



VILLAGE OF PALMETTO BAY

Mayor Eugene Flinn
Vice Mayor John DuBois
Council Member Karyn Cunningham
Council Member Tim Schaffer
Council Member Larissa Siegel Lara

Village Manager Edward Silva
Village Attorney Dexter Lehtinen
Village Clerk Missy Arocha

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.

SPECIAL COUNCIL MEETING AGENDA

Monday, September 19, 2016 - 7:00 pm

(Immediately following the Zoning Hearing)

Village Hall Chambers, 9705 E. Hibiscus Street

(305) 259-1234

1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE, AND DECORUM STATEMENT

Decorum Statement: 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. PROCLAMATIONS, AWARDS, PRESENTATIONS

- A. Check presentation from the Florida Recreation Development Assistance Program (FRDAP) to the Village of Palmetto Bay for the Perrine Wayside Park Improvements

3. APPROVAL OF MINUTES

4. CONSENT AGENDA

- A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; ADOPTING MIAMI-DADE COUNTY'S LOCAL MITIGATION STRATEGY, AS REQUIRED ACTIVITY OF THE VILLAGE'S APPLICATION FOR INCLUDING INTO THE NATIONAL FLOOD INSURANCE'S COMMUNITY RATING SYSTEM PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration)
- B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; ADOPTING SEVEN PERFORMANCE MEASURES AS REQUIRED BY THE STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT AND THE DEPARTMENT OF HOMELAND SECURITY'S FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR INCLUSION INTO THE COMMUNITY RATING SYSTEM (CRS); PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration)
- C. A RESOLUTION OF THE VILLAGE OF PALMETTO BAY, FLORIDA, APPROVING THE SUBMITTAL OF A GRANT APPLICATION TO APPLY FOR AND ACCEPT THE 2016-2017 HIGHWAY BEAUTIFICATION GRANT, AND ENTER INTO A HIGHWAY BEAUTIFICATION COUNCIL GRANT, LANDSCAPE CONSTRUCTION, AND MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT); FURTHER AUTHORIZING THE VILLAGE MANAGER TO EXECUTE DOCUMENTS NECESSARY; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration)

5. REQUESTS, PETITIONS AND PUBLIC COMMENTS

6. VILLAGE MANAGER'S REPORT

- Comprehensive Traffic Plan (Transit)
- Smart Plan Update
- Signage
- Village Police Commander Report
- Update on upcoming Village Special Events

7. VILLAGE ATTORNEY'S REPORT

8. **VILLAGE CLERK'S REPORT**

- Calendar update

9. **BOARD AND COMMITTEE REPORTS** - Minutes provided for Council's information, in lieu of verbal reports: None.

10. **RESOLUTIONS WITH PUBLIC COMMENT**

- A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO INCREASED FUNDING FOR MASS TRANSIT PROJECTS; REQUESTING THE METROPOLITAN PLANNING ORGANIZATION (MPO) AND MIAMI-DADE COUNTY TO INCREASE FUNDING FOR PUBLIC MASS TRANSIT PROJECTS; FURTHER REQUESTING THAT ADDITIONAL FUNDS NOT BE COMMITTED TO ROADWAY INFRASTRUCTURE, INCLUDING BRIDGES; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Mayor Eugene Flinn) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**
- B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO LEFT-TURN LANES ON OLD CUTLER ROAD; REQUESTING MIAMI-DADE COUNTY TO CONSIDER ELIMINATION OF THE LEFT-TURN LANE AT FARMERS ROAD ON OLD CUTLER ROAD AND CREATION OF A LEFT-TURN LANE AT 136TH STREET ON OLD CUTLER ROAD; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**
- C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, DIRECTING THE VILLAGE MANAGER TO EXPLORE AND STUDY POTENTIAL FUNDING MECHANISMS THAT MAY SERVE TO SUPPORT MULTIMODAL TRANSPORTATION SYSTEMS AIMED AT ALLEVIATING TRAFFIC CONGESTION THROUGHOUT THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Tim Schaffer) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**
- D. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO CREATING A PUBLIC PARK ON THE PROPERTY PREVIOUSLY USED FOR THE OLD CUTLER ELECTRIC POWER PLANT; ENCOURAGING THE FLORIDA POWER AND LIGHT COMPANY TO WORK WITH THE VILLAGE TOWARD THE GOAL OF CREATING A PALMETTO BAY PUBLIC PARK ON THE FORMER OLD CUTLER POWER PLANT SITE;

AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Tim Schaffer) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**

- E. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO VETERANS PARK DAY; DECLARING SEPTEMBER 26, 2016 TO BE VETERANS PARK DAY IN PALMETTO BAY, AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Tim Schaffer) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**

- F. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO CANALS; FINDING THAT CANAL BANKS OF THE CANALS MAINTAINED BY THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT HAVE NOT BEEN PROPERLY MAINTAINED AND THE CANAL BANKS HAVE BEEN ALLOWED TO ERODE; FINDING THAT SUCH EROSION IS DETRIMENTAL TO THE PUBLIC HEALTH, SAFETY, WELFARE AND PROPERTY VALUES OF THE RESIDENTS OF PALMETTO BAY; URGING THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT TO TAKE IMMEDIATE STEPS TO RESTORE CANAL BANKS, WITH FULL COMPLETION OF SUCH RESTORATION NO LATER THAN JANUARY 2018; AUTHORIZING LEGAL ACTION AGAINST THE DISTRICT IF SUBSTANTIAL PROGRESS IS NOT MADE BY THE DISTRICT ON SUCH RESTORATION WITHIN A REASONABLE PERIOD OF TIME; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Tim Schaffer) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**

- G. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO NEIGHBORHOOD SCHOOLS AND TRAFFIC CONGESTION; URGING THE MIAMI-DADE SCHOOL BOARD TO EXPLORE OPERATING SCHOOLS WITHIN PALMETTO BAY AS NEIGHBORHOOD SCHOOLS SO AS TO REDUCE TRAFFIC CONGESTION CAUSED BY NON-NEIGHBORHOOD SCHOOLS ATTENDED BY STUDENTS COMMUTING LONGER DISTANCES FROM THROUGHOUT THE ENTIRE DISTRICT; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Tim Schaffer) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**

- H. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO FUNDING PUBLIC MASS TRANSIT PROJECTS; REQUESTING THE STATE OF FLORIDA TO ALLOW THE METROPOLITAN PLANNING

ORGANIZATION (MPO) TO ACCESS FOR USE ON PUBLIC MASS TRANSIT PROJECTS THOSE FUNDS WHICH ARE OTHERWISE AVAILABLE BUT UNUSED ON ROAD TRANSPORTATION PROJECTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Larissa Siegel Lara) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**

- I. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE "SMART" PLAN OF THE METROPOLITAN PLANNING ORGANIZATION (MPO); URGING THE MPO; REQUESTING PERIODIC UPDATES FROM THE MPO ON THE "SMART" PLAN; EMPHASIZING THAT SOUTH DADE HAS THE MOST URGENT NEED FOR PUBLIC MASS TRANSIT, BUT ALSO INDICATING THAT ALL SIX CORRIDORS OF THE "SMART" PLAN ARE VITAL TO PROVIDE A COMPREHENSIVE MASS TRANSIT CAPABILITY FOR THE COUNTY AND ALL COUNTY RESIDENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Larissa Siegel Lara) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**
- J. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE LEGISLATIVE FUNCTION OF THE COUNCIL AND COMMUNICATIONS BY COUNCIL MEMBERS; DEFINING LEGISLATIVE FUNCTIONS OF THE COUNCIL AND COUNCIL MEMBERS, AND PROHIBITING CERTAIN INTERFERENCE WITH ADMINISTRATION WITHIN THE MEANING OF THE CHARTER PROHIBITION ON INTERFERENCE WITH ADMINISTRATION; REQUIRING DISCLOSURES IN CERTAIN COMMUNICATIONS BY COUNCIL MEMBERS; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Larissa Siegel Lara) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**
- K. RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, DECLARING PRINCIPLES OF INCLUSION FOR INDIVIDUALS WITH AUTISM AND OTHER SPECIAL NEEDS; URGING ACTION BY NATIONAL, STATE, AND LOCAL GOVERNMENTS, BUSINESSES, AND RESIDENTIAL COMMUNITIES CONSISTENT WITH THESE PRINCIPLES; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Larissa Siegel Lara) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**
- L. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO CONTRACTS; APPROVING THE SELECTION OF CREATIVE BUS

SALES, INC. FOR THE PURCHASE OF TWO 2016 STARCRAFT FORD E-450 CHASSIS 21 PASSENGER BUSES WITH ACCESSORIES FROM CREATIVE BUS SALES, INC. PURSUANT TO ITB 1516-11-002 IN AN AMOUNT NOT TO EXCEED \$119,712.00; AND FURTHER AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE RELATED AGREEMENT AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**

- M. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO GRANTS; ACCEPTING A GRANT AWARD OF \$200,000 UNDER THE STATE'S RECREATIONAL TRAILS PROGRAM FOR IMPROVEMENTS TO THE CORAL REEF PARK TRAIL; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE GRANT AGREEMENT AND OTHER RELATED DOCUMENTS AS REQUIRED; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**
- N. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO PARKS AND RECREATION; AUTHORIZING THE VILLAGE MANAGER TO DIRECT THE PARKS AND RECREATION DEPARTMENT TO BEGIN THE PLANNING/SECURING COMPONENTS OF SPECIAL EVENTS TO BE CONDUCTED IN THE FIRST QUARTER OF FISCAL YEAR 2016-17, WITH AN AMOUNT NOT TO EXCEED \$57,000 AND SUBSEQUENTLY INCORPORATED INTO THE FISCAL YEAR 2016-17 ANNUAL PARKS AND RECREATION BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration) **(Deferred from Regular Council Meeting that occurred on September 12, 2016)**
- O. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE VILLAGE OF PALMETTO BAY FOR THE DESIGN AND CONSTRUCTION OF A ROAD IMPROVEMENT PROJECT WITHIN THE VILLAGE; PROVIDING FOR APPROVAL OF A JOINT PARTICIPATION AGREEMENT IN SUBSTANTIALLY THE FORM ATTACHED HERETO AS EXHIBIT "A" TRAFFIC CIRCLE AT THE INTERSECTION OF SW 82ND AVENUE AND SW 168TH STREET; FURTHER PROVIDING AUTHORIZATION FOR THE VILLAGE MANAGER TO EXECUTE THE JOINT PARTICIPATION AGREEMENT BETWEEN THE VILLAGE OF PALMETTO BAY AND MIAMI-DADE COUNTY WITH FUNDING SUPPLIED BY MIAMI-DADE COUNTY IN AN AMOUNT NOT TO EXCEED \$250,000 FOR CONSTRUCTION OF

THE TRAFFIC CIRCLE AT THE INTERSECTION OF SW 168TH STREET AND SW 82ND AVENUE; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration)
(Deferred from Regular Council Meeting that occurred on September 12, 2016)

- P. A RESOLUTION OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO PARKS AND RECREATION; APPROVING THE VILLAGE MANAGER'S RECOMMENDATION OF A-TREND, LLC. AS THE MOST RESPONSIVE BIDDER IN PROVIDING THE FULL OPERATIONS AND MANAGEMENT OF A FARMERS MARKET AT CORL REEF PARK; AND FURTHER AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO CONTRACT NEGOTIATIONS FOR SAID SERVICES UNDER UP-1516-12-006; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration)
- Q. A RESOLUTION OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO PARKS AND RECREATION; APPROVING THE VILLAGE MANAGER'S RECOMMENDATION OF TEQUESTA CONSTRUCTION SERVICES GROUP, INC. AS THE MOST RESPONSIVE BIDDER IN PROVIDING THE DESIGN AND BUILD REST ROOM FACILITY AT CORAL REEF PARK; AND FURTHER AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO CONTRACT NEGOTIATIONS FOR THOSE SERVICES UNDER UP-1516-12-009 WITH TEQUESTA CONSTRUCTION SERVICES GROUP, INC., FOR THE DESIGN AND BUILD OF A NEW RESTROOM FACILITY AT CORAL REEF PARK; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration)
- R. A RESOLUTION OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO PARKS AND RECREATION; APPROVING THE VILLAGE MANAGER'S RECOMMENDATION OF JANE FOREMAN TENNIS ACADEMY, INC. AS THE MOST RESPONSIVE BIDDER IN PROVIDING SPECIFIED SERVICES FOR THE CORAL REEF PARK PROFESSIONAL TENNIS MANAGEMNT; AND FURTHER AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO CONTRACT NEGOTIATIONS FOR SERVICES UNDER UP-1516-12-007 WITH JANE FORMAN TENNIS ACADEMY, INC., FOR THE CORAL REEF PARK PROFESSIONAL TENNIS MANAGEMENT; AND PROVIDING AN EFFECTIVE DATE. (Sponsored by Administration)
- S. A RESOLUTION OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO TRANSIT OPERATIONS;

AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE A LEASE AGREEMENT WITH PALMETTO BAY VILLAGE CENTER AND OLD CUTLER PRESBYTERIAN CHURCH FOR THE PROVISION OF A PARK AND RIDE LOT; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Administration)

11. RESOLUTIONS REQUIRING PUBLIC HEARING

12. ORDINANCES FOR SECOND READING AND PUBLIC HEARING

13. ORDINANCES FOR FIRST READING WITH PUBLIC COMMENT

14. OTHER BUSINESS

- A. Update on status of Village Clerk Position (Councilmember Larissa Siegel Lara)
- B. Update on Village website (Councilmember Larissa Siegel Lara)
- C. Park Master Plan (Councilmember Larissa Siegel Lara)
- D. Annexation (Councilmember Larissa Siegel Lara)

15. COUNCIL COMMENTS

16. NEXT MEETING AND ADJOURNMENT

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.