



North Bay Village

1666 Kennedy Causeway, North Bay Village, FL 33141
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**OFFICIAL AGENDA
REGULAR VILLAGE COMMISSION MEETING
VILLAGE HALL
TUESDAY, APRIL 9, 2019
6:30 P.M.**

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

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

1. Opening Items

- A. Call to Order**
- B. Invocation**
- C. Pledge of Allegiance**
- D. Roll Call**

2. A. Presentations, Proclamations and Awards

- 1. Swearing in of Village Clerk
- 2. Education and Sharing Day Proclamation

B. Citizen Presentations To The Commission

- 1. Pelican Harbor Seabird Station Budget and Annual Report

C. Additions and Deletions (Order of Business)

3. Good & Welfare (Open Forum)

4. Village Commission's Report

5. Grant Writer's Report

6. Advisory Board Reports

A. Animal Control Advisory Board

- i. Board Chair Cecilia Veloz

B. Business Development Advisory Board

- i. Board Chair Timothy Dennis

C. Citizens Budget & Oversight Board

- i. Board Chair Jack Rattner

D. Planning & Zoning Board

- i. Board Chair Bud Farrey

E. Sustainability and Resiliency Task Force

- i. Board Chair Denise O'Brien

7. Village Attorney's Report

8. Village Manager's Report

- A. 2019 Projects Progress 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. FIND Grant Application

A RESOLUTION OF THE MAYOR AND COMMISSIONERS OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER OR HIS DESIGNEE TO SUBMIT A GRANT APPLICATION TO THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM FOR NORTH BAY VILLAGE BAYWALK DESIGN AND PERMITTING – PHASE IB; PROVIDING CERTIFICATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER RALPH ROSADO)

B. Neat Streets Miami Grant

A RESOLUTION OF THE MAYOR AND VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE NEAT STREETS MIAMI MATCHING GRANT AWARD FROM MIAMI DADE COUNTY PARKS, RECREATION, AND OPEN SPACES DEPARTMENT IN THE AMOUNT OF \$5,007.00; AUTHORIZING THE VILLAGE MANAGER OR HIS DESIGNEE TO EXECUTE THE TREE PLANTING AGREEMENT; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER RALPH ROSADO)

C. Mayor's Climate Pledge

A PLEDGE OF THE MUNICIPALITIES OF NORTH BAY VILLAGE COUNTY ENDORSING THE MAYORS' CLIMATE ACTION PLEDGE, AFFIRMING SUPPORT FOR THE SOUTHEAST FLORIDA REGIONAL CLIMATE CHANGE COMPACT, AGREEING TO CONSIDER IMPLEMENTING THE REGIONAL CLIMATE ACTION PLAN IN WHOLE OR IN PART AS APPROPRIATE FOR EACH MUNICIPALITY, AND URGING ALL MAYORS OF [INSERT NAME] COUNTY TO SUPPORT THE MAYORS' CLIMATE ACTION PLEDGE.

10. Ordinances for First Reading and Resolutions: *Please be advised that if you wish to comment upon any of these quasi-judicial items, please inform the Mayor when public comment is open. 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 to be cross-examined or sworn-in, 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 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. Planning and Zoning Board Composition

AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING TITLE IV, CHAPTER 32, ENTITLED "DEPARTMENTS AND BOARDS," OF THE VILLAGE CODE OF ORDINANCES, AND CHAPTER 4, "ADMINISTRATION AND ENFORCEMENT," BY MODIFYING THE COMPOSITION OF THE PLANNING AND ZONING BOARD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER ROSADO)

B. Amend the Stipulation Adopted in Resolution 92-39 for Property Generally Located at 7601 East Treasure Drive to Amend the Parking Requirements

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST TO AMEND THE STIPULATION ADOPTED IN RESOLUTION 92-39 FOR PROPERTY GENERALLY LOCATED AT 7601 EAST TREASURE DRIVE TO AMEND THE PARKING REQUIREMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER ROSADO)

C. Establishing a Moratorium for a Period of One Hundred Eighty (180) Days from the Effective Date of this Ordinance on the Acceptance of Applications for Administrative Review, Site Plan Approval, and Building Permits for the Use of Land for New Public Self Storage Facilities

AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ESTABLISHING A MORATORIUM FOR A PERIOD OF ONE HUNDRED EIGHTY (180) DAYS FROM THE EFFECTIVE DATE OF THIS ORDINANCE ON THE ACCEPTANCE OF APPLICATIONS FOR ADMINISTRATIVE REVIEW, SITE PLAN APPROVAL, AND BUILDING PERMITS FOR THE USE OF LAND FOR NEW PUBLIC SELF STORAGE FACILITIES; PROVIDING FOR WAIVERS; PROVIDING FOR VESTED RIGHTS; PROVIDING FOR APPEALS; PROVIDING FOR MODIFICATIONS TO VESTED DEVELOPMENTS; REQUIRING EXHAUSTION OF ADMINISTRATIVE REMEDIES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER ROSADO)

D. Mitigation Process for Code Enforcement Fines

AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING TITLE XV, CHAPTER 153, ENTITLED "CODE ENFORCEMENT," OF THE VILLAGE CODE OF ORDINANCES BY CLARIFYING THE MITIGATION PROCESS FOR CODE ENFORCEMENT FINES, THE ROLE OF THE VILLAGE ATTORNEY, THE ENFORCEMENT OF LIENS AND COMPLIANCE WITH THE VILLAGE CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER ROSADO)

E. Approval of Deputy Village Clerk Position

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE JOB DESCRIPTION, APPLICABLE SALARY SCALE, AND APPLICABLE PERFORMANCE MEASURES AND METRICS FOR THE DEPUTY VILLAGE CLERK; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER ROSADO)

11. Public Hearings Including Ordinance(s) for Second Reading

Please be advised that if you wish to comment upon any of these quasi-judicial items, please inform the Mayor during public comments. An opportunity for persons to speak on each item will be made available after the applicant and staff have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse to be cross-examined or sworn-in, 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 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 APPLICATION BY BARANOF HOLDINGS, LLC AND GRANDVIEW PALACE CONDOMINIUM ASSOCIATION, INC CONCERNING PROPERTY LOCATED AT 1850 KENNEDY CAUSEWAY AND 7601 EAST TREASURE DRIVE, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR:

- 1. A WAIVER ACCORDING TO SECTION 9.3(D) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE TO ALLOW REDUCTION OF THE TOTAL NUMBER OF PARKING SPACES REQUIRED BY THE 1992 STIPULATED AGREEMENT FROM 1,119 TO 1,057 PARKING SPACES, BASED ON SHARED PARKING AND PARKING UTILIZATION ANALYSIS.**
- 2. A VARIANCE PURSUANT TO SECTION 7.3 OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE TO ALLOW REDUCTION OF THE TOTAL NUMBER OF PARKING SPACES REQUIRED BY THE 1992 STIPULATED AGREEMENT FROM 1,119 TO 1,057 PARKING SPACES, BASED ON SHARED PARKING AND PARKING UTILIZATION ANALYSIS. (INTRODUCED BY INTERIM VILLAGE MANAGER ROSADO)**

- B. AN APPLICATION BY BARANOF HOLDINGS, LLC CONCERNING PROPERTY LOCATED AT 1850 KENNEDY CAUSEWAY, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR SITE PLAN APPROVAL PURSUANT TO SECTION 5.4(C) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE FOR DEVELOPMENT OF A 98 FOOT TALL, 142,530 SQUARE FOOT SELF STORAGE FACILITY WITH 4,000 SQUARE FEET OF GROUND FLOOR RETAIL SPACE AND OFF-SITE PARKING INCLUDED FOR GRANDVIEW PALACE. (INTRODUCED BY INTERIM VILLAGE MANAGER ROSADO)**
- C. AN APPLICATION BY HILDA PELAYO TRUST, CONCERNING PROPERTY AT 7544 WEST TREASURE DRIVE, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT WHICH WILL EXTEND BEYOND THE D-5 TRIANGLE; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER ROSADO)**

12. Unfinished Business

13. New Business

- A. Citibike Discussion
- B. Miami Beach/North Bay Village Restaurant Crawl

14. Approval of Minutes

None.

15. Adjournment