



North Bay Village

1666 Kennedy Causeway, North Bay Village, FL 33141
Tel: (305) 756-7171 | Fax: (305) 756-7722 | www.nbvillage.com

**OFFICIAL AGENDA
REGULAR VILLAGE COMMISSION MEETING
VILLAGE HALL
TUESDAY, JANUARY 8, 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. CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

2.

A. PROCLAMATIONS AND AWARDS

• **Recognition for Community Service**

- a. Flor Milagros Schulz
- b. Sondra Shumaker
- c. Diana Reed
- d. Brian Oppenheim
- e. Eustace Maulseed, Treasure Island Elementary Head Custodian
- f. Daphne Conner, Treasure Island Elementary Art Teacher

• **Crime Watch Recognition**

- a. Sissy Shute

B. CITIZEN PRESENTATIONS TO THE COMMISSION

C. ADDITIONS AND DELETIONS

3. GOOD & WELFARE

4. VILLAGE COMMISSION'S REPORT

5. GRANT WRITER'S REPORT

6. ADVISORY BOARD REPORTS

A. ARTS, CULTURAL & SPECIAL EVENTS BOARD

- NONE

B. ANIMAL CONTROL ADVISORY BOARD

- NONE

C. BUSINESS DEVELOPMENT ADVISORY BOARD

- First meeting scheduled for January 28, 2019

D. CITIZENS BUDGET & OVERSIGHT BOARD

- First meeting scheduled for January 15, 2019

E. COMMUNITY ENHANCEMENT BOARD

- NONE

F. PLANNING & ZONING BOARD

- First meeting scheduled for January 16, 2019

7. VILLAGE ATTORNEY'S REPORT

A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE ATTORNEY TO ACCEPT THE PROPOSAL FROM LIETER, PEREZ & ASSOCIATES, INC. TO PREPARE LEGAL DESCRIPTION AND SKETCHES FOR THE BAYWALK PROJECT; AUTHORIZING THE APPROPRIATE OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE ATTORNEY NORMAN C. POWELL)

The proposed Resolution will allow the Village Attorney to accept a proposal from Lieter, Perez & Associates, Inc. to prepare legal descriptions and sketches for the Baywalk Project.

- Commission Action

8. VILLAGE MANAGER'S REPORT

A. PROJECT 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. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE FLORIDA INLAND NAVIGATION DISTRICT AND NORTH BAY VILLAGE FOR CONSTRUCTION OF THE BAYWALK PLAZA AREA; APPROVING MATCHING FUNDS; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE APPROPRIATE OFFICIALS TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN, DEFERRED FROM DECEMBER 11, 2018)**

The proposed Resolution will allow the Interim Village Manager to execute agreement with Florida Inland Navigation District for completion of Baywalk Project.

- **Commission Action**

- B. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE INTERIM VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO LAW ENFORCEMENT MUTUAL AID AGREEMENTS WITH THE CITY SUNNY ISLES BEACH, SETTING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN, DEFERRED FROM DECEMBER 11, 2018)**

The proposed Resolution will allow for the sharing of law enforcement resources and expertise between the City of Sunny Isles Beach and North Bay Village. (Deferred from December 11, 2018).

- **Commission Action**

- C. **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE INTERIM VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO LAW ENFORCEMENT MUTUAL AID AGREEMENTS WITH THE CITY OF MIAMI, SETTING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)**

The proposed Resolution will allow for the sharing of law enforcement resources and expertise between the City of Miami and North Bay Village.

- **Commission Action**

D. A RESOLUTION OF THE MAYOR AND VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING A FISCAL YEAR 2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) COUNTY-WIDE ALLOCATION IN THE AMOUNT OF \$2,300.00; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

The proposed Resolution will authorize the Interim Village Manager to execute Fiscal Year 2018 Florida Department of Law Enforcement (FDLE) – Edward Byrne Memorial Justice Assistance Grant (JAG) application for the amount of \$2,300 and execute all subsequent agreements or documents with FDLE related to the Grant and Project. The grant assists agencies with staffing police officers at schools.

- **Commission Action**

10. ORDINANCES FOR FIRST READING: 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.

None

11. RESOLUTION(S)

A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE HARBOR ISLAND RESIDENTIAL VISITOR PERMIT PARKING HOURS TO REFLECT 9:00 P.M. TO 8:00 A.M., PURSUANT TO SECTION 70.07 OF THE VILLAGE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

The proposed Resolution will change the decal parking hours for Harbor Island allowing visitor parking to extend from 6:00 P.M. to 9:00 P.M.

- **Commission Action**

B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE APPLICATION FEE FOR VACATION RENTAL LICENSES; PROVIDING FOR EXECUTION; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

The proposed Resolution will increase the application fee for a Vacation Rental License to increase from \$200.00 to \$800.00 for new applicants and from \$150.00 to \$500.00 for renewals.

- **Commission Action**

QUASI-JUDICIAL ZONING HEARINGS/JENNINGS DISCLOSURES (INCLUDING ORDINANCES FOR SECOND HEARING):

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.

12. ORDINANCES FOR FIRST READING/PUBLIC HEARING(S)

None

13. RESOLUTION (S)/PUBLIC HEARING(S)

None

14. UNFINISHED BUSINESS (DECEMBER 11, 2018)

- A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO UTILIZE THE PIGGY-BACK PROVISION PURSUANT TO SECTION 36.25 (j) OF THE VILLAGE CODE; APPROVING THE AGREEMENT WITH ATCI COMMUNICATIONS, INC. FOR THE PURCHASE AND INSTALLATION OF FIXED LICENSE PLATE READERS (LPR); AUTHORIZING THE EXPENDITURE OF \$39,477.10 AND MONTHLY COST OF \$39.00; AUTHORIZING VILLAGE OFFICIALS TO EXECUTE DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)**

The proposed Resolution will authorize the Interim Village Manager to purchase three (3) fixed license plate readers for the Police Department, in order to monitor east bound traffic entering the Village.

- Commission Action

- B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, GRANTING A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT CODE, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 7929 WEST 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.**

The proposed Resolution will approve the construction of a dock and boatlift which will extend 30 feet beyond the seawall, where a minimum of 25 feet is required.

- Commission Action

- C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY BENIHANA NATIONAL OF FLORIDA CORP., FOR SITE PLAN APPROVAL, PURSUANT TO SECTION 5.4(C) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT**

CODE FOR CONSTRUCTION OF A NEW 9,215 SQUARE FOOT, 34 FOOT HIGH COMMERCIAL STRUCTURE (SINGLE STORY RESTAURANT) AT 1665 79TH STREET CAUSEWAY, TREASURE ISLAND, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

The proposed Resolution will approve the Site Plan of a new 9,215 square foot, 34 foot high commercial structure (single story restaurant) at 1665 79th Street Causeway, Treasure Island. (Deferred from October 9, 2018 and December 11, 2018)

- **Commission Action**

D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY BENIHANA NATIONAL OF FLORIDA CORP. OWNER OF THE BUSINESS ESTABLISHMENT TO BE LOCATED AT 1665 79TH STREET CAUSEWAY, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA FOR VARIANCE PURSUANT TO SECTION 11.10 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE TO ALLOW FAÇADE SIGNS ON THE SOUTH, EAST, AND NORTH SIDES OF THE PROPOSED RESTAURANT, WHERE SECTION 11.9 (C) ALLOWS FAÇADE SIGNS ONLY ON THE BAY FRONTAGE AND ONE OTHER FRONTAGE; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

Applicant has withdrawn request for sign variance and has revised plans accordingly.

15. NEW BUSINESS

A. DISCUSSION ON APPOINTMENT OF BOARD MEMBERS. (INTRODUCED BY MAYOR BRENT LATHAM & COMMISSIONER JULIANNA STROUT)

- 1. PLANNING & ZONING (RE-VOTE ON ALL APPLICANTS)**
- 2. ARTS, CULTURAL & SPECIAL EVENTS BOARD**
- 3. ANIMAL CONTROL ADVISORY BOARD**
- 4. COMMUNITY ENHANCEMENT BOARD**
- 5. YOUTH AND EDUCATION SERVICES BOARD**
- 6. SPECIAL NEEDS ADVISORY BOARD**
- 7. SIGNAGE REVIEW COMMITTEE**

B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ESTABLISHING A SUSTAINABILITY AND RESILIENCY TASK FORCE; DESCRIBING ITS COMPOSITION, AND STATING ITS GOALS, DUTIES, AND FUNCTIONS AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY MAYOR BRENT LATHAM AND VICE-MAYOR MARVIN WILMOTH)

The proposed Resolution will establish a Sustainability and Resiliency Task Force for the purpose of providing technical assistance and advise to Village Commission.

- **Commission Action**

C. DISCUSSION ON CHARTER POSITIONS *(INTRODUCED BY VICE MAYOR MARVIN WILMOTH & COMMISSIONER JULIANNA STROUT)*

- 1. DISCUSSION OF VILLAGE CLERK JOB DESCRIPTION AND ROLE. *(INTRODUCED BY COMMISSIONER JULIANNA STROUT)***
- 2. DISCUSSION ON PROPOSED REQUEST FOR QUALIFICATIONS (RFQ) FOR VILLAGE CLERK POSITION WITH THE FOLLOWING GUIDELINES: *(INTRODUCED BY COMMISSIONER JULIANNA STROUT)***
 - a. COMMISSION TO AGREE ON RFQ LANGUAGE AND METHOD OF PUBLICATION/POSTING.**
 - b. REQUEST TO PUBLISH RFQ FOR VILLAGE CLERK POSITION WITHIN TWO WEEKS OF JANUARY 8, 2019 NO LATER THAN JANUARY 25, 2019.**
 - c. RFQ CLOSING DATE NO LATER THAN FEBRUARY 22ND, 2019. A**
 - d. INTERIM VILLAGE MANAGER TO ENSURE HUMAN RESOURCES (HR) COORDINATOR DISTRIBUTES ALL RESUMES TO COMMISSION BY UPON RECEIPT.**
 - e. COMMISSION TO CHOOSE TOP CANDIDATES NO LATER THAN MARCH 1, 2019.**
 - f. COMMISSION TO INTERVIEW FINALISTS AS SOON AS POSSIBLE THEREAFTER AND NO LATER THAN MARCH 15, 2019. *(INTRODUCED BY COMMISSIONER JULIANNA STROUT)***
 - g. COMMISSION TO FINALIZE SELECTION NO LATER THAN MARCH 22ND, 2019.**
 - h. COMMISSION TO MAKE FINAL APPOINTMENT DURING APRIL REGULAR COMMISSION MEETING.**
- 3. DISCUSSION OF VILLAGE MANAGER JOB DESCRIPTION AND ROLE. *(INTRODUCED BY COMMISSIONER JULIANNA STROUT)***
- 4. DISCUSSION ON PROPOSED RFQ FOR PERMANENT VILLAGE MANAGER WITH FOLLOWING GUIDELINES: *(INTRODUCED BY COMMISSIONER JULIANNA STROUT)***
 - a. COMMISSION TO AGREE ON RFQ LANGUAGE AND METHOD OF PUBLICATION/POSTING.**
 - b. REQUEST TO PUBLISH RFQ FOR VILLAGE MANAGER POSITION WITHIN TWO WEEKS OF JANUARY 8, 2019 NO LATER THAN JANUARY 25, 2019.**

- c. **RFQ CLOSING DATE NO LATER THAN FEBRUARY 22ND, 2019.**
- d. **INTERIM VILLAGE MANAGER TO ENSURE HUMAN RESOURCES (HR) COORDINATOR DISTRIBUTES ALL RESUMES TO COMMISSION BY UPON RECEIPT.**
- e. **COMMISSION TO CHOOSE TOP CANDIDATES NO LATER THAN MARCH 1, 2019.**
- f. **COMMISSION TO INTERVIEW FINALISTS AS SOON AS POSSIBLE THEREAFTER AND NO LATER THAN MARCH 15, 2019. (INTRODUCED BY COMMISSIONER JULIANNA STROUT)**
- g. **DISCUSS IF VILLAGE WILL COVER EXPENSE FOR OUT OF TOWNERS AND IF SO TO WHAT LIMIT. (INTRODUCED BY COMMISSIONER JULIANNA STROUT)**
- h. **COMMISSION TO FINALIZE SELECTION NO LATER THAN MARCH 22ND, 2019.**
- i. **COMMISSION TO MAKE FINAL APPOINTMENT DURING APRIL REGULAR COMMISSION MEETING.**

D. DISCUSSION ON VILLAGE ATTORNEY (INTRODUCED BY VICE MAYOR MARVIN WILMOTH & COMMISSIONER JULIANNA STROUT)

- 1. **READ INTO THE RECORD LETTER FROM JOSE ARROJO, HEAD OF COMMISSION ON ETHICS ON THIS SUBJECT. (INTRODUCED BY COMMISSIONER JULIANNA STROUT)**
- 2. **REQUEST FOR VILLAGE ATTORNEY TO RECUSE HIMSELF FROM THE MEETING SO THAT THE POSITION MAY BE DISCUSSED. (INTRODUCED BY COMMISSIONER JULIANNA STROUT)**
- 3. **REQUEST COMMISSION TO REVIEW PROPOSAL FROM EITHER ATTORNEYS TO DISCUSS MATTER WITHOUT CONFLICT OF INTEREST PERTAINING TO THE ITEM. SIMILAR MATTER AND METHOD WAS DISCUSSED IN NORTH MIAMI BEACH IN THEIR DISCUSSION OF THE CITY ATTORNEYS. (INTRODUCED BY COMMISSIONER JULIANNA STROUT)**
- 4. **CHOOSE ATTORNEY TO SIT AS INTERIM FOR THIS DISCUSSION. REVIEW RESUMES OF ATTORNEYS PRESENT TO DISCUSS ITEM. RALPH VENTURA & JOSEPH GELLER-GREEN SPOON MARDER. RESUMES ATTACHED FOR COMMISSION TO REVIEW. (INTRODUCED BY COMMISSIONER JULIANNA STROUT)**
- 5. **DISCUSS THE VILLAGE ATTORNEY AND NEW ERRORS COMMITTED SINCE HE WAS PLACED ON PROBATION (INTRODUCED BY COMMISSIONER JULIANNA STROUT):**

- a. MISTAKE DURING THE VOTING OF PLANNING AND ZONING BOARD MEMBERS WITH NO INDICATION TO THE COMMISSION THAT THERE WAS A CHARTER REQUIREMENT THAT WAS NOT BEING MET.
 - b. CONTRACT WITH LOBBYIST, RON BOOK. NOT FURNISHING INFORMATION IN A TIMELY MANNER PRIOR TO THE MEETING ON DECEMBER 11, 2018.
 - c. NOT NOTIFYING HIS EMPLOYER OF HIS ARREST BY TSA FOR CARRYING A CONCEALED WEAPON EVEN THOUGH LATER ADJUDICATED AS A MISDEMEANOR.
 - d. PROBLEMS WITH HIS CONTRACT. POWELL ACTED INAPPROPRIATELY AS BOTH HIS OWN ADVOCATE AND COUNSEL TO THE COMMISSION, AS ESTABLISHED IN THE FLORIDA SUPREME COURT DECISION, FERNANDEZ V CITY OF MIAMI, HE HAD AN OBLIGATION TO RECUSE HIMSELF AND RECOMMEND THAT THE COMMISSION SEEK INDEPENDENT LEGAL ADVICE.
 - e. TERMINATION OF BRYANT MILLER OLIVE CONTRACT WITHOUT COMMISSION'S APPROVAL
 - f. HIRING OF LAW OFFICES OF BENEDICT P. KUEHNE, P.A. FOR PERSONAL MATTERS.
6. MOTION TO TERMINATE ENGAGEMENT OF NORMAN C. POWELL AS THE VILLAGE ATTORNEY. *(INTRODUCED BY COMMISSIONER JULIANNA STROUT)*
 7. MOTION TO HIRE (EITHER RALPH VENTURA OR JOSEPH GELLER-GREENSPOON MARDER) AS INTERIM VILLAGE ATTORNEY FOR A FEE THAT WILL NOT EXCEED \$10,000/MONTH. *(INTRODUCED BY COMMISSIONER JULIANNA STROUT)*
 - a. COMMISSION TO AGREE ON RFQ LANGUAGE AND METHOD OF PUBLICATION/POSTING.
 - b. REQUEST TO PUBLISH RFQ FOR VILLAGE ATTORNEY POSITION WITHIN TWO WEEKS OF JANUARY 8, 2019 NO LATER THAN JANUARY 25, 2019.
 - c. RFQ CLOSING DATE NO LATER THAN FEBRUARY 22ND, 2019.
 - d. INTERIM VILLAGE MANAGER TO ENSURE HUMAN RESOURCES (HR) COORDINATOR DISTRIBUTES ALL RESUMES TO COMMISSION BY UPON RECEIPT.
 - e. COMMISSION TO CHOOSE TOP CANDIDATES NO LATER THAN MARCH 1, 2019.

- f. COMMISSION TO INTERVIEW FINALISTS AS SOON AS POSSIBLE THEREAFTER AND NO LATER THAN MARCH 15, 2019. *(INTRODUCED BY COMMISSIONER JULIANNA STROUT)*
- g. COMMISSION TO FINALIZE SELECTION NO LATER THAN MARCH 22ND, 2019.
- h. COMMISSION TO MAKE FINAL APPOINTMENT DURING APRIL REGULAR COMMISSION MEETING.

E. DISCUSSION ON REQUEST FOR PROPOSAL FOR COMMUNICATIONS SUPPORT. *(INTRODUCED BY MAYOR BRENT LATHAM)*

F. DISCUSSION ON REQUEST FOR PROPOSAL TO CONDUCT HUMAN RESOURCES AUDIT. *(INTRODUCED BY MAYOR BRENT LATHAM)*

G. DISCUSSION ON LEGISLATIVE PRIORITIES *(INTRODUCED BY VICE MAYOR MARVIN WILMOTH)*

H. DISCUSSION ON STRATEGIC PLANNING *(INTRODUCED BY VICE MAYOR MARVIN WILMOTH)*

I. DISCUSSION ON STRATEGY MATTERS, INC. CONTRACT. *(INTRODUCED BY COMMISSIONER JULIANNA STROUT)*

16. APPROVAL OF MINUTES – COMMISSION MEETING

- A. REGULAR COMMISSION MEETING – OCTOBER 9, 2018
- B. SPECIAL COMMISSION MEETING – NOVEMBER 19, 2018
- C. 1 ON 1 WITH MARVIN – DECEMBER 3, 2018

- Commission Action

17. ADJOURNMENT

To: North Bay Village Mayor & Village Commission
From: LaKeesha Morris-Moreau, MSW, GPC
Date Submitted: December 27, 2018
Reporting Period: December 1 – December 31, 2018

Grants Submitted this Reporting Period:

No new grants were submitted during the month of December.

Grants “Under Construction”

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

1. Miami-Dade Neat Streets – Tree Planting Grant

- a. **Date Due:** January 31, 2018
- b. **Amount Available:** \$5,000 - \$40,000
- c. **Match Requirement:** \$1:\$1
- d. **Summary of RFP:** Miami Dade Neat Streets has matching funds available for tree planting. The Village has between 40-80 bulb outs on Treasure Island that need street trees for shade. The Village may use force account labor to support the match, thus reducing the amount of cash the Village needs to meet the match requirement.
- e. **Current Status:** Village staff will provide Grant Writer with the exact count, location, and species of trees desired.

2. Florida Department of Health – Opioid Antidote

- a. **Date Due:** January 31, 2018
- b. **Amount Available:** N/A
- c. **Match Requirement:** None
- d. **Summary of RFP:** Requested by Chief Collins – The Florida Department of Health has a grant to provide doses of Naloxone to first responders to treat potential opioid overdoses. This grant requires that the Village joins the Minnesota Multistate Contracting Alliance for Pharmacy (MMCAP), granting volume buying power to members. The Village will have access to a full range of pharmaceuticals and other healthcare products and services upon joining the MMCAP and will be able to purchase additional doses of Naloxone if needed.



3. Realtor's Association – Placemaking Grant

- a. **Date Due:** Rolling (goal to submit by January 31, 2019)
- b. **Amount Available:** \$500 - \$5,000
- c. **Match Requirement:** None, but highly recommended
- d. **Summary of RFP:** The Placemaking Grant funds the creation of new public spaces or the revitalization of existing public spaces. The grant focuses on “lighter, cheaper, quicker” placemaking projects that can be completed in under one year. Examples include: dog park, tot lots, community gardens, parklets, parks, pocket parks, play area, alley activation & pedestrian walk ways. *The Village intends to request funding to establish a dog park. It is estimated that construction of a dog park is between \$10K to \$20K. The Village will be responsible for any expenses above the amount awarded through the grant.*

Grant Updates

During this reporting period, BellTower assisted the Village in completing the following administrative tasks.

BellTower met with Village Staff on December 13, 2018 to for an update on upcoming grant opportunities and follow-up on the Commission's request during the 12/11/18 meeting to prepare legislative items for FY2019. BellTower began drafting State Budget Request forms for three (3) potential projects. On December 21, 2018, BellTower met with key Village Officials and Lobbyist Ron Book to review the Village's capital improvement projects, and brainstorm projects that best fit State priorities. The goal is to have all legislative projects ready for submittal by mid-January 2019.

Agenda Item 7A



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, 2018
TO: Graciela Mariot
Interim Village Clerk
FROM: Norman C. Powell 
Village Attorney
SUBJECT: Introduction of Resolution

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

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE ATTORNEY TO ACCEPT THE PROPOSAL FROM LIETER, PEREZ & ASSOCIATES, INC. TO PREPARE LEGAL DESCRIPTION AND SKETCHES FOR THE BAYWALK PROJECT; AUTHORIZING THE APPROPRIATE OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

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

NP:gm

Agenda Item 7A

RESOLUTION NO: _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE ATTORNEY TO ACCEPT THE PROPOSAL FROM LIETER, PEREZ & ASSOCIATES, INC. TO PREPARE LEGAL DESCRIPTION AND SKETCHES FOR THE BAYWALK PROJECT; AUTHORIZING THE APPROPRIATE OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE. (*INTRODUCED BY VILLAGE ATTORNEY NORMAN C. POWELL*)

WHEREAS, North Bay Village (the "Village") seeks to develop a pedestrian walkway ("Baywalk") along portions of the northern perimeter of Treasure Island; and

WHEREAS, the Village has secured a long-term lease with the Florida Department of Transportation to design and develop an entryway/plaza area at the base to the bridge connecting North Bay Village with the City of Miami Beach; and

WHEREAS, the Village needs surveying services to provide legal property descriptions; and

WHEREAS, the Village Attorney has received a proposal from Lieter, Perez & Associates, Inc. in the amount of \$6,800 to prepare the legal descriptions and sketches for the Baywalk project; and

WHEREAS, the Commission desires to continue the process to complete the Baywalk.

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

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

Section 2. Approval Agreement. The proposal for surveying services from Lieter, Perez and Associates, Inc. in the lump sum amount of \$6,800 is hereby approved.

Section 3. Authorization of Village Officials. The Village Manager and/or his designee and the Village Attorney are authorized to take carry out the aims of this Resolution.

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 follows:

Agenda Item 7A

45 **FINAL VOTE AT ADOPTION:**

46 Mayor Brent Latham _____
47 Vice Mayor Andreana Jackson _____
48 Commissioner Jose R. Alvarez _____
49 Commissioner Julianna Strout _____
50 Commissioner Marvin Wilmoth _____

51
52 **PASSED AND ADOPTED** this _____ of _____ 2019.

53
54
55 _____
56 Brent Latham
57 Mayor

58
59
60 **ATTEST:**
61 _____
62 Graciela Mariot
63 Interim Village Clerk

64
65 **APPROVED AS TO FORM FOR USE ONLY BY**
66 **NORTH BAY VILLAGE:**
67 _____
68
69 Norman C. Powell, Esq.
70 Village Attorney
71
72 North Bay Village Resolution: Surveying Services from Lieter, Perez & Associates, Inc.



North Bay Village Projects Progress Report January 2019

Project	Funding Source	Description & Project Update	Status		
			Completed	In Progress	Future Project
January 8, 2019 Commission Meeting Update					
TIES Basketball Court Project Project Cost: \$0 Project completed and in operation	Miami Dade School provided the capital funding	North Bay Village is going to operate a night time basketball program at this location.	✓		
Water Main Rehabilitation Project Contractor: ROHL Networks, LP Project Cost: \$3,840,372.40 Amount Billed To-date: \$2,225,532.00 Completion Date: February 2019	State Revolving Fund Loan	The project includes rehabilitation and replacement of the Village's water distribution system including water service lines, valves, and fire hydrants. Installation of the new water main system on Treasure Island is substantially complete. Activation of the new system on Treasure Island is scheduled for January 2019. Installation and activation of a new water main system on East Drive on Harbor Island is scheduled for early February 2019. Project completion will include site restoration throughout all impacted areas.		✓	
Water Meter Replacement Project Contractor: Metro Express, Inc. Project Cost: \$3,215,410.00 Amount Billed To-date: \$1,079,113.22 Completion Date: March 2019	State Revolving Fund Loan	The project includes replacement of all existing water meters throughout the Village with new "Smart Technology" water meters as well as the installation of a Mobile Based Advanced Metering Infrastructure (AMI) system to read meters in an automated and cost-effective manner. Installation and activation of the new water meters is complete on North Bay Island and West Drive on Harbor Island. Installation of the remaining water meters is substantially complete throughout the Village with activation of those remaining meters scheduled for early March 2019. Once fully operational, the program includes a customer portal for website access to their accounts. Project completion will include site restoration throughout all impacted areas.		✓	
Sanitary Sewer Rehabilitation Project Contractor: Insituform Technologies, LLC Project Cost: \$2,375,375.00 Amount Billed To-date: \$2,175,616.58 Completion Date: Update pending	State Revolving Fund Loan	The project includes rehabilitation of the Village's wastewater collection system including main sanitary sewer lines, sanitary manholes, and sanitary lateral connections. Evaluation and rehabilitation of the Village's system is substantially complete and inflow and infiltration (INI) into the system has been dramatically reduced. Additional system evaluation and alternative testing methods are ongoing to identify any remaining INI for full compliance with Miami-Dade County criteria. If additional rehabilitation is identified, the contract completion date will be adjusted accordingly.		✓	



North Bay Village Projects Progress Report January 2019

Project	Funding Source	Description & Project Update	Status		
			Completed	In Progress	Future Project
<p>Stormwater Outfall Rehabilitation Project Contractor: Ric-Man, Inc. Project Cost: \$821,400.00 Amount Billed To-date: \$383,716.00 Completion Date: May 2019</p> <p><i>*Florida DEP \$225K (Legislative Appropriation) Florida DEP \$150K + NBV Match \$1:\$1 South Florida Water Management District (SFWMD) \$150K + NBV Match \$1:\$1</i></p>	FDEP & SFWMD*	The project includes rehabilitation of the Village’s stormwater outfall pipes and the installation of check valves on those outfalls to minimize backflow from Biscayne Bay onto Village roadways during high tide conditions. Phase 1 of the project that included rehabilitation of all active outfall pipes is substantially complete. Additional work including the rehabilitation of a 54” outfall pipe on West Drive on Harbor Island and stormwater catch basin modifications on Treasure Island have been added to the project. The catch basin modifications will improve stormwater quality prior to discharging into the bay. Completion of the remaining work is scheduled for May 2019. Project completion will include site restoration throughout all impacted areas.	✓ (Phase 1)	✓	
<p>Wastewater Pump Station Improvements Consultant: Kimley-Horn & Associates, Inc. Professional Services Fee: \$228,900.00 Amount Billed To-date: \$11,660.00 Design Completion: July 2019</p>	State Revolving Fund Loan	The project includes design, permitting, bid documents, construction plans, and bidding assistance to improve the Village’s four wastewater pump stations (Village Hall Pump Station, South Treasure Drive Pump Station, Hispanola Avenue Pump Station, and the Main Wastewater Pump Station). The existing stations require repair and/or replacement based on operational deficiencies and equipment failures. The scope of work includes evaluating the Village’s existing wastewater pumping and control systems for improved performance and efficiency, evaluating the current wastewater system flow patterns, analyzing pump station capacities, reviewing pump station operation for connection to the Village’s existing force main system, and replacing the existing pump station building on Galleon Street with a new submersible pump station for improved site development opportunities.		✓	
<p>Water and Wastewater GIS Updates Consultant: Kimley-Horn and Associates, Inc. Professional Services Fee: \$22,300.00 Amount Billed To-date: \$1,750.00 Project Completion: Wastewater System submittal January 2019, Water System submittal June 2019</p>	North Bay Village	As a utility owner in Miami-Dade County, North Bay Village is required to submit Water and Sewer Atlas and As-built information in geodatabase/GIS file format to the Miami-Dade County Regulatory and Economic Resources Department, Division of Environmental Resources Management (“DERM”) annually. The electronic GIS update must be formatted in compliance with DERM criteria and requirements. This project includes developing the water system, wastewater collection system, and forcemain GIS data for submittal to DERM.		✓	



North Bay Village Projects Progress Report January 2019

Project	Funding Source	Description & Project Update	Status		
			Completed	In Progress	Future Project
Harbor Island Traffic Study Consultant: Kimley-Horn and Associates, Inc. Professional Services Fee: \$15,000.00 Amount Billed To-date: \$4,500.00 Report Completion: March 2019	North Bay Village	This project includes a traffic study associated with the intersection of SR 934/NE 79th Street Causeway and Larry Paskow Way. The Village desires to determine if a portion of the property immediately adjacent to that intersection is needed to improve operation of that intersection by constructing turn lane improvements, extending existing turn lanes, or construction of additional roadway connections from Larry Paskow Way to SR934/NE 79th Street Causeway. The scope of work includes a traffic operations analysis to assist in determining if improvements should be pursued and what type of improvements would be appropriate.		✓	
Sakura Building Demo. & Site Clean-up Project Cost: \$81,700.00 Amount Billed To-date: \$1,100.00 <i>(Fence Change Order)</i> Final Completion Date: TBD	North Bay Village	Mobilized to site. Fence and restroom facilities are in place. Water supply updated for dust control. Permit issued on 12/11/18, and demolition commenced on 12/12/18. On target for mid to late January 2019 completion date.		✓	
Bike Lane Coloring Project Cost: TBD Amount Billed To-date: N/A Project Commencement Date: TBD Final Completion Date: TBD	TBD Possible FDOT LAP Project	North Bay Village is working on submitting a request to FDOT to have portions of the bike lanes in the most high risk areas (mainly intersections and turn lanes), colored blue for additional bike safety. CAP Government has identified possible areas to be colored and is in the process of preparing plans according to FDOT specifications.			✓
Baywalk Plaza Area Design (South Side Only) Project Cost: \$1,096,789.20 \$911,079 -Base Bid + \$185,710.25 <i>(includes \$185,710.25 for Owner Contingency and Permit Allowance)</i> <i>Change Orders #1 through #9: \$185,710.25</i> Amount Billed to Date: \$769,062.42 Final Completion Date: January 2019 <i>Construction must be completed by September 2019 as per FIND grant requirements</i>	FIND Grant	The project consists of construction of a Baywalk Plaza at the southeast corner of JFK Causeway and East Treasure Drive. The Baywalk plaza project contains retaining walls, walks, landscaping, irrigation, pylon (monument) sign and site lighting. The following items have been completed to date: <ul style="list-style-type: none"> ➤ Clearing and Grubbing (100% complete) ➤ Retaining Walls (100% complete) ➤ Drainage (90% complete) ➤ Grading and Fill (100% complete) ➤ Electrical and Lighting (90% complete) ➤ East Treasure Drive electrical and water connections (100% complete) <p style="text-align: right;"><i>Continued on Page 4</i></p>	✓ (Phase I)	✓	



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North Bay Village Projects Progress Report January 2019

Project	Funding Source	Description & Project Update	Status		
			Completed	In Progress	Future Project
Baywalk Plaza Area Design (continued) (South Side Only) Project Cost: \$1,096,789.20 \$911,079 -Base Bid + \$185,710.25 <i>(includes \$185,710.25 for Owner Contingency and Permit Allowance)</i> <i>Change Orders #1 through #9: \$185,710.25</i> Amount Billed to Date: \$769,062.42 Final Completion Date: January 2019 <i>Construction must be completed by September 2019 as per FIND grant requirements</i>	FIND Grant	The following items have not been completed to date: <ul style="list-style-type: none"> ➤ Concrete Walk ➤ Landscaping ➤ Irrigation ➤ Monument Sign Installation ➤ Gate Installation ➤ Concrete Rip Rap Installation ➤ Jack and bore across JFK Causeway (electrical connection to future Baywalk Plaza North Side Project) ➤ Painting of Grand View Palace parking garage wall (north side) Project completion is scheduled for end of January 2019.	✓ (Phase I)	✓	
New Village Hall (Fire/Police Station) Projected Project Cost: \$17,000,000 to \$35,000,000 Project Start Date: Design started in 2016	\$3,000,000 Miami Dade County \$17,000,000 Village General Obligation Debt	The building will be a replacement for the Police/Fire/Village Hall Building. The old building was torn down in 2013. The Village engaged Wolfberg Alvarez & Partners Architecture Firm to start space study and preliminary design.		✓	
New Village Website Projected Project Cost: \$10,000 Project Start Date: July 2019	The Village put up a new web site in 2016. There is the desire to rebuild the web site	There is a desire to make a new web site that will be more user-friendly and provide more timely information to the Village residents. The Village should appoint a committee to redesign the current web site.			✓
Dog Park Projected Project Cost: Estimated \$10,000 - \$20,000 Project Start Date: 90 days from Commission approval.	Impact fees or Capital Bond Proceeds	The Village Commission is reviewing location for a dog park.			✓
FPL Residential Street Lighting Projected Project Cost: The cost of this program is off set with the energy savings with the new fixtures Project Start Date: July 2019	FP&L has a program that the energy reduction will pay the cost of the new fixtures	Florida Power and Light (FP&L) will install new energy saving street light fixtures and they will front the costs. The reduced energy cost (savings) will pay for the cost of the new fixture.			✓



North Bay Village Projects Progress Report January 2019

Project	Funding Source	Description & Project Update	Status		
			Completed	In Progress	Future Project
Grants Update					
Project Title: North Bay Village Baywalk/Boardwalk Design Project Cost: \$200,000 Amount Billed To-date: \$0 Final Completion Date: September 2019	Florida Inland Navigation District	Design and Permitting of Baywalk/Boardwalk. The Village was awarded \$100,000. This project is currently at a standstill due to challenges with riparian rights. The Village must complete the design (by Coastal Construction) and permitting prior by 9/30/2019. The Village will be eligible for reimbursement upon permitting of the project and execution of a construction contract. The Village will have one year (9/30/2020) to execute the construction contract.		✓	
Project Title: North Bay Village Baywalk Plaza Construction (North) Project Cost: TBD Amount Billed To-date: N/A Completion Date: September 2023	FDOT	Construction of the Baywalk Plaza Area (North). The Village was awarded \$1 Million to begin construction in FY2020. The Village recently completed Local Agency Program (LAP) Certification which qualifies the Village to enter into an agreement with FDOT. The next step is to execute a contract between the Village and FDOT. The project is currently designed. The Village will need to bid out this project in accordance with Federal procurement guidelines.			✓

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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 | www.nbvillage.com

NORTH BAY VILLAGE RECOMMENDATION MEMORANDUM

DATE: December 4, 2018

TO: Mayor Brent Latham
Vice-Mayor Andreana Jackson
Commissioner Jose Alvarez
Commissioner Julianna Strout
Commissioner Marvin Wilmoth

RECOMMENDED BY: Lewis Velken, Interim Village Manager 

PRESENTED BY STAFF: LaKeesha Morris, Grant Writer

SUBJECT: Agreement with Florida Inland Navigation District for Baywalk Plaza Phase IIIA

RECOMMENDATION:

It is recommended that the Village Commission approve the attached Resolution authorizing the Interim Village Manager to execute the agreement with Florida Inland Navigation District for the construction of Baywalk Plaza Phase IIIA.

BACKGROUND:

Funding Source: Florida Inland Navigation District

Program Title: Baywalk Plaza South Phase IIIA

Grant Request: \$180,000

Match Required: 100% of grant request

The Village was awarded \$200,000 through the Florida Inland Navigation District (FIND) Waterway Assistance Program during the Fiscal Year 2015 for the construction of the "Baywalk Plaza Area Phase IIA-South Side", which consist of a walk out area that overlooks Biscayne Bay. The Village general contractor began construction on the Baywalk on May 15, 2017. During the site preparation period, pipes and underlying structures associated with the John F. Kennedy Causeway Bridge were discovered. The Village requested additional funds to complete the construction. The Florida Inland Navigation District has approved the request and requires the Village's executed agreement.

BUDGETARY IMPACT:

\$180,000 matching funds available in the 2010 Capital Improvement Bond Program proceeds.

PERSONNEL IMPACT:

None.

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FLORIDA INLAND NAVIGATION DISTRICT

October 1, 2018



Ms. LaKeesha Morris, Grant Writer
North Bay Village, Public Works Department
1666 Kennedy Causeway, Suite 300
North Bay Village, FL 33141

COMMISSIONERS

DON DONALDSON
CHAIR
ST. LUCIE COUNTY

J. CARL BLOW
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FLAGLER COUNTY

JERRY H. SANSOM
BREVARD COUNTY

LYNN A. WILLIAMS
NASSAU COUNTY

VACANT
INDIAN RIVER COUNTY

RE: 2018 FIND Waterway Assistance Program Grant Award for Baywalk Plaza
South Phase IIIA, Project #DA-NBV-18-235

Dear Ms. Morris:

Enclosed for signature is an original project agreement for your approved 2018-2019 Waterways Assistance Program project. Please sign both the agreement (pg. 8) AND Exhibit C, Matching Funds Form and return the agreement as soon as possible. Once the agreement is executed by our Director, one will be returned to your office for your file and the project may commence.

If you do not need original hard copy signatures, you may scan and return the full signed agreement with attachments via email attachment.

Please be sure to refer to the listed project number in all future correspondence and communication regarding this project. Should you have any questions please contact me at JZimmerman@aicw.org or 561.627.3386.

Sincerely,

Janet Zimmerman
Assistant Executive Director

MARK T. CROSLY
EXECUTIVE DIRECTOR

JANET ZIMMERMAN
ASSISTANT EXECUTIVE
DIRECTOR

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FLORIDA INLAND NAVIGATION DISTRICT PROJECT AGREEMENT

PROJECT NO. DA-NBV-18-235

This PROJECT AGREEMENT ("AGREEMENT") made and entered into this _____ day of _____, 20____ by and between the Florida Inland Navigation District (hereinafter the "DISTRICT"), and the North Bay Village, (hereinafter the "PROJECT SPONSOR").

In consideration of the mutual promises and covenants contained herein, the parties agree as follows:

1. **PROJECT** - Subject to the provisions of this AGREEMENT and Rule 66B-2 of the Florida Administrative Code (a current copy of which is attached as Exhibit "B"), the DISTRICT has approved assistance funding to the PROJECT SPONSOR in furtherance of an approved project ("PROJECT") consisting of the Baywalk Plaza South Phase IIIA. Said PROJECT is more specifically described in the PROJECT SPONSOR'S Waterways Assistance Application, which is on file at the DISTRICT's headquarters.

Any modifications to the PROJECT'S scope of work shall require written advance notice and justification from the PROJECT SPONSOR and the prior written approval of the DISTRICT.

2. **TERM** - The PROJECT SPONSOR shall not commence work on the PROJECT prior to the execution of this AGREEMENT unless specifically authorized by the DISTRICT Board and **shall complete the PROJECT and submit all required payment reimbursement information on or before September 30, 2020 ("PROJECT PERIOD")**, unless the PROJECT PERIOD has been extended with the prior written approval of the DISTRICT. Any request for an extension of the PROJECT PERIOD shall require submittal by the PROJECT SPONSOR of a request for extension to the DISTRICT no later than 60 days prior to the original expiration date of the PROJECT PERIOD. This request will then be considered by the DISTRICT Board, whose decision shall be final. In no event other than a declared state of emergency that affects the project completion shall the PROJECT be extended beyond September 30, 2021. The PROJECT SPONSOR acknowledges this is the only provision to carry over the DISTRICT assistance funding under this AGREEMENT beyond September 30, 2020, and that any extension of funding beyond this date shall be at the sole discretion of the DISTRICT.

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3. **ASSISTANCE AMOUNT** - The DISTRICT shall contribute (“ASSISTANCE AMOUNT”) no more than fifty percent (50%) (“MATCHING PERCENTAGE”) of the PROJECT SPONSOR'S eligible out-of-pocket costs for completion of this PROJECT (“PROJECT AMOUNT”). Payment of funds by the DISTRICT to the PROJECT SPONSOR (the “ASSISTANCE AMOUNT”) will be on a reimbursement basis only, and only for those authorized out of pocket costs as shown in Exhibit A, Project Cost Estimate (“PROJECT COSTS”) and meeting the requirements of Section 5 below and shall not, in any event, exceed \$180,000.00.

Any modifications to the PROJECT’S Cost Estimate (Exhibit A) shall require written advance notice and justification from the PROJECT SPONSOR and the prior written approval of the DISTRICT.

4. **MATCHING FUNDS** - The PROJECT SPONSOR warrants and represents that it has the PROJECT SPONSOR Match Amount (the PROJECT AMOUNT less the ASSISTANCE AMOUNT) available for the completion of the PROJECT and shall, prior to the execution of this AGREEMENT, have provided the DISTRICT with suitable evidence of the availability of such funds using the DISTRICT’s Form #95-01 (Exhibit C, Matching Funds Certification) and, upon request, providing the DISTRICT with access to applicable books and records, financial statements, and bank statements.

5. **PROJECT COSTS** - To be eligible for reimbursement under this AGREEMENT, PROJECT COSTS must be necessary and reasonable for the effective and efficient accomplishment of the PROJECT and must be directly allocable thereto. PROJECT COSTS are generally described in Exhibit B, Chapter 66B-2, F.A.C.. PROJECT COSTS must be incurred, and work performed within the PROJECT PERIOD, with the exception of pre-AGREEMENT costs, if any, consistent with Section 6 below, which are also eligible for reimbursement by the DISTRICT.

If the PROJECT SPONSOR receives additional funding for the PROJECT COSTS from another source that was not identified in the original application and that changes the AGREEMENT MATCHING PERCENTAGE, the PROJECT SPONSOR shall proportionately reimburse the DISTRICT’s program funds equal to the MATCHING PERCENTAGE in this AGREEMENT. The PROJECT SPONSOR shall promptly notify the DISTRICT of any project payments it receives from a source other than the DISTRICT.

6. **PRE-AGREEMENT COSTS** - The DISTRICT and the PROJECT SPONSOR fully understand and agree that there shall be no reimbursement of funds by the DISTRICT for any

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obligation or expenditure made prior to the execution of this AGREEMENT unless previously delineated in Exhibit A, consistent with Exhibit B, and previously approved by the DISTRICT Board during the grant review process.

7. **REIMBURSEMENT PROCEDURES** - PROJECT COSTS shall be reported to the DISTRICT and summarized on the Payment Reimbursement Request Form (Form #90-14) attached as Exhibit D. Supporting documentation including bills and canceled payment vouchers for expenditures shall be provided to the DISTRICT by the PROJECT SPONSOR or LIAISON AGENT with any payment request. All records in support of the PROJECT COSTS included in payment requests shall be subject to review and approval by the DISTRICT or by an auditor selected by the DISTRICT. Audit expenses shall be borne by the PROJECT SPONSOR.

Project funds may be released in installments, at the discretion of the DISTRICT, upon submittal of a payment request by the PROJECT SPONSOR or LIAISON AGENT. The DISTRICT shall retain ten percent (10%) of each installment payment until the completion of the PROJECT.

The following costs, if authorized in the attached Exhibit B, shall be reimbursed only upon completion of the PROJECT to the reasonable satisfaction of the DISTRICT and in accordance with Exhibit B: personnel, equipment, project management, administration, inspection, and design, permitting, planning, engineering, and/or surveying costs. Assuming the PROJECT SPONSOR has otherwise fully complied with the requirements of this AGREEMENT, reimbursement for a PROJECT approved as Phase I project will be made only upon commencement of construction of the PROJECT for which the Phase I planning, designing, engineering and/or permitting were directed, which may or may not involve further DISTRICT funding. Procedures set forth below with respect to reimbursement by the DISTRICT are subject to this requirement of commencement of construction.

The DISTRICT shall have the right to withhold any payment hereunder, either in whole or part, for non-compliance with the terms of this AGREEMENT.

8. **FINAL REIMBURSEMENT** - The PROJECT SPONSOR, upon completion of the PROJECT, shall submit to the DISTRICT a request for final reimbursement of the ASSISTANCE AMOUNT less any prior installment payments. The payment amounts previously retained by the DISTRICT shall be paid upon (1) receipt of the Final Audit report of expenses incurred on the PROJECT by the DISTRICT, (2) full completion of the PROJECT to the reasonable satisfaction of the DISTRICT, (3) submission of Project Completion Certification Form No. 90-13 (Exhibit E), (4) submission of a photograph of the PROJECT showing the sign required by Section 18, and (5) a

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Final Project Report as described in Exhibit G, Assistance Project Schedule. As part of the documentation accompanying the request for final reimbursement, PROJECT SPONSOR shall provide proof of payment of all contractors, material suppliers, engineers, architects and surveyors with whom PROJECT SPONSOR has directly contracted (each a "DIRECT PROVIDER") to provide services or materials for the PROJECT. The final reimbursement amount shall be adjusted as necessary such that neither the total ASSISTANCE AMOUNT nor the MATCHING PERCENTAGE is exceeded. Unless otherwise determined by the DISTRICT, the final reimbursement check shall be presented by a DISTRICT representative to the PROJECT SPONSOR during a public commission meeting or public dedication ceremony for the PROJECT.

9. **RECORDS RETENTION** - The PROJECT SPONSOR shall retain all records supporting the PROJECT COSTS for three (3) years after the end of the fiscal year in which the Final Payment is released by the DISTRICT, except that such records shall be retained by the PROJECT SPONSOR until final resolution of matters resulting from any litigation, claim, or special audit that starts prior to the expiration of the three-year retention period.

10. **DEFAULT AND REMEDIES** – In the event of a breach of any of the terms of this AGREEMENT by the PROJECT SPONSOR, the DISTRICT shall provide written notice to the PROJECT SPONSOR, which shall have sixty (60) days in which to cure the breach. If the PROJECT SPONSOR fails to cure the breach within the cure period, the DISTRICT shall have the right, but not the obligation, to demand that the PROJECT SPONSOR immediately refund the ASSISTANCE AMOUNT to the extent paid. PROJECT SPONSOR shall refund to the DISTRICT the full amount of the ASSISTANCE AMOUNT paid to PROJECT SPONSOR, whereupon this AGREEMENT, and all further rights thereunder, shall be terminated. If the DISTRICT does not demand reimbursement as aforesaid, the DISTRICT may exercise any and all other remedies available at law or in equity. With respect to the PROJECT SPONSOR's obligations under Sections 15, 17, and 20, PROJECT SPONSOR acknowledges that breach by the PROJECT SPONSOR of one or more of its obligations under said sections might cause the DISTRICT to suffer irreparable harm, namely harm for which damages would be an inadequate remedy. PROJECT SPONSOR further acknowledges that the DISTRICT might suffer irreparable harm due to delay if, as a condition to obtaining an injunction, restraining order, or other equitable remedy with respect to such a breach, the DISTRICT were required to demonstrate that it would suffer irreparable harm. The parties therefore intend that if the PROJECT SPONSOR breaches one or more of its obligations under Sections 15, 17, or 20, the DISTRICT, in addition to such other

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remedies which may be available, shall have the right to seek specific performance and injunctive relief, and for purposes of determining whether to grant an equitable remedy any court will assume that the breach would cause the DISTRICT irreparable harm. The provisions of this section shall survive completion of the PROJECT.

11. **DISTRICT PROJECT MANAGER** - The Executive Director, or his designee, is hereby designated as the DISTRICT's Project Manager for the purpose of this AGREEMENT and shall be responsible for monitoring performance of its terms and conditions and for approving all reimbursement requests prior to payment.

12. **PROJECT SPONSOR'S LIAISON AGENT** - The PROJECT SPONSOR shall appoint a LIAISON AGENT, whose name and title shall be submitted to the DISTRICT upon execution of this AGREEMENT, to act on behalf of the PROJECT SPONSOR relative to the provisions of this AGREEMENT.

13. **STATUS REPORTS** - The PROJECT SPONSOR or LIAISON AGENT shall submit to the DISTRICT project status reports during the PROJECT term. These Quarterly Reports are to be on Form #95-02 (Exhibit F, Assistance Program Project Quarterly Status Report). Project design drawings, engineering drawings, and a copy of the Project bid award construction item cost list will be submitted as available. Photographs shall be submitted when appropriate to reflect the work accomplished. NON-COMPLIANCE by the PROJECT SPONSOR with the reporting schedule in Exhibit G, Assistance Project Schedule, may result in revocation of this AGREEMENT.

14. **LAWS** - The PROJECT SPONSOR agrees to obtain and to abide by all federal, state, and local permits and proprietary authorizations, and all applicable laws and regulations in the development of the PROJECT. The PROJECT SPONSOR agrees that all PROJECT facilities shall be designed and constructed in compliance with applicable state and federal statutory requirements for accessibility by handicapped persons, as well as all other federal, state and local laws, rules, and requirements.

15. **NON-DISCRIMINATION** - The PROJECT SPONSOR agrees that when completed, the PROJECT shall be readily accessible, on a non-exclusive basis, to the general public without regard to age, sex, race, physical handicap, or other condition, and without regard to residency of the user in another political subdivision.

16. **PARKING FACILITIES** - Adequate parking shall be made available by the PROJECT SPONSOR to accommodate vehicles for the number of persons for which the PROJECT is being developed.

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17. **SITE DEDICATION** - The PROJECT SPONSOR also agrees that the PROJECT site shall be dedicated for the public use for a minimum period of twenty-five (25) years from the completion of the PROJECT, such dedication to be in the form of a deed, lease, management AGREEMENT or other legally binding document. Any change in such dedication shall require the prior approval of the DISTRICT. The PROJECT SPONSOR shall record evidence of such dedication within the Public Records of the County in which the PROJECT is located.

18. **ACKNOWLEDGMENT** – For construction projects, the PROJECT SPONSOR shall erect a permanent sign, approved by the DISTRICT, in a prominent location such as the PROJECT entrance of the completed PROJECT, which shall indicate that the DISTRICT contributed funds for the PROJECT. The wording of the sign required by this section shall be approved by the DISTRICT's staff before construction and installation of said sign. This sign shall contain the DISTRICT logo (Exhibit H) unless otherwise stipulated by the DISTRICT. In the event that the PROJECT SPONSOR erects a temporary construction sign, it shall also indicate the DISTRICT's participation. For all other types of projects, the PROJECT SPONSOR shall acknowledge the DISTRICT where feasible, in concurrence with the DISTRICT staff's recommendations.

19. **PROJECT MAINTENANCE** - When and as applicable, the PROJECT SPONSOR agrees to operate, maintain, and manage the PROJECT for the life of the PROJECT improvements and will pay all expenses required for such purposes. The PROJECT improvements shall be maintained in accordance with the standards of maintenance for other local facilities owned and operated by the PROJECT SPONSOR, and in accordance with applicable health standards. PROJECT facilities and improvements shall be kept reasonably safe and in reasonable repair to prevent undue deterioration and to encourage public use. The PROJECT SPONSOR warrants and represents that it has full legal authority and financial ability to operate and maintain said PROJECT facilities and improvements.

20. **FEES** – Any fees charged for this PROJECT shall be reasonable and the same for the general public of all member counties. The PROJECT SPONSOR must demonstrate that a minimum of fifty percent (50%) of the PROJECT fees will be utilized for project maintenance and improvements throughout the anticipated 25-year life of a development project or the design life of other project types, as applicable.

21. **SOVEREIGN IMMUNITY** - Each party hereto agrees that it shall be solely responsible for the wrongful acts of its employees, contractors, and agents. However, nothing

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contained herein shall constitute a waiver by either party of its sovereign immunity under Section 768.28, Florida Statutes. The PROJECT SPONSOR acknowledges that the DISTRICT, its employees, commissioners, and agents are solely providing funding assistance for the PROJECT and are not involved in the design, construction, operation or maintenance of the PROJECT.

22. **INSPECTIONS** - The DISTRICT reserves the right, upon reasonable request, to inspect said PROJECT and any and all records related thereto at any time.

23. **RIGHTS AND DUTIES** - The rights and duties arising under this AGREEMENT shall inure to the benefit of and be binding upon the parties hereto and their respective successors and assigns, and shall, unless the context clearly requires otherwise, survive completion of the PROJECT. The PROJECT SPONSOR may not assign this AGREEMENT nor any interest hereunder without the express prior written consent of the DISTRICT.

24. **WAIVERS** - Waiver of a breach of any provisions of this AGREEMENT shall not be deemed a waiver of any other breach of the same or different provision.

25. **NOTICE** - Any notice required to be given pursuant to the terms and provisions of this AGREEMENT shall be in writing, postage paid, and shall be sent by certified mail, return receipt requested, to the DISTRICT or PROJECT SPONSOR at the addresses below. The notice shall be effective on the date indicated on the return receipt.

To the DISTRICT at:

Florida Inland Navigation District
1314 Marcinski Road
Jupiter, Florida 33477-9498

To the PROJECT SPONSOR at:

North Bay Village
Attention: Grant Writer, Public Works Department
1666 Kennedy Causeway, Suite 300
North Bay Village, Florida 33141

26. **NO JOINT VENTURE** - The DISTRICT's role with respect to the PROJECT is that of a funding assistance authority only and the DISTRICT is not, and shall not be considered to be, an agent, partner, or joint venturer with the PROJECT SPONSOR.

27. **GOVERNING LAW** - The validity, interpretation, and performance of this AGREEMENT shall be controlled and construed according to the laws of the State of Florida.

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28. **TRANSFERENCE** - It is the intent of the DISTRICT to issue this funding assistance to the PROJECT SPONSOR who has made application for this assistance. In the event the PROJECT SPONSOR transfers ownership or management of the PROJECT to a party or parties not now a part of this AGREEMENT, other than another governmental entity that agrees to assume, in writing, PROJECT SPONSOR'S obligation hereunder, the DISTRICT retains the right to full reimbursement from the PROJECT SPONSOR to the full extent of the funding assistance provided by the DISTRICT including, but not limited to, any costs and reasonable attorney's fees (regardless of whether litigation ensues) incurred by the DISTRICT in collecting said reimbursement.

29. **ENTIRE UNDERSTANDING** - This AGREEMENT, including any exhibits made a part hereof, embodies the entire AGREEMENT and understanding of the parties and supersedes all prior oral and written communications between them. The terms hereof may be modified only by a written amendment signed by both parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed the day, month and year aforesaid.

WITNESSES:

FLORIDA INLAND NAVIGATION DISTRICT

By: _____
Executive Director

Date: _____

WITNESSES:

PROJECT SPONSOR

By: _____

Title: _____

Date: _____

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EXHIBIT A

ATTACHMENT E-5

**FLORIDA INLAND NAVIGATION DISTRICT
ASSISTANCE PROGRAM 2018**

PROJECT COST ESTIMATE

(See Rule Section 66B-2.005 & 2.008 for eligibility and funding ratios)

Project Title:	Baywalk Plaza Area South – Phase IIIA
Applicant:	North Bay Village

Project Elements <i>(Please list the MAJOR project elements and provide general costs for each one. For Phase I Projects, please list the major elements and products expected)</i>	Quantity or Total Estimated Cost <i>(Number and/or Footage etc.)</i>	Applicant's Cost	FIND Cost
Construction See attached 2 pgs for details	\$327,280	\$162,480	\$164,800
Construction Engineering Inspection	\$32,720	\$17,520	\$15,200

**TOTALS =	\$360,000	\$ 180,000	\$180,000
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North Bay Village Baywalk Plaza Area (South Side)

FY2015	Find Request	Village Match	Total Cost
Site Work/Site Preparation			
Mobilization, Bonds & Insurance (50% of total item cost)		\$82,500	\$ 82,500.00
Maintenance of Traffic (50% of total item cost)	\$ 7,500.00	\$0	\$ 7,500.00
Excavate, Load & Haul	\$ 2,000.00	\$26,000	\$ 28,000.00
Site Grading	\$ 4,000.00	\$36,000	\$ 40,000.00
Retaining Wall	\$ 186,500.00	\$57,580	\$ 244,080.00
Permitting (FDOT)		\$3,500	\$ 3,500.00
Total Construction Costs	\$ 200,000.00	\$205,580	\$ 405,580.00
Construction Engineering Inspection (CEI)- Independent Contractor (10%)	\$0	\$ 40,558.00	\$ 40,558.00
Grand Total (FY2015)	\$ 200,000.00	\$ 246,138.00	\$ 446,138.00
FY2018-19 Request	Find Request	Village Match	Total Cost
Mobilization, Bonds & Insurance (50% of total item cost)	\$ 41,250.00	\$ 41,250.00	\$ 82,500.00
Maintenance of Traffic (50% of total item cost)	\$ -	\$ 7,500.00	\$ 7,500.00
Remove Guardrail	\$ -	\$ 1,150.00	\$ 1,150.00
Remove Concrete	\$ -	\$ 9,000.00	\$ 9,000.00
Clearing and Grubbing	\$ 3,000.00		\$ 3,000.00
Concrete Sidewalk	\$ 10,000.00		\$ 10,000.00
Adjust Existing Rim Elevations	\$ 5,000.00		\$ 5,000.00
Pavement/Trench Restoration:	\$ 2,000.00		\$ 2,000.00
Zum 882 Perma Trench Drain	\$ 29,500.00		\$ 29,500.00
15" Nyloplast Inline Drain	\$ 13,500.00		\$ 13,500.00

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FY2018-19 Request	Find Request	Village Match	Total Cost
2" Corporation Stop	\$ 2,500.00		\$ 2,500.00
Connection to Existing Water Service	\$ 7,500.00		\$ 7,500.00
2" Single Water Service	\$ 5,000.00		\$ 5,000.00
2" Pressure Vacuum Breaker	\$ 3,500.00		\$ 3,500.00
2" HDPE Pipe	\$ 5,550.00		\$ 5,550.00
Paving – H-101 Colored concrete	\$ 16,000.00		\$ 16,000.00
Paving – H-102 Colored concrete	\$ 7,000.00		\$ 7,000.00
Paving – H-103 Colored concrete	\$ 6,500.00		\$ 6,500.00
Custom Metal Access Gate and Fence	\$ 3,500.00		\$ 3,500.00
Trash Receptacle	\$ 2,000.00		\$ 2,000.00
Pedestrian Light Pole	\$ 1,500.00	\$ 17,000.00	\$ 18,500.00
Recessed LED Wall Light	\$ -	\$ 37,500.00	\$ 37,500.00
Electrical Conduit, Conductors	\$ -	\$ 30,000.00	\$ 30,000.00
Monument Sign	\$ -	\$ 8,080.00	\$ 8,080.00
Directional Bore	\$ -	\$ 11,000.00	\$ 11,000.00
Total Construction Cost	\$ 164,800.00	\$ 162,480.00	\$ 327,280.00
Construction Engineering Inspection (CEI)- Independent Contractor (10%)	\$ 15,200.00	\$ 17,520.00	\$ 32,720.00
Grand Total	\$ 180,000.00	\$ 180,000.00	\$ 360,000.00

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EXHIBIT B

2018

CHAPTER 66B-2

WATERWAYS ASSISTANCE PROGRAM

66B-2.001	Purpose
66B-2.002	Forms
66B-2.003	Definitions
66B-2.004	Policy
66B-2.005	Funds Allocation
66B-2.006	Application Process
66B-2.0061	Emergency Applications
66B-2.008	Project Eligibility
66B-2.009	Project Administration
66B-2.011	Reimbursement
66B-2.012	Accountability
66B-2.013	Acknowledgement
66B-2.014	Small-Scale Spoil Island Restoration and Enhancement Projects
66B-2.015	Small-Scale Derelict Vessel Removal Projects
66B-2.016	Waterways Cleanup Events

66B-2.001 Purpose.

Recognizing the importance and benefits of inland navigation channels and waterways, as well as noting problems associated with the construction, continued maintenance and use of these waterways, the Florida Legislature created Section 374.976, F.S. This law authorizes and empowers each inland navigation district to undertake programs intended to alleviate the problems associated with its waterways. The purpose of this rule is to set forth the District's policy and procedures for the implementation of an assistance program under Section 374.976, F.S., for local governments, member counties and navigation related districts within the District. This program will be known hereafter as the Florida Inland Navigation District's Waterways Assistance Program.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.001.

66B-2.002 Forms.

All forms for the administration of this program are available from the District office located at 1314 Marcinski Road, Jupiter, Florida 33477.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.002.

66B-2.003 Definitions.

The basic terms utilized in this rule are defined as follows:

- (1) "APPLICANT" means an eligible governmental agency submitting an application through this program.
- (2) "APPLICATION" means a project proposal with the required documentation.
- (3) "AUTHORIZED SUBMISSION PERIOD" means the established period for submitting applications to the District.
- (4) "BEACH RENOURISHMENT" means the placement of sand on a beach for the nourishment, renourishment or restoration of a beach.
- (5) "BOARD" means the Board of Commissioners of the Florida Inland Navigation District.
- (6) "DISTRICT" means the Florida Inland Navigation District (FIND).
- (7) "ELIGIBLE GOVERNMENTAL AGENCY" means member counties, local governments and navigation related districts within the taxing boundaries of the District.
- (8) "ENVIRONMENTAL PERMITS" means those permits, proprietary authorizations, exemptions, or general permits for construction below mean high water line of a navigable waterway required and issued by or on behalf of the U.S. Army Corps of

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Engineers, the Florida Department of Environmental Protection, and the South Florida or the St. Johns River Water Management Districts or their successors.

(9) "EXECUTIVE DIRECTOR" means the Executive Director of the Florida Inland Navigation District.

(10) "LIAISON AGENT" means the contact person officially designated to act on behalf of the applicant or the project sponsor.

(11) "LOCAL GOVERNMENTS" means municipalities, cities, or consolidated county governments, which are located within the member counties.

(12) "MARITIME MANAGEMENT PLAN" means a written plan containing a systematic arrangement of elements specifically formulated to identify, evaluate and promote the benefits of eligible waterway accessibility and enjoyment, with consideration and respect to the physical, environmental and economic parameters of the planning area.

(13) "MATCHING FUNDS" means those funds provided by the local sponsor to the project.

(14) "MEMBER COUNTY" means a county located within the taxing boundaries of the District which includes Nassau, Duval, St. Johns, Flagler, Volusia, Brevard, Indian River, St. Lucie, Martin, Palm Beach, Broward and Miami-Dade Counties.

(15) "NAVIGATION RELATED DISTRICTS" means port authorities, inlet districts or any other agency having legally authorized navigation related duties in waterways of the District.

(16) "PRE-AGREEMENT COSTS" means project costs approved by the District Board which have occurred prior to the execution of the project agreement.

(17) "PROGRAM" means the Florida Inland Navigation District Waterways Assistance Program.

(18) "PROGRAM FUNDS" means financial assistance awarded by the Board to a project for release to the project sponsor pursuant to the terms of the project agreement.

(19) "PROJECT" means a planned undertaking consisting of eligible program facilities, improvements or expenses for the use and benefit of the general public.

(20) "PROJECT AGREEMENT" means an executed contract between the District and a project sponsor setting forth mutual obligations regarding an approved project.

(21) "PROJECT MAINTENANCE" means any usual action, activity, expense, replacement, adjustment or repair taken to retain a project or grant item in a serviceable, operational or normal condition, or the routine efforts and expenses necessary to restore it to serviceable or normal condition, including the routine recurring work required to keep the project or grant item in such condition that it may be continuously used at its original or designed capacity and efficiency for its intended purpose.

(22) "PROJECT MANAGER" means the District employee who is responsible for monitoring the performance of the Project and compliance with the project agreement.

(23) "PROJECT PERIOD" means the approved time during which costs may be incurred and charged to the funded project.

(24) "PROJECT SPONSOR" means an eligible governmental agency receiving program funds pursuant to an approved application.

(25) "PUBLIC BUILDING" means a building or facility on government owned property that is owned or operated by a governmental entity, or operated by a third party operator. The building or facility must provide waterway related information, public meeting space, or educational services and be open to members of the public on a continual basis without discrimination.

(26) "PUBLIC MARINA" means a harbor complex used primarily for recreational boat mooring or storage, the services of which are open to the general public on a first come, first served basis without any qualifying requirements such as club membership, stock ownership, or differential in price.

(27) "PUBLICLY OWNED COMMERCIAL OR INDUSTRIAL WATERWAY ACCESS" means any publicly owned area specifically designed to be used for staging, launching, or off-loading by commercial or industrial waterway users on a first come, first served, short-term basis, to gain entry to or from the District's waterways to serve the infrastructure needs of the District's waterway users.

(28) "TRIM HEARING" means a public hearing required by Chapter 200, F.S., concerning the tax and budget of the District.

(29) "WATERWAYS" means the Atlantic Intracoastal Waterway, the Okeechobee Waterway, the Barge Canal in Brevard County west of the Port Canaveral Locks, those portions of the Dania Cut-Off Canal and the Hillsboro Canal east of the water control structures, all navigable natural rivers, bays, creeks or lagoons intersected by said waterways and all navigable natural creeks, rivers, bays or lagoons entering or extending from said waterways.

(30) "WATERWAY RELATED ENVIRONMENTAL EDUCATION" means an interdisciplinary holistic process by which the learner: develops an awareness of the natural and manmade environments of waterways; develops knowledge about how the

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environment of the waterways works; acquires knowledge about the technological, social, cultural, political, and economic relationships occurring in waterway related environmental issues; and, becomes motivated to apply action strategies to maintain balance between quality of life and quality of the environment of waterways.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 9-2-92, 2-6-97, Formerly 16T-2.003, Amended 5-17-98, 3-21-01, 3-20-03, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 3-7-11.

66B-2.004 Policy.

The following constitutes the policy of the District regarding the administration of the program:

(1) Financial Assistance Eligibility: Financial assistance, support and cooperation may be provided to eligible governmental agencies for approved projects as follows:

(a) Member counties may be provided financial assistance, support or cooperation in planning, acquisition, development, construction, reconstruction, extension, improvement, operation or the maintenance of public navigation, local and regional anchorage management, beach renourishment, public recreation, inlet management, environmental education, maritime management plans, and boating safety projects directly related to the waterways.

(b) Eligible local governments may also be provided financial assistance, support and cooperation in planning and carrying out public navigation, local and regional anchorage management, beach renourishment, public recreation, inlet management, environmental education, and boating safety projects directly related to the waterways.

(c) Navigation related districts may be provided with financial assistance to pay part of the costs of the planning and acquisition of dredge material management sites if the Board finds that the site is required for the long-range maintenance of the Atlantic Intracoastal Waterway channel. All such sites must meet the development and operational criteria established by the District through a long-range dredge material management plan for that county. Navigation related districts may also be provided with assistance for waterway related access projects, environmental mitigation projects associated with waterway improvement related activities, and inlet management projects if the Board finds that the project benefits public navigation in the Atlantic Intracoastal Waterway. All navigation related districts shall contribute at least equal matching funds to any District financial assistance provided. Seaports may also be furnished assistance and support in planning and carrying out environmental mitigation projects. All seaport projects shall benefit publicly maintained channels and harbors. Each seaport shall contribute matching funds for funded projects.

(d) Eligible projects shall include the acquisition and development of public boat ramps and launching facilities, including those in man-made, navigable waterways contiguous to "waterways" as defined in Rule 66B-2.003, F.A.C.

(2) Notification: The District will notify by direct mail, email and/or advertised public notice all eligible governmental agencies of the program and the upcoming authorized submission period.

(3) Project Approval: Approval of projects by the District shall be in accordance with these rules.

(4) Project Accessibility: Facilities or programs funded in whole or in part by program funds shall be made available to the general public of all of the member counties on a non-exclusive basis without regard to race, color, religion, age, sex or similar condition. Additionally, facilities funded in whole or in part by program funds, shall not require a paid membership for the general public of all of the member counties as a condition to use the facilities. User or entrance fees may be charged for the use of facilities funded in whole or in part by program funds, however such fees shall be reasonable and shall be the same for the general public of all of the member counties.

(5) Waterway Impacts: All development projects must be designed so as not to impact navigation along the District's waterways through the placement of structures, attendant uses, or the necessity of a boating speed zone for safety purposes. Before applying for boating speed zone designation in District waterways because of a project funded by this program, the sponsor shall first receive approval from the Board. The Board will use the criteria found in Section 327.46(1), F.S., in determining whether to approve the proposed boating speed zone.

(6) Project Maintenance: The project sponsor shall be responsible for the operation, maintenance, and management of the project for the anticipated life of the project and shall be responsible for all expenses required for such purposes. The project shall be maintained in accordance with the standards of maintenance for other similar local facilities and in accordance with applicable health standards. Project facilities and improvements shall be kept reasonably safe and in reasonable repair to prevent undue deterioration and to encourage public use. The project sponsor shall have full legal authority and financial ability to operate and maintain the project facilities.

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(7) Education Facilities and Programs: Waterways related environmental education facilities and programs sponsored by the District shall occur at specially designated environmental education facilities located adjacent and contiguous to the waterways. It is the District's intent to consolidate its environmental education efforts in the least number of facilities within an area that will adequately serve the education needs of that area of the District.

(8) Public Information Availability: Public information produced with assistance from this program shall not be copyrighted and shall be provided free of cost, except for the cost of reproduction, to the public.

(9) Third-Party Project Operators: Projects that are being operated by a third party shall have sufficient oversight by the eligible project sponsor as determined by the Board. Such oversight, at a minimum, will include a project liaison that is a staff member of the eligible project sponsor, and oversight of the operating hours and admission fees of the facility by the eligible project sponsor through a legal agreement. All third party projects shall be open to the public in accordance with this rule.

(10) Non-compliance: The District shall terminate a project agreement and demand return of program funds disbursed to the project sponsor for non-compliance with any of the terms of the project agreement or this rule, if such non-compliance calls into question the ability of the applicant to complete the project. Failure of a project sponsor to comply with the provisions of this rule or the project agreement shall result in the District declaring the project sponsor ineligible for further participation in the program until such time as compliance has been met to the satisfaction of the District.

(11) Fees: Any public project eligible for District program funds that charges a fee or will charge a fee must create and maintain an enterprise fund for the public project that shall plan for and retain at all times sufficient funds for the on-going maintenance of the facility during its project life. Accounting records of the previous five years of the public project's enterprise fund will be submitted as part of any subsequent assistance program application to the District.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1), (2) FS. History--New 12-17-90, Amended 2-3-94, 2-6-97, Formerly 16T-2.004, Amended 5-18-98, 3-31-99, 5-25-00, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-1-09, 2-22-10, 3-7-11, 3-7-12, 1-27-14, 2-17-15.

66B-2.005 Funds Allocation.

The Board will allocate funding for this program based upon the District's overall goals, management policies, fiscal responsibilities and operational needs for the upcoming year. Funding allocations to navigation related districts, member counties and local governments shall be based upon the proportional share of the District's ad valorem tax collections from each county. If funds are determined to be available for the program, the District will notify potential eligible governmental agencies of the availability of program funding. Applications will be reviewed by the Board utilizing District Forms No. 91-25 and 91-25 (A) through (F) Waterways Assistance Program Application and Evaluation Worksheet (effective date 1/2014), hereby incorporated by reference and available at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-03568> and available from the District office or by download from the District's webpage at: www.aicw.org.

(1) Funding Assistance Availability: In as much as the District has other fiscal responsibilities and operational needs, financial assistance to eligible government agencies shall not exceed an amount equal to eighty (80) percent of the proportional share of the District's ad valorem tax collections from each county in which such agencies are located. The District may make an exception to this funding limitation, if funds are determined to be available based upon the District's overall goals, management policies, fiscal responsibilities and operational needs, or in counties that are recovering from a state of emergency declared under Chapter 252, F.S.

(2) Project Funding Ratio: All financial assistance and support to eligible governmental agencies shall require, at a minimum, equal matching funds from the project sponsor, with the exception of public navigation projects that meet the provisions of subsection 66B-2.005(6), F.A.C., land acquisition projects in accordance with subsection 66B-2.005(7) and Rule 66B-2.008, F.A.C., small-scale spoil island restoration and enhancement projects that meet the provisions of Rule 66B-2.014, derelict vessel projects consistent with Rule 66B-2.0015, F.A.C., and Waterway Cleanup Projects approved under Rule 66B-2.0016, F.A.C. Applicant's in-house costs are limited pursuant to paragraph 66B-2.008(1)(c), F.A.C. All financial assistance to seaports shall require equal matching funds. The District shall contribute no more than fifty percent (50%) of the local share of the cost of an inlet management or beach renourishment project. The District shall not contribute funding to both the state and local shares of an inlet management or beach renourishment project.

(3) Pre-agreement Expenses: The project sponsor shall not commence work on an approved project element prior to the execution of the project agreement unless authorized by the Board during the review and funding approval process. Board authorization of pre-agreement expenses will be given for the commencement of work prior to the execution of a project agreement if the Board determines that there is a benefit to the District, its waterways or its constituents. All project costs must be incurred and work performed within

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the project period as stipulated in the project agreement unless pre-agreement costs are approved by the Board. Pre-agreement expenses will be approved if they are consistent with the provisions of Rule 66B-2.008, F.A.C., and occur within the fiscal year of the grant application submission (October 1st to September 30th). Pre-agreement expenses, except for projects approved by the Board as multi-year projects, will be limited to fifty (50) percent of the project's total cost and if the expenses are eligible project expenses in accordance with this rule. Only one-half (1/2) or less of the approved pre-agreement expenses will be eligible for reimbursement funding from the District, except for projects approved by the Board as multi-year projects. The Board shall consider a waiver of the limitation on pre-agreement expenses for Small-Scale Derelict Vessel grants and land acquisition projects when the applicant demonstrates a direct need and benefit and the project is in accordance with the applicable provisions of Chapter 66B-2, F.A.C.

(4) Multi-Year Funding: The construction phase of projects that are large scale, involve multiple phases, have a construction time line of one year or longer, or are requesting a significant amount of assistance funding in relation to the total assistance available for the county where the project is located, will be reviewed and approved by the District Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. The determination by the Board to provide assistance funding on a multi-year basis can be made at any time during the application review process. All approved multi-year projects are limited to a maximum of two (2) additional funding requests.

(5) Inlet Management and Beach Renourishment: Projects and project elements in the categories of inlet management and beach renourishment shall be subject to the following provisions. The District shall contribute no more than fifty percent of the local share of the cost of the project. The District shall not contribute funding to both the state and local shares of an inlet management or beach renourishment project. Funding for the construction phase of an inlet management or beach renourishment project may be approved by the District Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. Additionally the following provisions shall be met for inlet management or beach renourishment projects:

(a) Inlet Management: Inlet management projects shall benefit public navigation within the District and shall be consistent with Department of Environmental Protection approved inlet management plans and the statewide beach management plan pursuant to Section 161.161, F.S. Inlet management projects that are determined to be consistent with Department of Environmental Protection approved inlet management plans are declared to be a benefit to public navigation.

(b) Beach Renourishment: All projects in this category shall be consistent with the statewide beach management plan. Beach renourishment projects shall only include those beaches that have been adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project. The determination of beach areas that are adversely impacted by navigation for the purposes of this program shall be made by Department of Environmental Protection approved inlet management plans. If state funding is not provided for a beach project, public access with adequate parking must be available in accordance with Chapter 161, F.S.

(6) Public Navigation: Projects or project elements in the category of public navigation that will qualify for up to seventy-five percent (75%) program funds must be within the Intracoastal Right-of-Way (ROW), or provide public navigation channel access to two or more publicly accessible launching, mooring or docking facilities. In addition, the following shall apply:

(a) Navigation channel dredging: The project sponsor must demonstrate that the source of channel sedimentation has been identified and is in the process of, or has been controlled, or that the frequency and amount of shoaling is such that dredging will provide an improvement to the channel that will last for twenty (20) years or more and therefore is more cost effective than identifying and correcting the cause of shoaling, or that the cost of identifying the source of channel sedimentation exceeds the cost of the dredging project.

(b) Navigation channel lighting and markers must be located on primary or secondary public navigation channels. Navigation projects or project elements that have one facility open to the public will qualify for up to fifty percent (50%) program funding. Dredging that is associated or ancillary to another use (such as a boat ramp, marina or pier) will be prioritized according to the associated use.

(7) Land Acquisition: Land acquisition projects that provide for commercial/industrial waterway access shall qualify for a maximum of fifty (50) percent funding. All other land acquisition projects shall qualify for a maximum of twenty-five (25) percent program funding. All pre-agreement expenses for land acquisition must be completed within one-year of the date of application for funding. All funded land acquisition projects must construct the required boating access facility within 7 years of completion of the land acquisition, or the District may require the applicant to refund the program funding. Immediately upon acquiring title to the land, the applicant shall record a declaration of covenants in favor of the District stating that if the required boating access facility is not constructed within 7 years and dedicated for the public use as a boating access facility for a minimum period of 25 years after completion of construction, the District shall require the applicant to refund the program funding.

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(8) Seaport Funding Eligibility: Financial assistance to seaports may exceed the proportional share of the District's ad valorem tax collections as set forth in subsection 66B-2.005(1), F.A.C., from the county in which such seaport is located if the seaport can demonstrate that a regional benefit occurs from the port's activities. Financial assistance to a seaport project that demonstrates a regional benefit shall not exceed an amount equal to (i) the proportional share of the District's ad valorem tax collections as set forth in subsection 66B-2.005(1), F.A.C., from the counties where the benefit is demonstrated less (ii) funding allocated in the same fiscal year to all other local government projects funded in those counties.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1), (3) FS. History--New 12-17-90, Amended 6-24-93, 9-5-96, 2-6-97, Formerly 16T-2.005, Amended 5-17-98, 8-26-99, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 4-1-09, 3-7-11, 3-7-12, 4-10-13, 1-27-14, 5-15-16.

66B-2.006 Application Process.

(1) Application Period: With the exception of eligible Disaster Relief Projects, eligible Small-Scale Spoil Island Restoration and Enhancement Projects eligible Small-Scale Derelict Vessel Applications and Waterway Cleanup Events, all applications for assistance through this program will be submitted during the authorized submission period that shall be established by vote of the Board at a scheduled meeting.

(2) Application Forms: Florida Inland Navigation District Waterways Assistance Program Project Application FIND Form Number 90-22 (effective date 4-24-06) and the Waterway Assistance Program Application and Evaluation Worksheet No. 91-25 and 91-25 (A) through (F) (effective date 1/2014) are hereby incorporated by reference and available from the District office. With the exception of projects eligible under the Small-Scale Spoil Island Restoration and Enhancement program, the Small-Scale Derelict Vessel program, and eligible Waterway Cleanup Events, all applications for financial assistance and support through this program from member counties and local governments shall be made on Form Number FIND 90-22 and the Waterway Assistance Program Project Application and Evaluation Worksheet No. 91-25 and 91-25 (A) through (F) and shall include a detailed cost estimate submitted on FIND Form No. 90-25, Florida Inland Navigation District Assistance Program Project Cost Estimate, (effective date 4-24-06), hereby incorporated by reference and available from the District office. In addition, all applicants shall submit a complete and detailed Project Timeline (FIND FORM No. 96-10) (effective date 4-15-07).

(3) Sponsor Resolution: The project sponsor shall approve the submission of an application by official resolution from its governing board or commission. Said resolution shall be made on FIND Form No. 90-21, Resolution for Assistance Under the Florida Inland Navigation District Waterways Assistance Program (effective date 10-14-92), hereby incorporated by reference and available from the District office.

(4) Attorney's Certification: If the application is for a project that is a land based development project the applicant shall submit an Attorney's Certification of Title, FIND Form Number 94-26 (effective date 5-25-00), hereby incorporated by reference and available from the District office.

(5) Maps and Geographic Information: All applicants shall be required to submit, at minimum, the following geographic information: A County location map, a project location map, a project boundary map, and a clear and detailed site development map for land development projects.

(6) Application Review: Applicants shall obtain the local FIND Commissioner's initials on Form No. 90-26 prior to submitting the application to the District office. It is the applicant's responsibility to make timely arrangements for the local FIND Commissioner's review. In the absence of extenuating circumstances outside of the applicant's control as determined by the Board of Commissioners, an application shall not be considered complete if it does not include the local FIND commissioner's initials on Form No. 90-26. Upon receipt in the District office, staff will review the applications for completeness of the informational requirements identified in the Application Checklist, FIND Form Number 90-26 (effective date 7-30-02), and for compliance with the eligibility requirements of this rule. When an application is determined by staff to be incomplete or ineligible, staff will immediately inform the applicant by mail. The applicant will then have until the date established by the Board in the application package to bring the application into compliance. If the applicant fails to provide a complete application in compliance with these rules, the application will not be considered for funding. In order to have a complete application, the applicant shall not only submit the forms required under Rule 66B-2.006, F.A.C., and any other information requirements identified in the Application Checklist (FIND Form Number 90-26), but such forms and other submitted information must be completely filled out, executed as applicable, and also establish compliance with Chapter 66B-2, F.A.C.

(7) Interlocal Agreements: Applications that the Board determines will directly benefit the maintenance of the Atlantic Intracoastal

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Waterway channel as documented by the District's long range dredged material management plans, will directly benefit the maintenance of the Okeechobee Waterway channel as documented by the District's long range dredged material management plan, will directly benefit the maintenance or improvement of District property, right-of-way or navigation interests, or have multiple funding partners including the Corps of Engineers as the project manager can qualify for project assistance through an interlocal agreement pursuant to Chapter 163, F.S., or Section 374.984(6)(a), F.S. District staff will identify these applications and present them to the Board for their determination as to funding. Interlocal agreement projects shall comply with all other provisions of this rule, except for pre-agreement expenses, permitting and property control requirements.

(8) Application Presentations: Applications determined to be complete and in compliance with this rule will be forwarded to the Board for review and then scheduled for presentation to the Board at a scheduled meeting of the Board. Applicants can decline to make a presentation to the Board by submitting a written request.

(9) Application Evaluation and Rating Score: Following the presentations, the Board will review the applications and evaluate them using the Waterways Assistance Program Application and Evaluation Worksheets No. 91-25 (A) through (F) for Waterways Assistance Program applications. The total points awarded to each application by the Commissioners will be averaged to determine an application's final rating score. The final rating score for each application must equal or exceed 35 points for the application to be considered for funding assistance. Reconsideration of any application with a final rating score of less than 35 points will only occur if the majority of the Commissioners evaluating the project rated the project equal to or exceeding 35 points and two-thirds of the Commissioners vote for reconsideration of the application. Only Applicants that are eligible under Rule 66B-2.0061, F.A.C., "Disaster Relief Applications", shall complete FIND Form No. 91-25F Emergency Re-Construction (effective date 4-24-06, 1/2014).

(10) Funding Determination: The Board will hold a funding allocation meeting at which time the Board will determine the allocation of funds, if any, to each project and the projects will be ranked by overall average score to facilitate final funding decisions by the Board. Allocations will be based in part upon the cumulative score of the applications as calculated from the Project Evaluation and Rating Form. Allocations will also be based upon the specific needs of the individual counties.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 9-2-92, 6-24-93, 4-12-95, Formerly 16T-2.006, Amended 5-25-00, 3-21-01, 7-30-02, 3-20-03, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 3-7-11, 1-27-14.

66B-2.0061 Disaster Relief Applications.

Disaster Relief applications may be submitted to the District and considered by the Board at any time during the year to provide assistance to an eligible applicant for the removal of navigation obstructions and repair or replacement of waterway facilities damaged by a declared natural disaster. The District shall consider these applications in accordance with these rules.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 6-24-93, Amended 2-6-97, Formerly 16T-2.0061, Amended 4-24-06.

66B-2.008 Project Eligibility.

(1) Eligible Projects: Financial assistance and support through this program shall be used to plan or carry out public navigation and anchorage management, public recreation, environmental education, boating safety, acquisition and development of spoil sites and publicly owned commercial/industrial waterway access directly related to the waterways, acquisition and development of public boat ramps, launching facilities and boat docking and mooring facilities, inlet management, maritime management planning, environmental mitigation and beach renourishment.

(a) Program funds may be used for projects such as acquisition, planning, development, construction, reconstruction, extension, or improvement, of the following types of projects for public use on land and water. These project types will be arranged into a priority list each year by vote of the Board. The priority list will be distributed to applicants with the project application.

1. Public navigation channel dredging;
2. Public navigation aids and markers;
3. Inlet management projects that are a benefit to public navigation in the District;
4. Public shoreline stabilization directly benefiting the District's waterway channels;
5. Acquisition and development of publicly owned spoil disposal site and public commercial/industrial waterway access;
6. Waterway signs and buoys for safety, regulation or information;
7. Acquisition, dredging, shoreline stabilization and development of public boat ramps and launching facilities;
8. Acquisition, dredging, shoreline stabilization and development of public boat docking and mooring facilities;

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9. Derelict Vessel Removal;
10. Waterways related environmental education programs and facilities;
11. Public fishing and viewing piers;
12. Public waterfront parks and boardwalks and associated improvements;
13. Maritime Management Planning;
14. Waterways boating safety programs and equipment;
15. Beach renourishment on beaches adversely impacted by navigation inlets, navigation structures, navigation dredging, or a navigation project; and,
16. Environmental restoration, enhancement or mitigation projects; and,
17. Other waterway related projects. Waterway projects that do not meet specific criteria in subsection 66B-2.005(5) or (6) or subparagraphs 66B-2.008(1)(a)1.-16., F.A.C., but are located on eligible waterways shall be considered for funding under the priority listing of "other waterway related project" and eligible for 25% funding.

(b) Ineligible Projects or Project Elements. Project costs ineligible for program funding or matching funds will include: contingencies, miscellaneous, reoccurring personnel related costs, irrigation equipment, ball-courts, park and playground equipment, and any extraneous recreational amenities not directly related to the waterway such as the following:

1. Landscaping that does not provide shoreline stabilization or aquatic habitat;
2. Restrooms for non-waterway users;
3. Roadways providing access to non-waterway users;
4. Parking areas for non-waterway users;
5. Utilities for non-waterway related facilities;
6. Lighting for non-waterway related facilities;
7. Project maintenance and maintenance equipment;
8. Picnic shelters and furniture for non-waterway related facilities;
9. Vehicles to transport vessels; and,
10. Operational items such as fuel, oil, etc.
11. Office space that is not incidental and necessary to the operation of the main eligible public building; and,
12. Conceptual project planning, including: public surveys, opinion polls, public meetings, organizational conferences; and,
13. Inlet maintenance.

(c) Project Elements with Eligibility Limits: Subject to approval by the Board of an itemized expense list:

1. The following project costs will be eligible for program funding or as matching funding if they are performed by an independent contractor:
 - a. Project management, administration and inspection;
 - b. Design, permitting, planning, engineering or surveying costs for completed construction project;
 - c. Restoration of sites disturbed during the construction of an approved project;
 - d. Equipment costs.

Before reimbursement is made by the District on any of the costs listed in subparagraph 1. above, a construction contract for the project, approved and executed by the project sponsor and project contractor must be submitted to the District.

2. Marine fire-fighting, Marine law enforcement and other vessels are eligible for a maximum of \$60,000 in initial District funding. All future replacement and maintenance costs of the vessel and related equipment will be the responsibility of the applicant.

3. Waterway related environmental education facility funding will be limited to those project elements directly related to the District's waterways.

(d) Phasing of Projects: Applications for eligible waterway projects may be submitted as a phased project where Phase I will include the design, engineering and permitting elements and Phase II will include the construction of the project. A description and cost estimate of the Phase II work shall be submitted along with the Phase I application for Board review.

(2) Property Control: The site of a new proposed land-based development project, with the exception of those projects requesting Small-Scale Spoil Island Restoration and Enhancement funding, shall be dedicated for the public use for which the project was intended for a minimum period of 25 years after project completion. Such dedication shall be in the form of a deed, lease, management agreement or other legally binding document and shall be recorded in the public property records of the county in which the property is located. This property control requirement also applies to a project site owned by another governmental entity. The governmental

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entity that owns the project site may be joined as a co-applicant to meet this property control requirement. Existing land based development projects that are being repaired, replaced or modified must demonstrate that the project site has been dedicated for public use for at least 25 years with at least 10 years remaining on the dedication document. Property shall also be deemed dedicated for public use if:

(a) The property has been designated for the use for which the project is intended (even though there may have been no formal dedication) in a plat or map recorded prior to 1940, or

(b) The project sponsor demonstrates that it has had exclusive control over the property for the public use for which the project is intended for a period of at least 30 years prior to submission of the application, or

(c) There is no ongoing litigation challenging the designated use of the property as shown on the plat or map, nor has there been any judicial determination contrary to the use by the public for the use shown on the plat or map.

(3) Permits: The project sponsor is responsible for obtaining and abiding by any and all federal, state and local permits, laws, proprietary authorizations and regulations in the development and operation of the project. Applicants for construction projects that include elements that require state or federal environmental permits or proprietary authorizations will demonstrate that all required environmental permitting and authorizations will be completed by the District's final TRIM hearing. This demonstration will be by submission of the required environmental permit(s) and authorizations, or by submission of a letter from the agency(s) stating that a permit or authorization is not required. Should the environmental permitting element of an application that has construction elements requiring state or federal environmental permits or authorizations not be completed by the District's final TRIM hearing, the construction portion of the project will not be considered for funding. Whereby funding decisions are completed at the final TRIM hearing, the District will not deviate from the funding schedule to accommodate any application deficiency.

(4) Public Marina Qualifications: All public marina projects funded through this program shall include sewage pumpout facilities for vessels, unless the applicant can demonstrate that inclusion of such a facility is physically, operationally or economically impracticable. All public marina projects funded through this program shall have at least ten percent (10%) of their slips or mooring areas available for transient vessels. Public marina dockage rates shall be within market comparison of the dockage rates of other area marinas. The public marina will be required to establish and maintain an accounting of the funds for the facility and shall plan for and retain at all times sufficient funds for the on-going maintenance of the facility during its project life.

(5) The District may assist eligible local governments with efforts to prepare and implement a comprehensive maritime management plan. The plan shall be utilized by the eligible government to promote and maximize the public benefit and enjoyment of eligible waterways, while identifying and prioritizing the waterway access needs of the community. The plan should not duplicate any existing or ongoing efforts for the same waterway or water shed, nor shall the District participate in any effort that does not address the basic maritime needs of the community.

(a) Existing plans may be updated at reasonable intervals or amended to include waterway areas previously not included in the original effort. Public, government, environmental, industry and other pertinent interest groups shall be solicited and included for input in the planning process.

(b) The plan shall be utilized as a tool to provide a minimum 5-year planning analysis and forecast for the maritime needs of the community, and shall include, at minimum, the following:

1. Public boat ramp and ramp parking inventory and analysis.
2. Public mooring and docking facility analysis, including day docks and transient slips.
3. Commercial and working waterfront identification and needs analysis.
4. The identification, location, condition and analysis of existing and potential navigation channels.
5. An inventory and assessment of accessible public shorelines.
6. Public Waterway transportation needs.
7. Environmental conditions that affect boat facility siting, a current resource inventory survey, and restoration opportunities.
8. Economic conditions affecting the boating community and boating facilities.
9. Acknowledgment and coordination with existing data and information, including an emphasis on the Intracoastal Waterway.

(c) Projects requested for assistance program funding shall be consistent with the applicant's maritime management plan. The applicant should utilize the plan to assist in prioritizing waterway improvement projects.

(6) All eligible environmental restoration, enhancement or mitigation projects as well as the environmental restoration, enhancement or mitigation components of other types of projects shall be required to pursue and assign any available mitigation

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credits to the District for that share of the project funded through the District's Assistance Program. All eligible environmental restoration, enhancement or mitigation projects shall provide public access where possible.

(7) Final Decisions: The Board will make all final decisions on the eligibility of a Project or specific project costs.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1)-(3) FS. History--New 12-17-90, Amended 9-2-92, 6-24-93, 2-3-94, 4-12-95, 9-5-96, 2-6-97, Formerly 16T-2.008, Amended 5-17-98, 3-31-99, 5-25-00, 3-21-01, 7-30-02, 3-20-03, 3-3-04, 4-15-07, 3-25-08, 4-1-09, 2-22-10, 3-7-11, 3-7-12, 1-27-14, 2-17-15, 2-21-16.

66B-2.009 Project Administration.

The District will appoint a project manager who shall be responsible for monitoring the project and the project agreement. The project manager shall also be responsible for approving all reimbursement requests. The project sponsor shall appoint a liaison agent, who will be a member of the eligible applicant's staff, to act on its behalf in carrying out the terms of the project agreement. Administration of the project will be as follows:

(1) Project Agreement: For each funded project, the District and the project sponsor will enter into a project agreement. The project agreement shall be executed and returned by the project sponsor within six (6) months of the approval of the project funding and prior to the release of program funds, setting forth the mutual obligations of the parties concerning the project. The project agreement shall incorporate the applicable policies and procedures of the program as outlined in this rule. Project agreements will be for a two-year period with the possibility for one, one-year extension. Any request for a one-year extension of funding shall require submittal by the PROJECT SPONSOR of a request for extension to the DISTRICT no later than July of fiscal year two of the approved project. This request will then be considered by the DISTRICT Board, whose decision shall be final. In review of these requests, the Board will take into consideration the current status and progress of the project and the ability of the applicant to complete the project within one additional year.

(2) Matching Funds: The project sponsor shall clearly identify and enumerate the amount and source of the matching funds it will be using to match the program funds supplied by the District for an approved project. The project sponsor shall provide suitable evidence that it has the matching funds available at the time the project agreement is executed.

(3) Agreement Modification: All proposed changes to the project agreement must be submitted to the District in writing by the project sponsor accompanied by a statement of justification for the proposed changes. All project agreement amendments shall be approved by the District Board, except that the Executive Director may approve a minor project agreement amendment for a project within a county with the local District commissioner's concurrence. A minor project amendment shall not change the approved project's category, result in a reallocation of more than 35% of the approved funding of the project among project elements, nor allow for a greater than 35% change in the project scale or scope of work. Project agreement amendments will not include a change to the approved project's location or a change in the approved project's purpose or project type. Agreed changes shall be evidenced by a formal amendment to the project agreement and shall be in compliance with these rules.

(4) Project Reporting: The liaison agent will submit quarterly reports to the project manager summarizing the work accomplished since the last report, problems encountered, percentage of project completion and other appropriate information. These reports shall continue throughout the length of the project period until completion of the project. The report shall be submitted on Form 95-02, "Assistance Program Project Quarterly Status Report", dated 7-30-02, hereby incorporated by reference and available at the District office. A Final Project Report shall be submitted at the completion of the project and shall at minimum include: project summary, photo of completed project, final cost, project benefits to the waterway and location address.

(5) Reimbursement Requests: The liaison agent may submit periodic reimbursement requests during the project period in accordance with Rule 66B-2.011, F.A.C. The project manager will approve or disapprove all reimbursement requests. The final payment of program funds will be made upon certified completion of the project by the District.

(6) Project Inspection: Upon reasonable request, the project manager shall have the right to inspect the project and any and all records relating to the project.

(7) Project Completion: The project shall be completed within three (3) years of the date of the beginning of the District's first fiscal year for which the project was approved. If the completion of a project is impacted by a declared state of emergency and the Board waives this rule section, the extension of time granted shall not exceed one additional three (3) year period.

(8) Project Completion Requirements: Upon completion of the project, the liaison agent shall provide the following to the project manager:

(a) A Project Completion Certificate, FIND Form No. 90-13 (effective date 7-30-02), hereby incorporated by reference and

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available from the District office, which certifies that the project was completed in accordance with the project agreement and the final project plans.

(b) A final reimbursement request accompanied by all required billing statements and vouchers.

(c) Photograph(s) showing the installation of the sign required by Rule 66B-2.013, F.A.C.

(d) Photograph(s) of the completed project clearly showing the program improvements.

(9) Project Completion Review: The project manager will review the project completion package and will authorize or reject the final reimbursement payment which will include all retained funds from previous requests.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.009, Amended 3-21-01, 7-30-02, 3-7-11, 1-27-14.

66B-2.011 Reimbursement.

The District shall release program funds in accordance with the terms and conditions set forth in the project agreement. This release of program funds shall be on a reimbursement only basis. The District shall reimburse the project sponsor for project costs expended on the project in accordance with the project agreement. Project funds to be reimbursed will require the submission of a Reimbursement Request Form and required supporting documents, FIND Form No. 90-14 (effective date 7-30-02) hereby incorporated by reference and available from the District office.

(1) Authorized Expenditures: Project funds shall not be spent except as consistent with the project agreement cost estimate that was approved by the Board, which shall be an attachment to the project agreement. This cost estimate will establish the maximum funding assistance provided by the District and the percentage of funding provided by each party to the project. The District will pay the lesser of:

(a) The percentage total of project funding that the Board has agreed to fund, or

(b) The maximum application funding assistance amount.

(2) Phase I Reimbursement: In accordance with these rules, reimbursement cannot be made on a Phase I application until a construction contract is executed by the applicant for the construction phase of the project. If the Phase I project is completed but a construction contract is not executed by the three (3) year project deadline, then the District shall only allow one (1) year from the Phase I project deadline to enter into the required construction contract before the Phase I funding is cancelled.

(3) Reimbursement Requests: All project costs shall be reported to the District and summarized on the Reimbursement Request Form. All requests for reimbursement shall include supporting documentation such as billing statements for work performed and cancelled payment vouchers for expenditures made.

(4) Retainage: The District shall retain ten percent (10%) of all reimbursement payments until final certification of completion of the project. The District shall withhold any reimbursement payment, either in whole or part, for non-compliance with the terms of this agreement.

(5) Check Presentations: A District representative shall present the final reimbursement check to the project sponsor during a public commission meeting or public dedication ceremony for the project facility.

(6) Recovery of Additional Project Funding: If the project sponsor receives additional funding for the project costs from another source that was not identified in the original application and that changes the agreement cost-share percentage, the project sponsor shall proportionately reimburse the District's program funds equal to the cost-share percentage in the approved project agreement. The project sponsor shall promptly notify the District of any project payments it receives from a source other than the District.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Amended 6-24-93, Formerly 16T-2.011, Amended 3-31-99, 7-30-02, 3-7-11.

66B-2.012 Accountability.

The following procedures shall govern the accountability of program funds:

(1) Accounting: Each project sponsor is responsible for maintaining an accounting system which meets generally accepted accounting principles and for maintaining such financial records as necessary to properly account for all program funds.

(2) Quarterly Reports: The project sponsor shall submit quarterly project status reports to FIND in accordance with subsection 66B-2.009(4), F.A.C.

(3) Completion Certification: All required final completion certification documents and materials as outlined in subsection 66B-2.009(8), F.A.C., of this rule shall be submitted to the District prior to final reimbursement of program funds.

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(4) Auditing: All project records including project costs shall be available for review by the District or by an auditor selected by the District for 3 years after completion of the project. Any such audit expenses incurred shall be borne entirely by the project sponsor.

(5) Project Records: The project sponsor shall retain all records supporting project costs for three years after either the completion of the project or the final reimbursement payment, whichever is later, except that should any litigation, claim, or special audit arise before the expiration of the three year period, the project sponsor shall retain all records until the final resolution of such matters.

(6) Repayment: If it is found by any State, County, FIND, or independent audit that program funds have not been used in accordance with this rule and applicable laws, the project sponsor shall repay the misused program funds to the District.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.012, Amended 7-30-02.

66B-2.013 Acknowledgement.

The project sponsor shall erect a permanent sign, approved by the District, at the entrance to the project site which indicates the District's participation in the project. This sign shall contain the FIND logo. In the event that the project sponsor erects a temporary construction sign, this sign shall also recognize the District's participation. If the final product of the project is a report, study or other publication, the District's sponsorship of that publication shall be prominently indicated at the beginning of the publication. If the project results in an educational display, the District's logo and a statement of the District's participation in the project shall be contained in the display.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.013, Amended 2-22-10.

66B-2.014 Small-Scale Spoil Island Restoration and Enhancement Projects.

Proposals shall be accepted for the restoration or enhancement of spoil islands and natural islands within the District's waterways for recreational, navigational, educational, and environmental purposes. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure – A Request for Proposals procedure will be used to request proposals for consideration. Proposals shall follow the format described in FIND Document #03-02, Call for Proposals – Small-Scale Spoil Island Restoration and Enhancement Program (effective date 7-30-02), hereby incorporated by reference and available from the District office. Proposals may be submitted to the District and considered by the Board at any time during the year.

(2) Matching Funds: Small-scale spoil island restoration and enhancement may qualify for up to ninety percent (90%) program funds. The applicant's ten percent (10%) matching funds may include in-kind contribution pursuant to paragraph 66B-2.014(4)(b), F.A.C.

(3) Eligibility: All proposals must meet the following eligibility criteria to be considered for funding:

(a) Management Plan Compliance: Projects shall be in compliance with the provisions of any Spoil Island Management Plans or other management plans that govern the Project site.

(b) Property Control: The Project Sponsor must have written property rights on the Project site to construct and maintain the Project for a minimum of five years. Such property rights can be in the form of a lease, interlocal agreement, use agreement or other legal form approved by the District. The applicant shall include a map clearly delineating the location of all proposed work included in the application.

(4) Funds Allocation: Funds shall be allocated pursuant to Rule 66B-2.005, F.A.C., subject to the exceptions identified in this rule, and with the following additions:

(a) The District shall fund a maximum of up to \$7,500 per project, not to exceed \$22,500 per County, per fiscal year.

(b) The Project Sponsor may contribute in-kind construction labor; such in-kind construction labor costs will not be counted by the District as exceeding \$10.00 per hour. No administrative costs can be incorporated into the Project as Project costs.

(c) The funding provided by the District shall only be allocated for specific Project expenses such as construction materials, plant materials, herbicides, etc. The funding provided by the District shall not be allocated for parties, food or beverages.

(5) Hold Harmless Waiver: All volunteers, who are not government employees, shall sign a hold harmless waiver Form No. 02-01 (New 7-30-02) as approved by the District and hereby incorporated by reference and available from the District office.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 7-30-02, Amended 4-24-06, 3-7-11.

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66B-2.015 Small-Scale Derelict Vessel Removal Projects.

Proposals shall be accepted for financial assistance for the removal of derelict vessels within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure – Applications shall be submitted on a completed FIND Form No. 05-01 (Small-Scale Derelict Vessel Removal Program) (effective date 4-24-06), and FIND Form No. 01-06 (Small-Scale Derelict Vessel Removal Program – Project Cost Estimate), (effective date 4-24-06), hereby incorporated by reference and available from the District office. Applications may be submitted to the District and considered by the Board at any time during the year.

(2) The District shall only fund applicants that have identified derelict vessels to be removed and have a current bid for removal for such vessels, or have completed the removal of such vessels within the 6 months preceding the application, subject to eligibility under these program rules.

(3) The program must be sponsored by an eligible government agency or not-for-profit organization.

(4) District funding shall be limited to \$30,000.00 per county, per year, provided on a reimbursement basis only. The limitation on pre-agreement expenses may be waived by the Board in accordance with subsection 66B-2.005(3), F.A.C.

(5) The eligible applicant must provide the remaining matching funds for project completion. In no case shall the District's cost-share contribution exceed 75% of the total project costs. In-house project management or administration costs are not eligible costs or matching costs.

(6) The derelict vessel must be located in the District's Waterways, as defined in Rule 66B-2.003, F.A.C. The applicant shall include a map clearly delineating the location of all vessels included in the application

(7) The District shall be recognized when possible in all written, audio or video advertising and promotions as a participating sponsor of the program.

(8) The funding provided by the District shall only be allocated for removal of derelict vessels. The District is providing program reimbursement funds only and shall be held harmless with regards to the activities initiated by the applicant.

(9) The applicant shall be responsible for all maintenance, management, disposal and operating expenses associated with the program.

(10) Funds derived from the sale of any derelict vessels or vessel parts removed through this grant program must be reinvested into the applicant's derelict vessel removal program.

(11) The District Board shall make all final decisions concerning the provision of funding for this program.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 4-24-06, Amended 4-15-07, 3-25-08, 3-7-11, 1-27-14.

66B-2.016 Waterways Cleanup Events.

Proposals shall be accepted for financial assistance for the organized removal of refuse within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure: Prior to the event, a request for funding shall be submitted to the District by means of a cover letter detailing the occurrence of the cleanup, contact information, a map of the cleanup locations and the general parameters of the event. In addition, the Applicant will submit a detailed budget clearly delineating the expenditure of all District funds, as well as the overall general budget of the event. Proposals may be submitted to the District and considered by the Board at any time during the year.

(2) Availability: The District shall fund a maximum of one clean-up program per waterway, per year within a county, with exception to the provisions of subsections (8) through (10), below.

(3) Applicant Eligibility: The clean-up program must be sponsored by a government agency or a registered not-for-profit corporation.

(4) Funding: District funding shall be limited to \$5,000 per waterway, per county, except for the provisions of subsections (8) through (10), below.

(5) The District shall be recognized in all written, on-line, audio or video advertising and promotions as a participating sponsor of the clean-up program.

(6) Funding Eligibility: The funding provided by the District shall only be allocated to reimburse the applicant for out of pocket expenditures related to specific cleanup program expenses such as trash bags, trash collection, haul and landfill fees, gloves, advertising, T-shirts, and related expenses. The funding provided by the District shall not be allocated for parties, meetings, food or beverages.

(7) The District Board shall make all final decisions concerning the provision of funding for a clean-up program.

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In addition to the requirements stated above, a cleanup program implementing all of the following additional incentives will qualify for up to additional \$5,000 in clean up funds.

(8) The clean-up program budget must provide equal or greater matching funds for all Navigation District funding.

(9) The applicant shall tally and report the composition and location of the waterway-related debris, with the goal to show definitive progress in the amount of refuse collected, a reduction in the overall debris in the waterway, or an increase in the number of additional waterway areas included in the clean up.

(10) For each additional \$1,000 in Navigation District funding, the applicant shall coordinate a minimum of one waterway collection point or clean up area, or an applicant can conduct an additional waterway cleanup program for the waterway areas.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 3-7-11.

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EXHIBIT C

FLORIDA INLAND NAVIGATION DISTRICT

ASSISTANCE PROGRAM

Matching Funds Certification

Sponsor: _____

Project Title: _____ Project #: _____

Source of Matching Funds: _____

Amount of Matching Funds: _____

I hereby certify that the above referenced project Sponsor, as of October 01, 2017, has the required matching funds for the accomplishment of the referenced project in accordance with the Waterways Assistance Program Project Agreement between the Florida Inland Navigation District and the Sponsor, dated _____.*

Project Liaison Name: _____

Project Liaison Signature: _____

Date: _____

*S. 837.06 Florida Statutes, False official statements. - Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083 F.S.

FIND Form No. 95-01
New 9/9/95 (revised 7-30-02)

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EXHIBIT D

FLORIDA INLAND NAVIGATION DISTRICT ASSISTANCE PROGRAM PAYMENT REIMBURSEMENT REQUEST FORM

PROJECT NAME: _____ PROJECT #: _____

PROJECT SPONSOR: _____ BILLING #: _____

Amount of Assistance _____
Less Previous Total Disbursements A. _____
Less Previous Total Retainage Held B. _____
Balance Available = _____

Funds Requested This Disbursement

Funds Requested C. _____
Less Retainage (-10% unless final) D. _____
Check Amount = _____

Amount of Assistance _____
Less Total Prior and Current Payments
Including all retainage held (A+B+C+D) _____
Balance Remaining = _____

SCHEDULE OF EXPENDITURES

Expense Description (Should correspond to Cost Estimate Sheet Categories in Exhibit "A")	Check No. Vendor Name and Date	Total Cost	Applicant Cost	FIND Cost
<hr/>				

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FIND - Form No. 90-14
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EXHIBIT D (CONTINUED)

SCHEDULE OF EXPENDITURES

Expense Description (Should correspond to Cost Estimate Sheet Categories in Exhibit "A")	Vendor Name	Check No. and Date	Total Cost	Applicant Cost	FIND Cost
---	-------------	-----------------------	---------------	-------------------	--------------

Certification for Reimbursement: I certify that the above expenses were necessary and reasonable for the accomplishment of the approved project and that these expenses are in accordance with Exhibit "A" of the Project Agreement. *

Project Liaison

Date

*S. 837.06 Florida Statutes, False official statements. - Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083 F.S.

FIND - Form No. 90-14
Effective Date 7-30-02)

Agenda Item 9A

EXHIBIT E

FLORIDA INLAND NAVIGATION DISTRICT ASSISTANCE PROGRAM

Project Completion Certification

Sponsor: _____

Project Title: _____ Project #: _____

I hereby certify that the above referenced project was completed in accordance with the Assistance Program Project Agreement between the Florida Inland Navigation District and _____, dated _____, 20____, and that all funds were expended in accordance with Exhibit "A" and Paragraph 1 of the Project Agreement. *

Project Liaison Name: _____

Project Liaison Signature: _____

Date: _____

*S. 837.06 Florida Statutes, False official statements. - Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083 F.S.

FIND Form No. 90-13
(Effective Date: 12-17-90, Revised 7-30-02)

Agenda Item 9A

EXHIBIT F

ASSISTANCE PROGRAM PROJECT QUARTERLY STATUS REPORT

http://www.aicw.org/assistance_programs/waterway_assistance_programs/index.php

PROJECT NO. _____

PROJECT TITLE: _____

PROJECT SPONSOR: _____

REPORT PERIOD

Oct 1-Dec _____ ; Jan-March _____ ; April-June _____ ; July-Sept _____
Report Due: (Dec 30) (March 30) (June 30) (Sep 30)

WORK ACCOMPLISHED:

PROBLEMS ENCOUNTERED:

PERCENTAGE COMPLETION:

OTHER NOTABLE ITEMS:

Form No. 95-02
(Effective Date: 7-30-02)

Agenda Item 9A

EXHIBIT G ASSISTANCE PROJECT SCHEDULE

OCTOBER 2018 -	Project Agreement Executed, Project Initiates.	
DECEMBER 30, 2018 -	First Quarterly Report Due.	Use Quarterly Status Report Form Exhibit F http://www.aicw.org/assistance_programs/waterway_assistance_programs/index.php
MARCH 30 2019 -	Second Quarterly Report Due.	
JUNE 30, 2019-	Third Quarterly Report Due.	
SEPTEMBER 30, 2019 -	Fourth Quarterly Report Due.	
DECEMBER 30, 2019 -	Fifth Quarterly Report Due.	
MARCH 30 2020 -	Sixth Quarterly Report Due.	
JUNE 30, 2020-	Seventh Quarterly Report Due.	

NOTE: If the project will not be completed and all close out paperwork submitted by September 1st, a request for a 1-year extension of the completion date of the project should be submitted with the June 2020 quarterly report.

SEPTEMBER 1-30, 2020 - Closeout paperwork due.

Closeout paperwork consists of :

1. Project Completion Certificate, FIND Form No. 90-13 (effective date 7-30-02), which certifies that the project was completed in accordance with the project agreement and the final project plans.
2. A final reimbursement request accompanied by all required supporting documentation including bills and canceled payment vouchers for expenditures.
3. Photograph(s) showing the installation of the sign required by Rule 66B-2.013, F.A.C.
4. Photograph(s) of the completed project clearly showing the program improvements. (jpg or tif format)
5. A Final Project Report (1-2 pages) that shall at minimum include: project name and address, project summary, final cost, and project benefits to the waterway.

SEPTEMBER 30, 2020 - End of Grant. All work must be complete closeout paperwork submitted.

October 2020 - finish processing closeout paperwork, perform project inspection and submit final reimbursement check and coordinates check presentation to sponsor.

NOTE: ANY MODIFICATIONS to the PROJECT shall require advance notice and prior written approval of the District. The appropriate timing for modifications to the project cost estimate, Exhibit A, would be after receipt of bids.

***NON-COMPLIANCE by the PROJECT SPONSOR with the reporting schedule in Exhibit G may result in revocation of this agreement pursuant to Section 13 of the project agreement.**

EXHIBIT H

http://www.aicw.org/studies_and_information/bids_files_plans_logos/logos.php#revize_document_center_rz617



Agenda Item 9A



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 4, 2018

TO: Graciela Mariot
Interim Village Clerk

FROM: Lewis Velken, 
Interim 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 MAYOR AND COMMISSIONERS OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE INTERIM VILLAGE MANAGER OR HIS DESIGNEE TO ACCEPT A GRANT AWARD UNDER THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM FOR CONSTRUCTION OF THE NORTH BAY VILLAGE BAYWALK PLAZA-SOUTH SIDE PHASE IIIA; PROVIDING CERTIFICATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

LV:gm

Agenda Item 9A

RESOLUTION _____

A RESOLUTION OF THE MAYOR AND COMMISSIONERS OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE INTERIM VILLAGE MANAGER OR HIS DESIGNEE TO ACCEPT A GRANT AWARD UNDER THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM FOR CONSTRUCTION OF THE NORTH BAY VILLAGE BAYWALK PLAZA-SOUTH SIDE PHASE IIIA; PROVIDING CERTIFICATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. *(INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)*

WHEREAS, North Bay Village (the "Village") desires to complete the development of a Baywalk Plaza Area ("the Project") for enjoyment of the general public; and

WHEREAS, the Village has identified the base of the John F. Kennedy Bridge at the easternmost point of the Village as an ideal location for the Baywalk Plaza Area; and

WHEREAS, the Baywalk Plaza Area will serve as the precursor and starting point of the entire North Bay Village Baywalk, a 3,400 linear foot walking path along Biscayne Bay; and

WHEREAS, this project will serve as an Economic Engine for the Village; and

WHEREAS, the purpose of the Florida Inland Navigation District (FIND) Waterways Assistance Program is to assist local governments within the District to perform waterways improvement projects, including project that will provide public access to Florida's waterways; and

WHEREAS, FIND approved a grant award in the amount of \$180,000 with a \$1:\$1 match to support the Village's Baywalk Plaza Area Phase IIIA project; and

WHEREAS, the Village finds that this resolution will promote the health, safety and welfare of the Village.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND VILLAGE COMMISSIONERS OF THE NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. **Recitals Adopted.** That each of the above stated recitals is hereby adopted and confirmed.

Section 2. **Project Authorization.** The Village Commission approves the contract between North Bay Village and Florida Inland Navigation District in the amount of \$180,000, and approves a \$180,000 match. The purpose of

Agenda Item 9A

43 this project is to complete construction of Phase IIIA of the Baywalk
44 Plaza Area.

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46 **Section 3. Manager Authorized.** The Village Commission hereby authorizes the
47 Village Manager or his designee to take all necessary steps to execute the
48 contract with the Florida Inland Navigation District on behalf of North Bay
49 Village.

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51 **Section 4. Effective Date.** This resolution shall become effective immediately upon
52 adoption hereof.

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54 **FINAL VOTE AT ADOPTION:**

Mayor Brent Latham _____
Vice Mayor Andreana Jackson _____
Commissioner Jose R. Alvarez _____
Commissioner Julianna Strout _____
Commissioner Marvin Wilmoth _____

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56 **PASSED AND ADOPTED** this ____ day of _____ 2018.

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Attest:

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Graciela Mariot

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Interim Village Clerk

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**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF NORTH BAY VILLAGE**

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Norman C. Powell, Esq.

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Village Attorney

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North Bay Village Resolution: Mutual Aid Agreement with City of Sunny Isles Beach

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Agenda Item 9B



NORTH BAY VILLAGE POLICE DEPARTMENT

RECOMMENDATION MEMORANDUM

DATE: December 3, 2018

TO: Mayor Brent Latham
Vice-Mayor Andreana Jackson
Commissioner Jose Alvarez
Commissioner Julianna Strout
Commissioner Marvin Wilmoth

RECOMMENDED BY STAFF/COMMISSIONER:
Lewis Velken, Interim Village Manager

PRESENTED BY STAFF:
Brian Collins, Acting Chief of Police

SUBJECT: Request to Execute Law Enforcement Mutual Aid Agreement.

RECOMMENDATION:

It is recommended that the Village Commission approve the attached Law Enforcement Mutual Aid Agreement with the City of Sunny Isles Beach.

BACKGROUND:

Execution of the agreement will allow for the sharing of law enforcement resources and the rendering of assistance amongst the agencies.

BUDGETARY IMPACT:

There will be no impact to the General Fund

PERSONNEL IMPACT:

North Bay Village Officers will assist the various municipalities should the need arise.

CONTACT:

Brian Collins, Acting Chief of Police

Agenda Item 9B

LAW ENFORCEMENT MUTUAL AID AGREEMENT FOR VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE

WHEREAS, it is the responsibility of the governments of North Bay Village, Florida, and the subscribing law enforcement agencies to ensure the public safety of their citizens by providing adequate levels of police services to address any foreseeable routine or emergency situation; and

WHEREAS, there is an existing and continuing possibility of the occurrence of law enforcement problems and other natural and man-made conditions which are, or are likely to be, beyond the control of the services, personnel, equipment, or facilities of the North Bay Village Police Department or the subscribing law enforcement agencies; and

WHEREAS, in order to ensure that preparation of these law enforcement agencies will be adequate to address any and all of these conditions, to protect the public peace and safety, and to preserve the lives and property of the people of North Bay Village and the participating Miami-Dade County municipalities; and

WHEREAS, North Bay Village and the subscribing law enforcement agencies have the authority under Section 23.12, Florida Statutes, et seq., the Florida Mutual Aid Act, to enter into a Mutual Aid Agreement;

NOW, THEREFORE, BE IT KNOWN that North Bay Village, a political subdivision of the State of Florida, and the undersigned representatives, in consideration for mutual promises to render valuable aid in times of necessity, do hereby agree to fully and faithfully abide by and be bound by the following terms and conditions:

1. Short title: Mutual Aid Agreement.

Agenda Item 9B

2. Description: Since this Mutual Aid Agreement provides for the requesting and rendering of assistance for both routine and law enforcement intensive situations, this Mutual Aid Agreement combines the elements of both a voluntary cooperation agreement and a requested operational assistance agreement, as described in Chapter 23, Florida Statutes.
3. Definitions:
 - a. Chief Executive Official: Either the Mayor of North Bay Village, or the chief executive official of the participating political subdivision, who has the authority to contractually bind the agency and has executed this Agreement, upon the approval of the governing body of each governmental entity. Subsequent to the execution by the executive officials, this Agreement shall be filed with the Clerk of the Court for Miami-Dade County, and the clerks of the respective political subdivisions. The Agreement may be amended at any time by filing subsequent Amendment(s), which will be subject to the same approval process, and shall thereafter become a part of this Agreement.
 - b. Agency Head: Either the Director of the North Bay Village Police Department, or the Director's designees; and the Chief of Police of the participating law enforcement agencies, or the Chiefs designees.
 - c. Participating Law Enforcement Agency: The police department of any municipality in Miami-Dade County, Florida, that has approved and executed this Agreement.
 - d. Certified Law Enforcement Employee: Any law enforcement employee certified as provided in Chapter 943, Florida Statutes.

Agenda Item 9B

SECTION I. TERMS AND PROCEDURES

1. Operations:

a. In the event that a party to this Agreement is in need of assistance as specified herein, an authorized representative of the police department requiring assistance shall notify the agency from whom such assistance is requested. The authorized agency representative whose assistance is sought shall evaluate the situation and the available resources, and will respond in a manner deemed appropriate.

b. Each party to this Agreement agrees to furnish necessary manpower, equipment, facilities, and other resources and to render services to the other party as required to assist the requesting party in addressing the situation which caused the request: provided, however, that no party shall be required to deplete unreasonably its own manpower, equipment, facilities, and other resources and services in rendering such assistance.

c. The agency heads of the participating law enforcement agencies, or their designees, shall establish procedures for giving control of the mission definition to the requesting agency, and for giving tactical control over accomplishing any such assigned mission and supervisory control over all personnel or equipment provided pursuant to this Agreement to the providing agency.

2. Powers, Privileges, Immunities and Costs:

a. All employees of the participating municipal police department, including certified law enforcement employees as defined in Chapter 943, Florida Statutes, during such time that said employees are actually providing aid outside of the jurisdictional limits of the employing municipality pursuant to a request for aid made in accordance with this Agreement, shall, pursuant to the

Agenda Item 9B

provisions of Chapter 23, Florida Statutes, have the same powers, duties, rights, privileges, and immunities as if they were performing their duties in the political subdivision in which they are normally employed.

b. The political subdivision having financial responsibility for the law enforcement agency providing services, personnel, equipment, or facilities pursuant to the provisions of this Agreement shall bear any loss or damage to same and shall pay any and all expenses incurred in the maintenance and operation of same.

c. The political subdivision having financial responsibility for the law enforcement agency providing aid pursuant to this Agreement shall compensate all of its employees rendering aid pursuant to the Agreement during the time of the rendering of such aid and shall defray the actual travel and maintenance expenses of such employees while they are rendering such aid. Such compensation shall include any amounts paid or due for compensation due to personal injury or death while such employees are engaged in rendering such aid. Such compensation shall also include all benefits normally due such employees.

d. All exemption from ordinances and rules, and all pension, insurance, relief, disability, workers' compensation, salary, death, and other benefits which apply to the activity of such officers, agents, or employees of any such agency when performing their respective functions within the territorial limits of their respective agencies shall apply to them to the same degree, manner, and extent while engaged in the performance of their functions and duties extra territorially under the provisions of this Mutual Aid Agreement. The provisions of this Agreement shall apply with equal effect to paid and auxiliary employees.

Agenda Item 9B

3. **Indemnification:** The political subdivision having financial responsibility for the law enforcement agency providing aid pursuant to this Agreement agrees to hold harmless, defend, and indemnify the requesting law enforcement agency and its political subdivision in any suit, action, or claim for damages resulting from any and all acts or conduct of employees of said providing agency while providing aid pursuant to this Agreement, subject to Chapter 768, Florida Statutes, where applicable.
4. **Forfeitures:** It is recognized that during the course of the operation of this Agreement, property subject to forfeiture under the Florida Contraband Forfeiture Act, Florida Statutes, may be seized. The property shall be seized, forfeited, and equitably distributed among the participating agencies in proportion to the amount of investigation and participation performed by each agency, less the costs associated with the forfeiture action. Any participating agencies must request sharing, in writing, before the entry of a Final Order of Forfeiture, or they will be barred from claiming any portion of the property forfeited. The agency pursuing the forfeiture action shall have the exclusive right to control and the responsibility to maintain the property, including, but not limited to the complete discretion to bring the action, or to dismiss the action, or settlement. This shall occur pursuant to the provisions of the Florida Contraband Forfeiture Act.
5. **Conflicts:** Any conflicts between this Agreement and the Florida Mutual Aid Act will be controlled by the provisions of the latter, whenever conditions exist that are within the definitions stated in Chapter 23, Florida Statutes.

Agenda Item 9B

SECTION II. COMMAND AND SUPERVISORY RESPONSIBILITY

1. Command: The personnel and equipment that are assigned by the assisting entity shall be under the immediate command and direct supervision of a supervising officer designated by the assisting Director or Chief of Police, or his/her designee.

2. Conflicts: Whenever an officer is rendering assistance pursuant to this agreement, the officer shall abide by and be subject to the rules and regulations, personnel policies, general orders, and standard operating procedures of his or her own employer. If any such rule, regulation, personnel policy, general order or standard operating procedure is contradicted, contravened or otherwise in conflict with a direct order of a superior officer of the requesting agency, then such rule, regulation, policy, general order or procedure of the assisting agency shall control, and shall supersede the direct order.

3. Complaints: Whenever there is cause to believe that a complaint has arisen as a result of a cooperative effort as it may pertain to this agreement, the Director or Chief of Police, or his/her designee of the agency employing the officer who is the subject of the complaint shall be responsible for the investigation of the complaint. The Director or Chief of Police or designee of the requesting agency should ascertain at a minimum:

- a. The identity of the complainant;
- b. An address where the complaining party can be contacted;
- c. The specific allegation; and
- d. The identity of the employees accused without regard as to agency affiliation.

If it is determined during the investigation of a complaint that the accused is an employee of the assisting agency, the above information, with all pertinent documentation gathered during the receipt and processing of the complaint, shall be forwarded without delay to the agency for administrative review. The requesting agency may conduct a review of the complaint to determine if any factual basis for

Agenda Item 9B

the complaint exists and/or whether any of the employees of the requesting agency violated any of their agency's policies or procedures.

SECTION III. PROVISIONS FOR VOLUNTARY AND OPERATIONAL ASSISTANCE

A deputy sheriff or police officer of either of the participating law enforcement agencies shall be considered to be operating under the provisions of the mutual aid agreement when: participating in law enforcement activities that are preplanned and approved by each respective agency head, or appropriately dispatched in response to a request for assistance from the other law enforcement agency.

In compliance with and under the authority of the Mutual Aid Agreement heretofore entered into by the participating municipalities and North Bay Village, Florida, it is hereby declared that the following list comprises the nature of assistance, and the circumstances and conditions under which mutual aid may be requested and rendered regarding police operations pursuant to the agreement. The list includes, but is not necessarily limited to, dealing with the following:

Voluntary:

1. Joint multi-jurisdictional criminal investigations.
2. Major events; e.g., sporting events, concerts, parades, fairs, festivals and conventions.
3. Joint training in areas of mutual need.
4. Off-duty special events.
5. Joint multi-jurisdictional marine interdiction operations.
6. Security and escort duties for dignitaries.

Operational:

7. Hostage and barricaded subject situations, and aircraft piracy.

Agenda Item 9B

8. Control of major crime scenes, area searches, perimeter control, back- ups to emergency and in-progress calls, pursuits, and missing person calls.
9. Enemy attack.
10. Transportation of evidence requiring security.
11. Civil affray or disobedience, disturbances, riots, large protest demonstrations, controversial trials, political conventions, labor disputes, and strikes.
12. Any natural, technological or manmade disaster.
13. Emergency situations in which one agency cannot perform its functional objective.
14. Incidents requiring utilization of specialized units; e.g., underwater recovery, aircraft, canine, motorcycle, bicycle, mounted, Special Response Teams, bomb, crime scene, marine patrol, and police information.
15. Incidents which require rescue operations and crowd and traffic control measures including, but not limited to, large-scale evacuations, aircraft and shipping disasters, fires, explosions, gas line leaks, radiological incidents, train wrecks and derailments, chemical or hazardous waste spills, and electrical power failures.
16. Terrorist activities including, but not limited to, acts of sabotage.
17. Escapes from or disturbances within detention facilities.

SECTION IV. PROCEDURES FOR REQUESTING MUTUAL AID

The following procedures will apply in mutual aid operations:

1. Mutual aid requested or rendered will be approved by the Director/Chief of Police or designee.

Agenda Item 9B

2. Specific reporting instructions for personnel rendering mutual aid should be included in the request for mutual aid. In the absence of such instructions, personnel will report to the ranking on-duty supervisor on the scene.
3. Communications instructions will be included in each request for mutual aid and the North Bay Village Police Department Communications Bureau will maintain radio contact with the involved agencies until the mutual aid situation has ended.
4. Incidents requiring mass processing of arrestees, transporting prisoners and operating temporary detention facilities will be handled per established procedures.

SECTION V. CONCURRENT JURISDICTION

It is to the mutual benefit of the participating municipal agencies and the North Bay Village Police Department, through voluntary cooperation, to exercise concurrent jurisdiction over the areas described in subparagraphs a. and b. below, in that officers, while in another jurisdiction, are often present at events where immediate action is necessary, or are able to expeditiously conclude an investigation by identifying and arresting an offender.

- a. Concurrent law enforcement jurisdiction in and throughout the territorial limits of the participating municipalities and North Bay Village, Florida, for arrests, made pursuant to the laws of arrest, for felonies and misdemeanors, including arrestable traffic offenses, which spontaneously take place in the presence of the arresting officer, at such times as the arresting officer is traveling from place to place on official business outside of his or her jurisdiction, for example, to or from court, or at any time when the officer is within the

Agenda Item 9B

territorial limits of his or her jurisdiction, and provided that, in the context of this Mutual Aid Agreement, "official business outside of his or her jurisdiction" shall not include routine patrol activities. This mutual aid agreement excludes those areas within the territorial limits of the municipalities not participating in the Mutual Aid Agreement, and areas in which the North Bay Village Police Department does not have law enforcement jurisdiction.

- b. Concurrent law enforcement jurisdiction in and throughout the territorial limits of participating municipalities and North Bay Village, Florida, for arrests, made pursuant to the laws of arrest, of persons identified as a result of investigations of any offense constituting a felony or any act of Domestic Violence as defined in Section 741.28, Florida Statutes, when such offense occurred in the municipality employing the arresting officer, should the arresting officer be a municipal law enforcement officer. However, absent a search warrant, concurrent jurisdiction under this subparagraph does not include authority to make nonconsensual or forcible entries into private dwellings, residences, living spaces or business spaces which are not open to the public, i.e., authority derived pursuant to this subparagraph may be exercised only when in places open to the public or private places into which the arresting officer has entered with the consent of an occupant entitled to give consent. When operating under mutual aid, municipal law enforcement officers may execute search warrants for offenses which occurred in the municipality. Municipal officers may execute the search warrant, impound all property, make arrests, and file the Return and Inventory. This concurrent jurisdiction excludes those areas within territorial municipalities not participating in

Agenda Item 9B

the Mutual Aid Agreement, and areas in which the North Bay Village Police Department does not have law enforcement jurisdiction.

Prior to any officer taking enforcement action pursuant to either paragraph (a) or (b) above, the officer shall notify the designated officer of the jurisdiction in which the action shall will be taken, unless exigent circumstances prevent such prior notification, in which case notification shall be made as soon after the action as practicable. Furthermore, all arrests made pursuant to subparagraph (a) above shall be processed and coded pursuant to directions of the Clerk of the Court, in such manner as to ensure that any revenues or surcharges generated as a result of said arrests shall be directed to the jurisdiction in which the arrest was made.

1. General Requirements:

- a. Officers shall not utilize unmarked vehicles to make traffic stops or to engage in vehicle pursuits.
- b. Concurrent law enforcement jurisdiction pursuant to this Mutual Aid Agreement does include preplanned operations, undercover investigations, stings, or sweeps.
- c. Officers shall not conduct routine patrol activities outside of their jurisdiction.
- d. Reports of any action taken pursuant to this Mutual Aid Agreement shall be faxed to the agency head of the agency, within whose jurisdiction the action was taken, as soon as possible after the action has taken place.
- e. Any conflicts regarding jurisdiction will be resolved by allowing the agency within whose jurisdiction the action took place to take custody of any arrestees and/or crime scenes.

Agenda Item 9B

- f. All concurrent jurisdiction stationary surveillance activities shall require notification of the agency within whose jurisdiction the surveillance takes place. The notification shall include the general location of the surveillance and a description of the vehicles involved. Mobile surveillance shall not require notification unless concurrent jurisdiction enforcement activities take place.

SECTION VI. EFFECTIVE DATE

This Agreement shall be in effect from date of signing, through and including, September 1, 2021. Under no circumstances may this Agreement be renewed, amended, or extended except in writing.

SECTION VII. CANCELLATION

This Agreement may be cancelled by either party upon sixty (60) days written notice to the other party. Cancellation will be at the discretion of the chief executive officers of the parties hereto.

Agenda Item 9B

AGREED TO AND ACKNOWLEDGED this _____ day of _____, 2018.

Lewis Velken
Interim Village Manager
North Bay Village, Florida

Brian Collins
Acting Chief of Police
North Bay Village Police Department

ATTEST:

Graciela Mariot
Interim Village Clerk
North Bay Village, Florida

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY

Norman C. Powell
Village Attorney
North Bay Village, Florida

Agenda Item 9B

LAW ENFORCEMENT MUTUAL AID AGREEMENT FOR VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE INDIVIDUAL GOVERNMENTAL ENTITY SIGNATURE SHEET

CITY OF: Sunny Isles Beach, Florida.

BY:

Christopher J. Russo, City Manager

Dwight Snyder, Chief of Police

ATTEST:

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:

Mauricio Betancur, City Clerk

Hans Ottinot, City Attorney

STATE OF FLORIDA)
) SS.:
COUNTY OF MIAMI-DADE)

BEFORE ME, an officer duly authorized by law to administer oaths and take
acknowledgements, did personally appear: _____

(Insert Name and Title of Chief Executive)

of the City of _____, Florida, a municipal corporation of Florida,
and acknowledged that he or she executed the foregoing Agreement as chief executive
officer of the City of _____, Florida, and the same is the act and
deed of the City of _____, Florida.

IN WITNESS OF THE FOREGOING, I have set my hand and official seal at the City of
_____, in the State of Florida and the County of Miami Dade on
the _____ day of _____, 2018.

Agenda Item 9B



North Bay Village

Administrative Offices

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

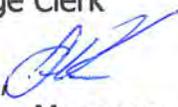
Tel: (305) 756-7171 | Fax: (305) 756-7722 | Website: www.nbvillage.com

MEMORANDUM

North Bay Village

DATE: December 4, 2018

TO: Graciela Mariot
Interim Village Clerk

FROM: Lewis Velken 
Interim 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, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE INTERIM VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO LAW ENFORCEMENT MUTUAL AID AGREEMENTS WITH THE CITY SUNNY ISLES BEACH, SETTING AN EFFECTIVE DATE.

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

LV:gm

Agenda Item 9B

RESOLUTION NO: _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE INTERIM VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO LAW ENFORCEMENT MUTUAL AID AGREEMENTS WITH THE CITY SUNNY ISLES BEACH, SETTING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

WHEREAS, it is the responsibility of the governments of North Bay Village and the City of Sunny Isles Beach ensure the safety of their citizens by providing adequate levels of police services to address any foreseeable routine or emergency situations; and

WHEREAS, Chapter 23, Florida Statutes, Florida Mutual Aid Act, allows law enforcement agencies to enter into mutual aid agreements with each other to enter render law enforcement assistance.

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

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

Section 2. Approval Agreement. The Mutual Aid Agreements between North Bay Village and City of Sunny Isles Beach as "Exhibits 1" are hereby approved.

Section 3. Authorization of Village Officials. The Interim Village Manager and Chief of Police are authorized to take all actions necessary to implement the terms and conditions of these agreements.

Section 4. Execution of Agreement. The Interim Village Manager and the Chief of Police are authorized to execute these agreements on behalf of the Village subject to the approval as to form and legality by the Village Attorney.

Section 5. 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 follows:

Agenda Item 9B

45 **FINAL VOTE AT ADOPTION:**

Mayor Brent Latham _____
Vice Mayor Andreana Jackson _____
Commissioner Jose R. Alvarez _____
Commissioner Julianna Strout _____
Commissioner Marvin Wilmoth _____

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PASSED AND ADOPTED this _____ day of _____ 2018.

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Brent Latham

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Mayor

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56 **ATTEST:**

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Graciela Mariot

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Interim Village Clerk

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61 **APPROVED AS TO FORM FOR USE ONLY BY**

62 **NORTH BAY VILLAGE:**

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Norman C. Powell, Esq.

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Village Attorney

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North Bay Village Resolution: Mutual Aid Agreements with City of Sunny Isles Beach

Agenda Item 9C



NORTH BAY VILLAGE POLICE DEPARTMENT

RECOMMENDATION MEMORANDUM

DATE: December 21, 2018

TO: Mayor Brent Latham
Vice- Mayor Marvin Wilmoth
Commissioner Jose R. Alvarez
Commissioner Andreana Jackson
Commissioner Julianna Strout

RECOMMENDED BY STAFF/COMMISSIONER:
Lewis Velken, Interim Village Manager

PRESENTED BY STAFF:
Brian Collins, Acting Chief of Police

A handwritten signature in blue ink, appearing to be "Lewis Velken", written over the name in the "RECOMMENDED BY" section.

SUBJECT: Request to Execute Law Enforcement Mutual Aid Agreement.

RECOMMENDATION:

It is recommended that the Village Commission approve the attached Law Enforcement Mutual Aid Agreement with the City of Miami.

BACKGROUND:

Execution of the agreement will allow for the sharing of law enforcement resources and the rendering of assistance amongst the agencies.

BUDGETARY IMPACT:

There will be no impact to the General Fund

PERSONNEL IMPACT:

North Bay Village Officers will assist the various municipalities should the need arise.

CONTACT:

Brian Collins, Acting Chief of Police

Agenda Item 9C

**COMBINED VOLUNTARY COOPERATION AND
OPERATIONAL ASSISTANCE
MUTUAL AID AGREEMENT
BETWEEN
THE CITY OF MIAMI, FLORIDA AND
THE NORTH BAY VILLAGE, FLORIDA**

This Voluntary Cooperation and Operational Assistance Mutual Aid Agreement is made as of this ____ day of _____, 2018, by and between the CITY OF MIAMI, FLORIDA, a Florida municipal corporation, having its principal office at 3500 Pan American Drive, Miami, Florida 33133, and the NORTH BAY VILLAGE, FLORIDA, a Florida municipal corporation having its principal office at 1666 Kennedy Causeway, 3rd Floor, North Bay Village, Florida 33141, and states as follows:

WHEREAS, it is the responsibility of the governments of the City of Miami, Florida, and the North Bay Village, Florida, to ensure the public safety of their citizens by providing adequate levels of police services to address any foreseeable routine or emergency situation; and

WHEREAS, there is an existing and continuing possibility of the occurrence of law enforcement problems and other natural and man-made conditions which are, or are likely to be, beyond the control of the services, personnel, equipment, or facilities of the City of Miami Police Department or the North Bay Village Police Department; and

WHEREAS, the City of Miami and the North Bay Village are so located in relation to each other that it is in the best interest and advantage of each to receive and extend mutual aid in the form of law enforcement services and resources to adequately respond to:

- (1) Continuing, multi-jurisdictional criminal activity, so as to protect the public peace and safety, and preserve the lives and property of the people; and

Agenda Item 9C

- (2) Intensive situations including, but not limited to, natural or manmade disasters or emergencies as defined under Section 252.34, Florida Statutes; and
- (3) Joint provision of certain law enforcement services specified herein and allowed pursuant to Florida Statute 166.0495; and

WHEREAS, the City of Miami and the North Bay Village have the authority under The Mutual Aid Act, Chapter 23, Part I, Florida Statutes, to enter into a combined mutual aid agreement for law enforcement services which:

- (1) Permits voluntary cooperation and assistance of a routine law enforcement nature across jurisdictional lines; and
- (2) Provides for rendering of assistance in a law enforcement emergency.

NOW, THEREFORE, BE IT KNOWN, that the City of Miami, a political subdivision of the State of Florida, and the North Bay Village, a political subdivision of the State of Florida, in consideration for mutual promises to render valuable aid in times of necessity, do hereby agree to fully and faithfully abide by and be bound by the following terms and conditions.

SECTION I: PROVISIONS FOR VOLUNTARY COOPERATION

Each of the aforesaid law enforcement agencies hereby approve and enter into this agreement whereby each of the agencies may provide voluntary cooperation and assistance of a routine law enforcement nature across jurisdictional lines. The nature of the law enforcement assistance to be rendered shall include but not be limited to:

- a. Concurrent law enforcement jurisdiction in and throughout the territorial limits of the City of Miami and the North Bay Village for arrests, made pursuant to the laws of arrest, for felonies and misdemeanors, including arrestable traffic offenses, which spontaneously take place in the presence of the arresting officer, at such times as the arresting officer is traveling from place to place on official business outside of his or her jurisdiction, for

Agenda Item 9C

example, to or from court, or at any time when the officer is within the territorial limits of his or her jurisdiction.

- b. Concurrent law enforcement jurisdiction in and throughout the territorial limits of the City of Miami and the North Bay Village for arrests, made pursuant to the laws of arrest, of persons identified as a result of investigations of any offense constituting a felony or any act of Domestic Violence as defined in Section 741.28, Florida Statutes, when such offense occurred in the municipality employing the arresting officer.
- c. Concurrent law enforcement jurisdiction in and upon the jurisdictional waters of the City of Miami and the North Bay Village for arrests, made pursuant to the laws of arrest, for felonies and misdemeanors and boating infractions.
- d. Participating in exigent situations, without the need for a formal request, including, but not limited to, area searches for wanted subjects, perimeters, crimes in progress, escaped prisoners, traffic stops near municipal boundaries, requests for assistance when no available local units are nearby, calls indicating a crime or incident has occurred in which a citizen may likely be injured and the assisting municipality is closer to the area than the officer receiving the call.
- e. Concurrent law enforcement jurisdiction in and throughout the territorial limits of the City of Miami and the North Bay Village for investigations of homicides, sex offenses, robberies, assaults, batteries, burglaries, larcenies, gambling, motor vehicle thefts, drug violations pursuant to Chapter 893, Florida Statutes, and inter-agency task forces and/or joint investigations.

Prior to any officer taking enforcement action pursuant to paragraphs (a) through (e) above, the officer shall notify the jurisdiction in which the action will be taken, unless exigent circumstances prevent such prior notification, in which case notification shall be made as soon after the action as practicable. If the agency having normal jurisdiction responds to the scene the assisting agency's officer may turn the situation over to them and offer any assistance requested including, but not limited to, a follow-up written report documenting the event and the actions taken.

Agenda Item 9C

These provisions are not intended to grant general authority to conduct investigations, serve warrants and/or subpoenas or to respond without request to emergencies already being addressed by the agency of normal jurisdiction, but is intended to address critical, life-threatening or public safety situations, prevent bodily injury to citizens, or secure apprehension of criminals whom the law enforcement officer may encounter.

SECTION II: PROVISIONS FOR OPERATIONAL ASSISTANCE

The aforesaid law enforcement agencies hereby approve and enter into this agreement whereby each of the agencies may request and render law enforcement assistance to the other to include, but not necessarily be limited to dealing with, the following:

1. Joint multi-jurisdictional criminal investigations.
2. Civil affray or disobedience, disturbances, riots, large protest demonstrations and assemblies, controversial trials, political conventions, labor disputes, and strikes.
3. Any natural, technological or manmade disaster.
4. Incidents which require rescue operations and crowd and traffic control measures including, but not limited to, large-scale evacuations, aircraft and shipping disasters, fires, explosions, gas line leaks, radiological incidents, train wrecks and derailments, chemical or hazardous waste spills, and electrical power failures.
5. Terrorist activities including, but not limited to, acts of sabotage.
6. Escapes from, or disturbances within, prisoner processing facilities.
7. Hostage and barricaded subject situations, and aircraft piracy.
8. Control of major crime scenes, area searches, perimeter control, back-ups to emergency and in-progress calls, pursuits, and missing person calls.
9. Enemy attack.
10. Transportation of evidence requiring security.

Agenda Item 9C

11. Major events, e.g., sporting events, concerts, parades, fairs, festivals, and conventions.
12. Security and escort duties for dignitaries.
13. Incidents requiring utilization of specialized units; e.g., underwater recovery, marine patrol, aircraft, canine, motorcycle, bicycle, mounted, SWAT, bomb, crime scene and police information.
14. Emergency situations in which one agency cannot perform its functional objective.
15. Joint training in areas of mutual need.
16. Joint multi-jurisdictional marine interdiction operations.
17. Off-duty special events.
18. DUI Checkpoints.

SECTION III: PROCEDURE FOR REQUESTING OPERATIONAL ASSISTANCE

1. Mutual aid requested or rendered will be approved by the Chief of Police, or designee. The Chief of Police, or designee, of the agency whose assistance is sought shall evaluate the situation and the agency's available resources, consult with his/her supervisors, if necessary, and will respond in a manner he/she deems appropriate.

2. The Chief of Police in whose jurisdiction assistance is being rendered may determine who is authorized to lend assistance in his/her jurisdiction, for how long such assistance is authorized, and for what purpose such authority is granted. This authority may be granted either verbally or in writing as the particular situation dictates.

3. Specific reporting instructions for personnel rendering mutual aid will be included in the request for mutual aid. In the absence of such reporting instructions, personnel will report to the ranking on-duty supervisor on the scene.

4. Communications instructions should be included in each request for mutual aid and each agency's communications centers will maintain radio contact with each other until the mutual aid situation has ended.

5. Incidents requiring mass processing of arrestees, transporting prisoners, and operating temporary detention facilities will be handled per established procedures of the requesting agency or Chief of Police involved.

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SECTION IV: COMMAND AND SUPERVISORY RESPONSIBILITY

a. COMMAND:

The personnel and equipment that are assigned by the assisting Chief of Police shall be under the immediate command of a supervising officer designated by the assisting Chief of Police. Such supervising officer shall be under the direct supervision and command of the Chief of Police or his/her designee of the agency requesting assistance.

b. CONFLICTS:

Whenever an officer is rendering assistance pursuant to this agreement, the officer shall abide by and be subject to the rules and regulations, personnel policies, general orders, and standard operating procedures of his/her own employer. If any such rule, regulation, personnel policy, general order or standing operating procedure is contradicted, contravened or otherwise in conflict with a direct order of a superior officer of the requesting agency, then such rule, regulation, policy, general order or procedure shall control and shall supersede the direct order.

c. HANDLING COMPLAINTS:

Whenever there is cause to believe that a complaint has arisen as a result of a cooperative effort as it may pertain to this agreement, the Chief of Police or his/her designee of the agency employing the officer who is the subject of the complaint shall be responsible for the investigation of the complaint. The Chief of Police or designee of the requesting agency should ascertain at a minimum:

1. The identity of the complainant;
2. An address where the complaining party can be contacted;
3. The specific allegation; and
4. The identity of the employees accused without regard as to agency affiliation.

Agenda Item 9C

If it is determined during the investigation of a complaint that the accused is an employee of the assisting agency, the above information, with all pertinent documentation gathered during the receipt and processing of the complaint, shall be forwarded without delay to the agency for administrative review. The requesting agency may conduct a review of the complaint to determine if any factual basis for the complaint exists and/or whether any of the employees of the requesting agency violated any of their agency's policies or procedures.

SECTION V: LIABILITY

Each party engaging in any mutual cooperation and assistance, pursuant to this agreement, agrees to assume responsibility for the acts, omissions or conduct of such party's own employees while engaged in rendering such aid pursuant to this agreement, subject to the provisions of Section 768.28, Florida Statutes, where applicable.

SECTION VI: POWERS, PRIVILEGES, IMMUNITIES AND COSTS

a. Employees of the City of Miami and the North Bay Village when actually engaging in mutual cooperation and assistance outside of their normal jurisdictional limits but inside this State, under the terms of this agreement, shall, pursuant to the provisions of Section 23.127(1), Fla. Stat. (as amended), have the same powers, duties, rights, privileges and immunities as if the employee was performing duties inside the employee's political subdivision in which normally employed.

b. Each party agrees to furnish necessary personnel equipment, resources and facilities and to render services to each other party to this agreement as set forth above; provided, however, that no party shall be required to deplete unreasonably its own personnel, equipment, resources, facilities, and services in furnishing such mutual aid.

c. The political subdivision that furnishes equipment pursuant to this agreement must bear the cost of loss or damage to that equipment and must pay any expense incurred in the operation and maintenance of that equipment.

Agenda Item 9C

d. The political subdivision furnishing aid pursuant to this agreement shall compensate its employees during the time of the rendering of aid and shall defray (provide for the payment of) the actual travel and maintenance expenses of its employees while they are rendering aid, including any amounts paid or due for compensation for personal injury or death while its employees are rendering aid.

e. The privileges and immunities from liability, exemption from laws, ordinances and rules, and pension, insurance, relief, disability, workers' compensation, salary, death, and other benefits that apply to the activity of an employee of an agency when performing the employee's duties within the territorial limits of the employee's agency apply to the employee to the same degree, manner, and extent while engaged in the performance of the employee's duties extraterritorially under the provisions of this mutual aid agreement. This section applies to paid, volunteer, reserve and auxiliary employees.

f. Nothing herein shall prevent the requesting agency from requesting supplemental appropriations from the governing authority having budgeting jurisdiction to reimburse the assisting agency for any actual costs or expenses incurred by the assisting agency performing hereunder.

SECTION VII: FORFEITURES

It is recognized that during the course of the operation of this agreement, property subject to forfeiture under Sections 932.701- 932.707, Florida Statutes, known as the "Florida Contraband Forfeiture Act," may be seized. The property shall be seized, forfeited, and equitably distributed among the participating agencies in proportion to the amount of investigation and participation performed by each agency pursuant of the provisions of the "Florida Contraband Forfeiture Act."

SECTION VIII: INSURANCE

Each political subdivision shall provide, upon request, satisfactory proof of liability insurance by one or more of the means specified in Section 768.28, Florida Statutes, in an

Agenda Item 9C

amount which is, in the judgment of the governing body of that political subdivision, at least adequate to cover the risk to which that party may be exposed. Should the insurance coverage, however provided, of any party be canceled or undergo material change, that party shall notify all parties to this agreement of such change within ten (10) days of receipt of the notice or actual knowledge of such change.

SECTION IX: EFFECTIVE DATE

This agreement shall take effect upon execution and approval by the hereinafter named officials and shall continue in full force and effect until February 1, 2024. Under no circumstances may this agreement be renewed, amended or extended except in writing.

SECTION X: CANCELLATION

Either party may cancel its participation in this agreement upon delivery of written notice to the other political subdivision.

IN WITNESS WHEREOF, the parties hereto cause to these presents to be signed on the date first written above.

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AGREED AND ACKNOWLEDGED this _____ day of _____, 2018.

LEWIS VELKEN
Village Manager
North Bay Village
Date: _____

ATTEST:

GRACIELA MARIOT
Village Clerk
North Bay Village

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

NORMAN POWELL
City Attorney

BRIAN COLLINS
Chief of Police
North Bay Village

EMILIO T. GONZÁLEZ
City Manager
City of Miami
Date: _____

ATTEST:

TODD B. HANNON
City Clerk
City of Miami

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

VICTORIA MÉNDEZ
City Attorney

JORGE R. COLINA
Chief of Police
City of Miami
APPROVED AS TO INSURANCE
REQUIREMENTS:

ANN-MARIE SHARPE
Risk Management Director
City of Miami, Florida

Agenda Item 9C



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 31, 2018

TO: Graciela Mariot
Interim Village Clerk

FROM: Lewis Velken, 
Interim 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, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE INTERIM VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO LAW ENFORCEMENT MUTUAL AID AGREEMENTS WITH THE CITY OF MIAMI, SETTING AN EFFECTIVE DATE.

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

LV:gm

Agenda Item 9C

RESOLUTION NO: _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, RELATING TO THE PUBLIC WELFARE, AUTHORIZING THE INTERIM VILLAGE MANAGER, ON BEHALF OF THE NORTH BAY VILLAGE POLICE DEPARTMENT, TO ENTER INTO LAW ENFORCEMENT MUTUAL AID AGREEMENTS WITH THE CITY OF MIAMI, SETTING AN EFFECTIVE DATE. *(INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)*

WHEREAS, it is the responsibility of the governments of North Bay Village and the City of Miami to ensure the safety of their citizens by providing adequate levels of police services to address any foreseeable routine or emergency situations; and

WHEREAS, Chapter 23, Florida Statutes, Florida Mutual Aid Act, allows law enforcement agencies to enter into mutual aid agreements with each other to enter render law enforcement assistance.

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

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

Section 2. Approval Agreement. The Mutual Aid Agreements between North Bay Village and City of Miami as "Exhibits 1" are hereby approved.

Section 3. Authorization of Village Officials. The Interim Village Manager and Chief of Police are authorized to take all actions necessary to implement the terms and conditions of these agreements.

Section 4. Execution of Agreement. The Interim Village Manager and the Chief of Police are authorized to execute these agreements on behalf of the Village subject to the approval as to form and legality by the Village Attorney.

Section 5. 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 follows:

Agenda Item 9C

44 **FINAL VOTE AT ADOPTION:**

Mayor Brent Latham _____
Vice Mayor Andreana Jackson _____
Commissioner Jose R. Alvarez _____
Commissioner Julianna Strout _____
Commissioner Marvin Wilmoth _____

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PASSED AND ADOPTED this ____ day of _____ 2018.

Brent Latham
Mayor

ATTEST:

Graciela Mariot
Interim Village Clerk

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

Norman C. Powell, Esq.
Village Attorney

North Bay Village Resolution: Mutual Aid Agreements with 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 | www.nbvillage.com

NORTH BAY VILLAGE RECOMMENDATION MEMORANDUM

DATE: December 31, 2018

TO: Mayor Brent Latham
Vice-Mayor Marvin Wilmoth
Commissioner Jose Alvarez
Commissioner Andreana Jackson
Commissioner Julianna Strout

RECOMMENDED BY: Lewis Velken, Interim Village Manager 

PRESENTED BY STAFF: Lakeesha Morris, Grant Writer

SUBJECT: North Bay Village School Resource Officer (SRO)

RECOMMENDATION:

We recommend that the attached Resolution be adopted, authorizing the Village Manager to execute Fiscal Year 2018 FDLE - Edward Byrne Memorial Justice Assistance Grant (JAG) application for the amount of \$2,300.00 and execute any and all subsequent agreements or documents with FDLE related to the Grant and Project.

BACKGROUND:

The Edward Byrne Memorial Justice Assistance Grant (JAG) Program (42 U.S.C. 3751(a)) is the primary provider of federal criminal justice funding to State and Local jurisdictions. The JAG Program provides states and units of local governments with critical funding necessary to support a range of program areas including law enforcement, prosecution and court programs, prevention and education programs, corrections and community corrections, drug treatment and enforcement, crime victim and witness initiatives, and planning, evaluation, and technology improvement programs.

On August 1, 2018, the Florida Department of Law Enforcement notified the Village that JAG funding in the amount of \$2,300 was allocated to the Village (Attachment A). On November 19, 2018, the Village submitted the required grant application requesting funding on behalf of the Village's Police Department to partially fund a School Resource Officer at Treasure Island Elementary School.

Agenda Item 9D

Funding will allow for one school resource officer to commit approximately 60 overtime hours to improve the safety of students and teachers at Treasure Island Elementary School. The goals of this project are to:

- Comply with State Regulations to provide an officer at each school.
- Allow for enhanced community relations through the use of community policing best practices.
- Allow the officer to attend active shooter training and/or other professional development trainings associated with serving as a School Resource Officer.

FINANCIAL IMPACT:

Funding Source: FY18 Florida Department of Law Enforcement – Edward Byrne Memorial Justice Assistance Grant (Direct)

Amount Awarded: \$2,300

Match Required: \$0

BUDGETARY IMPACT:

None

PERSONNEL IMPACT:

None



North Bay Village

Administrative Offices

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

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

September 13, 2018

Ms. Petrina Tuttle Herring
 Bureau Chief
 Florida Department of Law Enforcement
 Office of Criminal Justice Grants
 2331 Phillips Road
 Tallahassee, Florida 32308

Dear Ms. Herring,

In compliance with State of Florida *Rule 11D-9*, Florida Administrative Code, Miami-Dade County approves the distribution of \$658,538 (total allocation available) of Federal Fiscal Year 2016 - 2017 Edward Byrne Memorial Justice Assistance Grant (JAG) Program – JAG Countywide funds for the following projects in Miami-Dade County:

Subgrantee	Title of Project	Federal Funds
Aventura	Crime Prevention	\$4,391
Bal Harbour	Prevention Education	\$1,859
Biscayne Park	Equipment Purchase	\$1,878
Coral Gables	Crime Prevention	\$5,273
Cutler Bay	Prevention Education	\$4,939
Doral	Records Improvement	\$6,319
El Portal	Equipment Purchase	\$1,803
Florida City	Records Improvement	\$2,592
Hialeah	Domestic Violence	\$18,839
Hialeah Gardens	Equipment Purchase	\$3,360
Homestead	Domestic Violence	\$7,006
Key Biscayne	Equipment Purchase	\$2,582
Medley	Equipment Purchase	\$1,707
Miami	Prevention Education	\$35,518
Miami Beach	Equipment Purchase	\$8,388
Miami Gardens	Records Improvement	\$9,889
Miami Lakes	School Resource Officer	\$3,873
Miami Shores	Equipment Purchase	\$2,430
North Bay Village	School Resource Officer	\$2,300
North Miami Beach	Domestic Violence	\$4,955
Opa Locka	Records Improvement	\$2,938
Palmetto Bay	School Resource Officer	\$3,404
South Miami	Equipment Purchase	\$2,567
Sweetwater	Equipment Purchase	\$3,212
Virginia Gardens	Equipment Purchase	\$1,822
West Miami	Equipment Purchase	\$2,169
Miami-Dade County Police Dept.	Crime Prevention Awareness	\$114,423

Mayor
Connie Leon-Kreps

Vice Mayor
Andreana Jackson

Commissioner
Jose R. Alvarez

Commissioner
Laura Cattabriga

Commissioner
Eddie Lim



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Miami-Dade County	Civil Citation Program	\$147,210
Miami-Dade County	Intensive Day/Night Treatment	\$189,473
Miami-Dade Schools Police	Equipment Purchase	\$61,419
TOTAL		\$658,538

Sincerely,

Connie Leon-Kreps
Mayor

Cc: Lewis Velken, Interim Village Manager
Bert Wrains, Finance Director

Mayor
Connie Leon-Kreps

Vice Mayor
Andreana Jackson

Commissioner
Jose R. Alvarez

Commissioner
Laura Cattabriga

Commissioner
Eddie Lim

CERTIFICATE OF PARTICIPATION
FY 2017 - 2018 Edward Byrne Justice Assistance Grant Program
Florida Department of Law Enforcement (FDLE)

Name of Jurisdiction: North Bay Village

Total FY 2017 Allocation: \$2,300

Please read and check one of the two choices listed below. Your response is due in this office no later than **August 3, 2018**.

X Choice 1 **We wish to participate in the Edward Byrne Justice Assistance Grant Program (Byrne Grant) FY 2017 application.** We understand that our federal allocation for FY 2017 - 2018 does not require a Cash Match. We also understand that our **application must be submitted via the FDLE Subgrant Information Management Online grant management system (SIMON) by August 27, 2018 to insure inclusion of our program.**

_____ Choice 2 **We do not wish to participate in the Edward Byrne Justice Assistance Grant Program (Byrne Grant) FY 2017 - 2018 grant application.** We understand that our current allocation will be reallocated to the Miami-Dade Schools Police Department Gang Abatement Project.

The Coordinator of our grant application will be:

Name: Lakeesha Morris-Moreau
Title/Agency: Grant Writer, North Bay Village
Mailing Address: 1666 Kennedy Cswy, Suite 300
City/Zip Code: North Bay Village, FL 33141
Email Address: info@belltowergroup.org
Phone Number: 305-756-7171
Fax Number: _____

We will use our funds in the following eligible Program Area: (Please indicate only **one choice** below)

_____ Equipment Purchase _____ Records Improvement _____ Crime Prevention

X School Resource Officer _____ Prevention Education _____ Domestic Violence

Other: _____

Chief of Police Signature 

Print Name Brian Collins, Acting Chief of Police

Upon completing this form please email it to Frank Barriga at:
Miami-Dade County Office of Management and Budget, at fbarr@miamidade.gov
If you have any questions please call: 305-375-2504

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 1: Administration

Subgrant Recipient

Organization Name: City of North Bay Village

County: Dade

Chief Official

Name: Connie Leon-Kreps

Title: Mayor

Address: 1666 Kennedy Causeway
Suite 300

City: North Bay Village

State: FL **Zip:** 33141-4189

Phone: 305-758-7171 **Ext:**

Fax:

Email: cleonkreps@nbvillage.com

Chief Financial Officer

Name: Bert Wrains

Title: Finance Director

Address: 1699 Kennedy Causeway
Suite 300

City: North Bay Village

State: FL **Zip:** 33141-4189

Phone: 305-756-7171 **Ext:**

Fax: 305-756-7722

Email: bwrains@nbvillage.com

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 1: Administration

Implementing Agency

Organization Name: City of North Bay Village

County: Dade

Chief Official

Name: Connie Leon-Kreps

Title: Mayor

Address: 1666 Kennedy Causeway
Suite 300

City: North Bay Village

State: FL **Zip:** 33141-4189

Phone: 305-758-7171 **Ext:**

Fax:

Email: cleonkreps@nbvillage.com

Project Director

Name: Bert Wrains

Title: Finance Director

Address: 1699 Kennedy Causeway
Suite 300

City: North Bay Village

State: FL **Zip:** 33141-4189

Phone: 305-756-7171 **Ext:**

Fax: 305-756-7722

Email: bwrains@nbvillage.com

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 2: Project Overview

General Project Information

Project Title: NORTH BAY VILLAGE SRO
Subgrant Recipient: City of North Bay Village
Implementing Agency: City of North Bay Village
Project Start Date: 12/3/2018 **End Date:** 9/30/2019

Problem Identification

North Bay Village seeks to use the \$2,300 funding allocation to support overtime hours for our School Resource Officer at Treasure Island Elementary School, the only public school located within the Village's municipal limits. This will allow the Village to have officer presence for a longer period of time each week. Treasure Island Elementary School is located at 7540 E. Treasure Drive North Bay Village, FL 33141. The school's hours of operation are from Monday-Friday 8:25 am - 3:05 pm. The Village also operates an After-School Program at the school daily until 6:00 pm.

Project Summary (Scope of Work)

Funding will allow for one school resource officer to commit up to 60 overtime hours to improve the safety of students and teachers at Treasure Island Elementary School. Overtime hours will allow the Village to (1) remain compliant with State Regulations to provide an officer at each school; (2) allow for enhanced community relations through the use of community policing best practices; (3) allow officer to attend active shooter training and/or other professional development training associated with serving as a School Resource Officer.

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 2: Project Overview

Section Questions:

Question: What percentage of the total cost of this project is being funded by sources other than this award?

Answer: 0

Question: What is the name of the jurisdiction(s) your agency provides service to. (e.g., City of Miami, Orange County, State of Florida)

Answer: North Bay Village-Dade County)

Question: What is the address of the location being used to provide services for this project?

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

Treasure Island Elementary School
7540 East Treasure Drive
North Bay Village, FL 33141

Question: Describe your agency. (e.g., non-profit, community based, government)

Answer: Local Government

Question: Have you verified that the subgrantee has an active and current registration in SAM.gov?

Answer: Yes

Question: What is the Operating Capital Outlay threshold used by the subgrantee? If the implementing agency is a sheriff's office, indicate the sheriff's office's threshold instead.

Answer: \$5,000

Question: Does the subgrantee receive a single grant in the amount of \$750,000 or more from the U.S. Department of Justice?

Answer: No

Question: Does the implementing agency receive a single grant in the amount of \$750,000 or more from the U.S. Department of Justice?

Answer: No

Question: In your organization's preceding completed fiscal year, did your organization (the subgrantee) receive at least (a) 80 percent or (b) \$25,000,000 of your annual gross revenues in U.S. federal contracts, subcontracts, loans, grants, subgrants, and/or cooperative agreements?

Answer: No

Question: If you answered yes above, does the public have access to information about the compensation of the executives in your organization (the subgrantee) through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986? If answer to Part 1, above, was "no," answer N/A.

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Answer: No

Question: What is the combined population of the jurisdiction(s) your agency provides services to (according to the 2010 census)?

Answer: 7137

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 3: Performance

General Performance Info:

Performance Reporting Frequency: Quarterly

Prime Purpose Area: 01 - Law Enforcement (Includes Task Forces)

State Purpose Area: 1G - General Questions

Objectives and Measures

Objective: General Questions - General Questions for All Recipients

Measure: General 01

Will your organization be using the crimesolutions.gov website during the grant period regardless of JAG funding? Crimesolutions.gov provides information on several crime reduction and prevention programs and practices.

Goal: Yes

Measure: General 02

Will your organization be using the The National Training and Technical Assistance Center (NTTAC) during the grant period, regardless of JAG funding? The NTTAC serves as BJA's training and technical assistance center. You can find resources, tools, webinars, and TTA support on a variety of criminal justice issues and initiatives.

Goal: Yes

Measure: General 03

Will your organization be using the NCJP.org website during the grant period, regardless of JAG funding? NCJP.org contains resources to support strategic planning, program development, and implementation of evidence-based policy and practice.

Goal: Yes

Measure: General 04

Will your organization be using the Evidence-Based Policing Matrix during the grant period regardless of JAG funding? The Evidence-Based Policing Matrix provides information on evidence-based practices for law enforcement.

Goal: No

Measure: General 05

Will your organization be using the What Works in Reentry Clearinghouse during the grant period regardless of JAG funding? The clearinghouse provides research on the effectiveness of reentry programs and practices.

Goal: No

Measure: General 06

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 3: Performance

Will your organization be using Research to Practice during the grant period regardless of JAG funding? Research to Practice promotes the dissemination of research on drug courts to practitioners and policymakers.

Goal: No

Measure: General 07

Will your organization be using any other resources during the grant period regardless of JAG funding? If yes, please describe them.

Goal: The Village will work closely with neighboring Police Departments, Miami Beach and Miami-Dade County to share resources and training opportunities.

Measure: General 08

During the grant period, will your agency conduct or sponsor (with or without JAG funds) a survey or focus group of citizens on any of the following topics? Enter all that apply from the following list: Public satisfaction with police services; public satisfaction with prosecution services; public satisfaction with public defender/indigent defense services; public satisfaction with courts; public perceptions of crime/disorder problems; personal crime experiences of citizens; none of the above; unsure/don't know.

Goal: Unsure/Don't Know

Measure: General 09

During the grant period, which of the following community activities will your organization be involved in, with or without JAG funds and how often will they each occur (yearly, monthly, etc.)? Choose from the following list: Hosting community meetings; attending community meetings; distributing a newsletter, e-mail, or other bulletin; attending community events; conducting social media activities; conducting outreach to minority populations; other (please describe)

Goal: Monthly reports during Commission Meetings, Meet and Greet with residents (at least 1), and attend HOA Meetings (at least 3)

Measure: General 10

Law Enforcement Agencies ONLY: In which of the following ways has your agency fostered community involvement in the last year? Enter all that apply from the following list: Citizen Review Board or other review board with citizen representation, Citizen's Police Academy, Internships for university or high school students, Volunteer Program, Auxiliary police officer program, Police Cadet Program, k-12 school programs, Youth Athletic Programs, Other (please Describe), None of the above, Unsure/Don't know.

Goal: The Village operates an After-School Program for k-5 youth at Treasure Island Elementary School.

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 3: Performance

Measure: General 11

Identify the goal(s) you hope to achieve with your funding. If you have multiple goals, describe each goal separately.

Goal: Increase officer presence at Treasure Island Elementary School.

Increase officer knowledge of best practices when serving as a SRO or how to handle incidences of violence on campus.

Measure: General 12

Are the subrecipient and implementing agency aware that they will be required to report on the status of the identified goals during each reporting period?

Goal: Yes

Measure: General 13

Describe any barriers you may encounter which may prevent you from achieving your identified goal(s).

Goal: None to report at this time.

Measure: General 14

Are you aware that the Office of Criminal Justice Grants encourages recipients to report on any noteworthy accomplishments, success stories, or program results that they would like to showcase?

Goal: Yes

Measure: General 11b

What major activities are planned for each of your goals listed in question 11?

Goal: The major activity is to increase presence at the school.

State Purpose Area: 2P - Personnel

Objectives and Measures

Objective: Personnel Questions - Questions for all recipients using personnel.

Measure: Personnel 1

During the grant period, approximately how many overtime hours will be funded by JAG?

Goal: 59

Measure: Personnel 2

During the grant period, how many personnel will have their salary or pay funded, at least partially, with JAG funds?

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 3: Performance

Goal: 1

Measure: Personnel 3

How many new positions will be created with JAG funds during the grant period?

Goal: 0

State Purpose Area: 4T - Training

Objectives and Measures

Objective: Attending Training - Questions for all recipients attending training.

Measure: Training A1

If your staff will attend training with JAG funds during the grant period, what type of training will they attend? If more than one training will be attended, answer for each separately. Answer from the following list: Certification Training, In-service/annual training, skill building, leadership/management, conference, other (please describe).

Goal: Examples of trainings may include ALERRT Active Shooter, Bike/Pedestrian Safety, Skill Building for SROs.

Measure: Training A2

Provide a short description of the training/conference which will be attended with JAG funds. If more than one training/conference will be attended, describe each separately.

Goal: ALERRT is the best research-based active shooter response training in the nation. Bike/Pedestrian Safety follows the alert today alive tomorrow program and trains officers to educate the public about making roadways safe for all users. Youth will receive education on safely navigating the community on their bikes.

Measure: Training A3

If your staff will attend a training/conference with JAG funds during the reporting period, how many hours will the training course last? A one day course is typically classified as an 8-hour course while a week long course is typically classified as a 40-hour course. If more than one, describe each separately.

Goal: 8

Measure: Training A4

If your staff will attend training/conference during the reporting period, how many individuals will attend the training/conference using JAG funds? If more than one training/conference was attended, answer for each separately.

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 3: Performance

Goal: 1

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 4: Financial

General Financial Info:

Note: All financial remittances will be sent to the Chief Financial Officer of the Subgrantee Organization.

Financial Reporting Frequency for this Subgrant: Quarterly

Is the subgrantee a state agency?: No

FLAIR / Vendor Number: 596000388

Budget:

Budget Category	Prime	Match	Total
Salaries and Benefits	\$2,300.00	\$0.00	\$2,300.00
Contractual Services	\$0.00	\$0.00	\$0.00
Expenses	\$0.00	\$0.00	\$0.00
Operating Capital Outlay	\$0.00	\$0.00	\$0.00
Indirect Costs	\$0.00	\$0.00	\$0.00
-- Totals --	\$2,300.00	\$0.00	\$2,300.00
Percentage	100.0	0.0	100.0

Project Generated Income:

Will the project earn project generated income (PGI)? No

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 4: Financial (cont.)

Budget Narrative:

Salaries and Benefits (Overtime Hours)

\$39/hr x 1 Officer x 59 Hours = \$2,300 (rounded)

The overtime rate includes fringe benefits.

The Village will fund any amount spent over \$2,300.

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 4: Financial

Section Questions:

Question: If the budget contains salaries and benefits, will this project result in a net personnel increase, or continue to fund a prior federally grant funded net personnel increase?

Answer: Yes

Question: If Expenses or Operating Capital Outlay are included in your budget, what will be the method of procurement for those items? (e.g., competitive bid, sole source, state term contract)

Answer: Not Applicable

Question: If indirect cost is included, explain the indirect cost plan. Provide documentation of approval.

Answer: Not Applicable

Question: If contractual services in the budget are based on unit costs, provide a definition and breakdown of cost for each service. Include the methodology for the unit cost plan and when it was approved.

Answer: Not Applicable

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 5: Standard Conditions

Insert Standard Conditions Page here.

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 6: Signatures

In witness whereof, the parties affirm they each have read and agree to the conditions set forth in this agreement, have read and understand the agreement in its entirety and have executed this agreement by their duty authorized officers on the date, month and year set out below.

**Corrections on this page, including Strikeovers, whiteout, etc.
are not acceptable.**

**State of Florida
Department of Law Enforcement
Office of Criminal Justice Grants**

Signature: _____

Typed Name and Title: _____

Date: _____

**Subgrant Recipient
Authorizing Official of Governmental Unit
(Commission Chairman, Mayor, or Designated Representative)**

Typed Name of Subgrant Recipient: _____

Signature: _____

Typed Name and Title: _____

Date: _____

**Implementing Agency
Official, Administrator or Designated Representative**

Typed Name of Implementing Agency: _____

Signature: _____

Typed Name and Title: _____

Date: _____

Application for Funding Assistance **Agenda Item 9D**

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 7: Certifications and Authorizations

Insert Certifications and Authorizations here.

Agenda Item 9D



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 31, 2018
TO: Graciela Mariot
Interim Village Clerk
FROM: Lewis Velken, 
Interim 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 MAYOR AND VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING A FISCAL YEAR 2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) COUNTY-WIDE ALLOCATION IN THE AMOUNT OF \$2,300.00; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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

LV:gm

Agenda Item 9D

RESOLUTION 2018 - ____

1
2
3 A RESOLUTION OF THE MAYOR AND VILLAGE
4 COMMISSION OF THE NORTH BAY VILLAGE,
5 FLORIDA, ACCEPTING A FISCAL YEAR 2018 EDWARD
6 BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT
7 (JAG) COUNTY-WIDE ALLOCATION IN THE AMOUNT
8 OF \$2,300.00; PROVIDING FOR AUTHORIZATION;
9 AND PROVIDING FOR AN EFFECTIVE DATE.
10 *(INTRODUCED BY INTERIM VILLAGE MANAGER*
11 *LEWIS VELKEN)*
12
13

14 **WHEREAS**, North Bay Village (the "Village") applied for the Edward Byrne
15 Memorial Justice Assistant Grant ("JAG") Program from the Florida Department of Law
16 Enforcement ("FDLE") to assist the Village in placing a School Resource Officer at
17 Treasure Island Elementary School (the "Program"); and
18

19 **WHEREAS**, the JAG Program, as the primary provider of federal criminal justice
20 funding to state and local jurisdictions, allocated the Village a Fiscal Year 2018 grant in
21 the amount of \$2,300.00 (the "Grant"); and
22

23 **WHEREAS**, the Village desires to participate in the Fiscal Year 2018 JAG
24 Program administered by the FDLE; and
25

26 **WHEREAS**, the Village Commission wishes to authorize the Manager to submit
27 the Village's Grant application attached hereto as Exhibit "A" and execute any and all
28 subsequent agreements or documents with FDLE related to the Grant and Program; and
29

30 **WHEREAS**, the Village finds that this Resolution will promote the health, safety
31 and welfare of the Village.
32

33 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE**
34 **COMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**
35

36 **Section 1. Recitals Adopted.** That each of the above stated recitals is
37 hereby adopted and confirmed.
38

39 **Section 2. Grant Accepted.** The Village Commission hereby accepts the
40 Grant in the amount of \$2,300.00 available through the FDLE to implement the
41 Program.
42

Agenda Item 9D

43 **Section 3. Authorization.** The Village Manager is authorized to submit the
44 Village's Grant application attached hereto as Exhibit "A" and execute any and all
45 subsequent agreements or documents with FDLE related to the Grant and Program on
46 behalf of the Village, subject to the Village Attorney's approval as to form, content and
47 legal sufficiency.

48
49 **Section 4. Effective Date.** This Resolution shall become effective
50 immediately upon adoption hereof.

51
52 The motion to adopt the foregoing Resolution was offered by _____, seconded by
53 _____. The votes were as follows:

54 **FINAL VOTE AT ADOPTION:**

Mayor Brent Latham _____
Vice Mayor Andreana Jackson _____
Commissioner Jose R. Alvarez _____
Commissioner Julianna Strout _____
Commissioner Marvin Wilmoth _____

55

56

57 PASSED AND ADOPTED this _____ day of _____ 2018.

58

59 _____
60 Brent Latham
61 Mayor

62 **ATTEST:**

63

64 _____

65 Graciela Mariot
66 Interim Village Clerk

67

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

70

71

72 _____

73 Norman C. Powell, Esq.
74 Village Attorney

75

76 North Bay Village Resolution: Accepting 2018 Byrne Grant County Allocation

Agenda Item 11A



North Bay Village

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

NORTH BAY VILLAGE RECOMMENDATION MEMORANDUM

DATE: December 21, 2018

TO: Mayor Brent Latham
Vice-Mayor Marvin Wilmoth
Commissioner Jose Alvarez
Commissioner Andreana Jackson
Commissioner Julianna Strout

RECOMMENDED BY: Interim Village Manager Lewis Velken 

PRESENTED BY STAFF: Interim Village Manager Lewis Velken

SUBJECT: Harbor Island Decal Parking Hours

RECOMMENDATION:

It is recommended that the Village Commission approve the attached Resolution granting the change in decal parking hours for Harbor Island.

BACKGROUND:

Residents on Harbor Island have expressed concern regarding the restrictiveness of the decal parking hours. Residents have opined that it is difficult for them to invite guests in the evening. The current hours require they vacate by 6:00 P.M., to avoid having their vehicles cited or towed.

Decal parking only is allowed on Harbor Island from 6:00 P.M. to 8:00 A.M. daily. We recommend changing the start time to 9:00 P.M. This remedy will allow residents to invite company and not necessitate their departure until 9:00 P.M. The new decal parking enforcement hours would be 9:00 P.M. to 8:00 A.M.

FINANCIAL IMPACT:

The financial impact to the village is \$261.00 dollars in labor costs and \$210.00 dollars in materials. Total \$471.00

BUDGETARY IMPACT:

There is no budgetary impact

PERSONNEL IMPACT:

There is no personnel impact

NORTH BAY VILLAGE



REGULATIONS FOR RESIDENTIAL PARKING PERMIT AREA



Adopted – April 14, 2015

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Agenda Item 11A

HISTORY

The Harbor Island Community has had a problem with the lack of available on street parking. This issue was addressed several years ago and a parking permit program was initiated during the hours of 6 a.m. – 6 p.m. Over the past year several complaints involving the available parking were received again prompting the research that was conducted concerning the time frame of the parking restrictions. The residents advised that the evening and overnight hours is when they currently had a problem with finding sufficient parking.

Due to these concerns, the North Bay Village Commission adopted modifications to Ordinance 70.07 on February 11, 2014 which states:

Residential permit parking areas.

- (A) The Village Manager has the authority to regulate the development, use and limitations of on-street parking to increase access for residents and preserve the safety of the roadways for vehicles and pedestrians utilizing various programs including implementation of Residential Parking Permit Programs, and imposition of restricted parking areas, and paid parking stations or meters.
- (B) Whenever the Village Manager or his/her designee makes a determination that a residential area is impacted by parking issues in accordance with requirements of this Chapter, he/she may initiate the creation of a residential permit parking area.
- (C) The following shall be considered in the determination of the need for a Residential Parking Permit Area designation:
 - (1) Vehicular congestion, street maintenance requirements, traffic flow and residential accessibility, vehicular and pedestrian safety;
 - (2) The concentrations of vehicles that park all day or all evening, or that in the evening hours are driven there for the purpose of residential parking.
 - (3) The need to preserve the character of these areas as residential neighborhoods preserve property values, and preserve the safety of children and other pedestrians.
 - (4) The promotion of efficient street maintenance.

Agenda Item 11A

- (5) The ability to reduce congestion and hazardous road conditions,
 - (6) The ability of Residential permit parking regulations to promote the health, safety and welfare of the inhabitants of the Village.
 - (7) The likelihood that the establishment of a Residential Permit Parking Area will promote the availability of residential parking spaces during peak load periods.
- (D) Based on the criteria of this Chapter, the Village Manager may develop recommendations for a Parking Area Program for geographically specific Residential Permit Parking Areas which shall include:
- (1) The properties to be included within a proposed Residential Permit Parking Area;
 - (2) Initial hours and limitations of the Residential Permit Parking Area;
 - (3) The annual parking permit fees for the proposed Residential Permit Parking Area; and
 - (4) Decal requirements, including required location of the program decal.
- (E) The Village Commission shall review the Manager's recommendation and may approve the creation of a Residential Parking Area by resolution.
- (F) Upon approval of a Residential Parking Permit Area and its associated Parking Area Program, the Village Manager may designate specific days and/or hours of applicability for the Parking Area Program within each Residential Parking Permit Area, based on vehicular congestion, street maintenance requirements, traffic flow and residential accessibility and/or vehicular and pedestrian safety.

Agenda Item 11A

Harbor Island Residential Parking Permit Area

The research conducted indicated that the lack of available on street parking exists primarily from 6 p.m. – 8 a.m. There have also been incidents where residents have sufficient parking on site but choose to park in the on street parking areas thereby reducing the number of available parking spaces for those individuals that really need the spaces. Additionally, there have been times when individuals have moved from Harbor Island but still continued to park in the on street parking areas.

Therefore, the Village Manager has requested that the North Bay Village Commission accept these recommendations for a Residential Parking Permit Area for Harbor Island.

Justification:

According to the North Bay Village Ordinance, seven items must be considered in the determination of the need for a Residential Parking Permit Area for Harbor Island. These seven items are addressed as follows:

- (1) Vehicular congestion, street maintenance requirements, traffic flow and residential accessibility, vehicular and pedestrian safety;

The two lane roadway (East and West Drives) consist of one lane traveling in each direction and public Head-In parking spaces on each side of the street. Several complaints have been received that there is insufficient parking in the evening hours.

- (2) The concentrations of vehicles that park all day or all evening, or that in the evening hours are driven there for the purpose of residential parking.

The public on street parking is for residential purposes.

- (3) The need to preserve the character of these areas as residential neighborhoods, preserve property values, and preserve the safety of children and other pedestrians.

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One of the most important amenities of a residential neighborhood is the availability of sufficient parking for the residents. Unfortunately, as Harbor Island was built, some developers were not required to supply sufficient onsite parking for the residents. Therefore, there is not a sufficient supply of parking to allow open parking in these neighborhoods. Furthermore, being able to park in close proximity to a resident's home is a safety consideration for children and pedestrians especially during inclement weather.

(4)The promotion of efficient street maintenance.

By providing sufficient parking for the residents, the need for double parking which can result in blocking the street will be eliminated thus providing for safe passage and efficient street maintenance.

(5)The ability to reduce congestion and hazardous road conditions,

By providing sufficient parking for the residents, the need for double parking which can result in blocking the street will be eliminated thus providing for safe passage, reducing congestion, and hazardous road conditions.

(6)The ability of Residential Permit Parking Regulations to promote the health, safety and welfare of the inhabitants of the Village.

The utilization of a parking permit program in this area will increase the safety in this neighborhood and provide a better quality of life for the residents.

(7)The likelihood that the establishment of a Residential Parking Permit Area will promote the availability of residential parking spaces during peak load periods.

A residential parking permit area worked in this neighborhood for several years but due to changing dynamics, the modifications recommended are necessary to maintain the efficiency of the program.

Agenda Item 11A

Properties included in the Residential Parking Permit Area:

According to the revised ordinance governing the adoption of a Residential Parking Permit Area, the Village Manager has developed recommendations for a Residential Parking Permit Area which shall include any eligible residential property that does not have sufficient on-site parking assigned for the number of vehicles registered to that unit on Harbor Island. For example, a resident of Harbor Island is occupying a rental or condominium unit with one parking space assigned but the resident owns two non-commercial vehicles, registered to that address. Once the resident provides the required on-site parking documentation and both vehicle registrations, the resident will be permitted to purchase one parking permit for the extra vehicle at a cost of \$25.00.

The Rules of the Harbor Island Residential Parking Permit Area

(1) Initial hours and limitations of the Residential Permit Parking Area;

After conducting research as to the generalized needs of the residents in the Harbor Island Community, the hours of 6 p.m. to 8 a.m. are hereby established and any violations of the permit program may result in the vehicle being cited and/or towed. No Parking Permit or Visitor Pass shall be required between the hours of 8:00am to 6:00pm.

(2) The annual parking permit fees for the proposed Residential Permit Parking Area;

The annual parking permit fee will be \$25.00.

(3) Visitor Parking Permits;

Visitor Parking Permits will be free of charge and will authorize parking for a maximum of three days. Visitor Parking Permits shall be available 24 hours per day/7 days per week at the Police Department Dispatch Center located at 1841 Galleon Street/second floor. Residents may either apply in person with proof of residency or they may apply electronically by providing required residency documents to: (e-mail address & procedure to be determined).

(4) Decal requirements, including required location of the program decal.

The decal will contain the Village Seal and the year it is issued. For cars, the decal is required to be affixed to the interior of the lower right corner of the rear window of the vehicle. For motorcycles/Scooters, the decal shall be affixed to a readily visible location on a solid surface.

Agenda Item 11A

Residents within the district would be required to prove residency by providing a copy of their current lease or property tax receipt with a copy of a utility bill, a valid vehicle registration for the resident at their address on Harbor Island, a valid driver's license, any additional vehicle registrations for multiple parking permits, condominium or lease documentation that states the number of parking spaces assigned to the resident, and any other documentation the Chief of Police or Village Manager deems necessary to prove residency. In addition, if the applicant is a lessee, a copy of a current valid lease and/or a utility bill showing proof of residency shall also be made part of the application or other documentation as determined by the Village Manager or his designee.

- (5) Eligible Buildings Defined:** Residential buildings not required to provide 100% on-site and/or off-site parking shall be eligible to participate in the Harbor Island Decal Program. Residents of residential buildings required to provide 100% on-site and/or off-site parking shall not be eligible to receive parking decals.

Notice of; issuance of permits; placement of signs:

Following the designation of a residential parking permit area by the Village Commission, the Village Manager or his/her designee shall:

- (1) Have courtesy notices mailed or personally delivered to every household within the area.
- (2) Erect parking signs in the area indicating the times and locations where permit parking shall be permitted and clearly stating "Tow Away Zones".
- (3) Issue the appropriate annual parking permits upon application by the owner or operator of a motor vehicle who resides within a property located within the designated area.
- (4) The fee for each annual parking permit shall be established by resolution of the Village Commission.

Parking in residential permit areas:

- (A) The holder of a residential parking permit that is properly displayed shall be permitted to park a motor vehicle in appropriately designated parking spaces at all times within that district, unless otherwise noticed or posted. While a vehicle for which a residential parking permit has been issued is so parked, such permit shall be valid and displayed so as to be clearly visible to enforcement personnel.

Agenda Item 11A

A residential parking permit shall not guarantee or reserve to the holder a parking space within the designated parking area.

- (B) A residential parking permit shall not authorize the holder of the permit to park in spaces or areas designated by law as restricted or prohibited parking (loading zones, fire hydrants, disabled, or other such regulated areas), nor shall it provide exemption from observance of any traffic regulations.

Enforcement:

- (A) Vehicles found within a residential parking permit area during the time limits posted without a valid parking permit for that area, or otherwise in violation of this Chapter:
 - (1) Shall be issued a uniform parking citation pursuant to Section 30-388.25 of the Miami-Dade County Code; and
 - (2) May be towed pursuant to Section 30-384 of the Miami-Dade County Code.

Parking permit violations:

- (A) It shall be unlawful for any person to represent that he/she is entitled to a residential parking permit when he/she is not entitled, or to hold or display such permit at any time when he/she is not entitled. Any such violation will result in actions under 70.10 and 70.12 of the North Bay Village Code of Ordinances.

Revocation of permits and penalties:

- (A) The Village Manager or his/her designee is authorized to revoke the residential parking permit of any individual found to be in violation of the provisions of this ordinance. Fees and fines shall be set consistent with Miami-Dade County Code.

Agenda Item 11A

- (B) Failure to remove a revoked permit from the vehicle within five [days] of written notice from the Village shall carry the following penalties:
 - (1) The violator shall not be allowed to reapply for another permit for six months.
 - (2) Once restored, if the permit holder should once again have his/her permit revoked by the Village, the resident shall be restricted from applying for another permit for one year.

Exemptions:

- (A) Vehicles bearing valid handicapped license plates issued by the department of motor vehicles displaying the internationally accepted wheelchair symbol, or displaying a valid handicapped parking permit, or disabled veteran motor vehicle license plate are exempt from the requirements of this ordinance.
- (B) Vehicles owned by companies authorized by the Village as part of a point-to-point car sharing program.



Agenda Item 11A

Chapter 70

TRAFFIC AND PARKING REGULATIONS*

- § 70.01 Parking certain vehicles in residential areas prohibited.
- § 70.02 Parking of boats and boat trailers prohibited.
- § 70.03 Parking prohibited when indicated by signs.
- § 70.04 Angle, head-in and parallel parking.
- § 70.05 Parking prohibited for certain purposes.
- § 70.06 Reserved.
- § 70.07 Residential parking areas.
- § 70.08 Parking permit programs—Notice of; issuance of permits; placement of signs.
- § 70.09 Parking in residential permit areas.
- § 70.10 Enforcement.
- § 70.11 Parking permit violations.
- § 70.12 Revocation of permits and penalties.
- § 70.13 Exemptions.
- § 70.14 Intent.
- § 70.15 Use of traffic infraction detectors.
- § 70.16 Implementation of general law.

§ 70.01 Parking certain vehicles in residential areas prohibited.

It shall be unlawful for any person to park a motor truck of one ton or over, wagon, passenger bus, or trailer in a section of the Village which is zoned residential for a period of time in excess of one hour except when authorized by a written permit issued by the Village Manager. (1964 Code, § 320-1; Ord. No. 148, 3-25-59; Ord. No. 2014-01, § 2, 2-11-14)

Cross reference—Penalty, § 10.99.

§ 70.02 Parking of boats and boat trailers prohibited.

One boat may be kept, stored, or parked on private property in the front or side yard provided that:

- (1) Such boats shall at all times be kept on and secured to a transporting trailer. Such trailers shall be in good working order.

(2) All boats shall have a valid registration decal and the boat trailer must have a current license tag and registration.

(3) Boats and boat trailers and the place where they are kept shall be maintained in a clean, neat, and presentable condition;

(4) Such boat shall not be used for sleeping or living quarters while kept on such premises.

(5) No boats shall be parked in the public right-of-way.

(6) No boats shall be kept, stored, or parked within two feet of the public right-of-way;

(7) No repairs of boats except those of a minor nature shall be made or performed on the premises, the making of which will not tend to disturb the neighbors, especially with noise from the boat's motor;

(8) No empty boat/water vessel trailers shall be stored in the front or side yard of the property for more than seven days;

(9) Displaying a "for sale" sign on such boats is prohibited.

(10) Boats and boat trailers shall not be parked parallel to the property.

(11) Boats and trailers shall be mechanically secured to the ground upon issuance of a hurricane warning pertaining to North Bay Village.

(Ord. No. 300, 4-25-80; Am. Ord. No. 81-11, 5-20-81; Am. Ord. No. 82-06, 8-25-82; Ord. No. 02-14, § 1, 5-28-02; Ord. No. 2014-01, § 2, 2-11-14)

Cross reference—Penalty, § 10.99.

***Editor's note**—Ord. No. 2010-03, §§ 2, 3, adopted July 13, 2010, amended the former Ch. 70 §§ 70.14—70.31, and enacted a new Ch. 70 as set out herein. The former Ch. 70 pertained to similar subject matter. For complete derivation see the References to Ordinances at the end of this volume.

State law reference—Powers of local authorities, F.S. § 316.008.

Case law references—*Miami Shores Village v. Dade County Commissioners*, 12 Fla. Supp. 168; Affirmed, 108 SO 2d 468.

Agenda Item 11A

§ 70.03

NORTH BAY VILLAGE CODE

§ 70.03 Parking prohibited when indicated by signs.

No vehicles of any kind shall be parked at any place where the Village has posted signs forbidding parking, or shall park a vehicle within hours prohibited by any signs posted by the Village.

(1964 Code, § 20-2; Ord. No. 19, 7-11-47; Ord. No. 2014-01, § 2, 2-11-14)

Editor's note—When signs are erected by municipalities, no person shall park a vehicle between the hours specified on said signs. See § 30-75, Dade County Code; replacement of signs by Traffic Department of Dade County, see § 2.95.1(g), Dade County Code.

Cross reference—Penalty, § 10.99.

§ 70.04 Angle, head-in and parallel parking.

(A) The Village Manager may, by administrative order, designate portions of the public streets and ways and other public properties for angle, head-in and parallel parking of motor vehicles. Such designation shall be evidenced by posting of appropriate signs and painting lines upon the public street or way designating the boundaries of the spaces.

(B) Where angle, head-in and parallel parking have been so designated, it shall be unlawful for the operator of a motor vehicle to cause such vehicle to be parked other than between and within the painted lines marking each parking space with no overlap or encroachment of such vehicle upon the adjacent marked space nor upon each painted line itself.

(C) Where angle or head-in parking has been so designated, it shall be unlawful for the operator of a motor vehicle to cause such vehicle to be parked other than front end toward the curb.

(D) Violation of this section shall be an infraction punishable by a civil penalty in the amount of \$50.00.

(Ord. No. 88-03, 6-14-88; Ord. No. 2014-01, § 2, 2-11-14)

§ 70.05 Parking prohibited for certain purposes.

(A) No person shall park a vehicle upon any street for the purpose of:

- (1) Displaying such vehicle for sale.

- (2) Greasing/oil changes or repairing such vehicle, except repairs necessary in an emergency.

- (3) Displaying advertising.

- (4) Selling merchandise from such vehicle except in a duly established market place, or when so authorized or licensed under the ordinances of this Village.

- (5) Storage, or a junkage or dead storage of an abandoned or derelict vehicle for more than 24 hours. Vehicles with shattered or missing windows shall be presumed to be junkage or dead storage as herein referred to. For purposes of this subsection, any vehicle that 1) does not lawfully display a current valid license tag; 2) is inoperative, wrecked, or partially dismantled condition; 3) is being used solely for storage purposes; or 4) threatens or endangers the public health, safety, and welfare shall be presumed to be derelict and abandoned and shall be subject to this subsection.

(B) Violation of this section shall be a civil infraction subject to civil penalty of \$100.00. Said violation shall be subject to prosecution under the provisions of Chapter 153 of the Village Code.

(C) No person shall place any item that will obstruct, block, or cause to make a marked parking space unusable for parking.

(Ord. No. 91-09, § 1, 12-10-91; Ord. No. 2014-01, § 2, 2-11-14; Ord. No. 2017-10, § 1, 11-14-17)

§ 70.06 Reserved.

Editor's note—Ord. No. 2014-01, § 2, adopted February 11, 2014, amended the Code by repealing former § 70.06 in its entirety. Former § 70.06 pertained to the Harbor Island Advisory Committee, and derived from Ord. No. 99-03, adopted March 9, 1999; and Ord. No. 99-10, adopted December 14, 1999.

§ 70.07 Residential parking areas.

(A) The Village Manager has the authority to regulate the development, use and limitations of on-street parking to increase access for residents and preserve the safety of the roadways for vehicles and pedestrians utilizing various

Agenda Item 11A

TRAFFIC AND PARKING REGULATIONS

§ 70.07

programs including implementation of residential parking permit programs, and imposition of restricted parking areas, and paid parking stations or meters.

(B) Whenever the Village Manager or his/her designee makes a determination that a residential area is impacted by parking issues in accordance with requirements of this Chapter, he/she may initiate the creation of a residential permit parking area.

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TRAFFIC AND PARKING REGULATIONS

§ 70.08

(C) The following shall be considered in the determination of the need for a residential parking permit area designation:

- (1) Vehicular congestion, street maintenance requirements, traffic flow and residential accessibility, vehicular and pedestrian safety;
- (2) The concentrations of vehicles that park all day or all evening, or that in the evening hours are driven there for the purpose of residential parking.
- (3) The need to preserve the character of these areas as residential neighborhoods, preserve property values, and preserve the safety of children and other pedestrians.
- (4) The promotion of efficient street maintenance.
- (5) The ability to reduce congestion and hazardous road conditions.
- (6) The ability of residential permit parking regulations to promote the health, safety and welfare of the inhabitants of the Village.
- (7) The likelihood that the establishment of a Residential Permit Parking Area will promote the availability of residential parking spaces during peak load periods.

(C) Based on the criteria of this Chapter, the Village Manager may develop recommendations for a parking area program for geographically specific residential permit parking areas which shall include:

- (1) The properties to be included within a proposed residential permit parking area;
- (2) Initial hours and limitations of the residential permit parking area;
- (3) The annual parking permit fees for the proposed residential permit parking area; and
- (4) Decal requirements, including required location of the program decal.

(D) The Village Commission shall review the Manager's recommendation and may approve the creation of a residential parking area by resolution.

(E) Upon approval of a residential parking permit area and its associated parking area program, the Village Manager may designate specific days and/or hours of applicability for the parking area program within each residential parking permit area, based on vehicular congestion, street maintenance requirements, traffic flow and residential accessibility and/or vehicular and pedestrian safety.

(Ord. No. 2005-15, 11-8-05; Ord. No. 2014-01, § 2, 2-11-14)

§ 70.08 Parking permit programs—Notice of; issuance of permits; placement of signs.

(A) Following the designation of a residential parking permit area by the Village Commission, the Village Manager or his/her designee shall:

- (1) Have courtesy notices mailed or personally delivered to every household within the area.
- (2) Erect parking signs in the area indicating the times and locations where permit parking shall be permitted and clearly stating "Tow Away Zones".
- (3) Issue the appropriate annual parking permits upon application by the owner or operator of a motor vehicle who resides within a property located within the designated area.
- (4) The application for a permit shall contain the name of the owner or operator of the motor vehicle, residential address within the designated area, phone number, make and model of the motor vehicle, a copy of his/her driver's license, a copy of the vehicle registration and other pertinent documentation as determined by the Village Manager or his designee. In addition, if the applicant is a lessee, a copy of a current valid lease or a utility bill showing proof of residency shall also be

Agenda Item 11A

§ 70.08

NORTH BAY VILLAGE CODE

made part of the application or other documentation as determined by the Village Manager or his designee.

- (5) Upon issuance of the permit, the permit shall be displayed as provided in the specific parking area program regulations.
- (6) The Village Manager or his/her designee shall make provisions for the issuance of temporary permits to bona fide visitors to residences within the designated residential permit parking area.
- (7) The fee for each annual parking permit and for guest parking permits shall be established by resolution of the Village Commission.

(Ord. No. 2005-15, 11-8-05; Ord. No. 2014-01, § 2, 2-11-14)

§ 70.09 Parking in residential permit areas.

(A) The holder of a residential parking permit that is properly displayed shall be permitted to park a motor vehicle in appropriately designated parking spaces at all times within that district, unless otherwise noticed or posted. While a vehicle for which a residential parking permit has been issued is so parked, such permit shall be valid and displayed so as to be clearly visible to enforcement personnel. A residential parking permit shall not guarantee or reserve to the holder a parking space within the designated parking area.

(B) A residential parking permit shall not authorize the holder of the permit to park in spaces or areas designated by law as restricted or prohibited parking (loading zones, fire hydrants, disabled, or other such regulated areas), nor shall it provide exemption from observance of any traffic regulations.

(C) The parking decal regulations shall also apply to all motorcycles and scooters. A motorcycle/scooter is defined as a two-wheel vehicle powered by an engine.

Individuals who wish to park motorcycles/scooters in the residential parking areas on Harbor Island must park in only those areas designated for parking of motorcycles and scoot-

ers and must pay the annual decal parking fee of \$25.00 charged to all other residents. Failure to obtain the required parking decal fee shall result in the motorcycle/scooter being ticketed and towed at the owner's expense, pursuant to the provisions of Section 70.10.

(Ord. No. 2005-15, 11-8-05; Ord. No. 2014-01, § 2, 2-11-14; Ord. No. 2015-11, § 2, 7-14-15)

§ 70.10 Enforcement.

(A) Vehicles found within a residential parking permit area during the time limits posted without a valid parking permit for that area, or otherwise in violation of this Chapter:

- (1) Shall be issued a uniform parking citation pursuant to Section 30-388.25 of the Miami-Dade County Code; and
- (2) May be towed pursuant to Section 30-384 of the Miami-Dade County Code.

(Ord. No. 2005-15, 11-8-05; Ord. No. 2014-01, § 2, 2-11-14)

§ 70.11 Parking permit violations.

(A) It shall be unlawful for any person to represent that he/she is entitled to a residential parking permit when he/she is not entitled, or to hold or display such permit at any time when he/she is not entitled. Any such violation will result in actions under 70.10 and 70.12 of the North Bay Village Code of Ordinances.

(Ord. No. 2005-15, 11-8-05; Ord. No. 2014-01, § 2, 2-11-14)

§ 70.12 Revocation of permits and penalties.

(A) The Village Manager or his/her designee is authorized to revoke the residential parking permit of any individual found to be in violation of the provisions of this chapter. Fees and fines shall be set by resolution.

(B) Failure to remove a revoked permit from the vehicle within five [days] of written notice from the Village shall carry the following penalties:

- (1) The violator shall not be allowed to reapply for another permit for six months.

- (2) Once restored, if the permit holder should once again have his/her permit revoked by the Village, the resident shall be restricted from applying for another permit for one year.

(Ord. No. 2005-15, 11-8-05; Ord. No. 2014-01, § 2, 2-11-14)

§ 70.13 Exemptions.

(A) Vehicles bearing valid handicapped license plates issued by the department of motor vehicles displaying the internationally accepted wheelchair symbol, or displaying a valid handicapped parking permit, or disabled veteran motor vehicle license plate are exempt from the requirements of this chapter.

(B) Vehicles owned by companies authorized by the Village Commission as part of a point-to-point car sharing program.

(Ord. No. 2005-15, 11-8-05; Ord. No. 2014-01, § 2, 2-11-14)

§ 70.14 Intent.

The purpose of this Act is to specifically authorize the use of traffic infraction detectors, as permitted by general law, within the Village's jurisdictional limits.

(Ord. No. 2010-03, § 2, 7-13-10)

§ 70.15 Use of traffic infraction detectors.

This local government hereby exercises its option under F.S. §§ 316.008 and 316.0083 (2010) to use traffic infraction detectors within its jurisdiction to enforce the State of Florida Uniform Traffic Code.

(Ord. No. 2010-03, § 2, 7-13-10)

§ 70.16 Implementation of general law.

The Village Manager is authorized to implement the provisions and requirements of Law of Florida 2010-80 within this jurisdiction in coordination with the Chief of Police.

(Ord. No. 2010-03, § 2, 7-13-10)

Agenda Item 11A



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 31, 2018

TO: Graciela Mariot
Interim Village Clerk

FROM: Lewis Velken, 
Interim 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, AMENDING THE HARBOR ISLAND DECAL PROGRAM; AMENDING THE RESIDENTIAL VISITOR PARKING PERMIT TIME TO 9:00 P.M. TO 8:00 A.M.; AUTHORIZING VILLAGE OFFICIALS TO EXECUTE DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

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

LV:gm

Agenda Item 11A

RESOLUTION NO: _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE HARBOR ISLAND RESIDENTIAL PERMIT PARKING HOURS TO REFLECT 9:00 P.M. TO 8:00 A.M., PURSUANT TO SECTION 70.07 OF THE VILLAGE CODE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

WHEREAS, North Bay Village (the "Village") wishes to address the parking needs of Harbor Island residents and visitors; and

WHEREAS, pursuant to Section 70.07 of the Village Code, the Village Manager has the authority to regulate the use and limitations of on-street parking to increase access for residents and preserve the safety of the roadways for vehicles and pedestrians utilizing various programs, including the development of recommendations for the Parking Area Program; and

WHEREAS, in April 2015, Village Commission created the Harbor Island Residential Permit Parking Area Program by Resolution No. 2015-43 establishing the initial parking hours from 6:00 p.m. to 8:00 a.m.; and

WHEREAS, the Residents of Harbor Island have expressed concerns regarding the time restriction for permit parking hours; and

WHEREAS, the Village Manager hereby requests that the Harbor Island Residential and Visitor Permit Parking Hours and sign be amended to reflect 9:00 p.m. to 8:00 a.m.

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

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

Section 2. Approval Agreement. The Village Commission has reviewed the Interim Village Manager's recommendation and hereby approves the Harbor Island Residential and Visitor Permit Parking hours change to reflect 9:00 p.m. to 8:00 a.m.

Section 3. Authorization of Village Officials. The Interim Village Manager and/or his designee and the Village Attorney are authorized to take all actions necessary to implement the terms and conditions of the 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 follows:

Agenda Item 11A

48 **FINAL VOTE AT ADOPTION:**

Mayor Brent Latham _____
 Vice Mayor Marvin Wilmoth _____
 Commissioner Jose R. Alvarez _____
 Commissioner Julianna Strout _____
 Commissioner Andreana Jackson _____

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PASSED AND ADOPTED this ____ day of _____ 2018.

 Brent Latham
 Mayor

ATTEST:

 Graciela Mariot
 Interim Village Clerk

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

 Norman C. Powell, Esq.
 Village Attorney

North Bay Village Resolution: Amending Harbor Island Visitor Permit Parking Hours

Agenda Item 11B



North Bay Village

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

NORTH BAY VILLAGE RECOMMENDATION MEMORANDUM

DATE: December 21, 2018

TO: Mayor Brent Latham
Vice-Mayor Marvin Wilmoth
Commissioner Jose Alvarez
Commissioner Andreana Jackson
Commissioner Julianna Strout

RECOMMENDED BY: Interim Village Manager Lewis Velken 

PRESENTED BY STAFF: Interim Village Manager Lewis Velken

SUBJECT: Increase in Short Term Vacation Rental applications & renewal fees

RECOMMENDATION:

It is recommended that the Village Commission approve the attached Resolution granting the increase in Short Term Vacation Rental (STVR) applications & renewal fees in order to address the increased costs associated with the administration and enforcement of the continually increasing numbers of STVR properties.

Increase in application fee from \$200.00 to \$800.00

Increase in renewal fee from \$150.00 to \$500.00

BACKGROUND:

The current STVR license application fee is \$200.00 dollars and the renewal fee is \$150.00 dollars. Since the implementation of the STVR program, Code Enforcement staff has been impacted with the increased demands of managing and enforcing STVR regulations. The program has also negatively impacted the Village Manager's Office, Village Attorney's Office, Village Clerk's Office, and Police Department.

FINANCIAL IMPACT:

This would increase revenues approximately \$380.00 per new application and \$386.00 per renewal to offset the cost of enforcement.

BUDGETARY IMPACT:

Based on current estimates the annual revenue for 2018/2019 is projected at \$92,500.00

PERSONNEL IMPACT:

Code Enforcement, Police Department, and the Offices of the Village Manager, Village Clerk, and Village Attorney.

Agenda Item 11B



VILLAGE OF PINECREST
Department of Building and Planning
VACATION RENTALS REGISTRATION

Division 5.33, Chapter 30 of the Village of Pinecrest’s Code of Ordinances (Ordinance 2017-4) requires that the owners of Vacation Rental properties located in the Village of Pinecrest register all such vacation rental dwellings with the Building and Planning Department. Initial and annual renewal registration fees and annual compliance inspections are required at the time of registration.

PROPERTY INFORMATION		
PROPERTY ADDRESS:		
LEGAL DESCRIPTION/FOLIO NUMBER:		
GROSS AREA OF THE VACATION RENTAL DWELLING: _____ SQ. FT.		
NUMBER OF ROOMS: _____ NUMBER OF BEDROOMS: _____		
NUMBER OF PARKING SPACES ATTRIBUTABLE TO THE VACATION RENTAL UNIT _____		

OWNER INFORMATION		
OWNER NAME:		
OWNER ADDRESS:		
TELEPHONE:	FAX:	EMAIL:

LISTING AGENCY OR SERVICE		
NAME (AIRBNB, VRBO, ETC.):		
AGENCY ADDRESS		
TELEPHONE:	FAX:	EMAIL:

12645 Pinecrest Parkway, Pinecrest, Florida 33156
T: 305.234.2121 | F: 305.234.2133
www.pinecrest-fl.gov



Agenda Item 11B

RESPONSIBLE PARTY		
<p>The owner shall act as, or retain at all times, an appointed natural person capable of meeting the duties provided in subsection 23-74 of the attached Ordinance 2017-4. The designated Responsible party must reside within thirty (30) miles to serve as the Responsible party for service of notices as are specified herein and be available to respond to emergency calls within 2 hours of notification. Notices given to the Responsible party shall be sufficient to satisfy any requirement for notice to the owner. An initial Responsible Party shall be designated and shall participate in the application for registration, and the Village manager or his designee shall thereafter be notified of any change of Responsible Party within fifteen (15) days of such change.</p> <p>The Responsible Party phone shall be answered twenty-four (24) hours, seven (7) days a week.</p>		
RESPONSIBLE PARTY NAME:		
ADDRESS:		
TELEPHONE:	FAX:	E-MAIL:

DOCUMENTATION REQUIRED
<ul style="list-style-type: none"><input type="checkbox"/> An approved inspection report of the Miami-Dade County Fire Rescue Department verifying compliance with the Department's criteria for a residential dwelling transient lodging use.<input type="checkbox"/> Valid and current federal employer tax identification number (or social security number) for the owner(s) of the property.<input type="checkbox"/> Proof of registration with, or exemption from, the Florida Department of Revenue for sales tax collection under Chapter 212, Florida Statutes, and Miami-Dade County for Tourist Development Tax.<input type="checkbox"/> Proof of licensure with, or exemption from, the Florida Department of Business and Professional Regulation for a transient public lodging establishment.

REGISTRATION/INSPECTION FEE
<ul style="list-style-type: none"><input type="checkbox"/> New Rental Registration: \$800.00<input type="checkbox"/> Annual Renewal: \$500.00<input type="checkbox"/> Annual Compliance Inspection: \$265.00

Agenda Item 11B

COMPLIANCE REQUIRED/ACKNOWLEDGMENT

We the undersigned Owner and Responsible Party have received a copy of Ordinance 2017-4 and acknowledge that the application and any related approvals are specific to the property identified in the application and approval; other properties are not jointly shared commodities and shall not be considered available for use by transient occupants of the property which is the subject of the application.

PROPERTY OWNER: _____ DATE: _____

RESPONSIBLE PARTY: _____ DATE: _____

ADMINISTRATIVE

APPLICATION RECEIVED BY: _____

SIGNATURE: _____

TITLE: _____

DEPARTMENT: _____

TELEPHONE: _____

State of _____

County of _____

The foregoing instrument was acknowledged before me, the undersigned Notary Public for the State of _____, on this the _____ day of _____, 20____, by

(print name)

WITNESS my hand
And official seal

Notary Public, State of _____

Printed, typed or stamped name of Notary Public
exactly as commissioned

Personally known to me or produced
identification

(Type of identification produced)

Agenda Item 11B



TOWN OF LAUDERDALE-BY-THE-SEA
4501 OCEAN DRIVE, LAUDERDALE-BY-THE-SEA, FLORIDA 33308
954-640-4203

APPLICATION FOR A VACATION RENTAL CERTIFICATE

(No less than 7 days and no more than 3 consecutive months)

Rental Property Address: _____ Date: _____
Name of House for Advertising Purposes _____
New () Renewal () Transfer () Number of bedrooms _____
Square footage excluding bedrooms and kitchen: _____ Phone Number: _____
Website(s) to be used for advertising purposes: _____
Property name or reference number used for web advertising: _____

OWNERS INFORMATION

Owner's Name: _____
Permanent Mailing Address: _____ (No P. O. Box)
City & State: _____ Zip Code _____
Home Phone _____ Cell Phone _____
Business Phone _____ Fax _____
E-Mail _____ SIGNATURE: _____

PROPERTY MANAGERS INFORMATION (If Applicable)

Property Manager's Name: _____
Mailing Address: _____ (No P. O. Box)
City & State: _____ Zip Code _____
Home Phone _____ Cell Phone _____
Business Phone _____ Fax _____
E-Mail _____

24/7 LOCAL CONTACT INFORMATION

Contact Person's Name _____
Address: _____ (No P. O. Box)
City & State: _____ Zip Code _____
Home Phone _____ Cell Phone _____
Business Phone _____ Fax _____
E-Mail _____

THE FOLLOWING LICENSES MUST BE SUBMITTED: (Refer to State & County Information Sheet)

- () Florida Hotel/Motel License
- () Florida Department of Revenue Sales Tax Certificate
- () Lauderdale-By-The-Sea Business Tax Receipt

INSPECTION: An annual inspection is mandatory for maintaining a Vacation Rental Certificate.

ADDITIONAL REQUIREMENTS:

- () PROVIDE A SKETCH OF THE UNIT'S FLOOR PLAN AND SITE INCLUDING PARKING AREAS.
(ATTACH SKETCH TO APPLICATION)
- () PROVIDE PHOTOS OF THE HOUSE, FRONT AND REAR.
(ATTACH PHOTOS TO APPLICATION)
- () PROVIDE THE NUMBER AND LOCATION OF DESIGNATED PARKING SPACES legally available for Occupants of the vacation rental unit, excluding public parking spaces below.

Agenda Item 11B

() WILL PETS BE ALLOWED IN THE UNIT?

() YES () NO IF YES, HOW MANY PET(S) _____. TYPE OF PET(S) _____

Once this application is processed, inspections will be conducted to confirm the following:

- () Compliance with Uniform Fire Safety Standards for Transient Public Lodging Establishments (Rules 69A-43).
- () Compliance with Florida Fire Prevention Code (69:-60)
- () Compliance with Florida Administrative Code where applicable.

PROPERTY OWNER'S AGREEMENT:

BY signing this AGREEMENT, the Property Owner agrees to use his or her best efforts to assure that the vacation rental use of the dwelling unit will not disrupt the residential character of the neighborhood, and will not interfere with the rights of neighboring property owners to the quiet enjoyment of their residences. Furthermore, the Property Owner acknowledges being provided a copy of Town Ordinance 30-327 for Vacation Rentals.

SIGNATURE: _____

PRINT NAME: _____

I HEREBY DECLARE that all information provided in this application is true and correct and, further, understand that providing false or misleading information on this application may result in being denied, or the loss thereof, of any license or permit issued by the Town of Lauderdale-By-The-Sea which was based upon information provided in this application.

APPLICANT'S SIGNATURE: _____

PRINT NAME: _____

THE ABOVE PERSON IS KNOWN PERSONALLY TO ME OR PRODUCED IDENTIFICATION

SWORN TO AND SUBSCRIBED before me THIS _____ DAY OF _____

20 _____

NOTARY PUBLIC: _____

FOR OFFICE USE ONLY

Any other information that this section, or any rules and procedures for implementation of this section that requires the owner to provide to the Town as part of application for or renewal of a Vacation Rental Certificate, please indicate below –

APPROVED BY: _____

DATE: _____

VACATION RENTAL CERTIFICATE FEE: _____

DATE PAID: _____

Agenda Item 11B

REFERENCE INFORMATION FOR VACATION RENTALS

1. FLORIDA HOTEL/MOTEL LICENSE - Required for all Vacation Rentals. To obtain a State License, contact the Florida Department of Business and Professional Regulation:
 - a) Phone: 850-487-1395
 - b) E-mail: callcenter@dbpr.state.fl.us or complete the contact form at <http://www.myfloridalicense.com/contactus/>
 - c) On Line: www.MyFlorida.com/dbpr
2. FLORIDA DEPARTMENT OF REVENUE SALES TAX -- Application for Sales Tax registration forms may be obtained in person, by mail, on line, or call for information.
 - a) Florida Dept. of Revenue 3111 N. University Drive, Suite 501, Coral Springs, FL 33054-5096
 - b) Phone: 954-346-3000
 - c) On Line: www.MyFlorida.com/dor
Note: There will be a registration fee.
3. TOWN OF LAUDERDALE-BY-THE-SEA LOCAL BUSINESS TAX -- Information and application may be obtained from the following:
 - a) Development Services Department
 - b) Phone: 954-640-4203
 - c) On Line: www.lauderdalebythesea-fl.gov -- go to Town Documents – select Business Tax Receipt License (formerly Occupational License)
4. INSPECTION – An annual inspection is mandatory for maintaining a license. If you have further questions regarding safety issues, please call the Lauderdale-By-The-Sea, Development Services Department at 954-640-4210.
5. ALL FEES OR FINES MUST BE PAID BEFORE A BUSINESS TAX RECEIPT OR VACATION RENTAL CERTIFICATE WILL BE ISSUED.
(Please Refer to attached Fee Schedule).

Agenda Item 11B

BUSINESS RELATED AGENCIES

Agencies	Locations	Phone
Town of Lauderdale-By-The Sea Zoning Department	4501 Ocean Drive Lauderdale-By-The-Sea FL 33308	954-640-4210
Cap Government	4501 Ocean Drive Lauderdale-By-The-Sea FL 33308	
Broward County Local Business Tax Receipt License	115 S. Andrews Avenue Fort Lauderdale, FL 33301	954-831-4000
Broward County Consumer Affairs	115 S. Andrews Avenue Fort Lauderdale, FL 33301	954-765-5350
Fictitious Name Registration	Florida Secretary of State's Office www.Sunbiz.Org	850-487-6058
Department of Professional Regulations (DPBR)	www.Stateofflorida.Com	954-917-1330
Competency Card Information		954-765-4400
Health Permits		954-467-4823
Florida Hotel & Restaurant (Alcohol License)		954-917-1330 850-922-6057
Florida Construction Industry License Board		954-563-8533
Florida Real Estate Board		954-917-1324
B.I.S. (Investigative Services)		954-917-1330
Child Care Licensing		954-765-4646
Fire Inspectors		954-640-4250
Florida State Sales Tax Information	3111 University Drive, Suite 502 Corals Springs FL	954-346-3000
Florida Division of Corporations	www.sunbiz.org	850-488-6058

Agenda Item 11B

Town of Lauderdale-By-The-Sea

VACATION RENTAL

SCHEDULE OF FEES

(Resolution 2016-20)

Town Commission Adopted May 24, 2016

Vacation Rental – (no less than 7 days – no more than three consecutive months)

ALL FEES OR FINES MUST BE PAID BEFORE A LICENSE WILL BE ISSUED.

Single Family, Townhome	New	\$750.00
Single Family, Townhome	Renewal	\$500.00
Safety Inspection, Re-Inspection, & No Show Inspections		\$ 75.00
Appeal from Revocation or Suspension of Vacation Rental Certificate or of Vacation Rental Agent Status		\$500.00

Agenda Item 11B

OFFICIAL

DOCUMENT

RESOLUTION NO. 2016-31

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ESTABLISHING THE APPLICATION FEE FOR VACATION RENTAL LICENSES WITHIN NORTH BAY VILLAGE, FLORIDA. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)

WHEREAS, on April 12, 2016, the Commission of North Bay Village, Florida passed and adopted Ordinance No. 2016-005 creating a Vacation Rental License Program within North Bay Village, Florida; and

WHEREAS, Section 152.112.011(A) provides that the Village Commission shall set, by resolution, the application fee; and

WHEREAS, the Village Commission desires to establish the application fee for the initial application and renewal of a Vacation Rental license;

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

Section 1. That the proposed fees for the initial issuance and renewal of a Vacation Rental license shall be as follows:

APPLICATION FEE: \$200.00

RENEWAL FEE: \$150.00

Section 2. **Effective Date.** This Resolution shall take effect immediately upon adoption.

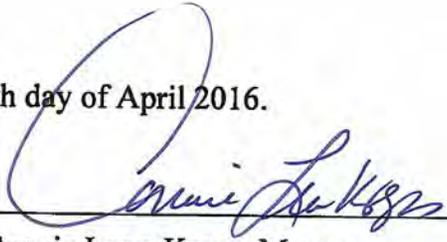
The motion to adopt the foregoing Resolution was offered by Vice Mayor Jorge Gonzalez, seconded by Commissioner Richard Chervony.

FINAL VOTE ADOPTION:

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

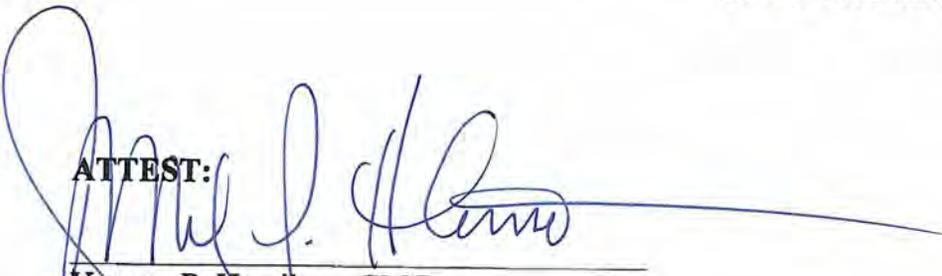
Agenda Item 11B

PASSED AND ADOPTED this 12th day of April 2016.



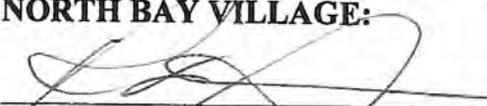
Connie Leon-Kreps, Mayor

ATTEST:



Yvonne P. Hamilton, CMC
Village Clerk

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



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

Agenda Item 11B



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 31, 2018
TO: Graciela Mariot
Interim Village Clerk
FROM: Lewis Velken, 
Interim 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, AMENDING THE INITIAL APPLICATION AND RENEWAL FEE FOR VACATION RENTAL LICENSES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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

LV:gm

Agenda Item 11B

1 RESOLUTION NO: _____

2
3 A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE,
4 FLORIDA, AMENDING THE INITIAL APPLICATION AND RENEWAL FEE
5 FOR VACATION RENTAL LICENSES; PROVIDING FOR
6 IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.
7 (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

8
9 WHEREAS, on April 12, 2016, the Commission of North Bay Village, Florida passed and
10 adopted Resolution No. 2016-31 establishing the application fee for Vacation Rental Licenses;
11 and

12 WHEREAS, Section 13.4, 2 of Village Code, provides that the Village Commission shall
13 set, by resolution, the application fee; and

14
15 WHEREAS, the Village Commission desires to increase the application fee for the initial
16 application from \$200.00 to \$800.00 and the renewal from \$150.00 to \$500.00;

17
18 NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY
19 VILLAGE, FLORIDA, AS FOLLOWS:

20
21 Section 1. Recitals. The above Recitals are true and correct and incorporated herein
22 by this reference.

23
24 Section 2. Approval Agreement. The proposed fees for initial and renewal
25 application for Vacation Rental License shall as follows:

26	INITIAL APPLICATION FEE:	\$800.00
27	RENEWAL FEE:	\$500.00

28
29
30 Section 3. Authorization of Village Officials. The Interim Manager and/or his
31 designee and the Village Attorney are authorized to take all actions necessary implement the
32 terms and conditions of the amendment.

33
34 Section 4. Effective Date. This Resolution shall take effect immediately upon
35 adoption.

36
37 The motion to adopt the foregoing Resolution was offered by _____, seconded by
38 _____. The votes were as follows:

39
40 **FINAL VOTE AT ADOPTION:**

41
 Mayor Brent Latham _____
 Vice Mayor Marvin Wilmoth _____
 Commissioner Jose R. Alvarez _____
 Commissioner Julianna Strout _____
 Commissioner Andreana Jackson _____

Agenda Item 11B

42 **PASSED AND ADOPTED** this _____ day of January 2019.

43
44
45

Brent Latham
Mayor

46
47
48
49

50 **ATTEST:**

51 _____
52 Graciela Mariot
53 Interim Village Clerk

54
55 **APPROVED AS TO FORM FOR USE ONLY BY**
56 **NORTH BAY VILLAGE:**

57 _____
58
59 Norman C. Powell, Esq.
60 Village Attorney

61
62 North Bay Village Resolution: Amending Vacation Rental Application and Renewal Fees

Agenda Item 14A



North Bay Village

Administrative Offices

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

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

NORTH BAY VILLAGE RECOMMENDATION MEMORANDUM

DATE: December 7, 2018

TO: Mayor Brent Latham
Vice-Mayor Andreana Jackson
Commissioner Jose Alvarez
Commissioner Julianna Strout
Commissioner Marvin Wilmoth

RECOMMENDATION BY STAFF: Brian Collins, Acting Chief of Police

PRESENTED BY STAFF: Lewis Velken, Interim Village Manager 

SUBJECT: Fixed License Plate Reader (LPR) Camera System - Procurement

RECOMMENDATION: It is recommended that the Village Commission approve the purchase of (3) three fixed license plate recognition (LPR) camera systems from ATCI Communications, Inc. at a cost of \$39,477.10 which includes installation, training, warranty, and technical support.

BACKGROUND

The technology of fixed license plate recognition (LPR) camera systems offers our agency vehicle location intelligence (analytics and vehicle detections) for the development of efficient and effective investigative advantages. The LPR system conducts thousands of vehicle detections daily which alone won't solve crimes; but will improve crime prevention and the security of all three (Harbor, North Bay, and Treasure) islands. The LPR system provides detections, which augment leg work, with powerful analytics that make sense of those detections, enabling our agency to develop targeted leads so you can close open cases.

The proposed LPR system will serve our organization as each plate image captured, along with the data for that image (date, time, location) is stored in our off-site database as an LPR record that can be retrieved only by authorized personnel. In addition, fixed license plate recognition (LPR) cameras take photos of license plates capturing date, time and GPS coordinates of where the photo was taken just like any smartphone camera.

We received proposals to include hardware, software, installation, warranty, and support for all of North Bay Village's requirements.

Agenda Item 14A

Once requirements and specifications were set, proposals were received from three different vendors, including our current vendor (ATCI Communication, Inc.), Trinity Innovative Solutions LLC, and Vetted Security Solutions LLC. Proposals were based on short and long term costs, reliability, reputation, and adaptability for our staff. Assessment for all three companies was done by Motor Unit Officer, Norlan Benitez.

Once the process was complete, ATCI Communication, Inc. (ATCI) provided the best product to fulfill The Village's needs. It is recommended that the Village "Piggyback" off of the previous Village bid 2017-008 for our other LPR. This proposal covers installation of all hardware, to include three (3) fixed license plate recognition (LPR) cameras, one (1) 12' foot fixed pole, and one (1) DOT Class 11 aluminum enclosure cabinet with computer.

In addition, the proposal will also include software, training, and technical support for all LPRs installed. The proposed LPR system will also provide connectivity to all users allowing for full accessibility to surveillance footage for the east bound flow of traffic on the John F. Kennedy Causeway. The proposal includes one (1) year of maintenance and warranty on all listed proposed hardware items. The proposal also allows for an extended warranty service which involves an additional cost that can be purchased at a later date.

The three proposals we received are listed below:

ATCI Communications, Inc.:	\$39,477.10	(Existing Mobile LPR Vendor)
		(Monthly \$39.00 cost associated with a MIFI)
Vetted Security Solutions LLC:	\$40,710.00	(Monthly \$39.00 cost associated with a MIFI)
Trinity Innovative Solutions LLC:	\$41,415.00	(Monthly \$39.00 cost associated with a MIFI)

MULTI-AGENCY PARTNERSHIP

A partnership has been established between the North Bay Village Police Department and the City of Miami Beach Police Department. This partnership allows our organizations with equal access to the cameras on both the west bound lanes (cost incurred by MBPD), and east bound lanes of the John F. Kennedy Causeway. The current partnership will also ensure that no additional financial impact is incurred by North Bay Village as a direct result of the cameras installed on the west bound lanes. This partnership will provide access to real-time images and videos which will aid our agencies with investigations and the improvement of proactive patrols on the Causeway.

BUDGETARY IMPACT

The FY 2019 budget was prepared, using an estimated cost of \$42,000.00. Our recommended fixed license plate recognition (LPR) cameras system will provide savings of \$2,522.90 between the proposed cost and actual funding total as listed above.

PERSONNEL IMPACT None

Agenda Item 14A

Quote



Date	Quote#
10/31/2018	

Name/ Address
North Bay Village PD Norlan Benitez 1666 Kennedy Causeway Suite =300 North Bay Village, FL 33141
Ship To
North Bay Village PD Norlan Benitez 1666 Kennedy Causeway Suite =300 North Bay Village, FL 33141

Mobile 954-203-1501 | Office 305-620-0062 |

SDM Magazine Top 10 Systems Integrator in the US



P O Ref No	Terms	Re p	FOB	Project
			Little Elm	

Item	Description	Q t	U/M	Unit Price	Total
TIS-SURV-ENCL-COMPU	TIS LPR Standard Fixed Enclosure w/Computer	1	ea	\$ 1,950.00	\$ 1,950.00
VS-VSP-075-H-RE	Vigilant 75mm Fixed LPR Camera	3	ea	\$ 7,440.88	\$ 22,322.63
TIS-CBL-REAPER-(n)	Fixed 60' Reaper Camera Cable	3	ea	incl	incl
TIS-BRKT-SURV-POLEMT	TIS Traffic Pole Mounting Bracket	3	ea	incl	incl
Custom	Custom Bracket	1	ea	\$ 195.00	\$ 195.00
MISC-GOODS-SVCS	10-15ft Pole Powder coated black With Cap with Pole base	1	ea	\$ 2,340.00	\$ 2,340.00
SVC-TIS-WAMA	TIS Comprehensive Warranty & Maintenance Fee	1	ea	1 year incl	incl
VS-VSBSCSVC-01	Vigilant Camera License Keys (up to 14 cameras, per camera per year)	3	ea	\$ 520.00	\$ 1,560.00
VS-SSUSYS-COM	Startup & Commission (Hardware) (Mobile per system Fixed per camera)	3	ea	\$ 306.80	\$ 920.40
VS-SSLPLN-COM	Vigilant Configuration of Hosted Managed LEARN Server Account	1	ea	incl	incl
VS-LEARN-H	Access to Vigilant LEARN Hosted Account	1	ea	incl	incl
SVC-LPR-INST-ALL	LPR installation Service	1	ea	\$ 4,763.20	\$ 4,763.20
VS-VSPTRNG	Vigilant End User Training for LPR Systems	1	ea	\$ 109.85	\$ 109.85
VS-SHP-02	Shipping (includes all shipping policies)	1	ea	\$ 71.50	\$ 71.50
infrastruc	Travel and Expenses	1	ea	\$ 4,875.00	\$ 5,244.52
Total					\$ 39,477.10

Agenda Item 14A

TRINITY INNOVATIVE SOLUTIONS LLC
 2385 Oak Grove Parkway
 Little Elm, TX 75068

Quote

Date	Quote #
8/10/2018	1531

Name / Address
North Bay Village PD Norlan Benitez 1666 Kennedy Causeway Suite #300 North Bay Village, FL 33141

Ship To
North Bay Village PD Norlan Benitez 1666 Kennedy Causeway Suite #300 North Bay Village, FL 33141

P.O/Ref. No.	Terms	Rep	FOB	Project
			Little Elm	

Item	Description	Qty	U/M	Unit Price	Total
TIS-SURV-ENCL-COMPU...	TIS LPR Standard Fixed Enclosure w/Computer	1	ea	4,800.00	4,800.00
VS-VSF-075-H-RE	Vigilant 75mm Fixed LPR Camera.	3	ea	8,000.00	24,000.00
TIS-CBL-REAPER-60	Fixed 60' Reaper Camera Cable	3	ea	154.00	462.00
TIS-BRKT-SURV-POLEMT	TIS Traffic Pole Mounting Bracket	3	ea	82.00	246.00
TIS-BRKT-POLEMT-ARM	TIS Traffic Pole Mounting Arm - Up to 4 cameras.	1	ea	472.00	472.00
MISC-GOODS-SVCS	12ft Fluted Pole With Cap	1	ea	785.00	785.00
SVC-TIS-WAMA	TIS Comprehensive Warranty & Maintenance Fee	1	ea	1,500.00	1,500.00
VS-VSBSCSVC-01	Vigilant Camera License Keys (CLK) up to 14 cameras; per camera per year.	3	ea	525.00	1,575.00
VS-SSUSYS-COM	Startup & Commission "Hardware" - (Mobile per system, Fixed per camera).	3	ea	725.00	2,175.00
VS-SSUPLN-COM	Vigilant Configuration of Hosted/Managed LEARN Server Account.	1	ea	1,000.00	1,000.00
VS-LEARN-H	Access to Vigilant LEARN Hosted Account.	1	ea	0.00	0.00
SVC-LPR-INSTALL	LPR installation Services	1	ea	1,500.00	1,500.00
VS-VSPTRNG	Vigilant End User Training for LPR Systems.	1	ea	1,000.00	1,000.00
VS-SHP-02	Vigilant Shipping and Handling Charge (Applies to each Fixed LPR Camera).	1	ea	400.00	400.00
TRVL	Travel and Expenses			1,500.00	1,500.00
Total					\$41,415.00

Agenda Item 14A

Vetted Security Solutions LLC

4185 35th St N

St. Petersburg, FL 33714

(901)545-9825

rbarnett@vettedsolution.com

vettedsolution.com



ESTIMATE

ADDRESS

Norlan Benitez

City of North Bay Village

1666 Kennedy Coastway 3 Ste

300

North Bay Village, FL 33141

United States

ESTIMATE # 1190

DATE 07/29/2018

ACTIVITY	QTY	RATE	AMOUNT
Vigilant ALPR:Fixed ALPR Three Camera Enclosure Fixed LPR Enclosure Package w/ 3 Cameras) Software: <ul style="list-style-type: none">• CarDetector LPR server software for up to 35 points of capture• LPR software is compatible with Vigilant's nationally hosted LEARN LPR data server• Centralized web based LPR system and data management• Full suite of LPR tools including data analytics Hardware: <ul style="list-style-type: none">• Qty 3 Combination IR / Color Reaper LPR Camera - 75mm lens package• Includes RAM mounting bracket• NTSC video format• Solid state digital signal processor unit - No moving parts• Wiring harness w/ single point power connection• DOT Certified LPR Enclosure• 120v surge protector w/ fault sensor• 10A 12vdc Power Supply• 6 Port Industrial Switch• Router / Modem Combo• Remote Monitoring Hardware• Industrial Micro PC w/ i5 processor, Windows 10 Pro license, 8GB Ram, 128GB SSD• Interior mounted fan for air circulation inside enclosure• Interior Temperature sensor• All necessary mounting brackets for LPR enclosure	1	32,300.00	32,300.00

Agenda Item 14A

ACTIVITY	QTY	RATE	AMOUNT
pole mount on standard pole Vigilant ALPR:Vigilant CLK Fees:CLK Tier 1 VS-BSCSVC-01	3	500.00	1,500.00
Vigilant LPR Basic Service Package for Hosted/Managed LPR Deployments <ul style="list-style-type: none"> • Managed/hosted server account services by Vigilant <ul style="list-style-type: none"> o Includes access to all LEARN and CarDetector software updates • Requires new/existing Enterprise Service Agreement (ESA) • Priced for 1 Cameras per year 			
Vigilant ALPR:Vigilant Services:Vigilant SSU&C of Field Equipment	1	500.00	500.00
Vigilant System Start Up & Commissioning of 'In Field' LPR system <ul style="list-style-type: none"> • Vigilant certified technician to visit customer site • Includes system start up, configuration and commissioning of LPR system • Applies to 1 Mobile System or 1 Fixed Camera 			
Vigilant ALPR:Vigilant Services:Vigilant SSU&C of LEARN Account	1	1,275.00	1,275.00
Vigilant Start Up & Configuration of Hosted/Managed LEARN Server Account <ul style="list-style-type: none"> • New client account setup via national LPR server • Required for all hosted/managed LEARN client accounts 			
Vigilant ALPR:Vigilant Installation Services:Fixed ALPR Installation	1	1,950.00	1,950.00
Installation of ALPR Enclosure <ul style="list-style-type: none"> • Included Mounting of Camera Arms / Enclosure • Includes tapping of existing power / fiber necessary for local power / connectivity (assumes power / connectivity is already at base of pole) 			
Vigilant ALPR:Vigilant Services:Travel Rates (Training / Install)	1	400.00	400.00
Vetted Travel Cost to Customer Location			
Vigilant ALPR:Vigilant Shipping:Vigilant Shipping Fixed ALPR	3	95.00	285.00
(1) VSH-STNRD Vigilant Shipping & Handling Charges <ul style="list-style-type: none"> • Applies to each Fixed LPR System • Shipping Method Is FOB Destination 			
Contract Labor	1	2,500.00	2,500.00
Electrical work to install pole with power for mounting LPR hardware			

The quote is for installation and licensing of 8 cameras and 3 enclosures with existing infrastructure and power provided.

TOTAL

\$40,710.00

This estimate is assuming there is constant 120V accessible behind the North Bay Village sign.

RESOLUTION NO. 2017-72

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE VILLAGE MANAGER AND AWARING 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)

WHEREAS, the North Bay Village Police Department has recently field tested a Portable License Plate Reader (PLPR) and found the results of having such a unit available to the Police Patrol Unit as very beneficial to the department's law enforcement activities; and

WHEREAS, the Village Commission approved \$19,000 in the FY 2017 Annual Budget for purchase of said PLPR; and

WHEREAS, the Village issued RFP No. 2017-008 – Portable License Plate Reader for Public Bid; and

WHEREAS, the Village received two responsive and qualified bids to provide specified PLPR from Vetted Security Solutions and ATCI Communications, Inc.; and

WHEREAS, the Bid received from ATCI Communications, Inc., a corporation located in Miami-Dade County, was deemed to be the lowest responsive and qualified bidder in the amount of \$15,969.00 as determined by the Bid Evaluation Committee.

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. Execution of Agreement. The Village Manager is authorized to enter into an Agreement with ATCI Communications, Inc. of Miami-Dade County, Florida, to provide the Portable License Plate Reader hardware, software, and ancillary services as specified in the RFP Document in an amount not to exceed \$15,969.00.

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

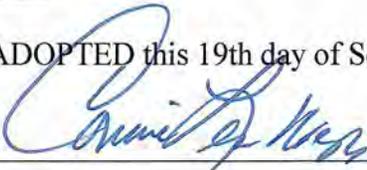
The motion to adopt the foregoing Resolution was offered by Commissioner Andreana Jackson, seconded by Vice Mayor Eddie Lim.

Agenda Item 14A

FINAL VOTE AT ADOPTION:

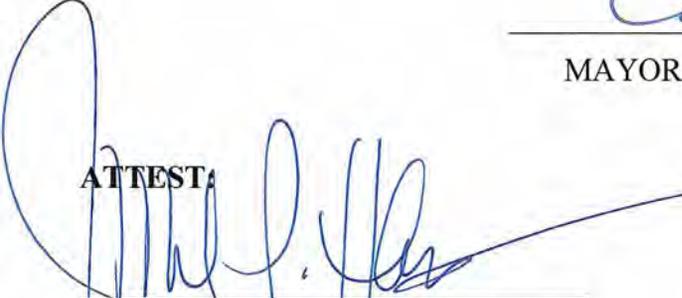
Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Eddie Lim	<u>Yes</u>
Commissioner Jose R. Alvarez	<u>Yes</u>
Commissioner Dr. Douglas N. Hornsby	<u>Yes</u>
Commissioner Andreana Jackson	<u>Yes</u>

PASSED and ADOPTED this 19th day of September 2017.



MAYOR CONNIE LEON-KREPS

ATTEST:



YVONNE P. HAMILTON, CMC
Village Clerk

APPROVED AS TO FORM:



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

North Bay Village Resolution: Portable License Plate Reader.

Agenda Item 14A



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, 2018

TO: Graciela Mariot
Interim Village Clerk

FROM: Lewis Velken,
Interim 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 VILLAGE MANAGER TO UTILIZE THE PIGGY-BACK PROVISION PURSUANT TO SECTION 36.25 (j) OF THE VILLAGE CODE; APPROVING THE PURCHASE OF A PURCHASE WITH ATCI COMMUNICATIONS, INC. FOR THE PURCHASE AND INSTALLATION OF FIXED LICENSE PLATE READER (LPR); AUTHORIZING THE EXPENDITURE OF \$39,477.10 AND MONTHLY COST OF \$39.00; AUTHORIZING VILLAGE OFFICIALS TO EXECUTE DOCUMENTS; AND SETTING AN EFFECTIVE DATE.

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

LV:gm

Agenda Item 14A

RESOLUTION NO: _____

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO UTILIZE THE PIGGY-BACK PROVISION PURSUANT TO SECTION 36.25 (J) OF THE VILLAGE CODE; APPROVING THE AGREEMENT WITH ATCI COMMUNICATIONS, INC. FOR THE PURCHASE AND INSTALLATION OF FIXED LICENSE PLATE READER (LPR); AUTHORIZING THE EXPENDITURE OF \$39,477.10 AND MONTHLY COST OF \$39.00; AUTHORIZING VILLAGE OFFICIALS TO EXECUTE DOCUMENTS; AND SETTING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

WHEREAS, The Village Commission adopted the FY 2019 Budget on September 25, 2018 and appropriated funds \$42,000.00 for the purchase of fixed license plate reader; and

WHEREAS, The Village intends to purchase three (3) license plate readers; and

WHEREAS, Section 36.25 (J) of the Village Code authorizes the Village Manager to enter into contracts that meets acceptability criteria and the supplier has been selected in a competitive process within the last 36-month period by another governmental entity or public agency; and

WHEREAS, pursuant to North Bay Village Resolution No. 2017-72, ATCI Communications, Inc. was awarded RFP No. 2017-008 to provide portable license plate readers for the North Bay Village Police Department.

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. Purchase Approval. The Village Commission hereby approves the expenditure of \$39,477.10 for the purchase of three (3) license plate readers pursuant to the piggyback provision, as per Section 36.25(J) of the Village Code.

Section 3. Authorization of the Village Official. The Village Manager is authorized to enter to enter into an agreement with ATCI Communications, Inc.

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

Agenda Item 14A

45 The motion to adopt the foregoing Resolution was offered by _____, seconded by
46 _____ . The votes were as follows:

47
48 **FINAL VOTE AT ADOPTION:**

Mayor Brent Latham _____
Vice Mayor Marvin Wilmoth _____
Commissioner Jose R. Alvarez _____
Commissioner Julianna Strout _____
Commissioner Andreana Jackson _____

49
50
51 **PASSED AND ADOPTED** this _____ day of _____ 2018.

52
53
54 _____
55 Brent Latham
56 Mayor

57
58
59 **ATTEST:**
60 _____
61 Graciela Mariot
62 Interim Village Clerk

63
64 **APPROVED AS TO FORM FOR USE ONLY BY**
65 **NORTH BAY VILLAGE:**
66 _____

67
68 Norman C. Powell, Esq.
69 Village Attorney

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77 North Bay Village Resolution: Purchase of three (3) fixed license plate readers from ATCI Communications, Inc.

Agenda Item 14B



Staff Report Permit Application for Dock

Prepared for: North Bay Village Commission

Applicant: Felipe Lata

Site Address: 7929 West Drive

*Request: Boat Lift Construction Farther than 25 feet
from the Seawall*



LaRue Planning
& Management Services, Inc.

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

Serving Florida Local Governments Since 1988

Agenda Item 14B

General Information

Applicant	Felipe Lata
Applicant Address	10001 NW 135 St Hialeah Gardens, Fl. 33018
Site Address	7929 West Drive
Contact Person	Bibi Villazon
Contact Phone Number	305-244-0595
E-mail Address	bibi@tridentenv.com
Zoning District	RM-70
Use of Property	Condominium with Marina

General Description

The applicant is requesting a permit to install a new boat lift at an existing dock at an existing Condominium property in the RM-70 zoning district. The existing docks at the site extend 35 feet into the bay from the seawall and existing mooring piles are located as far as 50 feet from the seawall. The proposed 24,000 pound boat lift extends an additional 20 feet from the existing dock for a total proposed structure length of 55 into Biscayne Bay from the seawall.

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

Agenda Item 14B

- 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.
 10. A safety light shall be placed on the part of the structure (either dock, mooring pile, or boat lift) which is furthest from the seawall. The light shall be illuminated from one half hour prior to sunset to one half hour after sunrise.

Staff Comments

The proposed structure extends 55 feet from the seawall and is located so that the 7.5 foot side setbacks from the property lines are met.

Since the since the proposed structures extend farther than 25 feet from the seawall, the Applicant's plans must be approved by the Village Commission at a public hearing. It is the Commission's decision to grant or deny a waiver for these plans.

Agenda Item 14B

Miami-Dade DERM has provided pre-approval of the current plans.

A village seawall inspection was performed for all waterfront properties in the Village in 2016. Notes from that inspection indicate that the seawall at this property had exposed rebar and spalling concrete. At the time of this report, the applicant has not provided any additional information regarding the state of the seawall.

No letters of consent or letters of objection from adjacent property owners have been submitted with the current application, or submitted separately as of the writing of this report.

Finally, the subject property is governed by two associations, one for the condominiums, and one for the docks. As of the writing of this report, no letter of authorization from either association has been submitted.

Staff Recommendations

Due to the lack of authorization from the dock association and the lack of knowledge regarding the state of the seawall, staff recommends that this request be deferred until such time as both issues are satisfactorily resolved. However, at such time as the Commission chooses to approve the Applicant's request, the approval should be subject to the following conditions being met prior to the issuance of a building permit:

1. A safety light shall be placed on at least one of the boat lift pilings which is furthest from the seawall. The light shall be illuminated from one half hour prior to sunset to one half hour after sunrise.
2. Verification that the current seawall structures are in good repair or completion of any necessary seawall repairs.
3. Authorization from the dock association for this work to be performed.
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 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

Agenda Item 14B

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.

Submitted by:

James G. LaRue

James G. LaRue, AICP

Planning Consultant

November 6, 2018

Hearing: Village Commission, November 13, 2018

Attachments: Dock Plans Provided by Applicant

EXISTING MARINA SITE PLAN

SCALE: NTS

NOV 17 2016

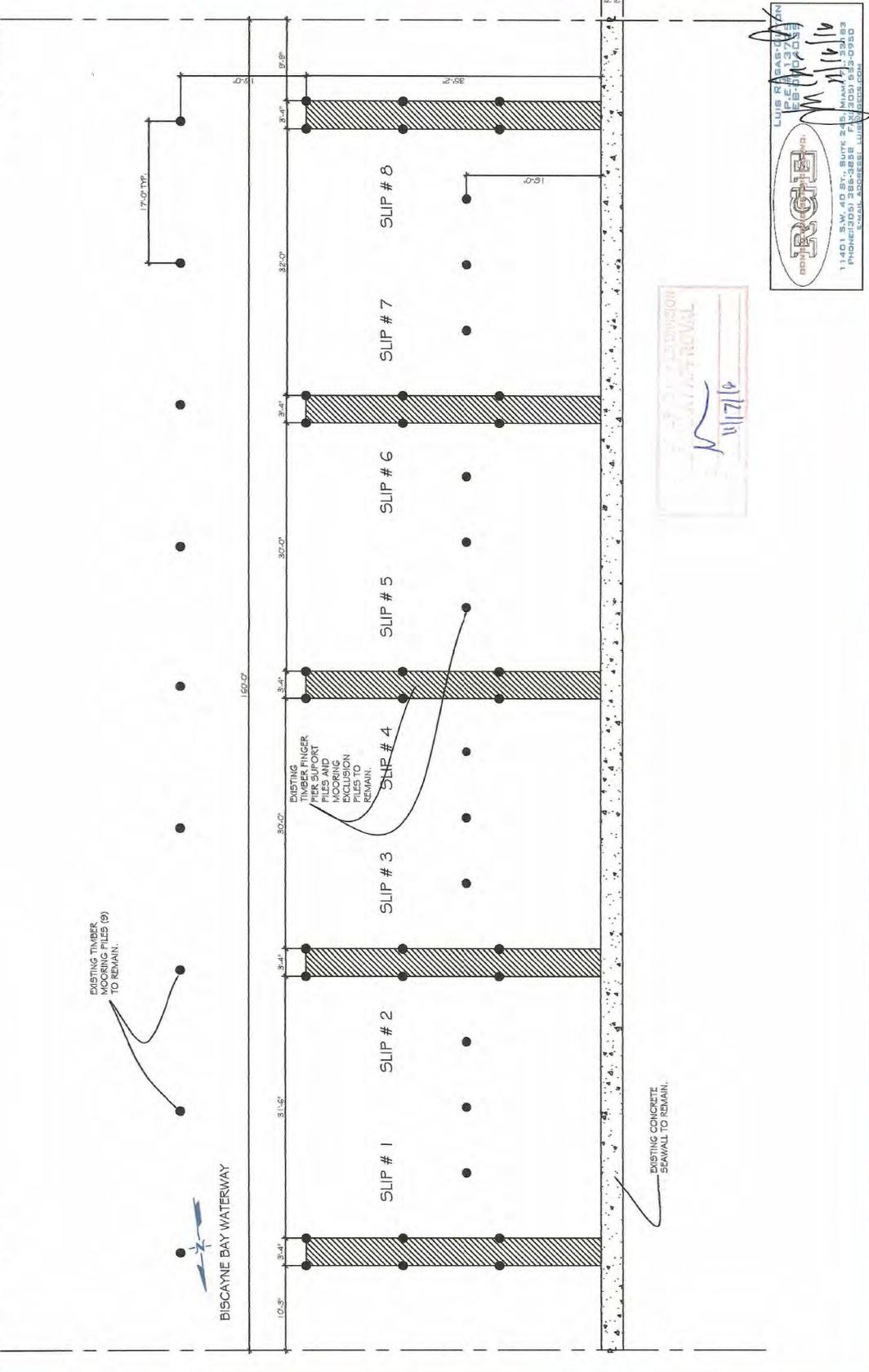
DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRD)



job name: BLUE BAY MARINA - SLIP # 5
 title: NEW 24,000 LB BOATLIFT AT
 129 WEST DRIVE
 BLUE BAY VILLAGE, FL

date: _____
 issued: _____
 drawn: _____
 checked: _____
 project: _____
 revisions: _____

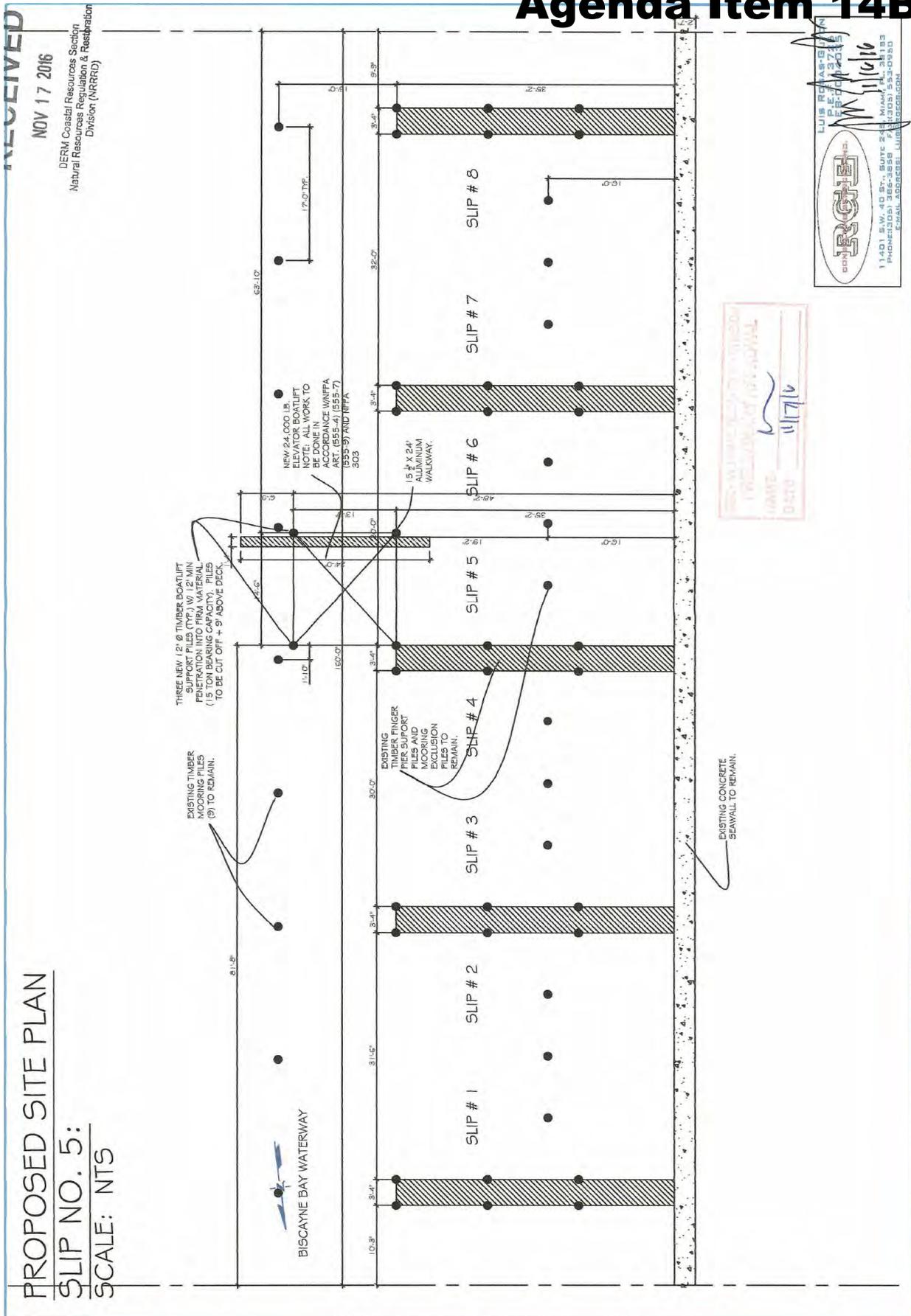
sheet: 2 of 2
 5-2



APPROVAL
 11/17/16

LUIS REASOR, P.E.
 REGISTERED PROFESSIONAL ENGINEER
 STATE OF FLORIDA
 ENGINEER NO. 13763
 11401 S.W. 40 ST., SUITE 205, MIAMI, FL 33183
 PHONE: 305.386.3888 FAX: 305.352.0980
 TRIDENT environmental consultants, inc.

Agenda Item 14B



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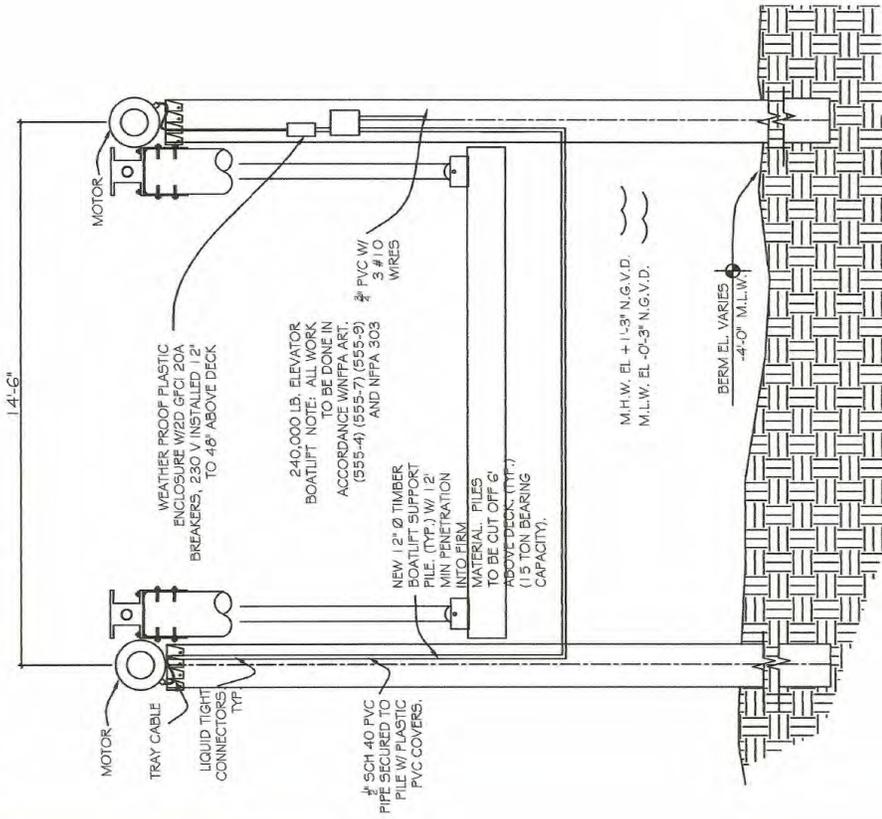
DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRD)

PROPOSED SITE PLAN
SLIP NO. 5:
SCALE: NTS

PLANNING DEPARTMENT
NAME: [Signature]
DATE: 11/16

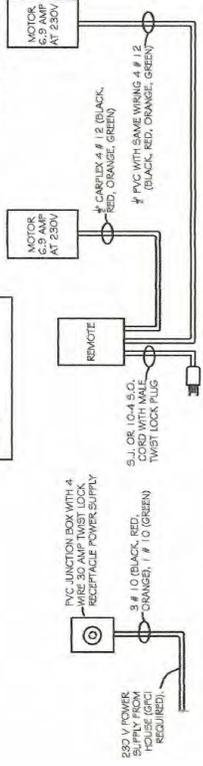
LUIS REYES-SOLIS
P.E. 00003235
DON PROJECTIONS
11401 SW 40 ST., SUITE 248 MIAMI, FL 33133
PHONE: 305.366.3888 FAX: 305.553.0550
E-MAIL: ADDRESS@LUMI.COM

SECTION A:
SCALE: 3/8" = 1'



NOV 17 2016
DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRD)

WIRING FOR BOATLIFT ONLY. POWER SUPPLIED FROM HOUSE. W/ BOATLIFT LOCATION. GFCI REQUIRED.



11/17/16

LUIS ROBERTSON
REGISTERED PROFESSIONAL ENGINEER
NO. 11166
11401 S.W. 40 ST., SUITE 254 MIAMI, FL 33155
PHONE: 781-388-1116 FAX: 781-388-1116
E-MAIL: ADDRESS@LUISROBERTSON.COM



North Bay Village

Administrative Offices

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

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

APPLICATION FOR PUBLIC HEARINGS:

Hearings and Notices: - All petitions for amendments, changes or supplements to these regulations for variances, special use exceptions, Site Plan Approval, Extension of Approved Site Plans, for Building Height Bonus Approval, or for an amendment, change or supplement to the Comprehensive Plan; district zoning map, or petitions appealing an administrative decision shall be considered at Public Hearings before the Planning & Zoning Board and, thereafter, the Village Commission. Notice of Public Hearings before the Planning & Zoning Board and the Village Commission 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.

Applicant's Name: Felipe Iata Phone: 3052440595

Mailing Address: 10001 nw 135 st Hialeah Gardens Fl. 33018

Legal Description of Property: Commercial use

Existing Zoning: Lot Size: Folio:

Type of Request: boat lift installation at existing marina

Reason for Request: (Attach additional Pages if necessary)

All applications shall be submitted to the Village Clerk on or before the deadline implemented by the Village.

Agenda Item 14B

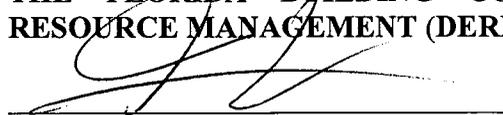
**APPLICATION FOR HEARING
BEFORE THE PLANNING & ZONING BOARD AND
VILLAGE COMMISSION
PAGE 2 OF 2**

Filing Fees - All persons, firms, or corporations petitioning the Planning & Zoning Board and 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 petition, conditional use permit or amendment.

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

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

(NOTE: ALL NEW AND SUBSTANTIAL IMPROVEMENTS MUST COMPLY WITH THE FLORIDA BUILDING CODE, DEPARTMENT OF ENVIRONMENTAL RESOURCE MANAGEMENT (DERM), AND FEMA (FLOOD) REGULATIONS).



Authorized Signature

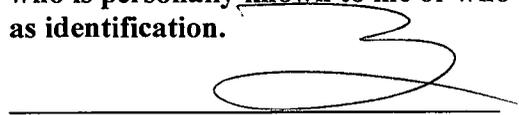
Felipe Lata

Print Name

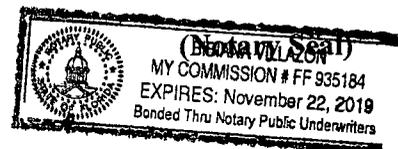
(In case of corporate ownership, the authorized signature shall be accompanied by a notation of the signer's position in the corporation and embossed with the corporate seal.)

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Sworn to and subscribed to before me this 28 day of September 2018
by Bibiana Villazon
who is personally known to me or who has produced _____
as identification.



Notary Public



LOCATION PLAN

SCALE: NTS.



RECEIVED

NOV 17 2016

DEPM Coastal Resources Section
 225
 Division of Environmental Regulation & Restoration
 1115 North Dade Blvd
 Miami, FL 33137

GENERAL NOTES

ALL ELEVATIONS SHOWN REFER TO THE NATIONAL GEODETIC VERTICAL DATUM (NGVD) DATUM OF 1988. ALL DIMENSIONS ON PLANS ARE SUBJECT TO VERIFICATION IN THE FIELD. IT IS THE INTENT OF THESE PLANS TO BE IN ACCORDANCE WITH APPLICABLE CODES AND AUTHORITIES HAVING JURISDICTION, AND DISCREPANCIES BETWEEN THESE PLANS AND APPLICABLE CODES SHALL BE IMMEDIATELY BROUGHT TO THE ATTENTION OF ENGINEER BEFORE PROCEEDING WITH WORK.

IT IS THE INTENT OF THESE PLANS AND THE RESPONSIBILITY OF THE CONTRACTOR TO COMPLY WITH LOCAL, STATE AND FEDERAL ENVIRONMENTAL PERMITS ISSUED FOR THIS PROJECT. IT SHALL BE THE CONTRACTORS RESPONSIBILITY TO FAMILIARIZE AND GOVERN HIMSELF BY ALL PROVISIONS OF THESE PERMITS.

APPLICABLE BUILDING CODE: FLORIDA BUILDING CODE, 2014 EDITION.

CONCRETE AND REINFORCING STEEL

WOOD PILING

1. ALL WOOD PILES TO BE 12" DIAMETER SOUTH AMERICAN GREENHEART PILES; OR 12" DIAMETER SOUTHERN PINE AND COMPLY WITH A.S.T.M. D25-79 AND BE PRESSURE TREATED W/ C.C.A, FEDERAL SPECIFICATIONS TT-W-550D (1) OR TT-W-00550E (1) AND AWFA-WP-4.
2. ALL WOOD PILES SHALL BE DRIVEN TO A MINIMUM PENETRATION OF 12' INTO FIRM MATERIAL BELOW SILT LAYER.
3. PILES SHALL BE CUT OFF AT ELEVATIONS AS SHOWN ON PLANS AND SECTIONS.

TURBIDITY BARRIER

APPROVED TURBIDITY BARRIERS SHALL REMAIN IN PLACE DURING ALL PHASES OF IN-WATER WORK.

PLAN SCALES

PLAN SCALES ARE ONLY ACCURATE ON 11" X 17" PRINTED PAPER "LANDSCAPE" ORIENTATION.

ENVIRONMENTAL REGULATIONS DIVISION
 PRELIMINARY APPROVAL
 NAME: Felipe Lata
 DATE: 11/17/16

CU-2016-246

TRIDENT
 environmental consultants, inc.
 Luis Rivas-Edon
 P.E. # 13372-B
 EB-D-004035

11401 S.W. 40 ST., SUITE 245, MIAMI, FL 33183
 PHONE: (305) 386-3858 FAX: (305) 553-0950
 EMAIL ADDRESS: LUIS@TRIDENTENV.COM

job name: BLUE BAY MARINA - SLIP # 5
 FELIPE LATA
 7929 WEST DRIVE
 NORTH BAY VILLAGE, FL

title: NEW 24,000 LB BOATLIFT AT
 EXISTING SLIP # 5

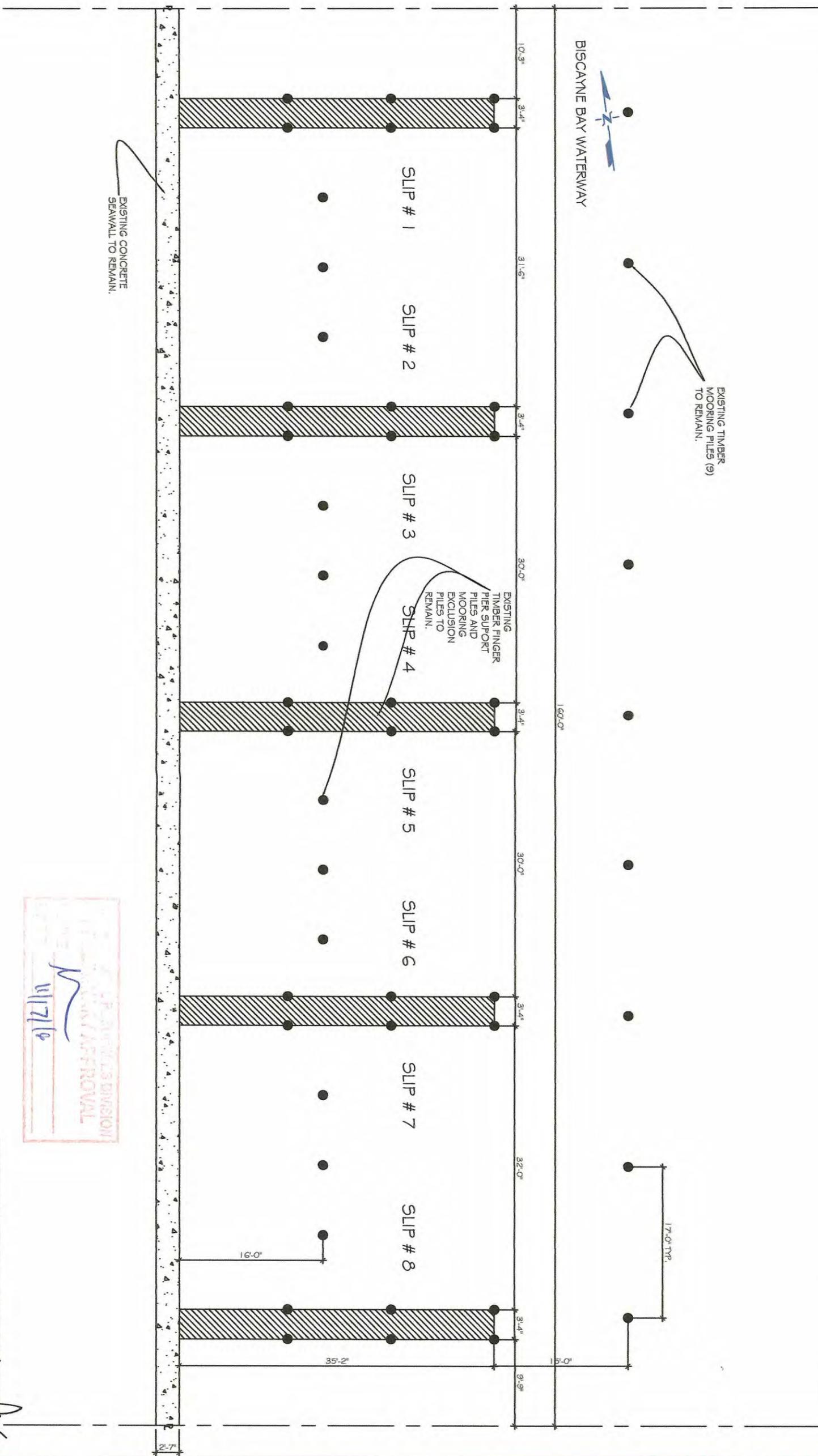
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Sheet no.
S-1
 1 of 4

THIS DRAWING IS THE PROPERTY OF TRIDENT ENVIRONMENTAL CONSULTANTS, INC. AND IS AN INSTRUMENT OF SERVICE NOT TO BE REPRODUCED IN WHOLE OR IN PART WITHOUT THE EXPRESSED WRITTEN PERMISSION OF OWNER.

EXISTING MARINA SITE PLAN

SCALE: NTS



APPROVAL
 11/17/16

TRIDENT
 environmental consultants, inc.
 11401 S.W. 40 ST., SUITE 245, MIAMI, FL 33183
 PHONE: (305) 386-3858 FAX: (305) 553-0950
 E-MAIL ADDRESS: LUIS@TRIDENTENV.COM

LUIS RASAS-GUZZON
 P.E. # 13775
 FEB-01-2005

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NOV 17 2016

DERM Coastal Resources Section
 Natural Resources Regulation & Restoration
 Division (NRRRD)

TRIDENT
 environmental consultants, inc.
 305-244-0595 (m) bibi@tridentenv.com

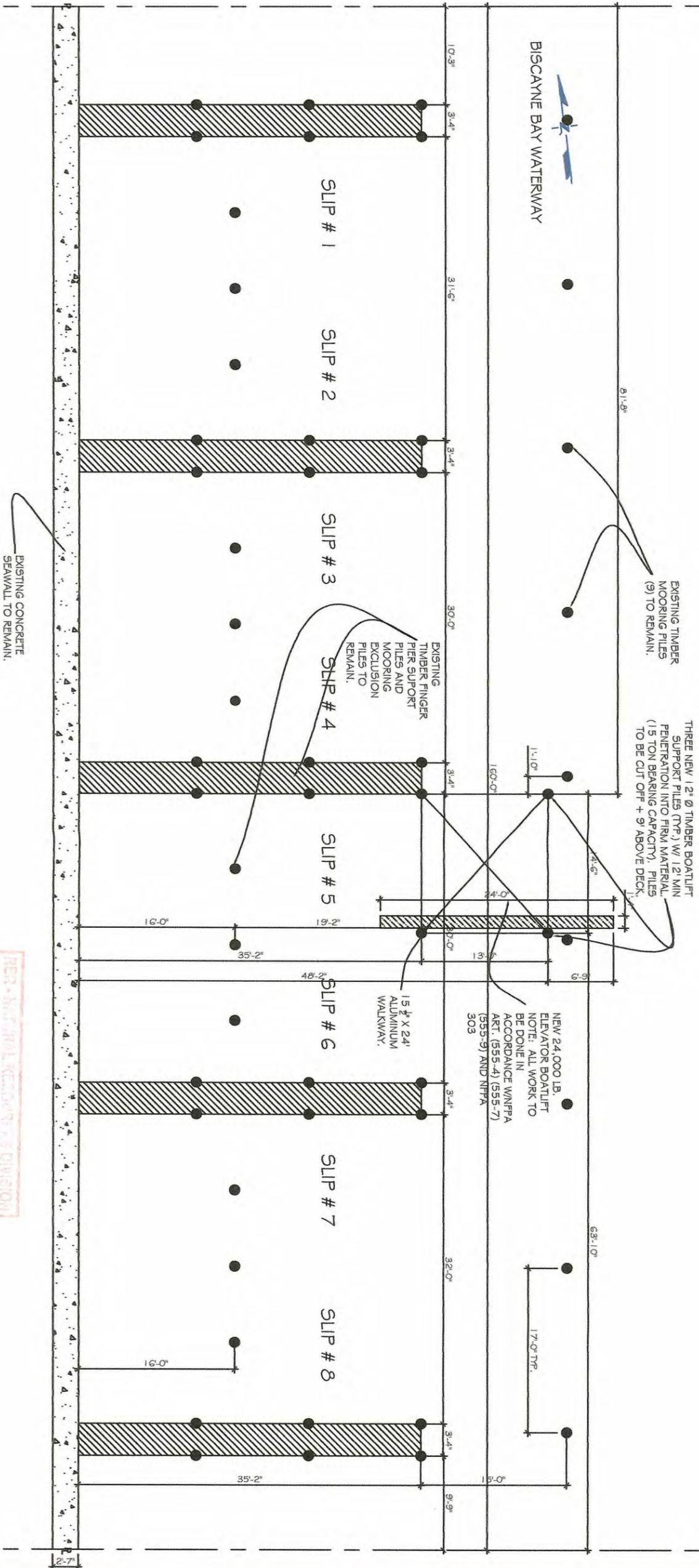
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 FELIPE LATA
 7929 WEST DRIVE
 NORTH BAY VILLAGE, FL

title: NEW 24,000 LB BOATLIFT AT
 EXISTING SLIP # 5

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Sheet no.
S-2
 2 of 4

PROPOSED SITE PLAN
 SLIP NO. 5:
 SCALE: NTS



PERMISSIBLE RECORDS DIVISION
 PRELIMINARY APPROVAL
 NAME: _____
 DATE: 11/7/16

TRIDENT
 environmental consultants, inc.
 11401 S.W. 40 ST., SUITE 245, MIAMI, FL 33183
 PHONE: (305) 386-3858 FAX: (305) 553-0950
 E-MAIL ADDRESS: LUIS@TRIDENTENV.COM

LUIS RODRIGUEZ
 PE 3725
 FEB 06 2015

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 NOV 17 2016
 DERM Coastal Resources Section
 Natural Resources Regulation & Restoration
 Division (NRRRD)

job name: BLUE BAY MARINA - SLIP # 5
 FELIPE LATA
 7929 WEST DRIVE
 NORTH BAY VILLAGE, FL

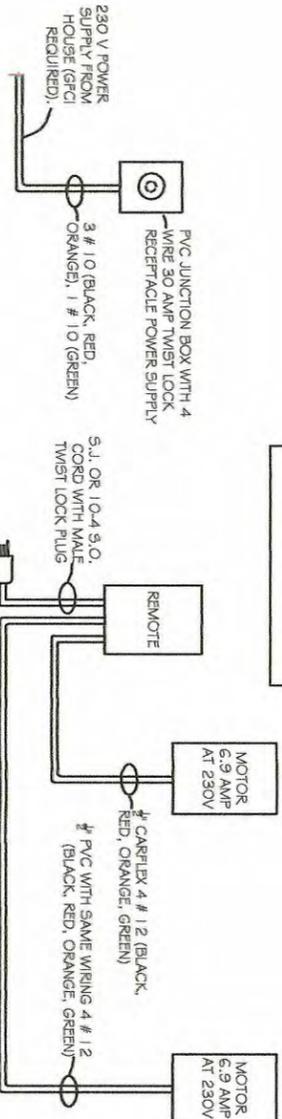
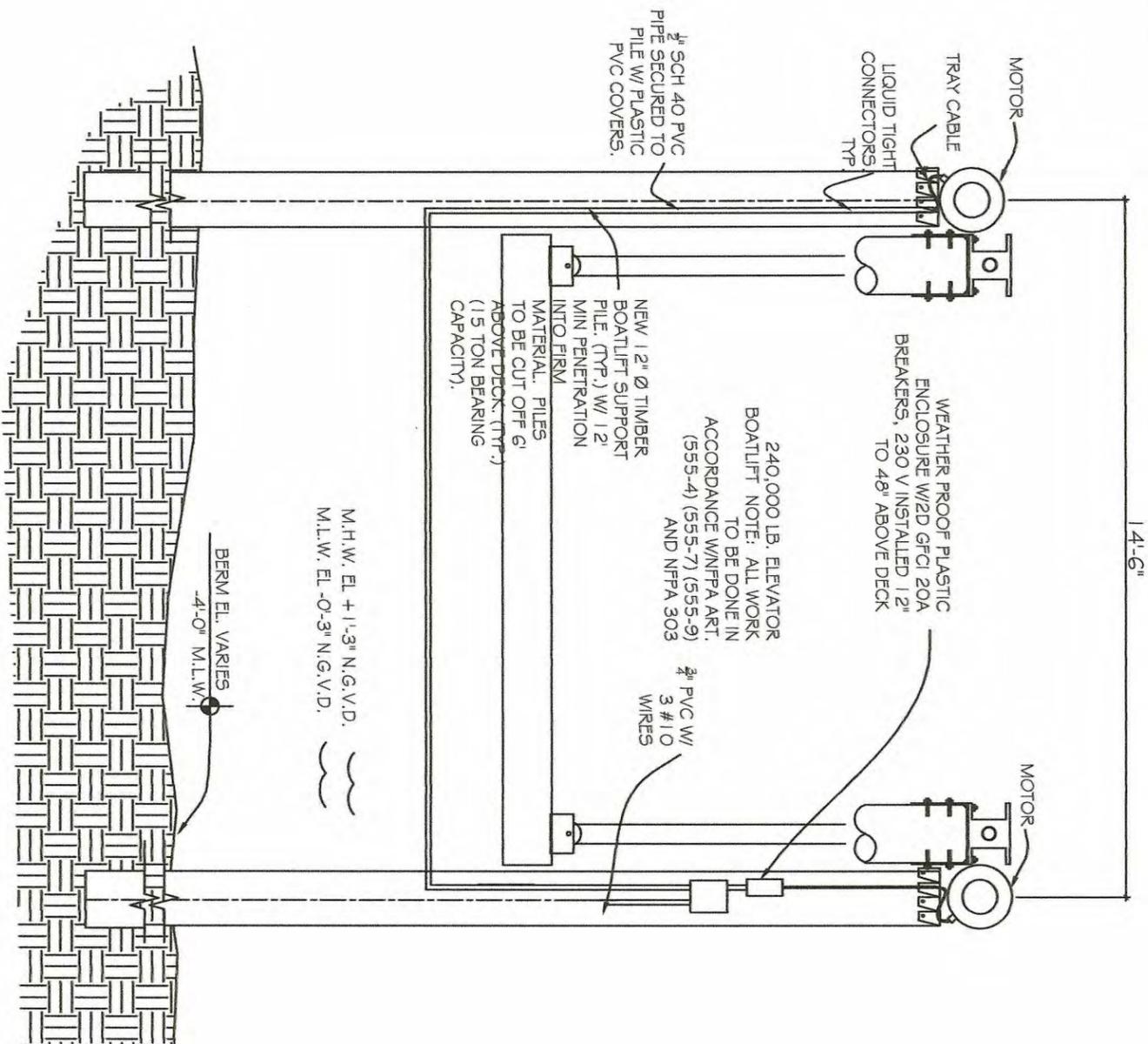
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 EXISTING SLIP # 5

TRIDENT
 environmental consultants, inc.
 305-244-0595 (m) bibi@tridentenv.com

sheet no.
 S-3
 3 of 4

date _____
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 checked _____
 project no. _____
 revisions: _____

SECTION A:
SCALE: 3/8" = 1'



WIRING FOR BOATLIFT ONLY. POWER SUPPLIED FROM HOUSE TO BOATLIFT LOCATION. GFCI REQUIRED.

DERM Coastal Resources Section
Natural Resources Regulation & Restoration
Division (NRRRD)

NOV 17 2016

RECEIVED

DERM DIVISION
NATURAL RESOURCES REGULATION & RESTORATION
DATE: 11/17/16

TRIDENT
environmental consultants, inc.
305-244-0595 (m) bibi@tridentenv.com

Luis Rojas-Guyon
P.E. #13713
E.B. 0004003

11401 S.W. 40 ST., SUITE 245, MIAMI, FL 33153
PHONE: (305) 386-3858 FAX: (305) 575-0950
E-MAIL: ADDRESS: LUIS@TRIDENT.COM

job name: BLUE BAY MARINA - SLIP # 5
FELIPE LATA
7929 WEST DRIVE
NORTH BAY VILLAGE, FL

title: NEW 24,000 LB BOATLIFT AT EXISTING SLIP

date: _____
issued: _____
drawn: B.V. _____
checked: _____
project no.: _____
revisions: _____

sheet no. S-4
4 of 4

Agenda Item 14B



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

RE: AN APPLICATION BY FELIPE LATA, PROPERTY OWNER OF 7929 WEST DRIVE, UNIT 8, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR INSTALLATION OF A NEW BOATLIFT AND AN ACCESS PLATFORM BEYOND THE 25 FOOT LIMIT ON AN EXISTING DOCK IN SLIP #5 AT AN EXISTING MARINA AT 7929 WEST DRIVE, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE.

I, Graciela Mariot, Interim Village Clerk, hereby certify

- The petition filed hereto is correct
- The attached Notice of Public Hearing to be held on December 11, 2018 was posted at the above-referenced property on November 19, 2018, pursuant to Section 4.4(A)(6) of the Unified Land Development Code.

Dated this 19th day of November 2018.

Graciela Mariot

Graciela Mariot, Interim Village Clerk

(North Bay Village Commission Meeting – December 11, 2018)



Agenda Item 14B

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, DECEMBER 11, 2018** AT 6:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT VILLAGE HALL, 1666 KENNEDY CAUSEWAY, #101, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUESTS:

1. AN APPLICATION BY BENIHANA NATIONAL OF FLORIDA CORP. CONCERNING PROPERTY LOCATED AT 1665 79TH STREET CAUSEWAY, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING (*DEFERRED FROM OCTOBER 9, 2018*):
 - A. SITE PLAN APPROVAL PURSUANT TO SECTION 5.4(C) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE FOR CONSTRUCTION OF A NEW 9,215 SQUARE FOOT, 34 FOOT HIGH COMMERCIAL STRUCTURE (SINGLE-STORY RESTAURANT).
 - B. A VARIANCE PURSUANT TO SECTION 11.10 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE TO ALLOW FAÇADE SIGNS ON THE SOUTH, EAST, AND NORTH SIDES OF THE PROPOSED RESTAURANT, WHERE SECTION 11.9(C) ALLOWS FAÇADE SIGNS ONLY ON THE BAY FRONTAGE AND ONE OTHER FRONTAGE.
2. AN APPLICATION BY SAMER EL FASHNY, PROPERTY OWNER OF 1550 SOUTH TRESURE DRIVE, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 1550 SOUTH TRESURE DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT LIMIT AND 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.
3. AN APPLICATION BY OLIVER PFEFFER, PROPERTY OWNER OF 7610 MIAMI VIEW DRIVE, NORTH BAY ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 7610 MIAMI VIEW DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT LIMIT AND 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.
4. AN APPLICATION BY FELIPE LATA, PROPERTY OWNER OF 7929 WEST DRIVE, UNIT 8, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR INSTALLATION OF A NEW BOATLIFT AND AN ACCESS PLATFORM BEYOND THE 25 FOOT LIMIT ON AN EXISTING DOCK IN SLIP #5 AT AN EXISTING MARINA AT 7929 WEST DRIVE, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTION 9.12(B) 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 PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE). THIS HEARING MAY BE CONTINUED FROM TIME TO TIME AS NECESSARY, AS DETERMINED BY THE VILLAGE COMMISSION.

GRACIELA MARIOT, INTERIM VILLAGE CLERK (*November 19, 2018*)

Agenda Item 14B



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

RE: AN APPLICATION BY FELIPE LATA, PROPERTY OWNER OF 7929 WEST DRIVE, UNIT 8, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR INSTALLATION OF A NEW BOATLIFT AND AN ACCESS PLATFORM BEYOND THE 25 FOOT LIMIT ON AN EXISTING DOCK IN SLIP #5 AT AN EXISTING MARINA AT 7929 WEST DRIVE, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE.

I, Graciela Mariot, Interim Village Clerk, hereby certify

- The petition filed hereto is correct
- The attached Notice of Public Hearing was mailed to property owners and residents within 300 feet of the property of the subject request on October 29, 2018, pursuant to Section 4.4(4)(b) of the Unified Land Development Code
- The attached Notice of Public Hearing to be held on November 13, 2018 was posted at the above-referenced property on October 29, 2018, pursuant to Section 4.4(A)(6) of the Unified Land Development Code.

Dated this 29th day of October 2018.

Graciela Mariot

Graciela Mariot, Interim Village Clerk

(North Bay Village Commission Meeting – November 13, 2018)



Agenda Item 14B

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, NOVEMBER 13, 2018** AT 6:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT VILLAGE HALL, 1666 KENNEDY CAUSEWAY, #101, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUESTS:

1. AN APPLICATION BY SAMER EL FASHNY, PROPERTY OWNER OF 1550 SOUTH TRESURE DRIVE, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 1550 SOUTH TRESURE DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT LIMIT AND 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.
2. AN APPLICATION BY OLIVER PFEFFER, PROPERTY OWNER OF 7610 MIAMI VIEW DRIVE, NORTH BAY ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 7610 MIAMI VIEW DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT LIMIT AND 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.
3. AN APPLICATION BY FELIPE LATA, PROPERTY OWNER OF 7929 WEST DRIVE, UNIT 8, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR INSTALLATION OF A NEW BOATLIFT AND AN ACCESS PLATFORM BEYOND THE 25 FOOT LIMIT ON AN EXISTING DOCK IN SLIP #5 AT AN EXISTING MARINA AT 7929 WEST DRIVE, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTION 9.12(B) 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 PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE).

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

GRACIELA MARIOT, INTERIM VILLAGE CLERK
(October 29, 2018)

CITY OF NORTH BAY VILLAGE
1666 KENNEDY CAUSEWAY STE 700
NORTH BAY VILLAGE, FL
33141

7940 WEST DR LLC
1548 BRICKELL AVE 2 DR
MIAMI, FL
33128

NAFDOF NBVMF LLC
2316 PINE RIDGE RD #453
NAPLES, FL
34109

VALLEYVIEW REIT LLC
7925 WEST DR
MIAMI, FL
33142

AZURE USA LLC
6355 NW 36 ST #401
MIAMI, FL
33166

CORAL USA LLC
6355 NW 36 ST #401
MIAMI, FL
33166

MARITZA LOO DE ZISOPULOS
PO BOX 646
PANAMA 1
-

ROLANDO ZAGALES &W NARDY
JIMENEZ
5367 SW 150 TERR
MIRAMAR, FL
33027

BARBARA G QUINTANA DE
GONZALEZ
6820 INDIAN CREEK DR APT 405
MIAMI BEACH, FL
33141

JOSHUA FURMAN
1590 TREASURE DR
N BAY VILLAGE, FL
33141

AUGUSTO R MARTINEZ
7933 WEST DR 505
NORTH BAY VILLAGE, FL
33141

NELSON VELOZ JR
7933 WEST DR #506
N BAY VILLAGE, FL
33141

JEANNETTE FURMAN TR
1590 S TREASURE DR
NO BAY VILLAGE, FL
33141-4127

JEANETTE FURMAN TR
1590 S TREASURE DR
NO BAY VILLAGE, FL
33141-4127

LUIS L RODRIGUEZ
7933 WEST DR 609
MIAMI, FL
33141

MARCELO MONTESINOS
13986 GREENTREE TRAIL
WELLINGTON, FL
33414

GERBIL HOLDINGS LLC
4770 BISCAYNE BLVD STE 970
MIAMI, FL
33137

BARBARA G QUINTANA DE
GONZALEZ
4770 BISCAYNE BLVD STE 970
MIAMI, FL
33137

JUAN C MERAS
PO BOX 611763
MIAMI, FL
33261

RMELY LLC
849 TANGLEWOOD CIR
WESTON, FL
33327

RACHEL LAPIDOT TRS
3500 MYSTIC POINTE DR 405
AVENTURA, FL
33180

SRINIVASAN RAVICHANRAN
7933 WEST DR #716
NORTH BAY VILLAGE, FL
33141

BAMBI BETTS
7933 WEST DRIVE #817
NORTH BAY VILLAGE, FL
33141

JEANETTE S FURMAN (TR)
1590 SOUTH TREASURE DR
NORTH BAY VILLAGE, FL
33141-4127

TANGIE C WHITE
14561 SW 38TH ST
MIRAMAR, FL
33027

YARJOUR INVESTMENTS LLC
1184 98 ST
BAL HARBOUR, FL
33154

Agenda Item 14B

ALEYDA SARRIA
7933 WEST DR UNIT 921
NORTH BAY VILLAGE, FL
33141

NATALIA GIRALDO LLC
15700 NE 2 AVE
MIAMI, FL
33162

BAMBI BETTS
7933 WEST DR #923
MIAMI, FL
33141

ANTONIO G DEL CAMPO &W
MARYVONNE
981 NE 82 TER
MIAMI, FL
33138

RONALD G VAN EVERY &W ZENIA L
7933 WEST DR #1025
NO BAY VILLAGE, FL
33141-5579

PAOLA FORNARI
VIA SARDEGNA 48
ROMA
00187

JAMES E DAVIS
7933 WEST DR UNIT 1027
NO BAY VILLAGE, FL
33141-5579

A N E INVESTMENT GROUP CORP
1414 NW 107 AVE 102
DORAL, FL
33172

MARIE PAULE GONTHIER LE
1060 MICHEL MOREAU
BOUCHERVILLE, QC
J4B 4A1

EVELYN WASHINGTON
7933 WEST DRIVE # 1130
NORTH BAY VILLAGE, FL
33141

LUISA FORNARI
VIA RICCARDO ZANDONAI 91
ROMA, 00135
-

AUSTIN J KERKER
850 N MIAMI AVE W310
MIAMI, FL
33136

JUSTINE PARRY
7933 WEST DR PH A
MIAMI, FL
33141

BLANCA M WESTGATE
7933 WEST DR PHB
N BAY VILLAGE, FL
33141-5580

JEAN JACQUES COSSETTE &W
MARIE
1060 MICHEL MOREAU
QUEBEC J4B 4A1
-

BLANCA WESTGATE
7933 WEST DR PH-B
NORTH BAY VILLAGE, FL
33141

LILLIAN MENENDEZ MARTINEZ
7933 WEST DR #402
NORTH BAY VILLAGE, FL
33141

EVELYN RUTH PROENZA
16786 SW 51 ST
MIRAMAR, FL
33027

EVELYN RUTH PROENZA
16786 SW 51 ST
MIRAMAR, FL
33027

RONALD GLENN VAN EVERY &W
ZENIA L
7933 WEST DR #1025
NO BAY VILLAGE, FL
33141-5579

CARLOS A ZUNIGA
7928 WEST DR #301
MIAMI BEACH, FL
33141-5566

JAVIER G ROBAYO &W LAURA
7928 WEST DR #401
MIAMI BEACH, FL
33141-5566

DANIEL DIEZ &W GADELAY
6794 SW 94 ST
PINECREST, FL
33156-1735

ALTEA GROUP LLC
1549 NE 123 ST
NORTH MIAMI, FL
33161

7928 LLC
700 NE 90 ST
MIAMI, FL
33138

YOLANDA LEE
7928 WEST DR #801
NORTH BAY VILLAGE, FL
33141-5553

GERMAN LIUBITCH
7928 WEST DR #901
NORTH BAY VILLAGE, FL
33141

Agenda Item 14B

CESAR MACEDO REIS &W TERESA C
7928 WEST DR UNIT PH-1
NO BAY VILLAGE, FL
33141-5552

JOSE MANUEL GORIS
201 CRANDON BLVD #420
KEY BISCAVNE, FL
33149

JEAN CLAUDE BREDON
7928 WEST DR 402
NORTH BAY VILLAGE, FL
33141

ISAIAS CRUZ
7928 WEST DR UNIT 502
NO BAY VILLAGE, FL
33141-5566

MARLENE D FERNANDEZ
5556 GREENWOOD CIR
NAPLES, FL
34112

GEORGE TRYPIS
1763 PHARMACY AVENUE
ONTARIO TORONTO M1T 1H4
-

7928 W DR 802 LLC
501 GRAND CONCOURSE
MIAMI SHORES, FL
33138

GERMAS LLC
20900 NE 30 AVE STE 210
AVENTURA, FL
33180

MAUREEN THERESE RUBADIRI TRS
303 PARK AVE SOUTH #1032
NEW YORK, NY
10010

RICHARD VELAZQUEZ
12240 SW 2 ST
MIAMI, FL
33184-1502

LEA KERNITZKY &H
11715 SW 142 PL
MIAMI, FL
33186-8604

ODALYS BECERRA
7928 WEST DR #503
MIAMI, FL
33141-5566

GAETANO S MIGLIACCIO
7928 WEST DR 603
NORTH BAY VILLAGE, FL
33141

HARBOR ISLAND INTERNATIONAL
LLC
7975 SW 162 ST
PALMETTO BAY, FL
33157

QUANG VINH PROPERTIES LLC
2100 PONCE DE LEON BLVD 730
CORAL GABLES, FL
33143

CARNELTON LLC
2690 WESTON RD #200
WESTON, FL
33331

CLAUDIA J ALVAREZ
7928 WEST DR UNIT PH3
NORTH BAY VILLAGE, FL
33141

ROBERTO COLLANTES &W NATALIA
7928 WEST DR #304
NORTH BAY VILLAGE, FL
33141-5566

HERNAN CERVETTO
7928 WEST DR #404
MIAMI, FL
33141

Agenda Item 14B

KARINA B GONZALEZ
540 BRICKELL KEY DR APT 1504
MIAMI, FL
33131-3534

MERCI LUCIE CORP
1305 SW 21 ST
MIAMI, FL
33145

DORA L ECHEVERRY
7928 WEST DR #704
NO BAY VILLAGE, FL
33141-5567

TODD BRUBAKER
245 PERKINS ST #68
OAKLAND, CA
94610

ARMANDO GUERRA
7928 WEST DR # 904
NORTH BAY VILLAGE, FL
33141

NBV PROPERTIES LLC
PO BOX 268525
WESTON, FL
33326

FRANCISCO & ROSA GUZHNAV
7928 WEST DR UNIT 305
MIAMI BEACH, FL
33141-5566

LORRAINE GUEVARA
419 PALMERSTON BLVD
TORONTO ONTARIO M6G 2N9
-

DAVID FRIEDMAN
PO BOX 19595
FORT LAUDERDALE, FL
33318-0595

MYRIAM AMBRIOSE LOHR
7928 WEST DR 605
NORTH BAY VILLAGE, FL
33141

CLAUDIA ESTRADA
5600 NE 4 AVE 603
MIAMI, FL
33137

DELIA I GOMEZ
7928 WEST DRIVE #805
NO BAY VILLAGE, FL
33141-5553

ERIC KELLER
7928 WEST DR 905
NORTH BAY VILLAGE, FL
33141

ADRIANA M DIAZ
7928 WEST DR # PH5
MIAMI BEACH, FL
33141

MICHAEL P CLOMEGAH
7928 WEST DR UNIT 306
MIAMI BEACH, FL
33141

DAVID IRIZARRY
7928 WEST DR # 406
NORTH BAY VILLAGE, FL
33141

ANA JULIA FONSECA
7928 WEST DR APT 506
NO BAY VILLAGE, FL
33141-5566

DANIEL L HERNANDEZ
7928 W DR #606
N BAY VILLAGE, FL
33141

OLGA PALERMO TRS
32 FOREST RIDGE RD
NYACK, NY
10960

RUFINO REINALDO SANCHEZ TRS
1867 SW 11 TER
MIAMI, FL
33135

7928 WEST 906 LLC
7928 WEST DRIVE #906
NORTH BAY VILLAGE, FL
33141

KRISZTINA SZILAGYI
7928 WEST DR # PH6
NORTH BAY VILLAGE, FL
33141

LISA HALLORAN
7935 E DR #404
N BAY VILLAGE, FL
33141

WILLIAM GLICHRIST
800 WEST AVE #724
MIAMI BEACH, FL
33139

MARIO SANABRIA
7928 WEST DR 507
NORTH BAY VILLAGE, FL
33141

ADRIAN R SOSA
7928 WEST DR 607
NORTH BAY VILLAGE, FL
33141

JOHN J WOODS
6538 COLLINS AVE #514
MIAMI BEACH, FL
33141

SUZANNE RENEE MOTOLA
7928 W DR #807
NORTH BAY VILLAGE, FL
33141

SACHIN BHANDARI
7928 WEST DR 907
N BAY VILLAGE, FL
33141

BALL CAT LLC
2315 NW 107 AVE BOX 110
MIAMI, FL
33172

JESENIA CARNERO
7928 WEST DR 308
NORTH BAY VILLAGE, FL
33141

KARIMA HUDSON
7928 W DR 408
NORTH BAY VILLAGE, FL
33141

ALEXANDRA SUAREZ &
7928 WEST DR #508
N BAY VILLAGE, FL
33141-5566

VIVIAN HAYDAR
5905 SAN VICENTE ST
CORAL GABLES, FL
33146-2728

MOSHE MALKI & W VIRGINIA
333 NORTH SHORE DR
MIAMI BEACH, FL
33141-2427

Agenda Item 14B

SILVIA M VARELA
7928 WEST DR #808
NO BAY VILLAGE, FL
33141-5553

GENAKER CORP
8603 S DIXIE HIGHWAY STE 218
MIAMI, FL
33143

NEW FUTURE WORLD
INVESTMENTS LLC
14221 SW 120 ST STE 203
MIAMI, FL
33186

BIS CONCEPTS LLC
7525 ADVENTURE AVE
N BAY VILLAGE, FL
33141

YVES G & YVAN MARONIER
7928 WEST DR #409
MIAMI, FL
33141-5566

MICHAEL MEYER
PO BOX 531262
MIAMI, FL
33153

PATRICK GEVAS
7928 WEST DR 609
NORTH BAY VILLAGE, FL
33141

FREEDOM RC LLC
1500 BAY ROAD # 610
MIAMI BEACH, FL
33139

JOHN WARD
PO BOX 374
WINCHESTER, MA
01890

MAXIME A POPA
8248 SW 1 MANOR
CORAL SPRINGS, FL
33071

CAROLE A GIANQUITTO LE
236 SWAIN POND AVE
MELROSE, MA
02176

ADA V ALLEGUE
7928 WEST DR UNIT 310
MIAMI BEACH, FL
33141-5566

EWA SAMULSKA
25 RUE VICTOR HUGO
COURBEVOIE, 92400
-

LEE T ANDERSON
7928 WEST DR 510
NORTH BAY VILLAGE, FL
33141

VIVIAN GONZALEZ
1635 NW 15 ST
MIAMI, FL
33125-2463

THOMAS J PARKER
570 GRAND ST #H 1105
NEW YORK, NY
10002

LISA S MEOLI
7928 WEST DR #810
NORTH BAY VILLAGE, FL
33141-5553

ELIZABETH ANN O SHEA
ONE TOMS POINT LN BLDG ONE 2H
PORT WASHINGTON, NY
11050

ALVIE GENTRY
7928 WEST DR # PH 11
NORTH BAY VILLAGE, FL
33141

MARIA LUISA MAGANA
7928 WEST DR #311
NORTH BAY VILLAGE, FL
33141-5566

ZVONIMIR ZIMBREK
7928 WEST DRIVE #411
NORTH BAY VILLAGE, FL
33141

BARBARA ANN NABATOFF
7928 WEST DR #511
NORTH BAY VILLAGE, FL
33141-5566

GABRIEL PASZTOR
19995 NE 5 CT # 2B
MIAMI, FL
33179

YASMINE KOTB
7928 WEST DR 711
NORTH BAY VILLAGE, FL
33141

HOLGER LUTZ
10826 SW 89 LN
MIAMI, FL
33176

DINA JACK KHAYYAT LE
7928 WEST DR #911
NORTH BAY VILLAGE, FL
33141

ALVIE W GENTRY & JOYCE W
7928 WEST DR #PH11
NO BAY VILLAGE, FL
33141-5552

Agenda Item 14B

NICOLA F BRISUELA 7935 WEST DR #1 NORTH BAY VILLAGE, FL 33141	RONALD T LIBBY TRS 7329 WEST DR UNIT 501 NORTH BAY VILLAGE, FL 33141	KENNETH JOHN DE LORETO JTRS 7929 WEST DR 1501 MIAMI, FL 33141
PEDRO LINARES ZELAYA 7935 WEST DRIVE #2 N BAY VILLAGE, FL 33141-5586	DALE PETER APPLGREEN 260 MAIN STREET DANBURY, CT 06810	JAMES SCHREIBER & 3611 RUGBY RD DURHAM, NC 27707-5456
GLORIA E BAILEN 7935 WEST DR #3 NORTH BAY VILLAGE, FL 33141-5586	DEUTSCHE BANK NA TRS 300 S GRAND AVE 3950 LOS ANGELES, CA 90071	MARIA J VIEIRA 7929 WEST DR #502 NORTH BAY VILLAGE, FL 33141
LORENZO BRITO &W MERCEDES 7935 WEST DR #4 NO BAY VILLAGE, FL 33141-5586	ANDREW ANDRAS 7929 WEST DR 801 NORTH BAY VILLAGE, FL 33141	DINELIA CASTILLO 7929 WEST DR 602 NORTH BAY VILLAGE, FL 33141
7935 W DR UNIT 5 LLC 1825 BAY DR MIAMI BEACH, FL 33141	TONY S ZHANG 7929 W DR #901 NORTH BAY VILLAGE, FL 33141	MAR MIO ENTERP L L C 7929 WEST DR #702 NO BAY VILLAGE, FL 33141-5564
LILIAM BRITO 7935 WEST DR #6 NO BAY VILLAGE, FL 33141-5590	ANA SYRKIN 5706 CATHERWOOD DR LA CANADA, CA 91011	G2 GROUP LLC 1620 WEST 21 ST MIAMI BEACH, FL 33140
7935 WEST DRIVE UNIT 7 LLC 1825 BAY DR MIAMI BEACH, FL 33141	KRAM CAPITAL CORPORATION 7929 WEST DR #1101 NORTH BAY VILLAGE, FL 33141	ALEXANDRA WARTER PARAGUAY 3788 PISO 1 DEPT 5 BUENOS AIRES -
MELISA BRITO 7935 WEST DR #8 NO BAY VILLAGE, FL 33141-5590	ZACHARY FELTER 7929 WEST DR 1201 NORTH BAY VILLAGE, FL 33141	CANDACE BROWN 7929 WEST DR 1002 NORTH BAY VILLAGE, FL 33141
JUSTIN FUHRMANN 9655 E BAY DR #7N BAY HARBOR, FL 33154	BLACKWELL ESTATES LLC 2425 N CENTER ST #348 HICKORY, NC 28601	ALEXANDRA GLOC 7929 WEST DR #1102 NO BAY VILLAGES, FL 33141-3354

Agenda Item 14B

BLUE BAY 1202 LLC
7929 WEST DR #1202
NORTH BAY VILLAGE, FL
33141

B & G REAL ESTATE INVEST INC
465 BRICKELL AVE 1503
MIAMI, FL
33131

GENNARO PHILIPPE MEOLI JTRS
7929 WEST DR # 1502
NORTH BAY VILLAGE, FL
33141

B & G REAL ESTATE INC
465 BRICKELL AVE 1503
MIAMI, FL
33131

JOSE M VALDIVIA JR
7929 WEST DR 503
NORTH BAY VILLAGE, FL
33141

PEDRO GALDAMEZ
7929 WEST DR 603
NORTH BAY VILLAGE, FL
33141

GUSTAVO BIAGGI
7929 WEST DR UNIT 703
NORTH BAY VILLAGE, FL
33141

ROBERT TILLEY LE
23 PARKCREST DR
SCARBOROUGH M1M 2Y9, ON
-

JORGE FERNANDEZ
7929 WEST DR 903
NORTH BAY VILLAGE, FL
33141

TAKAYUKI KASHIWAGI
7929 WEST DR #1003
NORTH BAY VILLAGE, FL
33141

LINE WEIL
4828 LOOP CENTRAL DR
HOUSTON, TX
77081

BLUE BAY 1203 LLC
5161 NW 79 AVE #12
MIAMI, FL
33166

JEAN C MURAT
7929 W DR #1403
N BAY VILLAGE, FL
33141

LORIE FALE MCDONALD
7929 WEST DR 1503
NORTH BAY VILLAGE, FL
33141

VINCENT J DICCE &
7929 WEST DR #1601
NORTH BAY VILLAGE, FL
33141-5565

CORNELIS KUYPER
7929 W DR UNIT 1602
NORTH BAY VILLAGE, FL
33141

CHRISTIAN RASSINOX
7934 WEST DR 501
NORTH BAY VILLAGE, FL
33141

DOREEN LIMA
7934 WEST DR 601
MIAMI BEACH, FL
33141

BARBARA S DIAMOND
7934 WEST DR #701
NORTH BAY VILLAGE, FL
33141

ENRIQUE ESCOBAR & W CLARA
SUSANA
10600 NW 37 TERR
DORAL, FL
33178-4207

ERIKA KULCSAR
3199 O OCEAN DE #206E
HALLANDALE, FL
33009

STACEY M MEACHAM
7934 WEST DR #1001
NORTH BAY VILLAGE, FL
33141

STEVEN E KRUEGER
200 N MAPLE AVE #314
FALLS CHURCH, VA
22046

SVETLANA KOSTIC
7934 WEST DR 1201
NORTH BAY VILLAGE, FL
33141

GIOVANNA GORI JTRS
7934 W DR #1401
MIAMI BEACH, FL
33139

PETER J ANCONA
7934 WEST DR 1501
NORTH BAY VILLAGE, FL
33141

JED R FRIEDMAN
7934 WEST DR 1601
NORTH BAY VILLAGE, FL
33141

Agenda Item 14B

CHRISTIAN RASSINOUX
7934 WEST DR 501
NORTH BAY VILLAGE, FL
33141

WILLIAM GULLOUARD
11402 NW 41 ST
MIAMI, FL
33178

DAVID M CROWDER &
7934 WEST DR #702
NORTH BAY VILLAGE, FL
33141-5574

STELLA BARBA
7934 WEST DR # 802
NORTH BAY VILLAGE, FL
33141

PAUL J KEMPINSKI
7934 WEST DR #902
NORTH BAY VILLAGE, FL
33141

ANTHONY DESANTIS
7934 WEST DR # 1002
NORTH BAY VILLAGE, FL
33141

MARTIN ESEVERRI
7934 WEST DR 1102
MIAMI, FL
33141

TARIK ADIL
7934 WEST DR #1202
NORTH BAY VILLAGE, FL
33141

JORGE COLON
7934 WEST DR #1402
MIAMI BEACH, FL
33141-3359

SPACE1502 LLC
4045 SHERIDAN AVE #422
MIAMI BEACH, FL
33140

LONGUE ECHEANCE LLP
1701 HERMAN DR #1502
HOUSTON, TX
77004

SERGIO FLEITES
1777 DAYTONA RD
MIAMI BEACH, FL
33141

SCMIAMI LLC
1900 N BAYSHORE DR 1 A
MIAMI, FL
33132

WALTER MAKAULA
7934 WEST DR 803
NORTH BAY VILLAGE, FL
33141

KEITH LUDWIGSEN
7934 WEST DR 903
NORTH BAY VILLAGE, FL
33141

MARK HOWARD LOWELL
7934 WEST DR 1003
NORTH BAY VILLAGE, FL
33141-5593

ANGEL DERUVO
47 CEDAR TER
STATEN ISLAND, NY
10304

H C C REAL ESTATE CORP
PO BOX 147
OYSTER BAY, NY
11771

WILLIAM NIEBERG
2313 EAST 69 STREET
BRONX, NY
11234

WYNN DAN
7934 WEST DRIVE #1503
N BAY VILLAGE, FL
33141

JAVIER DESENTIS
8640 LEWIS RIVER RD
DELRAY BEACH, FL
33446

DIEGO A ACOSTA
7934 WEST DR # 504
NORTH BAY VILLAGE, FL
33141

BLAS MINARRO
7934 WEST DR 604
NORTH BAY VILLAGE, FL
33141

MOIRA GALIN &W
7934 W AVE #704
N BAY VILLAGE, FL
33141

CHRISTINE WILHITE
7934 WEST DR #1001
NORTH BAY VILLAGE, FL
33141

SHAHRAM TAMAMI
8815 VICTORY LN
POTOMAC, MD
20854

MAGENTA LIMITED GROUP LLC
1 COCONUT LN
KEY BISCAYNE, FL
33149-1913

Agenda Item 14B

LISSA WHITEHEAD
7934 WEST DR # 1104
NORTH BAY VILLAGE, FL
33141

LUPO LEONE LLC
9100 S DADELAND BLVD #912
MIAMI, FL
33156

LUBOMIR DVONC
7934 WEST DR 1404
NORTH BAY VILLAGE, FL
33141

WYNN DAN
6815 BISCAYNE BLVD #103-198
MIAMI, FL
33138

5 CORAZONES LLC
187 N SHORE DR STE 187-4
MIAMI BEACH, FL
33141

MOYEN TERM LLC
1701 HERMANN DR #1502
HOUSTON, TX
77004

KATIA P IOLE
7934 W DRIVE #605
NORTH BAY VILLAGE, FL
33141

VERY LUCKY SPACE LLC
1400 LINCOLN RD #504
MIAMI BEACH, FL
33139

AIRES BALIEIRO
7934 WEST DR 805
NORTH BAY VILLAGE, FL
33141

MARC ILOUZ
7934 WEST DR #905
NORTH BAY VILLAGE, FL
33141

MARK L JOSEPH
7394 WEST DR #1005
MIAMI BEACH, FL
33141

PUNTA HERMOSA INC
10600 NW 37 TER
DORAL, FL
33178

PETER NEIBERG
1764 E 19TH ST #1-C
BROOKLYN, NY
11229

CARIATIDE LLC
PO BOX 414377
MIAMI BEACH, FL
33141

5060 NBR LLC
5060 N BAY RD
MIAMI BEACH, FL
33140

CENK SENGUN
7934 WEST DR #1605
NORTH BAY VILLAGE, FL
33141

TROPICAL DEVELOPERS GROUP
INC
5752 SW 77 TERR
S MIAMI, FL
33143

TROPICAL DEVELOPERS GROUP
INC
5752 SW 77 TERR
S MIAMI, FL
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TROPICAL DEVELOPERS GROUP
INC
5752 SW 77 TERR
S MIAMI, FL
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TROPICAL DEVELOPERS GROUP
INC
5752 SW 77 TERR
S MIAMI, FL
33143

FELIPE LATA
10001 NW 135 ST
HIALEAH GARDENS, FL
33018

TROPICAL DEVELOPERS GROUP
INC
5752 SW 77 TERR
S MIAMI, FL
33143

TROPICAL DEVELOPERS GROUP
INC
5752 SW 77 TERR
S MIAMI, FL
33143

FELIPE LATA
10001 NW 135 ST
HIALEAH GARDENS, FL
33018

CHRISTINA KAY KOPPES
7918 HARBOR ISLAND DR #210
NORTH BAY VILLAGE, FL
33141-3374

E & V HOLDINGS LLC
1185 BRITTMORE RD
HOUSTON, TX
77043

OCTAGON REAL EST INVEST LLC
PO BOX 145396
CORAL GABLES, FL
33114-5396

Agenda Item 14B

SUTARIA FAMILY REALTY LLC
2 SHADY LN
SYOSSET, NY
11791

CARLOS BORGES
900 BISCAYNE BLVD #2008
MIAMI, FL
33132

E AND V HOLDINGS LLC
7918 HARBOR ISLAND DR 312
NORTH BAY VILLAGE, FL
33141

ENRIQUE SUAREZ
12359 SW 132 CT
MIAMI, FL
33186

SOLEX INVESTMENTS LLC
2646 NW 97 AVE
DORAL, FL
33172

E&V HOLDINGS LLC
1185 BRITMOORE RD
HOUSTON, TX
77043

MILHUA LLC
12550 BISCAYNE BLVD 311
NORTH MIAMI, FL
33181

L & L 360 LLC
2333 BRICKELL AVE SUITE D1
MIAMI, FL
33129

SOLEX INVESTMENTS LLC
2646 NW 97 AVE
DORAL, FL
33172

MARIA RITA GUZMAN PORTELA
7918 HARBOR ISLAND DR #110
NORTH BAY VILLAGE, FL
33141

MILHUA LLC
12550 BISCAYNE BLVD #311
NORTH MIAMI, FL
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Agenda Item 14B

Agenda Item 14B

CURRENT OCCUPANT
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Agenda Item 14B

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Agenda Item 14B

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Agenda Item 14B

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Agenda Item 14B

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Agenda Item 14B

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Agenda Item 14B

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33141-0000

CURRENT OCCUPANT
360 HARBOR ISLAND DR 4
North Bay Village FL
33141-0000

CURRENT OCCUPANT
360 HARBOR ISLAND DR 12
North Bay Village FL
33141-0000

CURRENT OCCUPANT
360 HARBOR ISLAND DR 5
North Bay Village FL
33141-0000

CURRENT OCCUPANT
360 HARBOR ISLAND DR 13
North Bay Village FL
33141-0000

CURRENT OCCUPANT
360 HARBOR ISLAND DR 6
North Bay Village FL
33141-0000

CURRENT OCCUPANT
360 HARBOR ISLAND DR 14
North Bay Village FL
33141-0000

CURRENT OCCUPANT
360 HARBOR ISLAND DR 7
North Bay Village FL
33141-0000

CURRENT OCCUPANT
360 HARBOR ISLAND DR 8
North Bay Village FL
33141-0000

CURRENT OCCUPANT
360 HARBOR ISLAND DR 9
North Bay Village FL
33141-0000

Agenda Item 14BSUNDAY NOVEMBER 4 2018
MIAMIHERALD.COM

NEIGHBORS

13NE



**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, NOVEMBER 13, 2018** AT 6:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT VILLAGE HALL, 1666 KENNEDY CAUSEWAY, #101, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUESTS:

1. AN APPLICATION BY SAMER EL FASHNY, PROPERTY OWNER OF 1550 SOUTH TRESURE DRIVE, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 1550 SOUTH TRESURE DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT LIMIT AND 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.
2. AN APPLICATION BY OLIVER PFEFFER, PROPERTY OWNER OF 7610 MIAMI VIEW DRIVE, NORTH BAY ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 7610 MIAMI VIEW DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT LIMIT AND 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.
3. AN APPLICATION BY FELIPE LATA, PROPERTY OWNER OF 7929 WEST DRIVE, UNIT 8, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR INSTALLATION OF A NEW BOATLIFT AND AN ACCESS PLATFORM BEYOND THE 25 FOOT LIMIT ON AN EXISTING DOCK IN SLIP #5 AT AN EXISTING MARINA AT 7929 WEST DRIVE, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTION 9.12(B) 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 PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE). THIS HEARING MAY BE CONTINUED FROM TIME TO TIME AS NECESSARY, AS DETERMINED BY THE VILLAGE COMMISSION.

GRACIELA MARIOT, INTERIM VILLAGE CLERK
(October 29, 2018)

Agenda Item 14B



North Bay Village

Administrative Offices

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

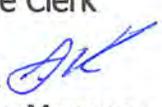
Tel: (305) 756-7171 | Fax: (305) 756-7722 | Website: www.nbvillage.com

MEMORANDUM

North Bay Village

DATE: December 31, 2018

TO: Graciela Mariot
Interim Village Clerk

FROM: Lewis Velken, 
Interim 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, GRANTING A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT CODE, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 7929 WEST 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.

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

LV:gm

Agenda Item 14B

RESOLUTION NO. _____

1
2
3 **A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE,**
4 **FLORIDA, GRANTING A WAIVER, PURSUANT TO SECTION**
5 **9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT CODE,**
6 **FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 7929**
7 **WEST DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT**
8 **LIMIT; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE**
9 **REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR**
10 **APPEAL; PROVIDING FOR VIOLATIONS; AND PROVIDING FOR**
11 **AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE**
12 **MANAGER LEWIS VELKEN)**
13

14 **WHEREAS,** Felipe Lata has requested a Building Permit to construct a new dock and
15 boatlift at 1700 South Treasure Drive, Treasure Island, in the RS-2, Medium Density Single-
16 Family Zoning District, North Bay Village, Florida; and
17

18 **WHEREAS,** Pursuant to Section 9.12 of the Village Code, docks are to be constructed
19 no more than 25 feet perpendicular from the seawall or shoreline into any waterway within the
20 corporate limits of the Village, unless such construction is necessary based on federal, state, or
21 local laws; and
22

23 **WHEREAS,** the structures will extend 30 feet from the existing seawall into Biscayne
24 Bay; and
25

26 **WHEREAS,** the Department of Regulatory and Economic Resources (DERM) has
27 granted preliminary approval of the dock and boatlift; and
28

29 **WHEREAS,** Section 9.12(B) authorizes the Village Commission to consider the approval
30 of docks greater than 25 feet upon the following determination:
31

- 32 1. If Miami-Dade Department of Environmental Management has required specific
33 depth or location criteria; and
- 34 2. If the applicant has provided to the Village notarized letter(s) of consent from
35 adjoining riparian property owners; and
- 36 3. If the Village has received any letter(s) of objection form adjoining riparian
37 property owners; and
- 38 4. Any other factors relevant to the specific site.
39

40 **WHEREAS,** Sections 9.12 of the North Bay Village Code of Ordinances require all
41 applications for construction of docks and boatlifts to be approved by the Village Commission;
42 and
43

44 **WHEREAS,** in accordance with Section 9.12 of the Village Code, a public hearing by the
45 Village Commission was noticed for November 13, at 6:30 p.m. at Village Hall, 1666 Kennedy
46 Causeway, Suite 101, North Bay Village, Florida 33141 and all interested parties have had the
47 opportunity to address their comments to the Village Commission.
48

Agenda Item 14B

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

51
52 **Section 1. Recitals.**

53
54 The above recitals are true and correct and incorporated into this Resolution by this reference.
55

56 **Section 2. Findings.**

57
58 In accordance with Section 5.4 of the Village Code, the Village Commission, having considered
59 the testimony and evidence in the record presented by all parties, finds that the dock and the
60 boatlift are safe and environmentally compatible.
61

62 **Section 3. Grant.**

63
64 In accordance with Section 9.12(B) of the North Bay Village Code of Ordinances, a waiver is
65 granted to construct a dock and a boatlift, which structures will extend 30 feet from the existing
66 seawall into Biscayne Bay as requested by Felipe Lata for the property situated at 7929 West
67 Drive.
68

69 **Section 4. Conditions.**

70
71 Approval is granted with the condition that the following items are met prior to issuance of a
72 Building Permit:
73

- 74 1. A safety light shall be placed on at least one of the boatlift pilings which is
75 furthest from the seawall. The light shall be illuminated from one half hour
76 prior to sunset to one half hour after sunrise.
77
- 78 2. Compliance with all state, federal, and environmental laws including, but not
79 limited to, compliance with a State Programmatic General Permit as may be
80 required by the U.S. Army Corps of Engineers. All applicable state and
81 federal permits must be obtained before commencement of construction.
82
- 83 3. Building permits and related approvals must be obtained from the Building
84 Official prior to commencement of construction.
85
- 86 4. Cost recovery charges must be paid pursuant to Section 5.12. Specifically, no
87 new development application shall be accepted and no building permit shall be
88 issued for the property until all application fees, cost recovery deposits and
89 outstanding fees and fines related to the property (including fees related to any
90 previous development proposal applications on the property), have been paid in
91 full.
92
- 93 5. Authorization or issuance of a building permit by the Village does not in any
94 way create a right on the part of the applicant to obtain a permit from a state
95 or federal agency, and does not create liability on the part of the Village for
96 issuance of a building permit, if the applicant fails to obtain requisite
97 approvals or fulfill the obligations imposed by a state or federal agency or
98 undertakes action that results in a violation of federal or state law.

Agenda Item 14B

99 **Section 5. Appeal.**

100
101 In accordance with Section 4.6 of the Village Code, the Applicant, or any aggrieved property
102 owner, may appeal the decision of the Village Commission by filing a Writ of Certiorari to the
103 Circuit Court of Miami-Dade County, Florida, in accordance with the Florida Rules of Appellate
104 Procedure.

105
106 **Section 6. Violation of Terms and Conditions.**

107
108 Failure to adhere to the terms and conditions contained in this Resolution in Section 4 shall be
109 considered a violation of this Resolution, and persons found violating the conditions shall be
110 subject to the penalties prescribed by the Village Code, including but not limited to the
111 revocation of any of the approval(s) granted in this Resolution.

112
113 The Applicant understands and acknowledges that it must comply with all other applicable
114 requirements of the Village Code before it may commence construction or operation, and that
115 the foregoing approval in this Resolution may be revoked by the Village at any time upon a
116 determination that the Applicant is in non-compliance with the Village Code.

117
118 **Section 7. Effective Date.**

119
120 This Resolution shall become effective upon its adoption.

121
122 The motion to adopt the foregoing Resolution was offered by _____, seconded by
123 _____. The votes were as follows:

124
125 **FINAL VOTE AT ADOPTION:**

Mayor Brent Latham _____
Vice Mayor Marvin Wilmoth _____
Commissioner Jose R. Alvarez _____
Commissioner Julianna Strout _____
Commissioner Andreana Jackson _____

126
127
128 **PASSED AND ADOPTED** this _____ day of _____ 2018.

129
130
131 _____
132 Brent Latham
133 Mayor

134 **ATTEST:**
135 _____
136 Graciela Mariot
137 Interim Village Clerk
138

Agenda Item 14B

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

141 _____

142
143 Norman C. Powell, Esq.
144 Village Attorney

145
146
147
148 North Bay Village Resolution: Approving Dock for 7929 West Drive
149

Agenda Item 14C



Staff Report Site Plan

*Prepared for: North Bay Village,
Commission*

Applicant: Benihana National of Florida Corp

Site Address: 1665 Kennedy Causeway

*Request: Site Plan Approval for Benihana
Restaurant*

Agenda Item 14C

General Information

Applicant:	Benihana National of Florida Corp
Applicant Address:	21500 Biscayne Blvd, Suite 900, Aventura, FI 33180
Site Address:	1665 Kennedy Cswy
Contact Person:	Travis Radak
Phone Number:	561-283-0721
E-mail Address	tradak@radakovichinc.com

	Existing
Future Land Use	Commercial
Zoning District	CG (General Commercial)
Use of Property	Restaurant
Acreage	1.085 acres (47,250 sq ft)

Legal Description of Subject Property

The Easterly 262.5 feet of the Westerly 1,262.50 feet of the following described tract of land as measured along a line running at right angles to the Westerly line of said tract:

Commence at the ½ mile post on the West line of Section 9, Township 53 South, Range 42 East, Miami-Dade County, Florida, as shown on the Map of Highway Right-of-Way of Proposed Northeast Seventy-Ninth Street Causeway, which is recorded in Plat Book 25, at Page 70, of the Public Records of Dade County, Florida, run North 88°41'24" East, 1,960 feet; thence North 01°37'08" feet to the Point of Beginning of the hereinafter described tract of land:

Thence continue North 01°37'08" West 129.730 feet to the point of curve of a curve to the right; thence to the right along said curve having an interior angle of 90°18'32" and a radius of 50.00 feet for an arc distance of 78.809 feet to a point of tangency; thence North 88°41'24" East 2,169.970 feet to the point of curvature of a curve to the right thence to the right along said curve having an interior angle of 44°32'45" and a radius of 600.00 feet for an arc distance of 466.483 feet to a point of tangency; thence South 46°45'51" East 102.180 feet to the point of intersection with the Northerly line of the existing right-of-way of said Northeast Seventy-Ninth Street Causeway; thence in a Southwesterly, Northwesterly and Westerly direction along the Northerly line of said existing right-of-way to the Point of Beginning.

Agenda Item 14C

Adjacent Land Use Map Classifications and Zoning District

North	Future Land Use	Water
	Zoning District	Water
	Existing Land Use	Biscayne Bay
East	Future Land Use	Commercial
	Zoning District	General Commercial
	Existing Land Use	Office
South	Future Land Use	Commercial
	Zoning District	General Commercial
	Existing Land Use	Office, Restaurant and Service Commercial
West	Future Land Use	Commercial
	Zoning District	General Commercial
	Existing Land Use	Residential Condominium

Description of Requests

The applicant is requesting site plan approval, pursuant to Section 5.8 of the North Bay Village Code, for development of a 9,215 square foot commercial restaurant structure in the CG (General Commercial) zoning district.

Adequacy of Public Facilities

Water & Sewer

Water and Sewer utilities will continue to be provided by Miami-Dade County. This applicant is proposing to redevelop an existing restaurant, reducing the total square feet of the structure and the reducing the customer service area. The intensity of use is not increasing. The existing water and sewer facilities should not need expansion.

Traffic

The existing restaurant has 5,375 square feet of customer service area and 77 parking spaces. The proposed restaurant has 3,961 square feet of customer service area and 61 parking spaces. The intensity of use is not increasing, the number of parking spaces is not increasing, and the number vehicle trips generated by the proposed redevelopment should not be significantly greater than the existing restaurant. For this reason, the applicant has requested an exemption from the requirement to conduct a traffic impact study. Staff agrees that a traffic impact study is not warranted for this project.

Agenda Item 14C

Consistency with Comprehensive Plan

Policy	Regulation	Required	Provided
North Bay Village Comprehensive Plan			
Future Land Use Policy 2.1.12	Allowable Uses	A broad range of general and professional office, retail, banking, hotel, service establishments, and high density residential	The proposed restaurant use is consistent with the Commercial Future Land Use Category
Future Land Use Policy 2.1.12	Maximum FAR	3.0	0.2
Future Land Use Policy 2.1.13(1)	Maintenance of commercial areas	Redevelopment of existing commercial uses will not be allowed unless the new development contains a commercial building square footage equal to at least fifty percent (50%) of the existing commercial use	Existing restaurant is 10,400 sq ft. Proposed restaurant building is 9,215 sq ft, which is 89% of the size of the existing.
Future Land Use Policy 2.1.13(2)	Minimum ratio of commercial	There will be no complete substitution of residential for commercial uses in the Village's Commercial Future Land Use category. The minimum cumulative total floor area for commercial uses in all areas designated for the Commercial Future Land Use category is twenty-five percent (25%)	No residential uses are proposed for this project

Agenda Item 14C

Consistency with Land Development Regulations

Section	Regulation	Required	Provided
North Bay Village LDC			
8.10(E)(2)(k)	Uses permitted	Restaurant	In compliance
8.10(E)(5)(a)	Minimum lot area	10,000 sq ft	47,250 sq ft
8.10(E)(5)(a)	Minimum frontage	75 ft	262.5 ft
8.10(E)(5)(b)	Minimum front setback	40 ft	72 ft
8.10(E)(5)(b)	Minimum side setbacks	15 ft, plus five feet for each story over three (proposed structure is single story)	15 ft on west side 125 ft on east side
8.10(E)(5)(b)	Minimum rear setback	25 ft	25.5 ft
8.10(E)(5)(c)	Maximum building height	130 ft or 12 stories, whichever is less	30.5 ft
8.10(E)(5)(c)	Maximum parking levels	2 stories	All parking is ground level surface parking
8.10(E)(5)(d)	Minimum pervious area	20% of total parcel <u>20% of 47,250 = 9,450 sq ft</u>	9,510 sq ft
8.13(E)(1)(a)(1)	Dumpster screening	Trash and garbage facilities shall be within an enclosed, air-conditioned garbage room	Provided
8.13(E)(1)(d)	Dumpster placement	Dumpster enclosures shall be placed in such a manner as to allow sanitation trucks to pick up garbage in a manner they are designed for	In compliance
8.13(E)(1)(e)	Mechanical equipment screening	Roof-mounted mechanical equipment and elevator shafts shall be screened by a parapet wall or grilles, and shall be painted in muted colors or match the building and shall not be visible from the street.	In compliance

Agenda Item 14C

Section	Regulation	Required	Provided
8.13(E)(1)(f)	Mechanical equipment location	Service bays, mechanical (HVAC) equipment and delivery areas should be located away from and not visible from the streets, waterways, sidewalks, and adjacent properties.	In compliance
8.13(E)(1)(g)	Mechanical equipment screening	Service bays, ground-mounted air conditioning units, and other mechanical equipment shall be screened from public and on-site pedestrian view, and buffered	In compliance
8.13(E)(1)(h)	Delivery Area	Delivery areas should not be used for the storage of vehicles or materials	In compliance
9.3(C)(3)(g)	Minimum number of parking spaces	One space for each 75 square feet of customer service area <u>$3,961 / 75 = 53$ spaces required</u>	61 parking spaces
9.3(E)(4)	Minimum standard parking space dimensions	9 ft by 18 ft	In compliance
9.3(E)(4)	Minimum compact parking space dimensions	8 ft by 16 ft	N/A
9.3(E)(4)	Minimum ADA parking space dimensions	Must comply with all applicable accessibility standards	In compliance
9.3(E)(5)(a)	Compact parking to be approved by Village Commission	Special use exception approval from Village Commission required for compact parking utilization.	N/A
9.3(E)(5)(a)	Maximum number of compact parking spaces	If approved by Commission, 20% of total required parking spaces may be compact spaces	N/A

Agenda Item 14C

Section	Regulation	Required	Provided
9.3(E)(5)(b)	Valet parking required for compact parking	Applicants seeking approval for the use of compact parking spaces shall provide valet parking services in perpetuity	N/A
9.3(E)(6) & Florida Accessibility Code 208.2	Minimum number of ADA spaces	For facilities with 51 to 75 parking spaces, at least 3 parking spaces must be ADA compliant	3 ADA parking spaces provided
9.3(E)(10)	Landscaping required	Use Miami Dade landscape code	See Miami Dade landscape code review below
9.3(E)(11)	Minimum setback of ROW from parking spaces	20 ft	In compliance
9.3(E)(13)	Minimum separation of parking from walkways and streets	Parking spaces shall be separated from walkways, sidewalks, streets, or alleys by an approved wall, fence, curbing, or other protective device	In compliance
9.3(E)(16)	Back-out parking prohibition	Parking spaces shall be designed so that no vehicle shall be required to back into a public ROW to obtain egress	In compliance
9.3(E)(17)(b)	Minimum width of maneuvering aisle with 90 degree parking	23 ft	In compliance
9.3(E)(17)(f)(2)	Minimum width of 2-way access aisle	23 ft	In compliance
9.4(A)(4)	Loading and standard parking space restriction	No areas supplied to meet required off-street parking facilities may be utilized to meet the requirements for loading spaces.	In compliance

Agenda Item 14C

Section	Regulation	Required		Provided
9.4(B)(1)	Minimum number of loading spaces for multi-family	Gross floor area	Spaces	1 loading space provided
		<10,000	0	
		10,000-20,000	1	
		20,000-40,000	2	
		40,000-60,000	3	
		>60,000	4	
		<u>9,439 sq ft of gross floor area, 0 loading spaces required</u>		
9.4(C)(1)	Minimum loading space dimensions	12 ft by 30 ft, and at least 14.5 ft of vertical clearance		In compliance
9.4(D)	Loading space joint usage	Loading spaces for two or more uses may be collectively provided if so located as to be usable by all.		N/A
9.11(B)	Miami Dade Shoreline Development Approval Required	Approval from the Miami-Dade County Shoreline Development Review Committee required		Shoreline approval not yet provided
9.12(C)(1)	Seawall maintenance	Seawalls must be kept in good repair		All necessary seawall repairs were recently completed
9.21(C)	Light pole maximum height	20 ft		20 ft
10.5(B)(2)(a)	First finished floor minimum elevation	1 ft above base flood elevation <u>Base flood elevation is 8 ft NGVD at the building site. FFF must be at least 9 ft NGVD</u>		9 ft NGVD
11.9(C)(2)	Maximum number of façade signs for single occupancy establishments	A flat illuminated or nonilluminated sign may be erected on one facade of a building		Plans depict an additional façade sign. Sign variance requested
11.9(C)(2)(b)	Maximum façade sign area for existing establishments	11% of façade area		In compliance

Agenda Item 14C

Section	Regulation	Required	Provided
11.9(C)(3)	Maximum façade sign area for bay frontage	10% of the façade area, with lettering not to exceed 100 sq ft	In compliance
11.9(C)(5)	Maximum detached sign area	100 sq ft per side	99.75 sq ft
11.9(C)(5)	Detached sign location	Shall not be placed in side or rear yards	In compliance
11.9(C)(5)	Minimum detached sign front setback	10 ft	In compliance
11.9(C)(5)	Detached sign maximum height	24 ft	11.5 ft
Miami-Dade Landscaping Chapter 18A			
18A-4(C)	Vegetative survey	A vegetation survey shall be provided for all sites at the same scale as the landscape plan.	Not yet provided
18A-4(D)	Irrigation plan	An Irrigation Plan shall be submitted. Where a landscape plan is required, an irrigation plan shall be submitted concurrently.	Not yet provided
18A-6(A)(5)	Maximum lawn area	20% of percent of the net lot area, less the area covered by buildings. <u>$(47,250 - 9,215) \times 0.2 = 7,607 \text{ sq ft}$</u>	Landscape plan not yet provided
18A-6(C)(1)	Tree height	Except street trees, all trees shall be minimum 10' high with minimum 2" caliper, except that 30% of tree requirement may be met by native species with a minimum 8' height.	Landscape plan not yet provided

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Section	Regulation	Required	Provided
18A-6(C)(2)	Street trees	<p>Street trees shall be provided along all roadways at a maximum average spacing of 35' on center (25' for palms).</p> <p><u>With 265.5 linear foot of frontage, either 8 trees or 11 palms are required.</u></p>	Landscape plan not yet provided
18A-6(C)(3)	Trees under power lines	Where overhead power lines require low growing trees, street trees shall have a minimum height of 8', 1.5" caliper, and a maximum average spacing of 25 feet on center.	Landscape plan not yet provided
18A-6(C)(4)	Palms	Palms which are spaced no more than 25 feet on center and have a 14 foot minimum height or 4 inches minimum caliper diameter may count as a required tree.	Landscape plan not yet provided
18A-6(C)(5)	Number of required trees	<p>222 trees per acre of net lot area</p> <p><u>22 x 1.085 = 24 required trees</u></p>	Landscape plan not yet provided
18A-6(C)(11)	Limitations on required trees	<p>Of the required trees:</p> <p>At least 30% shall be native species.</p> <p>At least 50% shall be low maintenance and drought tolerant.</p> <p>No more than 30% shall be palms</p>	Landscape plan not yet provided

Agenda Item 14C

Section	Regulation	Required	Provided
18A-6(C)(12)	Limitations on required trees	80% of required trees shall be listed in the Miami-Dade Landscape Manual, the Miami-Dade Street Tree Master Plan and/or the University of Florida's Low Maintenance Landscape Plants for South Florida list.	Landscape plan not yet provided
18A-6(D)(1)	Shrubs	<p>All shrubs must be a minimum of 18 inches a time of planting.</p> <p>10 shrubs are required for each required tree.</p> <p>30% shall be native species</p> <p>50% shall be low maintenance and drought tolerant</p> <p>80% of required shrubs shall be listed in the Miami-Dade Landscape Manual, the Miami-Dade Street Tree Master Plan and/or the University of Florida's Low Maintenance Landscape Plants for South Florida list.</p>	Landscape plan not yet provided
18A-6(D)(2)	Shrub buffers	When used as a visual screen, buffer, or hedge, shrubs shall be planted at a maximum average spacing of 30" on center or if planted at a minimum height of 36", shall have a maximum average spacing of 48" on center	Landscape plan not yet provided

Agenda Item 14C

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

Agenda Item 14C

Section	Regulation	Required	Provided
18A-6(J)	Parking lot landscaping	<p>10' square of landscaped area per parking space shall be provided within a parking lot. <u>10 x 65 = 650 sq ft</u></p> <p>Trees shall be planted within the parking lot at a minimum density of 1 tree per 80' square of landscaped area, exclusive of parking lot buffers.</p> <p>Each tree shall have a minimum of 5' of planting area width, exclusive of curb dimension.</p>	<p>~1,000 sq ft landscaped area provided within parking lot</p> <p>Landscape plan not yet provided</p>
Miami-Dade Biscayne Bay Management Plan			
33D-38(1)b	Minimum rear setback	<p>25 ft plus 50% of building height above 35 ft (measured from mean high water line), up to 75 ft maximum.</p> <p><u>~30 ft required</u></p>	<p>Only 25.5 ft</p>

Agenda Item 14C

Section	Regulation	Required	Provided
33D-38(1)c	Public shoreline walkway may be provided when rear setback is not met.	No buildings, accessory uses, belowground structures, ancillary structures or other uses shall be allowed in the setback area described hereinabove. However, if public shoreline walkways are provided, along with covenants and provisions to ensure public use and maintenance of these walkways in perpetuity, then the Committee may recommend that the shoreline setback be decreased.	The site plan does not meet the shoreline setbacks but has been revised to include a public baywalk. Shoreline review staff has informed the Village Zoning department that the latest plans, which includes permeable pavers, are compatible with the Ch 33D principles and design guidelines.
33D-38(2)a	Minimum visual corridor	20% of lot width on one side, with a 20 ft minimum and a 100 ft maximum. Structures not permitted in view corridor. <u>262.5 x 0.2 = 52.5 ft</u>	125 ft view corridor on east side
33D-38(3)	Minimum side setback	Minimum of 25 ft	Only 15 ft west side setback
33D-33(4)	Waiver from County	A waiver may be obtained from the Miami-Dade Shoreline Review Committee for exemption from the above requirements	Not yet provided

Planning & Zoning Board Recommendation

The North Bay Village Planning and Zoning Board recommended approval of the site plan with the staff recommended conditions by a vote of 4-0 on September 4, 2018.

Agenda Item 14C

Staff Recommendation

After the Village Planning & Zoning Board public hearing, the Miami-Dade Shoreline Development Review staff contacted Village staff with concerns regarding this site plan and compliance with the County's Shoreline regulations. Their comments related to setbacks and the lack of a complete public shoreline walkway.

However, since that time, the applicant was worked with the Shoreline review staff and provided revised plans that include a public baywalk. Though the official Shoreline Review approval has not yet been granted, we've received communication from the Shoreline staff that they will be recommending approval of the current plans.

Village Zoning staff is now recommending approval of the applicant's proposed site plan with the following conditions being met prior to the issuance of a building permit:

- 1) Submittal of a vegetative plan which meets Miami-Dade Chapter 18A requirements
- 2) Submittal of an irrigation plan which meets Miami-Dade Chapter 18A requirements
- 3) Submittal of a landscape plan which meets Miami-Dade Chapter 18A requirements
- 4) Site plan approval from Miami-Dade Shoreline Review Committee.
- 5) Payment of any applicable impact fees.
- 6) Cost recovery charges must be paid pursuant to Village Code 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.
- 7) Building permits and related approvals must be obtained from the Building Official prior to commencement of construction.
- 8) 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.
- 9) All applicable state and federal permits must be obtained before commencement of construction.
- 10) Applicant shall not lease or sell parking spaces or charge for parking.
- 11) Staging of construction materials shall not occur on the public right-of-way.

Agenda Item 14C

Submitted by:

James G. LaRue

James G. LaRue, AICP
Planning Consultant
December 5, 2018

Hearing: Village Commission, December 12, 2018

Agenda Item 14C

LETTER FROM MIAMI DADE SHORELINE REVIEW STAFF

Staff and planners associated with SDRC Committee have reviewed your last proposal and it has been found consistent at least with one of the basic requirements established by Chapter 33-D – Shoreline Ordinance which is the provision of a 72” continuous walkway along the shoreline. However, there is a pending issue to resolve, the request of maintain pervious surface over the bay walk; we consider a conflict the request of a pedestrian walkway and have it without being hard surfaced; staff suggests the use of a permeable paving (very often used in landscaping design), or find an alternative as “aqua rock” products ; there is an ample range of products that compliance with the “pervious” requirement without sacrifice the hardscape conditions. (see attached samples).

If you agree to incorporate the innovative permeable covers-pavers, you should move forward with your SDRC application; please proceed to submit your application form together with the plans at your best convenience.

Regards,

Maria Elena Cedeño, LEED AP
Principal Planner – SDRC Coordinator
Development Services Division
**Miami-Dade County Regulatory and
Economic Resources Department**
111 NW 1 Street, 11th Floor
Miami, Florida 33128-1972
305-375-2842 Phone
305-375-2560 fax
cedenma@miamidade.gov

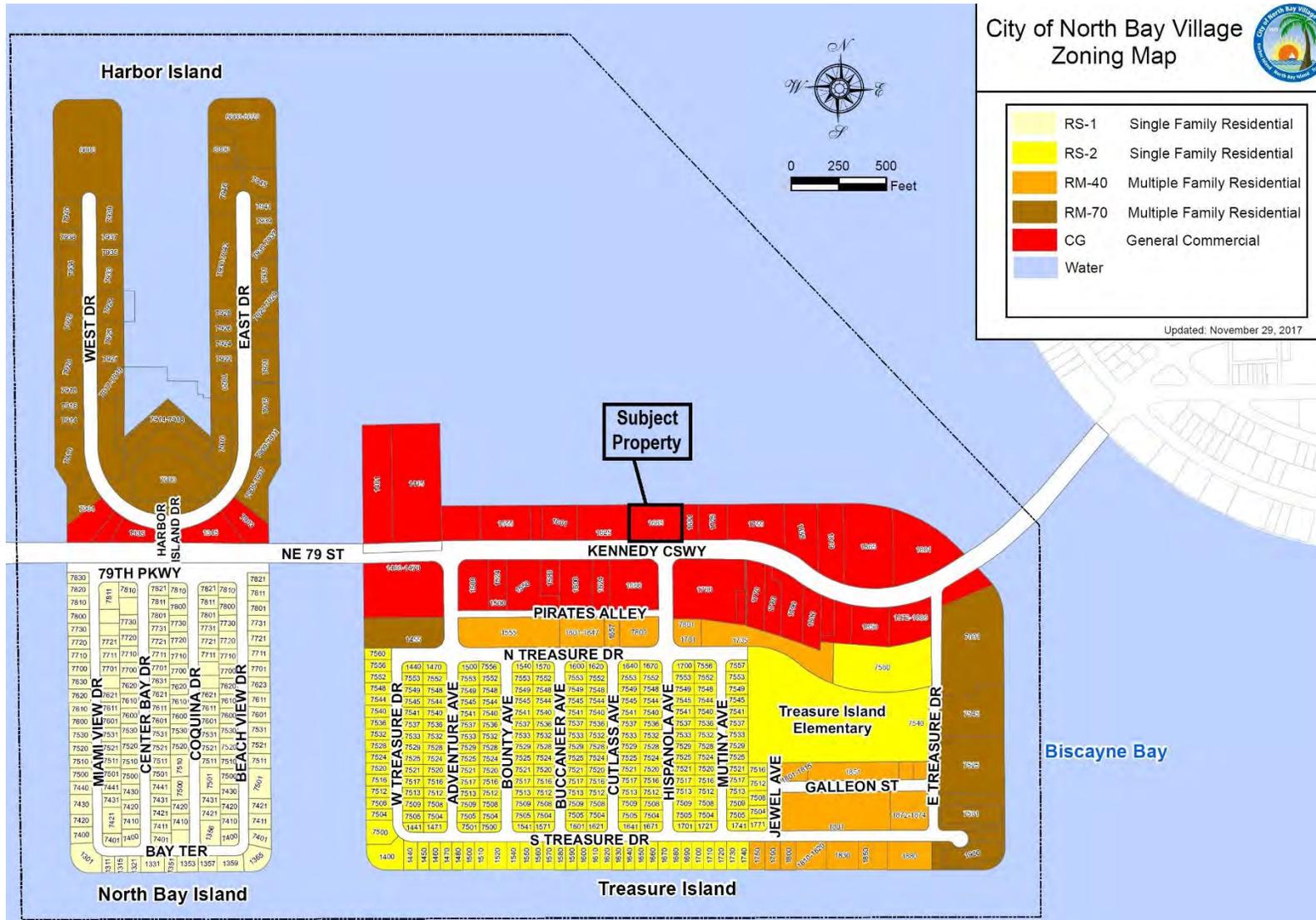
Agenda Item 14C

AERIAL SUBJECT SITE AND ENVIRONS



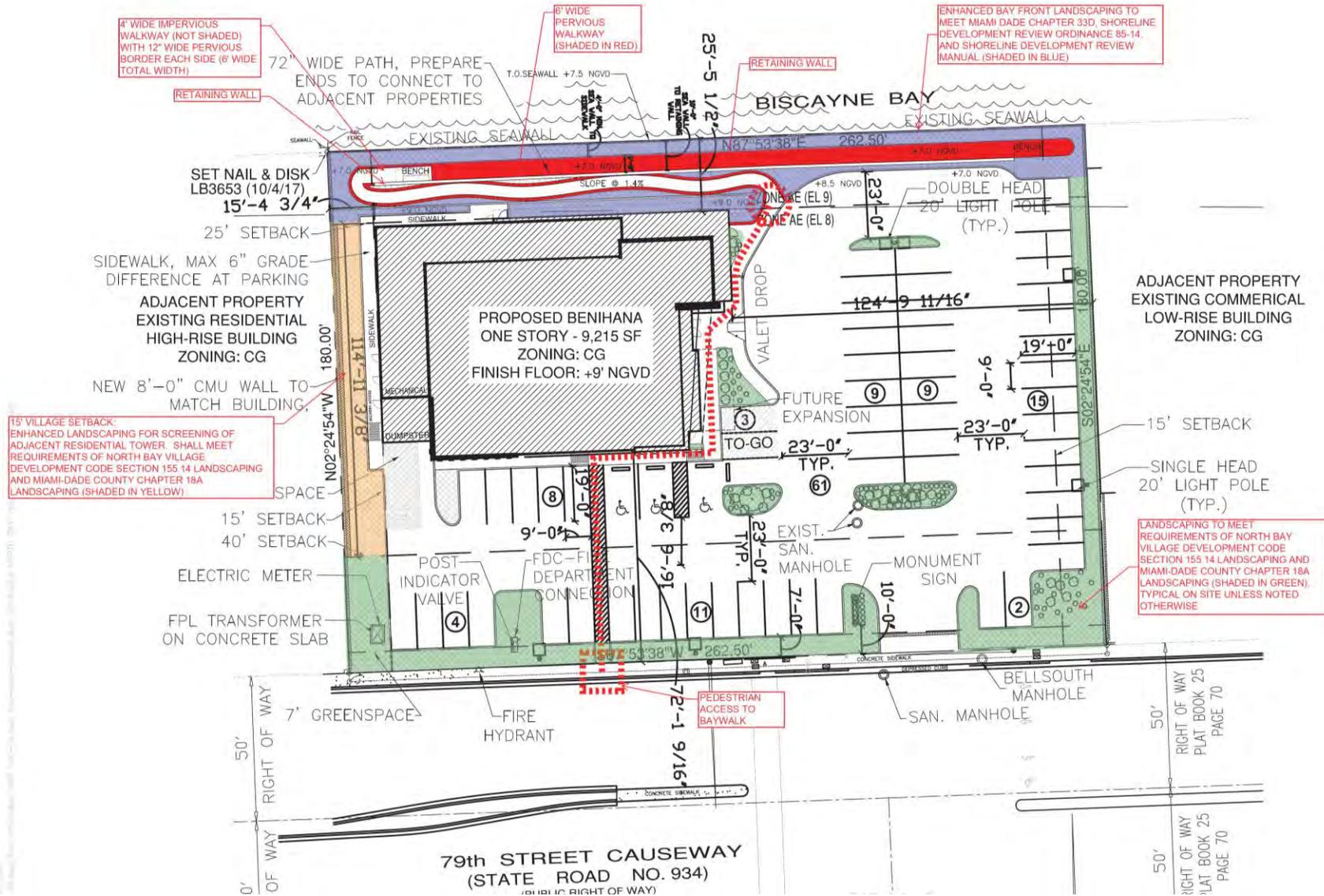
Agenda Item 14C

ZONING SUBJECT SITE AND ENVIRONS



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REVISED SITE PLAN





Agenda Item 14C

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, DECEMBER 11, 2018** AT 6:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT VILLAGE HALL, 1666 KENNEDY CAUSEWAY, #101, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUESTS:

1. AN APPLICATION BY BENIHANA NATIONAL OF FLORIDA CORP. CONCERNING PROPERTY LOCATED AT 1665 79TH STREET CAUSEWAY, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING (*DEFERRED FROM OCTOBER 9, 2018*):
 - A. SITE PLAN APPROVAL PURSUANT TO SECTION 5.4(C) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE FOR CONSTRUCTION OF A NEW 9,215 SQUARE FOOT, 34 FOOT HIGH COMMERCIAL STRUCTURE (SINGLE-STORY RESTAURANT).
 - B. A VARIANCE PURSUANT TO SECTION 11.10 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE TO ALLOW FAÇADE SIGNS ON THE SOUTH, EAST, AND NORTH SIDES OF THE PROPOSED RESTAURANT, WHERE SECTION 11.9(C) ALLOWS FAÇADE SIGNS ONLY ON THE BAY FRONTAGE AND ONE OTHER FRONTAGE.
2. AN APPLICATION BY SAMER EL FASHNY, PROPERTY OWNER OF 1550 SOUTH TRESURE DRIVE, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 1550 SOUTH TRESURE DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT LIMIT AND 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.
3. AN APPLICATION BY OLIVER PFEFFER, PROPERTY OWNER OF 7610 MIAMI VIEW DRIVE, NORTH BAY ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 7610 MIAMI VIEW DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT LIMIT AND 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.
4. AN APPLICATION BY FELIPE LATA, PROPERTY OWNER OF 7929 WEST DRIVE, UNIT 8, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A WAIVER, PURSUANT TO SECTION 9.12(B) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR INSTALLATION OF A NEW BOATLIFT AND AN ACCESS PLATFORM BEYOND THE 25 FOOT LIMIT ON AN EXISTING DOCK IN SLIP #5 AT AN EXISTING MARINA AT 7929 WEST DRIVE, HARBOR ISLAND, NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTION 9.12(B) 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 PROCEEDING, PLEASE CONTACT (305) 756-7171 FIVE DAYS IN ADVANCE TO INITIATE YOUR REQUEST. TTY USERS MAY ALSO CALL 711 (FLORIDA RELAY SERVICE). THIS HEARING MAY BE CONTINUED FROM TIME TO TIME AS NECESSARY, AS DETERMINED BY THE VILLAGE COMMISSION.

GRACIELA MARIOT, INTERIM VILLAGE CLERK (*November 19, 2018*)

Agenda Item 14C



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

RE: A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A REQUEST BY BENIHANA NATIONAL OF FLORIDA CORP. FOR SITE PLAN APPROVAL, PURSUANT TO SECTION 5.4(C) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE FOR CONSTRUCTION OF A NEW 9,215 SQUARE FOOT, 34 FOOT HIGH COMMERCIAL STRUCTURE (SINGLE STORY RESTAURANT) AT 1665 79TH STREET CAUSEWAY, TREASURE ISLAND, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

I, Graciela Mariot, Interim Village Clerk, hereby certify

- The petition filed hereto is correct
- The attached Notice of Public Hearing to be held on December 11, 2018 was posted at the above-referenced property on November 19, 2019 pursuant to Section 4.4(A)(6) of the Unified Land Development Code.

Dated this 19th day of November 2018.

Graciela Mariot

Graciela Mariot, Interim Village Clerk

(North Bay Village Commission Meeting – December 11, 2018)



Agenda Item 14C

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, OCTOBER 9, 2018** AT 6:30 P.M., OR AS SOON AS POSSIBLE THEREAFTER, AT VILLAGE HALL, 1666 KENNEDY CAUSEWAY, #101, NORTH BAY VILLAGE, FLORIDA. DURING THIS MEETING THE COMMISSION WILL CONSIDER THE FOLLOWING REQUESTS:

1. AN APPLICATION BY HOLGER PIENING AND ANDREA FRANKE, PROPERTY OWNERS OF 1700 SOUTH TRESURE DRIVE, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR A, WAIVER, PURSUANT TO SECTION 9.13(B)(1) OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT REGULATIONS, FOR THE CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 1700 SOUTH TRESURE 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. (*DEFERRED FROM SEPTEMBER 11, 2018*)
2. AN APPLICATION BY BENIHANA NATIONAL OF FLORIDA CORP. CONCERNING PROPERTY LOCATED AT 1665 79TH STREET CAUSEWAY, TREASURE ISLAND, NORTH BAY VILLAGE, FLORIDA, FOR THE FOLLOWING:
 - A. SITE PLAN APPROVAL PURSUANT TO SECTION 5.4(C) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE FOR CONSTRUCTION OF A NEW 9,215 SQUARE FOOT, 34 FOOT HIGH COMMERCIAL STRUCTURE (SINGLE-STORY RESTAURANT).
 - B. A VARIANCE PURSUANT TO SECTION 11.10 OF THE VILLAGE UNIFIED LAND DEVELOPMENT CODE TO ALLOW FAÇADE SIGNS ON THE SOUTH, EAST, AND NORTH SIDES OF THE PROPOSED RESTAURANT, WHERE SECTION 11.9(C) ALLOWS FAÇADE SIGNS ONLY ON THE BAY FRONTAGE AND ONE OTHER FRONTAGE.

Agenda Item 14C

3. AN ORDINANCE OF NORTH BAY VILLAGE FLORIDA, AMENDING THE UNIFIED LAND DEVELOPMENT CODE, REPEALING CHAPTER 8 (ZONING), ADOPTING A NEW CHAPTER 8 (ZONING), AMENDING CURRENT SECTION 8.10 (DISTRICT REGULATIONS), MODIFYING SETBACK REQUIREMENTS AND REMOVING THE BRICK PAVER AND STREET TREE LIGHTING REQUIREMENTS FOR NEW DEVELOPMENT IN THE RM-70 DISTRICT, MODIFYING BUILDING HEIGHT AND SETBACK REQUIREMENTS AND ALLOWING GREATER BONUS HEIGHT AND BONUS DENSITY FOR NEW DEVELOPMENT IN THE CG DISTRICT, REDUCING THE MINIMUM HOTEL SLEEPING UNIT SIZE, ALLOWING GREATER HEIGHT AND REDUCED SETBACKS IN THE BAY VIEW OVERLAY DISTRICT, REMOVAL OF SPECIAL EXCEPTION APPROVAL FOR BAY VIEW OVERLAY DEVELOPMENT, REQUIRING PUBLIC BAYWALKS FOR ALL NEW DEVELOPMENT ADJACENT TO BISCAYNE BAY IN THE RM-70 AND CG DISTRICTS; AMENDING CURRENT SECTION 8.13 (SUPPLEMENTAL DEVELOPMENT STANDARDS), CLARIFYING THAT FENCES ON CORNER LOTS SHALL NOT BE MORE THAT 5 FOOT HIGH IN BOTH YARDS WITH STREET FRONTAGE, RAISING MAXIMUM ALLOWABLE SWIMMING POOLS AND SWIMMING POOL APURTENANCE HEIGHT TO 3 FEET ABOVE GRADE; AMENDING CHAPTER 9, GENERAL SITE DESIGN STANDARDS, AMENDING SECTION 9.3 (OFF STREET PARKING REQUIREMENTS), REDUCING PARKING REQUIREMENTS FOR MULTIFAMILY UNITS, REDUCING PARKING REQUIREMENTS FOR HOTEL SLEEPING UNITS AND ANCILLARY USES, AMENDING SECTION 9.12 (COASTAL CONSTRUCTION WITHIN BISCAYNE BAY), ALLOWING FOR ADMINISTRATIVE APPROVAL FOR BOAT LIFTS AND MOORING PILES IN LIMITED SITUATIONS, AMENDING SECTION 11.9 (DISTRICT SIGN REGULATIONS), REMOVING REQUIREMENTS FOR ALL SIGNS WITHIN A BUILDING TO BE THE SAME STYLE AND COLOR; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR 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.

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

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

YVONNE P. HAMILTON, CMC
VILLAGE CLERK
(September 18, 2018)

Agenda Item 14C

From: [Yvonne Hamilton](#)
To: bferrer@miamiherald.com
Cc: [Graciela Mariot](#)
Subject: 10-9-2018 Village Commission Meeting
Date: Tuesday, September 18, 2018 4:45:35 PM
Attachments: [10-09-2018 Regular Commission Meeting Advertisement.doc](#)
[image001.png](#)

Blanca:

Please publish the attached notice in this Sunday, September 23, 2018 edition of the *Miami Herald Neighbors*.

Thank you



Yvonne P. Hamilton, CMC
Village Clerk
North Bay Village
1666 Kennedy Causeway, #300
North Bay Village, FL 33141
Telephone (305) 756-7171
Facsimile (305) 756-7722
yvonne.hamilton@nbvillage.com

Agenda Item 14C

LEXI 1808 LLC
10 BARNEY PARK
IRVINGTON, NY, FL 10533

LORENA PINEDA
10070 NW 66 ST #401
DORAL, FL, FL 33178

ARBEE HOLDINGS ASSET INC
10101 COLLINS AVE #PH2B
BAL HARBOUR, FL, FL 33154

AJIT BAINS
102 ASPEN DR
WEST WINDSOR, NJ, FL 08550

BRIJ SHARMA
104 FAWN MEADOW COURT
PITTSBURG, PA, FL 15238

LUCIANO P COTTINO ROUX
11010 NW 30 ST STE 104
MIAMI, FL, FL 33172-5032

BAYMAR HOTELS & PROPERTIES INC
1111 KANE CONCOURSE S 211
BAY HARBOR ISLAND, FL, FL 33154-2040

BAYMAR HOTELS & PROPERTIES INC
1111 KANE CONCOURSE STE 211
BAY HARBOR ISLANDS, FL, FL 33154-

ASHKAN AAZAMI
11700 OLD GEORGETOWN RD #1405
N BETHESDA, MD, FL 20852

MARC EISENBERGER
12 GRACE RD
EAST BRUNSWICK, NJ, FL 08816

ROBERTO RUIZ
120 HOWARD TER
LEONIA, NJ, FL 07605

1806 LEXI LLC
1330 WEST AVE 2901
MIAMI BEACH, FL, FL 33139

GEORGE MCMILLIAN &W MARGARET
1426 BAY BOULEVARD
ATLANTIC BEACH, NY, FL 11509

FEDERAL NATIONAL MORTGAGE ASSN
14523 SW MILLIKAN WAY STE 200
BEAVERTON, OR, FL 97005

B G Y 2 LLC
14717 SW 25 ST
MIAMI, FL, FL 33185

COLE BN NORTH BAY VILLAGE FL LLC
14800 QUORUM DR STE 510
DALLAS, TX, FL 75254

GUSTAVO RODRIGUEZ &W KATHLEEN
1559 MCDANIEL AVE
SAN JOSE, CA, FL 95126

CURRENT OCCUPANT
1600 NE 79 ST
North Bay Village, FL 33141-4132

CURRENT OCCUPANT
1601 79 STREET CSW
North Bay Village, FL 33141-4106

PLATINUM ROSIS LEXI INC
1602 ALTON ROAD #602
MIAMI, FL, FL 33139

CURRENT OCCUPANT
1624 N BAY CSWY
North Bay Village, FL 33141-4132

LILIANA POPP
1625 79 ST CSWY #1103
MIAMI BEACH, FL, FL 33141

GLORIA ELENA AREAS
1625 79 ST CSWY 501
NORTH BAY VILLAGE, FL, FL 33141

ANKE GRAICHEN
1625 KENNEDY CAUSEWAY PH 104
MIAMI, FL, FL 33141

ANKE GRAICHEN
1625 KENNEDY CAUSEWAY PH803H
MIAMI, FL, FL 33142

OSIRIS CRUZ
1625 KENNEDY CSWY # 709 C
NORTH BAY VILLAGE, FL, FL 33141

DAVE COSTA VIEIRA
1625 KENNEDY CSWY # 905B
NORTH BAY VILLAGE, FL, FL 33141

ILLYA SCIUTTO
1625 KENNEDY CSWY #1001E
North Bay Village, FL, FL 33141-0000

JAIME MAGANA
1625 KENNEDY CSWY #1002H
North Bay Village, FL, FL 33141-0000

LISA M POKLOP
1625 KENNEDY CSWY #1004D
North Bay Billage, FL, FL 33141

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DOGUERTY PAZ
1625 KENNEDY CSWY #1005B
North Bay Village, FL, FL 33141-0000

SEABLAU LLC
1625 KENNEDY CSWY #1006B
North Bay Village, FL, FL 33141-0000

DIANA L RAGBEER
1625 KENNEDY CSWY #1008A
North Bay Village, FL, FL 33141-0000

MARTA GIL &
1625 KENNEDY CSWY #1102D
North Bay Village, FL, FL 33141-0000

ANA B SANCHEZ
1625 KENNEDY CSWY #1104B
North Bay Village, FL, FL 33141-0000

KURT STEWART CANNATA &W
1625 KENNEDY CSWY #1106G
North Bay Village, FL, FL 33141-0000

BRANDON J BURY
1625 KENNEDY CSWY #1107C
North Bay Village, FL, FL 33141-0000

SALVADOR GOLDBERG
1625 KENNEDY CSWY #1201E
North Bay Village, FL, FL 33141-0000

PAUL C PEBLEY
1625 KENNEDY CSWY #1202D
North Bay Village, FL, FL 33141-0000

PISARZ PROPERTIES LLC
1625 KENNEDY CSWY #1204B
North Bay Village, FL, FL 33141-0000

CARLOS A LOPEZ &W
1625 KENNEDY CSWY #502F
North Bay Village, FL, FL 33141-0000

NESTOR RIVAS
1625 KENNEDY CSWY #504D
North Bay Village, FL, FL 33141-0000

CARLOS RODRIGUES ZAHLOUTH JR
1625 KENNEDY CSWY #507A
North Bay Village, FL, FL 33141-0000

CHAOUKAT HAJJAR
1625 KENNEDY CSWY #508A
North Bay Village, FL, FL 33141-0000

ELLE AND LIVO LLC
1625 KENNEDY CSWY #509C
North Bay Village, FL, FL 33141-0000

LUIS MIGUEL ALVAREZ
1625 KENNEDY CSWY #602F
North Bay Village, FL, FL 33141-0000

LILIAN D PILAR OLIVEROS CALDERON
1625 KENNEDY CSWY #603F
North Bay Village, FL, FL 33141-0000

JEAN R JOHNSON &W
1625 KENNEDY CSWY #604D
North Bay Village, FL, FL 33141-0000

ROBERT HOCHÉ
1625 KENNEDY CSWY #605B
North Bay Village, FL, FL 33141-0000

SADENA BLATT
1625 KENNEDY CSWY #606B
North Bay Village, FL, FL 33141-0000

DJ MIAMI LLC
1625 KENNEDY CSWY #608A
North Bay Village, FL, FL 33141-0000

EDWIN A MASSANET
1625 KENNEDY CSWY #609
MIAMI, FL, FL 33141

OSVALDO PETROZZINO
1625 KENNEDY CSWY #701E
North Bay Village, FL, FL 33141-0000

TREVOR AUSTIN
1625 KENNEDY CSWY #702F
North Bay Village, FL, FL 33141-0000

DIANA QUINTERO
1625 KENNEDY CSWY #703F
North Bay Village, FL, FL 33141-0000

MELANNI DEREZ
1625 KENNEDY CSWY #704D
North Bay Village, FL, FL 33141-0000

LEONARDO PEREZ
1625 KENNEDY CSWY #707A
North Bay Village, FL, FL 33141-0000

CARMEN PINTO
1625 KENNEDY CSWY #806B
North Bay Village, FL, FL 33141-0000

MARICELA PALENZUELA
1625 KENNEDY CSWY #807A
North Bay Village, FL, FL 33141-0000

FRANCISCO BRIGATTO
1625 KENNEDY CSWY #808A
North Bay Village, FL, FL 33141-0000

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ADRIANA GONZALEZ
1625 KENNEDY CSWY #809C
North Bay Village, FL, FL 33141-0000

GREGORY MOGILYANSKY
1625 KENNEDY CSWY #901
MIAMI, FL, FL 33141

SOYETH TAING
1625 KENNEDY CSWY #902H
North Bay Village, FL, FL 33141-0000

NILSA ALVAREZ
1625 KENNEDY CSWY #903H
North Bay Village, FL, FL 33141-0000

SUSAN SCHENCK
1625 KENNEDY CSWY #906B
North Bay Village, FL, FL 33141-0000

GEERT BIEBAU
1625 KENNEDY CSWY #907A
North Bay Village, FL, FL 33141-0000

ELTON PEQINI
1625 KENNEDY CSWY #PH 102
NORTH BAY VILLAGE, FL, FL 33141

ANKE GRAICHEN
1625 KENNEDY CSWY #PH104
North Bay Village, FL, FL 33141-0000

MELANIE COOK
1625 KENNEDY CSWY #PH107
North Bay Village, FL, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1001E
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1002H
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1003H
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1004D
Not Available, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1005B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1006B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1007A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1008A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1009C
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1101E
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1102D
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1103B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1104B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1105G
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1106G
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1107C
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1201E
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1202D
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1203B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1204B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1205G
North Bay Village, FL 33141-0000

Agenda Item 14C

JOSSE FAIN
1625 KENNEDY CSWY 1206
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
1625 KENNEDY CSWY 1206G
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 1207C
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 501E
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 502F
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 503F
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 504D
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 505B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 506B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 507A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 508A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 509C
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 601E
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 602F
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 603F
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 604D
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 605B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 606B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 607A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 608A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 609C
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 701E
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 702F
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 703F
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 704D
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 705B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 706B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 707A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 708A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 709C
North Bay Village, FL 33141-0000

Agenda Item 14C

CURRENT OCCUPANT
1625 KENNEDY CSWY 801E
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 802H
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 803H
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 804D
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 805B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 806B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 807A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 808A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 809C
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 901E
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 902H
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 903H
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 904D
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 905B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 906B
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 907A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 908A
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY 909C
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY PH101
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY PH102
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY PH103
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY PH104
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY PH105
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY PH106
North Bay Village, FL 33141-0000

CURRENT OCCUPANT
1625 KENNEDY CSWY PH107
North Bay Village, FL 33141-0000

JOEL WEITZMAN
166-42 22ND
WHITESTONE, NY, FL 11357

CURRENT OCCUPANT
1665 79 STREET CSW
North Bay Village, FL 33141-4106

CURRENT OCCUPANT
1666 KENNEDY CSWY
North Bay Village, FL 33141-0000

CAUSEWAY TOWER LLC
1666 KENNEDY CSWY STE 610
NO BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
1681 N BAY CSWY
North Bay Village, FL 33141-4106

Agenda Item 14C

SAMUEL ZAMACONA
1700 KENNEDY CAUSEWAY #1003
NORTH BAY VILLAGE, FL, FL 33141

REGIS JOSEPH VILLETAZ
1700 KENNEDY CAUSEWAY #1008
NORTH BAY VILLAGE, FL, FL 33141

FARAZO LLC
1700 KENNEDY CAUSEWAY #1104
NORTH BAY VILLAGE, FL, FL 33141

CAUE YAMADA FERREIRA
1700 KENNEDY CAUSEWAY #1209
NORTH BAY VILLAGE, FL, FL 33141

LUIS FERNANDO TORO JTRS
1700 KENNEDY CAUSEWAY #1212
NORTH BAY VILLAGE, FL, FL 33141

BRIAN NATHANIEL MEEKS
1700 KENNEDY CAUSEWAY #1407
NORTH BAY VILLAGE, FL, FL 33141

LYNNE MARY LANDAU
1700 KENNEDY CAUSEWAY #1408
NORTH BAY VILLAGE, FL, FL 33141

MALCOLM L GONZALES
1700 KENNEDY CAUSEWAY #1504
N BAY VILLAGE, FL, FL 33141

JUAN JOSE CASAIS
1700 KENNEDY CAUSEWAY #1701
NORTH BAY VILLAGE, FL, FL 33140

ROCHELLE MEDEARIS
1700 KENNEDY CAUSEWAY #1804
NORTH BAY VILLAGE, FL, FL 33141

ALICE DE MELLO KROFF BRAZAO
1700 KENNEDY CAUSEWAY #1811
NORTH BAY VILLAGE, FL, FL 33141

RODRIGO C MARQUES
1700 KENNEDY CAUSEWAY #1907
NORTH BAY VILLAGE, FL, FL 33141

KEITH B MCKENZIE
1700 KENNEDY CAUSEWAY #2003
N BAY VILLAGE, FL, FL 33141

CHARLES ARRIGO II
1700 KENNEDY CAUSEWAY #2005
NORTH BAY VILLAGE, FL, FL 33141

JEAN MICHEL D WEUTHRICH
1700 KENNEDY CAUSEWAY #2008
NO BAY VILLAGE, FL, FL 33141

MAICER IZTURIS
1700 KENNEDY CAUSEWAY #606
N BAY VILLAGE, FL, FL 33141

TINMAR COMPANY LLC
1700 KENNEDY CAUSEWAY #702
N BAY VILLAGE, FL, FL 33141

STUART ROHATINER JTRS
1700 KENNEDY CAUSEWAY #705
NORTH BAY VILLAGE, FL, FL 33141

EDSON LIMA DE SOUZA
1700 KENNEDY CAUSEWAY #801
N BAY VILLAGE, FL, FL 33141

THOMAS HOLMENGREN
1700 KENNEDY CAUSEWAY #910
NORTH BAY VILLAGE, FL, FL 33141

GUSTAVO QUINTINI LE
1700 KENNEDY CAUSEWAY 709
NORTH BAY VILLAGE, FL, FL 33141

ROBERT E DUDZIK JTRS
1700 KENNEDY CAUSEWAY PH 2004
NORTH BAY VILLAGE, FL, FL 33141

LEONEL D CAMACHO
1700 KENNEDY CAUSEWAY UNIT #1105
NORTH BAY VILLAGE, FL, FL 33141

BERNARD DANENBERG
1700 KENNEDY CAUSEWAY UNIT 1904
NORTH BAY VILLAGE, FL, FL 33141

ROBERT JOHN AKRAS
1700 KENNEDY CAUSEWAY UNIT 1911
NORTH BAY VILLAGE, FL, FL 33141

LUCIANA D PAVAN
1700 KENNEDY CAUSEWAY UNIT 803
NORTH BAY VILLAGE, FL, FL 33141

MIRNA AURISTELA GIOIA RIVERA
1700 KENNEDY CSWY # 1007
NORTH BAY VILLAGE, FL, FL 33141

MARY CARMEN MARSICANO DE CASAIS
1700 KENNEDY CSWY # 1503
NORTH BAY VILLAGE, FL, FL 33141

JUAN MANUEL F FASCETTO
1700 KENNEDY CSWY # 1801
N BAY VILLAGE, FL, FL 33141

ERNEST U GAMBARO
1700 KENNEDY CSWY # 1908
N BAY VILLAGE, FL, FL 33141

Agenda Item 14C

US1 INVESTMENT INC
1700 KENNEDY CSWY #1002
N BAY VILLAGE, FL, FL 33141

JACQUES ABITBOL
1700 KENNEDY CSWY #1011
N BAY VILLAGE, FL, FL 33141

TARIK HUSAIN
1700 KENNEDY CSWY #1103
NORTH BAY VILLAGE, FL, FL 33141

JUDITH LYNN ROTH
1700 KENNEDY CSWY #1109
N BAY VILLAGE, FL, FL 33141-0000

ENRIQUE MONSALVE
1700 KENNEDY CSWY #1201
NORTH BAY VILLAGE, FL, FL 33141

MICHEL GOURVENNEC
1700 KENNEDY CSWY #1202
NO BAY VILLAGE, FL, FL 33141

JEFFREY G WEST
1700 KENNEDY CSWY #1206
NORTH BAY VILLAGE, FL, FL 33141

GINA HICKEY
1700 KENNEDY CSWY #1207
NORTH BAY VILLAGE, FL, FL 33141

TETYANA SHVETS
1700 KENNEDY CSWY #1409
DORAL, FL, FL 33141

PAUL CLAPPS
1700 KENNEDY CSWY #1605
NORTH BAY VILLAGE, FL, FL 33141

HIDRO CIVIL INDUSTRIAS LLC
1700 KENNEDY CSWY #1611
NORTH BAY VILLAGE, FL, FL 33141

PABLO LONGA
1700 KENNEDY CSWY #1612
NORTH BAY VILLAGE, FL, FL 33141

ALEXANDRA WELCH
1700 KENNEDY CSWY #1708
NO BAY VILLAGE, FL, FL 33141

JOHN PARDI & W
1700 KENNEDY CSWY #1711
NORTH BAY VILLAGE, FL, FL 33181

LYNETTE LONG
1700 KENNEDY CSWY #602
NORTH BAY VILLAGE, FL, FL 33141

LORENA P GUARDAMAGNA
1700 KENNEDY CSWY #701
NORTH BAY VILLAGE, FL, FL 33141

BENOIT J VULLIET
1700 KENNEDY CSWY #806
NORTH BAY VILLAGE, FL, FL 33141

ARNOBIO FREIRE & MARCOS FREIRE &
1700 KENNEDY CSWY #907
N BAY VILLAGE, FL, FL 33141

KERRY ALLEN
1700 KENNEDY CSWY 1010
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
1700 KENNEDY CSWY CU-1
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
1700 KENNEDY CSWY CU-2
North Bay Village, FL 33141-4152

VESANTELI LLC
17100 N BAY RD # 1515
SUNNY ISLE, FL, FL 33160

CURRENT OCCUPANT
1725 79 STREET CSW
North Bay Village, FL 33141-4214

CURRENT OCCUPANT
1755 79 STREET CSW
North Bay Village, FL 33141-4214

DAMARCUS L BEASLEY TRS
17603 GARDEN RIDGE CIR
ST LOUIS, MO, FL 63038

ANGEL RODRIGUEZ
18 PLUM COURT
HIGHLAND MILLS, NY, FL 10930

SLJ RE INVESTMENTS 3 LLC
1820 BAY DR
MIAMI BEACH, FL, FL 33141

NELLY M CARROZ DE RUIZ
1843 SW 138 AVE
MIAMI, FL, FL 33175

WILLIAM T GALLAGHER
1853 JEFFERSON AVE APT 8
MIAMI BEACH, FL, FL 33140

1755 NBV LLC
1870 NW SOUTH RIVER DR
MIAMI, FL, FL 33125

Agenda Item 14C

1401 LEXI LLC
1900 GLADES RD STE 356
BOCA RATON, FL, FL 33431

MIROMA EGAL LLC
19950 W COUNTRY CLUB DRIVE #903
AVENTURA, FL, FL 33180

ATLANTIC BROADBAND MIAMI LLC
2 BATTERYMARCH PARK STE 205
QUINCY, MA, FL 02169

MAGELLAN GLOBAL PROPERTIES LLC
205 WORTH AVE # 303
PALM BEACH, FL, FL 33480

NIMRUD 2014 LLC
20900 NE 30 AVE STE 809
AVENTURA, FL, FL 33180

1700 KENNEDY CAUSEWAY 912 LLC
21231 NE 31 PLACE
AVENTURA, FL, FL 33180

HUGH C ALBAN TRS
2150 SW 93 WAY 1101
DAVIE, FL, FL 33324

JOHN NASSAR
2428 HENSALL ST
ONTARIO, FL -

KINGSTON ENTERPRISES LLC
2701 S BAYSHORE DR #402
MIAMI, FL, FL 33133

JILLIAN BRANCO
2726 1/2 GRAND CANAL
VENICE, CA, FL 90291

GREY HOLDINGS INC
2775 NE 187 ST #124
AVENTURA, FL, FL 33180

CHERBER HOLDINGS INC
2775 NE 187TH ST UNIT 124
AVENTURA, FL, FL 33180

LA MARIANITA LLC
2851 NE 183 ST #502
AVENTURA, FL, FL 33160

EZEBEL LLC/LEXI 2009 LLC
304 INDIAN TRACE SUITE #507
FORT LAUDERDALE, FL, FL 33326

JAMDE HOLDING LLC
310 ARTHUR GODFREY RD
MIAMI BEACH, FL, FL 33140

BAY VILLAGE VENTURE LLC
3137 NE 163 ST
NORTH MIAMI, FL, FL 33160

FVZ L L C
3370 NE 190 ST #2813
AVENTURA, FL, FL 33180

NORTH STAR ESA LLC
400 SW 1 AVE 2307
FORT LAUDERDALE, FL, FL 33301

FRENCH SAVAGE LLC
407 WEKIVA SPRINGS RD 217
LONGWOOD, FL, FL 32779

TERRY WRIGHT
408 VINE KEEPER CT
SEFFNER, FL, FL 33584

MALCOLM DELANEY
4129 EIERMAN AVE
BALTIMORE, MD, FL 21206

MICHAEL LUKOVSKY &W LUDMILA
4568 BEDFORD AVE
BROOKLYN, NY, FL 11235

M I L F LLC
46 TOMOKA RIDGE WAY
ORMOND BEACH, FL, FL 32174

CHRISTOPHER C TAYLOR &W
480 NE 51 ST
MIAMI, FL, FL 33137

ALEDRIEN INVESTMENTS CORP
4960 NW 165 ST #B1
MIAMI GARDENS, FL, FL 33014

HERBERT FLEISHER
5 ROCKWELL RD
NANUET, NY, FL 10954

BLED LLC
500 SO POINTE DR STE 230
MIAMI BEACH, FL, FL 33139

HENRY SPRING JR
5252 NW 85TH AVE APT 1701
DORAL, FL, FL 33166-5340

DANIEL MAX AZICRI &W HELEN
541 EAST PARK AVE
LONG BEACH, NY, FL 11561

ERNEST U GAMBARO
5550 LAGORCE DR
MIAMI BEACH, FL, FL 33140

Agenda Item 14C

SOFIA CHATZIKONSTANTI
5597 SEMINARY RD #2005
SOUTH FALLS CHURCH, VA, FL 22041

LUIS D MASEDA
5601 COLLINS AVE CU 2
MIAMI BEACH, FL, FL 33140

EDGAR RENTERIA
5640 COLLINS AVE APT 2C
MIAMI BEACH, FL, FL 33140-2436

BRIAMI LLC
5700 COLLINS AVE #PH-B
MIAMI BEACH, FL, FL 33140

EDO HOLDINGS CORP
5700 COLLINS AVE PH B
MIAMI BEACH, FL, FL 33140

EDO HOLDINGS CORP
5700 COLLINS AVE PH-B
MIAMI BEACH, FL, FL 33140

SANJIT VARGHESE
5906 NW 123 AVE
CORAL SPRINGS, FL, FL 33076

JENNIFER SULEMAN
5959 COLLINS AVE UNIT 1605
MIAMI BEACH, FL, FL 33140

RONALD FORSTER
60 MOTOR PARKWAY
COMMACK, NY, FL 11725

ANDREW S LEVY
69 PARK AVE
MORRISTOWN, NJ, FL 07960

MICHELINA D AMATO
6917 COLLINS AVE
NORTH BAY VILLAGE, FL, FL 33141

DJIBOUTI LLC
701 BRICKELL AVE #2040
MIAMI, FL, FL 33131

LEXI MIA INVEST 1710 LLC
701 BRICKELL AVE STE 1460
MIAMI, FL, FL 33131

LEXI DEVELOPMENT CO INC
7301 SW 57 CR STE 565
SOUTH MIAMI, FL, FL 33143

LEXI DVELOPMENT CO INC
7301 SW 57 CT STE 565
SOUTH MIAMI, FL, FL 33143-5334

DALTON HABITAT INC
750 NE 63 ST # B 514
MIAMI, FL, FL 33138

FLIPPER AND REAL ESTATE LLC
7524 W TREASURE DR
NORTH BAY VILLAGE, FL, FL 33141

KENNETH D PENN
7901 HISPANOLA AVE # 1702
NORTH BAY VILLAGE, FL, FL 33141

ANITA SAU FUN NG
7901 HISPANOLA AVE # 1909
NORTH BAY VILLAGE, FL, FL 33141

SOUHEIL BADAA
7901 HISPANOLA AVE # 807
NORTH BAY VILLAGE, FL, FL 33141

RACHELE ALVIREZ
7901 HISPANOLA AVE # 810
MIAMI, FL, FL 33141

MANUEL ANTUNA &W
7901 HISPANOLA AVE #1006
NORTH BAY VILLAGE, FL, FL 33141

SHELDON KRUGER TRS
7901 HISPANOLA AVE #1101
NORTH BAY VILLAGE, FL, FL 33141

CHRISTOPHER SMITH
7901 HISPANOLA AVE #1107
NORTH BAY VILLAGE, FL, FL 33141

JAMES ABBOTT JR
7901 HISPANOLA AVE #1110
NORTH BAY VILLAGE, FL, FL 33141

SANDRA DEBUIRE
7901 HISPANOLA AVE #1211
NORTH BAY VILLAGE, FL, FL 33141

MARIA M MARTINEZ
7901 HISPANOLA AVE #1509
NORTH BAY VILLAGE, FL, FL 33141

BUNNY HART
7901 HISPANOLA AVE #1601
NO BAY VILLAGE, FL, FL 33141

ALEXANDRE REMY
7901 HISPANOLA AVE #1610
MIAMI, FL, FL 33141

STEVEN A COHEN &JTRS
7901 HISPANOLA AVE #2002
NORTH BAY VILLAGE, FL, FL 33141

Agenda Item 14C

KARLA C DOS SANTOS
7901 HISPANOLA AVE #2007
NORTH BAY VILLAGE, FL, FL 33141

GEORGINA C RIVERO CEDENO
7901 HISPANOLA AVE #601
N BAY VILLAGE, FL, FL 33141

CESAR IZTURIS
7901 HISPANOLA AVE #607
N BAY VILLAGE, FL, FL 33141

SHIRLEY OSCHART
7901 HISPANOLA AVE #703
NORTH BAY VILLAGE, FL, FL 33141

FELIPE A TORRES MARTINEZ
7901 HISPANOLA AVE #712
NORTH BAY VILLAGE, FL, FL 33141

ANDREA NICOLE GILES LE
7901 HISPANOLA AVE #811
NORTH BAY VILLAGE, FL, FL 33141

DEREK COHEN
7901 HISPANOLA AVE #904
NORTH BAY VILLAGE, FL, FL 33141

LUIS ALFONSO SOSA
7901 HISPANOLA AVE #905
N BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1001
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1002
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1003
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1004
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1005
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1006
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1007
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1008
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1009
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1010
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1011
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1012
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1101
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1102
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1103
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1104
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1105
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1106
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1107
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1108
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1109
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1110
North Bay Village, FL 33141-4152

Agenda Item 14C

CHRISTOPHER LEACOCK
7901 HISPANOLA AVE 1111
NORTH BAY VILLAGE, FL, FL 33141

JOHN SAKAL
7901 HISPANOLA AVE 1112
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1201
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1202
North Bay Village, FL 33141-4152

NABIL NAHID NAOSHY TRS
7901 HISPANOLA AVE 1203
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1204
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1205
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1206
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1207
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1208
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1209
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1210
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1211
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1212
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1401
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1402
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1403
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1404
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1405
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1406
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1407
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1408
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1409
North Bay Village, FL 33141-4152

JAMIE M ARDEN
7901 HISPANOLA AVE 1410
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1411
North Bay Village, FL 33141-4152

ILIYA KHRAMOV
7901 HISPANOLA AVE 1412
NORTH BAY VILLAGE, FL, FL 33141

BARBARA D BRENNINI DE VAZQUEZ
7901 HISPANOLA AVE 1501
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1502
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1503
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1504
North Bay Village, FL 33141-4152

Agenda Item 14C

CURRENT OCCUPANT
7901 HISPANOLA AVE 1505
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1506
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1507
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1508
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1509
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1510
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1511
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1512
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1601
North Bay Village, FL 33141-4152

MICHAEL SABBAAH
7901 HISPANOLA AVE 1602
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1603
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1604
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1605
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1606
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1607
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1608
North Bay Village, FL 33141-4152

BARBARA ROSS
7901 HISPANOLA AVE 1609
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1610
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1611
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1612
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1701
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1702
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1703
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1704
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1705
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1706
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1707
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1708
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1709
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1710
North Bay Village, FL 33141-4152

Agenda Item 14C

CURRENT OCCUPANT
7901 HISPANOLA AVE 1711
North Bay Village, FL 33141-4152

HISPA 1712 LLC
7901 HISPANOLA AVE 1712
MIAMI, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1801
North Bay Village, FL 33141-4152

ANDROMACHI KAMVYSELLI
7901 HISPANOLA AVE 1802
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1803
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1804
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1805
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1806
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1807
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1808
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1809
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1810
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1811
North Bay Village, FL 33141-4152

YULIYA SIDOREVSKAYA
7901 HISPANOLA AVE 1812
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1901
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1902
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1903
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1904
North Bay Village, FL 33141-4152

LAMBROS REAL ESTATE LLC
7901 HISPANOLA AVE 1905
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 1906
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1907
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1908
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1909
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1910
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1911
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 1912
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 2001
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 2002
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 2003
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 2004
North Bay Village, FL 33141-4152

Agenda Item 14C

CURRENT OCCUPANT
7901 HISPANOLA AVE 2005
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 2006
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 2007
North Bay Village, FL 33141-4152

LEXI 708 LLC
7901 HISPANOLA AVE 2008
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 2009
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 2010
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 2011
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 2012
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 601
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 602
North Bay Village, FL 33141-4152

KIAN WONG
7901 HISPANOLA AVE 603
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 604
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 605
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 606
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 607
North Bay Village, FL 33141-4152

DAVID MAGLIARO
7901 HISPANOLA AVE 608
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 701
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 702
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 703
North Bay Village, FL 33141-4152

CAMRON MURPHY
7901 HISPANOLA AVE 704
MIAMI, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 705
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 706
North Bay Village, FL 33141-4152

LISA JANET SIMONEAU
7901 HISPANOLA AVE 707
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 708
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 709
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 710
North Bay Village, FL 33141-4152

GIOVANNI TUMMOLILLO
7901 HISPANOLA AVE 711
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 712
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 801
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 802
North Bay Village, FL 33141-4152

Agenda Item 14C

CURRENT OCCUPANT
7901 HISPANOLA AVE 803
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 804
North Bay Village, FL 33141-4152

PIERO VITALE
7901 HISPANOLA AVE 805
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 806
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 807
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 808
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 809
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 810
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 811
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 812
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 901
North Bay Village, FL 33141-4152

ACD INVESTMENT GROUP LLC
7901 HISPANOLA AVE 902
NORTH BAY VILLAGE, FL, FL 33141-4152

KEVIN MILLS
7901 HISPANOLA AVE 903
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 904
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 905
North Bay Village, FL 33141-4152

NELSON J BRANDT
7901 HISPANOLA AVE 906
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 907
North Bay Village, FL 33141-4152

MARISA ANAI ARTUS MARCHETTI
7901 HISPANOLA AVE 908
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 909
North Bay Village, FL 33141-4152

CURRENT OCCUPANT
7901 HISPANOLA AVE 910
North Bay Village, FL 33141-4152

PATRICIO BOYLE
7901 HISPANOLA AVE 911
NORTH BAY VILLAGE, FL, FL 33141

CURRENT OCCUPANT
7901 HISPANOLA AVE 912
North Bay Village, FL 33141-4152

KEITH T FORRESTER
7901 HISPANOLA AVE APT 1106
NORTH BAY VILLAGE, FL, FL 33141

OLEKSANDR BLEKHEROV
7901 HISPANOLA AVE UNIT 1607
NORTH BAY VILLAGE, FL, FL 33141

JUDITH LOIS DRESDEN LOFT TRS
7901 HISPANOLA AVENUE 802
MIAMI, FL, FL 33141

ENZO FASCINATO
7910 HARBOR ISLAND DR #802
NORTH BAY VILLAGE, FL, FL 33141

ELIA KOHN
82 S 8 ST UNIT 1L
BROOKLYN, NY, FL 11211

RMELY LLC
849 TANGLEWOOD CIR
WESTON, FL, FL 33327

ALEJANDRA SLATAPOLSKY
8525 GULF BLVD #711
NAVARRE, FL, FL 32566

CHECK C ENG TRS
8704 RAYBURN RD
BETHESDA, MD, FL 20817

Agenda Item 14C

WHITTAK HUANG
9 TAMARADE DR
LITTLETON, CO, FL 80127

BRICK VILLAGE 79 LLC
900 BISCAYNE BLVD #1202
MIAMI, FL, FL 33132

SUBASH AHUJA
911 SETTLERS RIDGE RD
PITTSBURGH, PA, FL 15238

LEONEL D CAMACHO
933 ENGLEWILD DR
GLENDDORA, CA, FL 91741-2219

TAMAR FREIMEN
9499 COLLINS AVE 501
SURFSIDE, FL, FL 33154

MYRON LUBIN
9816 E WINTER SUN DR
SCOTTSDALE, AZ, FL 85262

ANTONIO FESTA
ALMIRANTE HARWOOD # 6149
MONTEVIDEO CP 11500, FL -

STEFAN STRECKEL
BUECHELBERG 153 GUNZENHAUSEN
BAVARIA 91710, FL -

LUIS EDUARDO PROTA
JORGE JUAN 15
MADRID, FL 28001

MARK HERBERT COLEMAN
PO BOX 1424
Cockeysville, MD, FL 21030-7424

JOHN STACHL
PO BOX 524141
MIAMI, FL, FL 33152

Agenda Item 14C



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: October 2, 2018

TO: Graciela Mariot
Interim Village Clerk

FROM: Lewis Velken, 
Interim 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 A REQUEST BY BENIHANA NATIONAL OF FLORIDA CORP. FOR SITE PLAN APPROVAL, PURSUANT TO SECTION 5.4(C) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE FOR CONSTRUCTION OF A NEW 9,215 SQUARE FOOT, 34 FOOT HIGH COMMERCIAL STRUCTURE (SINGLE STORY RESTAURANT) AT 1665 79TH STREET CAUSEWAY, TREASURE ISLAND, PROVIDING FOR GRANTING THE REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

LV:gm

Mayor
Connie Leon-Kreps

Vice Mayor
Andreana Jackson

Commissioner
Jose R. Alvarez

Commissioner
Laura Cattabriga

Commissioner
Eddie Lim

Agenda Item 14C

RESOLUTION NO. _____

1
2
3 A RESOLUTION OF THE COMMISSION OF NORTH BAY
4 VILLAGE, FLORIDA, APPROVING A REQUEST BY
5 BENIHANA NATIONAL OF FLORIDA, CORP. FOR SITE PLAN
6 APPROVAL, PURSUANT TO SECTION 5.4(C) OF THE NORTH
7 BAY VILLAGE UNIFIED LAND DEVELOPMENT CODE FOR
8 CONSTRUCTION OF A NEW 9,215 SQUARE FOOT, 34 FOOT
9 HIGH COMMERCIAL STRUCTURE (SINGLE STORY
10 RESTAURANT) AT 1665 79TH STREET CAUSEWAY,
11 TREASURE ISLAND, PROVIDING FOR GRANTING THE
12 REQUEST; PROVIDING FOR CONDITIONS; PROVIDING
13 FOR APPEAL; PROVIDING FOR VIOLATION OF
14 CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.
15 *(INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS*
16 *VELKEN)*
17

18 **WHEREAS**, pursuant to Section 5.4 (C) of the North Bay Village Unified Land
19 Development Code, Benihana National of Florida, Corp. has applied to North Bay Village
20 for Site Plan Approval to construct a 9,215 square foot, 34 foot high commercial
21 structure at 1665 79th Street Causeway, Treasure Island, North Bay Village, Florida; and
22

23 **WHEREAS**, Section 5.4 (C) of North Bay Village Unified Land Development Code
24 set forth the Authority of the Village Commission to consider and act upon an application
25 for Site Plan approval;
26

27 **WHEREAS**, in accordance with Section 5.4 (C) of the Village Code, a public
28 hearing by the Planning and Zoning Board was noticed for September 4, 2018 at 7:30
29 P.M. at Village Hall, 1666 Kennedy Causeway, #101, North Bay Village, Florida 33141
30 and the Planning and Zoning Board reviewed the application, conducted a public hearing
31 and recommended approval of the request with conditions; and
32

33 **WHEREAS**, in accordance with Section 5.4 (C) of the Village Code, a public
34 hearing by the Village Commission was noticed for October 9, 2018 at 6:30 P.M. at
35 Village Hall, 1666 Kennedy Causeway, #101, North Bay Village, Florida 33141 and all
36 interested parties have had the opportunity to address their comments to the Village
37 Commission; and
38

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

41
42 **Section 1. Recitals.** The above Recitals are true and correct and
43 incorporated herein by this reference.
44

45 **Section 2. Finding.** In accordance with Section 5.4 (C) of the Village Code,
46 the Village Commission finds that the proposed Site Plan for construction of a 9,215
47 square foot, 34 foot high commercial structure at existing commercial property:
48

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- 49 A. Protects against and minimizes any undesirable effects upon contiguous and
50 nearby property.
- 51
- 52 B. Provides sufficient off-street parking and loading facilities so that it will not be
53 necessary to use the streets in the vicinity for this purpose.
- 54
- 55 C. Provides sufficient setbacks, open space, and landscaping in order to protect and
56 enhance the appearance and character of the neighborhood.
- 57
- 58 D. Can be accommodated by existing community roads, services, and utilities, or
59 the necessary additions are provided by the developer.
- 60

61 **Section 3. Grant.** The Site Plan to construct a 9,215 square foot, 34 foot high
62 commercial structure at 1665 79th Street Causeway, North Bay Village, Florida, as
63 attached and incorporated as Exhibit "A" entitled Benihana 1665 79th Street Causeway,
64 North Bay Village, FL 33141 is hereby approved.

65
66 **Section 4. Conditions.** The Site Plan is approved with the conditions that
67 the following items are met prior to issuance of a Building Permits:

- 68
- 69 1. Submittal of a vegetative plan which meets Miami-Dade Chapter 18A
70 requirements.
- 71
- 72 2. Submittal of an irrigation plan which meets Miami-Dade Chapter 18A
73 requirements.
- 74
- 75 3. Submittal of a landscape plan which meets Miami-Dade Chapter 18A
76 requirements.
- 77
- 78 4. Site plan approval from Miami-Dade Shoreline Review Committee.
- 79
- 80 5. Payment of any applicable impact fees.
- 81
- 82 6. Cost recovery charges must be paid pursuant to Village Code Section 5.12.
83 Specifically, no new development application shall be accepted and no building
84 permit or certificate of occupancy shall be issued for the property until all
85 application fees, cost recovery deposits and outstanding fees and fines related to
86 the property (including fees related to any previous development proposal
87 applications on the property), have been paid in full.
- 88
- 89 7. Building permits and related approvals must be obtained from the Building
90 Official prior to commencement of construction.
- 91
- 92 8. Approval of this site plan does not in any way create a right on the part of the
93 applicant to obtain a permit from a state or federal agency, and does not create
94 liability on the part of the Village for approval if the applicant fails to obtain
95 requisite approvals or fulfill the obligations imposed by a state or federal agency
96 or undertakes action that result in a violation of federal or state law.

Agenda Item 14C

- 90 9. All applicable state and federal permits must be obtained before commencement
- 91 of construction.
- 92 10. Applicant shall not lease or sell parking spaces or charge for parking.
- 93 11. Staging of construction materials shall occur off-site, and not on the public right-
- 94 of-way.

95 **Section 5. Appeal.** In accordance with Section 10.41 of the Village Code,
 96 the Applicant, or any aggrieved property owner, may appeal the decision of the Village
 97 Commission by filing a Writ of Certorari to the Circuit Court of Miami-Dade County,
 98 Florida, in accordance with the Florida Rules of Appellate Procedure.

99
 100 **Section 6. Violation of Conditions.** Failure to adhere to the terms and
 101 conditions contained in this Resolution in Section 4, if any, shall be considered a violation of
 102 this Resolution and persons found violating the conditions shall be subject to the penalties
 103 prescribed by the Village Code, including but not limited to, the revocation of any of the
 104 approval(s) granted in this Resolution. The Applicant understands and acknowledges that
 105 it must comply with all other applicable requirements of the Village Code before it may
 106 commence construction or operation, and that the foregoing approval in this Resolution
 107 may be revoked by the Village at any time upon a determination that the Applicant is in
 108 non-compliance with the Village Code.

109
 110 **Section 7. Effective Date.** This Resolution shall become effective upon its
 111 adoption.

112
 113 The foregoing Resolution was offered by _____, who
 114 moved for its adoption. This motion was seconded by _____, and
 115 upon being put to a vote, the vote was as follows:

116
 117 **FINAL VOTE AT ADOPTION:**

Mayor Brent Latham _____
 Vice Mayor Marvin Wilmoth _____
 Commissioner Jose R. Alvarez _____
 Commissioner Julianna Strout _____
 Commissioner Andrea Jackson _____

118
 119 **PASSED AND ADOPTED** this ____ day of _____ 2018.

120
 121
 122 _____
 123 Brent Latham
 124 Mayor

125
 126 **ATTEST:**
 127 _____
 128 Graciela Mariot
 129 Interim Village Clerk

130

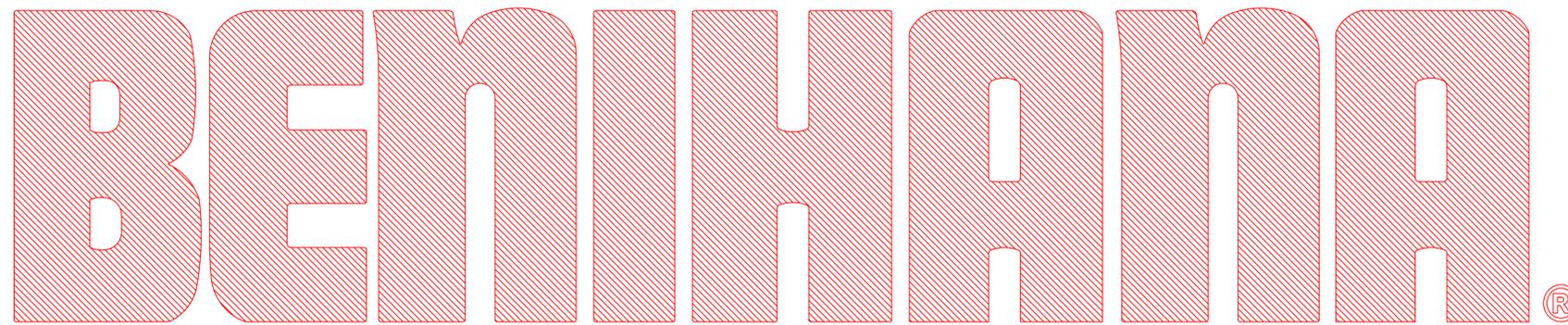
Agenda Item 14C

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

133 _____
134

135 Norman C. Powell, Esq.
136 Village Attorney

137
138 North Bay Village Resolution: Benihana Site Plan Approval
139



1665 79TH STREET CAUSEWAY NORTH BAY VILLAGE, FL 33141

This electronic drawing file is released under the authority of Damon A. Drennan, AIA Florida Registration #AR0098908 on 08/03/2018, who maintains the original sealed drawing. This electronic drawing is an electronic copy of the drawing which has been signed and sealed as required by the provisions of Chapter 481, Section 221 F.S. and per Florida Administrative Rule 61G1-16.003. This electronic copy shall not be used for construction or permitting but rather is an electronic copy of the hard copy drawings submitted for regulatory approval. The user of this electronic drawing file agrees to assume all responsibility for any modification to or use of this drawing file that is inconsistent with the requirements of the Florida Administrative Code. No person may make any modification to this electronic drawing file without the Architect's express written permission.

DAMON A. DRENNAN
REGISTERED ARCHITECT #AR0098908

BENIHANA
NORTH BAY VILLAGE
1665 79TH STREET CAUSEWAY
NORTH BAY VILLAGE, FL 33141

PROJECT DIRECTORY

APPLICANT	BENIHANA 21500 BISCAYNE BLVD SUITE 900 AVENTURA, FLORIDA 33180 (817) 992-1504 ATTN: BILL BIMMERMAN
PROPERTY OWNER	COLE BN NORTH BAY VILLAGE FL, LLC c/o VEREIT 2325 E CAMELBACK ROAD, SUITE 110 (602) 778-6220 ATTN: TONIA JONES tjones@verreit.com
ARCHITECT	POOLE+DRENNAN DESIGN STUDIO 931 N. EDGEFIELD AVENUE DALLAS, TEXAS 75208 (888) 707-0104 ATTN: DAMON DRENNAN
EXPEDITOR	RADAKOVICH ARCHITECTURE 319 CLEMATIS STREET, SUITE 610 WEST PALM BEACH, FL 33401 (561) 283-0721 x201 ATTN: TRAVIS RADAK
MEP ENGINEER	RGD CONSULTING ENGINEERS 2151 S ALT A1A, SUITE 2000 JUPITER, FL 33477 (561) 743-0165 ATTN: NATE DAVENPORT
STRUCTURAL	DOUGLAS WOOD ASSOCIATES, INC. 5040 NW 7TH STREET, SUITE 820 MIAMI, FL 33126 (305) 461-3450 ATTN: DOUGLAS WOOD
CIVIL	OCEAN ENGINEERING 333 NE 24TH STREET, SUITE 408 MIAMI, FL 33137 (786) 253-5252 ATTN: WALTER LUGO
LANDSCAPE	TBD

BUILDING CODE DATA

GOVERNING CODES:
ALL WORK SHALL BE IN CONFORMANCE WITH, BUT NOT LIMITED TO, THE REQUIREMENTS OF THE FOLLOWING AND ANY OTHER STATE AND LOCAL

CODES HAVING JURISDICTION:

BUILDING: 2014 FLORIDA BUILDING CODE (FIFTH EDITION)
MECHANICAL: 2014 FLORIDA MECHANICAL CODE (FIFTH EDITION)
PLUMBING: 2014 FLORIDA PLUMBING CODE (FIFTH EDITION)
ELECTRICAL:
ACCESSIBILITY: 2014 FLORIDA ACCESSIBILITY CODE
FIRE:
ENERGY CODE: 2014 FLORIDA ENERGY CODE

PROPOSED BUILDING:
BUILDING AREA: 9,439 SF
CUSTOMER AREA: 4,080 SF
CONSTRUCTION TYPE: V-B, FIRE SPRINKLER PROPOSED

SITE INFORMATION

LOT AREA: 47,249.89 SF (1.085 ACRES)

PARKING PROPOSED: 65 SPACES
LOADING SPACE PROPOSED: 1 SPACE

LANDSCAPING AREA PROPOSED: 10,208 SF

SIGNAGE PROPOSED:
SOUTH FACE PROPOSED: 64.8 SF
NORTH FACE PROPOSED: 64.8 SF
MONUMENT SIGN PROPOSED: 20.7 SF / FACE
MONUMENT SIGN FACE: 99.75 SF / FACE

SETBACKS:
SOUTH (CAUSEWAY): 40 FEET
NORTH (BAY FACE): 25 FEET
EAST/WEST (SIDE): 15 FEET

INDEX OF DRAWINGS

KEY	ISSUE	DATE	07/19/2018		08/03/2018		08/14/2018									
			P & Z REVIEW													
CS0.0 COVER SHEET	●		●	●												
A0.1 SITE SURVEY	●		○	○												
A0.2 SITE PLAN	●		○	○												
A1.0 FLOOR PLANS	●		○	○												
A2.0 EXTERIOR ELEVATIONS	●		○	○												
A2.1 SOUTHEAST PERSPECTIVE	●		○	○												

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DRAWN BY: KJC

CHECKED BY: DAD

DATE: 07.19.2018

REVISIONS:

07.19.2018 P&Z SUBMITTAL
08.03.2018 P&Z RESUBMITTAL
08.13.2018 P&Z RESUBMITTAL
08.14.2018 P&Z RESUBMITTAL
12.20.2018 P&Z RESUBMITTAL

PROJECT NO.: 18019

SHEET TITLE:

COVER SHEET

SHEET NO.: CS0.0

FILE: P:\18019 Benihana North Bay Village FL\00_SD\02_Planning\CS0_0.dwg
SCALE: 1 DATE/TIME: Dec 20, 2018 - 8:01am
USER: KaryCooper XREF(s): titleblock_2234.dwg

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DAMON A. DRENNAN
REGISTERED ARCHITECT #AR0098908

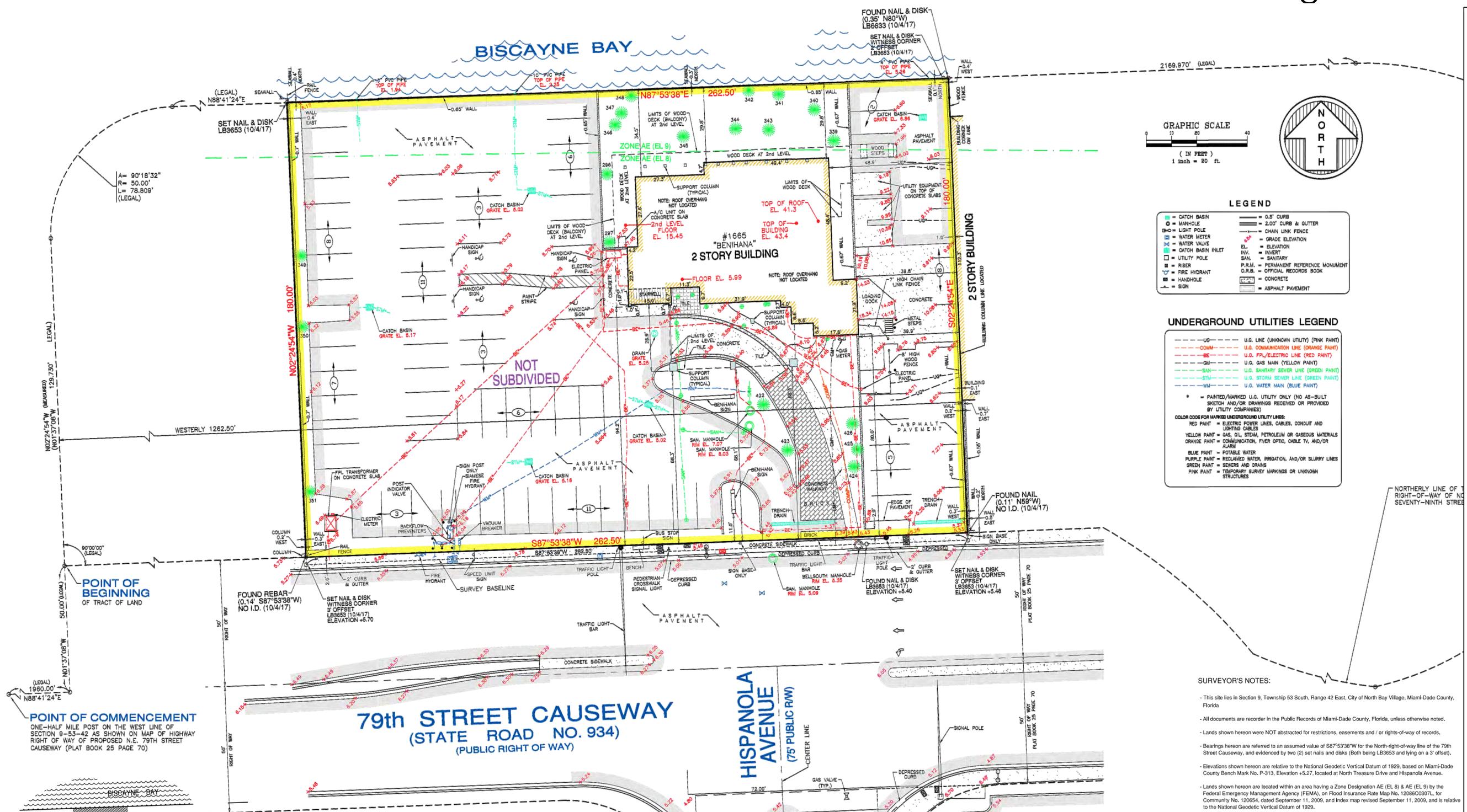
BENIHANA
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1665 79TH STREET CAUSEWAY
NORTH BAY VILLAGE, FL 33141

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CHECKED BY: **KJC**
DATE: **07.19.2018**
REVISIONS:
07.19.2018 P&Z SUBMITTAL

PROJECT NO.: **18019**
SHEET TITLE: **EXISTING SITE SURVEY**
SHEET NO.: **A0.1**



01 EXISTING SITE SURVEY
SCALE: 1" = 40' @ 22x34

TREE TABLE

TREE NUMBER	COMMON NAME	D.B.H. (INCHES)	HEIGHT (FEET)	SPREAD (FEET)
298	Unknown Pine	4	8	4
297	Unknown Pine	4	9	4
339	Screw Palm	12	15	10
340	Seagrape	5	8	10
341	Bottle Palm (Two)	16	6	5
342	Unknown Pine	8	8	10
343	Frangipani	4	7	12
344	Unknown	5	10	7
345	Sabal Palm	18	20	12
346	Norfolk Pine	20	15	10
347	Norfolk Pine	18	35	10
348	Unknown	8	20	15
349	Unknown	8	20	20
350	Black Olive	18	35	25
351	Black Olive	18	35	25
422	Unknown	5	15	8
423	Unknown	4	6	6
424	Unknown	5	12	5
425	Unknown	6	7	7
426	Unknown Pine	4	7	7

D.B.H. = Diameter at Breast Height

LEGAL DESCRIPTION:

The Easterly 282.5 feet of the Westerly 1,262.50 feet of the following described tract of land as measured along a line running at right angles to the Westerly line of said tract:

Commence at the 1/2 mile post on the West line of Section 9, Township 53 South, Range 42 East, Miami-Dade County, Florida, as shown on the Map of Highway Right-of-Way of Proposed Northeast Seventy-Ninth Street Causeway, which is recorded in Plat Book 25, at Page 70, of the Public Records of Dade County, Florida, run North 88°41'24" East, 1,960 feet; thence North 01°37'08" West to the Point of Beginning of the hereinafter described tract of land;

Thence continue North 01°37'08" West 129.730 feet to the point of curve of a curve to the right; thence to the right along said curve having an interior angle of 90°18'32" and a radius of 50.00 feet for an arc distance of 78.809 feet to a point of tangency; thence North 88°41'24" East 2,169.970 feet to the point of curvature of a curve to the right thence to the right along said curve having an interior angle of 44°32'45" and a radius of 600.00 feet for an arc distance of 465.483 feet to a point of tangency; thence South 48°45'51" East 102.180 feet to the point of intersection with the Northerly line of the existing right-of-way of said Northeast Seventy-Ninth Street Causeway; thence in a Southwesterly, Northwesterly and Westerly direction along the Northerly line of said existing right-of-way to the Point of Beginning.

SURVEYOR'S CERTIFICATION:

I hereby certify that this "Boundary & Topographic Survey" was made under my responsible charge on October 4, 2017, and meets the applicable codes as set forth in the Florida Administrative Code, pursuant to Section 472.027, Florida Statutes.

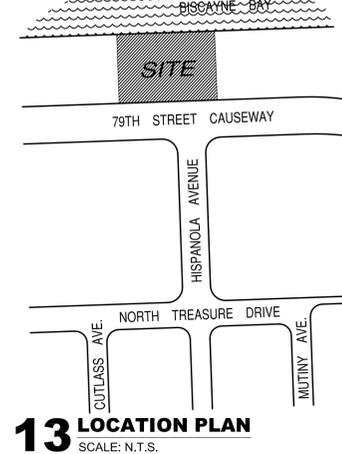
"Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper"

FORTIN, LEAVY, SKILES, INC., LB3653

By: Daniel C Fortin, For the Firm
Surveyor and Mapper, LS2853
State of Florida

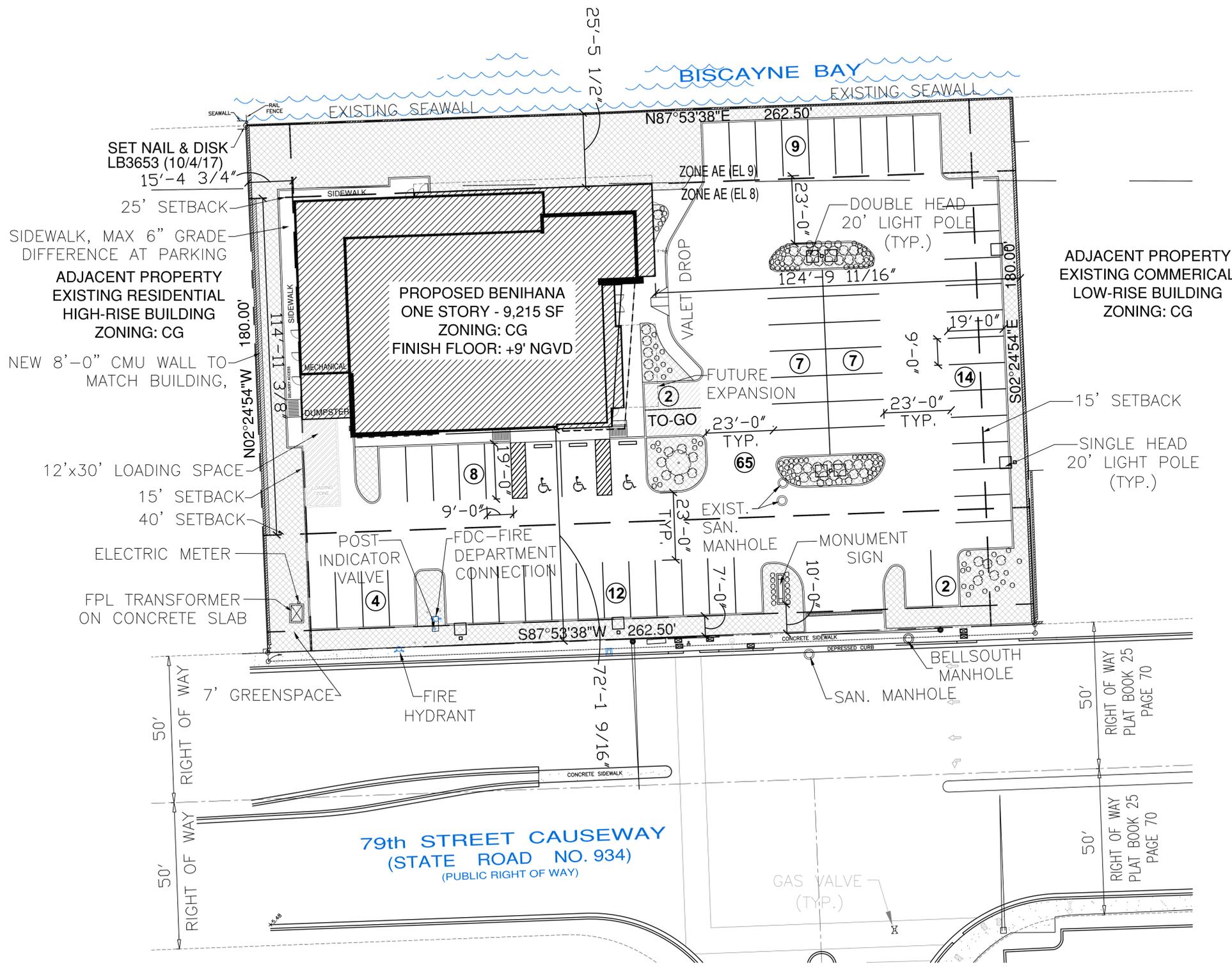
SURVEYOR'S NOTES:

- This site lies in Section 9, Township 53 South, Range 42 East, City of North Bay Village, Miami-Dade County, Florida
- All documents are recorder in the Public Records of Miami-Dade County, Florida, unless otherwise noted.
- Lands shown hereon were NOT abstracted for restrictions, easements and / or rights-of-way of records.
- Bearings hereon are referred to an assumed value of S87°53'38"W for the North-right-of-way line of the 79th Street Causeway, and evidenced by two (2) set nails and disks (Both being LB3653 and lying on a 3' offset).
- Elevations shown hereon are relative to the National Geodetic Vertical Datum of 1929, based on Miami-Dade County Bench Mark No. P-313, Elevation +5.27, located at North Treasure Drive and Hispanola Avenue.
- Lands shown hereon are located within an area having a Zone Designation AE (EL 8) & AE (EL 9) by the Federal Emergency Management Agency (FEMA), on Flood Insurance Rate Map No. 12086C0307L, for Community No. 120654, dated September 11, 2009, and Index map revised September 11, 2009, and is relative to the National Geodetic Vertical Datum of 1929.
- Dimensions indicated hereon are field measured by electronic measurement, unless otherwise noted.
- Lands shown hereon containing 47,250 square feet, or 1.065 acres, more or less.
- All horizontal control measurements are within a precision of 1:10,000.
- This map is intended to be displayed at the graphic scale shown hereon or smaller.
- Roof overhang not located unless otherwise shown.
- Trees shown are surveyed for their horizontal location and / or size, identification and / or name verification of all trees should be confirmed by the Division of Forestry City Forester or a professional in that field.
- Underground improvements and / or underground encroachments not shown unless otherwise indicated.
- The approximate location of all utilities shown hereon were determined from As-Built plans and / or on-site locations and should be verified before construction.
- The underground utilities shown have been located from field survey information and existing drawings. The surveyor makes no guarantee that the underground utilities shown comprise all such utilities in the area, either in service or abandoned. The surveyor further does not warrant that the underground utilities shown are in the exact location indicated although he does certify that they are located as accurately as possible from the information available. The surveyor has not physically located the underground utilities. This firm recommends that the underground utilities should be verified by electromagnetic Technology, vacuum excavation or field excavation prior to any design or new construction.
- Legal description shown hereon based on information furnished by client and Special Warranty Deed recorded on O.R.B. 28243, Page 3039, and no claims as to ownership are made or implied.
- Folio No. 23-3209-00-0060, per Miami-Dade County Property Appraiser's Website.



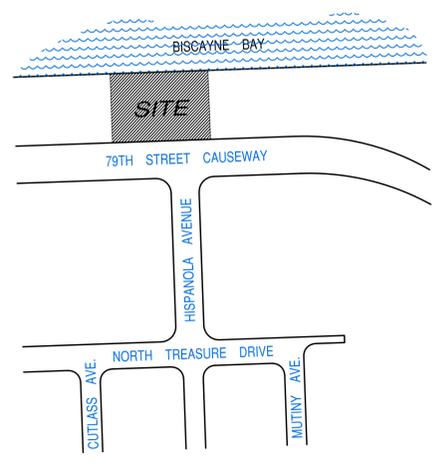
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USER: KoryCooper XREF(s): titleblock_2234.dwg NBV Site-2.dwg

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01 PROPOSED SITE PLAN
 SCALE: 1" = 40' @ 22x34

PROJECT INFORMATION	
DIRECTORY	
OWNER COLE BN NORTH BAY VILLAGE FL, LLC C/O VERETT 2325 E. CAMELBACK ROAD SUITE 1100 PHOENIX, AZ 85016 (602) 778-6220 ATTN: TONIA JONES	ARCHITECT DAMON DRENNAN, ARCHITECT 931 N. EDGEFIELD AVE. DALLAS, TX 75208 (214) 865-6992 ATTN: DAMON DRENNAN LANDSCAPE ARCHITECT T.B.D.
DEVELOPER BENIHANA 21500 BISCAYNE BLVD. SUITE 900 AVENTURA, FL 33180 (817) 992-1504 ATTN: BILL BIMMERMAN	
CIVIL ENGINEER OCEAN ENGINEERING 333 NE 24TH STREET SUITE 408 MIAMI, FL 33137 (786) 253-5252 ATTN: WALTER LUGO	
SITE INFORMATION	
LOT AREA:	47,250 SF (1.085 ACRES)
EXISTING BUILDING	
EXISTING BUILDING AREA:	10,400 SF
EXISTING CUSTOMER AREA:	5,375 SF
EXISTING PARKING REQUIRED:	72 SPACES
PROPOSED BUILDING	
PROPOSED CONSTRUCTION TYPE:	V-B
PROPOSED FULLY SPRINKLERED	
ALLOWABLE BUILDING HEIGHT, STORIES AND AREA (FBC 2017)	
HEIGHT: TABLE 504.3, A, S, V-B:	60'-0"
STORIES: TABLE 504.4, A-2, S, V-B:	2 STORIES
AREA: TABLE 506.2, A-2, S1, V-B:	24,000 SF
PROPOSED BUILDING HEIGHT, STORIES AND AREA	
HEIGHT:	30'-6"
STORIES:	1 STORY
AREA:	9,215 SF
PROPOSED CUSTOMER AREA:	3,961 SF
(REDUCTION OVER EXISTING)	
(CUSTOMER AREA INCLUDES ANY SPACE FOR PATRONS TO STAND, SIT OR RECEIVE PRODUCT)	
PARKING	
REQUIRED: 1 SPACE / 75 SF CUSTOMER AREA (3,961/75)	53 SPACES
PARKING PROVIDED:	
9'x19' PARKING STALLS:	62 SPACES
ADA PARKING STALLS:	3 SPACES
TOTAL PARKING PROVIDED (REDUCTION OVER EXISTING)	65 SPACES
LOADING SPACE	
REQUIRED: (<10,000)	0 SPACE
PROVIDED:	1 SPACE
LANDSCAPING/PERVIOUS AREA	
REQUIRED: 10 SF PER REQUIRED PARKING SPACE (53x10):	530 SF
20% OF SITE (47,250 x 0.20)	9,450 SF
TOTAL REQUIRED:	9,980 SF
TOTAL PROPOSED:	10,208 SF
	21.6% OPEN SPACE
SIGNAGE	
SIGNAGE ALLOWED: (10% AREA OF MOUNTING FACE)	
SOUTH FACE ALLOWED (3,013 SF x 0.10):	301.3 SF
SOUTH FACE PROPOSED:	64.8 SF
NORTH FACE ALLOWED (3,026 SF x 0.10)	302.6 SF
NORTH FACE PROPOSED:	64.8 SF
MONUMENT SIGN ALLOWED:	100 SF / FACE
MONUMENT SIGN PROPOSED:	35 SF / FACE



13 LOCATION PLAN
 SCALE: N.T.S.

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DAMON A. DRENNAN
 REGISTERED ARCHITECT #AR0098908

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CHECKED BY:	KJC
DATE:	07.19.2018
REVISIONS:	
07.19.2018	P&Z SUBMITTAL
08.03.2018	P&Z RESUBMITTAL
08.13.2018	P&Z RESUBMITTAL
08.14.2018	P&Z RESUBMITTAL
12.20.2018	P&Z RESUBMITTAL

PROJECT NO.: 18019
 SHEET TITLE:

PROPOSED SITE PLAN
 SHEET NO.: A0.2

SIGNAGE NOTES:
 1. ALL SIGNAGE IS TO BE DESIGNED AND SUBMITTED SEPARATELY BY SIGNAGE VENDOR, SIZES ARE PROPOSED

NORTH ELEVATION:

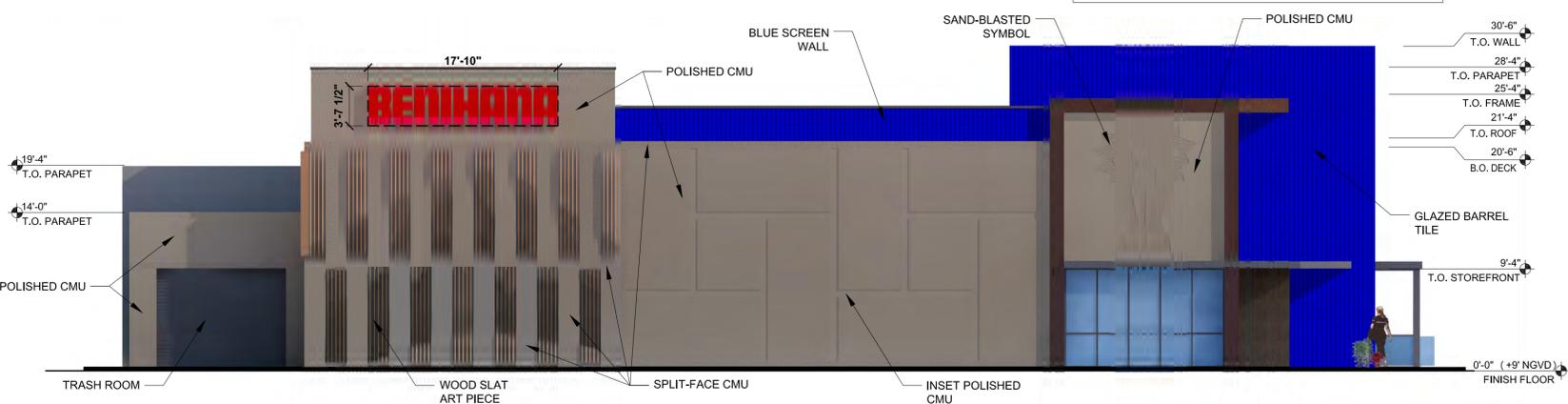
	AREA	PERCENTAGE
TOTAL AREA:	3,026 SF	
MASONRY AREA:	1,534 SF	50.69%
GLAZING:	1,127 SF	37.24%
MECHANICAL SCREEN:	219 SF	7.24%
BLUE TILE:	146 SF	4.83%
LETTER SIGN:	64.8 SF	



11 NORTH ELEVATION
 1/8" = 1'-0" @ 22x34

SOUTH ELEVATION:

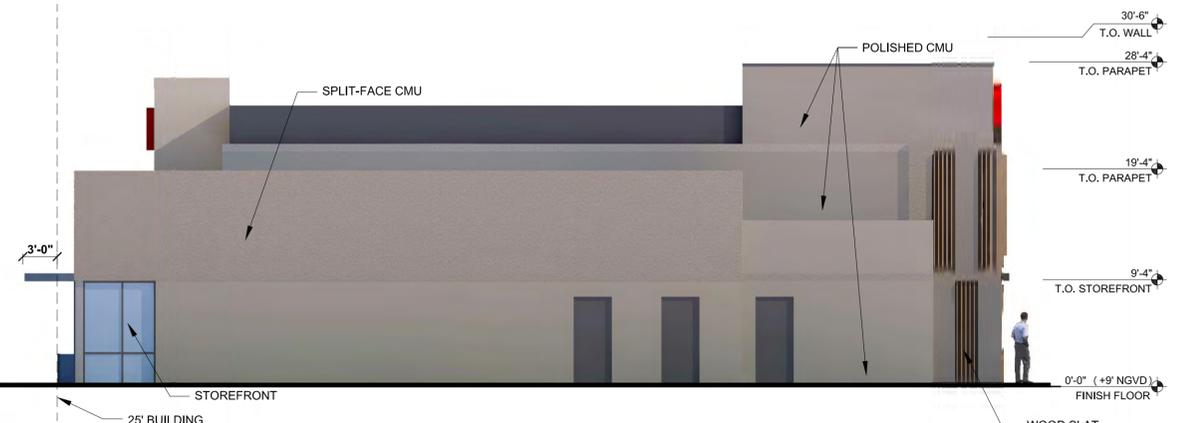
	AREA	PERCENTAGE
TOTAL AREA:	3,013 SF	
MASONRY AREA:	2,180 SF	72.35%
GLAZING:	142 SF	4.71%
MECHANICAL SCREEN:	149 SF	4.95%
BLUE TILE:	460 SF	15.27%
PHENOLIC PANELS:	82 SF	2.72%
LETTER SIGN:	64.8 SF	



06 SOUTH ELEVATION
 1/8" = 1'-0" @ 22x34

WEST ELEVATION:

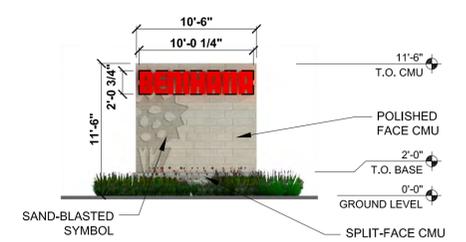
	AREA	PERCENTAGE
TOTAL AREA:	2,084 SF	
MASONRY AREA:	1,782 SF	85.51%
GLAZING:	141 SF	6.77%
MECHANICAL SCREEN:	148 SF	7.10%
BLUE TILE:	13 SF	0.62%



01 WEST ELEVATION
 1/8" = 1'-0" @ 22x34

MONUMENT SIGN:

TOTAL MONUMENT AREA:	99.75 SF / FACE
LETTER SIGN:	20.7 SF / FACE



15 MONUMENT SIGN
 1/8" = 1'-0" @ 22x34

EAST ELEVATION:

	AREA	PERCENTAGE
TOTAL AREA:	2,082 SF	
MASONRY AREA:	1,186 SF	56.96%
GLAZING:	737 SF	35.40%
BLUE TILE:	61 SF	2.93%
PHENOLIC PANELS:	98 SF	4.71%



04 EAST ELEVATION
 1/8" = 1'-0" @ 22x34

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 CHECKED BY: **KJC**
 DATE: **07.19.2018**

REVISIONS:

07.19.2018	P&Z SUBMITTAL
08.03.2018	P&Z RESUBMITTAL
08.13.2018	P&Z RESUBMITTAL
12.20.2018	P&Z RESUBMITTAL

PROJECT NO.: **18019**
 SHEET TITLE:

EXTERIOR ELEVATIONS

SHEET NO.: **A2.0**

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 SCALE: 1/8" = 1'-0" DATE/TIME: Dec 20, 2018 8:03am
 USER: KaryCooper XREF(s): titleblock_2234.dwg

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12.20.2018	P&Z RESUBMITTAL

PROJECT NO.: **18019**
 SHEET TITLE:

SOUTHEAST PERSPECTIVE

SHEET NO.: **A2.1**



01 SOUTHEAST PERSPECTIVE
 1/8" = 1'-0" @ 22x34

FILE: P:\18019 Benihana North Bay Village FL\00_SD\02_Planning\A2_1 Exterior - Perspective.dwg
 SCALE: 1" = 8'-0"
 DATE/TIME: Dec 20, 2018 8:04am
 USER: KoryCooper XREF(s): titleblock_2234.dwg

NORTH BAY VILLAGE

OFFICIAL BALLOT
APPOINTMENT OF PLANNING AND ZONING BOARD MEMBERS
January 8, 2019 Regular Commission Meeting

SELECT A TOTAL OF FIVE (5)

North Bay Island (Select One (1))

- Richard Chervony, 7601 Center Bay Drive
- Kip Dugal, 7710 Center Bay Drive
- J.F. (Bud) Farrey, 1315 Bay Terrace
- Douglas Hornsby, 1353 Bay Terrace
- Jack Rattner, 7611 Beach View Drive
- Luis Torrego, 7611 Center Bay Drive

Treasure Island (Select One (1))

- Paul Clapps, 7901 Hispanola Avenue, Apt 1605
- Doris O'Hare, 1790 S. Treasure Drive, Unit 5C

Harbor Island (Select One (1))

- Timothy Dennis, 7910 Harbor Island Drive
- Jorge Gonzalez, 7900 Harbor Island Drive, PH5
- Richard Holben, 7929 West Drive, Unit 1501
- Paul Jacob, 7900 Harbor Island Drive
- Nick Quay, 8000 West Drive, Unit 319
- Ryan Shaw, 8000 West Drive, Unit 418

At-Large Member (Select Two (2))

- Richard Chervony, 7601 Center Bay Drive
- Paul Clapps, 7901 Hispanola Avenue, Apt 1605
- Timothy Dennis, 7910 Harbor Island Drive
- Kip Dugal, 7710 Center Bay Drive
- J.F. (Bud) Farrey, 1315 Bay Terrace
- Jorge Gonzalez, 7900 Harbor Island Drive, PH5
- Richard Holben, 7929 West Drive, Unit 1501
- Douglas Hornsby, 1353 Bay Terrace
- Paul Jacob, 7900 Harbor Island Drive
- Doris O'Hare, 1790 S. Treasure Drive, Unit 5C
- Nick Quay, 8000 West Drive, Unit 319
- Jack Rattner, 7611 Beach View Drive
- Ryan Shaw, 8000 West Drive, Unit 418
- Luis Torrego, 7611 Center Bay Drive

Name: _____

Signature: _____

**NORTH BAY
ISLAND
APPLICANTS**

Agenda Item 15A



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

BOARD/COMMITTEE APPLICATION

NAME J. F. (Bud) FARRRY DATE 11/15/19

MAILING ADDRESS 1315 BAYTER

EMAIL BUD.FARRRY@FARRRYS.COM TELEPHONE # 305-542-3583

VILLAGE RESIDENT: YES X NO _____ HOW MANY YEARS 43

BUSINESS OWNER: YES X NO _____ PAST OR PRESENT _____

NAME AND ADDRESS OF BUSINESS 1850 N. E. 146 ST
NORTH MIAMI FL 33181

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 checked="" 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 type="checkbox"/>

ARE YOU A REGISTERED VOTER? YES NO _____

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES NO _____

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

PAST PLANNING & ZONING BOARD MEMBER

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)

BEING A RESIDENT FOR SO LONG I HAVE WATCHED GOOD BOARDS MAKE GOOD DECISIONS AND POOR BOARDS MAKE BAD DECISIONS. WE HAVE A WONDERFUL VILLAGE THAT NEEDS TO BE PRESERVED AND STILL ENCOURAGE GROWTH.

(Board Meetings are scheduled during evening hours. All Board Members are required to disclose their Financial Interest annually. Additionally, (4) 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 (Copy of Driver's License/ID) and North Bay Village Voter is required.

Agenda Item 15A



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

BOARD/COMMITTEE APPLICATION

NAME DOUGLAS H. HORNBY, M.D. DATE 11/25/2018
 MAILING ADDRESS 1353 BAY TERRACE, NBV 33141
 EMAIL doughornby@msn.com TELEPHONE # 305-759-9293
 VILLAGE RESIDENT: YES X NO _____ HOW MANY YEARS 22
 BUSINESS OWNER: YES X NO _____ PAST OR PRESENT Present
 NAME AND ADDRESS OF BUSINESS Digital Radiology, INC.
AS - ABOVE

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? 16 years

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 type="checkbox"/>	SPECIAL NEEDS ADVISORY BOARD	<input type="checkbox"/>
SIGNAGE REVIEW COMMITTEE	<input type="checkbox"/>	ADVISORY CHARTER REVIEW BOARD	<input type="checkbox"/>

ARE YOU A REGISTERED VOTER? YES X NO _____

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES X NO _____

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

- PLANNING & ZONING 2012 - 2016
- AT LARGE Commissioner 2016 - 2018

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)

(Board Meetings are scheduled during evening hours. All Board Members are required to disclose their Financial Interest annually. Additionally, (4) 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 (Copy of Driver's License/ID) and North Bay Village Voter is required.



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

BOARD/COMMITTEE APPLICATION

NAME RICHARD CHERVONY DATE November 8, 2018
 MAILING ADDRESS 7601 Center Bay Drive
 EMAIL richardchervony@gmail.com TELEPHONE # 305-751-1400
 VILLAGE RESIDENT: YES NO
 BUSINESS OWNER: YES NO HOW MANY YEARS 25 year
 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 | <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 type="checkbox"/> |

ARE YOU AVAILABLE FOR EVENING MEETINGS? YES xx NO _____
 HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES xx NO _____
 HAVE YOU EVER BEEN A VILLAGE EMPLOYEE? YES xx NO _____
 ARE YOU A REGISTERED VOTER? YES xx NO _____

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

Work experience: Successful Business Owner of a Multi Facility Health Center that was sold in November 2017 after 18 years in business. I am currently fully retired.. I am affiliated with several Medical, Hispanic and Religious Organizations having served in some Board positions in some of them. In the Village specifically, I was a member of the now defunct Civil Service Board. I also served on two different Boards on the Planning and Zoning Board. I was appointed to the Commission on the vacant AT Large Seat in November 2010 and became the elected North Bay Island Comisioner on November 2012 completing one term.

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 knowledgeable on the Village Charter and the Planing and Zoning Regulations. I have been active in Planning and Zoning by being a member of the Board for three years before I was appointed to the Commission. I also sat in a quasi judicial hearings while a Commissioner hearing and voting on the decisions made by the Board. In regards to Budget Oversight Board, I well instructed in the Village Budget and how it works. I have held private one on one meetings with Finance and Village Manager discussing in length and in a much deeper capacity the finances of the Village. I believe I am well versed on how the Village performs financially and can be a major asset by serving on this Board.

(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 I, 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).

Submit Form

Agenda Item 15A



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

BOARD/COMMITTEE APPLICATION

NAME LUIS TORRESO DATE 12/3/18
 MAILING ADDRESS 7611 Center Blvd FL
 EMAIL torreso.online@gmail.com TELEPHONE # +1 305 439-4096
 VILLAGE RESIDENT: YES NO HOW MANY YEARS 15
 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: (2)

- | | | | |
|---------------------------------------|--------------------------|----------------------------------|---|
| ANIMAL CONTROL ADVISORY BOARD | <input type="checkbox"/> | COMMUNITY ENHANCEMENT BOARD | <input checked="" type="checkbox"/> (1) |
| 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 type="checkbox"/> | SPECIAL NEEDS ADVISORY BOARD | <input 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:
I HAVE PARTICIPATED IN FOOD DRIVES, AND ATTENDED
A NUMBER OF NBV COMMUNITY MEETINGS.

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 HAVE A BACHELOR DEGREE IN ACCOUNTING & FINANCE.
PREVIOUSLY AN INVESTMENT BANKER FOR OVER 20
YEARS. AND I HAVE ADVISED LARGE COMPANIES ON COMPLEX
ESTRATEGIC & FINANCIAL TRANSACTIONS SUCH AS DISPOSABLE,
ACQUISITION & FINANCIAL RESTRUCTURING

(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).

(1) My wife also apply for this board, if we can not be together, please do not count us for this board.
 (2) I am interested in a global marketing board.
 Submit Form
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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

BOARD/COMMITTEE APPLICATION

NAME Jack Rattner

DATE 11/08/2018

MAILING ADDRESS 7611 Beach View Drive

EMAIL jrattner@gmail.com

TELEPHONE # 786.766.7777

VILLAGE RESIDENT: YES NO

HOW MANY YEARS 47

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

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

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 grown up living in the same house here in North Bay Village since 1972 and have watched the many changes of our city.

I have run for commission and served on our: Budget & Oversight Board, Community Enhancement Board, Signage Review Committee and Youth Services Board.

I actively volunteer for many charities such as: University of Miami's Project Newborn to

raise money for Jackson Memorial Neonatal Intensive Care Unit and Research, Alzheimer's Association and American Cancer Society to name a few.

2018 Chair for Security Guard Committee of North Bay Island Residents

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)

As a Procurement & Business Technology Advisory/Engineer/Telecommunications/VOIP for over 34 years, my background and hands on experience qualifies me to proudly serve & help our City.

I work extensively with all facets of: Accounting Principals, Contracts, Cost Recovery, Budgets & Preparation of Bids/RFP working with State Contracts.

I have over 34 years IT & Telecommunications/VOIP/PBX Experience and hold Premier Certifications from: Microsoft MCSE, MCP, CompTIA CDIA-(Certified Document Imaging Architect),

Ricoh Globalscan 2.0 Certified Engineer, DocuTex Certified Engineer, Equitrac Certified Support Partner, Captaria RightFax Certified Technician, e-Copy Certified Engineer, Objectif Lune Planet

Press Suite, Maintenance Automation Corporation CHIEF Integrated Airport Management Software, Decision Data IBM System Manager (A/R, A/P, Payroll),

S.C.O.R.E. How to prepare a Business Plan, Adobe Suite (InDesign, Illustrator, Photoshop, Premier Pro, After Effects), Microsoft (Windows, Server, Office)

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Agenda Item 15A

Add On Agenda Item 15B - Planning & Zoning



North Bay Village

Administrative Offices

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

BOARD/COMMITTEE APPLICATION

NAME KIP DUGAL DATE 11/30/2018

MAILING ADDRESS 7710 CENTER BAY DRIVE NORTH BAY VILLAGE FLORIDA 33141

EMAIL KIP@KIPDUGAL.COM TELEPHONE # 305-510-8295

VILLAGE RESIDENT: YES NO HOW MANY YEARS 7

BUSINESS OWNER: YES NO PAST OR PRESENT NO

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:

ANIMAL CONTROL ADVISORY BOARD	<input type="checkbox"/>	COMMUNITY ENHANCEMENT BOARD	<input checked="" 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 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 X NO _____

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

CORPORATE MANGEMENT · TECHNOLOGY SPECIALIST · PROPERTY MANAGEME

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)

As a General manager managing high rise luxury condominiums working for the Board of Directors and guiding them through legal process. Budget formulation. Property management. compliance with building code and enforcement. Condo Operatiu and service enhancement for quality living experience are some of focus areas of mv wc

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**TREASURE
ISLAND
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Agenda Item 15A



North Bay Village

Administrative Offices

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

BOARD/COMMITTEE APPLICATION

NAME Doris O'Hare DATE 11/13/2018

MAILING ADDRESS 1790 S Treasure Dr. # 5C, NBV, FL 33141

EMAIL iwant2emaildoris@yahoo.com TELEPHONE # 305-301-1799

VILLAGE RESIDENT: YES NO HOW MANY YEARS 13

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 checked="" 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 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 x NO _____

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

I'm a current member of the Planning & Zoning Board and would like to continue to service as a member. I'm an active volunteer in our Village and familiar with the neighborhood and residents.
 I was the past President of the local Optimist Club and I'm an active member for the last 8 years. During my work with the Optimist Club I work with our local school and Village staff for events and scholarships. In addition, I have been a Real Estate Broker for the last 10 years and I specialize in North Bay Village.
 I also participate as Hearing Panel Member at the Realtor Association in the Professional and Ethics Standards 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)

During my 18 years working in the South Florida Real Estate industry I have worked directly for developers, finance firms and collaborated with architects and construction companies.
 I also have experience with vendor contracts and of course real estate contracts. I'm committed to my Village not only as a resident but also as a realtor as this is my area of expertise.
 I hope to be allowed to continue to serve in the Planning & Zoning Board utilizing my work experience and what the residents communicate to me as their needs and wants.

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Agenda Item 15A

10/09 3:28PM



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

BOARD/COMMITTEE APPLICATION

NAME PAUL CLAAPS DATE 11-9-18
 MAILING ADDRESS 7901 HISPANOLA AVE APT 1605 NBV 33141
 EMAIL PCLAAPS@COMCAST.NET TELEPHONE # 570-49-9653
 VILLAGE RESIDENT: YES NO
 BUSINESS OWNER: YES NO HOW MANY YEARS 6
 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 checked="" 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 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:

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)

SEE ATTACHED.

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Submit Form



Paul A. Clapps
November 2018

Paul A. Clapps is a principal of various partnerships with 22 years of experience in development of commercial real estate in Pennsylvania and Florida. Mr. Clapps was also a principal member of a staffing and recruiting firm and the CFO and owner of a company which owned and operated franchised restaurants in north central Pennsylvania. He was also a principal in a quick lube/oil change business. Skill sets include legal counsel management, personnel management, property management and finance. He is a graduate of Wilkes University with a B.S. in Finance and a North Bay Village, Florida resident for six years.

**HARBOR
ISLAND
APPLICANTS**

Agenda Item 15A



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

BOARD/COMMITTEE APPLICATION

NAME TIMOTHY DENNIS DATE 10/22/18

MAILING ADDRESS 7910 HARBOR ISLAND DRIVE

EMAIL OPSMAN507@GMAIL TELEPHONE # 954 552-0539

VILLAGE RESIDENT: YES NO HOW MANY YEARS 2

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 checked="" type="checkbox"/>
BUSINESS DEVELOPMENT ADVISORY BOARD	<input checked="" 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 type="checkbox"/>

ARE YOU A REGISTERED VOTER? YES NO

HAVE YOU EVER SERVED ON A VILLAGE BOARD/COMMITTEE? YES NO

PLEASE GIVE A SUMMARY OF YOUR WORK AND CIVIC SERVICE EXPERIENCE:

Village Advisory Board (Business)
ESAC CHAIRPERSON ADA MERRITT K-8 CENTER

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)

25 years Mail Management with 2 of Largest Mail Development Companies
15 year Retail Management experience

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Agenda Item 15A



North Bay Village

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

BOARD/COMMITTEE APPLICATION

NAME JORGE GONZALEZ DATE 12/11/18
 MAILING ADDRESS 1900 HARBOR ISLAND DR. P&S
 EMAIL JORGE@SOLEXINV.COM TELEPHONE # _____
 VILLAGE RESIDENT: YES NO
 BUSINESS OWNER: YES NO HOW MANY YEARS 10
 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 checked="" type="checkbox"/>
BUSINESS DEVELOPMENT ADVISORY BOARD	<input checked="" 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 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:

P&Z VICE CHAIR 2010-2011 TING FRAMES
NBV COMMISSIONER AT LARGE 2012-2014
NBV 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)

BACHELOR'S DEGREE ELECTRICAL ENGINEERING
MBA FINANCE
REAL ESTATE PROFESSIONAL WITH 25+ YEARS EXPERIENCE
INCLUDING DEVELOPMENT
SUCCESSFUL BUSINESS OWNER AND REAL ESTATE INVESTOR.

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Agenda Item 15A



North Bay Village

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

BOARD/COMMITTEE APPLICATION

NAME Richard Holben DATE 11.08.2018

MAILING ADDRESS 7929 West Drive #1501, North Bay Village, FL 33141

EMAIL ststeel@aol.com TELEPHONE # 413.854.8923

VILLAGE RESIDENT: YES NO HOW MANY YEARS 5

BUSINESS OWNER: YES NO PAST OR PRESENT _____

NAME AND ADDRESS OF BUSINESS RhDesign
230 Norfolk Road, Southfield, MA 01259

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? 5

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 type="checkbox"/>	SPECIAL NEEDS ADVISORY BOARD	<input 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:
 I am an architectural designer with large urban experience in Philadelphia, New York City and Boston. With such firms I worked on planning a new downtown core for Seattle developed entertainment, educational and corporate facilities in a myriad of scales and locations. I have now run my own business for 20 years, specializing in residential and small-scale retail projects in the Northeast. I've served on local Conservation Commission

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 very familiar with our current and proposed zoning regulations. I worked to foster and develop community understanding of the last major proposed zoning changes in 2017 and am a big believer in engaging local resident input in the future growth of our village. I know how to read plans, and project impacts in a two and three dimensional way and process that info for others to better understand its effects.

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Agenda Item 15A



North Bay Village

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

BOARD/COMMITTEE APPLICATION

NAME Paul C. Jacob DATE 11/23/2018

MAILING ADDRESS 7900 Harbor Island Drive, North Bay Village, Florida

EMAIL pcj100@bellsouth.net TELEPHONE # 954 . 240 . 6440

VILLAGE RESIDENT: YES NO HOW MANY YEARS ^{1 - 1990's, 1 - 2018} _____

BUSINESS OWNER: YES NO PAST OR PRESENT _____

NAME AND ADDRESS OF BUSINESS na

HOW LONG HAVE YOU BEEN OPERATING IN THE VILLAGE? na

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 checked="" 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 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 my attached resume.

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 my attached resume. I believe this will give a clear representation of my background and skills that I will utilize to assist the team in moving NBV forward in a positive way. I lived in NBV in the 1990's and saw the enormous assets the Village possessed and its potential then. I believe the Village is positioned even better now in 2018. The key will be effective leadership and key public and private partnerships.

(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).

Submit Form

Agenda Item 15A

Paul C. Jacob
7900 Harbor Island Drive
North Bay Village, Florida 33141
(954) 240-6440
Pcj100@bellsouth.net

Diversified background in Startup and On-going Business, Sales, Operations , Advertising and Marketing in the private and government / public sectors. Excellent communication skills with keen ability to maximize performance, relate well to people with diverse backgrounds. Substantial performance management experience in start-up, turn-around and on-going enterprises. Self-motivated, goal-oriented and professional in all endeavors, with proven ability to get the job done in an efficient and productive manner.

ATT – ATT Technical Field Services - Business

Director – Service Development, Product Structuring & Pricing

October 2016 to Present

Leads the Business Developments Team consisting of Business Development Managers and Custom Pricing Managers that are responsible for Business Development activities for the AT&T Technical Field Services organization. The Business Development Managers engage in the following activities: custom deal development and solutioning with all Sales verticals and overlay organizations, command and control process improvements, development & launch of new products with Product Marketing, develop Field training needs and POA regarding product launches, contracting & SOW development and Value Proposition presentations to internal and end user customers. The CPC Managers are responsible for pricing and SOW development for all custom deals, contracting as well as turn time metric and process improvements.

Business activities more than \$1.2b annually.

The performance of the team has been outstanding in all metrics and especially those related to revenue growth, customer experience and overall efficiencies. The following represents performance 2018 YOY 2017 YOY 2016:

(XXX = CORPORATE PROPRIETARY INFORMATION REMOVED)

ATT – Business Services Infrastructure Management

Director – Network Operations

(ATT Business Field Services CPE and Networks Special Services Installation & Maintenance)

(Florida, Caribbean, South and Central America)

January 2014 – October 2016

Leads the team consisting of (XXXX) FTE's consisting of Area Managers, Field Managers, Project Managers, Digital Technicians, Service Technicians, Service Consultants, BIC. The Region's support of CPE, Network customers and Sales Teams consists of Sales, Pricing, Engineering, Design, Consulting, Installation, Repair, Maintenance and Dedicated Support of customer's voice, data, security, wireless, IPT CPE and Network installation & maintenance for Retail and Wholesale customers.

Agenda Item 15A

ATT – Business Services Infrastructure Management – Continued. Page 2.

The key to being successful in this position is to have the ability to relate to internal/external customers and employees on a technical and/or conversational level and to have the ability to leverage knowledge and contacts within all of ATT to facilitate rapid response and resolution to customers issues and create a culture of customer advocacy within the Organization that understands customer needs and ATT's needs.

My team was #1 ranked position in the company. This ranking covers performance goals ranging from New Business Development revenue goals, profitability, productivity, eNPS, NPS, quality of work, employee growth, repeats, on time performance, efficiency.

ATT – Business Field Services

Director – Network Operations (Florida, Caribbean, South and Central America)
June 2006 – July 2007, July 2009 – January 2014

Leads the Operations of a team consisting of (XXXX) remote, Sales, Technicians, Service Consultants, BIC, Field Managers and Project Managers. The Region's support of customers and Sales Teams consists of Sales, Pricing, Engineering, Design, Consulting, Installation, Repair, Maintenance and Dedicated Support of customer's voice, data, security, wireless and IPT CPE. Prior to my taking over the region, it was ranked in the 4th Quartile, frequently last place. The region was ranked #1 within ATT with XXX% DMD/Net Revenue, #1 in Customer Satisfaction, #1 in New Business Development goals @ XXX%, XXX% of Productivity, XXX% Training goals.

ATT – Global Business Solutions

Director – Network Services – Project Management and Staging Centers – East, United States
July 2007 – July 2009

My team was responsible for all Project Management, Operations Development, Budgeting, Pricing, Third Party Vendor relationships and Staging Centers for the geographic area consisting of (38) states.

The team managed all verticals within the Operations and Sales organizations nationwide in deal structuring, new business development, management structuring, pricing, project implementation, post project support and staging. The following highlights the performance: XXX% Net operating profits, XXX% Booked to Billed, XXX% Customer Sat and XXX% Compliance Objectives.

BellSouth Business Systems

Area Vice President – Enterprise and Government Sales (State, Local, Federal)
May 2002 – June 2006

Direct Sales and Support activities for the Large Business / Government Sales division. The operation was comprised of Sales Professionals, Engineers, Account Managers, Solutions Account Executives, Sales Managers, Technical Branch Manager and clerical staff. District recurring revenue is more than \$XXXXM dollars annually and an annual sales objective of \$XXXXM. The following charts the performance of the District: Gross Sales Revenue at XXX%, New Sales Revenue at XXXX% Recurring Revenue attainment comprised of Network at XXX%, Long Distance – XXX%, DSL at XXX%, CPE at XXX% and wireless at XXX%. The region was ranked 14th of 14th when I took it over. The region was consistently in the 1st Quartile under my leadership. The Region was ranked #2 out of (14) regions when I moved into my next role.

Agenda Item 15A

Paul C. Jacob resume – Page 3.

BellSouth Advertising & Publishing – Yellow Pages & Internet.

Director – Southern Florida, Fl.

May 2000 to May 2002

Direct Sales and Support functions for the Florida District, with billing more than \$XXX million dollars annually in Government, Premise, inside Sales and Major Account units. Responsible for District operations which comprises leadership of (XX) managers, (XXX) sales representatives, (XX) clerical personnel, (XX) artists, (X) district staff, (X) collections reps, (X) trainer, (X) internet training manager, (X) billing/collections rep. The following charts the comprehensive performance of the District: XXX% of net sales objective for Premise, MAR, and Telephone sales, XXX% of gross customer growth, XXX% of net customer growth, XXX% of billing retirement, XX% increase in sales productivity, XXX% reduction in proof turn time.

Sales Manager – Major Accounts, Premise and Inside Sales – Central / North Florida, Fla.
January 1996 to May 2000 (January 1996-February 1998 – Premise Sales Representative)

Lead teams of sales representatives in their assessment of clients advertising needs, preparation of competitive marketing analysis, and consultation on business goals, design of marketing strategies, creation and presentation of sales proposals. Implemented individual and group coaching sessions, managed sales performance and reporting. Exceeded all goals, increased net billing by XX% and achieved XXX% of comprehensive benchmarked goal.

The Florida Lottery; Miami/Tallahassee, FL

Director of Broadcasting & Operations

January 1995 - January 1996

Development of strategic goals and accompanying benchmarks. Development of Television Games Show in conjunction with Mark Goodson Productions, Development and implementation of television, radio, print advertising and broadcast operational activities. Directed implementation of public relations/awareness campaigns, advertising and promotional campaigns. Management of contract negotiations, logistic activities, broadcast production activities, purchasing and bidding activities.

Lottery State Sales & Sales Event Manager - Southern Region

November 1987 - January 1995

Start Up team of the Florida Lottery.

Sales/Marketing of Lottery products and promotional campaigns. Coordination of marketing/sales activities for (XXX) sales representatives in the Miami, Fort Lauderdale, West Palm Beach and Fort Myers district offices. Liaison between the Lottery and the private sector, development of new product launches, conduct sales training seminars, public speaking. Direct & Indirect management of retailer, consumer, event promotions, media buys, contract negotiations, manpower/inventory scheduling, logistic planning, purchasing and event implementation. Development and supervision of sales promotional marketing plan and budgets.

Presidential Airways Airline; Washington, DC / Miami, FL

Sales Manager & Customer Service Manager

Sales and promotion of Presidential Airways to travel agents and other travel related groups, new business development, managing all phases of gate aircraft operations and resolution of customer service issues.

Agenda Item 15A

Paul C. Jacob resume – Page 4.

Challenge Airways International Airline; Latin America / Miami, FL

Service Agent Manager

Scheduling and implementation of staffing, cargo and luggage transportation throughout South and Central American, coordination of displaced cargo tracking. Overall Logistics SME.

PeopleExpress Airways Airline; New Jersey / Miami, FL

Manager / Area Coordinator

Trained in company policies and procedures in preparation for a future station manager position, overseeing daily operations, liaison between PeopleExpress Airways and the airport authority, flight/aircraft scheduling, customer service concerns, purchasing and personnel scheduling.

Management Programs and Awards

- LEADS Program - BellSouth
- Pinnacle Club Winner – BellSouth Business – 3 times.
- Outstanding Alumni; Florida International University
- CEO Award for Management Excellence – Fla. Lottery
- The PGI - Public Gaming International Award for Excellence
- Numerous other awards for various civic and corporate activities.
- Gateway Program - BellSouth
- Presidents Club - BAPCO
- PeopleExpress Mgt. STAR

Community Involvement

- Beacon Council of Miami, Executive IT Committee
- Palm Beach County Business Development Board
- Broward Alliance, Investors IT Council
- Girl Scouts of America
- PAE, Performing Arts Educators
- SMILE – Homeless Advocacy Program
- StoneSoup Academy, Board Member
- Nova SE University, Governance Board
- University Prep – Lower School
- St. Thomas Aquinas High School
- UCONN Parent Advisory
- Various ERG @ ATT

Agenda Item 15A



NORTH BAY VILLAGE

Village Hall • 1666 Kennedy Causeway, Suite 300, North Bay Village • FL 33141
Phone: 305-756-7171 • Fax: 305-756-7722 • www.nbvillage.com

BOARD/COMMITTEE APPLICATION

Name: William Gray Date: 1-3-18

Home Address: 600 West Dr # 319 North Bay Village FL 33141

Mailing Address: _____

Email: Nick@NickGray.com Telephone: 786-797-3162

Village Resident: Yes No How many years: 2 Yes No

Business Owner: Yes No Business Name: _____

Business Address: _____

How long have you been operating in the village? _____

Check the board committee you would like to serve on:

Animal control advisory board

Arts, cultural & special events board

Community enhancement board

Business development advisory board

Planning & zoning board

Citizens budget and oversight board

Youth & education services board

Signage review committee

Special needs advisory board

environmental impact
sea level rise

Are you a registered voter?

Yes No

Have you ever served on a village board/committee?

Yes No

Please give a summary of your work and civic service experience:

Business Development Advisory 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)

15 years in Hospitality Management
13 years in local Real Estate
including business development & community out reach

In completing this application, you are acknowledging that personal information you provide is subject to Florida Public Records Law as per Chapter 119, Florida Statutes, Article I, Section 24 of the State Constitution. You will be required to submit verification of residency (Copy of Driver's License/ID) and proof of North Bay Village Voter Registration along with your application. Additionally, members are required to complete four (4) hours of Ethics Training during their term of Office. Once appointed, all Board Members are required to complete Financial Disclosure Forms annually. Planning & Zoning Board Members complete Form 1, Statement of Financial Interest and other Boards Members complete "Source of Income Statement."

Agenda Item 15A



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

BOARD/COMMITTEE APPLICATION

NAME Ryan Shaw DATE 11/20/18

MAILING ADDRESS 8000 West Dr, 418, North Bay Village, FL 33141

EMAIL rshaw@marcusmillichap.com TELEPHONE # 305-710-7722

VILLAGE RESIDENT: YES 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 checked="" type="checkbox"/>
BUSINESS DEVELOPMENT ADVISORY BOARD	<input checked="" 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 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 a commercial real estate broker who sells retail, office and development properties. Selling over \$300Million in properties throughout South Florida and the US.

I belong to International Council of Shopping Centers (ICSC), Urban Land Development (ULI) and NAIOP (Commercial Real Estate Development Association).

I participate in Junior Achievement, United Way and other charity events.

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)

My expertise with selling development properties in South Florida and working with developers for major national retailers, as well as development for apartments, condominiums and hotel.

My experience with working with the Miami DDA (Downtown Development Authority) in there workshops for how to bring more retail and business into the urban core.

I have helped develop plans of property owners on how the maximize their properties value by bringing in tenants or renovations needed to position the property in the market.

Working with developers and tenants on the properties that they desire by location and the potential for the projects they are looking to construct.

(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).

Submit Form



Agenda Item 16A

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 AGENDA
REGULAR VILLAGE COMMISSION MEETING
VILLAGE HALL
1666 KENNEDY CAUSEWAY, #101
NORTH BAY VILLAGE, FL 33141
TUESDAY, OCTOBER 9, 2018
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. CALL TO ORDER

The Commission of North Bay Village, Florida met in regular session, October 9, 2018, beginning at 6:35 P.M. in the Village Commission Chambers, 1666 Kennedy Causeway, #101, North Bay Village, Florida.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was recited in unison.

ROLL CALL

Present were the following:

- Mayor Connie Leon-Kreps
- Vice Mayor Andreana Jackson
- Commissioner Jose Alvarez
- Commissioner Laura Cattabriga
- Commissioner Eddie Lim

ALSO PRESENT:

- Village Attorney Norman C. Powell
- Interim Village Manager Lewis Velken
- Interim Village Clerk Graciela Mariot
- Finance Director Bert Wrains
- Acting Chief Brian Collins
- Code Enforcement Supervisor Maurice Murray

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A. PROCLAMATIONS AND AWARDS

- 1. Swearing in Officer Bony Herrera**
- 2. Oath of Office Code Enforcement Officer Tuchette Torres-Lee**

Mr. Herrera and Mrs. Torres-Lee were sworn in and welcomed as new members of North Bay Village Team.

- 3. Honoring Women in Public Service “Ms. Linda Johnson”**

Ms. Johnson was presented with a plaque for her commitment to the education of Treasure Island Elementary students.

B. CITIZEN PRESENTATIONS TO THE COMMISSION

None

C. ADDITIONS AND DELETIONS

3. GOOD & WELFARE

Scott Greenwald of 1415 NE 79th Street addressed the Commission.

4. VILLAGE COMMISSION’S REPORT

Mayor Connie Leon-Kreps provided a recap of her tenure in the Village.

Vice Mayor Andreana Jackson provided an update of the infrastructure construction in Harbor Island and thanked the residents for attending Yoga by the Bay event.

Commissioner Laura Cattabriga thanked the residents and Vice Mayor Jackson for an awesome Yoga Event.

Commissioner Eddie Lim provided a recap of his tenure in the Village to include suggestions to the administration to change the Village’s current image.

Commissioner Jose Alvarez shared his experience during his ride-along with North Bay Village police.

5. GRANT WRITER’S REPORT

Village Grant Writer LaKeesha Morris reported on the status of Village grants.

6. ADVISORY BOARD REPORTS

A. ARTS, CULTURAL & SPECIAL EVENTS BOARD

A report was not provided.

B. ANIMAL CONTROL ADVISORY BOARD

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A report was not provided.

C. BUSINESS DEVELOPMENT ADVISORY BOARD

A report was not provided.

D. CITIZENS BUDGET & OVERSIGHT BOARD

A report was not provided.

E. COMMUNITY ENHANCEMENT BOARD

A report was not provided.

F. PLANNING & ZONING BOARD

A report was not provided.

7. VILLAGE ATTORNEY'S REPORT

Village Attorney Norman Powell gave an oral report.

8. VILLAGE MANAGER'S REPORT

Interim Village Manager Lewis Velken gave an oral report addressing the update on the Sakura lot demolition project

In addition, Village Manager introduced the Interim Village Clerk Graciela Mariot's report. Mrs. Mariot provided a summary of the current assessment of the Office of the Village Clerk to include strategic plan.

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 COUNCIL OF NORTH BAY VILLAGE, FLORIDA, APPROVING AND AUTHORIZING THE VILLAGE MANAGER TO SUBMIT A GRANT APPLICATION FOR THE 2018 NATIONAL URBAN AND COMMUNITY FORESTRY GRANT WITH THE STATE OF FLORIDA, DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY, AGREEING TO EXECUTE AN AGREEMENT FOR THE GRANT IF THE GRANT IS AWARDED TO THE VILLAGE, AND TO PROVIDE MATCHING FUNDS; PROVIDING AN EFFECTIVE DATE.

The Interim Village Clerk read the Resolution by title.

Vice Mayor Jackson moved to approve the Resolution, and Commissioner Laura Cattabriga seconded the motion.

150 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
151 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie Leon-
152 Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and Commissioner
153 Laura Cattabriga all voting Yes.
154

10. ORDINANCES FOR FIRST READING AND RESOLUTIONS

155
156
157 **A. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE,**
158 **FLORIDA, APPROVING A REQUEST BY BENIHANA NATIONAL OF**
159 **FLORIDA CORP. FOR SITE PLAN APPROVAL, PURSUANT TO SECTION**
160 **5.4(C) OF THE NORTH BAY VILLAGE UNIFIED LAND DEVELOPMENT**
161 **CODE FOR CONSTRUCTION OF A NEW 9,215 SQUARE FOOT, 34 FOOT**
162 **HIGH COMMERCIAL STRUCTURE (SINGLE STORY RESTAURANT) AT**
163 **1665 79TH STREET CAUSEWAY, TREASURE ISLAND, PROVIDING FOR**
164 **GRANTING THE REQUEST; PROVIDING FOR CONDITIONS;**
165 **PROVIDING FOR APPEAL; PROVIDING FOR VIOLATION OF**
166 **CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**
167 **(INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)**
168

169 The Interim Village Clerk read the Resolution by title.
170

171 Village Planner Ben Smith and Jim LaRue explained the item was approved by
172 the Planning and Zoning Board and requested the item be deferred pending
173 the Shoreline Committee's approval of the site plan.
174

175 Commissioner Laura Cattabriga moved to defer the item, and Commissioner
176 Eddie Lim seconded the motion.
177

178 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
179 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie
180 Leon-Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and
181 Commissioner Laura Cattabriga all voting Yes.
182

183 **B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE,**
184 **FLORIDA, APPROVING A REQUEST BY BENIHANA NATIONAL OF**
185 **FLORIDA CORP. OWNER OF THE BUSINESS ESTABLISHMENT TO BE**
186 **LOCATED AT 1665 79TH STREET CAUSEWAY, TREASURE ISLAND,**
187 **NORTH BAY VILLAGE, FLORIDA FOR VARIANCE PURSUANT TO**
188 **SECTION 11.10 OF THE VILLAGE UNIFIED LAND DEVELOPMENT**
189 **CODE TO ALLOW FAÇADE SIGNS ON THE SOUTH, EAST, AND NORTH**
190 **SIDES OF THE PROPOSED RESTAURANT, WHERE SECTION 11.9 (C)**
191 **ALLOWS FAÇADE SIGNS ONLY ON THE BAY FRONTAGE AND ONE**
192 **OTHER FRONTAGE; PROVIDING FOR CONDITIONS; PROVIDING FOR**
193 **APPEAL; PROVIDING FOR VIOLATION OF CONDITIONS; AND**
194 **PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY INTERIM**
195 **VILLAGE MANAGER LEWIS VELKEN)**
196

197 The Interim Village Clerk read the Resolution by title.
198

Agenda Item 16A

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199 Village Planner Ben Smith and Jim LaRue explained the item was approved by
200 the Planning and Zoning Board and requested the item be deferred pending
201 the Shoreline Committee's approval of the site plan.

202
203 Commissioner Laura Cattabriga moved to defer the item, and Commissioner
204 Eddie Lim seconded the motion.

205
206 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
207 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie
208 Leon-Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and
209 Commissioner Laura Cattabriga all voting Yes.

210
211 **C. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE,**
212 **FLORIDA, GRANTING A WAIVER, PURSUANT TO SECTION 9.12(B) OF**
213 **THE VILLAGE'S UNIFIED LAND DEVELOPMENT CODE, FOR THE**
214 **CONSTRUCTION OF A DOCK WITH A BOATLIFT AT 1700 SOUTH**
215 **TREASURE DRIVE, WHICH WILL EXTEND BEYOND THE 25 FOOT**
216 **LIMIT; PROVIDING FINDINGS, PROVIDING FOR GRANTING THE**
217 **REQUEST; PROVIDING FOR CONDITIONS; PROVIDING FOR APPEAL;**
218 **PROVIDING FOR VIOLATIONS; AND PROVIDING FOR AN EFFECTIVE**
219 **DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS**
220 **VELKEN)**

221
222 Village Attorney Norman Powell read the instructions for Quasi-Judicial
223 Proceedings according to Village Charge.

224
225 The Interim Village Clerk read the Resolution by title and administered the
226 oath.

227
228 Village Planner Ben Smith and Jim LaRue presented their staff report to the
229 Commission recommending approval.

230
231 The Mayor opened the floor to public hearing.

232
233 Mr. Edward Martos, Esq. of Weiss Serota Helfman Cole & Bierman, 2525 Ponce
234 De Leon Blvd, Coral Gables, FL, on behalf of the applicant presented supporting
235 documentation and requested approval. In addition, Mr. Martos included Mr.
236 James McKenzie, project engineer testimony regarding the request.

237
238 Dr. Paul Norris of 1690 South Treasure Drive, addressed the Commission and
239 presented documentation and requested denial of the request.

240
241 After the parties were provided ability to cross examine each other, and there
242 being no other speakers, the Mayor closed the floor to public hearing.

243
244 Commissioner Laura Cattabriga moved to adopt the item, and
245 Commissioner Eddie Lim seconded the motion.

246
247 The motion failed by a 4-1 roll call vote. The vote was as follows: Vice Mayor
248 Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie Leon-Kreps,

Agenda Item 16A

Regular Village Commission Meeting Minutes
October 9, 2018

249 Commissioner Jose Alvarez, and Commissioner Laura Cattabriga all voting No
250 and Commissioner Eddie Lim voted Yes.
251

252 **D. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE,**
253 **FLORIDA, APPROVING THE PROJECT AGREEMENT WITH KIMLEY-**
254 **HORN & ASSOCIATES, INC. (WORK AUTHORIZATION NO. 18-07) TO**
255 **CONDUCT A TRAFFIC OPERATIONS ANALYSIS OF SR934/NE 79TH**
256 **STREET CAUSEWAY; AT A LUMP SUM AMOUNT OF \$15,000;**
257 **AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL NECESSARY STEPS**
258 **TO IMPLEMENT THE TERMS OF THE PROJECT AGREEMENT;**
259 **AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE PROJECT**
260 **AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.**
261 ***(INTRODUCED BY COMMISSIONER JOSE ALVAREZ)***
262

263 The Interim Village Clerk read the Resolution by title.

264
265 Commissioner Jose Alvarez provided explanation for the request of a traffic
266 study to alleviate the traffic in Harbor Island.
267

268 Rachel Streitfeld of 1455 N Treasure Drive addressed the Commission.
269

270 Commissioner Laura Cattabriga moved to adopt the item, and Mayor Connie
271 Leon-Kreps seconded the motion.
272

273 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
274 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie Leon-
275 Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and
276 Commissioner Laura Cattabriga all voting Yes.
277

- 278 • **Commission Action**
279

280 **E. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE,**
281 **FLORIDA, APPROVING THE PROJECT AGREEMENT WITH KIMLEY-**
282 **HORN & ASSOCIATES, INC. (WORK AUTHORIZATION NO. 18-08) TO**
283 **PROVIDE PROFESSIONAL ENGINEERING SERVICES TO CONVERT**
284 **EXISTING CAD FILES AND AS-BUILT DATA FOR THE VILLAGE'S**
285 **WATER AND WASTEWATER DISTRIBUTION SYSTEM TO GIS FORMAT**
286 **FOR COORDINATION AND SUBMITTAL TO THE MIAMI-DADE COUNTY**
287 **DEPARTMENT OF REGULATORY AND ECONOMIC RESOURCES AT A**
288 **LUMP SUM AMOUNT OF \$22,300; AUTHORIZING VILLAGE OFFICIALS**
289 **TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE**
290 **PROJECT AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO**
291 **EXECUTE THE PROJECT AGREEMENT; AND PROVIDING FOR AN**
292 **EFFECTIVE DATE. *(INTRODUCED BY INTERIM VILLAGE MANAGER***
293 ***LEWIS VELKEN)***
294

295 The Interim Village Clerk read the Resolution by title.
296

297 Gary Ratay of Kimley-Horn provided an explanation for the CAD submission
298 requirement.
299

Agenda Item 16A

Regular Village Commission Meeting Minutes

October 9, 2018

300 Vice Mayor Andreana Jackson moved to adopt the item, and Commissioner
301 Eddie Lim seconded the motion.

302
303 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
304 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie Leon-
305 Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and
306 Commissioner Laura Cattabriga all voting Yes

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308 **F. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE,**
309 **FLORIDA, APPROVING A REQUEST BY ATKINSON TRUST, LLC TO**
310 **AMEND THE COVENANT RUNNING WITH THE LAND RECORDED AT**
311 **BOOK 16914 PAGE 0872 FOR PROPERTY GENERALLY LOCATED AT**
312 **1850 79TH STREET CAUSEWAY TO ALLOW REDEVELOPMENT OF THE**
313 **PROPERTY FOR PARKING FOR GRANDVIEW PALACE AND**
314 **ADDITIONAL USES AS PERMITTED BY THE VILLAGE LAND**
315 **DEVELOPMENT REGULATIONS; PROVIDING AUTHORIZATION AND**
316 **PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE**
317 **MANAGER LEWIS VELKEN)**

318
319 The Interim Village Clerk read the Resolution by title.

320
321 Village Planner Jim LaRue introduced the item and explain the parking spaces
322 needed for Grandview Palace have not been removed.

323
324 Kathryn Mehaffey, of Weiss Serta Helfman Cole & Bierman provided
325 information on behalf of Adkison Trust and Baranoff Holdings explaining the
326 covenant will allow for the property to be redeveloped.

327
328 Vice Mayor Andreana Jackson moved to adopt the item, and Commissioner
329 Laura Cattabriga seconded the motion.

330
331 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
332 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie Leon-
333 Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and
334 Commissioner Laura Cattabriga all voting Yes.

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

339 **READING:** Please be advised that if you wish to comment upon any of these quasi-judicial items, please inform the Mayor when she
340 requests public comments. An opportunity for persons to speak on each item will be made available after the applicant and staffs have made their
341 presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person
342 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
343 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
344 or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details
345 of the quasi-judicial procedures may be obtained from the Village Clerk.

346
347 **A. AN ORDINANCE OF THE COMMISSION OF NORTH BAY VILLAGE,**
348 **FLORIDA, AMENDING CHAPTER 151 OF THE VILLAGE CODE, ENTITLED**
349 **"PERMIT FEES" BY AMENDING SECTION 151.11(A)(46)(C) PERTAINING**
350 **TO AFTER HOURS CONSTRUCTION; PROVIDING FOR SEVERABILITY,**
351 **CONFLICT, INCLUSION IN THE VILLAGE CODE; AND AN EFFECTIVE**
352 **DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)**

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The Interim Village Clerk read the Ordinance by title.

Maurice Murray, Code Enforcement Supervisor provided an explanation to the Commission about the requested revisions.

The Mayor opened the floor to public comments.

There being no speakers, the Mayor closed the floor to public comments.

Vice Mayor Andreana Jackson moved to defer the item, and Commissioner Laura Cattabriga seconded the motion.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie Leon-Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and Commissioner Laura Cattabriga all voting Yes.

B. AN ORDINANCE OF NORTH BAY VILLAGE FLORIDA, AMENDING THE UNIFIED LAND DEVELOPMENT CODE, REPEALING CHAPTER 8 (ZONING), ADOPTING A NEW CHAPTER 8 (ZONING), AMENDING CURRENT SECTION 8.10 (DISTRICT REGULATIONS), MODIFYING SETBACK REQUIREMENTS AND REMOVING THE BRICK PAVER AND STREET TREE LIGHTING REQUIREMENTS FOR NEW DEVELOPMENT IN THE RM-70 DISTRICT, MODIFYING BUILDING HEIGHT AND SETBACK REQUIREMENTS AND ALLOWING GREATER BONUS HEIGHT AND BONUS DENSITY FOR NEW DEVELOPMENT IN THE CG DISTRICT, REDUCING THE MINIMUM HOTEL SLEEPING UNIT SIZE, ALLOWING GREATER HEIGHT AND REDUCED SETBACKS IN THE BAY VIEW OVERLAY DISTRICT, REMOVAL OF SPECIAL EXCEPTION APPROVAL FOR BAY VIEW OVERLAY DEVELOPMENT, REQUIRING PUBLIC BAYWALKS FOR ALL NEW DEVELOPMENT ADJACENT TO BISCAYNE BAY IN THE RM-70 AND CG DISTRICTS; AMENDING CURRENT SECTION 8.13 (SUPPLEMENTAL DEVELOPMENT STANDARDS), CLARIFYING THAT FENCES ON CORNER LOTS SHALL NOT BE MORE THAT 5 FOOT HIGH IN BOTH YARDS WITH STREET FRONTAGE, RAISING MAXIMUM ALLOWABLE SWIMMING POOLS AND SWIMMING POOL APPURTENANCE HEIGHT TO 3 FEET ABOVE GRADE; AMENDING CHAPTER 9, GENERAL SITE DESIGN STANDARDS, AMENDING SECTION 9.3 (OFF STREET PARKING REQUIREMENTS), REDUCING PARKING REQUIREMENTS FOR MULTIFAMILY UNITS, REDUCING PARKING REQUIREMENTS FOR HOTEL SLEEPING UNITS AND ANCILLARY USES, AMENDING SECTION 9.12 (COASTAL CONSTRUCTION WITHIN BISCAYNE BAY), ALLOWING FOR ADMINISTRATIVE APPROVAL FOR BOAT LIFTS AND MOORING PILES IN LIMITED SITUATIONS, AMENDING SECTION 11.9 (DISTRICT SIGN REGULATIONS), REMOVING REQUIREMENTS FOR ALL SIGNS WITHIN A BUILDING TO BE THE SAME STYLE AND COLOR; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

The Interim Village Clerk read the Ordinance by title.

404
405 Village Planner Jim LaRue requested the item be deferred to allow for a
406 community workshop.

407
408 Vice Mayor Andreana Jackson moved to defer the item, and Commissioner
409 Eddie Lim seconded the motion.

410
411 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
412 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie
413 Leon-Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and
414 Commissioner Laura Cattabriga all voting Yes.

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416 **12. UNFINISHED BUSINESS**

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418 **13. NEW BUSINESS**

419
420 **A. APPOINTMENT OF MEMBER TO THE COMMUNITY ENHANCEMENT**
421 **BOARD**

422
423 Vice Mayor Andreana Jackson moved to adopt the item, and Commissioner Laura
424 Cattabriga seconded the motion.

425
426 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
427 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie Leon-
428 Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and Commissioner
429 Laura Cattabriga all voting Yes

430
431 **B. MITIGATION OF FINES REQUEST**

- 432
433 **1.** Yair Massri, 1441 South Treasure Drive
434 **2.** Juan Mauricio Cuellar, 1630 South Treasure Drive
435 **3.** A HMET Derya Bayer, 7524 West Treasure Drive

436
437 Village Attorney Norman Powell provided background information regarding the
438 mitigation request.

439
440 Commission discussed the mitigation process. Vice Mayor Andreana Jackson
441 moved to allow Village Attorney to mitigate the fines on behalf of the Village with
442 the property owners/representatives, and Mayor Connie Leon-Kreps seconded the
443 motion.

444
445 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
446 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie Leon-
447 Kreps, Commissioner Eddie Lim, Commissioner Jose Alvarez, and Commissioner
448 Laura Cattabriga all voting Yes.

449
450 **14. APPROVAL OF MINUTES – COMMISSION MEETING**

- 451
452 **A. REGULAR COMMISSION MEETING – SEPTEMBER 11, 2018**
453 **B. “TENTATIVE” BUDGET PUBLIC HEARING – SEPTEMBER 17, 2018**
454 **C. SPECIAL COMMISSION MEETING – SEPTEMBER 21, 2018**

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October 9, 2018

455 **D. FINAL BUDGET PUBLIC HEARING – SEPTEMBER 25, 2018**

456 **E. SPECIAL COMMISSION MEETING – SEPTEMBER 25, 2018**

457

458 Vice Mayor Andreana Jackson moved to approve the minutes as submitted, and
459 Commissioner Laura Cattabriga seconded the motion.

460

461 The motion was adopted by a 5-0 roll call vote. The vote was as follows: Vice
462 Mayor Andreana Jackson, Commissioner Laura Cattabriga, Mayor Connie Leon-
463 Krepes, Commissioner Eddie Lim, Commissioner Jose Alvarez, and Commissioner
464 Laura Cattabriga all voting Yes.

465

466 **15. ADJOURNMENT**

467

468 The meeting adjourned at 9:53P.M.

469

470 Prepared and submitted by: Graciela Mariot, Interim Village Clerk

471

472 Adopted by the Village Commission on _____ day of _____ 2018.

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475

Brent Latham, Mayor

476

477

Agenda Item 16B



North Bay Village

1666 Kennedy Causeway, North Bay Village, FL 33141
Tel: (305) 756-7171 | Fax: (305) 756-7722 | www.nbvillage.com

**OFFICIAL MINUTES
SPECIAL COMMISSION MEETING
VILLAGE HALL
TUESDAY, NOVEMBER 19, 2018
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. CALL TO ORDER

The Commission of North Bay Village, Florida met in special session, November 19, 2018 at 6:35 P.M. in the Village Commission Chambers, 1666 Kennedy Causeway, #101, North Bay Village, Florida.

PRESENTATION OF COLORS

The presentation of colors was presented by the North Bay Village Police Department.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag was recited in unison.

ROLL CALL

Present were the following:

- Mayor Connie Leon-Kreps
- Vice Mayor Andreana Jackson
- Commissioner Jose Alvarez
- Commissioner Laura Cattabriga
- Commissioner Eddie Lim

ALSO PRESENT:

- Miami Dade Commissioner Sally Heyman
- Village Attorney Norman C. Powell
- Interim Village Manager Lewis Velken
- Interim Village Clerk Graciela Mariot
- Finance Director Bert Wrains
- Acting Chief Brian Collins

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A. PROCLAMATIONS AND AWARDS

- 1. Connie Leon-Kreps, Mayor
- 2. Laura Cattabriga, Commissioner at Large
- 3. Eddie Lim, Commissioner

Interim Village Manager Lewis Velken presented Mayor Connie Leon-Kreps, Commissioner Laura Cattabriga, and Commissioner Eddie Lim with an appreciation plaque on behalf of North Bay Village.

3. GOOD & WELFARE

Alvin Blake and Jane Blake of 7601 Coquina Drive addressed the Commission and presented the tradition of "breaking bread" with current and newly elected official.

4. RESOLUTION(S)

A. RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, CONCERNING THE VILLAGE GENERAL ELECTION OF NOVEMBER 6, 2018; DECLARING QUALIFIED CANDIDATES ELECTED TO OFFICE; ACCEPTING AND ADOPTING THE RESULTS FOR THE OFFICES OF MAYOR, HARBOR ISLAND COMMISSIONER, AND COMMISSIONER AT LARGE AS CERTIFIED BY MIAMI-DADE COUNTY CANVASSING BOARD; AND PROVIDING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

1.) Commission Action

Interim Village Clerk read the Resolution by title.

Commissioner Eddie Lim moved to adopt the Resolution, and Vice Mayor Andreana Jackson seconded the motion.

The Mayor opened the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Laura Cattabriga, Commissioner Eddie Lim, Commissioner Jose Alvarez, Vice Mayor Andreana Jackson, and Mayor Connie Leon-Kreps all voting Yes.

B. A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, ADOPTING THE MIAMI-DADE COUNTY CANVASSING BOARD'S CERTIFICATION OF THE RESULTS OF NORTH BAY VILLAGE SPECIAL ELECTION OF NOVEMBER 6, 2018 AND DECLARING THE RESULTS THEREOF; SETTING AN EFFECTIVE DATE. (INTRODUCED BY INTERIM VILLAGE MANAGER LEWIS VELKEN)

1.) Commission Action

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Interim Village Clerk read the Resolution by title.

Commissioner Jose Alvarez moved to adopt the Resolution, and Commissioner Eddie Lim seconded the motion.

The Mayor opened the floor to public comments.

The motion was adopted by a 5-0 roll call vote. The vote was as follows: Commissioner Laura Cattabriga, Commissioner Eddie Lim, Commissioner Jose Alvarez, Vice Mayor Andreana Jackson, and Mayor Connie Leon-Kreps all voting Yes.

C. OATH OF OFFICE

1. BRENT LATHAM, MAYOR, ADMINISTERED BY COMMISSIONER EDDIE LIM

Commissioner Eddie Lim administered North Bay Village Oath of Office and Civility oath to Mayor Brent Latham.

2. JULIANNA STROUT, COMMISSIONER AT LARGE, ADMINISTERED BY HONORABLE JUDGE DAVID YOUNG

Honorable Judge David Young administered North Bay Village Oath of Office and Civility oath to Commissioner Julianna Strout. Commissioner Julianna Strout was joined by her grandmother.

INVOCATION

Rabbi Chaim Dalfin gave the invocation.

Mayor Brent Latham and Commissioner Juliana Strout addressed the public.

5. ADJOURNMENT

The meeting adjourned at 7:20P.M.

Prepared and submitted by: Graciela Mariot, Interim Village Clerk

Adopted by the Village Commission on _____ day of _____ 2018.

Brent Latham, Mayor

Agenda Item 16C



North Bay Village

1666 Kennedy Causeway, North Bay Village, FL 33141
Tel: (305) 756-7171 | Fax: (305) 756-7722 | www.nbvillage.com

OFFICIAL MINUTES
"10N1" WITH COMMISSIONER MARVIN WILMOTH'S MEETING
VILLAGE HALL
MONDAY, DECEMBER 3, 2018
7:00 P.M.

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

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

1. CALL TO ORDER

The introductory conversation between Commissioner Marvin Wilmoth and other members of North Bay Village Commission on December 3, 2018, began at 7:00 P.M. in the Village Commission Chambers, 1666 Kennedy Causeway, #101, North Bay Village, Florida. Commissioner Wilmoth stated the meeting was advertised in the Miami Herald Neighbors Section on November 25, 2018, published on Village Bulletin Boards, Facebook and LED Boards. In addition, each segment was streamed live on Facebook.

A. 7:00 P.M. – INTRODUCTION TO COMMISSIONER JULIANNA STROUT

Commissioner Marvin Wilmoth welcomed and thanked Commissioner Julianna Strout for taking the time to meet with him. Commissioner Strout thanked her campaign trail for their support and provided a brief biography. They discussed legislative agenda to include expanding the relationship between North Bay Village and State Representative Michael Grieco, State Senator Jason Pizzo and to cohesively make sure that all the North Bay Village initiatives obtain their support.

B. 7:15 P.M. – INTRODUCTION TO VICE MAYOR ANDREANA JACKSON

Commissioner Marvin Wilmoth welcomed and thanked Vice Mayor Andreana Jackson for taking the time to meet with him. Vice Mayor Jackson provided brief explanation on some of the items she has been working on, to include ensuring that Treasure Island Residents obtain the latest update on current construction projects. In addition, Vice Mayor Jackson explained her vision for the Animal Control Board which included to find a humane way to address the cat's population and work together to accomplish the goals.

C. 7:30 P.M. – INTRODUCTION TO COMMISSIONER JOSE ALVAREZ

Commissioner Alvarez was not able to attend.

Agenda Item 16C

Special Commission Meeting
November 19, 2018

D. 7:45 P.M. – INTRODUCTION TO MAYOR BRENT LATHAM

Commissioner Marvin Wilmoth welcomed and thanked Mayor Brent Latham for taking the time to meet with him. Mayor Latham discussed the importance of working together as a commission to tackle important issues such as Sea Level Rise and Climate change. Mayor Latham reminded everyone of the upcoming Climate Change Town Hall Meeting which is the beginning of taking steps towards solutions.

2. ADJOURNMENT

The meeting adjourned at 8:05 P.M.

Prepared and submitted by: Graciela Mariot, Interim Village Clerk

Adopted by the Village Commission on _____ day of _____ 2019.

Brent Latham, Mayor

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