



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 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, November 2, 2015 - 7:00 pm Village Hall Chambers, 9705 E. Hibiscus Street (305) 259-1234

1. **CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE**
2. **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.
3. **PROCLAMATIONS, AWARDS, PRESENTATIONS**
 - A. Presentation by Corradino for IBus Comprehensive Operational Analysis report
4. **APPROVAL OF MINUTES**
 - A. Minutes of the Budget Hearing of September 22, 2015
 - B. Minutes of the Regular Council Meeting of October 5, 2015
5. **REQUESTS, PETITIONS AND PUBLIC COMMENTS**
6. **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 LEHTINEN SCHULTZ RIEDI CATALANO FUENTE, PLLC IN THE AMOUNT OF \$14,728; AND PROVIDING AN EFFECTIVE DATE. (Village Attorney)
- B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO CONTRACT NO 000027 CANAL MAINTENANCE; AUTHORIZING ADVENTURE ENVIRONMENTAL, INC. TO CONTINUE PROVIDING MAINTENANCE SERVICES FOR SECONDARY SYSTEM CANAL SW MARAL ESTATES AND BELAIRE SECTION CANAL IN SECTIONS 28 & 33, TOWNSHIP 55 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA; FURTHER AUTHORIZING THE VILLAGE MANAGER TO ISSUE A PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED \$20,000; AND PROVIDING FOR AN EFFECTIVE DATE. (Administration)
- C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO SPECIAL EVENTS; SPONSORING THE ANNUAL WEST PERRINE DR. MARTIN LUTHER KING, JR., ANNUAL CELEBRATION; AUTHORIZING THE VILLAGE MANAGER TO DISBURSE AN AMOUNT NOT TO EXCEED \$1,000.00; PROVIDING AN EFFECTIVE DATE. (Sponsored by Mayor Eugene Flinn.)

7. VILLAGE MANAGER'S REPORT

- A. Update on walkway
- B. Update on T.O.D. Conference in Washington
- C. Village Police Commander Report
- D. Calendar update (Village Clerk)

8. VILLAGE ATTORNEY'S REPORT

9. BOARD AND COMMITTEE REPORTS - Minutes provided for Council's information, in lieu of verbal reports:

- A. Education Advisory Committee

10. RESOLUTIONS

- A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, SUPPORTING THE CREATION AND IMPLEMENTATION OF A TEN-MILE LINEAR PARK ALONG THE METRORAIL CORRIDOR, CONSISTENT WITH THE

UNDERLINE'S PROPOSAL. (Sponsored by Councilwoman Karyn Cunningham) (Deferred from October 5th Council Meeting)

- B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO CONTRACTS; APPROVING THE SELECTION OF CIVICPLUS TO PROVIDE PROFESSIONAL CONSULTING SERVICES FOR WEBSITE REDESIGN AND IMPLEMENTATION; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO CONTRACT NEGOTIATIONS; AND PROVIDING FOR AN EFFECTIVE DATE. (Administration) (Deferred from October 5th Council Meeting)
- C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA RELATING TO THE 2016 STATE LEGISLATIVE AGENDA; PROVIDING FOR A LISTING OF LEGISLATIVE POLICIES THAT ARE EITHER OPPOSED OR SUPPORTED BY THE VILLAGE COUNCIL FOR THE UPCOMING LEGISLATIVE SESSION; PROVIDING AN EFFECTIVE DATE; AND DIRECTING THE VILLAGE CLERK TO PROVIDE A COPY OF THE EXECUTED RESOLUTION TO THE VILLAGE LOBBYIST. (Deferred from October 5th Council Meeting)
- D. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA RELATING TO THE 2016 STATE LEGISLATIVE AGENDA; APPROVING THE FUNDING PRIORITIES FOR THE VILLAGE; PROVIDING AN EFFECTIVE DATE; AND DIRECTING THE VILLAGE CLERK TO PROVIDE A COPY OF THE EXECUTED RESOLUTION TO THE VILLAGE LOBBYIST. (Deferred from October 5th Council Meeting)
- E. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AUTHORIZING THE ISSUANCE OF ITS REFUNDING REVENUE NOTE, SERIES 2015 IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$1,315,000 TO REFUND AN OUTSTANDING LOAN, AS MORE FULLY DESCRIBED HEREIN; AUTHORIZING THE PRIVATE NEGOTIATED SALE OF THE NOTE TO WHITNEY BANK D/B/A HANCOCK BANK PURSUANT TO THE TERMS AND CONDITIONS OF A LOAN AGREEMENT BY AND AMONG THE FLORIDA MUNICIPAL LOAN COUNCIL, THE VILLAGE OF PALMETTO BAY, FLORIDA AND WHITNEY BANK D/B/A HANCOCK BANK; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW DEPOSIT AGREEMENT; DESIGNATING THE NOTE AS A QUALIFIED TAX-EXEMPT OBLIGATION; PROVIDING FOR THE ADOPTING OF REPRESENTATIONS; PROVIDING CERTAIN OTHER MATTERS IN

CONNECTION WITH THE ISSUANCE OF THE NOTE; AND PROVIDING AN EFFECTIVE DATE. (Administration)

- F. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ROADWAY RESURFACING AND STRIPING OF PUBLIC ROADWAYS WITHIN THE VILLAGE OF PALMETTO BAY; AUTHORIZING THE WAIVER OF FORMAL BIDDING REQUIREMENTS AND UTILIZING RFQ NO. 20130281, PREVIOUSLY ADVERTISED FOR BID BY MIAMI-DADE COUNTY WHICH IS REASONABLE AND IN THE BEST INTEREST OF THE VILLAGE OF PALMETTO BAY AND PROVIDING FOR THE AWARD THEREOF TO H & J ASPHALT, INC.; FURTHER AUTHORIZING THE VILLAGE MANAGER TO ISSUE A PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED \$162,500.00 TO CONTINUE RESURFACING AND STRIPING VILLAGE ROADWAYS FOR FISCAL YEAR 2015-16; AND PROVIDING FOR AN EFFECTIVE DATE. (Administration)
- G. RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO CONTRACT 000030 SIDEWALK IMPROVEMENTS; AUTHORIZING METRO EXPRESS, INC., TO CONTINUE PROVIDING SIDEWALK IMPROVEMENTS IN THE PUBLIC RIGHT-OF-WAY WITHIN THE VILLAGE OF PALMETTO BAY; AND FURTHER AUTHORIZING THE VILLAGE MANAGER TO ISSUE A PURCHASE ORDER AND APPROVE EXPENDITURE OF FUNDS IN AN AMOUNT NOT TO EXCEED \$100,000; AND PROVIDING FOR AN EFFECTIVE DATE. (Administration)
- H. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO SECTION 30-160 OF THE ART-IN-PUBLIC PLACES (AIPP) PROGRAM, ACCEPTING THE RECOMMENDATIONS OF THE AIPP ADVISORY BOARD TO APPROVE THE ART INSTALLATION ENTITLED “ART FINS” AS DESIGNED BY ELENA MANFERDINI, FOR ALEXANDER SCHOOL, INC., LOCATED AT 14850 SW 67TH AVENUE; PROVIDING FOR SEVERABILITY; AND AN EFFECTIVE DATE. (Administration)
- I. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA SUPPORTING THE “MIAMI-DADE CONNECTION 2.0 RECOMMENDATION” AS PROPOSED BY STATE REPRESENTATIVE KIONNE MCGHEE FOR THE PURPOSE OF ESTABLISHING AN EFFICIENT AND FUNCTIONAL TRANSPORTATION SYSTEM FOR THE RESIDENTS OF MIAMI-DADE COUNTY; URGING THE MAYOR & BOARD OF COUNTY COMMISSIONERS TO IMPLEMENT THE WILL OF ITS RESIDENTS IN THIS CURRENT BUDGET SESSION BY ADOPTING THE PROPOSED

TRANSPORTATION PLAN AND IDENTIFYING A FUNDING SOURCE FOR SUCH INITIATIVE; AND PROVIDING AN EFFECTIVE DATE (Sponsored by Mayor Eugene Flinn.)

- J. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA URGING THE METROPOLITAN PLANNING ORGANIZATION TO UNDERTAKE A NEW STUDY OF THE SOUTH DADE BUSWAY TO DETERMINE THE NEED FOR ALTERNATIVE TRANSIT OPPORTUNITIES IN SOUTH MIAMI-DADE COUNTY, AND DEVELOP A PLAN OF ACTION TO IMPLEMENT FUTURE TRANSIT OPTIONS FOR SOUTH MIAMI-DADE, WITH A STRONG EMPHASIS ON THE DEVELOPMENT OF A LIGHT RAIL TRANSIT SYSTEM ALONG THE BUSWAY LANE; AND PROVIDING AN EFFECTIVE DATE (Sponsored by Mayor Eugene Flinn.)
- K. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO CONTRACTS; APPROVING THE SELECTION OF PLANT PROFESSIONAL, INC. TO LANDSCAPE TWO (2) MEDIANS ON THE US 1 HIGHWAY (STATE ROAD 5); AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO CONTRACT NEGOTIATIONS WITH SAID COMPANY; 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 THE COMPREHENSIVE PLAN; CREATING POLICY 1.1.14 OF THE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN RELATING TO TRANSFER OF DEVELOPMENT RIGHTS; 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 ZONING; CREATING SECTION 30-30.15 OF THE LAND DEVELOPMENT CODE RELATING TO TRANSFER OF DEVELOPMENT RIGHTS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

13. ORDINANCES FOR SECOND READING AND PUBLIC HEARING

- A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; RELATING TO PARKS AND RECREATION; AMENDING CHAPTER 20, ARTICLES 1 AND 2, OF THE VILLAGE'S CODE OF ORDINANCE; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.
- B. AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE VILLAGE OF PALMETTO BAY, RELATING TO SECTION 30-50.21, "PUBLIC FACILITIES"; CREATING SECTION 30-50.21(a)(5); ALLOWING GOVERNMENT APPROVED FACILITIES TO PROCEED TO PERMITTING AND CONSTRUCTION DURING APPEAL, SUBJECT TO SPECIFIED CONDITIONS; PROVIDING FOR ORDINANCES IN CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.
- C. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ZONING; AMENDING SECTION 30-60.3 OF THE LAND DEVELOPMENT CODE RELATING TO PERGOLAS, TRELLISES, CANVAS SHADE STRUCTURES, AND OTHER SIMILAR STRUCTURES LOCATED WITHIN RESIDENTIAL DISTRICTS; 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 ZONING; AMENDING SECTION 30-90.17(b) OF THE LAND DEVELOPMENT CODE RELATING TO SCHOOL SIGNAGE WITHIN RESIDENTIAL DISTRICTS; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

14. OTHER BUSINESS

- A. Announcement of appointments to Palmetto Bay Partnership Advisory Committee

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.