



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

### **OFFICIAL AGENDA** **REGULAR VILLAGE COMMISSION MEETING**

**VILLAGE HALL**  
**1666 KENNEDY CAUSEWAY, #101**  
**NORTH BAY VILLAGE, FL 33141**

**TUESDAY, JULY 11, 2017**  
**7:30 P.M.**

NOTICE IS HEREWITH GIVEN TO ALL INTERESTED PARTIES THAT IF ANY PERSON SHOULD DECIDE TO APPEAL ANY DECISION MADE AT THE FORTHCOMING MEETING OF THE VILLAGE COMMISSION, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, HE OR SHE 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. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE VILLAGE FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.

TO REQUEST THIS MATERIAL IN ACCESSIBLE FORMAT, SIGN LANGUAGE INTERPRETERS, INFORMATION ON ACCESS FOR PERSON WITH DISABILITIES, AND/OR ANY ACCOMMODATION TO REVIEW ANY DOCUMENT OR PARTICIPATE IN ANY VILLAGE-SPONSORED PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE).

---

**1. CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**NEW OATH OF OFFICE – MEMBERS OF THE COMMISSION**

**2. A. PROCLAMATIONS AND AWARDS**

**B. SPECIAL PRESENTATIONS**

1. Presentation of FY 2017 Audit Report/Keefe McCullough
2. Dalia Villar, Treasure Island Principal/Update on TIES IB Program

**C. ADDITIONS AND DELETIONS**

**3. GOOD & WELFARE**

**4. GRANT WRITER'S REPORT**

**5. ADVISORY BOARD REPORTS**

**A. ANIMAL CONTROL ADVISORY BOARD**

**B. BUSINESS DEVELOPMENT ADVISORY BOARD**

- C. CITIZENS BUDGET & OVERSIGHT BOARD
- D. COMMUNITY ENHANCEMENT BOARD
- E. PLANNING & ZONING BOARD

6. **VILLAGE COMMISSION'S REPORT**

7. **VILLAGE ATTORNEY'S REPORT**

8. **VILLAGE MANAGER'S REPORTS**

9. **CONSENT AGENDA:** (Matters on the Consent Agenda are self-explanatory and are not expected to require discussion or review. Items will be adopted by one motion. If discussion is desired by any member of the Commission, that item must be removed from the Consent Agenda and will be considered separately.)

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE TITLE VI NONDISCRIMINATION POLICY AND PLAN; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE. (*INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON*)

The proposed Resolution will approve the referenced policy and plan, which is intended to generally address nondiscrimination in the provision of Village programs and services.

- 1.) Commission Action

10. **ORDINANCES FOR FIRST READING AND RESOLUTIONS**

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST BAYVIEW VILLAGES AT 7915 EAST DRIVE, NORTH BAY VILLAGE, FLORIDA; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE SETTLEMENT; TO EXECUTE AND FILE ANY REQUIRED DOCUMENTS WITH THE CLERK OF COURT; AND PROVIDING FOR AN EFFECTIVE DATE. (*INTRODUCED BY VILLAGE ATTORNEY ROBERT L. SWITKES*)

The proposed Resolution will settle a Code Enforcement Case against Bayview Villages for having outside storage, dumpsters not in enclosures, and junk vehicle storage with payment of a \$36,405 fine.

- 1.) Commission Action

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE PURCHASE OF A TRAILER-MOUNTED JET RODDER, FROM SOUTHERN SEWER EQUIPMENT OF FORT PIERCE, FLORIDA, UNDER THE PIGGYBACK PURCHASE PROVISION PURSUANT TO SECTION 36.25(J) OF THE VILLAGE CODE; AUTHORIZING EXECUTION OF THE AGREEMENT; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERM OF THIS RESOLUTION; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will allow the Public Works Department to purchase a Jet Rodder to clear blockages in the sewer lines.

**1.) Commission Action**

**11. PUBLIC HEARINGS ITEMS INCLUDING ORDINANCES FOR SECOND**

**READING:** Please be advised that if you wish to comment upon any of these quasi-judicial items, please inform the Mayor when she requests public comments. An opportunity for persons to speak on each item will be made available after the applicant and staffs have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse either to be cross-examined or to be sworn, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Commission to ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details of the quasi-judicial procedures may be obtained from the Village Clerk.

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN EXTENSION OF A SPECIAL USE EXCEPTION GRANTED UNDER RESOLUTION 2015-27 AND EXTENDED UNDER RESOLUTION 2016-39 TO BRICK VILLAGE 79, LLC FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT, AT 1601 KENNEDY CAUSEWAY; PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will extend the Special Use Exception to June 13, 2018 in accordance with Florida Statute 252.363, which provides for mandatory extension of development orders, under the Governor's declaration of a state of emergency, due to the Zika Virus.

**1.) Commission Action**

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION 2015-28 AND EXTENDED BY RESOLUTION NO. 2016-40 TO BRICK VILLAGE 79, LLC FOR THE PROPERTY LOCATED AT 1601 KENNEDY CAUSEWAY, TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES; PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will extend the Special Use Exception to June 13, 2018 in accordance with Florida Statute 252.363, which provided for mandatory extension of development orders, under the Governor's declaration of a state of emergency, due to the Zika Virus.

**1.) Commission Action**

- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, EXTENDING APPROVAL OF A SITE PLAN GRANTED BY RESOLUTION NO. 2015-26 TO BRICK VILLAGE 79, LLC, FOR DEVELOPMENT OF A 75 UNIT, 22 STORY MIXED-USE COMMERCIAL STRUCTURE AT 1601 KENNEDY CAUSEWAY IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT; PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43; PROVIDING FOR CONDITIONS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will extend the Site Plan to June 13, 2018 in accordance with Florida Statute 252.363, which provided for mandatory extension of development orders, under the Governor's declaration a state of emergency, due to the Zika Virus.

**1.) Commission Action**

**12. UNFINISHED BUSINESS**

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDED RFP NO. 2017-003 FOR ROOF REPAIRS TO 1841 GALLEON STREET FACILITY TO THERMA SEAL SYSTEMS, LLC; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACT PURSUANT TO THE SCOPE OF SERVICES OUTLINED IN THE RFP DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will accept the recommendation of the Village Manager to award the contract for repairing the roof of the building at 1841 Galleon Street to Thermal Seal Systems, LLC as also recommended by the Technical Evaluation Committee.

**1.) Commission Action**

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDED RFP NO. 2017-004 FOR CLEANING OF THE MAIN WET WELL AT 1851 GALLEON STREET TO ENVIROWASTE SERVICES GROUP, INC.; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACT PURSUANT TO THE SCOPE OF SERVICES OUTLINED IN THE RFP DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will accept the recommendation of the Village Manager to award the contract for cleaning the main wet well at the sewage station on Galleon Street to Envirowaste Services Group, Inc., as also recommended by the Technical Evaluation Committee.

**1.) Commission Action**

- C. VOTING DELEGATE AT FLORIDA LEAGUE OF CITIES ANNUAL CONFERENCE**

**1.) Commission Action**

**13. NEW BUSINESS**

**FY 2018 GENERAL OPERATING BUDGET**

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA DETERMINING THE PROPOSED MILLAGE RATES AND SETTING THE DATE, TIME AND PLACE OF PUBLIC HEARINGS TO ADOPT THE TENTATIVE AND FINAL MILLAGE AND BUDGET FOR FISCAL YEAR 2017-18 AS REQUIRED BY LAW; DIRECTING THE VILLAGE CLERK TO FILE SAID RESOLUTION WITH THE PROPERTY APPRAISER OF MIAMI-DADE COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will set the proposed Millage Rate for the FY18 Budget and approve the dates and times for the Tentative Budget Public Hearing and the Final Budget Public Hearing.

**1.) Commission Action**

**14. APPROVAL OF MINUTES – COMMISSION MEETINGS**

- A. SPECIAL COMMISSION MEETING – JUNE 7, 2017**
- B. REGULAR COMMISSION MEETING – MAY 9, 2017**
- C. REGULAR COMMISSION MEETING - MARCH 28, 2017**
- D. REGULAR COMMISSION MEETING – MARCH 14, 2017**
- E. REGULAR COMMISSION MEETING – FEBRUARY 28, 2017**

- 1.) Commission Action**

**15. ADJOURNMENT**



100 NE 15 Street, Suite 207 ~ Homestead, FL 33030

Phone: (786)232-0771 Toll Free Phone/Fax: (888)778-5930 www.belltowergroup.org

**To:** North Bay Village Mayor & Village Commission  
**From:** LaKeesha Morris, MSW  
**Date Submitted:** June 30, 2017  
**Reporting Period:** June 1 - 30, 2017

### **Grants Submitted this Reporting Period:**

#### **1. Florida Department of Economic Opportunity – Technical Assistance Grant**

- a. **Date Submitted:** 6/23/2017
- b. **Amount Requested:** \$25,000
- c. **Match Required:** None Required
- d. **Project Summary:** BellTower worked in collaboration with LaRue Planning to submit a request for assistance that will allow the Village to develop a Complete Streets/Walkability Action Plan.

### **Grants “Under Construction”**

*The following grants are currently open and being considered by the Village.*

#### **1. US Department of Justice – COPS Hiring Grant**

- a. **Due Date:** 7/10/2017
- b. **Amount Available:** \$125,000 (salary only)
- c. **Match Required:** Amount over \$125,000
- d. **Project Summary:** Funding to support the hiring of up to two (2) Police Officers

#### **2. FDOT/University of South Florida – High Visibility Enforcement**

- a. **Due Date:** Open Enrollment
- b. **Amount Available:** Not Listed
- c. **Match Required:** Amount in above award
- d. **Project Summary:** Funding to continue efforts by the Police Department to promote the “Alert Today, Alive Tomorrow” Campaign. Overtime hours will allow officers to educate the general public and enforce traffic safety laws among motorists, bicyclists and pedestrians.



100 NE 15 Street, Suite 207 ~ Homestead, FL 33030

Phone: (786)232-0771 Toll Free Phone/Fax: (888)778-5930 [www.belltowergroup.org](http://www.belltowergroup.org)

---

### **3. AARP Community Challenge**

- a. **Due Date:** July 15, 2017
- b. **Amount Available:** Not Listed
- c. **Match Required:** Amount above award
- d. **Project Summary:** Funding is available to implement small projects that will improve the lives of older adults. Activities must be completed or fully implemented by November 1. The Village will apply for funding to support the ongoing Dominoes Events for Older Adults.

### **Grant Updates**

In addition to applying for the above-mentioned grants, BellTower has continued supporting the Village in seeking Local Agency Program Certification (LAP). LAP Certification is required for agencies receiving federal funding from the Florida Department of Transportation. The Village currently has a \$1 Million grant for the Baywalk Project, and a pending \$1 Million grant proposal for the Boardwalk Project.

Thus far, the LAP process has included completing ongoing trainings, assisting with reviewing current policies and developing the Title VI-Non-Discrimination Policy, and attending bi-weekly conference calls with the Florida Department of Transportation LAP Agency Coordinator. The Title VI Non-Discrimination Policy is on the July Agenda for adoption.





## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

### OFFICIAL MINUTES PLANNING & ZONING BOARD MEETING

VILLAGE HALL  
1666 KENNEDY CAUSEWAY, #101  
NORTH BAY VILLAGE, FL 33141

JUNE 6, 2017 – 7:30 P.M.

#### 1. CALL TO ORDER

The meeting was called to order at 7:30 p.m. by the Chair Bud Farrey.

#### 2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

#### 3. ROLL CALL

The Village Attorney Robert L. Switkes read the Quasi-Judicial Rules of the Village pursuant to Chapter 29 of the Village Code, and swore in all those who indicated that they would provide testimony on any agenda item.

4. PUBLIC HEARINGS (QUASI-JUDICIAL): Please be advised that the following items are quasi-judicial in nature. If you wish to object or comment upon any of these items, please inform the Chair when he requests public comments. An opportunity for persons to speak on each item will be made available after the applicant and staff has made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse either to be cross-examined or to be sworn, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Board to ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details of the quasi-judicial procedures may be obtained from the Village Clerk.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

A. AN APPLICATION BY BRICK VILLAGE 79, LLC CONCERNING PROPERTY LOCATED AT **1601 KENNEDY CAUSEWAY**, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING:

1. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-39 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
2. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-40 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
3. EXTENSION OF A SITE PLAN APPROVAL GRANTED BY RESOLUTION NO. 2015-26 PURSUANT TO SECTIONS 152.105(C)(9) AND 152.030(C)(3) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 75 DWELLING UNIT 22 STORY MIXED-USE STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.

The Village Clerk read the requests into the record.

The Village Planner, Jim LaRue, of LaRue Planning & Management Services, Inc. presented the Staff Report and explained the requests to renew the Site Plan and two Special Use Exceptions. He informed the Board that the Special Exceptions were valid for one year and one-year extensions were granted. The Site Plan was valid for two years and all three approvals were set to expire on February 24, 2017. Extensions were granted under the Governor's Emergency Executive Orders due to the zika virus, which allowed for extensions to June 13, 2018.

The Village Attorney Robert L. Switkes clarified that as a result of the zika virus emergencies, the governor granted extensions of 60 days to developments, due to the economic emergency and economic consequence of the virus. He informed the Board that communities are bound to follow these orders.

Steven Herzberg, Esq., of Vazquez & Associates, 701 Brickell Avenue, Suite 2000, Miami, FL 33131, was present as legal counsel to the applicant. He informed the Board that no changes were being requested, other than the extensions. He noted that Architect Kobi Karp was present on behalf of the application.

The Chair Bud Farrey asked Mr. Herzberg about the applicant's plans to begin development of the project. Mr. Herzberg discussed his client's intension to move forward in the time frame.

Fane Lozman, of 1415 79<sup>th</sup> Street, addressed the Board and reported that the property is on the market, and the owner is an investor who has no intension to build. He also brought to the Board's attention public nuisance of the property with people trespassing onto the site (1601 Kennedy Causeway) and transiting down the seawall to Channel 7, where there have been numerous complaints, disputes, and people fishing from the seawall. He also expressed his disagreement that Special Exceptions are a matter of right. He suggested that approval should be at discretion of the Board/Commission. He requested that the property be fenced off and be secured as a condition of approval, to keep people out and from trespassing onto other people's property.

The Chair closed the Public Hearing.

Mr. Herzberg responded that the property is not on the market. Regarding the fence, he mentioned that the property is in usable condition; it had been offered to the Village for certain events in the past; and North Bay Village police cars parked in the parking lot. He stated their position that putting a fence around the property will make it appear as another abandoned building. He informed the Board that he was not aware of any issues on the property; and any such issues could be brought to his client's attention. He talked about their intention to use the existing building for a sales center, before actual ground work begins.

Board Member Marvin Wilmoth pointed out the liability of not fencing off the site, because of the many incidents that have taken place there.

The Village Attorney Robert L. Switkes reported that the issue of fencing off properties has come before the Village Commission, but legislation has not been passed. He reminded Mr. Herzberg of Mr. Wilmoth's position and of the information that was placed on record, that there is significant trespassing and vandalism occurring, as a result of the conduit from their property. He disagreed with Mr. Lozman's comments that the Board has discretion not to grant the extensions, based on the Governor's Orders.

Mr. Switkes advised Mr. Herzberg that now that he is apprised, at a public hearing, with the information on the record that there is substantial trespassing and criminal activity happening as a conduit to his property, he believes that the Village does not have a problem with fencing and proper screening of the property. And being put on notice regarding the potentials put his client in jeopardy. He further advised Mr. Herzberg that public statements have been made that there is significant liability, and if an act were to occur, Mr. Herzberg was apprised of it and no action would have been taken.

Mr. Herzberg stated that this is the first time he has heard that there are issues with the property.

The Chair Bud Farrey asked if the suggestion was to install a fence across 79<sup>th</sup> Street or perpendicular to 79<sup>th</sup> Street to the bay, to prevent vagrants from moving from the site to the west along the seawall at Channel 7.

Board Member Wilmoth stated that if the trespassing was happening in that area, it may make sense to fence the area along the seawall, if there are no other means of ingress and egress to the other pieces of property. He stated that it may be fine, if the Village Officer's are using the front space for policing activities and for watching. However, the Village Attorney brings up a proper point that residents are now saying that the seawall area is being used to trespass onto other properties. He advised Mr. Herzberg to take the matter of fencing the property into consideration,

Board Member Doris O'Hare asked for an update from the Village Manager Frank K. Rollason regarding the location, 1601 Kennedy Causeway.

Mr. Rollason reported about issues occurring behind the building, him being aware of the trespassing and the Village trying to enforce regulations. He described how people go behind the building and parked their vehicles completely out of sight, with officers not being able to see them from the street. Additionally, people fish in the back of the property on weekends, and discussion about a solution of fencing the property on both sides and along the seawall with an access gate for trucks and leaving the front visible, which would be helpful to officers and solve the problem for Channel 7.

Board Member Doris O'Hare suggested an additional measure of a fan-type fence that goes over the seawall.

Village Manager Frank K. Rollason stated fencing off the sides all the way across would eliminate the problem of people getting to the seawall.

Board Member Doris O'Hare stated that the site is a nice place to be used by the Village and that Farmer's Markets were also held there.

Mr. Herzberg clarified that the suggestion was to keep the front of the property open and fence off the sides, so that no one can go behind. He agreed with the suggestion and will recommend that his client install the fencing accordingly.

Board Member Marvin Wilmoth asked the Village Attorney about adding conditions to the approval of the Special Exceptions.

Village Attorney Robert Switkes took the position that no conditions can be added to the approvals.

Mr. Herzberg stated that because there is now a potential legal liability, as the Village Attorney has advised, they will take proper safety measures.

The Chair re-opened the Public Hearing

Fane Lozman referred to the Village requiring Shucker's to fence off their seawall, which resulted in a lot of the crowd transitioning to the 1601 Kennedy Causeway site and walk from the front straight into Channel 7. Mr. Lozman stated his belief that that the General Site Plan is under the Zika Order, but the Board has control of the Special Exception, and does not have to give an extension. He reiterated his experience with the property and its criminal activities and suggested that approval of the Special Exceptions be conditioned upon fencing the property.

Board Member Wilmoth advised Mr. Lozman that the Board had already asked the Village Attorney about the question of the conditional approval. He indicated that the Board could not mandate anything upon the private owner, although it seemed that they were amenable to putting up a fence on the sides and along the seawall, now that they are on public notice of incidents of public safety.

Mr. Herzberg assured the Board that the fence will be installed.

The Village Attorney thanked Mr. Lozman for bringing the matter to the attention of the Board.

Marvin Wilmoth made a motion to extend the Site Plan and the Special Use Exceptions as outlined above with the condition as stipulated by the owners' legal counsel, Mr. Steven Herzberg, that fencing will be installed along the sides and the rear of the seawall. Doris O'Hare seconded the motion, which was approved by 4-0 roll call vote. The vote was as follows: Aniley Perez, Doris O'Hare, Bud Farrey, and Marvin Wilmoth all voting Yes. Dr. Paul Norris was absent.

**5. APPROVAL OF MINUTES**

**A. REGULAR PLANNING & ZONING BOARD MEETING – MAY 2, 2017**

Marvin Wilmoth made a motion to approve the Minutes as submitted. Doris O'Hare seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Bud Farrey, Doris O'Hare, Aniley Perez, and Marvin Wilmoth all voting Yes. Dr. Paul Norris was absent.

**6. ADJOURNMENT**

The meeting adjourned at 8:28 p.m.

Prepared and submitted by: Yvonne P. Hamilton  
Village Clerk

Approved by the Planning & Zoning Board on  
this \_\_\_\_\_ day of \_\_\_\_\_ 2017.

\_\_\_\_\_  
Bud Farrey

(Note: The Minutes are summary of the proceeding.)

**VILLAGE MANAGER'S REPORT**

**TO**

**THE MAYOR AND MEMBERS OF THE VILLAGE COMMISSION**

**JULY, 11, 2017**

- 1. FINANCE DEPARTMENT OVERVIEW:**
  
- 2. POLICE DEPARTMENT OVERVIEW:**
  
- 3. PUBLIC WORKS DEPARTMENT OVERVIEW:**
  
- 4. MANAGER'S REPORT:**
  - a. Land Acquisition Opportunities**
  - b. Status of Separate ZIP Code for NBV**



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### **NORTH BAY VILLAGE RECOMMENDATION MEMORANDUM**

**DATE:** July 11, 2017

**TO:** Mayor Connie Leon Kreps  
Vice Mayor Eddie Lim  
Commissioner Jose R. Alvarez  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreana Jackson

**RECOMMENDED BY MANAGER:** Frank Rollason, Village Manager

**PRESENTED BY:** Lakeesha Morris, Grant Writer

**SUBJECT:** Adoption of Title VI-Non-Discrimination Policy

#### **RECOMMENDATION:**

It is recommended that the Village Commission adopt the attached Resolution approving the Title VI Non-discrimination Policy and Plan to address non-discrimination in the provision of Village programs and services.

#### **BACKGROUND:**

In September 2016, the Village was awarded \$1 Million in Transportation Alternative Program (TAP) funding from the Florida Department of Transportation (FDOT) to construct the North Side of the Baywalk Plaza Area. The Transportation Alternative Program (TAP) funds projects that expand alternative modes of transportation such bicycle and pedestrian facilities, Safe Routes to School projects, and recreational trails. TAP is funded by contract authority from the Highway Account of the Highway Trust Fund. Funds are subject to the overall Federal-aid obligation limitation. The Village is now required to become certified as a Local Agency Program (LAP), prior to entering into a contractual agreement with FDOT to receive the \$1 Million funding award. The purpose of certification is "to establish consistent and uniform practices for authorizing other Local Agencies to use Federal-Aid funds provided through the Florida Department of Transportation for project planning, project development, design, right-of-way relocation and acquisition, and construction" (LAP Manual).

Mayor  
Connie Leon-Kreps

Commissioner  
Eddie Lim

Commissioner  
Jose Alvarez

Commissioner  
Douglas Hornsby, M.D.

Commissioner  
Andreana Jackson



**CURRENT:**

The Village is now in the first phase of the LAP Certification Process, which includes a series of trainings and a review of current administrative policies and procedures. The adoption of a Title VI-Non-Discrimination Policy is one of the requirements of becoming a LAP Certified Agency. Title VI of the Civil Rights Act of 1964 (Title VI) states that no person should be excluded from participation in, denied the benefits of, or subjected to discrimination on the basis of race, color or national origin in any program or activity receiving Federal financial assistance.

Other authorities such as the Federal Highway Act of 1973, Age Discrimination Act of 1975, Americans with Disabilities Act of 1990 and the Florida Civil Rights Act of 1992 forbid discrimination against anyone on the basis of sex, age, disability, religion, or familial status.

Staff has held bi-weekly meetings with Ms. Alina Phillips, LAP Certification Coordinator for FDOT. Ms. Phillips has reviewed the Village’s current ADA Compliance Policy and Limited English Proficiency (LEP) Policy; comparing it to the Federal Guidelines. Using FDOT’s template as a guideline, the Village recommends the attached ***“Title VI/Non-Discrimination Policy and Plan for Sub-Recipients in the Local Agency Program (LAP)”*** be adopted sufficient in form.

Once adopted, the Policy will be shared with all members of the Village’s Staff, and on the Village’s website like the current ADA Notice. Notices alerting residents about the policy will be posted on the Village’s bulletin boards at the 1666 Kennedy Causeway Building, and any other public space that the Village identifies.

**FINANCIAL:**

None identified at this time.

**PERSONNEL:**

None

Other authorities such as the Federal Highway Act of 1973, Age Discrimination Act of 1975, Americans with Disabilities Act of 1990 and the Florida Civil Rights Act of 1992 forbid discrimination against anyone on the basis of sex, age, disability, religion, or familial status.

Staff has held bi-weekly meetings with Ms. Alina Phillips, LAP Certification Coordinator for FDOT. Ms. Phillips has reviewed the Village's current ADA Compliance Policy and Limited English Proficiency (LEP) Policy; comparing it to the Federal Guidelines. Using FDOT's template as a guideline, the Village recommends the attached "***Title VI/Non-Discrimination Policy and Plan for Sub-Recipients in the Local Agency Program (LAP)***" be adopted sufficient in form.

Once adopted, the Policy will be shared with all members of the Village's Staff, and on the Village's website like the current ADA Notice. Notices alerting residents about the policy will be posted on the Village's bulletin boards at the 1666 Kennedy Causeway Building, and any other public space that the Village identifies.

**FINANCIAL:**

None identified at this time.

**PERSONNEL:**

None



**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

[www.nbvillage.com](http://www.nbvillage.com)

**MEMORANDUM**

**North Bay Village**

**DATE:** June 30, 2017  
**TO:** Yvonne P. Hamilton, CMC  
Village Clerk  
**FROM:** Frank K. Rollason  
Village Manager  
**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE TITLE VI NONDISCRIMINATION POLICY AND PLAN; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE TITLE VI NONDISCRIMINATION POLICY AND PLAN; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, although the Village regularly exercises non-discrimination practices with regards to programs, services and activities, a written Title VI Nondiscrimination Policy and Plan does not currently exist; and

**WHEREAS**, the Village desires to establish, publish, and make known its Title VI Nondiscrimination Policy and Plan.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1.     Recitals.** The above recitals are true and correct and incorporated herein by this reference.

**Section 2.     Approval of Policy.** The Village Commission hereby approves the Title VI Nondiscrimination Policy, Plan and Procedures.

**Section 3.     Implementation of the Policy.** The Village Manager is hereby directed to take such actions as deemed necessary and appropriate in order to implement the provision of this Resolution.

**Section 4.     Scrivener's Errors.** Typographical errors and other matters of a similar nature that do not affect the intent of this Resolution, as determined by the Village Attorney and Village Clerk may be corrected.

**Section 6.     Repeal.** All ordinances or parts of ordinances, resolutions or parts of resolutions in conflict herewith are repealed to the extent of such conflict.

**Section 7.     Severability.** If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

**Section 8.     Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its adoption. This motion was seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps \_\_\_\_\_  
Vice Mayor Eddie Lim \_\_\_\_\_  
Commissioner Jose R. Alvarez \_\_\_\_\_  
Commissioner Dr. Douglas N. Hornsby \_\_\_\_\_  
Commissioner Andreana Jackson \_\_\_\_\_

**DULY PASSED AND ADOPTED** this 11th day of July 2017.

\_\_\_\_\_  
Connie Leon-Kreps, Mayor

**ATTEST:**

\_\_\_\_\_  
Yvonne P. Hamilton  
Village Clerk

**APPROVED AS TO FORM FOR THE USE  
OF NORTH BAY VILLAGE ONLY:**

\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Approval of Title VI Nondiscrimination Policy, Plan and Procedures.



## **TITLE VI/NONDISCRIMINATION POLICY AND PLAN FOR SUB-RECIPIENTS IN THE LOCAL AGENCY PROGRAM (LAP)**

### **POLICY STATEMENT:**

North Bay Village values diversity and welcomes input from all interested parties, regardless of cultural identity, background or income level. Moreover, the Village believes that the best programs and services result from careful consideration of the needs of all of its communities and when those communities are involved in the transportation decision making process. Thus, North Bay Village does not tolerate discrimination in any of its programs, services or activities. Pursuant to Title VI of the Civil Rights Act of 1964 and other federal and state authorities, the county/city will not exclude from participation in, deny the benefits of, or subject to discrimination anyone on the grounds of race, color, national origin, sex, age, disability, religion, income or family status.

### **COMPLAINT PROCEDURE**

North Bay Village has established a discrimination complaint procedure and will take prompt and reasonable action to investigate and eliminate discrimination when found. Any person who believes that he or she has been subjected to discrimination based upon race, color, national origin, sex, religion, age, disability, family or income status in any of county/city's programs, services or activities may file a complaint with the county/city Title VI/Nondiscrimination Coordinator:

Jenice Rosado  
Title VI Coordinator  
North Bay Village  
1666 Kennedy Causeway, Suite 300  
North Bay Village, Florida 33141  
E-mail: [jrosado@nbvillage.com](mailto:jrosado@nbvillage.com)  
Phone: (305) 756-7171  
Fax: (305) 756-7722  
Hearing Impaired:  
888-447-5620 (TTY) or 850-270-2641 (Video Phone)

## **TITLE VI GRIEVANCE PROCEDURE**

If possible, the complaint should be submitted in writing and contain the identity of the complainant; the basis for the allegations (i.e., race, color, national origin, sex, religion, age, disability or family status); and a description of the alleged discrimination with the date of occurrence. If the complaint cannot be submitted in writing, the complainant should contact the Title VI/Nondiscrimination Coordinator for assistance. A grievance form is attached to this document.

The Title VI/Nondiscrimination Coordinator will respond to the complaint within thirty (30) calendar days and will take reasonable steps to resolve the matter. Should the county/city be unable to satisfactorily resolve a complaint, the county/city will forward the complaint, along with a record of its disposition to the appropriate District of the Florida Department of Transportation (FDOT).

The Village's Title VI Coordinator has 'easy access' to the Village Manager and is not required to obtain management or other approval to discuss discrimination issues with the Manager. However, should the complainant be unable or unwilling to complain to the Village, the written complaint may be submitted directly to Florida Department of Transportation (FDOT). FDOT will serve as a clearing house, forwarding the complaint to the appropriate state or federal agency:

Florida Department of Transportation  
Equal Opportunity Office  
ATTN: Title VI Complaint Processing  
605 Suwannee Street MS 65  
Tallahassee, FL 32399

## **ADA/504 STATEMENT**

Section 504 of the Rehabilitation Act of 1973 (Section 504), the Americans with Disabilities Act of 1990 (ADA) and related federal and state laws and regulations forbid discrimination against those who have disabilities. Furthermore, these laws require federal aid recipients and other government entities to take affirmative steps to reasonably accommodate the disabled and ensure that their needs are equitably represented in transportation programs, services and activities.



North Bay Village will make every effort to ensure that its facilities, programs, services, and activities are accessible to those with disabilities. The Village will make every effort to ensure that its advisory committees, public involvement activities and all other programs, services and activities include representation by the disabled community and disability service groups.

The Village encourages the public to report any facility, program, service or activity that appears inaccessible to those who are disabled. Furthermore, the Village will provide reasonable accommodation to disabled individuals who wish to participate in public involvement events or who require special assistance to access facilities, programs, services or activities. Because providing reasonable accommodation may require outside assistance, organization or resources, the Village asks that requests be made at least ten (10) calendar days prior to the need for accommodation.

Questions, concerns, comments or requests for accommodation should be made to the Village's ADA Officer:

Jenice Rosado  
Title VI Coordinator  
North Bay Village  
1666 Kennedy Causeway, Suite 300  
North Bay Village, Florida 33141  
E-mail: [jrosado@nbvillage.com](mailto:jrosado@nbvillage.com)  
Phone: (305) 756-7171  
Fax: (305) 756-7722  
Hearing Impaired:  
888-447-5620 (TTY) or 850-270-2641 (Video Phone)



## **LIMITED ENGLISH PROFICIENCY (LEP) GUIDANCE:**

Title VI of the Civil Rights Act of 1964, Executive Order 13166, and various directives from the US Department of Justice (DOJ) and US Department of Transportation (DOT) require federal aid recipients to take reasonable steps to ensure meaningful access to programs, services and activities by those who do not speak English proficiently. To determine the extent to which LEP services are required and in which languages, the law requires the analysis of four factors:

- The number or proportion of LEP persons eligible to be served or likely to be encountered by the Village's programs, services or activities.
  - The frequency with which LEP individuals encounter these programs, services or activities.
  - The nature and importance of the program, service, or activity to people's lives and;
  - The resources available to the Village and the likely costs of the LEP services.
1. North Bay Village, Florida has examined the US Census Bureau's most recent American Community Survey (ACS) data and was able to determine that approximately 67.1% or 4,841 of 7,211 North Bay Village, Florida's population age 5 and older spoke a language other than English at home. Of the 4,841 individuals; approximately 2,019 (41.7%) speak English "Less than Well". Hispanics comprised the largest non- English-speaking language group with a population of 4,072 persons. The Village contacted local law enforcement, and researched the local school serving students K-5 to determine the proportion of LEP served by those entities. Spanish was reported to be the prevalent LEP language and an estimated 30% of calls to the North Bay Village Police Department were in Spanish or a language other than English. Additionally, Treasure Island Elementary school reports that English Language Learners make up approximately 35% of their student body. Given this information, the Village reasons that a significant portion of its service population of LEP speakers of Spanish.

### **BREAKDOWN OF NORTH BAY VILLAGE'S LEP POPULATION**



<b>Ethnicity/Language</b>	<b>Percent of Total Village Population (2015 Total Village = 7,211)</b>	<b>Percentage of Individuals that Speak English “Less than Very Well”</b>
Spanish	4,072 (56.5%)	1,651 (40.5%)
Indo-European	550 (7.6%)	224 (40.7%)
Asian-Pacific Island	172 (2.4%)	112 (65.1%)
Other Language	47 (.7%)	32 (68.1%)

2. The Village has received a limited number of requests for translation or interpretation of its programs, services or activities into Spanish or any other language. The Village conducts monthly public meetings attended by significant numbers of Spanish speakers. Informal data collection at these events indicate that an estimated 10% are LEP, and in need of a translator.
3. The Village believes that transportation is of critical importance to its public, as access to health care, emergency services, employment, and other essentials would be difficult or impossible without reliable transportation systems. In that spirit, the Village has determined that public outreach material related to emergency management, public notices, solid waste, grievance procedures, law enforcement are essential, and shall be either translated into Spanish, or notices will include instructions for LEP individuals to access public documents in their native language (verbally or written).
4. The Village is fortunate to house within its jurisdiction faith based organizations, including the local Jewish Synagogue, who offer competent language services upon request.

The analyses of these factors suggest that LEP services may be required, and the Village has implemented a LEP Policy that at a minimum includes the following;

- Maintain a list of employees who competently speak Spanish and other languages and who are willing to provide translation and/or interpretation services.

- Distribute this list to staff that regularly has contact with the public.
- Provide notification in Spanish of the availability of LEP assistance in public meeting notices and on public involvement event signage.
- Develop agreements with local translation service provider(s) to provide oral and written LEP services with reasonable notification.
- Develop agreements with faith and community based organizations to provide oral and written LEP services with reasonable notification.
- Translate the following essential documents into Spanish such as emergency management, public notices, solid waste, grievance procedures, law enforcement notices.

The Village understands that its community profile is changing and the four-factor analysis may reveal the need for more or varied LEP services in the future. As such, it will annually examine its LEP plan to ensure that it remains reflective of the community's needs.

Persons requiring special language services should contact the Village's Title VI/Nondiscrimination Officer, Jenice Rosado.

#### **PUBLIC INVOLVEMENT:**

To plan for efficient, effective, safe, equitable and reliable transportation systems, the Village must have the input of its public. The Village spends extensive staff and financial resources in furtherance of this goal and strongly encourages the participation of the entire community. The Village holds public meetings, including but not limited to; Monthly Commission Meetings, Resident Advisory Group Meetings, Special Project Meetings (i.e. transportation, boardwalk/baywalk, drainage improvement, budget), and other events designed to gather public input on project planning and construction. Furthermore, Village Staff attends and participates in community events sponsored by community partners to promote the Village's services to the public. Finally, the Village is constantly seeking ways of measuring the effectiveness of its public involvement. One way that this is done is through community surveys that are conducted during public meetings and online via a link on the Village's website. Participants that need translation services or special accommodations are asked to contact the Village at least ten (10) days prior to the date of the scheduled event. The Village will make every effort to accommodate the participant.

Persons wishing to request special presentations by the Village or to volunteer in any of its activities or offer suggestions for improvement of Village's public involvement may contact:



Jenice Rosado  
Title VI Coordinator  
North Bay Village  
1666 Kennedy Causeway, Suite 300  
North Bay Village, Florida 33141  
E-mail: [jrosado@nbvillage.com](mailto:jrosado@nbvillage.com)  
Phone: (305) 756-7171  
Fax: (305) 756-7722  
Hearing Impaired:  
888-447-5620 (TTY) or 850-270-2641 (Video Phone)

DRAFT

## RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST BAY VIEW VILLAGES OF 7915 EAST DRIVE, NORTH BAY VILLAGE, FLORIDA; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE SETTLEMENT; TO EXECUTE AND FILE ANY REQUIRED DOCUMENTS WITH THE CLERK OF COURT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY ROBERT L. SWITKES)**

**WHEREAS**, on January 14, 2015, the Code Enforcement Special Master of North Bay Village issued Citations No. 2405, 2406, and 2407 against Bay View Villages at North Bay Condominium Association, Inc., of 7915 East Drive, North Bay Village, FL, imposing fines totaling \$40,450.00 for having outside storage, dumpsters not in enclosures, and junk vehicle storage on the property, in accordance with the Village Code of Ordinances; and

**WHEREAS**, in exchange for the payment of the sum of \$36,405 in accordance with the terms and conditions of the settlement, the Village will settle Case # CE-14694 and CE-14693 and Citation(s) 2405, 2406, and 2407 and release all liens (if any) existing as the date of this Resolution pertaining to the Code Enforcement Lien and execute any required documents to satisfy such liens.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above Recitals are true and correct and are incorporated herein by this reference.

**Section 2. Approval of the Settlement.** The Village Commission approves the settlement amount of \$36,405 in the matter of the Code Enforcement Fines against Bay View Villages at North Bay Condominium Association, Inc., concerning the property at 7915 East Drive, North Bay Village, Florida.

**Section 3. Authorization of Village Officials.** The appropriate Village officials are authorized to take any actions necessary to comply with the terms of the settlement.

**Section 4. Effective Date.** This Resolution shall be effective immediately upon its adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its adoption. This motion was seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	_____
Vice Mayor Eddie Lim	_____
Commissioner Jose Alvarez	_____
Commissioner Dr. Douglas Hornsby	_____
Commissioner Andrea Jackson	_____

PASSED and ADOPTED this 11th day of July 2017.

\_\_\_\_\_  
MAYOR CONNIE LEON-KREPS

**ATTEST:**

\_\_\_\_\_  
YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**

---

Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Settlement Agreement with Bay View Villages- Code Enforcement Fines – 7915 East Drive



North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

[www.nbvillage.com](http://www.nbvillage.com)

**MEMORANDUM**  
**North Bay Village**

**DATE:** April 28, 2017

**TO:** Yvonne P. Hamilton, CMC  
Village Clerk

**FROM:** Robert L. Switkes  
Village Attorney

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST BAY VIEW VILLAGES OF 7915 EAST DRIVE, NORTH BAY VILLAGE, FLORIDA; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE SETTLEMENT; TO EXECUTE AND FILE ANY REQUIRED DOCUMENTS WITH THE CLERK OF COURT; AND PROVIDING FOR AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson



## SETTLEMENT AGREEMENT AND RELEASE

THIS SETTLEMENT AGREEMENT AND RELEASE ("Settlement") is entered into as of the \_\_\_ day of \_\_\_\_\_, 2017, by and between Bay View Villages at North Bay Condominium Association, Inc. ("Bay View Villages") of 7915 East Drive, North Bay Village, Florida 33141 and NORTH BAY VILLAGE, FL (the "Village").

Whereas, Bay View Villages is the owner of the property located at 7915 East Drive, North Bay Village, Florida 33141 (hereinafter the "Property"); and

Whereas, the Property received the following civil citations pursuant to Code Enforcement violations issued by the Village in 2015, totaling \$40,450.00, and described as follows:

1. Citation No. 2405 issued for outside storage, totaling \$27,675 after accruals.
2. Citation No. 2406 issued for dumpsters not in enclosure, totaling \$6,075 after accruals.
3. Citation No. 2407 issued for junk vehicles stored on property, totaling \$27,675 after accruals; however Citation No. 2407 was dismissed at the special magistrate hearing, and a fine of \$6,700 was imposed at the hearing for non-compliance.

IN CONSIDERATION of the mutual promises, covenants, agreements, and releases set forth below, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. **Releases.** The Village, on behalf of itself, its heirs, representatives, successors and assigns, does hereby release and forever discharge Bay View Villages of and from any and all manners of claims, actions, causes of actions, agreements, debts and liabilities which Village ever had, now has or may have against any of the above-named parties, for, upon or by reason of any matter arising from or in connection with the Code Enforcement violations issued by the Village regarding Citations No. 2405, 2406, and 2407, as described above.
2. Bay View Villages, on behalf of itself, its heirs, representatives, successors and assigns, does hereby release and forever discharge the Village and their employees, of and from any and all manner of claims, causes of action, agreements, debts and liabilities which it ever had, now has or may have against any of the above-named parties, for, upon or by reason of any matter arising from or in connection with the Code Enforcement violations issued by the Village regarding Citations No. 2405, 2406, and 2407, as described above.

3. **Consideration.** In exchange for the above-referenced mutual promises, covenants, agreements, and releases, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows: Bay View Villages agrees to remit payment in the amount of THIRTY-SIX THOUSAND FOUR HUNDRED AND FIVE DOLLARS (\$36,405.00) to the Village within seven (7) days of approval of the Settlement by the Village Commission.

4. **Contingent Upon Final Commission Approval.** This Settlement is conditioned upon approval by a final Resolution of the Village Commission.

IN WITNESS WHEREOF, the parties have executed this Settlement as of the date first above written.

Witnesses:

\_\_\_\_\_  
Name: \_\_\_\_\_

\_\_\_\_\_  
Name: \_\_\_\_\_

\_\_\_\_\_  
Name: \_\_\_\_\_

\_\_\_\_\_  
Name: \_\_\_\_\_

\_\_\_\_\_  
NORTH BAY VILLAGE

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

\_\_\_\_\_  
BAY VIEW VILLAGES AT NORTH BAY  
CONDOMINIUM ASSOCIATION, INC.

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**[END OF DOCUMENT]**

## 7915 EAST DRIVE

### CASE HISTORY

DATE	COMMENTS
NOVEMBER 9, 2014	CE-14693 CIVIL INFRACTION NOTICE ISSUED FOR JUNK VEHICLES, TRASH, RUBBISH, DEBRIS AND OUTSIDE STORAGE
NOVEMBER 9, 2014	CE-14694 CIVIL INFRACTION NOTICE ISSUED FOR PROPERTY HAVING NO DUMPSTER ENCLOSURES
JANUARY 14, 2015	CE-14694 CITATION # 2406 ISSUED FOR DUMPSTERS STORED OUTSIDE WITH NO DUMPSTER ENCLOSURES - POSTED AND COPY SENT VIA CERTIFIED MAIL
JANUARY 14, 2015	CE-14693 CITATION # 2405 ISSUED FOR OUTSIDE STORAGE & CITATION # 2407 ISSUED FOR JUNK VEHICLES STORED ON THE PROPERTY - POSTED AND COPY SENT VIA CERTIFIED MAIL
JANUARY 21, 2015	MET AT THE VILLAGE OFFICES WITH THE PROPERTY MANAGER TO DISCUSS THE ABOVE CITATIONS WHICH HE RECEIVED
JANUARY 22, 2015	NO IMPROVEMENTS AT THE PROPERTY
JANUARY 23, 2015	RECEIVED SEPARATE WRITTEN LETTERS FROM THE PROPERTY MANAGEMENT COMPANY REQUESTING A HEARING TO APPEAL EACH OF THE CITATIONS LISTED ABOVE
FEBRUARY 2, 2015	ONE VEHICLE A MERCEDES NOW HAS A VALID TAG, NO OTHER IMPROVEMENTS
JUNE 9, 2015	TOOK PICTURES FOR TOMORROWS HEARING
JUNE 10, 2015	<p>SPECIAL MAGISTRATE HEARING SET FOR TODAY, TOOK PICTURES OF VIOLATIONS CITED. ALL VIOLATIONS CITED STILL EXIST.</p> <p>CITATION# 2405 FOR OUTSIDE STORAGE INITIAL FINE = \$200 ACCRUED FROM 1/25/15 TO TODAY IS 137 DAYS. <math>137 \times \\$200 = \\$27,400</math> + INITIAL \$200 + HEARING COSTS OF \$75.00 TOTAL DUE = \$27,675.00</p> <p>CITATION# 2406 FOR DUMPSTERS NOT IN ENCLOSURE INITIAL FINE = \$50 ACCRUED FROM 2/15/15 TO TODAY IS 116 DAYS. <math>116 \times \\$50 = \\$5,800</math> + INITIAL \$50 + HEARING COSTS OF \$75.00 TOTAL DUE = \$6,075.00</p> <p>CITATION# 2405 FOR OUTSIDE STORAGE INITIAL FINE = \$200 ACCRUED FROM 1/25/15 TO TODAY IS 137 DAYS. <math>137 \times \\$200 = \\$27,400</math> + INITIAL \$200 + HEARING COSTS OF \$75.00 TOTAL DUE = \$27,675.00</p> <p>TOTAL DUE TO HEARING DATE \$61,425.00</p>

<p><b>JUNE 10, 2015</b></p>	<p>AT TODAYS SPECIAL MAGISTRATE HEARING UNDER CASE CE 15-0002 THE MAGISTRATE ALLOWED AN ADDITIONAL 45 DAYS TO OBTAIN PERMITS &amp; CONSTRUCT A DUMPSTER ENCLOSURE. FAILURE TO DO SO WILL RESULT IN \$50.00 PER DAY FINE.</p> <p>7 DAYS WERE ALLOWED TO REMOVE ALL ILLEGAL OUTSIDE STORAGE OR A FINE OF \$50.00 PER DAY WILL APPLY FOR EACH DAY IN VIOLATION.</p> <p>OUTSIDE STORAGE TO COMPLY BY JUNE 18, 2015</p> <p>DUMPSTER ENCLOSURE TO OBTAIN PERMITS &amp; CONSTRUCT BY JULY 25, 2015</p> <p>FAILURE TO COMPLY WITHIN THE TIME FRAME LISTED WILL RESULT IN THE IMPOSITION OF THE OUTSTANDING FINES OF \$61,425.00 + \$50.00 FOR EACH DAY OF CONTINUING NON COMPLIANCE- MURRAY</p>
<p><b>JULY 22, 2015</b></p>	<p>NOT IN COMPLIANCE CONTINUE FINE ON OUTDOOR STORAGE, NO PERMIT YET ON DUMPSTER ENCLOSURE – MET WITH THE MAINTENANCE SUPERVISOR ALVARO GOMEZ &amp; LORENZO COSTA WHO IS THE MANAGING DIRECTOR OF THE COMPANY THAT OWNS THE PROPERTY, HIS PHONE # IN ITALY IS +393357733433 - MURRAY</p>
<p><b>AUGUST 13, 2015</b></p>	<p>SPOKE BY PHONE WITH THE ARCHITECT FOR THIS PROPERTY - MURRAY</p>
<p><b>AUGUST 23, 2015</b></p>	<p>THE ORIGINAL OUTSIDE STORAGE ITEMS CITED HAVE BEEN REMOVED COMPLY WITH YESTERDAYS DATE OF 8/22/15</p>
<p><b>AUGUST 25, 2015</b></p>	<p>PERMIT # 150000209 ISSUED TODAY FOR AFTER THE FACT DEMOLITION OF PLANTER</p> <p>PERMIT # 150000187 ISSUED TODAY FOR FENCE AND GARBAGE ENCLOSURE INCLUDING SLAB - MURRAY</p>
<p><b>OCTOBER 13, 2015</b></p>	<p>DUMPSTER ENCLOSURE PASSED FINAL INSPECTION TODAY AT 2:50 P.M. STOP ACCRUED FINES.</p>
	<p><b>FINE CALCULATION:</b></p> <p>CITATION # 2405 FOR OUTSIDE STORAGE TO COMPLY BY JUNE 18, 2015 OR A FINE OF \$50.00 PER DAY. COMPLIANCE DATE WAS AUGUST 22, 2015 FINE RAN FOR 55 DAYS = 55 X \$50.00 = \$2,750.00</p> <p>CITATION # 2406 FOR NO DUMPSTER ENCLOSURE TO COMPLY BY JULY 25, 2015 OR A FINE OF \$50.00 PER DAY. COMPLIANCE DATE WAS OCTOBER 13, 2015 FINE RAN FOR 79 DAYS = 79 X \$50.00 = \$3,950.00</p> <p><b>FINES DUE = \$6,700.00 + \$61,425.00 = \$68,125.00 - MURRAY</b></p>
<p><b>FEBRUARY 1, 2016</b></p>	<p>BUILDING MANAGER VISITED STAFF AT THE VILLAGE OFFICES REFERENCE CASE HISTORY ENTRY DATED JUNE 10, 2015</p>

**FEBRUARY 4,  
2016**

**MAURICE & MARIA LISTENED TO THE TAPE RECORDING OF THE HEARING FROM JUNE 10, 2015 HEARING. THE ENTRY ON JUNE 10 SHOULD HAVE READ AS FOLLOWS:**

**CITATION# 2405 FOR OUTSIDE STORAGE INITIAL FINE = \$200 ACCRUED FROM 1/25/15 TO TODAY IS 137 DAYS.  $137 \times \$200 = \$27,400$  + INITIAL \$200 + HEARING COSTS OF \$75.00 TOTAL DUE = \$27,675.00**

**CITATION# 2406 FOR DUMPSTERS NOT IN ENCLOSURE INITIAL FINE = \$50 ACCRUED FROM 2/15/15 TO TODAY IS 116 DAYS.  $116 \times \$50 = \$5,800$  + INITIAL \$50 + HEARING COSTS OF \$75.00 TOTAL DUE = \$6,075.00**

**CITATION# 2407 FOR JUNK VEHICLES STORED ON THE PROPERTY INITIAL FINE = \$200 ACCRUED FROM 1/25/15 TO TODAY IS 137 DAYS.  $137 \times \$200 = \$27,400$  + INITIAL \$200 + HEARING COSTS OF \$75.00 TOTAL DUE = \$27,675.00**

**TOTAL DUE TO HEARING DATE \$61,425.00**

**AT THE SPECIAL MAGISTRATE HEARING THE ACCRUED FINES ON CITATIONS 2405 & 2406 WERE IMPOSED AND CITATION 2407 WAS DISMISSED. FOLLOWING THIS RULING THE ACCRUED FINES ARE:**

**CITATION # 2405 = \$27,675.00**

**CITATION # 2406 = \$6,075.00**

**CITATION # 2407 = \$0- DISMISSED**

**TOTAL ACCRUED FINES = \$33,750.00**

**+ FINES IMPOSED AT HEARING FOR NON COMPLIANCE REFERRED TO IN ABOVE ENTRY ON "FINE CALCULATION" = \$6,700.00**

**TOTAL DUE = \$40,450.00 - MURRAY**

PERMIT VALID FOR 180 DAYS  
At least one approved  
Inspection every 180 days  
Or permit expires

NO CONSTRUCTION  
BEFORE 8AM OR AFTER 5PM  
NO WORK ON SATURDAY OR SUNDAY  
FINAL INSPECTION REQUIRED

For inspections, please visit our website:

- [www.nbvillage.com](http://www.nbvillage.com)
- ↳ Village Departments
- ↳ Building Departments
- ↳ Downloadable Forms
- ↳ Inspection Request Slip
- ↳ e-mail completed form

## North Bay Village

Building Department:  
1666 Kennedy Causeway Suite 101  
North Bay Village, FL 33141  
805-754-6740

### MULTI FAMILY ALTERATIONS PERMIT

PERMIT #: 150000187

DATE ISSUED: 08/25/15  
DATE EXPIRES: 02/21/16

JOB ADDRESS: 7915 EAST DR

LOT:

BLOCK:

ZONING: RM-70 MF RESIDENTIAL

FOLIO #: 2332090610010 TO 0410

SUBDIVISION: HARBOR ISLAND

CONTRACTOR: LUIS LEON

OWNER: BAYVIEW VILLAGES AT NORTH BAY

SUNTECH DEVELOPMENT  
305-799-5678

PHONE: \_\_\_\_\_

PROJECT DESCRIPTION: INSTALL NEW FENCE AND GARBAGE ENCLOSURE AND POUR NEW CONCRETE SLAB FOR DUMPSTER.

PERMIT DESCRIPTION/CONDITIONS:

*closed*

NORTH BAY VILLAGE, FLORIDA 33141

Bldg. & Zoning Dept.

Inspection Request

Date 10/13/15 Time 2:50PM

Type Insp'n Fence - Fence  
 Building  Plumbing  Electrical  Mechanical  Plan Review

Permit No. 150000187 (Beag)

Name Bay View Villages

Address 7915 East Dr

Called in by  O  OB  C

Company Duntech

Telephone No. 305-505-5880

Caller's Name Donna

Taken By Rafael

For Inspector Rafael

Approved  Yes  No. (Please Check One)

Correction \_\_\_\_\_  
(Describe)

Inspector's Signature Rafael

Inspector's Name: Rafael Cruz  
(Please Print)

Title \_\_\_\_\_  
10/14/15

Date Signed

Reinspection Fee:  Yes  No.

Other Comments Wednesday 10/14/15

Total Number of Hours Worked: \_\_\_\_\_

**NORTH BAY VILLAGE  
CODE ENFORCEMENT DIVISION  
STATE OF FLORIDA**

**IN THE MATTER OF:**

**CASE NO. 15-0002**

Joaquin E. Cossio  
Shine Management, LLC  
7915 East Drive, #1  
North Bay Village, FL 33141

**ORDER OF ENFORCEMENT**

This cause having come before the Code Enforcement Special Master of North Bay Village, on June 10, 2015, at a violation hearing, the Special Master having heard the testimony and the evidence presented, does hereby make the following finds of fact and conclusion of law:

**1. FINDINGS OF FACT:**

The Respondent was properly served with notice of this proceeding as required by law.

The Respondent was present at the hearing.

Address of Violation:           7915 East Drive  
  North Bay Village, FL 33141

Zoning Classification:        RM-70  
  High Density Multi-Family Residential  
  District

**2. CONCLUSION OF LAW:**

That the violator identified above was adjudicated guilty of violating Sections 94.021(C)(1), 94.15(B)(2) and 94.021(A)(2) the North Bay Village Code of Ordinances for allowing items to be stored outside on the property, not in an enclosed area; dumpsters not enclosed; and junk vehicles stored on the property.



**3. IMPOSITION OF FINE:**

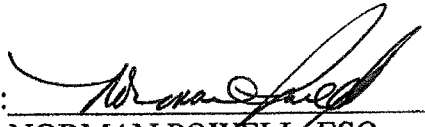
The defendant is hereby ordered to ensure that, within seven (7) days of June 10, 2015, tenants remove all outside storage identified by Code Enforcement Officer Murray in pictures presented at the hearing. Failure to do so will result in the imposition of a \$50 fine for each day that the violation continues.

Further, the defendant is hereby ordered to apply for a Building Permit and construct a dumpster enclosure within 45 days of June 10, 2015. Failure to comply with this order will result in the imposition of the outstanding fines of \$61,425 plus \$50 for each day that the violations continue to exist.

**DONE AND ORDERED** at North Bay Village, Miami-Dade County, Florida on June 10, 2015.

This Order of Enforcement is hereby warranted.

**NORTH BAY VILLAGE SPECIAL  
MASTER**


By:   
NORMAN POWELL, ESQ.

STATE OF FLORIDA            )  
COUNTY OF MIAMI-DADE )

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgements, Norman Powell, to me well known and known to me to be the person described in and who executed the foregoing instrument and acknowledged to and before me that he executed said instrument.

CASE NO. 15-0002

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Miami-Dade County, Florida, this 16 day of June, 2015.

  
Notary Public  
State of Florida at Large

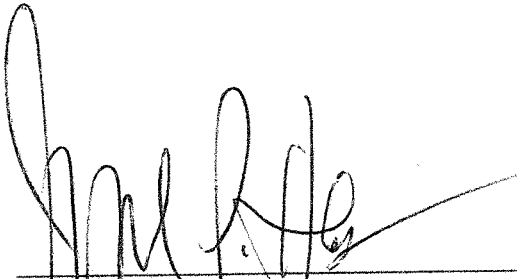
My Commission Expires:  
02/05/2019  
(Notary Seal)



Certificate of Service

I HEREBY CERTIFY that a true and correct copy of this order has been furnished, by Certified Mail, Receipt No. 7013 3020 0001 9845 5901 on June 18, 2015 to:

Mr. Joaquin E. Cossio  
Shine Management, LLC  
7915 East Drive, #1  
North Bay Village, FL 33141



---

Yvonne P. Hamilton, CMC, Village Clerk  
North Bay Village  
1666 Kennedy Causeway, #300  
North Bay Village, FL 33141



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL  
33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

### **NORTH BAY VILLAGE** **RECOMMENDATION MEMORANDUM**

**DATE:** July 11, 2017

**TO:** Mayor Connie Leon Kreps  
Vice-Mayor Eddie Lim  
Commissioner Jose R. Alvarez  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreaana Jackson

**RECOMMENDED BY STAFF:** Village Manager Frank K. Rollason

**PRESENTED BY STAFF:** Village Manager Frank K. Rollason

**SUBJECT:** Recommendation to purchase one Pipe Hunter brand Jet Rodder for the Public Works Department.

#### **RECOMMENDATION:**

It is recommended that the Village Commission adopt the attached Resolution approving the purchase of a trailer-mounted Jet Rodder under the piggyback purchase provision, pursuant to Section 36.25(J) of the Village Code, through the Florida Sheriffs Association Bid Number #7934; from the Southern Sewer Equipment of Ft. Pierce, Florida. The cost of the equipment is \$54,922.00, which has been appropriated in the FY 2017 budget.

This equipment will be used by the Public Works Department to clear blockages in the sanitary sewer lines. Currently, this work is being sub-contracted out. Having this equipment would allow the employees to clear blockages in the sewer lines quicker.

#### **BACKGROUND:**

The State Revolving Loan Program funding is being used to complete the repairs to the sanitary sewer lines. The Village employees in the Public Works Department will be cleaning the lines more regularly, and this unit will allow them to complete the job quicker and reduce the potential for sewer spills.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreaana Jackson

The Florida Sheriff's Association conducted a competitive bidding process for this item within the past year. Pursuant to Section 36.25(J) of the Village Code, a contract may be awarded without sealed bidding, when the Village Manager determines that the purchase meets the acceptability criteria and the supplier has been selected in a competitive process within the last 36-month period by another governmental entity or public agency.

**BUDGET:**

The cost of this unit is \$54,922. The FY 2017 budget has \$70,000 budgeted for the purchase of this piece of equipment.

**PERSONNEL:**

This equipment will be operated by the current Public Works staff.



## **SOUTHERN SEWER EQUIPMENT SALES**

3409 Industrial 27th St. • Ft. Pierce, FL 34946  
(772) 595-9171 FAX • 1-800-782-4134 • (772) 595-6940

---

"A Certified MBE Woman Owned Business"

Mr. Tim Smith  
City of North Bay Village  
1666 Kennedy Causeway, 3<sup>rd</sup> Floor  
North Bay Village, FL 33141  
Via email: [tsmith@nbvillage.com](mailto:tsmith@nbvillage.com)

June 19, 2017

Dear Mr. Smith,

Southern Sewer Equipment Sales is pleased to announce the opportunity for the City of North Bay Village to purchase a new Pipehunter Trailer Jet from the Florida Sheriff's Contract Bid Number FSA16-Veh14.0, Specification #49. This contract is valid through September 30, 2017.

The base Pipehunter 76418 model on Specification #49 includes the following items:

- 700 Gallon High-Density Polyethylene Water Tank
- Single Filler Assembly
- 25' Fill Hose with Storage Rack
- Main Tank Water Sight Gauge
- 18 GPM @ 4,000 PSI Water System
- Washdown System
- Multi Flow Valve
- 60 HP Diesel Auxiliary Engine, Direct Drive
- 15 Gallon Fuel Tank
- Veneer Throttle
- Digital Gauge Package and Tachometer
- Aluminum Engine Shroud/Belt Guard/Fenders
- 800' x 1/2" Capacity Hose Reel
- 500' x 1/2" Jet Hose
- 10' Leader Hose
- LED Arrowstick
- LED Strobe Light with Limb Guard
- LED Panel Light
- Low Water Shutdown
- Aluminum Locking Drawbar, 52" x 26" x 15.5"
- 6" Frame
- Dual 6,000 lb. Axles with Electric Brakes
- 2 15/16" Hitch
- DOT Lighting Package
- Speed Liner Frame and Reel
- 100' x 1/4" Jet with Button Nozzle

Base Bid Price: \$45,592.00

**Options:**

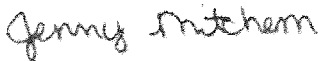
Hydraulic Articulating Reel	\$4,232.00
Manual Footage Counter	\$718.00
Upgrade to 40 GPM @ 3,000 PSI Water System with 91 HP Diesel Engine, 3/4" Hose and Nozzles	\$4,086.00
600' x 3/4" Jet Hose in lieu of 500' x 1/2" ( <i>unpublished option, includes 2% discount</i> )	<u>\$294.00</u>

***Final Model After Deductions/Upgrades: 7934 Jetter***

**TOTAL PRICE: \$54,922.00**

We appreciate the opportunity to provide this equipment to the City of North Bay Village. Please feel free to contact Drew Denmon at (772) 216-4351, if we may be of any further assistance.

Sincerely,




Jenny Mitchem  
Executive Sales Coordinator  
jm/mjc



**North Bay Village**  
Administrative Offices  
1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141  
Tel: (305) 756-7171 Fax: (305) 756-7722 Website:  
[www.nbvillage.com](http://www.nbvillage.com)

**MEMORANDUM**  
**North Bay Village**

**DATE:** June 30, 2017  
**TO:** Yvonne P. Hamilton, CMC  
Village Clerk  
**FROM:** Frank K. Rollason  
Village Manager   
**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE PURCHASE OF A TRAILER-MOUNTED JET RODDER, FROM SOUTHERN SEWER EQUIPMENT OF FORT PIERCE, FLORIDA, UNDER THE PIGGYBACK PURCHASE PROVISION PURSUANT TO SECTION 36.25(J) OF THE VILLAGE CODE; AUTHORIZING EXECUTION OF THE AGREEMENT; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERM OF THIS RESOLUTION; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND SETTING AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson



**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE PURCHASE OF A TRAILER-MOUNTED JET RODDER, FROM SOUTHERN SEWER EQUIPMENT OF FORT PIERCE, FLORIDA, UNDER THE PIGGYBACK PURCHASE PROVISION PURSUANT TO SECTION 36.25(J) OF THE VILLAGE CODE; AUTHORIZING EXECUTION OF THE AGREEMENT; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERM OF THIS RESOLUTION; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, the Public Works Department is responsible for maintaining the Village's infrastructure, which also includes the sewer system; and

**WHEREAS**, the Village Commission adopted the FY 2017 Budget, and appropriated \$70,000 for the purchase of a Jet Rodder; and

**WHEREAS**, the Public Works Department will utilize the Jet Rodder to help maintain the sewer mains and assist in mitigating against blockages from the Village's Sanitary Sewer Lines; and

**WHEREAS**, the Village Manager recommends the purchase of the trailer-mounted Jet Rodder from Southern Sewer Equipment of Ft. Pierce on a contract that was awarded through the Florida Sheriff's Association under Bid No. 7934 for \$54,922.00; and

**WHEREAS**, pursuant to Section 36.25(J) of the Village Code, a contract may be awarded without sealed bidding, when the Village Manager determines that the purchase meets the acceptability criteria and the supplier has been selected in a competitive process within the last 36-month period by another governmental entity or public agency; and

**WHEREAS**, bids were solicited by the Florida Sheriff's Association with the last year; and

**WHEREAS**, funds are available in the FY 2017 budget for total cost of the equipment.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AS FOLLOWS:**

**Section 1. Recitals.** The above Recitals are true and correct and incorporated herein by this reference.

**Section 2. Execution of Agreement.** The Village Manager is authorized to enter into an agreement with Southern Sewer Equipment of Ft. Pierce, Florida, under the piggyback purchase provision pursuant to Section 36.25(J) of the Village Code, through a contract awarded through the Florida Sheriff's Office, for the purchase of a trailer-mounted Jet Rodder at a cost of \$54,922.00.

**Section 4. Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its approval on first reading. This motion was seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps \_\_\_\_\_  
Vice Mayor Eddie Lim \_\_\_\_\_  
Commissioner Jose R. Alvarez \_\_\_\_\_  
Commissioner Dr. Douglas Hornsby \_\_\_\_\_  
Commissioner Andreana Jackson \_\_\_\_\_

**PASSED AND ADOPTED** this 11<sup>th</sup> day of July 2017.

\_\_\_\_\_  
Connie Leon-Kreps, Mayor

**ATTEST:**

\_\_\_\_\_  
Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM FOR THE USE  
OF NORTH BAY VILLAGE:**

---

Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Purchase of Jet Rodder-Southern Equipment of Ft. Pierce

## STAFF REPORT

11A - 11C

**To:** North Bay Village Commission  
**From:** James G. LaRue, AICP  
**Date:** June 29, 2017  
**Subject:** 1601 Kennedy Causeway  
 Renewal of Site Plan and Special Use Exceptions

---

The proposed project at 1601 Kennedy Causeway received site plan approval from the Village Commission on February 24, 2015, for a mixed-use development featuring a parking garage. At that time, the Commission also approved two special use exceptions; one for development of a mixed-use (residential and commercial) development in the General Commercial zoning district; and another special use exception approval to allow up to 20% of the required parking spaces to be compact spaces, according to Village Land Development Code Section 152.030(C)(3). That approved project contained 75 residential dwelling units, 6,135 square feet of commercial space, 234 parking spaces, 22 stories and 240 feet of overall height. Of the 234 total parking spaces, the site plan included 32 compact parking spaces. Compact parking spaces are a minimum of 8 feet wide and 16 feet long; whereas standard parking spaces are a minimum of 9 feet wide and 18 feet long. At this time, no substantial construction has taken place and no building permits have been issued.

As per Village Code Section 152.103, the special use exceptions were only valid for one year and were approved for one-year renewals last year by the Village Commission. As per Village Code Section 152.105(C)(11), the site plan was valid for two years. All three approvals were set to expire on February 24, 2017. However, Florida Statute 252.363 provides for mandatory extensions of development orders when the Governor declares a state of emergency.

The applicant is now applying for extensions of all three development orders based on a zika virus related state of emergency that was declared by Governor Rick Scott originally on June 23, 2016 under executive order 16-149 and was subsequently extended four times. Each state of emergency declaration was valid for 60 days. The last extension was declared on February 10, 2017 and expired on April 11, 2017. The statute provides for the holder of the development order to apply for extensions within 90 days of the termination of the emergency declaration. The statute also provides for the development order to be extended for 6 months in addition to the length of the tolled period. According to the applicant, the total of the tolled period was 292 days.

Accordingly, the request is to extend all three development orders 292 days plus 6 months past the February 24, 2017. If the Village Commission approves this request, the site plan and special use exception approvals would be extended for the above-mentioned duration and will expire on June 13, 2018.

Staff recommends approval of this request. The Village Attorney has also reviewed this request and recommends approval. We have attached the following documents to this memo:

- Staff reports that were provided to the Commission regarding the original site plan and special use exception requests
- Florida Statute 252.363
- State of Florida Executive Orders 16-149 and 17-43

At the June 6th Planning & Zoning Board meeting, the P&Z voted 5-0 to recommend approval of this request.

Select Year: 2016 Go

## The 2016 Florida Statutes

---

[Title XVII](#)[Chapter 252](#)[View Entire Chapter](#)

## MILITARY AFFAIRS AND RELATED MATTERS

## EMERGENCY MANAGEMENT

**252.363 Tolling and extension of permits and other authorizations. —**

(1)(a) The declaration of a state of emergency by the Governor tolls the period remaining to exercise the rights under a permit or other authorization for the duration of the emergency declaration. Further, the emergency declaration extends the period remaining to exercise the rights under a permit or other authorization for 6 months in addition to the tolled period. This paragraph applies to the following:

1. The expiration of a development order issued by a local government.
2. The expiration of a building permit.
3. The expiration of a permit issued by the Department of Environmental Protection or a water management district pursuant to part IV of chapter 373.
4. The buildout date of a development of regional impact, including any extension of a buildout date that was previously granted pursuant to s. [380.06\(19\)\(c\)](#).

(b) Within 90 days after the termination of the emergency declaration, the holder of the permit or other authorization shall notify the issuing authority of the intent to exercise the tolling and extension granted under paragraph (a). The notice must be in writing and identify the specific permit or other authorization qualifying for extension.

(c) If the permit or other authorization for a phased construction project is extended, the commencement and completion dates for any required mitigation are extended such that the mitigation activities occur in the same timeframe relative to the phase as originally permitted.

(d) This subsection does not apply to:

1. A permit or other authorization for a building, improvement, or development located outside the geographic area for which the declaration of a state of emergency applies.
2. A permit or other authorization under any programmatic or regional general permit issued by the Army Corps of Engineers.
3. The holder of a permit or other authorization who is determined by the authorizing agency to be in significant noncompliance with the conditions of the permit or other authorization through the issuance of a warning letter or notice of violation, the initiation of formal enforcement, or an equivalent action.
4. A permit or other authorization that is subject to a court order specifying an expiration date or buildout date that would be in conflict with the extensions granted in this section.

(2) A permit or other authorization that is extended shall be governed by the laws, administrative rules, and ordinances in effect when the permit was issued, unless any party or the issuing authority demonstrates that operating under those laws, administrative rules, or ordinances will create an immediate threat to the public health or safety.

(3) This section does not restrict a county or municipality from requiring property to be maintained and secured in a safe and sanitary condition in compliance with applicable laws, administrative rules, or ordinances.

History.—s. 494, ch. 2011-142.

# STATE OF FLORIDA

## OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 16-149 (Amended Emergency Order for Zika Virus)

**WHEREAS**, the World Health Organization declared a Public Health Emergency of International Concern related to the Zika virus on February 1, 2016; and

**WHEREAS**, there have been two-hundred thirteen confirmed travel-related cases of the Zika virus in Florida (of which forty have been pregnant women) in Alachua; Brevard, Broward, Clay, Collier, Duval, Escambia, Hillsborough, Highlands, Lee, Martin, Miami-Dade, Okaloosa, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Santa Rosa, Seminole, St. Johns and Volusia Counties; and

**WHEREAS**, the Zika virus is transmitted by a bite from an infected Aedes mosquito and other transmittal methods are still being determined; and

**WHEREAS**, the Zika virus has been associated with microcephaly and neurological disorders including Guillain- Barré Syndrome; and

**WHEREAS**, instances of microcephaly and neurological disorders have been diagnosed in infants and are believed to have been contracted in utero as a result of the mother being bitten by an infected Aedes mosquito; and

**WHEREAS**, although Florida's current two-hundred thirteen Zika cases were travel-related, Aedes mosquitos are common in Florida; and

**WHEREAS**, on February 3, 2016, I issued Executive Order 16-29 ordering the State Surgeon General to declare a public health emergency; and

**NOW, THEREFORE, I, RICK SCOTT**, as Governor of Florida, by virtue of the authority vested in me by Article IV, Section 1(a) of the Florida Constitution and by the Public Health Act, the Florida Emergency Management Act, as amended, and all other applicable laws, promulgate the following Executive Order, to take immediate effect:

Section 1. Because of the foregoing conditions, I declare that a state of emergency exists in the following counties in the State of Florida: Alachua, Brevard, Broward, Clay, Collier, Duval, Escambia, Hillsborough, Highlands, Lee, Martin, Miami-Dade, Okaloosa, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Santa Rosa, Seminole, St. Johns and Volusia Counties. Further, I direct the State Health Officer and Surgeon General, Dr. Celeste Philip, to declare a public health emergency in Alachua, Brevard, Broward, Clay, Collier, Duval, Escambia, Hillsborough, Highlands, Lee, Martin, Miami-Dade, Okaloosa, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Santa Rosa, Seminole, St. Johns and Volusia Counties, pursuant to her authority in section 381.00315, Florida Statutes. The State Health Officer is authorized and directed to use her judgment as to the duration and the geographical boundaries of this public health emergency.

Section 2. Pursuant to section 252.36(1)(a), Florida Statutes, the Executive Office of the Governor may waive all statutes and rules affecting budgeting to the extent necessary to provide budget authority for state agencies to cope with this emergency. The requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to any such waiver issued by the Executive Office of the Governor.

Section 3. I find that the demands placed upon the funds appropriated to the agencies of the State of Florida and to local agencies are unreasonably great and may be inadequate to pay the costs of coping with this disaster. In accordance with section 252.37(2), Florida Statutes, I direct that sufficient funds be made available, as needed, by transferring and expending moneys



appropriated for other purposes, moneys from unappropriated surplus funds, or from the Budget Stabilization Fund.

Section 4. In accordance with section 381.0011(7), Florida Statutes, I direct the State Health Officer to take any action necessary to protect the public health. Further, I direct the State Health Officer to immediately notify the Commissioner of Agriculture of this threat to public health pursuant to section 388.45, Florida Statutes. Furthermore, this statute authorizes the Commissioner of Agriculture to issue a mosquito declaration in Alachua, Brevard, Broward, Clay, Collier, Duval, Escambia, Hillsborough, Highlands, Lee, Martin, Miami-Dade, Okaloosa, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Santa Rosa, Seminole, St. Johns and Volusia Counties. Special attention shall be paid to residential areas, as CDC guidance indicates that backpack mosquito spray measures may be most effective.

Section 5. The State Health Officer is directed to follow the guidelines established by the Centers for Disease Control and Prevention ("CDC") in establishing protocols to control the spread of the Zika virus and educate the public on prevention.

Section 6. In accordance with section 381.0011(7), Florida Statutes, I designate the Florida Department of Health as the lead state agency to coordinate emergency response activities among the various state agencies and local governments. The State Health Officer, or her designee, shall advise the Executive Office of the Governor on the implementation of these emergency response activities.

Section 7. All actions taken by the State Health Officer with respect to this emergency before the issuance of this Executive Order are ratified.

Section 8. I hereby direct the Florida Department of Health to make its own determinations as to further resources and information needed in the State from the CDC to combat the spread of Zika and other measures that may need to be taken to protect public health.

Section 9. I hereby direct the Department of Environmental Protection and the Fish and Wildlife Conservation Commission to support the Department of Agriculture and Consumer Services in any way as it develops extensive mosquito control plans to contain the spread of this illness in partnership with Florida's counties, cities, and mosquito control districts.

Section 10. All agencies under the direction of the Governor are directed to fully cooperate with the Florida Department of Health, and any representative thereof in the furtherance of this Order. Agencies not under the direction of the Governor are requested to provide such assistance as is required.

Section 11. Except as amended herein, Executive Order 16-29, is ratified and reaffirmed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 23rd day of June, 2016.



  
GOVERNOR

2016 JUN 23 PM 1:30  
STATE OF FLORIDA  
TALLAHASSEE

ATTEST:

  
SECRETARY OF STATE

# STATE OF FLORIDA

## OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 17-43 (Amended Emergency Order for Zika Virus)

**WHEREAS**, the World Health Organization declared a Public Health Emergency of International Concern related to the Zika virus on February 1, 2016; and

**WHEREAS**, on February 3, 2016, I issued Executive Order 16-29 ordering the State Surgeon General to declare a public health emergency and directing the State Health Officer to use her judgment as to the duration and the geographical boundaries of this public health emergency; and

**WHEREAS**, on June 23, 2016, I issued Executive Order 16-149 expanding the State's response by declaring a state of emergency under the Florida Emergency Management Act; and

**WHEREAS**, on August 19, 2016, I issued Executive Order 16-193 extending the declaration of a state of emergency under the Florida Emergency Management Act; and

**WHEREAS**, on October 18, 2016 I issued Executive Order 16-233 extending the declaration of the state of emergency under the Florida Emergency Management Act; and

**WHEREAS**, on December 15, 2016 I issued Executive Order 16-288 extending the declaration of the state of emergency under the Florida Emergency Management Act; and

**WHEREAS**, no state of emergency declared pursuant to the Florida Emergency Management Act may continue for more than 60 days unless renewed by the Governor; and

**WHEREAS**, the Zika virus poses a continuing threat to the health, safety, and welfare of the State of Florida and its residents.

NOW, THEREFORE, I, RICK SCOTT, as Governor of Florida, by virtue of the authority vested in me by Article IV, Section 1(a) of the Florida Constitution and by the Public Health Act, the Florida Emergency Management Act, as amended, and all other applicable laws, promulgate the following Executive Order, to take immediate effect:

Section 1. The state of emergency declared in Executive Order 16-149 and extended by Executive Order 16-193, Executive Order 16-233, and Executive Order 16-288 will be extended for 60 days following the issuance of this order.

Section 2. All actions taken by the State Health Officer with respect to this emergency before the issuance of this Executive Order are ratified, and she is directed to continue to use her discretion relating to the duration and the geographical boundaries of this public health emergency and the responses authorized by the Public Health Act.

Section 3. Except as amended herein, Executive Orders 16-29, 16-149, 16-193, 16-233, and 16-288 are ratified and reaffirmed.

Section 4. This Executive Order will expire 60 days from this date unless extended within that time except for Section 2 and emergency responses authorized by the Public Health Act, which shall continue at the discretion of the State Health Officer.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of February, 2017.

  
GOVERNOR

ATTEST:

  
SECRETARY OF STATE

TALLAHASSEE, FLORIDA  
2017 FEB 10 4:11:10



## **Staff Report Site Plan**

*Prepared for:* North Bay Village  
Commission

*Applicant:* Brick Village 79, LLC

*Site Address:* 1601 Kennedy Causeway

*Request:* Site Plan Approval for a Mixed-Use  
Condominium Building



**LaRue Planning  
& Management Services, Inc.**

1375 Jackson Street, Suite 206  
Fort Myers, Florida  
239-334-3366

Serving Florida Local Governments Since 1988

### General Information

Owner/Applicant:	Brick Village, LLC
Applicant Address:	900 Biscayne Blvd, #1202 Miami, FL 33132
Site Address:	1601 Kennedy Causeway
Contact Person:	Gerardo Vazquez, Esq.
Contact Phone Number:	305-371-8064
E-mail Address	gv@vazquezcarballo.com

Future Land Use	Commercial
Zoning District	CG
Use of Property	Restaurant (vacant)
Acreage	1.07 acres

### Legal Description of Subject Property

9 53 42 E200FT OF W725FT OF TREA IS LYING N OF 79 ST CSEWY PER DBS 3223-511 & 513

### Request

The applicant is requesting:

1. A special use exception to construct a mixed use residential structure in the General Commercial Zoning District.
2. Height bonus review in conjunction with site plan approval pursuant to Section 152.029(C)(8)(A-F) of the North Bay Village Code of Ordinances.
3. Density bonus review in conjunction with site plan approval pursuant to Section 152.029(C)(8)(H) of the North Bay Village Code of Ordinances.
4. A special use exception pursuant to Section 152.042(E) to utilize compact parking spaces for up to 20% of the required parking spaces.
7. Site plan approval pursuant to Section 152.105(C)(9) of the North Bay Village Code of Ordinances for development of a 75 dwelling unit, 22 story mixed-use condominium structure in the CG zoning district.



**General Description**

The site plan request for this development is for a 75 dwelling unit, 22 story, mixed use condominium. This site is the current location of the Trio on the Bay restaurant. The applicant is requesting approval for bonus height to 240 feet and bonus density for 9 three bedroom dwelling units, for a total density of 70 dwelling units per acre.

The tabular project summary shows 2,000 square feet of office space; 2,135 square feet of retail space; and 2000 square feet of restaurant space, of which 1,334 square feet will be customer service area.

**Consistency with Comprehensive Plan**

The multifamily mixed-use is consistent with the description of the Commercial Future Land Use category under Policy 2.1.1a of the Future Land Use Element.

**Adjacent Land Use Map Classifications and Zoning District**

<b>North</b>	Future Land Use	Water
	Zoning District	Water
	Existing Land Use	Biscayne Bay
<b>East</b>	Future Land Use	Commercial
	Zoning District	CG
	Existing Land Use	Bay Terrace Condominiums
<b>South</b>	Future Land Use	Commercial
	Zoning District	CG
	Existing Land Use	Restaurant, Grocery, Offices, Dry Cleaner, Public Storage
<b>West</b>	Future Land Use	Commercial
	Zoning District	CG
	Existing Land Use	Approved for Mixed-Use Condominium



**Adequacy of Public Facilities**

Traffic Analysis

The applicant has provided evidence that the existing facilities have sufficient capacity to accommodate the proposed development.

Water and Sewer Analysis

The applicant has provided evidence that the existing facilities have sufficient capacity or that capacity will be expanded to accommodate the proposed development.

**Comparison of Submitted Site Plan With Land Development Regulations**

Section	Regulation	Required	Provided
<b>North Bay Village LDC</b>			
152.029(C)(1)	Minimum lot area	27,000 sq ft	46,800 sq ft (1.07 acres)
152.029(C)(1)	Minimum frontage	75 ft	260 ft
152.029(C)(2)	Minimum front setback	40 ft	40 ft
152.029(C)(2)	Minimum side setback	15 ft on one side.  20% of lot width on the other side <u>20% of 260 = 52</u>  Combination of both side setbacks to be at least 60 ft	25 ft on west side  52 ft on east side  Combination of both side setbacks equal to 77 ft
152.029(C)(2)	Minimum rear setback	25 ft	25 ft





Section	Regulation	Required		Provided
		Unit type	Lot area/unit	
152.029(C)(3)	Required lot area per dwelling unit	Efficiency	620	53,325 > 46,800  Applicant to purchase bonus density for 9 three-bedroom units under Section 152.029(C)(8)
		1-BR	620	
		2-BR	685	
		3-BR	750	
		$45 \times 685 = 30,825$ $30 \times 750 = 22,500$ $30,825 + 22,500 = 53,325$ sq ft of required lot area		
Comprehensive Plan Future Land Use Policy 2.1.1a	Maximum density	70 dwelling units per acre		70 dwelling units per acre
152.029(C)(4)	Maximum building height	150 ft or 15 stories, whichever is less		240 ft  Applicant requesting approval of bonus height under Section 152.029(C)(8)
152.029(C)(4)	Maximum parking levels	4 stories		4 stories
152.029(C)(5)	Minimum pervious area	20% of total parcel  $20\% \text{ of } 46,800 = 9,360$ sq ft		9,360 sq ft
152.029(C)(6)	Minimum dwelling unit floor area	Unit type	Floor area	2BR shown at 1,640 and 1,570 sq ft
		Efficiency	600	
		1-BR	900	3BR shown at 2,230 and 2,200 sq ft
		2-BR	1,200	
		3-BR	1,350	
152.029(C)(7)	Baywalk/boardwalk requirement	A public access boardwalk must be provided along shoreline and access to that boardwalk must be provided with a walkway from the ROW. Dedicated easements shall be recorded for the boardwalk and access corridors.		Provided



Section	Regulation	Required	Provided
152.029(C)(8)	Building height bonus	Additional height may be purchased	Applicant is purchasing 90 ft of additional height at \$6,750 per dwelling unit for total cost of \$506,250.
152.029(C)(8)	Building density bonus	Additional density may be purchased, not to exceed 70 units per acre	Applicant is purchasing 9 additional dwelling units at \$40,000 per dwelling unit for total cost of \$360,000.
152.029(C)(9)2	Paving surfaces	Except for covered garages, all exterior paving surfaces shall be constructed of brick pavers	Concrete and brick pavers provided throughout
152.029(C)(9)3	Required water feature	A water feature shall be provided in the front	Provided
152.029(C)(9)6	Screening of parking garages	Parking garages shall be constructed with architectural features that obscure it from public view	Provided
152.029(C)(9)7	Street tree lighting	Lighting shall be provided in all areas in front where trees are planted	Provided
5.2.2(a)(1)	Minimum standard parking space dimensions	9 ft by 18 ft	Provided
5.2.2(a)(2)	Minimum compact parking space dimensions	8 ft by 16 ft	In compliance
5.2.2(a)(3)	Minimum handicapped parking space dimensions	Must comply with all applicable accessibility standards	In compliance
152.042(D)	Minimum number of handicapped spaces	2% of total required spaces. <u>2% of 234 = 5 handicapped spaces required</u>	7 handicapped parking spaces
ADA Requirement	Minimum number of handicapped spaces	7 handicapped spaces	



Section	Regulation	Required	Provided								
152.042(E)	Maximum number of compact parking spaces	20% of required parking spaces  <u>20% of 234 = 46</u>	32 compact parking spaces								
152.042(K)	Minimum setback of ROW from parking spaces	20 ft	Provided								
152.042(M)	Minimum separation of parking from walkways and streets	Parking spaces shall be separated from walkways, sidewalks, streets, or alleys by an approved wall, fence, curbing, or other protective device	Provided								
152.042(P)	Back-out parking prohibition	Parking spaces shall be designed so that no vehicle shall be required to back into a public ROW to obtain egress	Provided								
152.044(A)(2)	Minimum number of parking spaces per dwelling unit	<table border="1"> <thead> <tr> <th>Unit Type</th> <th>Spaces Req</th> </tr> </thead> <tbody> <tr> <td>Efficiency</td> <td>1.5</td> </tr> <tr> <td>1BR&amp;2BR</td> <td>2</td> </tr> <tr> <td>3BR</td> <td>3</td> </tr> </tbody> </table> <u>Plus 10% for Guests</u>  <u>45 x 2 = 90</u> <u>30 x 3 = 90</u> <u>10% = 18</u> <u>198 spaces required</u>	Unit Type	Spaces Req	Efficiency	1.5	1BR&2BR	2	3BR	3	
Unit Type	Spaces Req										
Efficiency	1.5										
1BR&2BR	2										
3BR	3										
152.044(B)(4)	Minimum number of parking spaces for offices	1 space per 300 sq ft of gross floor area  <u>2000 / 300 = 6.7</u>									
152.044(B)(7)	Minimum number of parking spaces for restaurant	1 space per 75 sq ft of customer svc area  <u>1,334 / 75 = 17.8</u>									
152.044(B)(8)	Minimum number of parking spaces for retail	1 space per 200 sq ft of gross floor area  <u>2,135 / 200 = 10.7</u>									
	Total spaces required	<u>198 + 6.7 + 17.8 + 10.7 = 234 spaces</u>	234 parking spaces								
152.045(B)	Minimum loading space dimensions	12 ft by 30 ft, and at least 14.5 ft of vertical clearance	In compliance								



Section	Regulation	Required	Provided												
152.045(C)	Loading space joint usage	Loading spaces for two or more uses may be collectively provided if so located as to be usable by all.	N/A												
152.045(E)	Loading and standard parking space restriction	No areas supplied to meet required off-street parking facilities may be utilized to meet the requirements for loading spaces.	In compliance												
152.045(F)(1)	Minimum number of loading spaces for retail, office and restaurant	<table border="1"> <thead> <tr> <th>Gross floor area</th> <th>Spaces</th> </tr> </thead> <tbody> <tr> <td>&lt;10,000</td> <td>0</td> </tr> <tr> <td>10,000-20,000</td> <td>1</td> </tr> <tr> <td>20,000-40,000</td> <td>2</td> </tr> <tr> <td>40,000-60,000</td> <td>3</td> </tr> <tr> <td>&gt;60,000</td> <td>4</td> </tr> </tbody> </table>	Gross floor area	Spaces	<10,000	0	10,000-20,000	1	20,000-40,000	2	40,000-60,000	3	>60,000	4	N/A
		Gross floor area	Spaces												
		<10,000	0												
		10,000-20,000	1												
		20,000-40,000	2												
		40,000-60,000	3												
>60,000	4														
<u>0 loading spaces required</u>															
152.045(F)(2)	Minimum number of loading spaces for multi-family	<table border="1"> <thead> <tr> <th>Gross floor area</th> <th>Spaces</th> </tr> </thead> <tbody> <tr> <td>&lt;25,000</td> <td>0</td> </tr> <tr> <td>25,000-50,000</td> <td>1</td> </tr> <tr> <td>50,000-100,000</td> <td>2</td> </tr> <tr> <td>&gt;100,000</td> <td>3</td> </tr> </tbody> </table>	Gross floor area	Spaces	<25,000	0	25,000-50,000	1	50,000-100,000	2	>100,000	3	3 loading spaces		
		Gross floor area	Spaces												
		<25,000	0												
		25,000-50,000	1												
		50,000-100,000	2												
		>100,000	3												
<u>3 loading spaces required</u>															
152.056	Maximum balcony encroachment into side or rear yard	4 ft	In compliance												
155.17	Minimum width of maneuvering aisle	23 ft	In compliance												
155.17	Minimum width of 2-way access aisle	23 ft	In compliance												



Section	Regulation	Required	Provided
155.18(A)3	Dumpster screening	Dumpster enclosures shall be designed in a manner as to visually screen the dumpster from adjacent view and shall be located in visually obscure areas of the site.	Provided
155.18(A)4	Dumpster placement	Dumpster enclosures shall be placed in such a manner as to allow front end loader sanitation trucks to pick up garbage in a forward motion. Backing out the sanitation truck is prohibited	Provided
155.18(A)5	Mechanical equipment screening	Roof-mounted mechanical equipment and elevator shafts shall be screened by a parapet wall or grilles, and shall be painted in muted colors or match the building and shall not be visible from the street.	Provided
155.18(A)7	Mechanical equipment screening	Service bays, ground mounted air conditioning units, and other mechanical equipment shall be screened from public and on-site pedestrian view, and buffered.	In compliance
Appendix D	Required benches along bay walk	Benches shall be provided at a minimum of 2.5 ft sections of bench per 100 ft of linear shoreline	Provided
<b>Miami-Dade Landscaping Chapter 18A</b>			
18A-4(C)	Vegetative survey	A vegetation survey shall be provided for all sites at the same scale as the landscape plan.	Provided



Section	Regulation	Required	Provided
18A-4(D)	Irrigation plan	An Irrigation Plan shall be submitted. Where a landscape plan is required, an irrigation plan shall be submitted concurrently.	Not yet provided
18A-6(A)(5)	Maximum lawn area	40% of lot area, less the area covered by buildings	Sod not depicted on plans
18A-6(C)(1)	Tree height	Except street trees, all trees shall be a minimum of 10 ft high with a minimum of 2 inch caliper, except that 30% of the tree requirement may be met by native species with a minimum height of 8 ft.	In compliance
18A-6(C)(2)	Street trees	Street trees shall be provided along all roadways at a maximum average spacing of 35 feet on center (25' for palms).  <u>With 260 linear feet of frontage, either 8 trees or 11 palms are required.</u>	11 street trees
18A-6(C)(3)	Trees under power lines	Where overhead power lines require low growing trees, street trees shall have a minimum height of 8 feet and a maximum average spacing of 25 feet on center.	No overhead power lines
18A-6(C)(4)	Palms	Palms which are spaced no more than 25 feet on center and have a 14 foot minimum height or 4 inch minimum caliper diameter may count as a required tree.	



Section	Regulation	Required	Provided
18A-6(C)(5)	Number of required trees	28 trees per acre required in multi-family residential zoning categories  <u>28 x 1.07 = 30</u> <u>required trees</u>	In compliance
18A-6(C)(11)	Limitations on required trees	At least 30% shall be native species.  At least 50% shall be low maintenance and drought tolerant.  Of the required trees, no more than 30% shall be palms	In compliance.  This requirement has been met by native trees.  In compliance
18A-6(C)(12)	Limitations on required trees	80% of required trees shall be listed in the Miami-Dade Landscape Manual, the Miami-Dade Street Tree Master Plan and/or the University of Florida's Low Maintenance Landscape Plants for South Florida list.	In compliance



Section	Regulation	Required	Provided
18A-6(D)(1)	Shrubs	<p>All shrubs must be a minimum of 18 inches at time of planting.</p> <p>10 shrubs are required for each required tree. <u>300 shrubs required</u></p> <p>30% shall be native species</p> <p>50% shall be low maintenance and drought tolerant</p> <p>80% of required shrubs shall be listed in the Miami-Dade Landscape Manual, the Miami-Dade Street Tree Master Plan and/or the University of Florida's Low Maintenance Landscape Plants for South Florida list.</p>	<p>Only 161 shrubs provided</p>





Section	Regulation	Required	Provided
18A-6(H)	Use buffers	<p>Where dissimilar land uses exist on adjacent properties, that area shall be provided with a buffer consisting of trees spaced to a maximum average of 35-feet on center with shrubs which normally grow to a height of 6 feet, or a 6 foot wall with trees, within a 5 foot wide landscape strip.</p> <p>Shrubs shall be a minimum of 30 inches high and planted at a maximum of 36 inches on center; or if planted at a minimum height of 36 inches, shall have a maximum average spacing of 48 inches on center.</p>	Use buffers are not required. Adjacent land uses do not meet definition of dissimilar use.
18A-6(I)	Parking lot buffers	<p>All parking lots adjacent to a right of way shall be screened by a continuous planting with a 7 foot landscape strip incorporating said planting</p> <p>Shrubs shall be a minimum of 18 inches high and planted at a maximum of 30 inches on center; or if planted at a minimum height of 36 inches, shall have a maximum average spacing of 48 inches on center.</p>	<p>In compliance</p> <p><b>More shrubs required</b></p>



Section	Regulation	Required	Provided
18A-6(J)	Parking lot landscaping	<p>10 square feet of landscaped area per parking space shall be provided within a parking lot.</p> <p>Trees shall be planted within the parking lot at a minimum density of one tree per 80 square feet of landscaped area, exclusive of parking lot buffers.</p> <p>Each tree shall have a minimum of 5 feet of planting area width, exclusive of curb dimension.</p>	<p>Provided</p> <p>Provided</p>
<b>Miami-Dade Biscayne Bay Management Plan</b>			
33D-38(1)b	Minimum rear setback	<p>50% of building height above 35 ft (measured from mean high water line), up to 75 ft maximum.</p> <p><u>75 ft required</u></p>	25 ft
33D-38(2)a	Minimum visual corridor	<p>20% of lot width on one side, with a 20 ft minimum and a 100 ft maximum. Structures not permitted in view corridor.</p> <p><u>52 ft required</u></p>	52 ft on east side
33D-38(3)	Minimum side setback	Minimum of 25 ft	In compliance
33D-33(4)	Waiver from County	A waiver may be obtained from the Miami-Dade Shoreline Review Committee for exemption from the above requirements	Not yet provided



### Planning & Zoning Board Recommendation

The North Bay Village Planning and Zoning Board recommended approval of the site plan with the staff recommended conditions by a vote of 5-0 on December 2, 2014.

### Staff Recommendations

#### **BUILDING HEIGHT BONUS:**

Staff recommends **approval** of the building height bonus.

#### **BUILDING DENSITY BONUS:**

Staff recommends **approval** of the building density bonus.

#### **SITE PLAN:**

Staff recommends **approval** of the site plan based on the following conditions being met prior to the issuance of a building permit:

- 1) Submittal of a landscape plan and irrigation plan which is in compliance with the Miami-Dade Landscape Code.
- 2) The public access easement and boardwalk must be dedicated and recorded. Applicant shall agree, in writing, that the boardwalk shall be open to the public daily, during hours to be determined by the Village; and boardwalk lighting shall remain on while boardwalk is open to the public.
- 3) Applicant shall not lease or sell parking spaces.
- 4) Applicant shall not charge for guest parking.
- 5) Site plan approval from Miami-Dade Shoreline Review Committee.
- 6) Meeting School Board Concurrency requirements as determined by School Board Staff.
- 7) Payment of any applicable impact fees.
- 8) Payment of bonus height fees, as required under Section 152.029(C)8.
- 9) Tie-in to Village's wastewater system at a Village designated proximate location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.



- 10) Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications), have been paid in full.
- 11) Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
- 12) Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.
- 13) All applicable state and federal permits must be obtained before commencement of construction.

*Submitted by:*

*James G. LaRue*  
James G. LaRue, AICP  
Planning Consultant

January 14, 2015

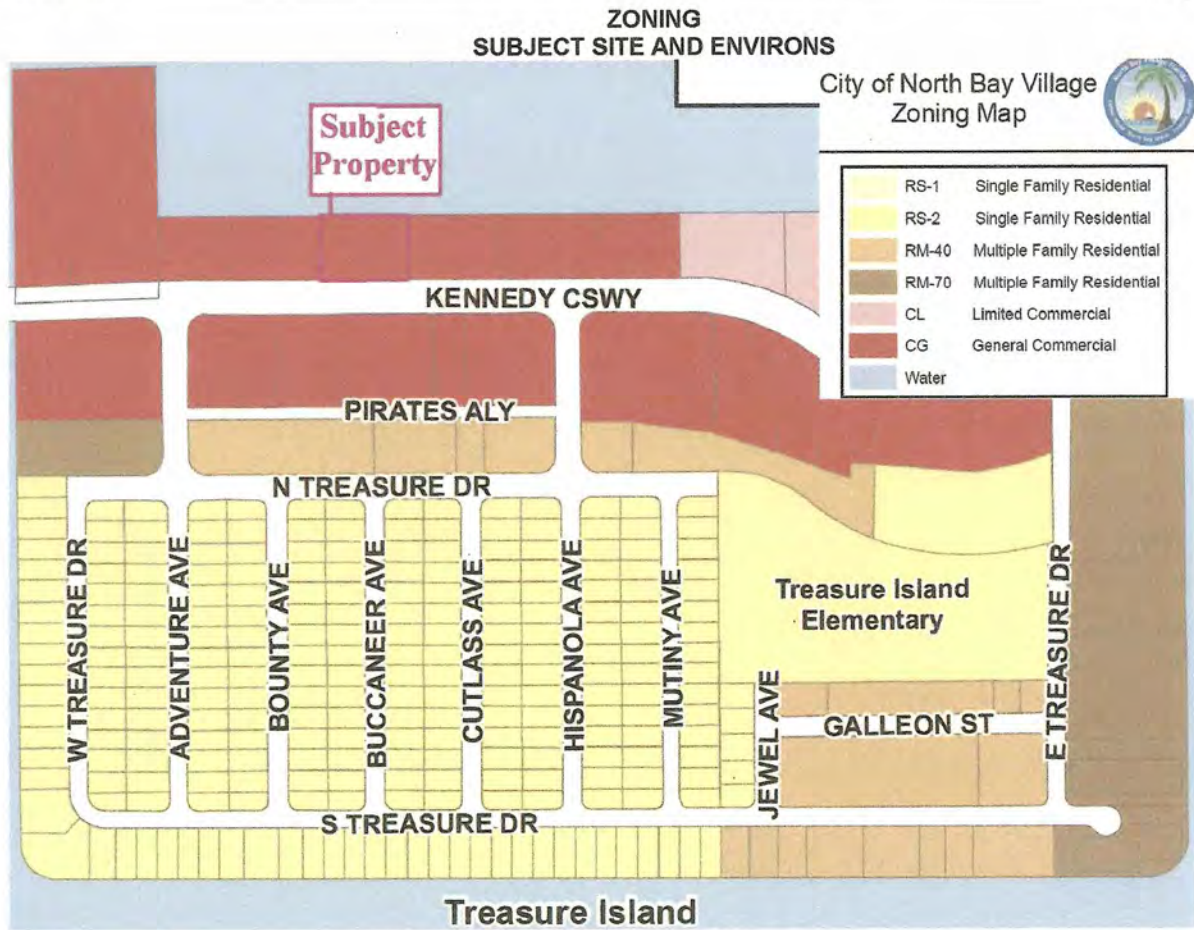
Hearing: North Bay Village Commission, January 27, 2015

Attachments: Aerial photograph  
Zoning Map



**AERIAL  
SUBJECT SITE AND ENVIRONS**





Serving Florida Local Governments Since 1988



## **Staff Report Special Use Exception**

*Prepared for:* North Bay Village  
Commission

*Applicant:* Brick Village 79, LLC

*Site Address:* 1601 Kennedy Causeway

*Request:* Special Exception for Development of a  
Mixed Use Commercial Structure in the  
CG Zoning District



**La Rue Planning  
& Management Services, Inc.**

1575 Jackson Street, Suite 206  
Fort Myers, Florida  
239-334-3366

Serving Florida Local Governments Since 1988

**General Information**

Owner/Applicant:	Brick Village, LLC
Applicant Address:	900 Biscayne Blvd, #1202 Miami, FL 33132
Site Address:	1601 Kennedy Causeway
Contact Person:	Gerardo Vazquez, Esq.
Contact Phone Number:	305-371-8064
E-mail Address	gv@vazquezcarballo.com

Future Land Use	Commercial
Zoning District	CG
Use of Property	Restaurant (vacant)
Acreage	1.07 acres

**Legal Description of Subject Property**

9 53 42 E200FT OF W725FT OF TREA IS LYING N OF 79 ST CSEWY PER DBS 3223-511 & 513

**Adjacent Land Use Map Classifications and Zoning District**

<b>North</b>	Future Land Use	Water
	Zoning District	Water
	Existing Land Use	Biscayne Bay
<b>East</b>	Future Land Use	Commercial
	Zoning District	CG
	Existing Land Use	Bay Terrace Condominiums
<b>South</b>	Future Land Use	Commercial
	Zoning District	CG
	Existing Land Use	Restaurant, Grocery, Offices, Dry Cleaner, Public Storage
<b>West</b>	Future Land Use	Commercial
	Zoning District	CG
	Existing Land Use	Approved for Mixed-Use Condominium





### Request

The applicant is requesting a special use exception pursuant to Sections 152.030(C)(3) and 152.098 of the North Bay Village Code of Ordinances for development of a mixed-use commercial structure in the CG (General Commercial) zoning district.

### General Description

The site plan request for this development is for a 75 dwelling unit, 22 story, mixed use condominium. This site is the current location of the Trio on the Bay restaurant. The applicant is requesting approval for bonus height to 240 feet and bonus density for 9 three bedroom dwelling units, for a total density of 70 dwelling units per acre.

The tabular project summary shows 2,000 square feet of office space; 2,135 square feet of retail space; and 2000 square feet of restaurant space, of which 1,334 square feet will be customer service area.

### Consistency with Comprehensive Plan

While the Comprehensive Plan is silent as to mixed-use in the Commercial Future Land Use category, it does allow for restaurant and residential uses which are proposed. We believe that a mix of multi-family units and the proposed restaurant use is consistent with the intent of the Commercial Future Land Use category.

### Consistency with Special Use Exception Standards

Section 152.098 provides for Village Commission approval of a special use exception if there are clear indications that such an exception will not substantially adversely affect the uses of adjacent property.

### Other Requirements and Considerations

The property to the west is approved for a mixed use condominium. The property to the east is Bay Terrace Condominiums. To the south, across Kennedy Causeway, are various commercial uses. The Applicant's proposal to develop the subject property as a mixed use structure encompassing multi-family residential units and a restaurant on the subject property is compatible with, and will have no adverse effect upon, the existing or proposed uses of the adjacent properties.

### Planning & Zoning Board Recommendation

The North Bay Village Planning and Zoning Board recommended approval of this special exception request by a vote of 5-0 on December 2, 2014.

### Staff Recommendations

Staff finds that the request is consistent with Sections 152.030(C)(3) and 152.098 in that this modification of a special use exception will not adversely affect the uses permitted in the regulations of adjacent properties.

Based on the foregoing analysis, Staff recommends approval of the request for the special use exception for a mixed-use residential and commercial structure.

*Submitted by:*

*James G. LaRue*  
James G. LaRue, AICP  
Planning Consultant

January 14, 2015

Hearing: North Bay Village Commission, January 27, 2015



## **Staff Report Special Use Exception**

*Prepared for:* North Bay Village  
Commission

*Applicant:* Brick Village 79, LLC

*Site Address:* 1601 Kennedy Causeway

*Request:* Special Exception for up to twenty percent  
of the required parking spaces to be  
designated for compact vehicles



LaRue Planning  
& Management Services, Inc.  
1375 Jackson Street, Suite 206  
Fort Myers, Florida  
239-334-3166

Serving Florida Local Governments Since 1988

General Information

Owner/Applicant:	Brick Village, LLC
Applicant Address:	900 Biscayne Blvd, #1202 Miami, FL 33132
Site Address:	1601 Kennedy Causeway
Contact Person:	Gerardo Vazquez, Esq.
Contact Phone Number:	305-371-8064
E-mail Address:	gv@vazquezcarballo.com

Future Land Use	Commercial
Zoning District	CG
Use of Property	Restaurant (vacant)
Acreage	1.07 acres

Legal Description of Subject Property

9 53 42 E200FT OF W725FT OF TREA IS LYING N OF 79 ST CSEWY PER DBS 3223-511 & 513

Request

The applicant is requesting a special use exception pursuant to Sections 152.042(e) and 152.098 of the North Bay Village Code of Ordinances to allow up to twenty (20) percent of the development's required parking spaces to be designed and designated specifically for compact vehicles.

General Description

The site plan request for this development is for a 75 dwelling unit, 22 story, mixed-use condominium. This site is the current location of the Trio on the Bay restaurant. The applicant is requesting approval for bonus height to 240 feet and bonus density for 9 three bedroom dwelling units, for a total density of 70 dwelling units per acre.

The tabular project summary shows 2,000 square feet of office space; 2,135 square feet of retail space; and 2000 square feet of restaurant space, of which 1,334 square feet will be customer service area.



### Consistency with Comprehensive Plan

The request for compact spaces, if approved for this site plan, is consistent with the Village's Comprehensive Plan, and the provision of safe on-site traffic flow as per Transportation Policy 3.2.7.

### Planning & Zoning Board Recommendation

The North Bay Village Planning and Zoning Board recommended approval of this compact parking request by a vote of 5-0 on December 2, 2014.

### Staff Recommendations

Staff finds that this request is consistent with Sections 152.042(e) and 152.098 in that this special use exception will not adversely affect the uses permitted in the regulations of adjacent properties.

Staff recommends approval of this request for the parking spaces designated for compact vehicles contingent upon a positive approval of a site plan for this development.

*Submitted by:*

*James G. LaRue*  
James G. LaRue, AICP  
Planning Consultant

January 14, 2015

Hearing: North Bay Village Commission, January 27, 2015



MAR 10 4:56 PM



### North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### APPLICATION FOR VARIANCE, INCLUDING EXTENSION OF AN UNEXPIRED VARIANCE AND/OR SPECIAL EXCEPTION APPROVAL

Instructions: Submit this application, along with 15 sets of sealed plans (1 set 36"x24" and 14 11"x17" sets) and the required information and fee, to the Village Clerk's Office at 1666 Kennedy Causeway, Suite 300. Applications are due by 12:00 noon on the deadline date and must be complete to be accepted and place on the agenda. A sign will be posted on the property, and public hearings will be conducted by the Planning & Zoning Board and the Village Commission.

Site Address 1601 Kennedy Causeway, North Bay Village FL 33141

Owner Name Brick Village 79, LLC Owner Phone # 796-398-4384

Owner Mailing Address 900 Biscayne Blvd Ste 1202 Miami, FL 33132

Applicant Name Brick Village 79 LLC Applicant Phone # 796-398-4384  
(if different from Owner)

Applicant Mailing Address 900 Biscayne Blvd Ste 1202 Miami FL 33132

Contact Person Steven Herzberg Contact Phone # 305-371-8064

Contact Email Address SH@svazquez.com

Legal Description of Property \_\_\_\_\_

Existing Zoning C6 Lot Size 46,961 SF Folio Number 23-3209-000-0040

Project Description 75 unit, 22 story Mixed-use Commercial structure

Section of North Bay Village Code from which the Applicant is Seeking Relief \_\_\_\_\_

Variance Requested Renewal of special use Exceptions and site plan approval.

Reason for Request Various issues have hindered construction such as issues arising from Zika virus in South Florida.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

**APPLICATION FOR VARIANCE, INCLUDING EXTENSION OF AN UNEXPIRED VARIANCE AND/OR SPECIAL EXCEPTION APPROVAL**

Mandatory Submittals (check that each item is included with this application):

N/A Plans depicting work to be completed (including property survey) — *Resolutions attached for Ms. Hamilton Reavest*  
N/A Application fees — *Escrow Balance*

Optional Submittals:

- Response to required findings
- Signed consent letters from neighboring property owners
- Optional plan versions for consideration by Village Commission

Applications are incomplete until all mandatory submittals have been received by the Village Clerk.

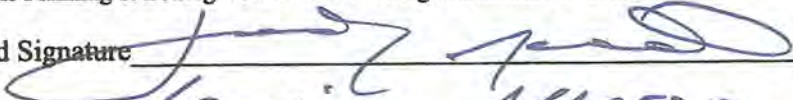
All requests for variances from the North Bay Village Code shall be considered at Public Hearings before the Village Commission. Notice of Hearing shall be given by publishing and posting on the property (which is the subject of the request), the time, the place and the nature of the hearing at least 10 days before the hearing. The Village Clerk shall certify that the petition is complete before the hearing is legally advertised. All applications shall be submitted to the Village Clerk on or before the deadline implemented by the Village.

All persons, firms, or corporations requesting a variance from the Village Commission necessitating the publication of notices in the newspaper, and all relative thereto, the payment of such money in advance to the Village Clerk shall be deemed a condition precedent to the consideration of such a variance request.

All new and substantial improvements must comply with the Florida Building Code, Department of Environmental Resource Management (DERM), and FEMA regulations.

I (We) the undersigned, am (are) the (owner, tenant, agent, attorney) (designate one) of the subject property herein described. I (We) acknowledge and agree that during the consideration of the application before the Planning & Zoning Board and staff of North Bay Village, no rights shall vest on behalf of the applicant, which would be enforceable against the Village until after a Public Meeting is held by the Village Commission and the Village Commission has voted favorable on the proposed request.

I (We) further acknowledge that I (We) have read and understand the conditions for appearance before the Planning and Zoning Board and the Village Commission pursuant to the Village Code Section 152.096. Any person submitting false information or misrepresenting in their presentation shall have all privileges granted to them by the Planning & Zoning Board and the Village Commission revoked.

Authorized Signature   
Print Name LEONIDAS MACEDO

(In case of corporate ownership, the authorized signature shall be accompanied by a notation of the signer's position in the corporation and embossed with the corporate seal.)

Mayor Connie Leon-Kreps	Vice Mayor Eddie Lim	Commissioner Jose R. Alvarez	Commissioner Dr. Douglas N. Hornsby	Commissioner Andreana Jackson
----------------------------	-------------------------	---------------------------------	--	----------------------------------

STATE OF FLORIDA  
COUNTY OF Miami-Dade

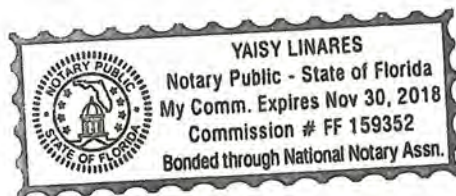
Sworn to and subscribed to before me this 7 day of March, 2017,

by Leonidas Macedo,

who is personally known to me or who has produced \_\_\_\_\_ as identification.

Notary Public Signature [Signature]

Commission Number/Expiration \_\_\_\_\_



Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson



**APPLICATION FOR VARIANCE, INCLUDING EXTENSION OF AN UNEXPIRED  
VARIANCE AND/OR SPECIAL EXCEPTION APPROVAL**

**Office Use Only:**

Date Submitted: 3/10/17

Fee Paid: \$ 3,500.00

Tentative Meeting Date: 6/6/17

Cash or Check  #       

Date Paid: 3/10/17

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

VAZQUEZ & ASSOCIATES  
ATTORNEYS AT LAW

T 305.371.8064  
sh@gvazquez.com  
www.gvazquez.com

Steven B. Herzberg, Esq.

701 Brickell Avenue  
Suite 2000  
Miami, Florida 33131  
305-371-8064

April 20, 2017

**VIA EMAIL**

Ms. Yvonne Hamilton  
North Bay Village, Village Clerk  
1666 Kennedy Causeway, 3<sup>rd</sup> Floor  
North Bay Village, FL 33141  
yvonne.hamilton@nbvillage.com

**Re: Amended Letter Re Extension of Site Plan for 1601 Kennedy Causeway Pursuant To Fla. Stat. 252.363**

Dear Ms. Hamilton and Village Commission:

As you are aware the above named law firm represents Brick Village 79, LLC, the owner of 1601 Kennedy Causeway Drive. In March of this year our client submitted a Site Plan Extension to your office. In that application the reason for the site plan extension was explained as to the issues surrounding the Zika Virus outbreak in South Florida. We previously submitted a letter to the Village on April 12, 2017 regarding the below. We are sending this amended letter regarding Brick Village 79, LLC request for site plan extension.

This correspondence is being sent to further clarify the owner's position on the extension and make a request in writing to the Village Commission as required under **Fla. Stat. 252.363** (the "Statute"). The Statute provides for the extension of certain permits and authorizations when the Governor declares a state of emergency. These extensions apply to local-government issues and development orders. Under the Statute, the declaration of a state of emergency tolls the period remaining to exercise under a permit or authorization for the duration of the state of emergency and extends any deadline an additional 6-months past the tolled period.

On June 23, 2016, during the period that the site plan and special use exceptions were current, the Governor issued its first a state of emergency in response to the Zika Virus in Miami-Dade County via Executive Order 16-149. This state of emergency has been renewed four times, most recently on February 10, 2017, under Executive Order 17-43. This fourth extension expired on April 11<sup>th</sup>, 2017. The total duration of the state of emergency to date of the expiration of the fourth extension is 292-days.

Under the Statute, the owner of the property has 90-days to request a tolling of its approvals from a local government after the expiration of the state of emergency. Therefore, the

*Vazquez and Associates*  
701 Brickell Ave. Suite 2000 • Miami, Florida 33131  
(305) 371-8064

owner is supplying the Village with its written notice request for the extension of the tolled period, which is a period of 292-days, plus 6-months, for a total period of approximately 475-days as of April 11, 2017. This extension is requested for **Resolution No. 2016-39**, **Resolution No. 2016-40**, and **Resolution 2015-26**, which are all attached to this letter.

Should the Village require additional information we ask that the Village please call our offices regarding the same. If not, we look forward to the Planning and Zoning Board hearing on May 2<sup>nd</sup>.

We appreciate your help and time in this matter,

Thank You,



Steven Herzberg, Esq.

**RESOLUTION NO. 2015-26**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA APPROVING A REQUEST BY BRICK VILLAGE, LLC FOR SITE PLAN APPROVAL PURSUANT TO SECTIONS 152.105(C)(9) AND 152.030(C)(3) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 75 UNIT, 22 STORY MIXED USE RESIDENTIAL AND COMMERCIAL STRUCTURE AT 1601 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA, PROVIDING FOR FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Section 152.105(C)(9) of the North Bay Village Code of Ordinances (the "Village Code"), Brick Village, LLC, has applied to North Bay Village for approval of a Site Plan to construct a 75-unit, 22 story mixed use commercial structure at 1601 Kennedy Causeway, in the CG (General Commercial) Zoning District utilizing the bonus height and bonus density provisions pursuant to Section 152.029(C)(8); and

**WHEREAS**, Section 152.105(C)(9) and Section 152.102 of the Village Code set forth the authority of the Village Commission to consider and act upon an application for Site Plan approval.

**WHEREAS**, in accordance with Section 152.096 of the Village Code, a public hearing by the Planning and Zoning Board was noticed for December 2, 2014 at 7:30 P.M. at Village Hall, 1666 Kennedy Causeway, Suite #101, North Bay Village, Florida 33141 and the Planning and Zoning Board reviewed the application, conducted a public hearing and recommended approval of the request with conditions; and

WHEREAS, in accordance with Section 152.096 of the Village Code, public hearings by the Village Commission were noticed for January 27, 2015 at 7:30 p.m. and February 24, 2015 at 7:30 P.M. at Village Hall, 1666 Kennedy Causeway, #101, North Bay Village, Florida 33141 and all interested parties have had the opportunity to address their comments to the Village Commission; and

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Finding.**

In accordance with Section 152.105(9) of the Village Code, the Village Commission finds that the proposed Site Plan for construction of a 75-unit, 22-story mixed use commercial structure:

- A. Protects against and minimizes any undesirable effects upon contiguous and nearby property.
- B. Provides sufficient off-street parking and loading facilities so that it will not be necessary to use the streets in the vicinity for this purpose.
- C. Provides sufficient setbacks, open space, and landscaping in order to protect and enhance the appearance and character of the neighborhood.
- D. Can be accommodated by existing community roads, services, and utilities, or the necessary additions are provided by the developer.

### **Section 3. Grant.**

The Site Plan to construct a 43 unit, 19 story mixed use commercial structure with a parking garage at 1601 Kennedy Causeway, North Bay Village, Florida, as attached and incorporated herein as Exhibit "A" entitled "1601 Kennedy Causeway, North Bay Village, Florida" dated November 21, 2014 and consisting of Sheets A0.00, A0.00, A0.001, LCVR, L001, LAER, L&ND, L101, L300, L301, L302, L600, L700, L701, L702, L703, L704, L705, A0.01, A1.01, A2.00, A3.00, A3.01, A3.02, A3.03, A3.04, A3.05, A3.06, A4.00, A4.01, A4.02, A4.03, A5.00, A5.01, C100, C200, C300, C400, and Revised Sheet L703 and L800, L801, L802, L803 dated January 26, 2015 prepared by International Design Engineer Architecture is hereby approved.

### **Section 4. Conditions.**

The Site Plan is approved with the condition that the following items are met prior to issuance of a Building Permit:

1. All required landscape plants must meet the minimum required planting size at time of planting.
2. The public access easement and boardwalk shall be dedicated and recorded. Applicant shall agree, in writing, that the boardwalk shall be open to the public daily, during hours to be determined by the Village; and boardwalk lighting shall remain on while boardwalk is open to the public.
3. Applicant shall not lease or sell parking spaces.
4. Applicant shall not charge for guest parking.
5. All residents and guests shall park on-site.
6. Applicant shall provide site plan approval from Miami-Dade Shoreline Review Committee.
7. School Board Concurrency requirements shall be met, as determined by School Board Staff.
8. Applicant shall pay of any applicable impact fees.
9. Applicant shall pay bonus height fees, as required under Section 152.029(C)8.
10. Applicant shall pay bonus density fees, as required under Section 152.029(C)8.
11. The project shall tie-in to Village's wastewater system at a Village designated proximate location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.
12. Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications), have been paid in full.

13. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
14. Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.
15. All applicable state and federal permits must be obtained before commencement of construction.
16. There shall be a condition of approval in the Condominium Bylaws that valet parking shall continue in perpetuity.

**Section 5. Appeal.**

In accordance with Section 152.104 of the Village Code, the Applicant, or any aggrieved property owner, may appeal the decision of the Village Commission by filing a Writ of Certiorari to the Circuit Court of Miami-Dade County, Florida, in accordance with the Florida Rules of Appellate Procedure.

**Section 6. Violation of Conditions.**

Failure to adhere to the terms and conditions contained in this Resolution in Section 4, if any, shall be considered a violation of this Resolution and persons found violating the conditions shall be subject to the penalties prescribed by the Village Code, including but not limited to, the revocation of any of the approval(s) granted in this Resolution. The Applicant understands and acknowledges that it must comply with all other applicable requirements of the Village Code before it may commence construction or operation, and that the foregoing approval in this Resolution may be revoked by the Village at any time upon a determination that the Applicant is in non-compliance with the Village Code.

**Section 7. Effective Date.**

This Resolution shall become effective upon its adoption.

The motion to adopt the foregoing Resolution was offered by Commissioner Richard Chervony, seconded by Commissioner Wendy Duvall.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Wendy Duvall	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>

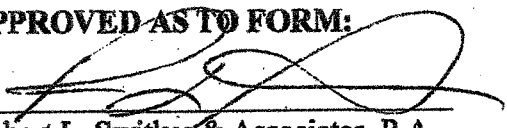
PASSED and ADOPTED this 24th day of February 2015.

  
MAYOR CONNIE LEON-KREPS

  
ATTEST

YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**

  
Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: 1601 Kennedy Causeway Development-Site Plan



**RESOLUTION NO. 2015-27**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY BRICK VILLAGE 79, LLC FOR A SPECIAL USE EXCEPTION PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT AT 1601 KENNEDY CAUSEWAY; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, pursuant to Section 152.098 and 152.030(C) of the North Bay Village Code of Ordinances (the "Village Code"), Brick Village 79, LLC has applied to North Bay Village for approval of a Special Use Exception for development of a mixed-use commercial structure in the CG (General Commercial) Zoning District at 1601 Kennedy Causeway; and

WHEREAS, Section 152.098 and Section 152.102 of the Village Code set forth the authority of the Village Commission to consider and act upon an application for a Special Use Exception specified in Section 152.098; and

WHEREAS, in accordance with Section 152.096 of the Village Code, a public hearing by the Planning and Zoning Board was noticed for December 2, 2014, at 7:30 P.M. at 1666 Kennedy Causeway, #101, North Bay Village, Florida and the Planning and Zoning Board reviewed the application, conducted a public hearing and recommended approval of the request; and

**WHEREAS**, in accordance with Section 152.096 of the Village Code, public hearings by the Village Commission were noticed February 24, 2015 at 7:30 P.M. at the Village Hall, 1666 Kennedy Causeway, #101, North Bay Village, Florida 33141 and all interested parties have had the opportunity to address their comments to the Village Commission; and

**WHEREAS**, the Village Commission has reviewed the application, and considered the recommendation of the Planning and Zoning Board and comments from the public, and determined that the proposed use does not substantially affect adversely the subject property or adjacent properties.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Finding.**

1. In accordance with Section 152.098 of the Village Code, the Village Commission finds that the proposed Special Use Exception for development of a mixed-use commercial structure in the CG (General Commercial) Zoning District will not substantially affect adversely the uses permitted in these regulations of adjacent property.

**Section 3. Grant.**

The Special Use Exception request for development of a mixed-use commercial structure in the CG (General Commercial) Zoning District at 1601 Kennedy Causeway, North Bay Village, Florida is hereby granted.

**Section 4. Appeal.**

In accordance with Section 152.104 of the Village Code, the Applicant, or any aggrieved property owner, may appeal the decision of the Village Commission by filing a Writ of Certiorari to the Circuit Court of Miami-Dade County, Florida, in accordance with the Florida Rules of Appellate Procedure.

**Section 5. Effective Date.**

This Resolution shall become effective upon its adoption.

The motion to adopt the foregoing Resolution was offered by Commissioner Richard Chervony, seconded by Commissioner Wendy Duvall.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Wendy Duvall	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>

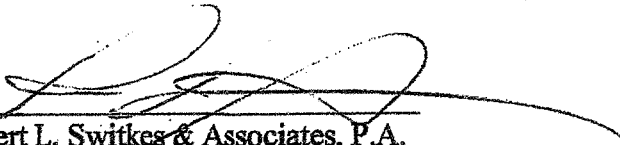
PASSED and ADOPTED this 24th day of February 2015.

  
MAYOR CONNIE LEON-KREPS

  
ATTEST:

YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**



**Robert L. Switkes & Associates, P.A.**  
**Village Attorney**

North Bay Village Resolution: 1601 Kennedy Causeway Development-Special Use Exception

**RESOLUTION NO. 2015-28**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY BRICK VILLAGE 79, LLC, 1601 KENNEDY CAUSEWAY, FOR A SPECIAL USE EXCEPTION PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Section 152.098 and 152.042(E) of the North Bay Village Code of Ordinances (the "Village Code"), Brick Village 79, LLC has applied to North Bay Village for approval of a special use exception to allow up to 20 percent of the parking spaces for development of a 75 dwelling unit, 22 story mixed-use structure at 1601 Kennedy Causeway, North Bay Village, Florida to be designed specifically for compact vehicles; and

**WHEREAS**, Section 152.098 and Section 152.102 of the Village Code set forth the authority of the Village Commission to consider and act upon an application for a special use exception specified in Section 152.098; and

**WHEREAS**, in accordance with Section 152.096 of the Village Code, a public hearing by the Planning and Zoning Board was noticed for Tuesday, December 2, 2014, at 7:30 P.M. at Village Hall, 1666 Kennedy Causeway, #101, North Bay Village, Florida and the Planning and Zoning Board reviewed the application, conducted a public hearing and recommended approval of the request; and

**WHEREAS**, in accordance with Section 152.096 of the Village Code, a public hearing by the Village Commission was noticed for Tuesday, February 24, 2015 at 7:30 P.M. at Village Hall, 1666 Kennedy Causeway, #101, North Bay Village, Florida 33141 and all interested parties have had the opportunity to address their comments to the Village Commission; and

**WHEREAS**, the Village Commission has reviewed the application, and considered the recommendation of the Planning and Zoning Board and comments from the public, and determined that the proposed use does not substantially affect adversely the subject property or adjacent properties.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Finding.**

In accordance with Section 152.098 of the Village Code, the Village Commission finds that the proposed special use exception to allow up to 20 percent of the parking spaces in the development of the 75 dwelling unit, 22 story mixed-use structure at 1601 Kennedy Causeway, North Bay Village, Florida to be designed specifically for compact vehicles; will not substantially affect adversely the uses permitted in these regulations of adjacent property.

**Section 3. Grant.**

The special use request to allow up to 20 percent of the parking spaces to be designed specifically for compact vehicles in the development at 1601 Kennedy Causeway, North Bay Village, Florida is hereby granted.

**Section 4. Appeal.**

In accordance with Section 152.104 of the Village Code, the Applicant, or any aggrieved property owner, may appeal the decision of the Village Commission by filing a Writ of Certiorari to the Circuit Court of Miami-Dade County, Florida, in accordance with the Florida Rules of Appellate Procedure.

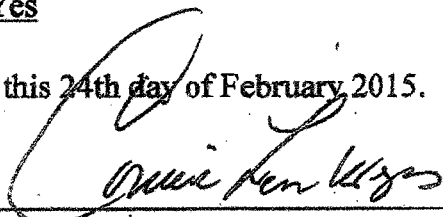
**Section 5. Effective Date.**

The motion to adopt the foregoing Resolution was offered by Commissioner Richard Chervony, seconded by Commissioner Wendy Duvall.

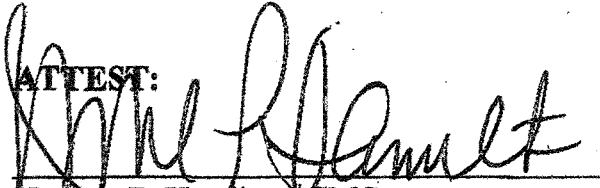
**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Wendy Duvall	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>

**PASSED AND ADOPTED** this 24th day of February, 2015.

  
\_\_\_\_\_  
Connie Leon-Kreps, Mayor


**ATTEST:**



---

Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM FOR THE USE OF  
NORTH BAY VILLAGE:**



---

Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Special Use Exception-1601 Kennedy Causeway-Compact Parking Spaces.



**RESOLUTION NO. 2016-39**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN EXTENSION OF A SPECIAL USE EXCEPTION GRANTED UNDER RESOLUTION NO. 2015-27 TO BRICK VILLAGE 79, LLC FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT, AT 1601 KENNEDY CAUSEWAY; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, the Village granted a Special Use Exception to Brick Village 79, LLC, pursuant to Sections 152.030(C)(3) and 152.098 of the North Bay Village Code of Ordinances in connection with the development of a 75 unit, 22 story mixed-use residential and commercial structure in 1601 Kennedy Causeway, in conjunction with the Site Plan application approved on February 24, 2015, under Resolution No. 2015-26; and

**WHEREAS**, pursuant to Section 152.103 of the Village Code, a Special Use Exception granted by the Village Commission shall lapse after the expiration of one year, if no substantial construction has taken place in accordance with the plans for which the Special Use Exception was granted; and

**WHEREAS**, the Site Plans granted for development at 1601 Kennedy Causeway will expire on February 24, 2017; and

**WHEREAS**, the Special Use Exception granted to Brick Village, LLC expired on February 24, 2016; and

**WHEREAS**, Brick Village, LLC has made a request to the Village to extend the Special Use Exception to February 24, 2017; and

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Grant.**

The Special Use Exception granted to Brick Village, LLC under Resolution No. 2015-28 for the development of a Mixed-Use Commercial Structure in the CG (General Commercial) Zoning District at 1601 Kennedy Causeway, North Bay Village, Florida, is hereby extended, until February 24, 2017.

**Section 3. Effective Date.**

This Resolution shall become effective upon its adoption.

The foregoing Resolution was offered by Vice Mayor Jorge Gonzalez, who moved for its adoption. This motion was seconded by Mayor Connie Leon-Kreps, and upon being put to a vote, the vote was as follows:

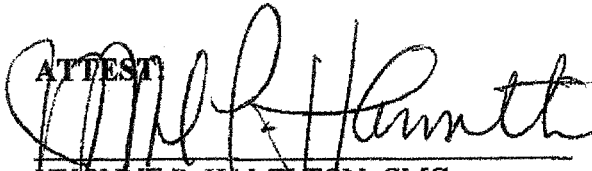
**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Andreana Jackson	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>


PASSED and ADOPTED this 10th day of May 2016.

  
MAYOR CONNIE LEON-KREPS

**ATTEST**

  
\_\_\_\_\_  
YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.

North Bay Village Resolution: Special Use Exception One-Year Extension-1601 Kennedy Causeway (Resolution No. 2015-26)

**RESOLUTION NO. 2016-40**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A ONE-YEAR EXTENSION OF A SPECIAL USE EXCEPTION GRANTED TO BRICK VILLAGE 79, LLC UNDER RESOLUTION 2015-28 IN CONNECTION WITH THE DEVELOPMENT OF A 75 UNIT, 22 STORY MIXED-USE STRUCTURE AT 1601 KENNEDY CAUSEWAY, TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNATED SPECIFICALLY FOR COMPACT PARKING VEHICLES PURSUANT TO SECTIONS 152.098 AND 152.042(E) OF THE VILLAGE CODE; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, the Village granted a Special Use Exception to Brick Village 79, LLC, pursuant to Sections 152.098 and 152.042(E) of the North Bay Village Code of Ordinances in connection with the development of a mixed-use structure at 1601 Kennedy Causeway to allow up to twenty percent of the development's required parking spaces to be designed specifically for compact parking vehicles in conjunction with the Site Plan application approved on February 24, 2015, under Resolution No. 2015-26; and

**WHEREAS**, pursuant to Section 152.103 of the Village Code, a Special Use Exception Variance granted by the Village Commission shall lapse after the expiration of one year, if no substantial construction has taken place in accordance with the plans for which the Special Use Exception was granted; and

**WHEREAS**, the Special Use Exception granted to Brick Village 79, LLC will expired on February 24, 2016, whereas the Site Plan will expire on February 24, 2017; and

WHEREAS, Brick Village 79, LLC has made a request to the Village to extend the Special Use Exception for one year to coincide with the Site Plan expiration.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Grant.**

The Special Use Exception granted to Brick Village 79, LLC under Resolution No. 2015-28 to allow up to twenty percent of the development's required parking spaces to be designed specifically for compact parking vehicles is hereby extended for one year, until February 24, 2017.

**Section 3. Effective Date.**

This Resolution shall become effective upon its adoption.

The foregoing Resolution was offered by Vice Mayor Jorge Gonzalez, who moved for its adoption. This motion was seconded by Mayor Connie Leon-Kreps, and upon being put to a vote, the vote was as follows:


**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Yes</u>
Commissioner Andreana Jackson	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>

PASSED and ADOPTED this 10th day of May 2016.

  
\_\_\_\_\_  
MAYOR CONNIE LEON-KREPS

**ATTEST:**

  
\_\_\_\_\_  
YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.

North Bay Village Resolution: Special Use Exception One-Year Extension-1601 Kennedy Causeway Development-Resolution No. 2015-28.



**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

[www.nbvillage.com](http://www.nbvillage.com)

**RE: AN APPLICATION BY BRICK VILLAGE 79, LLC CONCERNING PROPERTY LOCATED AT 1601 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING:**

- A. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-39 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
- B. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-40 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
- C. EXTENSION OF A SITE PLAN APPROVAL GRANTED BY RESOLUTION NO. 2015-26 PURSUANT TO SECTIONS 152.105(C)(9) AND 152.030(C)(3) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 75 DWELLING UNIT 22 STORY MIXED-USE STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

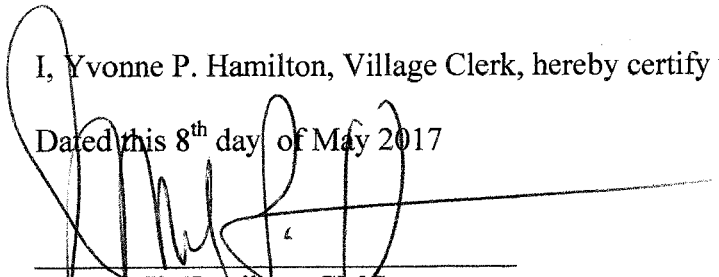
Commissioner  
**Jose R. Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**

I, Yvonne P. Hamilton, Village Clerk, hereby certify that that the petition filed hereto is correct.

Dated this 8<sup>th</sup> day of May 2017



Yvonne P. Hamilton, CMC  
Village Clerk

(North Bay Village Planning & Zoning Board Meeting – June 6, 2017)





**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

[www.nbvillage.com](http://www.nbvillage.com)

1. AN APPLICATION BY BRICK VILLAGE 79, LLC CONCERNING PROPERTY LOCATED AT 1601 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING:
  - A. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-39 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
  - B. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-40 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
  - C. EXTENSION OF A SITE PLAN APPROVAL GRANTED BY RESOLUTION NO. 2015-26 PURSUANT TO SECTIONS 152.105(C)(9) AND 152.030(C)(3) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 75 DWELLING UNIT 22 STORY MIXED-USE STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

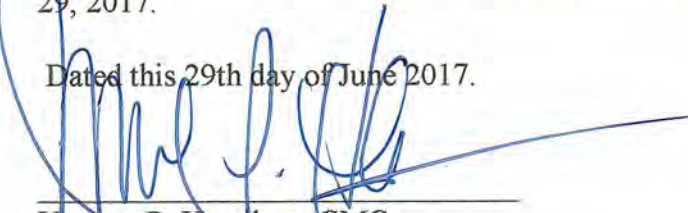
Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

I, Yvonne P. Hamilton, Village Clerk, hereby certify that the attached Notice of Public Hearing was mailed to property owners and residents within 300 feet of the property of the subject request pursuant to Section 152.096(A)(2) of the North Bay Village Code of Ordinances on June 29, 2017.

Dated this 29th day of June 2017.



---

Yvonne P. Hamilton, CMC  
Village Clerk

(North Bay Village Commission Meeting – July 11, 2017)



**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

[www.nbvillage.com](http://www.nbvillage.com)

1. AN APPLICATION BY BRICK VILLAGE 79, LLC CONCERNING PROPERTY LOCATED AT 1601 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING:
  - A. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-39 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
  - B. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-40 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
  - C. EXTENSION OF A SITE PLAN APPROVAL GRANTED BY RESOLUTION NO. 2015-26 PURSUANT TO SECTIONS 152.105(C)(9) AND 152.030(C)(3) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 75 DWELLING UNIT 22 STORY MIXED-USE STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

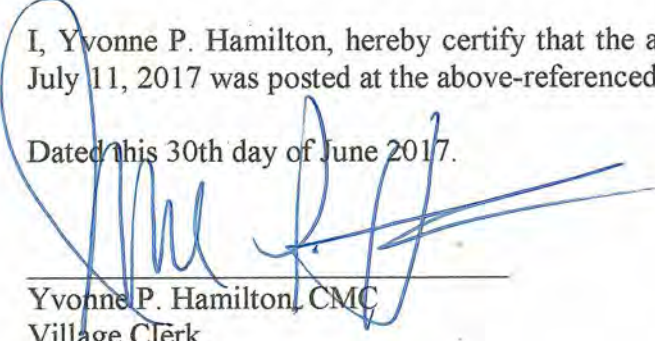
Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

I, Yvonne P. Hamilton, hereby certify that the attached Notice of Public Hearing to be held on July 11, 2017 was posted at the above-referenced property on June 30, 2017.

Dated this 30th day of June 2017.



---

Yvonne P. Hamilton, CMC  
Village Clerk

(North Bay Village Commission Meeting – July 11, 2017)



**NORTH BAY VILLAGE  
NOTICE OF PUBLIC HEARING**

PUBLIC NOTICE IS HEREBY GIVEN THAT THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, WILL HOLD A REGULAR MEETING ON **TUESDAY, JULY 11, 2017** AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT VILLAGE HALL, 1666 KENNEDY CAUSEWAY, #101, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUESTS:

- I. AN APPLICATION BY BRICK VILLAGE 79, LLC CONCERNING PROPERTY LOCATED AT 1601 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING:
  - A. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-39 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
  - B. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-40 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.
  - C. EXTENSION OF A SITE PLAN APPROVAL GRANTED BY RESOLUTION NO. 2015-26 PURSUANT TO SECTIONS 152.105(C)(9) AND 152.030(C)(3) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 75 DWELLING UNIT 22 STORY MIXED-USE STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.

INTERESTED PERSONS ARE INVITED TO APPEAR AT THIS MEETING OR BE REPRESENTED BY AN AGENT, OR TO EXPRESS THEIR VIEWS IN WRITING ADDRESSED TO THE COMMISSION C/O THE VILLAGE CLERK, 1666 KENNEDY CAUSEWAY, #300, NORTH BAY VILLAGE, FL 33141. THE DOCUMENTS PERTAINING TO THIS PUBLIC HEARING MAY BE INSPECTED AT THE OFFICE OF THE VILLAGE CLERK DURING REGULAR BUSINESS HOURS. INQUIRIES MAY BE DIRECTED TO THAT DEPARTMENT AT (305) 756-7171.

PURSUANT TO SECTION 286.0105, FLORIDA STATUTES IF ANY PERSON DECIDES TO APPEAL ANY DECISION BY THE COMMISSION WITH RESPECT TO THIS OR ANY MATTER CONSIDERED AT ITS MEETING OR ITS HEARING, SUCH PERSON MUST 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.

TO REQUEST THIS MATERIAL IN ACCESSIBLE FORMAT, SIGN LANGUAGE INTERPRETERS, INFORMATION ON ACCESS FOR PERSON WITH DISABILITIES, AND/OR ANY ACCOMMODATION TO REVIEW ANY DOCUMENT OR PARTICIPATE IN ANY VILLAGE-SPONSORED PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE).

THIS HEARING MAY BE CONTINUED FROM TIME TO TIME AS NECESSARY, AS DETERMINED BY THE VILLAGE COMMISSION.

YVONNE P. HAMILTON, CMC  
VILLAGE CLERK

B&L Management Group  
1870 N.W. S. River Drive  
Miami, FL 33125

Brickway Investments Corp.  
900 Biscayne Boulevard, #1202  
Miami, FL 33132

Bayview Condominium  
1625 Kennedy Causeway  
N. Bay Village, FL 33141

Baymar Hotels & Properties, Inc.  
1600 N.E. 79<sup>th</sup> Street  
N. Bay Village, FL 33141

Entelequia Group LLC  
1580 Kennedy Cswy.  
N. Bay Village, FL 33141

Baymar Hotels & Properties, Inc.  
1624 N.E. 79<sup>th</sup> Street  
N. Bay Village, FL 33141

Causeway Tower LLC  
1666 Kennedy Causeway, #610  
N. Bay Village, FL 33141

BMS North Bay Village, LLC  
1550 Kennedy Causeway  
N. Bay Village, FL 33141

Hess Realty LLC  
539 South Main Street  
Findlay, OH 45840

Murray Weil  
1524 Kennedy Causeway  
N. Bay Village, FL 33141

Benihana Restaurant  
1665 Kennedy Causeway  
N. Bay Village, FL 33141

Causeway Tower  
1666 Kennedy Causeway, #610  
N. Bay Village, FL 33 141

Baymar Properties  
1111 Kane Concourse, Suite 211  
Harbor Island, FL 33154

Owner/Occupant  
7901 Hispanola Avenue, #601  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #602  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #603  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #604  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #605  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #606  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #607  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #608  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #609  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #610  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #611  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #612  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #701  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #702  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #703  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #704  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #705  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #706  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #807  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #708  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #709  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #710  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #711  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #712  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #801  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #802  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #803  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #804  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #805  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #806  
North Bay Village, FL 33141



Owner/Occupant  
7901 Hispanola Avenue, #807  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #808  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #809  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #810  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #811  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #812  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #901  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #902  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #903  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #904  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #905  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #909  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #907  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #908  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #909  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #910  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #911  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #912  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1001  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1002  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1003  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1004  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1005  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1006  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1007  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1008  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1009  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1010  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1011  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1012  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1407  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1408  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1409  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1410  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1411  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1412  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1501  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1502  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1503  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1504  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1505  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1506  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1507  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1508  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1509  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1510  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1511  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1512  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1601  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1602  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1603  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1604  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1605  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1606  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1607  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1608  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1609  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1610  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1611  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1612  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1701  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1702  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1703  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1704  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1705  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1706  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1707  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1708  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1709  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1710  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1711  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1712  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1801  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1802  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1803  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1804  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1805  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1806  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1807  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1808  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1809  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1810  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1811  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1812  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1901  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1902  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1903  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1904  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1905  
North Bay Village, FL 33141

Owner/Occupant  
7901 Hispanola Avenue, #1906  
North Bay Village, FL 33141



Owner/Occupant  
1625 Kennedy Causeway  
#505B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#506B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#507A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#508A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#509C  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#601E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#602F  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#603F  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#604D  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#605B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#606B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#607A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#608A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#609C  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#701E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#702F  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#704D  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#706B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#707A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#708A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#709C  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#801E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#802H  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#803H  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#804D  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#805B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#806B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#807A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#808A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#809C  
N. Bay Village, FL 33141



Owner/Occupant  
1625 Kennedy Causeway  
#901E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#902H  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#903H  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#904D  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#905B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#906B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#907A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#908A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#909C  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#PH101  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#PH102  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#PH103  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#PH104  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#PH105  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#PH107  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#705B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#703F  
N. Bay Village, FL 33141



Owner/Occupant  
1625 Kennedy Causeway  
#1001E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1002H  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1003H  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1004D  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1005B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1006B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1007A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1008A  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1009C  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1101E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1102D  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1103B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1001E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1002H  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1001E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1104B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1105B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1106G  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1107C  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1201E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1202D  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1203B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1204B  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1205G  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1206G  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#1207C  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#501E  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#502F  
N. Bay Village, FL 33141


Owner/Occupant  
1625 Kennedy Causeway  
#503F  
N. Bay Village, FL 33141

Owner/Occupant  
1625 Kennedy Causeway  
#504D  
N. Bay Village, FL 33141



North Bay Village  
Administrative Offices  
1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141  
Tel: (305) 756-7171 Fax: (305) 756-7722 Website:  
www.nbvillage.com

**MEMORANDUM**  
**North Bay Village**

**DATE:** July 5, 2017  
**TO:** Yvonne P. Hamilton, CMC  
Village Clerk  
**FROM:** Frank K. Rollason  
Village Manager   
**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN EXTENSION OF A SPECIAL USE EXCEPTION GRANTED UNDER RESOLUTION 2015-27 AND EXTENDED UNDER RESOLUTION 2016-39 TO BRICK VILLAGE 79, LLC FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT, AT 1601 KENNEDY CAUSEWAY; PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43; SETTING AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN EXTENSION OF A SPECIAL USE EXCEPTION GRANTED UNDER RESOLUTION 2015-27 AND EXTENDED UNDER RESOLUTION 2016-39 TO BRICK VILLAGE 79, LLC FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT, AT 1601 KENNEDY CAUSEWAY; PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, the Village granted a Special Use Exception to Brick Village 79, LLC, pursuant to Sections 152.030(C)(3) and 152.098 of the North Bay Village Code of Ordinances to develop a mixed-use residential and commercial structure in the CG (General Commercial) Zoning District at 1601 Kennedy Causeway, in conjunction with the Site Plan application approved on February 24, 2015, under Resolution No. 2015-26; and

**WHEREAS**, the Special Use Exception granted on February 24, 2015 was set to expire on February 24, 2016; and

**WHEREAS**, the Special Use Exception was extended by Resolution 2016-39 to February 24, 2017; and

**WHEREAS**, in accordance with Florida Statute 252.363, the Governor issued zika virus related state of emergency Executive Orders 16-149, 16-193, 16-233, 16-288, and 17-43, which provide for development order extensions; and



**WHEREAS**, Brick Village 79, LLC has made a request to the Village to extend the Special Use Exception approval to June 13, 2018 according to the provisions of those executive orders.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Grant.**

The Special Use Exception granted to Brick Village 79, LLC under Resolution 2015-27 and extended by Resolution 2016-39 for the development of a Mixed-Use Commercial Structure in the CG (General Commercial) Zoning District at 1601 Kennedy Causeway, North Bay Village, Florida, is hereby extended, until June 13, 2018.

**Section 3. Effective Date.**

This Resolution shall become effective upon its adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its adoption. This motion was seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	_____
Vice Mayor Eddie Lim	_____
Commissioner Jose R. Alvarez	_____
Commissioner Dr. Douglas N. Hornsby	_____
Commissioner Andreana Jackson	_____

PASSED and ADOPTED this 11th day of July 2017.

---

MAYOR CONNIE LEON-KREPS

**ATTEST:**

---

YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**

---

Robert L. Switkes & Associates, P.A.

North Bay Village Resolution: Special Use Exception One-Year Extension-1601 Kennedy Causeway (Resolution No. 2016-39)



**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

**MEMORANDUM**  
**North Bay Village**

**DATE:** July 5, 2017

**TO:** Yvonne P. Hamilton, CMC  
Village Clerk

**FROM:** Frank K. Rollason  
Village Manager

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION 2015-28 AND EXTENDED BY RESOLUTION NO. 2016-40 TO BRICK VILLAGE 79, LLC FOR THE PROPERTY LOCATED AT 1601 KENNEDY CAUSEWAY, TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES; PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43; SETTING AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION 2015-28 AND EXTENDED BY RESOLUTION NO. 2016-40 TO BRICK VILLAGE 79, LLC FOR THE PROPERTY LOCATED AT 1601 KENNEDY CAUSEWAY, TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES; PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, the Village granted a Special Use Exception to Brick Village 79, LLC, pursuant to Sections 152.098 and 152.042(E) of the North Bay Village Code of Ordinances in connection with the development of a mixed-use structure at 1601 Kennedy Causeway to allow up to twenty percent of the development's required parking spaces to be designed specifically for compact vehicles in conjunction with the Site Plan application approved on February 24, 2015, under Resolution No. 2015-26; and

**WHEREAS**, the Special Use Exception granted on February 24, 2015 was set to expire on February 24, 2016; and

**WHEREAS**, the Special Use Exception was extended by Resolution 2016-40 to February 24, 2017; and

**WHEREAS**, in accordance with Florida Statute 252.363, the Governor issued zika virus related state of emergency Executive Orders 16-149, 16-193, 16-233, 16-288, and 17-43, which provide for development order extensions; and

WHEREAS, Brick Village 79, LLC has made a request to the Village to extend the Special Use Exception approval to June 13, 2018 according to the provisions of those executive orders.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Grant.**

The Special Use Exception granted to Brick Village 79, LLC under Resolution 2015-28 and extended by Resolution No. 2016-40 to allow up to twenty percent of the development's required parking spaces to be designed specifically for compact parking vehicles is hereby extended to June 13, 2018.

**Section 3. Effective Date.**

This Resolution shall become effective upon its adoption.

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	_____
Vice Mayor Eddie Lim	_____
Commissioner Jose R. Alvarez	_____
Commissioner Dr. Douglas N. Hornsby	_____
Commissioner Andreana Jackson	_____

PASSED and ADOPTED this 11th day of July 2017.

\_\_\_\_\_  
MAYOR CONNIE LEON-KREPS

**ATTEST:**

---

YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**

---

Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Special Use Exception One-Year Extension-1601 Kennedy Causeway Development-Resolution No. 2015-40.



**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

**MEMORANDUM**  
**North Bay Village**

**DATE:** July 5, 2017

**TO:** Yvonne P. Hamilton, CMC  
Village Clerk

**FROM:** Frank K. Rollason  
Village Manager

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, EXTENDING APPROVAL OF A SITE PLAN GRANTED BY RESOLUTION NO. 2015-26 TO BRICK VILLAGE 79, LLC, FOR DEVELOPMENT OF A 75 UNIT, 22 STORY MIXED-USE COMMERCIAL STRUCTURE AT 1601 KENNEDY CAUSEWAY IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT; PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43; PROVIDING FOR CONDITIONS; AND SETTING AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, EXTENDING APPROVAL OF A SITE PLAN GRANTED BY RESOLUTION NO. 2015-26 TO BRICK VILLAGE 79, LLC, FOR DEVELOPMENT OF A 75 UNIT, 22 STORY MIXED-USE COMMERCIAL STRUCTURE AT 1601 KENNEDY CAUSEWAY IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT; PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43; PROVIDING FOR CONDITIONS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, the Village granted Site Plan approval to Brick Village 79, LLC pursuant to Section 152.105(C)(9) of the North Bay Village Code of Ordinances (the Village Code) to construct a 75-unit, 22 story mixed use (residential and commercial) structure at 1601 Kennedy Causeway, in the CG (General Commercial) Zoning District utilizing the bonus height and bonus density provisions pursuant to Section 152.029(C)(8); and

**WHEREAS**, the Site Plan granted to Brick Village 79, LLC on February 24, 2015 was set to expire on February 24, 2017; and

**WHEREAS**, in accordance with Florida Statute 252.363, the Governor issued zika virus related state of emergency Executive Orders 16-149, 16-193, 16-233, 16-288, and 17-43, which provide for development order extensions; and

**WHEREAS**, Brick Village 79, LLC has made a request to the Village to extend the Site Plan approval to June 13, 2018 according to the provisions of those executive orders.



**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF  
NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 3. Grant.**

The Site Plan to construct a 75 unit, 22 story mixed use (residential and commercial) structure with a parking garage at 1601 Kennedy Causeway, North Bay Village, Florida is hereby extended to June 13, 2018.

**Section 4. Conditions.**

The Site Plan is approved with the condition that the following items are met prior to issuance of a Building Permit:

1. All required landscape plants must meet the minimum required planting size at time of planting.
2. The public access easement and boardwalk shall be dedicated and recorded. Applicant shall agree, in writing, that the boardwalk shall be open to the public daily, during hours to be determined by the Village; and boardwalk lighting shall remain on while boardwalk is open to the public.
3. Applicant shall not lease or sell parking spaces.
4. Applicant shall not charge for guest parking.
5. All residents and guests shall park on-site.
6. Applicant shall provide site plan approval from Miami-Dade Shoreline Review Committee.
7. School Board Concurrency requirements shall be met, as determined by School Board Staff.
8. Applicant shall pay of any applicable impact fees.
9. Applicant shall pay bonus height fees, as required under Section 152.029(C)8.
10. Applicant shall pay bonus density fees, as required under Section 152.029(C)8.
11. The project shall tie-in to Village's wastewater system at a Village designated proximate location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.

12. Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications), have been paid in full.
13. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
14. Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.
15. All applicable state and federal permits must be obtained before commencement of construction.
16. There shall be a condition of approval in the Condominium Bylaws that valet parking shall continue in perpetuity.

**Section 5. Appeal.**

In accordance with Section 152.104 of the Village Code, the Applicant, or any aggrieved property owner, may appeal the decision of the Village Commission by filing a Writ of Certiorari to the Circuit Court of Miami-Dade County, Florida, in accordance with the Florida Rules of Appellate Procedure.

**Section 6. Violation of Conditions.**

Failure to adhere to the terms and conditions contained in this Resolution in Section 4, if any, shall be considered a violation of this Resolution and persons found violating the conditions shall be subject to the penalties prescribed by the Village Code, including but not limited to, the revocation of any of the approval(s) granted in this Resolution. The Applicant understands and acknowledges that it must comply with all other applicable requirements of the Village Code before it may commence construction or operation, and that the foregoing approval in this Resolution may be revoked by the Village at any time upon a determination that the Applicant is in non-compliance with the Village Code.

**Section 7. Effective Date.**

This Resolution shall become effective upon its adoption.

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps \_\_\_\_\_  
Vice Mayor Eddie Lim \_\_\_\_\_  
Commissioner Jose R. Alvarez \_\_\_\_\_  
Commissioner Dr. Douglas N. Hornsby \_\_\_\_\_  
Commissioner Andreana Jackson \_\_\_\_\_

PASSED and ADOPTED this 11th day of July 2018.

\_\_\_\_\_  
MAYOR CONNIE LEON-KREPS

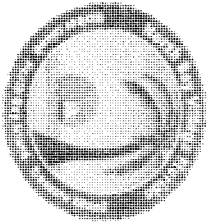
**ATTEST:**

\_\_\_\_\_  
YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: 1601 Kennedy Causeway Development-Site Plan Extension to June 13, 2018.



## NORTH BAY VILLAGE NOTICE OF PUBLIC HEARING

PUBLIC NOTICE IS HEREBY GIVEN THAT THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, WILL HOLD A REGULAR MEETING ON TUESDAY, JULY 11, 2017 AT 7:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT VILLAGE HALL, 1666 KENNEDY CAUSEWAY, #101, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUESTS:

1. AN APPLICATION BY BRICK VILLAGE 79, LLC CONCERNING PROPERTY LOCATED AT 1601 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING:

A. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-39 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A MIXED-USE RESIDENTIAL AND COMMERCIAL STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.

B. EXTENSION OF A SPECIAL USE EXCEPTION GRANTED BY RESOLUTION NO. 2016-40 PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO ALLOW UP TO TWENTY PERCENT OF THE DEVELOPMENT'S REQUIRED PARKING SPACES TO BE DESIGNED SPECIFICALLY FOR COMPACT VEHICLES. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.

C. EXTENSION OF A SITE PLAN APPROVAL GRANTED BY RESOLUTION NO. 2015-26 PURSUANT TO SECTIONS 152.105(C)(9) AND 152.030(C)(3) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES FOR DEVELOPMENT OF A 75 DWELLING UNIT 22 STORY MIXED-USE STRUCTURE IN THE CG (GENERAL COMMERCIAL) ZONING DISTRICT. IF APPROVED BY THE COMMISSION, THIS SPECIAL USE EXCEPTION SHALL BE VALID UNTIL JUNE 13, 2018 PURSUANT TO FLORIDA STATUTE 252.363 AND FLORIDA EXECUTIVE ORDERS 16-149, 16-193, 16-233, 16-288, AND 17-43.

INTERESTED PERSONS ARE INVITED TO APPEAR AT THIS MEETING OR BE REPRESENTED BY AN AGENT, OR TO EXPRESS THEIR VIEWS IN WRITING ADDRESSED TO THE COMMISSION C/O THE VILLAGE CLERK, 1666 KENNEDY CAUSEWAY, #300, NORTH BAY VILLAGE, FL 33141. THE DOCUMENTS PERTAINING TO THIS PUBLIC HEARING MAY BE INSPECTED AT THE OFFICE OF THE VILLAGE CLERK DURING REGULAR BUSINESS HOURS. INQUIRIES MAY BE DIRECTED TO THAT DEPARTMENT AT (305) 756-7171. PURSUANT TO SECTION 286.0105, FLORIDA STATUTES IF ANY PERSON DECIDES TO APPEAL ANY DECISION BY THE COMMISSION WITH RESPECT TO THIS OR ANY MATTER CONSIDERED AT ITS MEETING OR ITS HEARING, SUCH PERSON MUST 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.

TO REQUEST THIS MATERIAL IN ACCESSIBLE FORMAT, SIGN LANGUAGE INTERPRETERS, INFORMATION ON ACCESS FOR PERSON WITH DISABILITIES, AND/OR ANY ACCOMMODATION TO REVIEW ANY DOCUMENT OR PARTICIPATE IN ANY VILLAGE-SPONSORED PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE).

THIS HEARING MAY BE CONTINUED FROM TIME TO TIME AS NECESSARY, AS DETERMINED BY THE VILLAGE COMMISSION.

YVONNE P. HAMILTON, CMC  
VILLAGE CLERK



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

### **NORTH BAY VILLAGE RECOMMENDATION MEMORANDUM**

**DATE:** May 31, 2017

**TO:** Mayor Connie Leon Kreps  
Vice-Mayor Eddie Lim  
Commissioner Jose R. Alvarez  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreana Jackson

**RECOMMENDED BY STAFF:** Village Manager Frank K. Rollason

**PRESENTED BY STAFF:** Village Manager Frank K. Rollason

**SUBJECT:** Award of RFP No. NBV 2017-003 to Therma Seal Roof Systems, LLC  
**Roof Repairs to 1841 Galleon Street Facility**

#### **RECOMMENDATION:**

It is recommended that the Village Commission approve the attached Resolution awarding the Bid for RFP No. NBV 2017-003 for Roof Repairs to 1841 Galleon Street Facility to Therma Seal Roof Systems, LLC.

#### **BACKGROUND:**

On March 13, 2017, North Bay Village issued RFP NBV 2017-003 for the Roof Repairs to 1841 Galleon Street Facility in North Bay Village. One (1) proposal was received from Therma Seal Roof Systems, LLC. An Evaluation Committee consisting of Mr. Raymond Rammo, P.E., M.S., Acting Director of North Bay Village Public Works Department; Mr. Bert Wrains, Finance Director for North Bay Village; Mr. Timothy Smith, Superintendent of North Bay Village Public Works Department; and Mr. Rafael Rodriguez, Field Inspector for North Bay Village, evaluated the proposal.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

The Evaluation Committee deemed the proposal responsive and recommended the Bid be awarded to Therma Seal Roof Systems, LLC at a bid price of \$31,446.00. Therefore, the Village Manager hereby requests that the Village Commission accepts the recommendation of Therma Seal Roof Systems, LLC as the responsive bidder for Award of RFP No. NBV 2017-003 and permit authorization to enter into a contract for the scope of services outlined in the RFP documents for the Roof Repairs to 1841 Galleon Street Facility.

**BUDGETARY IMPACT:**

430-30-533-6201 – Buildings \$31,446.00.

**PERSONNEL IMPACT:**

None. Contractor will provide necessary personnel.

**CONTACT:**

Raymond Rammo, Acting Public Works Director



North Bay Village  
Administrative Offices  
1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141  
Tel: (305) 756-7171 Fax: (305) 756-7722 Website:  
www.nbvillage.com

**MEMORANDUM**  
**North Bay Village**

**DATE:** June 19, 2017  
**TO:** Yvonne P. Hamilton, CMC  
Village Clerk  
**FROM:** Frank K. Rollason  
Village Manager  
**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution.

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDED RFP NO. 2017-003 FOR ROOF REPAIRS TO 1841 GALLEON STREET FACILITY TO THERMA SEAL SYSTEMS, LLC; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACT PURSUANT TO THE SCOPE OF SERVICES OUTLINED IN THE RFP DOCUMENTS; AND SETTING AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

**RESOLUTION NO: \_\_\_\_\_**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDING RFP NO. 2017-003 FOR ROOF REPAIRS TO 1841 GALLEON STREET FACILITY TO THERMA SEAL SYSTEMS, LLC; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACT PURSUANT TO THE SCOPE OF SERVICES OUTLINED IN THE RFP DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, North Bay Village, in accordance with applicable State and local laws, has solicited Request for Proposals (RFP) from qualified companies to repair the roof at 1841 Galleon Street; and

**WHEREAS**, one response was received from Therma Seal Roof Systems, LLC; and

**WHEREAS**, Section 36.25(N) of the Village Procurement Ordinance authorizes the Village Manager to negotiate the best terms and conditions with the responsive proposer, when less than three responses are received; and

**WHEREAS**, the proposals were evaluated by a Committee consisting of Raymond Rammo, P.E., M.S., Acting Public Works Director, Bert Wrains, Finance Director, Timothy Smith, Public Works Superintendent, and Rafael Rodriguez, Field Inspector; and

**WHEREAS**, the Evaluation Committee deemed the proposal responsive; and

**WHEREAS**, the Evaluation Committee found Therma Seal Roof Systems, LLC qualified to perform the work according to the scope of services outlined in the RFP documents and recommended that the RFP be awarded to this company; and

**WHEREAS**, after reviewing the recommendation of the Evaluation Committee, the Village Manager recommends award of RFP No. NBV 2017-003 to Therma Seal Roof Systems, LLC for repairing the roof at 1841 Galleon Street.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1.     Recitals.** The above Recitals are true and correct and incorporated herein by this reference.

**Section 2.     Award of Proposal.** RFP No. NBV 2017-003 for Roof Repairs to 1841 Galleon Street Facility is hereby awarded to Therma Seal Roof Systems, LLC.



**Section 3. Authorization of Village Officials.** The Village Manager is authorized to enter into an agreement with Therma Seal Roof Systems, LLC for the roof repairs to 1841 Galleon Street as outlined in RFP No. 2017-003 at a lump sum cost of \$31,446, to be paid from the General Fund, Building Account No. 430-30-533-6201.

**Section 4. Effective Date.** This Resolution shall take effect immediately upon adoption.

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	_____
Vice Mayor Eddie Lim	_____
Commissioner Jose R. Alvarez	_____
Commissioner Dr. Douglas N. Hornsby	_____
Commissioner Andreana Jackson	_____

**PASSED AND ADOPTED** this \_\_\_\_ day of July 2017.

\_\_\_\_\_  
Connie Leon-Kreps, Mayor

**ATTEST:**

\_\_\_\_\_  
Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM FOR THE USE OF  
NORTH BAY VILLAGE:**

\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Award of RFP No. 2017-003 for Roof Repairs to 1841 Galleon Street to Therma Seal Roof Systems, LLC.



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbv

### MEMORANDUM

**DATE:** May 26, 2017

**TO:** Frank K. Rollason  
Village Manager

**FROM:** Raymond Rammo, P.E., M.S.  
Acting Public Works Director, North Bay Village

**SUBJECT:** RFP No. 2017-003, Roof Repairs to 1841 Galleon Street Facility  
Technical Review Committee Meeting

On April 28, 2017, one proposal was received at North Bay Village for the above referenced project; it was from Therma Seal Roof Systems, LLC with a total bid amount of \$31,446.00.

The evaluation committee met on May 25, 2017 at 2:30PM to evaluate the proposal. The committee was composed of the following individuals:

1. Mr. Raymond Rammo, P.E., M.S.; Acting Public Works Director, North Bay Village who served as the evaluation committee chair.
2. Mr. Bert Wrains; Finance Director, North Bay Village.
3. Mr. Timothy Smith; Public Works Superintendent, North Bay Village.
4. Mr. Rafael Rodriguez; Field Inspector, North Bay Village.

Ms. Yvonne Hamilton, Village Clerk, North Bay Village was present to record the meeting.

The technical review committee performed an evaluation of the criteria required in the RFP documents. The proposal evaluation points for each member were as follows:

Bidder: Therma Seal Roof Systems, LLC						
Evaluator	Award Yes/No	Total Evaluation Points - Max 100	Team Qualifications Max 10	Team Similar Projects Experience Max 10	Team References Max 10	Total Bid Price Max 70
Raymond Rammo, P.E.	Y	89	10	10	9	60
Bert Wrains	Y	85	9	8	8	60
Timothy Smith	Y	95	8	9	8	70
Rafael Rodriguez	Y	98	10	10	10	68
<b>Total Points Awarded</b>	<b>Y = 4</b>	<b>367</b>	<b>37</b>	<b>37</b>	<b>35</b>	<b>258</b>

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

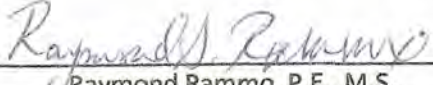
Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

Therefore, out of a total of 400 points available, the proposer, EnviroWaste Services Group, Inc., achieved a total of 367 points.

The Technical Review Committee voted unanimously in favor of selecting Therma Seal Roof Systems, LLC, the only responsive bidder; and recommends that it is in the best interest of the Village that the Village Manager awards the contract to Therma Seal Roof Systems, LLC.

  
\_\_\_\_\_  
Raymond Rammo, P.E., M.S.  
Acting Public Works Director, North Bay Village

  
\_\_\_\_\_  
Recommendation Approved/Denied  
Frank Rollason, Village Manager

CC: Ms. Yvonne Hamilton, Village Clerk for North Bay Village  
Mr. Raymond Rammo, P.E., M.S.; Acting Public Works Director, North Bay Village  
Mr. Bert Wrains; Finance Director, North Bay Village  
Mr. Timothy Smith; Public Works Superintendent, North Bay Village  
Mr. Rafael Rodriguez; Field Inspector, North Bay Village

**TECHNICAL REVIEW COMMITTEE MEETING – MAY 25, 2017 @ 2:30PM**  
**RFP EVALUATION FORM**  
**ROOF REPAIRS TO 1841 GALLEON STREET FACILITY - RFP No. 2017-003**

EVALUATORS	THERMA SEAL ROOF SYSTEMS, LLC				
	TOTAL EVALUATION POINTS MAXIMUM 100	TEAM QUALIFICATIONS MAXIMUM 10 POINTS	TEAM SIMILAR PROJECTS EXPERIENCE MAXIMUM 10 POINTS	TEAM REFERENCES MAXIMUM 10 POINTS	TOTAL BID PRICE MAXIMUM 70 POINTS
Raymond Rammo, P.E.	89	10	10	9	60
Rafael Rodriguez	98	10	10	10	68
Timothy Smith	95	8	9	8	70
Bert Wrains	85	9	8	8	60
<b>TOTAL POINTS</b>	<b>367</b>	<b>37</b>	<b>37</b>	<b>35</b>	<b>258</b>
<b>AVERAGE TOTAL POINTS</b>	<b>91.75</b>				

ROOF REPAIRS TO 1841 GALLEON STREET FACILITY  
NORTH BAY VILLAGE  
RFP No. 2017-003

EVALUATION SHEET

NAME OF FIRM: THERMA SEAL ROOF SYSTEMS, LLC

CRITERIA	MAXIMUM POINTS	REVIEWER'S SCORE
1. TEAM QUALIFICATION	10	10
2. TEAM SIMILAR PROJECT EXPERIENCE	10	10
3. TEAM REFERENCES	10	9
4. TOTAL BID PRICE	70	60
TOTAL POINTS	100	89

COMMENTS:

---

---

---

---

---

---

---

EVALUATOR:

Raymond Rawns  
R. Rawns

SIGNATURE

DATE: 5/25/2017

ROOF REPAIRS TO 1841 GALLEON STREET FACILITY  
NORTH BAY VILLAGE  
RFP No. 2017-003

EVALUATION SHEET


NAME OF FIRM: THERMA SEAL ROOF SYSTEMS, LLC

CRITERIA	MAXIMUM POINTS	REVIEWER'S SCORE
1. TEAM QUALIFICATION	10	10
2. TEAM SIMILAR PROJECT EXPERIENCE	10	10
3. TEAM REFERENCES	10	10
4. TOTAL BID PRICE	70	68
TOTAL POINTS	100	98

COMMENTS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

EVALUATOR:

RAMON RODRIGUEZ  
  
SIGNATURE

DATE: 5-25-17

**ROOF REPAIRS TO 1841 GALLEON STREET FACILITY  
NORTH BAY VILLAGE  
RFP No. 2017-003**

---

**EVALUATION SHEET**

**NAME OF FIRM:**           THERMA SEAL ROOF SYSTEMS, LLC          

CRITERIA	MAXIMUM POINTS	REVIEWER'S SCORE
1. TEAM QUALIFICATION	10	8
2. TEAM SIMILAR PROJECT EXPERIENCE	10	9
3. TEAM REFERENCES	10	8
4. TOTAL BID PRICE	70	70
<b>TOTAL POINTS</b>	<b>100</b>	<b>95</b>

**COMMENTS:**

---

---

---

---

---

---

---

**EVALUATOR:**

          Timothy Smith            
          Timothy Smith            
SIGNATURE

**DATE:**           5-25-17

ROOF REPAIRS TO 1841 GALLEON STREET FACILITY  
NORTH BAY VILLAGE  
RFP No. 2017-003

EVALUATION SHEET

NAME OF FIRM: THERMA SEAL ROOF SYSTEMS, LLC

CRITERIA	MAXIMUM POINTS	REVIEWER'S SCORE
1. TEAM QUALIFICATION	10	9
2. TEAM SIMILAR PROJECT EXPERIENCE	10	8
3. TEAM REFERENCES	10	8
4. TOTAL BID PRICE	70	60
TOTAL POINTS	100	85

COMMENTS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

EVALUATOR:

ELBERT WAANS

DATE: 5-24-17

  
SIGNATURE



6

**FORM 1  
PROPOSAL PRICING SHEET**

Provide a proposal containing a total price to perform the project and services as described in this request for proposals. The total all-inclusive maximum price bid is to contain all direct and indirect costs including all out-of-pocket expenses. The selected vendor agrees not to exceed this amount.

**ROOF REPAIRS TO 1841 GALLEON STREET FACILITY  
NORTH BAY VILLAGE, FL**

The price below represents the full cost to North Bay Village for replacement of the existing roof tile and flat roof on the building located at 1841 Galleon Street, North Bay Village, Florida. The scope of work includes replacing damaged ply-board sheathing, drip edge material, fascia board, hip and ridge metal, removal of sky light and all other damaged roofing materials as required. Work is to be performed in accordance with applicable building code requirements.

<b>TOTAL COST</b>	<b>\$ 31,446.00</b>
-------------------	---------------------

<b>Taxpayer</b>	<b>Identification</b>	<b>Number:</b>
46-1990837		

**BIDDER:**  
 Therma Seal Roof Systems, LLC  
 (Company Name)

*[Handwritten Signature]*  
 (Signature of Authorized Representative)

Dave Wikel President  
 (Printed Name and Title)

Replace plywood sheathing as required: \$2.50 per square foot

**FORM 2  
PROPOSER'S STATEMENT OF ORGANIZATION**

1. Full Name of Business Concern (Proposer):

Steve Cottrell

Principal Business Address:

1421 Oglethorpe Rd.  
West Palm Beach, FL 33405

2. Principal Contact Person(s):

Dave Wikel

3. Form of Business Concern (Corporation, Partnership, Joint Venture, Other):

LLC

4. Provide names of partners or officers as appropriate and indicate if the individual has the authority to sign in name of Proposer. Provide proof of the ability of the individuals so named to legally bind the Proposer.

Name	Address	Title
Dave Wikel	1421 Oglethorpe Rd. WPB, FL 33405	President
Mike Fuggetta	SAME	Vice President
Charles Sapiaenza	SAME	VP of Operations

If a corporation, in what state incorporated: \_\_\_\_\_

Date Incorporated: \_\_\_\_\_  
Month Day Year

If a Joint Venture or Partnership, date of agreement: \_\_\_\_\_

5. List all firms participating in this project (including subcontractors, etc.):

N/A

Name	Address	Title
1.		
2.		

6. Outline specific areas of responsibility for each firm listed in Question 5.

1.

2.

N/A

7. Licenses:

a. County or Municipal Occupational License No.

CCC1325862

(Attach Copy)

b. Business Tax Receipt Classification:

Roofing Contractor

c. Business Tax Receipt Expiration Date:

Sept. 30th 2017

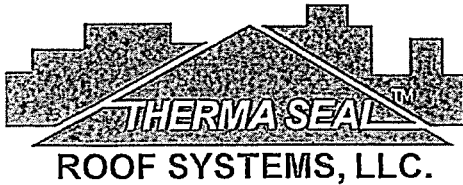
d. Federal I.D. No:

46-1990837

**FORM 3**  
**PERSONNEL**

The Village requires that the proposer include the resumes of the principle of the company and any manager or superintendent that will be providing services under the specification of NBV 2017-002. Resumes should be provided in the following format, however, additional information may be provided at the option of the Proposer.

- 
- See attached resumes*
- A. Name & Title
  - B. Years of Experience with this company:  
With Other Similar companies:
  - C. Education:  
  
Degree(s)  
  
Year/Specialization
  - D. Professional References: (List a minimum of 3)
  - E. Other Relevant Experience and Qualifications
  - F. Attach applicable licenses for each individual performing services pursuant to this Contract.



State License #CCC1325862

Therma Seal Roof Systems, LLC  
1421 Oglethorpe  
West Palm Beach, FL 33405

Phone: (561) 223-2096

Fax: (561) 444-2272

## RESUME

**Dave Wikel, President**

### **Personal Information:**

Birthdate: August 16<sup>th</sup>, 1953  
Place of Birth: Ann Arbor Michigan  
Address: 608 Inlet Road  
North Palm Beach, FL 33408

### **Education:**

Duke University – Graduated 1976 (Business Degree)

### **Experience:**

**2013 to Present** – *Therma Seal Roof Systems, LLC. – President*

**2008 - 2013** – *Therma Seal / Petersendean Roofing and Solar Systems, Inc. – Vice-President*

Duties included completed management of all office and field operations. Expanded market throughout the Southeast United States and Puerto Rico. Grew business to over \$40,000,000.00 in annual revenues.

**2003 - 2008** – *Therma Seal Roof Systems, Inc. – President and Owner*

Duties include complete management of all office and field operations. Estimating, sales, purchasing, production, human resources, and the overall supervision of the day to day business operations.

Annual Revenues: \$17,000,000.00

**1991 - 2003** – *NuTec Roofing Contractors, Inc. – Vice President of Sales and Marketing*

Duties included contract negotiations, estimating, marketing, customer relations, advertising and project management.

Annual Revenues: \$15,000,000.00

**1989 - 1991** – *Concrete Floor Systems – President*

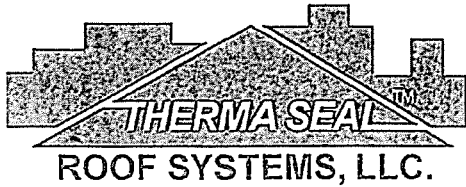
Duties included managing 90 employees whose responsibilities were to form, place, and finish concrete in various commercial projects such as shopping centers, warehouses, and apartment projects.

Annual Revenues: \$5,000,000.00

**1977 - 1984** – *Light-Weight Systems, Inc. – President*

Duties included estimating, contracting, scheduling, and payroll for a 50 employee operation engaged in the installation of light-weight concrete floor and bridge fill.

*Solutions Driven. Customer Focused.*



State License #CCC1325862

## Therma Seal Roof Systems, LLC

1421 Oglethorpe  
West Palm Beach, FL 33405

Phone: (561) 223-2096

Fax: (561) 444-2272

### **MICHAEL FUGGETTA** **Vice President of Estimating & Project Management**

#### ***Responsibilities & Duties:***

Duties include estimating, project management, pricing, sales, and extensive knowledge of all roofing systems: BUR, Built-Up, Modified Membrane, Single Ply "EPDM, PVC, KEE, and TPO", Tile, Shingle, Metal, and Coatings. Handles all project management from on-set of project to its completion.

- Commercial / Residential / Solar PV Estimating and Budgets
- Project manage jobs for the company
- Assist in all aspects of the company i.e., purchasing, operations, billing, collecting, and sales
- Responsible for implementing new technology and maintaining computer network
- Generate job submittals and shop drawings

#### ***Previous Completed Projects include some of the following:***

- Re-Roofs:
  - Village Gymnasium - \$265,000.00 – Modified / Standing Seam
  - Little Academy School - \$289,000.00 – Modified
  - South Florida Reception Center (SFRC) - \$825,000.00 – Single Ply TPO
  - Ron de Lugo Courthouse in St. Thomas - \$1,600,000.00 – Standing Seam / Single Ply TPO
- New Construction:
  - Mizner Lakes - \$1,764,000.00 – Modified / Standing Seam
  - Miramar Rehab Center - \$408,000.00 – Single Ply TPO / Tile
  - AMLI at Miramar Park - \$790,000.00 – Tile

#### ***Previous Employment:***

Estimating / PM Manager – Petersendean Roofing and Solar Systems, Inc. (West Palm Beach, FL)

#### ***Experience:***

Michael Fuggetta has worked in the construction industry for 17 years and previously had been the Estimating / PM Manager for Petersendean for 8 years. Prior to Petersendean, Michael has worked in Estimating and C.A.D design for Roof Tile Specialists / Entegra Roof Tile. Michael has also worked in Drafting for Contractors, Homeowners, Engineers, and for Roofing Manuals / Codes and Regulations throughout his career.

#### ***Education:***

1996-2000 Indian River State College Ft. Pierce, FL  
A.A.A.S., Architectural Drafting & Design Technologies – Construction Estimating / Project Management  
ABC Solar Training Completion, Green Advantage Certificate of Completion, LEED Training, and Roofing Trade Knowledge

*Solutions Driven. Customer Focused.*



**ROOF SYSTEMS, LLC.**

State License #CCC1325862

**Therma Seal Roof Systems, LLC**

1421 Oglethorpe Road  
West Palm Beach, FL 33405

Phone: (561) 223-2096

Fax: (561) 444-2272

**Charlie Sapienza**

**Vice President of Operations – Therma Seal Roof Systems, LLC**

***Responsibilities & Duties:***

Charlie Sapienza is responsible for accomplishing the stated project objectives. Key responsibilities include creating clear and attainable project goals, building the project requirements, managing the scope and project team. The three major components of the project scope are cost, time, and quality. The ability to adapt to various internal procedures of the contracting party, and to form close relationships with client representatives, in ensuring that client satisfaction is achieved.

Duties include managing the project team, ensuring that everyone on the team knows and executes their role and knows the roles of the other team members, scheduling, coordinating material deliveries, extensive knowledge of all roofing systems, BUR, Built-Up, Modified Membrane, Single Ply "EPDM, PVC and TPO", Metal and Coatings. Handles customer relations from on-set of project to its completion.

- Developing the project plan
- Managing the project team
- Managing the project risk
- Managing the project schedule
- Managing the project budget
- Managing the project conflicts

***Previous Employment:***

Operations Manager/PetersenDean Roofing And Solar Systems Inc. West Palm Beach, FL

**Previous completed projects include some of the following projects:**

▪ Dept. of Corrections, Punta Gorda, FL	\$ 924,100.	Built-Up - Re-Roof
▪ Dept. of Corrections, Miami, FL	\$ 775,000.	Single Ply - Re-Roof
▪ Dept. of Corrections, Imokalee, FL	\$ 270,000	Built-Up - Re-Roof
▪ Isle of Capri Casino, Pompano Beach, FL	\$2,800,000.	Modified / Metal - New Construction
▪ Promenade at Coconut Creek, FL	\$1,449,053.	Single Ply - New Construction
▪ PBCC Bio Science Bldg, Palm Beach Gardens	\$ 444,234.	Built-Up - New Construction
▪ FIU College of Nursing & Health Sciences Lab, Miami, FL	\$ 417,285.	Built-Up and Green Garden - New Construction
▪ FIU School of International & Public Affairs Miami, FL	\$ 539,170.	Built-Up, Green Garden and Solar Photovoltaic System

***Experience:***

Charlie Sapienza has worked in the construction industry for 27 years and previously had been the Operations Manager for PetersenDean for 8 years. He has worked his way up in the industry holding positions as Roofing Laborer, Foreman and Superintendent with extensive knowledge of the roofing industry and all roofing systems. He has experience managing 7 – 10 crews consisting of 60 – 110 men.

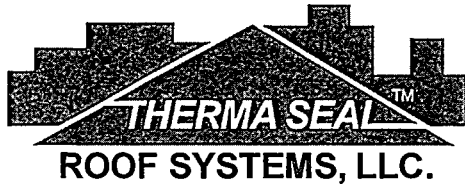
*Solutions Driven. Customer Focused.*

**FORM 4  
REFERENCES**

The Proposer shall provide a minimum of three (3) references of public and or private agencies presently being served by the Proposer with similar services to those being proposed in this Proposal.

1. Name of Agency: See attached references  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Principal Contact Person(s): \_\_\_\_\_  
\_\_\_\_\_  
Year Contract Initiated: \_\_\_\_\_
2. Name of Agency: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Principal Contact Person(s): \_\_\_\_\_  
\_\_\_\_\_  
Year Contract Initiated: \_\_\_\_\_
3. Name of Agency: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Principal Contact Person(s): \_\_\_\_\_  
\_\_\_\_\_  
Year Contract Initiated: \_\_\_\_\_





State License #CCC1 325862

**Therma Seal Roof Systems, LLC**  
1421 Oglethorpe  
West Palm Beach, FL 33405

Phone: (561) 223-2096  
Fax: (561) 444-2272

## REFERENCES

**Project:** Loftin Place  
**Project Address:** 705 N. Olive Avenue, West Palm Beach, FL 33401  
**Contract Amount:** \$500,000.00  
**Contractor:** Kast Construction Company, LLC.  
**Project Manager:** Milton Cater  
**Contact Information:** 561-512-8553  
**Description:** New construction with lightweight concrete and single ply

**Project:** AC Hotel by Marriott Aventura  
**Project Address:** 20805 Biscayne Blvd., Aventura, FL 33180  
**Contract Amount:** \$200,000.00  
**Contractor:** Craft Construction Company, LLC.  
**Property Manager:** Eddie Mezardjian  
**Contact Information:** 954-372-1017  
**Description:** New construction with lightweight concrete and single ply

**Project:** Crystal Riviyeira Apartment  
**Project Address:** 3801 Crystal Lake Drive, Pompano Beach, FL 33064  
**Contract Amount:** \$600,000.00  
**Contractor:** Core Construction Services of Florida, LLC.  
**Contact:** Brett Barry  
**Contact Information:** 941-445-3866  
**Description:** New construction with lightweight concrete and single ply

**Project:** The Residences at Fountain Square  
**Project Address:** 10001 West Flagler Street, Miami, FL 33172  
**Contract Amount:** \$465,000.00  
**Contractor:** Kaufman Lynn Construction, Inc.  
**Project Manager:** Andy Poschl  
**Contact Information:** 561-235-8562 or aposchl@kaufmanlynn.com  
**Description:** New construction with lightweight concrete and single ply

*Solutions Driven. Customer Focused.*

**Project:** Broward County Public Safety  
**Project Address:** 2601 West Broward Blvd, Fort Lauderdale, FL 33312  
**Contract Amount:** \$860,000.00  
**Contractor:** West Construction, Inc.  
**Project Manager:** Mr. Matt West  
**Contact Information:** 561-588-2027 or mwest@westconstructioninc.net  
**Description:** Complete tear off and reroof of four (4) buildings totaling 40,000 SF. Installed new Fibertite single ply membrane over tapered insulation.

**Project:** Dorms A, B, C, Multipurpose Building and Administration Building Re-Roof at Martin Correctional Institution  
**Project Address:** 1150 SW Allapattah Road, Indiantown, FL 34956  
**State Project Number:** NX-30  
**Contract Amount:** \$780,000.00  
**Owner:** Florida Department of Corrections  
**Construction Consultant:** Kent Bass  
**Contact Information:** 850-688-5098 or kent.bass@fdc.myflorida.com  
**Description:** Re-Roof

**Project:** Village Place Apartments  
**Project Address:** 720 NE 4<sup>th</sup> Avenue, Fort Lauderdale, FL 33304  
**Contract Amount:** \$165,000.00  
**Contractor:** Current Builders  
**Project Manager:** Mr. Scott Remer  
**Contact Information:** 954-977-4211 or sremer@currentbuilders.net  
**Description:** 60,000 SF of light weight concrete and Carlisle single ply membrane  
**Manufacturer:** Carlisle

*Solutions Driven. Customer Focused.*

**FORM 5**  
**DRUG-FREE WORKPLACE**

The undersigned vendor/contractor (company) in accordance with Chapter 287.087, Florida Statutes, hereby certifies that Therma Seal Roof Systems does:  
(Name of Company)

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

7. As the person authorized to sign the statement, I certify that this firm complies fully with the above requirements.

Signature (Blue ink only)

Dave Wikel

Print Name

President

Title

4/27/17

Date

Witness my hand and official notary seal/stamp at \_\_\_\_\_ the day and year written above

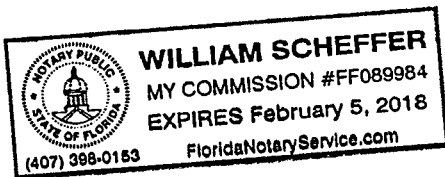
STATE OF FLORIDA )  
 ) SS:  
COUNTY OF MIAMI-DADE )

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared Dave Wikel as President, of Therma Seal Roof Systems, an organization authorized to do business in the State of Florida, and acknowledged executing the foregoing Form as the proper official of \_\_\_\_\_ for the use and purposes mentioned in the Form and affixed the official seal of the corporation, and that the instrument is the act and deed of that corporation. He/She is personally known to me or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and County aforesaid on this 27<sup>th</sup> day of April, 2017.

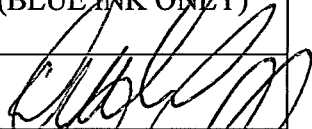
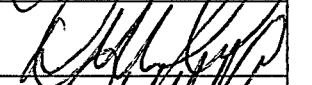
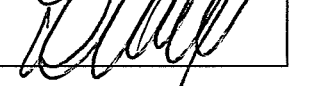
Bill Scheffer  
NOTARY PUBLIC

My Commission Expires:



**FORM 6  
ACKNOWLEDGMENT OF ADDENDA**

The Proposer hereby acknowledges the receipt of the following addenda issued by the Village and incorporated into and made part of this RFP. In the event the Proposer fails to include any such addenda in the table below, submission of this form shall constitute acknowledgment of receipt of all addenda, whether or not received by him/her.

ADDENDUM NUMBER	DATE RECEIVED	PRINT NAME	TITLE	SIGNATURE (BLUE INK ONLY)
1	4/4/17	Dave Wikel	Pres.	
2	4/17/17	Dave Wikel	Pres.	
3	4/21/17	Dave Wikel	Pres.	

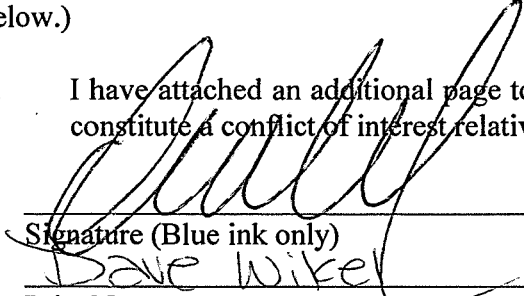
**FORM 7  
INDEPENDENCE AFFIDAVIT**

The undersigned individual, being duly sworn, deposes and says that:

1. He/She is President of Therma Seal Roof Sys., the Proposer that has submitted the attached Proposal;
  
2. (a) Below is a list and description of any relationships, professional, financial or otherwise that Proposer may have with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units for the past five (5) years.  
(b) Additionally, the Proposer agrees and understands that Proposer shall give the Village written notice of any other relationships professional, financial or otherwise that Proposer enters into with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units during the period of the Contract.

(If paragraph 2(a) above does not apply, please indicate by stating, "not applicable" in the space below.)

3. I have attached an additional page to this form explaining why such relationships do not constitute a conflict of interest relative to performing the services sought in the RFP.

  
\_\_\_\_\_  
Signature (Blue ink only)  
Dave Wikel  
\_\_\_\_\_  
Print Name  
President  
\_\_\_\_\_  
Title  
4/27/17  
\_\_\_\_\_  
Date

[Acknowledgment on following page.]

Witness my hand and official notary seal/stamp at \_\_\_\_\_ the day and year written above

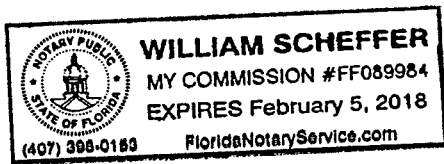
STATE OF FLORIDA )  
 ) SS:  
COUNTY OF MIAMI-DADE )

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared Dave Wikel as President, of Therma Seal Roof Systems, an organization authorized to do business in the State of Florida, and acknowledged executing the foregoing Affidavit as the proper official of Therma Seal for the use and purposes mentioned in the Affidavit and affixed the official seal of the corporation, and that the instrument is the act and deed of that corporation. He/She is personally known to me or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and County aforesaid on this 27<sup>th</sup> day of April, 2017

Bill Scheffer  
NOTARY PUBLIC

My Commission Expires:

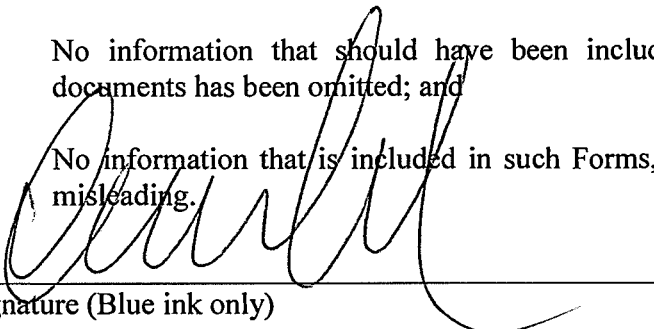


**FORM 8  
CERTIFICATION TO ACCURACY OF PROPOSAL**

PROPOSER, by executing this Form, hereby certifies and attests that all Forms, Affidavits and documents related thereto that it has enclosed in the Proposal in support of its Proposal are true and accurate. Failure by the PROPOSER to attest to the truth and accuracy of such Forms, Affidavits and documents shall result in the Proposal being deemed non-responsive and such Proposal will not be considered.

The undersigned individual, being duly sworn, deposes and says that:

1. He/She is President of Therma Seal Rests, the PROPOSER that has submitted the attached Proposal;
2. He/She is fully informed respecting the preparation and contents of the attached Proposal and of all Forms, Affidavits and documents submitted in support of such Proposal;
3. All Forms, Affidavits and documents submitted in support of this Proposal and included in this Proposal are true and accurate;
4. No information that should have been included in such Forms, Affidavits and documents has been omitted; and
5. No information that is included in such Forms, Affidavits or documents is false or misleading.

  
\_\_\_\_\_  
Signature (Blue ink only)

Dave Wikel  
\_\_\_\_\_  
Print Name

President  
\_\_\_\_\_  
Title

4/27/17  
\_\_\_\_\_  
Date

[Acknowledgment on following page.]



Witness my hand and official notary seal/stamp at \_\_\_\_\_ the day and year written above

STATE OF FLORIDA )  
 ) SS:  
COUNTY OF MIAMI-DADE )

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared Dave Wikel as President, of Therma Seal Roof Systems, an organization authorized to do business in the State of Florida, and acknowledged executing the foregoing Form as the proper official of Therma Seal for the use and purposes mentioned in the Form and affixed the official seal of the corporation, and that the instrument is the act and deed of that corporation. He/She is personally known to me or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and County aforesaid on this 27<sup>th</sup> day of April, 2017.

Bill Scheffer  
NOTARY PUBLIC

My Commission Expires:



**FORM 9**  
**SWORN STATEMENT PURSUANT TO SECTION 287.133 (3)(a),**  
**FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES**

THIS FORM MUST BE SIGNED AND SWORN TO IN THE PRESENCE OF A NOTARY PUBLIC OR OTHER OFFICIAL AUTHORIZED TO ADMINISTER OATHS.

This sworn statement is submitted to the NORTH BAY VILLAGE by:

Dave Wikel - President  
[print individual's name and title]

for Therma Seal Roof Systems, LLC  
[print name of entity submitting sworn statement]

whose business address is 1421 Oglethorpe Rd.  
West Palm Beach, FL 33405

and (if applicable) its Federal Employer Identification Number (FEIN) is 46-1990837 (If the entity has no FEIN, include the Social Security Number of the individual signing this sworn statement: \_\_\_\_\_).

1. I understand that a "public entity crime" as defined in Paragraph 287.133 (1)(g), Florida Statutes, means a violation of any state or federal law by a person with respect to and directly related to the transaction of business with any public entity or with an agency or political subdivision of any other state or of the United States, including, but not limited to , any bid or contract for goods or services to be provided to any public entity or an agency or political subdivision of any other state or of the United States and involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material misrepresentation.
2. I understand that "convicted" or "conviction" as defined in Paragraph 287.133 (1)(b), Florida Statutes, means a finding of guilt or a conviction of a public entity crime, with or without an adjudication of guilt, in any federal or state trial court of record relating to charges brought by indictment or information after July 1, 1989, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.
3. I understand that an "affiliate" as defined in Paragraph 287.133 (1)(a), Florida Statutes, means:
  - a. A predecessor or successor of a person convicted of a public entity crime; or

- b. An entity under the control of any natural person who is active in the management of the entity and who has been convicted of a public entity crime. The term "affiliate" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in the management of an affiliate. The ownership by one person of shares constituting a controlling interest in any person, or a pooling of equipment or income among persons when not for fair market value under an arm's length agreement, shall be a prima facie case that one person controls another person. A person who knowingly enters into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months shall be considered an affiliate.
4. I understand that a "person" as defined in Paragraph 287.133 (1)(e), Florida Statutes, means any natural person or entity organized under the laws of any state or of the United States with the legal power to enter into a binding contract and which bids or applies to bid on contracts for the provision of goods or services let by a public entity, or which otherwise transacts or applies to transact business with a public entity. The term "person" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in management of an entity.
5. Based on information and belief, the statement which I have marked below is true in relation to the entity submitting this sworn statement. [Indicate which statement applies.]

Neither the entity submitting this sworn statement, nor any of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, nor any affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent of July 1, 1989. However, there has been a subsequent proceeding before a Hearing Officer of the State of Florida, Division of Administrative Hearings and the Final Order entered by the Hearing Officer determined that it was not in the public interest to place the entity submitting this sworn statement on the convicted vendor list. [Attach a copy of the final order.]

[Acknowledgment on following page.]

I UNDERSTAND THAT THE SUBMISSION OF THIS FORM TO THE CONTRACTING OFFICER FOR THE PUBLIC ENTITY INDENTIFIED IN PARAGRAPH 1 (ONE) ABOVE IS FOR THAT PUBLIC ENTITY ONLY, AND THAT THIS FORM IS VALID THROUGH DECEMBER 31 OF THE CALENDAR YEAR IN WHICH IT IS FILED. I ALSO UNDERSTAND THAT I AM REQUIRED TO INFORM THE PUBLIC ENTITY PRIOR TO ENTERING INTO A CONTRACT IN EXCESS OF THE THRESHOLD AMOUNT PROVIDED IN SECTION 287.017, FLORIDA STATUTES, FOR CATEGORY TWO OF ANY CHANGE IN THE INFORMATION CONTAINED IN THIS FORM.

*[Handwritten Signature]*

Signature (Blue ink only)

STATE OF FLORIDA            )  
  )  
COUNTY OF MIAMI-DADE    )

On this the 27<sup>th</sup> day of April, 20 17, before me, the undersigned Notary Public of the State of Florida, personally appeared (Name(s) of individual(s) who appeared before notary) Dave Wikel and whose name(s) is/are subscribed to the within instrument, and he/she/they acknowledge that he/she/they executed it.

WITNESS my hand and official seal.

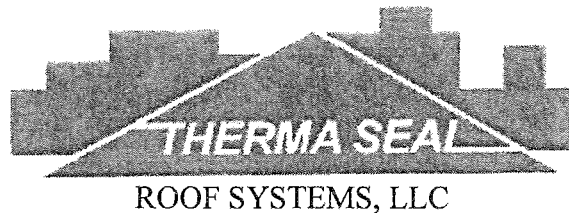
*[Handwritten Signature]*  
Notary Public, State of Florida

NOTARY PUBLIC:  
SEAL OF OFFICE:

\_\_\_\_\_  
(Name of Notary Public: print, stamp or type as commissioned.)



- Personally known to me, or
- Personal identification:  
\_\_\_\_\_  
(Type of Identification Produced)
- Did take an oath, or
- Did Not take an oath



**Date: May 17, 2017**

**To: North Bay Village, Village Clerk  
1666 Kennedy Causeway, #300  
North Bay Village, FL 33141  
Attn: Yvonne Hamilton  
Yvonne.hamilton@nbvillage.com**

**Project Name: 1841 Galleon St. Roof Repairs  
North Bay Village, FL**

**Scope and work approach:**

**Scope of Work Flat Roof Area:**

- 1) Remove Existing roof system down to wood deck and dispose of off-site.
- 2) Remove existing skylights and close opening with plywood sheathing.
- 3) Remove and replace any plywood decking as needed. Price is listed on proposal \$2.50 SF.
- 4) Mechanically attach a 1" thick Poly Iso insulation board and ¼" JM Securock to structurally sloped wood decking.
- 5) Mechanically attach a Johns Manville 060 TPO White single ply membrane roof system.
- 6) Install as per NOA#14-0627.05
- 7) Drip edge to be TPO clad metal.
- 8) Replace any damaged or rotted fascia board as needed with same size as existing.
- 9) Minimum 8" High Wall Flashing terminated with a 2 piece shop fabricated counterflashing kynar coated in standard color selection.
- 10) Vent pipe flashing included.
- 11) 20 year NDL Warranty provided by Johns Manville.

**Sloped Tile Roof Area:**

- 1.) Remove existing tiles from sloped roof area and dispose off-site.
- 2.) Replace any damaged plywood substrate as needed priced as per our quote at \$2.50 SF
- 3.) Repair/replace any damaged or rotted fascia wood as needed.
- 4.) Nail and Tin Tag a 30# felt to wood substrate.
- 5.) Foam first course of tile and screw tiles into wood substrate.
- 6.) Tile to be Barcelona 900 by Monier. Color selection to be available during submittal process.
- 7.) All Trim as required and match new tile color selection.

Main Office: 1421 Oglethorpe Rd. \* West Palm Beach, FL 33405 \* Tel: 561-223-2096 \* Fax: 561-444-2272

License # CCC1328620

Solutions Driven and Customer Focused

## **Qualifications**

- Therma Seal Roof Systems, LLC will maintain watertight conditions according to all manufacturer's and standard practices for roofing on a day-to day basis.
- Therma Seal Roof Systems, LLC will comply with all OSHA safety guidelines and regulations.

## **Investment**

We propose to furnish all material, labor, supervision and equipment to complete the above mentioned scope of work, in accordance with all specifications for the sum of:

**TOTAL AS OUTLINED IN ABOVE SCOPE:     \$ 31,446.00**

**REPLACE PLYWOOD SHEATHING AS REQUIRED: \$2.50 PER SQ. FT.**

Once again, thank you for the opportunity to present this proposal for your review. If you should have any questions or if there is anything else that I can do for you please call me at the number listed. Note: This proposal may be withdrawn by us if not accepted within thirty (30) days.

Sincerely yours,

Steven Cottrell  
Therma Seal Roof Systems LLC.  
1421 Oglethorpe Road  
West Palm Beach, Florida 33405  
P 561.223.2096  
F 561.444.2272

## **GENERAL REQUIREMENTS**

**Coordination:** Attention is directed to the fact that owner's occupancy of the building must continue at all times. Take every precaution to keep interference with that occupancy to a minimum. Adequate means for security and closing of all openings shall be provided. The building must remain free of hazards to occupants and their contents. Coordinate with

Main Office: 1421 Oglethorpe Rd. \* West Palm Beach, FL 33405 \* Tel: 561-223-2096 \* Fax: 561-444-2272

License # CCC1328620

Solutions Driven and Customer Focused

management in scheduling sequence of the roof replacement so that air conditioning can be placed back in operation and limit the amount of down-time.

## **MISCELLANEOUS PROVISIONS**

1. **Unforeseen Conditions:** This proposal/contract is based on visual conditions. Should unforeseen conditions arise that could not be determined by visual inspection, additional work shall be performed on a time and material or firm bid basis, after customer or his agent have been notified of such. Ponding water and mold are considered unforeseen conditions and are therefore not covered by contract.
2. **Sign & Lighting:** Due care shall be exercised in working around signs and lighting of buildings. However, due to their delicate construction, contractor will not be responsible for damages to same. All signs and lighting to be removed and reinstalled are to be done at customer's expense and responsibility.
3. **Flashing:** Pricing for metal flashing, stucco-stop, eave drip, edge metal and gravel stop are all based on galvanized metal. Copper and aluminum will be at an additional cost to the customer unless specified in the Scope of Work.
4. **Time limit:** The proposal is made for immediate acceptance (void if not accepted within 30 days) and is subject to withdrawal with notice.
5. **Oral Promises:** Contractor assumes no responsibility whatsoever for any oral promises. All terms and conditions must appear in writing on contract.
6. **Ceilings:** Contractor will not assume or accept any responsibility or liability for damaged stained ceilings, cracked or failing plaster, insulation or acoustical tile, during or after work is completed, nor for re-painting or re-finishing of damages.
7. **Guarantee:** We assume no responsibility for damage caused by acts of God, to wit: Hurricanes, Tornadoes, Wind Storms, Electrical Storms, etc. or any act beyond our control. We further assume no responsibility for damages caused by plant life, termites, mold, mildew or negligence on the part of the customer or his agent. Note: If contract is cancelled by owner after seven days of signing, customer shall forfeit 50% of any deposit made toward the contract.
8. **Due to the nature of work and use of hot asphalt,** owner must assume responsibility for removing vehicles, closing windows, closing or removing awnings and any other objects that asphalt may fall or drip on and cause damage to. If tar falls or drips on the paint or stucco, Therma Seal Roof Systems, LLC will do its best to remove the asphalt, but the owner will be responsible for any touch-up or repainting.
9. **Unless specifically included herein,** Therma Seal Roof Systems, LLC shall not be held responsible for removing of wood or chain link fences, pipes, sprinkler systems, water or sewage disposal systems, septic tanks, conduits, telephone lines, TV antennas, awnings, gas tanks, meters, water heaters, concrete pavers or plants and trees in the area of construction. Customer agrees to protect or remove any personal property in the working area including shrubs, lawn, screens, awnings, trees or flowers and Therma Seal Roof Systems, LLC shall not be held responsible for damages to said items.

10. **The contractor shall not be required** to perform work without consent of any work relating to asbestos or polychlorinated biphenyl (PCB).
11. **Temporary Barriers:** Temporary weather and dust barriers shall be erected wherever walls or roofs are opened for demolition or new construction to protect the interior from damage. They will not be removed until new construction is in place and the interior space is protected from weather or dust. We will construct temporary barriers and fall protection at all shafts, openings and other hazardous areas and will be marked according.
12. **Cleaning & Protection:** During the handling and installation of roof work at the project job site, we will take all measures to keep the adjoining completed area clean and protected. We will apply suitable protective covering on newly installed work where reasonably required to ensure freedom from damage or deterioration until time of substantial completion.
13. **Examination of Substrate:** The installer must examine the substrate and conditions under which the installation of the roofing work is to be performed. We will not proceed with said roofing work until unsatisfactory conditions have been corrected in a manner accepted by the local building department and roof material manufacturer.
14. **Installation:** We will comply with all local building department requirements, Miami-Dade County Notice of Acceptance (NOA) and the roofing material manufacturer's specifications/instructions, except where more stringent.



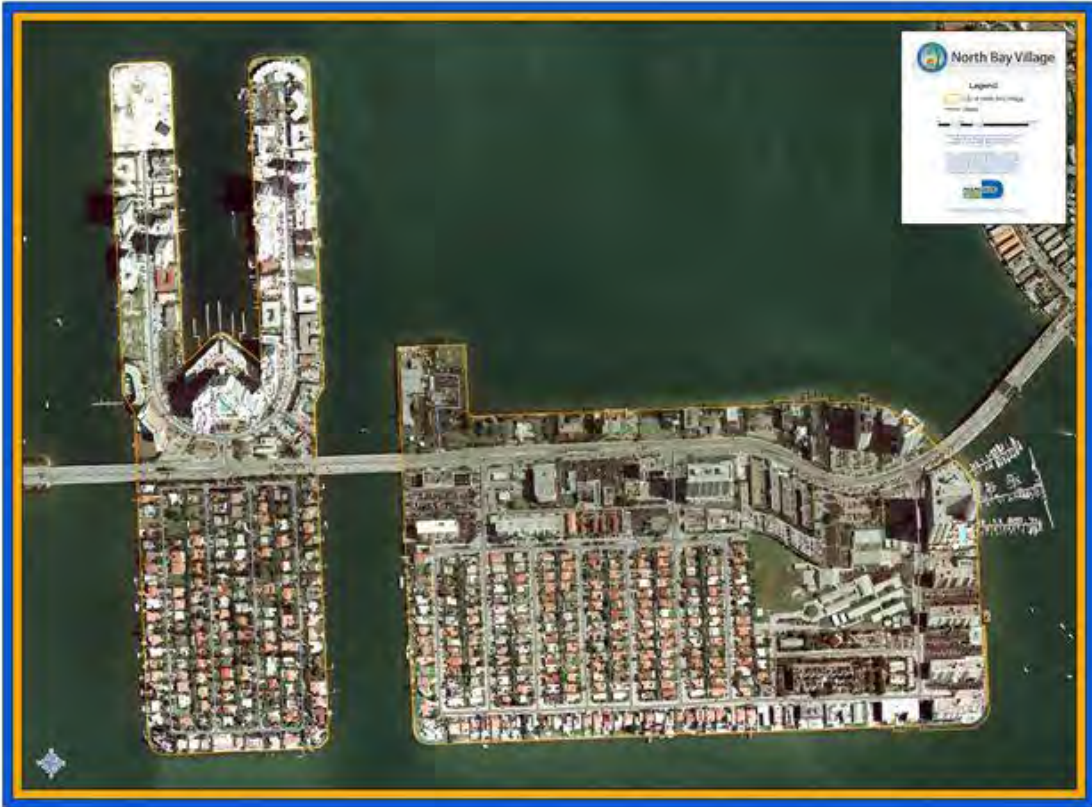
**NORTH BAY VILLAGE, FLORIDA**



**REQUEST FOR PROPOSALS  
FOR**

**ROOF REPAIRS TO 1841 GALLEON STREET FACILITY  
NORTH BAY VILLAGE, FL**

**RFP NO. NBV 2017-003**



**SEALED PROPOSALS WILL BE RECEIVED BY THE VILLAGE CLERK,  
1666 KENNEDY CAUSEWAY, SUITE 300, NORTH BAY VILLAGE, FL 33141  
ON OR BEFORE APRIL 28, 2017, 3:00 P.M.  
North Bay Village, Florida**

## Table of Contents

---

Section 1 Request for Proposals Notice .....	4
Section 2 Introduction/Information .....	7
Section 3 General Conditions .....	8
Section 4 Special Conditions .....	13
Section 5 Technical Specifications/Scope of Services .....	19
Section 6 Evaluation Procedures.....	21
Section 7 Requirements of the Proposal .....	23
Section 8 Technical Proposal .....	24
Section 9 Cone of Silence .....	26
Section 10 Qualification Forms .....	29

## SECTION 1 – REQUEST FOR PROPOSALS NOTICE

### NORTH BAY VILLAGE REQUEST FOR PROPOSALS

ROOF REPAIRS TO 1841 GALLEON STREET FACILITY  
NORTH BAY VILLAGE, FLORIDA

**RFP NO. NBV 2017-003**

Public Notice is hereby given that North Bay Village, Florida is requesting proposals from experienced and qualified vendors to replace the existing roof tile and flat roof on the building located at 1841 Galleon Street, North Bay Village, Florida. The scope of work includes replacing damaged ply-board sheathing, drip edge material, fascia board, hip and ridge metal, removal of sky light and all other damaged roofing materials as required. Work is to be performed in accordance with applicable building code requirements.

**Sealed Responses clearly labeled with the RFP title and number must be received by mail or hand delivered on or before April 28, 2017, no later than 3:00 p.m. local time, at which time they will be publicly opened.** Late submittals and facsimile submissions will not be considered. The respondent shall bear all costs associated with the preparation and submission of the submittal documents.

Respondents must submit an original unbound package, six (6) additional bound copies, and one (1) CD ROM to the Office of the Village Clerk, North Bay Village, 1666 Kennedy Causeway, Suite 300, North Bay Village, Florida 33141.

Copies of this Proposal Document may be obtained at DemandStar by Onvia at [www.demandstar.com](http://www.demandstar.com), at the Village Administrative Offices, 1666 Kennedy Causeway, Suite 300, North Bay Village, Florida 33141 from 9:00 a.m. to 4:00 p.m., Monday through Friday, or by emailing [yvonne.hamilton@nbvillage.com](mailto:yvonne.hamilton@nbvillage.com).

The Village reserves the right at any time to modify, waive or otherwise vary the terms and conditions of the bid including but not limited to deadlines for submission, submission requirements, informalities or irregularities in any submittal, and the Scope of Work. The Village further reserves the right to reject any or all submittals, to cancel or withdraw this RFP at any time or take any other such actions that may be deemed in the best interest of the Village, to award in whole or in part to one or more respondents, or take any other such actions that may be deemed in the best interest of the Village.

Pursuant to Section 38.18 of the Village Code, “Ethics Ordinance”, a Cone of Silence is hereby imposed whereby any communications between any potential bidder, service provider, lobbyist or consultant and the Village’s staff and elected officials pertaining to this RFP are prohibited.

Yvonne P. Hamilton, CMC  
Village Clerk

## SCHEDULE OF EVENTS

Below is the current schedule of the events that will take place in the procurement process. The Village reserves the right to make changes or alterations to the schedule as the Village determines is in the best interests of the public. Proposers will be notified sufficiently in advance of any changes or alterations in the schedule. Unless otherwise notified in writing by the Village, the dates indicated below for submission of items or for other actions on the part of a Proposer shall constitute absolute deadlines for those activities and failure to fully comply by the time stated shall cause a Proposer to be disqualified.

Date	Event
April 2, 2017	Advertisement
March 3, 2017	Documents Available for Public Inspection and digital copies
April 14, 2017	10:00 AM, pre-bid meeting at: <b>1666 Kennedy Causeway, Commission Chambers 1<sup>st</sup> Floor, North Bay Village, Florida 33141.</b>
April 20, 2017	Last day opportunity for questions by emailing <a href="mailto:yvonne.hamilton@nbvillage.com">yvonne.hamilton@nbvillage.com</a> , no later than 3:00 PM local time.
April 28, 2017	Bid Documents Submittal due in to Village Clerk Office, no later than 4:00 P.M. local time.
May 8, 2017	Technical Review Committee Meeting – 10:00 A.M. local time.
May 19, 2017	Award Recommendation to Village Clerk and Village Manager
June 13, 2017	Commission Public Meeting to review and confirm Award Recommendation 7:30 P.M. local time.

**BID/PROPOSAL SIGNATURE PAGE**

**How to submit Proposal:**

**It will be the sole responsibility** of the Proposer to ensure that the Proposals reach North Bay Village, Village Hall, 1666 Kennedy Causeway, Suite 300, North Bay Village, Florida, 33141, prior to the RFP opening date and time listed. Proposals submitted by email or facsimile will NOT be accepted.

The proposal package must contain a Bid Bond in the amount of 5% of the total amount bid for the 5. If alternates are offered the 5% Bid Bond shall be on the highest total bid amount. The security will be in the form of cash, cashier's check, or bid bond made payable to North Bay Village and will be required to be submitted with the Proposal package in a separate marked envelope. All Bid Bonds will be returned after the contract with the successful proposer has been executed.

The Village will require, as a condition of award the successful proposer to provide a Payment /Performance Bond in the amount of the contract for the entire project. This Bond will be in effect until after the Village has accepted the completed project and made the final payment.

The below signed hereby agrees to furnish the following article(s) or services at the price(s) and terms stated subject to all instructions, conditions, specifications addenda, legal advertisement, and conditions contained in the bid. I have read all attachments including the specifications and fully understand what is required. By submitting this signed proposal, I will accept a contract, if approved by the Village and such acceptance covers all terms, conditions, and specifications of this bid/proposal.

Submitted by: \_\_\_\_\_  
(Signature) (Date)

Name (printed) \_\_\_\_\_

Title: \_\_\_\_\_

Company: (Legal Registration) \_\_\_\_\_

**VENDOR, IF FOREIGN CORPORATION, SHALL BE REQUIRED TO OBTAIN A CERTIFICATE OF AUTHORITY FROM THE DEPARTMENT OF STATE, IN ACCORDANCE WITH FLORIDA STATUTE §607.1501 (visit <http://www.dos.state.fl.us/doc/>).**

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Telephone No. \_\_\_\_\_ FAX No. \_\_\_\_\_

E-MAIL: \_\_\_\_\_

VARIANCES: State any variations to specifications, terms and conditions in the space provided below or reference in the space provided below all variances contained on other pages of bid, attachments or bid pages. No variations or exceptions by the Proposer will be deemed to be part of the bid submitted unless such variation or exception is listed and contained within the bid documents and referenced in the space provided below. If no statement is contained in the below space, it is hereby implied that your bid/proposal complies with the full scope of this solicitation.

## SECTION 2 - INTRODUCTION/INFORMATION

### 2.1. Purpose

Replacement of the existing roof tile and flat roof on the building located at 1841 Galleon Street, North Bay Village, Florida. The scope of work includes replacing damaged ply-board sheathing, drip edge material, fascia board, hip and ridge metal, removal of sky light and all other damaged roofing materials as required. Work is to be performed in accordance with applicable building code requirements.

### 2.2. Information or Clarification

Material changes, if any, to the scope of services or bidding procedures will only be transmitted by written addendum. No variation in price or conditions shall be permitted based upon a claim of ignorance. Submission of a proposal will be considered evidence that the proposer has familiarized himself with the nature and extent of the work, and the equipment, materials, and labor required.

### 2.3. Eligibility:

To be eligible to respond to this RFP, the proposing firm must demonstrate that they, or the principals assigned to the project, have successfully completed services, similar to those specified in the Technical Specifications/Scope of Services section of this RFP, to at least one agency similar in size and complexity of North Bay Village. The services need to be completed within the last five (5) years.

## SECTION 3 – GENERAL CONDITIONS

### 3.1. RFP Documents

These RFP documents constitute the complete set of Proposal specifications and forms. All forms and documents must be executed, sealed and submitted as provided in this RFP. Proposals not submitted on the prescribed Proposal forms may be rejected. By submitting a Proposal, the Proposer agrees to be subjected to all terms and conditions specified herein. Submittal of a response to this RFP constitutes a binding offer by the Proposer.

### 3.2. Taxes

The Proposer shall not be entitled to the Village's tax exempt benefits.

### 3.3. Interpretations and Inquiries

All Proposers shall carefully examine the RFP documents. Any ambiguities or inconsistencies shall be brought to the attention of the Village or its agent in writing prior to the Proposal deadline.

Any questions concerning the intent, meaning and interpretation of the RFP documents shall be requested in writing, via email or fax, and received by the Village no later than 3:00 PM, local time, on April 20, 2017. Written inquiries shall be sent with the subject line **“Roof Repairs to 1841 Galleon Street Facility”, RFP No. NBV 2017-003:**

Yvonne P. Hamilton, CMC, Village Clerk  
North Bay Village  
1666 Kennedy Causeway, Suite 300  
North Bay Village, Florida 33141  
Fax: (305) 756-7722  
Email: [yvonne.hamilton@nbvillage.com](mailto:yvonne.hamilton@nbvillage.com)

The Village will not respond to oral inquiries.

Submission of a Proposal shall serve as prima facie evidence that the Proposer has examined the Contract and is fully aware of all conditions affecting the provision of Services

No person is authorized to give oral interpretations of, or make oral changes to, the RFP documents. Therefore, oral statements shall not be binding and should not be relied upon. Any interpretation of, or changes to, the RFP documents shall be made in the form of a written addendum to the RFP document and shall be furnished by the Village to all Proposers. Only those interpretations of, or changes to, the RFP document that are made in writing and furnished to the Proposers by the Village may be relied upon.



### **3.4. Verbal Agreements**

No verbal agreement or conversation with any officer, agent, or employee of the Village, either before or after submittal of the Proposal, shall affect or modify any of the terms or obligations contained in the RFP. Any such verbal agreement or conversation shall be considered as unofficial information and in no way binding upon the Village or the Proposer.

### **3.5. No Contingent Fees**

Proposer warrants that it has not employed or retained any company or person, other than a bona fide employee working solely for the Proposer, to solicit or secure this Contract, and that it has not paid or agreed to pay any person, company, corporation, individual or firm, other than a bona fide employee working solely for the Proposer, any fee, commission, percentage, gift or other consideration contingent upon or resulting from the award or making of this Contract.

### **3.6. Independence**

On the form provided in Section 10 of this RFP, the Proposer shall list, and describe any relationships – professional, financial or otherwise – that it may have with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units for the past five (5) years, together with a statement explaining why such relationships do not constitute a conflict of interest relative to performing the Services sought in this RFP. Additionally, the Proposer shall give the Village written notice of any other relationships – professional, financial or otherwise – that it enters into with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units during the period of the Contract.

### **3.7. No Collusion**

More than one Proposal from an individual, firm, partnership, corporation or association under the same or different names will not be considered. Reasonable grounds for believing that a Proposer is involved in more than one Proposal for the same work will be cause for rejection of all Proposals in which such Proposers are believed to be involved.

### **3.8. Assignment; Non-transferability of Proposal**

Proposals shall not be assigned or transferred. A Proposer who is, or may be, purchased by or merged with any other corporate entity during any stage of the Proposal process, through to and including awarding of and execution of a Contract, is subject to having its Proposal disqualified as a result of such transaction. The Village Manager shall determine whether a Proposal is to be disqualified in such instances.

If, at any time during the Proposal process, filings, notices or like documents are submitted to any regulatory agency concerning the potential acquisition of Proposer, or the sale of a controlling interest in the Proposer, or any similar transaction, Proposer shall immediately disclose such information to the Village. Failure to do so may result in the Proposal being disqualified, at the Village Manager's sole discretion.

### **3.9. Legal Requirements**

Proposers are required to comply with all provisions of federal, state, county and local laws, ordinances, rules and regulations that are applicable to the Services being offered in this RFP. Lack of knowledge of the Proposer shall in no way be a cause for relief from responsibility, or constitute a cognizable defense against the legal effects thereof.

### **3.10. Familiarity with Laws and Ordinances**

The submission of a Proposal on the Services requested herein shall be considered as a representation that the Proposer is familiar with all federal, state and local laws, ordinances, rules and regulations which affect those engaged or employed in the provision of such Services, or equipment used in the provision of such Services, or which in any way affects the conduct of the provision of such Services; and no plea of misunderstanding will be considered on account of ignorance thereof. If the Proposer discovers any provisions in the RFP documents that are contrary to or inconsistent with any law, ordinance, or regulation, he or she shall report it to the Village Clerk in writing.

### **3.11. Advertising**

In submitting a Proposal, Proposer agrees not to use the results therefrom as a part of any Advertising or Proposer sponsored publicity without the express written approval of the Village Manager or designee.

### **3.12. Award of Contract**

Award shall be made to the responsible Proposer whose proposal is determined in writing to be the most advantageous to the Village, taking into consideration price and the evaluation factors set forth in the request for proposals. No other factors or criteria shall be used in the evaluation.

### **3.13. Execute Contract**

The terms, conditions and provisions in this RFP shall be included and incorporated in the final Contract between the Village and the successful Proposer(s). Following ranking of the most qualified Proposers and selection by the Village Commission, the successful Proposer(s) shall, within ten (10) days of receipt of a written notice of the Award of the Contract, deliver to the Village a fully executed Contract, The required payment/Performance Bond and all requested certificates of insurance.

The final Contract shall be subject to the approval of the Village Manager in his or her sole discretion, and approved as to form and legality by the Village Attorney. The order of precedence will be the Contract, the RFP Documents, the Proposer's response and general law. Any and all legal action necessary to interpret or enforce the Contract will be governed by the laws of Florida. Venue shall be proper exclusively in Miami-Dade County, Florida.

**3.14. Facilities**

The Village Manager or designee reserves the right to inspect each Proposer's facilities at any reasonable time, during normal working hours, without prior notice to determine that the Proposer has a bona fide place of business, and is a responsible Proposer.

**3.15. Withdrawal or Revision of Proposal Prior to and After Opening**

A Proposer may withdraw its Proposal at any time before the proposals are opened. No Proposer may withdraw its Proposal within one hundred twenty (120) calendar days after the Proposal opening date.

**3.16. Village's Exclusive Rights**

The Village Manager reserves the exclusive rights to:

1. Waive any deficiency or irregularity in the selection process;
2. Accept or reject any or all Proposals in part or in whole;
3. Request additional information as appropriate; or
4. Reject any or all submittals if found to be in the best interest of the Village.

By submitting a Proposal for the Services, all Proposers acknowledge and agree that no enforceable Contract arises until the Village Commission approves a Contract with the selected Proposer.

**3.17. Addenda**

The Village reserves the right to issue addenda. Each Proposer shall acknowledge receipt of such addenda on the form provided herein. In the event any Proposer fails to acknowledge receipt of such addenda, his/her Proposal shall nevertheless be construed as though the addenda had been received and acknowledged, and the submission of his/her Proposal shall constitute acknowledgment of receipt of all addenda, whether or not received by him/her. It is the responsibility of each prospective Proposer to verify that he/she has received all addenda issued before depositing the Proposal with the Village.

**3.18. Review of the RFP Documents**

By the submission of a Proposal to perform the Services, the Proposer certifies that a careful review of the RFP documents has taken place and that the Proposer is fully informed and understands the requirements of the RFP documents and the quality and quantity of service to be performed.

### **3.19. Adjustment/Changes/Deviations**

No adjustments, changes or deviations to the RFP will be accepted unless the conditions or specifications of the RFP expressly so provide.

### **3.20. Public Records**

Upon award recommendation or thirty (30) days after Proposal opening, whichever is earlier, any material submitted in response to this RFP will become a “public record” and shall be subject to public disclosure consistent with Chapter 119, Florida Statutes (Public Record Law). Proposers must claim the applicable exemptions to disclosure provided by law in their response to the RFP by identifying materials to be protected, and must state the reasons why such exclusion from public disclosure is necessary and legal. The Village reserves the right to make all final determination(s) of the applicability of the Florida Public Records Law.

### **3.21. Subcontracting**

No subcontracting shall be permitted, except with the prior approval of the Village Manager, which shall be at his or her sole and absolute discretion. A list of all such subcontractors shall be included in the Proposal. If additional subcontractors are to be used during the term of the Contract, other than those submitted in the Proposal, a list of such subcontractors shall be provided to the Village Manager, subject to his or her approval.

### **3.22. Public Entities Crime**

A person or affiliate as defined in Section 287.133, Florida Statutes, who or which has been placed on the convicted vendor list maintained by the Florida Department of Management Services following a conviction for a public entity crime, may not submit a Proposal on an Contract to provide any goods or services to the Village and may not transact business with the Village in an amount set forth in Section 287.017, Florida Statutes, for Category Two for a period of thirty-six (36) months from the date of being placed on the convicted vendor list.

By submitting a response to this RFP, Proposer certifies that it is qualified under Section 287.133, Florida Statutes, to provide the Services set forth in this RFP.

### **3.23. Non-Collusion Affidavit**

The Proposer shall include the Non-Collusion Affidavit as set forth in the form provided in this RFP and as described in this RFP. Proposer’s failure to include the affidavit may result in disqualification.

## SECTION 4 - SPECIAL CONDITIONS

### **4.1. General Conditions**

RFP General Conditions are included and made a part of this RFP.

### **4.2. Variances**

While the Village allows Contractors to take variances to the RFP terms, conditions, and specifications, the number and extent of variances taken will be considered in determining proposal responsiveness and in allocating proposal evaluation points.

### **4.3. RFP Documents**

The Contractor shall examine this RFP carefully. Ignorance of the requirements will not relieve the Contractor from liability and obligations under the Contract.

### **4.4. Proposers' Costs**

The Village shall not be liable for any costs incurred by proposers in responding to this RFP.

### **4.5. Proposal Security**

The proposal package must contain a Bid Bond in the amount of 5% of the total amount bid for the project. If alternates are offered, the 5% Bid Bond shall be on the highest total bid amount. The security will be in the form of cash, cashier's check, or bid bond made payable to North Bay Village and will be required to be submitted with the Proposal package in a separate marked envelope. All Bid Bonds will be returned after the contract with the successful proposer has executed a contract for the work.

The Village will require, as a condition of award the successful proposer to provide a Payment /Performance Bond in the amount of the contract for the entire project. This Bond will be in effect until after the Village has accepted the completed project and made the final payment. Should the Proposer refuse to continue with the development of its Proposal, refuse to enter into the Contract contained in this RFP, or fail to furnish such bond or check, the amount of the Proposal security shall be forfeited to the Village as liquidated damages, not as a penalty. Proposals not accompanied by the proper Proposal security shall be deemed non-responsive and will not be considered.

Default of Proposer shall occur upon the failure of the Proposer to deliver within the time required by the RFP, including the executed Agreement, and any performance and payment bonds required by the RFP and the Agreement. Bid Bond for the awarded Proposer will be returned following the execution of the Contract.

#### **4.6. Approved Equal Or Alternate Product Proposals**

The Technical Specifications contained in this RFP are to be used as a reference only and are not to be considered of a proprietary nature. These specifications represent a level of quality and features which are desired by North Bay Village.

The proposer must state clearly in his proposal pages any variance to the specifications. If proposing an approved equal or alternate product, it will be the proposer's responsibility to provide adequate information in his proposal to enable the Village to ensure that the proposal meets the required criteria. If adequate information is not submitted with the proposal, it may be rejected.

The Village will be the sole judge in determining if the product proposed qualifies as approved equal. The Village reserves the right to award to that proposal which will best serve the interest of the Village as determined by the Village. The Village further reserves the right to waive minor variations to specifications and in the bidding process.

#### **4.7. Contract Period & Warranty**

The resulting contract will be effective upon execution. The contract for the services should include initial warranty of all provided services and products and a minimum of a five (5) year warranty.

#### **4.8. Invoices/Payment**

Payments will be made based upon work completed. Payment shall be made by the 15<sup>th</sup> of the month following receipt of the Contractor's invoice for the services.

#### **4.9. Deletion Or Modification Of Services**

The Village reserves the right to delete any portion of this Contract at any time without cause, and if such right is exercised by the Village, the total fee shall be reduced in the same ratio as the estimated cost of the work deleted bears to the estimated cost of the work originally planned. If work has already been accomplished on the portion of the Contract to be deleted, the Contractor shall be paid for the deleted portion on the basis of the estimated percentage of completion of such portion.

If the Contractor and the Village agree on modifications or revisions to the task elements, after the Village has approved work to begin on a particular task or project, and a budget has been established for that task or project, the Contractor will submit a revised budget to the Village for approval prior to proceeding with the work.

#### **4.10. Additional Items**

The Village may require additional items of a similar nature, but not specifically listed in the contract. The Contractor agrees to provide such items, and shall provide the Village prices on such additional items based upon a formula or method which is the same or similar to that used in establishing the prices in his proposal. If the price(s) offered are not acceptable to the Village, and the situation cannot be resolved to the satisfaction of the Village, the Village reserves the right to procure those items from other vendors or to cancel the contract upon giving the Contractor thirty (30) days written notice.

#### **4.11. Independent Contractor**

The Contractor is an independent contractor under this Contract. Personal services provided by the Contractor shall be by employees of the Contractor and subject to supervision by the Contractor, and not as officers, employees, or agents of the Village. Personnel policies, tax responsibilities, social security, health insurance, employee benefits, purchasing policies and other similar administrative procedures applicable to services rendered under this Contract shall be those of the Contractor.

#### **4.12. Uncontrollable Circumstances ("Force Majeure")**

The Village and Contractor will be excused from the performance of their respective obligations under this contract when and to the extent that their performance is delayed or prevented by any circumstances beyond their control including, fire, flood, explosion, strikes or other labor disputes, act of God or public emergency, war, riot, civil commotion, malicious damage, act or omission of any governmental authority, delay or failure or shortage of any type of transportation, equipment, or service from a public utility needed for their performance, provided that:

- a. the non performing party gives the other party prompt written notice describing the particulars of the Force Majeure including, but not limited to, the nature of the occurrence and its expected duration, and continues to furnish timely reports with respect thereto during the period of the Force Majeure;
- b. the excuse of performance is of no greater scope and of no longer duration than is required by the Force Majeure;
- c. no obligations of either party that arose before the Force Majeure causing the excuse of performance are excused as a result of the Force Majeure; and
- d. the non performing party uses its best efforts to remedy its inability to perform.

Notwithstanding the above, performance shall not be excused under this Section for a period in excess of two (2) months, provided that in extenuating circumstances, the Village may excuse performance for a longer term. Economic hardship of the Contractor will not constitute Force Majeure. The term of the contract shall be extended by a period equal to that during which either party's performance is suspended under this Section.

#### **4.13. Insurance**

The contractor shall furnish proof of Worker's Compensation Insurance, General Liability Insurance and Comprehensive Automobile Liability Insurance. The coverage is to remain in force at all times during the contract period. The following minimum insurance coverage is required. The policy(ies) must include Employer's Liability with minimum limits of \$1,000,000.00 for each accident. The Village is to be added as an "additional insured" with relation to General Liability and Automobile Insurance. Any costs for adding the Village as "additional insured" will be at the contractor's expense.

- a. Workers Compensation: Notwithstanding FS 440.055, any firm performing work on behalf of North Bay Village must provide Workers' Compensation Insurance for the benefit of its employees.

Exceptions and exemptions can only be made if they are in accordance with Florida Statute.

- b. Comprehensive General Liability with minimum limits of one million dollars (\$1,000,000.00) each occurrence; two million dollars (\$2,000,000.00) general aggregate limit. Such certificate shall list the Village as an additional insured.

NOTE: If Comprehensive General Liability limits are less than one million dollars (\$1,000,000.00), the sum of Comprehensive General Liability limits and Excess Liability limits must equal no less than one million dollars (\$1,000,000.00).

- c. Automobile Liability must equal no less than one million dollars (\$1,000,000.00) for each occurrence. The Contractor shall provide to the Village original certificates of such coverage prior to engaging in any activities under this contract. Certificates shall have no less than thirty (30) days' notice of cancellation. No work can be started until the certificate is submitted and approved by the Village Manager.

In the event that you are the successful proposer, you will be required to provide a certificate naming the Village as an "additional insured" for both General Liability and Automobile coverages.

Certificate holder should be stated as follows:

North Bay Village  
1666 Kennedy Causeway, Suite 300  
North Bay Village Florida 33141

#### **4.15. Bonds**

The successful bidder shall provide with the executed contract or within five (5) days of the Effective Date of Contract, a cash bond, letter of credit or Payment/Performance bond in an amount equal to the total of the contract amount in a form satisfactory to the Village Attorney.



The surety providing such Bonds must be licensed authorized and admitted to do business in the State of Florida and must be listed in the Federal Register (Dept. of Treasury, Circular 570).

The cost of the premiums for such Bonds shall be at no cost to the VILLAGE. If notice of any change affecting the work under the Contract, the Contract Prices or Term or any of the provisions of the RFP Documents is required by the provisions of any Bond to be given to a surety, the giving of any such notice shall be CONTRACTOR'S sole responsibility.

#### **4.16. Lobbying Activities**

ALL BIDDERS/PROPOSERS PLEASE NOTE: Any bidder or proposer submitting a response to this solicitation must comply, if applicable, with North Bay Village Ordinances, Lobbying Activities. Copies of Ordinances may be obtained from the Village Clerk's Office. The ordinance may also be viewed on the Village's website or at [www.municode.com](http://www.municode.com).

#### **4.17. Contract Administrator**

The Village may designate a Contract Administrator whose principal duties shall be Liaison with Contractor to coordinate and approve all work under the contract.

Resolve any disputes. Assure consistency and quality of Contractor's performance.

Schedule and conduct Contractor performance evaluations and document findings.

Review and approve for payment all invoices for work performed or items delivered.

#### **4.18. Contractor Performance Reviews And Ratings**

The Village Contract Administrator may develop a Contractor performance evaluation report at the discretion of the Village Manager. This report shall be used to periodically review and rate the Contractor's performance under the contract with performance rating as follows:

- Excellent - far exceeds requirements.
- Good - Exceeds requirements
- Fair - Just meets requirements.
- Poor - does not meet all requirements and Contractor is subject to penalty provisions under the contact.
- Noncompliance – does not comply with requirements or continued poor performance after notice or a performance level that does not meet a significant portion of the requirements. This rating makes the Contractor subject to the default or cancellation for cause provisions of the contract.

The report shall also list all discrepancies found during the review period. The Contractor shall be provided with a copy of the report, and may respond in writing if he takes exception to the report or wishes to comment on the report. Contractor performance reviews and subsequent reports will be used in determining the suitability of contract extension.

#### **4.19. Bid Tabulations/Intent To Award**

Notice of Intent to Award Contract/Bid, resulting from the Village's Formal solicitation process, requiring Village Commission action is available at Village Hall. Tabulations of receipt of those parties responding to a formal solicitation may be found at Village Hall or any interested party may call the Village Clerk at (305) 756-7171.

## **SECTION 5 – TECHNICAL SPECIFICATIONS/SCOPE OF SERVICE**

### **5.1 Purpose**

North Bay Village is requesting proposals from qualified vendors/contractors to replacement the existing roof tile and flat roof on the building located at 1841 Galleon Street, North Bay Village, Florida. The scope of work includes replacing damaged ply-board sheathing, drip edge material, fascia board, hip and ridge metal, removal of sky light and all other damaged roofing materials as required. Work is to be performed in accordance with applicable building code requirements.

## 5.2 Scope of Services

**ALL DIMENSIONS ARE APPROXIMATE AND MUST BE VERIFIED IN THE FIELD PRIOR TO SUBMITTING BID.**

Replacement of the existing roof tile and flat roof on the building located at 1841 Galleon Street, North Bay Village, Florida. The scope of work includes replacing damaged ply-board sheathing, drip edge material, fascia board, hip and ridge metal, removal of sky light and all other damaged roofing materials as required. Work is to be performed in accordance with applicable building code requirements.

## SECTION 6- EVALUATION PROCEDURES

### 6.1 Selection Committee

Proposals submitted will be evaluated by a Selection Committee.

The following criteria will be used to evaluate proposal responses and to make a recommendation to the Village Commission.

#### 1. Mandatory elements

a) The vendor contractor is independent and licensed to practice in the State of Florida.

b) The vendor/contractor has no conflict of interest with regard to any other work performed by the vendor/contractor for North Bay Village.

d) The vendor/contractor has a record of quality work.

e) The vendor/contractor adheres to the instructions in this RFP for preparation and submission of the proposal.

#### 2. Pre-Requisite Qualifications

Proposers submitting a Proposal in response to this RFP must, at a minimum, meet the following Pre-Requisite Qualifications. All requested documentation and/or information must be provided in the Proposal to confirm that the Firm has satisfied all of the Pre-Requisite Qualifications. **Vendor/Contractors that do not meet the following qualifications shall be deemed non-responsive.**

Vendor/contractor shall be in good standing with all regulatory departments of the State of Florida.

Vendor/contractor shall have at least one operating office located within Florida

#### 3. Evaluation Criteria:

a) Expertise and Experience (Maximum Points - 30)  
(i.e. the firm's past experience and performance on similar projects of comparable size and complexity.)

b) Materials warranty (Maximum Points - 20)

c) Responses of references (Maximum Points - 10)

c) Cost (Maximum Points – 40)

Evaluation of proposals will be conducted by an evaluation committee of qualified Village Staff, or other persons selected by the Village Manager. It may be a two-step process. In step one the committee will evaluate all responsive proposals based upon the information and references contained in the proposals as submitted. The committee will score and rank all responsive proposals and determine a number one proposer. In the event the committee cannot identify a number one proposer, it may give further consideration to all responsive proposals received. Proposers may be required to provide an oral presentation by appearing before the Evaluation Committee or by conference telephone call for clarification purposes only, with the finalists and re-score and re-rank the finalists proposals. Information and references submitted will be considered in the award. The committee will then make a recommendation to the Village Manager for final recommendation to the Village Commission for award.

The Village may require additional information and Proposers agree to furnish such information.

The Village reserves the right to award the contract to that Proposer who will best serve the interest of the Village. The Village reserves the right, based upon its deliberations and in its opinion, to accept or reject any or all proposals. The Village also reserves the right to waive minor irregularities or variations to the specifications and in the bidding process.

## **SECTION 7 - REQUIREMENTS OF THE PROPOSAL**

All proposals must be submitted as specified on the proposal pages which follow. Any attachments must be clearly identified. To be considered, the proposal must respond to all parts of the RFP. Any other information thought to be relevant, but not applicable to the enumerated categories, should be provided as an appendix to the proposal. If publications are supplied by a proposer to respond to a requirement, the response should include reference to the document number and page number. This format will provide a quick reference for the evaluators. Proposals not providing this reference will be considered to have no reference material included in the additional documents.

Proposals must be submitted in a sealed package with the RFP number, due and open dates, and RFP title (NBV RFP 2017-003) clearly marked on the outside. If more than one package is submitted, they should be marked 1 of 2, etc.

Proposals will be received by mail or hand-delivered to the Village Clerk's Office, 1666 Kennedy Causeway, Suite 300, North Bay Village, FL, 33141 on or prior to April 3, 2017 no later than 3:00 pm. The proposal shall be signed by a representative who is authorized to contractually bind the Contractor.

**PROPOSERS MUST SUBMIT AN IDENTIFIED UNBOUND ORIGINAL DOCUMENT PLUS SIX (6) BOUND COPIES AND ONE (1) CD ROM OF THE PROPOSAL PAGES INCLUDING ANY ATTACHMENTS.THE ABOVE REQUIREMENT TOTALS EIGHT (8) COPIES OF YOUR PROPOSAL.**

## SECTION 8 – TECHNICAL PROPOSAL

The following issues should be fully responded to in your proposal in concise narrative form. Each issue should be referenced and be presented in the following order:

Tab 1: Proposal Signature Page

Tab 2: Ability to Meet the Project Schedule

Include a proposed schedule that shows how the Contractor would provide services within the time frame required.

Tab 3: State number of years' experience the proposer has had in providing similar services. If services provided differs from the one presented in your proposal, please delineate such differences. If your company has not provided similar services in the past, explain fully why you consider your company qualified to perform this service for North Bay Village.

Tab 4: Proposer to provide a minimum of three (3) references for which similar services have been used in this area. If additional space is required, include as an appendix to RFP 2017-003 response. If additional references are provided, please attach this information as an appendix to your RFP response.

Description of services rendered:

During the month(s)/year(s):

Name of Governmental Agency (Village or county):

Principal Contact Person:

Telephone Number:

Fax Number:

Email Address:

If you have ever failed to complete work awarded to you, explain where and why.

Tab 5: List any North Bay Village or other governmental agency with which the proposer has had contracts or agreements during the past three (3) years.

Tab 6: Provide a summary of any litigation filed against Proposer, principals, or individuals employed by the Proposal in the past three (3) years which is related to the services the Proposer provides in the regular course of business. The summary shall state the nature of the litigation, a brief description of the case, the outcome or projected outcome, and the monetary amounts involved.

Tab 7: Proposer please quote your company's rates for providing additional services



Tab 8: Attach copies of all Insurance Certificates for our review.

Tab 9: Any additional information. The proposer understands that the information contained in these Proposal Pages is to be relied upon by the Village in awarding the proposed Contract, and such information is warranted by the proposer to be true. The proposer agrees to furnish such additional information, prior to acceptance of any proposal, relating to the qualifications of the proposer, as may be required by the Village.

**COMPLETE AND RETURN THE REQUIRED NUMBER OF PROPOSAL PAGES AND ATTACHMENTS.**

## SECTION 9 – CONE OF SILENCE

### 9.1 Cone of Silence

You are hereby advised that this Request for Proposal No. NBV RFP 2017-002 is subject to the “Cone of Silence” in accordance with Section 38.18 of the North Bay Village Code of Ordinances. A proposer who violates these provisions shall not be considered for this Request for Proposal in addition to any other applicable penalties.

#### **§ 38.18 - Cone of Silence.**

(A) Contracts for the provision of goods and services.

(1) "Cone of Silence" is hereby defined to mean a prohibition on:

a. any communication regarding a particular RFP, RFQ, or bid between a potential vendor, service provider, bidder, lobbyist, or consultant and the Village's professional staff including, but not limited to, the Village Manager and his or her staff;

b. any communication regarding a particular RFP, RFQ, or bid between the Mayor or Village Commissioners and any member of the Village's professional staff including, but not limited to, the Village Manager and his or her staff;

c. any communication regarding a particular RFP, RFQ or bid between a potential vendor, service provider, bidder, lobbyist, or consultant and any member of the selection committee therefor;

d. any communication regarding a particular RFP, RFQ or bid between the Mayor, Village Commissioners and any member of the selection committee;

e. any communication regarding a particular RFP, RFQ or bid between a potential vendor, service provider, bidder, lobbyist, or consultant and the Mayor or Village Commissioners; and

f. any communication regarding a particular RFP, RFQ or bid between any member of the Village's professional staff and any member of the selection committee.

The Village Manager and the Chairperson of the selection committee may communicate about a particular selection committee recommendation, but only after the committee has submitted an award recommendation to the Village Manager and provided that should any change occur in the committee recommendation, the content of the communication and of the corresponding change shall be described in writing and filed by the Village Manager with the Village Clerk and be included in any recommendation memorandum submitted by the Village Manager to the Village Commission.

Notwithstanding the foregoing, the Cone of Silence shall not apply to:

- a. communications with the Village Attorney and his or her staff;
- b. duly noticed site visits to determine the competency of bidders regarding a particular bid during the time period between the opening of bids and the time the Village Manager makes his or her written recommendation;
- c. any emergency procurement of goods or services;
- d. communication regarding a particular RFP, RFQ or bid between any person and the contracting officer responsible for administering the procurement process for the RFP, RFQ or bid, provided the communication is limited strictly to matters of process or procedure already contained in the corresponding solicitation document.

(2) Procedure.

a. A Cone of Silence shall be imposed upon each RFP, RFQ and bid after the advertisement of the RFP, RFQ or bid. At the time of imposition of the Cone of Silence, the Village Manager or his or her designee shall provide for public notice of the Cone of Silence. The Village Manager shall issue a written notice to the affected departments, file a copy of the notice with the Village Clerk, with a copy to the Mayor and each Village Commissioner, and shall include in any public solicitation for goods and services a statement disclosing the requirements of this ordinance. Notwithstanding any other provision of this section, the imposition of a Cone of Silence on a particular RFP, RFQ or bid shall not preclude staff from obtaining industry comment or performing market research, provided all communications related thereto between a potential vendor, service provider, bidder, lobbyist, or consultant and any member of the Village's professional staff including, but not limited to, the Village Manager and his or her staff, are in writing or are made at a duly noticed public meeting.

b. The Cone of Silence shall terminate at the time the Village Manager makes his or her written recommendation to the Village Commission; provided, however, that if the Village Commission refers the Village Manager's recommendation back to the Village Manager or staff for further review, the Cone of Silence shall be re-imposed until the time as the Village Manager makes a subsequent written recommendation.

(3) Exceptions. The provisions of this ordinance shall not apply to oral communications at pre-bid conferences, oral presentations before selection committees, contract negotiations during any duly noticed public meeting, public presentations made to the Village Commission during any duly noticed public meeting or communications in writing at any time with any Village employee, official or member of the Village Commission unless specifically prohibited by the applicable RFP, RFQ or bid documents.

The bidder or proposer shall file a copy of any written communication with the Village Clerk. The Village Clerk shall make copies available to any person upon request.

(B) Penalties. In addition to the penalties provided in this chapter and Miami-Dade County Code Section 2-11.1 (s) and (v), violation of this section by a particular bidder or proposer shall render any RFP award, RFQ award or bid award to the bidder or proposer voidable. Any person who violates a provision of this ordinance shall be prohibited from serving on a Village competitive selection committee. In addition to any other penalty provided by law, violation of any provision of this ordinance by a Village employee shall subject the employee to disciplinary action up to and including dismissal. Additionally, any person who has personal knowledge of a violation of this ordinance shall report the violation to the State Attorney and, or, may file a complaint with the Ethics Commission.

## **SECTION 10 – QUALIFICATION FORMS**

The forms located in this section of the RFP shall be included in the Sealed Proposal. Forms not completed in full may result in disqualification.

**(This space intentionally left blank)**

**FORM 1  
PROPOSAL PRICING SHEET**

Provide a proposal containing a total price to perform the project and services as described in this request for proposals. The total all-inclusive maximum price bid is to contain all direct and indirect costs including all out-of-pocket expenses. The selected vendor agrees not to exceed this amount.

**ROOF REPAIRS TO 1841 GALLEON STREET FACILITY  
NORTH BAY VILLAGE, FL**

The price below represents the full cost to North Bay Village for replacement of the existing roof tile and flat roof on the building located at 1841 Galleon Street, North Bay Village, Florida. The scope of work includes replacing damaged ply-board sheathing, drip edge material, fascia board, hip and ridge metal, removal of sky light and all other damaged roofing materials as required. Work is to be performed in accordance with applicable building code requirements.

<b>TOTAL COST</b>	\$
-------------------	----

**Taxpayer** \_\_\_\_\_ **Identification** \_\_\_\_\_ **Number:** \_\_\_\_\_

**BIDDER:** \_\_\_\_\_  
(Company Name)

\_\_\_\_\_  
(Signature of Authorized Representative)

\_\_\_\_\_  
(Printed Name and Title)

**FORM 2**  
**PROPOSER'S STATEMENT OF ORGANIZATION**

1. Full Name of Business Concern (Proposer):

\_\_\_\_\_

Principal Business Address:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

2. Principal Contact Person(s):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

3. Form of Business Concern (Corporation, Partnership, Joint Venture, Other):

\_\_\_\_\_

\_\_\_\_\_

4. Provide names of partners or officers as appropriate and indicate if the individual has the authority to sign in name of Proposer. Provide proof of the ability of the individuals so named to legally bind the Proposer.

Name	Address	Title
------	---------	-------

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

If a corporation, in what state incorporated: \_\_\_\_\_

Date Incorporated: \_\_\_\_\_

Month

Day

Year

If a Joint Venture or Partnership, date of agreement: \_\_\_\_\_

5. List all firms participating in this project (including subcontractors, etc.):

Name	Address	Title
------	---------	-------

1.

\_\_\_\_\_

2.

\_\_\_\_\_

6. Outline specific areas of responsibility for each firm listed in Question 5.

1.

---

2.

---

7. Licenses:

a. County or Municipal Occupational License No.

---

(Attach Copy)

b. Business Tax Receipt Classification:

---

c. Business Tax Receipt Expiration Date:

---

d. Federal I.D. No:

---



**FORM 3**  
**PERSONNEL**

The Village requires that the proposer include the resumes of the principle of the company and any manager or superintendent that will be providing services under the specification of NBV 2017-002. Resumes should be provided in the following format, however, additional information may be provided at the option of the Proposer.

---

- A. Name & Title
- B. Years of Experience with this company:  
With Other Similar companies:
- C. Education:  
  
Degree(s)  
  
Year/Specialization
- D. Professional References: (List a minimum of 3)
- E. Other Relevant Experience and Qualifications
- F. Attach applicable licenses for each individual performing services pursuant to this Contract.

**FORM 4  
REFERENCES**

The Proposer shall provide a minimum of three (3) references of public and or private agencies presently being served by the Proposer with similar services to those being proposed in this Proposal.

1. Name of Agency: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Principal Contact Person(s): \_\_\_\_\_  
\_\_\_\_\_  
Year Contract Initiated: \_\_\_\_\_
2. Name of Agency: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Principal Contact Person(s): \_\_\_\_\_  
\_\_\_\_\_  
Year Contract Initiated: \_\_\_\_\_
3. Name of Agency: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Principal Contact Person(s): \_\_\_\_\_  
\_\_\_\_\_  
Year Contract Initiated: \_\_\_\_\_

**FORM 5**  
**DRUG-FREE WORKPLACE**

The undersigned vendor/contractor (company) in accordance with Chapter 287.087, Florida Statutes, hereby certifies that \_\_\_\_\_ does:  
(Name of Company)

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

7. As the person authorized to sign the statement, I certify that this firm complies fully with the above requirements.

\_\_\_\_\_  
Signature (Blue ink only)

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

Witness my hand and official notary seal/stamp at \_\_\_\_\_ the day and year written above

STATE OF FLORIDA                    )  
  ) SS:  
COUNTY OF MIAMI-DADE        )

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared \_\_\_\_\_ as \_\_\_\_\_, of \_\_\_\_\_, an organization authorized to do business in the State of Florida, and acknowledged executing the foregoing Form as the proper official of \_\_\_\_\_ for the use and purposes mentioned in the Form and affixed the official seal of the corporation, and that the instrument is the act and deed of that corporation. He/She is personally known to me or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and County aforesaid on this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

**FORM 6**  
**ACKNOWLEDGMENT OF ADDENDA**

The Proposer hereby acknowledges the receipt of the following addenda issued by the Village and incorporated into and made part of this RFP. In the event the Proposer fails to include any such addenda in the table below, submission of this form shall constitute acknowledgment of receipt of all addenda, whether or not received by him/her.

ADDENDUM NUMBER	DATE RECEIVED	PRINT NAME	TITLE	SIGNATURE (BLUE INK ONLY)

**FORM 7  
INDEPENDENCE AFFIDAVIT**

The undersigned individual, being duly sworn, deposes and says that:

1. He/She is \_\_\_\_\_ of \_\_\_\_\_, the Proposer that has submitted the attached Proposal;
  
2. (a) Below is a list and description of any relationships, professional, financial or otherwise that Proposer may have with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units for the past five (5) years.  
(b) Additionally, the Proposer agrees and understands that Proposer shall give the Village written notice of any other relationships professional, financial or otherwise that Proposer enters into with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units during the period of the Contract.

(If paragraph 2(a) above does not apply, please indicate by stating, “not applicable” in the space below.)

3. I have attached an additional page to this form explaining why such relationships do not constitute a conflict of interest relative to performing the services sought in the RFP.

\_\_\_\_\_  
Signature (Blue ink only)

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

[Acknowledgment on following page.]



**FORM 8  
CERTIFICATION TO ACCURACY OF PROPOSAL**

PROPOSER, by executing this Form, hereby certifies and attests that all Forms, Affidavits and documents related thereto that it has enclosed in the Proposal in support of its Proposal are true and accurate. Failure by the PROPOSER to attest to the truth and accuracy of such Forms, Affidavits and documents shall result in the Proposal being deemed non-responsive and such Proposal will not be considered.

The undersigned individual, being duly sworn, deposes and says that:

1. He/She is \_\_\_\_\_ of \_\_\_\_\_, the PROPOSER that has submitted the attached Proposal;
2. He/She is fully informed respecting the preparation and contents of the attached Proposal and of all Forms, Affidavits and documents submitted in support of such Proposal;
3. All Forms, Affidavits and documents submitted in support of this Proposal and included in this Proposal are true and accurate;
4. No information that should have been included in such Forms, Affidavits and documents has been omitted; and
5. No information that is included in such Forms, Affidavits or documents is false or misleading.

\_\_\_\_\_  
Signature (Blue ink only)

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

[Acknowledgment on following page.]



Witness my hand and official notary seal/stamp at \_\_\_\_\_ the day  
and year written above

STATE OF FLORIDA            )  
  ) SS:  
COUNTY OF MIAMI-DADE    )

BEFORE ME, an officer duly authorized by law to administer oaths and take  
acknowledgments, personally appeared \_\_\_\_\_ as  
\_\_\_\_\_, of \_\_\_\_\_,  
an organization authorized to do business in the State of Florida, and acknowledged  
executing the foregoing Form as the proper official of \_\_\_\_\_ for the  
use and purposes mentioned in the Form and affixed the official seal of the corporation, and  
that the instrument is the act and deed of that corporation. He/She is personally known to me  
or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and  
County aforesaid on this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

**FORM 9**  
**SWORN STATEMENT PURSUANT TO SECTION 287.133 (3)(a),**  
**FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES**

THIS FORM MUST BE SIGNED AND SWORN TO IN THE PRESENCE OF A NOTARY PUBLIC OR OTHER OFFICIAL AUTHORIZED TO ADMINISTER OATHS.

This sworn statement is submitted to the NORTH BAY VILLAGE by:

\_\_\_\_\_ [print individual's name and title]

for \_\_\_\_\_ [print name of entity submitting sworn statement]

whose business address is \_\_\_\_\_

\_\_\_\_\_ and (if applicable) its Federal Employer Identification Number (FEIN) is \_\_\_\_\_ (If the entity has no FEIN, include the Social Security Number of the individual signing this sworn statement: \_\_\_\_\_).

1. I understand that a “public entity crime” as defined in Paragraph 287.133 (1)(g), Florida Statutes, means a violation of any state or federal law by a person with respect to and directly related to the transaction of business with any public entity or with an agency or political subdivision of any other state or of the United States, including, but not limited to , any bid or contract for goods or services to be provided to any public entity or an agency or political subdivision of any other state or of the United States and involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material misrepresentation.
2. I understand that “convicted” or “conviction” as defined in Paragraph 287.133 (1)(b), Florida Statutes, means a finding of guilt or a conviction of a public entity crime, with or without an adjudication of guilt, in any federal or state trial court of record relating to charges brought by indictment or information after July 1, 1989, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.
3. I understand that an “affiliate” as defined in Paragraph 287.133 (1)(a), Florida Statutes, means:
  - a. A predecessor or successor of a person convicted of a public entity crime; or

- b. An entity under the control of any natural person who is active in the management of the entity and who has been convicted of a public entity crime. The term “affiliate” includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in the management of an affiliate. The ownership by one person of shares constituting a controlling interest in any person, or a pooling of equipment or income among persons when not for fair market value under an arm’s length agreement, shall be a prima facie case that one person controls another person. A person who knowingly enters into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months shall be considered an affiliate.
4. I understand that a “person” as defined in Paragraph 287.133 (1)(e), Florida Statutes, means any natural person or entity organized under the laws of any state or of the United States with the legal power to enter into a binding contract and which bids or applies to bid on contracts for the provision of goods or services let by a public entity, or which otherwise transacts or applies to transact business with a public entity. The term “person” includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in management of an entity.
5. Based on information and belief, the statement which I have marked below is true in relation to the entity submitting this sworn statement. [Indicate which statement applies.]

\_\_\_\_\_ Neither the entity submitting this sworn statement, nor any of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, nor any affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

\_\_\_\_\_ The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

\_\_\_\_\_ The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent of July 1, 1989. However, there has been a subsequent proceeding before a Hearing Officer of the State of Florida, Division of Administrative Hearings and the Final Order entered by the Hearing Officer determined that it was not in the public interest to place the entity submitting this sworn statement on the convicted vendor list. [Attach a copy of the final order.]

[Acknowledgment on following page.]

I UNDERSTAND THAT THE SUBMISSION OF THIS FORM TO THE CONTRACTING OFFICER FOR THE PUBLIC ENTITY IDENTIFIED IN PARAGRAPH 1 (ONE) ABOVE IS FOR THAT PUBLIC ENTITY ONLY, AND THAT THIS FORM IS VALID THROUGH DECEMBER 31 OF THE CALENDAR YEAR IN WHICH IT IS FILED. I ALSO UNDERSTAND THAT I AM REQUIRED TO INFORM THE PUBLIC ENTITY PRIOR TO ENTERING INTO A CONTRACT IN EXCESS OF THE THRESHOLD AMOUNT PROVIDED IN SECTION 287.017, FLORIDA STATUTES, FOR CATEGORY TWO OF ANY CHANGE IN THE INFORMATION CONTAINED IN THIS FORM.

\_\_\_\_\_  
Signature (Blue ink only)

STATE OF FLORIDA            )  
  )  
COUNTY OF MIAMI-DADE    )

On this the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, before me, the undersigned Notary Public of the State of Florida, personally appeared (Name(s) of individual(s) who appeared before notary)\_\_\_\_\_ and whose name(s) is/are subscribed to the within instrument, and he/she/they acknowledge that he/she/they executed it.

WITNESS my hand and official seal.

\_\_\_\_\_  
Notary Public, State of Florida

NOTARY PUBLIC:  
SEAL OF OFFICE:

\_\_\_\_\_  
(Name of Notary Public: print, stamp or type as commissioned.

- \_\_\_\_\_ Personally known to me, or
- \_\_\_\_\_ Personal identification:  
\_\_\_\_\_  
(Type of Identification Produced)
- \_\_\_\_\_ Did take an oath, or
- \_\_\_\_\_ Did Not take an oath





## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

### **NORTH BAY VILLAGE RECOMMENDATION MEMORANDUM**

**DATE:** May 31, 2017

**TO:** Mayor Connie Leon Kreps  
Vice-Mayor Eddie Lim  
Commissioner Jose R. Alvarez  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreana Jackson

**RECOMMENDED BY STAFF:** Village Manager Frank K. Rollason

**PRESENTED BY STAFF:** Village Manager Frank K. Rollason

**SUBJECT:** Award of RFP No. NBV 2017-004 to EnviroWaste Services Group, Inc.  
**Cleaning of Main Wet Well at 1851 Galleon Street**

#### **RECOMMENDATION:**

It is recommended that the Village Commission approve the attached Resolution awarding the Bid for RFP No. NBV 2017-004 for Cleaning of Main Wet Well at 1851 Galleon Street to EnviroWaste Services Group, Inc.

#### **BACKGROUND:**

On April 4, 2017, North Bay Village issued RFP NBV 2017-004 for the Cleaning of Main Wet Well at 1851 Galleon Street in North Bay Village. One (1) proposal was received from EnviroWaste Services Group, Inc. An Evaluation Committee consisting of Mr. Raymond Rammo, P.E., M.S., Acting Director of North Bay Village Public Works Department; Mr. Bert Wrains, Finance Director for North Bay Village; Mr. Timothy Smith, Superintendent of North Bay Village Public Works Department; and Mr. Rafael Rodriguez, Field Inspector for North Bay Village, evaluated the proposal.

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Jose R. Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**

The Evaluation Committee deemed the proposal responsive and recommended the Bid be awarded to EnviroWaste Services Group, Inc. at a bid price of \$29,500.00. Therefore, the Village Manager hereby requests that the Village Commission accepts the recommendation of EnviroWaste Services Group, Inc. as the responsive bidder for Award of RFP No. NBV 2017-004 and permit authorization to enter into a contract for the scope of services outlined in the RFP documents for the Cleaning of Main Wet Well at 1851 Galleon Street.

**BUDGETARY IMPACT:**

430-35-535-4607 – Repairs and Maintenance of Lift Stations \$29,500.00.

**PERSONNEL IMPACT:**

None. Contractor will provide necessary personnel.

**CONTACT:**

Raymond Rammo, Acting Public Works Director



**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

**MEMORANDUM**

**North Bay Village**

**DATE:** June 19, 2017  
**TO:** Yvonne P. Hamilton, CMC  
Village Clerk  
**FROM:** Frank K. Rollason  
Village Manager  
**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution.

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDED RFP NO. 2017-004 FOR CLEANING OF THE MAIN WET WELL AT 1851 GALLEON STREET TO ENVIROWASTE SERVICES GROUP, INC.; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACT PURSUANT TO THE SCOPE OF SERVICES OUTLINED IN THE RFP DOCUMENTS; AND SETTING AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson





## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbv

### MEMORANDUM

**DATE:** May 26, 2017

**TO:** Frank K. Rollason  
Village Manager

**FROM:** Raymond Rammo, P.E., M.S.  
Acting Public Works Director, North Bay Village

**SUBJECT:** RFP No. 2017-004, Cleaning of Main Wet Well at 1851 Galleon Street  
Technical Review Committee Meeting

On April 28, 2017, one proposal was received at North Bay Village for the above referenced project; it was from EnviroWaste Services Group, Inc. with a total bid amount of \$29,500.00.

The evaluation committee met on May 25, 2017 at 2:00PM to evaluate the proposal. The committee was composed of the following individuals:

1. Mr. Raymond Rammo, P.E., M.S.; Acting Public Works Director, North Bay Village who served as the evaluation committee chair.
2. Mr. Bert Wrains; Finance Director, North Bay Village.
3. Mr. Timothy Smith; Public Works Superintendent, North Bay Village.
4. Mr. Rafael Rodriguez; Field Inspector, North Bay Village.

Ms. Yvonne Hamilton, Village Clerk, North Bay Village was present to record the meeting.

The technical review committee performed an evaluation of the criteria required in the RFP documents. The proposal evaluation points for each member were as follows:

Bidder: EnviroWaste Services Group, Inc.						
Evaluator	Award Yes/No	Total Evaluation Points - Max 100	Team Qualifications Max 10	Team Similar Projects Experience Max 10	Team References Max 10	Total Bid Price Max 70
Raymond Rammo, P.E.	Y	90	10	10	10	60
Bert Wrains	Y	85	8	7	10	60
Timothy Smith	Y	95	8	8	9	70
Rafael Rodriguez	Y	88	9	10	9	60
<b>Total Points Awarded</b>	<b>Y = 4</b>	<b>358</b>	<b>35</b>	<b>35</b>	<b>38</b>	<b>250</b>

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim


Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

Therefore, out of a total of 400 points available, the proposer, EnviroWaste Services Group, Inc., achieved a total of 358 points.

The Technical Review Committee voted unanimously in favor of selecting EnviroWaste Services Group, Inc., the only responsive bidder; and recommends that it is in the best interest of the Village that the Village Manager awards the contract to EnviroWaste Services Group, Inc.

  
\_\_\_\_\_  
Raymond Rammo, P.E., M.S.  
Acting Public Works Director, North Bay Village

 5/26/17  
\_\_\_\_\_  
Recommendation Approved/Denied  
Frank Rollason, Village Manager

CC: Ms. Yvonne Hamilton, Village Clerk for North Bay Village  
Mr. Raymond Rammo, P.E., M.S.; Acting Public Works Director, North Bay Village  
Mr. Bert Wrains; Finance Director, North Bay Village  
Mr. Timothy Smith; Public Works Superintendent, North Bay Village  
Mr. Rafael Rodriguez; Field Inspector, North Bay Village

**TECHNICAL REVIEW COMMITTEE MEETING – MAY 25, 2017 @ 2:00PM**  
**RFP EVALUATION FORM**  
**CLEANING OF MAIN WET WELL - RFP No. 2017-004**

EVALUATORS	ENVIROWASTE SERVICES GROUP, INC.				
	TOTAL EVALUATION POINTS MAXIMUM 100	TEAM QUALIFICATIONS MAXIMUM 10 POINTS	TEAM SIMILAR PROJECTS EXPERIENCE MAXIMUM 10 POINTS	TEAM REFERENCES MAXIMUM 10 POINTS	TOTAL BID PRICE MAXIMUM 70 POINTS
Raymond Rammo, P.E.	90	10	10	10	60
Rafael Rodriguez	88	9	10	9	60
Bert Wrains	85	8	7	10	60
Timothy Smith	95	8	8	9	70
<b>TOTAL POINTS</b>	<b>358</b>	<b>35</b>	<b>35</b>	<b>38</b>	<b>250</b>
<b>AVERAGE TOTAL POINTS</b>	<b>89.5</b>				

CLEANING OF MAIN WET WELL  
NORTH BAY VILLAGE  
RFP No. 2017-004

EVALUATION SHEET

NAME OF FIRM: ENVIROWASTE SERVICES GROUP, INC.

CRITERIA	MAXIMUM POINTS	REVIEWER'S SCORE
1. TEAM QUALIFICATION	10	10
2. TEAM SIMILAR PROJECT EXPERIENCE	10	10
3. TEAM REFERENCES	10	10
4. TOTAL BID PRICE	70	60
TOTAL POINTS	100	90

COMMENTS:

---

---

---

---

---

---

---

---

EVALUATOR:

Raymond Ranno  
Ranno

SIGNATURE

DATE:

5/25/2017

CLEANING OF MAIN WET WELL  
NORTH BAY VILLAGE  
RFP NO. 2017-004

EVALUATION SHEET

NAME OF FIRM: ENVIROWASTE SERVICES GROUP, INC.

CRITERIA	MAXIMUM POINTS	REVIEWER'S SCORE
1. TEAM QUALIFICATION	10	9
2. TEAM SIMILAR PROJECT EXPERIENCE	10	10
3. TEAM REFERENCES	10	9
4. TOTAL BID PRICE	70	60
TOTAL POINTS	100	88

COMMENTS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

EVALUATOR:

RAMON RODRIGUEZ

DATE: 5-25-17

  
SIGNATURE

CLEANING OF MAIN WET WELL  
NORTH BAY VILLAGE  
RFP No. 2017-004

EVALUATION SHEET

NAME OF FIRM: ENVIROWASTE SERVICES GROUP, INC.

CRITERIA	MAXIMUM POINTS	REVIEWER'S SCORE
1. TEAM QUALIFICATION	10	8
2. TEAM SIMILAR PROJECT EXPERIENCE	10	7
3. TEAM REFERENCES	10	10
4. TOTAL BID PRICE	70	60
TOTAL POINTS	100	85

COMMENTS:

PRICE WAS TO HIGH

EVALUATOR:

ELBERT WAIN

DATE: 5/24/16

[Signature]  
SIGNATURE

CLEANING OF MAIN WET WELL  
NORTH BAY VILLAGE  
RFP No. 2017-004

EVALUATION SHEET

NAME OF FIRM: ENVIROWASTE SERVICES GROUP, INC.

CRITERIA	MAXIMUM POINTS	REVIEWER'S SCORE
1. TEAM QUALIFICATION	10	8
2. TEAM SIMILAR PROJECT EXPERIENCE	10	8
3. TEAM REFERENCES	10	9
4. TOTAL BID PRICE	70	80
TOTAL POINTS	100	95

COMMENTS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

EVALUATOR:

Timothy Smith  
Timothy Smith  
SIGNATURE

DATE: 5/25/17

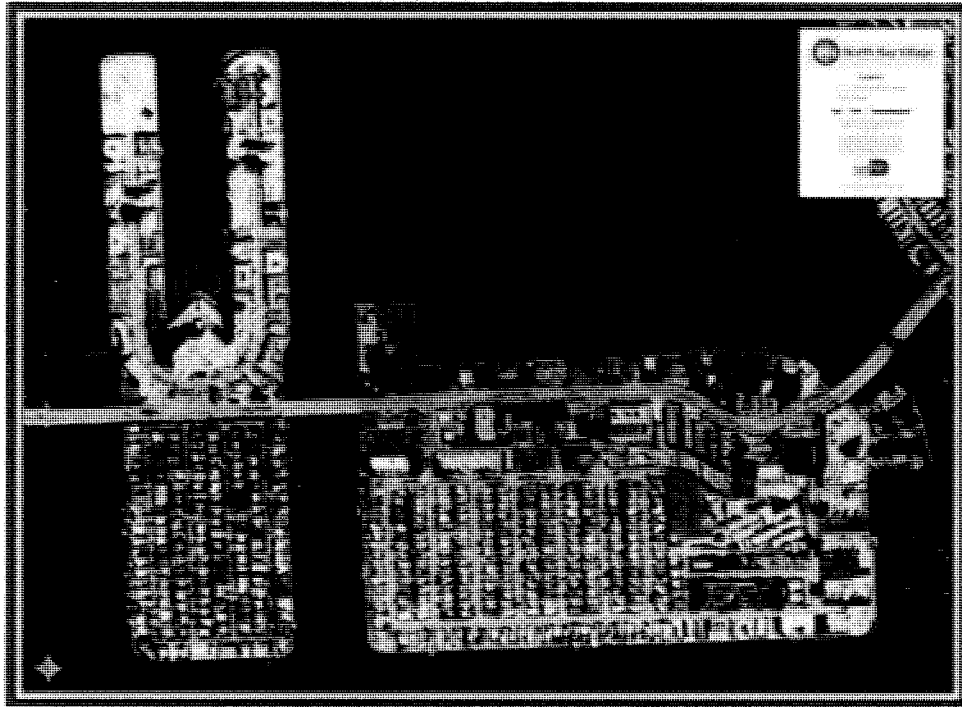
**NORTH BAY VILLAGE, FLORIDA**



**REQUEST FOR PROPOSALS  
FOR**

**CLEANING MAIN WET WELL AT  
1851 GALLEON STREET**

**RFP NO. NBV 2017-004**



**SEALED PROPOSALS WILL BE RECEIVED BY THE VILLAGE CLERK,  
1666 KENNEDY CAUSEWAY, SUITE 300, NORTH BAY VILLAGE, FL 33141  
ON OR BEFORE APRIL 28, 2017, 4:00 P.M.  
North Bay Village, Florida**



**BID/PROPOSAL SIGNATURE PAGE**

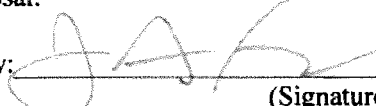
**How to submit Proposal:**

**It will be the sole responsibility** of the Proposer to ensure that the Proposals reach North Bay Village, Village Hall, 1666 Kennedy Causeway, Suite 300, North Bay Village, Florida, 33141, prior to the RFP opening date and time listed. Proposals submitted by email or facsimile will NOT be accepted.

The proposal package must contain a Bid Bond in the amount of 5% of the total amount bid for the 5. If alternates are offered the 5% Bid Bond shall be on the highest total bid amount. The security will be in the form of cash, cashier's check, or bid bond made payable to North Bay Village and will be required to be submitted with the Proposal package in a separate marked envelope. All Bid Bonds will be returned after the contract with the successful proposer has been executed.

The Village will require, as a condition of award the successful proposer to provide a Payment /Performance Bond in the amount of the contract for the entire project. This Bond will be in effect until after the Village has accepted the completed project and made the final payment.

The below signed hereby agrees to furnish the following article(s) or services at the price(s) and terms stated subject to all instructions, conditions, specifications addenda, legal advertisement, and conditions contained in the bid. I have read all attachments including the specifications and fully understand what is required. By submitting this signed proposal, I will accept a contract, if approved by the Village and such acceptance covers all terms, conditions, and specifications of this bid/proposal.

Submitted by:  4/24/17  
(Signature) (Date)  
Name (printed) Julio Fojon  
Title: President  
Company: (Legal Registration) EnviroWaste Services Group, Inc.

**VENDOR, IF FOREIGN CORPORATION, SHALL BE REQUIRED TO OBTAIN A CERTIFICATE OF AUTHORITY FROM THE DEPARTMENT OF STATE, IN ACCORDANCE WITH FLORIDA STATUTE §607.1501 (visit <http://www.dos.state.fl.us/doc/>).**

Address: 18001 Old Cutler Rd, #554  
City: Miami State: Florida Zip Code: 33157  
Telephone No. 305-637-9665 FAX No. 305-637-9659  
E-MAIL: eddy.barba@envirowastesg.com

**VARIANCES:** State any variations to specifications, terms and conditions in the space provided below or reference in the space provided below all variances contained on other pages of bid, attachments or bid pages. No variations or exceptions by the Proposer will be deemed to be part of the bid submitted unless such variation or exception is listed and contained within the bid documents and referenced in the space provided below. If no statement is contained in the below space, it is hereby implied that your bid/proposal complies with the full scope of this solicitation.

**FORM 1  
PROPOSAL PRICING SHEET**

Provide a proposal containing a total price to perform the project and services as described in this request for proposals. The total all-inclusive maximum price bid is to contain all direct and indirect costs including all out-of-pocket expenses. The selected vendor agrees not to exceed this amount.


**CLEANING MAIN WET WELL AT  
1851 GALLEON STREET**

The price below represents the full cost to North Bay Village for cleaning the Main Wet Well at 1851 Galleon Street detailed in the NBV RFP 2017-004. Any additional price quotes shall be submitted on a separate page and marked as an alternate quote for additional services or products.

TOTAL COST	\$2,950.00
------------	------------

**Taxpayer** \_\_\_\_\_ **Identification** 65-0829090 **Number:** \_\_\_\_\_

**BIDDER:** EnviroWaste Services Group, Inc.  
\_\_\_\_\_  
(Company Name)

  
\_\_\_\_\_  
(Signature of Authorized Representative)

Julio Fojon, President  
\_\_\_\_\_  
(Printed Name and Title)

BID BOND

KNOW ALL MEN BY THESE PRESENTS, that we, EnviroWaste Services Group, Inc. (hereinafter called the Principal), and Platte River Insurance Company (hereinafter called the Surety), a Corporation chartered and existing under the laws of the State of Wisconsin with its principal offices in the City of Middleton and authorized to do business in the State of Florida, and North Bay Village, and having an Agent resident therein, such Agent and Company acceptable to North Bay Village, are held and firmly bound unto North Bay Village (hereinafter called Owner), in the sum of Dollars (\$ 5% of bid amount ), good and lawful money of the United States of America, to be paid upon demand of the said Owner, to which payment well and truly to be made we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally and firmly by these presents.

WHEREAS; the above bounded Principal contemplates submitting or has submitted a proposal to the said Owner for furnishing all necessary labor, materials, equipment, machinery, tools, apparatus, services, all State Workmen's Compensation and Unemployment Compensation Taxes incurred in the performance of the contract, and means of transportation for construction of:

**NORTH BAY VILLAGE  
Cleaning Main Wet Well at 1851 Galleon St.  
BID NO. NBV 2017-004**

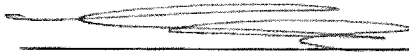
for said Owner, and;

WHEREAS; the Principal desires to file this Bond in accordance with law, in lieu of a certified Bidder's check otherwise required to accompany this Proposal in the amount of five percent (5%) of the base bid.

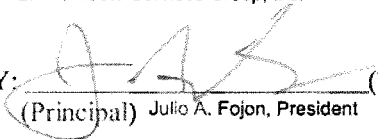
NOW THEREFORE, the conditions of this obligation are such that, if the Proposal be accepted, the Principal shall within ten (10) days after receipt of notification of the acceptance thereof, execute a contract in accordance with the Proposal and upon the terms, conditions and price set forth therein, in the form and manner required by the Owner and execute sufficient and satisfactory Performance and Payment Bonds payable to North Bay Village, Florida, each in an amount of one hundred percent (100%) of the total contract price, as indicated in the Proposal, in form and with security satisfactory to the said Owner, then this obligation to be void, otherwise to be and remain in full force and virtue in law; and the Surety shall upon failure of the Principal to comply with any or all of the foregoing requirements within the time specified above immediately pay to the aforesaid Owner upon demand the amount hereof in good and lawful money of the United States of America, not as a penalty but as liquidated damages.

IN WITNESS WHEREOF, THE said EnviroWaste Services Group, Inc., as "Principal" herein has caused these presents to be signed in its name, by its President under its corporation seal, and the said Platte River Insurance Company as "Surety" herein, has caused these presents to be signed in its name by its Attorney-in-Fact, and attested by its , under its corporate seal, this 24th day of April, A.D., 2017.

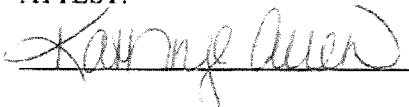
ATTEST:

  
\_\_\_\_\_  
Eduardo Barba


EnviroWaste Services Group, Inc.

BY:  (Title)  
(Principal) Julio A. Fojon, President

ATTEST:

  
\_\_\_\_\_  
Kathryn Allen

Platte River Insurance Company

BY:   
Stephen A. Vann  
(Surety) Attorney-in-Fact

(Attorneys-in-Fact who sign this bond must file with it a certified copy of their power-of-attorney to sign said Bond).

**PLATTE RIVER INSURANCE COMPANY  
POWER OF ATTORNEY**

41373033

**KNOW ALL MEN BY THESE PRESENTS.** That the **PLATTE RIVER INSURANCE COMPANY**, a corporation of the State of Nebraska, having its principal offices in the City of Middleton, Wisconsin, does make, constitute and appoint

-----**STEPHEN A. VANN**-----

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

-----**ALL WRITTEN INSTRUMENTS IN AN AMOUNT NOT TO EXCEED \$20,000,000.00**-----

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of **PLATTE RIVER INSURANCE COMPANY** at a meeting duly called and held on the 8th day of January, 2002.

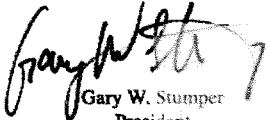
**"RESOLVED**, that the President, and Vice-President, the Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, one or more vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of the company; the signature of such officers and the seal of the Corporation may be affixed to such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Corporation in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time."

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner - Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

**IN WITNESS WHEREOF**, the **PLATTE RIVER INSURANCE COMPANY** has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 27th day of July, 2015.

Attest:

  
Gary W. Stumper  
President  
Surety & Fidelity Operations



**PLATTE RIVER INSURANCE COMPANY**

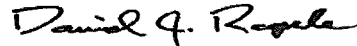
  
Stephen J. Sills  
CEO & President

STATE OF WISCONSIN } S.S.:  
COUNTY OF DANE

On the 27th day of July, 2015 before me personally came Stephen J. Sills, to me known, who being by me duly sworn, did depose and say: that he resides in the County of New York, State of New York; that he is President of **PLATTE RIVER INSURANCE COMPANY**, the corporation described herein and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



CERTIFICATE

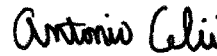
  
David J. Regele  
Notary Public, Dane Co., WI  
My Commission Is Permanent

STATE OF WISCONSIN } S.S.:  
COUNTY OF DANE

I, the undersigned, duly elected to the office stated below, now the incumbent in **PLATTE RIVER INSURANCE COMPANY**, a Nebraska Corporation, authorized to make this certificate, **DO HEREBY CERTIFY** that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Middleton, State of Wisconsin this 24th day of April, 2017.



  
Antonio Celii  
Secretary

THIS DOCUMENT IS NOT VALID UNLESS PRINTED ON GREEN SHADED BACKGROUND WITH A RED SERIAL NUMBER IN THE UPPER RIGHT HAND CORNER. IF YOU HAVE ANY QUESTIONS CONCERNING THE AUTHENTICITY OF THIS DOCUMENT CALL, 800-475-4450. PR-POA (Rev. 12-2016)



April 28, 2017

North Bay Village, Florida  
1666 Kennedy Causeway, Suite 300  
North Bay Village, Fl. 33141

RFP No NBV. 2017-004  
Cleaning Main Wet Well at 1851 Galleon Street

Project Schedule Availability

EnviroWaste Services Group, Inc. has the largest sewer infrastructure rehabilitation fleet in the State. With a combination of 27 Vactors and 15 pump trucks we can respond to clients immediately.

While this project has it's challenges because it it's sheer size, we will have no problems completing the work quickly and efficiently. We have cleaned this well before many years ago, so our staff already has experience with the City's infrastructure.

Our calculation of materials in the well our different from the bid's. We estimate approximately 100 cubic yards of material to remove. We would have two trucks working at the same time and be able to remove 20cubic yards per day. That being said if the conditions are as they seem, we should be able to have the well completely cleaned in one week.

Headquarters: 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
Offices: Miami, FL \* Orlando, FL \* Tampa, FL \* Sarasota, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)



**FORM 2  
PROPOSER'S STATEMENT OF ORGANIZATION**

1. Full Name of Business Concern (Proposer):

EnviroWaste Services Group, Inc.

Principal Business Address:

18001 Old Cutler Rd, #554

Miami, Fl. 33157

2. Principal Contact Person(s):

Julio Fojon 305-281-1352 Cell, 305-637-9665 office

3. Form of Business Concern (Corporation, Partnership, Joint Venture, Other):

Corporation

4. Provide names of partners or officers as appropriate and indicate if the individual has the authority to sign in name of Proposer. Provide proof of the ability of the individuals so named to legally bind the Proposer.

Name	Address	Title
<u>Julio Fojon</u>	<u>18001 Old Cutler Rd, #554</u>	<u>President</u>

If a corporation, in what state incorporated: Florida

Date Incorporated: February 12, 1998

Month

Day

Year

If a Joint Venture or Partnership, date of agreement: \_\_\_\_\_

5. List all firms participating in this project (including subcontractors, etc.):

Name	Address	Title
------	---------	-------

1. None, 100% self perform

2. \_\_\_\_\_

6. Outline specific areas of responsibility for each firm listed in Question 5.

1.

N/A

2.

7. Licenses:

a. County or Municipal Occupational License No.

CGC 1520877

(Attach Copy)

b. Business Tax Receipt Classification:

LBT 5643243

c. Business Tax Receipt Expiration Date:

9/30/17

d. Federal I.D. No:

65-0829090

**FORM 3  
PERSONNEL**

The Village requires that the proposer include the resumes of the principle of the company and any manager or superintendent that will be providing services under the specification of NBV 2017-004. Resumes should be provided in the following format, however, additional information may be provided at the option of the Proposer.

---

- A. Name & Title Eduardo Barba, Estimator
- B. Years of Experience with this company: 19  
With Other Similar companies:
- C. Education: FIU undergrad, UM MBA, CGC1520877  
Degree(s) Finance, Bachelor and MBA  
Year/Specialization 19 as Chief Operating Officer ESG
- D. Professional References: (List a minimum of 3)  
Alfredo Quintero 786-348-5323, Gary Krackenberg 305-301-9825, Ely Estevez
- E. Other Relevant Experience and Qualifications 305-416-1200  
Started ESG in '98 and experienced in all the operational aspect of business
- F. Attach applicable licenses for each individual performing services pursuant to this Contract.  
See attached contractors license

**FORM 4  
REFERENCES**

The Proposer shall provide a minimum of three (3) references of public and or private agencies presently being served by the Proposer with similar services to those being proposed in this Proposal.

1. Name of Agency: Pasco County  
Address: 9518 Crabtree Lane  
Port Richey, Florida. 34668  
Phone Number: IFB EC-15-227  
Principal Contact Person(s): Ed Gribble  
727-834-3358 office 727-992-5892  
Year Contract Initiated: 2011
2. Name of Agency: City of Sunrise  
Address: 777 Sawgrass Corporate Parkway  
Sunrise, Florida. 33325  
Phone Number: 954-888-6072  
Principal Contact Person(s): Gio Batista  
gbatista@sunrisefl.gov  
Year Contract Initiated: 2011
3. Name of Agency: City of North Bay Village  
Address: 1666 Kennedy causeway, #300  
North Bay Village, Florida. 33141  
Phone Number: 786-897-9441  
Principal Contact Person(s): Rodney Carrero-Santana  
Year Contract Initiated: 2005



April 28, 2017

North Bay Village, Florida  
1666 Kennedy Causeway, Suite 300  
North Bay Village, Fl. 33141

RFP No NBV. 2017-004  
Cleaning Main Wet Well at 1851 Galleon Street

Government Contracts

During the past three years, EnviroWaste has had contracts with most of the municipalities in South Florida, including North Bay Village. We also have many contracts with the local municipalities in the Orlando, Naples and Tampa areas.

Headquarters: 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
Offices: Miami, FL \* Orlando, FL \* Tampa, FL \* Sarasota, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)



April 28, 2017

North Bay Village, Florida  
1666 Kennedy Causeway, Suite 300  
North Bay Village, Fl. 33141

RFP No NBV. 2017-004  
Cleaning Main Wet Well at 1851 Galleon Street

Litigation

None

Headquarters: 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
Offices: Miami, FL \* Orlando, FL \* Tampa, FL \* Sarasota, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)



April 28, 2017

North Bay Village, Florida  
1666 Kennedy Causeway, Suite 300  
North Bay Village, FL 33141

RFP No NBV. 2017-004  
Cleaning Main Wet Well at 1851 Galleon Street

Additional Services

ESG is a full services infrastructure rehabilitation company. It's impractical to list pricing for all the services we perform, however we have over 100 competitively bid contracts with municipalities and upon request can offer those contracts for the Town to use as a piggy back.

Headquarters: 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
Offices: Miami, FL \* Orlando, FL \* Tampa, FL \* Sarasota, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)



# CERTIFICATE OF LIABILITY INSURANCE

7/31/2017

DATE (MM/DD/YYYY)

4/21/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Lockton Companies 3280 Peachtree Road NE, Suite #250 Atlanta GA 30305 (404) 460-3600	<b>CONTACT NAME:</b> PHONE (A/C, Ho, Ext): FAX (A/C, No): E-MAIL ADDRESS:																				
	<table border="1"> <tr> <th colspan="2">INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A : Zurich American Insurance Company</td> <td></td> <td>16535</td> </tr> <tr> <td>INSURER B : American Guarantee and Liab. Ins. Co.</td> <td></td> <td>26247</td> </tr> <tr> <td>INSURER C : Steadfast Insurance Company</td> <td></td> <td>26387</td> </tr> <tr> <td>INSURER D :</td> <td></td> <td></td> </tr> <tr> <td>INSURER E :</td> <td></td> <td></td> </tr> <tr> <td>INSURER F :</td> <td></td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A : Zurich American Insurance Company		16535	INSURER B : American Guarantee and Liab. Ins. Co.		26247	INSURER C : Steadfast Insurance Company		26387	INSURER D :			INSURER E :			INSURER F :	
INSURER(S) AFFORDING COVERAGE		NAIC #																			
INSURER A : Zurich American Insurance Company		16535																			
INSURER B : American Guarantee and Liab. Ins. Co.		26247																			
INSURER C : Steadfast Insurance Company		26387																			
INSURER D :																					
INSURER E :																					
INSURER F :																					
<b>INSURED</b> 1422101 ENVIROWASTE SERVICES GROUP INC. ATTN: RALPH BARBA, CFO 18001 OLD CUTTER ROAD, SUTIE 554 PALMETTO BAY FL 33157																					

**COVERAGES**      **CERTIFICATE NUMBER:** 14638317      **REVISION NUMBER:** XXXXXXXX

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> <b>COMMERCIAL GENERAL LIABILITY</b> <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input checked="" type="checkbox"/> LOC <input type="checkbox"/> OTHER	Y	N	GL05571339-04	7/31/2016	7/31/2017	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
B	<input checked="" type="checkbox"/> <b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY	N	N	BAP5571338-04	7/31/2016	7/31/2017	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ XXXXXXXX BODILY INJURY (Per accident) \$ XXXXXXXX PROPERTY DAMAGE (Per accident) \$ XXXXXXXX \$ XXXXXXXX
B	<input checked="" type="checkbox"/> <b>UMBRELLA LIAB</b> <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED    RETENTION \$	N	N	AUC 5571348 04	7/31/2016	7/31/2017	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 \$ XXXXXXXX
B	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	WC0176362-02 (FL)	7/31/2016	7/31/2017	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
C	<b>POLLUTION LIABILITY</b>	N	N	CPL0176382-02	7/31/2016	7/31/2017	\$1,000,000 LIMIT: \$10,000 DEDUCTIBLE

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)  
The Certificate Holder is Additional Insured as respects to General Liability.

### CERTIFICATE HOLDER

14638317

### CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.



**FORM 5**  
**DRUG-FREE WORKPLACE**

The undersigned vendor/contractor (company) in accordance with Chapter 287.087, Florida Statutes, hereby certifies that EnviroWaste Services Group, Inc. does:


(Name of Company)

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



**FORM 6  
ACKNOWLEDGMENT OF ADDENDA**

The Proposer hereby acknowledges the receipt of the following addenda issued by the Village and incorporated into and made part of this RFP. In the event the Proposer fails to include any such addenda in the table below, submission of this form shall constitute acknowledgment of receipt of all addenda, whether or not received by him/her.

ADDENDUM NUMBER	DATE RECEIVED	PRINT NAME	TITLE	SIGNATURE (BLUE INK ONLY)
1	4/21/17	Julio Fojon	President	


**FORM 7  
INDEPENDENCE AFFIDAVIT**

The undersigned individual, being duly sworn, deposes and says that:

1. He/She is President of EnviroWaste Services Group, Inc., the Proposer that has submitted the attached Proposal; Inc.
  
2. (a) Below is a list and description of any relationships, professional, financial or otherwise that Proposer may have with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units for the past five (5) years.  
(b) Additionally, the Proposer agrees and understands that Proposer shall give the Village written notice of any other relationships professional, financial or otherwise that Proposer enters into with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units during the period of the Contract.

(If paragraph 2(a) above does not apply, please indicate by stating, "not applicable" in the space below.)

3. I have attached an additional page to this form explaining why such relationships do not constitute a conflict of interest relative to performing the services sought in the RFP.

  
\_\_\_\_\_  
Signature (Blue ink only)  
Julio Fojon  
\_\_\_\_\_  
Print Name  
President  
\_\_\_\_\_  
Title  
4/24/17  
\_\_\_\_\_  
Date

[Acknowledgment on following page.]

Witness my hand and official notary seal/stamp at 18001 Old Cutler Rd, #554 the day and year written above

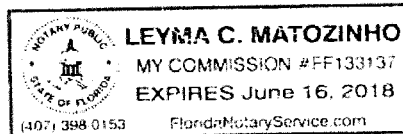
STATE OF FLORIDA            )  
  ) SS:  
COUNTY OF MIAMI-DADE    )

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared Julio Fojon as President, of EnviroWaste Services Group, Inc., an organization authorized to do business in the State of Florida, and acknowledged executing the foregoing Affidavit as the proper official of EnviroWaste Services Group, Inc. for the use and purposes mentioned in the Affidavit and as the official seal of the corporation, and that the instrument is the act and deed of that corporation. He/She is personally known to me or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and County aforesaid on this 24 day of April, 2017.

  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

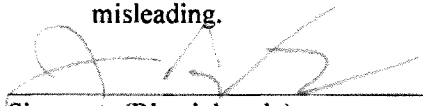


**FORM 8  
CERTIFICATION TO ACCURACY OF PROPOSAL**

PROPOSER, by executing this Form, hereby certifies and attests that all Forms, Affidavits and documents related thereto that it has enclosed in the Proposal in support of its Proposal are true and accurate. Failure by the PROPOSER to attest to the truth and accuracy of such Forms, Affidavits and documents shall result in the Proposal being deemed non-responsive and such Proposal will not be considered.

The undersigned individual, being duly sworn, deposes and says that:

1. He/She is President of EnviroWaste Services Group, Inc. the PROPOSER that has submitted the attached Proposal;
2. He/She is fully informed respecting the preparation and contents of the attached Proposal and of all Forms, Affidavits and documents submitted in support of such Proposal;
3. All Forms, Affidavits and documents submitted in support of this Proposal and included in this Proposal are true and accurate;
4. No information that should have been included in such Forms, Affidavits and documents has been omitted; and
5. No information that is included in such Forms, Affidavits or documents is false or misleading.

  
\_\_\_\_\_  
Signature (Blue ink only)

Julio Fojon  
\_\_\_\_\_  
Print Name

President  
\_\_\_\_\_  
Title

4/21/17  
\_\_\_\_\_  
Date

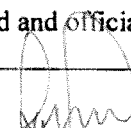
[Acknowledgment on following page.]

Witness my hand and official notary seal/stamp at 18001 Old Cutler Rd, #554 the day and year written above

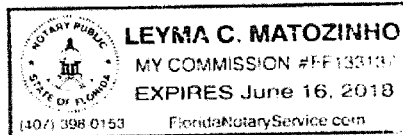
STATE OF FLORIDA            )  
  ) SS:  
COUNTY OF MIAMI-DADE    )

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared Julio Fojon as President, of EnviroWaste Services Group, Inc., an organization authorized to do business in the State of Florida, and acknowledged executing the foregoing Form as the proper official of EnviroWaste Services Group for the use and purposes mentioned in the Form and affixed the official seal of the corporation, and that the instrument is the act and deed of that corporation. He/She is personally known to me or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and County aforesaid on this 24 day of April, 2017.

  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:



**FORM 9**  
**SWORN STATEMENT PURSUANT TO SECTION 287.133 (3)(a),**  
**FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES**

THIS FORM MUST BE SIGNED AND SWORN TO IN THE PRESENCE OF A NOTARY PUBLIC OR OTHER OFFICIAL AUTHORIZED TO ADMINISTER OATHS.

This sworn statement is submitted to the NORTH BAY VILLAGE by:

Julio Fojon President

[print individual's name and title]

for EnviroWaste Services Group, Inc.

[print name of entity submitting sworn statement]

whose business address is 18001 Old Cutler Rd. #554

Miami, Fl. 33157

and (if applicable) its Federal Employer Identification Number (FEIN) is 65-0829090 (If the entity has no FEIN, include the Social Security Number of the individual signing this sworn statement: \_\_\_\_\_).

1. I understand that a "public entity crime" as defined in Paragraph 287.133 (1)(g), Florida Statutes, means a violation of any state or federal law by a person with respect to and directly related to the transaction of business with any public entity or with an agency or political subdivision of any other state or of the United States, including, but not limited to , any bid or contract for goods or services to be provided to any public entity or an agency or political subdivision of any other state or of the United States and involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material misrepresentation.
2. I understand that "convicted" or "conviction" as defined in Paragraph 287.133 (1)(b), Florida Statutes, means a finding of guilt or a conviction of a public entity crime, with or without an adjudication of guilt, in any federal or state trial court of record relating to charges brought by indictment or information after July 1, 1989, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.
3. I understand that an "affiliate" as defined in Paragraph 287.133 (1)(a), Florida Statutes, means:
  - a. A predecessor or successor of a person convicted of a public entity crime; or



- b. An entity under the control of any natural person who is active in the management of the entity and who has been convicted of a public entity crime. The term "affiliate" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in the management of an affiliate. The ownership by one person of shares constituting a controlling interest in any person, or a pooling of equipment or income among persons when not for fair market value under an arm's length agreement, shall be a prima facie case that one person controls another person. A person who knowingly enters into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months shall be considered an affiliate.
4. I understand that a "person" as defined in Paragraph 287.133 (1)(e), Florida Statutes, means any natural person or entity organized under the laws of any state or of the United States with the legal power to enter into a binding contract and which bids or applies to bid on contracts for the provision of goods or services let by a public entity, or which otherwise transacts or applies to transact business with a public entity. The term "person" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in management of an entity.
5. Based on information and belief, the statement which I have marked below is true in relation to the entity submitting this sworn statement. [Indicate which statement applies.]

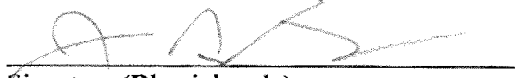
Neither the entity submitting this sworn statement, nor any of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, nor any affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent of July 1, 1989. However, there has been a subsequent proceeding before a Hearing Officer of the State of Florida, Division of Administrative Hearings and the Final Order entered by the Hearing Officer determined that it was not in the public interest to place the entity submitting this sworn statement on the convicted vendor list. [Attach a copy of the final order.]

[Acknowledgment on following page.]

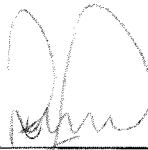
I UNDERSTAND THAT THE SUBMISSION OF THIS FORM TO THE CONTRACTING OFFICER FOR THE PUBLIC ENTITY IDENTIFIED IN PARAGRAPH 1 (ONE) ABOVE IS FOR THAT PUBLIC ENTITY ONLY, AND THAT THIS FORM IS VALID THROUGH DECEMBER 31 OF THE CALENDAR YEAR IN WHICH IT IS FILED. I ALSO UNDERSTAND THAT I AM REQUIRED TO INFORM THE PUBLIC ENTITY PRIOR TO ENTERING INTO A CONTRACT IN EXCESS OF THE THRESHOLD AMOUNT PROVIDED IN SECTION 287.017, FLORIDA STATUTES, FOR CATEGORY TWO OF ANY CHANGE IN THE INFORMATION CONTAINED IN THIS FORM.

  
Signature (Blue ink only)

STATE OF FLORIDA            )  
  )  
COUNTY OF MIAMI-DADE    )

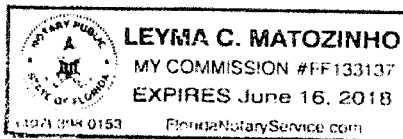
On this the 24 day of April, 20 17, before me, the undersigned Notary Public of the State of Florida, personally appeared (Name(s) of individual(s) who appeared before notary) Julio Fojon and whose name(s) is/are subscribed to the within instrument, and he/she/they acknowledge that he/she/they executed it.

WITNESS my hand and official seal.

  
\_\_\_\_\_  
Notary Public, State of Florida

NOTARY PUBLIC:  
SEAL OF OFFICE:

\_\_\_\_\_  
(Name of Notary Public: print, stamp or type as commissioned.)



- Personally known to me, or
- Personal identification:  
\_\_\_\_\_  
(Type of Identification Produced)
- Did take an oath, or
- Did Not take an oath



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: [www.nbvillage.com](http://www.nbvillage.com)

Addendum 1  
Issued on April 21, 2017

### REQUEST FOR PROPOSALS FOR

### CLEANING MAIN WET WELL AT 1851 GALLEON STREET RFP NO. NBV 2017-004

Issued by: North Bay Village

#### Notice to all Bidders:

#### Question 1:

I wanted to confirm it was mandatory to attend the pre-bid conference?

**ANSWER:** The Pre-bid conference was mandatory.

#### Question 2:

The Docs state a bid bond is required. Could you please confirm this, and if so, is there a specific form, or will an AIA suffice?

**ANSWER:** Bid bond is required, there is a specific form required by the Village.

#### Question 3:

The specs state there's about 2' of sediment to be removed, but at the site visit, we were told it's actually about 4'.

**ANSWER:** The specification remains unchanged; i.e. 2 feet of sediment to be removed.

#### Question 4:

Lastly, is there a previous bid tabulation we could be provided?

**ANSWER:** There is no previous bid tabulation.

PROOF OF RECEIPT

Recipient Signature:

  
\_\_\_\_\_

Print Name:

Julio Fojon  
\_\_\_\_\_

Company:

EnviroWaste Services Group, Inc.  
\_\_\_\_\_

Date:

4/24/17  
\_\_\_\_\_

SUBMIT WITH BID RESPONSE



**STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**CONSTRUCTION INDUSTRY LICENSING BOARD  
2601 BLAIR STONE ROAD  
TALLAHASSEE FL 32399-0783**

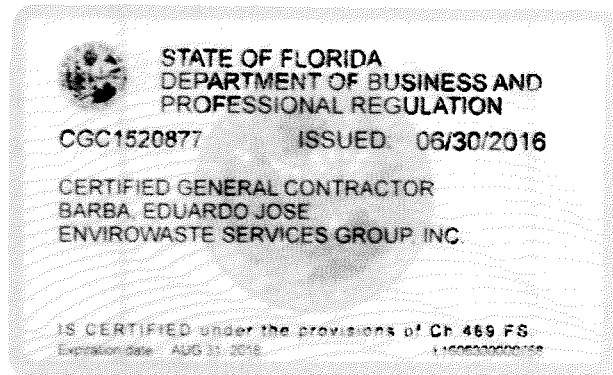
**(850) 487-1395**

**BARBA, EDUARDO JOSE  
ENVIROWASTE SERVICES GROUP, INC.  
18001 OLD CUTLER RD  
554  
MIAMI FL 33157**

**Congratulations! With this license you become one of the nearly one million Floridians licensed by the Department of Business and Professional Regulation. Our professionals and businesses range from architects to yacht brokers, from boxers to barbeque restaurants, and they keep Florida's economy strong.**

**Every day we work to improve the way we do business in order to serve you better. For information about our services, please log onto [www.myfloridalicense.com](http://www.myfloridalicense.com). There you can find more information about our divisions and the regulations that impact you, subscribe to department newsletters and learn more about the Department's initiatives.**

**Our mission at the Department is: License Efficiently, Regulate Fairly. We constantly strive to serve you better so that you can serve your customers. Thank you for doing business in Florida, and congratulations on your new license!**



**DETACH HERE**

**RICK SCOTT, GOVERNOR**

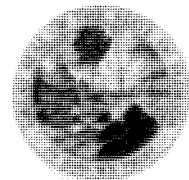
**KEN LAWSON, SECRETARY**

**STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
CONSTRUCTION INDUSTRY LICENSING BOARD**

<b>LICENSE NUMBER</b>	
CGC1520877	

**The GENERAL CONTRACTOR  
Named below IS CERTIFIED  
Under the provisions of Chapter 489 FS  
Expiration date: AUG 31, 2018**

**BARBA, EDUARDO JOSE  
ENVIROWASTE SERVICES GROUP, INC.  
18001 OLD CUTLER RD  
554  
MIAMI FL 33157**



**ISSUED: 06/30/2016**

**DISPLAY AS REQUIRED BY LAW**

**SEQ # L180630000756**

# Local Business Tax Receipt

Miami-Dade County, State of Florida  
-THIS IS NOT A BILL - DO NOT PAY

3961266

**BUSINESS NAME/LOCATION**  
ENVIROWASTE SERVICES GROUP INC  
4 SE 1 ST 2 FLOOR  
MIAMI FL 33131

**RECEIPT NO.**  
**RENEWAL**  
**4134060**

**EXPIRES**  
**SEPTEMBER 30, 2017**  
Must be displayed at place of business  
Pursuant to County Code  
Chapter 8A - Art. 9 & 10

**OWNER**  
ENVIROWASTE SERVICES GROUP INC    **SEC. TYPE OF BUSINESS**  
213 SERVICE BUSINESS

Employee(s)    5

**PAYMENT RECEIVED**  
**BY TAX COLLECTOR**  
\$45.00    09/15/2016  
CREDITCARD-16-053857

*This Local Business Tax Receipt only confirms payment of the Local Business Tax. The Receipt is not a license, permit, or a certification of the holder's qualifications to do business. Holder must comply with any governmental or nongovernmental regulatory laws and requirements which apply to the business.*

**The RECEIPT NO. above must be displayed on all commercial vehicles - Miami-Dade Code Sec 8a-27B.**

For more information, visit [www.miamidade.gov/taxcollector](http://www.miamidade.gov/taxcollector)

# Local Business Tax Receipt

Miami-Dade County, State of Florida  
-THIS IS NOT A BILL - DO NOT PAY

5404058

**BUSINESS NAME/LOCATION**  
ENVIROWASTE SERVICES GROUP INC  
4 SE 1 ST 2 FLOOR  
MIAMI FL 33131

**RECEIPT NO.**  
**RENEWAL**  
**8643243**

**EXPIRES**  
**SEPTEMBER 30, 2017**  
Must be displayed at place of business  
Pursuant to County Code  
Chapter 8A - Art. 9 & 10

**OWNER**  
ENVIROWASTE SERVICES GROUP INC    **SEC. TYPE OF BUSINESS**  
196 SPECIALTY BUILDING CONTRACTOR  
CCC:507453

Worker(s)    3

**PAYMENT RECEIVED**  
**BY TAX COLLECTOR**  
\$45.00    09/15/2016  
CREDITCARD-16-053852

*This Local Business Tax Receipt only confirms payment of the Local Business Tax. The Receipt is not a license, permit, or a certification of the holder's qualifications to do business. Holder must comply with any governmental or nongovernmental regulatory laws and requirements which apply to the business.*

**The RECEIPT NO. above must be displayed on all commercial vehicles - Miami-Dade Code Sec 8a-27B.**

For more information, visit [www.miamidade.gov/taxcollector](http://www.miamidade.gov/taxcollector)



miamidade.gov

Regulatory and Economic Resources  
Environmental Resources Management  
701 NW 1st Court • 7th Floor  
Miami, Florida 33136-3912  
T 305-372-6600 F 305-372-6893

PERMIT NO: LW-000520-2016/2017 (ST)-ST  
ENVIROWASTE SERVICES GROUP, INC.  
21500 S DIXIE HWY  
MIAMI, FL 33189-

PERMITTEE:  
Mr. Eduardo R Barba  
ENVIROWASTE SERVICES GROUP, INC.  
18001 OLD CUTLER ROAD #554  
MIAMI, FL 33157-

**LIQUID WASTE TRANSPORTERS  
ANNUAL OPERATING PERMIT**

**DESCRIPTION OF FACILITY/EQUIPMENT**

This document, issued under the provisions of Chapter 24, Miami-Dade County Code (Dade County Environmental Protection Ordinance), shall be valid from April 01, 2016 through March 31, 2017. The above named permittee, is hereby authorized to operate as a Liquid Waste Transportation business from the above location, and with the equipment bearing the 21 identifying sticker(s) included with this permit.

This facility is subject to conditions listed below and in the following pages (if any) of this permit.

**SPECIFIC CONDITIONS**

1. Correctly completed monthly reporting forms and corresponding fees are required to be submitted to the Department on/or before the 20th of the following month.
2. Monthly reports shall include the LW monthly reporting form, a copy of the disposal manifest for each time waste is dumped, copies of the dump tickets from the disposal facility, and a summary sheet of the amount of waste dumped on each trip to the disposal facility, along with the appropriate monthly permit fees.
3. No waste other than residential septic tank, restaurant grease trap and RER approved industrial waste waters shall be transported under this permit.
4. No waste from an industrial facility or industrial holding tank shall be pumped out unless previous approval is obtained from this department. All approved industrial waste waters transported shall be listed separately on the Liquid Waste Transporters Monthly Report, detailing name of source, address, date, amount of waste, and location of disposal.
5. No hazardous waste shall be transported under this permit.
6. All waste transportation equipment shall be maintained in good working order at all times. Valves, hoses, tanks, etc., shall be properly maintained and shall not leak.
7. All waste material shall be deposited (dumped) at an approved disposal site. The only approved disposal sites in Miami-Dade County are: Virginia Key and Black Point sewage treatment plants.
8. No waste shall be deposited at any other site or structure in Miami-Dade County.

**GENERAL CONDITIONS**

9. The applicant, by acceptance of this document, agrees to operate and maintain the subject

Lee N. Hefty, Assistant Director **FOR**  
Department of Regulatory and Economic Resources,  
Environmental Resources Management



## COMPANY INFORMATION

EnviroWaste Services Group, Inc.  
18001 Old Cutler Road, Suite 554, Miami, FL 33157  
(305) 637-9665, Fax (305) 637-9659, (877) 637-9665  
License: # QB 32296  
CGC 1520877

## Company Experience / Qualifications

- **Project Name:** City of Miami Beach, FL  
**Project Title:** Routine & Emergency Sewer Repairs ITB 113-2013  
**Budget:** \$ 2,500,000 per year  
**Time period:** September 2013- September 2018  
**Synopsis:** ESG has been contracted to provide sewer rehabilitation services for the City of Miami Beach including CIPP rehabilitation, sewer cleaning/TV'ing, point repairs. EnviroWaste cleans and inspects the City's sanitary sewer system and makes the recommendation for repairs, and performs the repairs. EnviroWaste Services Group has installed 120,000' of mainline CIPP for the City since 2008.  
**Contact:** Eric Arencibia 305-673-7080 [ericarencibia@miamibeachfl.gov](mailto:ericarencibia@miamibeachfl.gov)
- **Owner:** City of Hollywood  
**Project Title:** 11-7063 and 13-7068 Sanitary Sewer Eval. And Repair  
**Budget:** \$ 1,000,000  
**Time period:** 2012-current  
**Scope:** ESG has been contracted to cctv, clean and rehab sanitary sewers  
**Contact:** Jose Polanco Ph: 754-208-9443 [JPOLANCO@hollywoodfl.org](mailto:JPOLANCO@hollywoodfl.org)
- **Project Name:** City of Coral Gables  
**Project Title:** Routine & Emergency Sewer Repairs and Inspection  
**Budget:** \$ 500,000 per year  
**Time period:** September 2013-Current  
**Synopsis:** ESG has been contracted to provide sewer rehabilitation services for the City of Coral Gables in sewer cleaning/TV'ing, point repairs. EnviroWaste cleans and inspects the City's sanitary sewer system and makes the recommendation for repairs, and performs the repairs.  
**Contact:** Noel Polo 305-460-5022 [npolo@coralgables.com](mailto:npolo@coralgables.com)
- **Project Name:** City of Sunrise  
**Project Title:** Sewer Rehab, Maintenance, and I&I Reduction  
**Budget:** \$ 1,000,000 per year  
**Time period:** October 2012-Current

Headquarters: 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
Offices: Miami, FL \* Orlando, FL \* Tampa, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)





**Synopsis:** ESG has been contracted to provide sewer rehabilitation services for the City of Sunrises in sewer cleaning/TV'ing, point repairs. EnviroWaste cleans and inspects the City's sanitary sewer system and makes the recommendation for repairs, and performs the repairs.

**Contact:** Gio Batista 954-815-8861 [GBatista@sunrisefl.gov](mailto:GBatista@sunrisefl.gov)

- **Project Name:** City of North Miami Beach  
**Project Title:** Sewer Rehab, Maintenance, and I&I Reduction  
**Budget:** \$ 3000,000  
**Time period:** 2012-Current  
**Synopsis:** ESG has been contracted to provide sewer rehabilitation services for the City of Sunrises in sewer cleaning/TV'ing, point repairs. EnviroWaste cleans and inspects the City's sanitary sewer system and makes the recommendation for repairs, and performs the repairs.  
**Contact:** Pedro Melo 305-770-5135 [pedro.melo@citynmb.com](mailto:pedro.melo@citynmb.com)
- **Project Name:** City of Miami Beach, FL  
**Project Title:** Horizontal Job Order Contract  
**Budget:** \$ 25,000,000  
**Time period:** July 2009 – July 2014  
**Synopsis:** ESG has been contracted to provide horizontal general contracting services for the City of Miami Beach including CIPP rehabilitation, sewer cleaning/TV'ing, point repairs, demolition, drainage, paving, sidewalks, curbs, gutters, excavation, and all other "horizontal" construction services. EnviroWaste cleans and televises all of the outfalls located with the City of Miami Beach. Specifically we have extensively cleaned storm sewer and many outfalls within the city.  
**Contact:** Eric Arencibia
- **Project Name:** Pasco County, FL  
**Project Title:** Wastewater Hauling Emergency Contract  
**Budget:** \$ 250,000/year  
**Time period:** October 2011 – Current  
**Synopsis:** ESG has been contracted to provide emergency vector and vacuum truck services for all of Pasco County, as many as 13 trucks at the same time  
**Contact:** Ernest Catron 727-847-8194 ext 8897
- **Project Name:** Hillsborough County, FL  
**Project Title:** Wastewater Pumping and Disposal Contract  
**Budget:** \$ 2,000,000/year  
**Time period:** December 2013 – Current  
**Synopsis:** ESG has been contracted to provide emergency and scheduled vector and vacuum truck services for all of Hillsborough County.  
**Contact:** David Lundberg 813-663-3229
- **Project Name:** Town of Cutler Bay

**Headquarters:** 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659

**Offices:** Miami, FL \* Orlando, FL \* Tampa, FL

[www.envirowastesg.com](http://www.envirowastesg.com) \* **email:** [info@envirowastesg.com](mailto:info@envirowastesg.com)



**Project Title:** Miscellaneous Construction and Repairs Town Wide

**Budget:** \$ 1,500,000/year

**Time period:** July 2008 – Current

**Synopsis:** ESG has been contracted to provide clean storm sewers, remove and replace sidewalks, asphalt roadways, drainage repairs, along with other miscellaneous tasks

**Contact:** Alfredo Quintero 786-348-5323

- **Owner:** City of Miami  
**Project Title:** Outfall and Drainage Cleaning Contract  
**Budget:** \$ 750,000 per year  
**Time period:** 2005 – current  
**Scope:** ESG has been contracted to provide cleaning of the City of Miami's storm drainage system.  
**Contact:** Ely Estevez Ph: 305-416-1200
- **Owner:** Orange County, FL  
**Project Title:** Stormwater System Inspection, Cleaning, Sealing, Void Detection & Void Filling (Y9-1022, Y12-1060, Y15-1140)  
**Budget:** \$ 1,100,000 per year  
**Time period:** June 2008 – Current, 3 separate contracts  
**Scope:** ESG has been contracted to provide various sewer related contracting services for Orange County, FL, including cleaning and video inspection.  
**Contact:** Patty Hobbs 407-836-5456
- **Owner:** Orange County, FL  
**Project Title:** Sanitary Sewer Cleaning and inspection(Y8-1034, Y8-1110, Y11-112, Y14-1075)  
**Budget:** \$ 3,000,000 per year  
**Time period:** June 2008 – Current, 4 separate contracts  
**Scope:** ESG has been contracted to provide various drainage related contracting services for Orange County, FL, including cleaning, video inspection, chemical grouting, internal joint seals, sonar inspection, ground penetrating radar, soil stabilization, injection holes, and injection & sealing of cracks.  
**Contact:** Charles West 321-354-7325
- **Project Name:** City of Miami Beach, FL  
**Project Title:** Horizontal Job Order Contract  
**Budget:** \$ 10,000,000  
**Time period:** April 2008 – April 2013  
**Synopsis:** ESG has been contracted to provide horizontal general contracting services for the City of Miami Beach including CIPP rehabilitation, sewer cleaning/TV'ing, point repairs, demolition, drainage, paving, sidewalks, curbs, gutters, excavation, and all other "horizontal" construction services. EnviroWaste cleans and televises all of the outfalls located with the City of Miami Beach.  
**Contact:** Eric Arencibia

**Headquarters:** 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659

**Offices:** Miami, FL \* Orlando, FL \* Tampa, FL

[www.envirowastesg.com](http://www.envirowastesg.com) \* **email:** [info@envirowastesg.com](mailto:info@envirowastesg.com)





specific repair method used under this contract is sectional lining. Over 2,000 sectionals were installed.

**Contact:** Miguel Pichardo 786-258-2573

- **Project Name:** FDOT – Lake County  
**Project Title:** Maintenance contract E5J21  
**Budget:** \$ 630,000 (completed on time and under budget)  
**Time period:** August 2007 – March 2008  
**Synopsis:** ESG was contracted by the FDOT to repair and maintain the storm water system on any of the Department's rights-of-way in Lake County. The primary work duties included CIPP repair of drainage pipes, joint repairs, sealing of drainage pipes and structures, pressure grouting, desilting of pipes, inlets, and culverts, production of video records and written reports. The installation of liners included sizes ranging from 15" to 36".
- **Project Name:** Indian Creek Village  
**Project Title:** Rehabilitation of Storm Sewer System  
**Budget:** \$ 330,000  
**Time period:** July 2006 – March 2007  
**Synopsis:** ESG was contracted by the Village to provide various storm sewer services. The scope of services includes CIPP lining, grouting, sectional lining, storm drain cleaning, video inspection, point repairs, repair of inlets and manholes, and site restoration. The installation of liners included sizes ranging from 8" to 36".
- **Project Name:** Lighthouse Point  
**Project Title:** Rehabilitation of Storm Sewers on 24<sup>th</sup> Street  
**Budget:** \$ 85,000  
**Time period:**  
**Synopsis:** ESG was subcontracted by a Prime Contractor to provide various storm sewer services. The scope of services includes CIPP lining, storm drain cleaning, and video inspection. The installation of liners included sizes ranging from 15" to 36".
- **Project name:** Sanitary Sewer Service Laterals CIPP Rehabilitation  
**Location:** Kenneth City, FL  
**Budget:** \$ 60,000  
**Time period:** 2006  
**Synopsis:** ESG was contracted by the Prime Contractor to line 45 sanitary sewer service laterals throughout areas of Kenneth City, FL.
- **Project name:** Sanitary Sewer Evaluation Study & Repairs  
**Location:** Homestead Air Reserve Base, FL  
**Budget:** \$ 126,000  
**Time period:** 2007  
**Synopsis:** The project consisted of evaluating the sanitary sewer system by smoke testing, followed by further evaluation by cleaning and video inspection.

**Headquarters:** 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
**Offices:** Miami, FL \* Orlando, FL \* Tampa, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)



This resulted in a variety of repair methods such as CIPP lining, CIPP sectional repairs, installing cleanouts, restoration of manholes, raising chimneys, installation of new sanitary pipes, service reinstatement, open cut point repair, chemical grouting of joints, and site restoration.

- **Project name:** Sanitary Sewer Evaluation Study & Repairs  
**Location:** Miami International Airport, FL  
**Budget:** \$ 71,000  
**Time period:** 2007-2008  
**Synopsis:** The project consisted of evaluating the sanitary sewer system by cleaning and video inspection. This resulted in a variety of repair methods such as CIPP lining, CIPP sectional repairs, installing cleanouts, installation of new sanitary pipes, service reinstatement, open cut point repair, chemical grouting of joints, and site restoration.
- **Owner:** Broward County, FL (Water and Wastewater Services)  
**Project Title:** Sewer Cleaning / Televising / Grouting / Video Capture  
**Budget:** \$ 672,150  
**Time period:** August 2008 – October 2009  
**Scope:** ESG has been contracted to provide various drainage related contracting services for Broward County, FL, including cleaning, video inspection, chemical grouting, and bypass pumping.
- **Project Name:** FDOT – Broward E4J05  
**Project Title:** Maintenance contract  
**Budget:** \$ 215,000 per year  
**Time period:** 2006-2009  
**Contact:** Brenda Morgan 954-931-6177  
**Synopsis:** ESG was contracted by the FDOT to clean and inspect the storm drainage system within the county.
- **Project Name:** FDOT – Broward County E4G62  
**Project Title:** Maintenance contract  
**Budget:** \$300,000 / year  
**Time period:** 2003-2005  
**Contact:** Brenda Morgan 954-931-6177  
**Synopsis:** ESG was contracted by the FDOT to clean and inspect the storm drainage system within the county.
- **Project Name:** FDOT – Miami Dade E6E58  
**Project Title:** Maintenance contract  
**Budget:** \$ 165,000 per year  
**Time period:** 2009-2011  
**Contact:** Mary Lou Karner 305-256-6330  
**Synopsis:** ESG was contracted by the FDOT to clean and inspect the deep well injection system within the county.

**Headquarters:** 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
**Offices:** Miami, FL \* Orlando, FL \* Tampa, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)



- **Project Name:** FDOT – Miami Dade E6B68  
**Project Title:** Maintenance contract  
**Budget:** \$ 200,000 per year  
**Time period:** 2003-2005  
**Contact:** Mary Lou Karner 305-256-6330  
**Synopsis:** ESG was contracted by the FDOT to clean and inspect the storm drainage system within the county.
- **Project Name:** FDOT – Miami Dade E6B70  
**Project Title:** Maintenance contract  
**Budget:** \$ 200,000 per year  
**Time period:** 2003-2005  
**Contact:** Mary Lou Karner 305-256-6330  
**Synopsis:** ESG was contracted by the FDOT to clean and inspect the storm drainage system within the county.
- **Project Name:** FDOT – Miami Dade E6D75  
**Project Title:** Maintenance contract  
**Budget:** \$ 200,000 per year  
**Time period:** 2006-2007  
**Contact:** Mary Lou Karner 305-256-6330  
**Synopsis:** ESG was contracted by the FDOT to clean and inspect the storm drainage system within the county, large diameter pipes.
- **Project Name:** FDOT – Lake County E5M28  
**Project Title:** Maintenance contract  
**Budget:** \$ 225,000 per year  
**Time period:** 2009  
**Synopsis:** ESG was contracted by the FDOT to clean, inspect, and repair the storm drainage system within the county.
- **Project Name:** FDOT – Deland H-5069  
**Project Title:** Emergency Clean up contract, Hurricane Frances  
**Budget:** \$ 189,000  
**Time period:** 2004  
**Synopsis:** ESG was contracted by the FDOT to clean the storm drainage system within the county after Hurricane Frances.
- **Project Name:** FDOT – Miami Dade H-6069  
**Project Title:** Emergency Clean up contract, Hurricane Wilma  
**Budget:** \$ 1,000,000  
**Time period:** 2005  
**Contact:** Mary Lou Karner 305-256-6330  
**Synopsis:** ESG was contracted by the FDOT to clean the storm drainage system within the county after Hurricane Wilma.

**Headquarters:** 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
**Offices:** Miami, FL \* Orlando, FL \* Tampa, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)



- **Project Name:** FDOT – Miami Dade, Key West H-6065  
**Project Title:** Emergency Clean up contract, Hurricane Wilma  
**Budget:** \$ 200,000  
**Time period:** 2005  
**Contact:** Mary Lou Karner 305-256-6330  
**Synopsis:** ESG was contracted by the FDOT to clean the storm drainage system within the county after Hurricane Wilma.
  
- **Project name:** Citywide Storm Drain Cleaning - 2006  
**Location:** City of Miami, FL  
**Budget:** \$ 1,900,000 (in-budget)  
**Time period:** 3 months (within 25% of time schedule)  
**Contact:** Eli Estevez 305-416-1200  
**Synopsis:** ESG was contracted to perform storm drain cleaning services of various pipe diameters throughout the City of Miami. The project was awarded as a combination of annual maintenance service and Hurricane Wilma emergency service.
  
- **Project name:** Countywide Storm Drain Cleaning (STDC-4) – 2007  
**Location:** Miami-Dade County, FL  
**Budget:** \$ 1,700,000  
**Time period:** 1 year (completed in 7 months)  
**Contact:** Mercedes Barrera 786-256-2625  
**Synopsis:** ESG was contracted to provide maintenance services including the clean out of existing drainage structures and associated culverts throughout Miami-Dade County. The project's scope of work includes hydraulic cleaning and vacuum removal of all foreign material, obstructions, debris, silt, litter, and all other associated work.
  
- **Project name:** Countywide Storm Drain Cleaning (STDC-9) – 2007  
**Location:** Miami-Dade County, FL  
**Budget:** \$ 1,000,000  
**Time period:** 1 year (completed in 4 months)  
**Contact:** Mercedes Barrera 786-256-2625  
**Synopsis:** ESG was contracted to provide maintenance services including the clean out of existing drainage structures and associated culverts throughout Miami-Dade County. The project's scope of work includes hydraulic cleaning and vacuum removal of all foreign material, obstructions, debris, silt, litter, and all other associated work.
  
- **Project name:** Countywide Storm Drain Cleaning (STDC-11) – 2007  
**Location:** Miami-Dade County, FL  
**Budget:** \$ 1,000,000  
**Time period:** 1 year (completed in 4 months)

Headquarters: 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
Offices: Miami, FL \* Orlando, FL \* Tampa, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)



**Contact:** Mercedes Barrera 786-256-2625

**Synopsis:** ESG was contracted to provide maintenance services including the clean out of existing drainage structures and associated culverts throughout Miami-Dade County. The project's scope of work includes hydraulic cleaning and vacuum removal of all foreign material, obstructions, debris, silt, litter, and all other associated work.

- **Project name:** Countywide Storm Drain Cleaning (STDC-12) – 2007  
**Location:** Miami-Dade County, FL  
**Budget:** \$ 1,000,000  
**Time period:** 1 year (completed in 4 months)  
**Contact:** Mercedes Barrera 786-256-2625  
**Synopsis:** ESG was contracted to provide maintenance services including the clean out of existing drainage structures and associated culverts throughout Miami-Dade County. The project's scope of work includes hydraulic cleaning and vacuum removal of all foreign material, obstructions, debris, silt, litter, and all other associated work.
- **Project name:** Hurricane Katrina drain cleaning - 2005  
**Location:** Jefferson Parish, LA  
**Budget:** \$ 1,200,000 (in-budget)  
**Time period:** 1 month (in-time)  
**Synopsis:** ESG was contracted to perform storm drain cleaning services of various pipe diameters throughout Jefferson Parish, LA, in response to Hurricane Katrina. ESG mobilized a fleet of jetter/vacuum trucks within 24 hours to assist in clean-up of Parish.
- **Owner:** Town of Miami Lakes, FL  
**Project Title:** General Roadway Construction  
**Budget:** \$ 700,000  
**Time period:** July 2008 – July 2012  
**Scope:** ESG has been contracted to provide general roadway construction services for the Town of Miami Lakes, FL including drainage, paving, sidewalks, curbs, gutters, etc.
- **Owner:** FDOT District VI – Miami, FL  
**Project Title:** Sidewalk Repair  
**Budget:** \$ 200,000  
**Time period:** August 2008 – August 2011  
**Scope:** ESG has been contracted to provide sidewalk repair for the Florida Department of Transportation.
- **Owner:** City of Miami, FL  
**Project Title:** Slab Covered Trench Cleaning  
**Budget:** \$ 360,000 / year  
**Time period:** 2008 – 2012

**Headquarters:** 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659

**Offices:** Miami, FL \* Orlando, FL \* Tampa, FL

[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)





**Scope:** ESG has been contracted to clean slab covered trenches for the City of Miami.

## REFERENCES

Sewer refers to storm and sanitary.

- Miami Dade County W&SD(Sewer) – Miguel Pichardo - 786-258-2573
- City of Sunrise(Sewer) – Gio Batista (954) 815-8861
- Town of Cutler Bay(Storm & Construction) – Alfredo Quintero (786) 348-5323
- Village of Pinecrest (Sewer) – Gary Krackenberg (305) 301-9825
- City of Doral (Sewer) – Carlos Arroyo (786) 367-5083
- City of Hollywood(Sewer) – Jose Polanco (954) 921-3930
- City of Coral Gables(Sewer & Construction) – Noel Polo (305) 460-5022
- City of North Miami(Sewer) – Wisler Pierre-Louis (305) 895-9838
- City of Miami(Sewer) – Elyrosa Estevez – (305) 416-1200
- FDOT (Broward) (Sewer) – Chi Sheu – (954)- 776-4300
- FDOT (Miami-Dade) (Sewer) – Mary Lou Kerner – (305) 256-6330
- FDOT (Miami Dade) (Sewer) – Houshang Zahedi – (305) 654-7163
- Miami Dade County Public Works (Sewer) – Mercedes Barrera – (786) 256-2625
- City of North Lauderdale (Sewer) – Glenn Ray – (954) 724-7070

EnviroWaste Services Group, Inc. was incorporated in February of 1998, since that time ESG has grown to be the largest sewer and storm drain cleaning company in the State of Florida. It is the largest minority owned drain cleaning business in the nation. ESG has a fleet of over seventy pieces of heavy/light equipment, with twenty seven jet/vac combination trucks, 17 Television trucks, 15 4,000 gallon pump trucks. EnviroWaste has three hurco smokers, giving us a capability of smoke testing 100,000' per week. ESG counts with over 100 experienced employees. EnviroWaste has cleaned well over 15,000,000 feet of storm drainage systems, 20,000,000 feet of sanitary sewer systems.

EnviroWaste does all of their own cleaning and CCTV work, none of it is subcontracted.

## MISC

In addition to the aforementioned information, ESG has been listed recently in Hispanic Business magazine as "One of the 500 Largest" Hispanic companies in the U.S., by Hispanic Business as one of the "Fastest Growing 100 Hispanic Companies" in the US, by Inc. magazine as one of the "100 Fastest Growing Inner City Companies" in the US and by Inc. as one of the 5000 Fastest Growing Private Businesses in the US.

Headquarters: 18001 Old Cutler Rd #554, Miami, FL 33157 \* (877) 637-9665 \* F (305) 637-9659  
Offices: Miami, FL \* Orlando, FL \* Tampa, FL  
[www.envirowastesg.com](http://www.envirowastesg.com) \* email: [info@envirowastesg.com](mailto:info@envirowastesg.com)

# NORTH BAY VILLAGE, FLORIDA



## REQUEST FOR PROPOSALS FOR

### CLEANING MAIN WET WELL AT 1851 GALLEON STREET

**RFP NO. NBV 2017-004**



SEALED PROPOSALS WILL BE RECEIVED BY THE VILLAGE CLERK,  
1666 KENNEDY CAUSEWAY, SUITE 300, NORTH BAY VILLAGE, FL 33141  
ON OR BEFORE APRIL 28, 2017, 4:00 P.M.

**North Bay Village, Florida**

## **Table of Contents**

Section 1 Request for Proposals Notice .....	3
Section 2 Introduction/Information .....	7
Section 3 General Conditions .....	8
Section 4 Special Conditions .....	13
Section 5 Technical Specifications/Scope of Services .....	19
Section 6 Evaluation Procedures.....	21
Section 7 Requirements of the Proposal .....	23
Section 8 Technical Proposal .....	24
Section 9 Cone of Silence .....	26
Section 10 Qualification Forms .....	29

**SECTION 1 – REQUEST FOR PROPOSALS NOTICE**

**NORTH BAY VILLAGE  
REQUEST FOR PROPOSALS**

**CLEANING MAIN WET WELL AT  
1851 GALLEON STREET**

**RFP NO. NBV 2017-004**

Public Notice is hereby given that North Bay Village, Florida is requesting proposals from experienced and qualified vendors to clean the Main Wet Well located at 1851 Galleon Street.

**Sealed Responses clearly labeled with the RFP title and number must be received by mail or hand delivered on or before April 28, 2017, no later than 4:00 p.m. local time, at which time they will be publicly opened.** Late submittals and facsimile submissions will not be considered. The respondent shall bear all costs associated with the preparation and submission of the submittal documents.

Respondents must submit an original unbound package, six (6) additional bound copies, and one (1) CD ROM to the Office of the Village Clerk, North Bay Village, 1666 Kennedy Causeway, Suite 300, North Bay Village, Florida 33141.

Copies of this Proposal Document may be obtained at DemandStar by Onvia at [www.demandstar.com](http://www.demandstar.com), at the Village Administrative Offices, 1666 Kennedy Causeway, Suite 300, North Bay Village, Florida 33141 from 9:00 a.m. to 4:00 p.m., Monday through Friday, or by emailing [yvonne.hamilton@nbvillage.com](mailto:yvonne.hamilton@nbvillage.com).

The Village reserves the right at any time to modify, waive or otherwise vary the terms and conditions of the bid including but not limited to deadlines for submission, submission requirements, informalities or irregularities in any submittal, and the Scope of Work. The Village further reserves the right to reject any or all submittals, to cancel or withdraw this RFP at any time or take any other such actions that may be deemed in the best interest of the Village, to award in whole or in part to one or more respondents, or take any other such actions that may be deemed in the best interest of the Village.

Pursuant to Section 38.18 of the Village Code, “Ethics Ordinance”, a Cone of Silence is hereby imposed whereby any communications between any potential bidder, service provider, lobbyist or consultant and the Village’s staff and elected officials pertaining to this RFP are prohibited.

Yvonne P. Hamilton, CMC  
Village Clerk

## SCHEDULE OF EVENTS

Below is the current schedule of the events that will take place in the procurement process. The Village reserves the right to make changes or alterations to the schedule as the Village determines is in the best interests of the public. Proposers will be notified sufficiently in advance of any changes or alterations in the schedule. Unless otherwise notified in writing by the Village, the dates indicated below for submission of items or for other actions on the part of a Proposer shall constitute absolute deadlines for those activities and failure to fully comply by the time stated shall cause a Proposer to be disqualified.

Date	Event
April 2, 2017	Advertisement
April 3, 2017	Documents Available for Public Inspection and digital copies
April 17, 2017	10:00 AM, pre-bid meeting at: <b>1666 Kennedy Causeway, Commission Chambers 1<sup>st</sup> Floor, North Bay Village, Florida 33141.</b>
April 21, 2017	Last day opportunity for questions by emailing <a href="mailto:yvonne.hamilton@nbvillage.com">yvonne.hamilton@nbvillage.com</a> , no later than 4:00 PM local time.
April 28, 2017	Bid Documents Submittal due in to Village Clerk Office, no later than 4:00 P.M. local time.
May 11, 2017	Technical Review Committee Meeting – 10:00 A.M. local time.
May 22, 2017	Award Recommendation to Village Clerk and Village Manager
June 13, 2017	Commission Public Meeting to review and confirm Award Recommendation 7:30 P.M. local time.

**BID/PROPOSAL SIGNATURE PAGE**

**How to submit Proposal:**

**It will be the sole responsibility** of the Proposer to ensure that the Proposals reach North Bay Village, Village Hall, 1666 Kennedy Causeway, Suite 300, North Bay Village, Florida, 33141, prior to the RFP opening date and time listed. Proposals submitted by email or facsimile will NOT be accepted.

The proposal package must contain a Bid Bond in the amount of 5% of the total amount bid for the 5. If alternates are offered the 5% Bid Bond shall be on the highest total bid amount. The security will be in the form of cash, cashier’s check, or bid bond made payable to North Bay Village and will be required to be submitted with the Proposal package in a separate marked envelope. All Bid Bonds will be returned after the contract with the successful proposer has been executed.

The Village will require, as a condition of award the successful proposer to provide a Payment /Performance Bond in the amount of the contract for the entire project. This Bond will be in effect until after the Village has accepted the completed project and made the final payment.

The below signed hereby agrees to furnish the following article(s) or services at the price(s) and terms stated subject to all instructions, conditions, specifications addenda, legal advertisement, and conditions contained in the bid. I have read all attachments including the specifications and fully understand what is required. By submitting this signed proposal, I will accept a contract, if approved by the Village and such acceptance covers all terms, conditions, and specifications of this bid/proposal.

Submitted by: \_\_\_\_\_  
(Signature) (Date)

Name (printed) \_\_\_\_\_

Title: \_\_\_\_\_

Company: (Legal Registration) \_\_\_\_\_

**VENDOR, IF FOREIGN CORPORATION, SHALL BE REQUIRED TO OBTAIN A CERTIFICATE OF AUTHORITY FROM THE DEPARTMENT OF STATE, IN ACCORDANCE WITH FLORIDA STATUTE §607.1501 (visit <http://www.dos.state.fl.us/doc/>).**

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Telephone No. \_\_\_\_\_ FAX No. \_\_\_\_\_

E-MAIL: \_\_\_\_\_

VARIANCES: State any variations to specifications, terms and conditions in the space provided below or reference in the space provided below all variances contained on other pages of bid, attachments or bid pages. No variations or exceptions by the Proposer will be deemed to be part of the bid submitted unless such variation or exception is listed and contained within the bid documents and referenced in the space provided below. If no statement is contained in the below space, it is hereby implied that your bid/proposal complies with the full scope of this solicitation.

## SECTION 2 - INTRODUCTION/INFORMATION

### 2.1. Purpose

North Bay Village is requesting proposals from qualified vendors/contractors to clean the main Wet Well located at 1851 Galleon Street, North Bay Village, Florida, as follows:

- Remove approximately 2 feet of floating accumulated materials from the wet well.
- Remove accumulated materials from around the wet well platform area.
- Dispose of waste materials at appropriate permitted disposal site.
- The work shall be performed in accordance with confined space safety procedures and OSHA requirements.
- Provide to the village copies of all disposal tickets

The bid price shall include all equipment, labor, materials and applicable fees for cleaning and proper disposal of waste materials. Bidders are encouraged to visit the site prior to submittal of bids.

### 2.2. Information or Clarification

Material changes, if any, to the scope of services or bidding procedures will only be transmitted by written addendum. No variation in price or conditions shall be permitted based upon a claim of ignorance. Submission of a proposal will be considered evidence that the proposer has familiarized himself with the nature and extent of the work, and the equipment, materials, and labor required.

### 2.3. Eligibility:

To be eligible to respond to this RFP, the proposing firm must demonstrate that they, or the principals assigned to the project, have successfully completed services, similar to those specified in the Technical Specifications/Scope of Services section of this RFP, to at least one agency similar in size and complexity of North Bay Village. The services need to be completed within the last five (5) years.



## SECTION 3 – GENERAL CONDITIONS

### 3.1. RFP Documents

These RFP documents constitute the complete set of Proposal specifications and forms. All forms and documents must be executed, sealed and submitted as provided in this RFP. Proposals not submitted on the prescribed Proposal forms may be rejected. By submitting a Proposal, the Proposer agrees to be subjected to all terms and conditions specified herein. Submittal of a response to this RFP constitutes a binding offer by the Proposer.

### 3.2. Taxes

The Proposer shall not be entitled to the Village's tax exempt benefits.

### 3.3. Interpretations and Inquiries

All Proposers shall carefully examine the RFP documents. Any ambiguities or inconsistencies shall be brought to the attention of the Village or its agent in writing prior to the Proposal deadline.

Any questions concerning the intent, meaning and interpretation of the RFP documents shall be requested in writing, via email or fax, and received by the Village no later than 3:00 PM, local time, on April 21, 2017. Written inquiries shall be sent with the subject line "**Cleaning Main Wet Well at 1851 Galleon Street, RFP No. NBV 2017-004**:"

Yvonne P. Hamilton, CMC, Village Clerk  
North Bay Village  
1666 Kennedy Causeway, Suite 300  
North Bay Village, Florida 33141  
Fax: (305) 756-7722  
Email: [yvonne.hamilton@nbvillage.com](mailto:yvonne.hamilton@nbvillage.com)

The Village will not respond to oral inquiries.

Submission of a Proposal shall serve as prima facie evidence that the Proposer has examined the Contract and is fully aware of all conditions affecting the provision of Services

No person is authorized to give oral interpretations of, or make oral changes to, the RFP documents. Therefore, oral statements shall not be binding and should not be relied upon. Any interpretation of, or changes to, the RFP documents shall be made in the form of a written addendum to the RFP document and shall be furnished by the Village to all Proposers. Only those interpretations of, or changes to, the RFP document that are made in writing and furnished to the Proposers by the Village may be relied upon.

### **3.4. Verbal Agreements**

No verbal agreement or conversation with any officer, agent, or employee of the Village, either before or after submittal of the Proposal, shall affect or modify any of the terms or obligations contained in the RFP. Any such verbal agreement or conversation shall be considered as unofficial information and in no way binding upon the Village or the Proposer.

### **3.5. No Contingent Fees**

Proposer warrants that it has not employed or retained any company or person, other than a bona fide employee working solely for the Proposer, to solicit or secure this Contract, and that it has not paid or agreed to pay any person, company, corporation, individual or firm, other than a bona fide employee working solely for the Proposer, any fee, commission, percentage, gift or other consideration contingent upon or resulting from the award or making of this Contract.

### **3.6. Independence**

On the form provided in Section 10 of this RFP, the Proposer shall list, and describe any relationships – professional, financial or otherwise – that it may have with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units for the past five (5) years, together with a statement explaining why such relationships do not constitute a conflict of interest relative to performing the Services sought in this RFP. Additionally, the Proposer shall give the Village written notice of any other relationships – professional, financial or otherwise – that it enters into with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units during the period of the Contract.

### **3.7. No Collusion**

More than one Proposal from an individual, firm, partnership, corporation or association under the same or different names will not be considered. Reasonable grounds for believing that a Proposer is involved in more than one Proposal for the same work will be cause for rejection of all Proposals in which such Proposers are believed to be involved.

### **3.8. Assignment; Non-transferability of Proposal**

Proposals shall not be assigned or transferred. A Proposer who is, or may be, purchased by or merged with any other corporate entity during any stage of the Proposal process, through to and including awarding of and execution of a Contract, is subject to having its Proposal disqualified as a result of such transaction. The Village Manager shall determine whether a Proposal is to be disqualified in such instances.

If, at any time during the Proposal process, filings, notices or like documents are submitted to any regulatory agency concerning the potential acquisition of Proposer, or the sale of a controlling interest in the Proposer, or any similar transaction, Proposer shall immediately disclose such information to the Village. Failure to do so may result in the Proposal being disqualified, at the Village Manager's sole discretion.

### **3.9. Legal Requirements**

Proposers are required to comply with all provisions of federal, state, county and local laws, ordinances, rules and regulations that are applicable to the Services being offered in this RFP. Lack of knowledge of the Proposer shall in no way be a cause for relief from responsibility, or constitute a cognizable defense against the legal effects thereof.

### **3.10. Familiarity with Laws and Ordinances**

The submission of a Proposal on the Services requested herein shall be considered as a representation that the Proposer is familiar with all federal, state and local laws, ordinances, rules and regulations which affect those engaged or employed in the provision of such Services, or equipment used in the provision of such Services, or which in any way affects the conduct of the provision of such Services; and no plea of misunderstanding will be considered on account of ignorance thereof. If the Proposer discovers any provisions in the RFP documents that are contrary to or inconsistent with any law, ordinance, or regulation, he or she shall report it to the Village Clerk in writing.

### **3.11. Advertising**

In submitting a Proposal, Proposer agrees not to use the results therefrom as a part of any Advertising or Proposer sponsored publicity without the express written approval of the Village Manager or designee.

### **3.12. Award of Contract**

Award shall be made to the responsible Proposer whose proposal is determined in writing to be the most advantageous to the Village, taking into consideration price and the evaluation factors set forth in the request for proposals. No other factors or criteria shall be used in the evaluation.

### **3.13. Execute Contract**

The terms, conditions and provisions in this RFP shall be included and incorporated in the final Contract between the Village and the successful Proposer(s). Following ranking of the most qualified Proposers and selection by the Village Commission, the successful Proposer(s) shall, within ten (10) days of receipt of a written notice of the Award of the Contract, deliver to the Village a fully executed Contract, The required payment/Performance Bond and all requested certificates of insurance.

The final Contract shall be subject to the approval of the Village Manager in his or her sole discretion, and approved as to form and legality by the Village Attorney. The order of precedence will be the Contract, the RFP Documents, the Proposer's response and general law. Any and all legal action necessary to interpret or enforce the Contract will be governed by the laws of Florida. Venue shall be proper exclusively in Miami-Dade County, Florida.

### **3.14. Facilities**

The Village Manager or designee reserves the right to inspect each Proposer's facilities at any reasonable time, during normal working hours, without prior notice to determine that the Proposer has a bona fide place of business, and is a responsible Proposer.

### **3.15. Withdrawal or Revision of Proposal Prior to and After Opening**

A Proposer may withdraw its Proposal at any time before the proposals are opened. No Proposer may withdraw its Proposal within one hundred twenty (120) calendar days after the Proposal opening date.

### **3.16. Village's Exclusive Rights**

The Village Manager reserves the exclusive rights to:

1. Waive any deficiency or irregularity in the selection process;
2. Accept or reject any or all Proposals in part or in whole;
3. Request additional information as appropriate; or
4. Reject any or all submittals if found to be in the best interest of the Village.

By submitting a Proposal for the Services, all Proposers acknowledge and agree that no enforceable Contract arises until the Village Commission approves a Contract with the selected Proposer.

### **3.17. Addenda**

The Village reserves the right to issue addenda. Each Proposer shall acknowledge receipt of such addenda on the form provided herein. In the event any Proposer fails to acknowledge receipt of such addenda, his/her Proposal shall nevertheless be construed as though the addenda had been received and acknowledged, and the submission of his/her Proposal shall constitute acknowledgment of receipt of all addenda, whether or not received by him/her. It is the responsibility of each prospective Proposer to verify that he/she has received all addenda issued before depositing the Proposal with the Village.

### **3.18. Review of the RFP Documents**

By the submission of a Proposal to perform the Services, the Proposer certifies that a careful review of the RFP documents has taken place and that the Proposer is fully informed and understands the requirements of the RFP documents and the quality and quantity of service to be performed.

### **3.19. Adjustment/Changes/Deviations**

No adjustments, changes or deviations to the RFP will be accepted unless the conditions or specifications of the RFP expressly so provide.

### **3.20. Public Records**

Upon award recommendation or thirty (30) days after Proposal opening, whichever is earlier, any material submitted in response to this RFP will become a “public record” and shall be subject to public disclosure consistent with Chapter 119, Florida Statutes (Public Record Law). Proposers must claim the applicable exemptions to disclosure provided by law in their response to the RFP by identifying materials to be protected, and must state the reasons why such exclusion from public disclosure is necessary and legal. The Village reserves the right to make all final determination(s) of the applicability of the Florida Public Records Law.

### **3.21. Subcontracting**

No subcontracting shall be permitted, except with the prior approval of the Village Manager, which shall be at his or her sole and absolute discretion. A list of all such subcontractors shall be included in the Proposal. If additional subcontractors are to be used during the term of the Contract, other than those submitted in the Proposal, a list of such subcontractors shall be provided to the Village Manager, subject to his or her approval.

### **3.22. Public Entities Crime**

A person or affiliate as defined in Section 287.133, Florida Statutes, who or which has been placed on the convicted vendor list maintained by the Florida Department of Management Services following a conviction for a public entity crime, may not submit a Proposal on an Contract to provide any goods or services to the Village and may not transact business with the Village in an amount set forth in Section 287.017, Florida Statutes, for Category Two for a period of thirty-six (36) months from the date of being placed on the convicted vendor list.

By submitting a response to this RFP, Proposer certifies that it is qualified under Section 287.133, Florida Statutes, to provide the Services set forth in this RFP.

### **3.23. Non-Collusion Affidavit**

The Proposer shall include the Non-Collusion Affidavit as set forth in the form provided in this RFP and as described in this RFP. Proposer’s failure to include the affidavit may result in disqualification.

## SECTION 4 - SPECIAL CONDITIONS

### **4.1. General Conditions**

RFP General Conditions are included and made a part of this RFP.

### **4.2. Variances**

While the Village allows Contractors to take variances to the RFP terms, conditions, and specifications, the number and extent of variances taken will be considered in determining proposal responsiveness and in allocating proposal evaluation points.

### **4.3. RFP Documents**

The Contractor shall examine this RFP carefully. Ignorance of the requirements will not relieve the Contractor from liability and obligations under the Contract.

### **4.4. Proposers' Costs**

The Village shall not be liable for any costs incurred by proposers in responding to this RFP.

### **4.5. Proposal Security**

The proposal package must contain a Bid Bond in the amount of 5% of the total amount bid for the project. If alternates are offered, the 5% Bid Bond shall be on the highest total bid amount. The security will be in the form of cash, cashier's check, or bid bond made payable to North Bay Village and will be required to be submitted with the Proposal package in a separate marked envelope. All Bid Bonds will be returned after the contract with the successful proposer has executed a contract for the work.

The Village will require, as a condition of award the successful proposer to provide a Payment /Performance Bond in the amount of the contract for the entire project. This Bond will be in effect until after the Village has accepted the completed project and made the final payment. Should the Proposer refuse to continue with the development of its Proposal, refuse to enter into the Contract contained in this RFP, or fail to furnish such bond or check, the amount of the Proposal security shall be forfeited to the Village as liquidated damages, not as a penalty. Proposals not accompanied by the proper Proposal security shall be deemed non-responsive and will not be considered.

Default of Proposer shall occur upon the failure of the Proposer to deliver within the time required by the RFP, including the executed Agreement, and any performance and payment bonds required by the RFP and the Agreement. Bid Bond for the awarded Proposer will be returned following the execution of the Contract.

#### **4.6. Approved Equal Or Alternate Product Proposals**

The Technical Specifications contained in this RFP are to be used as a reference only and are not to be considered of a proprietary nature. These specifications represent a level of quality and features which are desired by North Bay Village.

The proposer must state clearly in his proposal pages any variance to the specifications. If proposing an approved equal or alternate product, it will be the proposer's responsibility to provide adequate information in his proposal to enable the Village to ensure that the proposal meets the required criteria. If adequate information is not submitted with the proposal, it may be rejected.

The Village will be the sole judge in determining if the product proposed qualifies as approved equal. The Village reserves the right to award to that proposal which will best serve the interest of the Village as determined by the Village. The Village further reserves the right to waive minor variations to specifications and in the bidding process.

#### **4.7. Contract Period & Warranty**

The resulting contract will be effective upon execution. The contract for the services should include initial warranty of all provided services and products and a minimum of a five (5) year warranty.

#### **4.8. Invoices/Payment**

Payments will be made based upon work completed. Payment shall be made by the 15<sup>th</sup> of the month following receipt of the Contractor's invoice for the services.

#### **4.9. Deletion Or Modification Of Services**

The Village reserves the right to delete any portion of this Contract at any time without cause, and if such right is exercised by the Village, the total fee shall be reduced in the same ratio as the estimated cost of the work deleted bears to the estimated cost of the work originally planned. If work has already been accomplished on the portion of the Contract to be deleted, the Contractor shall be paid for the deleted portion on the basis of the estimated percentage of completion of such portion.

If the Contractor and the Village agree on modifications or revisions to the task elements, after the Village has approved work to begin on a particular task or project, and a budget has been established for that task or project, the Contractor will submit a revised budget to the Village for approval prior to proceeding with the work.

#### **4.10. Additional Items**

The Village may require additional items of a similar nature, but not specifically listed in the contract. The Contractor agrees to provide such items, and shall provide the Village prices on such additional items based upon a formula or method which is the same or similar to that used in establishing the prices in his proposal. If the price(s) offered are not acceptable to the Village, and the situation cannot be resolved to the satisfaction of the Village, the Village reserves the right to procure those items from other vendors or to cancel the contract upon giving the Contractor thirty (30) days written notice.

#### **4.11. Independent Contractor**

The Contractor is an independent contractor under this Contract. Personal services provided by the Contractor shall be by employees of the Contractor and subject to supervision by the Contractor, and not as officers, employees, or agents of the Village. Personnel policies, tax responsibilities, social security, health insurance, employee benefits, purchasing policies and other similar administrative procedures applicable to services rendered under this Contract shall be those of the Contractor.

#### **4.12. Uncontrollable Circumstances ("Force Majeure")**

The Village and Contractor will be excused from the performance of their respective obligations under this contract when and to the extent that their performance is delayed or prevented by any circumstances beyond their control including, fire, flood, explosion, strikes or other labor disputes, act of God or public emergency, war, riot, civil commotion, malicious damage, act or omission of any governmental authority, delay or failure or shortage of any type of transportation, equipment, or service from a public utility needed for their performance, provided that:

- a. the non performing party gives the other party prompt written notice describing the particulars of the Force Majeure including, but not limited to, the nature of the occurrence and its expected duration, and continues to furnish timely reports with respect thereto during the period of the Force Majeure;
- b. the excuse of performance is of no greater scope and of no longer duration than is required by the Force Majeure;
- c. no obligations of either party that arose before the Force Majeure causing the excuse of performance are excused as a result of the Force Majeure; and
- d. the non performing party uses its best efforts to remedy its inability to perform.

Notwithstanding the above, performance shall not be excused under this Section for a period in excess of two (2) months, provided that in extenuating circumstances, the Village may excuse performance for a longer term. Economic hardship of the Contractor will not constitute Force Majeure. The term of the contract shall be extended by a period equal to that during which either party's performance is suspended under this Section.



#### **4.13. Insurance**

The contractor shall furnish proof of Worker's Compensation Insurance, General Liability Insurance and Comprehensive Automobile Liability Insurance. The coverage is to remain in force at all times during the contract period. The following minimum insurance coverage is required. The policy(ies) must include Employer's Liability with minimum limits of \$1,000,000.00 for each accident. The Village is to be added as an "additional insured" with relation to General Liability and Automobile Insurance. Any costs for adding the Village as "additional insured" will be at the contractor's expense.

- a. Workers Compensation: Notwithstanding FS 440.055, any firm performing work on behalf of North Bay Village must provide Workers' Compensation Insurance for the benefit of its employees.

Exceptions and exemptions can only be made if they are in accordance with Florida Statute.

- b. Comprehensive General Liability with minimum limits of one million dollars (\$1,000,000.00) each occurrence; two million dollars (\$2,000,000.00) general aggregate limit. Such certificate shall list the Village as an additional insured.

NOTE: If Comprehensive General Liability limits are less than one million dollars (\$1,000,000.00), the sum of Comprehensive General Liability limits and Excess Liability limits must equal no less than one million dollars (\$1,000,000.00).

- c. Automobile Liability must equal no less than one million dollars (\$1,000,000.00) for each occurrence. The Contractor shall provide to the Village original certificates of such coverage prior to engaging in any activities under this contract. Certificates shall have no less than thirty (30) days' notice of cancellation. No work can be started until the certificate is submitted and approved by the Village Manager.

In the event that you are the successful proposer, you will be required to provide a certificate naming the Village as an "additional insured" for both General Liability and Automobile coverages.

Certificate holder should be stated as follows:

North Bay Village  
1666 Kennedy Causeway, Suite 300  
North Bay Village Florida 33141

#### **4.15. Bonds**

The successful bidder shall provide with the executed contract or within five (5) days of the Effective Date of Contract, a cash bond, letter of credit or Payment/Performance bond in an amount equal to the total of the contract amount in a form satisfactory to the Village Attorney.

The surety providing such Bonds must be licensed authorized and admitted to do business in the State of Florida and must be listed in the Federal Register (Dept. of Treasury, Circular 570).

The cost of the premiums for such Bonds shall be at no cost to the VILLAGE. If notice of any change affecting the work under the Contract, the Contract Prices or Term or any of the provisions of the RFP Documents is required by the provisions of any Bond to be given to a surety, the giving of any such notice shall be CONTRACTOR'S sole responsibility.

#### **4.16. Lobbying Activities**

ALL BIDDERS/PROPOSERS PLEASE NOTE: Any bidder or proposer submitting a response to this solicitation must comply, if applicable, with North Bay Village Ordinances, Lobbying Activities. Copies of Ordinances may be obtained from the Village Clerk's Office. The ordinance may also be viewed on the Village's website or at [www.municode.com](http://www.municode.com).

#### **4.17. Contract Administrator**

The Village may designate a Contract Administrator whose principal duties shall be Liaison with Contractor to coordinate and approve all work under the contract.

Resolve any disputes. Assure consistency and quality of Contractor's performance.

Schedule and conduct Contractor performance evaluations and document findings.

Review and approve for payment all invoices for work performed or items delivered.

#### **4.18. Contractor Performance Reviews And Ratings**

The Village Contract Administrator may develop a Contractor performance evaluation report at the discretion of the Village Manager. This report shall be used to periodically review and rate the Contractor's performance under the contract with performance rating as follows:

- Excellent - far exceeds requirements.
- Good - Exceeds requirements
- Fair - Just meets requirements.
- Poor - does not meet all requirements and Contractor is subject to penalty provisions under the contact.
- Noncompliance – does not comply with requirements or continued poor performance after notice or a performance level that does not meet a significant portion of the requirements. This rating makes the Contractor subject to the default or cancellation for cause provisions of the contract.

The report shall also list all discrepancies found during the review period. The Contractor shall be provided with a copy of the report, and may respond in writing if he takes exception to the report or wishes to comment on the report. Contractor performance reviews and subsequent reports will be used in determining the suitability of contract extension.

#### **4.19. Bid Tabulations/Intent To Award**

Notice of Intent to Award Contract/Bid, resulting from the Village's Formal solicitation process, requiring Village Commission action is available at Village Hall. Tabulations of receipt of those parties responding to a formal solicitation may be found at Village Hall or any interested party may call the Village Clerk at (305) 756-7171.

## **SECTION 5 – TECHNICAL SPECIFICATIONS/SCOPE OF SERVICE**

### **5.1 Purpose**

North Bay Village is requesting proposals from qualified vendors/contractors to clean the main Wet Well located at 1851 Galleon Street, North Bay Village, Florida, as follows:

- Remove approximately 2 feet of floating accumulated materials from the wet well.
- Remove accumulated materials from around the wet well platform area.
- Dispose of waste materials at appropriate permitted disposal site.
- The work shall be performed in accordance with confined space safety procedures and OSHA requirements.
- Provide to the village copies of all disposal tickets

The bid price shall include all equipment, labor, materials and applicable fees for cleaning and proper disposal of waste materials. Bidders are encouraged to visit the site prior to submittal of bids.

## **5.2 Scope of Services**

### **CLEANING MAIN WET WELL AT 1851 GALLEON STREET**

North Bay Village is requesting proposals from qualified vendors/contractors to clean the main Wet Well located at 1851 Galleon Street, North Bay Village, Florida, as follows:

- Remove approximately 2 feet of floating accumulated materials from the wet well.
- Remove accumulated materials from around the wet well platform area.
- Dispose of waste materials at appropriate permitted disposal site.
- The work shall be performed in accordance with confined space safety procedures and OSHA requirements.
- Provide to the village copies of all disposal tickets

The bid price shall include all equipment, labor, materials and applicable fees for cleaning and proper disposal of waste materials. Bidders are encouraged to visit the site prior to submittal of bids.

## SECTION 6- EVALUATION PROCEDURES

### 6.1 Selection Committee

Proposals submitted will be evaluated by a Selection Committee.

The following criteria will be used to evaluate proposal responses and to make a recommendation to the Village Commission.

#### 1. Mandatory elements

a) The vendor contractor is independent and licensed to practice in the State of Florida.

b) The vendor/contractor has no conflict of interest with regard to any other work performed by the vendor/contractor for North Bay Village.

d) The vendor/contractor has a record of quality work.

e) The vendor/contractor adheres to the instructions in this RFP for preparation and submission of the proposal.

#### 2. Pre-Requisite Qualifications

Proposers submitting a Proposal in response to this RFP must, at a minimum, meet the following Pre-Requisite Qualifications. All requested documentation and/or information must be provided in the Proposal to confirm that the Firm has satisfied all of the Pre-Requisite Qualifications. **Vendor/Contractors that do not meet the following qualifications shall be deemed non-responsive.**

Vendor/contractor shall be in good standing with all regulatory departments of the State of Florida.

Vendor/contractor shall have at least one operating office located within Florida

#### 3. Evaluation Criteria:

a) Expertise and Experience (Maximum Points - 40)  
(i.e. the firm's past experience and performance on similar projects of comparable size and complexity.)

b) Responses of references (Maximum Points - 20)

c) Cost (Maximum Points – 40)

Evaluation of proposals will be conducted by an evaluation committee of qualified Village Staff, or other persons selected by the Village Manager. It may be a two-step process. In step one the committee will evaluate all responsive proposals based upon the information and references contained in the proposals as submitted. The committee will score and rank all responsive proposals and determine a number one proposer. In the event the committee cannot identify a number one proposer, it may give further consideration to all responsive proposals received. Proposers may be required to provide an oral presentation by appearing before the Evaluation Committee or by conference telephone call for clarification purposes only, with the finalists and re-score and re-rank the finalists proposals. Information and references submitted will be considered in the award. The committee will then make a recommendation to the Village Manager for final recommendation to the Village Commission for award.

The Village may require additional information and Proposers agree to furnish such information.

The Village reserves the right to award the contract to that Proposer who will best serve the interest of the Village. The Village reserves the right, based upon its deliberations and in its opinion, to accept or reject any or all proposals. The Village also reserves the right to waive minor irregularities or variations to the specifications and in the bidding process.

## **SECTION 7 - REQUIREMENTS OF THE PROPOSAL**

All proposals must be submitted as specified on the proposal pages which follow. Any attachments must be clearly identified. To be considered, the proposal must respond to all parts of the RFP. Any other information thought to be relevant, but not applicable to the enumerated categories, should be provided as an appendix to the proposal. If publications are supplied by a proposer to respond to a requirement, the response should include reference to the document number and page number. This format will provide a quick reference for the evaluators. Proposals not providing this reference will be considered to have no reference material included in the additional documents.

Proposals must be submitted in a sealed package with the RFP number, due and open dates, and RFP title (NBV RFP 2017-004) clearly marked on the outside. If more than one package is submitted, they should be marked 1 of 2, etc.

Proposals will be received by mail or hand-delivered to the Village Clerk's Office, 1666 Kennedy Causeway, Suite 300, North Bay Village, FL, 33141 on or prior to April 3, 2017 no later than 3:00 pm. The proposal shall be signed by a representative who is authorized to contractually bind the Contractor.

**PROPOSERS MUST SUBMIT AN IDENTIFIED UNBOUND ORIGINAL DOCUMENT PLUS SIX (6) BOUND COPIES AND ONE (1) CD ROM OF THE PROPOSAL PAGES INCLUDING ANY ATTACHMENTS.THE ABOVE REQUIREMENT TOTALS EIGHT (8) COPIES OF YOUR PROPOSAL.**



## SECTION 8 – TECHNICAL PROPOSAL

The following issues should be fully responded to in your proposal in concise narrative form. Each issue should be referenced and be presented in the following order:

Tab 1: Proposal Signature Page

Tab 2: Ability to Meet the Project Schedule

Include a proposed schedule that shows how the Contractor would provide services within the time frame required.

Tab 3: State number of years' experience the proposer has had in providing similar services. If services provided differs from the one presented in your proposal, please delineate such differences. If your company has not provided similar services in the past, explain fully why you consider your company qualified to perform this service for North Bay Village.

Tab 4: Proposer to provide a minimum of three (3) references for which similar services have been used in this area. If additional space is required, include as an appendix to RFP 2017-004 response. If additional references are provided, please attach this information as an appendix to your RFP response.

Description of services rendered:

During the month(s)/year(s):

Name of Governmental Agency (Village or county):

Principal Contact Person:

Telephone Number:

Fax Number:

Email Address:

If you have ever failed to complete work awarded to you, explain where and why.

Tab 5: List any North Bay Village or other governmental agency with which the proposer has had contracts or agreements during the past three (3) years.

Tab 6: Provide a summary of any litigation filed against Proposer, principals, or individuals employed by the Proposal in the past three (3) years which is related to the services the Proposer provides in the regular course of business. The summary shall state the nature of the litigation, a brief description of the case, the outcome or projected outcome, and the monetary amounts involved.

Tab 7: Proposer please quote your company's rates for providing additional services

Tab 8: Attach copies of all Insurance Certificates for our review.

Tab 9: Any additional information. The proposer understands that the information contained in these Proposal Pages is to be relied upon by the Village in awarding the proposed Contract, and such information is warranted by the proposer to be true. The proposer agrees to furnish such additional information, prior to acceptance of any proposal, relating to the qualifications of the proposer, as may be required by the Village.

**COMPLETE AND RETURN THE REQUIRED NUMBER OF PROPOSAL PAGES AND ATTACHMENTS.**

## SECTION 9 – CONE OF SILENCE

### 9.1 Cone of Silence

You are hereby advised that this Request for Proposal No. NBV RFP 2017-004 is subject to the “Cone of Silence” in accordance with Section 38.18 of the North Bay Village Code of Ordinances. A proposer who violates these provisions shall not be considered for this Request for Proposal in addition to any other applicable penalties.

#### **§ 38.18 - Cone of Silence.**

(A) Contracts for the provision of goods and services.

(1) "Cone of Silence" is hereby defined to mean a prohibition on:

a. any communication regarding a particular RFP, RFQ, or bid between a potential vendor, service provider, bidder, lobbyist, or consultant and the Village's professional staff including, but not limited to, the Village Manager and his or her staff;

b. any communication regarding a particular RFP, RFQ, or bid between the Mayor or Village Commissioners and any member of the Village's professional staff including, but not limited to, the Village Manager and his or her staff;

c. any communication regarding a particular RFP, RFQ or bid between a potential vendor, service provider, bidder, lobbyist, or consultant and any member of the selection committee therefor;

d. any communication regarding a particular RFP, RFQ or bid between the Mayor, Village Commissioners and any member of the selection committee;

e. any communication regarding a particular RFP, RFQ or bid between a potential vendor, service provider, bidder, lobbyist, or consultant and the Mayor or Village Commissioners; and

f. any communication regarding a particular RFP, RFQ or bid between any member of the Village's professional staff and any member of the selection committee.

The Village Manager and the Chairperson of the selection committee may communicate about a particular selection committee recommendation, but only after the committee has submitted an award recommendation to the Village Manager and provided that should any change occur in the committee recommendation, the content of the communication and of the corresponding change shall be described in writing and filed by the Village Manager with the Village Clerk and be included in any recommendation memorandum submitted by the Village Manager to the Village Commission.

Notwithstanding the foregoing, the Cone of Silence shall not apply to:

- a. communications with the Village Attorney and his or her staff;
- b. duly noticed site visits to determine the competency of bidders regarding a particular bid during the time period between the opening of bids and the time the Village Manager makes his or her written recommendation;
- c. any emergency procurement of goods or services;
- d. communication regarding a particular RFP, RFQ or bid between any person and the contracting officer responsible for administering the procurement process for the RFP, RFQ or bid, provided the communication is limited strictly to matters of process or procedure already contained in the corresponding solicitation document.

(2) Procedure.

a. A Cone of Silence shall be imposed upon each RFP, RFQ and bid after the advertisement of the RFP, RFQ or bid. At the time of imposition of the Cone of Silence, the Village Manager or his or her designee shall provide for public notice of the Cone of Silence. The Village Manager shall issue a written notice to the affected departments, file a copy of the notice with the Village Clerk, with a copy to the Mayor and each Village Commissioner, and shall include in any public solicitation for goods and services a statement disclosing the requirements of this ordinance. Notwithstanding any other provision of this section, the imposition of a Cone of Silence on a particular RFP, RFQ or bid shall not preclude staff from obtaining industry comment or performing market research, provided all communications related thereto between a potential vendor, service provider, bidder, lobbyist, or consultant and any member of the Village's professional staff including, but not limited to, the Village Manager and his or her staff, are in writing or are made at a duly noticed public meeting.

b. The Cone of Silence shall terminate at the time the Village Manager makes his or her written recommendation to the Village Commission; provided, however, that if the Village Commission refers the Village Manager's recommendation back to the Village Manager or staff for further review, the Cone of Silence shall be re-imposed until the time as the Village Manager makes a subsequent written recommendation.

(3) Exceptions. The provisions of this ordinance shall not apply to oral communications at pre-bid conferences, oral presentations before selection committees, contract negotiations during any duly noticed public meeting, public presentations made to the Village Commission during any duly noticed public meeting or communications in writing at any time with any Village employee, official or member of the Village Commission unless specifically prohibited by the applicable RFP, RFQ or bid documents.

The bidder or proposer shall file a copy of any written communication with the Village Clerk. The Village Clerk shall make copies available to any person upon request.

(B) Penalties. In addition to the penalties provided in this chapter and Miami-Dade County Code Section 2-11.1 (s) and (v), violation of this section by a particular bidder or proposer shall render any RFP award, RFQ award or bid award to the bidder or proposer voidable. Any person who violates a provision of this ordinance shall be prohibited from serving on a Village competitive selection committee. In addition to any other penalty provided by law, violation of any provision of this ordinance by a Village employee shall subject the employee to disciplinary action up to and including dismissal. Additionally, any person who has personal knowledge of a violation of this ordinance shall report the violation to the State Attorney and, or, may file a complaint with the Ethics Commission.

## **SECTION 10 – QUALIFICATION FORMS**

The forms located in this section of the RFP shall be included in the Sealed Proposal. Forms not completed in full may result in disqualification.

**(This space intentionally left blank)**

**FORM 1  
PROPOSAL PRICING SHEET**

Provide a proposal containing a total price to perform the project and services as described in this request for proposals. The total all-inclusive maximum price bid is to contain all direct and indirect costs including all out-of-pocket expenses. The selected vendor agrees not to exceed this amount.

**CLEANING MAIN WET WELL AT  
1851 GALLEON STREET**

The price below represents the full cost to North Bay Village for cleaning the Main Wet Well at 1851 Galleon Street detailed in the NBV RFP 2017-004. Any additional price quotes shall be submitted on a separate page and marked as an alternate quote for additional services or products.

<b>TOTAL COST</b>	\$
-------------------	----

**Taxpayer** **Identification** **Number:**

\_\_\_\_\_

**BIDDER:**

\_\_\_\_\_  
(Company Name)

\_\_\_\_\_  
(Signature of Authorized Representative)

\_\_\_\_\_  
(Printed Name and Title)

**FORM 2**  
**PROPOSER'S STATEMENT OF ORGANIZATION**

1. Full Name of Business Concern (Proposer):

\_\_\_\_\_

Principal Business Address:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

2. Principal Contact Person(s):

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

3. Form of Business Concern (Corporation, Partnership, Joint Venture, Other):

\_\_\_\_\_

\_\_\_\_\_

4. Provide names of partners or officers as appropriate and indicate if the individual has the authority to sign in name of Proposer. Provide proof of the ability of the individuals so named to legally bind the Proposer.

Name	Address	Title
------	---------	-------

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

If a corporation, in what state incorporated: \_\_\_\_\_

Date Incorporated: \_\_\_\_\_

Month

Day

Year

If a Joint Venture or Partnership, date of agreement: \_\_\_\_\_

5. List all firms participating in this project (including subcontractors, etc.):

Name	Address	Title
------	---------	-------

1.

\_\_\_\_\_

2.

\_\_\_\_\_



6. Outline specific areas of responsibility for each firm listed in Question 5.

1.

---

2.

---

7. Licenses:

a. County or Municipal Occupational License No.

---

(Attach Copy)

b. Business Tax Receipt Classification:

---

c. Business Tax Receipt Expiration Date:

---

d. Federal I.D. No:

---

**FORM 3**  
**PERSONNEL**

The Village requires that the proposer include the resumes of the principle of the company and any manager or superintendent that will be providing services under the specification of NBV 2017-004. Resumes should be provided in the following format, however, additional information may be provided at the option of the Proposer.

---

- A. Name & Title
- B. Years of Experience with this company:  
With Other Similar companies:
- C. Education:  
  
Degree(s)  
  
Year/Specialization
- D. Professional References: (List a minimum of 3)
- E. Other Relevant Experience and Qualifications
- F. Attach applicable licenses for each individual performing services pursuant to this Contract.

**FORM 4  
REFERENCES**

The Proposer shall provide a minimum of three (3) references of public and or private agencies presently being served by the Proposer with similar services to those being proposed in this Proposal.

1. Name of Agency: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Principal Contact Person(s): \_\_\_\_\_  
\_\_\_\_\_  
Year Contract Initiated: \_\_\_\_\_
2. Name of Agency: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Principal Contact Person(s): \_\_\_\_\_  
\_\_\_\_\_  
Year Contract Initiated: \_\_\_\_\_
3. Name of Agency: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Phone Number: \_\_\_\_\_  
Principal Contact Person(s): \_\_\_\_\_  
\_\_\_\_\_  
Year Contract Initiated: \_\_\_\_\_

**FORM 5**  
**DRUG-FREE WORKPLACE**

The undersigned vendor/contractor (company) in accordance with Chapter 287.087, Florida Statutes, hereby certifies that \_\_\_\_\_ does:  
(Name of Company)

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

7. As the person authorized to sign the statement, I certify that this firm complies fully with the above requirements.

\_\_\_\_\_  
Signature (Blue ink only)

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

Witness my hand and official notary seal/stamp at \_\_\_\_\_ the day and year written above

STATE OF FLORIDA                    )  
  ) SS:  
COUNTY OF MIAMI-DADE        )

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared \_\_\_\_\_ as \_\_\_\_\_, of \_\_\_\_\_, an organization authorized to do business in the State of Florida, and acknowledged executing the foregoing Form as the proper official of \_\_\_\_\_ for the use and purposes mentioned in the Form and affixed the official seal of the corporation, and that the instrument is the act and deed of that corporation. He/She is personally known to me or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and County aforesaid on this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

**FORM 6**  
**ACKNOWLEDGMENT OF ADDENDA**

The Proposer hereby acknowledges the receipt of the following addenda issued by the Village and incorporated into and made part of this RFP. In the event the Proposer fails to include any such addenda in the table below, submission of this form shall constitute acknowledgment of receipt of all addenda, whether or not received by him/her.

ADDENDUM NUMBER	DATE RECEIVED	PRINT NAME	TITLE	SIGNATURE (BLUE INK ONLY)

**FORM 7  
INDEPENDENCE AFFIDAVIT**

The undersigned individual, being duly sworn, deposes and says that:

1. He/She is \_\_\_\_\_ of \_\_\_\_\_, the Proposer that has submitted the attached Proposal;
  
2. (a) Below is a list and description of any relationships, professional, financial or otherwise that Proposer may have with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units for the past five (5) years.  
(b) Additionally, the Proposer agrees and understands that Proposer shall give the Village written notice of any other relationships professional, financial or otherwise that Proposer enters into with the Village, its elected or appointed officials, its employees or agents or any of its agencies or component units during the period of the Contract.

(If paragraph 2(a) above does not apply, please indicate by stating, “not applicable” in the space below.)

3. I have attached an additional page to this form explaining why such relationships do not constitute a conflict of interest relative to performing the services sought in the RFP.

\_\_\_\_\_  
Signature (Blue ink only)

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

[Acknowledgment on following page.]

Witness my hand and official notary seal/stamp at \_\_\_\_\_ the day and year written above

STATE OF FLORIDA )  
 ) SS:  
COUNTY OF MIAMI-DADE )

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared \_\_\_\_\_ as \_\_\_\_\_, of \_\_\_\_\_, an organization authorized to do business in the State of Florida, and acknowledged executing the foregoing Affidavit as the proper official of \_\_\_\_\_ for the use and purposes mentioned in the Affidavit and affixed the official seal of the corporation, and that the instrument is the act and deed of that corporation. He/She is personally known to me or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and County aforesaid on this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:



**FORM 8  
CERTIFICATION TO ACCURACY OF PROPOSAL**

PROPOSER, by executing this Form, hereby certifies and attests that all Forms, Affidavits and documents related thereto that it has enclosed in the Proposal in support of its Proposal are true and accurate. Failure by the PROPOSER to attest to the truth and accuracy of such Forms, Affidavits and documents shall result in the Proposal being deemed non-responsive and such Proposal will not be considered.

The undersigned individual, being duly sworn, deposes and says that:

1. He/She is \_\_\_\_\_ of \_\_\_\_\_, the PROPOSER that has submitted the attached Proposal;
2. He/She is fully informed respecting the preparation and contents of the attached Proposal and of all Forms, Affidavits and documents submitted in support of such Proposal;
3. All Forms, Affidavits and documents submitted in support of this Proposal and included in this Proposal are true and accurate;
4. No information that should have been included in such Forms, Affidavits and documents has been omitted; and
5. No information that is included in such Forms, Affidavits or documents is false or misleading.

\_\_\_\_\_  
Signature (Blue ink only)

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

[Acknowledgment on following page.]

Witness my hand and official notary seal/stamp at \_\_\_\_\_ the day  
and year written above

STATE OF FLORIDA            )  
  ) SS:  
COUNTY OF MIAMI-DADE    )

BEFORE ME, an officer duly authorized by law to administer oaths and take  
acknowledgments, personally appeared \_\_\_\_\_ as  
\_\_\_\_\_, of \_\_\_\_\_,  
an organization authorized to do business in the State of Florida, and acknowledged  
executing the foregoing Form as the proper official of \_\_\_\_\_ for the  
use and purposes mentioned in the Form and affixed the official seal of the corporation, and  
that the instrument is the act and deed of that corporation. He/She is personally known to me  
or has produced \_\_\_\_\_ as identification.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at in the State and  
County aforesaid on this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

**FORM 9**  
**SWORN STATEMENT PURSUANT TO SECTION 287.133 (3)(a),**  
**FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES**

THIS FORM MUST BE SIGNED AND SWORN TO IN THE PRESENCE OF A NOTARY PUBLIC OR OTHER OFFICIAL AUTHORIZED TO ADMINISTER OATHS.

This sworn statement is submitted to the NORTH BAY VILLAGE by:

\_\_\_\_\_ [print individual's name and title]

for \_\_\_\_\_ [print name of entity submitting sworn statement]

whose business address is \_\_\_\_\_

\_\_\_\_\_ and (if applicable) its Federal Employer Identification Number (FEIN) is \_\_\_\_\_ (If the entity has no FEIN, include the Social Security Number of the individual signing this sworn statement: \_\_\_\_\_).

1. I understand that a “public entity crime” as defined in Paragraph 287.133 (1)(g), Florida Statutes, means a violation of any state or federal law by a person with respect to and directly related to the transaction of business with any public entity or with an agency or political subdivision of any other state or of the United States, including, but not limited to , any bid or contract for goods or services to be provided to any public entity or an agency or political subdivision of any other state or of the United States and involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material misrepresentation.
2. I understand that “convicted” or “conviction” as defined in Paragraph 287.133 (1)(b), Florida Statutes, means a finding of guilt or a conviction of a public entity crime, with or without an adjudication of guilt, in any federal or state trial court of record relating to charges brought by indictment or information after July 1, 1989, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.
3. I understand that an “affiliate” as defined in Paragraph 287.133 (1)(a), Florida Statutes, means:
  - a. A predecessor or successor of a person convicted of a public entity crime; or

- b. An entity under the control of any natural person who is active in the management of the entity and who has been convicted of a public entity crime. The term “affiliate” includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in the management of an affiliate. The ownership by one person of shares constituting a controlling interest in any person, or a pooling of equipment or income among persons when not for fair market value under an arm’s length agreement, shall be a prima facie case that one person controls another person. A person who knowingly enters into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months shall be considered an affiliate.
4. I understand that a “person” as defined in Paragraph 287.133 (1)(e), Florida Statutes, means any natural person or entity organized under the laws of any state or of the United States with the legal power to enter into a binding contract and which bids or applies to bid on contracts for the provision of goods or services let by a public entity, or which otherwise transacts or applies to transact business with a public entity. The term “person” includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in management of an entity.
5. Based on information and belief, the statement which I have marked below is true in relation to the entity submitting this sworn statement. [Indicate which statement applies.]

\_\_\_\_\_ Neither the entity submitting this sworn statement, nor any of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, nor any affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

\_\_\_\_\_ The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989.

\_\_\_\_\_ The entity submitting this sworn statement, or one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent of July 1, 1989. However, there has been a subsequent proceeding before a Hearing Officer of the State of Florida, Division of Administrative Hearings and the Final Order entered by the Hearing Officer determined that it was not in the public interest to place the entity submitting this sworn statement on the convicted vendor list. [Attach a copy of the final order.]

[Acknowledgment on following page.]

I UNDERSTAND THAT THE SUBMISSION OF THIS FORM TO THE CONTRACTING OFFICER FOR THE PUBLIC ENTITY IDENTIFIED IN PARAGRAPH 1 (ONE) ABOVE IS FOR THAT PUBLIC ENTITY ONLY, AND THAT THIS FORM IS VALID THROUGH DECEMBER 31 OF THE CALENDAR YEAR IN WHICH IT IS FILED. I ALSO UNDERSTAND THAT I AM REQUIRED TO INFORM THE PUBLIC ENTITY PRIOR TO ENTERING INTO A CONTRACT IN EXCESS OF THE THRESHOLD AMOUNT PROVIDED IN SECTION 287.017, FLORIDA STATUTES, FOR CATEGORY TWO OF ANY CHANGE IN THE INFORMATION CONTAINED IN THIS FORM.

\_\_\_\_\_  
Signature (Blue ink only)

STATE OF FLORIDA            )  
  )  
COUNTY OF MIAMI-DADE    )

On this the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, before me, the undersigned Notary Public of the State of Florida, personally appeared (Name(s) of individual(s) who appeared before notary) \_\_\_\_\_ and whose name(s) is/are subscribed to the within instrument, and he/she/they acknowledge that he/she/they executed it.

WITNESS my hand and official seal.

\_\_\_\_\_  
Notary Public, State of Florida

NOTARY PUBLIC:  
SEAL OF OFFICE:

\_\_\_\_\_  
(Name of Notary Public: print, stamp or type as commissioned.)

- \_\_\_\_\_ Personally known to me, or
- \_\_\_\_\_ Personal identification:  
\_\_\_\_\_  
(Type of Identification Produced)
- \_\_\_\_\_ Did take an oath, or
- \_\_\_\_\_ Did Not take an oath



301 South Bronough Street • Suite 300 • P.O. Box 1757 • Tallahassee, FL 32302-1757 • (850) 222-9684 • Fax (850) 222-3806 • www.floridaleagueofcities.com

TO: Municipal Key Official

FROM: Michael Sittig, Executive Director 

DATE: May 22, 2017

SUBJECT: 91st Annual FLC Conference  
VOTING DELEGATE INFORMATION  
August 17-19, 2017 – World Center Marriott, Orlando

As you know, the Florida League of Cities' Annual Conference will be held at the World Center Marriott, Orlando, Florida on August 17-19. This conference will provide valuable educational opportunities to help Florida's municipal officials serve their citizenry more effectively.

It is important that each municipality designate one official to be the voting delegate. Election of League leadership and adoption of resolutions are undertaken during the business meeting. One official from each municipality will make decisions that determine the direction of the League.

In accordance with the League's by-laws, each municipality's vote is determined by population, and the League will use the Estimates of Population from the University of Florida for 2016.

Conference registration materials will be sent to each municipality in the month of June. Materials will also be posted on-line. Call us if you need additional copies.

If you have any questions on voting delegates, please call Gail Dennard at the League (850) 701-3619 or (800) 616-1513, extension 3619. **Voting delegate forms must be received by the League no later than August 14, 2017.**

Attachments: Form Designating Voting Delegate

President **Susan Haynie**, Mayor, Boca Raton

First Vice President **Gil Ziffer**, Commissioner, Tallahassee • Second Vice President **Leo E. Longworth**, Commissioner, Bartow  
Executive Director **Michael Sittig** • General Counsel **Harry Morrison, Jr.**

**91st Annual Conference  
Florida League of Cities, Inc.  
August 17-19, 2017  
Orlando, Florida**

It is important that each member municipality sending delegates to the Annual Conference of the Florida League of Cities, designate one of their officials to cast their votes at the Annual Business Session. League By-Laws requires that each municipality select one person to serve as the municipalities voting delegate. *Municipalities do not need to adopt a resolution to designate a voting delegate.*

Please fill out this form and return it to the League office so that your voting delegate may be properly identified.

**Designation of Voting Delegate**

Name of Voting Delegate: \_\_\_\_\_

Title: \_\_\_\_\_

Municipality of: \_\_\_\_\_

**AUTHORIZED BY:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title

Return this form to:

Gail Dennard  
Florida League of Cities, Inc.  
Post Office Box 1757  
Tallahassee, FL 32302-1757  
Fax to Gail Dennard at (850) 222-3806 or email [gdennard@flcities.com](mailto:gdennard@flcities.com)

## **Important Dates**

### **May 2017**

Notice to Local and Regional League Presidents and Municipal Associations  
regarding the Resolutions Committee

### **June 2017**

Appointment of Resolutions Committee Members

### **July 12th**

Deadline for Submitting Resolutions to the League office

### **August 17th**

Policy Committee Meetings  
Voting Delegates Registration

### **August 18th**

Resolutions Committee Meeting

### **August 19th**

Immediately Following Breakfast – Pick Up Voting Delegate Credentials  
Followed by Annual Business Session





**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL  
33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:  
www.nbvillage.com

**NORTH BAY VILLAGE  
RECOMMENDATION MEMORANDUM**

**DATE:** July 11, 2017

**TO:** Mayor Connie Leon Kreps  
Vice-Mayor Eddie Lim  
Commissioner Jose R. Alvarez  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreana Jackson

**RECOMMENDED BY STAFF:** Village Manager Frank K. Rollason

**PRESENTED BY STAFF:** Village Manager Frank K. Rollason

**SUBJECT:** Adoption of the Proposed Budget and Proposed Millage Rates and Dates/Time for September Public Hearings.

**RECOMMENDATION:**

It is recommended that the Village Commission adopt the attached Resolution approving the Proposed Millage Rates for the General Fund and Debt Service, the Proposed FY 2018 Budget, and setting the dates and time for the two (2) Public Hearings in September.

**BACKGROUND:**

The Village Manager held a public workshop with the Village Commission on June 20, 2017 to review the changes from the FY 2017 Budget. The Commission discussed changes, which are presented in the FY 2018 Proposed Budget Presentation, along with additional items that were increased or decreased. The Village is required to follow the provisions of Section 200.065, Florida Statutes (TRIM), which requires the Proposed Millage Rates and Public Hearing dates/time be established by Resolution and be submitted to the Miami-Dade Property Appraiser's Office by August 4, 2017.

The Proposed Budget ad valorem was presented using the Estimated Taxable Value of \$1,032,000,000. The Certification of Taxable Value was received from the Miami-Dade Property Appraiser on Friday, July 1<sup>st</sup>, which showed that the gross taxable value for FY 2018 is \$1,037,240,053. The proposed millage to fund the FY 2018 Budget is 5.3542 or an increase of .5110 mills over the FY 2017 rate of 4.8432. The increase in taxable value will generate about \$28,000 more for FY 2018 and will be an increase in revenue over the prior year. This increase will be reflected in line 92 of the Budget Presentation.

However, it is recommended that the millage rate be set at .50 mills, above the rate necessary to fund the proposed budget. This will allow for any changes that may occur during the September Public Hearings. The Millage Rate can only be lowered at the first or second public hearing in September.

The Commission is also required to set the millage rate for the Voted Debt to generate \$642,881 necessary to fund the Debt Service. This proposed millage rate for FY 2018 is .6198 which is a reduction of .091 mills compared to FY 2017 rate of .7108.

**BUDGET:**

The Proposed Budget presentation includes all the revenue and expense changes from FY 2017.



**North Bay Village**

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

[www.nbvillage.com](http://www.nbvillage.com)

**MEMORANDUM**

**North Bay Village**

**DATE:** June 30, 2017

**TO:** Yvonne P. Hamilton, CMC  
Village Clerk

**FROM:** Frank K. Rollason  
Village Manager

**SUBJECT:** Introduction of Resolution

---

Pursuant to Section 3.08 of the Village Charter, I hereby introduce the following Resolution:

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA DETERMINING THE PROPOSED MILLAGE RATES AND SETTING THE DATE, TIME AND PLACE OF PUBLIC HEARINGS TO ADOPT THE TENTATIVE AND FINAL MILLAGE AND BUDGET FOR FISCAL YEAR 2017-18 AS REQUIRED BY LAW; DIRECTING THE VILLAGE CLERK TO FILE SAID RESOLUTION WITH THE PROPERTY APPRAISER OF MIAMI-DADE COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE.**

Accordingly, please place the item on the next available agenda.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA DETERMINING THE PROPOSED MILLAGE RATES AND SETTING THE DATE, TIME AND PLACE OF PUBLIC HEARINGS TO ADOPT THE TENTATIVE AND FINAL MILLAGE AND BUDGET FOR FISCAL YEAR 2017-18 AS REQUIRED BY LAW; DIRECTING THE VILLAGE CLERK TO FILE SAID RESOLUTION WITH THE PROPERTY APPRAISER OF MIAMI-DADE COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

WHEREAS, on July 1, 2017, Pedro J. Garcia, Property Appraiser of Miami-Dade County, Florida (the "Property Appraiser") served upon North Bay Village, Florida (the "Village"), a Certification of Taxable Value (the "Certification") certifying to the Village its 2016 taxable value; and

WHEREAS, the provisions of Section 200.065, Florida Statutes, require that the Village, within thirty-five (35) days of service of the Certification, furnish to the Property Appraiser the proposed millage rate, the current year rolled-back rate and the date, time and place at which public hearings will be held to consider the proposed millage rate and the tentative budget.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AS FOLLOWS:**

**Section 1. Recitals.** The foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are made a specific part of this Resolution.

**Section 2. Declaration of Proposed Millage Rate.** The proposed millage rate for North Bay Village for Fiscal Year 2017-18 is declared to be \_\_\_\_\_ mills, which is \$ \_\_\_\_\_ per \$1,000.00 of assessed property within North Bay Village, which is \_\_\_\_\_ more than the rolled back rate of 4.4760 mills by \_\_\_\_\_ or \_\_\_\_\_%.

**Section 3. Computation of Rolled-back rate.** The current year rolled-back rate as computed pursuant to Section 200.065, Florida Statutes, is 4.4760 mills, which is \$4.4760 per \$1,000.00 of assessed property within North Bay Village.

**Section 4. Declaration of Proposed Debt-Service Millage Rate.** The proposed debt service millage is .6198.

**Section 5. Schedule of Millage and Budget Hearings.** The proposed date, time and place of the first and second public hearings are set by the Village Commission as follows:

<u>Date</u>	<u>Time</u>	<u>Place</u>
<b><u>FIRST PUBLIC HEARING:</u></b>		
Tuesday, September 12, 2016	6:30 PM	Village Hall 1666 Kennedy Causeway, #101 North Bay Village, FL 33141
<b><u>SECOND PUBLIC HEARING:</u></b>		
Thursday, September 21, 2016	6:30 PM	Village Hall 1666 Kennedy Causeway, #101 North Bay Village, FL 33141

The Village Commission will conduct a public hearing on the proposed general fund millage rate first. At the conclusion of the general fund millage rate hearing, the Commission will conduct a public hearing on the Debt Service millage rate. These items will be followed by a public hearing on the Annual Budget. The Budget may be discussed during the hearing, but the millage rate must be voted on first.

In the event that the Board of County Commissioners of Miami-Dade County, Florida or School Board schedule any County Budget Hearing on a date set for a Village Budget Hearing, the Village Manager is authorized to change the date of either or both the Budget Hearings.

**Section 6. Authorization of Village Clerk.** The Village Clerk is directed to send the original Certification of Taxable Value and a certified copy of this Resolution to the Property Appraiser on or before August 4, 2017.

**Section 7. Effective Date.** This Resolution shall take effect immediately upon its adoption.

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps \_\_\_\_\_  
Vice Mayor Eddie Lim \_\_\_\_\_  
Commissioner Jose R. Alvarez \_\_\_\_\_  
Commissioner Dr. Douglas N. Hornsby \_\_\_\_\_  
Commissioner Andreana Jackson \_\_\_\_\_

**PASSED AND ADOPTED** this 11th day of July, 2017.

\_\_\_\_\_  
Connie Leon-Kreps, Mayor

**ATTEST:**

\_\_\_\_\_  
Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM FOR USE ONLY BY  
NORTH BAY VILLAGE:**

\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.  
Village Attorney

North Bay Village Resolution: Proposed Millage Rates/Setting Time of Budget Public Hearings.



# CERTIFICATION OF TAXABLE VALUE

Reset Form

Print Form

DR-420  
R. 5/12  
Rule 12D-16.002  
Florida Administrative Code  
Effective 11/12

Year: 2017	County: MIAMI-DADE
Principal Authority: NORTH BAY VILLAGE	Taxing Authority: CITY OF NORTH BAY VILLAGE

**SECTION I: COMPLETED BY PROPERTY APPRAISER**

1.	Current year taxable value of real property for operating purposes	\$	1,014,979,408	(1)
2.	Current year taxable value of personal property for operating purposes	\$	22,260,645	(2)
3.	Current year taxable value of centrally assessed property for operating purposes	\$	0	(3)
4.	Current year gross taxable value for operating purposes <i>(Line 1 plus Line 2 plus Line 3)</i>	\$	1,037,240,053	(4)
5.	Current year net new taxable value (Add new construction, additions, rehabilitative improvements increasing assessed value by at least 100%, annexations, and tangible personal property value over 115% of the previous year's value. Subtract deletions.)	\$	4,182,104	(5)
6.	Current year adjusted taxable value <i>(Line 4 minus Line 5)</i>	\$	1,033,057,949	(6)
7.	Prior year FINAL gross taxable value from prior year applicable Form DR-403 series	\$	954,741,137	(7)
8.	Does the taxing authority include tax increment financing areas? If yes, enter number of worksheets (DR-420TIF) attached. If none, enter 0	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Number 0 (8)
9.	Does the taxing authority levy a voted debt service millage or a millage voted for 2 years or less under s. 9(b), Article VII, State Constitution? If yes, enter the number of DR-420DEBT, <i>Certification of Voted Debt Millage</i> forms attached. If none, enter 0	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	Number 1 (9)
<b>Property Appraiser Certification</b>		I certify the taxable values above are correct to the best of my knowledge.		
<b>SIGN HERE</b>	Signature of Property Appraiser:		Date:	
	Electronically Certified by Property Appraiser		6/30/2017 3:19 PM	

**SECTION II: COMPLETED BY TAXING AUTHORITY**

If this portion of the form is not completed in FULL your taxing authority will be denied TRIM certification and possibly lose its millage levy privilege for the tax year. If any line is not applicable, enter -0-.

10.	Prior year operating millage levy <i>(If prior year millage was adjusted then use adjusted millage from Form DR-422)</i>		4.8432	per \$1,000 (10)
11.	Prior year ad valorem proceeds <i>(Line 7 multiplied by Line 10, divided by 1,000)</i>	\$	4,624,002	(11)
12.	Amount, if any, paid or applied in prior year as a consequence of an obligation measured by a dedicated increment value <i>(Sum of either Lines 6c or Line 7a for all DR-420TIF forms)</i>	\$	0	(12)
13.	Adjusted prior year ad valorem proceeds <i>(Line 11 minus Line 12)</i>	\$	4,624,002	(13)
14.	Dedicated increment value, if any <i>(Sum of either Line 6b or Line 7e for all DR-420TIF forms)</i>	\$	0	(14)
15.	Adjusted current year taxable value <i>(Line 6 minus Line 14)</i>	\$	1,033,057,949	(15)
16.	Current year rolled-back rate <i>(Line 13 divided by Line 15, multiplied by 1,000)</i>		4.4760	per \$1000 (16)
17.	Current year proposed operating millage rate		5.3542	per \$1000 (17)
18.	Total taxes to be levied at proposed millage rate <i>(Line 17 multiplied by Line 4, divided by 1,000)</i>	\$	5,553,591	(18)

Continued on page 2



19.	TYPE of principal authority (check one)	<input type="checkbox"/> County	<input type="checkbox"/> Independent Special District	(19)
		<input checked="" type="checkbox"/> Municipality	<input type="checkbox"/> Water Management District	
20.	Applicable taxing authority (check one)	<input checked="" type="checkbox"/> Principal Authority	<input type="checkbox"/> Dependent Special District	(20)
		<input type="checkbox"/> MSTU	<input type="checkbox"/> Water Management District Basin	
21.	Is millage levied in more than one county? (check one)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	(21)

**DEPENDENT SPECIAL DISTRICTS AND MSTUs**



**STOP HERE - SIGN AND SUBMIT**

22.	Enter the total adjusted prior year ad valorem proceeds of the principal authority, all dependent special districts, and MSTUs levying a millage. <i>(The sum of Line 13 from all DR-420 forms)</i>	\$	4,624,002	(22)
23.	Current year aggregate rolled-back rate <i>(Line 22 divided by Line 15, multiplied by 1,000)</i>		4.4760 per \$1,000	(23)
24.	Current year aggregate rolled-back taxes <i>(Line 4 multiplied by Line 23, divided by 1,000)</i>	\$	4,642,686	(24)
25.	Enter total of all operating ad valorem taxes proposed to be levied by the principal taxing authority, all dependent districts, and MSTUs, if any. <i>(The sum of Line 18 from all DR-420 forms)</i>	\$	5,553,591	(25)
26.	Current year proposed aggregate millage rate <i>(Line 25 divided by Line 4, multiplied by 1,000)</i>		5.3542 per \$1,000	(26)
27.	Current year proposed rate as a percent change of rolled-back rate <i>(Line 26 divided by Line 23, minus 1, multiplied by 100)</i>		19.62 %	(27)

**First public budget hearing**

Date :

Time :

Place :

**S  
I  
G  
N  
  
H  
E  
R  
E**

**Taxing Authority Certification**

I certify the millages and rates are correct to the best of my knowledge. The millages comply with the provisions of s. 200.065 and the provisions of either s. 200.071 or s. 200.081, F.S.

Signature of Chief Administrative Officer :

Date :

Title :

VILLAGE MANAGER

Contact Name and Contact Title :

BERT WRAINS, FINANCE DIRECTOR

Mailing Address :

1666 KENNEDY CAUSEWAY

Physical Address :

1666 KENNEDY CAUSEWAY

City, State, Zip :

NORTH BAY VILLAGE, FL 33141

Phone Number :

305/756-7171

Fax Number :

305/756-7722

Instructions on page 3



# CERTIFICATION OF VOTED DEBT MILLAGE

Reset Form

Print Form

DR-420DEBT  
R. 6/10  
Rule 12D-16.002  
Florida Administrative Code  
Effective 11/12

Year : 2017	County : MIAMI-DADE
Principal Authority : NORTH BAY VILLAGE	Taxing Authority : CITY OF NORTH BAY VILLAGE

Levy Description :  
VOTED DEBT

**SECTION I: COMPLETED BY PROPERTY APPRAISER**

1.	Current year taxable value of real property for operating purposes	\$	1,014,979,408	(1)
2.	Current year taxable value of personal property for operating purposes	\$	22,260,645	(2)
3.	Current year taxable value of centrally assessed property for operating purposes	\$	0	(3)
4.	Current year gross taxable value for operating purposes (Line 1 plus Line 2 plus Line 3)	\$	1,037,240,053	(4)

<b>SIGN HERE</b>	<b>Property Appraiser Certification</b> I certify the taxable values above are correct to the best of my knowledge.	
	Signature of Property Appraiser : Electronically Certified by Property Appraiser	Date : 6/30/2017 3:19 PM

**SECTION II: COMPLETED BY TAXING AUTHORITY**

5.	Current year proposed voted debt millage rate	0.6198	per \$1,000	(5)
6.	Current year proposed millage voted for 2 years or less under s. 9(b) Article VII, State Constitution	0.0000	per \$1,000	(6)

<b>S I G N  H E R E</b>	<b>Taxing Authority Certification</b> I certify the proposed millages and rates are correct to the best of my knowledge.	
	Signature of Chief Administrative Officer :	Date :
	Title : VILLAGE MANAGER	Contact Name and Contact Title : BERT WRAINS, , FINANCE DIRECTOR
	Mailing Address : 1666 KENNEDY CAUSEWAY	Physical Address : 1666 KENNEDY CAUSEWAY
	City, State, Zip : NORTH BAY VILLAGE, FL 33141	Phone Number : 305/756-7171

### INSTRUCTIONS

Property appraisers must complete and sign Section I of this form with the DR-420, *Certification of Taxable Value*, and DR-420S, *Certification of School Taxable Value*, and provide it to all taxing authorities levying a

- Voted debt service millage levied under Section 12, Article VII of the State Constitution or
- Millage voted for two years or less under s. 9(b), Article VII of the State Constitution

**Section I: Property Appraiser**

Use a separate DR-420DEBT for each voted debt service millage that's levied by a taxing authority. The property appraiser should check the Yes box on Line 9 of DR-420, *Certification of Taxable Value*, or Line 8 of DR-420S, *Certification of School Taxable Value*. The property appraiser should provide the levy description and complete Section I, Lines 1 through 4 of this form, for each voted debt service millage levied.

Enter only taxable values that apply to the voted debt service millage indicated.

Sign, date, and forward the form to the taxing authority with the DR-420.

**Section II: Taxing Authority**

Each taxing authority levying a voted debt service millage requiring this form must provide the proposed voted debt millage rate on Line 5.

If a DR-420DEBT wasn't received for any

- Voted debt service millages or
- Millages voted for two years or less

contact the property appraiser as soon as possible and request a DR-420DEBT.

Sign, date, and return the form to your property appraiser with the DR-420 or DR-420S.

All TRIM forms for taxing authorities are available on our website at <http://dor.myflorida.com/dor/property/trim>



## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

Total Taxable Value \$1,032,000,000  
 Current Millage Rate 4.8432  
 Revenue at 4.8432 (95%) \$4,748,273  
 Revenue Increase - 1 Mill \$990,400

### Mandatory Additional Expenses

GENERAL FUND: Ad Valorem Funded

Description	GENERAL FUND: Ad Valorem Funded					Millage Rate Increase	Annual Property Tax Impact/Average Value	Annual Property Tax Impact/Average Value
	FY17 BUDGET	June 20th	July 11th					
1 Merit Increases/Step Raises (uniform police)	\$ 18,239	\$ 23,000	\$ 23,000			0.0235	\$200,000	\$300,000
2 Sworn Police Accreditation Incentive-including FICA & FRS (FOP Contract)	\$ 2,938,069	\$ 128,280	\$ 128,280			0.1308	\$26.17	\$39.25
3 Health Insurance-General fund portion 40% increase	\$ 458,024	\$ 183,209	\$ 183,209			0.1869	\$37.37	\$56.06
4 FRS Retirement Increase (State Mandate) all general employees excluding uniform police	\$ 125,260	\$ 7,900	\$ 7,900			0.0081	\$1.61	\$2.42
5 COLA 1.5% for Non-Union (Non-Executive) / (7 employees)	\$ -	\$ 4,950	\$ 4,950			0.0050	\$1.01	\$1.51
6 Compensation for Non-Union (Non-Executive) including FICA/FRS for (7 employees)	\$ 479,033	\$ 16,748	\$ 16,748			0.0171	\$3.42	\$5.12
7 COLA 1.5% for all Union General Employees (13 employees)	\$ -	\$ 11,111	\$ 11,111			0.0113	\$2.27	\$3.40
8 Compensation for all Union General Employees including fringes (13 employees)	\$ -	\$ 34,313	\$ 34,313			0.0350	\$7.00	\$10.50
9 ADP Payroll Processing Cost from \$33,731 to \$36,000	\$ 33,731	\$ 2,269	\$ 2,269			0.0023	\$0.46	\$0.69
10 Longevity Payments	\$ 30,600	\$ 2,000	\$ 2,000			0.0020	\$0.41	\$0.61
11 Police Officers uniform allowance-per contract \$200 per year for Shoes.From \$4,320 to \$5,400	\$ 4,320	\$ 1,080	\$ 1,080			0.0011	\$0.22	\$0.33
12 Sub-Total Mandatory Additional Expenses		\$ 414,861	\$ 414,861			0.4232	\$84.63	\$126.95
<b>FY 2018 Proposed Millage Rate</b>								<b>5.3644</b>



## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

### Mandatory Additional Expenses

GENERAL FUND- Ad Valorem Funded		Annual Property Tax Impact/Average Value		Annual Property Tax Impact/Average Value		
Description	FY17 BUDGET	June 20th	July 11th	Millage Rate Increase	\$200,000	\$300,000
13 Contract Services Holiday Lighting from \$40,000 to \$55,500	\$ 40,000	\$ 15,500	\$ 15,500	0.0158	\$3.16	\$4.74
14 Advertising from \$18,000 to \$28,000	\$ 18,000	\$ 10,000	\$ 10,000	0.0102	\$2.04	\$3.06
15 Storage Space for Event Supplies & Hurricane Supplies from \$4,300 to \$5,052	\$ 4,300	\$ 752	\$ 752	0.0008	\$0.15	\$0.23
16 Village Hall Lease Increase 4% (Jul17-Sept18)	\$ 196,208	\$ 10,020	\$ 10,020	0.0102	\$2.04	\$3.07
17 Laserfiche Maintenance from \$5,000 to \$10,000	\$ 5,000	\$ 5,000	\$ 5,000	0.0051	\$1.02	\$1.53
18 SF-Landscape Maintenance Contract from \$96,050 to \$104,000	\$ 96,050	\$ 7,950	\$ 7,950	0.0081	\$2	\$2
19 Increase Commission Cellphone/Aircard from \$5,400 to \$6,000	\$ 5,400	\$ 600	\$ 600	0.0006	\$0	\$0
20 Increase Contract Services-Crossing Guard (add 1 crossing guard)	\$ 36,000	\$ 9,016	\$ 9,016	0.0092	\$1.84	\$2.76
21 Copier Lease from \$6,276 to \$9,372	\$ 6,276	\$ 3,096	\$ 3,096	0.0032	\$0.63	\$0.95
22 E-Notify-Court Subponea Project	\$ -	\$ 2,000	\$ 2,000	0.0020	\$0.41	\$0.61
23 E-Crash/E-Citation Hardware-Traffic Enforcement & Crash (State Mandate)	\$ -	\$ 77,500	\$ 77,500	0.0790	\$15.81	\$23.71
24 Software & upgrades-(Required Police Encryption/Power DMS and Support software/ Accreditation/Police Bar Code/Remote Access Software)	\$ 5,700	\$ 10,700	\$ 18,300	0.0187	\$3.73	\$5.60
25 Sub-Total Mandatory Additional Expenses	\$ 152,134	\$ 159,734	\$ 159,734	0.1629	\$32.59	\$48.88
FY 2018 Proposed Millage Rate				5.3644		



## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

<b>Mandatory Additional Expenses</b>									
GENERAL FUND - Ad Valorem Funded									
	Description	FY17 BUDGET	June 20th	July 11th	Millage Rate Increase	Annual Property Tax Impact/Average Value	Annual Property Tax Impact/Average Value		
26	Portable Radios & Accessories (3 X \$3,500)	\$ -	\$ 10,500	\$ -	-	\$200,000	\$0	\$300,000	\$0
27	1 Motorcycle Lease \$750 per month. \$9,000 annual lease	\$ 7,500	\$ 1,500	\$ 1,500	0.0015	\$0.31	\$0.46		
28	(1) K9 Lease Vehicle \$815 per month/\$9,780 Annual. Cap Cost Reduction Payment \$7,800 and dog expenses \$5,420	\$ -	\$ 23,000	\$ 23,000	0.0235	\$4.69	\$7.04		
29	Police Property Room Security/Accreditation Requirement	\$ -	\$ 25,000	\$ 25,000	0.0255	\$5	\$8		
30	SF: Increase North Bay Village Water Irrigation Service	\$ 21,000	\$ 9,000	\$ 9,000	0.0092	\$2	\$3		
31	GPS Operations/Includes install from \$11,000 to \$16,000	\$ 11,000	\$ 5,000	\$ 5,000	0.0051	\$1	\$2		
32	<b>Sub-Total Mandatory Additional Expenses</b>		\$ 74,000	\$ 63,500	0.0648	\$12.95	\$19.43		
33	<b>Total Proposed Mandatory Additional Expenses</b>		\$640,995	\$638,095	0.6509	\$130.17	\$195.26		
FY 2018 Proposed Millage Rate									
									5.3644



## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

### Village Manager's Recommendations

#### GENERAL FUND: Ad Valorem Funded

Description	FY17 BUDGET	June 20th	July 11th	Millage Rate Increase	Annual Property Tax Impact/Average Value	Annual Property Tax Impact/Average Value
<b>POLICE DEPARTMENT RECOMMENDATIONS</b>						
34 (12) Patrol Vehicle Lease \$781 per month/\$9,372 Annual per vehicle. Cap Cost Reduction \$6,220. Annual Cost \$112,464 + \$74,640=\$187,104 Lease price includes the cost of all new equipment.	-	\$ 187,104	\$ 187,104	0.1908	\$38.17	\$57.25
35 (1) Unmarked Vehicle Rental \$842 per month-DEA Detached Detective	-	\$ 10,104	\$ 10,104	0.0103	\$2.06	\$3.09
36 Police Boat Radar / night operation	-	\$ 1,200	-	-	\$0	\$0
37 (5) Gun Lockers for existing Police Vehicles / Active Shooter Equipment	-	\$ 6,000	\$ 6,000	0.0061	\$1.22	\$1.84
38 Renovate Training Room	-	\$ 14,500	\$ 14,500	0.0148	\$2.96	\$4.44
39 Youth Services Community Events from \$6,000 to \$12,000 (Bike Rodeo, Nat Night Out, Red Ribbon, Movie Night)	\$ 6,000	\$ 6,000	\$ 6,000	0.0061	\$1.22	\$1.84
40 Two Bicycles	-	\$ 4,000	-	-	\$0	\$0
41 Sub-Total Village Manager's Recommendations		\$ 228,908	\$ 223,708	0.2282	\$45.64	\$68.45
		<b>FY 2018 Proposed Millage Rate</b>				<b>5.3644</b>



## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

<b>Village Manager's Recommendations</b>									
<b>GENERAL FUND: Ad Valorem Funded</b>									
Description	FY17 BUDGET	June 20th	July 11th	Millage Rate Increase	Annual Property Tax Impact/Average Value	Annual Property Tax Impact/Average Value			
42 Add Holiday Bonus from \$3,540 to \$3,900	\$ 3,540	\$ 360	\$ 360	0.0004	\$0.07	\$0.11			
43 SF: Increase Temporary Personnel for Public Works from \$36,500 to \$42,000	\$ 36,500	\$ 5,500	\$ 5,500	0.0056	\$1.12	\$1.68			
44 New Menorah	\$ -	\$ 1,500	\$ 1,500	0.0015	\$0.31	\$0.46			
45 TIES Agenda Books	\$ -	\$ 400	\$ 400	0.0004	\$0.08	\$0.12			
46 Sub-Total Village Manager's Recommendations	\$ 7,760	\$ 7,760	\$ 7,760	0.0079	\$1.58	\$2.37			
47 Total Village Manager's Recommendation	\$236,668	\$231,468	\$231,468	0.2361	\$47	\$71			
<b>FY 2018 Proposed Millage Rate</b>						<b>5.3644</b>			



## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

### Programs in Addition to Manager's Recommendation GENERAL FUND: Ad Valorem Funded

	Description	FY17 BUDGET	June 20th	July 11th	Millage Rate Increase	Annual Property Tax Impact/Average Value	Annual Property Tax Impact/Average Value
48	Pelican Harbor Annual Event from \$356 to \$956 (Sponsored by Mayor Connie Leon-Kreps)	\$ 356	\$ 1,269	\$ 600	0.0006	\$200,000 \$0.12	\$300,000 \$0.18
49	CITI Bikes	-	\$ 50,000	\$ 22,000	0.0224	\$4.49	\$6.73
50	Paddle Board Event (Sponsored by Vice Mayor Eddie Lim and Commissioner Andreana Jackson)	-	\$ 10,000	\$ 10,000	0.0102	\$2.04	\$3.06
51	History Book of North Bay Village (Sponsored by Commissioner Andreana Jackson)	-	\$ 13,000	\$ 13,000	0.0133	\$3	\$3.96
52	Villagewide Special Promotions- (Sponsored by Commissioner Andreana Jackson)	-	\$ 5,000	\$ 5,000	0.0051	\$1	\$2
53	Mural for TIES (Sponsored by Commissioner Andreana Jackson)	-	\$ 5,000	\$ 5,000	0.0051	\$1.02	\$1.53
54	Aventura Marketing Council Membership (Sponsored by Commissioner Andreana Jackson)	-	\$ 475	\$ 475	0.0005	\$0.10	\$0.15
55	Convert PT Code Enforcement Officer to Full-Time (Eliminating PT CE Vacant Position)		\$ -	\$ 14,163	0.0144	\$2.89	\$4.33
56	SF: Two Medjool Palms at the entrance of adv ave and hispanola ave	\$ -	\$ -	\$ 44,625	0.0455	\$9.10	\$13.66
57	Full-Time PIO/Social Media Specialist	\$ -	\$ -	\$ 85,000	0.0867	\$17.34	\$26.01
58	Sub-Total Programs in Addition to Manager's Recommendation	\$ -	\$ 84,744	\$ 199,863	0.2039	\$40.77	\$61.16
59	Total Programs In Addition to Manager's Recommendations	\$ -	\$84,744	\$199,863	0.2039	\$40.77	\$61.16
				FY 2018 Proposed Millage Rate		\$5.3644	\$5.3644





## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

<b>REDUCTIONS FROM FY 2016-17</b>										
<b>GENERAL FUND: Ad Valorem Funded</b>										
	Description	FY17 BUDGET	June 20th	July 11th	Millage Rate Decrease	Annual Property Tax Impact/Average Value	Annual Property Tax Impact/Average Value			
60	PD: Reduce Body Armor Helmets from \$14,000 to \$2,100 (FY2018 \$700 X 3)	\$ 14,000	\$ (11,900)	\$ (\$11,900)	(0.0121)	\$200,000	\$300,000			
61	PD: Reduce State of the Art-Lightweight Vest from \$23,200 to \$3,000 (FY2018 \$1,000 X 3)	\$ 23,200	\$ (20,200)	\$ (\$20,200)	(0.0206)	\$4.12	\$6.18			
62	PD: Reduce Active Shooter Vest from \$11,000 to \$2,400 (FY2018 \$800 X 3)	\$ 11,000	\$ (8,600)	\$ (\$8,600)	(0.0088)	\$1.75	\$2.63			
63	PD: Reduce Ballistic Shields from \$12,250 to \$5,600 (FY2018 \$2,800 X 2)	\$ 12,250	\$ (6,650)	\$ (\$6,650)	(0.0068)	\$1.36	\$2.03			
64	PD: Assault Patrol Rifles \$2,600 X 8 from \$26,000 to \$20,800	\$ 26,000	\$ (5,200)	\$ (\$5,200)	(0.0053)	\$1.06	\$1.59			
65	PD: Reduce Tire Purchase for Police Department from \$7,500 to \$5,000	\$ 7,500	\$ (2,500)	\$ (\$2,500)	(0.0025)	\$0.51	\$0.76			
66	PD: Reduce Repair & Maintenance of Vehicles for Police Department from \$45,000-\$30,000	\$ 45,000	\$ (15,000)	\$ (\$15,000)	(0.0153)	\$3.06	\$4.59			
67	PD: Reduce Contract Service Medical from \$5,000 to \$2,500	\$ 5,000	\$ (2,500)	\$ (\$2,500)	(0.0025)	\$0.51	\$0.76			
68	PD: Reduce Professional Promotional Exam-Sergeant	\$ 4,550	\$ (4,550)	\$ (\$4,550)	(0.0046)	\$0.93	\$1.39			
69	PD: Reduce License Plate Reader	\$ 19,000	\$ (19,000)	\$ (\$19,000)	(0.0194)	\$3.88	\$5.81			
70	PD: Reduce (8) Public Safety Cameras at balance of NBV/Island Entrances	\$ 25,000	\$ (25,000)	\$ (\$25,000)	(0.0255)	\$5.10	\$7.65			
71	PD: LEO Awards Annual Event	\$ 3,000	\$ (3,000)	\$ (\$3,000)	(0.0031)	\$0.61	\$0.92			
72	PD: Optimist Annual Event	\$ 1,000	\$ (1,000)	\$ (\$1,000)	(0.0010)	\$0.20	\$0.31			
73	Reduce Election Expense	\$ 10,000	\$ -	\$ (\$10,000)	(0.0102)	\$2.04	\$3.06			
74	Reduce Ordinance Codification	\$ 12,000	\$ -	\$ (\$8,000)	(0.0082)	\$1.63	\$2.45			
75	Reduce gas & oil (Street Maintenance Pick-up Trucks)	\$ 10,500	\$ (5,500)	\$ (\$5,500)	(0.0056)	\$1.12	\$1.68			
76	Increase Interfund transfer- share from UT Fund	\$ 790,443	\$ (77,510)	\$ (\$85,943)	(0.0877)	\$17.53	\$26.30			
77	Additional Increase Interfund transfer- share to Street Maintenance Fund	\$ 132,008	\$ 21,722	\$ \$310	0.0003	\$0.06	\$0.09			
78	Increase Interfund transfer-After School & Summer Program	\$ 6,428	\$ 3,572	\$ \$3,572	0.0036	\$0.73	\$1.09			
79	Net decrease of expenditures /revenues	\$ -	\$ 7,659	\$ \$4,819	0.0049	\$0.98	\$1.47			
80	Sub-total - for reductions	\$ -	\$ (175,157)	\$ (\$225,842)	(0.2304)	\$46.07	\$69.11			
81	FY 2018 Proposed Decreases	\$ -	\$ (175,157)	\$ (\$225,842)	(0.2304)	\$46.07	\$69.11			
				FY 2018 Proposed Millage Rate						
				5.3644						



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

82	<b>****Savings: 1.5% COLA for EXECUTIVE EMPLOYEES</b>	<b><u>\$8,191</u></b>
83	<b>****Savings: 3% Merit Increase for EXECUTIVE EMPLOYEES</b>	<b><u>\$15,859</u></b>
84	<b>POTENTIAL ADDITIONAL REVENUE SOURCE UTILITY TAX 5% \$80,000</b>	



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

**IMPACT ON MILLAGE RATE**

		JULY			
		June 20th	July 11th		
85	FY 2017 Adopted Millage Rate			4.8432	
86	Estimated Rollback Rate			4.5039	
87	FY 2018 Mandatory Increase	\$640,995	\$638,095	0.6509	5.4941
88	FY 2018 Manager's Recommendation Increase	\$236,668	\$231,468	0.2361	5.7301
89	FY 2018 Programs in Addition to Manager's Recommendations	\$84,744	\$199,863	0.2039	5.9340
90	FY 2018 NET Decrease of Expenditures	(\$175,157)	(\$225,842)	(0.2304)	5.7036
91	FY 2018 Increase in Revenue Over Prior Year (AD VALOREM)	(\$332,621)	(\$332,621)	(0.3393)	5.3644
92	<b>FY 2018 PROPOSED MILLAGE RATE</b>				
93	<b>Total proposed % increase over FY2017 Millage Rate of 4.8432</b>				
94	<b>Total proposed % increase over Roll Back Rate of 4.5039</b>				
					19.11%



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

<b>GENERAL FUND MILLAGE RATE (\$) FOR A HOME APPRAISED AT \$300,000</b>			
	<b>ADOPTED 2017 MILLAGE DATE AT</b>	<b>FY 2018 ROLLED BACK RATE AT</b>	<b>PROPOSED FY 2018 MILLAGE RATE AT</b>
95	4.8432	4.5039	5.3644
96	TAXABLE VALUE OF HOME \$300,000	\$322,590	\$300,000
97	DIVIDED BY \$1,000 \$300	\$323	\$300
98	MULTIPLIED BY MILLAGE RATE \$1,453	\$1,453	\$1,609
99	(DECREASE) / INCREASE GENERAL FUND MILLAGE (ANNUAL PAYMENT)		\$156.35
100	(DECREASE) / INCREASE GENERAL FUND MILLAGE (MONTHLY PAYMENT)		\$13.03



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

<b>DEBT MILLAGE RATE (\$) FOR A HOME APPRAISED AT \$300,000</b>			
101		ADOPTED FY 2017 DEBT MILLAGE RATE AT	PROPOSED FY 2018 DEBT MILLAGE RATE AT
	102 TAXABLE VALUE OF HOME	0.7108	0.6230
	103 DIVIDED BY \$1,000	\$300,000	\$300,000
	104 MULTIPLIED BY MILLAGE RATE	\$300	\$300
	105 (DECREASE) / INCREASE DEBT MILLAGE	\$213	\$187
(\$26.35)			
		FY 2017 ADOPTED RATE	FY 2018 PROPOSED RATE
	106 TOTAL GENERAL FUND AND DEBT MILLAGE RATE	5.5540	5.9874
	107 (DECREASE) / INCREASE DOLLARS	\$130.01	



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

<b><u>BUILDING FUND</u></b>	
Village Manager's Recommendations	
Description	Amount
108 Microfilming Building Records from \$7,000 to \$10,000 (Mandatory)	\$ 3,000
109 Health Insurance-Building fund contribution 40% estimated increase (Mandatory)	\$ 6,318
110 Compensation for 1 Union Employee including fringes	\$ 3,091
111 COLA 1.5% for 1 Union employee	\$ 858
112 Tablets for Inspectors (required to use with ENERGOV) Energov transition hardware/Software funded	\$ 4,800
113 Village Hall Lease increase 4% (Jul17-Sep18) Mandatory	\$ 908
114 Village Hall A/C after hours (Mandatory)	\$ 513
<b>115 FY 2018 Proposed Total for Building Fund</b>	<b>\$ 19,488</b>



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

<u><b>CITT (TRANSPORTATION FUND)</b></u>	
Village Manager's Recommendations	
Description	Amount
116 Street Lights (FPL) from \$50,000 to \$52,000	\$ 2,000
117 Resurface of streets, sidewalks, and street signs	\$ 160,000
<b>118 Total for CITT Fund Village Manager's Recommendation</b>	<b>\$ 162,000</b>



## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

<b>UTILITY FUND</b>		
<i>Administration, Water, Sewer, Sanitation, Stormwater</i>		
<i>Mandatory Additional Expenses:</i>		
	Description	Amount
119	Health Insurance-Utility fund contribution 40% estimated increase	\$ 72,348
120	COLA 1.5% for Non-Union (Non-Executive) / 10 Employees	\$ 2,787
121	Compensation for Non-Union (Non-Executive) including FICA/FRS (10 employees)	\$ 21,304
122	Compensation for all Union Utility Employees including fringes (7 employees)	\$ 19,068
123	COLA 1.5% for all Union Utility Employees (7 employees)	\$ 5,658
124	ADP Payroll Processing Cost	\$ 1,000
125	Grant Writer	\$ 12,000
125	Increase Cost Allocation to General Fund	\$ 85,943
126	Increase County fees for water, cost-pass-through	\$ -
127	Increase County fees for Sanitary Sewer disposal cost (6% Increase)-pass-through County (ESTIMATED)	\$ 62,700
128	<b>Sub-Total for Utility Fund Mandatory Additional Expenses</b>	<b>\$ 282,808</b>





**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

**UTILITY FUND**  
*Administration, Water, Sewer, Sanitation, Stormwater*

<b>Mandatory Additional Expenses:</b>		Description	Amount
129	Increase County fees for Solid Waste Disposal cost (estimated 5% overall)		\$ 19,013
130	Increase Recycling Services Increase by 6.5% (New Customers)		\$ 4,800
131	Increase Village Hall Lease increase 4% (Jul17-Sep18)		\$ 908
132	Increase Village Hall A/C after hours		\$ 513
133	Increase Lease (2) Rear Packer Garbage Trucks with Cable Modifications/ Lease (1) Trash truck with clam shell pick-up arm		\$ 31,867
134	<b>Sub-Total for Utility Fund Mandatory Additional Expenses</b>		<b>\$ 57,101</b>
135	<b>Total for Utility Funds Additional Expenses:</b>		<b>\$339,910</b>



## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

### UTILITY FUND-CAPITAL PROJECTS *Administration, Water, Sewer, Sanitation, Stormwater*

136	<p>There are several cost that go to individual departments and are consolidated here for discussion purpose.</p> <p>The Utility Fund consists of water, sewer, sanitation operations along with the stormwater, and utility administration.</p> <p>The Stormwater and Transportation departments have their own funding sources and are not supported by water, sewer and sanitation rates.</p> <p>The Village has received 4 contracts (3 Loans and 1 Grant) from the Florida Department of Environmental Protection (DEP) for the repair and replacement of elements of the water, sewer and stormwater systems. Some of the funding is a 100% grant and other portions are a part of the State's Revolving Loan Fund (RLF). When the projects funded by the loans are completed, the Village will be required to make semi-annual principal and interest payments. The repayment plan starts on April 15, 2018.</p>
-----	---



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

**TRUST FUNDS**

**IMPACT FEES FUNDS**

<b>IMPACT FEES FUNDS</b>		<b>FY 2017 Fund Balance</b>	<b>FY 2017 Revenue</b>	<b>FY 2017 Expenses Period 08</b>	<b>FY 2017 Projected Exp. Year End</b>	<b>FY 2018 Beginning Balance</b>
137	Police Impact Fees	\$0	\$0	\$0	\$0	\$0
138	Park Impact Fees-Capital Construction	\$95,893	\$4,068	\$91,031	\$91,031	\$4,862
139	Park Impact Fees-Open Space	\$219,878	\$0	\$0	\$219,878	\$0
140	<b>Impact Fees-Proposed Expenses for FY 2018</b>					
141	Replace playground floor with safe material - Vogel Park		\$ 93,338			
142	Synthetic Turf Field-Vogel Park		\$ 288,000			
143	Hip Shade Structure over the swing at Schonberger Park		\$ 35,000			
144	New Pavilion at Schonberger Park		\$ 50,000			
145	<b>FY2018 Proposed Expenses-Impact Fees</b>		<b>\$ 466,338</b>			



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

**CAPITAL PROJECTS FUND**

	FY 2017 Fund Balance	FY 2017 Revenue	FY 2017 Expenses Period 08	FY 2017 Projected Exp. Year End	FY 2018 Beginning Balance
146 Capital Projects -New Village Hall/Police/Fire	\$1,494,739	\$47,926	\$73,348	\$1,494,739	\$0

**FORFEITURE FUNDS**

	FY 2017 Fund Balance	FY 2017 Revenue	FY 2017 Expenses Period 08	FY 2017 Projected Exp. Year End	FY 2018 Beginning Balance
147 Federal Forfeiture Fund	\$190,510	\$325,077	\$313,409	\$501,455	\$14,131
148 Federal Forfeiture Notes: There will be some funding to start FY 2018. Any additional funds received through September 30, 2017 will be added to the carry over. Any reduction in spending through September 30, 2017 will add to the carryover. The overtime alone is costing about \$25,000 per month.					
149 State Forfeiture Fund	\$67,101	\$4,345	\$43,686	\$31,446	\$40,000
150 The remaining funds of \$40,000 are committed to pay Police Vehicle \$20,498 the police boat \$13,202 and the required non-profit allocation \$6,300					



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

<b>FEDERAL FORFEITURE FUND</b>		FY2017 ADOPTED BUDGET	FY2018 PROPOSED BUDGET	INCREASE/ DECREASE
151	Overtime-Police Officers	\$200,000	\$200,000	-
152	FICA	\$15,300	\$15,300	-
153	Retirement Contribution	38,120	45,140	7,020
154	<b>Personnel Costs TOTAL</b>	<b>\$253,420</b>	<b>\$260,440</b>	<b>7,020</b>
<i>Operating</i>				
155	Crime Watch/Community Policing	3,000	3,000	-
156	Contract Services - Data Processing-IT	15,000	15,000	-
157	Confidential Information	500	500	-
158	Investigations	15,000	15,000	-
159	Electric, Gas & Water-Dispatch Center	4,000	4,000	-
160	Repair, Replace & Maintain Equipment	\$27,855	\$27,855	-
161	Repair & Maintenance Building-Dispatch Roof/Elevator Mtnc	8,000	8,000	-
162	Repair & Maintenance Office Equip	1,000	1,000	-
163	<b>Sub-Total Operating TOTAL</b>	<b>74,355</b>	<b>74,355</b>	<b>-</b>



**NORTH BAY VILLAGE  
FY 2018 BUDGET WORKSHOP**

<b>FEDERAL FORFEITURE FUND</b>		FY2017 ADOPTED BUDGET	FY2018 PROPOSED BUDGET	INCREASE/ DECREASE
<i>Operating</i>				
164	Office Supplies	-	-	-
165	Copy Machine Lease/Supplies	3,000	3,000	-
166	Ammunition	6,000	6,000	-
167	Special Department Supplies	5,000	5,000	-
168	Travel, Conferences & Meetings	6,000	6,000	-
169	Telephone (Landlines)	40,000	40,000	-
170	Vehicle Rental	11,000	11,000	-
171	Education & Training	15,000	15,000	-
172	Uniforms	4,000	4,000	-
173	<b>Sub-Total Operating TOTAL</b>	<b>90,000</b>	<b>90,000</b>	<b>-</b>
174	<b>TOTAL FY 2018 PROPOSED FEDERAL FORFEITURE BUDGET</b>	<b>417,775</b>	<b>424,795</b>	<b>7,020</b>



## NORTH BAY VILLAGE FY 2018 BUDGET WORKSHOP

ALL FUNDS									
General, Water, Sewer, Sanitation, Stormwater, Parks, Underground Utilities									
Description	Amount			Funding Sources					
	TOTAL COST	Ad Valorem	Utility Rates	Grants	Impact Fees	Other			
1 New Village Hall with Police & Fire	\$ 29,000,000	\$ 25,000,000							\$ 4,000,000
2 Boardwalk Linear Park	\$ 4,000,000					\$ 2,000,000	\$ 2,000,000		
3 Baywalk Plaza - North	\$ 1,200,000					\$ 1,000,000	\$ 200,000		
4 Underground Utility Lines	\$ 15,000,000	\$ 15,000,000							
5 Water Transmission & Distribution Project# DW13040	\$ 4,400,000		\$ 4,400,000						
6 Meters & Service Line Replacement Project#DW13042	\$ 4,700,000		\$ 4,700,000						
7 Rehabilitate Lift Stations Project#WW13041	\$ 900,000		\$ 900,000						
8 Rehabilitation of Sanitary Sewer Lines Project#WW13041	\$ 3,900,000		\$ 3,900,000						
9 Rehabilitation of North Bay Island Stormwater Pump System	\$ 1,000,000		\$ 700,000	\$ 300,000					
10 Stormdrain Outfall Linings and Tide-Flex Valves \$150,000 SFWM/D Grant/\$225,000 State Grant/\$425,000 Stormwater Fund (52 Outlets)	\$ 800,000		\$ 425,000	\$ 375,000					
11 Repair, Replace or Abandon Miami Beach Forcemain (future project)	\$ 8,000,000		\$ 7,500,000	\$ 500,000					
	\$ 72,900,000	\$ 40,000,000	\$ 22,525,000	\$ 4,175,000	\$ 2,200,000	\$ 4,000,000			



## North Bay Village

14A

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### **OFFICIAL MINUTES** **SPECIAL VILLAGE COMMISSION MEETING**

**VILLAGE HALL**  
**1666 KENNEDY CAUSEWAY, #101**  
**NORTH BAY VILLAGE, FL 33141**

**WEDNESDAY, JUNE 7, 2017**  
**7:30 P.M.**

---

#### **1. CALL TO ORDER**

The meeting was called to order at 7:34 p.m. by Mayor Connie Leon-Kreps.

#### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

#### **ROLL CALL**

Commissioner Jose Alvarez  
Vice Mayor Eddie Lim  
Mayor Connie Leon-Kreps  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreana Jackson

Also Present:

Village Manager Frank K. Rollason  
Deputy Village Manager/HR Director Jenice Rosado  
Village Attorney Robert L. Switkes  
Finance Director Bert Wrains  
Police Chief Carlos Noriega



Village Clerk Yvonne P. Hamilton

The Mayor called for a “Moment of Silence” for the England Bridge terror attack that took place on May 27, 2017.

The Mayor distributed a copy of the “Oath of Office”, (Exhibit 1) to each member of the Commission and made reference to the language therein to uphold the Constitution and the laws of the State of Florida. She referred to the disclosure by Commissioner Dr. Douglas N. Hornsby at the May 9<sup>th</sup> Commission Meeting regarding a past conviction involving cocaine. The Mayor provided a copy of a letter (Exhibit 3) to the other members of Commission, which she drafted, requesting a legal advisory opinion from the Attorney General seeking advice as to whether Dr. Hornsby can legally be on the Commission and whether he lawfully served on the Planning & Zoning Board, due to his conviction.

The Mayor entered the following documents into the record: State of Tennessee vs. Douglas N. Hornsby, 1989 Petition for Requisition (Exhibit 2).

Mayor Connie Leon-Kreps made a motion to seek an advisory opinion from the Attorney General; and asked Dr. Hornsby to recuse himself until the opinion is received.

Commissioner Andreana Jackson pointed out that tonight’s meeting was only to hear the one item on the agenda, and it was illegal to address the matter concerning Commissioner Hornsby, because it was not advertised.

Village Attorney Robert Switkes advised the Mayor that this Special Meeting was called for the sole purpose of whether or not to cancel the regularly scheduled meeting for the second Tuesday of June and reschedule. And that any other item to be addressed should have been provided to the Village Clerk and be advertised.

In response to the Mayor’s comments that the Village Administration failed to apprise her on the matter concerning Dr. Hornsby, Mr. Switkes clarified for the record, that everybody on the dais were apprised that there was an ongoing criminal investigation involving an attempted extortion of a sitting Village Commissioner for the first time at the last Commission Meeting, when Dr. Hornsby’s made the disclosure. He explained that no information could be disclosed on an ongoing criminal investigation. He also informed the Commission that he had appraised everybody that in addition to advising the FBI and FDLE, he had contacted the Department of Elections in Tallahassee and ask them for an advisory opinion about some of the issues that the Mayor raised, although not in the context that she stated; and was advised that because of the complexity of the matter to put the information in writing; which he had done and was waiting for a response.

The Village Attorney advised the Mayor that it was inappropriate to take any action, except for voting on the passage of extending the meeting; and anything further wouldn't be properly advertised and shouldn't be discussed.

The Mayor stated that there was a fundamental issue that has to be addressed and referred to reports from the media about Dr. Hornsby's voting records.

In response to addressing the issue at this time, the Mayor referred to the April Commission Meeting being cancelled and the residents and the Commission entitlement to full disclosure, since they did not have all of the facts at the May 9<sup>th</sup> Commission Meeting. She questioned the legality of whether Dr. Hornsby's is able to vote.

The Village Attorney advised the Mayor that the matter concerning Dr. Hornsby could be addressed at the Regular Meeting.

Commissioner Jose Alvarez seconded the motion to seek a legal advisory opinion from the Attorney General regarding Commissioner Dr. Douglas N. Hornsby legal right to sit on the Village Commission.

The Mayor opened the floor to Public Comments.

Raul Toro, of 7536 Hispanola Avenue, addressed the Commission in opposition to Commissioner Dr. Hornsby sitting on the dais.

Vice Mayor Lim expressed his disagreement with the Mayor and reminded her of the legal advice given by the Village Attorney and of the matter being under investigation. He spoke about the only matter before the Commission to vote on rescheduling the meeting. He noted that he had planned a trip over a year ago, and did not want to miss the next meeting.

Commissioner Jose Alvarez concurred with seeking a legal opinion.

Commissioner Andreana Jackson and Vice Mayor Eddie Lim expressed opposition to their names being included in the letter that the Mayor had drafted to the Attorney General regarding the legality of Commissioner Hornsby sitting on the dais.

The Mayor suggested that there should be an objective opinion.

The Village Attorney again advised the Mayor that it was not proper to vote on an issue that was not properly noticed; and advised her that she could bring the exact motion to the next Regular Commission Meeting.

The Village Attorney read Section 3.03 of the Charter pertaining to Special Meetings.

The Mayor chose to move forward with the vote.

Vice Mayor Eddie Lim and Commissioner Andreana Jackson voiced their objection to voting on the matter. The Village Attorney explained that, if a vote is being taken, everyone on the dais is obligated to participate.

The vote on the motion to seek an advisory opinion from the Attorney General failed 3-2. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting No. Commissioner Jose Alvarez and Mayor Connie Leon-Kreps voted Yes.

2. **RESOLUTION**

A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, CHANGING THE DATE OF THE JUNE, 13 2017 COMMISSION MEETING; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

The Village Manager Frank K. Rollason explained his purpose for calling the Special Meeting to address a request by Vice Mayor Eddie Lim to change the regularly scheduled meeting of the second Tuesday of the month, June 13, 2017; since he had already made plans to be out of the country during that time.

Commissioner Andreana Jackson made a motion to change the Regular Meeting for June 13, 2017 to July 27, 2017 at 7:30 p.m., and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments.

There being no speakers she closed the floor to public comments.

The motion was adopted by a 4-1 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, and Commissioner Andreana Jackson all voting Yes. Mayor Connie Leon-Kreps voted No.

The Mayor asked the members of the dais if anyone had any legal action, civil or criminal pending at this time.

3. **ADJOURNMENT**

The meeting adjourned at \_\_\_\_\_

Prepared by: Yvonne P. Hamilton  
Village Clerk

Adopted by North Bay Village on

this \_\_\_\_\_ day of July 2017.

*Connie Leon-Kreps, Mayor*

(Note: The Minutes are not a verbatim record of the meeting. A copy of the audio recording is available at the Village Clerk's Office until the time for disposition in accordance with the Records Disposition and other Public Records Law.)



## North Bay Village

14B

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### **OFFICIAL MINUTES** **REGULAR VILLAGE COMMISSION MEETING**

**VILLAGE HALL**  
**1666 KENNEDY CAUSEWAY, #101**  
**NORTH BAY VILLAGE, FL 33141**

**TUESDAY, MAY 9, 2017**  
**7:30 P.M.**

1. **CALL TO ORDER**

A “Moment of Silence” was observed in for Village of Biscayne Park Former Mayor James Reeder, and MDCLC CITT Representative, who passed away on April 23rd, 2017.

**PLEDGE OF ALLEGIANCE**

House Representative David Richardson led the Pledge of Allegiance.

**ROLL CALL**

Commissioner Jose R. Alvarez  
Vice Mayor Eddie Lim  
Mayor Connie Leon-Kreps  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreana Jackson

**ALSO PRESENT:**

Village Manager Frank K. Rollason  
Deputy Village Manager/HR Director Jenice Rosado  
Finance Director Bert Wrains  
Police Chief Carlos Noriega  
Village Attorney Robert L. Switkes  
Village Planner Jim LaRue  
Deputy Village Clerk Jenorgen Guillen

2. A. **PROCLAMATIONS AND AWARDS**

1. **Ms. Sissy Shute, North Bay Village Star Award**

The Mayor recognized Resident Sissy Shute for contributing to the improvement and wellbeing of the Village, and presented her with the Star Award.

2. **National Foster Care Month (*Mayor Connie Leon-Kreps*)**

The Mayor read a proclamation into the record recognizing May 2017 as National Foster Care Month.

3. **TIES Highest Impact Teachers**

Plaques were presented to Beverly Dowell and Fara Mirabal who were recognized by the Department of Education as high performing teachers.

Principal Delia Villar thanked the Commission for the recognition.

B. **SPECIAL PRESENTATIONS**

1. **Legislative Update - The Honorable House Representative David Richardson (*Mayor Connie Leon-Kreps*)**

House Representative David Richardson discussed legislative issues affecting the Village.

2. **Human Trafficking Group – Victor Williams, Special Agent ICE/HIS/SAC, Miami, FL (*Commissioner Andreana Jackson*)**

Mr. Victor Williams addressed the Commission on Human Trafficking.

At this time Commissioner Dr. Douglas N. Hornsby disclosed that he had received threats against his and his wife's life and to resign from the Commission or his past conviction in Tennessee in 1989 involving cocaine would be made public. His right to vote was also questioned in the documents that he had received, and he obtained a letter from a judge in Tennessee on May 5, 2017 stating that he had a right to vote. He requested that the Commission re-affirm his position as At-Large Commissioner. The Village Attorney advised the Commission that coercion against a sitting public official is a criminal offense and the matter had been turned over to the federal authorities and reported to the Miami-Dade Elections Department for investigation.

Vice Mayor Eddie Lim made a motion to retroactively re-appoint Commissioner Dr. Douglas N. Hornsby, as At-Large Commissioner and to re-affirm all of his actions since he has been in office and Commissioner Andreana Jackson seconded the motion.

Alvin Blake, of 7601 Coquina Drive, and Raul Dominguez, of 7904 West Drive, addressed the Commission in support of Commissioner Hornsby.

The Mayor closed the floor to public comments

The motion was adopted by a 4-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

The Mayor recessed the meeting at 8:20 p.m. and reconvened at 8:34 p.m.

**C. ADDITIONS AND DELETIONS**

Commissioner Andreana Jackson requested that Item 11B be heard before the Consent Agenda. Mayor Connie Leon-Kreps requested that Items 9A, 9B, and 9D be removed from the Consent Agenda to be addressed separately.

Mayor Connie Leon-Kreps made a motion to amend the agenda. Commissioner Dr. Douglas N. Hornsby seconded the motion, and all voted in favor.

**3. GOOD & WELFARE**

Alvin Blake, of 7601 Coquina Drive, and Armando Hernandez, of 1819 Kennedy Causeway, addressed the Commission.

At this time Lobbyist Fausto Gomez discussed legislative issues.

**4. GRANT WRITER'S REPORT**

The Village Grant Writer Lakeesha Morris, of BellTower Consulting Group, LLC, reported on the status of Village grants.

**5. ADVISORY BOARD REPORTS**

**A. ANIMAL CONTROL ADVISORY BOARD**

A report was not provided.

**B. BUSINESS DEVELOPMENT ADVISORY BOARD**

A report was not provided.

**C. CITIZENS BUDGET & OVERSIGHT BOARD**

Laura Cattabriga, Chair of the Board, presented the report.

Mayor Connie Leon-Kreps made a motion for the Financial Advisor to make a report to the Citizens Budget & Oversight Board, prior to their report to the Commission, as requested by the Board. Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments.

Raul Toro, of 7636 Hispanola Avenue, addressed the Commission.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.

**D. COMMUNITY ENHANCEMENT BOARD**

A report was not provided.

**E. PLANNING & ZONING BOARD**

A report was not provided.

**6. VILLAGE COMMISSION'S REPORT**

Mayor Connie Leon-Kreps, Commissioner Dr. Douglas N. Hornsby, and Commissioner Andreana Jackson all provided verbal reports.

**7. VILLAGE ATTORNEY'S REPORT**

The Village Attorney Robert L. Switkes provided a verbal report.

**8. VILLAGE MANAGER'S REPORTS**

The Village Manager Frank K. Rollason presented his report, as well as the Finance Report, Public Safety Report, and Public Works Report.

At the request of the Village Manager to hold a Budget Workshop, Mayor Connie Leon-Kreps made a motion to hold a Budget Workshop on June 20, 2017 at 6:30 p.m. Vice Mayor Eddie Lim seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.



9. **CONSENT AGENDA:** (Matters on the Consent Agenda are self-explanatory and are not expected to require discussion or review. Items will be adopted by one motion. If discussion is desired by any member of the Commission, that item must be removed from the Consent Agenda and will be considered separately.)

C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO A LAW ENFORCEMENT MUTUAL AID AGREEMENT WITH THE CITY OF FORT LAUDERDALE; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

E. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AWARDED SCHOLARSHIPS TO GRADUATING HIGH SCHOOL SENIORS IN THE VILLAGE; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Mayor Connie Leon-Kreps made a motion to approve the Consent Agenda Items 9C and 9E. Commissioner Andreana Jackson seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.

11B. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN APPLICATION BY CARLOS MEGIAS FOR A SPECIAL USE EXCEPTION, PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES, TO OPERATE A GUIDED BOAT TOUR BUSINESS FROM THE MARINA AT 1819 KENNEDY CAUSEWAY, IN THE CL, LIMITED COMMERCIAL ZONING DISTRICT; PROVIDING FOR CONDITIONS; FINDINGS; AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

The Village Planner, Jim LaRue, of LaRue Planning & Management Services, Inc. presented the Staff Report recommending approval of the request with the following conditions:

1. If the special use exception to operate the commercial parking lot at 1755 Kennedy Causeway expires or is revoked for any reason, this special use exception to operate the boat tour at 1819 Kennedy Causeway shall be revoked.

2. If any operations of the boat tour use become a nuisance for neighboring Village residents or business owners, or if the use causes environmental damage to the Bay, the Village Commission may vote to revoke this special use exception approval.
3. Applicant must maintain a BTR for operation of the proposed boat tour operation.
4. Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.
5. Approval of this special use exception does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that results in a violation of federal or state law.
6. All applicable state and federal permits must be obtained before commencement of operations.
7. Approval is contingent upon the Business Tax Receipt (BTR) at 1755 Kennedy Causeway. If the BTR expires or is rescinded for any reason, the Tour Boat services will be terminated since there is not sufficient parking.
8. Personal flotation devices (PFDs) for children and adults shall be provided for all customers and must be US Coast Guard approved Type II PFDs/Near Shore Buoyant Vests. All passengers must don their PFD prior to leaving the dock or staging area and continue to wear while aboard the vessels.

The Village Attorney Robert L. Switkes read Chapter 29 of the Village Code regarding the conduct of Quasi-Judicial proceedings; and he swore in those individuals who indicated that they would testify.

The Mayor opened the Public Hearing.

The General Manager of Shucker's Restaurant, Armando Hernandez addressed the Commission.

The applicant Carlos Megias accepted the conditions of approval as set forth above.

The Mayor closed the Public Hearing.

Commissioner Dr. Douglas N. Hornsby made a motion to approve the request, and Commissioner Jose Alvarez seconded the motion. The motion was adopted by a 5-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST KARINA GONZALEZ OF 7928 WEST DR #504, NORTH BAY VILLAGE, FLORIDA; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE SETTLEMENT; TO EXECUTE AND FILE ANY REQUIRED DOCUMENTS WITH THE CLERK OF COURT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY ROBERT L. SWITKES)**

The Deputy Village Clerk read the Resolution by title.

This item was tabled to provide the magistrate records and the Building Permits.

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST BAYVIEW VILLAGES AT 7915 EAST DRIVE, NORTH BAY VILLAGE, FLORIDA; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE SETTLEMENT; TO EXECUTE AND FILE ANY REQUIRED DOCUMENTS WITH THE CLERK OF COURT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY ROBERT L. SWITKES)**

The Deputy Village Clerk read the Resolution by title.

This item was tabled to provide the magistrate records and the Building Permits.

- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, PLEDGING TO INCREASE THE UTILITY RATES NECESSARY TO FUND THE DEBT SERVICES ON THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) LOANS FOR THE WATER MAIN REHABILITATION PROJECT AND THE WATER METER REPLACEMENT PROJECT; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Mayor Connie Leon-Kreps made a motion to table the item to allow notice to the residents via the utility bills and on the Village's website; and Commissioner Dr. Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

**10. ORDINANCES FOR FIRST READING AND RESOLUTIONS**

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT WITH BELLTOWER CONSULTING GROUP, LLC FOR THE PURPOSE OF PROVIDING PROFESSIONAL GRANT WRITING SERVICES; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

The Village Manager made a brief presentation on the item explaining that the agreement will take effect on October 1, 2017.

Mayor Connie Leon-Kreps made a motion to approve the Resolution, and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana J Jackson, Commissioner Dr. Douglas N. Hornsby and Mayor Connie Leon-Kreps all voting Yes.

- B. A RESOLUTION OF THE COMMISSION OF NORTH BY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER, AND AWARDED BID NO. NBV 2017-001 FOR THE WATER METER REPLACEMENT PROGRAM TO SANCHEZ ARANGO CONSTRUCTION; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACTS PURSUANT TO THE SCOPE OF SERVICES OUTLINED IN THE BID DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title

The Village Manager made a brief presentation on the item, explaining that all 377 water meters in the Village will be replaced. He noted that approval of the loan from the Florida Department of Environmental Protection is contingent upon adoption of the Resolution.

Commissioner Dr. Douglas N. Hornsby made a motion to approve the Resolution, and Commissioner Jose R. Alvarez seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 4-1 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes. Mayor Connie Leon-Kreps voted No.

- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROJECT AGREEMENT WITH KIMLEY-HORN & ASSOCIATES, INC. (WORK AUTHORIZATION NO. 17-02) FOR THE WATER METER REPLACEMENT PROGRAM CONSTRUCTION PHASE SERVICES; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE PROJECT AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE PROJECT AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Commissioner Dr. Douglas N. Hornsby made a motion to approve the Resolution, and Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, and Commissioner Andreana Jackson all voting Yes.

- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING WORK AUTHORIZATION NO. 17-03 WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR ADDITIONAL CONSTRUCTION PHASE SERVICES FOR THE SANITARY SEWER REHABILITATION PROGRAM; TO INCLUDE, BUT NOT LIMITED TO PROGRESS MEETINGS, PROGRAM EVALUATION, PUBLIC INVOLVEMENT ASSISTANCE, RESIDENT PROJECT REPRESENTATIVE, SHOP DRAWING REVIEW, CONTRACT CLARIFICATION, REVIEW OF PAY APPLICATIONS, COORDINATION WITH SRF PROGRAM, AND PROJECT CERTIFICATION AND CLOSE-OUT AT A LUMP-SUM COMPENSATION OF \$66,400; SETTING AN EFFECTIVE DATE (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Commissioner Andreana Jackson made a motion to approve the Resolution, and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments. There being no speakers she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, and Commissioner Andreana Jackson all voting Yes.

- 11A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING MODIFICATION TO A SPECIAL USE EXCEPTION GRANTED TO BAYSHORE YACHT & TENNIS CLUB CONDOMINIUM ASSOCIATION, PURSUANT TO SECTION 152.105(C)(9) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES, TO CONSTRUCT A PARKING LOT AT 7904 WEST DRIVE, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

The Village Planner Jim LaRue, of LaRue Planning & Management Services, Inc. presented the Staff Report recommending approval of the request with the following conditions:

- 1) Submittal of an irrigation plan which meets Miami-Dade Chapter 18A requirements.

2) Parking spaces shall be made available only to residents of the Bayshore Yacht and Tennis Club and their guests.

3) Payment of any applicable impact fees.

4) Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.

5) Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.

6) Approval of this site plan does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that result in a violation of federal or state law.

7) All applicable state and federal permits must be obtained before commencement of construction.

The architect for the project, of Juan E. Berry, RA, of 2640 S. Bayshore Drive, Suite 301, Miami, Florida, 33131, described the construction of the parking lot.

Tom Robertson, of Bercow, Radell, Hernandez, 200 S. Biscayne Boulevard, Suite 850, Miami, FL 33131 counsel for the applicant, discussed the ability for a second or third level parking structure.

The Mayor opened the public hearing.

Tania Soberon, of 7904 West Drive, address the Commission on assisting the residents in finding a parking solution for Harbor Island.

The Mayor closed the Public Hearing.

The legal counsel for the project accepted the conditions of approval as set forth above.

Commissioner Andreana Jackson made a motion to approve the request with the conditions set forth above by the Village Planner. Vice Mayor Eddie Lim seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, and Commissioner Andreana Jackson all voting Yes.

At this time the Mayor moved to extend the meeting to 12:30 p.m. Vice Mayor Eddie Lim seconded the motion, and all voted in favor.

- E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE THE PURCHASE OF TWO VACANT PARCELS OF LAND AT 7631 AND 7701 COQUINA DRIVE, NORTH BAY VILLAGE; FURTHER AUTHORIZING THE VILLAGE MANAGER TO OBTAIN A CURRENT LAND SURVEY AND AN INDEPENDENT APPRAISAL OF BOTH PARCELS; SUBMITTING THE CONTRACT PROPOSAL TO THE VILLAGE COMMISSION FOR CONSIDERATION; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Vice Mayor Eddie Lim made a motion to approve the Resolution, and Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon-Kreps, and Vice Mayor Eddie Lim all voting Yes.

- F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE RECOMMENDATION OF THE COMMUNITY ENHANCEMENT BOARD FOR INSTALLATION OF “NO DUMPING SIGNAGE” THROUGHOUT THE VILLAGE; AUTHORIZING THE VILLAGE MANAGER TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Mayor Connie Leon-Kreps made a motion to approve the Resolution, and Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.



At this time the Mayor moved to extend the meeting to 1:00 a.m. Commissioner Andreana Jackson seconded the motion, and all voted in favor.

- G. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A CONTRACT RENEWAL WITH GOMEZ BARKER ASSOCIATES, INC. FOR PROFESSIONAL CONSULTING AND LOBBYING SERVICES BEFORE THE LEGISLATURE OF THE STATE OF FLORIDA; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Item 10G was deferred to the next Commission Meeting.

- H. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A CONTRACT RENEWAL WITH FRANCO GOVERNMENT RELATIONS, INC. FOR FEDERAL LOBBYING CONSULTING SERVICES; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Item 10H was deferred to the next Commission Meeting.

- I. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROPOSAL FROM WOLFBERG ALVAREZ & PARTNERS TO ASSIST THE VILLAGE IN THE PREPARATION OF A RFQ (REQUEST FOR QUALIFICATIONS) FOR A CONSTRUCTION MANAGER AT RISK; AUTHORIZING ACCEPTANCE OF THE PROPOSAL; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Vice Mayor Eddie Lim made a motion to approve the Resolution, and Commissioner Dr. Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon-Kreps, and Vice Mayor Eddie Lim all voting Yes.

- J. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER TO AWARD RFP NO. NBV 2017-002 TO PRO SERVICE GROUP, LLC FOR FIRE HYDRANT REPLACEMENT, MAILBOX RELOCATION, AND PARKING SPACE INSTALLATION AT HARBOR ISLAND; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE RELATED AGREEMENT PURSUANT TO THE SCOPE OF SERVICE OUTLINED IN THE RFP; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Vice Mayor Eddie Lim made a motion to approve the Resolution, and Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon-Kreps, and Vice Mayor Eddie Lim all voting Yes.

- K. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A THREE-YEAR CONTRACT WITH SFM SERVICES, INC. TO PROVIDE LANDSCAPING MAINTENANCE SERVICES FOR THE VILLAGE; AUTHORIZING THE EXPENDITURE OF \$4,018 FROM THE UNRESERVED FUND BALANCE; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE CONTRACT; AUTHORIZING THE VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Mayor Connie Leon-Kreps made a motion to approve the Resolution, and Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 4-1 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes. Vice Mayor Eddie Lim voted No.

**11. PUBLIC HEARINGS ITEMS INCLUDING ORDINANCES FOR SECOND**

**READING:** Please be advised that if you wish to comment upon any of these quasi-judicial items, please inform the Mayor when she requests public comments. An opportunity for persons to speak on each item will be made available after the applicant and staffs have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse either to be cross-examined or to be sworn, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Commission to ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details of the quasi-judicial procedures may be obtained from the Village Clerk.

- C. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 151, ENTITLED “BUILDINGS” BY AMENDING SECTION 151.11 TO REQUIRE CONDOMINIUM ASSOCIATION APPROVAL FOR WORK PERFORMED INSIDE A CONDOMINIUM UNIT; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS) – SECOND READING**

Item 11C was deferred to the next Commission Meeting.

**12. UNFINISHED BUSINESS**

There was no unfinished business.

**13. NEW BUSINESS**

- A. APPOINTMENT OF ADVISORY BOARD MEMBERS**

- 1. ANIMAL CONTROL ADVISORY BOARD**
- 2. COMMUNITY ENHANCEMENT BOARD**

Item 13A was deferred to the next Commission Meeting.

- B. DISCUSSION REGARDING COMMERCIAL ADVERTISING BOAT (COMMISSIONER ANDREANA JACKSON)**

Item 13B was deferred to the next Commission Meeting.

**14. APPROVAL OF MINUTES – COMMISSION MEETINGS**

- A. REGULAR COMMISSION MEETING - MARCH 28, 2017**
- B. REGULAR COMMISSION MEETING – MARCH 14, 2017**
- C. REGULAR COMMISSION MEETING – FEBRUARY 28, 2017**

Approval of the Minutes was deferred to the next Commission Meeting.

15. **ADJOURNMENT**

The meeting adjourned at 12:49 p.m.

Prepared by: Yvonne P. Hamilton  
Village Clerk

Adopted by North Bay Village on

this \_\_\_\_ day of \_\_\_\_\_ 2017.

*Connie Leon-Kreps, Mayor*

(Note: The Minutes are not a verbatim record of the meeting. A copy of the audio recording is available at the Village Clerk's Office until the time for disposition in accordance with the Records Disposition and other Public Records Law.)



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### OFFICIAL MINUTES REGULAR VILLAGE COMMISSION MEETING

**VILLAGE HALL**  
**1666 KENNEDY CAUSEWAY, #101**  
**NORTH BAY VILLAGE, FL 33141**  
**TUESDAY, MARCH 28, 2017**  
**7:30 P.M.**

#### 1. CALL TO ORDER

The meeting was called to order at 7:36 p.m.

#### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

#### ROLL CALL

Commissioner Jose Alvarez  
Vice Mayor Eddie Lim  
Mayor Connie Leon-Kreps  
Commissioner Dr. Douglas Hornsby  
Commissioner Andreana Jackson

#### Also Present:

Village Manager Frank K. Rollason  
Village Attorney Robert L. Switkes  
Finance Director Bert Wrains  
Chief Carlos Noriega  
Village Clerk Yvonne P. Hamilton

The Village Attorney Robert L. Switkes read the regulations for conduct of this quasi-judicial proceeding, pursuant to Chapter 29 of the Village Code, and advised the members of the Commission to disclose any ex parte communication they had regarding the items.

Mayor Connie Leon-Kreps disclosed that she received a call from Reinaldo Trujillo and met with a resident of the Harbor Island regarding the developmental project.

Commissioner Dr. Douglas N. Hornsby disclosed meeting with 20 residents, with Ken DeLoreto, Ritch Holben, and other people inside and outside of the community regarding the developmental project.

Commissioner Andreana Jackson disclosed speaking with Mitch Edelstein, Ken DeLoreto, and Ritch Holben, and receiving personal correspondence from Jesus Garcia.

Commissioner Jose Alvarez disclosed a meeting with the architect and the legal counsel for the project, as well as meeting with one resident.

Vice Mayor Eddie Lim disclosed that he had been introduced to the developer for the project last year at an event held by Julie's Realty.

The Village Attorney swore in all those individuals who testified on these quasi judicial hearings.

2. **PUBLIC HEARINGS (QUASI-JUDICIAL):** Please be advised that the following items are quasi-judicial in nature. If you wish to object or comment upon any of these items, please inform the Mayor when she requests public comments. An opportunity for persons to speak on each item will be made available after the applicant and staffs have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse either to be cross-examined or to be sworn, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Commission to ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details of the quasi-judicial procedures may be obtained from the Village Clerk.

- A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, PERMITTING CONSTRUCTION OF A DOCK STRUCTURE, PURSUANT TO SECTION 150.11(F) OF THE VILLAGE CODE OF ORDINANCES, AT 1500 SOUTH TREASURE DRIVE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

The Village Planner Jim LaRue, of LaRue Planning & Management Services, Inc., presented the Staff Report recommending approval with the following conditions:

1. Compliance with all state, federal, and environmental laws including, but not limited to, compliance with a State Programmatic General Permit as may be required by the U.S. Army Corps of Engineers. All applicable state and federal permits must be obtained before commencement of construction.
2. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
4. Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.
5. Authorization or issuance of a building permit by the Village does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for issuance of a building permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that results in a violation of federal or state law.
6. Installation of solar powered lights at end of dock for safety purposes.

The Mayor opened the Public Hearing.

Darrell Thornton, from Dock & Marine Construction, addressed the Commission on behalf of the property owner, Fred Murphy. He explained that the new dock will be built in the same foot print as the exiting dock and accepted the conditions of approval outlined above.

The Mayor opened the Public Hearing. There being no speakers, she closed the Public Hearing.

Commissioner Andreana Jackson made a motion to approve the request. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, and Commissioner Andreana Jackson all voting Yes.

**B. AN APPLICATION BY P&O GLOBAL TECHNOLOGIES, INC. CONCERNING PROPERTY LOCATED AT 7914-7918 WEST DRIVE, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING: (FIRST PUBLIC HEARING-DEFERRED FROM FEBRUARY 28, 2017)**

- 1. AN AMENDMENT TO THE NORTH BAY VILLAGE COMPREHENSIVE PLAN AMENDING THE FUTURE LAND USE ELEMENT BY CREATING POLICY 2.1.14 TO PERMIT TRANSFER OF DENSITY IN THE RM-70 ZONING DISTRICT, VOGEL PARK; TRANSFERRING UP TO 36 RESIDENTIAL DWELLING UNITS FROM DR. PAUL VOGEL PARK TO SITES THAT HAVE BEEN DETERMINED BY THE NORTH BAY VILLAGE COMMISSION TO PROVIDE MEANINGFUL PUBLIC BENEFIT; PROVIDING THAT SITE DENSITY ALLOWED SHALL NOT EXCEED 100 RESIDENTIAL DWELLING UNITS PER ACRE.**
- 2. AN AMENDMENT TO THE NORTH BAY VILLAGE LAND DEVELOPMENT CODE, CHAPTER 152, CREATING THE PUBLIC SPACE AND PARKING ENHANCEMENT OVERLAY; PERMITTING ADDITIONAL HEIGHT; REDUCED SIDE SETBACKS; AND TRANSFER OF DENSITY FROM VILLAGE OWNED PROPERTIES TO PRIVATE DEVELOPMENTS THAT PROVIDE MEANINGFUL PUBLIC BENEFITS.**
- 3. AN AMENDMENT TO THE NORTH BAY VILLAGE LAND DEVELOPMENT CODE, AMENDING SECTIONS 5.2.2, 152.003, 152.042, 155.17, TO ALLOW FOR REVISED PARKING LOT DESIGN DIMENSIONS, TO ALLOW FOR MECHANICAL PARKING LIFT SPACES TO COUNT TOWARD THE REQUIRED NUMBER OF PARKING SPACES, AND TO PROVIDE SAFETY STANDARDS FOR MECHANICAL PARKING LIFTS.**

The Village Clerk read the requests into the record.

The Village Planner Jim LaRue presented the Staff Report describing the request for Comprehensive Plan Amendment to allow more density transfer from Dr. Paul Vogel Park and to allow transfer of density from the park for units to be used in the proposed development. He referred to the shadow study which did not show any detriment in terms of the taller building. He informed the Commission that they are to consider consistency and compatibility the Comprehensive Plan and compatible with the surrounding area. He indicated that the building height had been reduced from 340 feet to 290 feet.



Counsel for the applicant Graham Penn, of Bercow Radell Fernandez & Larkin, 200 S. Biscayne Boulevard, Suite 850, Miami, FL 33131, explained the requests.

Juan Azalea, Architect for the Project, discussed the design of the building.

The Mayor opened the Public Hearing.

Tony Chang, 7929 West Drive, Ken DeLoreto, of 7929 West Drive, Ritch Holben, of 7929 West Drive, Daniel Giraldo, of Miami Beach, Ines Meras, of 7933 West Drive, Kokoa Woodget, of Harbor Island, Kevin Vericker, of 7520 Hispanola Avenue, Robert Alvarez, of 7529 Buccaneer Avenue, and Jane Tiffin, of 7910 West Drive, addressed the Commission.

The Mayor closed the Public Hearing.

Graham Penn requested that the Commission approve the requests on first reading.

Mr. LaRue reminded the Commission that they are to consider whether the request is consistent and compatible with the Comprehensive Plan.

Commission Andreana Jackson made a motion to approve Item 2B, and there was no second to the motion.

The Mayor recessed the meeting at 9:02 p.m., and the meeting reconvened at 9:15 p.m.

- C. **AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, REPEALING ALL CHAPTERS OF THE VILLAGE CONSOLIDATED LAND DEVELOPMENT REGULATIONS INCLUDING CHAPTER 1 GENERAL PROVISIONS, CHAPTER 2 ADMINISTRATIVE AND LEGISLATIVE PROCEDURES, CHAPTER 3 LAND USE, CHAPTER 4 CONSISTENCY AND CONCURRENCY DETERMINATIONS, CHAPTER 5 DESIGN STANDARDS AND CHAPTER 6 FLOOD DAMAGE PREVENTION; REPEALING APPENDICES OF THE VILLAGE CONSOLIDATED LAND DEVELOPMENT REGULATIONS INCLUDING APPENDIX A APPLICATIONS, APPENDIX B BUILDING PERMIT APPLICATION, APPENDIX C DEPARTMENT OF COMMUNITY AFFAIRS LETTER, APPENDIX D SHORELINE REVIEW CHECKLIST AND QUESTIONNAIRE, APPENDIX E CLASS I COASTAL CONSTRUCTION PERMIT APPLICATION, APPENDIX H FLOOD CONTROL; REPEALING LAND DEVELOPMENT CODE COMPARATIVE TABLE OF ORDINANCES, REPEALING CHAPTERS OF THE VILLAGE CODE OF ORDINANCES INCLUDING CHAPTER 152 ZONING AND CHAPTER 155 DESIGN GUIDELINE STANDARDS; REPEALING APPENDIX B OF THE VILLAGE CODE OF ORDINANCES ENTITLED**

**SIGN ILLUSTRATION; ADOPTING A NEW UNIFIED LAND DEVELOPMENT CODE INCLUDING CHAPTER 1 GENERAL, CHAPTER 2 RELATIONSHIP TO THE COMPREHENSIVE PLAN, CHAPTER 3 DEFINITIONS, CHAPTER 4 ADMINISTRATION AND ENFORCEMENT, CHAPTER 5 PERMITS AND DEVELOPMENT APPROVALS, CHAPTER 6 NONCONFORMITIES, CHAPTER 7 VARIANCES, CHAPTER 8 ZONING, CHAPTER 9 GENERAL SITE DESIGN STANDARDS, CHAPTER 10 FLOOD DAMAGE PREVENTION, CHAPTER 11 SIGNS, CHAPTER 12 ADULT ENTERTAINMENT, CHAPTER 13 VACATION RENTAL LICENSE PROGRAM, CHAPTER 14 MARIJUANA DISPENSARIES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. (FIRST READING-DEFERRED FROM FEBRUARY 28, 2017)**

The Village Clerk read the Ordinance by title.

Jim LaRue, Village Planner, explained the major revisions to the Land Development Regulations (LDR) as outlined below:

1. Collapsing the Limited Commercial Zoning District into the General Commercial Zoning District.
2. Revising the maximum building height allowed in the Single-Family Zoning District.
3. Changing the criteria for non-hardship variances in Single-Family Zoning Districts
4. Site Plan approvals will require only one public hearing before the Commission.
5. Docks under 25 feet in length and within the D5 triangle can be approved administratively.
6. Allowance of new zoning uses such as pharmacies, day care, and urgent care facilities
7. Removal of compact spaces as special exceptions.
8. Adoption of fence standards for vacant properties.
9. Removal of requirement of internal access to commercial facilities in multi-family developments.

Mr. LaRue noted that the Planning & Zoning Board held several workshops and recommended approval of the revisions to the LDR.

The Mayor opened the Public Hearing.

Kevin Vericker, of 7520 Hispanola Avenue, addressed the Commission.

The Mayor closed the Public Hearing.

Commissioner Andreana Jackson made a motion to approve the Ordinance revising the Land Development Regulations. Vice Mayor Eddie Lim seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Vice Mayor Eddie Lim, Mayor Connie Leon-Kreps, Commissioner Dr. Douglas N. Hornsby and Commissioner Andreana Jackson all voting Yes.

Mayor Connie Leon-Kreps made a motion to add a “New Business” item to the agenda entitled “Regular Commission Meeting”.

**3. NEW BUSINESS**

**1. REGULAR COMMISSION MEETING**

Commissioner Andreana Jackson made a motion to hold a second Regular Meeting on April 25, 2017. Commissioner Douglas N. Hornsby seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Vice Mayor Eddie Lim, Mayor Connie Leon-Kreps, Commissioner Dr. Douglas N. Hornsby and Commissioner Andreana Jackson all voting Yes.

**4. ADJOURNMENT**

The meeting adjourned at 9:35 p.m.

Prepared by: Yvonne P. Hamilton  
Village Clerk

Adopted by North Bay Village on

this \_\_\_\_\_ day of May 2017.

*Connie Leon-Kreps, Mayor*

(Note: The Minutes are not a verbatim record of the meeting. A copy of the audio recording is available at the Village Clerk’s Office until the time for disposition in accordance with the Records Disposition and other Public Records Law.)



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### **OFFICIAL MINUTES** **REGULAR VILLAGE COMMISSION MEETING**

**VILLAGE HALL**  
**1666 KENNEDY CAUSEWAY, #101**  
**NORTH BAY VILLAGE, FL 33141**

**TUESDAY, MARCH 14, 2017**

**7:30 P.M.**

1. **CALL TO ORDER**

The meeting was called to order at 7:37 p.m. by Mayor Connie Leon-Kreps.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**ROLL CALL**

Commissioner Jose R. Alvarez  
Vice Mayor Eddie Lim  
Mayor Connie Leon-Kreps  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreana Jackson

**ALSO PRESENT:**

Village Manager Frank K. Rollason  
Deputy Village Manager/HR Director Jenice Rosado  
Finance Director Bert Wrains  
Police Chief Carlos Noriega  
Village Attorney Robert L. Switkes  
Village Planner Jim LaRue  
Deputy Village Clerk Jenorgen Guillen

Village Clerk Yvonne P. Hamilton was absent from the meeting due to illness.

2. **A. PROCLAMATIONS AND AWARDS**

1. **City of West Miami (*Mayor Connie Leon-Kreps*)**

The Mayor read a proclamation into the record designating April 7, 2017 as the “City of West Miami Day” in recognition of its 70<sup>th</sup> anniversary.

2. **Japanese Market, Inc./37 Years of Service to the Community (*Mayor Connie Leon-Kreps*)**

The Village recognized the Japanese Market, Inc. for 37 years of service to the community. A plaque was given to owners Michio & Mayumi Kushi for their dedication to the community.

**B. SPECIAL PRESENTATIONS**

1. **Angie Chirino, Donor Relations Manager for Voices for Children**

Mrs. Chirino made a presentation to the Commission on the Foster Care Program and the importance of community participation.

2. **Peter Catalano, President  
Miami Beach K9 Knights, Inc.**

Mr. Catalano made a presentation to the Commission on their community program to raise funds, purchase dogs, and donate them to Police Departments; as his offer to donate a dog to the Village.

3. **Maggie Fernandez, Active Design Miami**

Ms. Fernandez discussed the active design strategies for creating healthier communities and encouraged the Village to support policies by identify and implementing any principle that is appropriate for the Village.

The Village Planner Jim LaRue will assess the design strategies pertaining to the needs of the Village, for implementation. He noted that some of the concepts are already included in the Village Comprehensive Plan.

4. **Wolfberg Alvarez & Partners – New Village Hall Design Revision**

Mr. Aris Garcia discussed options for the New Village Hall Complex, which addressed the inclusion of a larger swimming pool, based on previous direction from the Village Commission.

Vice Mayor Lim stated for the record that he was in favor of Option 5, a 10-story Building with a shell floor for future expansion.

The Mayor opened the floor for public comments.

Alvin Blake and Jane Blake of 7601 Coquina Drive addressed the Commission.

The members of the Commission will, individually, contact Mr. Garcia to review the proposals and provide their ideas.

**C. ADDITIONS AND DELETIONS**

Mayor Connie Leon-Kreps made a motion to remove Items 6D, 6G, 6J, and 6K from the Consent Agenda to be discussed separately and to move Item 8C after the “Good & Welfare” session of the meeting. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 5-0 roll call vote.

**3. GOOD & WELFARE**

Jane Blake, of 7601 Coquina Drive (distributed information with suggestion for Active Design Miami concept, Alvin Blake, of 7601 Coquina Drive, Reinaldo Trujillo, property owner at 7601 E. Treasure Drive, and Kevin Vericker, of 7520 Hispanola Avenue, addressed the Commission.

**4. GRANT WRITER’S REPORT**

Lakeesha Morris, of BellTower, discussed the status of Village grants. She announced to the public that the Miami Foundation has a program to receive ideas from the community of things people want to see implemented. These ideas can be posted to [ourmiami.org](http://ourmiami.org), and those ideas that get the most attention could receive funding for the related project.

**5. ADVISORY BOARD REPORTS**

**A. ANIMAL CONTROL ADVISORY BOARD**

The Chair Cecilia Veloz, reported on the March 2, 2017 Board Meeting.

**B. ARTS, CULTURAL & SPECIAL EVENTS BOARD**

None

**B. BUSINESS DEVELOPMENT ADVISORY BOARD**

None

C. **CITIZENS BUDGET & OVERSIGHT BOARD**  
None

D. **COMMUNITY ENHANCEMENT BOARD**  
None

E. **PLANNING & ZONING BOARD**  
None

F. **YOUTH & EDUCATION SERVICES BOARD**  
None

6. **CONSENT AGENDA:** (Matters on the Consent Agenda are self-explanatory and are not expected to require discussion or review. Items will be adopted by one motion. If discussion is desired by any member of the Commission, that item must be removed from the Consent Agenda and will be considered separately.)

A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A FIVE (5) YEAR INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY FOR FILM PERMITTING; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

B. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER TO AWARD RFP NO. NBV 2017-001 TO STAFFING CONNECTION/ACTION LABOR FOR SCHOOL CROSSING GUARD SERVICES; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE RELATED AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE LEASE OF THREE NEW MACK TRUCKS FROM NATIONAL COOPERATIVE LEASING, UNDER THE PIGGYBACK PURCHASE PROVISION PURSUANT TO SECTION 36.25(J) OF THE VILLAGE CODE, ON A CONTRACT AWARDED THROUGH THE NATIONAL JOINT POWERS ALLIANCE COOPERATIVE (NJPA); AUTHORIZING EXECUTION OF THE AGREEMENT; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERM OF THIS RESOLUTION; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

- E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING AN AGREEMENT WITH COASTAL SYSTEMS INTERNATIONAL, INC., UNDER THE PIGGYBACK PURCHASE PROVISION, PURSUANT TO SECTION 36.25(J) OF THE NORTH BAY VILLAGE CODE OF ORDINANCES, FOR THE PURPOSE OF PROVIDING ENVIRONMENTAL CONSULTING SERVICES RELATIVE TO THE PROPOSED NORTH BAY VILLAGE BOARDWALK AND DOCK PROJECT (SPECIFICALLY, ENVIRONMENTAL PERMIT APPLICATIONS, ENVIRONMENTAL PERMIT PROCESSING, AND MEETINGS/ADDITIONAL SERVICES) AT AN AMOUNT NOT TO EXCEED \$150,600; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE ANY REQUIRED AGREEMENT; AUTHORIZING THE VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA EXPANDING THE SCOPE OF SERVICES WITH KIMLEY-HORN & ASSOCIATES, INC. AND APPROVING WORK AUTHORIZATION NO. 17-01 TO PROVIDE PROFESSIONAL ENGINEERING SERVICES TO OVERSEE THE CONSTRUCTION SERVICES FOR RFP NO. NBV 2016-004 – WATER MAIN REHABILITATION PROGRAM – TO INCLUDE, BUT NOT LIMITED TO PROGRESS MEETINGS, PROGRAM EVALUATION, PUBLIC INVOLVEMENT ASSISTANCE, RESIDENT PROJECT REPRESENTATIVE, SHOP DRAWING REVIEW, CONTRACT CLARIFICATION, REVIEW OF PAY APPLICATIONS, COORDINATION WITH SRF PROGRAM, AND PROJECT CERTIFICATION AND CLOSE-OUT AT A LUMP-SUM COMPENSATION OF \$307,200.00; SETTING AN EFFECTIVE DATE (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- H. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO PARTNER WITH MIAMI-DADE COUNTY PUBLIC SCHOOLS AND THE ANTI-DEFAMATION LEAGUE TO IMPLEMENT A VILLAGE-WIDE ANTI-BULLYING PROGRAM ENTITLED “NO PLACE FOR HATE”, WHICH SHALL COMMENCE AT THE START OF THE 2017-18 SCHOOL YEAR AND CONTINUE EACH YEAR THEREAFTER (SUBJECT TO FUTURE BUDGETARY APPROPRIATIONS BY THE VILLAGE COMMISSION), AT A COST NOT TO EXCEED \$375; AUTHORIZING EXPENDITURE OF FUNDS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**



**I. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING AND APPROVING THE PARTICIPATION BY THE VILLAGE IN THE LAKE OKEECHOBEE REGIONAL COMPACT; SAID AGREEMENT BEING A JOINT EFFORT BY OFFICIALS IN A NINETEEN COUNTY AREA ENCOMPASSING THE NORTHERN EVERGLADES AND THE LAKE OKEECHOBEE WATERSHED TO WORK TOGETHER ACROSS JURISDICTIONAL BOUNDARIES TO CREATE, SUPPORT, AND ADVANCE A COMPREHENSIVE PLAN ADDRESSING ENVIRONMENTAL AND ECONOMIC CHALLENGES ASSOCIATED WITH DISCHARGES FROM LAKE OKEECHOBEE, AND TO DEVELOP A JOINT STRATEGIC PLAN TO SUCCESSFULLY MEET THOSE CHALLENGES; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

**K. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE VILLAGE AND PETERSON'S HARLEY-DAVIDSON OF MIAMI, L.L.C., FOR THE LEASE AND MAINTENANCE OF A POLICE MOTORCYCLE; WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 36.25 OF THE VILLAGE CODE FOR THIS AGREEMENT; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Commissioner Dr. Douglas N. Hornsby made a motion to approve the Consent Agenda items as listed above. Vice Mayor Eddie Lim seconded the motion, which was adopted by 4-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, and Mayor Connie Leon-Kreps all voting Yes. Commissioner Andreana Jackson was absent from the dais.

**8C. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING TITLE XIII OF THE CODE OF ORDINANCES ENTITLED "GENERAL OFFENSES" BY CREATING CHAPTER 137, TO BE ENTITLED "SEXUAL ORIENTATION OR GENDER IDENTITY CHANGE EFFORTS," TO PROHIBIT LICENSED PROFESSIONALS FROM ENGAGING IN COUNSELING EFFORTS, PRACTICES, OR TREATMENTS WITH THE GOAL TO CHANGE A MINOR'S SEXUAL ORIENTATION OR GENDER IDENTITY; PROVIDING FOR SEVERABILITY; CONFLICT CODIFICATION; AND AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

The Deputy Village Clerk read the Ordinance by caption.

Commissioner Dr. Douglas N. Hornsby moved the item to the floor, and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the Public Hearing.

Justin Kutcher, Deputy Director of SAVE, 6630 S.W. 64<sup>th</sup> Street, South Miami, Florida, and Kevin Vericker of 7520 Hispanola Avenue addressed the Commission.

There being no further speakers, the Mayor closed the Public Hearing.

The motion to approve the Ordinance on second reading was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Andreana Jackson, Commissioner Jose Alvarez, Vice Mayor Eddie Lim, Mayor Connie Leon-Kreps, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

Mayor Connie Leon-Kreps removed the following items from the Consent Agenda to be discussed separately:

- 6D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE EXPENDITURE OF \$3,000 FOR ATTENDANCE AT THE L.E.O. AWARDS GALA; AMENDING THE FY 2017 GENERAL OPERATING BUDGET BY TRANSFERRING FUNDS FROM THE GENERAL FUND UNRESERVED FUND BALANCE; AUTHORIZING THE VILLAGE MANAGER TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

The Mayor asked about the funding source for the event.

The Mayor opened the floor to public comments. There being no speakers she closed the floor to public comments.

Mayor Connie Leon-Kreps made a motion to approve the Resolution. Commissioner Andreana Jackson seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.

- 6G. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER, AND AWARDING BID NO. NBV 2016-004 FOR THE WATER MAIN REHABILITATION PROGRAM TO ROHL NETWORKS, LP; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACTS PURSUANT TO THE SCOPE OF SERVICES OUTLINED IN THE BID DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Mayor Connie Leon-Kreps pointed out certain deficiencies in the recommendation memorandum from the Evaluation Committee to the Village Manager, regarding ROHL Networks, LP.

The Village Manager discussed his reason for recommending the company and his authority to waive those deficiencies.

The Mayor opened the floor to public comments. There being no speakers, he closed the floor to public comments.

Commissioner Andreana Jackson made a motion to approve the Resolution. Commissioner Jose R. Alvarez seconded the motion, which was adopted by a 3-2 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Vice Mayor Eddie Lim, and Commissioner Andreana Jackson all voting Yes. Mayor Connie Leon-Kreps and Jose Alvarez voted No.

- J. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING ACQUISITION OF A POLICE WORK DOG FROM THE K-9 KNIGHTS; AUTHORIZING THE TRANSFER OF \$5,980 FROM THE UNRESERVED FUND BALANCE FOR FOOD, VETERINARY CARE, AND BOARDING OF THE POLICE CANINE; AND LEASE OF A SPECIALTY VEHICLE FROM ENTERPRISE FLEET MANAGEMENT, UNDER THE SOLE SOURCE PROVISION, AS PER SECTION 36.25(H) OF THE VILLAGE CODE; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Mayor Connie Leon-Kreps inquired about the availability of funds and personnel for the project.

Mayor Connie Leon-Kreps moved the item to the floor and Commissioner Jose R. Alvarez seconded the motion.

Chief Carlos Noriega explained the demand for visibility of traffic enforcement, particularly on the causeway.

The Mayor opened the floor to public comments.

Reinaldo Trujillo, property owner at 7601 E. Treasure Drive, addressed the Commission.

There being no further speakers, the Mayor closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.

- K. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE VILLAGE AND PETERSON'S HARLEY-DAVIDSON OF MIAMI, L.L.C., FOR THE LEASE AND MAINTENANCE OF A POLICE MOTORCYCLE; WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 36.25 OF THE VILLAGE CODE FOR THIS AGREEMENT; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Vice Mayor Eddie Lim moved the item to the floor, and Commissioner Jose R. Alvarez seconded the motion.

The Mayor opened the floor to public comments. There being no speakers she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon-Kreps, and Vice Mayor Eddie Lim all voting Yes.

**7. ORDINANCES FOR FIRST READING AND RESOLUTIONS**

- A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 151, ENTITLED "BUILDINGS" BY AMENDING SECTION 151.11 TO REQUIRE CONDOMINIUM ASSOCIATION APPROVAL FOR WORK PERFORMED INSIDE A CONDOMINIUM UNIT; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

The Deputy Village Clerk read the Ordinance by caption.

Mayor Connie Leon-Kreps, Village Manager Frank K. Rollason, and Village Attorney Robert made a brief presentation on the item to require a "Condominium Letter of Approval" from condominium unit owners prior to obtaining Building Permits to perform work in their units.

Mayor Connie Leon-Kreps made a motion to approve the Ordinance on first reading, and Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments. There being no speakers she closed the floor to public comments.

The motion was adopted by a 3-2 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes. Vice Mayor Eddie Lim and Commissioner Andreana Jackson voted No.

**8. PUBLIC HEARINGS ITEMS INCLUDING ORDINANCES FOR SECOND READING**

- A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 38 OF THE VILLAGE CODE, "CONFLICT OF INTEREST AND CODE OF ETHICS"; BY CREATING SECTION 38.40 ENTITLED "HONOR CODE FOR ELECTED AND APPOINTED VILLAGE OFFICIALS AND VILLAGE EMPLOYEES"; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

The Deputy Village Clerk read the Ordinance by title.

Commissioner Dr. Douglas N. Hornsby made a motion to approve the Ordinance on first reading, and Mayor Connie Leon-Kreps seconded the motion.

Mayor Connie Leon-Kreps opened the Public Hearing.

Kevin Vericker, of 7520 Hispanola Avenue, addressed the Commission.

There being no other speakers, the Mayor closed the Public Hearing.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

Commissioner Andreana Jackson suggested that the "New Oath" be administered at this meeting. The Mayor asked that the "Oath of Office" be placed on the next agenda.

- B. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 32, SECTION 32.30 OF THE VILLAGE CODE, BY ALLOWING VILLAGE COMMISSIONERS TO SERVE AS EX OFFICIO MEMBERS OF THE PLANNING AND ZONING BOARD; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

The Deputy Village Clerk read the Ordinance by title.

Mayor Connie Leon-Kreps made a motion to approve the Ordinance on first reading, and Commissioner Jose R. Alvarez seconded the motion.

The Mayor opened the Public Hearing. There being no speakers, she closed the Public Hearing.

The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.

**9. UNFINISHED BUSINESS**

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE COMMISSION MEETING AND AGENDA PROCEDURES PERTAINING TO THE ORDER OF THE AGENDA; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

The Deputy Village Clerk read the Resolution by title.

Mayor Connie Leon-Kreps made a motion to approve the Resolution as amended as follows:

1. Combine the Village Manager's Report with the Public Safety Report/Finance Report
2. Move Commissioners' Report after Advisory Board Reports.

Commissioner Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments.

Gudrin Volker, of 7517 Cutlass Avenue, addressed the Commission.

There being no other speakers, the Mayor closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreama Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.

Discussion took place regarding the Commission Meeting Agenda not being provided to the Commission five business days before the meeting, as required by the regulations.

#### 10. **NEW BUSINESS**

##### A. **DISCUSSION REGARDING TOWING CONTRACTS** (*Mayor Connie Leon-Kreps*)

The Mayor expressed concern that the list of contracts provided to her did not include contracts for the towing companies. The Manager explained that there was an RFP and the contracts had been approved by the Commission, but they were not executed.

##### B. **DISCUSSION REGARDING BIDS/CONTRACTS/AGREEMENTS** (*Mayor Connie Leon-Kreps*)

The Mayor brought to the attention of the administration that the contract list that was provided to her was missing information and contained expired contracts.

##### C. **DISCUSSION REGARDING ZUMBA CLASS** (*Mayor Connie Leon-Kreps*)

The matter of Zumba for the residents being held on Village property was discussed. Issues were raised that the Village Code only allowed non-profit organizations to use the Village facilities; that a Business Plan was necessary to address staffing concerns when classes are held on Saturdays; whether there would be a fee charged; whether the Village would subsidize the classes; funding, etc. The Village Attorney will conduct research on how other municipalities handle similar programs, and modify the current language of the Code to allow for the use of Village Facilities for activities for the residents, such as Zumba and Tai Chi; and provide at the next meeting.

**D. ACTIVE DESIGN MIAMI**

Commissioner Andreana Jackson made a motion for the Village Planner to analyze the design policy strategies for healthier communities with strategies for new development within the Village, and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Vice Mayor Eddie Lim, Mayor Connie Leon-Kreps, Commissioner Dr. Douglas N. Hornsby, and Commissioner Andreana Jackson all voting Yes.

**11. PUBLIC SAFETY DISCUSSION**

Chief Carlos Noriega reported on public safety issues and other police matters.

**12. COMMISSIONERS' REPORTS**

Mayor Connie Leon-Kreps provided a verbal report. She discussed issues that she felt were not addressed satisfactorily by the Village Administration, and made a motion requesting a Special Commission Meeting for the week of March 27, 2017 to discuss the "Village Administration". Commissioner Jose Alvarez seconded the motion.

The Mayor opened the floor to public comments.

Mitch Edelstein, of 7524 Adventure Avenue, addressed the Commission.

The Mayor closed the floor to public comments.

The motion failed 4-1. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting No. Mayor Connie Leon-Kreps voted Yes.

Vice Mayor Eddie Lim and Commissioner Andreana Jackson also provided verbal reports.

Mayor Connie Leon-Kreps made a motion to extend the meeting to 12:30 a.m. Commissioner Andreana Jackson seconded the motion, and all voted in favor.

**13. VILLAGE ATTORNEY'S REPORT**

The Village Attorney Robert L. Switkes provided a verbal report.



14. **VILLAGE MANAGER'S REPORT**

The Village Manager addressed comments made by the Mayor in her report of residents flood insurance increasing, due to the Village not participating in the FEMA program that allows residents to receive discounts. He discussed that the matter was being addressed; issues with seawall repairs; and reported that he was researching the matter through CAP Government, Village Building Department, to find out why the Village did not meet the criteria.

At the request of the Village Manager, Mayor Connie Leon-Kreps made a motion for the Village to pay \$100 towards the cost to use the air-conditioning (after regular hours) for the Optimist Club to hold their annual oratory contest in the Village Chambers in April. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.

The Village Manager informed the Commission of that the Baywalk Plaza Project will be commencing, and the east lane of East Treasure Drive between entrance to Grand View Palace and the Causeway as well as the east sidewalk in the same area would be closed for approximately five months to allow for construction.

At the request of the Village Manger, Mayor Connie Leon-Kreps made a motion authorizing the Village Manager to put out an RFQ (Request for Qualifications) for a Financial Advisor to prepare a financial picture of the Village with the capital projects. Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon-Kreps all voting Yes.

The Village Manager spoke of his willingness to work with the Mayor to improve their working relationship and his commitment to the professionalism of the staff. He stated his intent to respond to the issues that she raised regarding the administration.

He explained the circumstances relating to the Lead and Copper Testing letter that the Mayor referred to, with the water quality not in compliance by the Health Department. The Manager informed the Commission that he is working to fix the problem, and that the Health Department had subsequently confirmed that there were no health problems with the water in the Village.

The Mayor opened the floor to public comments.

Sissy Shute, of 1353 Bay Terrace, addressed the Commission regarding comments made by the Mayor in her report.

The Mayor closed the floor to public comments.

**15. FINANCE REPORT**

The Mayor requested that Finance Report be included in the Agenda Package.

Mayor Connie Leon-Kreps made a motion to extend the meeting to 12:45 a.m. Vice Mayor Eddie Lim seconded the motion, and all voted in favor.

The Finance Director Bert Wrains discussed the Financial Status of the Village as of March 31, 2017.

At this time Mayor Connie Leon-Kreps made a motion to extend the meeting to 12:30 a.m. Vice Mayor Eddie Lim seconded the motion, and all voted in favor.

**16. APPROVAL OF MINUTES – COMMISSION MEETINGS**

- A. VILLAGE COMMISSION WORKSHOP – JANUARY 24, 2017**
- B. REGULAR COMMISSION MEETING – FEBRUARY 14, 2017**

Commissioner Dr. Douglas N. Hornsby made a motion to approve the Minutes as submitted. Vice Mayor Eddie Lim seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

**17. ADJOURNMENT**

The meeting adjourned at 12:30 a.m.

Prepared by: Yvonne P. Hamilton  
Village Clerk

Adopted by North Bay Village on

this \_\_\_\_\_ day of May 2017.

*Connie Leon-Kreps, Mayor*

(Note: The Minutes are not a verbatim record of the meeting. A copy of the audio recording is available at the Village Clerk's Office until the time for disposition in accordance with the Records Disposition and other Public Records Law.)



## North Bay Village

Administrative Offices

1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

Tel: (305) 756-7171 Fax: (305) 756-7722 Website: www.nbvillage.com

### **OFFICIAL MINUTES** **REGULAR VILLAGE COMMISSION MEETING**

**VILLAGE HALL**  
**1666 KENNEDY CAUSEWAY, #101**  
**NORTH BAY VILLAGE, FL 33141**  
**TUESDAY, FEBRUARY 28, 2017**  
**7:30 P.M.**

#### **1. CALL TO ORDER**

The meeting was called to order at 7:47 p.m.

#### **PLEDGE OF ALLEGIANCE**

Resident Alvin Blake led the Pledge of Allegiance to the Flag.

#### **ROLL CALL**

Commissioner Jose Alvarez  
Vice Mayor Eddie Lim  
Mayor Connie Leon-Kreps  
Commissioner, Dr. Douglas Hornsby  
Commissioner Andreana Jackson

#### **Also Present:**

Village Manager Frank K. Rollason  
Village Attorney Robert L. Switkes  
Finance Director Bert Wrains  
Chief Carlos Noriega  
Village Clerk Yvonne P. Hamilton

The Village Attorney Robert L. Switkes advised on the conduct of the proceedings, pursuant to Section 29 of the Village Code, Quasi Judicial Hearings.

Mayor Connie Leon-Kreps disclosed that she received a call from Mitch Edelstein regarding Item 2H.

Commissioner Dr. Douglas N. Hornsby disclosed a meeting with Reinaldo Trujillo and Mitch Edelstein; his discussion of a petition against the request with Kokoa Woodget; and conversation with Alvin Blake regarding Item 4H.

Commissioner Andreana Jackson disclosed speaking with counsel for the applicant, Graham Penn, meeting with Mitch Edelstein, and receiving calls from Ken DeLoreto and Ritch Holben pertaining to Item 4H.

Vice Mayor Eddie Lim disclosed that he had been introduced to the developer for the project under Item 4H last year at an event held by Julie's Realty.

The Village Attorney swore in all those individuals who testified on these quasi judicial hearings.

2. **PUBLIC HEARINGS (QUASI-JUDICIAL):** Please be advised that the following items are quasi-judicial in nature. If you wish to object or comment upon any of these items, please inform the Mayor when she requests public comments. An opportunity for persons to speak on each item will be made available after the applicant and staff have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse either to be cross-examined or to be sworn, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Commission to ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details of the quasi-judicial procedures may be obtained from the Village Clerk.

- A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY SOPHIA LIMA FOR A VARIANCE PURSUANT TO SECTION 152.097 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO PERMIT A 2.5 FOOT REAR YARD SETBACK FOR THE CONSTRUCTION OF AN ABOVE-GROUND SWIMMING POOL AND WOOD POOL DECK AT 7505 WEST TREASURE DRIVE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

The Village Planner, Jim LaRue, of LaRue Planning & Management Services, Inc., discussed the Staff Report and informed the Commission that the criteria for granting the Variance had not been met, pursuant to Section 152.097, which he read into the record. He also noted that the Planning & Zoning Board recommended, by a 5-0 vote, that the request be denied.

Village Attorney Robert L. Switkes advised the Commission that a four-fifth vote was required to pass the request, pursuant to Section 152.102(C) of the Village Code because of the unanimous recommendation from the Planning & Zoning Board to deny the request.

The property owners and applicants Sophia Lima and Barbara Marquet addressed the Commission requesting approval of the request.

The Code Enforcement Officer Maurice Murray explained the status of the property with the swimming pool that was constructed without a Building Permit and the status of the Short Term Vacation Rental status of the property.

There were no comments in favor of the request.

Mike Huzar, of 1441 South Treasure Drive, addressed the Commission in opposition to the request.

Jane Blake, of 7601 Coquina Drive, addressed the Commission in opposition to the above-ground pool and pool deck.

The Mayor closed the Public Hearing.

Commissioner Andreana Jackson made a motion to deny the request for a variance to permit the above-ground swimming pool. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose R. Alvarez, Vice Mayor Eddie Lim, Mayor Connie Leon-Kreps, Commissioner Dr. Douglas N. Hornsby, and Commissioner Andreana Jackson all voting Yes, to deny the request.

Mayor Connie Leon-Kreps moved to hear Item 2H next on the agenda. Vice Mayor Eddie Lim seconded the motion, and all voted in favor.

**H. AN APPLICATION BY P&O GLOBAL TECHNOLOGIES, INC. CONCERNING PROPERTY LOCATED AT 7914-7918 WEST DRIVE, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING: (FIRST PUBLIC HEARING)**

- 1. AN AMENDMENT TO THE NORTH BAY VILLAGE COMPREHENSIVE PLAN AMENDING THE FUTURE LAND USE ELEMENT BY CREATING POLICY 2.1.14 TO PERMIT TRANSFER OF DENSITY IN THE RM-70 ZONING DISTRICT, VOGEL PARK; TRANSFERRING UP TO 36 RESIDENTIAL DWELLING UNITS FROM DR. PAUL VOGEL PARK TO SITES THAT HAVE BEEN DETERMINED BY THE NORTH BAY VILLAGE COMMISSION TO PROVIDE MEANINGFUL PUBLIC BENEFIT; PROVIDING THAT SITE DENSITY ALLOWED**

**SHALL NOT EXCEED 100 RESIDENTIAL DWELLING UNITS PER ACRE.**

2. **AN AMENDMENT TO THE NORTH BAY VILLAGE LAND DEVELOPMENT CODE, CHAPTER 152, CREATING THE PUBLIC SPACE AND PARKING ENHANCEMENT OVERLAY; PERMITTING ADDITIONAL HEIGHT; REDUCED SIDE SETBACKS; AND TRANSFER OF DENSITY FROM VILLAGE OWNED PROPERTIES TO PRIVATE DEVELOPMENTS THAT PROVIDE MEANINGFUL PUBLIC BENEFITS.**
3. **AN AMENDMENT TO THE NORTH BAY VILLAGE LAND DEVELOPMENT CODE, AMENDING SECTIONS 5.2.2, 152.003, 152.042, 155.17, TO ALLOW FOR REVISED PARKING LOT DESIGN DIMENSIONS, TO ALLOW FOR MECHANICAL PARKING LIFT SPACES TO COUNT TOWARD THE REQUIRED NUMBER OF PARKING SPACES, AND TO PROVIDE SAFETY STANDARDS FOR MECHANICAL PARKING LIFTS.**

The Village Clerk read the requests into the record.

The Village Planner, Jim LaRue, of LaRue Planning & Management Services, Inc., presented the Staff Report, and described the requests for an amendment to the Comprehensive Plan; changes to the Land Development Regulations to create a particular Zoning District; and to allow parking arrangement for valet parking with parking lifts.

Mr. LaRue noted that the Planning & Zoning Board had recommended approval of the requests by a vote of 3-2 at the February 7, 2017 meeting.

Counsel for the applicant, Graham Penn, of Bercow Radell Fernandez & Larkin, 200 S. Biscayne Boulevard, Suite 850, Miami, FL 33131, presented the requests to the Commission.

The architect for the project, Juan Azalea, explained the design of the project.

The Mayor opened the Public Hearing.

Ritch Holben, of 7929 West Drive, Ken DeLoreto, of 7929 West Drive, Thes Meraz, of 7933 West Drive, Al Coletta, of 7904 West Drive, Linda Tarr, of 7901 Hispanola Avenue, Robert Laurence, of 8010 East Drive, David Tarr, of 7901 Hispanola Avenue, Gustavo Farfan, of 2881 Collins Avenue, Oliver Pfeffer, of 7610 Miami View Drive, Jane Blake of 7601 Coquina Drive, Alexandra Ciloc, Robert Alvarez, of 7529 Buccaneer Avenue, Kokoa Woodget, of 7925 West Drive, Julie Sidorevskaya, of 7901 Hispanola Avenue, Joe Razim, of 7810 Miami View Drive, Ana Watson, of 7945 East Drive, Esther Razim, of 7810 Miami View Drive, and Giovanni, of 7928 West Drive addressed the Commission.

The Mayor closed the Public Hearing.

Reinaldo Trujillo, Lobbyist for the project, addressed the Commission.

Graham Penn discussed the benefits of the project and requested that the Commission approve the request.

Sandra Gomez, Traffic Engineer for the project, addressed the Commission.

Commissioner Andreana Jackson made a motion to approve the requests; and there was no second to the motion.

Commissioner Dr. Douglas N. Hornsby made a motion to defer the matter to allow the applicant to provide an Impact Analysis, a Shadow Study, Seawall Percolation Test, and a Traffic Study to the Commission. Vice Mayor Eddie Lim seconded the motion, which was adopted by a 3-2 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes. Mayor Connie Leon-Kreps and Commissioner Jose R. Alvarez voted No.

**B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, PERMITTING CONSTRUCTION OF A NEW DOCK AT 1620 SOUTH TREASURE DRIVE; GRANTING A WAIVER PURSUANT TO SECTION 150.11(G) OF THE VILLAGE CODE OF ORDINANCES, FOR THE CONSTRUCTION OF MOORING PILES, WHICH WILL EXTEND BEYOND THE 25 FOOT LENGTH LIMIT; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

Ben Smith, of LaRue Planning & Management Services, Inc., Village Planner, presented the Staff Report recommending approval of the request with the following conditions:

1. Compliance with all state, federal, and environmental laws including, but not limited to, compliance with a State Programmatic General Permit as may be required by the U.S. Army Corps of Engineers. All applicable state and federal permits must be obtained before commencement of construction.

2. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
3. Cost Recovery changes must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.
4. Authorization or issue of a building permit by the Village does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for issuance of a building permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that results in a violation of federal or state law.

Robert Rossi, of Southern Marine Construction, addressed the Commission on behalf of the applicant. He accepted the conditions of approval.

The Mayor opened the Public Hearing. There being no speakers, she closed the Public Hearing.

Commissioner Dr. Douglas N. Hornsby made a motion to approve the request with the conditions set forth above. Mayor Connie Leon-Kreps seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

Items 2C, 2D, 2E, and 2F were heard simultaneously.

- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN APPLICATION BY KIRK LOFGREN FOR INSTALLATION OF A NEW BOATLIFT WITH A BOARDING PLATFORM ON AN EXISTING DOCK AT 7601 EAST TREASURE DRIVE, IN SLIP B48, PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**



- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN APPLICATION BY KIRK LOFGREN FOR INSTALLATION OF A NEW BOATLIFT ON AN EXISTING DOCK AT 7601 EAST TREASURE DRIVE, IN SLIP B59, PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN APPLICATION BY KIRK LOFGREN FOR INSTALLATION OF A NEW BOATLIFT ON AN EXISTING DOCK AT 7601 EAST TREASURE DRIVE, IN SLIP C100, PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN APPLICATION BY KIRK LOFGREN FOR INSTALLATION OF BOARDING PLATFORMS ON EXISTING BOAT LIFTS IN SLIPS B40, B46, B86, B87, B88, C107, C100, AND B60 AT THE GRANDVIEW PALACE MARINA AT 7601 EAST TREASURE DRIVE, NORTH BAY VILLAGE, FLORIDA; PROVIDING FOR FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the requests into the record.

Ben Smith, of LaRue Planning & Management Services, Inc., presented the Staff report on Items 2C, 2D, 2E, and 2F recommending approval with the conditions listed below:

1. Compliance with all state, federal, and environmental laws including, but not limited to, compliance with a State Programmatic General Permit as may be required by the U.S. Army Corps of Engineers. All applicable state and federal permits must be obtained before commencement of construction.
2. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.

3. Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.
4. Authorization or issuance of a building permit by the Village does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for issuance of a building permit if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that results in a violation of federal or state law.

The Mayor opened the Public Hearing.

Kirk Lofgren, of Ocean Marine, representative for the projects accepted the conditions of approval referenced above, including a sixth one to add reflective tape on the outer boatlifts.

The Mayor closed the Public Hearing.

Commissioner Dr. Douglas N. Hornsby made a motion to approve the requests (Items 2C, 2D, 2E, and 2F) with the six conditions outlined above. Commissioner Andreana Jackson seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

- G. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY 1755 NBV, LLC FOR A SPECIAL USE EXCEPTION PURSUANT TO SECTION 152.098 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO OPERATE A TEMPORARY COMMERCIAL PARKING LOT AT 1755 KENNEDY CAUSEWAY, NORTH BAY VILLAGE, FLORIDA; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

Village Manager Frank K. Rollason, Code Enforcement Officer Maurice Murray, and Village Attorney Robert L. Switkes explained the request to the Commission outlining the availability of plans to repair the seawall to avoid further damage; the Special Master Order for the property owner to submit plans for permanent repairs; the Business Tax Receipt for the Parking Lot operation due to expire in March; and appropriate extension of the Special Use Exception to allow the Parking Lot to operate until the next Special Master Hearing.

The Mayor opened the floor to public comments.

Franco Barbagallo, representative for the applicant, 1755 NBV LLC, 1870 N.W. South River Drive, Miami, FL 33125 addressed the Commission.

Commissioner Andreana Jackson made a motion to approve the request with the following conditions:

1. This approval is only valid for 18 months. Commission may grant a renewal if requested by applicant.
2. This approval will no longer be valid once a building permit is issued for construction of any structures on this property.
3. The patrons of this parking lot shall only be from businesses within 300 feet of the applicant's lot.
4. Applicant must maintain the seawall at the subject property in accordance with Village Code Section 150.13. Additionally, approval is granted contingent upon satisfying the Special Master at the March 30, 2017 hearing that remedial site work, including seawall work and erosion maintenance, is completed to the satisfaction of the Village.
5. Applicant must maintain striping of the parking lot in accordance with the requirements of the North Bay Village Code Enforcement Officer and/or Village Manager.
6. Applicant must maintain a BTR for operation of the proposed commercial parking lot. The BTR application shall meet applicable Village standards, and written agreements shall be provided by applicant for the businesses to whom the parking is being provided.

7. Cost recovery charges must be paid pursuant to Section 152.110. Specifically, no new development application shall be accepted and no building permit or certificate of occupancy shall be issued for the property until all application fees, cost recovery deposits and outstanding fees and fines related to the property (including fees related to any previous development proposal applications on the property), have been paid in full.
8. Approval of this special use exception does not in any way create a right on the part of the applicant to obtain a permit from a state or federal agency, and does not create liability on the part of the Village for approval if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes action that results in a violation of federal or state law.
9. All applicable state and federal permits must be obtained before commencement of construction.
10. This Special Use Exception can be revoked by the Village for any reason at any time during this 18-month period.

Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim, Commissioner Jose R. Alvarez, and Commissioner Andrea Jackson all voting Yes.

**I. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, REPEALING ALL CHAPTERS OF THE VILLAGE CONSOLIDATED LAND DEVELOPMENT REGULATIONS INCLUDING CHAPTER 1 GENERAL PROVISIONS, CHAPTER 2 ADMINISTRATIVE AND LEGISLATIVE PROCEDURES, CHAPTER 3 LAND USE, CHAPTER 4 CONSISTENCY AND CONCURRENCY DETERMINATIONS, CHAPTER 5 DESIGN STANDARDS AND CHAPTER 6 FLOOD DAMAGE PREVENTION; REPEALING APPENDICES OF THE VILLAGE CONSOLIDATED LAND DEVELOPMENT REGULATIONS INCLUDING APPENDIX A APPLICATIONS, APPENDIX B BUILDING PERMIT APPLICATION, APPENDIX C DEPARTMENT OF COMMUNITY AFFAIRS LETTER, APPENDIX D SHORELINE REVIEW CHECKLIST AND QUESTIONNAIRE, APPENDIX E CLASS I COASTAL CONSTRUCTION PERMIT APPLICATION, APPENDIX H FLOOD CONTROL; REPEALING LAND DEVELOPMENT CODE COMPARATIVE TABLE OF ORDINANCES, REPEALING CHAPTERS OF THE VILLAGE CODE OF ORDINANCES INCLUDING CHAPTER 152 ZONING AND CHAPTER 155 DESIGN GUIDELINE STANDARDS; REPEALING**

**APPENDIX B OF THE VILLAGE CODE OF ORDINANCES ENTITLED SIGN ILLUSTRATION; ADOPTING A NEW UNIFIED LAND DEVELOPMENT CODE INCLUDING CHAPTER 1 GENERAL, CHAPTER 2 RELATIONSHIP TO THE COMPREHENSIVE PLAN, CHAPTER 3 DEFINITIONS, CHAPTER 4 ADMINISTRATION AND ENFORCEMENT, CHAPTER 5 PERMITS AND DEVELOPMENT APPROVALS, CHAPTER 6 NONCONFORMITIES, CHAPTER 7 VARIANCES, CHAPTER 8 ZONING, CHAPTER 9 GENERAL SITE DESIGN STANDARDS, CHAPTER 10 FLOOD DAMAGE PREVENTION, CHAPTER 11 SIGNS, CHAPTER 12 ADULT ENTERTAINMENT, CHAPTER 13 VACATION RENTAL LICENSE PROGRAM, CHAPTER 14 MARIJUANA DISPENSARIES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. (FIRST READING)**

Mayor Connie Leon-Kreps made a motion to defer Item 2I. Commissioner Andreana Jackson seconded the motion, and all voted in favor.

**3. ADJOURNMENT**

The meeting adjourned at 9:35 p.m.

Prepared by: Yvonne P. Hamilton  
Village Clerk

Adopted by North Bay Village on

this \_\_\_\_\_ day of May 2017.

*Connie Leon-Kreps, Mayor*

(Note: The Minutes are not a verbatim record of the meeting. A copy of the audio recording is available at the Village Clerk's Office until the time for disposition in accordance with the Records Disposition and other Public Records Law.)

# **MONTHLY STAT REPORTS**



North Bay Village, FL

# JUNE 2017 ALL FUNDS MONTHLY BUDGET REPORT

## Group Summary

For Fiscal: 2016-2017 Period Ending: 06/30/2017

Department;RevCategor...	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Encumbrances	Variance Favorable (Unfavorable)	Percent Remaining
<b>Fund: 001 - GENERAL</b>							
<b>Revenue</b>							
31 - Taxes	5,302,653.00	5,302,653.00	341,301.18	5,090,255.74	0.00	-212,397.26	4.01 %
32 - Licenses, Fees & Permits	461,000.00	461,000.00	34,013.44	239,421.25	0.00	-221,578.75	48.06 %
33 - Intergovernmental Revenues	859,000.00	859,000.00	69,557.42	572,584.93	0.00	-286,415.07	33.34 %
34 - Charges for Services	91,680.00	91,680.00	11,068.04	64,294.01	0.00	-27,385.99	29.87 %
35 - Fines & Forfeits	97,000.00	97,000.00	12,017.50	127,602.81	0.00	30,602.81	31.55 %
36 - Miscellaneous Revenues	81,500.00	81,500.00	4,518.74	126,395.44	0.00	44,895.44	55.09 %
38 - Other Sources & Transfers In	790,443.00	838,443.00	65,869.75	592,827.75	0.00	-245,615.25	29.29 %
<b>Revenue Total:</b>	<b>7,683,276.00</b>	<b>7,731,276.00</b>	<b>538,346.07</b>	<b>6,813,381.93</b>	<b>0.00</b>	<b>-917,894.07</b>	<b>11.87 %</b>
<b>Expense</b>							
511 - LEGISLATIVE	66,083.00	66,083.00	4,058.85	39,555.07	0.00	26,527.93	40.14 %
512 - EXECUTIVE	714,956.00	714,956.00	72,859.43	514,630.32	0.00	200,325.68	28.02 %
513 - FINANCIAL AND ADMINISTRATIVE	443,722.00	443,722.00	55,442.59	329,673.98	300.00	113,748.02	25.63 %
514 - LEGAL COUNSEL	204,000.00	204,000.00	15,748.70	157,935.20	30,000.00	16,064.80	7.87 %
519 - OTHER GENERAL GOVERNMENTAL SERVICES	1,116,060.00	1,161,060.00	121,237.16	971,373.95	28,113.92	161,572.13	13.92 %
521 - LAW ENFORCEMENT	4,901,355.00	4,894,355.01	534,508.09	3,441,035.74	70,575.28	1,382,743.99	28.25 %
574 - SPECIAL EVENTS	237,100.00	247,100.00	6,021.14	190,803.61	1,387.50	54,908.89	22.22 %
<b>Expense Total:</b>	<b>7,683,276.00</b>	<b>7,731,276.01</b>	<b>809,875.96</b>	<b>5,645,007.87</b>	<b>130,376.70</b>	<b>1,955,891.44</b>	<b>25.30 %</b>
<b>Fund: 001 - GENERAL Surplus (Deficit):</b>	<b>0.00</b>	<b>-0.01</b>	<b>-271,529.89</b>	<b>1,168,374.06</b>	<b>-130,376.70</b>	<b>1,037,997.37</b>	<b>73,700.00 %</b>
<b>Fund: 105 - STATE FORFEITURES</b>							
<b>Revenue</b>							
35 - Fines & Forfeits	0.00	0.00	3,000.00	3,000.00	0.00	3,000.00	0.00 %
36 - Miscellaneous Revenues	0.00	0.00	0.00	1,546.27	0.00	1,546.27	0.00 %
<b>Revenue Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>3,000.00</b>	<b>4,546.27</b>	<b>0.00</b>	<b>4,546.27</b>	<b>0.00 %</b>
<b>Expense</b>							
521 - LAW ENFORCEMENT	0.00	0.00	2,795.00	46,481.00	20,444.91	-66,925.91	0.00 %
<b>Expense Total:</b>	<b>0.00</b>	<b>0.00</b>	<b>2,795.00</b>	<b>46,481.00</b>	<b>20,444.91</b>	<b>-66,925.91</b>	<b>0.00 %</b>
<b>Fund: 105 - STATE FORFEITURES Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>205.00</b>	<b>-41,934.73</b>	<b>-20,444.91</b>	<b>-62,379.64</b>	<b>0.00 %</b>
<b>Fund: 107 - FEDERAL FORFEITURES</b>							
<b>Revenue</b>							
35 - Fines & Forfeits	0.00	0.00	0.00	300,192.27	0.00	300,192.27	0.00 %
36 - Miscellaneous Revenues	0.00	0.00	0.00	28,400.76	0.00	28,400.76	0.00 %

JUNE 2017 ALL FUNDS MONTHLY BUDGET REPORT

For Fiscal: 2016-2017 Period Ending: 06/30/2017

Department;RevCategor...	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Encumbrances	Variance Favorable (Unfavorable)	Percent Remaining
<b>Revenue Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>328,593.03</b>	<b>0.00</b>	<b>328,593.03</b>	<b>0.00 %</b>
<b>Expense</b>							
521 - LAW ENFORCEMENT	417,775.00	417,775.00	77,631.21	392,269.93	400.00	25,105.07	6.01 %
<b>Expense Total:</b>	<b>417,775.00</b>	<b>417,775.00</b>	<b>77,631.21</b>	<b>392,269.93</b>	<b>400.00</b>	<b>25,105.07</b>	<b>6.01 %</b>
<b>Fund: 107 - FEDERAL FORFEITURES Surplus (Deficit):</b>	<b>-417,775.00</b>	<b>-417,775.00</b>	<b>-77,631.21</b>	<b>-63,676.90</b>	<b>-400.00</b>	<b>353,698.10</b>	<b>84.66 %</b>
<b>Fund: 110 - PARKS IMPROVEMENT FUND</b>							
<b>Revenue</b>							
32 - Licenses, Fees & Permits	0.00	0.00	0.00	4,067.82	0.00	4,067.82	0.00 %
<b>Revenue Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>4,067.82</b>	<b>0.00</b>	<b>4,067.82</b>	<b>0.00 %</b>
<b>Expense</b>							
572 - PARKS AND RECREATION	0.00	0.00	0.00	85,431.35	5,600.00	-91,031.35	0.00 %
<b>Expense Total:</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>85,431.35</b>	<b>5,600.00</b>	<b>-91,031.35</b>	<b>0.00 %</b>
<b>Fund: 110 - PARKS IMPROVEMENT FUND Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>-81,363.53</b>	<b>-5,600.00</b>	<b>-86,963.53</b>	<b>0.00 %</b>
<b>Fund: 111 - BUILDING FEES FUND</b>							
<b>Revenue</b>							
32 - Licenses, Fees & Permits	570,000.00	570,000.00	64,682.76	381,190.55	0.00	-188,809.45	33.12 %
36 - Miscellaneous Revenues	4,764.00	4,764.00	2,545.75	23,914.05	0.00	19,150.05	-401.97 %
<b>Revenue Surplus (Deficit):</b>	<b>574,764.00</b>	<b>574,764.00</b>	<b>67,228.51</b>	<b>405,104.60</b>	<b>0.00</b>	<b>-169,659.40</b>	<b>29.52 %</b>
<b>Expense</b>							
524 - PROTECTIVE INSPECTIONS	574,764.00	574,764.00	25,464.94	289,377.65	91,084.53	194,301.82	33.81 %
<b>Expense Total:</b>	<b>574,764.00</b>	<b>574,764.00</b>	<b>25,464.94</b>	<b>289,377.65</b>	<b>91,084.53</b>	<b>194,301.82</b>	<b>33.81 %</b>
<b>Fund: 111 - BUILDING FEES FUND Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>41,763.57</b>	<b>115,726.95</b>	<b>-91,084.53</b>	<b>24,642.42</b>	<b>0.00 %</b>
<b>Fund: 112 - STREET MAINTENANCE FUND</b>							
<b>Revenue</b>							
31 - Taxes	124,000.00	124,000.00	10,726.24	80,519.67	0.00	-43,480.33	35.06 %
33 - Intergovernmental Revenues	56,808.00	56,808.00	4,505.35	40,548.23	0.00	-16,259.77	28.62 %
34 - Charges for Services	2,833.00	2,833.00	709.00	2,126.03	0.00	-706.97	24.95 %
36 - Miscellaneous Revenues	2,000.00	2,000.00	565.00	8,780.75	0.00	6,780.75	-339.04 %
38 - Other Sources & Transfers In	179,610.00	179,610.00	14,966.83	134,701.47	0.00	-44,908.53	25.00 %
<b>Revenue Surplus (Deficit):</b>	<b>365,251.00</b>	<b>365,251.00</b>	<b>31,472.42</b>	<b>266,676.15</b>	<b>0.00</b>	<b>-98,574.85</b>	<b>26.99 %</b>
<b>Expense</b>							
541 - ROADS AND STREET FACILITIES	365,251.00	365,251.00	27,823.28	254,738.27	22,486.88	88,025.85	24.10 %
<b>Expense Total:</b>	<b>365,251.00</b>	<b>365,251.00</b>	<b>27,823.28</b>	<b>254,738.27</b>	<b>22,486.88</b>	<b>88,025.85</b>	<b>24.10 %</b>
<b>Fund: 112 - STREET MAINTENANCE FUND Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>3,649.14</b>	<b>11,937.88</b>	<b>-22,486.88</b>	<b>-10,549.00</b>	<b>0.00 %</b>
<b>Fund: 114 - AFTER SCHOOL SUMMER CAMP</b>							
<b>Revenue</b>							
33 - Intergovernmental Revenues	169,252.00	169,252.00	11,351.73	70,162.38	0.00	-99,089.62	58.55 %



JUNE 2017 ALL FUNDS MONTHLY BUDGET REPORT

For Fiscal: 2016-2017 Period Ending: 06/30/2017

Department;RevCategor...	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Encumbrances	Variance Favorable (Unfavorable)	Percent Remaining
38 - Other Sources & Transfers In	6,428.00	6,428.00	535.00	4,815.00	0.00	-1,613.00	25.09 %
<b>Revenue Surplus (Deficit):</b>	<b>175,680.00</b>	<b>175,680.00</b>	<b>11,886.73</b>	<b>74,977.38</b>	<b>0.00</b>	<b>-100,702.62</b>	<b>57.32 %</b>
<b>Expense</b>							
572 - PARKS AND RECREATION	175,680.00	175,680.00	17,143.20	106,090.92	0.00	69,589.08	39.61 %
<b>Expense Total:</b>	<b>175,680.00</b>	<b>175,680.00</b>	<b>17,143.20</b>	<b>106,090.92</b>	<b>0.00</b>	<b>69,589.08</b>	<b>39.61 %</b>
<b>Fund: 114 - AFTER SCHOOL SUMMER CAMP Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>-5,256.47</b>	<b>-31,113.54</b>	<b>0.00</b>	<b>-31,113.54</b>	<b>0.00 %</b>
<b>Fund: 115 - TRANSPORTATION FUND</b>							
<b>Revenue</b>							
31 - Taxes	320,000.00	320,000.00	24,460.00	138,384.00	0.00	-181,616.00	56.76 %
36 - Miscellaneous Revenues	2,000.00	2,000.00	0.00	0.00	0.00	-2,000.00	100.00 %
38 - Other Sources & Transfers In	898,990.00	898,990.00	4,604.00	41,436.00	0.00	-857,554.00	95.39 %
<b>Revenue Surplus (Deficit):</b>	<b>1,220,990.00</b>	<b>1,220,990.00</b>	<b>29,064.00</b>	<b>179,820.00</b>	<b>0.00</b>	<b>-1,041,170.00</b>	<b>85.27 %</b>
<b>Expense</b>							
541 - ROADS AND STREET FACILITIES	1,220,990.00	1,220,990.00	9,266.98	98,400.38	869.03	1,121,720.59	91.87 %
<b>Expense Total:</b>	<b>1,220,990.00</b>	<b>1,220,990.00</b>	<b>9,266.98</b>	<b>98,400.38</b>	<b>869.03</b>	<b>1,121,720.59</b>	<b>91.87 %</b>
<b>Fund: 115 - TRANSPORTATION FUND Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>19,797.02</b>	<b>81,419.62</b>	<b>-869.03</b>	<b>80,550.59</b>	<b>0.00 %</b>
<b>Fund: 116 - POLICE IMPROVEMENTS FUND</b>							
<b>Revenue</b>							
32 - Licenses, Fees & Permits	0.00	0.00	0.00	1,744.28	0.00	1,744.28	0.00 %
<b>Revenue Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>1,744.28</b>	<b>0.00</b>	<b>1,744.28</b>	<b>0.00 %</b>
<b>Expense</b>							
521 - LAW ENFORCEMENT	3,462.00	3,462.00	0.00	3,055.48	0.00	406.52	11.74 %
<b>Expense Total:</b>	<b>3,462.00</b>	<b>3,462.00</b>	<b>0.00</b>	<b>3,055.48</b>	<b>0.00</b>	<b>406.52</b>	<b>11.74 %</b>
<b>Fund: 116 - POLICE IMPROVEMENTS FUND Surplus (Deficit):</b>	<b>-3,462.00</b>	<b>-3,462.00</b>	<b>0.00</b>	<b>-1,311.20</b>	<b>0.00</b>	<b>2,150.80</b>	<b>62.13 %</b>
<b>Fund: 250 - DEBT SERVICE</b>							
<b>Revenue</b>							
31 - Taxes	648,059.00	648,059.00	0.00	619,143.80	0.00	-28,915.20	4.46 %
<b>Revenue Surplus (Deficit):</b>	<b>648,059.00</b>	<b>648,059.00</b>	<b>0.00</b>	<b>619,143.80</b>	<b>0.00</b>	<b>-28,915.20</b>	<b>4.46 %</b>
<b>Expense</b>							
517 - DEBT SERVICE PAYMENTS	648,059.00	648,059.00	0.00	648,048.03	0.00	10.97	0.00 %
<b>Expense Total:</b>	<b>648,059.00</b>	<b>648,059.00</b>	<b>0.00</b>	<b>648,048.03</b>	<b>0.00</b>	<b>10.97</b>	<b>0.00 %</b>
<b>Fund: 250 - DEBT SERVICE Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>-28,904.23</b>	<b>0.00</b>	<b>-28,904.23</b>	<b>0.00 %</b>
<b>Fund: 325 - CAPITAL PROJECTS FUND</b>							
<b>Revenue</b>							
33 - Intergovernmental Revenues	100,000.00	100,000.00	0.00	0.00	0.00	-100,000.00	100.00 %
36 - Miscellaneous Revenues	0.00	0.00	0.00	47,925.80	0.00	47,925.80	0.00 %
38 - Other Sources & Transfers In	1,281,000.00	1,281,000.00	0.00	0.00	0.00	-1,281,000.00	100.00 %

JUNE 2017 ALL FUNDS MONTHLY BUDGET REPORT

For Fiscal: 2016-2017 Period Ending: 06/30/2017

Department;RevCategor...	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Encumbrances	Variance Favorable (Unfavorable)	Percent Remaining
<b>Revenue Surplus (Deficit):</b>	<b>1,381,000.00</b>	<b>1,381,000.00</b>	<b>0.00</b>	<b>47,925.80</b>	<b>0.00</b>	<b>-1,333,074.20</b>	<b>96.53 %</b>
<b>Expense</b>							
572 - PARKS AND RECREATION	61,000.00	61,000.00	0.00	0.00	0.00	61,000.00	100.00 %
630 - CAPITAL PROJECTS	1,320,000.00	1,320,000.00	12,297.00	85,645.31	145,653.00	1,088,701.69	82.48 %
<b>Expense Total:</b>	<b>1,381,000.00</b>	<b>1,381,000.00</b>	<b>12,297.00</b>	<b>85,645.31</b>	<b>145,653.00</b>	<b>1,149,701.69</b>	<b>83.25 %</b>
<b>Fund: 325 - CAPITAL PROJECTS FUND Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>-12,297.00</b>	<b>-37,719.51</b>	<b>-145,653.00</b>	<b>-183,372.51</b>	<b>0.00 %</b>
<b>Fund: 360 - WATER IMPROVEMENTS TRUST</b>							
<b>Revenue</b>							
38 - Other Sources & Transfers In	9,100,000.00	9,100,000.00	0.00	0.00	0.00	-9,100,000.00	100.00 %
<b>Revenue Surplus (Deficit):</b>	<b>9,100,000.00</b>	<b>9,100,000.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>-9,100,000.00</b>	<b>100.00 %</b>
<b>Expense</b>							
533 - WATER UTILITY	9,100,000.00	9,100,000.00	0.00	4,940.00	0.00	9,095,060.00	99.95 %
<b>Expense Total:</b>	<b>9,100,000.00</b>	<b>9,100,000.00</b>	<b>0.00</b>	<b>4,940.00</b>	<b>0.00</b>	<b>9,095,060.00</b>	<b>99.95 %</b>
<b>Fund: 360 - WATER IMPROVEMENTS TRUST Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>-4,940.00</b>	<b>0.00</b>	<b>-4,940.00</b>	<b>0.00 %</b>
<b>Fund: 365 - SEWER IMPROVEMENTS</b>							
<b>Revenue</b>							
36 - Miscellaneous Revenues	0.00	0.00	0.00	60.66	0.00	60.66	0.00 %
38 - Other Sources & Transfers In	13,078,959.00	13,078,959.00	33,634.02	661,816.18	0.00	-12,417,142.82	94.94 %
<b>Revenue Surplus (Deficit):</b>	<b>13,078,959.00</b>	<b>13,078,959.00</b>	<b>33,634.02</b>	<b>661,876.84</b>	<b>0.00</b>	<b>-12,417,082.16</b>	<b>94.94 %</b>
<b>Expense</b>							
535 - SEWER/WASTERWATER SERVICE	13,078,959.00	13,078,959.00	0.00	853,767.87	0.00	12,225,191.13	93.47 %
<b>Expense Total:</b>	<b>13,078,959.00</b>	<b>13,078,959.00</b>	<b>0.00</b>	<b>853,767.87</b>	<b>0.00</b>	<b>12,225,191.13</b>	<b>93.47 %</b>
<b>Fund: 365 - SEWER IMPROVEMENTS Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>33,634.02</b>	<b>-191,891.03</b>	<b>0.00</b>	<b>-191,891.03</b>	<b>0.00 %</b>
<b>Fund: 370 - SANITATION IMPROVEMENTS</b>							
<b>Revenue</b>							
38 - Other Sources & Transfers In	65,000.00	65,000.00	5,416.66	48,749.94	0.00	-16,250.06	25.00 %
<b>Revenue Surplus (Deficit):</b>	<b>65,000.00</b>	<b>65,000.00</b>	<b>5,416.66</b>	<b>48,749.94</b>	<b>0.00</b>	<b>-16,250.06</b>	<b>25.00 %</b>
<b>Expense</b>							
534 - GARBAGE/SOLID WASTE SERVI	65,000.00	65,000.00	0.00	0.00	592,899.84	-527,899.84	-812.15 %
<b>Expense Total:</b>	<b>65,000.00</b>	<b>65,000.00</b>	<b>0.00</b>	<b>0.00</b>	<b>592,899.84</b>	<b>-527,899.84</b>	<b>-812.15 %</b>
<b>Fund: 370 - SANITATION IMPROVEMENTS Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>5,416.66</b>	<b>48,749.94</b>	<b>-592,899.84</b>	<b>-544,149.90</b>	<b>0.00 %</b>
<b>Fund: 430 - UTILITIES</b>							
<b>Revenue</b>							
32 - Licenses, Fees & Permits	0.00	0.00	0.00	12,195.34	0.00	12,195.34	0.00 %
34 - Charges for Services	5,530,503.15	5,530,503.15	1,075.77	4,084,436.65	0.00	-1,446,066.50	26.15 %
36 - Miscellaneous Revenues	520.00	520.00	170.00	1,765.67	0.00	1,245.67	-239.55 %
<b>Revenue Surplus (Deficit):</b>	<b>5,531,023.15</b>	<b>5,531,023.15</b>	<b>1,245.77</b>	<b>4,098,397.66</b>	<b>0.00</b>	<b>-1,432,625.49</b>	<b>25.90 %</b>

JUNE 2017 ALL FUNDS MONTHLY BUDGET REPORT

For Fiscal: 2016-2017 Period Ending: 06/30/2017

Department;RevCategor...	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Encumbrances	Variance Favorable (Unfavorable)	Percent Remaining
<b>Expense</b>							
533 - WATER UTILITY	2,486,037.15	2,486,037.15	222,861.05	1,655,658.32	17,594.16	812,784.67	32.69 %
534 - GARBAGE/SOLID WASTE SERVI	1,080,790.00	1,080,790.00	96,212.67	892,309.97	240.00	188,240.03	17.42 %
535 - SEWER/WASTERWATER SERVICE	1,964,196.00	1,964,196.00	150,082.51	1,352,303.66	30,570.00	581,322.34	29.60 %
<b>Expense Total:</b>	<b>5,531,023.15</b>	<b>5,531,023.15</b>	<b>469,156.23</b>	<b>3,900,271.95</b>	<b>48,404.16</b>	<b>1,582,347.04</b>	<b>28.61 %</b>
<b>Fund: 430 - UTILITIES Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>-467,910.46</b>	<b>198,125.71</b>	<b>-48,404.16</b>	<b>149,721.55</b>	<b>0.00 %</b>
<b>Fund: 440 - STORM WATER</b>							
<b>Revenue</b>							
33 - Intergovernmental Revenues	372,644.00	372,644.00	0.00	0.00	0.00	-372,644.00	100.00 %
34 - Charges for Services	874,282.00	874,282.00	101.85	77,890.88	0.00	-796,391.12	91.09 %
38 - Other Sources & Transfers In	673,269.00	673,269.00	0.00	0.00	0.00	-673,269.00	100.00 %
<b>Revenue Surplus (Deficit):</b>	<b>1,920,195.00</b>	<b>1,920,195.00</b>	<b>101.85</b>	<b>77,890.88</b>	<b>0.00</b>	<b>-1,842,304.12</b>	<b>95.94 %</b>
<b>Expense</b>							
538 - STORMWATER MANAGEMENT	1,920,195.00	1,920,195.00	1,674.58	53,868.18	5,125.00	1,861,201.82	96.93 %
<b>Expense Total:</b>	<b>1,920,195.00</b>	<b>1,920,195.00</b>	<b>1,674.58</b>	<b>53,868.18</b>	<b>5,125.00</b>	<b>1,861,201.82</b>	<b>96.93 %</b>
<b>Fund: 440 - STORM WATER Surplus (Deficit):</b>	<b>0.00</b>	<b>0.00</b>	<b>-1,572.73</b>	<b>24,022.70</b>	<b>-5,125.00</b>	<b>18,897.70</b>	<b>0.00 %</b>
<b>Report Surplus (Deficit):</b>	<b>-421,237.00</b>	<b>-421,237.01</b>	<b>-731,732.35</b>	<b>1,165,502.19</b>	<b>-1,063,344.05</b>	<b>523,395.15</b>	<b>124.25 %</b>

**Fund Summary**

<b>Fund</b>	<b>Original Total Budget</b>	<b>Current Total Budget</b>	<b>Period Activity</b>	<b>Fiscal Activity</b>	<b>Encumbrances</b>	<b>Variance Favorable (Unfavorable)</b>
001 - GENERAL	0.00	-0.01	-271,529.89	1,168,374.06	-130,376.70	1,037,997.37
105 - STATE FORFEITURES	0.00	0.00	205.00	-41,934.73	-20,444.91	-62,379.64
107 - FEDERAL FORFEITURES	-417,775.00	-417,775.00	-77,631.21	-63,676.90	-400.00	353,698.10
110 - PARKS IMPROVEMENT FUND	0.00	0.00	0.00	-81,363.53	-5,600.00	-86,963.53
111 - BUILDING FEES FUND	0.00	0.00	41,763.57	115,726.95	-91,084.53	24,642.42
112 - STREET MAINTENANCE FUNC	0.00	0.00	3,649.14	11,937.88	-22,486.88	-10,549.00
114 - AFTER SCHOOL SUMMER CAI	0.00	0.00	-5,256.47	-31,113.54	0.00	-31,113.54
115 - TRANSPORTATION FUND	0.00	0.00	19,797.02	81,419.62	-869.03	80,550.59
116 - POLICE IMPROVEMENTS FUN	-3,462.00	-3,462.00	0.00	-1,311.20	0.00	2,150.80
250 - DEBT SERVICE	0.00	0.00	0.00	-28,904.23	0.00	-28,904.23
325 - CAPITAL PROJECTS FUND	0.00	0.00	-12,297.00	-37,719.51	-145,653.00	-183,372.51
360 - WATER IMPROVEMENTS TRU	0.00	0.00	0.00	-4,940.00	0.00	-4,940.00
365 - SEWER IMPROVEMENTS	0.00	0.00	33,634.02	-191,891.03	0.00	-191,891.03
370 - SANITATION IMPROVEMENT:	0.00	0.00	5,416.66	48,749.94	-592,899.84	-544,149.90
430 - UTILITIES	0.00	0.00	-467,910.46	198,125.71	-48,404.16	149,721.55
440 - STORM WATER	0.00	0.00	-1,572.73	24,022.70	-5,125.00	18,897.70
<b>Report Surplus (Deficit):</b>	<b>-421,237.00</b>	<b>-421,237.01</b>	<b>-731,732.35</b>	<b>1,165,502.19</b>	<b>-1,063,344.05</b>	<b>523,395.15</b>

NORTH BAY VILLAGE  
MONTHLY REPORTS 2016-17  
BUILDING DEPARTMENT

	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	YTD
PERMITS/UPFRONT FEES/HOLD HARMLESS/ EXTENTIONS/CERT OF COMPETION/CERT OF OCCUPANCY/REINSPECTI ON /BLDG RECERTIFICATIONS	\$26,850.05	\$25,038.21	\$50,094.57	\$30,888.40	\$21,480.53	\$91,090.97	\$34,855.40	\$36,084.66	\$64,682.76				<b>\$381,065.55</b>
VISITORS	260	249	226	181	188	276	240	354	231				<b>2205</b>
PERMIT APPLICATIONS/ REVISIONS	91	87	81	56	47	101	78	106	94				<b>741</b>
BLDG INSPECTIONS/REVIEW	91	130	129	90	60	133	79	77	104				<b>893</b>
ELEC INSPECTIONS	45	31	51	31	34	42	24	49	30				<b>337</b>
MECH INSPECTIONS	27	29	22	19	24	18	15	22	11				<b>187</b>
PLUMBG INSPECTIONS	99	55	61	53	15	42	47	54	55				<b>481</b>
STRUCTURAL REVIEWS	13	21	11	0	10	18	14	17	14				<b>118</b>
<b>*Not available</b>													



b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
<b><u>TYPES OF CRIMES</u></b>												
<b><u>FELONIES</u></b>												
<b><u>HOMICIDE</u></b>												
TREASURE ISLAND	0	0	0	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b><u>ATTEMPT BURGLARY</u></b>												
TREASURE ISLAND	0	0	0	1	1							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b><u>BURGLARY STRUCTURE</u></b>												
TREASURE ISLAND	0	1	0	1	2							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b><u>BURGLARY RESIDENCE</u></b>												
TREASURE ISLAND	0	1	1	0	1							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b><u>BURGLARY VEHICLE</u></b>												
TREASURE ISLAND	1	1	1	1	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	1	0	0	0	0							
<b><u>ROBBERY ARMED</u></b>												
TREASURE ISLAND	0	0	1	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							

b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
<b><u>ROBBERY STRONGARM</u></b>												
TREASURE ISLAND	0	0	0	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b><u>SEXUAL BATTERY</u></b>												
TREASURE ISLAND	1	0	0	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	1	0	0	0	0							
<b><u>AGG BATTERY/ASSAULT</u></b>												
TREASURE ISLAND	0	1	1	2	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b><u>FRAUD GENERAL</u></b>												
TREASURE ISLAND	0	0	1	1	1							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	1	0	0	1	0							
<b><u>CC FRAUD</u></b>												
TREASURE ISLAND	0	0	0	0	1							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b><u>ID THEFT</u></b>												
TREASURE ISLAND	0	0	0	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	1	0	1	0	0							



b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
<b><u>INTERNET FRAUD</u></b>												
TREASURE ISLAND	0	0	0	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b><u>GRAND THEFT</u></b>												
TREASURE ISLAND	0	1	1	1	4							
N BAY ISLAND	0	0	1	0	0							
HARBOR ISLAND	0	3	2	7	1							
<b><u>MOTOR VEHICLE THEFT</u></b>												
TREASURE ISLAND	2	1	2	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	1	0	0							
<b><u>STOLEN VEHICLE THEFT &amp; RECOVERY</u></b>												
TREASURE ISLAND	2	4	1	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	2	0	0	0	1							
<b>TOTAL FELONIES</b>	<b>12</b>	<b>13</b>	<b>14</b>	<b>15</b>	<b>12</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b><u>MISDEMEANORS</u></b>												
<b><u>SIMPLE BATTERY</u></b>												
TREASURE ISLAND	0	1	0	0	2							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	1							
<b><u>DOMESTIC BATTERY</u></b>												
TREASURE ISLAND	2	0	1	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	1	1	0							
<b><u>ASSAULT</u></b>												
TREASURE ISLAND	0	0	0	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	1	0	0	0	0							

b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
<b>VERBAL THREATS</b>												
TREASURE ISLAND	1	0	0	0	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	1	0	0	0	0							
<b>THEFT GENERAL</b>												
TREASURE ISLAND	3	1	0	2	3							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	1	1	1							
<b>STOLEN DECAL</b>												
TREASURE ISLAND	0	0	0	1	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	1	1	0	2	0							
<b>STOLEN TAG</b>												
TREASURE ISLAND	0	0	1	1	0							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b>DUI</b>												
TREASURE ISLAND	0	3	1	3	1							
N BAY ISLAND	0	0	0	0	0							
HARBOR ISLAND	0	0	0	0	0							
<b>TOTAL MISDEMEANORS</b>	<b>9</b>	<b>6</b>	<b>5</b>	<b>11</b>	<b>8</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
<b>ARRESTS</b>												
<b>ARREST TYPES</b>												
FELONY	1	4	7	4	1							
MISDEMEANOR	10	6	8	9	4							
BENCH WARRANT	0	1	3	0	1							
CRIMINAL CITATIONS	28	43	29	18	9							
<b>TOTAL ARRESTS</b>	<b>39</b>	<b>54</b>	<b>47</b>	<b>31</b>	<b>15</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>INVESTIGATIONS</b>												
CARRY OVER PRIOR	24	20	20	16	20							
NEW INVESTIGATIONS	11	12	16	14	16							
CASES CLEARED	4	5	5	5	6							
CLEARANCE RATE	36.60%	41.60%	31.25%	35.70%	37.50%							
BACKGROUND INVEST.	4	4	3	2	3							

TRAFFIC	281	188	199	343	503
PARKING	247	354	232	246	190
CRIMINAL CITATIONS	28	15	29	18	9
<b>TOTAL CITATIONS WRITTEN</b>	<b>556</b>	<b>557</b>	<b>462</b>	<b>607</b>	<b>702</b>
<b>CAUSEWAY CITATIONS</b>	<b>256</b>	<b>137</b>	<b>166</b>	<b>282</b>	<b>431</b>

	JAN	FEB	MAR	APR	MAY	JUN	JUL
<b>TOTAL CALLS FOR SERVICE</b>	3732	3383	3747	3969	3872		

**HOW RECEIVED**

911 RADIO	29	23	24	26	26		
MUNICIPAL RADIO	25	19	18	22	28		
WALK IN	13	10	15	15	14		
TELEPHONE	228	265	272	267	264		
OFFICER INITIATED	3,426	3049	3392	3618	3529		

**REPORT TYPES**

MISC INCIDENT	30	31	32	33	38		
OFFENSE INCIDENT	21	26	27	25	34		
CRASH REPORT	10	8	8	17	16		
HIT AND RUN	2	3	3	3	3		
FIELD INTERVIEW	0	2	1	2	1		
CODE WARNINGS	1	6	2	30	1		
CODE VIOLATIONS	1	1	0	7	3		

**AVERAGE RESPONSE TIME**

TOTAL TIME (MIN)	4066	18038	4375	4249	4353		
TOTAL AVERAGE (MIN)	1.82	8.47	1.88	1.92	1.83		
PRIORITY CALLS	2.45	7.24	6.54	4.69	3.19		
ROUTINE CALLS	6.50	20.98	6.79	7.83	5.33		
BUSY TIME	1,851	12267	2236	1642	2631		
COURT/DEPO	552	158	284	302	57		
UNCOMMITTED TIME (MIN) <sup>11</sup>	1663	5613	1855	2305	1665		

AUG

SEP

OCT

NOV

**DEC**

b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	<b>CURRENT MONTH</b>	<b>PREVIOUS MONTH</b>	<b>PREVIOUS YEAR</b>
	<b>May 2017</b>	<b>APRIL 2017</b>	<b>May 2016</b>
<b><u>FELONIES</u></b>			
<b><u>HOMICIDE</u></b>			
TREASURE ISLAND	0	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b><u>ATTEMPT BURGLARY</u></b>			
TREASURE ISLAND	1	1	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b><u>BURGLARY STRUCTURE</u></b>			
TREASURE ISLAND	2	1	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	1
<b><u>BURGLARY RESIDENCE</u></b>			
TREASURE ISLAND	1	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	1
<b><u>BURGLARY VEHICLE</u></b>			
TREASURE ISLAND	0	1	1
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	1
<b><u>ROBBERY ARMED</u></b>			
TREASURE ISLAND	0	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0

b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	<b>CURRENT MONTH</b>	<b>PREVIOUS MONTH</b>	<b>PREVIOUS YEAR</b>
	<b>May 2017</b>	<b>APRIL 2017</b>	<b>May 2016</b>
<b><u>ROBBERY STRONGARM</u></b>			
TREASURE ISLAND	0	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b><u>SEXUAL BATTERY</u></b>			
TREASURE ISLAND	0	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b><u>AGG BATTERY/ASSAULT</u></b>			
TREASURE ISLAND	0	2	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b><u>FRAUD GENERAL</u></b>			
TREASURE ISLAND	1	1	1
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	1	0
<b><u>CC FRAUD</u></b>			
TREASURE ISLAND	1	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b><u>ID THEFT</u></b>			
TREASURE ISLAND	0	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0

b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	<b>CURRENT MONTH</b>	<b>PREVIOUS MONTH</b>	<b>PREVIOUS YEAR</b>
	<b>May 2017</b>	<b>APRIL 2017</b>	<b>May 2016</b>
<b><u>INTERNET FRAUD</u></b>			
TREASURE ISLAND	0	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b><u>GRAND THEFT</u></b>			
TREASURE ISLAND	4	1	1
N BAY ISLAND	0	0	0
HARBOR ISLAND	1	7	3
<b><u>MOTOR VEHICLE THEFT</u></b>			
TREASURE ISLAND	0	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	1
<b><u>STOLEN VEHICLE THEFT &amp; RECOVERY</u></b>			
TREASURE ISLAND	0	0	1
N BAY ISLAND	0	0	0
HARBOR ISLAND	1	0	0
<b>TOTAL FELONIES</b>	<b>12</b>	<b>15</b>	<b>11</b>
<b>TOTAL FELONIES YEAR TO DATE</b>	<b>66</b>	<b>54</b>	<b>60</b>
<b><u>MISDEMEANORS</u></b>			
<b><u>SIMPLE BATTERY</u></b>			
TREASURE ISLAND	2	0	2
N BAY ISLAND	0	0	0
HARBOR ISLAND	1	0	0
<b><u>DOMESTIC BATTERY</u></b>			
TREASURE ISLAND	0	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	1	1



b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	<b>CURRENT MONTH</b>	<b>PREVIOUS MONTH</b>	<b>PREVIOUS YEAR</b>
	<b>May 2017</b>	<b>APRIL 2017</b>	<b>May 2016</b>
<b><u>ASSAULT</u></b>			
TREASURE ISLAND	0	0	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b><u>VERBAL THREATS</u></b>			
TREASURE ISLAND	0	0	1
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	2
<b><u>THEFT GENERAL</u></b>			
TREASURE ISLAND	3	2	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	1	1	2
<b><u>STOLEN DECAL</u></b>			
TREASURE ISLAND	0	1	0
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	2	0
<b><u>STOLEN TAG</u></b>			
TREASURE ISLAND	0	1	1
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b><u>DUI</u></b>			
TREASURE ISLAND	1	3	1
N BAY ISLAND	0	0	0
HARBOR ISLAND	0	0	0
<b>TOTAL MISDEMEANORS</b>	<b>8</b>	<b>11</b>	<b>10</b>
<b>TOTAL MISDEMEANORS YEAR TO DATE</b>	<b>39</b>	<b>31</b>	<b>46</b>

b

**NORTH BAY VILLAGE POLICE DEPARTMENT STATISTICS 2017**

	<b>CURRENT MONTH</b>	<b>PREVIOUS MONTH</b>	<b>PREVIOUS YEAR</b>
	<b>May 2017</b>	<b>APRIL 2017</b>	<b>May 2016</b>
<b>ARRESTS</b>			
<b>ARREST TYPES</b>			
FELONY	1	4	3
MISDEMEANOR	4	9	10
BENCH WARRANT	1	0	3
CRIMINAL CITATIONS	9	18	29
<b>TOTAL ARRESTS</b>	<b>15</b>	<b>31</b>	<b>45</b>
<b>TOTAL ARRESTS YEAR TO DATE</b>	<b>186</b>	<b>171</b>	<b>167</b>
<b>INVESTIGATIONS</b>			
CARRY OVER PRIOR	20	16	41
NEW INVESTIGATIONS	16	14	25
CASES CLEARED	6	5	12
CLEARANCE RATE	37.50%	35.70%	18.00%
BACKGROUND INVEST.	3	2	4
TRAFFIC	503	343	501
PARKING	190	246	245
CRIMINAL CITATIONS	9	18	29
<b>TOTAL CITATIONS WRITTEN</b>	<b>702</b>	<b>607</b>	<b>775</b>
<b>TOTAL CITATIONS WRITTEN YEAR TO DATE</b>	<b>2,921</b>	<b>2219</b>	<b>3005</b>
<b>CAUSEWAY CITATIONS</b>	<b>431</b>	<b>282</b>	<b>394</b>
<b>TOTAL CAUSEWAY CITATIONS YEAR TO DATE</b>	<b>1414</b>	<b>983</b>	<b>1079</b>

	<b>MAY 2017</b>	<b>APRIL 2017</b>	<b>MAY 2016</b>
<b>TOTAL CALLS FOR SERVICE</b>	3,872	3,969	3,284
<b><u>HOW RECEIVED</u></b>			
911 RADIO	26	26	29
MUNICIPAL RADIO	28	22	23
WALK IN	14	15	18
TELEPHONE	264	267	307
OFFICER INITIATED	3,529	3,618	2,892
<b><u>REPORT TYPES</u></b>			
MISC INCIDENT	38	33	63
OFFENSE INCIDENT	34	25	37
CRASH REPORT	16	17	9
HIT AND RUN	3	3	3
FIELD INTERVIEW	1	2	6
CODE WARNINGS	1	30	13
CODE VIOLATIONS	3	7	0
<b><u>AVERAGE RESPONSE TIME</u></b>			
TOTAL TIME (MIN)	4,353	4,249	5,314
TOTAL AVERAGE (MIN)	1.83	1.92	2.55
PRIORITY CALLS	3.19	4.69	3.02
ROUTINE CALLS	5.33	7.83	9.02
BUSY TIME	2,631	1,642	2,362
COURT/DEPO	57	302	118
UNCOMMITTED TIME (MIN)	1,665	2,305	2,834

# **NORTH BAY VILLAGE POLICE DEPARTMENT**

## **CAUSEWAY CITATION COUNT INFORMATION FOR May 2017**

**Total citation count for Kennedy Causeway- 430**

### **By citation type**

**Traffic Control Running Red Light/ 316.075(1)C(1)/ 8 citations**

**Speeding Municipal Posted/ 316.189(1)/ 180 citations**

**Careless Driving/ 316.1925(1)/ 7 citations**

**Improper or Unsafe Equipment/ 316.610/ 20 citations**

**Seat belt violation/ 316.614(4)(B)/ 41 citations**

**No Valid Driver's License/ 322.03.1/ 5 citations**

**Driving While License Suspended with Knowledge/ 322.34(2)/ 1  
citations**

# **NORTH BAY VILLAGE POLICE DEPARTMENT**

**VILLAGE WIDE CITATION COUNT INFORMATION FOR May 2017**

**Moving Citations- 503**

**Parking Citations- 190**

**Criminal Citations- 9**

**Ordinance Citations- 0**

**Total Citation count for MAY 2017- 702**