable to that of our neighbors.

If next year's budget allows, I will work with my fellow commissioners to improve our code reporting capabilities through software enhancements for greater transparency and will work with staff to bring reporting enhancement to the commission.

Recommendation

Because the Commission has a fiduciary obligation to appropriately manage Village resources and be good stewards of public funds, the commission must seek legal remedies to address this ongoing and disproportionate use of staff resources, and associated costs to taxpayers.

*All information used in preparation of this agenda item was provided by the following departments: IT, code, police, finance and administration.

APPENDIX A

TABLE 1. EMAILS COUNTS		
CASE STUDY: EMAIL COUNTS FROM ONE HOUSEHOLD*		
DATES USED FOR COUNTS: JANUARY 1, 2016 TO APRIL 18, 2019		
	SENT FROM HOUSEHOLD MEMBERS TO:	NUMBER OF EMAILS RECEIVED*
1	VILLAGEMANAGERS	2,990
2	CODE DEPARTMENT STAFF	1,604
3	VILLAGE MANAGERS & CODE DEPARTMENT STAFF	3,153
4	ALL COMMISSIONERS	2,962
5	ALL COMMISSIONERS & STAFF (EXCLUDING THE POLICE DEPARTMENT)	4,413
6	VILLAGE ATTORNEYS	146
	AVERAGES COUNTS (EXCLUDING THE POLICE DEPARTMENT)	
	EMAILS RECEIVED BY VILLAGE STAFF & THE COMMISSION PER WEEK**	28
	EMAILS RECEIVED BY VILLAGE STAFF & THE COMMISSION PER MONTH**	111
	EMAILS RECEIVED BY VILLAGE STAFF & THE COMMISSION PER YEAR**	1,337

*Data for email counts provided by the Villages IT Department. The counts are based on emails received by each staff members email address, whether "To" or "CC."

** Employee work time: 11 work months or 48 work weeks, reduced by vacations and holidays.

TABLE 2. COST TO THE TAXPAYER

Email Review Only

Village Manager

- Time to review: Estimated at 5 minutes or 0.0833 hours/email
- Hourly wage: With fringe \$62.85/hour
- Calculation: 0.0833 hours/email X 4413 emails x \$62.85/hour =
\$7,003.97 per year or \$23,113.09 for 3.3 years (39.6 months)

Note: Although the Manager received 2990 emails to date, the manager ultimately must deal with staffs' and commissioners' emails totaling 4413 whether he chooses to reply to this resident or not.

Officer Caserta

- Time to review: Estimated at 15 minutes or 0.25 hours/email due to lengthy nature of the emails
- Hourly wage: With fringe \$27.26/hour
- Calculation: 0.25 hours/email X 1604 emails X \$27.26/hour =
\$3,312.50 per year or \$10,931.26 for 3.3 years (39.6 months)

Subtotal for Email Review: 10,316.47 annually and \$34,044.35 total

Staff Time (Research, Discussion, Follow-up)

Village Manager

- Time estimated at 2.5 hours weekly (X 48 work weeks/year) = 120 hours annually*
- Calculations: 120 hours annually* X \$62.85/hour =
\$7542.00 annually or 3.3 years (39.6 months) = \$24,888.60

Officer Caserta

- Time estimated at 3.5 hours weekly (48 work weeks/year) = 168 hours annually*
- Calculations: 168 hours annually* X \$27.26/hour =
\$4,579.68 annually or 3.3 years (39.6 months) = \$15,112.94

Village Attorney**

- Estimate 18 hours total X \$185/hour (blended rate from \$155 and \$225) =
\$1,009.10 annually or 3.3 years (39.6 months) = \$3,330.03

*Annual hours are based on 11 work months/year (excluding holidays and vacation)

**Excluded in these calculations are phone calls directed to the attorney, police related matters, or any emails directed to the Village Clerk. Time was based on estimated involvement for totality of emails involving directly or indirectly in additions to the 146.

Subtotal \$13,130.78 annually and \$43,331.57

Total Estimated Costs for Email Review and Staff Follow-up

The total cost of the 4413 emails to the Village by one member of this household to the taxpayers is: \$23,447.25 annually or \$77,375.92 over the past 3.3 years (39.6 months).

*Calculations are estimates based on the information provided by the IT Department, Finance Department, Administration and Staff.



VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report
REGULAR MEETING

Item # 12.b

TO: Honorable Mayor and Members of the
Biscayne Park Village Commission

FROM: Roseann Prado, Village Clerk

DATE: May 07, 2019

TITLE: Variance Application 918 NE 119 Street: Solar panels in front of
house
Fred Jonas

Recommendation

Planning & Zoning Board denied approval on P&Z Board meeting of 04/01/2019.

Background

The owner appeal before this Commission on Regular Commission Meeting of May 07, 2019.

Financial Impact:

The owners paid the required fees of \$ 150.00 for Application and \$ 250.00 for Advertisement.

Attachments

- Variance Application
- Advertisement
- Letter of Notice of Hearing

Prepared by: Roseann Prado



VILLAGE OF BISCAYNE PARK

640 NE 114th St. Biscayne Park, FL 33161
Tel: 305 899 8000 Fax: 305 891 7241

VARIANCE APPLICATION

Pursuant to Section 15.3 of the Code of Ordinances of the Village of Biscayne Park, Florida, a property owner may request a variance of the zoning code.

Date: 3/18/19

PROPERTY ADDRESS:

918 NE 119 ST

BISCAYNE PARK, FL 33161

PROPERTY OWNER

Name: FRED JONAS
FIRST LAST MI

Mailing Address: 918 NE 119 ST City: BISCAYNE PARK ST: FL Zip: 33161

Telephone: (305) 891-5030 Home Cell Work

E-Mail Address: Fredjonasmd@gmail.com

Application is made for (type of variance requested): SOLAR PANELS ON FRONT OF HOUSE

OWNER AFFIDAVIT

I, FRED JONAS, being first duly sworn, depose and say that I am the legal owner of record of the property described and which is the subject of the proposed variance, and that all statements and representations made are true and correct.

I acknowledge that I am subject to penalties of law, including the laws on perjury, and to possible revocation of this variance for any false or misleading statements in this application.

State of Florida
County of Dade

Signature of Property Owner

On this 18 day of March, 2019, before me, the undersigned notary public, personally appeared [Name], known to me to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

Personally Known -OR- Produced ID - Type of ID:

Signature of Notary Public
Notary Public

Jean Paul Elie
Commission # GG084360
Expires: March 16, 2021
Bonded thru Aaron Notary

Date: 3/18/19

Jean Paul Elie

From: Fred Jonas [fredjonasmd@gmail.com]
Sent: Monday, April 01, 2019 4:49 PM
To: Jean Paul Elie
Subject: Variance for solar panels.

Four points:

- 1) Special circumstances: in the summer, when the need for solar energy is greatest, and the availability of solar power is concentrated north of us, I would not be able to collect adequate solar power, because the front of my house faces north, and north-facing panels would face the street. P&Z have traditionally not allowed solar panels facing the street, with certain unexplained exceptions.
- 2) Preservation and enjoyment of substantial property rights: Here in the "Sunshine State," the greatest enjoyment is the appreciation of the values of sunlight. These values include the energy provided by the sun. I cannot preserve and enjoy this theoretical advantage, if solar panels are not aimed toward the sun.
- 3) Not detrimental to public welfare: Street-facing solar panels are not detrimental to anyone. At worst, in the personal opinions of some people, they could be imagined not to look nice. This is not a detriment.
- 4) Minimum variance for reasonable use: Because my goal is maximization of solar energy collection, especially in the summer, when we all need the most energy, at least some panels facing north are the minimum requirement for reasonable solar energy collection, which is the only use, let alone the reasonable use, of solar panels.

Fred Jonas

PROPERTY ADDRESS:

[Redacted Address Box]

BISCAYNE PARK, FL 33161

PLANNING & ZONING BOARD REVIEW

Section(s) of the Code to be appealed for the variance request:

10.3.2 (C)

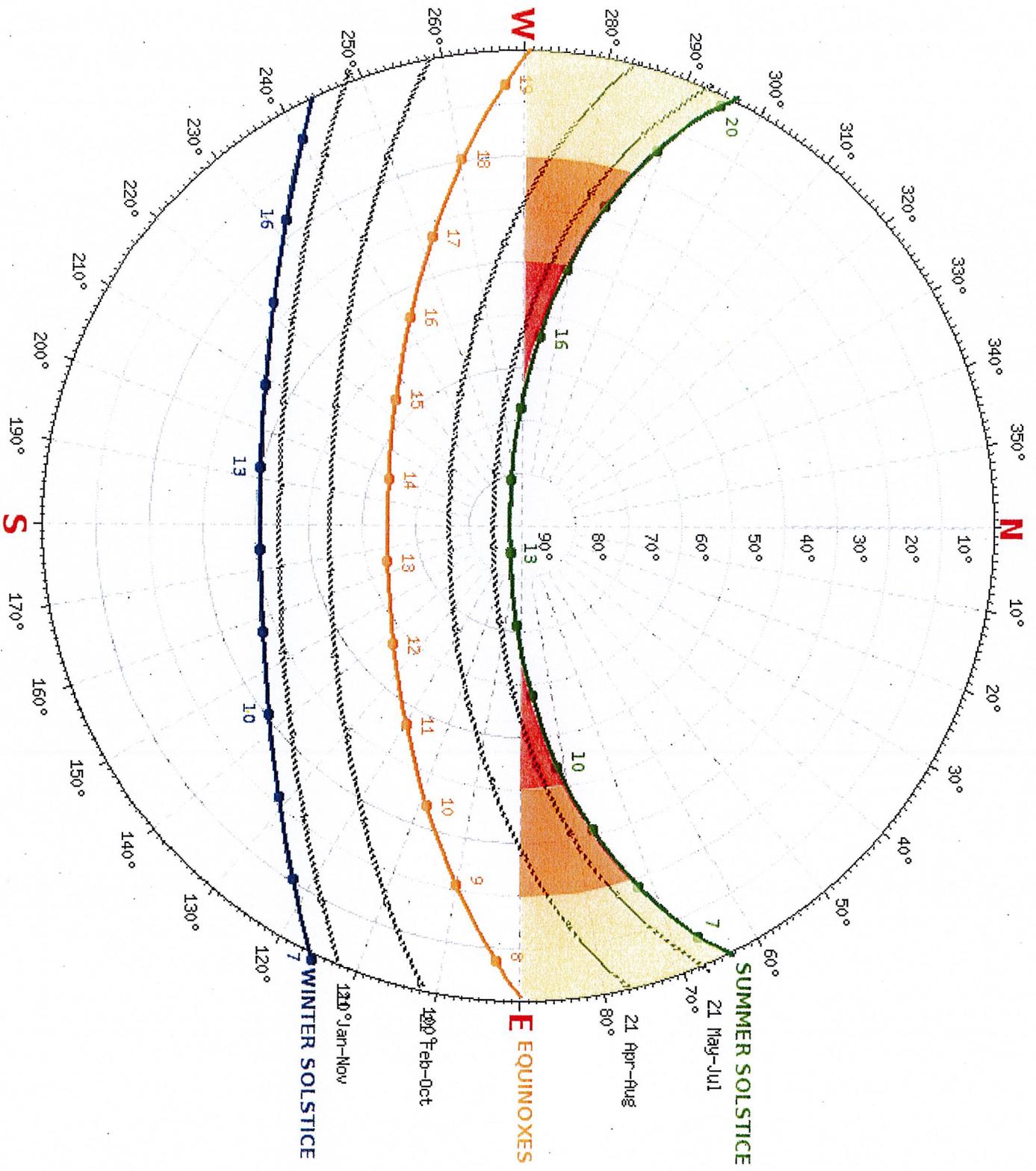
Date of Meeting: 4, 1, 2019

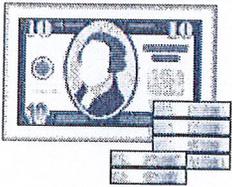
APPROVAL:

DENIED:

REASON FOR DECISION: DOES NOT MEET THE 4 POINTS OF VARIANCE

Sun Path Diagram for Biscayne Park, FL





RECEIPT NUMBER

00006603

Village of Biscayne Park

600 Northeast 114th Street

Biscayne Park, FL 33161

Ph: (305) 899-8000

Fax: (305) 891-7241

Paid By

ALFRED GORDON JONAS

918 NE 119 ST

BISCAYNE PARK, 33161

03/18/2019

Type	Record	Category	Description	Amount
Permit	PV19-0001	Standard Item	Application Fee - With Permit	\$ 150.00
Permit	PV19-0001	Standard Item	Advertisement Fee	\$ 225.00

Total \$ 375.00

Cash

Check \$ 375.00

Credit

Transferred

Tendered \$ 375.00

Change \$ 0.00

To Overpayment \$ 0.00

PAID

CK. NO.
DATE

2910
3/18/19

Village of Biscayne Park

600 Northeast 114th Street

Biscayne Park, FL 33161

(305) 899-8000

(305) 891-7241

Invoice For Permit: PV19-0001

Print Date: 03/18/2019

ALFRED GORDON JONAS

918 NE 119 ST

BISCAYNE PARK 33161

Pay by Account In Full



Pay by Account In Full

\$ 375.00

Invoice No	Invoice Date	Permit Number	Address	Amount Due
 00006795	03/18/19	PV19-0001	918 NE 119 ST	\$ 375.00
Fee Details:	Quantity	Description	Amount Cost	Balance
	1.000	Application Fee - With Permit App	\$150.00	\$ 150.00
	1.000	Advertisement Fee	\$225.00	\$ 225.00
Total Amount Due				\$ 375.00

MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and
Legal Holidays
Miami, Miami-Dade County, Florida

STATE OF FLORIDA
COUNTY OF MIAMI-DADE:

Before the undersigned authority personally appeared GUILLERMO GARCIA, who on oath says that he or she is the DIRECTOR OF OPERATIONS, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

NOTICE OF PUBLIC HEARING
VILLAGE OF BISCAYNE PARK - FRED JONAS - MAY 07, 2019

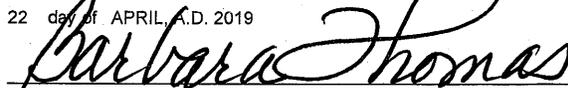
in the XXXX Court,
was published in said newspaper in the issues of

04/09/2019 04/22/2019

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami, in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

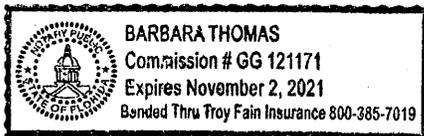


Sworn to and subscribed before me this
22 day of APRIL, A.D. 2019



(SEAL)

GUILLERMO GARCIA personally known to me



NOTICE OF PUBLIC HEARING VILLAGE OF BISCAYNE PARK

NOTICE IS HEREBY GIVEN that the Village Commission of the Village of Biscayne Park, Florida will hear the following variance request at the Regular Commission Meeting to be held on Tuesday, May 07, 2019, at 7:00PM, at the Log Cabin located at 640 NE 114th Street, Biscayne Park, FL 33161.

Pursuant to Section 13.4 of the Code of Ordinances of the Code of Biscayne Park, Florida, the property owners hereby seek the following variance from the Village Code for their property located at:

Fred Jonas - 918 NE 119 Street
Biscayne Park, FL 33161
Variance Request: Solar Panels on front of house.

All documentation pertaining to this notice may be inspected by the public at the Office of the Village Clerk in Village Hall, 600 NE 114th Street, Biscayne Park, FL 33161. Interested parties may appear at the meeting and be heard with respect to the proposed Variance.

In accordance with the provision 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 who require special accommodation to participate in the proceedings should call the Village Clerk's office at (305) 899-8000 no later than 48 hours prior to the proceeding for assistance. On day of meeting, if called in by 11:00am, we will do our best to accommodate your request. Roseann Prado, Village Clerk
4/9-22 19-79/0000392643M



The Village of Biscayne Park

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

April 09, 2019

Property Owner
850 NE 120 Street
Biscayne Park, FL 33161

NOTICE OF PUBLIC HEARING VARIANCE REQUEST

Notice is hereby given that the Village Commission of the Village of Biscayne Park, Florida, will hear the following variance request at the regular Commission Meeting to be held on **Tuesday, May 07, 2019 at 7:00pm** at the Log Cabin, 640 NE 114th Street, Biscayne Park, FL 33161.

**Fred Jonas – 918 NE 119 Street
Biscayne Park, FL 33161
Variance Request: Solar Panels on front of house.**

All documentation pertaining to this notice may be inspected by the public at the Office of the Village Clerk in Village Hall, 600 NE 114th Street. Interested parties may appear at the meeting and be heard with respect to the proposed Variance.

In accordance with the provision of F.S. Section 286.0105, should any person seek to appeal any decision made by the Board 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 who require special accommodation to participate in the proceedings should call the Village Clerk's office at (305) 899-8000 no later than (4) days prior to the proceeding for assistance. On day of meeting, if called in by 11:00am, we will do our best to accommodate your request.

Roseann Prado, Village Clerk
Village of Biscayne Park



VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report
REGULAR MEETING

Item # 12.c

TO: Honorable Mayor and Members of the
Biscayne Park Village Commission

FROM: Roseann Prado, Village Clerk

DATE: May 07, 2019

TITLE: Variance Application 11173 Griffing Blvd: Replacing Sign
Resurrection Church

Recommendation

Planning & Zoning Board approved on P&Z Board meeting of 04/01/2019.

Background

The owners appeal before this Commission on Regular Commission Meeting of May 07, 2019.

Financial Impact:

The owners paid the required fees of \$ 150.00 for Application and \$ 250.00 for Advertisement.

Attachments

- Variance Application
- Advertisement
- Letter of Notice of Hearing

Prepared by: Roseann Prado



VILLAGE OF BISCAYNE PARK

640 NE 114th St. Biscayne Park, FL 33161

Tel: 305 899 8000 Fax: 305 891 7241

VARIANCE APPLICATION

Pursuant to Section 15.3 of the Code of Ordinances of the Village of Biscayne Park, Florida, a property owner may request a variance of the zoning code.

Date: April 8, 2019

PROPERTY ADDRESS: 11173 Griffing Blvd. BISCAYNE PARK, FL 33161

PROPERTY OWNER

Name: Santa Cruz Resurrection Church Jose Leonel Ortiz

Mailing Address: 11173 Griffing Blvd City: Biscayne Park FL Zip: 33161

Telephone: (305) 893-8523 [] Home [] Cell [] Work (office)

E-Mail Address: reverendorterz65@yahoo.com

Application is made for (type of variance requested): Replacing Sign

OWNER AFFIDAVIT

I, Jose L. Ortiz, being first duly sworn, depose and say that I am the legal owner of record of the property described and which is the subject of the proposed variance, and that all statements and representations made are true and correct.

I acknowledge that I am subject to penalties of law, including the laws on perjury, and to possible revocation of this variance for any false or misleading statements in this application.

State of Florida County of Dade

Signature of Property Owner (handwritten signature)

On this 8 day of April, 2019, before me, the undersigned notary public, personally appeared [name], known to me to be the person whose name is subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

Personally Known -OR- Produced ID - Type of ID: 0632-432-65-455-0

Notary Public (handwritten signature)

Notary Public seal for Jean Paul Elie, Commission # GG084360, Expires: March 16, 2021, Bonded thru Aaron Notary.

Date: 4/8/19 (handwritten initials)

PROPERTY ADDRESS:

11173 Griffing Blvd.

BISCAYNE PARK, FL 33161

PLANNING & ZONING BOARD REVIEW

Section(s) of the Code to be appealed for the variance request:

Old (15 yrs)

We can't find lights to be replace because it's a very old version everything is LED now

Date of Meeting: 4, 16, 19

APPROVAL:

[initials] [initials] [initials] [initials] [initials]

DENIED:

[] [] [] [] []

REASON FOR DECISION:

LED would be more beneficial for church & cost effective

PROPERTY ADDRESS:

BISCAYNE PARK, FL 33161

PLANNING & ZONING BOARD REVIEW

Section(s) of the Code to be appealed for the variance request:

Date of Meeting: ____/____/____

APPROVAL: _____ _____ _____ _____ _____

DENIED: _____ _____ _____ _____ _____

REASON FOR DECISION: _____



Miami, Florida
April 08, 2019

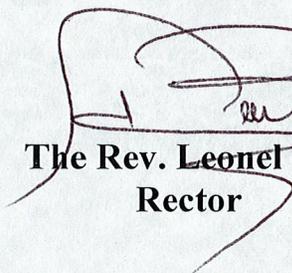
**Village of Biscayne Park
Variance Letter for replacing
Our sign**

Santa Cruz Resurrection Episcopal Church would like to replace the existing sign due to the condition it is in. The current sign is rusty, the lights are not working for night viewing and the letters are difficult to change. We are looking for a sign that is easier to use and that will work.

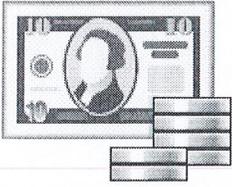
We use the sign to post the church services times and to promote special events the church may be hosting for the community. We are not going to put a sign with neon lights. The sign will be tasteful and easier to use. I am attaching a picture of the sign we would like to install.

If you need any further information please don't hesitate to contact us. Please call us at 305-893-8523.

God Bless,


The Rev. Leonel Ortez
Rector





RECEIPT NUMBER

00006668

Village of Biscayne Park

Paid By

600 Northeast 114th Street

THE CHURCH OF THE RESURRECTION

Biscayne Park, FL 33161

11173 GRIFFING BLVD

Ph: (305) 899-8000

Fax: (305) 891-7241

MIAMI, FL 33161-7249

04/08/2019

Type	Record	Category	Description	Amount
Permit	PV19-0002	Standard Item	Application Fee - With Permit	\$ 150.00
Permit	PV19-0002	Standard Item	Advertisement Fee	\$ 225.00

Total \$ 375.00

Cash

Check \$ 375.00

Credit

Transferred

Tendered \$ 375.00

Change \$ 0.00

To Overpayment \$ 0.00

PAID

CK. NO.

857

DATE

4/8/19

Village of Biscayne Park

600 Northeast 114th Street
Biscayne Park, FL 33161
(305) 899-8000
(305) 891-7241

Invoice For Permit: PV19-0002

Print Date: 04/08/2019

Pay by Account In Full



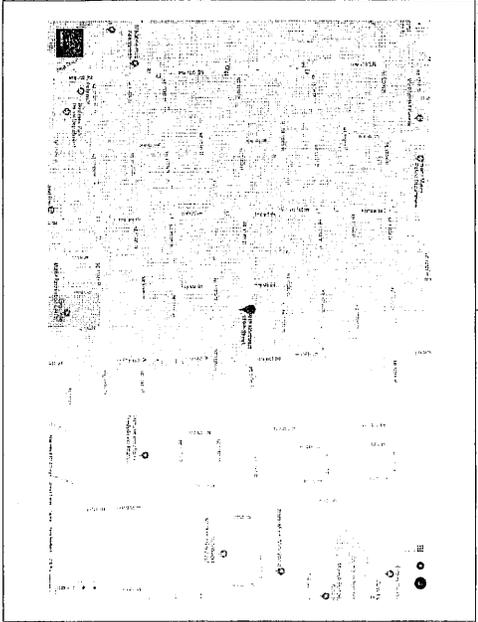
Pay by Account In Full

THE CHURCH OF THE RESURRECTION
11173 GRIFFING BLVD
MIAMI FL 33161-7249

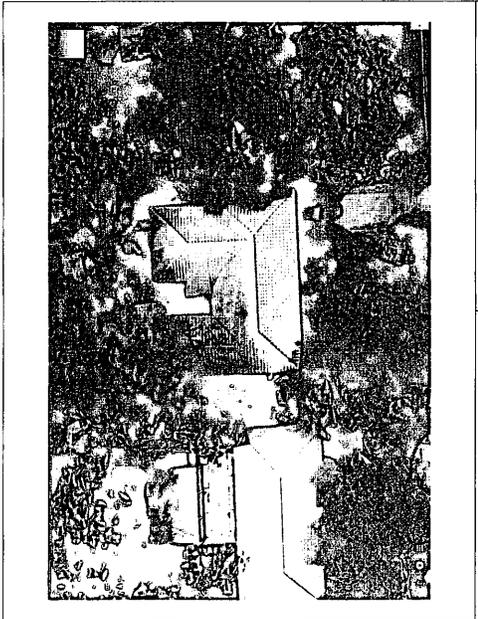
\$ 375.00

Invoice No	Invoice Date	Permit Number	Address	Amount Due
 00006869	04/08/19	PV19-0002	11173 GRIFFING BLVD	\$ 375.00
Fee Details:	Quantity	Description	Amount Cost	Balance
	1.000	Application Fee - With Permit App	\$150.00	\$ 150.00
	1.000	Advertisement Fee	\$225.00	\$ 225.00
Total Amount Due				\$ 375.00

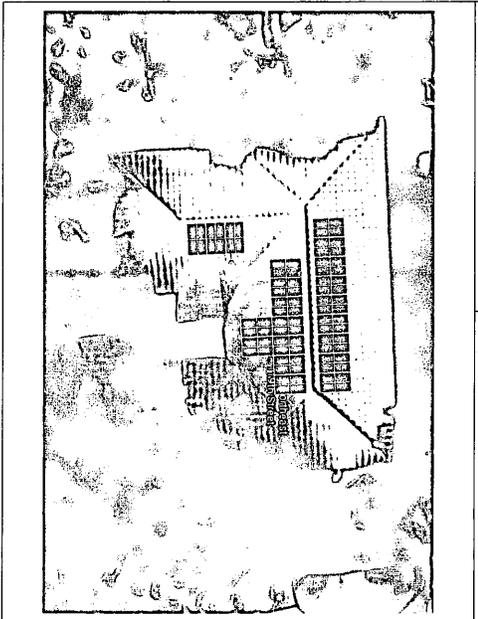
Location Map:



Aerial View:



Plan View:



Index:

- C-1: COVER
- E-1: ELECTRICAL DIAGRAM & CALCULATIONS
- S-1: STRUCTURAL DIAGRAMS
- S-2: STRUCTURAL CALCULATIONS

Permitting/Planning Notes:

SCOPE OF WORK:
 INSTALLATION OF GRID-TIED PHOTOVOLTAIC SYSTEM
 EXISTING SINGLE FAMILY RESIDENCE ALTERATION LEVEL 2

CODE SUMMARY

STATE	BUILDING	ELECTRICAL
FLORIDA	2017 FBC, 6TH	2014 NEC

REVISIONS:

Project: Alfred Jonas
 918 NE 119th St,
 Biscayne Park, FL 33161

COVER

Goldin Solar, LLC
 3447 Percival Ave.
 Miami, FL 33133
 License CVC 56965
 www.goldinsolar.com



MANUEL E. SIQUES, P.E.
 FLORIDA ENGINEER LICENSE # 20233
 8331 SW 12TH TERRACE,
 MIAMI, FL 33144, A, 33144
 TEL (305) 586-4776
 I CERTIFY THAT THIS PV SYSTEM
 FULLY COMPLIES WITH THE
 REQUIREMENTS OF NEC 690.

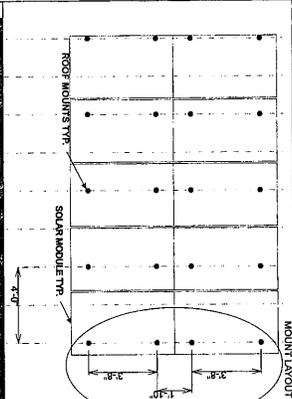
DATE: 10/2/2018

SCALE: NTS

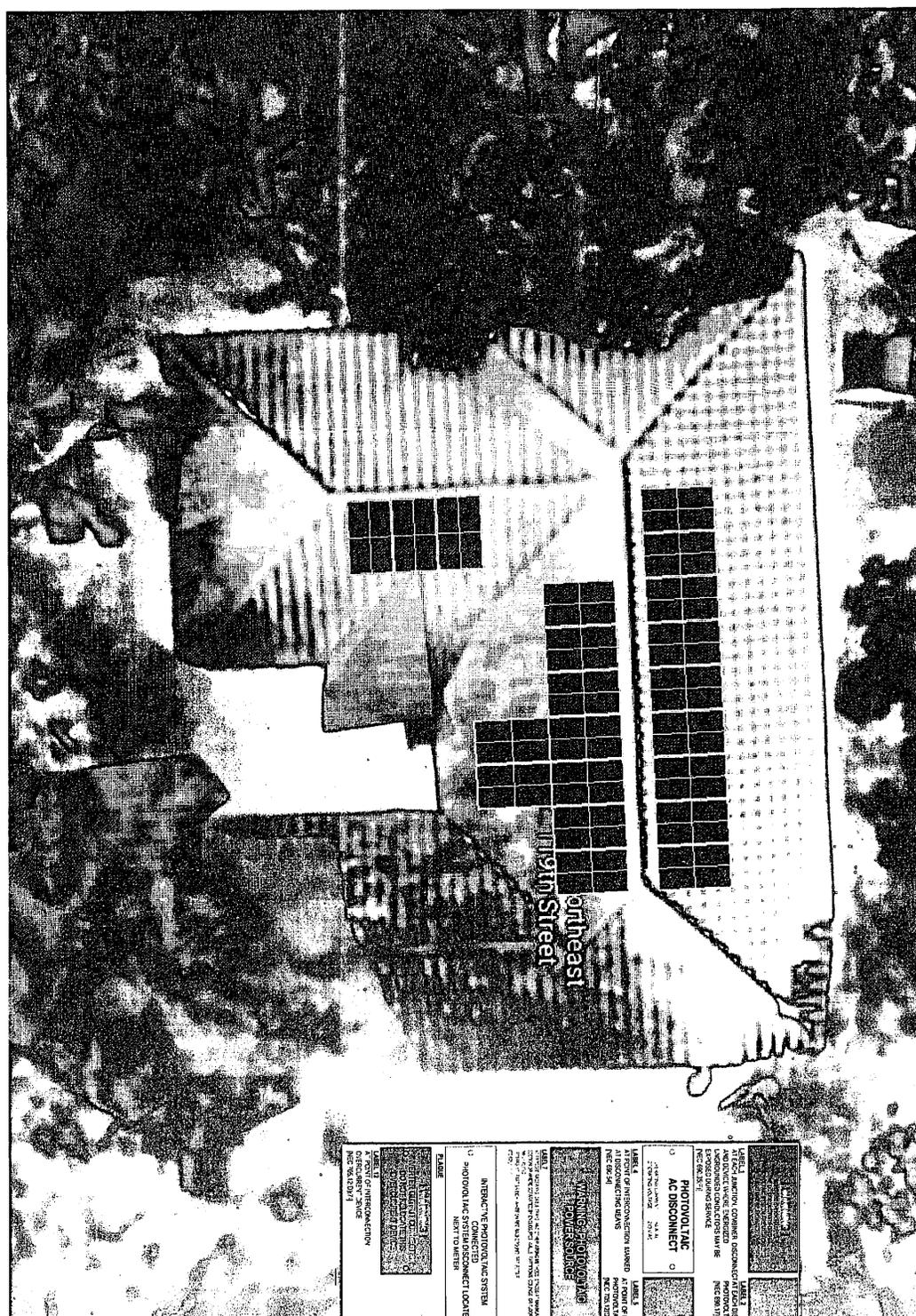
DRAWN BY: JIB

PAGE:

C-1



ALUMINUM RAIL MEASUREMENTS
ALUMINUM RAIL MEASUREMENTS SPACING



MISSION	300W	MAX. PRESSURE RATING	1177PSF
38" W	65" L	NOTE: Install mid damper between modules and end dampers at the end of each row of modules.	
SOLAR MODULE			
NOTE: ALUMINUM RAILS SHOULD ALWAYS BE SUPPORTED BY MORE THAN ONE POSTING ON BOTH SIDES OF THE SPICES.			

EXISTING TILE ROOF
TOTAL ROOF AREA: 2200sq-ft
TOTAL PHOTOVOLTALIC AREA: 324 sq-ft
 PRIMER WIDTH: 3/8"
 PRESSURE ZONE: 1 & 2
 MEAN ROOF HEIGHT: 14'
 ROOF SLOPE: 3:12
 TOTAL ROOF MODULES: 21
 TOTAL POINT OF CONNECTIONS PER MODULE: 4
 ALUMINUM RAILS: 2

<p>PHOTOVOLTAIC POWER SOURCE</p> <p>PHOTOVOLTAIC AC DISCONNECT</p> <p>AT EACH JUNCTION, COUPLER OR CONNECTOR AT EACH DISCONNECTING MEANS FOR PHOTOVOLTAIC SYSTEMS SHALL BE IDENTIFIED BY THE PHOTOVOLTAIC SYSTEM IDENTIFICATION NUMBER AND THE LOCATION OF THE PHOTOVOLTAIC SYSTEM.</p>	<p>PHOTOVOLTAIC AC DISCONNECT</p> <p>AT EACH JUNCTION, COUPLER OR CONNECTOR AT EACH DISCONNECTING MEANS FOR PHOTOVOLTAIC SYSTEMS SHALL BE IDENTIFIED BY THE PHOTOVOLTAIC SYSTEM IDENTIFICATION NUMBER AND THE LOCATION OF THE PHOTOVOLTAIC SYSTEM.</p>	<p>PHOTOVOLTAIC AC DISCONNECT</p> <p>AT EACH JUNCTION, COUPLER OR CONNECTOR AT EACH DISCONNECTING MEANS FOR PHOTOVOLTAIC SYSTEMS SHALL BE IDENTIFIED BY THE PHOTOVOLTAIC SYSTEM IDENTIFICATION NUMBER AND THE LOCATION OF THE PHOTOVOLTAIC SYSTEM.</p>	<p>PHOTOVOLTAIC AC DISCONNECT</p> <p>AT EACH JUNCTION, COUPLER OR CONNECTOR AT EACH DISCONNECTING MEANS FOR PHOTOVOLTAIC SYSTEMS SHALL BE IDENTIFIED BY THE PHOTOVOLTAIC SYSTEM IDENTIFICATION NUMBER AND THE LOCATION OF THE PHOTOVOLTAIC SYSTEM.</p>
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ROOF PLAN

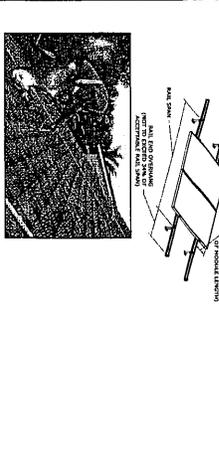
How to Configure Your System
First, calculate the spans and production count. There is a spreadsheet on the back of this manual that will help you determine the spans and production count for any plan, the wind speed, and snow load of your geographical location. Find appropriate minimum span table.

Span Table Example

Building Height	0 - 30 ft
Any Span	15'
Standard Wind Speed	8 ft/sec
Basic Wind	None
Rail Span	10 ft
Rail Span on 24" spacing rail	9 ft 6 in
DO NOT EXCEED THESE SPANS	Yes, standard set
Code 2015	24' (20)
State or Local Height	

Table 1.4: Wind Speeds for Roof Design and Exposure B (1.17 - 600) mph

Wind Speed (mph)	15	20	25	30	35	40	45	50	55	60	65	70	75	80	85	90	95	100	105	110	115	120	125	130	135	140	145	150	155	160	165	170	175	180	185	190	195	200	205	210	215	220	225	230	235	240	245	250	255	260	265	270	275	280	285	290	295	300	305	310	315	320	325	330	335	340	345	350	355	360	365	370	375	380	385	390	395	400	405	410	415	420	425	430	435	440	445	450	455	460	465	470	475	480	485	490	495	500	505	510	515	520	525	530	535	540	545	550	555	560	565	570	575	580	585	590	595	600
Wind Speed (mph)	15	20	25	30	35	40	45	50	55	60	65	70	75	80	85	90	95	100	105	110	115	120	125	130	135	140	145	150	155	160	165	170	175	180	185	190	195	200	205	210	215	220	225	230	235	240	245	250	255	260	265	270	275	280	285	290	295	300	305	310	315	320	325	330	335	340	345	350	355	360	365	370	375	380	385	390	395	400	405	410	415	420	425	430	435	440	445	450	455	460	465	470	475	480	485	490	495	500	505	510	515	520	525	530	535	540	545	550	555	560	565	570	575	580	585	590	595	600

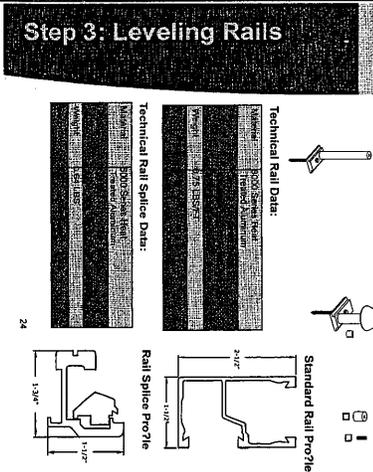


Series 100 UL
Installing and Leveling Rails

Required Tools:
Level
Line or Spare Rail
1/2" Socket Wrench
1/2" Torque Wrench
Tongue Wrench

Materials Needed to Install and Level Rails:
SnapTrack Spacing Rail
SnapTrack Spacing Rail Screws (L-Form or Standard)
SnapTrack Spacing Rail Screws (L-Form or Standard)

Use with Standard Rails



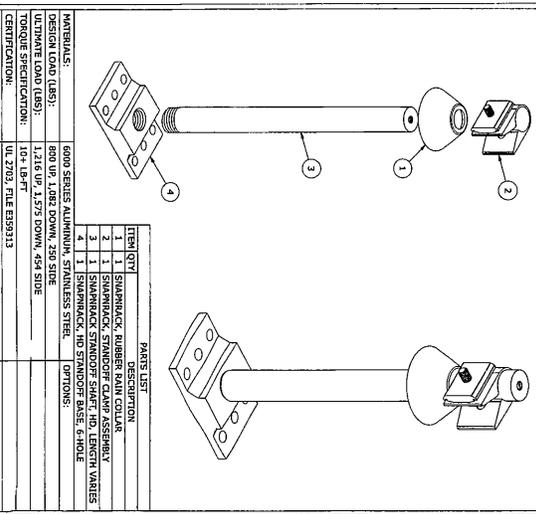
DESCRIPTION:
SNAPTRACK HD STANDOFF KITS

PART NUMBERS:
242-92073, 242-92074, 242-92075

DESIGN BY:
D. Ryan

REVISION:
A

SNAPTRACK



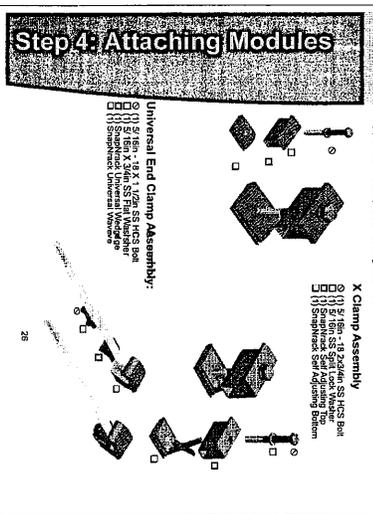
Series 100 UL
Attaching Modules

Required Tools:
1/2" Socket Wrench
Tongue Wrench

Materials Needed to Install Mid and End Clamps:
SnapTrack Mid Clamp Assembly
SnapTrack End Clamp Assembly
PV Modules

Mild Clamp Assembly:
1) 3/16" - 1/8" X 1/2" SS ACS Bolt
2) SnapTrack Mid Clamp Assembly
3) 1/2" Torque Wrench

X Clamp Assembly:
1) 3/16" - 1/8" X 1/2" SS ACS Bolt
2) SnapTrack X Clamp Assembly
3) 1/2" Torque Wrench

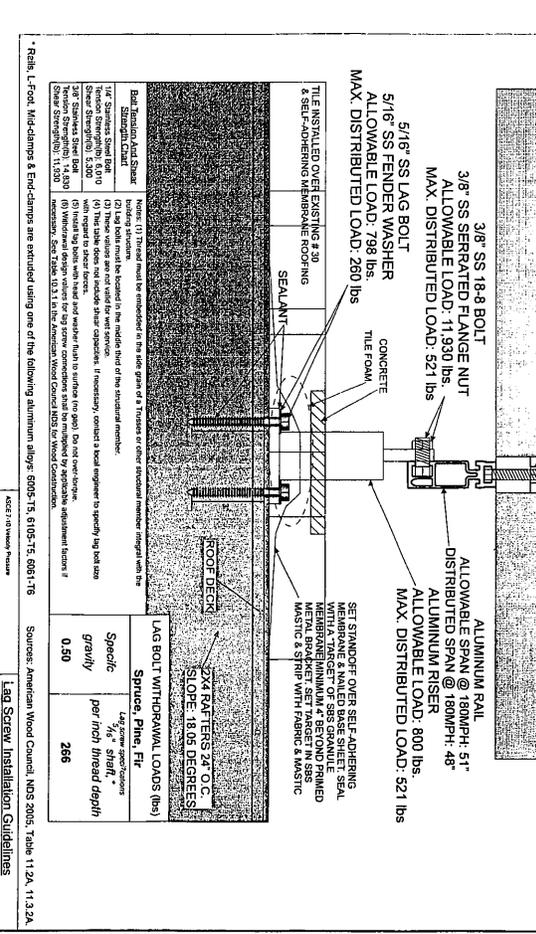


DESCRIPTION:
ATTACHMENT DIAGRAM
2 ROWS OF RAILS PER MODULE

DESIGN BY:
D. Ryan

REVISION:
A

SNAPTRACK



ASRAN WIND LOAD CALCULATIONS

LAG BOLT PULL-OUT CALCULATIONS

LAG BOLT WITHDRAWAL LOADS (lbs)

LAG BOLT WITHDRAWAL LOADS (lbs)

LAG BOLT WITHDRAWAL LOADS (lbs)

DESIGN WIND PRESSURE CALCULATIONS FOR SOLAR MODULES INSTALLED ON ROOFS

DESIGN WIND PRESSURE CALCULATIONS FOR SOLAR MODULES INSTALLED ON ROOFS

DESIGN WIND PRESSURE CALCULATIONS FOR SOLAR MODULES INSTALLED ON ROOFS

REVISIONS:

Project: Alfred Jonas
918 NE 119th St,
Biscayne Park, FL 33161

STRUCTURAL DIAGRAM & CALCULATION

Goldin Solar, LLC
3447 Percival Ave.
Miami, FL 33133
License CVC 56985
www.goldinsolar.com

MANUEL E. SIQUES, P.E.
FLORIDA ENGINEER LICENSE # 20233
8331 SW 12TH TERRACE,
MIAMI, FL 33144
TEL (505) 586-4776
I CERTIFY THAT THIS PV SYSTEM
FULLY COMPLIES WITH THE
REQUIREMENTS OF NEC 690.

DATE: 9/24/2018
SCALE: NTS
DRAWN BY: JLB

PAGE: S-2



1700 79th street Causeway, NBV, FL 33141
•(786)215-7509 - fastsigns.com/2072

Client: Santa Cruz Episcopal Church
Address: 11173 Griffin Blvd. Biscayne Park
City: North Miami, FL 33161
Phone: 305-893-8523 email:

Work Order: 2805
Due Date: 03/18/2019
Line Item#: Monument

SIGN DESCRIPTION

Size: Actual Area
Wide 96" High 64"

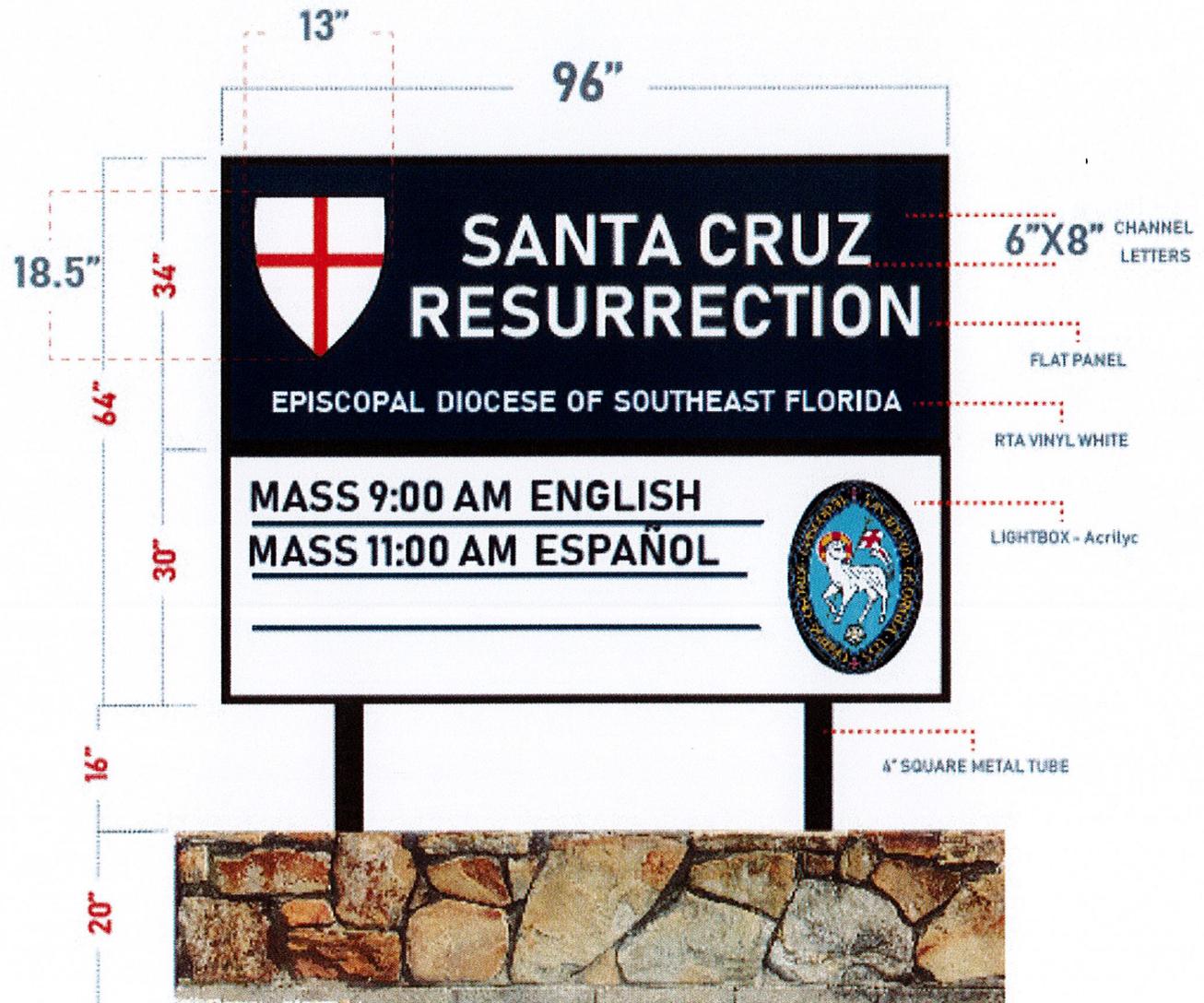
SIGN TYPE

- Channel
- Channel Front lit
- Channel Back lit
- Light Box
- Raceway:
- Channel:
- Pin Mount:
- Post & Panel:
- Wall-Exterior:
- Dimensional:

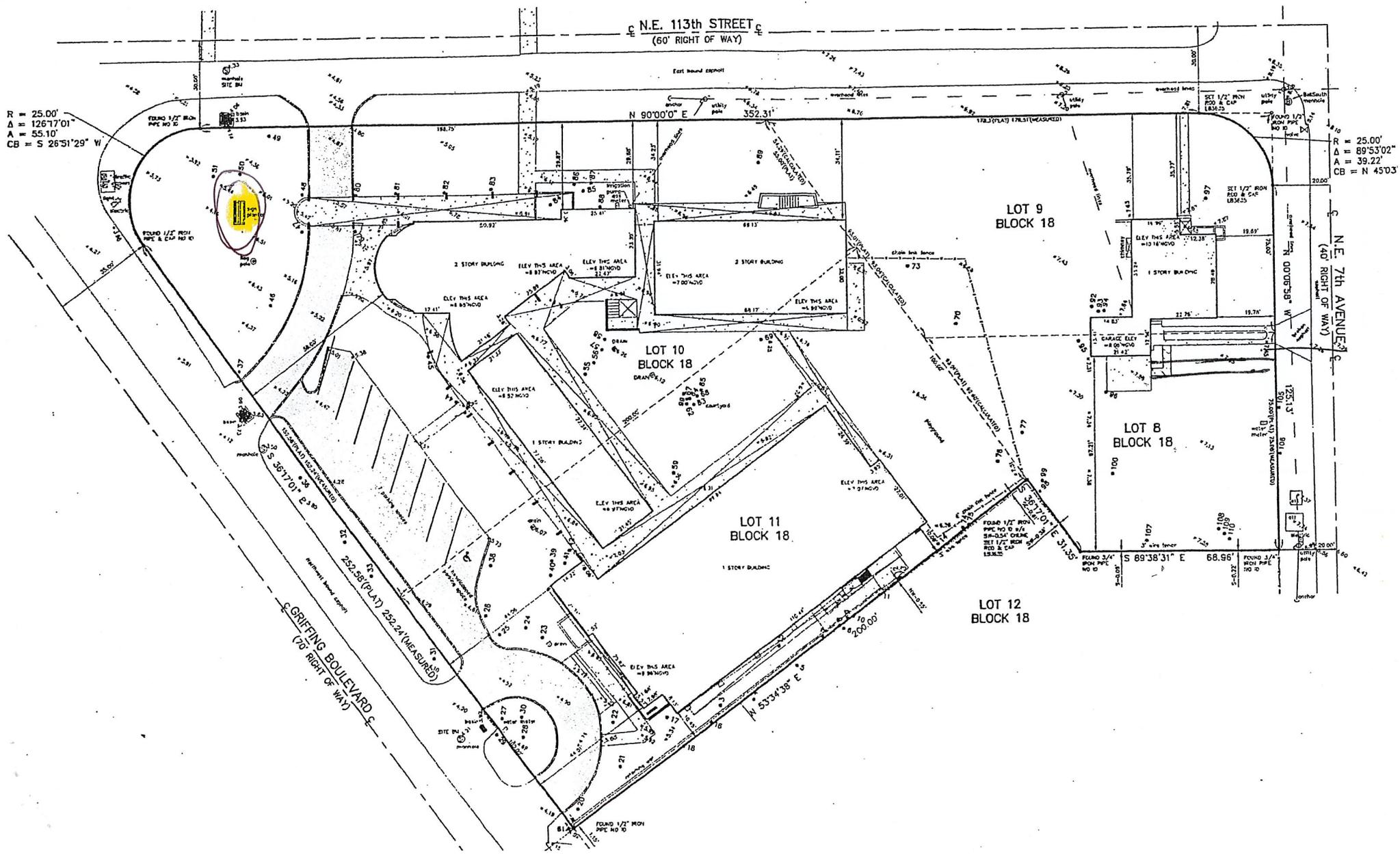


ACTUAL SIGN

NOTE: THE NEW MONUMENT WILL BE STAND UP USING THE CURRENT CONCRETE BASE AND SCREWS SYSTEM 10" LONG INTO IT TO BE ATTACHED AS THE PICTURE SHOW.



NUMBER	DIAMETER	COMMON	NUMBER	DIAMETER	COMMON	NUMBER	DIAMETER	COMMON	NUMBER	DIAMETER	COMMON	NUMBER	DIAMETER	COMMON
3	2'	eureka/clstr	21	.60'	palm/clstr	40	.50'	bush	59	.60'	hibiscus	80	2'	shrub
4	8'	traveling/palm/dstr	22	.60'	palm	41	.50'	bogin/illa	62	.40'	palm	81	1.5'	shrub
5	3'	moleluka	23	1'	palm/clstr	42		cl/shrub	63	.40'	palm	82	1.5'	shrub
6	2'	moleluka	24	1.10'	palm	43		cl/shrub	64	.40'	palm	83	1.5'	shrub
7	.40'	palm	25	.60'	palm/clstr	44		cl/shrub	65	.40'	palm	84	5'	palm/clstr
8	.40'	palm	26	.60'	palm/clstr	45		cl/shrub	66	.80'	palm	85	1.5'	palm
10	1'	moleluka	27	1'	palm	46	3'	eureka/clstr	67	1.5'	palm	86		hedge
11	2.5'	oak	28	.50'	palm	47	2'	shrub	68	.60'	tree	87		hedge
12	.40'	palm	29	1'	palm/clstr	48	2.5'	shrub	69	1'	bush	88		hedge
13	50'	palm	30	1'	palm/clstr	49	.80'	palm	70	2'	mango	89	1.8'	oak
14	50'	palm	31	.60'	palm	50	.60'	palm	73	.40'	palm	92	1.2'	bush
15	1'	palm	32	.60'	palm	51	.50'	oak	74	1.3'	palm	93	.30'	citrus
16	2'	eureka/clstr	36	1'	palm	55	.60'	palm/clstr	75	3'	oak	94	.50'	bush
17		figus/hedge	37	1.5'	mahogany	56	.60'	palm/clstr	76	.80'	mango	95	.40'	palm
18		figus/hedge	38	1.5'	palm	57	.60'	palm/clstr	77	2.8'	avocado	96	.40'	palm
19		figus/hedge	39	2'	eureka/clstr	58	.60'	palm/clstr	79	2'	shrub	97	.80'	pine



R = 25.00'
 Δ = 126°17'01"
 A = 55.10"
 CB = S 26°51'29" W

R = 25.00'
 Δ = 89°53'02"
 A = 39.22"
 CB = N 45°03'

MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and
Legal Holidays
Miami, Miami-Dade County, Florida

STATE OF FLORIDA
COUNTY OF MIAMI-DADE:

Before the undersigned authority personally appeared GUILLERMO GARCIA, who on oath says that he or she is the DIRECTOR OF OPERATIONS, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

NOTICE OF PUBLIC HEARING
VILLAGE OF BISCAYNE PARK - SANTA CRUZ
RESURRECTION CHURCH - MAY 07, 2019

in the XXXX Court,
was published in said newspaper in the issues of

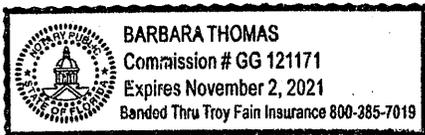
04/11/2019 04/22/2019

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami, in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Guillermo Garcia

Sworn to and subscribed before me this
22 day of APRIL, A.D. 2019
Barbara Thomas

(SEAL)
GUILLERMO GARCIA personally known to me



**NOTICE OF PUBLIC HEARING
VILLAGE OF BISCAYNE PARK**

NOTICE IS HEREBY GIVEN that the Village Commission of the Village of Biscayne Park, Florida will hear the following variance request at the Regular Commission Meeting to be held on Tuesday, May 07, 2019, at 7:00PM, at the Log Cabin located at 640 NE 114th Street, Biscayne Park, FL 33161.

Pursuant to Section 13.4 of the Code of Ordinances of the Code of Biscayne Park, Florida, the property owners hereby seek the following variance from the Village Code for their property located at:

Santa Cruz Resurrection Church - 11173 Griffing Blvd
Biscayne Park, FL 33161
Variance Request: Replacing Sign.

All documentation pertaining to this notice may be inspected by the public at the Office of the Village Clerk in Village Hall, 600 NE 114th Street, Biscayne Park, FL 33161. Interested parties may appear at the meeting and be heard with respect to the proposed Variance.

In accordance with the provision 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 who require special accommodation to participate in the proceedings should call the Village Clerk's office at (305) 899-8000 no later than 48 hours prior to the proceeding for assistance. On day of meeting, if called in by 11:00am, we will do our best to accommodate your request. Roseann Prado, Village Clerk
4/11-22 19-60/0000393226M



VILLAGE OF BISCAYNE PARK
Village Commission Agenda Report

Item # 12.d

REGULAR MEETING

TO: Honorable Mayor & Members of the
Biscayne Park Village Commission

FROM: Dan Samaria, Commissioner

DATE: May 07, 2019

TITLE: The Communication Workshop held on April 16, 2019

Recommendation: In the future all workshops shall be conducted by the whole Commission and not allow one commissioner to take over and dominate it.

Background: The Commission workshop was approved by the Commission at the March 19 Commission meeting. Since then it changed from communication to branding.

Commissioner Tudor in January put on the agenda to have a communication discussion. During that discussion the commission decide to do a workshop, it was completely changed to a branding workshop by one commissioner without the approve of other commissioners.

Resource Impact

Attachment(s)

-
-

Dan Samaria, Commissioner