



## VILLAGE OF PALMETTO BAY

Mayor Shelley Stanczyk  
Vice Mayor John DuBois  
Council Member Patrick Fiore  
Council Member Tim Schaffer  
Council Member Joan Lindsay

Village Manager Ron E. Williams  
Village Attorney Eve A. Boutsis  
Village Clerk Meighan J. Alexander

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.

### VILLAGE COUNCIL MEETING AGENDA

Monday, February 4, 2013 - 7:00 p.m.

Village Hall Chambers  
9705 E. Hibiscus Street  
(305) 259-1234

1. **CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE**
2. **DECORUM STATEMENT**
3. **PROCLAMATIONS, AWARDS, PRESENTATIONS**
  - A. Recognition of Arbor Day
4. **APPROVAL OF MINUTES**
  - A. Minutes of the Regular Council Meeting of January 7, 2013
5. **CONSENT AGENDA**
  - A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ATTORNEYS' FEES; APPROVING ATTORNEYS' FEES AND COSTS FOR FIGUEREDO & BOUTSIS, P.A. IN THE AMOUNT OF \$13,775.10; PROVIDING AN EFFECTIVE DATE.
  - B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO

CONTRACTS; APPROVING ASSIGNMENT OF ALL EXISTING CONTRACTS WITH CORZO CASTELLA CARBALLO THOMPSON SALMAN, P.A. ("C3TS") TO STANTEC CONSULTING SERVICES INC.; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

- C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO SEVEN (7) VILLAGEWIDE LOCALIZED DRAINAGE IMPROVEMENTS PHASE V LOCATED AT VARIOUS LOCATIONS WITHIN THE VILLAGE OF PALMETTO BAY; FURTHER AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH STANTEC CONSULTING SERVICES, INC. TO PROVIDE CONSTRUCTION MANAGEMENT OF DRAINAGE IMPROVEMENTS, AND TO APPROVE EXPENDITURE OF FUNDS IN AN AMOUNT NOT TO EXCEED \$31,400.00; AND PROVIDING FOR AN EFFECTIVE DATE.
- D. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO SPECIAL EVENTS; SPONSORING THE ANNUAL EDC GOLF TOURNAMENT; AUTHORIZING THE VILLAGE MANAGER TO DISBURSE AN AMOUNT NOT TO EXCEED \$1,250.00; PROVIDING AN EFFECTIVE DATE.

**6. REQUESTS, PETITIONS AND PUBLIC COMMENTS**

**7. VILLAGE MANAGER'S REPORT**

- A. Village Commander Report
- B. Budget to Actuals

**8. VILLAGE ATTORNEY'S REPORT**

- A. February, 2013 Update

**9. BOARD AND COMMITTEE REPORTS**

**10. RESOLUTIONS**

- A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, APPOINTING ONE MEMBER TO THE EDUCATIONAL COMPACT ADVISORY COMMITTEE; AND PROVIDING AN EFFECTIVE DATE.
- B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA RELATING TO

LEGISLATIVE AGENDA; URGING THE STATE TO ADOPT LEGISLATION THAT WOULD REQUIRE ALL AUTOMOBILE INSURERS THAT PROVIDE FLORIDA PROPERTY INSURANCE THROUGHOUT THE STATE BE MANDATED TO ALSO PROVIDE PROPERTY INSURANCE TO HOME AND BUSINESS OWNERS THROUGHOUT THE ENTIRE STATE OF FLORIDA. [Sponsored by Councilman Patrick Fiore].

- C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; APPROVING THE TOPICS FOR THE 2013 STATE LEGISLATIVE AGENDA THAT SUPPORT THE PRIORITIES OF THE VILLAGE OF PALMETTO BAY FOR THE UPCOMING LEGISLATIVE SESSION; AND PROVIDING AN EFFECTIVE DATE.

**11. RESOLUTIONS REQUIRING PUBLIC HEARING**

**12. ORDINANCES FOR FIRST READING**

- A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO AD VALOREM TAXATION; AMENDING CHAPTER 26, CREATING SECTION 21-106 AND AMENDING SECTIONS 21-101 AND 21-105 AS IT RELATES TO THE QUALIFYING INCOME OF SENIORS; PROVIDING FOR A PROPERTY TAX EXEMPTION UNDER STATE AMENDMENT 11 RELATING TO QUALIFYING INCOME SENIORS OVER THE AGE OF 65, LIVING IN A RESIDENCE FOR 25 YEARS WITH A HOMESTEAD PROPERTY VALUED UNDER \$250,000; PROVIDING REQUIREMENT OF APPLICATION AND SUBMISSION OF SUPPORTING DOCUMENTATION TO THE MIAMI-DADE COUNTY PROPERTY APPRAISER; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.
- B. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ELECTIONS; ESTABLISHING THE RUN-OFF ELECTION DATE FOR THE ELECTION OF NOVEMBER, 2014, IN ACCORDANCE WITH SECTION 5.1(C) OF THE VILLAGE CHARTER; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE. (Sponsored by Councilman Patrick Fiore)
- C. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; MODIFYING DIVISION 30-60 ENTITLED "GENERAL REGULATIONS"; REVISING SECTION 30-60.29 RELATING TO NOISE

STANDARDS; PROVIDING CLARIFICATION RELATING TO NOISE LEVELS FOR VILLAGE OF PALMETTO BAY FACILITIES BETWEEN THE HOURS OF 8:00 A.M. AND 11:00 P.M.; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

- D. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE VILLAGE'S CODE OF ORDINANCES, AT DIVISION 30-50 RELATING TO AMENDING THE RESIDENTIAL DISTRICT HEIGHT REGULATIONS SO AS TO MEASURE HEIGHT CONSISTENTLY WITH MIAMI-DADE COUNTY FROM THE ROOF'S EVE AND PROVIDE AN EXCEPTION TO THE HEIGHT REQUIREMENT FOR CERTAIN MECHANICAL EQUIPMENT AND PARAPETS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

**13. ORDINANCES FOR SECOND READING AND PUBLIC HEARING**

**14. OTHER BUSINESS**

- A. Run-Off Elections of the Village – Councilman Patrick Fiore
- B. Termination of Village Attorney and Attorney Engagement Agreement – Vice Mayor John DuBois

**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.