VILLAGE OF PALMETTO BAY

Mayor Karyn Cunningham
Vice Mayor John DuBois
Council Member Patrick Fiore (Seat 1)
Council Member David Singer (Seat 2)
Council Member Marsha Matson (Seat 3)

Interim Village Manager Gregory Truitt
Village Attorney John Dellagloria
Acting Village Clerk Melissa Dodge

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation, a sign language interpreter, or hearing impaired to participate in this proceeding should contact the Village Clerk at (305) 259-1234 for assistance no later than four days prior to the meeting.

AGENDA
VIRTUAL SPECIAL VILLAGE COUNCIL MEETING
TUESDAY, APRIL 28, 2020 – 7:00 PM

(305) 259-1234

1. CALL TO ORDER, ROLL CALL, INVOCATION, PLEDGE OF ALLEGIANCE, DECORUM STATEMENT, IN THAT ORDER: Any person making impertinent or slanderous remarks, or who becomes boisterous, while addressing the Council may be barred from further appearance before the Council by the Mayor, unless permission to continue or again address the Council is granted by a majority vote of the Council. Applauding speakers shall be discouraged. Heckling or verbal outbursts in support or opposition to a speaker, or his or her remarks, shall be prohibited. No signs or placards shall be allowed in the Council meeting. Persons exiting the Council meeting shall do so quietly. All cellular telephones and beepers are to be silenced during the meeting.

2. REQUESTS, PETITIONS AND E-MAIL PUBLIC COMMENTS

3. RESOLUTIONS WITH E-MAIL PUBLIC COMMENT

A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, SUPPORTING THE ACTION OF THE MIAMI-DADE COUNTY LEGISLATIVE DELEGATION THAT THE STATE OF FLORIDA AND ALL LEGISLATIVE AND EXECUTIVE OFFICIALS SHOULD TAKE ALL MEASURES NECESSARY TO ALLOW APPLICANTS TO APPLY FOR REEMPLOYMENT BENEFITS RETROACTIVELY TO THE DATE THE APPLICANTS LOST THEIR JOBS FOLLOWING THE DECLARATION

OF STATE OF EMERGENCY BY THE FLORIDA GOVERNOR; RESOLVING THAT IT SUPPORTS ALL REEMPLOYMENT MEASURES RECOMMENDED BY THE MIAMI-DADE COUNTY LEGISLATIVE DELEGATION IN THEIR APRIL 7, 2020 LETTER TO FLORIDA GOVERNOR RON DESANTIS; PROVIDING FOR THE TRANSMITTAL OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *(Sponsored by Councilmember Patrick Fiore)*

4. COUNCIL DISCUSSION OF THE DRAFT EMERGENCY ORDER NO. 02-20 PROPOSED BY THE INTERIM VILLAGE MANAGER REGARDING A SYSTEMATIC ROLL-OUT OF OPENING THE PARKS, GREEN SPACES, TENNIS COURTS AND OTHER AREAS OF THE VILLAGE.

5. COUNCIL COMMENTS

6. NEXT MEETING AND ADJOURNMENT

WE, THE VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, HEREBY COMMIT OURSELVES TO MAINTAINING CIVILITY IN OUR PUBLIC AND POLITICAL DISCOURSE AND PLEDGE TO THE FOLLOWING PRINCIPLES:

- We will respect the right of all citizens in our community to hold different opinions;
- We will avoid rhetoric intended to humiliate or question the wisdom of those whose opinions are different from ours;
- We will strive to understand differing perspectives;
- We will choose our words carefully;
- We will speak truthfully without accusation and we will avoid distortion;
- We will speak out against violence, prejudice, and incivility in all of their forms, whenever and wherever they occur.

PURSUANT TO FLORIDA STATUTES 286.0105, THE VILLAGE HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING 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 OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.

RESOLUTION NO. 2020-_____

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, SUPPORTING THE ACTION OF THE MIAMI-DADE COUNTY LEGISLATIVE DELEGATION THAT THE STATE OF FLORIDA AND ALL LEGISLATIVE AND EXECUTIVE OFFICIALS SHOULD TAKE ALL MEASURES NECESSARY TO ALLOW APPLICANTS TO APPLY FOR REEMPLOYMENT BENEFITS RETROACTIVELY TO THE DATE THE APPLICANTS LOST THEIR JOBS FOLLOWING THE DECLARATION OF STATE OF EMERGENCY BY THE FLORIDA GOVERNOR; RESOLVING THAT IT SUPPORTS ALL REEMPLOYMENT MEASURES RECOMMENDED BY THE MIAMI-DADE COUNTY LEGISLATIVE DELEGATION IN THEIR APRIL 7, 2020 LETTER TO FLORIDA GOVERNOR RON DESANTIS; PROVIDING FOR THE TRANSMITTAL OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *(Sponsored by Councilmember Patrick Fiore)*

WHEREAS, Florida Governor Ron DeSantis declared a State of Emergency due to the Corona Virus (COVID-19); and

WHEREAS, COVID-19 has decimated the economy of Florida including, without limitation, the commercial, hospitality, restaurant, bars, sales, and manufacturing and trade sectors; and

WHEREAS, during this COVID-19 pandemic within our state, the Miami-Dade Legislative Delegation advised Florida Governor DeSantis to retroactively provide assistance to applicants of reemployment to the date when they lost their jobs.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, THAT:

Section 1. The above recitals are incorporated as if set forth in full.

Section 2. The Mayor and Village Council strongly expresses its support for the Miami-Dade County Delegations' letter to Governor urging him to allow applicants who have applied for reemployment benefits to have those benefits made retroactive to the date of the job loss.

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Section 3. The Village Clerk is hereby directed to transmit a certified copy of this Resolution to Florida Governor Ron DeSantis.

Section 4. This Resolution shall take effect immediately upon its adoption.

PASSED and **ADOPTED** this 28th day of April 2020.

Attest:

Melissa Dodge
Acting Village Clerk

Karyn Cunningham
Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE AND RELIANCE OF THE VILLAGE OF PALMETTO BAY, FLORIDA ONLY:

John C. Dellagloria
Village Attorney

FINAL VOTE AT ADOPTION:

Council Member Patrick Fiore _____

Council Member David Singer _____

Council Member Marsha Matson _____

Vice-Mayor John DuBois _____

Mayor Karyn Cunningham _____

VILLAGE OF PALMETTO BAY

EMERGENCY ORDER NO. **02-20**

By virtue of the powers and duties vested in me as the Village Manager of the Village of Palmetto Bay, Miami-Dade County, Florida, in accordance with Section 252.38 of the Florida Statutes, under Chapter 14, Article III, Sec. 14-80 (a) of the Village Code, and pursuant to the Village's Declaration of a State of Emergency issued on March 13, 2020 and as extended, I hereby order the limited use of the **Village of Palmetto Bay's Coral Reef Park and Palmetto Bay Park**. The following Village of Palmetto Bay Parks will remain closed: **Thalatta Estate, Ludovici Park, Perrine Community House, and Perrine Wayside "Dog Park".**

1. The Coral Reef Park and Palmetto Bay Park will be available for limited use by all visitors from sunrise to sunset, Monday through Sunday.
2. Parking lots will be open at Coral Reef Park and Palmetto Bay Park from sunrise to sunset. Signage at each entrance of the parking lots will be displayed with hours and rules.
3. All persons visiting the parks and park staff will follow CDC health department protocols and guidelines to include but not limited to six-foot social distancing, use of face masks, etc....
4. Visitors to these parks are encouraged to use the park for 1 or 2 hours intervals
5. Activities at the parks will be limited to a walking, jogging, hiking, and cycling on trails.
6. Walking and Nature Paths will be one way (directional).
7. Tennis Courts will be open for singles play and private one on one lessons only
8. Racquet Ball Courts will be open for individual play only. Competitive games are prohibited.
9. Coral Reef Park canoe and kayak launch will be open.
10. Restrooms will be open with restrictions to allow one person at a time to use the facility.
11. Visitors are encouraged to bring water bottles as water fountains will be out of service.
12. No recreational programming, pick-up games, organized sports, or activities will be allowed.

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13. No groups of 10 or more will be allowed in parks; smaller groups must maintain social distancing following CDC/Health Department guidelines

14. Park Staff will take extra measures to keep open facilities clean and sanitized in accordance with CDC/State health guidelines of six foot social distancing.

15. Virtual recreational programming will continue on-line.

16. Amenities that will remain closed include:

- Playgrounds and exercise equipment,
- recreation buildings, and concessions,
- volleyball courts,
- bleachers and dug outs,
- picnic shelters/pavilions/gazebo,
- softball fields, baseball fields, football, and soccer fields (individual play only, no organized sports or pick-up games, and
- skate park, basketball courts and all sports field lighting will remain off

17. No person shall violate the terms of this Emergency Order, except upon direct authorization of the Village of Palmetto Bay Policing Unit. Any violation of this Emergency Order shall be subject to fine, imprisonment, or both, and/or closure of the Essential Business in accordance with Section 14-88 of the Village Code.

This Emergency Order shall be effective **commencing April 29th, 2020 at 7:00 AM. (EST)** This Emergency Order may be cancelled earlier by action of the Village Manager.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Village of Palmetto Bay to be affixed this _____ day of April, 2020 at _____ p.m. (EST).

_____
Gregory Truitt
Interim Village Manager

Attest:

_____
Melissa Dodge
Acting Village Clerk

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