



## 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, JANUARY 9, 2018  
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).

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#### 1. CALL TO ORDER

#### PLEDGE OF ALLEGIANCE

#### ROLL CALL

#### 2. A. PROCLAMATIONS AND AWARDS

##### 1. Sergeant Leslie Hatley Retirement

#### B. SPECIAL PRESENTATIONS

##### 1. Peter Catalano Miami Beach K-9 Knights

#### C. ADDITIONS AND DELETIONS

#### 3. GOOD & WELFARE

#### 4. VILLAGE COMMISSION'S REPORT

#### 5. GRANT WRITER'S REPORT

6. **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

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 AMENDMENT NUMBER FIVE TO THE EXISTING AGREEMENT WITH COMPUTER INFORMATION SYSTEMS, INC. TO PROVIDE ADDITIONAL FEATURES AND FUNCTIONS TO THE COMPUTER AIDED DISPATCH SYSTEM; 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 approve a modification to the existing agreement with Computer Information Systems, Inc. for additional features and functions for the Police Dispatch communication system, to include Incident Report Entry, Inquiry and Update, Report Flow, Person, Location, Plate, Date Range and Unit History Inquiries, and CID Name Involvements.

- 1.) **Commission Action**

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING COMPENSATION FOR SPECIAL MAGISTRATES, PURSUANT TO SECTION 153.02(B)(2) OF THE VILLAGE CODE; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The proposed Resolution will establish a fee of \$750 for the Special Magistrate for each Code Enforcement Hearing.

- C. 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 2018 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)**

Approval of the proposed Resolution will allow attendance at the LEO Awards Gala to honor the dedicated and courageous men and women of the law enforcement community, as well as contribution to the Police Officers Assistance Trust; and other charitable organizations.

**1.) Commission Action**

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

- A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, SETTING THE QUALIFYING DATES FOR THE NOVEMBER 6, 2018 GENERAL ELECTION AS PROVIDED FOR UNDER CHAPTER 100, SECTION 100.3605(2) OF THE FLORIDA STATUTES; PROVIDING DIRECTIONS FOR THE VILLAGE CLERK; PROVIDING FOR REPEALER, SEVERABILITY, PROVIDING FOR CONFLICTING ORDINANCES OR RESOLUTIONS; AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY NORMAN POWELL/VILLAGE CLERK YVONNE P. HAMILTON)**

The proposed Ordinance will set the qualifying period for the November 6, 2018 General Election at an early enough date to assist the Miami-Dade County Elections Department in sending out overseas ballot timely.

**1.) Commission Action**

- B. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AMENDING SECTION 70 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED “TRAFFIC AND PARKING REGULATIONS”; BY CREATING SECTION 70.06 REGARDING PARKING REGULATIONS FOR STREETSWEEPING; AMENDING SECTION 153.04 ENTITLED “SCHEDULE OF CIVIL PENALTIES; PROVIDING FOR ENFORCEMENT; PENALTIES; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

The proposed ordinance will implement regulations for a street sweeping program.

**1.) Commission Action**

- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST RYAN WHIDBY CONCERNING THE PROPERTY AT 7509 ADVENTURE AVENUE, NORTH BAY VILLAGE, FL 33141; 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 MANAGER FRANK K. ROLLASON)**

The Resolution proposed a settlement of the Code Enforcement case against 7509 Adventure Avenue through reduction of fines from \$166,275 to \$99,765.

- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, DIRECTING THE VILLAGE MANAGER TO PURSUE THE ACQUISITION OF CERTAIN PARCELS OF LAND OUTSIDE THE NORTH BAY VILLAGE CORPORATE LIMITS; FOR THE PURPOSE OF MOVING THE VILLAGE’S PUBLIC WORKS OPERATIONS, OFFICES, HEAVY EQUIPMENT, LIGHT FLEET, AND STORAGE FACILITIES, CURRENTLY LOCATED ON GALLEON STREET, TO MAKE THE CURRENT PUBLIC WORKS SITE AVAILABLE FOR FUTURE MODIFICATION, AS A COMMUNITY CENTER, WITH THE POTENTIAL OF ADDING A COMMUNITY SWIMMING POOL; SETTING AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER JOSE ALVAREZ)**

The proposed Resolution will allow the Village Manager to look at property in the City of Miami for the possibility of moving the Public Works Yard outside of the Village; and developing a Community Center with a swimming pool on the Public Works site in the future; and report his findings to the Commission.

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 APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE; 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 applicant is seeking approval to construct a dock, which will extend beyond the D-5 triangle set by Miami-Dade County DERM and more than the maximum 25 feet from the seawall, allowed under the Village Code, at the referenced address.

- B. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 153, ENTITLED "CODE ENFORCEMENT" BY AMENDING SECTION 153.04 TO INCREASE THE FINE FOR GENERAL LITTERING AND FINES UNDER SECTION 91.03 FOR REPEAT VIOLATIONS; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM) – DEFERRED FROM NOVEMBER 14, 2017 COMMISSION MEETING**

The proposed ordinance will implement regulations for a street sweeping program.

- C. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 13 OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT CODE TO ALLOW THE VILLAGE MANAGER TO DENY LICENSES TO PRIOR VIOLATORS AND TO PROHIBIT ADVERTISING OF UNLICENSED VACATION RENTALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON) – DEFERRED FROM DECEMBER 14, 2017 MEETING**

The proposed Ordinance will prohibit the advertisement of unlicensed Vacation Rentals and allow the Village Manager to deny the issuance of licenses to prior violators.

- 1.) Commission Action**

**12. UNFINISHED BUSINESS**

**13. NEW BUSINESS**

**A. APPOINTMENTS TO ADVISORY BOARDS**

- 1.) ADVISORY CHARTER REVIEW BOARD**  
**2.) ARTS, CULTURAL & SPECIAL EVENTS BOARD**  
**3.) SPECIAL NEEDS ADVISORY BOARD**

- 1.) Commission Action**

**B. COMPLETE STREETS, (VILLAGE PLANNER JIM LARUE)**

- 1.) Commission Action**

**C. DISCUSSION REGARDING POTENTIAL DENSITY INTENSITY INCREASE (VICE MAYOR EDDIE LIM)**

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

- A. SPECIAL COMMISSISON MEETING – DECEMBER 21, 2017**
- B. REGULAR COMMISSION MEETING – DECEMBER 14, 2017**
- C. REGULAR COMMISSION MEETING – NOVEMBER 14, 2017**
- D. PUBLIC INFORMATION OFFICER WORKSHOP –NOVEMBER 8, 2017**
- E. REGULAR COMMISSION MEETING – OCTOBER 24, 2017**
- F. REGULAR COMMISSION MEETING – OCTOBER 10, 2017**
- G. SPECIAL COMMISSION MEETING – OCTOBER 5, 2017**
- H. FINAL BUDGET PUBLIC HEARING – SEPTEMBER 26, 2017**
- I. TENTATIVE BUDGET PUBLIC HEARING – SEPTEMBER 19, 2017**
- J. REGULAR COMMISSION MEETING – SEPTEMBER 19, 2017**
- K. REGULAR COMMISSION MEETING – JUNE 27, 2017**

- 1.) Commission Action**

**15. ADJOURNMENT**

**To:** North Bay Village Mayor & Village Commission  
**From:** LaKeesha Morris, MSW  
**Date Submitted:** January 2, 2018  
**Reporting Period:** December 1 – December 31, 2017

**Grants Submitted this Reporting Period:**

*No new grants were due during the month of December.*

**Grants “Under Construction”**

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

**1. The Children’s Trust**

- a. **Due Date:** 1/30/2018
- b. **Amount of Request:** TBD
- c. **Summary:** Funding is available from The Children’s Trust to provide services to two groups of school age children. After-School services for children in grades K-5, and Youth Development Services for children in grades 6-12. Organizations may apply to serve both age groups or just one. Services may be provided year around, after-school only, or summer only. The Village will submit one application to continue after-school services to youth in grades K-5 attending TIES. The Village will not apply to serve students in grades 6-12 due to lack of space to house a program.

**Grant Updates**

**The following quarterly grant reports were submitted:**

- South Florida Water Management District – Stormwater Outfall Project
- Florida Inland Navigation District – Baywalk Plaza Construction
- Florida Inland Navigation District – Boardwalk Design

**University of South Florida High Visibility Grant (FY2017-18):** Officers completed the required trainings. LaKeesha ordered the program material and drafted a press release on behalf of the Village announcing the continuation of the High Visibility Enforcement Project. Officers began education and enforcement on Monday, December 11, 2017,



**VILLAGE MANAGER'S REPORT****TO****THE MAYOR AND MEMBERS OF THE VILLAGE COMMISSION****JANUARY 9, 2018****1. FINANCE DEPARTMENT OVERVIEW:**

- a. Tyler Ener-Gov training has been completed for the Village Clerk, Code Enforcement, Building Department, and Finance Department. Building inspectors have been issued tough-book tablets to record inspections real-time as they take place.
- b. Village Financial Advisors will be presenting at the Citizens Budget & Financial Oversight Board Town Hall Meeting on January 25<sup>th</sup>.
- c. The new Village Website went live on Dec 12<sup>th</sup> – we hear good reviews by viewers.

**2. POLICE DEPARTMENT OVERVIEW:**

- a. Training of Patrol Officers with new hi-tech rifles took place and 10 of the new rifles are in service.
- b. Holiday Safety Day conducted at TIES for 100 children and parents
- c. Holiday Season High Intensity Traffic Enforcement conducted with great results – Grant Program that pays for OT for traffic enforcement officers.
- d. Police Safety Plans for Christmas Tree Lighting, Menorah Lighting and Winter Wonderland events were carried out with no incidents
- e. Officer Walter Andino was promoted to Sergeant for vacancy created by the retirement of Sergeant Les Hatley.

**3. PUBLIC WORKS DEPARTMENT OVERVIEW:**

- a. New Trash Truck has arrived and will be placed in service after training. Flyer will be going out for residents on NBI to place debris directly on the street and not on the grassy swale to avoid damage to landscaping.
- b. Sanitary Sewer Rehabilitation, Water Main Rehabilitation, Water Meter Replacement, and Storm Water Rehabilitation Projects are all on-going simultaneously.
- c. New Trash Truck scheduled to go into service by mid-January. Flyer will be distributed on NBI instructing residents to place debris directly on the street adjacent to the grass for pick-up.

**4. MANAGER'S REPORT:**

- a. **Status of NBI Special Taxing District:** A detailed report was sent to the Commission on December 27, 2017. The ball is in the court of the newly formed Guard House Committee to determine if they want to leave control with the County which requires no further action or if they want to pursue the Village assuming control.
- b. **REMINDER – August 7, 2018 is the deadline for the Village to deliver any ballot questions for the November 2018 General/Special Election.** This would include any question on issuing bonds for funding capital projects or any proposed changes to the Village Charter.
- c. **Purchase Orders have been issued for Sod Replacement on NBI and Stump Removal on TI as result of Hurricane Irma.** We were informed on 12/28 by FEMA that both of these costs will be reimbursed by FEMA – Total of \$9,560.00. Tree replacement is not a reimbursable expense either by FEMA or our insurance company.
- d. **Hurricane Irma FEMA Reimbursement Process is approximately 90% completed – weekly meetings with FEMA still on-going.** Our Total Expenses to date are: \$620,712.07 with pending expenses from the County for final debris invoicing.
- e. **Reminder of upcoming events:**
  - i. **Jan 13<sup>th</sup> – Pets and Critters Event sponsored by Police Dept at TIES Field from 10am – 1pm**
  - ii. **Jan 17<sup>th</sup> – PIO/Social Media Commission Workshop at Village Hall at 7:30pm**
  - iii. **Jan 25<sup>th</sup> – Citizens Budget & Oversight Board Town Hall Meeting at Village Hall at 7:30pm**
  - iv. **Jan 27<sup>th</sup> – Winter Festival sponsored by NBV Police Dept at TIES Field from 9am – 2pm**
    - 1. **Farmer's Market**
    - 2. **Food Trucks**
    - 3. **Blood Mobile**
    - 4. **Arts & Crafts**
    - 5. **Entertainment**



# NORTH BAY VILLAGE POLICE



## RECOMMENDATION MEMORANDUM

1666 John F Kennedy Causeway  
Suite #300  
North Bay Village, FL 33141

Phone: 305.758.2626  
www.NBVillage.com

**Carlos E. Noriega**  
*Chief of Police*

9A

**DATE:** November 30, 2017

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

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

**PRESENTED BY STAFF:** Carlos Noriega, Police Chief

**SUBJECT:** December 14<sup>th</sup>, 2017 Commission Meeting Agenda- Amendment to an existing contract with Computer Information System (CIS)

### RECOMMENDATION:

It is recommended that the Village Commission approve the attached Resolution approving Amendment #5 to the existing agreement with Computer Information Systems, Inc. (CIS) in order to obtain additional features, which include:

- Incident Report Entry, Inquiry and Updates
- Report Flow
- Person, Location, Plate, Date Range And unit History Inquiries
- CID Name Involvements

### BACKGROUND:

The Village entered into an agreement with CIS on December 14, 2005. CIS provides the Police Department with a Computer Assisted Dispatch (CAD) and a Mobile Computer System (MCS).

### BUDGETARY IMPACT:

\$41,400 from the Machinery and Equipment Account #001.21.521.6430.

### PERSONNEL IMPACT:

There will be no personnel impact.

### CONTACT:

Carlos Noriega, Chief of Police



**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:** December 6, 2017

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

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

**SUBJECT:** Introduction of Resolution

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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 AMENDMENT NUMBER FIVE TO THE EXISTING AGREEMENT WITH COMPUTER INFORMATION SYSTEMS, INC. TO PROVIDE ADDITIONAL FEATURES AND FUNCTIONS TO THE COMPUTER AIDED DISPATCH SYSTEM; 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, APPROVING AMENDMENT NUMBER FIVE TO THE EXISTING AGREEMENT WITH COMPUTER INFORMATION SYSTEMS, INC. TO PROVIDE ADDITIONAL FEATURES AND FUNCTIONS TO THE COMPUTER AIDED DISPATCH SYSTEM; 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 Village entered into an agreement with Computer Information Systems, Inc. (CIS) on December 14, 2005 to provide a Computer Assisted Dispatch System, Records Management System, and Mobile Computer System for the North Bay Village Police Department; and

**WHEREAS**, the Police Department requests that the Village Commission authorize a contract modification with CIS for additional Computer Aided Dispatch features and functions to include: Incident Report Entry, Inquiry and Update, Report Flow, Person, Location, Plate, Date Range and Unit History Inquiries, and CID Name Involvements; and

**WHEREAS**, the current vendor, Computer Information Systems, Inc., has provided a Cost Proposal for the CIS MCS CAD Client Software Licenses and Related Professional Services at a total cost of \$41,400, under Amendment #5 to the contract; and

**WHEREAS**, Amendment #4 was approved on May 17, 2017 for an inventory of the Systems' Software Licenses as required by FDLE; and

**WHEREAS**, Amendment #3 was approved to import an Automated "A Form" into the CIS RMS System Arrest Module; and

**WHEREAS**, Amendment #2 was approved for a Server System and related Software and Services (Server Technology); and

**WHEREAS**, Amendment #1 was approved for a Mobile Computer System software; and

**WHEREAS**, the Commission of North Bay Village finds that approval of this Resolution is in the best interest of public safety.

**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 execute the agreement with Computer Information Systems, Inc. for CIS MCS CAD Client Software Licenses and Related Professional Services at a total cost of \$41,400, to be paid from Machinery and Equipment Account #001.21.521.6430.

**Section 3. Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its approval. 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 9<sup>th</sup> day of January 2018.

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

**ATTEST:**

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

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

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Norman C. Powell, Esq.  
Interim Village Attorney

North Bay Village Resolution: Amendment #5 - Computer Aided Dispatch System - \$41,400.

**PROFESSIONAL SERVICES AMENDMENT NR. 05  
TO  
LICENSE AGREEMENT 330 (“AGREEMENT”)  
BETWEEN  
COMPUTER INFORMATION SYSTEMS, INC.  
AND  
CITY OF NORTH BAY VILLAGE, FLORIDA**

This Professional Services Amendment Nr. 05, hereinafter called “Amendment Nr. 05” is between Computer Information Systems, Inc., hereinafter called “CIS” and the City of North Bay Village, Florida hereinafter called “North Bay Village” or “User” or “City”. CIS and North Bay Village shall also be referred to individually as the “Party” and collectively as the “Parties”.

**WHEREAS**, The City and CIS entered into the Agreement on December 14, 2005 to provide a Computer Aided Dispatch (“CAD”) System, Records Management System (“RMS”) and Mobile Computer System (“MCS”) for the North Bay Village Police Department (“NBVPD”); and

**WHEREAS**, NBVPD has requested additional MCS features and functions as follows:

- Incident Report Entry, Inquiry and Update
- Report Flow
- Person, Location, Plate, Date Range and Unit History Inquiries
- CID Name Involvements

**WHEREAS**, The CIS MCS Enhanced CAD Client provides said features and functions; and

**WHEREAS**, CIS provided a Cost Proposal to NBVPD dated April 18, 2017 for CIS MCS CAD Client Software Licenses and related Professional Services; and

**WHEREAS**, The City has accepted the CIS Cost Proposal and has requested this Amendment; and

**NOW, THEREFORE**, in consideration of the Covenants, Terms and Conditions hereinafter set forth, the Parties hereto agree as follows:

**1.0 AMENDMENT SCOPE**

Acknowledge and agree that this Amendment replaces all prior written and oral communications with CIS regarding the Mobile CAD Enhanced Client.

**2.0 SPECIFICATIONS**

MCS Enhanced CAD Client Specifications are detailed in Addendum P(5).



**3.0 ACCEPTANCE**

MCS Enhanced CAD Client Acceptance is in accordance with Addendum R(4).

**4.0 COST**

**4.1 CIS Software License Fees**

MCS Enhanced CAD Client (30 @ \$ 1200.00)

	\$ 36,000.00	
<b>Total</b>		<b>\$ 36,000.00</b>

**Services**

Remote Installation and Configuration  
Management Training Class at CIS

	\$ 3,000.00	
	\$ 2,400.00	
<b>Total</b>		<b>\$ 5,400.00</b>
<b>Total</b>		<b>\$ 41,400.00</b>

**5.0 PAYMENT SCHEDULE**

**Date Due**

Upon execution of this Amendment **\$ 41,400.00**

**6.0 CURRENT ADDITIONAL ANNUAL RENEWAL (2018-2019): 24 X 7  
MAINTENANCE AND SUPPORT, ENHANCEMENTS, NEW RELEASES**

MCS Enhanced CAD Client (30 @ \$ 180.00) **\$ 5,400.00**

The Additional Annual Renewal with for the MCS Enhanced CAD Client will be due to coincide with North Bay Village's Annual Renewal Date: July 1, 2018.

**7.0 USER RESPONSIBILITIES**

**7.1 Management Training Class**

NBVPD Field Training Officers shall attend a three day Management Training Class at CIS' Skokie, IL office. The City is responsible for NBVPD travel expenses.

**7.0 TERMS AND CONDITIONS**

**7.1** All other terms and conditions of the Agreement as amended not in conflict with this Amendment shall apply to this Amendment including but not limited to the Agreement Paragraph B, Warranty; Paragraph C, Limitation of Liabilities; and Paragraph H.7, Venue and Jurisdiction.


**7.2** In the event there is a dispute between the parties hereto with regard to any specifications, terms or conditions, the order of precedence shall be this Amendment Nr. 05, the Agreement as amended, and any resultant User Contract Documents.

**8.0 VALID PERIOD**

This Amendment is valid only if executed and received by CIS on or before January 25, 2018, unless extended in writing by CIS.

**ACCEPTED:**

**COMPUTER INFORMATION SYSTEMS, INC.**

Signed:   
By: MICHAEL YEFISKY  
Title: PRESIDENT  
Date: DECEMBER 7, 2017

**CITY OF NORTH BAY VILLAGE, FLORIDA**

Signed: \_\_\_\_\_

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

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

Date: \_\_\_\_\_

**EFFECTIVE DATE: LAST DATE ENTERED ABOVE  
ADDENDA: P(5), R(4)**

## **ADDENDUM P(5) MOBILE COMPUTER SYSTEM (MCS)**

### **1.0 GENERAL**

The MCS System Software consists of any of the following:

- MCS Server Software
- MCS CAD Client Software
- MCS Enhanced CAD Client Software
- MCS State/NCIC Interface
- MCS Mapping Software
- MCS RMS Client Software

### **2.0 MCS CAD CLIENT TRANSACTIONS**

- CAD Dispatches to Mobile
- Mobile Status to CAD
- Mobile Disposition to CAD
- Mobile Traffic Stop to CAD
- Incident Log
- Incident Blotter
- Prior Call History
- Premise Information
- Displays ProQA Data
- CAD Message to Mobile
- Mobile Message to CAD
- Mobile Message to Mobile
- RMS Image to Mobile

### **3.0 MCS ENHANCED CAD CLIENT TRANSACTIONS**

- Incident Report Entry, Inquiry and Update
- Report Flow
- Person, Location, Plate, Date Range and Unit History Inquiries
- CID Name Involvements

### **4.0 MCS STATE (CJIS/NCIC) INQUIRIES**

- Person
- Vehicles
- Firearms
- Boats
- Articles

### **5.0 MCS MAPPING SPECIFICATIONS**

- Displays Incident and Vehicle Location
- Displays E911 Call Location
- Uses Agency Shape Files
- Interfaced with ESRI On-Line
- Interfaces with Pictometry

## **6.0 MCS RMS WS CLIENT SPECIFICATIONS**

This MCS RMS WS Client enables the Mobile operator to access and operate the RMS System. A given Mobile operator may perform those functions permitted by his specific profile in the CIS System Matrix Security System. Direct access to System Sign-On requires Terminal Services and Citrix and is subject to State CJIS guidelines.

## **7.0 MCS SYSTEM HARDWARE AND SYSTEM SOFTWARE REQUIREMENTS**

### **7.1 Mobile Lap Top (MLT) Requirements**

- Processor: Intel Quad Core Processor
- RAM: 8 GB
- Hard Drive: 500 GB
- Air Card – 4G/LTE
- DVD Available
- Touch Screen
- Back-lit Keyboard
- Automobile Accessory AC Adaptor
- Ruggedized
- Windows 7 Professional or Windows 10 Operating System
- MS Word

### **7.2 MCS Server Requirements**

#### **7.2.1 Server Specifications**

Check with CIS for specifications applicable to the number of Mobiles initially and anticipated.

## **8.0 CJIS REQUIREMENTS**

### **8.1 Virtual Private Network (VPN) and Two (2) Factor Authentication**

A Virtual Private Network (VPN) is required to satisfy CJIS requirements; two (2) factor authentication may be required.

### **8.2 Network Diagram**

User shall prepare a Network Diagram subject to State CJIS Requirements. Said Network Diagram shall be approved by the State CJIS prior to CIS Mobile Installation.

## **9.0 LIMITATIONS**

### **9.1 Features**

Certain features and functions may not be available for the current version of the User's System, Windows, MLT or Wireless. Check with CIS for availability.

### **9.2 Performance**

Performance, including response time is a function of User's hardware and wireless network or common carrier communications network and is outside the scope of the CIS MCS Software furnished herein. User will, at his own cost, purchase any hardware and software necessary to achieve and maintain User's desired performance within the limitations imposed by said hardware, including without limitation of MCS Servers and Lap Tops and wireless network.

**ADDENDUM R(4)**  
**ACCEPTANCE PROCEDURES FOR SPECIAL PROGRAM PRODUCTS AND  
OTHER PROGRAM PRODUCTS**

**1.0 SPECIAL PROGRAM PRODUCTS**

**1.1 ACCEPTANCE PROCEDURES**

Acceptance of a Special Program Product shall be based solely on reasonable compliance with the applicable Addenda listed in the Definitions of this Agreement, or as set forth in any Amendment to this Agreement hereinafter, or as set forth in specifications in any Amendment to this Agreement as applicable. CIS will demonstrate that the Special Program Product reasonably complies with the Specifications set forth. Said demonstrations that the Special Program Product reasonably complies with the applicable Addenda shall constitute acceptance of the Special Program Product by the User. The System(s) Acceptance Procedure will be conducted in Two (2) Steps. The First Step will be conducted on the CIS Server(s) and Workstation(s) at CIS. The Second Step is Acceptance Verification and will be conducted remotely on User's Server at the time of Initial Delivery.

User shall acknowledge User's Systems Acceptance in writing at the times of Systems Acceptance at CIS in Step 1 and Acceptance Verification in Step 2.

**1.2 FAILURE TO ACCEPT**

In the event that a given Special Program Product is not in reasonable compliance with the applicable Addenda, User may reject said Special Program Product. If User rejects said Program Product under the provisions of Paragraph 1.1 above and CIS fails to cure the lack of compliance within ninety (90) days, then CIS shall refund the money received by CIS for that given Special Program Product. The User agrees that the User's sole recourse for rejection of a given Special Program Product shall be the refund of any money paid to CIS for that Special Program Product and that Special Program Product shall then be deleted from the Agreement and User's Computer.

**2.0 OTHER PROGRAM PRODUCTS**

Other Program Product(s) consist of hardware and/or software and services supplied by other vendor(s) under separate vendor's license agreement(s) between the vendor and the User. The terms and conditions of the sale, acceptance, warranty, maintenance and support, are given in said vendor's license/purchase agreement. The User agrees that CIS' sole responsibility is to manage the transfer of User's funds received by CIS for payment to the vendor. The User will pay the vendor directly for maintenance and support beyond the vendor's initial warranty period unless payment(s) are made to CIS under scheduled Diagnostic support.

### **3.0 FAILURE TO DELIVER SPECIAL PROGRAM PRODUCTS AND OTHER PROGRAM PRODUCTS**

In the event that either User and/or CIS determines that it is unreasonable for CIS to provide for any reason including cost and/or compatibility with the System(s) any Special Program Product or the User does not Accept any Special Program Product on delivery for any reason, then CIS will delete said Special Program Product and any balance due from the Agreement, and refund to User any monies paid to CIS for said Special Program Product.

If the User decides to delete an Other Program Product if it has been ordered, and if delivered and not been placed in service (not connected to the System(s)), any payment made by CIS on behalf of the User shall be subject to the return policy and restocking fee, if any of the Vendor of said Other Program Product. Any balance due for said Other Program Product shall then be deleted from the Agreement.

If the User desires to delete an Other Program Product, if ordered, delivered and it has been placed in service (connected to the System(s)), it shall only be subject to said Vendor's Warranty and Maintenance Policy.

Deletion of any Special Program Product or Other Program Product from the Agreement shall not bear on the User's acceptance and payment for any Basic Program Product or any other Special Program Product or Other Program Product in the Agreement or any Amendment thereto.

### **4.0 OBLIGATIONS**

User acknowledges that User has entered into this agreement with the understanding that any or all of the Special Program Products and Other Program Products listed in the Definitions of the Agreement may not be deliverable or acceptable to the User and that the User's sole recourse for any failure to deliver or lack of acceptance of said products is specified in the above paragraphs. The disposition(s) of any of said product(s) shall not affect the other obligations of the parties hereto under this Agreement.

## **AMENDMENT #4**



## **AMENDMENT #4**

**PROFESSIONAL SERVICES AMENDMENT NR. 04  
TO  
LICENSE AGREEMENT NR. 330 ("AGREEMENT")  
BETWEEN  
COMPUTER INFORMATION SYSTEMS INC. ("CIS")  
AND  
CITY OF NORTH BAY VILLAGE, FLORIDA ("USER" or "CITY")**

This Professional Services Amendment Nr. 04, hereinafter called "Amendment Nr. 09" is between Computer Information Systems, Inc., hereinafter called "CIS" and the City of North Bay Village, Florida hereinafter called "North Bay Village" or "User". CIS and North Bay Village shall also be referred to individually as the "Party" and collectively as the "Parties".

**WHEREAS**, CIS Systems currently provide Computer Aided Dispatch ("CAD"), Records Management System ("RMS"), and Mobile Computer System ("MCS") hereinafter called "Systems" that support User's law enforcement operations; and

**WHEREAS**, FDLE requires an inventory of the Systems' Software Licenses; and

**WHEREAS**, CJIS Security Policy 5.1.1.1(5) requires that "The agreement between the CJA and the private contractor shall incorporate the CJIS Security Addendum approved by the Director of the FBI, acting for the U.S. Attorney General as referenced in Title 28 CFR 20.33 (a)(7); and

**WHEREAS**, When the Chief Law Enforcement Officer of an Agency changes, the Florida Department of Law Enforcement ("FDLE") requires an amended contract; and

**WHEREAS**, In response to FDLE requirements and CJIS Security Policy, CIS has prepared this Professional Services Amendment Nr. 04 for execution by the Parties hereto.

**NOW THEREFORE**, the Parties hereto agree to the following:

**1.0 SYSTEMS SOFTWARE LICENSEES**

The Systems' Software Licenses are as follows:

CAD (1 WS\*)  
RMS (16 WS\*)  
CAD-State Interface  
MCS Server (Unlimited)  
MCS CAD Client (27)  
MCS RMS Client (27)  
MCS FDLE Interface  
A-Form Data Import

\*Work Station

**2.0 CJIS SECURITY ADDENDUM**

The CJIS Security Addendum is attached and incorporated herein.

**3.0 CONTRACT TERMS**

**3.1** All other terms and conditions of the Agreement as amended not in conflict with this Amendment shall apply to this Amendment including but not limited to the Agreement Paragraph B, Warranty; Paragraph C, Limitation of Liabilities; and Paragraph H.7, Venue and Jurisdiction.

**3.2** In the event there is a dispute between the parties hereto with regard to any specifications, terms or conditions, the order of precedence shall be this Amendment Nr. 04, the Agreement as amended, and any resultant User Contract Documents.

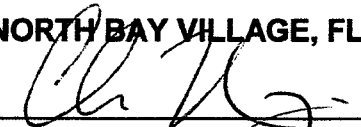
**4.0 VALID PERIOD**

This Amendment is valid only if executed and received by CIS on or before June 7, 2017 unless extended by CIS.

**COMPUTER INFORMATION SYSTEMS, INC. (CIS)**

Signed:   
By: MICHAEL YEFKY  
Title: PRESIDENT  
Date: MAY 17, 2017

**CITY OF NORTH BAY VILLAGE, FLORIDA**

Signed:   
Name: Carlos Noriega  
Title: Chief of Police  
Date: \_\_\_\_\_

**EFFECTIVE DATE: LAST DATE ENTERED ABOVE**

Agency\North Bay Village, FL\Amendments\Professional Services Amendment Nr. 04 05172017

# **FEDERAL BUREAU OF INVESTIGATION**

## **CRIMINAL JUSTICE INFORMATION SERVICES**

### **SECURITY ADDENDUM**

The goal of this document is to augment the CJIS Security Policy to ensure adequate security is provided for criminal justice systems while (1) under the control or management of a private entity or (2) connectivity to FBI CJIS Systems has been provided to a private entity (contractor). Adequate security is defined in Office of Management and Budget Circular A- 130 as “security commensurate with the risk and magnitude of harm resulting from the loss, misuse, or unauthorized access to or modification of information.”

The intent of this Security Addendum is to require that the Contractor maintain a security program consistent with federal and state laws, regulations, and standards (including the CJIS Security Policy in effect when the contract is executed), as well as with policies and standards established by the Criminal Justice Information Services (CJIS) Advisory Policy Board (APB).

This Security Addendum identifies the duties and responsibilities with respect to the installation and maintenance of adequate internal controls within the contractual relationship so that the security and integrity of the FBI's information resources are not compromised. The security program shall include consideration of personnel security, site security, system security, and data security, and technical security.

The provisions of this Security Addendum apply to all personnel, systems, networks and support facilities supporting and/or acting on behalf of the government agency.

#### **1.0 Definitions**

1.1 Contracting Government Agency (CGA) - the government agency, whether a Criminal Justice Agency or a Noncriminal Justice Agency, which enters into an agreement with a private contractor subject to this Security Addendum.

1.2 Contractor - a private business, organization or individual which has entered into an agreement for the administration of criminal justice with a Criminal Justice Agency or a Noncriminal Justice Agency.

#### **2.0 Responsibilities of the Contracting Government Agency.**

2.1 The CGA will ensure that each Contractor employee receives a copy of the Security Addendum and the CJIS Security Policy and executes an acknowledgment of such receipt and the contents of the Security Addendum. The signed acknowledgments shall remain in the possession of the CGA and available for audit purposes. The acknowledgement may be signed by hand or via digital signature (see glossary for definition of digital signature).

#### **3.0 Responsibilities of the Contractor.**

3.1 The Contractor will maintain a security program consistent with federal and state laws, regulations, and standards (including the CJIS Security Policy in effect when the contract is executed and all subsequent versions), as well as with policies and standards established by the Criminal Justice Information Services (CJIS) Advisory Policy Board (APB).

#### 4.0 Security Violations.

4.1 The CGA must report security violations to the CJIS Systems Officer (CSO) and the Director, FBI, along with indications of actions taken by the CGA and Contractor.

4.2 Security violations can justify termination of the appended agreement.

4.3 Upon notification, the FBI reserves the right to:

- a. Investigate or decline to investigate any report of unauthorized use;
- b. Suspend or terminate access and services, including telecommunications links. The FBI will provide the CSO with timely written notice of the suspension. Access and services will be reinstated only after satisfactory assurances have been provided to the FBI by the CGA and Contractor. Upon termination, the Contractor's records containing CHRI must be deleted or returned to the CGA.

#### 5.0 Audit

5.1 The FBI is authorized to perform a final audit of the Contractor's systems after termination of the Security Addendum.

#### 6.0 Scope and Authority

6.1 This Security Addendum does not confer, grant, or authorize any rights, privileges, or obligations on any persons other than the Contractor, CGA, CJA (where applicable), CSA, and FBI.

6.2 The following documents are incorporated by reference and made part of this agreement: (1) the Security Addendum; (2) the NCIC 2000 Operating Manual; (3) the CJIS Security Policy; and (4) Title 28, Code of Federal Regulations, Part 20. The parties are also subject to applicable federal and state laws and regulations.

6.3 The terms set forth in this document do not constitute the sole understanding by and between the parties hereto; rather they augment the provisions of the CJIS Security Policy to provide a minimum basis for the security of the system and contained information and it is understood that there may be terms and conditions of the appended Agreement which impose more stringent requirements upon the Contractor.

6.4 This Security Addendum may only be modified by the FBI, and may not be modified by the parties to the appended Agreement without the consent of the FBI.

6.5 All notices and correspondence shall be forwarded by First Class mail to:

Information Security Officer  
Criminal Justice Information Services Division,  
FBI 1000 Custer Hollow Road  
Clarksburg, West Virginia 26306

**FEDERAL BUREAU OF INVESTIGATION CRIMINAL  
JUSTICE INFORMATION SERVICES SECURITY  
ADDENDUM**

**CERTIFICATION**

I hereby certify that I am familiar with the contents of (1) the Security Addendum, including its legal authority and purpose; (2) the NCIC Operating Manual; (3) the CJIS Security Policy; and (4) Title 28, Code of Federal Regulations, Part 20, and agree to be bound by their provisions.

I recognize that criminal history record information and related data, by its very nature, is sensitive and has potential for great harm if misused. I acknowledge that access to criminal history record information and related data is therefore limited to the purpose(s) for which a government agency has entered into the contract incorporating this Security Addendum. I understand that misuse of the system by, among other things: accessing it without authorization; accessing it by exceeding authorization; accessing it for an improper purpose; using, disseminating or re-disseminating information received as a result of this contract for a purpose other than that envisioned by the contract, may subject me to administrative and criminal penalties. I understand that accessing the system for an appropriate purpose and then using, disseminating or re-disseminating the information received for another purpose other than execution of the contract also constitutes misuse. I further understand that the occurrence of misuse does not depend upon whether or not I receive additional compensation for such authorized activity. Such exposure for misuse includes, but is not limited to, suspension or loss of employment and prosecution for state and federal crimes.

\_\_\_\_\_  
Printed Name/Signature of Contractor Employee

\_\_\_\_\_  
Date

\_\_\_\_\_  
Printed Name/Signature of Contractor Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Organization and Title of Contractor Representative

## **AMENDMENT #3**

**PROFESSIONAL SERVICES AMENDMENT NR. 03  
TO  
LICENSE AGREEMENT NR. 330 ("AGREEMENT")  
BETWEEN  
COMPUTER INFORMATION SYSTEMS INC. ("CIS")  
AND  
CITY OF NORTH BAY VILLAGE, FLORIDA ("USER" or "CITY")**

WHEREAS, CIS Systems provide CAD, RMS and MCS (Systems) that support the North Bay Village PD ("NBVPD") law enforcement operations; and

WHEREAS, Miami-Dade County ("County") requires that its Law Enforcement Agencies submit Arrest Information on its Miami Dade County Prisoner Processing Arrest Form ("A-Form"); and

WHEREAS, The County has contracted with Thinkstream, Inc. ("Thinkstream") to provide an automated "A-Form"; and

WHEREAS, NBVPD desires to have A-Form data imported into the CIS RMS System Arrest Module; and

WHEREAS, NBVPD has requested that CIS provide an import of the A-Form Data ("A-Form Data Import"); and

WHEREAS, CIS had proposed to furnish the A-Form Data Import on 08-12-2012; and

WHEREAS, User has requested this Amendment for said A-Form Data Import;

NOW THEREFORE, the Parties hereto agree to the following:

**1.0 AMENDMENT SCOPE**

User acknowledges and agrees that this Amendment replaces all prior written and oral communications from CIS regarding the A-Form Data Import in their entirety and that the Specifications set forth in this Amendment solely define the functions and features of the A-Form Data Import to be delivered.

**2.0 SYSTEMS DELIVERABLES**

CIS agrees to furnish the A-Form Data Import Interface (Special Program Products) as follows:

**2.1. A-Form Data Import Interface**

**3.0 SYSTEMS AND ACCEPTANCE SPECIFICATIONS**

**3.1. Systems Specifications**



The Features, Functional Specifications and the Acceptance Specifications as set forth in the following Addenda attached hereto:

A-Form Data Import: System: Addendum N(10)  
Acceptance: Addendum R(4)

User acknowledges and agrees that the above Features and Functional Specifications for the A-Form Data Import Interface are subject to change without notice.

**3.2 Acceptance**

Acceptance of the A-Form Data Import Interface shall be on delivery in accordance with 3.1 above and Addendum R(4).

**4.0 COST SCHEDULE**

**4.1. License Fees**

A-Form Data Import

\$ 35,000.00

**License Fees Total**

**\$ 35,000.00**

**4.2. Professional Services**

None

**5.0 PAYMENT SCHEDULE**

Nr. 1 Payment Upon Delivery:

**\$ 35,000.00**

**6.0 ESTIMATED TARGET DELIVERY SCHEDULE**

User has requested Delivery by December 31, 2012 CIS accepts December 31, 2012 as an Estimated Target Delivery Date and is subject to factors beyond the control of either the User or CIS including but not limited to computer hardware procurement acquisition, technical problems, State approval, etc.

**7.0 CONTRACT TERMS**

All Terms and Conditions of Master Agreement Nr. 333 as amended not in conflict with this Amendment shall apply to this Amendment. In the event there is a dispute between the parties hereto with regard to any specification, terms or conditions, the order of precedence shall be this Amendment, the Agreement, and any User furnished Contract Documents

**8.0 VALID PERIOD**

This Amendment is valid only if executed and received by CIS on or before November 15, 2012 unless extended in writing by CIS

**ACCEPTED:**

**COMPUTER INFORMATION SYSTEMS INC. (CIS)**

Signed: Art Yefsky  
By: ART YEFSKY  
Title: PRESIDENT AND CEO  
Date: OCTOBER 24, 2012

**NORTH BAY VILLAGE FLORIDA**

Signed: Robert T. Daniels  
By: Robert T. Daniels  
Title: Chief of Police  
Date: 10/29/12

Signed: \_\_\_\_\_  
By: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

**EFFECTIVE DATE: LAST DATE ENTERED ABOVE**  
**ADDENDA: N(10), R(4)**

Agency\North Bay Village, FL\Amendments\Professional Services Amendment Nr,03 10242012  
Masters\Amendment\Master Professional Services Amendment 09202011

## **ADDENDUM N(10) ARREST IMPORT INTERFACE**

### **1.0 SCOPE**

CIS will provide an Import Interface that will import Arrest Data entered by the User using the Miami Dade County Arrest Form (A-Form) into the CIS RMS Arrest Module.

### **2.0 ARREST FORM DATA SPECIFICATIONS**

**2.1** A-Form Data will be in an XML format specified by Miami Dade County.

**2.2** A-Form Data will be resident on a shared folder on the User's System.

### **3.0 USER RESPONSIBILITY**

**3.1** User will facilitate contact between Miami Dade County, Think Stream (Miami Dade County's A-Form Vendor) and CIS for the purpose of support with questions regarding functionality of the Import Interface.

**3.2** User will provide a copy of A-Form Data in xml format and Schema for use by CIS as a test environment during the development of the Import Interface.

**3.3** User will provide a target shared folder that will receive the A-Form Data xml Files.

**3.4** User shall review each imported Arrest Record and perform the following tasks:

- CID Master Name Linkage
- Geofile Address Verification
- Statute Validation
- UCR Validation

### **4.0 CIS RESPONSIBILITY**

**4.1** CIS will enhance its existing Import Interface Software that will operate on the CIS provided Network Technology.

**4.2** The Interface Software will monitor the A-Form Data Shared Folder.

**4.3** The Interface Software will import new Arrests into the CIS Records Management System Arrest Module.

**4.4** Data Elements that occur in both the CIS System and A-Form will be imported directly to the CIS data elements. Other data element not occurring in the CIS System will be imported into the CIS Custom Defined Fields or in the Arrest Module Log.

Masters\Addenda\Arrest Import - L\Addendum N(10) 09062012

## **ADDENDUM R(4) ACCEPTANCE PROCEDURES FOR SPECIAL PROGRAM PRODUCTS AND OTHER PROGRAM PRODUCTS**

### **1.0 SPECIAL PROGRAM PRODUCTS**

#### **1.1 ACCEPTANCE**

Acceptance of a Special Program Product shall be based solely on reasonable compliance with the applicable Addenda listed in the Definitions of this Agreement, or as set forth in any Amendment to this Agreement hereinafter, or as set forth in specifications in any Amendment to this Agreement as applicable. CIS will demonstrate that the Special Program Product reasonably complies with the Specifications set forth. Said demonstrations that the Special Program Product reasonably complies with the applicable Addenda shall constitute acceptance of the Special Program Product by the User. The System(s) Acceptance Procedure will be conducted in Two (2) Steps. The First Step will be conducted on the CIS Server(s) and Workstation(s) at CIS. The Second Step is Acceptance Verification and will be conducted remotely on User's Server at the time of Initial Delivery.

User shall acknowledge User's Systems Acceptance in writing at the times of Systems Acceptance at CIS in Step 1 and Acceptance Verification in Step 2.

#### **1.2 FAILURE TO ACCEPT**

In the event that a given Special Program Product is not in reasonable compliance with the applicable Addenda, User may reject said Special Program Product. If User rejects said Program Product under the provisions of Paragraph 1.1 above and CIS fails to cure the lack of compliance within ninety (90) days, then CIS shall refund the money received by CIS for that given Special Program Product. The User agrees that the User's sole recourse for rejection of a given Special Program Product shall be the refund of any money paid to CIS for that Special Program Product and that Special Program Product shall then be deleted from the Agreement and User's Computer.

### **2.0 OTHER PROGRAM PRODUCTS**

Other Program Product(s) consist of hardware and/or software and services supplied by other vendor(s) under separate vendor's license agreement(s) between the vendor and the User. The terms and conditions of the sale, acceptance, warranty, maintenance and support, are given in said vendor's license agreement. The User agrees that CIS' sole responsibility is to manage the transfer of User's funds received by CIS for payment to the vendor. The User will pay the vendor directly for maintenance and support beyond the vendor's initial warranty period unless payment(s) are made to CIS under scheduled Diagnostic support.

### **3.0 FAILURE TO DELIVER SPECIAL PROGRAM PRODUCTS AND OTHER PROGRAM PRODUCTS**

In the event that either User and/or CIS determines that it is unreasonable for CIS to provide for any reason including cost and/or compatibility with the System(s) any Special Program Product or the User does not Accept any Special Program Product on delivery for any reason, then CIS will delete said Special Program Product and any balance due from the Agreement, and refund to User any monies paid to CIS for said Special Program Product.

If the User decides to delete an Other Program Product if it has been ordered, and if delivered and not been placed in service (not connected to the System(s)), any payment made by CIS on behalf of the User shall be subject to the return policy and restocking fee, if any of the Vendor of said Other Program Product. Any balance due for said Other Program Product shall then be deleted from the Agreement.

If the User desires to delete an Other Program Product, if ordered, delivered and it has been placed in service (connected to the System(s)), it shall only be subject to said Vendor's Warranty and Maintenance Policy.

Deletion of any Special Program Product or Other Program Product from the Agreement shall not bear on the User's acceptance and payment for any Basic Program Product or any other Special Program Product or Other Program Product in the Agreement or any Amendment thereto.

### **4.0 OBLIGATIONS**

User acknowledges that User has entered into this agreement with the understanding that any or all of the Special Program Products and Other Program Products listed in the Definitions of the Agreement may not be deliverable or acceptable to the User and that the User's sole recourse for any failure to deliver or lack of acceptance of said products is specified in the above paragraphs. The disposition(s) of any of said product(s) shall not affect the other obligations of the parties hereto under this Agreement.

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**NORTH BAY VILLAGE POLICE DEPARTMENT**

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**MEMORANDUM # 07-07-04**

**DATE:** July 30, 2007

**TO:** Mayor Joseph S. Geller  
Vice-Mayor George A. Kane  
Commissioner Oscar Alfonso  
Commissioner Rey Trujillo  
Commissioner Paul Vogel  
Yvonne Hamilton, City Clerk

**FROM:** Scott J. Israel, Chief of Police *SJ*

**VIA:** Jorge Forte, City Manager

**SUBJECT:** AUGUST 7, 2007 COMMISSION AGENDA -REQUEST TO APPROPRIATE AND DISBURSE FEDERAL FORFEITURE FUNDS

We are requesting approval to appropriate and disburse \$103,800.00 from our Federal Forfeiture Account 07 for the PSA Academy, PSA and New Dispatcher Uniforms and Equipment, a donation to Drug Free Youth In Town and purchase of Halloween Bags/Gifts for DARE, use of Firearms Training Facility and Instructors Certification, Motors Training and Conference, a Citrix System to enhance CAD/RMS/Mobile Communications (see explanation and quote attached) and funds to remodel and refurbish our Records Management Office/File Storage Facility and construction of new offices including old City Hall Area. Funds will be utilized in the following manner:

**Operating Expenses:**

- PSA Academy (5635) \$ 550.00
- New PSA & Dispatcher Uniforms and Equipment (5555) \$ 650.00
- DFYIT/Dare Supplies (5486) \$ 900.00
- Firearms Training Use of Facility and Certification (5635) \$ 2,250.00
- Motors Training (5635) and Conference (5340) \$ 950.00
- Cell Phones for Six Months \$ 5,000.00

**Capital Outlays:**

- Records Department Remodeling (6201) \$15,000.00
- Additional Electrical for CAD Remodeling(6201) \$ 6,000.00
- CITRIX System (6410) \$26,000.00
- Create New Offices including area at Old City Hall for DARE/PAL Interrogation Room, Traffic/Motors, Operations Support, Code Enforcement, Homeland Security, Fingerprint Area/Crime Lab \$45,000.00
- Equipment for New Offices and Work Out Room (6430) \$ 2,500.00
- TOTAL.....\$103,800.00**

These purchases are in compliance with City Purchasing Ordinances and will leave a balance in excess of \$ \$15,000.00 in our Federal Forfeiture Fund. Thank you in advance for your consideration in recommending approval of this request.

SJI:mjm

Attachment:: ALL PURCHASE DOCUMENTATION/EXPLANATIONS

## EXPLANATION FOR PURCHASE REQUESTS

### VERIZON CELL PHONES

Transferring all Personnel except DB to Verizon/plan is much more cost effective

### PSA Uniform and PSA Academy Training Class

NEW PSA will require:

- One Class A Uniform
- Three Class B Uniforms
- PSA BADGE

NEW DISPATCHER will require:

- Three Polo Shirts and BDU's
- Wireless BlueTooth

### DFYIT/DARE

- Drug Free Youth Program sponsored by local Police Departments, Corporations and Individuals \$500.00 Donation
- Police Information Halloween Bags, Monogrammed Bookmarks and Key Chains to be distributed to the Youth in the Community and in Treasure Island Elementary

### FIREARMS FACILITY

- \$350.00 hour and Training Certification for Two Officers

### RECORDS MANAGEMENT DEPARTMENT

- Update and purchase lateral File Cabinets , Work Station, tear down walls to make the Office more Functiona

### CITRIX SYSTEM Enhancement /ELECTRICAL for CAD/RMS/Mobile Servers

- See Write-up on following Page

### NEW OFFICES TO BE CREATED IN OLD CITY HALL

- DARE/PAL Office and Community Conference Room
- Traffic/Motors and Operations Support Offices
- Administrative Sergeant's Office
- Code Enforcement Office

### NEW OFFICES TO BE CREATED IN CURRENT POLICE BUILDING

- Operations Bureau/Homeland Security Office
- Interrogation Room – Complete with one way glass window
- Crime Lab and Fingerprint Area for Residents and Public Fingerprinting
- Workout Facility needs additional equipment and new carpeting

### ADDITIONAL ELECTRICAL/COMPUTER INSTALLATIONS

All new areas will need additional electrical for Cameras, Computers/Server Connections, Cable Television

**North Bay Village Police Department  
Hardware, System Software and Services  
Citrix/Terminal Server System  
April 12, 2007**

**Hardware**

<b>1. Citrix Server</b>	<b>\$ 3,479.00</b>
<ul style="list-style-type: none"><li>• IBM xSeries 236 Xeon 2.8 GHz Processor (2)</li><li>• 2 GB Memory</li><li>• RAID Controller</li><li>• 36 GB 15,000 RPM Hot Swap Disks (2)</li><li>• IBM 24x7x4 Hour Warranty Upgrade</li></ul>	
<b>Total Hardware</b>	<b>\$ 3,479.00</b>

**System Software**

<b>1. Windows 2003 Server</b>	<b>\$ 3,800.00</b>
<ul style="list-style-type: none"><li>• Windows Server Standard Edition (1)</li><li>• Windows Server Client Access License (30)</li><li>• Windows Terminal Server CAL (30)</li></ul>	
<b>2. Microsoft SQL Server</b>	<b>\$ 4,620.00</b>
<ul style="list-style-type: none"><li>• SQL 2000 Standard Device CAL (30)</li></ul>	
<b>3. Citrix Metaframe (30)</b>	<b>\$ 8,400.00</b>
<ul style="list-style-type: none"><li>• Metaframe Presentation Server - Advanced</li></ul>	
<b>4. Remote Management</b>	<b>\$ 193.00</b>
<ul style="list-style-type: none"><li>• Symantec PC Anywhere 11.5</li></ul>	
<b>5. Symantec Anti-Virus</b>	<b>\$ 63.00</b>
<ul style="list-style-type: none"><li>• Symantec Anti-Virus Enterprise (1)</li></ul>	



- 6. MS Word**
- MS Word License (30) **\$ 600.00**

**Total System Software** **\$ 17,676.00**

**Services**

**1. Install Systems at CIS** **\$ 2,400.00**

- 2 Days @ \$ 1,200.00/Day

**2. Install Systems at North Bay Village** **\$ 2,400.00**

- 2 Days @ \$ 1,200.00/Day

**3. Travel and Diem** **\$ 1,720.00**

- Airfare 1@ \$ 1,000.00 \$ 1,000.00
- Hotel 3 @ 80.00 \$ 240.00
- Car Rental 3 @ \$ 80.00 \$ 240.00
- Diem 3 @ \$ 80.00 \$ 240.00
- \$ 1,720.00**

**Total Services** **\$ 5,520.00**

**Grand Total** **\$ 26,675.00**

**CIS Software** operates as three (3) separate components.

- **CAD (Computer Aided Dispatch)**
  - Designed to Monitor all Officer Activity
  - Provide Centralized, Consolidated GEO File for City
  - Auto Assign Incident Numbers to Calls for Service
  
- **RMS (Records Management System)**
  - Enter Incident Reports
  - Report UCR (Uniform Crime Reports) Activity to State
  - Administrators can Monitor Incident Activity
  - Copy and Paste Persons' information into Incident Reports
  - (if we have incident with Name, DOB, SSN, Address, physical descriptors, vehicles,, etc. and we have another incident involving that person, the RMS allows the user to instantly cut, paste and or edit that information)
  - Detective Bureau Case Assignment
  - Officer Performance Tracking
  - Incident Editing by Supervisors and Administrators
  
- **MOBILE CLIENT (Laptop Computer)**
  - Allows Officers to query license plates, DL's, Open Warrant Info
  - Officers can write incident reports outside of office

THE ENTIRE SYSTEM IS POWERFUL, HOWEVER, IT MAY BE ENHANCED BY THE INSTALLATION OF THE **CITRIX COMPONENT**, as follows:

1. Officers will be able to take full advantage of the RMS System (presently the Mobile Client cannot copy and paste information. At present, they can only do this from a desktop workstation). This will save them time and eliminate the necessity to recreate information that is already there. They will not have to duplicate information, but simply cut and paste within the same incident and future incidents.
2. Officers will be able to access the GEO File and consolidate addresses within the Database
3. Administrators will be able to **remotely** access Officer Performance, Incident Tracking, Scheduling or any Statistical Data that is entered in to the System
4. Records Management will be more accurate, as information is entered, it will go into the Database in a uniform, consistent manner
5. Road Supervisors will be able to review a list of activity from the field instead of having to come into the Station to monitor activity on the Desktop
6. The Detective Bureau will be able to access assignments from the filed and supplements and additions till be as simple as a click of the mouse

PURCHASE ORDER  
P.O. Number 0000001508 Page 1

City of North Bay Village  
1666 KENNEDY CAUSEWAY  
SUITE 700  
NORTH BAY VILLAGE, FL 33141  
Phone 305 756-7171  
Fax 305 756-7722

Order Date 09/19/2007  
Ordered By maryjo  
Terms Net  
FOB  
Ship Via

Vendor: CISINC  
COMPUTER INFORMATION SYSTEMS, INC.  
7840 LINCOLN AVENUE

SKOKIE IL 60077  
Phone 847 673-7800  
Fax 84 767-7804

Ship To:  
POLICE DEPT.  
CITY OF NORTH BAY VILLAGE  
7903 EAST DR  
NORTH BAY VILLAGE FL 33141

Line	Item No. Item Description	Unit Price	Units	Qty Ordered	Qty Received Qty Open
0001	CITRIX SERVER (HARDWARE)	3479.0000		1.000	1.000
0002	WINDOWS 2003 SERVER (SOFTWARE)	3800.0000		1.000	1.000
0003	MICROSOFT SQL SERVER	4620.0000		1.000	1.000
0004	CITRIX METAFRAME	8400.0000		1.000	1.000
0005	REMOTE MANAGEMENT	193.0000		1.000	1.000
0006	SYMANTEC ANTI-VIRUS	63.0000		1.000	1.000

PURCHASE ORDER  
P.O. Number 0000001508 Page 2

City of North Bay Village  
1666 KENNEDY CAUSEWAY  
SUITE 700  
NORTH BAY VILLAGE, FL 33141  
Phone 305 756-7171  
Fax 305 756-7722

Order Date 09/19/2007  
Ordered By maryjo  
Terms Net  
FOB  
Ship Via

Vendor: CISINC  
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Phone 847 673-7800  
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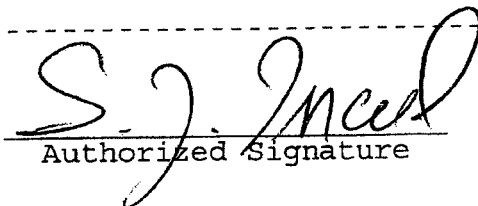
Ship To:  
POLICE DEPT.  
CITY OF NORTH BAY VILLAGE  
7903 EAST DR  
NORTH BAY VILLAGE FL 33141

Line	Item No. Item Description	Unit Price	Units	Qty Ordered	Qty Received Qty Open
0007	MS WORD	<del>6000.0000</del> 5000 <sup>00</sup>		1.000	1.000
0008	INSTALL SYSTEM AT CIS	2400.0000		1.000	1.000
0009	INSTALL SYSTEM AT NBV	2400.0000		1.000	1.000
0010	TRAVEL AND DIEM	1855.0000		1.000	1.000

Order Notes:

Order Total

~~33210.00~~  
32,210<sup>00</sup>

  
Authorized Signature

Authorized Signature

## **AMENDMENT #2**

**AMENDMENT NR. 02  
LICENSE AGREEMENT NR. 330 (AGREEMENT)  
COMPUTER INFORMATION SYSTEMS INC. (CIS)  
AND  
NORTH BAY VILLAGE FLORIDA (USER)**

WHEREAS, User desires to enhance the use of its Systems furnished by CIS under the Agreement with mobile computing; and

WHEREAS, CIS has proposed on January 6, 2006 to furnish its Mobile Computer System (MCS); and

WHEREAS, User has requested this Amendment for MCS;

NOW THEREFORE, the Parties hereto agree to the following:

**1.0 MCS SPECIFICATIONS**

User acknowledges and agrees that this Amendment replaces all prior written and oral communications regarding MCS from CIS in their entirety and that the Specifications set forth in this Amendment solely define the functions and features of software and services delivered.

**2.0 SYSTEMS**

CIS agrees to furnish the following MCS Software for use on the User's Computer(s):

- MCS Server
- MCS CAD Client
- MCS RMS Client
- MCS FDLE Interface

**3.0 SPECIFICATIONS**

The User agrees with the System Specifications set forth as follows:

**3.1 Mobile Computer System (MCS)**

Specifications set forth in Addendum P(5) and R(3).

**3.2 MCS-FDLE INTERFACE**

State Interface specifications as set forth in Addendum S(8) and R(3).

**ADDENDUM P (5)  
MOBILE COMPUTER SYSTEM (MCS)**

**1.0 GENERAL**

CIS will furnish the MCS for use with the User's Wireless System (CDPD, CDMA, DataRadio, Ip Mobile with minimum bandwidths of 19.2 KBPS). The MCS Software will consist of the following:

- MCS Server Software
- MCS CAD Mobile Client Software
- MCS RMS Mobile Client Software

**2.0 USER FURNISHED EQUIPMENT AND INSTALLATION**

**2.1 Mobile LapTop (MLT)**

2.1.1 The recommended Mobile Lap Top (MLT) specifications are as follows:

- Processor: Pentium M Mobile
- RAM: 512 MB
- DISC: 2 GB
- Windows 2000/XP Operating System
- Wireless Wide-Band Modem (High Power, Trunk Mount)
- NIC Available
- CD ROM Available
- Touch Screen
- Designed for rough use
- MS Word

2.1.2 The recommended Lap Top is hardened for public safety use such as Panasonic Model 29.

2.1.3 User will furnish CIS with a User's MLT for installation, verification, test, and User Training at CIS.

2.1.4 CIS will confirm to User that User's furnished MLT is compatible with the CIS MCS and in accordance with CIS furnished specifications.

**2.2 Wireless Network (Network)**

2.2.1 Network Provider

**4.0 COST AND PAYMENT SCHEDULE**

**4.1 MCS LICENSE FEES**

**4.1.1 License Fees (WS = workstations)**

MCS Server (Unlimited)	\$ 20,000.00	
MCS CAD Client (27 @ \$1,000.00)	\$ 27,000.00	
MCS RMS Client (27 @ \$500.00)	\$ 13,500.00	
MCS FDLE Interface	<u>\$ 15,000.00</u>	
Total License Fees		\$75,500.00

**4.1.2 Services**

Configuration, Generation, Installation	\$ 8,000.00	
Train-the-Trainer (3 Days @ \$1,200.00)	<u>\$ 3,600.00</u>	
Total Services		\$11,600.00

**4.1.3 Year One**

24 x 7 Maintenance and Support, Enhancements and New Releases		<u>\$ 4,000.00</u>
Total		\$91,100.00

**4.1.4 MS Word Credit from Agreement (4 @ \$210.00)** <\$ 840.00>

**4.1.5 Florida System (SM) Reduction** <\$37,600.00>

**TOTAL MCS \$52,660.00**

**4.2 MOBILE SERVER**

**4.2.1 Hardware**

Mobile Server		
IBM xSeries 236 Xeon 2.8 GHz Processor (2)		
2 GB Memory		
RAID Controller		
36 GB 15,000 RPM Hot Swap Disks (3)		
IBM 24x7x4 Hour Warranty Upgrade		
15" LCD Monitor		
Total Mobile Server		\$ 5,690.00

**4.2.2 Server Software**

Windows 2003 Server Standard Edition (1)	\$ 650.00	
Symantec PC Anywhere 11.5	\$ 193.00	
Symantec Anti-Virus Enterprise (1)	<u>\$ 63.00</u>	
Total Server Software		\$ 906.00

**4.2.3 Services**

Installation at CIS (1 @ \$ 1,200.00)	\$ 1,200.00	
---------------------------------------	-------------	--



Installation at North Bay Village (2 @ \$1,200.00)	\$ 2,400.00	
Travel and Diem Expenses		
Airfare	\$ 500.00	
Hotel 4 @ \$ 80.00	\$ 320.00	
Diem 4 @ \$ 80.00	\$ 320.00	
Car Rental 4 @ 60.00	\$ 240.00	
Miscellaneous	<u>\$ 120.00</u>	
	\$ 1,500.00	
First Year Maintenance and Support	<u>\$ 2,400.00</u>	
Total Services		<u>\$ 7,500.00</u>
<b>TOTAL MOBILE SERVER</b>		<b><u>\$14,096.00</u></b>
		=====
<b>GRAND TOTAL</b>		<b><u>\$66,756.00</u></b>

**4.3 Payment Schedule**

<b>On Order</b>		
50% of Software and Services	\$26,330.00	
90% of Hardware	<u>\$12,686.00</u>	
<b>Total On Order Payment</b>		<b>\$39,016.00</b>

<b>On Delivery and Acceptance</b>		
50% of Software and Services	\$26,330.00	
10% of Hardware	<u>\$ 1,410.00</u>	
<b>Total On Delivery and Acceptance</b>		<b>\$27,740.00</b>
		=====
<b>GRAND TOTAL</b>		<b><u>\$66,756.00</u></b>

**5.0 DELIVERY**

MCS: Three (3) to Six (6) Months  
FDLE Interface: Six (6) to Nine (9) Months

**6.0 USER RESPONSIBILITIES**

- 6.1 Wireless network (greater than 19.2 KHz) must be installed, tested and fully operational prior to Management Training and Delivery.
- 6.2 User is responsible for all installations including but not limited to Mobile mounting hardware, LapTops, mobile power connection and facility (power, HVAC, etc.) for Server(s).
- 6.3 User will provide four (4) copies of Microsoft Office shipped to CIS.

**7.0 TRAINING AND ACCEPTANCE**

CIS will provide a three (3) day Management Training and Train-the-Trainer Session at CIS. Acceptance shall be at CIS Management Training in accordance with Addendum R(3) attached hereto. User will send two (2) Lap Tops to CIS for testing and certification and use during training. Lap Tops will be returned at Management Training.

**8.0 ADDITIONAL ANNUAL RENEWAL FEE INCREASE (2007-2008)**

MCS Software Maintenance and Support:	\$4,000.00
Server Software Support (CAD/RMS/MCS):	<u>\$2,400.00</u>
	\$6,400.00

**9.0 CONTRACT TERMS**

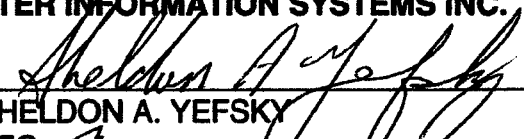
Terms and Conditions of License Agreement 330 are not in conflict with this Amendment Nr 02 shall apply.

**10.0 VALID PERIOD**


This Amendment is valid only if executed and received by CIS on or before March 1, 2006.

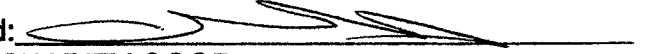
**ACCEPTED:**

**COMPUTER INFORMATION SYSTEMS INC. (CIS)**

Signed:   
 By: SHELDON A. YEFSKY  
 Title: CEO  
 Date: Feb 3, 2006

**NORTH BAY VILLAGE FLORIDA**

Signed:   
 By: SCOTT ISRAEL  
 Title: CHIEF OF POLICE  
 Date: 2/21/06

Signed:   
 By: CHARITY GOOD  
 Title: CITY MANAGER  
 Date: 2/21/06

**NORTH BAY VILLAGE  
AMENDMENT 02**

**02-03-06**

**EFFECTIVE DATE: LAST DATE ENTERED ABOVE**

**Attachments: Addendum P(5), Addendum R(3), Addendum S(8)**

**rmsdoc.agency.northbay.amendment.north bay village amendment 02\_MCS\_020206.doc**

## **AMENDMENT #1**

**AMENDMENT NR. 01  
TO  
LICENSE AGREEMENT NR. 330 (Agreement)  
BETWEEN  
COMPUTER INFORMATION SYSTEMS INC. (CIS)  
and  
NORTH BAY VILLAGE FLORIDA**

WHEREAS, License Agreement 330 provides for use of CIS Windows Systems (Systems) and Services including CAD, RMS and MCS; and

WHEREAS, User requires a Server System and related Software and Services (Server Technology); and

WHEREAS, User desires to have a single source for procurement of Systems and required Server Technology; and

WHEREAS, CIS has agreements with Suppliers of Server Technology (Subcontractor(s)) that will provide the Server Technology for CIS Systems;

NOW THEREFORE: The parties agree to the following:

1. User agrees to purchase under this Amendment 01 the Server Technology detailed in Schedule 1 hereto.
2. User agrees that upon delivery of Server Technology to User or CIS, title to and any including manufacturers warranty, maintenance and support provisions and risk of loss shall pass through to User.
3. It is understood and acknowledged by the User that CIS and the Subcontractor(s) are independent corporations acting as Contractor and Subcontractor(s) respectively.
4. The obligations and responsibilities of the User including payments are detailed in this Amendment 01. User agrees to pay CIS for products and services detailed in Paragraph 12.0 below. Adjustment of Cost for hardware and software items deleted by User shall be subject to: (1), manufacturer's return policy (2), restocking fee, (3) shipping and handling costs and (4), reduction based on Subcontractor's cost allocations.
5. User agrees that payment by User of any CIS invoice shall indicate that User has accepted the products and/or services on said invoice unless prepaid. Acceptance of products shall be based solely on demonstration upon installation that the given product meets the manufacturer's published

specifications. Subcontractor's services will be performed in a workmanship like manner by its personnel certified by manufacturers to perform the work.

6. User agrees to be responsible for and to pay any State and Local taxes applicable to the products scheduled in the Customer Documents. Any such payments by User are separate and apart from the amounts scheduled for payment to CIS in Paragraph 12 below.
7. User agrees to pursue all maintenance and warranty services directly with the manufacturers. User agrees that CIS shall not be responsible for any warranty or maintenance services under this Amendment 01 except to assist the User with any claim for said services.

In the event of any dispute regarding the manufacturer's warranty or maintenance or support or any other claim regarding Subcontractor's delivered products or services or performance or non-performance, User agrees to pursue its resolution outside this Amendment 01 directly with the Subcontractor and/or manufacturer.

In order to achieve this end, to the extent that User and Subcontractor have any limits to their privity of contract with each other, User shall be considered a third party beneficiary of any agreements between Subcontractor and CIS with respect to any obligations of Subcontractor related to user.

In addition, Subcontractor shall be considered a third party beneficiary of this Amendment 01 in order to enforce collection against User in event of User's failure to pay the amounts due for Subcontractor's products and services.

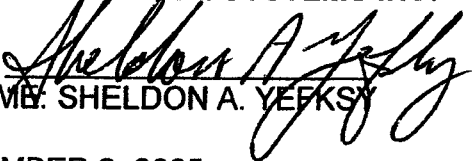
8. User agrees to pay CIS for Subcontractor products and services delivered in accordance with the Customer Documents despite any problem User has with CIS' performance (as opposed to Subcontractor's performance) under this Agreement.
9. CIS and User agree that any dispute or course of action of this Amendment 01 does not in any way affect the obligations of CIS or User under this Agreement, or any other amendment thereto.
10. User agrees that the sole warranty for any given hardware or software product detailed in Schedule 1 is the published warranty of the manufacturer of that given hardware or software product.
11. All other terms and conditions of this Agreement, including but not limited to limitation of Liabilities, not in conflict with this Amendment 01 shall apply to this Amendment 01.

12. COST AND PAYMENT SCHEDULE

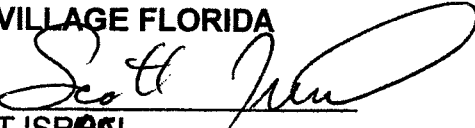
A.	SERVER TECHNOLOGY PER SCHEDULE 1:	\$ 25,600.00
B.	PAYMENT SCHEDULE	
	Payment on Contract Execution	\$ 22,450.00
	Payment on Acceptance	\$ 3,150.00
		<u>\$ 25,600.00</u>

ACCEPTED BY:

COMPUTER INFORMATION SYSTEMS INC.

SIGNATURE:   
 OFFICER NAME: SHELDON A. YEFKSY  
 TITLE: CEO  
 DATE: DECEMBER 2, 2005

NORTH BAY VILLAGE FLORIDA

SIGNATURE:   
 NAME: SCOTT ISRAEL  
 TITLE: CHIEF OF POLICE  
 DATE: 12/14/05

SIGNATURE:   
 NAME: CHARITY GOOD  
 TITLE: CITY MANAGER  
 DATE: 12-17-05

EFFECTIVE DATE:

Attachment: Schedule 1: Server Technology

## SCHEDULE 1

### North Bay Village Police Department Hardware, System Software, Services and Work Stations

#### Hardware

##### 1. Data Server

- IBM xSeries 236 Xeon 2.8 GHz Processor (2)
- 2 GB Memory
- RAID Controller
- 36 GB 15,000 RPM Hot Swap Disks (3)
- IBM 24x7x4 Hour Warranty Upgrade
- 15" LCD Monitor

**Total Server**

**\$ 5,690.00**

#### Server Software

##### 1. Windows 2003 Server

**\$ 1,516.00**

- Windows Server Standard Edition (1)
- Windows Server Client Access License (6)

##### 2. Microsoft SQL Server

**\$ 1,491.00**

- SQL Server 2000 Standard (1)
- SQL 2000 Standard Device CAL (6)

##### 3. Backup Software

**\$ 1,735.00**

- Veritas Backup Exec 10.0 License
- Veritas Backup Exec 10.0 SQL Agent
- Veritas Backup Exec 10.0 Open File Agent

##### 4. Remote Management

**\$ 193.00**

- Symantec PC Anywhere 11.5

##### 5. Symantec Anti-Virus

**\$ 126.00**

- Symantec Anti-Virus Enterprise (2)

**Total Server Software**

**\$ 5,061.00**

**Server Total**

**\$ 10,751.00**



**RMS Workstations (WS)**

	<u>Unit</u>	<u>Total</u>
1. IBM Express ThinkCentre A51p (2) <ul style="list-style-type: none"><li>• Pentium 4 Processor 3 GHz</li><li>• 512 MB Memory</li><li>• 40 GB Hard Drive</li><li>• Windows XP Professional</li><li>• CD-RW/DVD Combo Drive</li><li>• 3 Year On-Site Repair 9x5x4 Hour Response</li><li>• Windows XP Professional</li></ul>	\$ 936.00	\$ 1,872.00
2. IBM 17" L171p LCD Monitor (2)	\$ 379.00	\$ 758.00
3. Microsoft Word (1) <i>OFFICE</i>	\$ 210.00	\$ 420.00
4. Symantec Anti-Virus (1)	\$ 65.00	<u>\$ 130.00</u>
<b>Total RMS WS</b>		<b>\$ 3,180.00</b>

**CAD Workstation (WS)**

	<u>Unit</u>	<u>Total</u>
1. IBM Express ThinkCentre A51p (1) <ul style="list-style-type: none"><li>• Pentium 4 Processor 3 GHz</li><li>• 1024 MB Memory</li><li>(? 80) • 40 GB Hard Drive</li><li>• Windows XP Professional</li><li>• CD-RW/DVD Combo Drive</li><li>• 3 Year On-Site Repair 9x5x4 Hour Response</li></ul>	\$ 936.00	\$ 936.00
2. IBM L191p 19" LCD Monitor (2)	\$ 565.00	\$ 1,130.00
3. Matrox P650 Dual Video Card	\$ 166.00	\$ 166.00
4. Microsoft Word (1) <i>OFFICE</i>	\$ 210.00	\$ 210.00
5. Symantec Anti-Virus (1)	\$ 65.00	<u>\$ 65.00</u>
<b>Total CAD WS</b>		<b>\$ 2,507.00</b>

**Panasonic Laptop**

		<u>Unit</u>	<u>Total</u>
1. Panasonic CF51	(1)	\$ 2,587.00	\$ 2,587.00
<ul style="list-style-type: none"><li>• Mobile Pentium 2.0 GHz</li><li>• 512 MB Memory</li><li>• 80 GB Hard Drive</li><li>• Windows XP Professional</li><li>• CD-RW/DVD Combo Drive</li><li>• 3 Year Warranty</li><li>• Windows XP Professional</li></ul>			
2. Microsoft Word (1)		\$ 210.00	\$ 210.00
<i>OFFICE</i>			
3. Symantec Anti-Virus (1)		\$ 65.00	<u>\$ 65.00</u>
<b>Total Laptop</b>			<b>\$ 2,862.00</b>

**Services**

1. Install Systems at CIS		\$ 2,400.00
<ul style="list-style-type: none"><li>• 2 Days @ \$ 1,200.00/Day</li></ul>		
2. Install Systems at North Bay Village		\$ 2,400.00
<ul style="list-style-type: none"><li>• 2 Days @ \$ 1,200.00/Day</li></ul>		
3. Travel and Diem Expenses		\$ 1,500.00
<ul style="list-style-type: none"><li>• Airfare \$ 500.00</li><li>• Hotel 4 @ \$ 80.00 \$ 320.00</li><li>• Diem 4 @ \$ 80.00 \$ 320.00</li><li>• Car Rental 4 @ 60.00 \$ 240.00</li><li>• Miscellaneous \$ 120.00</li></ul>		
<b>Total Services</b>		<b>\$ 6,300.00</b>
		=====
<b>Grand Total</b>		<b>\$ 25,600.00</b>

## **ADDENDUM S(8) CAD TO STATE INTERFACE**

### **1.0 CAD TO STATE INTERFACE SPECIFICATIONS**

1.1 The CAD to STATE Interface will provide the following NCIC transactions from the CAD Data Entry Screen:

- Vehicle Registration Check
- Drivers License Check
- Wanted Persons

### **2.0 USER RESPONSIBILITY**

2.1 The User shall provide at his own expense the minimum equipment, material and labor for the State NCIC Connection.

2.2 User will provide CIS with the State CAD API, Client and access to the State as required for technical information including transaction syntax.

2.3 State Terminal IDs as required.

2.4 Install and test the State Interface when shipped to User.

### **3.0 CIS RESPONSIBILITY**

3.1 Receive the User API and Client software.

3.2 Develop the CAD Interface.

3.3 Ship the CAD Interface to the User for test and installation.

**ADDENDUM R (3)  
ACCEPTANCE PROCEDURES FOR SPECIAL PROGRAM PRODUCTS AND  
OTHER PROGRAM PRODUCTS**

**1.0 SPECIAL PROGRAM PRODUCTS**

**1.1 ACCEPTANCE**

Acceptance of a Special Program Product shall be based solely on substantial compliance with the applicable Addenda listed on Page 1 of the Agreement, or as set forth in any Amendment to the Agreement, or as set forth in specifications in any Amendment to the Agreement as applicable. CIS will demonstrate that the Special Program Product substantially complies with the Specifications set forth. Said demonstrations that the Special Program Product substantially complies with the applicable Addenda shall constitute acceptance of the Special Program Product by the User. The System(s) Acceptance Procedure will be conducted in Two (2) Steps. The First Step will be conducted on the CIS Server(s) and Workstation(s) at CIS. The Second Step is Acceptance Verification and will be conducted remotely on User's Server and Workstation(s) at the time of Initial Delivery.

User shall acknowledge User's Systems Acceptance in writing at the times of Systems Acceptance at CIS in Step 1 and Initial Delivery in Step 2.

**1.2 FAILURE TO ACCEPT**

In the event that a given Special Program Product is not in substantial compliance with the applicable Addenda, User may reject said Special Program Product. If User rejects said Program Product under the provisions of Paragraph 1.1 above and CIS fails to cure the lack of compliance within ninety (90) days, then CIS shall refund the money received by CIS for that given Special Program Product. The User agrees that the User's sole recourse for rejection of a given Special Program Product shall be the refund of any money paid to CIS for that Special Program Product and that Special Program Product shall then be deleted from the Agreement and User's Computer.

**2.0 OTHER PROGRAM PRODUCTS**

Other Program Product(s) consist of hardware and/or software and services supplied by other vendor(s) under separate vendor's license agreement(s) between the vendor and the User. The terms and conditions of the sale, acceptance, warranty, maintenance and support,

## **ADDENDUM R(3)**

are given in said vendor's license agreement. The User agrees that CIS' sole responsibility is to manage the transfer of User's funds received by CIS for payment to the vendor. The User will pay the vendor directly for maintenance and support beyond the vendor's initial warranty period unless scheduled for payment to CIS.

### **3.0 FAILURE TO DELIVER SPECIAL PROGRAM PRODUCTS AND OTHER PROGRAM PRODUCTS.**

In the event CIS determines that any Special Program Product or Other Program Product is unreasonable for CIS to provide, CIS may delete said Special Program Product or Other Program Product from the Agreement. In that event, CIS shall then delete any such product from the Agreement and refund any money paid to CIS for said deleted product. Deletion of any Special Program Product or Other Program Product shall not bear on the User's acceptance and payment for any Basic Program Product or any other Special Program Product or Other Program Product.

### **4.0 OBLIGATIONS**

User acknowledges that user has entered into this agreement with the understanding that any or all of the Special Program Products and Other Program Products listed on page 1 may not be deliverable or acceptable to the User and that the User's sole recourse for any failure to deliver or lack of acceptance of said products is specified in the above paragraphs. The disposition(s) of any of said product(s) shall not affect the other obligations of the parties hereto under this agreement.

rmsdoc.addenda:acceptance add r(3)  
01-08-05

## **ADDENDUM P(5)**

User will furnish an Ip Network with at least 19.2 KBPS. CIS currently has systems using Ip MobileNet, DataRadio and Sprint (CDPD and CDMA). User will check with CIS regarding other networks. CIS will require User to furnish local contact information of vendor of any anticipated network.

### **2.3 MCS STATE (CJIS/NCIC) INTERFACE**

#### **2.3.1 State Specifications**

User will furnish State NCIC/CJIS Specifications and contact information connectivity and interface client for CIS connection.

#### **2.3.2 Server**

User will be responsible for all costs and labor for Server that will interface with the MCS Server and the State.

### **2.4 MCS Server**

User will furnish Server for the MCS. Check with CIS for specifications applicable to the number of Mobiles initially and anticipated.

### **3.0 MCS MOBILE TRANSACTIONS**

Features marked with “\*” also require User purchase of CIS Records Management System (RMS).

#### **3.1 MCS CAD Mobile**

The following Transactions are provided for MCS Mobiles Licensed by purchase of MCS CAD Mobile Software:

- CAD Dispatches to Mobile, Text Displayed and Computer Voiced
- Touch and Command Key enables Repeat of the Computer Voiced Dispatch
- Mobile Status to CAD
- Mobile Disposition to CAD
- Mobile Traffic Stop to CAD
- CAD Message to Mobile
- Mobile Message to CAD
- Mobile Message to Mobile
- Mobile Hot File Inquiry to State NCIC: Person, Vehicle License and Driver License Registrations
- State NCIC Response to Mobile
- Mobile RMS Name Inquiry to RMS

## **ADDENDUM P(5)**

- RMS Record Lists Response to Mobile

### **3.2 MCS RMS Mobile Field (FBR)**

The following Transactions are provided for MCS Mobiles Licensed by purchase of MCS RMS Mobile Software:

- Mobile RMS Text Reports to RMS
- Mobile RMS Record Reports to RMS
- Mobile RMS Screen and Fields on Mobile are similar to RMS Screens and Fields at the Station
- Mobile RMS Fields' Edits duplicate RMS Fields' Edits at the Station
- Mobile RMS Functions duplicate many of the RMS functions at the Station.
- Mobile RMS Features do not include direct access to operate the RMS System or to the RMS Records.
- Direct Access to System Sign-on requires Terminal Services or Citrix Server subject to DPS Guidelines and is scheduled separately if provided by CIS.

### **3.3 Mobile Record Recall**

Mobile Operator may recall any Record entered by that Operator during a Single sign-on (tour of duty) and modify or add additional data. Any said modification of previously entered data to that given Record will overwrite the previously transmitted Record when retransmitted.

### **3.4 MCS Server Mobile Message Transaction Validation**

The MCS Server will check each Mobile message transmission for errors. Messages with errors will be marked with a Red Dot at the Mobile and will be rejected at the MCS Server. The sending Mobile will then be polled by the Server a preset number of times to retransmit said messages with errors. Error free Messages will be marked with a Green Dot at the Mobile and will be merged directly with the database at the CAD/RMS Server.

### **3.5 MCS Server Mobile Message Field Report Log**

A Mobile Field Report Log will be provided at MCS Server. The Log may be accessed by personnel to view Records.

### **3.6 Mobile Operator LapTop Interface**

The following Windows appear on the Mobile LapTop (MLT) in the following order when the Operator first accesses the MCS:

## **ADDENDUM P(5)**

- Wireless Watcher Windows
- Windows Desk Top Windows
- CIS Log On Windows
- CIS MCS Windows

### **3.6.1 Wireless Watcher Window**

The Wireless Watcher (Watcher) Window provides the Operator with either a "RED" or "GREEN" indicator of Wireless Network availability and the Signal Level when data is available from the Wireless Modem. A Signal Level greater than - 100 dbm is required for operation.

The Watcher Window must be minimized by the Operator to expose the entire Windows Desk Top Screen.

### **3.6.2 Windows Desk Top (WDT) Window**

The WDT Window contains ICONS of the various MCS Application. The Operator would select the MCS ICON for normal patrol operation.

### **3.6.3 MCS Log On Window**

The Log On Window will appear. The Operator must Log On.

### **3.6.4 Mobile MLT Screen**

The Mobile Screen provides the Operator access to all MCS Windows' functions detailed in Paragraph 6.0 below.

The Operator's functional interface to said MCS functions are provided by:

- Function Key
- Mouse
- Clicks
- Touch (Touch Screen MLT required)

## **3.7 MOBILE RECORD DOWNLOAD TO MCS HOST**

Transactions are stored on disc. Three (3) download options are as follows:

- Wireless
- Diskette/CD
- LAN

## **4.0 MOBILE CAD TRANSACTIONS**



## **ADDENDUM P(5)**

The following Transactions are provided for MCS Mobiles Licensed for CAD by purchase of MCS CAD Mobile Software:

- CAD Dispatches to Mobile, Text Displayed and Computer Voiced
- Touch and Command Key enables Repeat of the Computer Voiced Dispatch
- Mobile Status to CAD
- Mobile Disposition to CAD
- Mobile Traffic Stop to CAD
- CAD Message to Mobile
- Mobile Message to CAD
- Mobile Message to Mobile
- Mobile Hot File Person and Vehicle and Driver and Vehicle License Registrations Inquiry to State NCIC
- State NCIC Response to Mobile
- \*Mobile RMS Name Inquiry to RMS
- \*RMS Record Lists Response to Mobile

### **4.1 CAD Transaction Data**

#### **4.1.1 CAD to Mobile Dispatch (Text and Computer Voiced)**

The MLT display of a Dispatch will contain the following:

- Agency/Incident Number
- Date/Time
- Activity/Priority
- Location
- Unit(s) Assigned
- Complainant
- Geofile Hazards
- Blotter
- Premise File

#### **4.1.2 CAD to Mobile Text Messages**

Four (4) Line by 40 Character Message

#### **4.1.3 Mobile Text Messages to CAD**

Eight (8) Line by 40 Character Message

#### **4.1.4 Mobile Unit Status Entry To CAD**

- Available

## **ADDENDUM P(5)**

- En Route
- At Scene
- Emergency

### **4.1.5 Mobile Dispatch Entry To CAD**

- Traffic Stop CFS
- Dispatch Disposition/with Remarks

## **\* 4.2 MOBILE INQUIRIES TO RMS**

### **4.2.1 Mobile Master Name Inquiry (MNI)**

#### **4.2.1.1 Inquiry**

Inquiry Selection By Module (Calls For Service, Incident Modules, Wants/Warrant, Court Order, Vehicles, etc.).

#### **4.2.1.2 Response**

MNI Listing of Prior Incident Records in selected Module(s). No actual Records are sent to Mobile.

### **4.2.2 Master Location Inquiry (MLI) to RMS**

#### **4.2.2.1 Inquiry Conditions**

##### **4.2.2.1.1 Inquiry Selection by Address or Common Place**

#### **4.2.2.2 Response**

MLI Listing of Prior Incident Records at location. No actual Records are sent to Mobile.

## **4.3 RMS Image to Mobile**

RMS Operator may select the Image on a given Record and initiate a transmission of the Image on said Record to a selected Mobile.

## **\*5.0 MOBILE RMS FOR RECORDS ENTRY**

The following specifications apply to MCS Mobiles Licensed for RMS by purchase of MCS RMS Mobile Software.

### **5.1 Mobile RMS Record Entry**

## **ADDENDUM P(5)**

### **5.1.1 CAD-RMS Data Import**

The Import Function will provide for certain CAD Data to be imported into an Administration Module Record with the Agency/Incident Number of the CAD Record.

### **5.1.2 RMS Administrative Record**

The RMS Administrative Record will import CAD data including the Complainant Name and Address Data.

### **5.1.3 Other RMS Modules**

When the Operator posts (saves) the Administrative Segment, he may then select any other Incident Module for entry.

### **5.1.4 RMS Text Reports**

Text Reports that are entered without prior entry of an Administrative Record will be held by the MCS Server until an Administrative Record has been entered at the Mobile or at the RMS Host.

### **5.1.5 Mobile RMS Record Data Entry Functionality**

Mobile RMS Record Data Entry functionality is similar to Record Data Entry directly on the RMS Host.

## **5.2 RMS Field Based Reports- Incident Modules**

Field Reports may be entered in the following RMS modules:

- Administrative
- Offense
- Victim
- Offender
- Arrest
- Witness/Contact
- Property
- Vehicle
- Tow/Impound
- Citations

## **5.3 RMS Text Field Reports**

Text reports may be entered with or without entry of data in the above Incident

## **ADDENDUM P(5)**

Modules.

### **6.0 LIMITATIONS**

#### **6.1 Features**

Certain features and functions detailed in 4.0 and 5.0 may not be available for the current version of the User's System, Windows, MLT or Wireless. Check with CIS for availability.

#### **6.2 Performance**

Performance, including response time is a function of User's hardware and wireless network or common carrier communications network and is outside the scope of the CIS MCS Software furnished hereinunder. User will, at his own cost, purchase any hardware and software necessary to achieve and maintain User's desired performance within the limitations imposed by said hardware, including without limitation of MCS Servers and LapTops and wireless network.

### **7.0 INSTALLATION AND USER RESPONSIBILITY**

#### **7.1 MCS Server**

The MCS Server Software furnished hereinunder is electronically installed remotely by CIS. Any on-site installation requested by User not specifically scheduled in this Amendment will be billed at \$ 1,200.00 per day plus expenses. CIS will provide an Installation CD for the User to install the MCS Clients on the User's MLTs.

#### **7.2 MLT Synchronization with RMS/CAD Server**

User is responsible for installation of the MCS RMS and/or CAD Clients on the Users MLTs. Each new CIS Systems Version Release shall require the User to upload the new Version to the MLTs whether or not any changes have been made to the MCS software with the Version. User is responsible for updating MLT Code Tables on all MLTs with any Code Table updates on the RMS/CAD Server.

# **ORIGINAL AGREEMENT**

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R. 9-12-05  
agency:north bay village fl.north bay village fl\_license agreement\_091205.doc

**COMPUTER INFORMATION SYSTEMS INC.  
LICENSE AGREEMENT 330**

This Agreement is between Computer Information Systems Inc. hereinafter called "CIS" and North Bay Village Florida hereinafter called the "User". This Agreement provides an annually renewable object code computer software license for non-exclusive use of System(s) and Services listed below. This Agreement specifies the terms and conditions under which said System(s) and Services are to be provided and the terms and conditions regarding the installation and use of the CIS System(s) and Services to be located at the following site:

North Bay Village Police Department  
7903 East Drive  
North Bay Village, Florida 33141-3310

**USER'S COMPUTER:** SERVER: SQL 2000                      SERIAL NBR: \_\_\_\_\_

**SYSTEM(s) VERSION:** WINDOWS SERVER 2000/2003

**THE SYSTEM(S), SERVICES AND OTHER PROGRAM PRODUCTS TO BE PROVIDED ARE AS FOLLOWS:**

<b>BASIC PROGRAM PRODUCTS:</b>	<b>LICENSE FEE</b>	<b>SPECIFICATIONS</b>
COMPUTER ASSISTED DISPATCH (CAD)	ADDENDUM A	ADDENDUM D(3), M(2)
RECORDS MANAGEMENT SYSTEM (RMS)	ADDENDUM A	ADDENDUM D(3), M(2)
<b>SPECIAL PROGRAM PRODUCTS:</b>		
CAD-STATE INTERFACE	ADDENDUM A	ADDENDUM S(8), R(3)
RECORDS CONVERSION	ADDENDUM A	ADDENDUM T(4), R(3)
<b>SERVICES:</b>		
STATEMENT OF WORK	ADDENDUM A	ADDENDUM C
CUSTOMIZATION	ADDENDUM A	PARAGRAPH F
TRAINING	ADDENDUM A	ADDENDUM C, Par. E
INSTALLATION OF SYSTEM(S)	ADDENDUM A	ADDENDUM C, Par. E
DELIVERY	ADDENDUM A	ADDENDUM B, C
SYSTEM(S) ACCEPTANCE	ADDENDUM A	ADDENDUM M(2),R(3)
MAINTENANCE AND SUPPORT	ADDENDUM A	PARAGRAPH D
WARRANTY	ADDENDUM A	PARAGRAPH B

**OTHER PROGRAM PRODUCTS TO BE PROVIDED ARE AS FOLLOWS:**  
NONE

ADDENDA TO THIS AGREEMENT: A, B, C, D(3), M(2), R(3), S(8), T(4)

**TERMS AND CONDITIONS****A. SYSTEM(S)**

1. The term "System(s)" as used in this Agreement refers to the licensed Basic Program Products and Special Program Products listed on Page 1 of this Agreement and any Addendum hereto, and includes related materials such as manuals, instructions, and other writings relating to the System(s) delivered or to be delivered by CIS to User. The System(s) are proprietary and copyrighted property of CIS. All rights are reserved by CIS.

The term "Other Program Products" as used in this Agreement are listed on Page 1 and are the licensed hardware and/or software and/or services provided by third parties. Training, installation, warranty, maintenance, support and renewal provisions are in accordance with the terms and conditions of the applicable Amendment for the given Other Program Products attached hereto and incorporated herein.

2. This Agreement is effective from the date on which it is accepted by CIS and will remain in effect until terminated in accordance with the provisions of this Agreement. The License Fee provides for the non-exclusive use of the System(s), maintenance and support as described below for a term of one (1) calendar year (Maintenance Term) from the Date of Installation. The Date of Installation as used in this Agreement is defined as that day when the Basic Program Product(s) is first installed on User's Computer. The User may continue to use the System(s) for additional Maintenance Terms by payment of renewal fees in accordance with Paragraph G.2 below.
3. The System(s) may be used only on the User's Computer listed on Page 1 on the effective date of this Agreement at the Site(s) listed on Page 1. The System(s) may not be transferred, migrated or otherwise installed on any other computer, including but not limited to, redundant and non-stop server configurations without written amendment to this Agreement and payment of then current fees. Installation on another computer is allowed for: (1), in the event of the purchase of a replacement for the User's Computer and (2), storage of backup data.
4. The User agrees to use the System(s) for its internal purposes only. The User will limit access to the System(s) to those employees who require such access in order to use the System(s) in furtherance of the User's business. Such use may only be at the Site designated on Page 1 or on an Amendment to this Agreement.

The User will not make the System(s) available to any other person, organization, or third party for any purpose or reason including but not limited to data extracts, other software applications, occasional users, other agencies, vendors and third party support personnel without the express written permission from CIS.

“Additional Users” as used in this Agreement may use the System(s) only with express written permission from CIS and only after additional applicable license and support fees are paid CIS.

5. The User shall take all reasonable precautions to maintain the confidentiality of the System(s), but not less than that employed to protect its own proprietary and/or confidential records and information. The obligations expressed in this provision shall remain binding upon the User and Additional Users even after termination of this Agreement.

CIS shall maintain as confidential, any User documentation and records provided to CIS.

6. The User may reproduce any System(s) related materials for its own use as long as all titles, trademarks, trade names, and copyright notices are also reproduced. The User may make two (2) copies on tape or CD of the System(s) software for backup purposes only and affix copyright notices.
7. This Agreement, and any of the licenses, System(s) or related materials to which it applies, may not be assigned, sublicensed, sold, mortgaged, pledged, or otherwise transferred by the User.
8. Upon termination of this Agreement for any reason, the User shall immediately remit all payments due CIS, delete the System(s) from all Servers and Workstations, and deliver to CIS the originals and all copies (whether partial or whole, and regardless of form) of the System(s) and related materials within ten (10) calendar days of the effective date of termination.
9. User may desire to purchase other System(s) in addition to those listed on Page 1 of this Agreement. CIS agrees to add said System(s) to this Agreement at the then current CIS price by written Amendment in accordance with Paragraph H.9 below.
10. Other governmental agencies may purchase System(s) using this Agreement at the then current price, terms and conditions.



11. The Specifications including but not limited to Features, Functions and Data Elements (Specifications) for the System(s) listed on Page 1 of this Agreement are specified only in the applicable Addendum on said Page 1. CIS reserves the right to change said Specifications without notice.

CIS will provide software in new releases to preserve User's data in the event that any changes to the System(s) and Specifications will affect User's data.

## **B. WARRANTIES**

CIS warrants that each System will provide the features and functions as specified in the applicable Addendum listed on Page 1 of this Agreement for one (1) year from the Date of Installation if the System is properly used in a machine environment as specified in Paragraph G.6. The User understands, however, that errors may exist or occur in the System(s), and CIS does not warrant that operation of the System(s) will be uninterrupted. CIS will respond to any reported error condition as specified in Paragraph D below. **THERE ARE NO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR OTHER WARRANTIES, WHETHER EXPRESSED OR IMPLIED, EXCEPT AS EXPRESSLY STATED HEREIN.**

## **C. LIMITATION OF LIABILITIES**

CIS' liability for damages (regardless of the form of action, whether in contract or tort) shall in no event exceed that amount paid by the User to CIS during the preceding twelve (12) month period for the specific System as to which the claim(s) arose. Under no circumstances shall CIS be liable for indirect, special, exemplary, incidental or consequential damages, including, but not limited to, loss of anticipated savings or profits, loss resulting from business or operations disruption, loss of records or information, or effects on services, persons and other systems even if CIS knew or should have known or had been advised of the possibility of such damages. No action, whether based on contract, strict liability or tort, including any action based on negligence, arising out of the performance of services under this Agreement, may be brought by either party more than one (1) year after such cause of action accrued, except that an action for non-payment may be brought within two (2) years of the date of the last payment.

## **D. SOFTWARE MAINTENANCE SERVICES AND SUPPORT SERVICES**

CIS agrees to provide the User with software maintenance services for the System(s) and will make all reasonable efforts to correct any error reported by the User. Should CIS find that the reported error is not in its System(s) or operational procedures, CIS will advise the User accordingly. In the event that the error has resulted from the negligence or modification of the System(s) by

the User, the User will be billed by CIS in connection with said error correction at prevailing rates plus incidental travel and living expenses.

CIS agrees to provide the User with software support services to assist User personnel with questions relating to the System(s). Said support shall be provided by telephone during normal business hours on weekdays.

CIS agrees to provide the User with software support services by telephone for emergency events only on a 24 hour, 7 day basis. User agrees to maintain at all times a valid backup copy of the entire System(s) Library(s) and most current backup of the data files to enable restoration of the System(s) when required.

User agrees to provide CIS wideband and dialup electronic access to User's Server and Workstations using PC Anywhere to facilitate CIS' maintenance and support services.

The above services shall be provided by CIS to the User for the System(s) on the User's Computer under the conditions that the User is not in default of the Agreement, that the User has made all payments in accordance with this Agreement, and that the User has renewed the Agreement in accordance with Paragraph G.2 in a timely fashion.

Support services for Additional Users authorized in accordance with Paragraph A.5 above shall be solely provided by the User unless scheduled for "Additional User Support" in Addendum A hereto.

#### **E. INSTALLATION AND TRAINING**

1. CIS will provide Training for User's personnel and Installation Services for the System(s). The Training Services are Management Orientation for management personnel at CIS and Operational use for staff personnel at User's facility.

Preparation of the System(s) will be at the CIS facility in Skokie Illinois. Installation of System(s) shall be by electronic download. If requested by CIS or User, User will ship User's Server and one (1) Workstation to CIS for the initial installation of the System(s). The User's Server and Workstation shall be loaded with Windows 2000 and SQL and configured on User's Network prior to shipment to CIS for the initial installation of the System(s).

2. Training and installation services will be provided by CIS in the amounts specified in Addendum A and C of this Agreement.
3. User is responsible for all other User's costs in connection with the installation and training services provided including User's travel and

diem expenses of User's personnel and shipment of User's Server and Workstation to CIS.

4. Additional training and installation services beyond those specified in Addendum A and C are available at the rates in effect at the time such services are requested. Additional travel and living costs incurred by CIS personnel in connection with on-site services in addition to that specified herein are billable at additional cost to the User.
5. One (1) initial set of manuals consisting of one (1) hard copy and one (1) soft copy on MS Word Diskette will be provided to each User with each System acquired. The User may reproduce additional copies for internal use only. The User will receive free of charge one (1) soft copy of each new manual update released by CIS for the System(s). Additional copies may be purchased by the User at current prices plus shipping charges.
6. The User may video or audio tape for its own use any training session provided by CIS. The User agrees to limit access to such tapes, to refrain from disclosing such tapes, and to keep such tapes confidential in the same manner described in Paragraphs A.4 and A.5 above.

**F. CONFIGURATION SERVICES**

1. CIS will provide only the Configuration Services under this Agreement as described in this Paragraph F.
2. CIS will provide a custom header on displayed screens.
3. CIS will provide a custom header on all printed reports.
4. CIS will provide the Users with an Implementation Guide for code table customization, geofile instructions and documentation requests. The Users will use said Guide to prepare Users for User geofile entry training and to provide CIS with the required customization documentation. CIS will use this User documentation to prepare the Systems.
5. CIS provides the User with customization of a single set of code tables. The code tables will enable the User to display screens and print reports in which the certain parameters are User defined. Entries defined by CIS, State and Federal agencies are not subject to change by the User.
6. No customization to any System, other than those described in the above Paragraphs F.1 through F.5, will be performed under this Agreement including, without limitation, changes to field titles, report titles and processing logic, unless such additional customization and the charges

for same are specifically described in a written Addendum U to this Agreement and itemized in Addendum A.

## **G. ADDITIONAL CONSIDERATIONS**

### **1. Payment Schedule**

The License Fee(s) and Service(s) costs are due and payable as specified in Addendum A hereto.

### **2. Annual Renewal Procedure**

The Annual Renewal Fee is due and payable on each anniversary of the Date of Installation of the Basic Program Products. This fee provides for continued use of the System(s), for the Maintenance Term as specified in Paragraph A.2 above, any new releases of the System(s), software maintenance and software support in accordance with Paragraph D, and continuance of the Warranty provided in Paragraph B during each renewal period. New releases of the System(s) scheduled in this agreement do not include new systems or products marketed and sold separately by CIS for the same user application.

Failure to pay the Annual Renewal Fee within thirty (30) days after written notice by CIS will automatically terminate this Agreement, and User must immediately return the System(s) in accordance with Paragraph A.8.

CIS reserves the right to adjust the Annual Renewal Fee for the System(s). CIS agrees to limit any Annual Renewal Fee adjustment to a cumulative annual increase of 10% per year of the then current Annual Renewal Fee. CIS will provide notice of any fee adjustment at least 120 days prior to the then current anniversary date.

### **3. Taxes**

The License Fee and Annual Renewal Fee do not include taxes. If CIS is required to pay any sales, use, excise or other taxes (whether federal, state or local) imposed with respect to this Agreement or license, such taxes shall be billed to and paid by the User. Taxes based on CIS' net income or assets shall be the sole responsibility of CIS.

### **4. Non-Renewal or Termination By CIS**

(a) In the event that the User offers to renew this License Agreement in accordance with Paragraph G.2 above and CIS (or its assignee) does not accept said offer, CIS agrees to grant the User a perpetual single computer non-transferable object code license for the System(s).

(b) In the event the User is granted a perpetual object code license under the provisions of G.4(a) above, User shall continue to be bound by all the terms contained in this License Agreement except the terms regarding continued or subsequent renewals.

(c) In the event CIS goes out of business and there is no successor, CIS will provide the User with a copy of the source code.

**5. Delivery**

The delivery is specified in Addendum B and C.

**6. User Responsibility**

The User is responsible for a proper machine environment to CIS and Manufacturers' applicable specifications for the User's Computer(s), system software, networks and database including any and all site preparation, facilities and equipment and labor and material costs; computer hardware and software costs; and data acquisition, data conversion, and data input costs directly and indirectly related to the utilization and performance of the System(s) furnished herein under whether or not the User has been notified by CIS of said labor, equipment, hardware and software and materials costs and facilities requirements even if CIS has been advised of said requirements. The User is responsible for all labor and material costs to make the User's Computer(s), network and database fully installed, operational, configured and optimized in accordance with CIS and manufacturers' published specifications documentation and procedures and fully prepared for installation of the System(s) by CIS and is responsible for advising CIS if any condition exists which would prevent installation of the System(s). Failure of the User to provide CIS with due notice of any condition which would prevent installation of the System(s) will make the User liable for any incidental additional labor, travel or diem costs experienced by CIS.

Performance of the System(s) on the Users computer, networks and database are subject to factors beyond the control of CIS. User is responsible for any computer, network and database hardware, software and services, and upgrades thereto, that may be required to achieve and Maintain over time the performance desired by the User under any and all operating environments encountered by the User when using the System(s).

**7. License Fee Basis and Additional License Fees**

(a) The License Fees listed in Addendum A for each System (CAD,

RMS as applicable) are based on the maximum number of attached Work Stations (WS) that will be used to access each System regardless of frequency of access of any given WS. User agrees to notify CIS on at least an annual basis of any incremental increase in WS for each System over that listed in Addendum A.

- (b) User agrees to pay the incremental increase in the then current License Fees for the incremental increases in WS within two (2) months of receipt of invoice from CIS.

**H. GENERAL TERMS**

1. CIS certifies that it has title to or a proprietary right to license its System(s). CIS will defend the User against any claim that one of its Systems covered by this Agreement infringes a U.S. patent or copyright, provided that the User promptly notifies CIS in writing of the claim and CIS shall have control of the defense and all related settlement negotiations. The User shall cooperate with CIS in every reasonable way to facilitate such defense. Under the aforesaid conditions, CIS will pay the resulting costs, damages and attorney's fee finally awarded.
2. The System(s) and related materials shall at all times remain the property of CIS and subject to the provisions of this Agreement.

However, the User shall maintain ownership and control of all User's data entered in the database tables generated by the User using the CIS System. User agrees and acknowledges that upon termination of this Agreement, the System will not be available to provide any functions including, but not limited to, display of User's data entered into database tables.

3. User agrees to dedicate the User's Computer (Server and database) exclusively to the System(s) and exclude any other applications code or software products.

User agrees to make no changes to the User's Computer, systems software or network without prior notice to CIS and review and authorization from CIS.

User agrees to obtain from CIS any required written amendments to this Agreement and pay CIS related costs if any.

4. The User authorizes CIS to use its name as a reference for the CIS System(s) covered by this Agreement.

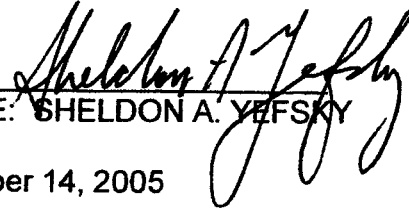
5. Acceptance of the Basic Program Products shall be governed solely by the provisions of Addendum M(2). Acceptance of the Special Program Products and Other Program Products shall be governed solely by the provisions of Addendum R(3).
6. User acknowledges that the System(s) and Services purchased under this Agreement are commercial off-the-shelf computer software and services incidental to installation and training of users of said System(s). Services do not include consulting, engineering, works-for-hire or custom software development. CIS does not offer or provide consulting, engineering, works-for-hire or custom software development.
7. This Agreement shall be deemed to be executed in Skokie, Illinois, U.S.A. shall be governed by the internal laws of the State of Florida. The parties hereto agree that the jurisdiction and venue of any court action or proceeding brought by either party against the other party hereto for the enforcement of any provision of this Agreement shall be proper solely be the Circuit Court of Cook County Illinois or the U.S. District Court of Northern Illinois, and nowhere else. A counter claim may be filed by either party only in the venue of the original action.

If any provision of this Agreement is invalid or unenforceable in any circumstances, the remainder of this Agreement, and the application of such provision in any other circumstances, shall not be affected thereby. The terms of this Agreement, as they relate to the Systems and Services to be provided hereunder, shall be governed by the Uniform Commercial Code in effect in Florida from time to time; however, to the extent of the terms of this Agreement are in conflict with the terms of the Uniform Commercial Code, the Agreement terms shall govern.

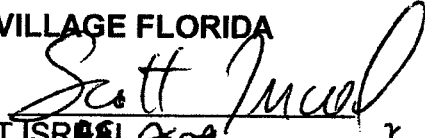
8. Additional Licenses may be purchased at the costs detailed in Addendum A for a period of twenty-four (24) months after the Effective Date of the Agreement.
9. This Agreement constitutes the entire Agreement between the parties, and no representation, condition, understanding or agreement of any kind, oral or written, shall be binding upon the parties unless incorporated herein. This Agreement may not be modified or amended except by an agreement in writing signed by both parties.
10. This Agreement shall be null and void unless accepted and duly executed by User and received by CIS by November 13, 2005. CIS may extend said date in writing.
11. Signatures of Acceptance below will constitute an Agreement.

ACCEPTED BY:

COMPUTER INFORMATION SYSTEMS INC.

SIGNATURE:   
OFFICER NAME: SHELDON A. YEFSKY  
TITLE: CEO  
DATE: September 14, 2005

NORTH BAY VILLAGE FLORIDA

SIGNATURE:   
NAME: SCOTT ISRAEL  
TITLE: CHIEF OF POLICE  
DATE: 12/14/05

SIGNATURE:   
NAME: CHARITY GOOD  
TITLE: CITY MANAGER  
DATE: 12/14/05

EFFECTIVE DATE: 12/14/05



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

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING COMPENSATION FOR SPECIAL MAGISTRATES, PURSUANT TO SECTION 153.02(B)(2) OF THE VILLAGE CODE; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, Section 153.02(B)(1) of the North Bay Village Code of Ordinances (“Village Code”) authorizes the Village Manager to appoint Special Magistrates (also referred to as Special Masters) for the Village; and

**WHEREAS**, the Village Manager has appointed Regine Monestime, Esq. as the new Special Magistrate for North Bay Village, in accordance with his authority granted by Section 153.02(B)(1) of the Village Code; and

**WHEREAS**, Section 153.02(B)(2) of the North Bay Village Code of Ordinances states that the Village Commission shall determine the compensation for the Special Magistrates; and

**WHEREAS**, the Village Manager recommends that Special Magistrates hired by the Village be compensated at a rate of \$750 per Code Enforcement Hearing.

**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 reference.

**Section 2.**     **Commission Action.** Approval is hereby granted to compensate Special Magistrates at a rate of \$750 per Code Enforcement Hearing.

**Section 3.**     **Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its approval. 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 Andrea Jackson	_____

**PASSED AND ADOPTED** this 9<sup>th</sup> day of January 2018.

---

Connie Leon-Kreps, Mayor

**ATTEST:**

---

Yvonne P. Hamilton, CMC  
Village Clerk

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

---


Norman C. Powell, Esq.  
Interim Village Attorney

North Bay Village Resolution: Compensation for North Bay Village Special Masters.



**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:** December 28, 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 COMPENSATION FOR SPECIAL MAGISTRATES, PURSUANT TO SECTION 153.02(B)(2) OF THE VILLAGE CODE; 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**

Chapter 153

CODE ENFORCEMENT

- § 153.01 Civil infractions and penalties.
- § 153.02 Code Enforcement Officers, Special Masters and Village Attorney.
- § 153.03 Code enforcement procedures.
- § 153.04 Schedule of civil penalties.

§ 153.01 Civil infractions and penalties.

(A) The violation of any business tax receipt, building, zoning, sign, and other related codes and ordinances of the Village, and all ordinances of Miami-Dade County and Statutes of the State of Florida that the Village is authorized to enforce, shall constitute a civil offense punishable by civil penalty in the amount prescribed in the schedule of fines included in § 153.04.

- (1) Failure to correct a violation, pay an administrative fee and fine, or otherwise comply with lawful direction by the Code Enforcement Officer or order of the Special Master may subject a violator and/or property owner to civil actions for, including, but not limited to, declaratory and injunctive relief, order to abate a nuisance, to take corrective action, to compel payment, to foreclose a lien on the property that is subject to the citation or order, or to foreclose a lien on any personal or other real property of the violator, or to take any other civil action to compel compliance.
- (2) The Village is authorized to withhold the issuance of any occupational license, land use and development approvals, including, but not limited to, zoning amendment, special exception, variance, building permit, final inspection approval, and temporary or final certificate of occupancy and use until the violation is corrected and all outstanding fines and fees levied against the property are paid in full.
- (3) The penalties and remedies provided for in this Code are cumulative and in addition to other penalties and remedies provided by law.

(Ord. 90-11, passed 6-12-90; Ord. No. 02-08, § 1, 4-9-02; Ord. No. 02-26, § 1, 11-12-02)

§ 153.02 Code Enforcement Officers, Special Masters and Village Attorney.

(A) *Code Enforcement Officers.*

- (1) Code Enforcement Officers are charged with enforcing the business tax receipt, building, zoning, sign, and other related codes and ordinances of the Village and all ordinances of Miami-Dade County and Statutes of the State of Florida that the Village is authorized to enforce. The Code Enforcement Officer is further charged with the duties of initiating and receiving complaints, inspecting property, reviewing inspection reports, determining violations, and preparing citations for violations. The Code Enforcement Officer is charged with the duty of performing field inspections as well as the interpretations of technical provisions and administrative directives pertaining to code enforcement. The Code Enforcement Officer is required to use judgment and tact in the exercise of his or her duties in order to obtain enforcement of the Code provisions and ordinances of the Village, County, or State.
- (2) A "Code Enforcement Officer" means any designated employee or agent, including, but not limited to, code inspectors, police officers and consultants of the Village whose duty it is to enforce the applicable laws.
- (3) Appointment of Code Enforcement Officer(s) shall be by the Village Manager. The Building Official may serve as the Village Code Enforcement Officer.
- (4) The Village Manager or his designee shall review the work of the Code Enforcement Officer through conferences or written communication, and shall assist in difficult cases in order to achieve effective code enforcement. The Village Manager shall maintain primary

**Appellate Practitioner & Government Affairs Counsel**

Over twenty years of experience advising senior leadership and hands-on litigation & appeals:

- Leader of legal team named as finalists for *Daily Business Review's* Top Dealmaker for 2013.
  - Florida Bar Board Certified in Appellate Practice (2006-2017).
  - Over 100 published opinions in the Florida Courts.
- 

**Experience**

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**The Monestime Firm, P.A., Miami, FL | August 2015 to Present**

**Principal** representing individuals and small businesses; practice areas include state and federal appeals, land use and zoning.

**Simultaneously hold county and municipal positions:**

- *City Attorney for Florida City*: Advised senior leadership and city council meetings. Drafted proposed legislation, service and vendor agreements, and public-private partnership agreements. Settled or litigated disputes, including a putative class action. Hired and supervised outside counsel. (2016 to Present)
- *Attorney for Florida City Community Redevelopment Agency*: Reported to Director and attended monthly board meetings. Advised on, negotiated and drafted real estate transaction as well as supporting agreements, legislation, and resolutions required to execute deals. (2016 to Present)
- *Special Magistrate for Miami Gardens*: Preside over and adjudicate municipal code violation hearings. (2016 to Present)
- *Civil Traffic Hearing Officer for 11th Judicial Circuit, Miami-Dade County*: Adjudicate traffic and related infractions (2017 to Present)

**The City of North Miami, FL | 2012 to July 2015**

**City Attorney** recruited to serve as general counsel and ethics officer of the sixth largest city in Miami-Dade County. Brought in to create culture of transparency after a series of public scandals and perception of mismanagement. Led legal department with \$2 million annual budget within an annual city budget of \$160 million, three attorneys, and two legal staff. Oversaw outside counsel.

**Leading Matters & Results**

- Led legal team negotiating a public-private partnership for a 99-year ground lease for \$200 million master-planned community (with \$80 million in annual rents) on former Superfund site.
- Led negotiations with the Museum of Contemporary Art on leadership of museum and ownership of museum assets, including intellectual property, \$1 million in grants, and nearly 600 works of art. Now a case study.

**Key Roles**

- *Compliance and Governance*: Advised senior leadership, including City Council, Mayor, City Manager and City Administrators on governance. Drafted legislations, resolutions, code, and more to execute decisions. Counseled on conflicts of interest, sunshine laws and transparency, disclosures, public records, and lobbying. Oversaw ethics training.
- *Commercial Contracts*: Advised on drafting on RFPs, as well on bidding evaluation and bid protests. Wrote and reviewed service and vendor, construction, and other contracts. Negotiated and wrote sponsorship and event-related contracts to promote commerce and to host events. Assisted in contract compliance and contract enforcement.

- *Real Estate*: Advanced redevelopment and beautification. Negotiated real estate deals, land swaps, land leases, and construction. Drafted supporting agreements. Enforced city code and rules related to land use planning and zoning.
- *Labor and Employment Law*: Responded to EEOC complaints. Advised human resources administration on Health Care Act, discrimination, harassment, categorizing employees, and other employment law issues. Oversaw collective bargaining agreements, managed negotiations with three unions and worked to resolve routine grievances.

**The Monestime Firm, P.A., Miami, FL | 2005 to 2012**

**Principal** serving referral clients trial consultations, appeals, and negotiations with lenders on real estate loans.

**Simultaneously held county and municipal positions.**

- *City Attorney for Florida City*: Advised senior leadership and city council meetings. Drafted proposed legislation, service and vendor agreements, and public-private partnership agreements. Settled or litigated disputes, including a putative class action. Hired and supervised outside counsel. (2008 to 2012)
- *Attorney for Florida City Community Redevelopment Agency*: Reported to Director and attended monthly board meetings. Advised on, negotiated and drafted real estate transactions and land swaps—as well as supporting agreements, legislation, and resolutions required to execute deals. (2008 to 2012)
- *Special Magistrate for Miami Gardens, North Miami, and Sunny Isles Beach*: Presided over and adjudicated municipal code violation hearings. (2009 to 2012)
- *Civil Traffic Hearing Officer for 11th Judicial Circuit, Miami-Dade County*: Selected by panel of judges to preside over and adjudicate traffic and related infractions. (2010 to 2012)
- *Commissioner, Miami-Dade County Commission on Ethics and Public Trust*: Addressed conflicts and ethics issues faithfully as a member of independent agency with advisory and quasi-judicial powers pursuant to Miami-Dade’s Conflict of Interest and Code of Ethics Ordinance. (2011-2012)

**Assistant City Attorney and Appellate Counsel**, Office of the City Attorney, Miami, FL | 2002 to 2005

**Assistant Attorney General**, Criminal Appeals Division, Florida Office of the Attorney General,  
Miami, FL | 1999 to 2001

**Judicial Law Clerk**, Third District Court of Appeal, Miami, FL | 1996 to 1998

**Education & Other Qualifications**

**Education:**

- University of Florida Levin College of Law, JD, 1996. Multiple academic honors.
- University of Florida, BS, 1992.

**Additional Qualifications:**

- *Board Memberships & Affiliations*: Former President, Vice-President and Secretary, Haitian Lawyers Association. Member, Wilkie D. Ferguson, Jr. Bar Association
- *Community Leadership*: Founder and Director, North Miami High School Law Club; Alum, Miami Fellows Initiative.
- *Language*: Native level Haitian Creole; Conversational French.

**Interests:**

- Avid Traveler & Foodie
- Mindfulness coach for busy professionals

LAW OFFICES OF  
**NORMAN C. POWELL**  
1666 J. F. Kennedy Causeway, Suite 420  
NORTH BAY VILLAGE, FLORIDA 33141  
[www.lawofficeofnormanpowell.com](http://www.lawofficeofnormanpowell.com)

TELEPHONE (786) 275-6923  
FACSIMILE (786) 348-0167  
[n@normanpowell.com](mailto:n@normanpowell.com)

December 5, 2017

**HAND DELIVERED**

Frank K. Rollason, Village Manager  
North Bay Village  
1666 J. F. Kennedy Causeway, Suite 300  
North Bay Village, Florida 33141

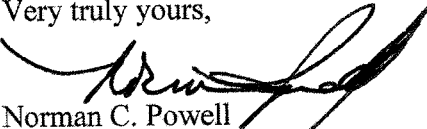
Re: Regine Monestime, Esq.  
North Bay Village Special Master Vacancy

Dear Mr. Rollason,

Enclosed is Ms. Regine Monestime's resume for your consideration for the Special Master Vacancy.

Thank you.

Very truly yours,

  
Norman C. Powell

Enc.

responsibility and control. The Code Enforcement Officer shall confer with other Village Officials on matters relating to zoning regulations, building codes and other laws, and shall prepare written investigative field reports on violations and issue courtesy notices of civil infractions. Additionally, the Code Enforcement Officer shall maintain the files on violations, may conduct searches of the tax assessor's records for current ownership of property relative to violations, and shall perform related work as required. The Code Enforcement Officer shall act as records custodian of all code enforcement files.

- (5) The Code Enforcement Officer is specifically charged with the ability to recognize violations of the Village Code and Village Ordinance provisions, to issue and serve notices to remove existing violations, to write necessary courtesy civil infraction notices, to issue civil citations, and to prepare and record liens against the property.

(B) *Special Masters.*

- (1) The Village Manager shall appoint one or more Special Masters to hear appeals from citations for Code violations. Special Masters shall be members in good standing of the Florida Bar Association who have been admitted to practice law in the state for at least three years. Appointments shall be made by the Village Manager on the basis of good reputation and experience.
- (2) Appointments shall be made for a term of one year. A Special Master may be reappointed. The Village Manager shall have authority to remove Special Masters with or without cause. Appointments to fill any vacancy shall be for the remainder of the unexpired term. Special Masters shall not be Village employees but shall be compensated at a rate to be determined by the Village Commission.

- (3) All procedures and the conduct of hearings before the Special Master shall be as provided in § 153.03 of this Code.
- (4) The Special Master shall have the powers to:
- (a) Apply the Florida Rules of Evidence and Civil Procedure, adopt rules of internal operating procedures, and may liberalize the application of procedural and evidentiary rules so long as fundamental constitutional rights are not violated.
  - (b) Hear *de novo* appeals by alleged violators from civil citations; affirm in whole or in part, or reverse, the charge of violation; and affirm or modify the order of correction and the fine levied in the citation.
  - (c) Subpoena and swear witnesses.
  - (d) Take evidence under oath.
  - (e) Issue orders having the force of law to command action to correct a violation.
  - (f) Assess costs, including reasonable attorney's fees, against violators in proceedings before the Special Master and to enforce compliance with citations and orders of the Special Master.
  - (g) Take any action that is necessary to effectuate the powers of the Special Master consistent with the intent of this Code.

(C) *Village Attorney.*

- (1) The Village Attorney shall serve as counsel to the Village in the defense of appeals to the Special Master. The Village Attorney shall have the power, upon approval by the Village Commission, to initiate civil actions for declaratory and injunctive relief, and orders to compel, and to commence any other action to enforce civil fines, correction orders and orders of the Special Master, and to compromise and settle fines and penalties.
- (Ord. 90-11, passed 6-12-90; Ord. No. 02-08, § 2, 4-9-02)



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

**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 2018 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)**

**WHEREAS**, the mission of the Law Enforcement Officers Charitable Foundation, Inc. (L.E.O) is to honor the dedicated and courageous men and women of the law enforcement community of Miami-Dade County, as well as to provide funding for the Police Officers Assistance Trust (P.O.A.T.) and other charitable organizations; and

**WHEREAS**, the L.E.O. Foundation works in conjunction with the Miami-Dade County Association of Chiefs of Police; and

**WHEREAS**, The L.E.O. Foundation and the Miami-Dade County Association of Chiefs of Police are holding the 18<sup>th</sup> Annual Awards Gala dinner to recognize local law enforcement and celebrate their dedication and commitment to the community to include members of the North Bay Village Police Department; and

**WHEREAS**, the following law enforcement officers have been nominated for awards: Acting Supervisor Ceasar Costa, Detectives Steve Brent, Manny Casais, Phil Register, Officers Frank Angulo, Tom Columbano, Amy Suarez, Lisa Gittner, Norlan Benitez, and Mike Pryor; and

**WHEREAS**, the Commission of North Bay Village finds that it is in the best interest of the Village and the Community to contribute to this event; and

**WHEREAS**, the Village Manager has recommended that the budget be amended to transfer \$3,000 from the General Fund Unreserved Fund Balance for the purchase of two tables, at \$1,500.00 each, at the L.E.O. Awards Gala.

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

**Section 1.** **Recitals.** The foregoing whereas clauses are hereby ratified and confirmed as being true; and the same are hereby made a specific part of this Resolution.

**Section 2. Budget Amendment.** The Village Manager is hereby authorized to transfer \$3,000.00 (2 tables at \$1,500 each) from the General Fund Unreserved Fund Balance to Account 001.19.019.5340 of the General Fund for the purchase of two tables at the 18<sup>th</sup> Annual L.E.O. Awards Gala to be held on March 3, 2018.

**Section 3. Authorization of Village Officials.** The Village Manager is authorized to take all actions necessary to implement the budget amendment.

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

The motion to adopt the foregoing Resolution was offered by \_\_\_\_\_, seconded by \_\_\_\_\_.

**THE VOTES WERE AS FOLLOW:**

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

**PASSED AND ADOPTED** this 9<sup>th</sup> day of January 2018.

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

**ATTEST:**

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

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

---

Norman C. Powell, Esq.  
Village Attorney

North Bay Village Resolution: Transfer from Unreserved Fund Balance-Law Enforcement Officers Awards Gala-March 3, 2018.



**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:** December 29, 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 EXPENDITURE OF \$3,000 FOR ATTENDANCE AT THE L.E.O. AWARDS GALA; AMENDING THE FY 2018 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.**

Accordingly, please place the item on the agenda of the next meeting.

FKR:yph

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson



# Foundation

Law Enforcement Officer's Charitable Foundation, Inc.

501(c)(3) Non-profit Organization

Fred Maas  
Board Member

Andrew A. Vera  
Chairman

Catherine Vera  
Executive Director

Jorge Martin  
Fundraising

Addy Dweck  
Tickets/Tables

Annette McCully  
Event Coordinator

December 12, 2017

Chief Carlos Noriega  
North Bay Village Police Department  
1841 Galleon Street  
North Bay Village, FL. 33141

REF: Gala Ticket Sales - Invoice 18-002

Thank you for your order of one (1) table of ten seats for the 18<sup>th</sup> Annual LEO Awards Gala. Each ticket allows one person to attend. The event is scheduled for Saturday, March 3<sup>rd</sup>, at Trump National Doral, 4400 NW 87<sup>th</sup> Avenue, Miami, FL. Event will start promptly at 5:30 p.m.

The purchase price for each ticket is \$150.00. The total amount due is:

One (1) Table	\$1,500.00
	-----
Total	\$1,500.00

Please make payment payable to:

LEO Foundation  
c/o SAS Addy Dweck  
1030 NW 111 Avenue  
Miami, Florida 33172

If you have any questions regarding this order, please contact me at 786-336-1118.

Sincerely,

Addy Dweck  
Ticket Sales Chairperson

## Yvonne Hamilton

---

**From:** Carlos Noriega  
**Sent:** Friday, December 29, 2017 4:01 PM  
**To:** VILLAGE COMMISSION  
**Cc:** Frank Rollason; Jenice Rosado; Evelyn Herbello; Yvonne Hamilton; Norman Powell; Peter Guevara; Ceasar Costa; Phillip Register; Steve Brent; Manuel Casais; Frank Angulo; Arnold Ingram; Norlan Benitez; Michael Pryor; Lisa Gittner; Amy Suarez  
**Subject:** RE: LEO Nominations

Good afternoon,

As we wind down an extremely successful 2017, I just received some amazing news last night about our Police Department. The Chair of the Miami-Dade County Association of Chiefs of Police for the 2017 Annual LEO Awards Gala Committee, notified me that all of the individuals nominated below have been selected as finalists for their respective award categories. This annual high profile event is commonly referred to as the Academy Awards for the law enforcement community. This is truly an incredible feat considering that it was announced at the December Officer of the Month DCACP Awards luncheon, which we won, that the amount of LEO nominations this year had reached an all-time high and the competition was going to be fierce. In short, approximately one third of our Agency's sworn personnel will be recognized at the 2017 LEO Awards Gala on March 3<sup>rd</sup>, when ten of our Police Officers represent the NBVPD as being among the best in Miami Dade County's law enforcement community. I look forward to this very special occasion to see if our finalists are selected as the eventual winners, which they already are in my book, for their specific award categories. Congratulations to all of them for this amazing accomplishment and to the NBVPD for achieving something this Village has truly never before experienced.

---

**From:** Carlos Noriega  
**Sent:** Friday, December 01, 2017 5:15 PM  
**To:** VILLAGE COMMISSION  
**Cc:** Frank Rollason; Jenice Rosado; Evelyn Herbello; Yvonne Hamilton; Norman Powell; Peter Guevara; Ceasar Costa; Phillip Register; Steve Brent; Manuel Casais; Frank Angulo; Arnold Ingram; Norlan Benitez; Michael Pryor; Lisa Gittner; Amy Suarez  
**Subject:** Fwd: LEO Nominations

Good afternoon,

In keeping with the Police Department's unwavering commitment to public safety excellence for the past two years, please refer to the attached documents I prepared to recognize superior performance with several groups of employees. This commitment is the pledge I made, and kept, to the Manager/Administration, Commission and Village from the day I arrived. Said documents are nominations submitted by me for the 2017 LEO Awards in three separate qualifying categories. The annual LEO Awards are considered the Academy Awards for local law enforcement, and the gala event will be held at the Doral Trump International Resort In March. Please join me in wishing all of these outstanding Police Officers the best of luck in this deserving opportunity to be selected for these awards.

Carlos

Sent from my iPhone

Begin forwarded message:

**From:** "Ana Gonzalez" <[agonzalez@nbvillage.com](mailto:agonzalez@nbvillage.com)>

**To:** "Carlos Noriega" <[cnoriega@nbvillage.com](mailto:cnoriega@nbvillage.com)>

**Subject:** LEO Nominations

**Ana Gonzalez**

**Executive Assistant to the Chief of Police**

North Bay Village Police Department

1666 Kennedy Causeway, Suite 300

North Bay Village, FL 33141

[agonzalez@nbvillage.com](mailto:agonzalez@nbvillage.com)

Phone: 305-758-2626

Fax: 305-754-6832

LEO Foundation Nominees:

Acting Supervisor Ceasar Costa  
Detective Steve Brent  
Detective Manny Casais  
Detective Phil Register  
Officer Frank Angulo  
Officer Tom Columbano



**L.E.O. FOUNDATION  
Nomination Form**

Candidate Name: GENUINAL INVESTIGATIONS INC

Candidate Agency: NORTH BAY VILLAGE POLICE DEPT.

CATEGORY 1	CATEGORY 2	CATEGORY 3
Agency Size 1 - 100 Sworn Municipal Officers	Agency Size 101 - 250 Sworn Municipal Officers and State Agencies	Agency Size 251 or More Sworn Officers & Federal Agencies

- |  |          |                                       |                            |                            |
|--|----------|---------------------------------------|----------------------------|----------------------------|
| Uniform Services                         | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Investigative Services                   | Category | 1 <input checked="" type="checkbox"/> | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Crime Prevention Community Policing      | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Specialized Services                     | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Safety Award                             | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Support Services                         | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Federal Agent / State Agent of the Year  |          |                                       |                            | <input type="checkbox"/>   |
| Multi-Agency Task Force                  |          |                                       |                            | <input type="checkbox"/>   |
| Prosecutor of the Year (Federal / State) |          |                                       |                            | <input type="checkbox"/>   |

Nominated By (signature): [Signature]

Printed Name: CARLOS NORRISGA

Phone Contact: (305) 335-6688

Attach your nomination letter\* to this form and mail to:

Sunny Isles Beach Police Department  
Attention: L.E.O. Awards Committee  
18070 Collins Avenue, 2nd Floor  
Sunny Isles Beach, Florida 33160

\*Reminder: Letters must be limited to three pages per nominee. You may copy this form for additional nominations.

**The Miami-Dade County  
Association of Chiefs of Police**

And

The L.E.O. Foundation

Present



**The Eighteenth Annual L.E.O. Awards  
And**

**Officer of the Year Award**

March 3, 2018

Trump National Doral  
4400 NW 87th Avenue  
Miami, Florida 33178

Reception Begins 5:30 PM

For Outstanding Achievement in Miami-Dade County Law Enforcements  
To Benefit the Police Officer Assistance Trust

**NORTH BAY VILLAGE POLICE DEPARTMENT CRIMINAL INVESTIGATIONS UNIT LEO NOMINATION – INVESTIGATIVE SERVICES AWARD (Category 1)**

A vital and extremely challenging area of law enforcement operations is the ability to successfully investigate crimes, effectively communicate time sensitive criminal information to colleagues, and work closely with all internal and external partners in order to maximize public safety efforts. During the past year, the members of the North Bay Village Police Department's Criminal Investigations Unit have demonstrated a level of resolve and versatility unparalleled by any standards ever previously experienced by the Agency. In addition to consistently clearing cases originating from the Village at a record pace, the Unit has routinely developed information with their cases that have either produced investigative leads or clearances for other law enforcement agencies. Included on that list of Agencies are the Miami Beach Police Department, Miami-Dade Police Department, Opa-Locka Police Department, Miami Gardens Police Department, Broward Sheriff's Office, Secret Service and ATF.

**Of the many cases that were assigned to the Criminal Investigation Unit during 2017, the personnel that contributed to the incredible success of this amazing Team include Sergeant Pete Guevara, Detective Manny Casais, Detective Steve Brent, Detective Ceasar Costa, Detective Phil Register, Officer Frank Angulo and Officer Arnold Ingram. The following are a just few examples of the outstanding investigative work by this Team worthy of being mentioned:**

In January 2017, an ongoing money laundering investigation of a former North Bay Village Commissioner was closed by arrest and multiple properties/assets seized. The arrests included the former Commissioner, his wife and his daughter, while the seized properties include a residence and vehicle in North Bay Village and several other assets outside of our jurisdiction. This arrest produced jubilation throughout the community of North Bay Village as many felt that the subjects involved with this criminal enterprise would never be brought to justice.

In March 2017, an armed robbery and kidnapping involving three subjects occurred on Treasure Island. The victim was lured into the subject vehicle when one of the subjects pulled out a gun, put it to the victim's head and demanded his property. The victim was then robbed while he was being driven around in the subject vehicle and then later released. Responding Officers were able to track the victim's cell phone and alerted the on call Detective. The investigation led the responding Detectives to a Denny's restaurant located in Coral Gables, where the subjects and the subject vehicle were identified. After coordinating apprehension efforts with the Coral Gables Police Department, all three subjects were taken into custody without incident. A show-up lineup conducted a short time later with the victim, resulted in a positive identification for three of the four subjects as well as the subject vehicle that was used to commit the crimes. A subsequent search of the vehicle and also a hotel room in Miami they were staying at, further produced the recovery of the firearm used by the subjects and several of the items taken during the armed robbery. The subjects were arrested and are still awaiting trial.

In April 2017, Detectives responded to a call of an aggravated battery (stabbing) that had occurred moments earlier at Village's President super market. Upon arrival, they immediately secured the crime scene, identified and separated the witness, and controlled the chaos that was initially present at that busy venue. After Patrol Officers stopped a subject matching the description from the BOLO that was issued, Detectives responded to assist and possibly secure a secondary scene. Once said subject was positively identified, Detectives worked that scene to search for the weapon used in the stabbing. A

knife was subsequently located and positively identified as the weapon used at the crime scene. The Detectives were also able to get a confession from the subject, who was arrested for attempted murder.

Also in April 2017, a bag containing two firearms was stolen from a victim on Treasure Island as he was in the process of moving. While following up on the grand theft of said firearms, our Detectives were contacted by the Broward Sheriff's Office to advise that they had recovered one of the aforementioned stolen firearms and had a subject in custody. Detectives responded to the BSO Corrections facility where they attempted to interview the subject, who was identified as being on probation. The interview was unsuccessful as the subject did not cooperate and refused to answer any questions. Further investigation revealed that the subject was employed by the same moving company hired by the victim in this case, and was assigned as one of the movers on the move and date of the theft. The subject's probation was violated as a direct result of this arrest and a Miami Dade County hold was placed on him. This subject also had additional charges stemming out of the Broward County arrest. Due to the extensive criminal history to include the subject's past criminal convictions, Detectives contacted our ATF partners. ATF was reviewing the subject's status, past convictions and filing possible federal weapons charges.

In May 2017, a residential burglary was reported at a waterfront home on Treasure Island. Our Detectives were called to the scene, where it was discovered that approximately \$25,000 in jewelry had been taken from the victim's residence. Officer Frank Angulo, a former Crime Scene Technician, identified the point of entry and was able to lift six latent prints from the interior of the residence and one from a liquor bottle. Detectives were also able to acquire a video of the subject from the neighbor's video surveillance camera. Based on the latent examination and the surveillance video, the subject was identified. The investigation eventually led our Detectives to a residence in Hialeah, where the subject was located and taken into custody without incident. Unfortunately, the jewelry was unable to be recovered and the subject is currently awaiting trial. In addition to our case, the Miami Dade Police Department also had several active cases and pending charges that were served on this subject while in custody.

In July 2017, Detectives were called out to investigate several vehicle burglaries on Treasure Island. They responded to the scene and along with Patrol Officers, conducted an extensive neighborhood canvass. A review of the surveillance footage recovered from homes in the area revealed a subject walking past a residence on Adventure Avenue and attempting to burglarize two additional vehicles. Officer Arnold Ingram, another former Crime Scene Technician, was able to lift a total of 12 latent prints. Three of those latent prints produced the positive identification of a subject. Several nights later, Detectives were contacted by the midnight shift supervisor advising that the subject had returned and attempted to burglarize another vehicle on Treasure Island. That incident resulted in a brief foot pursuit by Uniform Patrol Officers, who were able to locate the subject and take him into custody. Detectives later contacted the Miami Beach Police Department regarding this arrest, which resulted in the clearance of four more vehicle burglaries the subject had committed in their jurisdiction.

In October 2017, Uniform Patrol Officers responded to a grand theft auto and several more burglaries to vehicles on North Bay Island. An extensive neighborhood canvass that was conducted to try and locate the subjects yielded negative results. Detectives subsequently responded and were able to acquire footage from the guard house, which captured the victim's vehicle and subject vehicle entering and

exiting North Bay Island. Two days later, an additional grand theft auto occurred but this time on Harbor Island. The follow up investigation immediately led Detectives to the location of the second stolen vehicle, which was found in the City of Opa-Locka. Upon arriving at that scene, Detectives learned that the Opa-Locka Police Department had been involved in a brief vehicle pursuit involving a subject matching the description from the first grand theft auto on North Bay Island. The victim's stolen vehicle was then impounded for processing and Officer Angulo retrieved 24 latent prints from said vehicle. The latent prints were submitted to the Miami Beach Police Department for analysis, resulting in a positive identification of a subject. The subject identified in this case, had recently been released from federal prison and was currently on federal probation. Detectives then contacted US Federal Probation and coordinated a search of the subject's residence. Upon the completion of the search, several items were recovered which linked him to burglaries that occurred in Miami Gardens during the month of August and resulted with the subject being charged for those crimes. In addition, a computer notebook was discovered during the search containing different types of credit card information. As the investigation continued, it was learned that the subject was also involved in a massive wire fraud scam. The Secret Service was notified and is currently following up with that investigation.

In November 2017, North Bay Village Detectives responded to Miami-Dade County in response to an auto burglary involving one of our marked patrol vehicles at the assigned Police Officer's residence. It was learned from the Miami-Dade County Police Officers on scene that there had been a rash of auto burglaries in the area in question for an extended period of time. Our Detectives immediately teamed up with the Miami Dade Police Department's Auto Theft Detectives to start working a lead that had been developed. Within 24 hours, a subject was taken into custody and immediately connected to the auto burglary of our marked patrol vehicle from evidence that was recovered. Further investigation led to the arrest of a second subject a short time later and the identification of additional individuals involved with this group. Within 48 hours, a significant amount of information and evidence had been obtained...to include valuable confessions and leads to numerous crimes. The teamwork displayed between all the investigators involved with this case was truly exemplary to not only break this crime spree but also positively identify many of the individuals involved with this ring of thieves.

Two of the Criminal Investigations Unit Detectives being nominated for this award are also assigned to detached details with other agencies, where they've been highly productive members of the respective groups they work with. One Detective is assigned to DEA and has been involved with seizure of \$3.5 million in U.S. currency, the seizure of 30 Kilos of cocaine, and the seizure of 30 Kilos of methamphetamine. The other Detective is assigned to HIDTA and has been involved with the seizure of \$1 million in U.S. currency, 4000 kilos of cocaine, and a frozen account of \$500 million in U.S. currency plus other high value assets belonging to a high ranking foreign government official.

It is with great pride and pleasure that the North Bay Village Police Department nominate the members of our Criminal Investigations Unit for the 2017 L.E.O. Investigative Services Award.

**L.E.O. FOUNDATION**  
**Nomination Form**

Candidate Name: DETECTIVE AMY SURREZ & LT SA GETTNER

Candidate Agency: NORTH BAY VILLAGE POLICE DEPT

CATEGORY 1	CATEGORY 2	CATEGORY 3
Agency Size 1 - 100 Sworn Municipal Officers	Agency Size 101 - 250 Sworn Municipal Officers and State Agencies	Agency Size 251 or More Sworn Officers & Federal Agencies

- |  |          |                                       |                            |                            |
|--|----------|---------------------------------------|----------------------------|----------------------------|
| Uniform Services                         | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Investigative Services                   | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Crime Prevention Community Policing      | Category | 1 <input checked="" type="checkbox"/> | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Specialized Services                     | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Safety Award                             | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Support Services                         | Category | 1 <input type="checkbox"/>            | 2 <input type="checkbox"/> | 3 <input type="checkbox"/> |
| Federal Agent / State Agent of the Year  |          |                                       |                            | <input type="checkbox"/>   |
| Multi-Agency Task Force                  |          |                                       |                            | <input type="checkbox"/>   |
| Prosecutor of the Year (Federal / State) |          |                                       |                            | <input type="checkbox"/>   |

Nominated By (signature): [Signature]

Printed Name: CARLOS NORZEGA

Phone Contact: (305) 335-6688

Attach your nomination letter\* to this form and mail to:

Sunny Isles Beach Police Department  
Attention: L.E.O. Awards Committee  
18070 Collins Avenue, 2<sup>nd</sup> Floor  
Sunny Isles Beach, Florida 33160

\*Reminder: Letters must be limited to three pages per nominee. You may copy this form for additional nominations.

**The Miami-Dade County**  
**Association of Chiefs of Police**

And

**The L.E.O. Foundation**

**Present**



**The Eighteenth Annual L.E.O. Awards**

And

**Officer of the Year Award**

March 3, 2018

**Trump National Doral**  
**4400 NW 87th Avenue**  
**Miami, Florida 33178**

Reception Begins 5:30 PM

For Outstanding Achievement in Miami-Dade County Law Enforcement  
To Benefit the Police Officer Assistance Trust

**NORTH BAY VILLAGE POLICE DEPARTMENT'S COMMUNITY AFFAIRS TEAM: OFFICER AMY SUAREZ AND OFFICER LISA GITTNER LEO AWARD NOMINATION – CRIME PREVENTION COMMUNITY POLICING (Category 1)**

For the past year, a dynamic duo tandem team of Officer Amy Suarez and Officer Lisa Gittner was created as part of a newly formed Community Affairs Team assigned to the Chief's Office. Specifically, Officer Suarez was given responsibility for School Liaison and Youth Activities, while Officer Gittner was given responsibility for Community Policing and Crime Prevention activities. From day one, both Officers proved to be naturals for these newly formed assignments as they immediately hit the ground running to make a significant impact with their respective roles. Within the first few days, feedback from the community about both Officers began to pour into the Police Department, as well as the Village at a fast and furious pace. The positive response from the schools, parents and kids for Officer Suarez' initiatives mirrored the response from the residential and business communities for Officer Gittner's initiatives.

**OFFICER AMY SUAREZ** – With over two decades of dedicated service, Officer Amy Suarez has continued to perform her duties with the North Bay Village Police Department with the energy and dedication of a newly sworn officer. Working with students and youth in general, requires a special type of individual who is especially young at heart and can balance all aspects of the challenging dynamics involved with this demographic group. As such, it was essentially a “no brainer” when it came time to selecting an Officer to implement a new Department PAL/SRO initiative for our community and schools.

Officer Suarez' love for kids and natural maternal nature becomes evident each day she comes to work to teach, coach and mentor the children of our Village. Affectionately called “Officer Amy”, her genuine concern and compassion shown to the children on a daily basis are the sole reason why every program and event that she initiates has been a tremendous success. She accomplishes this by working long hours, most days without a lunch break, and oftentimes comes in on her day off. Officer Suarez continuously pursues DCF requirements associated with all her youth programs and is attending D.A.R.E training in December 2017 to launch that program at our local elementary school ASAP.

Most of the programs and events that Officer Suarez coordinates are those of her own innovations. She hosts a monthly “Kids Movie Night Under the Stars”, where children's movies are shown on a giant inflatable movie screen at either a local park or on the local school field. The average turnout for this event alone is usually around one hundred children and parents. Officer Suarez also directs the Police Department's extremely popular “Kid's Summer Camp” program, which allows low income families a safe, secure and fun environment to have their children spend their summers. This camp provides the children with free breakfast and lunch daily and weekly field trips, also at no additional cost to the families. Our Summer Camp is such a huge success that parents start attempting to reserve spots for their children several months in advance.

For our Village athletes, Officer Suarez, along with other volunteer officers, put on a soccer and basketball skills clinic. These clinics introduce the children to basic skills in each of those sports, helps create physical fitness habits and forms a positive bond with law enforcement. Flag football is on the horizon.

During the school year, Officer Suarez can be found at Treasure Island Elementary School teaching the children about bullying, stranger danger, bicycle safety and a variety of other related topics in her

Kindergarten Cops program. Between scheduled classes, she is often seen reading books and playing with the school children. Officer Suarez does all of this while oftentimes assisting road patrol when personnel shortages exist.

Lastly...during the holiday season, I would be remised if I did not mention the incredible work that she does by collecting gifts for her annual toy drive to ensure that each child receives a toy for the holidays. Amy targets local homeless and needy children from the local community, as well as the children who are battling cancer at Jackson Memorial Hospital. Each year, Officer Suarez successfully receives donations and delivers hundreds of toys to these children. Officer Suarez' efforts with this project motivated by the love and dedication she has for children, has put countless smiles on these little warrior's faces.

**OFFICER LISA GITTNER** – With her two decades plus years of dedicated public service, Officer Gittner is an extremely well liked and well respected member of the Police Department. Her friendly demeanor and outgoing personality makes her a perfect fit for police/community interaction, especially on any matters that promote community safety and other partnership related activities. With her accomplished track record and extensive experience, Officer Gittner was an easy selection for this important assignment.

Officer Gittner's first order of business was to organize neighborhood Crime Watch meetings in the community to raise awareness in this area and get residents more involved with this effective program. She also used this platform to introduce herself as the Department's new Community Policing/Crime Prevention Officer, convey her vision for community engagement, and garner support for many new community events and activities that were being planned. In addition to growing community interest for the Crime Watch program, Officer Gittner immediately registered for and attended a CPTED school to obtain her certifications and become a licensed practitioner.

Officer Gittner continued to promote Crime Watch programs at a Village Hall workshop that she organized and combined with a community Hurricane Preparedness presentation, by Village leaders and WSVN's Brent Cameron, at the start of the 2017 hurricane season. Village residents left that meeting armed with throngs of literature for not only the hurricane season, but also information on how to organize neighborhood Crime Watch groups and help become a safer community.

To promote Police/Community partnerships, Officer Gittner organized a "Coffee with the Chief" event and a few months later followed that up with a "Coffee and Donuts with the Police Department" event, which were both heavily attended by Village residents. These events served to effectively promote the Police Department's new vision of inclusion and raise the bar of excellence, especially in the areas of professionalism, accountability and transparency.

There were several other community events that Officer Gittner either organized or crossed over with Officer Suarez' area of responsibility, where they combined efforts to work together on. These events included a "Back to School" event, where a wide array of school supplies were distributed to numerous community children... many of which came from economically challenged families. Other cross over events with Officer Suarez included a "Halloween Safety Day" and a "Holiday Safety Day", both which were heavily attended by children from the community and their families. Lastly, Officer Gittner partnered with the North Bay Village Optimist Club to organize a holiday event at our local nursing home, so the residents there could also experience the joy and cheer of the season.

Even with the accomplishments she has achieved so far this year, Officer Gittner is just getting going as she has many more community policing initiatives in the works. Her upcoming projects and events include a "Pet and Critter Day", a Farmers Market, a "Fitness Day" combined with a 5K walk/run, and also a "1<sup>st</sup> Annual North Bay Village Fishing Tournament". Officer Gittner also worked on a project to initiate a periodic community newsletter for the Police Department and Village, which was presented for the mid-year and was overwhelmingly received by all. It is important to note that Officer Gittner has done all this work with her new assignment while filling in for Patrol when staffing shortages exist.

Together, both Officer Amy Suarez and Officer Lisa Gittner have significantly contributed to changing the image and perception of the North Bay Village Police Department. They have combined their talents to transition community apathy into community engagement by continuously opening numerous doors of opportunity with community activities, and not only strengthen existing partnerships with the Police Department but start countless new ones. They have quickly become two of the most recognizable faces for the Department with residents both young and old throughout the community. Officers Suarez and Gittner both have gone above and beyond to build more effective bridges by becoming members of the North Bay Village Optimist Club on their own, and also working with local school administrators, the Miami Beach PAL, and the Miami Beach Kiwanis Club on projects of mutual interest.

Their combined work has advanced the Department's community policing initiatives at a pace and with results well beyond expectations. Due to their outstanding efforts, the Police Department is currently experiencing the highest level of goodwill, productivity and popularity with the community we are entrusted to serve. They have both achieved an enormous amount of success in only the first year with their new assignments covered under the LEO Awards Community Policing/Crime Prevention category, which has turned around an entire community and the way it interacts with and views the Police Department.

It is with great pride and pleasure that the North Bay Village Police Department nominates Officer Amy Suarez and Officer Lisa Gittner for the 2017 L.E.O. Community Policing Crime Prevention Award.



**L.F.O. FOUNDATION**  
**Nomination Form**

Candidate Name: DELLERS MORIAN BENTLEY, MIKE RYOR

Candidate Agency: NORTH BAY VILLAGE POLICE DEPT.

CATEGORY 1	CATEGORY 2	CATEGORY 3
Agency Size	Agency Size	Agency Size
1 - 100 Sworn Municipal Officers	101 - 250 Sworn Municipal Officers and State Agencies	251 or More Sworn Officers & Federal Agencies

Uniform Services	Category	1 <input type="checkbox"/>	2 <input type="checkbox"/>	3 <input type="checkbox"/>
Investigative Services	Category	1 <input type="checkbox"/>	2 <input type="checkbox"/>	3 <input type="checkbox"/>
Crime Prevention Community Policing	Category	1 <input type="checkbox"/>	2 <input type="checkbox"/>	3 <input type="checkbox"/>
Specialized Services	Category	1 <input checked="" type="checkbox"/>	2 <input type="checkbox"/>	3 <input type="checkbox"/>
Safety Award	Category	1 <input type="checkbox"/>	2 <input type="checkbox"/>	3 <input type="checkbox"/>
Support Services	Category	1 <input type="checkbox"/>	2 <input type="checkbox"/>	3 <input type="checkbox"/>
Federal Agent / State Agent of the Year		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Multi-Agency Task Force		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Prosecutor of the Year (Federal / State)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Nominated By (signature): [Signature]  
 Printed Name: CARLOS NORZEGA  
 Phone Contact: (305) 335-6688  
 Attach your nomination letter\* to this form and mail to:

Sunny Isles Beach Police Department  
 Attention: L.E.O. Awards Committee  
 18070 Collins Avenue, 2<sup>nd</sup> Floor  
 Sunny Isles Beach, Florida 33160

\*Reminder: Letters must be limited to three pages per nominee.  
 You may copy this form for additional nominations.

**The Miami-Dade County**  
**Association of Chiefs of Police**

And

**The L.F.O. Foundation**  
**Present**



**The Eighteenth Annual L.F.O. Awards**

And  
**Officer of the Year Award**

**March 3, 2018**  
**Trump National Doral**  
**4400 NW 87th Avenue**  
**Miami, Florida 33178**

Reception Begins 5:30 PM  
 For Outstanding Achievement in Miami-Dade County Law Enforcement  
 To benefit the Police Officer Assistance Trust

**NORTH BAY VILLAGE POLICE DEPARTMENT'S SPECIALIZED OPERATIONS UNIT: OFFICER NORLAN BENITEZ AND OFFICER MIKE PRYOR LEO AWARD NOMINATION – SPECIALIZED SERVICES (Category 1)**

For the past year, the North Bay Village Police Department has put in motion many initiatives that began as “wish list” goals in 2016 in an effort to transform the Agency into a highly professional organization. One of the areas targeted was the creation of Specialized Operations Unit to expand Police services for the community, significantly increase productivity and maximize efficiencies. The specialized areas considered and subsequently implemented through the 2017 budget included Marine Patrol and Traffic Enforcement Team/Motor Officer. The recently passed 2018 budget has now added a K-9 assignment to the Specialized Operations Unit of the Police Department. Although Police Officers have been selected for all the new specialized assignments, Officer Norlan Benitez is being recognized for his work with traffic enforcement and Officer Mike Prior is being recognized for his work with Marine Patrol in 2017.

**OFFICER NORLAN BENITEZ** – Officer Benitez joined the North Bay Village Police Department in March 2016 after serving with the Opa-Locka Police Department, where he was assigned to Uniform Patrol and then to Motors during his nearly five years there. The addition of Officer Benitez immediately brought a very talented individual with a tremendous amount of positive energy and exemplary attitude to the Police Department. In a subsequent conversation with Opa-Locka Police Chief James Dobson regarding Officer Benitez, he commented that we had picked up one of his “best guys”.

Upon joining the North Bay Village Police Department, Officer Benitez immediately demonstrated a passion for traffic enforcement. With a major thoroughfare that connects Miami and Miami Beach, 79<sup>th</sup> Street / Kennedy Causeway, approximately 40,000 vehicles traverse through North Bay Village on a daily basis. Prior to Officer Benitez’ arrival, a major challenge for the community and constant outcry from the residents, had always been for significant traffic enforcement and increased visibility throughout the Village.

With a clear message delivered and received for a response to this ongoing and dangerous public safety concern, which had gone ignored for such a long time, a traffic initiative was immediately created with the implementation of a Traffic Enforcement Team. Leading this group of highly motivated individuals has been Officer Benitez, who instantaneously became the informal leader of the Team. In order to maximize the Team’s ability to have a significant impact on all areas of traffic enforcement and become a highly productive group, Officer Benitez coordinated the assignment of new “slick top” and “ghost wrap” vehicles for the Team.

The Traffic Enforcement Team responded to this assignment by making a swift and unprecedented impact on the causeway, as well as the entire Village, with traffic blitzes, traffic checkpoints and other traffic related initiatives. Over the past year, Officer Benitez has led the Team and all other NBVPD Officers with traffic enforcement statistics that exceed 1,000 citations. Their combined efforts have led to double and in some cases, triple, the traffic enforcement numbers averaged in the Village on peak years. For the first time in decades, the residents in the community began commenting on how commuters are now slowing down and obeying the speed limits when they enter North Bay Village.

In addition to his regular duties, Officer Benitez consistently volunteers with any traffic related operational and administrative duties. As a result, he has been tasked with the tracking and management of grants, as well as programs such as Click It or Ticket, Put it Down, Texting and Driving, and Drive Sober or Get Pulled Over. He is also tasked with the review of all crash reports written by our Agency. Officer Benitez openly shares his excitement for this extremely important area of public safety

with his co-workers. His enthusiasm is contagious and he motivates others by the excellent example he sets.

A new addition for the North Bay Village Police Department recently was to bring Motors back to the Agency. With his knack for traffic enforcement and prior experience as a Motor Officer, Officer Benitez instantly became the leading candidate for this new position. After vetting the candidates who applied for the position, Officer Benitez was eventually selected and is now assigned to the Motor Unit as part of the Traffic Enforcement Team. In that capacity, Officer Benitez has further advanced the traffic enforcement capabilities of the Department and maximized our visibility as well as presence throughout the Village.

After years of apathy, Officer Benitez' has played a vital role in helping to make traffic enforcement relevant again in North Bay Village. His presence has sent a strong and powerful message to the public, as motorists are definitely thinking twice about speeding in our Village. In addition to our roadways, Officer Benitez has also shown a strong presence in our school zones in an effort to reduce traffic infractions and ensure the safety of the children and public in general.

Officer Benitez' unquenchable thirst to expand and develop his skill set with traffic enforcement led him to attend a challenging DRE school, which he recently completed and successfully passed. In addition to his patrol and traffic responsibilities, Officer Benitez has demonstrated his versatility beyond the area of traffic enforcement and recently availed himself to voluntarily attend in-service Marine Patrol training. Officer Benitez made this selfless effort in order to assist the Department with an area of need by becoming a back-up resource and will soon become a certified Marine Patrol Officer.

Miami Beach Police Chief Dan Oates described it best after Officer Benitez was deployed to assist his Agency with an Urban Beach Weekend detail. Chief Oates, who was surprised to learn that Officer Benitez was the only NBVPD Officer assigned to a specific section of South Beach, commented that he wrote more traffic tickets than the entire combined group of Officers he was working with over that extremely busy period. Officer Benitez is an exemplary Police Officer and is a credit to our Organization. Although he works closely with his Traffic Enforcement Team, Officer Benitez is a one man "Traffic Nightmare" for motorists who violate the law in North Bay Village.

**OFFICER MIKE PRYOR** – After a long and distinguished career of almost three decades with the Miami Beach Police Department, most of which he was assigned to the Marine Patrol Unit, Officer Mike Pryor brought his extensive experience to the North Bay Village Police Department when he joined the Agency in March of 2016 to start up a new Marine Patrol Unit. Immediately upon his arrival, Officer Pryor hit the ground running and began the process of addressing all areas required to properly implement and roll out this specialized unit initiative. The process included getting the vessel properly prepared for reliable enforcement operations, finding a permanent home to safely house and stage the vessel for rapid response, and also re-establishing all his connections with local, state and federal Marine Patrol partners.

Officer Mike Pryor is currently assigned to our Marine Patrol Unit as a Part Time Police Officer, but he has also been assigned to other Patrol related duties when necessary. Since joining the North Bay Village Police Department, Officer Pryor has represented our Agency with distinction on numerous occasions to include, the Fort Lauderdale Winterfest Boat Parade, the Fort Lauderdale Air and Sea Show, and Miami Beach K-9 Knights. He also assisted the Miami Beach Police Department during the recent Memorial Day Weekend (Urban Beach weekend) providing invaluable support to their Marine Patrol

Unit with their Inaugural Air and Sea Show. Officer Pryor routinely works with and assists other area Agencies with their Marine Patrol needs for a variety of reason to include back up assistance or to fill a void when that resource is unavailable to them, as he did with Sunny Isles Beach Police in response for an extended request to help them out.

As a waterlocked community, Officer Pryor has made his strong presence felt with all the waterfront residents and businesses of North Bay Village. He has done so by responding to calls, conducting waterway/vessel violation enforcement, apprehending criminals, providing back up assistance, conducting perimeter searches, providing routine patrols and consistently exhibiting excellent community policing activities...all from the vessel. As such, Officer Pryor is always strategically included with Marine Patrol coverage for any Village events to ensure waterside concerns are always addressed. During Hurricane Irma preparations and recovery phases, Officer Pryor worked closely with our Code Enforcement Unit and Village residents/businesses to secure property, identify hazards, conduct damage assessments, assist with any salvage efforts and provide a variety of other public safety services.

In addition to his Marine Patrol and other Patrol related responsibilities, Officer Pryor also provides basic and advanced training to local, State, and Federal Law Enforcement Officers. Officer Pryor's experience and skill set is constantly in high demand by Law Enforcement Agencies throughout the country to instruct tactical marine patrol classes. During a counter-terrorism exercise held in the Village earlier this year in conjunction with the Miami Dade School Board Police Department, Officer Pryor exhibited his talents when he successfully responded to a waterside event scenario. Additionally, Officer Pryor has selflessly decided to share his extensive knowledge with his co-workers at NBVPD and has developed an in-service training program to expand our Marine Patrol capabilities...with two Officers having been certified through this program to date.. His proficiency and expertise in this highly challenging specialized area of Police work has made Officer Pryor one of the most respected members of our law enforcement community.

As a South Florida Law Enforcement agency pursuing excellence in every area of public safety, the North Bay Village Police Department is fortunate to have two incredibly proven Police Officers who possess tremendous skill sets in the specialized functions of Traffic Enforcement and Marine Patrol. Both Officer Benitez and Officer Pryor are highly respected by their peers, supervisors and throughout the Law Enforcement community. They both make tremendous impacts in and around the community they serve through their amazing productivity, incredible service, and their unwavering commitment to their chosen public safety profession.

It is with great pride and pleasure that the North Bay Village Police Department nominates Officer Norlan Benitez and Officer Mike Pryor for the 2017 L.E.O. Specialized Services Award.



**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:** November 30, 2017

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

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

**PRESENTED BY STAFF:** Norman Powell, Village Attorney  
Yvonne P. Hamilton, Village Clerk

**SUBJECT:** Ordinance Amending the November 6, 2018 General Election Qualifying Period

**RECOMMENDATION:**

It is recommended that the Village Commission consider the attached Ordinance on first reading to change the qualifying dates for the November 6, 2018 General Election to 8:00 a.m. on July 19, 2018 to 5:00 p.m. on August 17, 2018.

**BACKGROUND:**

It is customary for North Bay Village to change its General Election qualifying date to accommodate Miami-Dade County Elections Department in meeting the statutory deadline for the mailing of overseas absentee ballots 45 days prior to the election.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

Pursuant to Section 5.05 of the Village Charter, which requires qualifying to commence no sooner than 75 days prior to the election date and no later than 45 days prior to the election date, qualifying should begin on August 23, 2018 and end on September 22, 2018. Section 100.3605(2) authorizes municipalities to change their qualifying dates by the adoption of an Ordinance.

By the attached letter dated October 27, 2017, the Miami-Dade Elections Department has requested that the Election Qualifying Dates for the November 6, 2018 General Election ends no later than August 27, 2018. Staff recommends that the qualifying period commences at regular business hours at 8:00 a.m. on July 19, 2018 to 5:00 p.m. on August 17, 2018. There will be no supplemental qualifying period, since the Miami-Dade County Elections Department will not accept qualifying documents after the deadline of August 27, 2017. Adoption of the ordinance to set the qualifying dates will repeal all conflicting code provisions.

**BUDGETARY IMPACT:**

There will be no cost to amend the ordinance.

**PERSONNEL IMPACT:**

There is no personnel impact regarding amendment of the ordinance.

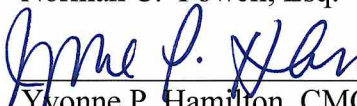
**CONTACT:**

Yvonne P. Hamilton, Village Clerk  
Norman Powell, Village Attorney



**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:** December 27, 2017  
**TO:** Frank K. Rollason  
Village Manager  
**FROM:** Norman C. Powell, Esq.  
  
Yvonne P. Hamilton, CMC  
**SUBJECT:** Introduction of Ordinance

---

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

**AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, SETTING THE QUALIFYING DATES FOR THE NOVEMBER 6, 2018 GENERAL ELECTION AS PROVIDED FOR UNDER CHAPTER 100, SECTION 100.3605(2) OF THE FLORIDA STATUTES; PROVIDING DIRECTIONS FOR THE VILLAGE CLERK; PROVIDING FOR REPEALER, SEVERABILITY, PROVIDING FOR CONFLICTING ORDINANCES OR RESOLUTIONS; AND AN EFFECTIVE DATE.**

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

NCP/YPH

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose R. Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, SETTING THE QUALIFYING DATES FOR THE NOVEMBER 6, 2018 GENERAL ELECTION AS PROVIDED FOR UNDER CHAPTER 100, SECTION 100.3605(2) OF THE FLORIDA STATUTES; PROVIDING DIRECTIONS FOR THE VILLAGE CLERK; PROVIDING FOR REPEALER, SEVERABILITY, PROVIDING FOR CONFLICTING ORDINANCES OR RESOLUTIONS; AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY NORMAN POWELL/VILLAGE CLERK YVONNE P. HAMILTON)**

**WHEREAS**, Section 5.05(A) of the Village Charter provides that candidates for the office of Mayor or Commissioner shall qualify with the Village Clerk no sooner than seventy-five (75) days prior to the election date and no later than forty-five (45) days prior to the date of the General Election; and

**WHEREAS**, the qualifying dates for the November 6, 2018 General Election will be August 23, 2018 through September 22, 2018 pursuant to Section 5.05 of the Village Charter; and

**WHEREAS**, Florida Statutes 101.62(4)(a), provides that absentee ballots must be mailed to overseas voters forty-five (45) days prior to the General Election; and

**WHEREAS**, the Miami-Dade Elections Department has imposed an August 27, 2018 deadline for submittal of all qualifying documents for the November 6, 2018 General Election to allow sufficient time to prepare, print, and mail absentee and write-in ballots to overseas voters by the statutory deadlines; and

**WHEREAS**, Chapter 100, Section 100.3605(2) of the Florida Statutes authorizes municipalities to change their qualifying dates by the adoption of an Ordinance; and

**WHEREAS**, revising the Village's election qualifying dates is necessary to meet the deadlines for ballot preparation imposed by the Elections Department and will benefit the Village in providing a more efficient election.



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

**Section 1. Recitals.** The foregoing whereas clauses are hereby ratified and confirmed as being true; and the same are hereby made a specific part of this Ordinance.

**Section 2. Qualifying Dates Set.** The qualifying dates for the November 6, 2018 General Municipal Election shall be from 8:00 a.m. on July 19, 2018 to 5:00 p.m. on August 17, 2018; and there shall be no further qualifying dates for this election.

**Section 3. Supplemental Qualifying Period.** The Commission hereby accepts that there shall be one qualifying period, and there shall be no supplemental qualifying period.

**Section 4. Unopposed Candidates Elected.** If only one candidate for an elected office remains on the ballot after the close of qualifying, said candidate shall be declared elected and no election for that office shall be required.

**Section 5. Repeal.** That all ordinances or parts of ordinances, resolutions or parts of resolutions in conflict herewith are repealed to the extent of such conflict.

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

**Section 8. Direction to Village Clerk.** The Village Clerk is hereby directed to submit a copy of this Ordinance to the Miami-Dade County Elections Department immediately after adoption and to transmit all appropriate qualification documentation received within the qualification period herein established to the Miami-Dade County Elections Department by August 27, 2018.

**Section 8. Effective Date.** That this Ordinance shall be effective immediately upon adoption on second reading.

The foregoing Ordinance 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:

**THE VOTES WERE AS FOLLOW:**

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

**APPROVED ON FIRST READING** during a regular session of the North Bay Village Commission Meeting this \_\_\_\_ day of \_\_\_\_\_ 2018.

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

**FINAL VOTE ON ADOPTION:**

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

**PASSED AND ENACTED** by the Commission of North Bay Village this \_\_\_\_ day of \_\_\_\_\_ 2018.

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

ATTEST:

---

Yvonne Hamilton, Village Clerk

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

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Norman C. Powell, Esq.  
Village Attorney

North Bay Village Ordinance-Change of Qualifying Dates for the November 6, 2018 General Election.



**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:** December 7, 2017

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

**FROM:** Norman C. Powell  
Interim Village Attorney

Yvonne P. Hamilton  
Village Clerk

**SUBJECT:** Introduction of Resolution

---

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

**AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, SETTING THE QUALIFYING DATES FOR THE NOVEMBER 6, 2018 GENERAL ELECTION AS PROVIDED FOR UNDER CHAPTER 100, SECTION 100.3605(2) OF THE FLORIDA STATUTES; PROVIDING DIRECTIONS FOR THE VILLAGE CLERK; PROVIDING FOR REPEALER, SEVERABILITY, PROVIDING FOR CONFLICTING ORDINANCES OR RESOLUTIONS; AND AN EFFECTIVE DATE.**

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

/yph

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Jose R. Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**



**Elections**  
2700 NW 87th Avenue  
Miami, Florida 33172  
T 305-499-VOTE F 305-499-8547  
TTY: 305-499-8480

[miamidade.gov](http://miamidade.gov)

October 23, 2017

Yvonne P. Hamilton  
Village Clerk  
North Bay Village  
1700 Kennedy Causeway, Suite 132  
North Bay Village, FL 33141

Dear Ms. Hamilton:

The North Bay Village General Election is scheduled on November 6, 2018, in conjunction with the Gubernatorial Election. Your qualifying period is currently scheduled for August 23, 2018 through September 23, 2018. The Elections Department is bound by the Elections Laws of the State of Florida, which require the mailing of overseas vote-by-mail ballots to commence 45 days prior to the election. With this in mind, in order for the Elections Department to prepare, quality assure, print and adhere to statutory deadlines, we kindly request that your Board revise the candidate qualifying period to end no later than August 27, 2018.

Your attention to this request is greatly appreciated so that we can proceed with our preparations for the 2018 election cycle. Should you have any questions or concerns, please feel free to contact me directly at 305-499-8509 or Elizabeth Prieto, Elections Coordination Manager, at 305-499-8405.

Sincerely,

A handwritten signature in blue ink, appearing to read "Christina White". The signature is stylized and fluid.

Christina White  
Supervisor of Elections  
Miami-Dade Elections Department

## ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AMENDING SECTION 70 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED "TRAFFIC AND PARKING REGULATIONS"; BY CREATING SECTION 70.06 REGARDING PARKING REGULATIONS FOR STREETSWEeping; AMENDING SECTION 153.04 ENTITLED "SCHEDULE OF CIVIL PENALTIES; PROVIDING FOR ENFORCEMENT; PENALTIES; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

**WHEREAS**, Street Sweeping keeps our community clean and safe by removing the dirt, metals, petroleum products, garbage and vegetation that regularly collect on our streets. Removing these materials is important because they could end up in our storm drains and eventually into the bay. Keeping the storm drains clear not only helps to reduce pollution, but also reduces the likelihood of flooding during heavy rain; and

**WHEREAS**, North Bay Village will be implementing a Street Sweeping Parking Restriction Enforcement Program; and

**WHEREAS**, vehicles will need to be removed to require a clear path to sweep the streets.

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

**Section 1. Village Code Amended.** Section 70.06 of the North Bay Village Code of Ordinances, entitled "Parking Regulations for Street Sweeping" is hereby created to read as follows:

Section. 70.06. – Parking Regulations for Street Sweeping.

- A. These regulations shall apply to Treasure Island only. Alternate side parking. For the purposes of this section, the term "week" shall designate a period beginning on Sunday at 8:00 p.m. and ending 7 calendar days later at 7:59 p.m. on Sunday.
1. No vehicles shall be parked on the side of the streets, drives, or avenues with even-numbered addresses from 10:00 a.m. to 2:00 p.m. on the first and third Tuesday of the month during street sweeping.
  2. No vehicles shall be parked on the side of the streets, drives, or avenues with odd numbered addresses from 10:00 a.m. to 2:00 p.m. on the first and third Thursday of the month during street sweeping.

- (3) This section shall not be interpreted to imply permit or authorize parking in any area in which parking is otherwise prohibited by Village ordinances.
- (4) Exempt streets: Pirates Alley and 79<sup>th</sup> Street Causeway.
- (5) The Village Manager, or his designee, may exempt streets as necessary.
- (6) Citations will be issued to vehicles that block the path of the sweeper.
- (7) Vehicles may be moved back once the sweeper has passed, regardless of time.

B. Prior to the beginning of the street sweeping program, the North Bay Village Public Works Department shall provide thirty (30) days' notice on the North Bay Village website, and by placing flyers with detailed instructions in English, Creole and Spanish, requiring the moving of vehicles on street sweeping days, on cars parked in the public right-of-ways, on any island where street sweeping operations are scheduled.

C. The Village shall enforce the provisions in this section. Warning citations will be issued to vehicles not moved during the first and second cycles of the initial start of the street sweeping program. Failure to remove vehicles on the third cycle will result in the imposition of a fine as outlined in Section 153.04 of the Village Code of Ordinances. Continued violations of the same vehicle may result in towing.

Section. 153.04, Schedule of Civil Penalties is hereby amended as follows:

Section	Description of Violation	
70.06	Vehicles blocking path of Street Sweeper	\$28.00

**Section 2. Repeal.** All ordinances or parts of ordinances, resolutions or parts of resolutions in conflict herewith are repealed to the extent of such conflict.

**Section 3. Severability.** The provisions of this Ordinance are declared to be non-severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall render this Ordinance void in its entirety.

**Section 4. Inclusion in the Code.** It is the intention of the Village Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of North Bay Village; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and that the word "Ordinance" shall be changed to "Section" or other appropriate word.

**Section 5. Effective Date.** This Ordinance shall be effective immediately upon enactment on second reading.

The foregoing Ordinance 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:

**THE VOTES WERE AS FOLLOW:**

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

**APPROVED ON FIRST READING** during a regular session of the North Bay Village Commission Meeting this \_\_\_\_ day of \_\_\_\_\_ 2017.

The foregoing Ordinance 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 ON ADOPTION:**

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

**PASSED AND ENACTED** by the Commission of North Bay Village this \_\_\_\_ day of \_\_\_\_\_ 2017.

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

ATTEST:

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



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

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Norman C. Powell, Esq.  
Village Attorney

North Bay Village Ordinance-Street Sweeping Program.



**North Bay Village**

Administrative Offices

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

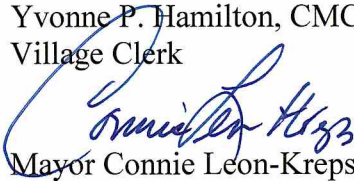
Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

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

**DATE:** November 30, 2017

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

**FROM:**   
Mayor Connie Leon-Kreps

**SUBJECT:** Introduction of Ordinance

---

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

**AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AMENDING SECTION 70 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED "TRAFFIC AND PARKING REGULATIONS"; BY CREATING SECTION 70.06 REGARDING PARKING REGULATIONS FOR STREETSWEeping; AMENDING SECTION 153.04 ENTITLED "SCHEDULE OF CIVIL PENALTIES; PROVIDING FOR ENFORCEMENT; PENALTIES; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE.**

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

CLK: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, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST RYAN WHIDBY CONCERNING THE PROPERTY AT 7509 ADVENTURE AVENUE, NORTH BAY VILLAGE, FL 33141; 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 MANAGER FRANK K. ROLLASON)**

**WHEREAS**, North Bay Village Code Enforcement issued Citations 2460, 2461, and 2462 against Ryan Whidby, 7509 Adventure Avenue, North Bay Village, FL 33141, for violation of Sections 94.02(1)(A), 99.01(A)(2), and 152.042(L)(2) for failure to maintain the property and sidewalk obstruction.

**WHEREAS**, on June 10, 2015, the Code Enforcement Special Master of North Bay Village issued an Order of Enforcement of said citation under Case No. CE 15-001, imposing fines that have accrued to the amount \$166,275.00; and

**WHEREAS**, in exchange for the payment of the sum of \$99,765.00 in accordance with the terms and conditions of the settlement, the Village will settle Case # CE-15-001 and Citations 2460, 2461, and 2462, 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 \$99,765.00 in the matter of the Code Enforcement Fines against Ryan Whidby, concerning the property at 7509 Adventure Avenue, North Bay Village, FL 33141.

**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 Andreana Jackson	_____

PASSED and ADOPTED this 9th day of January 2018.

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

**ATTEST:**

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

**APPROVED AS TO FORM:**

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Norman C. Powell, Esq.  
Village Attorney

North Bay Village Resolution: Code Enforcement Settlement Agreement with 7509 Adventure Avenue



**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:** December 27, 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 Ordinance

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST RYAN WHIDBY CONCERNING THE PROPERTY AT 7509 ADVENTURE AVENUE, NORTH BAY VILLAGE, FL 33141; 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**

**7509 ADVENTURE AVENUE  
VILLAGE BACK-UP FOR MITIGATION REQUEST  
AT  
VILLAGE COMMISSION MEETING ON JANUARY 9, 2018**

PAGES

1. PAGE 1 OF CODE CASE HISTORY
2. PAGE 2 OF CODE CASE HISTORY
3. PAGE 3 OF CODE CASE HISTORY
4. COPY OF WARNING ISSUED ON 9/16/2014
5. COPY OF CITATION # 2460 ISSUED ON 11/13/2014 FOR WEEDS & DEAD PLANT LIFE
6. COPY OF CITATION # 2461 ISSUED ON 11/13/2014 FOR SIDEWALK OBSTRUCTION
7. COPY OF CITATION # 2462 ISSUED ON 11/13/2014 FOR PARKING AREA SURFACE IN DISREPAIR
8. COPY OF ENVELOPE CONTAINING CITATIONS - CERTIFIED MAIL & RECEIPT
9. COPY OF REAL ESTATE TAX RECORDS FROM MIAMI-DADE COUNTY
10. PICTURES TAKEN ON 11/13/2014 AT TIME CITATIONS WERE ISSUED
11. PICTURES TAKEN ON 11/13/2014 AT TIME CITATIONS WERE ISSUED
12. PICTURES TAKEN ON 11/13/2014 AT TIME CITATIONS WERE ISSUED
13. PICTURES TAKEN ON 11/13/2014 AT TIME CITATIONS WERE ISSUED
14. FOLLOW-UP PICTURES TAKEN ON 6/9/2015
15. FOLLOW-UP PICTURES TAKEN ON 6/9/2015
16. FOLLOW-UP PICTURES TAKEN ON 6/9/2015
17. FOLLOW-UP PICTURES TAKEN ON 6/9/2015
18. FOLLOW-UP PICTURES TAKEN ON 6/9/2015
19. FOLLOW-UP PICTURES TAKEN ON 6/9/2015
20. LETTER FROM VILLAGE CLERK ATTACHED TO ORDER OF ENFORCEMENT
21. PAGE 1 OF ORDER OF ENFORCEMENT
22. PAGE 2 OF ORDER OF ENFORCEMENT
23. PAGE 3 OF ORDER OF ENFORCEMENT
24. PAGE 4 OF ORDER OF ENFORCEMENT
25. E-MAIL RECEIVED FROM PROPERTY OWNER DATED 8/5/2015
26. PICTURE OF REPAIRED DRIVEWAY/PARKING AREA TAKEN ON 2/2/2017
27. LETTER FROM MAURICE MURRAY TO THE PROPERTY OWNER DATED 8/9/2017
28. PAGE 1 OF LETTER FROM PROPERTY OWNERS ATTORNEY REQUESTING MITIGATION
29. PAGE 2 OF LETTER FROM PROPERTY OWNERS ATTORNEY REQUESTING MITIGATION
30. COPY OF SEWER CAP PERMIT ISSUED ON 12/15/2015
31. COPY OF DEMOLITION PERMIT ISSUED ON 11/14/2017

## 7509 ADVENTURE AVENUE

### CASE HISTORY

DATE	COMMENTS
SEPTEMBER 16, 2014	CE-14568 CIVIL INFRACTION NOTICE POSTED FOR 1. LANDSCAPING NOT MAINTAINED. 2. WEEDS.3. OVERGROWTH. 4. SIDEWALK OBSTRUCTED BY OVERGROWTH. 5. DRIVEWAY IN DISREPAIR
OCTOBER 3, 2014	CE-14624 CIVIL INFRACTION NOTICE POSTED FOR LARGE PILE OF YARD WASTE DUMPED ON VILLAGE STREET.
NOVEMBER 13, 2014	CE-14568 CITATION # 2460 ISSUED FOR WEEDS & DEAD PLANT LIFE. CITATION # 2461 ISSUED FOR SIDEWALK OBSTRUCTED BY OVERGROWTH FROM THE PROPERTY. CITATION # 2462 ISSUED FOR PARKING AREA SURFACE IN DISREPAIR
NOVEMBER 13, 2014	CE-14717 CIVIL INFRACTION NOTICE ISSUED FOR 1. TRASH, RUBBISH & DEBRIS ON THE PROPERTY 2. TRASH CAN IN FRONT YARD 3. PEELING PAINT 4. ROTTED EXTERIOR DOOR
DECEMBER 28, 2014	PROPERTY LOOKS A LOT WORSE, CONTINUE FINES, TOOK PICTURES
JANUARY 5, 2015	PROPERTY LOOKS A LOT WORSE, CONTINUE FINES, TOOK PICTURES
JANUARY 31, 2015	PROPERTY LOOKS A LOT WORSE, CONTINUE FINES, TOOK PICTURES
MARCH 1, 2015	SOME EFFORT IS BEING MADE TO DO SOME CLEAN UP, CONTINUE FINES
JUNE 9, 2015	WEEDS & DEAD PLANT LIFE REMAIN, SIDEWALK IS STILL OBSTRUCTED, THE PARKING AREA IS STILL IN DISREPAIR, TOOK PICTURES, CONTINUE FINES.
JUNE 10,2015	CITATION # 2460 FOR WEEDS AND DEAD PLANT LIFE WAS ISSUED ON 11/13/14 WITH AN INITIAL FINE OF \$200.00. IT STARTED ACCRUAL ON 11/24/14 AND RAN FOR 99 DAYS TO TODAY'S HEARING DATE = \$200.00 X 99 = \$19,800 + \$200.00 + HEARING COSTS OF \$75.00. TOTAL DUE TO HEARING DATE = \$20,275.00 + REQUESTED ACCRUAL UNTIL THE PROPERTY IS BROUGHT INTO COMPLIANCE  CITATION # 2461 FOR SIDEWALK OBSTRUCTED BY OVERGROWTH FROM THE PROPERTY WAS ISSUED ON 11/13/14 WITH AN INITIAL FINE OF \$50.00. IT STARTED ACCRUAL ON 11/24/14 AND RAN FOR 99 DAYS TO TODAY'S



	<p>HEARING DATE = \$50.00 X 99 = \$4,950 + \$200.00 + HEARING COSTS OF \$75.00. TOTAL DUE TO HEARING DATE = \$5,225.00 + REQUESTED ACCRUAL UNTIL THE PROPERTY IS BROUGHT INTO COMPLIANCE</p> <p>CITATION # 2462 FOR PARKING AREA SURFACE IN DISREPAIR WAS ISSUED ON 11/13/14 WITH AN INITIAL FINE OF \$200. IT STARTED ACCRUAL ON 11/24/14 AND RAN FOR 99 DAYS TO TODAY'S HEARING DATE = \$200.00 X 99 = \$19,800 + \$200.00 + HEARING COSTS OF \$75.00. TOTAL DUE TO HEARING DATE = \$20,275.00 + REQUESTED ACCRUAL UNTIL THE PROPERTY IS BROUGHT INTO COMPLIANCE</p> <p>\$20,275 + \$5,225 + \$20,275 = TOTAL DUE TO TODAY \$45,775</p>
JUNE 10, 2015	<p>SPECIAL MAGISTRATE HEARING TODAY. RESULTS ARE \$45,775.00 IMPOSED WITH ACCRUING FINES OF:</p> <p>CITATION # 2460 (WEEDS &amp; DEAD PLANT LIFE)= \$200</p> <p>CITATION # 2461 (SIDEWALK OBSTRUCTED BY OVERGROWTH FROM PROPERTY)= \$50</p> <p>CITATION # 2462 (PARKING AREA SURFACE IN DISREPAIR) = \$200 – MURRAY</p> <hr/> <p>CE-15255 NEW NOTICE ISSUED TODAY BY OFFICER TOVAR FOR WORK WITHOUT PERMITS – TYLER 00552.</p>
JUNE 13, 2015	<p>MET WITH LANDSCAPING CONTRACTOR MR. FREIE DOUGHTY (954) 732-9437 AT THE PROPERTY. I GAVE HIM MY BUSINESS CARD AND DISCUSSED THE CODE VIOLATIONS. HE STATED HE WILL BE MEETING WITH THE OWNER ON MONDAY AND WILL ADVISE HIM OF OUR DISCUSSION AND CONTACT INFORMATION. LANDSCAPING CLEAN UP IS IN PROGRESS</p>
JULY 9, 2015	NO FURTHER IMPROVEMENTS
JULY 14, 2015	NO FURTHER IMPROVEMENTS
AUGUST 3, 2015	DRIVEWAY STILL IN DISREPAIR, CONTINUE FINES
AUGUST 14, 2015	DRIVEWAY STILL IN DISREPAIR, CONTINUE FINES
AUGUST 19, 2015	DRIVEWAY STILL IN DISREPAIR, CONTINUE FINES
AUGUST 19, 2015	<p>FINE CALCULATION:</p> <p>CITATION # 2460 = COMPLIED 6/13/15 FINES DUE ARE \$20,275 WITH 2 ADDITIONAL DAYS ACCRUAL = \$400.00 TOTAL = \$20,675.00</p> <p>CITATION # 2461 = COMPLIED 6/13/15 FINES DUE ARE \$5,225.00 WITH 2 ADDITIONAL DAYS ACCRUAL = \$100.00 TOTAL = \$5,325.00</p> <p>CITATION # 2462 = NOT IN COMPLIANCE FINES DUE UP TO AND INCLUDING TODAY ARE = \$34,275.00</p> <p>GRAND TOTAL DUE TO TODAY = \$60,275.00</p>

	SENT AN E-MAIL UPDATE TO THE PROPERTY OWNER - MURRAY
SEPTEMBER 10,2015	NO IMPROVEMENTS TO DRIVEWAY, CONTINUE FINES, TOOK PICTURES. MURRAY
SEPTEMBER 14,2015	NO IMPROVEMENTS TO DRIVEWAY, CONTINUE FINES, TOOK PICTURES. MURRAY
OCTOBER 6, 2015	NO IMPROVEMENTS TO DRIVEWAY, CONTINUE FINES, TOOK PICTURES. MURRAY
OCTOBER 18, 2015	FINE CALCULATION UP TO AND INCLUDING TODAY CITATION # 2460 = \$20,675.00 CITATION # 2461 = \$5,325.00 CITATION # 2462 = \$46,275.00 FINES ARE STILL ACCRUING @ \$200.00 PER DAY ON THIS VIOLATION GRAND TOTAL DUE TO TODAY = \$72,275.00 IN TYLER UNDER # 00676 - MURRAY
DECEMBER 9, 2016	TOTAL FINES UP TO & INCLUDING TODAY IS \$155,475.00 - MURRAY
FEBRUARY 2, 2017	TODAY I NOTICED THE DRIVEWAY REPAIRED. STOP FINES AS OF YESTERDAY. FINE CALCULATION: CITATION # 2460 = \$20,675.00 CITATION # 2461 = \$5,325.00 CITATION # 2462 = \$140,275.00 GRAND TOTAL DUE TO TODAY = \$166,275.00 IN TYLER UNDER # 00676 - MURRAY
DECEMBER 20, 2017	I MET WITH THE PROPERTY OWNERS ATTORNEY TODAY AT THE VILLAGE OFFICES AND DISCUSSED THE CASE. THE FINE REDUCTION REQUEST WILL GO BEFORE THE MAYOR AND VILLAGE COMMISSION AT THE COMMISSION MEETING ON JANUARY 9, 2018. - MURRAY



NORTH BAY VILLAGE CIVIL INFRACTION NOTICE

CASE NUMBER CE- 14568

TO: OWNER/ AGENT

THIS NOTICE IS ISSUED TO ADVISE YOU OF THE FOLLOWING CODE VIOLATION/S OF THE CODE OF NORTH BAY VILLAGE, MIAMI-DADE COUNTY AND/OR THE STATE OF FLORIDA

ALLEGED VIOLATION/S LOCATED AT: 7509 ADVENTURE AVENUE  
NORTH BAY VILLAGE, FLORIDA 33141-----FOLIO # 23-3209- on file

- Section 94.021(A)(1) WEEDS, DEAD PLANT LIFE OR GRASS OVER 8 INCHES HIGH
- Section 94.021(A)(2) RUBBISH, TRASH, JUNK, ABANDONED PROPERTY, DEBRIS, DEAD TREES, GROWTH OF NOXIOUS PLANTS OR WEEDS, UNSIGHTLY OR UNSANITARY MATTER
- Section 94.021(A)(3) ANY CONDITION WHERE WATER CAN STAND & BECOME A BREEDING GROUND FOR MOSQUITOES
- Section 94.021 ((B)) FAIL TO MAINTAIN SWALE IN GOOD CONDITION
- Section 94.15 (B)(1) TRASH OR RECYCLE CANS STORED IN FRONT YARD
- Section 94.15 DUMPSTER VIOLATION
- Section 96.02 FOUL ODORS EMANATING FROM PROPERTY
- Section 99.01 (A)(2) OBSTRUCTING A PUBLIC STREET, WALK OR WAY
- Section 99.01 (A)(3) THROWING TRASH OR REFUSE IN A PUBLIC STREET, SIDEWALK OR PARK
- Section 94.10(D) YARD WASTE PILE OUT EXCEEDS ALLOWED SIZE OF 3FT. X 4FT. X 5FT.
- Section 132.06(G)(1) GRAFFITI ON PROPERTY
- Section 152.055 FENCES, WALLS & HEDGES NOT MAINTAINED IN A SAFE, ATTRACTIVE CONDITION
- Section 96.11(A) MUSIC PLAINLY AUDIBLE 100 FT. FROM PROPERTY
- Section 152.042 PARKING LOT MAINTENANCE VIOLATION
- Section 151.101 PROPERTY ADDRESS VIOLATION
- Section 110.06 BUSINESS TAX/LICENSE VIOLATION
- Section 132.05(G) DETERIORATED, PEELING OR UNPAINTED SURFACES
- Section 152.060/0601/0602 POOL SAFETY VIOLATION
- Section 152 (Multiple) SIGN VIOLATION
- Section 91.02 KEEPING OR MAINTAINING WILD ANIMALS

<input checked="" type="checkbox"/>
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TO WIT: ① landscaping not maintained ② weeds ③ overgrowth  
④ sidewalk obstructed ⑤ driveway in disrepair

CORRECTIVE ACTION: Remove weeds, cut and maintain landscaping, remove  
obstructions to public sidewalk, obtain permits and repair driveway

FAILURE TO COMPLY WITH THIS NOTICE SHALL CONSTITUTE A CIVIL OFFENSE PUNISHABLE BY A CIVIL PENALTY OF NOT LESS THAN \$100.00 PER VIOLATION

CORRECT VIOLATION/S BY: 9/30/14

It is in your best interest to correct the violation/s. For further information or to discuss the terms of this notice, please contact Code Enforcement at (305) 756-7171. Failure to comply with this notice will result in further enforcement action

M. Murray  
CODE ENFORCEMENT OFFICER  
# 57

RECEIVED BY/POSTED  
PRINT NAME: \_\_\_\_\_  
TITLE: \_\_\_\_\_

9/16/14  
DATE  
0900 hrs

NORTH BAY VILLAGE  
UNIFORM CIVIL CITATION NOTICE

# 2460

Date Issued: <u>11/13/14</u>	Time Issued: <u>4:40</u> AM ( ) PM (X)	North Bay Village Officer (Print Name) <u>MURRAY</u>	Repeat Violation: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Name of Violator(s): <u>RYAN WHIDBY</u>		Folio #23-3209- <u>012-0130</u>	Courtesy Civil Infraction Notice Issued <input checked="" type="checkbox"/> Yes ( ) No
Mailing Address: <u>7509 ADVENTURE AVENUE</u> <u>North Bay Village, FL 33141</u>			
This notice summons you to answer the complaint that on <u>11/13/14</u> at <u>12:00 PM</u> (date) (time) committed a violation of Section <u>94.02(6)(1)</u> of the Code of North Bay Village, FL, or Miami-Dade County FL. To wit:			
<u>Weeds and dead plant life</u>			
at: <u>7509 ADVENTURE AVENUE</u> (location of violation)			
Corrective action: <u>Remove weeds and dead</u> <u>plant life</u>			
You Shall:			
1. Pay the Civil Penalty of \$ <u>200.00</u> on or before <u>11/23/14</u> AND correct the above violation on or before <u>11/23/14</u> ; OR			
2. Request an Administrative Appeal before a Special Magistrate to Appeal the decision of the Code Enforcement/Police Officer on or before <u>12/2/14</u> . (SEE REVERSE SIDE FOR FURTHER INSTRUCTIONS)			
IF A PERSON ELECTS TO APPEAL THE CITATION A PENALTY OF UP TO \$500.00 PER DAY MAY BE IMPOSED UPON A DETERMINATION THAT A VIOLATION WAS COMMITTED.			
IF YOU FAIL TO PAY THE CIVIL PENALTY WITHIN THE TIME LIMIT SPECIFIED ABOVE OR TO APPEAL THE FINE WITHIN 20 CALENDAR DAYS FROM RECEIPT OF THE CIVIL CITATION NOTICE, YOU SHALL BE DEEMED TO HAVE WAIVED YOUR RIGHT TO CONTEST THE CITATION AND A LIEN MAY BE RECORDED AGAINST THE PROPERTY AND THE CITATION MAY BE ENFORCED BY INITIATING AN ENFORCEMENT ACTION IN COUNTY COURT.			
THIS CIVIL PENALTY IS INITIALLY A ONE TIME FINE, HOWEVER, EACH DAY OF CONTINUED VIOLATION AFTER THE TIME PERIOD FOR CORRECTION SHALL BE DEEMED A CONTINUING VIOLATION. FOR EACH DAY THE VIOLATION CONTINUES AFTER THE TIME PERIOD FOR CORRECTION HAS RUN, AN ADDITIONAL PENALTY IN THE SAME AMOUNT AS THE FINE FOR THE ORIGINAL VIOLATION SHALL BE ADDED.			
I ACKNOWLEDGE RECEIPT OF THIS CIVIL CITATION NOTICE. I UNDERSTAND THAT ACCEPTANCE OF THIS CITATION NOTICE IS NOT AN ADMISSION OF GUILT.			
VIOLATOR		DATE	SERVICE: PERSONAL ( ) MAIL ( ) POSTING (X)
<u>M. Murray</u>		<u>256</u>	<u>11/13/14</u>
OFFICER SIGNATURE		(305) <u>256-7171</u> OR	DATE
		PHONE NUMBER	

CS 14568

NORTH BAY VILLAGE  
UNIFORM CIVIL CITATION NOTICE

# 2467

Date Issued: <u>11/13/14</u>	Time Issued: <u>4:40</u> ( ) AM (X) PM	North Bay Village Officer (Print Name) <u>MURRAY</u>	Repeat Violation: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Name of Violator(s): <u>RYAN WHIOBY</u>		Folio #23-3209- <u>012-0130</u> Courtesy Civil Infraction Notice Issued <input checked="" type="checkbox"/> Yes ( ) No	
Mailing Address: <u>7509 ADVENTURE AVENUE</u> <u>North Bay Village, FL 33141</u>			
This notice summons you to answer the complaint that on <u>11/13/14</u> at <u>4:40</u> you (date) (time) committed a violation of Section <u>99.01(A)(2)</u> of the Code of North Bay Village, FL or Miami-Dade County, FL. To wit:			
<u>Sidewalk obstructed by overgrowth from Property</u> at: <u>7509 ADVENTURE AVENUE</u> (Location of violation)			
Corrective action: <u>Remove overgrowth from</u> <u>obstructing the public sidewalk</u>			
You Shall:			
1. Pay the Civil Penalty of \$ <u>50.00</u> on or before <u>11/23/14</u> AND correct the above violation on or before <u>11/23/14</u> ; OR			
2. Request an Administrative Appeal before a Special Magistrate to Appeal the decision of the Code Enforcement/Police Officer on or before <u>12/2/14</u> . (SEE REVERSE SIDE FOR FURTHER INSTRUCTIONS)			
IF A PERSON ELECTS TO APPEAL THE CITATION A PENALTY OF UP TO \$500.00 PER DAY MAY BE IMPOSED UPON A DETERMINATION THAT A VIOLATION WAS COMMITTED.			
IF YOU FAIL TO PAY THE CIVIL PENALTY WITHIN THE TIME LIMIT SPECIFIED ABOVE OR TO APPEAL THE FINE WITHIN 20 CALENDAR DAYS FROM RECEIPT OF THE CIVIL CITATION NOTICE, YOU SHALL BE DEEMED TO HAVE WAIVED YOUR RIGHT TO CONTEST THE CITATION AND A LIEN MAY BE RECORDED AGAINST THE PROPERTY AND THE CITATION MAY BE ENFORCED BY INITIATING AN ENFORCEMENT ACTION IN COUNTY COURT.			
THIS CIVIL PENALTY IS INITIALLY A ONE TIME FINE, HOWEVER, EACH DAY OF CONTINUED VIOLATION AFTER THE TIME PERIOD FOR CORRECTION SHALL BE DEEMED A CONTINUING VIOLATION. FOR EACH DAY THE VIOLATION CONTINUES AFTER THE TIME PERIOD FOR CORRECTION HAS RUN, AN ADDITIONAL PENALTY IN THE SAME AMOUNT AS THE FINE FOR THE ORIGINAL VIOLATION SHALL BE ADDED.			
I ACKNOWLEDGE RECEIPT OF THIS CIVIL CITATION NOTICE. I UNDERSTAND THAT ACCEPTANCE OF THIS CITATION NOTICE IS NOT AN ADMISSION OF GUILT.			
VIOLATOR		DATE	SERVICE: PERSONAL ( ) MAIL POSTING <input checked="" type="checkbox"/>
<u>M. Murray</u> OFFICER SIGNATURE		<u>11/13/14</u> PHONE NUMBER (305) <u>777-7171</u> OR	<u>11/13/14</u> DATE

CE 14568

NORTH BAY VILLAGE  
UNIFORM CIVIL CITATION NOTICE

# 2462

Date Issued: 11/13/14	Time Issued: 4:40 (AM/PM)	North Bay Village Officer (Print Name) MURRAY	Repeat Violation: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Name of Violator(s): RYAN WHIDBY		Folio #23-3209-012-0130 Courtesy Civil Infraction Notice Issued <input checked="" type="checkbox"/> Yes ( ) No	
Mailing Address: 7509 ADVENTURE AVENUE North Bay Village, FL 33141			
This notice summons you to answer the complaint that on 11/13/14 at 4:40 PM you (date) (time) committed a violation of Section 152.0426(2) of the Code of North Bay Village, FL in Miami-Dade County, FL. To wit:			
at: Parking Area Surface in Disrepair 7509 ADVENTURE AVENUE (location of violation)			
Corrective action: obtain permits and Repair Driveway/Parking Surface			
You Shall:			
1. Pay the Civil Penalty of \$200.00 on or before 11/23/14 AND correct the above violation on or before 11/23/14			
OR			
2. Request an Administrative Appeal before a Special Magistrate to Appeal the decision of the Code Enforcement/Police Officer on or before 12/2/14 (SEE REVERSE SIDE FOR FURTHER INSTRUCTIONS)			
IF A PERSON ELECTS TO APPEAL THE CITATION A PENALTY OF UP TO \$500.00 PER DAY MAY BE IMPOSED UPON A DETERMINATION THAT A VIOLATION WAS COMMITTED.			
IF YOU FAIL TO PAY THE CIVIL PENALTY WITHIN THE TIME LIMIT SPECIFIED ABOVE OR TO APPEAL THE FINE WITHIN 20 CALENDAR DAYS FROM RECEIPT OF THE CIVIL CITATION NOTICE, YOU SHALL BE DEEMED TO HAVE WAIVED YOUR RIGHT TO CONTEST THE CITATION AND A LIEN MAY BE RECORDED AGAINST THE PROPERTY AND THE CITATION MAY BE ENFORCED BY INITIATING AN ENFORCEMENT ACTION IN COUNTY COURT.			
THIS CIVIL PENALTY IS INITIALLY A ONE TIME FINE, HOWEVER, EACH DAY OF CONTINUED VIOLATION AFTER THE TIME PERIOD FOR CORRECTION SHALL BE DEEMED A CONTINUING VIOLATION. FOR EACH DAY THE VIOLATION CONTINUES AFTER THE TIME PERIOD FOR CORRECTION HAS RUN, AN ADDITIONAL PENALTY IN THE SAME AMOUNT AS THE FINE FOR THE ORIGINAL VIOLATION SHALL BE ADDED.			
I ACKNOWLEDGE RECEIPT OF THIS CIVIL CITATION NOTICE. I UNDERSTAND THAT ACCEPTANCE OF THIS CITATION NOTICE IS NOT AN ADMISSION OF GUILT.			
VIOLATOR		DATE	SERVICE: PERSONAL ( ) MAIL POSTING <input checked="" type="checkbox"/>
M. Murray		11/13/14	
OFFICER SIGNATURE		(305) 755-7171 OR PHONE NUMBER	DATE

8954130

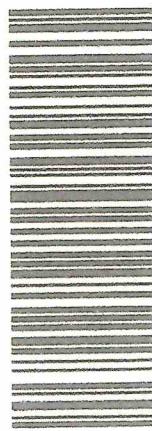
*Murphy*



NORTH BAY VILLAGE POLICE DEPARTMENT  
1841 GALLEON STREET - NORTH BAY VILLAGE, FL 33141

02 1P  
0000815996 NOV 13 2014  
MAILED FROM ZIP CODE 33141

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE  
**CERTIFIED MAIL™**



7013 3020 0001 9846 2237

RYAN WHIDBY  
7509 ADVENTURE AVENUE  
NORTH BAY VILLAGE  
FL 33141

Postal Service™  
**CERTIFIED MAIL™ RECEIPT**  
Certified Mail Only; No Insurance Coverage Provided  
For more information visit our website at www.usps.com

**OFFICIAL USE**

Postage	\$ 49
Certified Fee	3.30
Receipt Fee (if Required)	2.70
Delivery Fee (if Required)	
Postage & Fees	\$ 6.49

Postmark Here  
NOV 14 2014  
NORTH BAY VILLAGE  
CPU 33141  
USPS

Recipient Name: RYAN WHIDBY  
Address: 7509 ADVENTURE AVE.  
City: Bay Village, FL 33141

00, August, 2008 See Reverse for Instructions



Tax Collector Home Search Reports Shopping Cart

Online payment by e-checking and by credit card will be available on November 1, 2014 for real estate and tangible personal property tax payments.

We have moved. Our new address is:  
200 NW 2nd Ave, Miami, FL 33128

The information contained herein does not constitute a title search or property ownership.

**Real Estate Account At 7509 ADVENTURE AVE, North Bay Village 33141-4107**

Real Estate Account #23-3209-012-0130

Parcel details  Latest bill  Full bill history

Pay All: \$5,904.88

2014	2013	2012	2011	...	2005
\$5904.88 due	Paid	Paid	Paid		Paid

**Real Estate 2014 Annual Bill**

Print This Bill (PDF)

Miami-Dade County Tax Collector

Notice of Ad Valorem Taxes and Non-ad Valorem Assessments

Account number	Escrow code	Millage code
<input type="checkbox"/> 23-3209-012-0130	043	2300

**Pay this bill: \$5,904.88**

Amount due May be Subject to Change Without Notice

Mail payments to:  
200 NW 2nd Avenue, Miami, FL 33128

Owner  
RYAN WHIDBY  
7509 ADVENTURE AVE  
NORTH BAY VILLAGE, FL 33141

Situs address  
7509 ADVENTURE AVE  
North Bay Village 33141-4107

Legal description  
TREASURE PLAZA PB 51-87 LOT 13 BLK A LOT  
SIZE 60.000 X 119 OR ...

Full legal available:  Parcel details

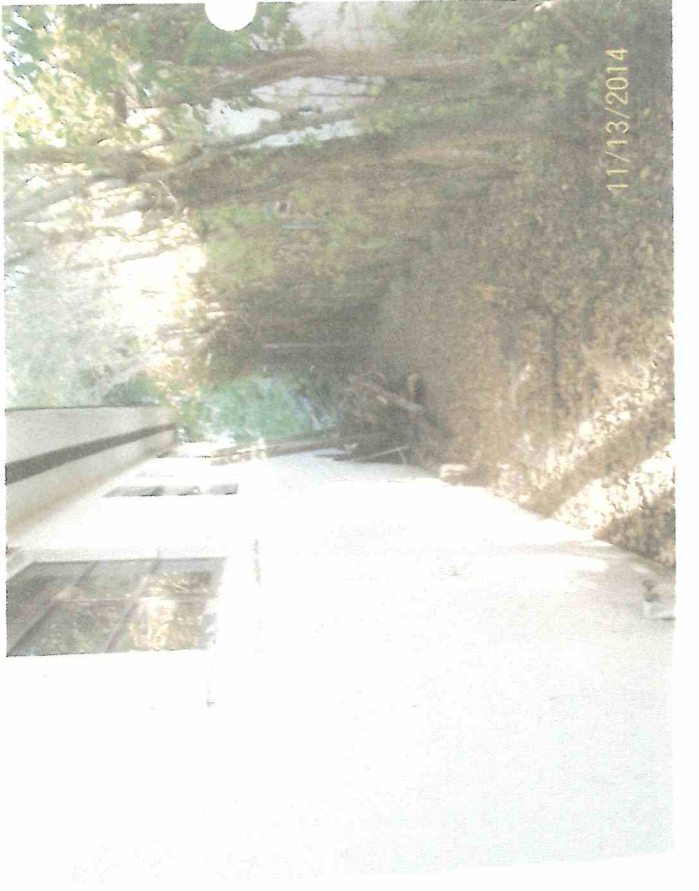
**Ad Valorem Taxes**

Taxing authority	Millage	Assessed	Exemption	Taxable	Tax
Miami-Dade School Board					
School Board Operating	7.77500	266,770	0	266,770	\$2,074.14
School Board Debt Service	0.19900	266,770	0	266,770	\$53.09
State and Other					
Florida Inland Navigation Dist	0.03450	266,770	0	266,770	\$9.20
<b>Total</b>	<b>23.05700</b>				<b>\$6,150.92</b>

129

9





10F4

W. Murray

11/13/14

7509 ADVENTURE AVENUE,



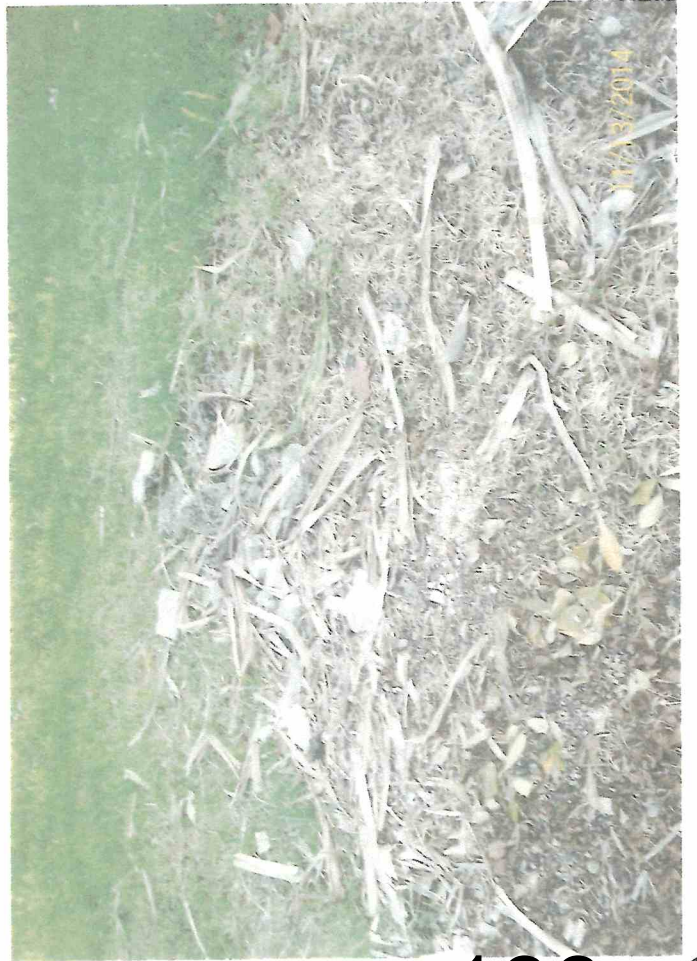
2 of 4

Dr. Murray

11/13/14

7509 Adventure Avenue,





4 of 4

St. Murray

11/13/14

WY509 Adventure Avenue



7509 Adventure Avenue

6/9/15

Dr. Murray

1 of 6



7509 Adventure Avenue  
6/9/15  
M. Murray  
2 of 6



7509 ADVENTURE AVENUE 6/9/15 J. Murray 136 16



7509 ADVENTUROUS AVENUE 6/9/15 G. Murray 1376 (17)





7509 ADVENTURE AVENUE

6/9/15 J. Murray 138 of 6

(18)



19

7509 ADVENTURE AVENUE 6/9/15 W JERRY 139 6/9/15



## 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)

June 18, 2015

Mr. Ryan Whidby  
7509 Adventure Avenue  
North Bay Village, FL 33141

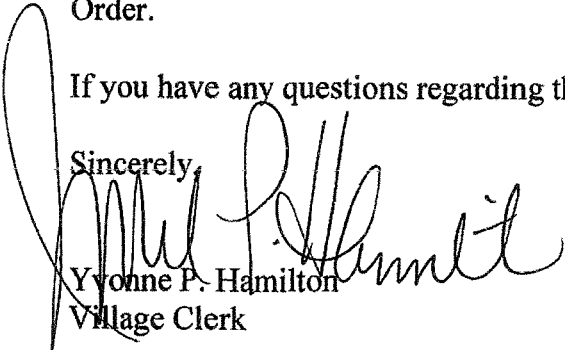
Re: Order of Enforcement  
Case No. CE 15-001

Dear Mr. Whidby:

Enclosed please find the Order of Enforcement issued by our Special Master, Norman Powell, at the June 10, 2015 hearing. Pursuant to Section 153.03 of the Village Code, the matter could be appealed to the Circuit Court within 30 days of rendition of this Order.

If you have any questions regarding this matter, please call me at (305) 756-7171.

Sincerely,

  
Yvonne P. Hamilton  
Village Clerk

/yph

Enclosure: Order of Enforcement

Mayor  
Connie Leon-Kreps

Vice Mayor  
Jorge Gonzalez

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Eddie Lim

140

20

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

**IN THE MATTER OF:**

**CASE NO. 15-001**

Ryan Whidby  
7509 Adventure Avenue  
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 not present at the hearing.

Address of Violation:       7509 Adventure Avenue  
                                      North Bay Village, FL 33141  
                                      Folio #23-3209-012-0130

Zoning Classification:       RS-2  
                                      Medium Density Single Family Residential  
                                      District  
                                      Treasure Island PB 51-87  
                                      Lot 13, Block A  
                                      Lot Size 60.119  
                                      OR 21182-1739 04 2003 1

**2. CONCLUSION OF LAW:**

That the violator identified above was adjudicated guilty of violating Sections 94.021(A)(1), 99.01(A)(2), and 152.041(L)(2) of the North Bay Village Code of Ordinances for allowing weeds and dead plant on the property, sidewalk obstruction by overgrowth of plants from the property, and parking area surface in disrepair.

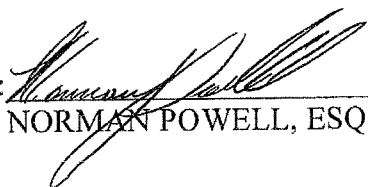
**3. IMPOSITION OF FINE:**

A fine of \$45,775 is hereby imposed plus accrual until the property is brought into compliance-Citation No. 2460-\$200, 2461-\$50, and 2462-\$200.

**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. 15-001

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)

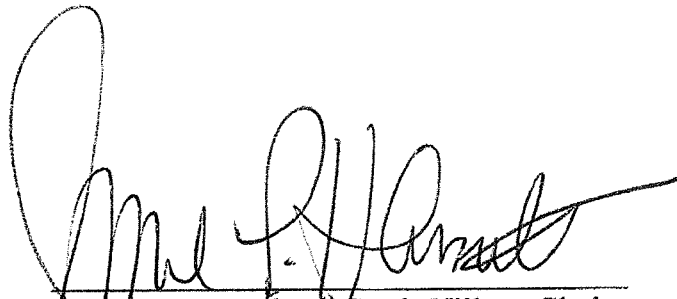


CASE NO. 15-001

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 5918 on June 18, 2015 to:

Mr. Ryan Whidby  
7509 Adventure Avenue  
North Bay Village, FL 33141

A handwritten signature in black ink, appearing to read 'Yvonne P. Hamilton', written over a horizontal line.

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

## Maurice Murray

---

**From:** Whidby, Ryan Thomas <RWhidby@med.miami.edu>  
**Sent:** Wednesday, August 05, 2015 2:46 PM  
**To:** Maurice Murray  
**Subject:** 7509 Adventure Ave.

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Good afternoon Mr. Murray,

I am the owner of the property at 7509 Adventure Ave. North Bay Village, FL 33141. I purchased the property last summer and have been planning a remodel since then. I spoke to your office quite a few months ago when I first saw a code violation to give you an update on the progress. At that time, I was working with an architect (Sal Benchetrit) to prepare drawings for city permits. I gave him permission to cut out some drywall and flooring to evaluate the current structure/foundation. He did remove an excessive amount of the interior for this task. I put a stop to it immediately and nothing has been done to the house since. There have been no renovations started or completed since I purchased the home but I have seen some recent remodel violations on the home. After working with the architect for over 7 months, he proved unable to produce drawings for city permits. I am currently in a law suit with him for misrepresentation and breach of contract.

In better news, I am working with a new architect (Luciano Castellon) and building company (Constructech Group Inc.) to produce plans so that I can submit for permits and begin work on the house as soon as possible. I am told that the drawings should be complete in the next 4-6 weeks. This home was purchased as a foreclosure and is in fairly bad shape so I am being told most will have to be demolished (pending city code). For this reason, I have not made repairs or renovations to the current structure since purchased. I have been diligently trying to get the proper drawings for the city so that I may begin the project. I did hire a company to clear the overgrowth that existed at the time of purchase and maintain the lot so as to not create an eye soar or hazards for the neighborhood. The lot itself has been maintained since I purchased the home and I have complied with all notices regarding the lot maintenance. One of the yard workers mentioned he had spoken with you and that there were a number of violations on the property. I would like to know how I can address these. As I mentioned, there have been no renovations and I am on schedule to have drawings to the city in the next few weeks so that I may actually begin work. Thank you for any information you can offer.

Best Regards,

**Ryan Whidby, MBA, CPHIMS**  
Director, Strategic Operations  
Department of Information Technology  
University of Miami Health System  
1150 NW 14<sup>th</sup> Street, Suite 501  
Miami, FL 33136  
Phone: (305) 243-1802  
[rwhidby@med.miami.edu](mailto:rwhidby@med.miami.edu)



UNIVERSITY OF MIAMI  
WALKER SCHOOL  
OF MEDICINE





7509 ADVENTURE AVENUE

DRIVEWAY Repaired, stop line accreted  
as of yesterday

Mr. Murray

2/2/2017

146

(26)



**NORTH BAY VILLAGE POLICE DEPARTMENT**

August 9, 2017

Ryan Whidby  
7509 Adventure Avenue  
North Bay Village, FL33141

Re: Permit Application

Dear Mr. Whidby:

We are in receipt of your permit application to install a temporary construction fence at your property located at 7509 Adventure Avenue, North Bay Village, Miami-Dade County, Florida 33141.

Our records indicate that there are current fines against this property for code violations in the amount of \$166,275.00. The property has complied with the case requirements relating to these fines with the exception that the fines have not been paid.

There is a second case for work without permits which would be satisfied with the demolition of the structure and the clearing of the site, obtaining all required after the fact permits and paying all associated fines and charges.

In your application you include a comment "Installation of Temporary 6' black vinyl coated chain link fence with black screen for demo and construction of new house". In an effort to assist you we have agreed as an exception to North Bay Village Code of Ordinances Section 153.01(A)(2) to issue the requested permit for the construction fence as soon as the application meets requirements and further to authorize the building department to issue all required permits for the demolition of the existing structure and associated site clearance as soon as your applications meet requirements including paying double permit fees and an \$800.00 fine. This demolition and site clearance will satisfy the 2<sup>nd</sup> case referenced above only.

No permit application or zoning review or permit issuance will take place on any proposed new construction at this property until the 1<sup>st</sup> case referenced above is resolved in its entirety.

Should you have any questions, please do not hesitate to contact me at (786) 877-1684

Respectfully

Maurice Murray  
Code Unit Supervisor

- C: Frank Rollason, Village Manager
- Carlos Noriega, Chief of Police
- Robert Switkes, Village Attorney
- Building Department
- File

I Ryan Whidby acknowledge receipt of this letter and further state that I fully and completely understand its contents:

Signature *R. Whidby* Date: 8/16/17

Notarized by: *Leilan Calzadilla* my commission expires on 03/12/2021



Produced ID (Type and #) or personally known to me  
w 310738831630  
FLA

Received via Fax on  
Sept. 21, 2017 to:  
(305) 538-5504



August 29th, 2017

Sent via US Mail:

Robert L. Switkes & Associates, P.A.  
c/o Robert Switkes, Esq.  
407 Lincoln Road, Penthouse S.E.  
Miami Beach, FL 33139

**Re:** Mitigation Request for Property Located at 7509 Adventure Ave., North Bay Village, FL 33141-4107  
Folio No.: 23-3209-012-0130  
Current Owner: Ryan Whidby  
Code Enforcement Case No. CE-14568 and CE-15255

Dear Attorney Switkes,

Please be advised that our Firm represent Mr. Ryan Whidby, the current owner of the North Bay Village property indicated above. Per our instructions from the Village Clerk has advised that all mitigation requests are sent directly to your office as you currently serve as the City Attorney for North Bay Village. As such, please review the mitigation request contained herein and provide your recommendation to the Village Commissioners as soon as possible.

Mr. Ryan Whidby purchased the property in July 2014 from Federal National Mortgage Association (a/k/a Fannie Mae), and began working to improve the property shortly thereafter. A copy of the deed showing this purchase is attached hereto as Exhibit A.

Prior to Mr. Whidby's purchase of this property, Fannie Mae held the property for more than a year as a result of a residential mortgage foreclosure. However, Fannie Mae failed to invest any time and/or money to rehabilitate the property. Shortly after closing on the sale of the property, Mr. Whidby hired a landscaper to remove the overgrown vegetation that plagued the property for years during the foreclosure and the subsequent ownership by Fannie Mae. This landscaper continued to care for the property since that time. Since Mr. Whidby purchased the property, he has spent a significant amount of money in an attempt to remove the eyesore from the community. During the weeks following the purchase, Mr. Whidby's landscaper removed massive amounts of overgrowth, manicured the shrubs and trees, patched the lawn appropriately, and continued to maintain the lawn from that time to present. A number of 'before and after' photographs, as well as a number of the receipts for the landscaper are attached hereto as Exhibit B.

The code cases referenced above began prior to the landscaper completing the initial work on the property, and the actual violations were corrected shortly after the Village initiated the code cases. Having never before purchased a piece of real property, Mr. Whidby was unaware that he needed to formally request a subsequent inspection by the Village officials and

Lampariello Law Group, PA  
4760 W. Commercial Blvd., Tamarac, FL 33319  
Phone: (954) 628-3579 - Fax: (954) 343-8712 - Email: Pleadings@LawLLG.com

obtain written confirmation from the code enforcement officer that the property was in compliance.

In the months that followed the purchase, Mr. Whidby learned that a simply rehabilitation of the property would not be possible, and a complete demolition would be his best option to turn this home into his primary residence. However, for financial reasons, Mr. Whidby was required to wait until he could afford the teardown before moving forward. Throughout this entire time, Mr. Whidby continued to pay the landscaper to maintain the property.

In late 2016, Mr. Whidby was given an offer to purchase the property, and a lien search was ordered. Mr. Whidby was completely oblivious to the accruing code enforcement fines prior until December 2016 when he ordered a lien search and a title opinion. A copy of the Lien Search results letter is attached hereto as Exhibit C. The proposed sale of the property did not occur, and Mr. Whidby's desire to make this property his primary residence remains firm. Since that time, Mr. Whidby has continued to rehabilitate the property and has cooperated fully with the Village code enforcement office to ensure everything was properly completed, specifically regarding permits, inspections, and clearing all other violations (including an issue with the driveway which required new blacktop).

As mentioned above, the purchase of this property is Mr. Whidby's first attempt at purchasing and rehabilitating a piece of real property. This is evident by the fact that he did not learn of the open code enforcement cases and the accrued fines until several years after the property was cited, especially when he corrected the original violations as soon as he took title to the property. Mr. Whidby's failure to notify the Village that the property had been brought into compliance was an honest mistake by a new, first-time property owner. Due to Mr. Whidby's cooperation with the Village's code enforcement and building office and his efforts to transform a vacant foreclosure asset into a compliant residential home within the Village, he is respectfully requesting that the current accrued fines associated with Code Enforcement Case Numbers CE-14568 and CE-15255 be reduced and the Village agree to accept Five Thousand Dollars (\$5,000.00) as full and complete satisfaction of the amounts owed on these two Code Enforcement Cases.

Mr. Whidby has recently met with the building department, and he has pulled all necessary permits required to move forward with the demolition. Mr. Whidby is extremely excited to be moving closer to completing this project and becoming part of the Village community as soon as he is able to make this property his primary residence. However, the lien held by the Village is certainly a concern, and the cooperation of the Village in reducing the outstanding balance would be greatly appreciated.

Please provide us with a copy of your recommendation to the Village Commissioners regarding this request as soon as possible. If you would like any additional information or need to discuss any related items, please contact us at (954) 628-3579 or via email at [josh@lawllg.com](mailto:josh@lawllg.com).

Sincerely,

/s/ Joshua Christensen  
Joshua Christensen, Esq.

Lampariello Law Group, PA  
4760 W. Commercial Blvd., Tamarac, FL 33319  
Phone: (954) 628-3579 - Fax: (954) 343-8712 - Email: [Pleadings@LawLLG.com](mailto:Pleadings@LawLLG.com)

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 Department  
↳ Downloadable Forms  
↳ Inspection Request Slip  
↳ e-mail completed form

# North Bay Village

Building Department  
1666 Kennedy Causeway Suite 101  
North Bay Village, FL 33141  
305-754-6740

## SINGLE FAMILY PLUMBING PERMIT

PERMIT #: 150000450

DATE ISSUED: 12/15/15

DATE EXPIRES: 06/12/16

JOB ADDRESS: 7509 ADVENTURE AVE

ZONING: RS-1 SF RESIDENTIAL LOT: 13

BLOCK: A

SUBDIVISION: TREASURE PLAZA

FOLIO # 23-3209-012-0130

OWNER: RYAN WHIDBY

CONTRACTOR: PEDRO S GUZMAN

RYAN WHIDBY

PSG PLUMBING SERVICES INC.

PHONE:

305-793-7304

PROJECT DESCRIPTION: DEMOLISH EXISTING APPROX 1948 SQFT RESIDENCE 1-STORY

PERMIT DESCRIPTION/CONDITIONS: SEWER CAP PRIOR TO DEMOLITION

150 (30)

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 Department  
↳ Downloadable Forms  
↳ Inspection Request Slip  
↳ e-mail completed form

## North Bay Village

Building Department  
1666 Kennedy Causeway Suite 101  
North Bay Village, FL 33141  
305-754-6740

### SINGLE FAMILY DEMOLITION PERMIT

PERMIT #: 150000450

DATE ISSUED: 11/14/17

DATE EXPIRES: 05/13/18

JOB ADDRESS: 7509 ADVENTURE AVE

ZONING: RS-1 SF RESIDENTIAL

LOT: 13

BLOCK: A

SUBDIVISION: TREASURE PLAZA

FOLIO #: 23-3209-012-0130

OWNER: RYAN WHIDBY

CONTRACTOR: LUCIANO CASTELLON  
CONSTRUTECH GROUP INC

PHONE: 786-547-4585

PHONE:

PROJECT DESCRIPTION: DEMOLISH EXISTING APPROX 1948 SQFT RESIDENCE 1-STORY

PERMIT DESCRIPTION/CONDITIONS:

151

31

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

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, DIRECTING THE VILLAGE MANAGER TO PURSUE THE ACQUISITION OF CERTAIN PARCELS OF LAND OUTSIDE THE NORTH BAY VILLAGE CORPORATE LIMITS; FOR THE PURPOSE OF MOVING THE VILLAGE'S PUBLIC WORKS OPERATIONS, OFFICES, HEAVY EQUIPMENT, LIGHT FLEET, AND STORAGE FACILITIES, CURRENTLY LOCATED ON GALLEON STREET, TO MAKE THE CURRENT PUBLIC WORKS SITE AVAILABLE FOR FUTURE MODIFICATION, AS A COMMUNITY CENTER, WITH THE POTENTIAL OF ADDING A COMMUNITY SWIMMING POOL; SETTING AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER JOSE ALVAREZ)**

**WHEREAS**, the Village does not have a Community Center nor a Swimming Pool; and

**WHEREAS**, the residents of the Village have expressed, on multiple occasions, the desire for such a facility; and

**WHEREAS**, the size of the Heavy Equipment Fleet and the increase in Heavy Equipment to be stored on-site have grown to where it is no longer feasible to keep the equipment and employee parking on-site; and

**WHEREAS**, no property in the Village is zoned for nor the size for this particular use to relocate the Public Works Yard; and

**WHEREAS**, the only available alternative is to seek a location outside the Village, yet in close proximity for timely response from the new site, to allow Public Works to continue to provide the excellent level of service within the Village.

**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 reference.

**Section 2. Direction to Village Manager.** The Commission hereby directs the Village Manager to:

1. Hire an outside professional Asset Manager with prior governmental properties experience to assist in fulfilling the objectives of this Resolution, at an amount not to exceed \$4,000; and
2. Submit an offer, not to exceed the appraised value(s), to the sellers of the subject parcels located in the City of Miami, just off 79<sup>th</sup> Street close to North Bay Village; and
3. Perform the necessary due diligence to determine the suitability of these parcels for the relocation of the Public Works Yard to include, but not limited to:
  - a. Site Surveys
  - b. Site Appraisals
  - c. Inspections as necessary to include current on-site structures' conditions
  - d. Site Environmental Surveys as deemed necessary
  - e. Preliminary Title Work
4. Coordinate all above activities in close concert with the Village Attorney.
5. Include language in the offer to the sellers that the final decision on whether or not to move forward with the purchase rests solely with the Village Commission and requires Formal Action by the Commission at a publicly advertised meeting, before any such offer is final in its submission.

**Section 3. Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by \_\_\_\_\_, who moved for its approval. 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 9<sup>th</sup> day of January 2018.

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



**ATTEST:**

---

Yvonne P. Hamilton, CMC  
Village Clerk

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

---

Norman C. Powell, Esq.  
Interim Village Attorney

North Bay Village Resolution: Relocation of the Public Works Yard to the City of Miami.



**North Bay Village**

Administrative Offices

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

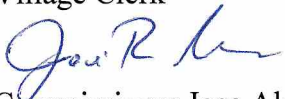
Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

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

**DATE:** December 27, 2017

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

**FROM:**   
Commissioner Jose Alvarez

**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, DIRECTING THE VILLAGE MANAGER TO PURSUE THE ACQUISITION OF CERTAIN PARCELS OF LAND OUTSIDE THE NORTH BAY VILLAGE CORPORATE LIMITS; FOR THE PURPOSE OF MOVING THE VILLAGE'S PUBLIC WORKS OPERATIONS, OFFICES, HEAVY EQUIPMENT, LIGHT FLEET, AND STORAGE FACILITIES, CURRENTLY LOCATED ON GALLEON STREET, TO MAKE THE CURRENT PUBLIC WORKS SITE AVAILABLE FOR FUTURE MODIFICATION, AS A COMMUNITY CENTER, WITH THE POTENTIAL OF ADDING A COMMUNITY SWIMMING POOL; SETTING AN EFFECTIVE DATE..**

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

JA:yph

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Jose R. Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**



## **Staff Report Permit Application for Dock**

*Prepared for: North Bay Village Commission*  
*Applicant: Dock and Marine*  
*Address: 7504 West Treasure Drive*  
*Request: Dock Construction Beyond D-5 Triangle  
and 30 feet from shoreline*



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### General Information

Property Owner	7504 W Treasure Dr LLC
Applicant	Dock and Marine
Applicant Address	752 NE 79 <sup>th</sup> St
Site Address	7601 East Treasure Drive
Contact Person	Glen Larson
Contact Phone Number	305-751-9911
E-mail Address	<a href="mailto:glarson@dockandmarine.net">glarson@dockandmarine.net</a>

### General Description

The applicant is requesting a permit to install a new dock at a property in the RS-2 single family zoning district. The proposed dock will extend beyond the D-5 triangle and up to 30 feet from the seawall. Because it is beyond the D-5 triangle and more than 25 feet from the seawall, this application must be reviewed by the Village Commission at a public hearing.

### Applicable Code Provisions

The construction or alteration of docks, piers, etc is governed by Section 9.12 of the Village Unified Land Development Code.

Section 9.12(B) reads as follows:

1. No person, firm, or corporation shall construct any docks, piers, dolphins, wharfs, pilings, boat lifts, or similar structures of any kind more than 25 feet perpendicular from the seawall or shoreline into any waterway within the corporate limits of the Village without first obtaining a waiver from the Village Commission after a public hearing. However, the furthestmost distance seaward from the seawall or shoreline shall not exceed 75 feet including all dolphins or pilings installed beyond the seaward most line of the dock or pier but not including required rip-rap.
2. No dock, pier, wharf, dolphin, piling, or similar structure shall be erected in the Village unless the structure is set back at least 7½ feet from the lot line on each side.
3. No person, firm, or corporation shall build, extend, or make any structural alteration on any building, dock, pier, dolphin, wharf, piling, bulkhead, seawall, or similar structure within the corporate limits of the Village, or do any filling, excavating, or dredging in the waters without first obtaining a building permit to do so from the Village Building Department.



4. Application for any permit or the transfer of any permit required by this section shall be made to the Village Building Department in writing on forms provided therefore. The permit shall constitute an agreement by the applicant to comply with all conditions imposed upon granting of the permit. The application shall be accompanied by plans and specifications setting forth in detail the work to be done.
5. Permits for seawalls and dock structures can be approved administratively and do not require a hearing or approval of the Village Commission if:
  - a. All proposed dock structures, including but not limited to boat lifts and mooring piles, are not placed more than 25 feet measured perpendicular from the seawall.
  - b. All proposed dock structures, including but not limited to boat lifts and mooring piles, are entirely within the D-5 triangle as described in Section D5 of the Miami-Dade Public Works Manual.
6. Applications for docks, boat lift, mooring piles or other similar structures that do not meet the administrative approval criteria of Section 6 above shall be heard by the Village Commission at a public hearing. If an applicant seeks a dock or pier length greater than 25 feet measured perpendicular from the seawall (including boat lifts, mooring piles or other structures), the Village Commission shall consider the following criteria to determine if a distance waiver shall be granted:
  - a. If the Applicant has provided to the Village notarized letter(s) of consent from adjoining riparian property owners, and
  - b. If the Village has received any letter(s) of objection from adjoining riparian property owners; and
  - c. Any other factors relevant to the specific site.
7. The Village Commission may deny, approve, or modify the request and/or impose conditions in the permit, or granting of a distance waiver, which it deems necessary to protect the waterways of the Village in accordance with the public safety and the general welfare. The requirement of approval by the Village Commission shall not include applications for repair of existing structures.
8. A public hearing held pursuant to this Section shall be quasi-judicial.
9. Repair or reconstruction of existing structures shall not require approval of the Village Commission but may be approved administratively. However, the provisions of subsections 4 and 5 above shall be complied with.



### Staff Comments

The proposed dock includes a 22 foot access walkway which begins at the seawall and terminates at a 6 foot by 20 foot dock platform.

The dock will not encroach on the required 7.5 foot side setbacks from the property lines.

These plans have received pre-approval from Miami-Dade DERM.

Based on previous recommendations made by the Village Commission, a safety light should be installed for navigational purposes, on the furthest point of the dock.

At this time, staff has not received any letters of objection or consent from adjoining riparian property owners.

North Bay Village Code Section 9.12(C) requires the maintenance of seawalls. The applicant has included seawall repair plans in conjunction with these dock plans. Prior to the issuance of a building permit for the dock structure, staff must verify that the proposed seawall repairs will address all recommendations of the seawall inspection report.

Based on the materials presented by the applicant, the proposed structures are in compliance with the applicable provisions of Section 9.12(B). The proposed dock is safe and compatible.

## Staff Recommendations

Staff recommends **approval** of the application to install the new dock, pending the following conditions being met prior to the issuance of a building permit:

1. Submittal of a seawall repair inspection report, indicating that all necessary repairs have been made, or are being made concurrently with the dock construction.
2. Installation of a safety light shall be placed on the part of the dock structure which is furthest from the seawall. The light shall be illuminated from one half hour prior to sunset to one half hour after sunrise.
3. 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.
4. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
5. Cost recovery charges must be paid pursuant to Section 5.12. 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.
6. 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.

*Submitted by:*

*James G. LaRue*

James G. LaRue, AICP

Planning Consultant

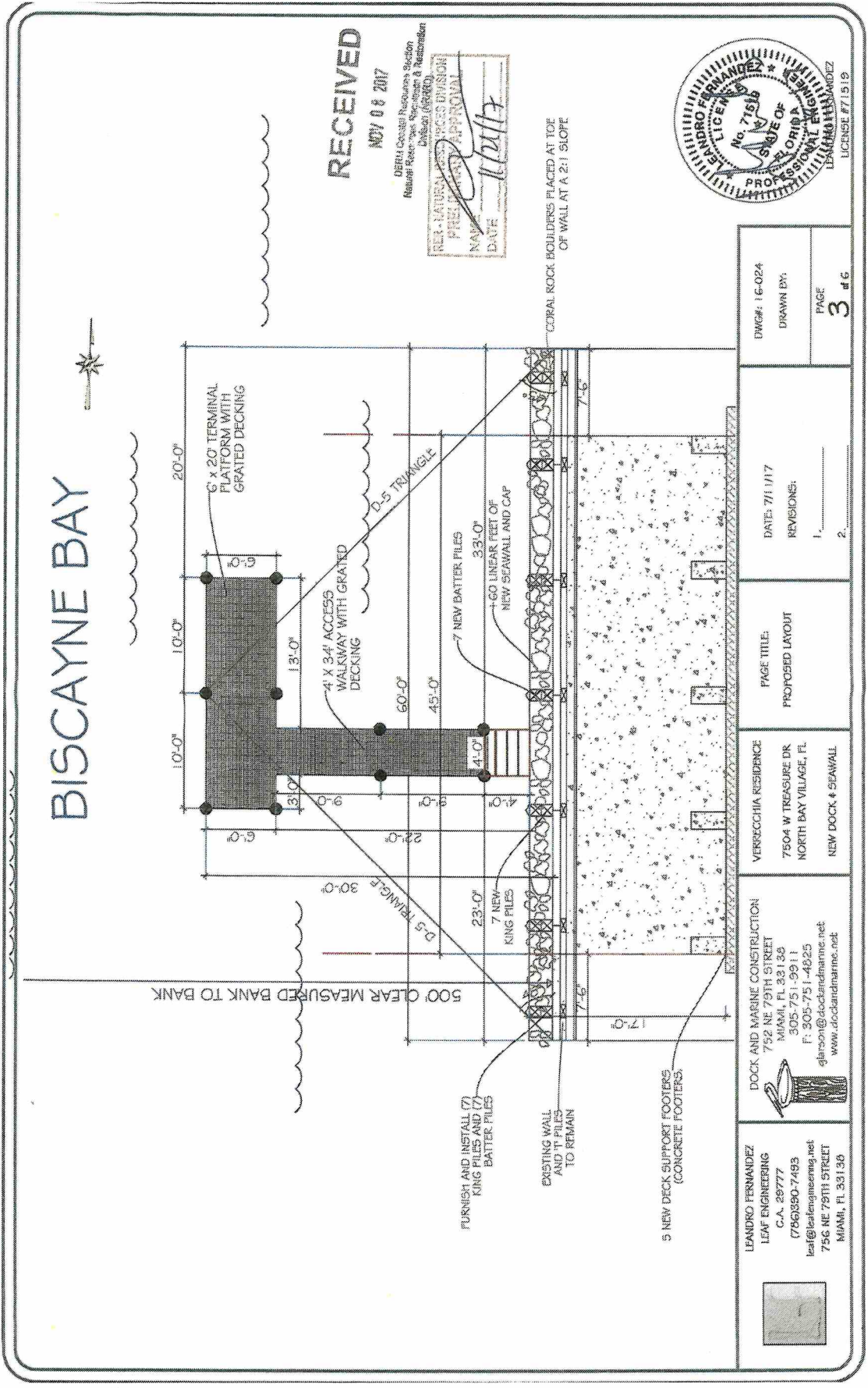
December 22, 2017

Hearing: Village Commission, January 9, 2018



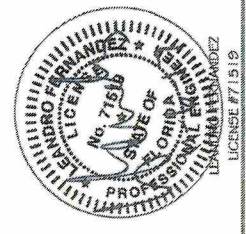
LaRue

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**RECEIVED**  
NOV 08 2017  
DERM District Regulatory Section  
Miami Research Station  
10000 SW 15th Ave  
Miami, FL 33187

SEE NATURE RESOURCES DIVISION  
PRELIMINARY APPROVAL  
NAME: [Signature]  
DATE: 11/07



	<p><b>DOCK AND MARINE CONSTRUCTION</b> 752 NE 79TH STREET MIAMI, FL 33138 305-751-9911 f: 305-751-4825 glarson@dockandmarine.net www.dockandmarine.net</p>	<p><b>VERRECCHIA RESIDENCE</b> 7504 W TREASURE DR NORTH BAY VILLAGE, FL NEW DOCK &amp; SEAWALL</p>	<p>DWG#: 16-024 DRAWN BY: DATE: 7/11/17 REVISIONS: 1. _____ 2. _____</p>
<p>PAGE TITLE: PROPOSED LAYOUT</p>		<p>PAGE <b>3</b> of 6</p>	





**RECEIVED**

NOV 08 2017

DERM Coastal Resources Section  
Natural Resources Regulation & Restoration  
Division (4186RD)

REP - NATURAL RESOURCES DIVISION  
PRELIMINARY APPROVAL

NAME: *[Signature]*  
DATE: *[Signature]*

**SLAB DETAIL**

**TOP VIEW**

**PILE LENGTH VARIATION (ACCORDING TO GEOTECH DATA)**

**12X12 PILE SPECIFICATION:**

- 6) STRANDS, 1/2" DIAMETER 270 MI L.R.S. (LO-LAX)
- MIN 3/4" COVER ON ALL REIN
- ALL PILING TO FOOT CONC. CLASS V SPEC.
- PILING TO ACHIEVE BEARING CAPACITY OF 25 TONS

**REVISIONS:**

NO.	DATE	DESCRIPTION
1	10/12/17	DATE: 10/12/17
2		REVISIONS:

**REMARKS:**

- 1. PILING SHALL HAVE A MIN OVERLAP OF 25"
- 2. STEEL SHALL BE CLEAN AND FREE OF RUST
- 3. MINIMUM 3" MIN EDGE DISTANCE FROM ALL TURNS

**SECTION DETAIL**

**TOP VIEW**

**SLAB DETAIL**

**SECTION DETAIL**

**TOP VIEW**

**SLAB DETAIL**

**LEANDRO FERNANDEZ**  
LEAF ENGINEERING  
C.A. 25777  
(786)390-7493  
leaf@leafengineering.net  
75C NE 79th Street  
MIAMI, FL 33136

**DOCK AND MARINE CONSTRUCTION**  
752 NE 79TH STREET  
MIAMI, FL 33136  
305-751-9911  
F: 305-751-4625  
glarson@dockandmarine.net  
www.dockandmarine.net

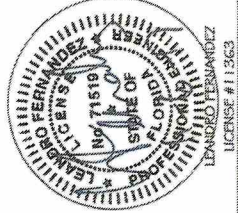
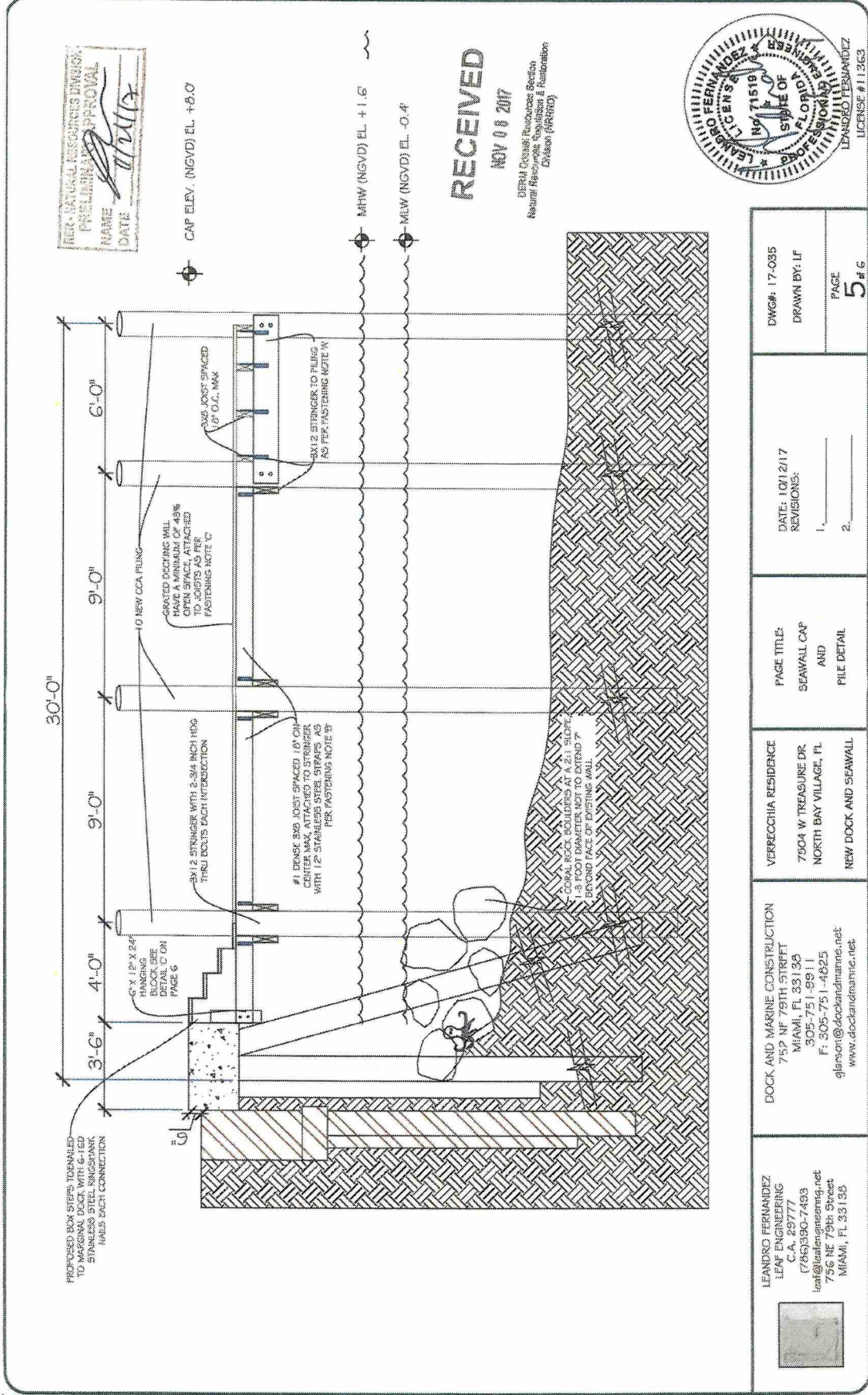
**VERRECCHIA RESIDENCE**  
7504 W TREASURE DR  
NORTH BAY VILLAGE, FL  
NEW DOCK & SEAWALL

DWG#: 17-035  
DRAWN BY:  
DATE: 10/12/17  
REVISIONS:  
PAGE 4 of 6



Applicant: Dock and Marine  
7504 West Treasure Drive

Staff Report  
Dock Construction



DWG#: 17-035 DRAWN BY: LF	DATE: NOV 2/17 REVISIONS: 1. _____ 2. _____	PAGE TITLE: SEAWALL CAP AND PILE DETAIL	VERRECCHIA RESIDENCE 7504 W TREASURE DR. NORTH BAY VILLAGE, FL NEW DOCK AND SEAWALL	DOCK AND MARINE CONSTRUCTION 7502 NF 79TH STREET MIAMI, FL 33128 305-751-4625 glanson@dockandmarine.net www.dockandmarine.net
PAGE 5 of 6			LEANDRO FERNANDEZ PE ENGINEERING C.A. 29777 (754)390-7493 leaf@leafengineering.net 756 NE 79th Street MIAMI, FL 33133	



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DETAIL A  
N.T.S.

DETAIL B  
N.T.S.

HANGER BLOCK  
DETAIL C  
N.T.S.

500' CLEAR MEASURED BANK TO BANK

FURNISH AND INSTALL (7) KING PILES AND (7) BATTER PILES

23'-0\"/>

29'-0\"/>

30'-0\"/>

5'-0\"/>

6'-0\"/>

10'-0\"/>

10'-0\"/>

20'-0\"/>

3'-0\"/>

3 x 12

(3) 3x12 JOISTS WHIRRICANE STRAPS TO STRINGERS AND TO HALLER, SEE FASTENING NOTE C

3x12 STRINGERS W/ (2) 2\"/>

A (M.P. U.O.N.)

13'-0\"/>

10'-0\"/>

45'-0\"/>

60'-0\"/>

5x12 HANGING BLOCKS, SEE DET. C

7 NEW BATTER PILES 14\"/>

NEW SEAWALL AND CAP

CORAL ROCK BATTERIES PLACED AT TOE OF WALL AT A 2:1 SLOPE

DATE: 10/12/17

REVISIONS:

1. \_\_\_\_\_

2. \_\_\_\_\_

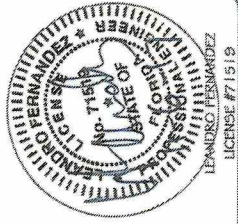
DWG#: 17-035

DRAWN BY: LF

PAGE 6 of 6

REP. - NATURAL RESOURCES DIVISION  
PRELIMINARY APPROVAL  
NAME: Leandro  
DATE: 11/2/17

**RECEIVED**  
NOV 08 2017  
Dolph Coastal Resources Section  
Marine Resources Regulation & Rehabilitation  
Division (33600)



<p><b>LEANDRO FERNANDEZ</b> LEAF ENGINEERING C.A. 29777 (786) 330-7493 leaf@leafengineering.net 755G NE 79th Street MIAMI, FL 33136</p>	<p><b>DOCK AND MARINE CONSTRUCTION</b> 752 NE 79TH STREET MIAMI, FL 33136 305-751-5911 F: 305-751-4825 glerson@dockandmarine.net www.dockandmarine.net</p>	<p><b>VERRECCHIA RESIDENCE</b> 7504 W TREASURE DR NORTH BAY VILLAGE, FL NEW DOCK + SEAWALL</p>	<p>PAGE TITLE: FRAMING AND DETAILS</p>	<p>DWG#: 17-035 DRAWN BY: LF</p>
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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

**DOCK APPLICATION FOR PUBLIC HEARING**

Page 1 of 3

DEC 20 17 9:26 AM

Site Address 7504 W Treasure Dr

Owner Name 7504 W Treasure Dr LLC Owner Phone # \_\_\_\_\_

Owner Mailing Address \_\_\_\_\_

Applicant Name Dock and Marine Applicant Phone # 305-751-9911

Applicant Mailing Address 752 NE 79th St

Contact Person Glen Larson Contact Phone # 305-751-9911

Contact Email Address glarson@dockandmarine.net

Legal Description of Property Treasure Island PB 50-67

Existing Zoning \_\_\_\_\_ Lot Size 8400 sqft Folio Number 23-3209-009-0320

Legal Description \_\_\_\_\_

Project Description Install new seawall, deck, and T dock

Dock Length Measured Perpendicular from Seawall 30 ft

**Mandatory Submittals (Applicant must check that each item is included with this application)**

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Site plans which depict: | <input type="checkbox"/> Property survey          |
| North point  | <input type="checkbox"/> Elevations               |
| Scale at 1/16 inch to the foot, or larger                    | <input checked="" type="checkbox"/> DERM approval |
| Date of preparation  | <input type="checkbox"/> Application fees         |
| Dock structures  | <input type="checkbox"/> Cost recovery deposit    |
| Any mechanical equipment                                     |   |
| Any exterior lighting  |   |
| Any other physical features                                  |   |

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**DOCK APPLICATION FOR PUBLIC HEARING**

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

All requests for dock approval 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 dock approval 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, pursuant to Section 152.110 of the Village Code.

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 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 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 Village Commission revoked.

Authorized Signature *Alan Larson*

Print Name Alan Larson

(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.)

STATE OF FLORIDA  
COUNTY OF Miami-Dade

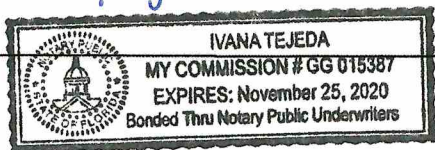
Sworn to and subscribed to before me this 29<sup>th</sup> day of November, 20 17,

by Alan Larson

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

Notary Public Signature *Ivana Tejeda*

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



Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Dr. Richard Chervony

Commissioner  
Wendy Duvall

Commissioner  
Jorge Gonzalez

**DOCK APPLICATION FOR PUBLIC HEARING**

Page 3 of 3

**Office Use Only:**

Date Submitted: \_\_\_\_\_

Tentative Meeting Date: \_\_\_\_\_

Fee Paid: \$ \_\_\_\_\_

Cash or Check # \_\_\_\_\_

Date Paid: \_\_\_\_\_

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Dr. Richard Chervony**

Commissioner  
**Wendy Duvall**

Commissioner  
**Jorge Gonzalez**

7504 W Treasure Drive LLC  
7504 W Treasure Drive  
North Bay Village, FL 33141

January 27, 2017, 2016

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

**RE: 7504 W Treasure Drive LLC – 7504 W Treasure Drive North Bay Village, FL 33141**

To Whom It May Concern,

7504 W Treasure Drive LLC gives permission to Dock and Marine Construction to represent my interests at the variance hearing and to process the building permits at the above referenced address.

Kind Regards



MARC VERRECCIA

7504 W Treasure Drive LLC



## North Bay Village

Administrative Offices

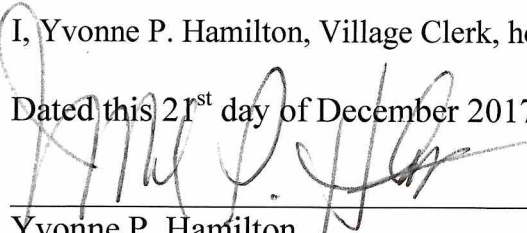
1666 Kennedy Causeway, Suite 300 North Bay Village, FL 33141

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

RE: AN APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE.

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

Dated this 21<sup>st</sup> day of December 2017.

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

(North Bay Village Commission Meeting – January 9, 2018)

Mayor  
**Connie Leon-Kreps**

Commissioner  
**Jose Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**

Commissioner  
**Eddie Lim**





**North Bay Village**

Administrative Offices

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

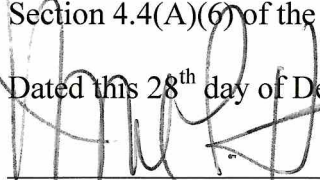
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RE: AN APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE.

I, Yvonne P. Hamilton, hereby certify that the attached Notice of Public Hearing to be held on January 9, 2018 was posted at the above-referenced property on December 28, 2017, pursuant to Section 4.4(A)(6) of the Unified Land Development Code..

Dated this 28<sup>th</sup> day of December 2017.

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

(North Bay Village Commission Meeting – January 9, 2018)

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Jose R. Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**

**170**



**North Bay Village**

Administrative Offices

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

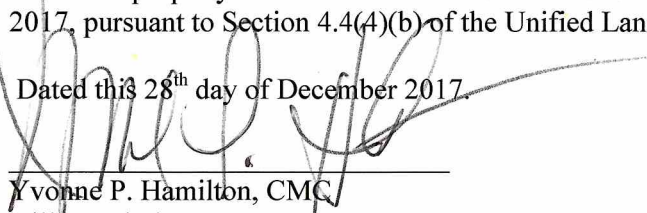
Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

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

RE: AN APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE.

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 on December 28, 2017, pursuant to Section 4.4(4)(b) of the Unified Land Development Code.

Dated this 28<sup>th</sup> day of December 2017.

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

(North Bay Village Commission Meeting – January 9, 2018)

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Jose R. Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**

**171**



**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, JANUARY 9, 2018** 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 REQUEST:

1. AN APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE,.

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 PROCEEDINGS, 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  
(December 28, 2017)

Owner/Occupant  
7500 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7504 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7508 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7512 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7516 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7520 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7524 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7505 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7509 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7525 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7529 West Treasure Drive  
North Bay Village, FL 33141

Owner/Occupant  
7504 Adventure Avenue  
N. Bay Village, FL 33141

Owner/Occupant  
7508 Adventure Avenue  
N. Bay Village, FL 33141

Owner/Occupant  
7512 Adventure Avenue  
N. Bay Village, FL 33141

Owner/Occupant  
7516 Adventure Avenue  
N. Bay Village, FL 33141

Owner/Occupant  
7520 Adventure Avenue  
N. Bay Village, FL 33141

Owner/Occupant  
7524 Adventure Avenue  
N. Bay Village, FL 33141

Owner/Occupant  
7528 Adventure Avenue  
N. Bay Village, FL 33141

Owner/Occupant  
1400 South Treasure Drive  
N. Bay Village, FL 33141

Owner/Occupant  
1440 South Treasure Drive  
N. Bay Village, FL 33141

Owner/Occupant  
1450 South Treasure Drive  
N. Bay Village, FL 33141

Owner/Occupant  
1460 South Treasure Drive  
N. Bay Village, FL 33141

Owner/Occupant  
1470 South Treasure Drive  
N. Bay Village, FL 33141

Owner/Occupant  
1441 South Treasure Drive  
N. Bay Village, FL 33141

Owner/Occupant  
1471 South Treasure Drive  
N. Bay Village, FL 33141



**North Bay Village**

Administrative Offices

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

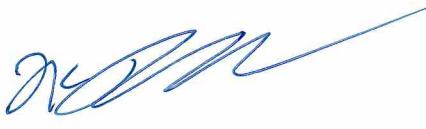
Tel: (305) 756-7171 Fax: (305) 756-7722 Website:

www.nbvillage.com

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

**DATE:** December 27, 2017

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

**FROM:** Frank 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 APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; 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 AN APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE; 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)**

**WHEREAS**, Dock and Marine Construction has applied to North Bay Village, on behalf of 7504 West Treasure Drive LLC, for permission to construct a new dock, which will extend beyond the D-5 triangle and up to 30 feet from the seawall, at 7504 West Treasure Drive, Treasure Island, North Bay Village, Florida, in the RS-2, Single-Family Residential Zoning District; and

**WHEREAS**, Section 9.12(B)(6) of the Unified Land Development Code (“Village Code”) requires all applications for docks, boat lifts, mooring piles or other similar structures which are outside the D-5 triangle or greater than 25 feet from the shoreline to be approved by the Village Commission; and

**WHEREAS**, in accordance with Section 9.12(B)(6) of the Village Code, a public hearing by the Village Commission was noticed for Tuesday, January 9, 2018, at 7:30 p.m. at Village Hall, 1666 Kennedy Causeway, Suite 101, North Bay Village, Florida 33141; and all interested parties have had the opportunity to address their comments to the Village Commission.

**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. Findings.**

In accordance with Section 9.12(B)(7) of the Village Code, the Village Commission, having considered the testimony and evidence in the record presented by all parties, finds that the boatlift is safe and environmentally compatible.

**Section 3. Grant.**

In accordance with Section 9.12(B)(7) of the North Bay Village Code of Ordinances, approval is granted to construct a new dock, which will extend beyond the D-5 triangle and up to 30 feet from the seawall, at 7504 West Treasure Drive, in accordance with the Site Plan submitted to the Village Clerk's Office.

**Section 4. Conditions.**

Approval is granted with the condition that the following items are met prior to issuance of a Building Permit:

1. Submittal of a seawall repair inspection report, indicating that all necessary repairs have been made, or are being made concurrently with the dock construction.
2. Installation of a safety light shall be placed on the part of the dock structure which is furthest from the seawall. The light shall be illuminated from one half hour prior to sunset to one half hour after sunrise.
3. 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.
4. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
5. Cost recovery charges must be paid pursuant to Section 5.12. 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.

6. 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.

**Section 5. Appeal.**

In accordance with Section 4.6 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 Terms and Conditions.**

Failure to adhere to the terms and conditions contained in this Resolution in Section 4 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 Alvarez	_____
Commissioner Dr. Douglas Hornsby	_____
Commissioner Andreana Jackson	_____



PASSED and ADOPTED this 9th day of January 2018.

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MAYOR CONNIE LEON-KREPS

**ATTEST:**

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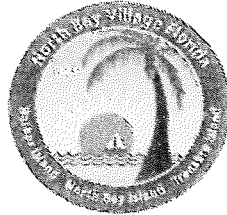
YVONNE P. HAMILTON, CMC  
Village Clerk

**APPROVED AS TO FORM:**

---

Norman Powell, Esq.  
Village Attorney

North Bay Village Resolution: Construction of Dock at 7504 West Treasure Drive.



### 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, JANUARY 9, 2018** 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 ORDINANCES ON SECOND READING:

1. AN APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE..
2. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 13 OF THE VILLAGE'S UNIFIED AND DEVELOPMENT CODE TO ALLOW THE VILLAGE MANAGER TO DENY LICENSES TO PRIOR VIOLATORS AND TO PROHIBIT ADVERTISING OF UNLICENSED VACATION RENTALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE. *(Second Reading)*
2. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 153, ENTITLED "CODE ENFORCEMENT" BY AMENDING SECTION 153.04 TO INCREASE THE FINE FOR GENERAL LITTERING AND FINES UNDER SECTION 91.03 FOR REPEAT VIOLATIONS; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. *(Second Reading)*

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 PROCEEDINGS, 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  
*(December 21, 2017)*

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 153, ENTITLED “CODE ENFORCEMENT” BY AMENDING SECTION 153.04 TO INCREASE THE FINE FOR GENERAL LITTERING AND FINES UNDER SECTION 91.03 FOR REPEAT VIOLATIONS; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

WHEREAS, Section 153.04 of the North Bay Village Code of Ordinances sets forth the schedule of civil penalties for code enforcement violations; and

WHEREAS, the Village Commission desires to increase the fines for general littering and fines under Section 91.03 for repeat violations in the interest of the general welfare of the Village.

WHEREAS, NOW, THEREFORE, BE IT ENACTED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA:

**Section 1. Recitals.** The foregoing “WHEREAS” clauses are ratified and confirmed as being true and correct and are made a specific part of this Ordinance.

**Section 2. Code Amendment.** Chapter 153 of the North Bay Village Code of Ordinances, entitled “Code Enforcement” is hereby amended by revising Section 153.04 as follows:

**Section 153.04**

**§ 153.04 - Schedule of civil penalties.**

Section	Description of Violation	Penalty Fee
10.16	Altering Code	\$250.00
51.07	Taking and using water without paying for same	200.00
52.01	Installing septic tanks, privies	200.00
52.02	Installing illegal garbage disposal units	200.00
52.10	Sewage connection non-compliance with Code	200.00
70.01	Illegal parking trucks, wagons, buses, in residential areas	100.00
70.04	Illegal angle and parallel parking	25.00
90.02	Failure to register burglar system with police and pay permit fees	50.00

90.06	Installing prohibited automatic dial systems	50.00
91.01	Killing animal of another	200.00
91.02	Keeping hogs or pigs	200.00
91.03(A)	Allowing any dog or other animal to void excrement on any public or private property other than the property of the owner of such animal	<del>200.00</del>
	(a) <u>First violation within a 12-month period</u>	<u>250.00</u>
	(b) <u>Second or subsequent violation within a 12-month period</u>	<u>500.00</u>
91.03(B), (C)	Failure to clean up and remove excrement voided by animals on public property	<del>200.00</del>
	(a) <u>First violation within a 12-month period</u>	<u>250.00</u>
	(b) <u>Second or subsequent violation within a 12-month period</u>	<u>500.00</u>
91.10(A)	Keeping a vicious or a habitual barking or yelping dog	200.00
91.10(B)	Mistreating or neglecting an animal	200.00
91.10(C)	Stealing another's animal (to include fowl) or abandoning an aged, sick or unwanted dog	200.00
91.11	Keeping dogs for commercial purposes	200.00
91.12	Keeping more than three dogs (or cats)	200.00
91.13	Permitting dog to run at large	200.00
92.36	Illegal use of streets, sidewalks, and other public property	200.00
93.01	Discharging explosive or inflammable matter into any sewer	200.00
93.02, 93.03	Setting or abetting prohibited outdoor fires; bonfires and grassfires	100.00
93.04(A)	Keeping dynamite, nitroglycerine, etc. without a permit	200.00
93.04(B)	Blasting without permit	200.00
93.05	Selling or displaying fireworks	200.00
94	Any other violation of chapter 94	200.00
94.02	Placing, or throwing any garbage, trash, paper, tree or lawn trimmings or debris, on any street, gutter, sidewalk or alley	250.00
94.21(B)	Selling, using or providing food in, or offer the use of expanded polystyrene food service articles in Village facilities or on Village property	
	(a) First violation within a 12-month period	50.00
	(b) Second violation within a 12-month period	100.00
	(c) Third or subsequent violation within a 12-month period	500.00

94.22	Food service providers and stores selling, using, offering for sale or use, or providing food in expanded polystyrene food service articles	
	(a) First violation within a 12-month period	50.00
	(b) Second violation within a 12-month period	100.00
	(c) Third or subsequent violation within a 12-month period	500.00
95.02	Discriminating against families with children in residential units	100.00
96.01	Conducting prohibited amusement rides and carnivals	200.00
96.02	Allowing or creating odors, disturbing noises	100.00
96.10	Allowing or creating unnecessary, excessive unusual noises	100.00
96.11	Playing, using, operating any music or sound producing apparatus in a loud or excessive manner	100.00
96.12	Ringling any hand bell, beating or striking a pan, blowing a whistle, sounding gong, etc., crying out the sale of goods and merchandise on streets of Village	100.00
96.14	Discharging firecrackers and the like	100.00
96.15	Conducting any new building activity Saturday or Sunday between 5:00 p.m. and 8:00 a.m. without permission of Village Manager	200.00
96.16	Operating blowers, fans and engines making an excessive noise	100.00
96.17	Operating motorboat in Village waters without adequate mufflers	75.00
97.04(A)	Possessing alcoholic beverages in park	100.00
97.04(B)	Being intoxicated in park	100.00
97.06	Bringing or allowing dogs or other animals in park	50.00
97.07	Defacing of Village property or park property	100.00
97.09	Allowing unsupervised children under four years old in park	50.00
99.01	Writing, printing, painting, digging or damaging Village property	200.00
99.01(2)	Placing or keeping any, bench, chair, pot or other article on public street, sidewalk or parkway	50.00
99.01(B)	Cutting, trenching Village property, noise or tamper with any manhole cover, meter cover or any public works property prohibited without permit	100.00

99.10	Excavating any street, parkway or sidewalk without permit	100.00
99.14	Failure to properly secure, and safeguard, and provide night lights for excavations	100.00
110.06	Doing business without license or obtaining license by fraud	100.00
111.11	Violating hours of sale	75.00
111.13	Solicitation, sale of alcoholic beverages	100.00
112.07	Permitting any person under 17 years of age to play or operate any pinball, marble or similar type machine	150.00
112.08	Maintaining or operating marble or pinball machine within 500 feet of a school or having more than three pinball or similar machines in one location	150.00
113.02	Operating as second hand dealer without license; operating a pawnshop	100.00
113.03	Failure of second hand dealer to keep record of purchases	250.00
113.06	Disposal of jewelry, metals & coins by dealer in violation of § 113.01	250.00
114.02	Conducting "Going out of business sales" without a permit	100.00
114.05	Failure to comply with permit terms and requirements governing "Going out of business", "Fire sales", and the like	200.00
115.02	Doing business as a solicitor or peddler without a license	200.00
115.10	Peddler creating loud noises and unlawful use of public streets	100.00
115.11	Peddlers soliciting on other than daylight hours: Soliciting on Sundays	100.00
115.12	Peddler using another's I.D. card	200.00
115.37	Failure of charitable solicitation to register daily	50.00
115.38	Violation of Regulated Activities defined in § 115.01	50.00
115.39	Conducting prohibited conduct unless § 115.39	50.00
117.03	Making false or misleading statements concerning goods up for auction	200.00
117.10	Operating a dance school/studio without a certificate	75.00
117.20	Violation of density of occupancy regulations	200.00
117.30	Operating as a fortune teller, palm reader, and the like without license	200.00
117.33, 117.34	Failure of fortune tellers, palm readers, and the like to display license; failure to comply with business regulations	100.00

117.50— 117.52	Violation of regulations governing parking lots	200.00
118.01	Violation of franchise requirements concerning garbage and trash collection	250.00
130.01	Violation of state laws constituting misdemeanors	250.00
132.05	Damaging, destroying, defacing another's property	250.00
132.07	Placing handbills on motor vehicles	250.00
133.01	Indecency and obscenity: obscene dancing	200.00
134.01	Impersonating Village officer or employee	200.00
134.04	Making false statements on permit application	250.00
135.01(A)	False rumors, bomb scares, false fire alarms	250.00
135.01(B)	Turning in a false fire alarm; imitating fire siren or whistle	200.00
135.02(2)— (7)	Committing offenses against public peace and safety	250.00
135.03	Disturbing public meetings	250.00
135.04	Loitering	100.00
135.05	Vagrancy	100.00
150.10	Renting of private docks	150.00
150.11	Violation of dock construction ordinance	200.00
150.12	Violation of marina section of code	200.00
150.16	Docking, mooring, or other parking of a vessel without a permit	250.00
150.17	Operating a business or profession on boats	200.00
150.18	Violation of regulations for houseboats and floating homes	200.00
150.19	Violation of pollution control governing house boats	250.00
150.20	Violation of hurricane and storm regulations	100.00
150.21	Violation of regulations concerning wrecks and debris (boats and other vessels)	up to \$10,000.00 per day
151.11	Failure to obtain permit (when required) before starting work	Double the fee plus 100.00
151.11(5)	Failure to call for final inspection	75.00
151.15	Violation of minimum construction standards	250.00
151.17	Violation of swim pool regulations	100.00

151.25	Violation of emergency generator requirements	250.00
151.26	Violation of off-street parking ordinance	250.00
152.025	Violation of general zoning regulations	200.00
152.040	Violation of off-street parking and loading	200.00
152.041(C)(3)	Parking truck tractors, semitrailers, tandem trailer trucks or special mobile equipment	250.00
152.042	Failure to comply with the requirements of § 152.042	200.00
152.055	Violation of fence, wall and/or hedge ordinance	100.00
152.056	Violation of setback ordinance	250.00
152.059	Violation of boat, dock, pier restrictions	250.00
152.060	Violation of swimming pool ordinance	100.00
152.061	Violation of ordinances regarding accessory uses and structures	250.00
152.062	Violation of ordinances regulating recreational and camping equipment	100.00
152.063	Violation of regulations prohibited delivery and/or placing of building material on lot without permit	100.00
152.065	Violation of ordinance regulating clotheslines	50.00
152.075	Violation of sign ordinances	200.00
152.078	Violation of regulations and specifications concerning signs	200.00
152.079	Failure to obtain and pay sign permits and fees	200.00
152.083	Violating district sign regulations	200.00
152.106	Violating rules governing certificate of occupancy	250.00
	Violations of the code for which a specific penalty is not provided in this schedule	250.00
8A-117	Hindering or obstruction director or inspection	200.00
10-2	Failure to supply journeyman	250.00
10-3(a)	No certificate of competency as master contractor or sub-contractor or qualifying agent	250.00
10-4(A)	Advertising as a contractor without certificate of competency	250.00
10-4(B)	Failure to properly identify trucks	50.00
10-4(C)	Failure to include C.C. Number in advertising	100.00
10-22(A)	Contracting for work outside scope of certificate of competency	250.00



17-23	Violation of minimum standards for basic equipment facilities	250.00
17-24	Violation of minimum standards for light and ventilation	250.00
17-25	Violation of requirements relating to the safe and sanitation maintenance of dwellings and dwelling units	250.00
17-26	Violation of minimum space and use and location requirements	250.00
17-27	Violation of responsibility of owners and occupants	250.00
17-28	Violation of requirements of maintenance of non-dwelling structures and fences	250.00
17-29	Violation of minimum standards for hotels and rooming houses	250.00
	General littering	<del>250.00</del>
	(a) <u>First violation within a 12-month period</u>	<u>250.00</u>
	(b) <u>Second or subsequent violation within a 12-month period</u>	<u>500.00</u>

**Section 3. Severability.** If any section, subsection, clause or provision of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, the remainder shall not be affected by such invalidity.

**Section 4. Conflict.** All sections or parts of sections of the North Bay Village Code of Ordinances in conflict herewith are intended to be repealed to the extent of such conflict.

**Section 5. Inclusion in the Code of Ordinances.** It is the intention of the Commission of North Bay Village, Florida; and it is hereby ordained that the provisions of this Ordinance shall become and made a part of the North Bay Village Code of Ordinances; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and the word “Ordinance” may be changed to “Section” or other appropriate word.

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

The foregoing Ordinance was offered by Commissioner Andreana Jackson, who moved for its approval on first reading. This motion was seconded by Commissioner Jose Alvarez, and upon being put to a vote, the vote was as follows:

**THE VOTES WERE AS FOLLOWS:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Yes</u>
Commissioner Jose R. Alvarez	<u>Yes</u>
Commissioner Dr. Douglas Hornsby	<u>Yes</u>
Commissioner Andreana Jackson	<u>Yes</u>

**APPROVED ON FIRST READING** during a regular session of the North Bay Village Commission Meeting this 19<sup>th</sup> day of September 2017.

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

**FINAL VOTE ON ADOPTION:**

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

**PASSED AND ENACTED** by the Commission of North Bay Village this \_\_\_ day of \_\_\_\_\_ 2018.

\_\_\_\_\_  
**Connie Leon-Kreps**  
**Mayor**

**ATTEST:**

\_\_\_\_\_  
**Yvonne Hamilton, CMC, Village Clerk**

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


\_\_\_\_\_  
**Norman C. Powell, Esq.**  
**Village Attorney**

North Bay Village Ordinance: Increasing fines for general loitering.



**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:** August 29, 2017  
**TO:** Yvonne P. Hamilton, CMC  
Village Clerk  
**FROM:** Vice Mayor Eddie Lim   
**SUBJECT:** Introduction of Resolution

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

**AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 153, ENTITLED "CODE ENFORCEMENT" BY AMENDING SECTION 153.04 TO INCREASE THE FINE FOR GENERAL LITTERING AND FINES UNDER SECTION 91.03 FOR REPEAT VIOLATIONS; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE.**

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

EL:yph

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Jose R. Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**



### 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, JANUARY 9, 2018** 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 ORDINANCES ON SECOND READING:

1. AN APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE..
2. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 13 OF THE VILLAGE'S UNIFIED AND DEVELOPMENT CODE TO ALLOW THE VILLAGE MANAGER TO DENY LICENSES TO PRIOR VIOLATORS AND TO PROHIBIT ADVERTISING OF UNLICENSED VACATION RENTALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE. *(Second Reading)*
2. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 153, ENTITLED "CODE ENFORCEMENT" BY AMENDING SECTION 153.04 TO INCREASE THE FINE FOR GENERAL LITTERING AND FINES UNDER SECTION 91.03 FOR REPEAT VIOLATIONS; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. *(Second Reading)*

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 PROCEEDINGS, 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  
*(December 21, 2017)*

## ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 13 OF THE VILLAGE'S UNIFIED AND DEVELOPMENT CODE TO ALLOW THE VILLAGE MANAGER TO DENY LICENSES TO PRIOR VIOLATORS AND TO PROHIBIT ADVERTISING OF UNLICENSED VACATION RENTALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

**WHEREAS**, the 2014 Florida Legislature enacted Senate Bill 356 (Florida Chapter 2014-71, Laws of Florida) (hereafter "SB 356") which provided that a local law, ordinance, or regulation adopted after June 1, 2011 may not prohibit short-term vacation rentals or regulate the duration or frequency of rental of vacation rentals; and

**WHEREAS**, a municipality may reasonably regulate short term vacation rentals within the law; and

**WHEREAS**, in April 12, 2016, North Bay Village adopted Ordinance No. 2016-005, creating a Vacation Rental License Program to regulate short-term vacation rentals; and

**WHEREAS**, the Village now seeks to prohibit the advertisement of unlicensed Vacation Rentals and to allow the Village Manager to deny issuing licenses to prior violators, in order to protect the health, safety, and general welfare of North Bay Village residents.

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

**Section 1: Recitals Adopted.** Each of the above stated recitals is true and correct and incorporated herein by this reference.

**Section 2: Village Code Amended.** Chapter 13 – of the Village's Unified Land Development Code is hereby amended to read as follows:

\* \* \*

**VACATION RENTAL LICENSE PROGRAM**

**GENERAL PROVISIONS**

**§13.1 PURPOSE.**

The purpose of this subchapter, Section 152.112, is to promote public health, safety, welfare and convenience through regulations and standards for short-term vacation rental properties by providing:

- (A) for a vacation rental license;
- (B) for safety and operational requirements;
- (C) for parking standards;
- (D) for solid waste handling and containment;
- (E) for licensure requiring posting of vacation rental information;
- (F) for administration, penalties and enforcement.

### **§13.02 DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

***VILLAGE.*** North Bay Village, Florida, as geographically described in its Charter.

***HABITABLE ROOM.*** A room or enclosed floor space used or intended to be used for living or sleeping purposes, excluding kitchens, bathrooms, shower rooms, water closet compartments, laundries, pantries, foyers, connecting corridors, closets and storage space.

***OCCUPANT.*** Any person who occupies, either during the day or overnight, a Vacation Rental.

***TRANSIENT PUBLIC LODGING ESTABLISHMENT.*** Any unit, group of units, dwelling, building or group of buildings within a single complex of buildings which is rented to guests more than three times in a calendar year for periods of less than 30 days or 1 calendar month, whichever is less, or which is advertised or held out to the public as a place regularly rented to guests.

***VACATION RENTAL.*** Any individually or collectively owned single- or multi-family house or dwelling unit that is also a transient public lodging establishment, and is located in an area zoned RS-1 and RS-2 and any individually or collectively owned residential condominium, apartment, or building dwelling unit that is also a transient public lodging establishment in the Village Areas zoned RM-40 and RM-70 that are located in a residential building or community that has not adopted rules, regulations, or provisions regulating the dwelling unit's use of transient public lodging establishments.

***VACATION RENTAL REPRESENTATIVE.*** A Vacation Rental property owner, or his/her authorized designee, as identified in the application for a Village Vacation Rental license.

## VACATION RENTAL LICENSE

### §13.3 LICENSE REQUIRED.

(A) After July 1, 2016, an active Vacation Rental license shall be required to operate a Vacation Rental within the Village, except that Vacation Rental's in Village areas zoned RM-40 and RM-70 require a Vacation license only after February 9, 2017. After July 1, 2016, Vacation Rentals in Village areas zoned RS-1 and RS-2 must hold an active Vacation Rental license issued by North Bay Village to operate within the Village; and after February 9, 2017 all Vacation Rentals must hold an active Vacation Rental license issued by North Bay Village to operate within the Village. A separate Vacation Rental license shall be required for each Vacation Rental, as defined in Section 152.112.02.

(B) The advertising or advertisement for the rental of an unlicensed single-family or multi-family house or dwelling unit, or of a residential condominium, apartment, or building dwelling unit located in a residential building or community that has not adopted rules regulating the use of transient public lodging establishments, for periods of time less than thirty (30) days or one (1) calendar month is direct evidence of offering a property for rent as a vacation rental in violation of subsection 152.112.010(A) and the advertising or advertisement is admissible in any enforcement proceeding. The advertising or advertisement evidence raises rebuttable presumption that the residential property named in the notice of violation or any other report or as identified in the advertising or advertisement was used in violation of subsection 152.112.010(A).

### §13.4 APPLICATION FOR VACATION RENTAL LICENSE.

(A) A property owner seeking initial issuance of a Vacation Rental license, or the renewal, or modification of a Vacation Rental license, shall submit to the Village a completed Vacation Rental license application in a form promulgated by the Village, together with an application fee in an amount set by resolution of the Village Commission.

(B) A complete application for the initial issuance, or renewal, or modification, of a Vacation Rental license shall demonstrate compliance with the standards and requirements set forth in this subchapter through the following submittals:

(1) A completed Vacation Rental license application form, which must identify; the property owner, address of the Vacation Rental, Vacation Rental Representative, and as well as the phone number of the Vacation Rental Representative.

(2) Payment of applicable fees.

(3) A copy of the Vacation Rental's current and active license as a Transient Public Lodging Establishment with the Florida Department of Business and Professional Regulation.

(4) A copy of the Vacation Rental's current and active certificate of registration with the Florida Department of Revenue for the purposes of collecting and remitting sales surtaxes, transient rental taxes, and any other taxes required by law to be remitted to the Florida Department of Revenue.

(5) Evidence of the Vacation Rental's current and active account with the Miami-Dade County Tax Collector for the purposes of collecting and remitting tourist and convention development taxes and any other taxes required by law to be remitted to the Miami-Dade County Tax Collector.

(6) A copy of the current Local Business Tax Receipt.

(7) *Interior building sketch by floor.* A building sketch (may be hand drawn) by floor shall be provided, showing a floor layout and demonstrating compliance with the standards and requirements set forth in this subchapter. The sketch provided shall be drawn to scale, and shall show and identify all bedrooms, other rooms, exits, hallways, stairways, smoke and carbon monoxide detectors, swimming pools, fire extinguishers and exit signage/lighting.

(8) A sketch showing the number and the location of all on-site parking spaces for the Vacation Rental.

(9) Acknowledgement that each guest room shall be equipped with an approved listed single-station smoke detector meeting the minimum requirements of the NFPA.

(10) A section indicating whether the Vacation Rental will have 10 or fewer occupants or more than 10 occupants.

(11) A copy of the generic form vacation rental/lease agreement to be used when contracting with transient Occupants and guests.

(C) Incomplete applications will not be accepted, but will be returned with any fees submitted to the property owner with a notation of what items are missing.

(D) Vacation Rental license applications shall be sworn to under penalty of perjury ~~and~~. Any false statements in an application shall be a basis for the revocation of any license issued pursuant to such application.

### **§13.5 MODIFICATION OF VACATION RENTAL LICENSE.**

An application for modification of a Vacation Rental license shall be required in the event that any of the following changes to the Vacation Rental are proposed:

(A) An increase in the gross square footage.

(B) An increase in the number of bedrooms.



- (C) An increase in the maximum occupancy.
- (D) An increase in the number of parking spaces, or a change in the location of parking spaces.
- (E) An increase in the number of bathrooms.
- (F) Any other material modifications that would increase the intensity of use.

**§ 152.112.013 DURATION OF VACATION RENTAL LICENSE.**

The Vacation Rental license shall expire each September 30, and may be annually renewed thereafter if the property is in compliance with this subchapter. Vacation Rental licenses acquired before September 30, 2016 will be valid until September 30, 2017.

**§ 152.112.014 RENEWAL OF VACATION RENTAL LICENSE.**

A property owner must apply annually for a renewal of the Vacation Rental license no later than 60 days prior to ~~the its~~ expiration-date of the previous Vacation Rental license.

**§ 152.112.015 LICENSES NON-TRANSFERABLE, NON-ASSIGNABLE.**

Vacation Rental licenses are non-transferable and non-assignable. If the ownership of any Vacation Rental is sold or otherwise transferred, any outstanding Vacation Rental license as to that Vacation Rental shall be null and void upon the sale or transfer.

**VACATION RENTAL REPRESENTATIVE**

**§ 152.112.020 DUTIES OF VACATION RENTAL REPRESENTATIVE.**

Every Vacation Rental Representative shall:

(A) Be available by landline or mobile telephone answered by the Vacation Rental Representative at the listed phone number 24-hours a day, 7 days a week to handle any problems arising from the Vacation Rental; and

(B) Be willing and able to be physically present at the Vacation Rental within 60 minutes following notification from a Vacation Rental Occupant, law enforcement officer, emergency personnel, or the Village for issues related to the Vacation Rental, and shall actually be physically present at that location in that time frame when requested; and

(C) Conduct an on-site inspection of the Vacation Rental at the end of each rental period to assure continued compliance with the requirements of this subchapter.

## STANDARDS AND REQUIREMENTS FOR VACATION RENTALS

### § 152.112.030 GENERAL

The standards and requirements set forth in this section shall apply to the rental, use, and occupancy of Vacation Rentals in the Village.

### § 152.112.031 LOCAL PHONE SERVICE REQUIRED.

*Local phone service.* At least one landline telephone with the ability to call 911 shall be available in the main level common area in the Vacation Rental.

### § 152.112.032 PARKING STANDARDS.

Occupants and visitors to the Vacation Rental shall comply with all relevant parking codes as found in the Village Code of Ordinances.

### § 152.112.033 SOLID WASTE HANDLING AND CONTAINMENT.

Requirements for garbage storage and collection shall be as follows:

(A) Notice of the location of the trash storage containers and rules for collection shall be posted inside the Vacation Rental.

### § 152.112.034 MAXIMUM OCCUPANCY.

Requirements for space shall be as follows:

(A) Each Vacation Rental shall have a minimum gross floor area of not less than 150 square feet for the first occupant and not less than 100 square feet for each additional occupant.

(B) Every room in a Vacation Rental occupied for sleeping purposes shall:

(1) Have a gross floor area of not less than 70 square feet; and when occupied by more than one occupant, it shall have a gross floor area of not less than 50 square feet for each occupant. The maximum number of occupants for each room used for sleeping purposes shall be four.

(2) Have a minimum width of 8 feet.

(C) Gross area shall be calculated on the basis of total habitable room area, and those exclusions appearing in the definition of "habitable room" shall not be considered in calculation of such floor areas.

(D) Every habitable room in a Vacation Rental shall have a ceiling height of not less than 7 feet for at least half the floor area of the room. Any portion of a habitable room having a ceiling height of 5 feet or less shall not be included in calculating the total floor area of such room.

**§ 152.112.035 POSTING OF VACATION RENTAL INFORMATION.**

(A) In each Vacation Rental, located outside on the back or next to the main entrance door there shall be posted as a single page the following information:

(1) The name, address and phone number of the Vacation Rental Representative;

(2) The maximum occupancy of the Vacation Rental;

(3) A statement advising the Occupant that any sound which crosses a property line at a volume which is unreasonably loud is unlawful within the Village; as per the Village Noise Ordinance.

(4) A sketch of the location of the off-street parking spaces;

(5) The days and times of trash pickup;

(6) The location of the nearest hospital; and

(7) The local non-emergency police phone number.

(B) A copy of the building evacuation map – Minimum 8-1/2" by 11" shall be provided to the renter upon the start of each vacation rental.

**ADMINISTRATION, PENALTIES, AND ENFORCEMENT**

**§ 152.112.055 ADMINISTRATION OF VACATION RENTAL LICENSE PROGRAM.**

The ultimate responsibility for the administration of this subchapter is vested in the Village Manager, or his/her authorized designee, who is responsible for granting, denying, revoking, renewing, suspending and canceling Vacation Rental licenses for proposed and existing Vacation Rentals as set forth in this subchapter.

**§ 152.112.056 APPEALS.**

Any decision of the Village Manager, or his/her authorized designee, relating to the granting, denial, renewal, modification, or suspension of a Vacation Rental license under this subchapter shall be rendered in writing, and reviewed by the Village Commission if a notice by the applicant is filed with the Village Clerk within 10 days after the action to be reviewed. The Village Clerk shall place the matter on the agenda of an upcoming meeting of the Village Commission, at which the matter will be reviewed. The decision of the Village Commission shall be final. Such final decision may be reviewed as permitted under Florida law.

**§ 152.112.057 NOTICE.**

Any notice required under this subchapter shall be accomplished by sending a written notification by U.S. Mail, postage paid, to the mailing address of the Vacation Rental Representative set forth on documents filed with the Village under this subchapter, which shall be considered for all purposes as the correct address for service, or by personal service or delivery to the Vacation Rental Representative.

**§ 152.112.058 PENALTIES AND ENFORCEMENT.**

(A) By citation. Any violation of this subchapter – §152.112 – or any rule adopted under this subchapter may be punished by citation, as specifically described in Chapter 153 – Code Enforcement of the Code of Ordinances of North Bay Village, including but not limited to, the requirements of a reasonable warning prior to issuance of a citation; provided, however, such violation shall be subject to a fine in the amount of \$250.00, for the first offense, \$500.00 for the second and subsequent offenses, plus a suspension of the Vacation Rental license or a refusal to issue a Vacation Rental license as provided hereinafter, for the third offense. Each day a violation exists shall constitute a separate and distinct violation.

(B) *Other enforcement methods and penalties.* Notwithstanding anything otherwise provided herein, violations of this subchapter shall also be subject to all the enforcement methods and penalties that may be imposed for the violation of ordinances of the Village as provided in the Village Code of Ordinances. Nothing contained herein shall prevent the Village from seeking all other available remedies which may include, but not be limited to, injunctive relief, abatement of public nuisance, liens, fines, imprisonment, and other penalties as provided by law.

(C) *Suspension of license.*

(1) In addition to any fines and any other remedies described herein or provided for by law, the Village Manager shall suspend a Vacation Rental license upon a third violation of this subchapter in any continuous 12 month period. Such suspension of a Vacation Rental license shall be for a period of 1 year, and shall begin following notice, commencing either at the end of the current Vacation Rental lease period, or after 30 calendar days, whichever is less.

(2) For violations of the Florida Building Code, or Florida Fire Prevention Code, a Vacation Rental license shall be subject to temporary suspension starting immediately 3 working days after citation for such violation if it is not corrected, re-inspected, and found in compliance.

(3) The Village Manager may refuse to issue a Vacation Rental license upon a third violation of this subchapter in any continuous 12 month period, including but not limited to, if the property has operated an unlicensed Vacation Rental in violation of subsection 152.112.010(A) or advertised an unlicensed Vacation Rental in violation of subsection 152.112.010(B). Such refusal to issue a Vacation Rental license shall be for a period of 1 year.

(D) *Revocation of license.*

(1) The Village Manager may refuse to issue or renew a license or may revoke a Vacation Rental license issued under this subchapter if the property owner has willfully withheld or falsified any information required for a Vacation Rental license.

(2) The Village Manager shall revoke a Vacation Rental license issued under this subchapter upon the fifth adjudication of either a noise violation where such noise emanated from the Vacation Rental or receipt of a parking violation where such parking violation occurred on the Vacation Rental property within any continuous 12 month period, or any combination thereof.

(3) The property owner shall not be entitled to any refund of the annual fee paid for a license for any portion of the unexpired term of a license, because of revocation or suspension of the Vacation Rental license.

(E) For all purposes under this subchapter, service of notice on the Vacation Rental Representative shall be deemed service of notice on the property owner and Occupant.

(F) No Occupant shall occupy a Vacation Rental, and no advertisement for the Vacation Rental shall occur during any period of suspension of a Vacation Rental's Vacation Rental license.

## VESTING

### § 152.112.070 RENTAL AGREEMENT VESTING.

It is recognized that there are likely existing rental/lease agreements for Vacation Rentals as the time of passage of this ordinance which may not be in compliance with the regulations herein. Rental agreements that were entered into prior to the date of adoption, shall be considered vested. No special vesting process or fee shall be required to obtain this vesting benefit.

\* \* \*

**Section 3: Repeal.** Each of the above stated recitals is true and correct and incorporated herein by this reference.

**Section 4: Severability.** The provisions of this Ordinance are declared to be non-severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall render this Ordinance void in its entirety.

**Section 5: Inclusion in the Code.** It is the intention of the Village Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of North Bay Village; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and that the word "Ordinance" shall be changed to "Section" or other appropriate word..

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

The foregoing Ordinance was offered by Commission Andreana Jackson, who moved for its approval on first reading. This motion was seconded by Commissioner Dr. Douglas N. Hornsby, and upon being put to a vote, the vote was as follows:

**THE VOTES WERE AS FOLLOW:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Yes</u>
Commissioner Jose R. Alvarez	<u>Yes</u>
Commissioner Dr. Douglas Hornsby	<u>Yes</u>
Commissioner Andreana Jackson	<u>Yes</u>

**APPROVED ON FIRST READING** during a regular session of the North Bay Village Commission Meeting this 27th day of June 2017.

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

**FINAL VOTE ON ADOPTION:**

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

**PASSED AND ENACTED** by the Commission of North Bay Village this \_\_\_\_ day of \_\_\_\_\_ 2018.

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

ATTEST:

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

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

\_\_\_\_\_  
Norman C. Powell, Esq.  
Village Attorney

North Bay Village Ordinance: Prohibiting advertising of unlicensed Vacation Rentals and denying issuance of STVR License to prior violators.



**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:** December 27, 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:

**AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA,  
AMENDING CHAPTER 13 OF THE VILLAGE'S UNIFIED  
AND DEVELOPMENT CODE TO ALLOW THE VILLAGE  
MANAGER TO DENY LICENSES TO PRIOR VIOLATORS  
AND TO PROHIBIT ADVERTISING OF UNLICENSED  
VACATION RENTALS; PROVIDING FOR  
SEVERABILITY; PROVIDING FOR CONFLICTS;  
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**





North Bay Village  
Administrative Offices  
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Tel: (305) 756-7171 Fax: (305) 756-7722 Website:  
www.nbvillage.com

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

**DATE:** June 7, 2017  
**TO:** Yvonne P. Hamilton, CMC  
Village Clerk  
**FROM:** Frank K. Rollason  
Village Manager   
**SUBJECT:** Introduction of Ordinance

---

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

**AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA,  
AMENDING CHAPTER 152 - ZONING, OF THE CODE OF  
ORDINANCES OF NORTH BAY VILLAGE TO ALLOW  
THE VILLAGE MANAGER TO DENY LICENSES TO  
PRIOR VIOLATORS AND TO PROHIBIT ADVERTISING  
OF UNLICENSED VACATION RENTALS; PROVIDING  
FOR SEVERABILITY; PROVIDING FOR CONFLICTS;  
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



### 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, JANUARY 9, 2018** 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 ORDINANCES ON SECOND READING:

1. AN APPLICATION BY DOCK AND MARINE CONSTRUCTION FOR APPROVAL TO CONSTRUCT A NEW DOCK AT 7504 WEST TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE AND 30 FEET FROM THE SHORELINE, PURSUANT TO SECTION 9.12 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE..
2. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 13 OF THE VILLAGE'S UNIFIED AND DEVELOPMENT CODE TO ALLOW THE VILLAGE MANAGER TO DENY LICENSES TO PRIOR VIOLATORS AND TO PROHIBIT ADVERTISING OF UNLICENSED VACATION RENTALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE. *(Second Reading)*
2. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 153, ENTITLED "CODE ENFORCEMENT" BY AMENDING SECTION 153.04 TO INCREASE THE FINE FOR GENERAL LITTERING AND FINES UNDER SECTION 91.03 FOR REPEAT VIOLATIONS; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. *(Second Reading)*

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 PROCEEDINGS, 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  
*(December 21, 2017)*



**North Bay Village**

Administrative Offices

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

13A

**NORTH BAY VILLAGE**  
**MEMORANDUM**

**DATE:** December 29, 2017

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

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

**SUBJECT:** Appointment of Members to the Advisory Charter Review Board, Special Needs Advisory Board, Arts, Cultural & Special Events Board

The following individuals have submitted applications for membership to the Advisory Boards listed below:

Advisory Charter Review Board (Five Members)

Pursuant to Section 10.13 of the Village Charter, an Advisory Charter Review Board is to be created by the Commission with a minimum of five members with at least 1 representative from North Bay Island, 1 from Treasure Island, and 1 from Harbor Island.

**North Bay Island**

Alvin Blake, 7601 Coquina Drive  
Laura Cattabriga, 7430 Center Bay Drive

**Treasure Island**

Dr. Paul Norris, 1690 S. Treasure Drive  
Robert Alvarez, 7529 Buccaneer Avenue

**Harbor Island**

Isaac Acevedo, 8000 East Drive  
Jorge Gonzalez, 7900 Harbor Island Drive  
Ana Watson, 7945 East Drive  
Marvin Wilmoth, 8000 East Drive

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Jose R. Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**

Arts, Cultural & Special Events Board

Isaac Acevedo, 8000 East Drive

Ana Watson, 7945 East Drive

Johnny Walker, Treasure Island, Julianna Strout, North Bay Island, and Aniley Perez of Harbor Island were previously appointed to this Board.

Special Needs Advisory Board

Julianna Strout, 7800 Beach View Drive

Jane Blake, of 7601 Coquina Drive

In accordance with Section 32.02(B) of the Village Code, appointments shall be made by a majority vote of the Commission.

/yph

Attachments: Advisory Board Applications

10/16/17

ADVISORY BOARD/COMMITTEE APPLICATION

NAME AL BLAKE DATE 10/16/17
MAILING ADDRESS 7601 COROLINA Drive
EMAIL ABLAKE@EARTHLINK.NET TELEPHONE # 305-979-7604
VILLAGE RESIDENT: YES [checked] NO
HOW MANY YEARS 52
BUSINESS OWNER: YES NO [checked] PAST OR PRESENT
NAME AND ADDRESS OF BUSINESS

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? N/A

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

Table with 2 columns of board options and checkboxes. The 'ADVISORY CHARTER REVIEW BOARD' checkbox is checked.

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES [checked] NO
HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES [checked] NO
HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES NO [initials]
ARE YOU A REGISTERED VOTER? YES [checked] NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

I WORK IN Hollywood Condominium Property Management
I've been in your service as Village Commissioner for
over 14 years and have served on many boards in the
Village for over 35 years from 1978-2015 - Member - MBHOPT/MBW
CLWB

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

I believe all that is listed above speaks to
my background and past contributions. Thank you.

(All Board Members are required to disclose their Financial Interest annually. Additionally, at least four hours of Ethics Training are required for all Board members during their term of Office.) Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Board Members complete "Source of Income Statement". Verification of residency and North Bay Village Voter is required (Voter Registration Card/Driver License/ID). Information submitted to the Village is deemed public records, except those specifically exempted by law.



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**ADVISORY BOARD/COMMITTEE APPLICATION**

NAME Laura Cattabongia DATE 11/3/2017  
MAILING ADDRESS 7430 Center Bay Drive  
EMAIL Laura.Cattabongia@gmail.com TELEPHONE # 305-481-5588  
VILLAGE RESIDENT: YES  NO  HOW MANY YEARS 14 years  
BUSINESS OWNER: YES  NO  PAST OR PRESENT   
NAME AND ADDRESS OF BUSINESS \_\_\_\_\_

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? \_\_\_\_\_

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY BOARD

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

COMMUNITY ENHANCEMENT BOARD

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

ARTS, CULTURAL & SPECIAL EVENTS BOARD

PLANNING & ZONING BOARD

BUSINESS DEVELOPMENT ADVISORY BOARD

YOUTH & EDUCATION SERVICES BOARD

CITIZENS BUDGET AND OVERSIGHT BOARD

SPECIAL NEEDS ADVISORY BOARD

SIGNAGE REVIEW COMMITTEE

ADVISORY CHARTER REVIEW BOARD

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO   
HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO   
HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO   
ARE YOU A REGISTERED VOTER? YES  NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

Professional: 20+ years Business Mgmt. & strategy (see resume attached)

Civic: Chair Budget & Oversight Board Vice Chair: Business Dvpt. Board

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

I am passionate about improving transparency, accountability & professionalism in our village. I want our residents to have trust in our officials and it starts with clear/fair and appropriate ground rules -- our charter.

(All Board Members are required to disclose their Financial Interest annually. Additionally, at least four hours of Ethics Training are required for all Board members during their term of Office.) Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Boards Members complete "Source of Income Statement". Verification of residency and North

Mayor  
**Connie Leon-Kreps**

Vice Mayor  
**Eddie Lim**

Commissioner  
**Jose Alvarez**

Commissioner  
**Dr. Douglas N. Hornsby**

Commissioner  
**Andreana Jackson**

# LAURA H. CATTABRIGA

7430 Center Bay Drive  
North Bay Village, FL 331471  
305.481.5588 [laura.cattabriga00@gmail.com](mailto:laura.cattabriga00@gmail.com)

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## SENIOR OPERATIONS, STRATEGY and BUSINESS DEVELOPMENT EXECUTIVE with experience starting, growing and fixing companies

---

**LEADERSHIP COMPETENCIES:** Strategic Planning & Growth; Corporate Problem Solving; Business Plan Development; Finance Management; Team Building; Business Development; Presentation and Corporate Communications

### PROFESSIONAL EXPERIENCE

#### Chief Operating Officer

June 2012-present

#### Finnieston Group / BioSculptor Corporation

The Finnieston Group manufactures custom orthotic and prosthetic devices; manufactures and markets Maramed Orthopedic prefabricated bracing solutions; designs and implements CAD/CAM solutions; and provides boutique clinical services to patients from around the world.

#### Accomplishments:

##### Finance:

- Managed complete overhaul of Finance and Accounting department including hiring of new Controller and accounting staff and transitioning company from outdated DOS based accounting software to SAGE 50.
- Worked with Controller to develop and implement business restructuring plan to cut costs, return to profitability and transition from family ownership. Initial profitability goals were achieved in 12 months.

##### Operations:

- Instituted new program of management meetings to review business unit performance, create strategic objectives, plan sales activities and address issues in a proactive manner.
- Implemented new policies to improve accountability, communication and efficiency between functional areas.
- Oversaw the implementation of new safety review and management program.

##### Human Resources:

- Hired several new critical employees including Controller, Clinical Office Manager, Prosthetist/Partner, and other key staff members.
- Implemented new employee performance review program. This had not been done for over ten years. Program included creation/verification of job descriptions, individual goal creation, in-person review meetings and compensation review.
- Implemented several new workplace policies to improve morale, ensure safety and improve compliance with applicable laws.

##### Marketing / Education:

- Represented companies at all major industry events and met with customers to win and grow business.
- Oversaw the rebranding of Maramed Orthopedic product line including the creation of a fresh logo and new marketing material.
- Implemented use of innovative web marketing campaign and use of social media to promote clinical business.
- Overhauled product educational program including the redesign of two-day course, follow-up education and regular customer communication.

**Founder, President, Entrepreneur**  
**Core Orthopaedics**

July 2012 - Present

Start-up orthopedic device company currently developing a full line of trauma implants.

Accomplishments to date:

- FDA 510(k) clearances for three classes of trauma implants
- Creation of Medical, Engineering and Manufacturing team
- Preliminary product designs and drawings

**VP Finance, Strategy and Investor Relations**  
**Internal Fixation Systems Inc (OTC-QB: IFIX)**

October 2010 – April 2012

Start-up orthopedic implant company dedicated to cutting the cost of common trauma implants by 50%

**Finance:**

- Managed bookkeeping, budgets, accounts payable and accounts receivable.
- Worked with auditors, attorneys and outside accountants to prepare all required SEC filings.
- Maintained critical corporate documents.
- Managed payroll and human resources.

**Strategy / Operations**

- Attended all Board meetings and kept required Board documentation.
- Worked with Senior Management Team to develop corporate strategy and product plans.
- Served as "Driver in Chief" to ensure goals were met, problems were resolved and plans moved forward at the appropriate pace.

**Investor Relations:**

- Represented company at institutional and private investor meetings.
- Created investor and company materials including business plans, presentations, website and marketing materials.
- Maintained all critical investor documentation.

**Principal**  
**Dresnick Healthcare Advisors**

February 2008 – October 2010

Healthcare Advisory and Management Consulting Firm

- Conducted management review, provided interim business management services and helped recruit new management staff for 7 man cardiology practice, and skin cancer screening company.
- Assisted Community Board of Fisherman's Hospital (Marathon, FL) to develop new management strategy which led to hiring of new hospital management company. This project included creation of proposal and bid process; assistance screening proposals per Board defined criteria; creation of Community Relations Program to ensure local support; and recommendations to improve the transition process.
- Helped physician practices to create new services, improve marketing and branding; and create websites.

**Business Development**  
**2008 Surgem of Florida**

January 2007 - May

Owner and Manager of Ambulatory Surgical Centers

- Recruited physician investors to new and existing ambulatory surgical centers in Florida.
- Acted as liaison between surgeon investors and Surgem management to solve problems and grow surgical case volume.
- Worked with Surgem of Florida CEO to qualify new projects and conduct due diligence.



**Managing Director**

**2005-2007**

**Polaris Business Advisors**

- Owned and managed a consulting company providing business advisory services to small businesses.
- Services offered included: strategic planning, interim management, sales and marketing strategy, and recruiting.

**Senior Consultant Business Services**

**1998-2002**

**Telcordia Technologies**

Leading provider of telecommunications technology, engineering, software and business consulting services.

- Provided strategy, business plan development, and marketing services to telecommunications companies in the U.S. and Latin America.
- Worked closely with staff and executives to develop marketing plans and regularly presented recommendations to C-level executives.

**EDUCATION**

M.A. International Development and Business – George Washington University, Washington, DC 1997  
B.A. Political Science and Spanish – Denison University, Granville, OH 1991

**Citizens Budget & Oversight Advisory Board, Chair, North Bay Village, FL**

**Business Advisory Board, City of North Bay Village, FL**

**Guardiem Ad Litem Volunteer, Miami Dade County**

**Former Job Readiness Volunteer, Episcopal Migration Ministries (refugee resettlement organization)**

**Former Board Member Montessori Academy at St. Johns, Miami Beach**



# 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

## ADVISORY BOARD/COMMITTEE APPLICATION

NAME Paul Norris DATE 10/24/17

MAILING ADDRESS 1690 S. Treasure Dr NBU

EMAIL pnorris@med.miami.edu TELEPHONE # 305-467-3245

VILLAGE RESIDENT: YES  NO  HOW MANY YEARS \_\_\_\_\_

BUSINESS OWNER: YES  NO  ~~OFFER~~ PAST OR PRESENT \_\_\_\_\_

NAME AND ADDRESS OF BUSINESS Miami Beach Gym  
1690 S. Treasure Dr NBU

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? \_\_\_\_\_

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY BOARD	<input type="checkbox"/>	COMMUNITY ENHANCEMENT BOARD	<input type="checkbox"/>
ARTS, CULTURAL & SPECIAL EVENTS BOARD	<input type="checkbox"/>	PLANNING & ZONING BOARD	<input checked="" type="checkbox"/>
BUSINESS DEVELOPMENT ADVISORY BOARD	<input type="checkbox"/>	YOUTH & EDUCATION SERVICES BOARD	<input type="checkbox"/>
CITIZENS BUDGET AND OVERSIGHT BOARD	<input checked="" type="checkbox"/>	SPECIAL NEEDS ADVISORY BOARD	<input type="checkbox"/>
SIGNAGE REVIEW COMMITTEE	<input type="checkbox"/>	ADVISORY CHARTER REVIEW BOARD	<input checked="" type="checkbox"/>

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

I am presently on the budget and oversight and Planning & Zoning Board

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD/COMMITTEE AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

I have been a resident of NBU for over 20 years & have seen positive and negative influence

(All Board Members are required to disclose their Financial Interest annually. Additionally, at least four hours of Ethics Training are required for all Board members during their term of Office.) Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Boards Members complete "Source of Income Statement". Verification of residency and North Bay Village Voter is required (Voter Registration Card/Driver License/ID). Information submitted to the Village is deemed public records, except those specifically exempted by law.

I feel that I can help positively influence the island.



**North Bay Village**

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**ADVISORY BOARD/COMMITTEE APPLICATION**

NAME ROBERT ALVAREZ DATE DEC 29, 2017

MAILING ADDRESS 7529 BUCCANEER AVE.

EMAIL ROBTALVAREZ@gmail.com

TELEPHONE # 786-942-55

VILLAGE RESIDENT: YES  NO

HOW MANY YEARS 10

BUSINESS OWNER: YES  NO

PAST OR PRESENT PRESENT

NAME AND ADDRESS OF BUSINESS SUNCOAST AEROSPACE INC.

7529 BUCCANEER AVE., NORTH BAY VILLAGE, FL. 33141

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? N/A

**CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:**

ANIMAL CONTROL ADVISORY BOARD	<input type="checkbox"/>	COMMUNITY ENHANCEMENT BOARD	<input type="checkbox"/>
ARTS, CULTURAL & SPECIAL EVENTS BOARD	<input type="checkbox"/>	PLANNING & ZONING BOARD	<input type="checkbox"/>
BUSINESS DEVELOPMENT ADVISORY BOARD	<input type="checkbox"/>	YOUTH & EDUCATION SERVICES BOARD	<input type="checkbox"/>
CITIZENS BUDGET AND OVERSIGHT BOARD	<input type="checkbox"/>	SPECIAL NEEDS ADVISORY BOARD	<input type="checkbox"/>
SIGNAGE REVIEW COMMITTEE	<input type="checkbox"/>	ADVISORY CHARTER REVIEW BOARD	<input checked="" type="checkbox"/>

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO

**PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:**

I HAVE WORKED IN THE AVIATION INDUSTRY SINCE 1980. SINCE 19  
PROVIDING CONSULTANCY ON TECHNICAL, CONTRACTUAL AND STRATEGY  
PLANNING TO AIRCRAFT OWNERS AND LEASING COMPANIES.  
AS WELL AS PROJECT A/C RECORDS AUDITING & BILLING  
AUDITING.

**PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD/COMMITTEE AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)**

My ability to work with customers to address goals (needs)  
and policy to a mutually beneficial outcome.

(All Board Members are required to disclose their Financial Interest annually. Additionally, at least four hours of Ethics Training are required for all Board members during their term of Office.) Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Boards Members complete "Source of Income Statement". Verification of residency and North Bay Village Voter is required (Voter Registration Card/Driver License/ID). Information submitted to the Village is deemed public records, except those specifically exempted by law.



# North Bay Village

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## ADVISORY BOARD/COMMITTEE APPLICATION

NAME Isaias "Isaac" Acevedo DATE 12/1/2017

MAILING ADDRESS 8000 East Drive Unit 304 NBV, FL 331341

EMAIL isaacmiamirealtor@gmail.com TELEPHONE # 305-898-8832

VILLAGE RESIDENT: YES  NO  HOW MANY YEARS 25

BUSINESS OWNER: YES  NO  PAST OR PRESENT N/A

NAME AND ADDRESS OF BUSINESS \_\_\_\_\_

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? \_\_\_\_\_

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY BOARD

COMMUNITY ENHANCEMENT BOARD

ARTS, CULTURAL & SPECIAL EVENTS BOARD

PLANNING & ZONING BOARD

BUSINESS DEVELOPMENT ADVISORY BOARD

YOUTH & EDUCATION SERVICES BOARD

CITIZENS BUDGET AND OVERSIGHT BOARD

SPECIAL NEEDS ADVISORY BOARD

SIGNAGE REVIEW COMMITTEE

ADVISORY CHARTER REVIEW BOARD

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD/COMMITTEE AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(All Board Members are required to disclose their Financial Interest annually. Additionally, at least four hours of Ethics Training are required for all Board members during their term of Office.) Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Boards Members complete "Source of Income Statement". Verification of residency and North Bay Village Voter is required (Voter Registration Card/Driver License/ID). Information submitted to the Village is deemed public records, except those specifically exempted by law.



**North Bay Village**

Administration Offices

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

**ADVISORY BOARD/COMMITTEE APPLICATION**

NAME JORGE GONZALEZ DATE 11-27-2017  
 MAILING ADDRESS 7900 HARBOR ISLAND DR. PHOS NBV, FL 33141  
 EMAIL \_\_\_\_\_ TELEPHONE # (305) 793-8828  
 VILLAGE RESIDENT: YES  NO \_\_\_\_\_ HOW MANY YEARS 8  
 BUSINESS OWNER: YES \_\_\_\_\_ NO  PAST OR PRESENT \_\_\_\_\_  
 NAME AND ADDRESS OF BUSINESS N/A

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? \_\_\_\_\_

CHECK THE BOARD/COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY BOARD

COMMUNITY ENHANCEMENT BOARD

ARTS, CULTURAL & SPECIAL EVENTS BOARD

PLANNING & ZONING BOARD

BUSINESS DEVELOPMENT ADVISORY BOARD

YOUTH & EDUCATION SERVICES BOARD

CITIZENS BUDGET AND OVERSIGHT BOARD

SPECIAL NEEDS ADVISORY BOARD

SIGNAGE REVIEW COMMITTEE

ADVISORY CHARTER REVIEW BOARD

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO \_\_\_\_\_

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO \_\_\_\_\_

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES \_\_\_\_\_ NO

ARE YOU A REGISTERED VOTER? YES  NO \_\_\_\_\_

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

- CITY MANAGER SELECTION COMMITTEE
- CHARTER REVIEW ADVISORY Bd - 2011
- PLANNING & ZONING BOARD - CO-CHAIR 2011-2012
- AT LARGE COMMISSIONER 2012-2014
- VICE MAYOR 2014-2016

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

- I'VE BEEN VILLAGE CHAIRMAN & SAT ON CHARTER ADVISORY Bd IN 2012
- I UNDERSTAND VILLAGE OPERATION, COMMISSION & ADMINISTRATION
- I POSSESS GOOD FINANCIAL SKILLS - MBA
- I POSSESS GOOD CRITICAL THINKING / READING SKILL - BSEE
- SERVED IN VILLAGE COMMISSION AS ELECTED OFFICIAL 2012-2016

(All Board Members are required to disclose their Financial Interest annually. Additionally, at least four hours of Ethics Training are required for all Board members during their term of Office.) Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Boards Members complete "Source of Income Statement". Verification of residency and North Bay Village Voter is required (Voter Registration Card/Driver License/ID). Information submitted to the Village is deemed public records, except those specifically exempted by law.

Mayor  
Connie Leon-Kreps

Vice Mayor  
Eddie Lim

Commissioner  
Jose Alvarez

Commissioner  
Dr. Douglas N. Hornsby

Commissioner  
Andreana Jackson



**North Bay Village**

Administrative Offices

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

**ADVISORY BOARD/COMMITTEE APPLICATION**

NAME Ana Watson DATE 12/1/2017

MAILING ADDRESS 7945 East Drive Unit 104 NBV, FL 331341

EMAIL watsonisland@gmail.com TELEPHONE # 786-468-7168

VILLAGE RESIDENT: YES  NO  HOW MANY YEARS 35

BUSINESS OWNER: YES  NO  PAST OR PRESENT N/A

NAME AND ADDRESS OF BUSINESS \_\_\_\_\_

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? \_\_\_\_\_

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY BOARD	<input type="checkbox"/>	COMMUNITY ENHANCEMENT BOARD	<input type="checkbox"/>
ARTS, CULTURAL & SPECIAL EVENTS BOARD	<input checked="" type="checkbox"/>	PLANNING & ZONING BOARD	<input type="checkbox"/>
BUSINESS DEVELOPMENT ADVISORY BOARD	<input type="checkbox"/>	YOUTH & EDUCATION SERVICES BOARD	<input type="checkbox"/>
CITIZENS BUDGET AND OVERSIGHT BOARD	<input type="checkbox"/>	SPECIAL NEEDS ADVISORY BOARD	<input type="checkbox"/>
SIGNAGE REVIEW COMMITTEE	<input type="checkbox"/>	ADVISORY CHARTER REVIEW BOARD	<input checked="" type="checkbox"/>

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD/COMMITTEE AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

(All Board Members are required to disclose their Financial Interest annually. Additionally, at least four hours of Ethics Training are required for all Board members during their term of Office.) Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Boards Members complete "Source of Income Statement". Verification of residency and North Bay Village Voter is required (Voter Registration Card/Driver License/ID). Information submitted to the Village is deemed public records, except those specifically exempted by law.



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**ADVISORY BOARD/COMMITTEE APPLICATION**

NAME Marvin Wilmoth DATE December 13, 2017

MAILING ADDRESS 7900 Harbor Island Drive, PH 10, North Bay Village, FL 33141

EMAIL marvin.wilmoth@gmail.com TELEPHONE # 917-331-0136

VILLAGE RESIDENT: YES X NO \_\_\_\_\_ HOW MANY YEARS 8

BUSINESS OWNER: YES \_\_\_\_\_ NO \_\_\_\_\_ PAST OR PRESENT \_\_\_\_\_

NAME AND ADDRESS OF BUSINESS \_\_\_\_\_

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? \_\_\_\_\_

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY BOARD	<input type="checkbox"/>	COMMUNITY ENHANCEMENT BOARD	<input type="checkbox"/>
ARTS, CULTURAL & SPECIAL EVENTS BOARD	<input type="checkbox"/>	PLANNING & ZONING BOARD	<input type="checkbox"/>
BUSINESS DEVELOPMENT ADVISORY BOARD	<input type="checkbox"/>	YOUTH & EDUCATION SERVICES BOARD	<input type="checkbox"/>
CITIZENS BUDGET AND OVERSIGHT BOARD	<input type="checkbox"/>	SPECIAL NEEDS ADVISORY BOARD	<input type="checkbox"/>
SIGNAGE REVIEW COMMITTEE	<input type="checkbox"/>	ADVISORY CHARTER REVIEW BOARD	<input checked="" type="checkbox"/>

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES X NO \_\_\_\_\_

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES X NO \_\_\_\_\_

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES \_\_\_\_\_ NO X

ARE YOU A REGISTERED VOTER? YES S NO \_\_\_\_\_

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

I have spent the last 8 years of my career in community development having worked on over \$200mm of development transactions. Prior to community development I spent the first 5 years in Finance focused in Investment Banking. During my time in finance I worked on deals over \$1 billion in transaction value. I have been on the Planning and Zoning Board for approximately 5 years with 3.5 of those years as Vice Chair of the Board.

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD/COMMITTEE AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)

The essential qualities in my line of business are negotiation expertise, management of teams and review and execution of legal documentation. Coupled with my experience and working knowledge of North Bay Village I believe that I can add an objective analysis and sound decision making for the Advisory Charter Review Board to provide a foundation for the Future of NBV.

(All Board Members are required to disclose their Financial Interest annually. Additionally, at least four hours of Ethics Training are required for all Board members during their term of Office.) Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Boards Members complete "Source of Income Statement". Verification of residency and North Bay Village Voter is required (Voter Registration Card/Driver License/ID). Information submitted to the Village is deemed public records, except those specifically exempted by law.



# North Bay Village

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

## BOARD/COMMITTEE APPLICATION

NAME Juliana Strat DATE 10-18-17  
 MAILING ADDRESS 7800 Beachview drive, North Bay village, FL 33141  
 EMAIL Juliana.clarestrat@gmail.com TELEPHONE # 857-207-2387  
 VILLAGE RESIDENT: YES  NO  HOW MANY YEARS \_\_\_\_\_  
 BUSINESS OWNER: YES \_\_\_\_\_ NO \_\_\_\_\_ PAST OR PRESENT \_\_\_\_\_  
 NAME AND ADDRESS OF BUSINESS \_\_\_\_\_

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? \_\_\_\_\_

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY BOARD	<input type="checkbox"/>	COMMUNITY ENHANCEMENT BOARD	<input checked="" type="checkbox"/>
ARTS, CULTURAL & SPECIAL EVENTS BOARD	<input checked="" type="checkbox"/>	PLANNING & ZONING BOARD	<input checked="" type="checkbox"/>
BUSINESS DEVELOPMENT ADVISORY BOARD	<input checked="" type="checkbox"/>	YOUTH & EDUCATION SERVICES BOARD	<input checked="" type="checkbox"/>
CITIZENS BUDGET AND OVERSIGHT BOARD	<input checked="" type="checkbox"/>	SPECIAL NEEDS ADVISORY BOARD	<input checked="" type="checkbox"/>
SIGNAGE REVIEW COMMITTEE	<input type="checkbox"/>		

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO \_\_\_\_\_  
 HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO \_\_\_\_\_  
 HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES \_\_\_\_\_ NO   
 ARE YOU A REGISTERED VOTER? YES  NO \_\_\_\_\_

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE: Please see attached

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)  
Please see attached

(All Board Members are required to disclose their Financial Interest annually. Additionally, at least four hours of Ethics Training are required for all Board members during their term of Office.) Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Boards Members complete "Source of Income Statement". Verification of residency and North Bay Village Voter is required (Voter Registration Card/Driver License/ID).

Mayor  
 Connie Leon-Kreps

Vice Mayor  
 Eddie Lim

Commissioner  
 Jose Alvarez

Commissioner  
 Dr. Douglas N. Hornsby

Commissioner  
 Andreana Jackson



October 18, 2017  
North Bay Village Administrative Offices  
1666 Kennedy Causeway, Suite 300  
North Bay Village, FL, 33141

To whom it may concern,

Julianna Clare Strout is applying for a Board/Committee position. Please see below her answers to the requested questions from the application.

**Please give a summary of your work and civic service experience:**

I currently work for a general contractor and design firm in Miami. We specialize in retail, commercial, and residential. I have experience in managing budgets, operations and project coordination. I have an understanding of how the cities guidelines and processes for what a new business or resident will have to follow. I also volunteer for a multitude of different non for profits. As a board member with these organizations I assist with fundraising and event planning. I have not only assisted them with planning their events, but assisted in grant applications to receive funding to support these amazing organizations.

**Please comment on how you think your background qualifies you to serve on this board and what you may be able to contribute:**

I have experience in establishing and maintaining budgets and fundraising for local organizations. I care deeply about improving the lives around me in my neighborhood. I can contribute not only my business expertise, but a positive can do attitude. I can be an asset to any board that I am a part of. I was a former Miss America Contestant and know what it takes to be a strong member of your community. I would represent any board if chosen to the best of abilities to achieve any of their goals set forth.

Kindest Regards,

Julianna Clare Strout



**North Bay Village**

Administrative Offices

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

**ADVISORY BOARD/COMMITTEE APPLICATION**

NAME Jane G Blake DATE 12/31/17

MAILING ADDRESS 7601 COPQUINA Dr.

EMAIL janeblake@earthlink.net TELEPHONE # 305 318 7107

VILLAGE RESIDENT: YES  NO  HOW MANY YEARS 52

BUSINESS OWNER: YES  NO  PAST OR PRESENT

NAME AND ADDRESS OF BUSINESS N/A

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? 0

CHECK THE BOARD COMMITTEE YOU WOULD LIKE TO SERVE ON:

ANIMAL CONTROL ADVISORY BOARD	<input type="checkbox"/>	COMMUNITY ENHANCEMENT BOARD	<input type="checkbox"/>
ARTS, CULTURAL & SPECIAL EVENTS BOARD	<input type="checkbox"/>	PLANNING & ZONING BOARD	<input type="checkbox"/>
BUSINESS DEVELOPMENT ADVISORY BOARD	<input type="checkbox"/>	YOUTH & EDUCATION SERVICES BOARD	<input type="checkbox"/>
CITIZENS BUDGET AND OVERSIGHT BOARD	<input type="checkbox"/>	<u>SPECIAL NEEDS ADVISORY BOARD</u>	<input checked="" type="checkbox"/>
SIGNAGE REVIEW COMMITTEE	<input type="checkbox"/>	ADVISORY CHARTER REVIEW BOARD	<input type="checkbox"/>

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES  NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES  NO

HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES  NO

ARE YOU A REGISTERED VOTER? YES  NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:  
Knowledge of PL 94-142 worked with disabled students + adults with accommodations. Past Pres. CGAF, board member CGAF, POD Optimist Club of NBV.

PLEASE COMMENT ON HOW YOU THINK YOUR BACKGROUND QUALIFIES YOU TO SERVE ON THIS BOARD/COMMITTEE AND WHAT YOU MAY BE ABLE TO CONTRIBUTE: (use additional page if necessary)  
Having implemented accommodations for adults + students with special needs PL 94-142 was passed by Congress in the updated laws.

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I have been a member of <sup>District</sup> the M.D.C.P.S. Superintendent's Advisory Panel for students (3-22 yrs of age) with Disabilities. (I am a honoray member)

This panel consists of agency personnel, parents, school board Administrators who have direct knowledge of students and young adults with all disabilities; following state statutes, to make sure all rules are followed

Worked with the City of Hollywood Fl. to accommodate anyone with a disability as far as parking meters were concerned.

I am familiar with working with City administration to come to agreements as far as parking for anyone with a disability.

(B) The Village Manager is designated and appointed as the head of the Police Department, Maintenance Department, Water Department, and Clerical Department of the Village. The Village Manager is hereby authorized, empowered, and instructed to direct the operations of each of the Departments.  
(1964 Code, § 2-2; Ord. 118, passed 2-15-57)

### § 32.02 Vacancies of membership on Village Boards.

(A) Upon a vacancy, for any reason, of a Village Commission appointed membership on any Village Board, the Village Commission shall appoint a new member to fill the vacancy within 30 days of the occurrence of vacancy, or the next regular Village Commission meeting, whichever later occurs.

(B) Appointment of members to the various Boards of the Village, on their annual appointment or otherwise, shall be from a list of nominees. The Mayor and each Commissioner shall be entitled to nominate, without the necessity for a second, as many nominees as they desire. The Mayor and each Commissioner shall be entitled to vote for as many seats as are vacant and for which the Commission may make an appointment. The Mayor and the Commissioners shall vote by stating the names of their selections. Nominees receiving a vote from a majority of the Commission shall be appointed. Successive votes may be taken if required to select a nominee by a majority vote until each vacancy has been filled.

(C) If a member of any Board fails to attend two consecutive meetings without prior notification or fails to attend five meetings during a 12-month period, the Board, upon a majority vote, may request the Village Commission to remove the member and to appoint a successor for the unexpired term.  
(Ord. 82-10, passed 12-22-82; Ord. No. 02-05, § 1, 3-12-02)

### § 32.03 Reserved.

*Editor's note*—Ord. No. 04-04, adopted Feb. 17, 2004, has been treated as superceding the provisions of § 32.03. Formerly, said section pertained to conclusion of term of all Village Boards as enacted by Ord. No. 83-09, adopted April 13, 1983; as amended.

### § 32.04 Reserved.

*Editor's note*—Ord. No. 04-04, adopted Feb. 17, 2004, has been treated as superceding the provisions of § 32.04. Formerly, said section pertained to nonresident appointments to Village Boards as enacted by Ord. No. 86-02, adopted May 27, 1986.

## COMMUNITY ENHANCEMENT BOARD\*

### § 32.10 Establishment.

In order to enhance the aesthetic appeal of this community by properly exercising its police power in accordance with the provisions of the Florida Home Rule Power Act, and recognizing the value of scenic surroundings to tourists, prospective residents, and commercial developments, as well as the citizens and taxpayers of the Village, and further to preserve the quality of the environment which is a legitimate concern of the Village Commission, there is established a permanent Community Enhancement Board of the Village, it being understood that this Board and the powers and responsibilities granted it pursuant to this subchapter shall be in addition to any existing laws and remedies which presently exist or shall be enacted in the future.  
(Ord. No. 04-04, 2-17-04; Ord. No. 04-12, 6-8-04; Ord. No. 2013-08, § 2, 10-8-13)

### § 32.11 Composition.

There is hereby created the North Bay Village Community Enhancement Board which shall consist of five members who may reside at any location within the Village, or owners of businesses located within the confines, or designees of such business owners; all of whom shall serve for a period of two years concurrent with the regular scheduled election of the Commission as provided in Section 6.01 of the Charter.  
(Ord. No. 04-04, 2-17-04; Ord. No. 04-12, 6-8-04; Ord. No. 2013-08, § 2, 10-8-13)

*\*Editor's note*—Ord. No. 04-04, adopted Feb. 17, 2004 amended ch. 32 by combining the provisions of the Beautification Board, §§ 32.10—32.13, with the Arts, Cultural and Special Events Board, §§ 32.55—32.60. Sections 32.55—32.60 have been renumbered as §§ 32.12—32.17 to conform to the numbering style of this Code.

**10.11. Resolving conflicts within charter.**

Should there be a conflict or apparent conflict in the provisions of any one section of this Charter or between two (2) or more sections thereof, then the Village attorney shall resolve such conflict or apparent conflict by a written ruling which shall be legal and binding unless invalidated by a court of competent jurisdiction. (Res. No. 2000-41, 11-8-00, Election of 11-7-00)

**10.12. Severability clause.**

If any section or part of section of this Charter shall be held invalid by a court of competent jurisdiction, such holding shall not affect the remainder of this Charter nor the context in which such section or part of section so held invalid may appear, except to the extent that an entire section or part of section may be inseparably connected in meaning and effect with the section or part of section to which such holding shall directly apply. (Res. No. 2000-41, 11-8-00, Election of 11-7-00)

**10.13. Revision provision.**

A. This Charter of the Village must be reviewed six (6) years from November 8, 2000 and each sixth year thereafter by an Advisory Charter Review Board Appointed by the Commission with a minimum of five (5) members with at least one (1) representative from each island; any proposed revisions to the Charter must meet the approval of the qualified electors of the Village at an election to be held at the same time as the regularly scheduled municipal Commission election immediately following each sixth year Charter review.

B. It shall be the duty of the Planning & Zoning Board, in cooperation with the Village Attorney, to continuously review the provisions of the zoning regulations, the Comprehensive Master Plan and the Zoning District Map and offer recommendations for the improvement thereof to the Village Commission at maximum intervals of five years commencing in 2013. (Res. No. 2000-41, 11-8-00, Election of 11-7-00; Res. No. 2004-36, 7-13-04, Election of 11-2-04;

Res. No. 2006-45, Pt. O, 8-28-06, Election of 11-7-06; Res. No. 2012-25, § 2, 7-10-12, Election of 11-6-12; Res. No. 2012-56, § 4, 11-16-12)

**10.14. Violation.**

Village officials and employees shall follow the provisions of this Charter. (Res. No. 2012-25, § 2, 7-10-12, Election of 11-6-12; Res. No. 2012-56, § 4, 11-16-12)

**ARTS, CULTURAL AND SPECIAL  
EVENTS BOARD**

**§ 32.60 Arts, Cultural and Special Events Board.**

An Arts, Cultural and Special Events Board is hereby created which shall be composed of five members, appointed by the Village Commission to serve at the pleasure of the Commission without compensation. Each member shall be appointed by a majority vote of the Village Commission. (Ord. No. 05-05, 3-15-05; Ord. No. 07-03, § 1, 3-20-07; Ord. No. 2010-07, § 1, 12-14-10)

**§ 32.61 Qualification of members.**

The members of the Arts, Cultural and Special Events Board shall be appointed and shall be qualified electors of the Village as defined in the Charter and shall also be and remain during their respective terms of office, residents of the Village. (Ord. No. 05-05, 3-15-05; Ord. No. 07-03, § 1, 3-20-07)

**§ 32.62 Terms; vacancies; removed from office.**

Members of the Board shall be appointed by the Village Commission for a term of two years. In the event that a vacancy shall occur on the Board by reason or resignation, removal, death, or for any other reason, a successor shall be appointed to fill the unexpired term for such member.

Any member may be removed from the office by the Commission upon majority vote of the Commission. (Ord. No. 05-05, 3-15-05; Ord. No. 07-03, § 1, 3-20-07; Ord. No. 2010-07, § 1, 12-14-10)

**§ 32.63 Officers.**

The Arts, Cultural and Special Events Board shall annually, each by majority vote, elect one of its members as Chairman and one of its members as Vice-Chairman. The Chairman shall chair the meetings of the Board, and shall be the representative of the Board to the Village Manager and Village Commission. In the case of the absence of the Chairman at any meetings, the Vice-Chairman shall act in his stead. The Village Manager is

directed and authorized to furnish, supply, and make available to the Board suitable and proper accommodations for the transactions of the business of the Board. The Board shall designate its own Secretary and the Secretary shall make and furnish minutes of the Board's meetings and shall report to the Village Manager as to the attendance of the meeting and submit the minutes of its meetings to the Village Manager not later than two weeks after each meeting.

(Ord. No. 05-05, 3-15-05; Ord. No. 07-03, § 1, 3-20-07; Ord. No. 2010-07, § 1, 12-14-10)

**§ 32.64 Meetings; quorum; voting period.**

(A) The Arts, Cultural and Special Events Board shall hold regular monthly meetings at such time and place as the Board may determine and may hold special meetings at any other time. All meetings shall be open to the public. All meetings shall be publicly noticed to residents, homeowners, and property owners in accordance with the current practice of the Village Clerk in noticing meetings of the Village Commission. In the event that the Chairperson shall fail to call a special meeting, upon request of any member of the Board, a special meeting shall be held upon written call of two other members of the Board mailed three days prior to the called meeting.

(B) All meetings of the Board shall be open to the public and three members shall constitute a quorum.

(C) A majority vote of the Board shall be required on all recommendations made to the Village Commission.

(Ord. No. 05-05, 3-15-05; Ord. No. 07-03, § 1, 3-20-07; Ord. No. 2010-07, § 1, 12-14-10)

**§ 32.65 Powers and duties.**

(A) The Arts, Cultural and Special Events Board shall be charged with the duty and responsibilities to act in an advisory capacity to the Village Commission and Village Manager in matters pertaining to the delivery of the following human services:

- (1) Recreation and park planning activities.
- (2) Program financing and services.

- (3) Physical components of outdoor and indoor leisure, cultural and recreational activities to meet the needs of as many kinds of people as possible.
- (4) Social services and other human resources program planning with special emphasis on the needs of residents of the Village.
- (5) Cooperate with all other similar governmental agencies and all public or private organizations working for the same or similar objectives.

(B) The Board shall submit to the Village Manager and through him or her to the Village Commission interim reports as to the performance of its duties and responsibilities as set forth above. (Ord. No. 05-05, 3-15-05; Ord. No. 07-03, § 1, 3-20-07; Ord. No. 2010-07, § 1, 12-14-10)

**YOUTH AND EDUCATION SERVICES BOARD**

**§ 32.66 Youth and Education Services Board.**

A Youth and Education Services Board is hereby created which shall be composed of five members appointed by the Village Commission to serve at the pleasure of the Commission without compensation. Each member shall be appointed by a majority vote of the Village Commission. (Ord. No. 2010-08, § 1, 12-14-10; Ord. No. 2013-01, § 2, 1-8-13)

**§ 32.67 Qualification of members.**

The members of the Youth and Education Services Board shall be appointed with one member having a professional background in education and shall be at least 15 years in age and shall also be and remain during their respective terms of office, residents of the Village.

Minors between the ages of 15—17 must obtain parental consent and must be accompanied to the meeting by a parent. (Ord. No. 2010-08, § 1, 12-14-10; Ord. No. 2013-01, § 2, 1-8-13)

**§ 32.68 Terms; vacancies; removal from office.**

(A) Members of the Board shall be appointed by the Village Commission for a term of two years to coincide with the Village's general election. In the event that a vacancy shall occur on the Board by reason of resignation, removal, death, or for any other reason, a successor shall be appointed to fill the unexpired term for such member.

(B) Any member may be removed from the office by the Commission upon majority vote of the Commission. (Ord. No. 2010-08, § 1, 12-14-10; Ord. No. 2013-01, § 2, 1-8-13)

**§ 32.69 Officers.**

The Youth and Education Services Board shall annually, each by majority vote, elect one of its members as Chairman and one of its members as Vice-Chairman. The Chairman shall chair the meetings of the Board, and shall be the representative of the Board to the Village Manager and Village Commission. In the case of the absence of the Chairman at any meetings, the Vice-Chairman shall act in his stead.

The Village Manager is directed and authorized to furnish, supply, and make available to the Board suitable and proper accommodations for the transactions of the business of the Board. The Board shall designate its own Secretary and the Secretary shall make and furnish minutes of the Board's meetings and shall report to the Village Manager as to the attendance of the meeting and submit the minutes of its meetings to the Village Manager no later than two weeks after each meeting.

(Ord. No. 2010-08, § 1, 12-14-10; Ord. No. 2013-01, § 2, 1-8-13)

**§ 32.70 Meetings; quorum; voting period.**

(A) The Youth and Education Services Board shall hold regular monthly meetings at such time and place as the Board may determine and may hold special meetings at any other time. All meetings shall be open to the public. All meetings shall be publicly noticed to residents, homeowners, and property owners in accordance with the current

of office, residents of the Village and shall have been a resident of North Bay Village for a minimum of two years.  
(Ord. No. 2014-06, § 2, 7-8-14)

**§ 32.81 Terms; removal from office.**

Members of the Board shall be appointed by the Village Commission pursuant to Section 32.02 of the Village Code, by a majority vote of the members present, concurrent with the regular scheduled election of the Commission; however, in order to maintain continuity, members shall serve until the new board is appointed after the election. Any member may be removed from the office by the Commission upon majority vote of the Commission members present.  
(Ord. No. 2014-06, § 2, 7-8-14)

**§ 32.82 Vacancy.**

In the event that a vacancy shall occur on the Board by resignation, removal, death, or for any other reason, a successor shall be appointed to fill the unexpired term for such member by a majority vote of the Commission.  
(Ord. No. 2014-06, § 2, 7-8-14)

**§ 32.83 Power and duties.**

The Business Development Advisory Board shall be charged with the following duties:

- (1) Appoint its own chair and vice-chair;
- (2) Appoint a secretary, who shall keep an accurate record of the Board's Meetings;
- (3) Provide monthly written reports containing its activities and recommendations concerning the economic development of the Village, including but not limited to, the existing business environment in the Village and what measures the Commission and Village staff may take to attract businesses to the Village.

(Ord. No. 2014-06, § 2, 7-8-14)

**§ 32.84 Officers.**

The Business Development Advisory Board shall annually, each by majority vote, elect one of its members as Chair and one of its members as Vice-Chair. The Chair shall chair the meetings

of the Board, and shall be the representative of the Board to the Village Commission. In the case of the absence of the Chair at any meetings, the Vice-Chair shall act in his stead.

The Village Manager is directed and authorized to furnish, supply, and make available to the Board suitable and proper accommodations for the transactions of the business of the Board. The Board shall designate its own secretary and the Secretary shall make and furnish minutes of the Board's meetings and shall report to the Village Commission as to the attendance of the meeting and submit the minutes of its meetings to the Village Commission monthly.  
(Ord. No. 2014-06, § 2, 7-8-14)

**§ 32.85 Meetings; quorum; voting period.**

(A) The Business Development Advisory Board shall hold regular monthly meetings at such time and place as the Board may determine and may hold special meetings at any other time. All meetings shall be publicly noticed to residents, homeowners, and property owners by publication on the Village's bulletin board or website. In the event that the Chairperson shall fail to call a special meeting, upon request of any member of the Board, a special meeting shall be held upon written call of two other members of the Board mailed three days prior to the called meeting.

(B) All meetings of the Board shall be open to the public and three members shall constitute a quorum.

(C) A majority vote of the Board shall be required on all recommendations made to the Village Commission.  
(Ord. No. 2014-06, § 2, 7-8-14)

**SPECIAL NEEDS ADVISORY BOARD**

**§ 32.86 Created.**

A Special Needs Advisory Board (the "Board") is hereby created which shall be composed of three members appointed by the Village Commission to serve at the pleasure of the Commission. Each member shall be appointed by a majority vote of the Village Commission.  
(Ord. No. 2015-001, § 2, 1-13-15)



### § 32.87 Purpose.

The Board will act in an advisory capacity to provide the Village Commission, Village Manager, and Village residents with information regarding matters pertaining to the needs of community residents with functional impairments, disabilities, and other such special needs, as well as seniors and children.

(Ord. No. 2015-001, § 2, 1-13-15)

### § 32.88 Powers and duties.

The powers and duties of the Board shall include the following:

- (1) Promote the exchange of ideas and resources in order to better meet the needs of residents with special needs;
- (2) Provide input and information as to government and/or private agencies that provide services for residents with special needs.

(Ord. No. 2015-001, § 2, 1-13-15)

### § 32.89 Meetings; selections of officers.

(A) The Board shall hold quarterly meetings to carry out its purpose and duties, as called by its Chairman or the Village Commission.

(B) The Board shall annually, each by majority vote, elect a Chairman and a Vice-Chairman from among its members. The Chairman shall chair meetings of the Board, and shall be the representative of the Board to the Village Manager and the Village Commission. In the case of the absence of the Chairman at any meetings, the Vice-Chairman shall act in his or her stead. The Board shall designate its own secretary, and the Secretary shall make and furnish minutes of the Board's meetings and submit the minutes of its meetings to the Village Manager monthly.

(Ord. No. 2015-001, § 2, 1-13-15)

### § 32.90 Terms; vacancies; removal.

(A) Members of the Board shall be appointed by the Village Commission for a term of two years to coincide with the Village's general election; however, in order to maintain continuity, members shall serve until the new board is appointed after the election. In the event that a

vacancy shall occur on the Board by reason of resignation, removal, death, or for any other reason, a successor shall be appointed to fill the unexpired term for such member.

(B) The Village Commission shall have the authority to remove any member of the Board for misconduct, or for more than three unexcused absences in any calendar year.

(C) Members of the Board have a responsibility to keep confidential information confidential. If a member of the Board discloses confidential information, that member is acting outside his/her scope of authority and could be removed from the Board or be held personally liable for claims of defamation, invasion of privacy, violations of statute, etc.

(Ord. No. 2015-001, § 2, 1-13-15)

### § 32.91 Sunset review.

The Board shall have a Sunset Review by the Commission after one year from the date that the ordinance from which section 32.86—32.91 derived was adopted.

(Ord. No. 2015-001, § 2, 1-13-15)

## ANIMAL CONTROL ADVISORY BOARD

### § 32.92 Establishment.

There is hereby created an Animal Control Advisory Board to consider matters relating to animal control within the Village limits in order to improve the Village's ability to handle animal issues effectively.

(Ord. No. 2017-003, § 1, 2-14-17)

### § 32.93 Composition.

There is hereby created the North Bay Village Animal Control Advisory Board which shall consist of five members who may reside at any location within the Village, or owners of businesses located within the confines, or designees of such business owners; all of whom shall serve for a period of two years concurrent with the regular scheduled election of the Commission as provided in §6.01 of the Charter.

(Ord. No. 2017-003, § 1, 2-14-17)

## Staff Report

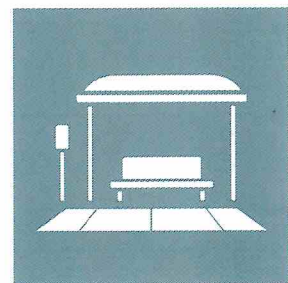
**To:** North Bay Village Planning & Zoning Board  
**From:** James G. LaRue, AICP  
**Date:** December 21, 2017  
**Subject:** Complete Streets

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Complete Streets is the exciting and all-encompassing concept that roadways should not be designed solely for cars, but also for pedestrians, bicyclists, mass transit, and other forms of transportation. The Village was approached by Miami-Dade County, seeking local participation and endorsement of Complete Streets design guidelines for the planning, design, and construction of roadways.

The County outlined some basic goals and objectives listed in a "Safer People Safer Streets Local Action Plan" in 2015-16. There were over 50 action items from that plan adopted by the County, with the overall objective of improving the safety of their roads. One of the major action items in the Plan was the creation of complete streets guidelines. The County also benefitted from an initial study "Active Design Miami", which is a compilation of strategies and approaches to create healthier buildings, streets and urban places. For your reference, we have attached Chapter 4 "Transportation and Mobility" of this study.

We recommend that the Village staff or a transportation expert first complete an assessment of the Village transportation facilities to determine what complete streets guidelines can be feasibly adopted. The attached Transportation and Mobility assessment sheet is a good starting point for this assessment. Following that phase, staff will make recommendations for Comprehensive Plan and/or Land Development Code changes. If the P&Z Board is in agreement with this strategy, we will approach the Village Commission for their approval. Staff will be present to lead the discussion and answer any questions at the January 2<sup>nd</sup> P&Z Board meeting.



**CHAPTER 4**

**TRANSPORTATION  
& MOBILITY**

Transportation and mobility play a leading role in supporting daily physical activity and social connection. Reliability and safety rank among the highest characteristics for successful transportation services.

Varied, safe, and reliable options are key to successful transportation planning. With proper planning and design, residents can be encouraged to walk, bike, and/or use transit for both commuting and everyday trips and errands.

Strategies for incorporating active design into transportation and mobility can sometimes overlap with strategies for parks and public spaces as well as development patterns.

#### OBJECTIVE

Prioritize people over automobiles by creating well-connected, safe, and easy-to-use use transportation options.



*"If we have learned anything about the impact of road building on modern life, it is the fundamental lesson that who we are as a community depends not on how rapidly we travel, but rather, on the density and quality of our destinations and the character of our journey."*

- JOANNA LOMBARD, AIA  
Professor, University of Miami School of Architecture



## TRANSPORTATION & MOBILITY DESIGN STRATEGIES

### 4.1 **Encourage walking by incorporating aesthetic and visually interesting elements into streets and sidewalks.**<sup>1</sup>

Streetscape elements can encourage walking by making the street and sidewalk more comfortable, interesting and usable for pedestrians. Elements that provide amenity and utility to pedestrians include wide sidewalks; street trees that provide shade; landscaping that provides light and color; the location and quality of lighting; site-furnishing such as seating, bicycle racks, signage, and public art.

### 4.2 **Create new and enhance existing pedestrian plazas.**<sup>2</sup>

Pedestrian plazas are open spaces where walking, biking and similar activities are promoted, and automobile traffic is excluded. Plazas provide residents and visitors with gathering and activity space.<sup>3</sup>

Locate plazas near transit stops and along existing pedestrian streets.

Ensure plazas are attractive, comfortable and well-maintained.

### 4.3 **Enhance bike mobility by improving bicycle infrastructure, including ensuring bicycle paths, lanes and tracks are interconnected.**<sup>4</sup>

Encourage new, and support existing bicycle commuters through ease of use amenities such as bike ramps on stairs, and clearly designated, ample bike spaces on trains.

Expand bikeshare and locate new stations at train stations and transit hubs.

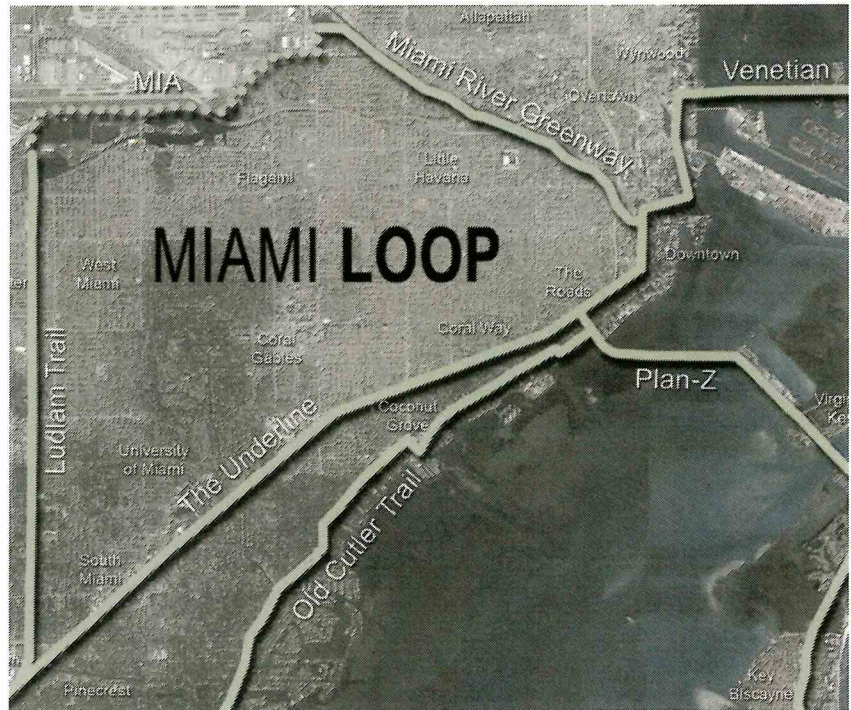
Prioritize the development of safe, clearly marked, interconnected bicycle pathways that provide direct access to transit stops and other destinations.

### 4.4 **Facilitate biking by encouraging ample bicycle parking.**<sup>5</sup>

Leverage available space at transit stations as well as within parks and public spaces to provide easily accessible and safe bicycle facilities.

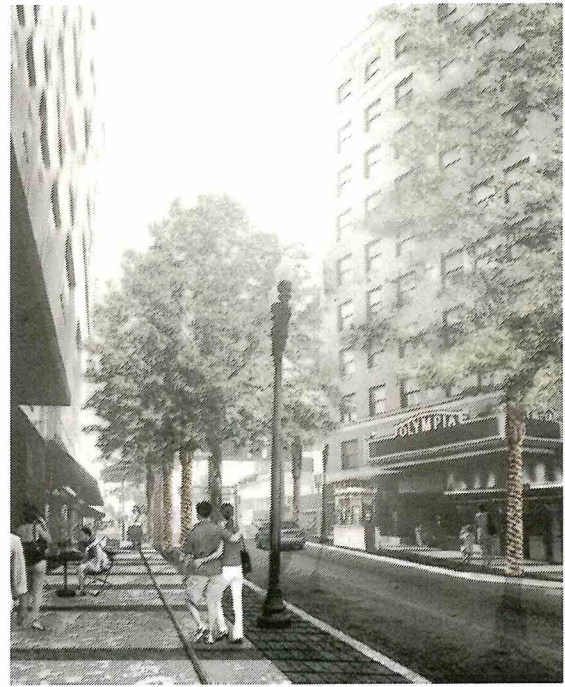


*Pedestrian plazas make walking and biking easy, safe and accessible. | Bike ramps allow bicyclists to easily roll their bikes while walking up the stairs.*

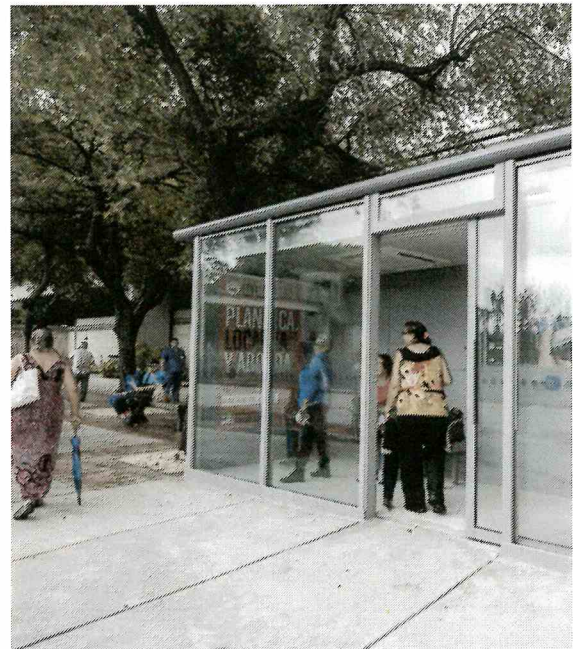


*Clearly marked bike lanes provide enhanced safety on Key Biscayne. | The proposed Miami Loop would incorporate several upcoming and existing multimodal trails into one system connecting a large portion of Miami-Dade County.*

- 4.5 Provide facilities at or near rail and major transit stations that assist commuters in finalizing their trip.<sup>6</sup>**  
Some examples include bike storage, showers/restrooms, car share stations and bike share stations.
- 4.6 Provide schools with easy access to transit routes.<sup>7</sup>**  
Encourage use of bus or rail stops in close proximity to schools by incorporating connected and safe walking and bicycle paths, access gates or similar treatments.
- 4.7 Encourage walking by providing ample sidewalk space and safe crosswalks.<sup>8</sup>**  
Factors such as perceived safety and comfort influence pedestrian behavior. Providing plenty of sidewalk space to buffer pedestrians from automobile travel helps reduce the sense of vulnerability while encouraging people to walk more frequently and for longer distances.
- 4.8 Enhance safety and walkability by incorporating traffic calming elements to reduce driving speeds.<sup>9</sup>**  
Street design elements such as curb extensions, landscaped medians, raised intersections, and roundabouts help slow traffic speeds and increase safety.
- Developing safer streets through design and policy supports increased activity for pedestrians and bicyclists of all ages and abilities, as safety is consistently cited as a primary concern.
- 4.9 Provide comfortable bus stops with benches and protective shelters.<sup>10</sup>**  
A comfortable and protected shelter is an essential part of a successful transit system. An ideal shelter is one that allows visibility and easy access to the bus, is comfortable and convenient, provides clear information, is safe, and provides protection from weather.
- 4.10 Use maps and wayfinding to facilitate pedestrian and bicycle access to healthy amenities.<sup>11</sup>**  
Highlight distance, time and directions to points of interest such as community centers, local markets, and parks.



*The Hollywood Ave pedestrian scramble in Los Angeles has reduced pedestrian accidents and fatalities while maximizing efficiency. | Pedestrian improvements for Flagler Street in Downtown Miami.*



*Pedestrian islands and clearly marked crosswalks enhance safety and access. | Air conditioned, accessible bus stops in Hialeah protect transit riders from the typical hot and rainy climate and enhance the user's experience.*





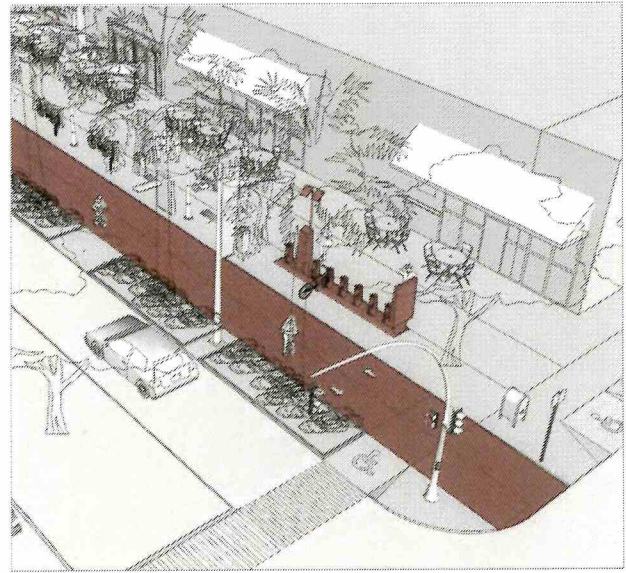
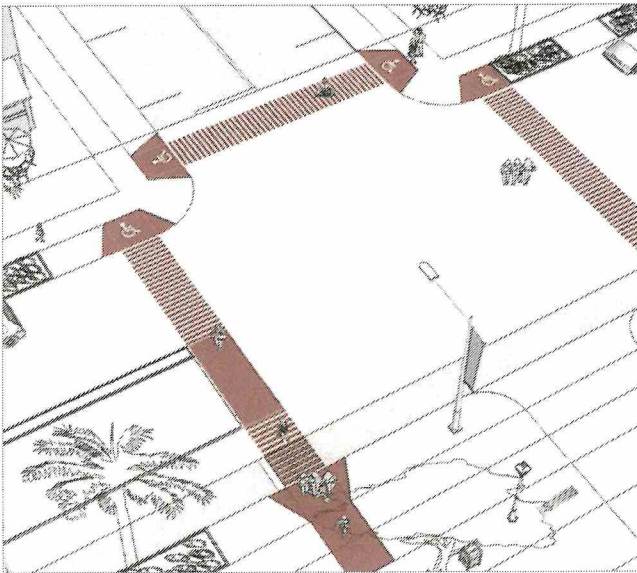
## TRANSPORTATION & MOBILITY POLICY STRATEGIES

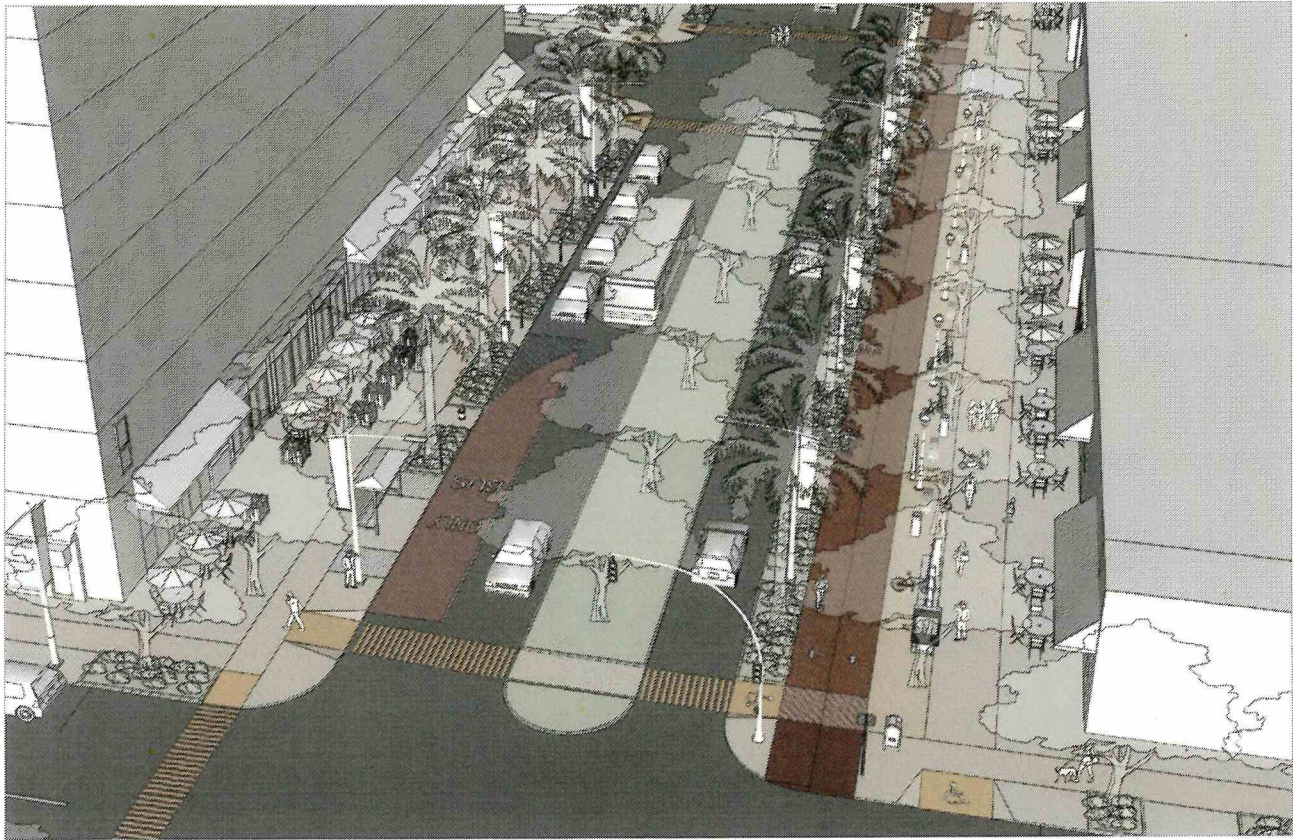
### 4.11 Implement Complete Streets policies.<sup>12</sup>

A typical complete street contains elements including, but not limited to, improved accessible sidewalks with frequent and safe crossing opportunities, bicycle lanes, defined pedestrian and bicycles spaces including bicycle parking, street trees and benches, pedestrian scaled lighting and accessible pedestrian signals, special bus lanes, comfortable and accessible public transportation stops, median refuges, landscaped curb extensions, roundabouts, on-street parking, among others.

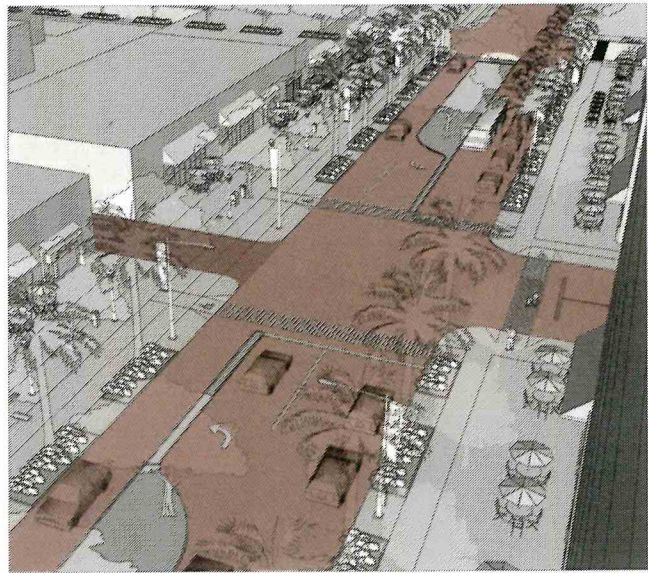
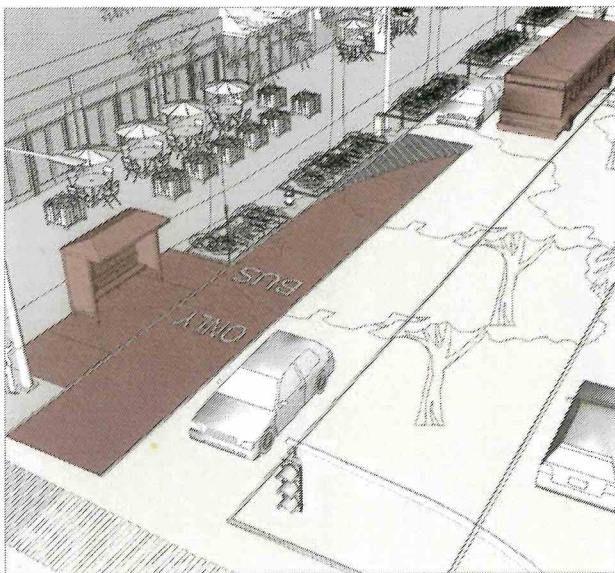
Complete Streets improve safety, encourage more walking and bicycling, help ease transportation woes, are good for air quality and make fiscal sense.<sup>13</sup>

*Streets designed by Plusurbia using Complete Streets principles provide safe and comfortable access for people of all ages, abilities as well as all transportation modes and needs. Each mode of travel, walking, biking, public transit, and automobile, is safely supported using dedicated space allocation and clear visual cues. Below, left to right: Safe and accessible walking; Protected lanes for bicycling.*

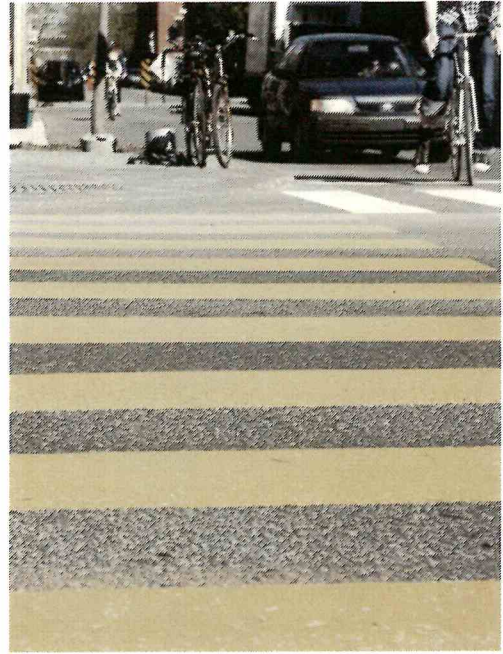




Above: All transportation modes. Below, left to right: Easy access for riding transit; Clearly designated travel lanes for drivers.



- 4.12 Develop community and neighborhood-scale master plans that prioritize specific community mobility needs.**<sup>14</sup>  
Plans such as a Bicycle and Pedestrian Masterplan provide the basis for policymakers to improve and expand mobility options.
- The process of creating neighborhood plans provide important opportunities for engaging residents and identifying critical mobility and connectivity gaps in communities.
- 4.13 Incentivize commuting via public transit.**<sup>15</sup>  
Provide incentives such as reduced parking requirements for transit-oriented development projects (TOD).
- Support transit use by providing free or discounted public transit passes for employees.
- 4.14 Reduce parking requirements for walkable, bikeable, and transit-accessible sites.**<sup>16</sup>
- 4.15 Expand access to BikeShare.**<sup>17</sup>  
Encourage use of bike share programs through discounted and/or subsidized memberships.



*Miami's Citibike provides flexibility and opportunities to improve mobility.*

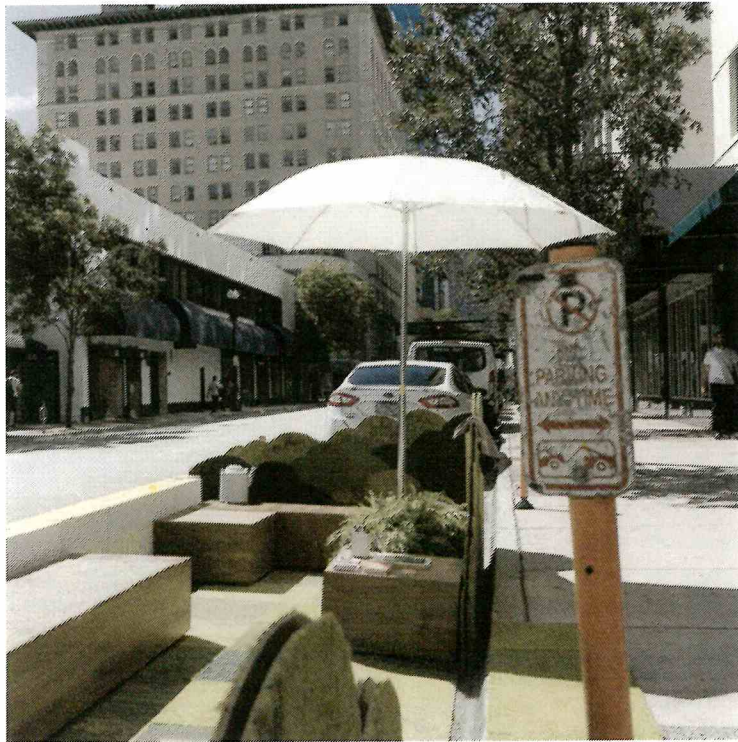


## TRANSPORTATION & MOBILITY PROGRAMMING STRATEGIES

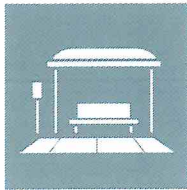
- 4.16 Encourage and facilitate “walking school buses” and safe routes to schools programs.<sup>18</sup>**  
Walking school buses are an organized mode of active transportation for students walking to school. They have a fixed route, with designated stops and pick up times when children join adult chaperons to walk to school. Walking school bus programs can be implemented in neighborhoods of various socio-economic status.<sup>19</sup>
- 4.17 Incentivize carpool and rideshare programs.<sup>20</sup>**  
Advantages of carpooling and rideshare programs include less stress commuting to and from work, financial savings, increases free time for riders, and reduces pollution due to auto emissions.
- 4.18 Promote and use temporary demonstration installations to evaluate project design.<sup>21</sup>**  
Demonstration projects done on a temporary basis can be used to illustrate improved street design concepts such as: parklets, mini-plazas, road diets, curb extensions, protected bike lanes, and street closures. Sometimes referred to as tactical urbanism projects, these initiatives can lead to improvements in the experience and aesthetic of the street, enhanced walkability, and a stronger sense of place.



*Rideshare services such as Uber and Lyft can be incorporated into local transit / mobility options and services. UberPOOL, for example, allows you to share your ride and split the cost of your trip with another Uber rider headed in the same direction.*

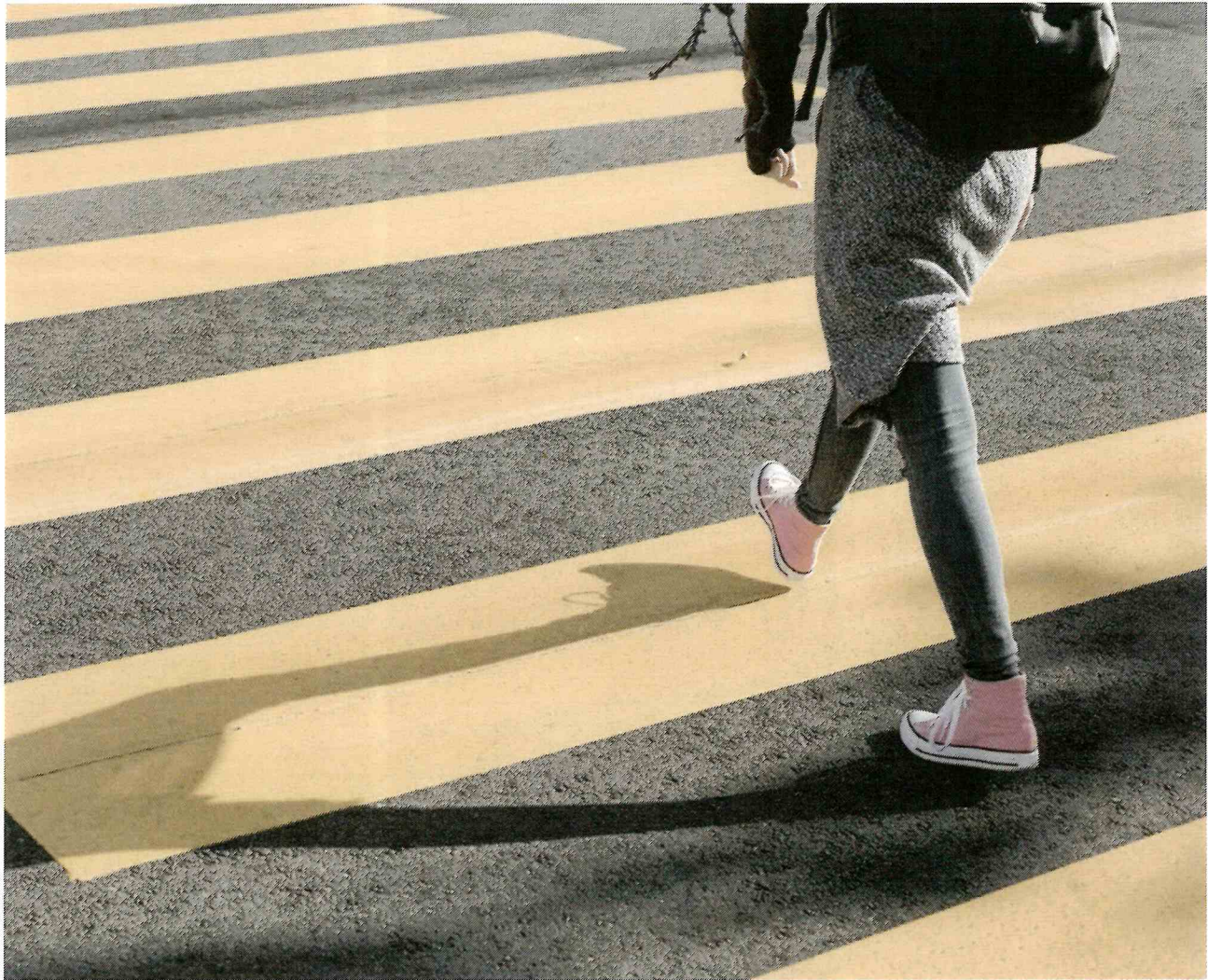


*Park(ing) Day installations in Downtown Miami demonstrate how on street parking can be repurposed into inviting gathering spaces for people. | University of Miami WalkSafe Program at Charles R. Drew K-8 Center and Miami Park Elementary School 2012.*



#### CHAPTER 4 REFERENCES

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2. Gehl Studio NY and J.Max Bond Center on Design for the Just City, 2015
3. ADG 34
4. Braun, 2015; Buehler & Dill, 2015; Fraser & Lock, 2011; Pucher, Dill, & Handy, 2010; Sallis et al., 2013
5. Pucher et al., 2010; Transportation Alternatives; Wardman, 2007
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7. Besser & Dannenberg, 2005; Wilson, Marshall, Wilson, & Krizek, 2010
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10. American Public Transportation Association, 2012
11. ChangeLab Solutions, 2013; Gibson, 2009
12. Healthy Places Chicago Department of Public Health, 2013; Moreland-Russell, Eyler, Barbero, Hipp, & Walsh, 2013; Smart Growth America, 2014
13. <http://www.smartgrowthamerica.org/complete-streets/complete-streets-fundamentals/benefits-of-complete-streets/>
14. Braun, 2015; ChangeLab Solutions, 2013
15. Hamre, 2014; Redman, Friman, Gärling, & Hartig, 2013
16. Hamre, 2014; L. Wood, Frank, & Giles-Corti, 2010
17. DeMaio, 2009; Fuller et al., 2013; Woodcock, Tainio, Cheshire, O'Brien, & Goodman, 2014
18. Dimaggio & Li, 2013; National Center for Safe Routes to School
19. <http://www.countyhealthrankings.org/policies/walking-school-buses>
20. Rivasplata, Guo, Lee, & Keyon, 2013
21. Németh & Langhorst, 2014



*Clearly marked crosswalk.*





# Transportation & Mobility

### OBJECTIVE

Prioritize people over automobiles by creating well-connected, safe, and easy-to-use use transportation options.

### TRANSPORTATION AND MOBILITY DESIGN STRATEGIES

Existing Feasible Not Feasible

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- 4.1 Encourage walking by incorporating aesthetic and visually interesting elements into streets and sidewalks.
- 4.2 Create new and enhance existing pedestrian plazas.
- 4.3 Enhance bike mobility by improving bicycle infrastructure, including ensuring bicycle paths, lanes and tracks are interconnected.
- 4.4 Facilitate biking by encouraging ample bicycle parking.
- 4.5 Provide facilities at or near rail and major transit stations that assist commuters in finalizing their trip.
- 4.6 Provide schools with easy access to transit routes.
- 4.7 Encourage walking by providing ample sidewalk space and safe crosswalks.
- 4.8 Enhance safety and walkability by incorporating traffic calming elements to reduce driving speeds.
- 4.9 Provide comfortable bus stops with benches and protective shelters.
- 4.10 Use maps and wayfinding to facilitate pedestrian and bicycle access to healthy amenities.

Notes

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**TRANSPORTATION AND MOBILITY POLICY STRATEGIES**

Existing Feasible Not Feasible

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|--------------------------|--------------------------|--------------------------|---|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 4.11 Implement Complete Streets policies.   |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 4.12 Develop community and neighborhood-scale master plans that prioritize specific community mobility needs. |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 4.13 Incentivize commuting via public transit.  |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 4.14 Reduce parking requirements for walkable, bikeable, and transit-accessible sites.                        |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 4.15 Expand access to BikeShare.  |

**TRANSPORTATION AND MOBILITY PROGRAMMING STRATEGIES**

- |                          |                          |                          |  |
|--------------------------|--------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 4.16 Encourage and facilitate “walking school buses” and safe routes to schools’ programs. |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 4.17 Incentivize carpool and rideshare programs.   |
| <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 4.18 Promote and use temporary demonstration installations to evaluate project design.     |

Notes

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## Staff Report

**To:** North Bay Village Planning & Zoning Board  
**From:** James G. LaRue, AICP  
**Date:** December 20, 2017  
**Subject:** Potential Density/Intensity Increase

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Quite a few inquiries have been made over the last several months concerning the Village's maximum allowable density for multifamily residential development. The Village Comprehensive Plan and Land Development Code currently allow a maximum of 70 residential dwelling units per acre (DU/A). Several realtors and potential developers have stated that 70 DU/A is not high enough to encourage development or redevelopment and is not competitive, as compared to the maximum densities allowed by other nearby communities. Another point that has been made is that, although the Village has approved several site plans over the last few years for properties along the Causeway, no building permit applications have been submitted to develop on these entitled properties in this prime area of the Village.

In addition to the inquiries regarding residential density, there have also been some inquiries regarding the maximum allowable floor area ratio (FAR), which is the relationship between the total amount of building floor area and the total area of the lot. The Village Comprehensive Plan currently allows a maximum FAR of 3.0, which applies only to commercial development, and does not include the residential or parking areas of any development.

The issue of potentially increasing the maximum allowable density and/or intensity in certain areas of the Village should be addressed by the Village Planning & Zoning Board and the Village Commission. If the Board does agree that an increase would be beneficial to the Village, then there are several options and strategies to consider. The Village's Land Development Code will need to be revised and, more than likely, an amendment to the Village Comprehensive Plan will also be necessary.

Key discussion items:

- (1) It is not appropriate to consider increasing maximum allowable densities for properties on Harbor Island. All traffic generated by the developments on Harbor Island must pass through the intersection at Larry Paskow Way and Kennedy Causeway. Harbor Island is not yet built out at the currently allowed maximum density and recent traffic impact analysis indicates that the intersection is already operating at failing levels during peak traffic hours.

- (2) Properties in the Commercial Future Land Use Category and the General Commercial Zoning District should be the focus of the density/intensity increase discussion, as the majority of these properties have direct access to Kennedy Causeway and allowing for additional density/intensity on these properties should not have a significant effect on traffic congestion.
- (3) Should the allowable maximum density be increased by right, or should additional density be made available in exchange for developer contributions? Contributions can include payment of fees, building design criteria, dedication of public spaces, etc.
- (4) The Village Code currently allows higher density by-right for smaller dwelling units. In the RM-70 and CG zoning districts, efficiencies and one-bedroom dwelling units are allowed at 70 DU/A, whereas two-bedroom units are allowed at 63.6 DU/A and three-bedroom units at 58.1 DU/A. Should this system be continued, modified or should all residential dwelling units be counted the same? Should smaller dwelling units (e.g. not exceeding one bedroom and 750 square feet) be permitted and allowed to count as less than one dwelling unit (e.g. half dwelling unit) for density purposes? Should the minimum square footage for dwelling units be adjusted?

Staff can provide recommendations, but we are also seeking direction on these items from the Planning & Zoning Board as well as the Commission at their January meetings.



**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**  
**SPECIAL VILLAGE COMMISSION MEETING**

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

**THURSDAY, DECEMBER 21, 2017**  
**7:00 P.M.**

**1. CALL TO ORDER**

Mayor Connie Leon Kreps called the meeting to order at 7:14 p.m.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**ROLL CALL**

Commissioner Jose Alvarez  
Mayor Connie Leon Kreps  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreana Jackson

Vice Mayor Eddie Lim was absent.

**Also Present:**

Village Manager Frank K. Rollason  
Deputy Village Manager/HR Director Jenice Rosado  
Finance Director Bert Wrains  
Police Chief Carlos Noriega  
Village Attorney Norman C. Powell  
Village Clerk Yvonne P. Hamilton

2. **RESOLUTION**

- A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING RESOLUTION NO. 2017-32, COMMISSION MEETING AND AGENDA PROCEDURES, PROVIDING FOR CITIZEN PRESENTATIONS TO THE COMMISSION; ESTABLISHING A SERGEANT-AT-ARMS FOR THE COMMISSION MEETINGS, AMENDING THE PUBLIC PROCEDURE IN ADDRESSING THE COMMISSION, MANNER AND TIME; PROVIDING FOR CONFLICTS; AND PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS, COMMISSIONER ANDREANA JACKSON, COMMISSIONER JOSE ALVAREZ, AND NORMAN C. POWELL INTERIM VILLAGE ATTORNEY)**

The Village Clerk read the Resolution by title.

The Village Attorney Norman Powell discussed the objectives of the Resolution.

Commissioner Andreana Jackson moved the item to the floor, and Mayor Connie Leon Kreps seconded the motion.

The Mayor opened the floor to public comments, when the citizens indicated they wished to address the Commission.

Lynn Ragusa, of 1865 Kennedy Causeway, Alvin Blake, of 7601 Coquina Drive, Fane Lozman, of 1700 Kennedy Causeway, Laura Cattabriga, of 7430 Center Bay Drive, Bud Farrey, of 1315 Bay Terrace, Gary Aboff, of 7501 E. Treasure Drive, Jane Blake, of 7601 Coquina Drive, Gudrin Volker, of 7517 Cutlass Avenue, and Mario Garcia, of 7540 Hispanola Avenue, addressed the Commission.

The Mayor closed the floor to public comments.

The motion was adopted by a 4-0 roll call vote, with the following amendments to the Resolution:

1. Section 8B, "Order of the Agenda", Village Commissions' Report was moved after Item 3, Good & Welfare.
2. "Impertinent" was removed from the document.

3. “Barring” was removed from the document; and the following paragraph was inserted; where appropriate:

“The presiding officer or the parliamentarian may order the removal of any person interfering with the commission meeting; providing such officer has first issued a warning that continued interference of the orderly process of the meeting will result in removal.”

4. In Section 13C, the words “Two-thirds (2/3)” were removed and “four-fifths (4/5)” were inserted.

### 3. **ADJOURNMENT**

The meeting adjourned at 8:53 p.m.

Prepared by: Yvonne P. Hamilton, Village Clerk

Adopted by North Bay Village on this 9th day of January 2018.

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

**OFFICIAL MINUTES**  
**REGULAR VILLAGE COMMISSION MEETING**  
**VILLAGE HALL**  
**1666 KENNEDY CAUSEWAY, #101**  
**NORTH BAY VILLAGE, FL 33141**  
  
**THURSDAY, DECEMBER 14, 2017**  
**7:30 P.M.**

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1. **CALL TO ORDER**

Mayor Connie Leon Kreps called the meeting to order at 7:33 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 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  
Project Manager Diego Lopez  
Interim Village Attorney Norman C. Powell  
Village Clerk Yvonne P. Hamilton



**10C. A RESOLUTION OF THE VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN ENGAGEMENT AGREEMENT BETWEEN THE VILLAGE AND THE LAW OFFICES OF NORMAN C. POWELL, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT, AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE LABOR ATTORNEY DAVID C. MILLER)**

The Village Clerk read the Resolution by title.

David Miller, Village Labor Attorney, described the conditions of the proposed agreement with Norman Powell.

Commissioner Andreana Jackson moved the item to the floor, and Commissioner Jose Alvarez seconded the motion.

The Mayor opened the floor to public comments.

Jane Blake, of 7601 Coquina Drive and Kevin Vericker, of 7520 Hispanola Avenue addressed the Commission.

There being no other speakers, the Mayor closed the floor to public comments.

The motion to approve the Resolution was adopted by a 3-2 roll call vote. The vote was as follows: Mayor Connie Leon Kreps, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes. Vice Mayor Eddie Lim and Commissioner Dr. Douglas N. Hornsby voted No.

**2. A. PROCLAMATIONS AND AWARDS**

**1. NBV Star Award – Dr. Joshua Furman**

Dr. Furman was presented with the Star Award in appreciation for his dedication and commitment to North Bay Village.

**B. SPECIAL PRESENTATIONS**

**1. Alix Desulme, MS. Ed/ELB Global  
Education Consultant - Prowise Interactive Panel**

Mr. Desulme made a presentation to the Commission on the Prowise Interactive panel.

**2. Peter Catalano  
Miami Beach K-9 Knights**

Mr. Catalano was unable to attend the meeting.

Chief Carlos Noriega recognized Detective Manny Casais and Lieutenant Steve Brent for their selection by Miami-Dade County Association of Chief of Police as Officers of the Month for November 2017.

**C. ADDITIONS AND DELETIONS**

Mayor Connie Leon Kreps requested that Item 10C be heard next on the agenda.

Vice Mayor Eddie Lim requested to add two items to the agenda after the Good & Welfare session, as Items 3(A) City Manager and 3(B) Public Corruption.

Commissioner Dr. Douglas N. Hornsby requested to remove Items 9A, 9B, 9C, 9D, and 9E from the Consent Agenda.

**3. GOOD & WELFARE**

Luis Torrego, of 7611 Center Bay Drive, Alvin Blake, of 7601 Coquina Drive, Raul Toro, of 7536 Hispanola Avenue, Tim Dennis, of 7910 Harbor Island Drive, Dr. Richard Chervony, of 7601 Center Bay Drive, Kevin Vericker, of 7520 Hispanola Avenue, Lynn Ragusa, of 1865 Kennedy Causeway, Jane Blake, of 7601 Coquina Drive, and Cecilia Veloz, of 7504 Bounty Avenue addressed the Commission.

**3A. VILLAGE MANAGER**

Vice Mayor Eddie Lim moved for a “Vote of Confidence” for the Village Manager, and Commissioner Dr. Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments.

Kevin Vericker, of 7520 Hispanola Avenue, Jane Blake, of 7601 Coquina Drive, Dr. Richard Chervony, of 7601 Center Bay Drive, Mario Garcia, of 7540 Hispanola Avenue, Luis Torrego, of 7611 Center Bay Drive, Tim Dennis, of 7910 Harbor Island Drive, Gudrin Volker, of 7517 Cutlass Avenue, Lynn Ragusa, of 1865 Kennedy Causeway, and Nancy Sonnett-Selwyn of, 7512 Cutlass Avenue, addressed the Commission.

There being no other speakers, the Mayor closed the floor to public comments.

Vice Mayor Eddie Lim read excerpts of letters from The Fraternal Order of Police Association and from resident Tim Dennis in support of the Village Manager.

The motion was adopted by a 4-1 vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Vice Mayor Eddie Lim all voting Yes. Mayor Connie Leon Kreps voted No.

**3B. PUBLIC CORRUPTION INVESTIGATION**

No action was taken on Item 3B.

Commissioner Andreana Jackson moved to defer the remainder of the items on the agenda, except for Items 9B, 9C, 9D, 9F and 8, and Mayor Connie Leon Kreps seconded the motion. 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

The following items were heard next on the agenda.

- 9B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AMENDMENT NO. 1 TO THE CONSTRUCTION SERVICES AGREEMENT WITH ABC CONSTRUCTION, INC. TO ADDRESS EXTENDED GENERAL CONDITIONS AND INSTALLATION OF PIN PILES FOUNDATION FOR THE BAYWALK PLAZA SOUTH SIDE PROJECT, AT A LUMP SUM AMOUNT OF \$120,580.00; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE RELATED DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- 9C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING PAYMENT TO KIMLEY HORN & ASSOCIATES, INC. IN THE AMOUNT OF \$57,746.76 FOR CONSTRUCTION PHASE SERVICES FOR THE ON-GOING BAYWALK PLAZA SOUTH SIDE CONSTRUCTION PROJECT; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- 9D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING PAYMENT TO KIMLEY HORN & ASSOCIATES, INC. IN THE AMOUNT OF \$62,100.00 FOR ADDITIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR THE ON-GOING BAYWALK PLAZA SOUTH SIDE CONSTRUCTION PROJECT, UNDER AMENDMENT NUMBER 3 BETWEEN NORTH BAY VILLAGE AND KIMLEY HORN & ASSOCIATES, INC.; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolutions by titles, which were heard simultaneously.

Commissioner Dr. Douglas N. Hornsby moved to approve the Resolutions (Items 9B, 9C, and 9D), and Commissioner Andreana Jackson seconded the motion.

The Village Manager Frank K. Rollason made a brief presentation on the items.

The Mayor opened the floor to public comments.

Mario Garcia, of 7540 Hispanola 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: Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

- 9F. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE ADOPTION OF A REVISED MEMO OF UNDERSTANDING (MOU) BETWEEN MIAMI-DADE COUNTY AND NORTH BAY VILLAGE FOR THE PURPOSE OF PROVIDING DEBRIS REMOVAL, STAGING & REDUCTION, LONG-RANGE HAULING, AND MONITORING AS A RESULT OF DAMAGES SUSTAINED WITHIN THE VILLAGE FROM HURRICANE IRMA; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

The Village Manager Frank K. Rollason made a brief presentation on the item.

Commissioner Dr. Douglas N. Hornsby moved 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: Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

**8. VILLAGE MANAGER'S REPORTS**

Commissioner Andreana Jackson moved to authorize the Village Manager to expend up to \$15,000 from the General Fund Reserve Account for stump removal in bulb-outs on Treasure Island. 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

Commissioner Andreana Jackson moved to authorize the Village Manager to expend up to \$15,000 from the General Fund Reserve Account to replace Live Oaks in bulb-outs on Treasure Island. 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

Commissioner Andreana Jackson moved to authorize the Village Manager to expend up to \$15,000 from the General Fund Reserve Account to replace sod in the public right-of-way on North Bay Island. 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

**4. GRANT WRITER'S REPORT**

The Village Grant Writer was not present at the meeting. A written report was included in the agenda package.

Items 5 through 15 were deferred to the next meeting.

**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**

A report was not provided.

**D. COMMUNITY ENHANCEMENT BOARD**

A report was not provided.

**E. PLANNING & ZONING BOARD**

A report was not provided.

**6. VILLAGE COMMISSION'S REPORT**

There were no Commissioners' Reports.

**7. VILLAGE ATTORNEY'S REPORT**

**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 AMENDING THE FISCAL YEAR 2017 BUDGET; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE BUDGET AMENDMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK ROLLASON)**

**E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AMENDMENT NUMBER FIVE TO THE EXISTING AGREEMENT WITH COMPUTER INFORMATION SYSTEMS, INC. TO PROVIDE ADDITIONAL FEATURES AND FUNCTIONS TO THE COMPUTER AIDED DISPATCH SYSTEM; 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)**

No action was taken on the Consent Agenda items 9A and 9E.

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

- A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, SETTING THE QUALIFYING DATES FOR THE NOVEMBER 6, 2018 GENERAL ELECTION AS PROVIDED FOR UNDER CHAPTER 100, SECTION 100.3605(2) OF THE FLORIDA STATUTES; PROVIDING DIRECTIONS FOR THE VILLAGE CLERK; PROVIDING FOR REPEALER, SEVERABILITY, PROVIDING FOR CONFLICTING ORDINANCES OR RESOLUTIONS; AND AN EFFECTIVE DATE. *(INTRODUCED BY VILLAGE ATTORNEY NORMAN POWELL/VILLAGE CLERK YVONNE P. HAMILTON)*

No action was taken on Item 10A.

- B. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AMENDING SECTION 70 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED "TRAFFIC AND PARKING REGULATIONS"; BY CREATING SECTION 70.06 REGARDING PARKING REGULATIONS FOR STREETSWEEPING; AMENDING SECTION 153.04 ENTITLED "SCHEDULE OF CIVIL PENALTIES; PROVIDING FOR ENFORCEMENT; PENALTIES; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE. *(INTRODUCED BY MAYOR CONNIE LEON-KREPS)*

No action was taken on Item 10B.

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. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 153, ENTITLED "CODE ENFORCEMENT" BY AMENDING SECTION 153.04 TO INCREASE THE FINE FOR GENERAL LITTERING AND FINES UNDER SECTION 91.03 FOR REPEAT VIOLATIONS; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. *(INTRODUCED BY VICE MAYOR EDDIE LIM) – DEFERRED FROM NOVEMBER 14, 2017 COMMISSION MEETING)*

No action was taken on Item 11A.

**12. UNFINISHED BUSINESS**

There was no unfinished business.

**13. NEW BUSINESS**

**A. APPOINTMENTS TO ADVISORY BOARDS**

- 1.) ADVISORY CHARTER REVIEW BOARD**
- 2.) SPECIAL NEEDS ADVISORY BOARD**

No action was taken on Item 13.

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

- A. REGULAR COMMISSION MEETING – NOVEMBER 14, 2017**
- B. PUBLIC INFORMATION OFFICER WORKSHOP –NOVEMBER 8, 2017**
- C. REGULAR COMMISSION MEETING – OCTOBER 24, 2017**
- D. REGULAR COMMISSION MEETING – OCTOBER 10, 2017**
- E. SPECIAL COMMISSION MEETING – OCTOBER 5, 2017**
- F. FINAL BUDGET PUBLIC HEARING – SEPTEMBER 26, 2017**
- G. TENTATIVE BUDGET PUBLIC HEARING – SEPTEMBER 19, 2017**
- H. REGULAR COMMISSION MEETING – SEPTEMBER 19, 2017**

No action was taken on Item 14.

**15. ADJOURNMENT**

The meeting adjourned at 10:19 p.m.

Prepared by: Yvonne P. Hamilton, Village Clerk

Adopted by North Bay Village on this 9th day of January 2018.

*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.)





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### OFFICIAL MINUTES REGULAR VILLAGE COMMISSION MEETING

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

TUESDAY, NOVEMBER 14, 2017  
7:30 P.M.

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#### 1. CALL TO ORDER

Mayor Connie Leon-Kreps called the meeting to order at 7:33 p.m.

#### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

#### ROLL CALL

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

Vice Mayor Eddie Lim was absent.

#### ALSO PRESENT:

Village Manager Frank K. Rollason  
Deputy Village Manager/HR Director Jenice Rosado  
Finance Director Bert Wrains  
Police Chief Carlos Noriega  
Public Works Director Ray Rammo  
Village Attorney Robert L. Switkes  
Village Clerk Yvonne P. Hamilton

Commissioner Dr. Douglas N. Hornsby moved to excuse Vice Mayor Eddie Lim's absence. The Vice Mayor was attending the National League of Cities Conference. Mayor Connie Leon Kreps seconded the motion, and all voted in favor.

2. **A. PROCLAMATIONS AND AWARDS**

1. **65<sup>th</sup> Anniversary of North Bay Village Recognition by the International City/County Management Association (ICMA) Presented by Alex Diaz, Town Manager, Golden Beach**

Town Manager Alex Diaz presented the award to the Commission.

**B. SPECIAL PRESENTATIONS**

1. **PFM Financial Advisors LLC**

Pete Varona and Sergio Masvidal of PFM Financial Advisors, LLC made a presentation to the Commission. Mr. Verona informed the Commission that he would attend the Capital Improvement Project Workshop to be scheduled by the Citizens Budget & Oversight Board.

**C. ADDITIONS AND DELETIONS**

Village Attorney requested to delete Item 11F; as the sponsor of Item 11E, Vice Mayor Eddie Lim requested to remove the item from the agenda in his absence; and Mayor Connie Leon Kreps requested to remove Item 9D.

3. **GOOD & WELFARE**

Edward Martos, Weiss Serota Helfman Cole & Bierman, 2525 Ponce De Leon Boulevard, Suite 700, Coral Gables, FL 33134, counsel for 1700 South Treasure Drive property owners, Laura Cattabriga, of 7430 Center Bay Drive, David Heit, President, Optimist Club, and Julianna Strout, of 7800 Beach View Drive, addressed the Commission.

4. **GRANT WRITER'S REPORT**

The Village Grant Writer, Lakeesha Morris, President, BellTower Consulting Group, discussed village grants.

5. **ADVISORY BOARD REPORTS**

**A. ANIMAL CONTROL ADVISORY BOARD**

A report was not provided.

**B. BUSINESS DEVELOPMENT ADVISORY BOARD**

The Vice Chair Laura Cattabriga reported on the October 23<sup>rd</sup> meeting.

**C. CITIZENS BUDGET & OVERSIGHT BOARD**

The Chair Laura Cattabriga reported on the October 16<sup>th</sup> meeting.

**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 Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all gave oral reports.

**7. VILLAGE ATTORNEY'S REPORT**

The Village Attorney Robert L. Switkes gave an oral report.

**8. VILLAGE MANAGER'S REPORTS**

The Village Manager advised the Commission of the Jewish holiday on the date of the next scheduled Commission Meeting of December 12<sup>th</sup>. Commissioner Andreana Jackson moved to reschedule the Regular Commission Meeting for December 14, 2017, and Mayor Connie Leon Kreps seconded the motion.

The Mayor opened the floor for public comments. There being no speakers, she closed the floor to public comments.

The motion was adopted by a 4-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes. Vice Mayor Eddie Lim was absent.

Commissioner Dr. Douglas N. Hornsby moved to hold the Public Information Officer (PIO) Workshop on January 17, 2018 at 7:30 p.m. Commissioner Andreana Jackson seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Mayor Connie Leon Kreps, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes. Vice Mayor Eddie Lim was absent.

The Village Manager discussed his written report to the Commission, which was included in the agenda package; and responded to questions from the Commission.

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, AUTHORIZING THE DONATION OF SURPLUS PROPERTY, SPECIFICALLY POLICE PURSUIT VEHICLES OF THE POLICE DEPARTMENT, WHICH ARE NOT NEEDED FOR PUBLIC PURPOSE, TO THE CITY OF OPA LOCKA; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
  - B. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A COLOR SELECTION FOR THE TILE ROOF TO BE INSTALLED AT THE VILLAGE FACILITY AT 1841 GALLEON STREET; SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON KREPS)**
  - C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, URGING PARQUES REUNIDOS SERVICIOS CENTRALES, S.A., THE OWNER AND OPERATOR OF MIAMI SEAQUARIUM, TO RETIRE LOLITA, THE ENDANGERED ORCA WHALE, FROM HER SMALL TANK AT MIAMI SEAQUARIUM, AND MOVE HER TO A SEA PEN IN THE PACIFIC NORTHWEST AS SOON AS POSSIBLE; AND, DIRECTING THE VILLAGE CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO ALL COUNTY MAYORS IN THE STATE OF FLORIDA AND TO THE FLORIDA LEAGUE OF CITIES. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

- E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDING BID NO. 2017-002 FOR THE STORMWATER OUTFALL REHABILITATION PROGRAM TO RIC-MAN CONSTRUCTION FLORIDA, INC.; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACT PURSUANT TO THE SCOPE OF SERVICES OUTLINED IN THE BID DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROJECT AGREEMENT (17-09) WITH KIMLEY-HORN AND ASSOCIATES, INC., TO PROVIDE ENGINEERING SERVICES FOR THE VILLAGE'S STORMWATER OUTFALL REHABILITATION PROGRAM; 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)**
- G. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING WORK AUTHORIZATION NO. 17-10 WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR ADDITIONAL CONSTRUCTION PHASE SERVICES FOR THE SANITARY SEWER REHABILITATION PROGRAM AT A LUMP-SUM COMPENSATION OF \$101,500; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Commissioner Dr. Douglas N. Hornsby moved to approve the Consent Agenda Items, and Commissioner Andreana Jackson seconded the motion. The votes were as follows: Mayor Connie Leon Kreps, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes. Commissioner Eddie Lim was absent.

- D. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO RECEIVE INSURANCE PROCEEDS; APPROPRIATE FUNDS TO THE STATE AND FEDERAL FORFEITURE ACCOUNTS; EXPEND MONIES FROM THE FEDERAL FORFEITURE ACCOUNT; APPROVING AN AGREEMENT BETWEEN THE VILLAGE AND ENTERPRISE FLEET MANAGEMENT FOR THE LEASE OF ONE MARKED POLICE VEHICLE; WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 36.25(H) 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 Village Clerk read the Resolution by title.

The Mayor inquired about the amount being reimbursed by the insurance company; and Chief Noriega responded.

Mayor Connie Leon Kreps moved 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 4-0 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes. Vice Mayor Eddie Lim was absent.

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

There were no ordinances for first reading or Resolutions for adoption under this section.

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 APPLICATION BY KIRK LOFGREN FOR INSTALLATION OF A NEW BOATLIFT AND BOARDING PLATFORM ON AN EXISTING DOCK IN SLIPS B83 AT THE COMMERCIAL MARINA AT 7601 E. TREASURE DRIVE, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTION 9.12(B)(1) OF THE UNIFIED LAND DEVELOPMENT CODE; 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 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.
3. Cost recovery charges must be paid pursuant to Section 5.12. 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.

Commissioner Andreana Jackson moved to approve the request with the conditions set forth above, and Commissioner Dr. Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, the Mayor closed the floor to public comments.

The motion was adopted by a 4-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes. Vice Mayor Eddie Lim was absent.

**B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN APPLICATION BY KIRK LOFGREN FOR INSTALLATION OF A NEW BOATLIFT AND BOARDING PLATFORM ON AN EXISTING DOCK IN SLIPS C105 AT THE COMMERCIAL MARINA AT 7601 E. TREASURE DRIVE, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTION 9.12(B)(1) OF THE UNIFIED LAND DEVELOPMENT CODE; 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 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.
3. Cost recovery charges must be paid pursuant to Section 5.12. 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.

Applicant Kirk Lofgren, Ocean Consulting, 340 Minorca Avenue, Suite 7, Coral Gables, FL 33134, accepted the conditions of approval.

Commissioner Andreana Jackson moved to approve the request with the conditions set forth above, and Commissioner Jose Alvarez seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, the Mayor closed the floor to public comments.

The motion was adopted by a 4-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes. Vice Mayor Eddie Lim was absent.

**C. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 97, ENTITLED "PARKS AND RECREATION" BY AMENDING SECTION 97.11 TO PROHIBIT AN ADULT FROM ENTERING A TODDLER PARK WITHOUT A CHILD; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER ANDREANA JACKSON)**

The Village Clerk read the ordinance by title.

Commissioner Andreana Jackson made a brief presentation on the item.

Commissioner Dr. Douglas N. Hornsby moved to approve the ordinance on second reading, and Commissioner Jose 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 4-0 roll call vote. The vote was as follows: Mayor Connie Leon Kreps, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes. Vice Mayor Eddie Lim was absent.

**D. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AMENDING CHAPTER 70, SECTION 70.05 OF THE VILLAGE CODE; DEFINING JUNKAGE AND ABANDONED VEHICLES; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Village Manager Frank K. Rollason and Village Attorney Robert L. Switkes made a brief presentation on the item.

Commissioner Andreana Jackson moved to approve the ordinance on second reading, and Commissioner Dr. Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, the Mayor closed the floor to public comments.

The motion was adopted by a 4-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

**E. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 153, ENTITLED "CODE ENFORCEMENT" BY AMENDING SECTION 153.04 TO INCREASE THE FINE FOR GENERAL LITTERING AND FINES UNDER SECTION 91.03 FOR REPEAT VIOLATIONS; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

Item 11E was deferred to the next meeting at the request of Vice Mayor Eddie Lim.

**F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RECONSIDERING A MOTION MADE AT THE OCTOBER 24, 2017 COMMISSION MEETING REGARDING THE CONSTRUCTION OF A DOCK AT 1700 SOUTH TREASURE DRIVE; NORTH BAY VILLAGE, FLORIDA, AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY ROBERT L. SWITKES)**

Village Attorney Robert L. Switkes removed Item 11F from the agenda.

12. **UNFINISHED BUSINESS**

There was no Unfinished Business

13. **NEW BUSINESS**

A. **APPOINTMENTS TO ADVISORY BOARDS**

1.) **ADVISORY CHARTER REVIEW BOARD**

Mayor Connie Leon Kreps moved to defer appointments to the Advisory Charter Review Board to the next Commission Meeting. Commissioner Andreana Jackson seconded the motion, and all voted in favor.

2.) **ARTS, CULTURAL & SPECIAL EVENTS BOARD**

3.) **YOUTH & EDUCATION SERVICES BOARD**

Mayor Connie Leon Kreps moved to appoint Julianna Strout, of 7800 Beach View Drive, to the Arts, Cultural & Special Events Board and the Youth and Education Services Board.

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 4-0 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes. Vice Mayor Eddie Lim was absent.

B. **CITIZENS CRIME WATCH 42<sup>ND</sup> ANNUAL AWARDS CEREMONY**

**Annual crime watch postponed from last meeting./reserve  
Did not fund/take from reserves**

Commissioner Dr. Douglas N. Hornsby moved to approve the expenditure of \$600 from the Reserves Fund for purchase of one table at the Citizens Crime Watch 42<sup>nd</sup> Awards Ceremony; 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 4-0 roll call vote. The vote was as follows: Mayor Connie Leon Kreps, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes. Vice Mayor Eddie Lim was absent.

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

No Minutes were submitted for approval.

At this time, Mayor Connie Leon Kreps moved to terminate the services of Village Attorney Robert L. Switkes, and Commissioner Andreana Jackson seconded the motion.

Mayor Connie Leon Kreps spoke about a number of events or issues that have exposed and have embroiled the Village, over the last year, that have caused unnecessary litigation, investigations and conflicts. She added that just this past week, the Miami-Dade Commission on Ethics and Public Trust filed an ethic complaint against one of the commissioners for ethics violations. The Ethics Commission's Press Release for the complaint stated that even though the Commissioner may have relied on erroneous legal advice, probable cause was found that he violated an ethics code provision. And for these and other reasons, she has lost complete confidence in the Village Attorney and the level of legal services being provided. Accordingly, she moved to immediately terminate the Village's Village Attorney engagement agreement with the law firm of Robert L. Switkes & Associates, P.A for cause. 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 3-1 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Mayor Connie Leon Kreps all voting Yes. Commissioner Dr. Douglas N. Hornsby voted No. Vice Mayor Eddie Lim was absent.

Mayor Connie Leon Kreps moved to appoint Norman Powell, Esq. as the Interim Village Attorney, and Commissioner Andreana Jackson seconded the motion. The Mayor requested that Mr. Powell be contacted regarding acceptance of the position and an engagement contract similar to the one that the Village has with Mr. Switkes.

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 3-1 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Mayor Connie Leon Kreps all voting Yes. Commissioner Dr. Douglas N. Hornsby voted No. Vice Mayor Eddie Lim was absent.

The Village Attorney stated for the record that he was authorized by criminal authorities investigating the criminal behavior, extortion and blackmail of Commissioner Dr. Douglas N. Hornsby that the Mayor is a subject of interest and has been identified as such; that her motion is retaliatory for his having reported the criminal behavior to FDLE and the FBI. He advised that the motion to terminate him is inappropriate because the Mayor should have recused herself. He further advised that Commissioner Jose Alvarez has a potential conflict of interest as his wife has been identified as a person of interest in that criminal investigation.

Mr. Switkes stated his belief that the Mayor's actions are grossly inappropriate; her statements are clearly intended to quash his actions as the Village Attorney and doing what is appropriate, when the criminal behavior was reported to him. He noted that the movement in that criminal investigation is moving forward; and now that the Mayor has been identified, it was his opinion that she should recuse herself. He further advised that the motion made by the Mayor is totally inappropriate. He requested that the record be clear that having been identified as a person of interest, the Mayor has been asked to give a statement, which she refused to do; and therefore she is taking action to terminate him for his reporting her criminal behavior.

**15. ADJOURNMENT**

The meeting adjourned at 10:52 p.m.

Prepared by: Yvonne P. Hamilton, Village Clerk

Adopted by North Bay Village on this 9th day of  
January 2018.

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

**MINUTES**

**PUBLIC INFORMATION OFFICER/  
SOCIAL MEDIA SPECIALIST  
COMMISSION WORKSHOP**

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

**WEDNESDAY, NOVEMBER 8, 2017  
7:30 P.M.**

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**1. CALL TO ORDER**

The meeting was called to order at 7:48 p.m. by Mayor Connie Leon Kreps.

Present at Roll call were:

Mayor Connie Leon Kreps  
Commissioner Dr. Douglas N. Hornsby  
Commissioner Andreana Jackson

Vice Mayor Eddie Lim and Commissioner Jose Alvarez were absent.

Village Staff Present:

Village Manager Frank K. Rollason  
Deputy Village Manager/HR Director, Jenice Rosado  
Finance Director Bert Wrains  
Assistant Village Attorney David Acosta  
Village Clerk Yvonne P. Hamilton

Mayor Connie Leon Kreps moved to reschedule the workshop, and Commissioner Andreana Jackson seconded the motion, which carried 3-0 on a roll call vote. The vote was as follows: Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes.

2. **POWER POINT PRESENTATION BY VILLAGE ADMINISTRATION**
3. **VILLAGE COMMISSION COMMENTS/QUESTIONS**
4. **PUBLIC COMMENTS**
5. **CLOSING COMMENTS/QUESTIONS FROM VILLAGE COMMISSION**
6. **ADJOURNMENT**

The meeting adjourned at 7:53 p.m.

Adopted by North Bay Village on

this 9<sup>th</sup> day of January 2018.

*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

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### OFFICIAL MINUTES REGULAR VILLAGE COMMISSION MEETING

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

TUESDAY, OCTOBER 24, 2017  
7:30 P.M.

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#### 1. CALL TO ORDER

Mayor Connie Leon-Kreps called the meeting to order at 7:31 p.m.

#### PLEDGE OF ALLEGIANCE

Resident Kenneth Stowe 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  
Acting Police Chief Brian Collins  
Village Attorney Robert L. Switkes  
Assistant Village Attorney David Acosta  
Deputy Village Clerk Jenorgen Guillen

#### 2. 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, GRANTING A WAIVER, PURSUANT TO SECTION 150.11(G) OF THE VILLAGE CODE OF ORDINANCES, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 1700 SOUTH TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT 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. ROLLOSON)**

The Village Clerk read the Resolution by title.

The Village Planner, Jim LaRue, of LaRue Planning & Management Services, Inc. presented the Staff Report.

Village Attorney Robert L. Switkes swore in those individuals who indicated that they would testify. He advised on the process for the quasi judicial proceedings pursuant to Chapter 29 of the Village Code.

Commissioner Andreana Jackson disclosed ex parte communication with the applicant.

Counsel for the applicant, Edward Martos, Weiss Serotat Helfman Cole & Bierman, 2525 Ponce de Leon Blvd., Suite 700, Coral Gables, FL 33134, objected to Mr. Norris' written request to postpone the hearing for 1700 South Treasure Drive dock construction, due to his medical reason.

Marine Consultant James MacKenzie addressed the Commission.

Mr. Martos agreed to the conditions of approval outlined by the Village Planner as set forth below, in addition to the installation of solar lights on the dock.

1. Installation of solar powered lights at end of the dock for safety purposes.
2. 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.
3. 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.

Dr. Paul Norris, 1690 South Treasure Drive, submitted pictures of the proposed dock to the Commission (Exhibits 1-8).

Kenneth Stowe, of Miami View Drive, addressed the Commission.

Mr. Martos submitted...(Exhibit 11).

The Mayor closed the Public Hearing.

Vice Mayor Eddie Lim moved to approve the request for the construction of the dock at 1700 South Treasure Drive with the conditions outlined herein, and Commissioner Andreana Jackson seconded the motion.

Mr. Martos entered a copy of the boatlift into the record (Exhibit 12). He will provide a copy of the photo to the Village Clerk for the records.

Mr. LaRue read the conditions of approval, as set forth above, into the record.

The motion failed by a vote of 2-3 in favor of approval. The votes were as follows: Commissioner Andreana Jackson and Vice Mayor Eddie Lim voting Yes. Mayor Connie Leon Kreps, Commissioner Dr. Douglas N. Hornsby, and Commissioner Jose Alvarez all voted No.

- B. 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 B63, 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)**

- C. **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 B90, 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 B92, 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 C106, 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 Items 2B, 2C, 2D, and 2E into the record, which were heard simultaneously.

The Village Planner Jim LaRue, of LaRue Planning & Management Services, Inc., presented the Staff Report recommending approval to install boatlifts at the marina at 7601 E. Treasure Drive in Slips B63, B90, B92, and C106, 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 charges must be paid pursuant to Section 5.12. 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.

Commissioner Andreana Jackson moved to approve the requests (Items 2B/2C/2D/2E) with the conditions set forth above, and Commissioner Dr. Douglas N. Hornsby seconded the motion.

Justina Nanes, of Ocean Consulting, Inc. 340 Minorca Avenue, Suite 7, Coral Gables, FL 33134, accepted the conditions of approval, on behalf of the applicant.

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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

- F. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY P&O GLOBAL TECHNOLOGIES, INC. CONCERNING PROPERTY LOCATED AT 7914, 7916, AND 7918 WEST DRIVE FOR A SPECIAL USE EXCEPTION PURSUANT TO SECTION 152.042(E) OF THE NORTH BAY VILLAGE LAND DEVELOPMENT CODE TO ALLOW 29 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. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

Commissioner Jose Alvarez, Commissioner Dr. Douglas N. Hornsby, and Commissioner Andreana Jackson disclosed ex parte communication with the architect for the project.

The Village Planner Jim LaRue, of LaRue Planning & Management Services, Inc. presented the Staff Report recommending approval of the Special Use Exception request.

Mr. LaRue noted that the request was approved by the Planning & Zoning Board by a 5-0 vote.

Counsel for the applicant Graham Penn addressed the Commission.

The Mayor opened the Public Hearing. There being no speakers, she closed the Public Hearing.

Commissioner Dr. Douglas N. Hornsby moved to approve the request for the Special Use Exception. 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 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 P&O GLOBAL TECHNOLOGIES, INC. FOR A VARIANCE PURSUANT TO SECTION 152.0971 OF THE NORTH BAY VILLAGE LAND DEVELOPMENT CODE TO ALLOW THE CONSTRUCTION OF A PORTE COCHERE AND REDUCE THE REQUIRED FRONT YARD SETBACK TO FIVE FEET, WHERE TWENTY-FIVE FEET IS REQUIRED; 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 FANK 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 of the Variance with the following conditions:

1. Pursuant to the Site Plan approval, the Applicant shall obtain a building permit for all requests approved herein within two years of the date of the Site Plan approval. If a building permit is not obtained or an extension granted within the prescribed time limit then this approval shall become null and void.

2. Pursuant to Section 7.5 of the Unified Land Development Village Code, the Variance shall lapse after two years of Commission approval if no substantial construction takes place.

Mr. LaRue noted that the request was approved by the Planning & Zoning Board by a 5-0 vote.

Graham Penn, Counsel for the applicant, Bercow Radell Fernandez & Larkin, 200 S. Biscayne Boulevard, Suite 850, Miami, FL 33131, addressed the Commission.

Juan Azalea, Architect for the Project, addressed the Commission.

The Mayor opened the Public Hearing. There being no speakers, she closed the Public Hearing.

Vice Mayor Eddie Lim moved to approve the request for the Variance with the conditions outlined by the Village Planner. Commissioner Andreana Jackson seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Vice Mayor Eddie Lim all voting Yes.

**H. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA APPROVING A REQUEST BY P&O GLOBAL TECHNOLOGIES, INC. FOR SITE PLAN APPROVAL PURSUANT TO SECTION 5.4(C) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE FOR DEVELOPMENT OF A 54-UNIT, 240 FEET IN HEIGHT, MULTIPLE-FAMILY RESIDENTIAL STRUCTURE AT 7914, 7916, AND 7918 WEST DRIVE, HARBOR ISLAND, 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. (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 of the Site Plan with the following conditions:

- 1) Submittal of an irrigation plan which meets Miami-Dade Chapter 18A requirements.

- 2) Submittal of a landscape plan which meets Miami-Dade Chapter 18A requirements
- 3) The public access easement and baywalk easement must be dedicated and recorded. Applicant shall agree, in writing, that the baywalk shall be open to the public daily, during hours to be determined by the Village; and baywalk lighting shall remain on while boardwalk is open to the public.
- 4) Site plan approval from Miami-Dade Shoreline Review Committee.
- 5) Meeting School Board Concurrency requirements as determined by School Board Staff.
- 6) Payment of any applicable impact fees.
- 7) Payment of bonus density fees, as required under Section 8.10(D)(6).
- 8) Payment of bonus height fees, as required under Section 8.10(D)(5).
- 9) Prior to the issuance of a building permit for the project, the Applicant shall provide a contribution of \$50,000 to the Village as the project's pro-rata share of the cost of area right-of-way improvements.
- 10) Tie-in to Village's wastewater system at a Village designed location (proposed connection point) and payment of pro-rata costs involved in tying into appropriate connection point.
- 11) Cost recovery charges must be paid pursuant to Section 5.12. 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.
- 12) Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
- 13) 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.

14) All applicable state and federal permits must be obtained before commencement of construction.

15) Each dwelling unit must be assigned at least two parking spaces. Parking spaces may not be sold or leased to non-residents. Owners may not sell parking spaces except in conjunction with the sale of a dwelling unit.

16) Applicant shall not lease or sell parking spaces.

17) Applicant shall not charge for guest parking.

18) Staging of construction materials shall occur off-site, and not on the public right-of-way.

19) Residents and guests of this development shall not utilize street parking and may only use the required parking within the building.

Mr. LaRue noted that the request was approved by the Planning & Zoning Board by a 5-0 vote.

Graham Penn, Counsel for the applicant, Bercow Radell Fernandez & Larkin, 200 S. Biscayne Boulevard, Suite 850, Miami, FL 33131, addressed the Commission

Juan Azalea, Architect for the Project, addressed the Commission.

The Mayor opened the Public Hearing. There being no speakers, she closed the Public Hearing.

Vice Mayor Eddie Lim moved to approve the Site Plan with the conditions outlined by the Village Planner, as set forth above. Commissioner Andreana Jackson seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Vice Mayor Eddie Lim all voting Yes.



- I. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA AMENDING THE NORTH BAY VILLAGE 1987 COMPREHENSIVE PLAN AS AMENDED BY REVISING THE COASTAL MANAGEMENT ELEMENT; AMENDMENT TO THE COASTAL HIGH HAZARD AREA MAP, AS MANDATED BY FLORIDA STATUTES 163.3178; IN ACCORDANCE WITH THE MANDATES SET FORTH IN CHAPTER 163; FLORIDA STATUTES; AUTHORIZING TRANSMITTAL OF THESE AMENDMENTS TO THE SOUTH FLORIDA REGIONAL PLANNING COUNCIL, STATE LAND PLANNING AGENCY, AND OTHER APPLICABLE AGENCIES FOR REVIEW AND COMMENT AS REQUIRED BY FLORIDA STATUTES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Ordinance by title.

The Village Planner, Jim LaRue, of LaRue Planning & Management Services, Inc. presented the Staff Report recommending approval of the Site Plan with the following conditions:

The Village Planner, Jim LaRue and the Village Manager Frank K. Rollason explained the origin and purpose of the ordinance.

The Mayor opened the Public Hearing. There being no speakers, she closed the Public Hearing.

Commissioner Andreana Jackson moved to adopt the ordinance on second reading. Commissioner Jose Alvarez seconded the motion, which carried 5-0 on a roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

At this time Edward Martos, counsel for the applicant at 1700 South Treasure Drive, requested that the Commission make a motion to disapprove the request for construction of the dock.

Commissioner Andreana Jackson moved to deny the request, and there was no second to the motion.

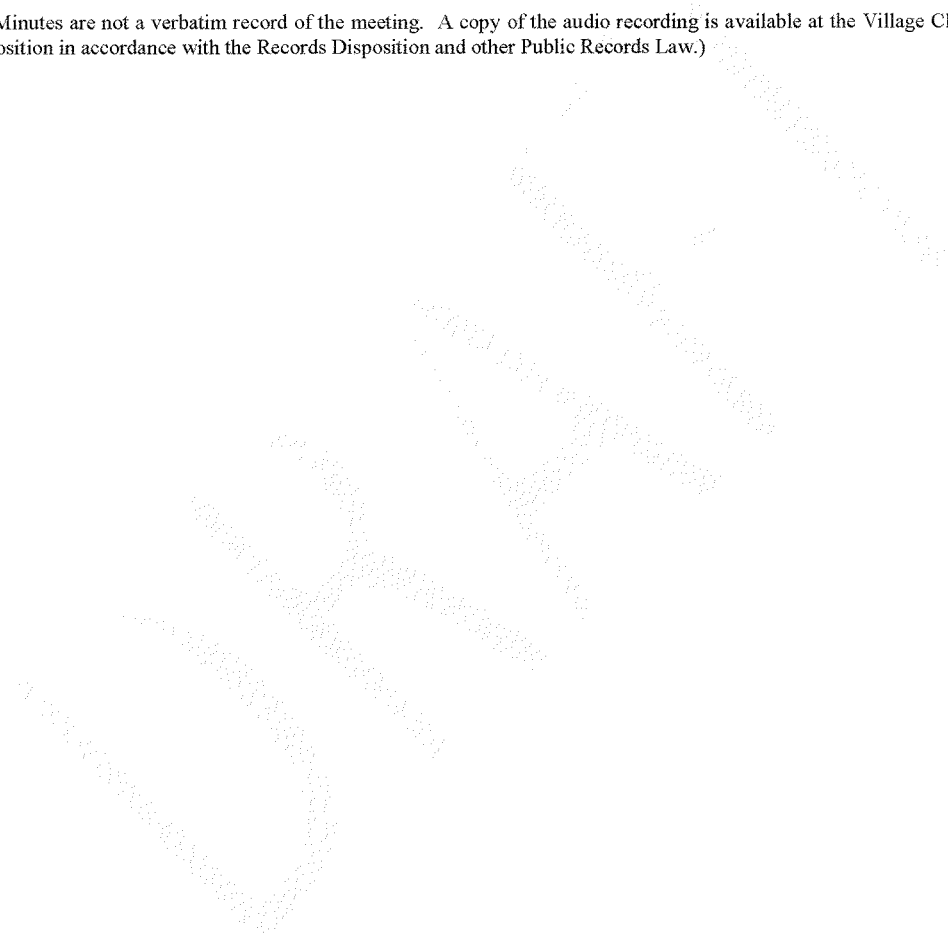
**3. ADJOURNMENT**

There being no other business to come before the Commission, the meeting adjourned at 11:27 p.m.

Adopted by North Bay Village on  
this \_\_\_\_ day of January 2018.

*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

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### OFFICIAL MINUTES REGULAR VILLAGE COMMISSION MEETING

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

TUESDAY, OCTOBER 10, 2017  
7:30 P.M.

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1. CALL TO ORDER

Mayor Connie Leon-Kreps called the meeting to order at 8:00 p.m.

PLEDGE OF ALLEGIANCE

Resident Dr. Joshua Furman led the Pledge of Allegiance.

ROLL CALL

Vice Mayor Eddie Lim  
Commissioner Jose R. Alvarez  
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  
Acting Police Chief Carlos Noriega  
Public Works Director Ray Rammo  
Village Attorney Robert L. Switkes  
Village Clerk Yvonne P. Hamilton

2. **A. PROCLAMATIONS AND AWARDS**

1. **65<sup>th</sup> Anniversary of North Bay Village Recognition by the International City/County Management Association (ICMA)**

Item 2A(1) was deferred to the next meeting.

2. **Star Award – Dr. Joshua Furman**

Dr. Joshua Furman was presented with the North Bay Village Star Award.

**B. SPECIAL PRESENTATIONS**

1. **Jenny Patrizia  
Mini Health Fair/Chen Senior Medical  
(Introduced by Vice Mayor Eddie Lim)**

Item 2B(1) was deferred to the next meeting.

2. **Anamarie Garces/Urban Health Partnerships, Inc.  
Countywide Complete Streets Collaboration  
Julian Guevara, Miami-Dade County, Municipal Coordinator  
(Introduced by Mayor Connie Leon Kreps)**

Anamarie Garces, Urban Health Solutions, LLC, Urban Health Partnerships, Inc. made a presentation to the Commission regarding the Complete Streets Program.

**C. ADDITIONS AND DELETIONS**

Mayor Connie Leon Kreps requested to remove Items 9A and 9B from the Consent Agenda.

3. **GOOD & WELFARE**

Alvin Blake, of 7601 Coquina Drive, Kevin Vericker, of 7520 Hispanola Avenue, Dr. Richard Chervony, of 7601 Center Bay Drive, Marvin Wilmoth, of 7910 Harbor Island Drive, Timothy Dennis, of 7910 Harbor Island Drive, Fane Lozman, 1415 Kennedy Causeway, Doris O'Hare, 1790 South Treasure Drive, and Mary Kramer, of 7610 Coquina Drive, addressed the Commission.

4. **GRANT WRITER'S REPORT**

The Village Grant Writer Lakeesha Morris discussed Village grants.

5. **ADVISORY BOARD REPORTS**

A. **ANIMAL CONTROL ADVISORY BOARD**

The Chair Cecilia Veloz reported on the October 9, 2017 Board Meeting. She requested that Item 10F be removed from the agenda.

B. **BUSINESS DEVELOPMENT ADVISORY BOARD**

A report was not provided.

C. **CITIZENS BUDGET & OVERSIGHT BOARD**

A report was not provided.

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, Vice Mayor Eddie Lim, and Commissioner Dr. Douglas N. Hornsby all provided verbal reports.

7. **VILLAGE ATTORNEY'S REPORT**

The Village Attorney Robert L. Switkes gave a verbal report.

Mr. Switkes requested to sponsor the Resolution titled below, and address on an emergency basis in order to present it for hearing during the next session.

Commissioner Dr. Douglas N. Hornsby moved to adopt the Resolution, and Commissioner Andreana Jackson seconded the motion.

The Village Clerk read the Resolution by title.

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, IN OPPOSITION TO UNITED STATES ATTORNEY GENERAL JEFF SESSIONS' BROAD RELIGIOUS GUIDANCE MANDATE ISSUED, REFERRED TO AS THE RELIGIOUS FREEDOM RESTORATION.**

The Mayor opened the floor for 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.

Mayor Connie Leon Kreps inquired about the RFP for the Village lobbyists. The Village Manager responded that the lobbyists are working on a month to month basis, and the RFP will be put out after the legislative session.

Vice Mayor Eddie Lim stated for the record that he declined to have lunch with Lobbyist Fausto Gomez.

8. **VILLAGE MANAGER'S REPORTS**

The Village Manager Frank K. Rollason suggested a date for the Public Information Officer (PIO) Workshop.

Mayor Connie Leon Kreps moved to hold the Public Information Officer Workshop on November 8, 2017 at 7:30 p.m.; and Commissioner Jose Alvarez seconded the motion.

The Mayor opened the floor to public comments.

Fane Lozman, of 1415 Kennedy Causeway, 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.

Mr. Rollason requested that the Village Commission authorize expenditure of an additional \$500,000 for a total of \$750,000 for hurricane expenditures.

Commissioner Andreana Jackson moved to approve \$500,000 for hurricane expenditures, 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 Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson 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.)**

Mayor Connie Leon Kreps removed both items from the Consent Agenda to be discussed as general items.

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROJECT AGREEMENT WITH KIMLEY-HORN & ASSOCIATES, INC. (WORK AUTHORIZATION NO. 17-08) TO PROVIDE PROFESSIONAL ENGINEERING SERVICES TO CONVERT EXISTING CAD FILES AND AS-BUILT DATA FOR THE VILLAGE'S SANITARY SEWER COLLECTION SYSTEM TO GIS FORMAT FOR COORDINATION AND SUBMITTAL TO THE MIAMI-DADE COUNTY DEPARTMENT OF REGULATORY AND ECONOMIC RESOURCES; 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 Village Clerk read the Resolution by title.

Village Manager Frank K. Rollason, Finance Director Bert Wrains, and Acting Public Works Director Ray Rammo discussed the item.

Commissioner Andreana Jackson moved 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AUTHORIZING AN AGREEMENT WITH DIBRI, INC. FOR COMPUTER NETWORK SUPPORT SERVICES; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING EXPENDITURE OF BUDGETED FUNDS; DIRECTING VILLAGE OFFICIALS TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIM OF THIS RESOLUTION; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

The Village Manager presented the item to the Commission.

Commissioner Andreana Jackson moved to approve the Resolution, and Commissioner Dr. Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments.

Raul Toro, of 7536 Hispanola Avenue, addressed the Commission.

The Mayor 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 Alvarez, and Commissioner Andreana Jackson all voting Yes. Mayor Connie Leon Kreps voted No.

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

- A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 97, ENTITLED "PARKS AND RECREATION" BY AMENDING SECTION 97.11 TO PROHIBIT AN ADULT FROM ENTERING A TODDLER PARK WITHOUT A CHILD; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER ANDREANA JACKSON)**

The Village Clerk read the Ordinance by title.

Commissioner Andreana Jackson made a brief presentation on the item.

Commissioner Andreana Jackson moved to approve the Ordinance on first reading, 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.



- B. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 151, SECTION 151.101 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED “PROPERTY ADDRESSES” TO PROVIDE FOR ADDRESS NUMBERS ON SEAWALLS; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Item 10B was deferred to the next Commission Meeting.

- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RECOGNIZING FLORIDA CITY GOVERNMENT WEEK, OCTOBER 23-29, 2017, AND ENCOURAGING ALL CITIZENS TO SUPPORT THE CELEBRATION AND CORRESPONDING ACTIVITIES; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON-KREPS)**

The Village Clerk read the Resolution by title.

Commissioner Dr. Douglas N. Hornsby moved to approve the Resolution, and Commissioner Jose 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: Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING PARTICIPATION IN THE MIAMI BEACH CHAMBER OF COMMERCE ACTIVITIES AS OUTLINED IN THE “NORTH BAY VILLAGE BUSINESS COMMUNITY DEVELOPMENT AND PROMOTION PROGRAM”; APPROPRIATING BUSINESS DEVELOPMENT FUNDING; DESIGNATING A LIAISON TO THE BUSINESS DEVELOPMENT ADVISORY BOARD; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

The Village Clerk read the Resolution by title.

Vice Mayor Eddie Lim made a brief presentation on the item.

Vice Mayor Eddie Lim moved to approve the Resolution with a budget of \$5,000, and Mayor Connie Leon Kreps seconded the motion.

The Mayor opened the floor to public comments.

Robert Alvarez, of 7529 Buccaneer Avenue, addressed the Commission.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Vice Mayor Eddie Lim all voting Yes.

Mayor Connie Leon Kreps moved to approved the Business Development Advisory Board members attendance at Miami Beach Chamber of Commerce activities; and Commissioner Jose 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: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes.

**E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE INVITATION FROM THE CITIZENS BUDGET & OVERSIGHT BOARD TO ATTEND ITS WORKSHOP CALLED FOR THE PURPOSE OF DISCUSSING THE VILLAGE'S LONG TERM CAPITAL COMMITMENTS AND DEVELOPMENT PRIORITIES; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON KREPS)**

The Village Clerk read the Resolution by title.

Mayor Connie Leon Kreps moved to approve the Resolution; and Commissioner Jose 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: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes.

- F. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE REQUEST OF THE ANIMAL CONTROL ADVISORY BOARD TO CONDUCT A CAMPAIGN TO MICROCHIP DOGS IN THE VILLAGE; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON KREPS)**

The Mayor withdrew the item from the agenda.

- G. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ADOPTING THE MIAMI-DADE COUNTY COMPLETE STREETS DESIGN GUIDELINES AND DIRECTING NORTH BAY VILLAGE'S DESIGNEE TO INCORPORATE THE COMPLETE STREETS DESIGN GUIDELINES INTO THE EVERYDAY OPERATIONS OF DEPARTMENTS RESPONSIBLE FOR TRANSPORTATION, PUBLIC WORKS, PLANNING, DESIGN, CONSTRUCTION, OPERATIONS AND MAINTENANCE OF LOCAL ROADS; SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR CONNIE LEON KREPS)**

The Village Clerk read the Resolution by title.

Commissioner Dr. Douglas N. Hornsby moved to defer the item and assign the matter to the Village Planner to evaluate the program and make a recommendation to the Commission in January 2018

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.

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.

There were no Public Hearing Items or Ordinances for Second Reading.

**12. UNFINISHED BUSINESS**

There was no Unfinished Business.

**13. NEW BUSINESS**

**A. 2018 ADVISORY CHARTER REVIEW BOARD (*MAYOR CONNIE LEON-KREPS*)**

Village Attorney Robert Switkes informed the Commission that an Advisory Charter Review Board is to be formed to revise the Charter in 2018.

Commissioner Dr. Douglas N. Hornsby moved to create an Advisory Charter Review Board; 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: Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

**B. CITIZENS CRIME WATCH 42<sup>ND</sup> ANNUAL AWARDS CEREMONY**

Item 13B was deferred to the November Commission Meeting.

**C. DONATION OF TWO (2) RETIRED POLICE CARS TO THE VILLAGE OF EL PORTAL (*Commissioner Jose Alvarez*)**

Commissioner Jose Alvarez made a brief presentation on the item.

Mayor Connie Leon Kreps moved to give two retired police cars to the Village of El Portal; 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 Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes.

**D. Vice Mayor Eddie Lim announced an Optimist Pot Luck event on November 15<sup>th</sup> at 10:30 a.m., and the Staff Appreciation Dinner event on October 16<sup>th</sup> at Dr. Paul Vogel Park at Noon.**

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

- A. REGULAR COMMISSION MEETING – JULY 11, 2017**
- B. BUDGET WORKSHOP – JUNE 20, 2017**

Mayor Connie Leon Kreps moved to approve the Minutes as submitted; and Commissioner Andreana Jackson seconded the motion. 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.

**15. ADJOURNMENT**

The meeting adjourned at 10:40 p.m.

Adopted by North Bay Village on

this 9<sup>th</sup> day of January 2018.

*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.)



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### OFFICIAL MINUTES

### FINAL BUDGET PUBLIC HEARING

TUESDAY, SEPTEMBER 26, 2017

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

7:00 P.M.

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#### 1. CALL TO ORDER

The meeting was called to order at 7:07 P.M. by Mayor Connie Leon Kreps.

#### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

#### ROLL CALL

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

Commissioner Jose R. Alvarez was absent.

#### ALSO PRESENT:

Village Manager Frank K. Rollason  
Deputy Village Manager/HR Director Jenice Rosado  
Finance Director Bert Wrains  
Police Carlos Noriega  
Village Attorney Robert L. Switkes  
Village Clerk Yvonne P. Hamilton

**2. PUBLIC HEARING ON THE FINAL MILLAGE AND FINAL ANNUAL BUDGET FOR FISCAL YEAR 2017-2018.**

The Village Commission held the final budget hearing pursuant to state law at 7:00 p.m.

Village Attorney Robert L. Switkes explained the process for the Budget Public Hearing.

Mayor Connie Leon Kreps moved to review the budget item by item. Commissioner Dr. Douglas N. Hornsby seconded the motion, which carried 4-0 on a roll call vote.

The Mayor opened the Public Hearing.

Mario Garcia, of 7540 Cutlass Avenue, Robert Gladwell, of 7611 Center Bay Drive, Alvin Blake, of 7601 Coquina Drive, Gudrin Volker, of 7517 Cutlass Avenue, Silvia Pardo, of 7540 Mutiny Avenue, Johnny Walker, of 1900 South Treasure Drive, Reinaldo Trujillo, 7601 E. Treasure Drive property owner, Stuart Rohatner, of 7901 Hispanola Avenue, Cecilia Veloz, of 7504 Bounty Avenue, Robert Alvarez, of 7549 Buccaneer Avenue, Gersin Sepin, of 7700 Coquina Drive, Laura Cattabriga, of 7430 Center Bay Drive, Kevin Vericker, of 7520 Hispanola Avenue, Kokoa Woodget, of Harbor Island, Derek Cohen, of 7901 Hispanola Avenue, Isaac Acevdo, of Harbor Island, Pierre Vial, of 7601 E. Treasure Drive, Ann Bakst, of 1865 Kennedy Causeway, and Raul Toro, 7536 Hispanola Avenue,

Commissioner Andreana Jackson moved to appropriate \$1,000.00 in the FY 2018 Budget for the Optimist Club, and Mayor Connie Leon Kreps seconded the motion. The motion failed with a vote of two in favor of and two against. The vote was as follows: Commissioner Andreana Jackson and Mayor Connie Leon Kreps voted Yes. Commissioner Dr. Douglas N. Hornsby and Vice Mayor Eddie Lim voted No. Commissioner Jose Alvarez was absent.

Commissioner Dr. Douglas N. Hornsby moved to appropriate \$2,500 in the FY 2018 Budget for the Optimist Club, and Vice Mayor Eddie Lim seconded the motion. The motion failed with a vote of two in favor and two against. The vote was as follows: Commissioner Andreana Jackson and Mayor Connie Leon Kreps voted No, and Vice Mayor Eddie Lim and Dr. Douglas N. Hornsby voted Yes. Commissioner Jose Alvarez was absent.

Mayor Connie Leon Kreps moved to appropriate \$1,500.00 in the FY 2018 Budget for the Optimist Club. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Vice Mayor Eddie Lim, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes. Commissioner Jose Alvarez was absent.

Commissioner Andreana Jackson moved to approve \$5,000.00 in the FY 2018 Budget for business development. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, and Commissioner Andreana Jackson all voting Yes. Commissioner Jose Alvarez was absent.

Vice Mayor Eddie Lim moved to hire a full-time Receptionist. There was no second to the motion.

Commissioner Andreana Jackson moved to remove the Full-Time Receptionist position from the FY 2018 Budget. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 3-1 roll call vote. The vote was as follows; Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Commissioner Andreana Jackson all voting Yes. Vice Mayor Eddie Lim voted No. Commissioner Jose Alvarez was absent.

The Village Manager, the Finance Director, and the Commission had extensive discussion on the budget.

**A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, MIAMI-DADE COUNTY, FLORIDA, ADOPTING THE FINAL LEVYING OF AD VALOREM TAXES FOR NORTH BAY VILLAGE FOR FISCAL YEAR 2017-2018; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Vice Mayor Eddie Lim moved to approve a millage rate of 5.65 mills and to place the additional funds generated from the reduced millage into the Reserve Fund. Commissioner Andreana Jackson seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Vice Mayor Eddie Lim all voting Yes. Commissioner Jose Alvarez was absent.

Commissioner Andreana Jackson moved to adopt the Voted Debt Service Millage Rate of .6198. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, and Commissioner Andreana Jackson all voting Yes.

**B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, OF MIAMI-DADE COUNTY, FLORIDA, ADOPTING THE FINAL ANNUAL BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**



Commissioner Andreana Jackson moved to adopt the Final Annual Budget for FY 2018. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 4-0 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, and Commissioner Andreana Jackson all voting Yes.

4. **ADJOURNMENT**

There being no other business to come before the Commission, the meeting adjourned at 10:42 p.m.

Adopted by North Bay Village on

this 9<sup>th</sup> day of January 2018.

*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.)



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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, SEPTEMBER 19, 2017**  
**7:30 P.M.**

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1. **CALL TO ORDER**

The meeting was called to order at 8:15 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  
Finance Director Bert Wrains  
Police Carlos Noriega  
Village Attorney Robert L. Switkes  
Village Clerk Yvonne P. Hamilton

2. A. **PROCLAMATIONS AND AWARDS**

There were no Proclamations or Awards.

**B. SPECIAL PRESENTATIONS**

**1. Jenny Patrizia  
Mini Health Fair/Chen Senior Medical  
(Vice Mayor Eddie Lim)**

Item 2B(1) was deferred to the next Commission Meeting.

**C. ADDITIONS AND DELETIONS**

Commissioner Andreana Jackson requested to hear Item 13 after the Consent Agenda.

Commissioner Dr. Douglas N. Hornsby moved to defer Items 9A, 10A, 10B, 10C, 10E, 10F, 10I, 10L, 10N, 11A, 11B, 11C, 11E to the next meeting, and Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments.

Laura Cattabriga, of 7430 Center Bay Drive, requested that Items 10E and 10F be heard.

Allen Markelson, of 8000 East Drive, Fane Lozman, of 1415 Kennedy Causeway, and Kokoa Woodget, of 7925 West Drive, addressed the Commission.

The Mayor closed the floor to public comments.

The motion to defer the items referenced above failed by a vote of 3-2 against. The vote was as follows: Commissioner Jose Alvarez, Vice Mayor Eddie Lim, and Mayor Connie Leon Kreps voted No. Commissioner Andreana Jackson and Commissioner Dr. Douglas N. Hornsby voting Yes.

Commissioner Andreana Jackson moved to end the meeting at 12:00 midnight. There was no second to the motion.

Commissioner Dr. Douglas N. Hornsby moved to add back Item 10E to the agenda. Commissioner Jose Alvarez seconded the motion, and all voted in favor.

Mayor Connie Leon Kreps moved to take Items 9A and 9B from the Consent Agenda. Commissioner Jose Alvarez seconded the motion, which carried 4-1. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes. Vice Mayor Eddie Lim voted No.

3. **GOOD & WELFARE**

Allen Markelson, of 8000 East Drive, Mario Garcia, of 7904 West Drive, Gudrin Volker, of 7517 Cutlass Avenue, Jasmine Johnson, of 1801 South Treasure Drive, Fane Lozman, 1415 79<sup>th</sup> Street Causeway, and Laura Cattabriga, 7430 Center Bay Drive addressed the Commission.

4. **GRANT WRITER'S REPORT**

The Village Grant Writer LaKeesha Morris, MSW, GPC, President and CEO, BellTower Consulting Group discussed the written report included in the agenda package.

5. **ADVISORY BOARD REPORTS**

A. **ANIMAL CONTROL ADVISORY BOARD**

A report was not provided.

B. **BUSINESS DEVELOPMENT ADVISORY BOARD**

The Vice Chair Laura Cattabriga reported on the August 18, 2017 Board Meeting.

C. **CITIZENS BUDGET & OVERSIGHT BOARD**

The Chair Laura Cattabriga reported on the August 22, 2017 Board Meeting.

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, Vice Mayor Eddie Lim, Commissioner Andreana Jackson, Commissioner Jose Alvarez, and Commissioner Dr. Douglas N. Hornsby all provided verbal reports.

7. **VILLAGE ATTORNEY'S REPORT**

The Village Attorney provided a verbal report.

8. **VILLAGE MANAGER'S REPORTS**

Village Manager Frank Rollason informed the Commission that he will schedule a second Regular Commission Meeting on October 24<sup>th</sup> to address Planning & Zoning Items for hearing before the Commission. He also announced a meeting with the administration on October 28<sup>th</sup>.

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, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDED RFP NO. 2017-007 FOR FINANCIAL ADVISOR SERVICES TO PFM FINANCIAL ADVISORS LLC; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACT PURSUANT TO THE SCOPE OF SERVICES OUTLINED IN THE RFP DOCUMENTS; AUTHORIZING THE TRANSFER OF \$15,000 FROM THE UNRESERVED FUND BALANCE FOR THIS EXPENDITURE; AND SETTING AN EFFECTIVE DATE. *(INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)*

D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY FOR JOINT PARTICIPATION IN THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES); AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS NOT TO EXCEED \$10,866 FOR THE MONITORING COST; AND SETTING AN EFFECTIVE DATE. *(INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)*

E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE LEASE OF A DOUBLE CAB TRUCK FROM ENTERPRISE FLEET MANAGEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND SETTING AN EFFECTIVE DATE. *(INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)*

- F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDING RFP NO. 2017-008 FOR A PORTABLE LICENSE PLATE READER FOR THE POLICE DEPARTMENT TO ATCI COMMUNICATIONS, INC.; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE RELATED CONTRACT TO PROCURE THE HARDWARE, SOFTWARE, AND ANCILLARY SERVICES SPECIFIED IN THE BID DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Vice Mayor Eddie Lim moved to approve the Consent Agenda items 9C through 9F. Commissioner Andreana Jackson seconded the motion, which was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Vice Mayor Eddie Lim all voting Yes.

**13A. APPOINTMENT OF MEMBER TO THE BUSINESS DEVELOPMENT ADVISORY BOARD**

Applicants Ross Paskow and Timothy Dennis addressed the Commission on their qualifications for membership to the Board. The Commission voted by ballot; and the Village Clerk read the results as follows: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Dr. Douglas N. Hornsby voted for Mr. Dennis. Mayor Connie Leon Kreps and Commissioner Andreana Jackson voted for Mr. Paskow.

Vice Mayor Eddie Lim moved to appoint Timothy Dennis to the Business Development Advisory Board; 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 Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Commissioner Jose Alvarez, and Vice Mayor Eddie Lim all voting Yes.

The following items were removed from the consent agenda to be addressed as general items.

**A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA SUPPORTING THE PROHIBITION ON USE OF SINGLE-USE CARRY OUT PLASTIC BAGS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

The Village Clerk read the Resolution by title.

Commissioner Andreana Jackson moved to approve the Resolution, and Commissioner Dr. Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments.

Fane Lozman, of 1415 Kennedy Causeway, addressed the Commission.

The Mayor 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

**B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A COLLECTIVE BARGAINING AGREEMENT BETWEEN NORTH BAY VILLAGE AND THE FLORIDA STATE LODGE 81, FRATERNAL ORDER OF POLICE (FOP) FOR CIVILIAN PERSONNEL RETROACTIVE FROM OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2019; AUTHORIZING THE TRANSFER OF \$39,077 FROM THE UNRESERVED FUND BALANCE TO PAY THE COST OF IMPLEMENTING THE FIRST YEAR OF THE CONTRACT; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLSON)**

The Village Clerk read the Resolution by title.

Commissioner Andreana Jackson moved to approve the Resolution, and Commissioner Jose 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 Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

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

- A. **AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AMENDING CHAPTER 70, SECTION 70.05 OF THE VILLAGE CODE; DEFINING JUNKAGE AND ABANDONED VEHICLES; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Ordinance by title.

The Village Attorney made a brief presentation on the item.

Commissioner Andreana Jackson moved to approve the Resolution, and Commissioner Jose 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 Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

13E. **LIMEBIKE PROGRAM**  
*(Mayor Connie Leon-Kreps)*

Harvey E. Younes, Operational Leads, with Neutron Holdings, Inc., d/b/a LimeBike, made a presentation to the Commission on the LimeBike Program.

Commissioner Dr. Douglas N. Hornsby moved to direct the Village Manager to conduct a 90-day LimeBike Program; and Commissioner Jose Alvarez seconded the motion.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

Gudrin Volker, of 7517 Cutlass Avenue and Fane Lozman, of 1415 Kennedy Causeway, addressed the Commission.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: 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.



- B. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 153, ENTITLED “CODE ENFORCEMENT” BY AMENDING SECTION 153.04 TO INCREASE THE FINE FOR GENERAL LITTERING AND FINES UNDER SECTION 91.03 FOR REPEAT VIOLATIONS; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

The Village Clerk read the Ordinance by title.

Vice Mayor Eddie Lim and Code Enforcement Officer Maurice Murray made a brief presentation on the item.

Commissioner Andreana Jackson moved to approve the Resolution, and Commissioner Jose 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 Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

- C. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 97, ENTITLED “PARKS AND RECREATION” BY AMENDING SECTION 97.11 TO PROHIBIT AN ADULT FROM ENTERING A TODDLER PARK WITHOUT A CHILD; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE DATE. (INTRODUCED BY COMMISSIONER ANDREANA JACKSON)**

Commissioner Andreana Jackson deferred the item to the next Commission Meeting.

- G. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT WITH HUMANA FOR DENTAL AND VISION INSURANCE COVERAGE FOR VILLAGE EMPLOYEES; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT FOR HEALTH INSURANCE AT A RATE NOT TO EXCEED 26% OF THE CURRENT INSURANCE PREMIUMS; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Resolution by title.

Commissioner Andreana Jackson moved 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 Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

- I. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE HARBOR ISLAND PARKING PERMIT DECAL COST TO \$75.00 IN THE REGULATIONS FOR RESIDENTAL PARKING PERMIT AREA PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

The Village Clerk read the Resolution by title.

Commissioner Andreana Jackson moved to approve the Resolution, and Vice Mayor Eddie Lim seconded the motion.

The Mayor opened the floor to public comments.

Mario Garcia, of 7540 Hispanola Avenue and Fane Lozman, of 1415 Kennedy Causeway, addressed the Commission.

The Mayor closed the floor to public comments.

The motion failed by a 3-2 vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Mayor Connie Leon Kreps voted No. Vice Mayor Eddie Lim and Commissioner Dr. Douglas N. Hornsby voted Yes.

- K. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST ERNESTO G. RODRIGUEZ CONCERNING THE PROPERTY AT 7508 CUTLASS AVENUE, NORTH BAY VILLAGE, FL 33141; 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 Village Clerk read the Resolution by title.

The Village Code Enforcement Officer Maurice Murray made a brief presentation on the item.

The Mayor opened the floor to public comments.

Mario Garcia, of 7540 Hispanola Avenue, addressed the Commission.

The Mayor closed the floor to public comments.

Commissioner Andreana Jackson moved to approve the Resolution, and Commissioner Jose Alvarez seconded the motion.

The Mayor opened the floor to public comments.

Mario Garcia, of 7540 Hispanola Avenue, addressed the Commission.

The Mayor closed the floor to public comments.

Commissioner Andreana Jackson moved to extend the meeting to 12:30 a.m. Vice Mayor Eddie Lim seconded the motion, which carried 5-0 on a roll call vote.

Vice Mayor Eddie Lim moved to waive the \$500 in Case No. CE17-012 and Citation(s) No. 2579; and Commissioner Andreana Jackson seconded the motion. The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Vice Mayor Eddie Lim all voting Yes.

- L. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST ROYAL ISLE APARTMENTS, L.C. CONCERNING THE PROPERTY AT 7905 EAST DRIVE, NORTH BAY VILLAGE, FL 33141; 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 Village Clerk read the Resolution by title.

The Village Code Enforcement Officer Maurice Murray addressed the Commission.

Commissioner Andreana Jackson moved to approve the Resolution, and Commissioner Dr. Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments.

Counsel for the property owner of 7905 East Drive, Reuben E. Dorta, 6011 W. 16<sup>th</sup> Avenue, Hialeah, FL 33012 and Fane Lozman, of 1415 Kennedy Causeway, addressed the Commission.

The Mayor closed the floor to public comments.

The motion was adopted by a 3-2 roll call vote. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Commissioner Andreana Jackson all voting Yes. Vice Mayor Eddie Lim and Commissioner Jose Alvarez voted No.

- M. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST JORGE CAMARAZA AND W. VERONICA OF 1880 SOUTH TREASURE DRIVE, #4C, NORTH BAY VILLAGE, FL 33141; 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 Village Clerk read the Resolution by title.

The Village Attorney Robert L. Switkes made a brief presentation on the item.

Vice Mayor Eddie Lim moved to approve the Resolution, and Commissioner Andreana Jackson seconded the motion.

The Village Code Enforcement Officer Maurice Murray addressed the Commission.

The Mayor opened the floor to public comments.

The property owner, Jorge Camaraza, addressed the Commission.

Fane Lozman, of 1415 Kennedy Causeway, addressed the Commission.

Commissioner Andreana Jackson moved to extend the meeting to 1:00 a.m. Vice Mayor Eddie Lim seconded the motion, which carried 5-0 on a roll call vote.

The motion to adopt the Resolution carried 5-0 on a roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Vice Mayor Eddie Lim all voting Yes.

- D. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 151, SECTION 151.101 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED “PROPERTY ADDRESSES” TO PROVIDE FOR ADDRESS NUMBERS ON SEAWALLS; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Village Clerk read the Ordinance by title.

The Village Manager Frank K. Rollason described the changes to the proposed ordinance.

Commissioner Andreana Jackson moved to approve the ordinance; 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 Alvarez, Commissioner Andreana Jackson all voting Yes.

- E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING PARTICIPATION IN THE MIAMI BEACH CHAMBER OF COMMERCE ACTIVITIES AS OUTLINED IN THE “NORTH BAY VILLAGE BUSINESS COMMUNITY DEVELOPMENT AND PROMOTION PROGRAM”; APPROPRIATING BUSINESS DEVELOPMENT FUNDING; DESIGNATING A LIAISON TO THE BUSINESS DEVELOPMENT ADVISORY BOARD; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VICE MAYOR EDDIE LIM)**

Item 10E was deferred to the next Commission Meeting.

- F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE INVITATION FROM THE CITIZENS BUDGET & OVERSIGHT BOARD TO ATTEND ITS WORKSHOP CALLED FOR THE PURPOSE OF DISCUSSING THE VILLAGE'S LONG TERM CAPITAL COMMITMENTS AND DEVELOPMENT PRIORITIES; AND SETTING AN EFFECTIVE DATE. (RECOMMENDED BY THE CITIZENS BUDGET & OVERSIGHT BOARD)**

Item 10F was deferred to the next Commission Meeting.

- H. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING RENEWAL PRICING FOR PUBLISHING THE VILLAGE'S PUBLIC NOTICES IN THE MIAMI HERALD NEIGHBORS SECTION; 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)**

Item 10H was deferred to the next Commission Meeting.

- J. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA AUTHORIZING AN AGREEMENT WITH DIBRI, INC. FOR COMPUTER NETWORK SUPPORT SERVICES; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING EXPENDITURE OF BUDGETED FUNDS; DIRECTING VILLAGE OFFICIALS TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIM OF THIS RESOLUTION; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Item 10J was deferred to the next Commission Meeting.

- N. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE REQUEST OF THE ANIMAL CONTROL ADVISORY BOARD TO CONDUCT A CAMPAIGN TO MICROCHIP DOGS IN THE VILLAGE; AND SETTING AN EFFECTIVE DATE. (RECOMMENDED BY ANIMAL CONTROL ADVISORY BOARD)**

Item 10N was deferred to the next Commission Meeting.

**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, GRANTING A WAIVER, PURSUANT TO SECTION 150.11(G) OF THE VILLAGE CODE OF ORDINANCES, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 1700 SOUTH TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT 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)**

Item 11A was deferred to the next Commission Meeting.

- B. 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 B92, 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)**

Item 11B was deferred to the next Commission Meeting.

- C. 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 C106, 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)**

Item 11C was deferred to the next Commission Meeting.

- D. 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. (INTRODUCED BY VILLAGE MANAGER FRANK ROLLASON)**

The Village Clerk read the Ordinance by title.

Vice Mayor Eddie Lim moved to extend the meeting to 1:00 a.m.; and Commissioner Andreana Jackson seconded the motion.

The Village Manager Frank K. Rollason and made a brief presentation on the item, explaining the latest changes to prohibit marijuana dispensaries in the Village, pursuant to State regulations and removal of the provision requiring 99 units per acre for hotel construction.



The Mayor opened the Public Hearing.

Graham Penn, of Bercow Radell Fernandez & Larkin, 200 S. Biscayne Boulevard, Suite 850, Miami, FL 33131, addressed the Commission.

The Mayor closed the Public Hearing.

Commissioner Andreana Jackson moved to adopt the Ordinance on second reading, and 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

- E. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA AMENDING THE NORTH BAY VILLAGE 1987 COMPREHENSIVE PLAN AS AMENDED BY REVISING THE COASTAL MANAGEMENT ELEMENT; AMENDMENT TO THE COASTAL HIGH HAZARD AREA MAP, AS MANDATED BY FLORIDA STATUTES 163.3178; IN ACCORDANCE WITH THE MANDATES SET FORTH IN CHAPTER 163; FLORIDA STATUTES; AUTHORIZING TRANSMITTAL OF THESE AMENDMENTS TO THE SOUTH FLORIDA REGIONAL PLANNING COUNCIL, STATE LAND PLANNING AGENCY, AND OTHER APPLICABLE AGENCIES FOR REVIEW AND COMMENT AS REQUIRED BY FLORIDA STATUTES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Item 11E was deferred to the next Commission Meeting.

**12. UNFINISHED BUSINESS**

There was no Unfinished Business.

**13. NEW BUSINESS**

- B. 2018 ADVISORY CHARTER REVIEW BOARD (MAYOR CONNIE LEON-KREPS)**

Item 13B was deferred to the next Commission Meeting.

**C. CITIZENS CRIME WATCH 42<sup>ND</sup> ANNUAL AWARDS CEREMONY**

Item 13C was deferred to the next Commission Meeting.

**D. DONATION OF TWO (2) RETIRED POLICE CARS TO THE VILLAGE OF EL PORTAL (*Commissioner Jose Alvarez*)**

Item 13D was deferred to the next Commission Meeting.

**F. FLORIDA CITY WEEK – OCTOBER 23 – 29, 2017 (*Mayor Connie Leon-Kreps*)**

Item 13F was deferred to the next Commission Meeting.

**G. Mayor Connie Leon Kreps moved to add a New Item 10G to the agenda. Commissioner Dr. Douglas N. Hornsby seconded the motion, which carried 5-0 on a roll call vote.**

The Village Clerk read the Resolution by title.

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE EXPENDITURE OF \$250,000 FROM THE GENERAL FUND RESERVE ACCOUNT FOR HURRICANE IRMA RELATED EXPENSES; AND PROVIDING FOR AN EFFECTIVE DATE. (*INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON*)**

The Village Manager Frank K. Rollason made a brief presentation on the item.

Commissioner Andreana Jackson moved to approve the Resolution; and 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, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

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

**A. REGULAR COMMISSION MEETING – JULY 11, 2017**

**B. BUDGET WORKSHOP – JUNE 20, 2017**

Item 14A and 14B were deferred to the next Commission Meeting.

**15. ADJOURNMENT**

There being no other business to come before the Commission, the meeting adjourned at 12:37 a.m.

Prepared by: Yvonne P. Hamilton  
Village Clerk

Adopted by North Bay Village on

this 9th day of January 2018.

*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

### TENTATIVE BUDGET PUBLIC HEARING

**TUESDAY, SEPTEMBER 19, 2017**

#### **VILLAGE HALL**

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

**6:00 P.M.**

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#### **1. CALL TO ORDER**

Mayor Connie Leon Kreps called the meeting to order at 6:36 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 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 Clerk Yvonne P. Hamilton

The Village Commission held the Tentative Budget Hearing pursuant to state law at 6:00 p.m.

The Finance Director Bert Wrains read the statutory requirement for budget public hearings, pursuant to Section 200.065, F.S.

The Village Commission held extensive discussions with Village Staff on the tentative budget.

2. **PUBLIC HEARING ON THE TENTATIVE MILLAGE AND TENTATIVE ANNUAL BUDGET FOR FISCAL YEAR 2017-2018.**

Raul Toro, of 7536 Bounty Avenue, Brian Andrews, and Dr. Richard Chervony, of 7501 Center Bay Drive, addressed the Commission.

3. **RESOLUTIONS**

A. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, MIAMI-DADE COUNTY, FLORIDA, ADOPTING THE TENTATIVE LEVYING OF AD VALOREM TAXES FOR NORTH BAY VILLAGE FOR FISCAL YEAR 2017-2018; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Commissioner Andreana Jackson moved to adopt the tentative millage rate of 5.8542. Vice Mayor Eddie Lim seconded the motion, which 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 Alvarez, and Commissioner Andreana Jackson all voting Yes. Mayor Connie Leon Kreps voted No.

B. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, OF MIAMI-DADE COUNTY, FLORIDA, ADOPTING THE TENTATIVE ANNUAL BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

Commissioner Andreana Jackson moved to adopt the Tentative Annual Budget for FY 2018. Vice Mayor Eddie Lim seconded the motion, which failed by a vote of three against and two in favor. The vote was as follows: Commissioner Dr. Douglas N. Hornsby, Commissioner Jose Alvarez, and Mayor Connie Leon Kreps all voted No. Vice Mayor Eddie Lim and Commissioner Andreana voted Yes.

Commissioner Dr. Douglas N. Hornsby moved to reconsider the motion to adopt the Tentative Annual Budget for FY 2018, and Commissioner Andreana Jackson seconded the motion, which carried 4-1 on a 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.

Vice Mayor Eddie Lim moved to adopt the Tentative Annual Budget for FY 2018, and Commissioner Andreana Jackson seconded the motion, which carried 4-1 on a 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.

4. **ADJOURNMENT**

There being no other business to come before the Commission, the meeting adjourned at 8:05 p.m.

Prepared by: Yvonne P. Hamilton  
Village Clerk

Adopted by North Bay Village on

this 9<sup>th</sup> day of January 2018.

*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.)



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### OFFICIAL MINUTES

#### REGULAR VILLAGE COMMISSION MEETING

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

TUESDAY, JUNE 27, 2017  
7:30 P.M.

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#### 1. CALL TO ORDER

The meeting was called to order by Mayor Connie Leon-Kreps at 7:32 p.m.

#### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

#### ROLL CALL

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

#### Also Present:

Acting Village Manager/HR Director Jenice Rosado  
Finance Director Bert Wrains  
Police Chief Carlos Noriega  
Public Works Director Ray Rammo

Village Manager Frank K. Rollason was on a scheduled vacation; and Village Clerk Yvonne P. Hamilton was attending a City Clerk's Conference.

A moment of silence was observed in the passing of North Bay Village Public Works Employee Vernon Barrett.

2. **A. PROCLAMATIONS AND AWARDS**

1. **NORTH BAY VILLAGE SCHOLARSHIPS AWARDS**

The 2018 NBVscholarship recipients were Samantha Hafferty, Arturo Granell, and Rachel Morales, who each received \$1,000.

**B. SPECIAL PRESENTATIONS**

1. **The Honorable Senator Daphne Campbell  
(Legislative Update)**

Senator Daphne Campbell addressed the Commission on legislative issues, which included a report on the Governor's veto of funding for North Bay Village Baywalk and Drainage Projects.

2. **Introduction of New Village Employees:**

**A. Raymond Rammo, P.E., M.S., Acting Director of Public Works**

*(By Carlos Penin, President of CAP) Carlos Penin introduced the interim Public Works Director*

**B. Rodolfo Santana Alvarez, Multi-Task Clerical Specialist**

*(By Bert Wrains, Finance Director) Bert introduced the new Multi Task Clerk.*

Raymond Rammo and Rodolfo Santana were introduced to the Commission.

**C. ADDITIONS AND DELETIONS**

Commissioner Andreana Jackson requested to hear Item 10F after the Consent Agenda. Mayor Connie Leon Kreps requested to remove Items 9A, 9B, 9C, 9D, 9E 9H, 9I from the Consent Agenda to be discussed separately; and to discuss Item 11B after 10F.

Commissioner Dr. Douglas N. Hornsby moved to approve the agenda as revised. Vice Mayor Eddie Lim seconded the motion, and all voted in favor.

3. **GOOD & WELFARE**

Jane Blake, of 7601 Coquina Drive, Kevin Vericker, of 7520 Hispanola Avenue, and Joe Filbert, of 7910 West Drive, addressed the Commission.

4. **GRANT WRITER'S REPORT**

The Village Grant Writer Lakeesha Morris discussed the status of Village grants.



5. **ADVISORY BOARD REPORTS**

A. **ANIMAL CONTROL ADVISORY BOARD**

A report was not provided.

B. **BUSINESS DEVELOPMENT ADVISORY BOARD**

The Vice Chair Laura Cattabriga reported on the June 6, 2017 Board Meeting.

C. **CITIZENS BUDGET & OVERSIGHT BOARD**

The Chair Laura Cattabriga and Board Member Kokoa Woodget reported on the June 5, 2017 Board Meeting.

D. **COMMUNITY ENHANCEMENT BOARD**

The Chair Kokoa Woodget reported on the June 15, 2017 Community Enhancement Board Meeting.

E. **PLANNING & ZONING BOARD**

A report was not provided.

6. **VILLAGE COMMISSION'S REPORT**

Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Andreana Jackson, Commissioner Jose Alvarez, and Commissioner Dr. Douglas N. Hornsby all gave oral reports.

7. **VILLAGE ATTORNEY'S REPORT**

The Village Attorney Robert L. Switkes gave an oral report.

8. **VILLAGE MANAGER'S REPORTS**

The Acting Village Manager Jenice Rosado discussed the written report, which was included in the agenda package, and responded to questions from the Commission.

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.)**

- 9F. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE RENEWAL OF FDOT CONTRACT NO. AS368 FOR THE LANDSCAPING MAINTENANCE OF THE KENNEDY CAUSEWAY WITHIN THE CORPORATE LIMITS OF NORTH BAY VILLAGE; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO THE CONTRACT RENEWAL BEGINNING NOVEMBER 3, 2017 AND ENDING ON NOVEMBER 2, 2018 WITH AN ANNUAL FDOT PAYMENT TO THE VILLAGE FOR SAID MAINTENANCE IN THE AMOUNT OF \$2,836.00; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- 9G. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING PAYMENT TO KIMLEY-HORN & ASSOCIATES, INC. IN THE AMOUNT OF \$40,933.24 FOR ADDITIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR THE ON-GOING BAYWALK PLAZA SOUTH SIDE CONSTRUCTION PROJECT, UNDER AMENDMENT NUMBER 1 BETWEEN NORTH BAY VILLAGE AND KIMLEY-HORN & ASSOCIATES, INC.; SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**
- 9J. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PROJECT AGREEMENT WITH KIMLEY-HORN & ASSOCIATES, INC. (WORK AUTHORIZATION NO. 17-05) FOR MAIN WASTEWATER PUMP STATION IMPROVEMENTS; AUTHORIZING THE VILLAGE MANAGER 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)**

Commissioner Andreana Jackson moved to approve the Consent Agenda Items 9F, 9G, and 9J. 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

- 10F. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE EXPENDITURE OF \$5,200.00 TO THE MIAMI BEACH CHAMBER OF COMMERCE FOR 2017 MEMBERSHIP DUES; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Jerry Libbin, President and CEO, of the Miami Beach Chamber of Commerce addressed the Commission.

The Mayor opened the floor for public comments.

Raul Toro, of 7536 Hispanola Avenue, Laura Cattabriga, of 7430 Center Bay Drive, and Dr. Richard Chervony, of 7601 Center Bay Drive, addressed the Commission.

Commissioner Andreana Jackson moved to approve Item 10. Commissioner Jose Alvarez 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

- 11B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY JONATHAN CASTRO FOR A NON-USE VARIANCE PURSUANT TO SECTION 152.0971 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES TO PERMIT A 1.5 FOOT SIDE YARD SETBACK FOR THE INSTALLATION OF A NON-PERMANENT CARPORT AT 7520 MUTINY AVENUE, TREASURE ISLAND; NORTH BAY VILLAGE, FLORIDA, 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 Deputy Village Clerk read the Resolution by title.

The Village Attorney Robert L. Switkes advised on the process for quasi judicial hearings, pursuant to Chapter 29 of the Village Code; and he swore in those individuals who testified.

The Village Planner Jim LaRue presented the Staff Report recommending approval with the following conditions:

1. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
2. 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.

3. 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.

The Mayor opened the public hearing.

The property owner, Jonathan Castro, addressed the Commission.

The Mayor closed the public hearing.

Commissioner Dr. Douglas N. Hornsby moved to approve Item 11B with the conditions outlined by the Village Planner. 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 Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

**9A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING A TMDL WATER QUALITY RESTORATION GRANT AWARD FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION IN THE AMOUNT OF \$150,000; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE GRANT DOCUMENTS, AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Commissioner Andreana Jackson moved to approve Item 9A, and Commissioner Dr. Douglas N. Hornsby seconded the motion.

The Mayor opened the floor to public comments. There being no 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: Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

- 9B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING AMENDMENT NO. 1 TO THE DRINKING WATER STATE REVOLVING FUND LOAN AGREEMENT, NUMBER DW130400, BETWEEN NORTH BAY VILLAGE AND THE STATE OF FLORIDA, DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE WATER MAIN REHABILITATION PROJECT; PERTAINING TO THE LOAN REPAYMENT SCHEDULE; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AMENDMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Commissioner Andreana Jackson moved to approve Item 9B; 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 Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

- 9C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING AMENDMENT NO. 1 TO THE DRINKING WATER STATE REVOLVING FUND LOAN AGREEMENT, NUMBER DW130420, BETWEEN NORTH BAY VILLAGE AND THE STATE OF FLORIDA, DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE WATER METER REPLACEMENT PROGRAM; PERTAINING TO THE LOAN REPAYMENT SCHEDULE; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AMENDMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

The Deputy Village Clerk read the Resolution by title.

Finance Director Bert Wrains gave a brief presentation on the item.

The Mayor opened the floor to public comments.

Gudrin Volker, of 7517 Cutlass Avenue, addressed the Commission.

The Mayor closed the floor to public comments.

Commissioner Dr. Douglas N. Hornsby moved to approve Item 9C, 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: Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Andreana Jackson, and Commissioner Dr. Douglas N. Hornsby all voting Yes.

- 9D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RESOLVING THE MATTER OF CODE ENFORCEMENT FINES IMPOSED AGAINST KARINA GONZALEZ OF 7928 WEST DRIVE #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.

The Village Attorney Robert L. Switkes presented the item to the Commission.

Vice Mayor Eddie Lim moved to approve Item 9D with a \$1,000 fine, and Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments. There being no 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: Commissioner Jose Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, and Vice Mayor Eddie Lim all voting Yes.

- 9E. 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.

The Village Attorney Robert L. Switkes presented the item to the Commission.

Commissioner Dr. Douglas N. Hornsby moved the item to the floor, and Commissioner Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments.

Victor Fonseca, property manager, of 7915 East Drive, addressed the Commission.

Mayor Connie Leon Kreps moved to defer the item to the next Commission Meeting. Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 3-2 roll call vote. The vote was as follows: Commissioner Jose Alvarez, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes. Vice Mayor Eddie Lim and Commissioner Andreana Jackson voted No.

The Mayor requested that the Code Enforcement Officer attend the next meeting to represent the item, and that the Village Clerk include all relevant documents in the agenda package.

- 9H. 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)**

The Deputy Village Clerk read the Resolution by title.

Mayor Connie Leon Kreps moved to deny Item 9H, 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: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes. Commissioner Andreana Jackson voted No.

It was the consensus of the Commission that the lobbying services be put out for bid.

- 9I. 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)**

The Deputy Village Clerk read the Resolution by title.

Mayor Connie Leon Kreps moved to deny Item 9H, 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: Vice Mayor Eddie Lim, Commissioner Jose Alvarez, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting Yes. Commissioner Andreana Jackson voted No.

It was the consensus of the Commission that the lobbying services be put out for bid.

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

- A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 151, SECTION 151.101 OF THE NORTH BAY VILLAGE CODE OF ORDINANCES ENTITLED "PROPERTY ADDRESSES" TO PROVIDE FOR ADDRESS NUMBERS ON SEAWALLS; PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON) – FIRST READING**

The Deputy Village Clerk read the ordinance by title.



The Mayor opened the floor to public comments.

Dr. Paul Norris, of 1690 South Treasure Drive, addressed the Commission.

The Mayor closed the floor to public comments.

The item was deferred to the next Commission Meeting to allow the administration to provide information to the Commission on other communities that require addresses on seawalls.

- B. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 152 - ZONING, OF THE CODE OF ORDINANCES OF NORTH BAY VILLAGE TO ALLOW THE VILLAGE MANAGER TO DENY LICENSES TO PRIOR VIOLATORS AND TO PROHIBIT ADVERTISING OF UNLICENSED VACATION RENTALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON) - PUBLIC HEARING -FIRST READING**

The Deputy Village Clerk read the Resolution by title.

The Mayor opened the floor to public comments.

Tom Martinelli, with AirBNB, Mary Kramer, of 7610 Coquina Drive, and Laura Cattabriga, of 7430 Center Bay Drive, addressed the Commission.

The Mayor closed the floor to public comments.

Commissioner Andreana Jackson moved to approve Item 10B, and 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

- C. AN ORDINANCE OF NORTH BAY VILLAGE, FLORIDA AMENDING THE NORTH BAY VILLAGE 1987 COMPREHENSIVE PLAN AS AMENDED BY REVISING THE TEXT OF THE COASTAL MANAGEMENT ELEMENT; REVISING THE COASTAL HIGH HAZARD AREA MAP, AS MANDATED BY FLORIDA STATUTES 163.3178(F); IN ACCORDANCE WITH THE MANDATES SET FORTH IN CHAPTER 163; FLORIDA STATUTES; AUTHORIZING TRANSMITTAL OF THESE AMENDMENTS TO THE SOUTH FLORIDA REGIONAL PLANNING COUNCIL, STATE LAND PLANNING AGENCY, AND OTHER APPLICABLE AGENCIES FOR REVIEW AND COMMENT AS REQUIRED BY FLORIDA STATUTES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON) - PUBLIC HEARING - FIRST READING**

The Deputy Village Clerk read the ordinance by title.

Natalia Neira, Southeast Florida Clean Cities Coliation, presented the item to the Commission.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

Commissioner Andreana Jackson moved to approve Item 10C, and Commissioner Dr. Douglas N. Hornsby seconded the motion, which was adopted by a 5-0 roll call voted. Commissioner Dr. Douglas N. Hornsby, Mayor Connie Leon Kreps, Vice Mayor Eddie Lim, Commissioner Jose Alvarez, and Commissioner Andreana Jackson all voting Yes.

- D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDDING 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)**

Item 10D was deferred to the next Commission Meeting.

- E. FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARDDING 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)**

Item 10E was deferred to the next Commission Meeting.

- G. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE VILLAGE AND ENTERPRISE FLEET MANAGEMENT FOR THE LEASE OF 12 MARKED POLICE VEHICLES; WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 36.25(H) 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.

Chief Noriega made a brief presentation on the item.

The Mayor opened the floor to public comments. There being no speakers, she closed the floor to public comments.

Commissioner Andreana Jackson moved to call the question on Item 10G. Commissioner Dr. Douglas N. Hornsby seconded the motion, which failed by a 2-3 vote against. The vote was as follows: Commissioner Dr. Douglas N. Hornsby and Commissioner Andreana Jackson voting Yes. Mayor Connie Leon Kreps, Commissioner Jose Alvarez, and Vice Mayor Eddie Lim voted No, having further discussion on the item.

Commissioner Andreana Jackson moved to approve Item 10G. 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 Alvarez, and Commissioner Andreana Jackson all voting Yes.

Mayor Connie Leon Kreps moved to extend the meeting to 12:30 a.m. Commissioner Jose Alvarez seconded the motion, and all voted in favor.

**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, GRANTING A WAIVER, PURSUANT TO SECTION 150.11(G) OF THE VILLAGE CODE OF ORDINANCES, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 1700 SOUTH TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT 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 Deputy Village Clerk read the Resolution by title.

The Village Planner Jim LaRue presented the Staff Report with the following conditions of approval:

1. Submittal of a seawall repair inspection report, indicating that all necessary repairs have been made and that the seawall is in good condition.

2. Verification of the 5-foot height restriction at the time of building permit issuance.
3. Installation of solar powered lights at end of dock for safety purposes.
4. 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.
5. Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
6. 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.
7. 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 Village Attorney Robert L. Switkes advised on the process for the quasi judicial proceeding, pursuant to Chapter 29 of the Village Code; and he swore in those individuals who testified.

Mayor Connie Leon Kreps disclosed having ex parte communication with the current owner of 1700 South Treasure Drive.

The Mayor opened the public hearing.

Edward Matos was present on behalf of the property owner, and he accepted the conditions of approval, as outlined by the Village Planner.

Dr. Paul Norris, of 1690 South Treasure Drive and Maria Norris, of 1690 South Treasure Drive spoke in opposition to the request.

Marine Contractor James MacKenzie addressed the Commission on behalf of the property owner.

Mr. Matos suggested entering into a covenant agreeing to store one boat at the site, and a provision for another to be there for five (5) consecutive nights at a time.

Item 11A was deferred to the next Commission Meeting.

- C. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING CHAPTER 151 OF THE VILLAGE CODE ENTITLED “BUILDINGS” BY AMENDING SECTION 151.11 TO REQUIRE CONDOMINIUM ASSOCIATIONS’ 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) – PUBLIC HEARING ITEM – SECOND READING**

Item 11C was deferred to the next Commission Meeting.

- 11. 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. PUBLIC HEARING ITEM – SECOND READING**

Item 11D 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**

Mayor Connie Leon Kreps moved to appoint Ruth Prado to the Animal Control Advisory Board. 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 Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting yes.

Mayor Connie Leon Kreps moved to appoint Dora Echeverry to the Community Enhancement Board. 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 Alvarez, Commissioner Andreana Jackson, Commissioner Dr. Douglas N. Hornsby, and Mayor Connie Leon Kreps all voting yes.

**B. CANCELLATION OF JULY/AUGUST 2017 COMMISSION MEETING PURSUANT TO SECTION 3.09 OF THE VILLAGE CHARTER**

Mayor Connie Leon Kreps moved to cancel the August Commission Meeting. 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.

Commissioner Dr. Douglas N. Hornsby moved to extend the meeting, and Vice Mayor Eddie Lim seconded the motion, which was adopted by a 5-0 roll call vote.

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

Item 13C was deferred to the next Commission Meeting.

**D. DISCUSSION REGARDING COMMERCIAL ADVERTISING BOAT  
(COMMISSIONER ANDREANA JACKSON)**

Item 13D 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 1:12 am.

Prepared by: Yvonne P. Hamilton  
Village Clerk

Adopted by North Bay Village on  
this 9th day of January 2018.

*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.)