



North Bay Village

Administrative Offices

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Addendum 1
Issued on September 6, 2016

VILLAGE LANDSCAPING MAINTENANCE SERVICES

RFP NO. NBV RFP 2016-004

Issued by: North Bay Village

Notice to all Bidders:

1. Question:
Can you provide the yards of mulch for the city landscaping proposal? Page 21 section H

ANSWER: No, the Village does not have the amount. However, it is recommended that the bidders familiarize themselves with the Village right-of-ways and estimate the amount for their services.

2. Question:
Can you provide on average the amounts of plants used historically in the past for replacement or any info on Section G on page 20?

ANSWER: No, the Village does not have the amount. However, it is recommended that the bidders familiarize themselves with the Village right-of-ways and estimate the amount for their services.

3. Question:
What is the tree count or can you provide information on section D on page 20 from past services?

ANSWER: No, the Village does not have the amount. However, it is recommended that the bidder familiarize themselves with the Village right of way and estimate the amount for their services.

4. Question:
Irrigation repairs are to be included up to 1"inch pipe? Page 21 section G.

ANSWER: Up to 2" inch pipe with associated fittings and labor. However, it is recommended that the bidders familiarize themselves with the Village right-of-ways and estimate the amount for their services.

5. Question:
Confirm 24 cut mow schedule. Page 18 section A.

ANSWER: The Village recommends following the schedule shown in the RFP or every two weeks, whichever is shorter at the discretion of the Village.

6. Question:
What are the exact boundaries? We were just told the Causeway & the 3 islands. Is it possible to be given more definitive boundaries?

ANSWER: Using as a reference the picture in the RFP, the east most end bent of the first concrete bridge is the western Village limit. Proceeding east bound up to the west most end bent of the last bridge is the eastern limit of the Village.

7. Question:
Is it at all possible to be given a count of palms, annuals, mulch bags, or acreage of grass?

ANSWER: No, the Village does not have the amount. However, it is recommended that the bidders familiarize themselves with the Village right-of-ways and estimate the amount for their services.

8. Question:
I was actually wondering if this was previously bid out & if so, what was it bid at?

ANSWER: The scope of work from the previous bid has substantially changed, therefore it does not compare and the previous bid amount is not applicable.

9. Question:
Page 18 – Mowing: There is a typo on the months of service. February service is missing. Can you please clarify, and provide exact number of services requested per year?

ANSWER: The month of February should be included. The paragraph should read as follows:

- **Mowing**

Mowing will be performed in a worker like manner utilizing rotary power mowers. All turf areas shall be mowed once every two weeks during the growing season of May, June, July and August, and once every three weeks during the months of September, October, November, December, January, February, March and April.

10. Question:

Page 19 – Raking: States that use of leaf blowers is prohibited. Is this correct? Please confirm. Also, can you provide copy of City’s noise ordinance.

ANSWER: The use of leaf blowers will not be allowed. The noise ordinance is attached to this Addendum.

11. Question:

Page 20 – Plantings/Replacement: Need to know quantity of seasonal plants included in this replacement program otherwise it’s not an apples to apples comparison.

ANSWER: The Village does not have the amount. However, it is recommended that the bidder familiarize themselves with the Village right of way and estimate the amount for their services or as directed by the Village.

12. Question:

Page 21 – Mulching: No frequency of mulch application listed. Please clarify.

ANSWER: The Village does not have the frequency amount. However, it is recommended that the bidders familiarize themselves with the Village right-of-ways and estimate the amount for their services. In addition, the bidder should provide a minimum of 2” of mulch per application or as directed by the Village.

13. Question:

Page 22 – North Bay Island: First paragraph talks about maintaining trees, shrubs, and hedges within any public right of way on the island. Does this include the “undefined” right of way/swale in front of resident homes? Please clarify this with more specifics.

ANSWER: In North Bay Island, the Village right-of-way is approximately 25 feet from the roadway centerline on both sides. Any vegetation that encroaches on the right-of-way needs to be maintained.

14. Question:

Is a performance bond required?

ANSWER: YES, IT IS MANDATORY.

PROOF OF RECEIPT

Recipient Signature: _____
Print Name: _____
Company: _____
Date: _____

SUBMIT WITH RFP RESPONSE

Chapter 96

NUISANCES, NOISE

General Provisions

- § 96.01 Amusement rides and carnival equipment prohibited.
- § 96.02 Odors, disturbing noise, and the like prohibited.

Noise Restrictions

- § 96.10 Excessive or unusual noises prohibited.
- § 96.11 Music.
- § 96.12 Bells, sirens, horns, and the like.
- § 96.13 Soft-drink stands or restaurants.
- § 96.14 Discharge of guns, firecrackers, and the like.
- § 96.15 Construction activity.
- § 96.16 Blowers, fans, and engines.
- § 96.17 Motorboats to have mufflers.
- § 96.18 Motor vehicle burglar alarms.

GENERAL PROVISIONS

§ 96.01 Amusement rides and carnival equipment prohibited.

(A) The operation or maintenance of any merry-go-round, Ferris wheel, roller coaster, whip, pony ride or pony ring, or any other similar amusement ride or carnival equipment within the municipal limits of the Village shall, for the purpose of this section be deemed a nuisance detrimental to the health, convenience, comfort, welfare, and safety of the citizens of the Village and the creation of such a nuisance is hereby declared to be unlawful.

(B) It shall be unlawful for any person to operate, maintain, or permit any merry-go-round, Ferris wheel, roller coaster, whip, pony ride, pony ring, or any other similar amusement ride or carnival equipment within the municipal limits of the Village.

(1964 Code, § 13-2; Ord. 122, passed 5-1-57; Am. Ord. 143, passed 12-10-58)

Cross reference—General penalty for Code violations, § 10.99.

§ 96.02 Odors, disturbing noise, and the like prohibited.

Whoever, in the Village, shall commit, or shall aid, abet, or assist another in maintaining any

source or cause of noxious odor or of any loud disturbing noise or other nuisance, or causing the same to exist, shall be guilty of an offense against the Village.

(1964 Code, § 13-7(z))

Cross reference—General penalty for Code violations, § 10.99.

NOISE RESTRICTIONS

§ 96.10 Excessive or unusual noises prohibited.

It shall be unlawful to make any loud, unnecessary, excessive, or unusual noise in the Village. (1964 Code, § 13-8(1); Ord. 198, passed 7-19-67)

Cross reference—General penalty for Code violations, § 10.99.

§ 96.11 Music.

(A) Operation of radios, phonographs, or other sound-making devices, bands, orchestras, and musicians. It shall be unlawful for any person owning, occupying or having charge of any building or premises or any part thereof, in the Village, at any time to cause or suffer or allow any loud, unnecessary, excessive, or unusual noises in the operation of any radio, phonograph, or other mechanical sound-making device, or instrument, or reproducing device or instrument, or in the playing of any band, orchestra, musician, or group of musicians, or in the use of any device to amplify the music of any band, orchestra, musician, or group of musicians, where the noise or music is plainly audible at a distance of 100 feet from the building, structure, vehicle, or premises in which or from which it is produced. The fact that the noise or music is plainly audible at a distance of 100 feet from the vehicle or premises from which it originates constitutes prima facie evidence of a violation of this section.

(1964 Code, § 13-8(z))

(B) Hours of operation of juke boxes and radios.

(1) It shall be unlawful for any person owning, occupying, or having charge of any

business establishment, or any part thereof, in the Village to cause or suffer to cause the playing or operating of music boxes, juke boxes, radios, musical instruments, or any other musical devices on or about the premises between the hours of 11:00 p.m. and 7:00 a.m. the following day; unless such music boxes, juke boxes, radios, musical instruments, and other devices are played or operated in a closed building and the sound is not audible from outside the building so as to disturb the quiet, comfort, or repose of persons in any dwelling, hotel, or other type of residence.

- (2) On a second conviction of this division, the municipal judge may, at his discretion, revoke and terminate any license issued by the Village to the licensee.

(1964 Code, § 13-8(3); Ord. 198, passed 7-19-67)

Cross reference—General penalty for Code violations, § 10.99.

§ 96.12 Bells, sirens, horns, and the like.

(A) It shall be unlawful for any person to ring any hand bell, beat, or strike any pan, pail, or other like article, or sound any gong or blow any whistle or horn, or other than musical instrument when used as part of a band of music or orchestra, except to give necessary signals on a motor vehicle, motorcycle, bicycle, or similar vehicle, or to cry out the sale of goods, wares, or merchandise; or to make, aid, continue, or encourage or assist in making any other loud or unusual noises on the streets of the Village.

(1964 Code, § 13-8(4))

(B) It shall be unlawful for any person to carry or use on any vehicle any gong or siren whistle similar to that used on ambulances or vehicles of the police and fire divisions.

(1964 Code, § 13-8(7); Ord. 198, passed 7-19-67)

§ 96.13 Soft-drink stands or restaurants.

It shall be unlawful to blow, ring, or sound any automobile horn, chime, or bell on or about premises used in conjunction with the operation of any barbecue or soft-drink stand or restaurant where such barbecue or soft-drink stand or restaurant

premises shall be located within a distance of 100 feet from improved residential property, unless such blowing, ringing, or sounding shall be necessary for the protection of life or property.

(1964 Code, § 13-8(5); Ord. 198, passed 7-19-67)

Cross reference—General penalty for Code violations, § 10.99.

§ 96.14 Discharge of guns, firecrackers, and the like.

It shall be unlawful to fire or discharge squibs, firecrackers, or other combustible substance in the streets or elsewhere for the purpose of making noise or disturbance, except on proclamation or by written permission of the Village Manager.

(1964 Code, § 13-8(6); Ord. 198, passed 7-19-67; Ord. No. 2011-06, § 4, 11-8-11)

Cross reference—General penalty for Code violations, § 10.99.

§ 96.15 Construction activity.

(A) It shall be unlawful for any person to conduct any new building construction operations on Saturdays and Sundays except in case of emergency as defined in division (B) below. On Monday through Friday, it shall be unlawful between the hours of 5:00 p.m. and 8:00 a.m. to operate or use any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, power or hand saw, hand hammer, or other apparatus, machine, or tool, the use of which causes or is attended by loud or unusual noise, except in case of emergency as defined in division (B) below.

(B) For the purpose of this section the following definition shall apply unless the context clearly indicates or requires a different meaning.

"Emergency." Any circumstance or occurrence, the existence of which constitutes, causes, or threatens to cause a clear and present danger of loss of life or property or unjustified economic loss, or constitutes a menace to adjacent property or residents or a general threat to the public health, welfare, safety, and morals of the community.

(C) The Village Manager is empowered to determine and declare that an emergency condition exists within the definition contained in division

(B) above and authorize the construction activity at times other than allowed herein only as is necessary to meet the emergency.

(1964 Code, § 13-8(8); Ord. 198, passed 7-19-67; Am. Ord. 83-18, passed 9-28-83; Am. Ord. 84-07, passed 8-28-84)

Cross reference—General penalty for Code violations, § 10.99.

§ 96.16 Blowers, fans, and engines.

It shall be unlawful to operate or cause to be operated any noise-creating blower or power fan or any internal combustion engine, the operation of which causes noises due to the explosion of operating gases or fluids, unless the noise from such blower or fan is muffled and such engine is equipped with a muffler device sufficient to deaden such noises, so that the same shall not cause annoyance to the public or disturb the rest and quiet of persons residing or occupying property near enough thereto to be annoyed by the unmuffled blower, fan, or exhaust of any such engine.

(1964 Code, § 13-8(9); Ord. 198, passed 7-19-67)

Cross reference—General penalty for Code violations, § 10.99.

§ 96.17 Motorboats to have mufflers.

It shall be unlawful for any person to operate, or for the owners of any motorboat or outboard motorboat to permit same to be operated upon any river, bay or waterway in the Village, unless such motorboat or outboard motorboat is equipped with an adequate muffler, which muffler shall not be open or cutout while the boat is being operated. However, in the case of a sanctioned race, permission may be granted by the Village Manager to operate motorboats without mufflers.

(1964 Code, § 13-8(10); Ord. 198, passed 7-19-67)

Cross reference—General penalty for Code violations, § 10.99.

§ 96.18 Motor vehicle burglar alarms.

(A) Definition. The following term shall have the following meaning for purposes of this section:

"Alarm system" shall mean a motor vehicle siren or horn alarm system contained in or appurtenant to a motor vehicle, designed to activate and sound in the event of a break in or attempted invasion of the vehicle.

(B) It shall be unlawful for any motor vehicle equipped with an alarm system to activate and emit a siren or horn noise, audible at the distance of 100 feet intermittently or continuously within a period in excess of 15 minutes between the hours of 11:00 p.m. and 7:00 a.m.

(C) Any person who owns or has custody of any such offending motor vehicle shall be deemed in violation of this section and upon the first occurrence, receive a warning that a subsequent occurrence within 120 days shall result in enforcement action under Chapter 153 and subject to a civil penalty of up to \$100.00.

(D) Any duly designated law enforcement officer and code enforcement officer is authorized and empowered to enter without force upon private property in order to detect and issue a citation and/or notice of violation to and upon any person who violates the provisions of this section.

(Ord. No. 93-12, § 1, 10-12-93)

