

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, SUPPORTING THE APPLICATION OF PARKSIDE PROJECT, ALSO KNOWN AS THE SHORES OF PALMETTO BAY, LLC, SITE PLAN, SEEKING FUNDING FROM THE ECONOMIC DEVELOPMENT FUND; URGING THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSION TO APPROVE THE APPLICATION FOR FUNDING OF THIS SITE PLAN; PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilman Tim Schaffer.)

WHEREAS, Miami-Dade County has created a program that provides funding opportunities for attracting and expanding the most desirable kinds of businesses; and

WHEREAS, the Board of County Commissioners approved a measure that establishes the guidelines to spur economic development; and

WHEREAS, the Economic Development Fund ("EDF"), funded from the voter-approved Building Better Communities General Obligation Bond, allots \$75 million for countywide projects, while the other \$15 million is aimed at targeted urban areas; and

WHEREAS, the Parkside Project, also known as the Shores of Palmetto Bay, LLC site plan, under Miami-Dade Legislative Item File Number 141539, is requesting an allocation of \$5,000,000 from Project 124; and

WHEREAS, on October 16, 2014, this matter was forwarded by the Economic Development & Port Miami Committee to be heard before the Board of County Commissioners, scheduled for the Agenda of November 5, 2014; and

WHEREAS, Palmetto Bay formally expresses its support for this application, as this development will improve the Village's infrastructure, employment and tax base.

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

Section 1. The Village of Palmetto Bay supports the Parkside Project, also known as the Shores of Palmetto Bay, LLC site plan, under Miami-Dade Legislative Item File Number 141539, and urges approval of an allocation of \$5,000,000 from Project 124 to Parkside Project.

Section 2. Effective date. This resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this _____ day of November, 2014.

Attest: _____

Meighan Alexander
Village Clerk

Shelley Stanczyk
Mayor

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

Dexter W. Lehtinen
Village Attorney

FINAL VOTE AT ADOPTION:

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

This Resolution was filed in the Office of the Village Clerk on this ____ day of November, 2014.

Meighan Alexander
Village Clerk



To: Honorable Mayor and Village Council Date: October 27, 2014

From: Meighan Alexander, Village Clerk Re: Appointment of Canvassing
M Alexander Board for possible Run-Off
Election of November 25,
2014

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ELECTIONS; CREATING THE VILLAGE CANVASSING BOARD FOR THE PURPOSE OF CANVASSING ELECTION RETURNS FOR THE POSSIBLE NOVEMBER 25, 2014, RUN-OFF ELECTION FOR THE MAYOR SEAT AND COUNCIL SEAT 3; PROVIDING AN EFFECTIVE DATE.

BACKGROUND AND ANALYSIS

As the Council is aware, the Village shall be conducting its General Election on Tuesday, November 4, 2014. As there are four candidates in the race for Mayor and three candidates in the race for Council Seat 3, it is likely that the Village will need to conduct a stand-alone election, the Run-off Election of November 25, 2014. In February 25, 2013, the Village Council adopted Ordinance 2013-02, establishing the date of the Run-Off Election.

The Village Council revised the composition of the Canvassing Board in February of 2014. If the Run-Off Election occurs, the members of the Canvassing Board must commit to two meetings: one meeting to be held on November 25th from 6 pm until the results are in; and a second meeting on December 1st in the morning at the Miami-Dade County Elections Department. Ordinance 2014-02 defined the composition to consist of three individuals: a member of the Miami-Dade County judiciary, the Miami-Dade County Supervisor of Elections or his or her deputy clerk, and the Village Clerk. Under the Ordinance, if any of these individuals are unable to serve, then the Village Clerk is instructed to fill the vacancy with an elected or appointed official from another municipality within Miami-Dade County. Following reaching out to qualified individuals in an attempt to fill this Board, the Village Clerk was able to persuade the following individuals to assist our Village:

Josh Liebman, Commissioner, City of South Miami
Rafael Casals, Town Manager of the Town of Cutler Bay

The Clerk's office is grateful to these two dedicated public servants for agreeing to serve, as the time for these meetings is close to the Thanksgiving holidays.

Memo re: Canvassing Board

October 27, 2014

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FISCAL/BUDGETARY IMPACT

The budgetary impact for this Board is minimal: travel time of staff and meals for the Board members.

RECOMMENDATION: Approval is recommended.

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WHEREAS, as Section 10-3(d) of the Code of Ordinances of the Village establishes that in order for a candidate to be duly elected to office, said individual must receive a number of votes greater than fifty percent (50%) of the total number of ballots cast; and

WHEREAS, as there are currently four candidates in the race for the Mayor and three candidates in the race for Council Seat 3, the possibility of a run-off exists; and

WHEREAS, Section 10-3(e) provides that a run-off election between the two candidates who received the most votes be held; and

WHEREAS, as the run-off date of November 25, 2014, does not coincide with an existing State, Federal or Miami-Dade County election, the Village must appoint its own Canvassing Board. Section 10-11(b) provides that such Board be composed of three individuals:

The village canvassing board shall be a panel composed of three individuals: a member of the Miami-Dade County judiciary, the Miami-Dade County Supervisor of Elections, or his or her deputy clerk, and the village clerk. If any of these individuals are unable to serve, then the village clerk is instructed to fill the vacancy with an elected or appointed official from another municipality within Miami-Dade County.

WHEREAS, Section 5.1(c) of the Charter mandates that the, "Council shall hold no meetings between the general election and the swearing in of those newly elected or re-elected Council members except in the case of an emergency affecting life, healthy, property or the public peace." The Village must convene a Canvassing Board in order to properly certify the results of the Run-Off Election.

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

Section 1. The following persons have agreed to serve and are appointed to the Village Canvassing Board:

Commissioner Josh Liebman, City of South Miami
Town Manager Rafael Casals, Town of Cutler Bay
Village Clerk Meighan Alexander

Section 2. The canvassing board shall meet to conduct pre-count logic and accuracy test of the optical scan system used for paper ballots, canvass of presumed invalid absentee ballots, absentee ballots opening and processing, duplication of ballots as needed, and, if needed, provisional ballots validation, opening, and processing.

Section 3. The Canvassing Board shall terminate upon completion of the process.

Section 4. This resolution shall take effect immediately upon enactment.

PASSED and ADOPTED this ____ day of November, 2014.

Attest: _____

Meighan Alexander
Village Clerk

Shelley Stanczyk
Mayor

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

Dexter W. Lehtinen
Village Attorney

FINAL VOTE AT ADOPTION:

Council Member Patrick Fiore _____

Council Member Tim Schaffer _____

Council Member Joan Lindsay _____

Vice-Mayor John DuBois _____

Mayor Shelley Stanczyk _____

This Resolution was filed in the Office of the Village Clerk on this ____ day of November, 2014.

Meighan Alexander
Village Clerk

**MUNICIPAL CANVASSING BOARD SCHEDULE
PALMETTO BAY RUN-OFF ELECTION – NOVEMBER 25, 2014**

DATE/TIME	LOCATION	ACTIVITY	ATTENDANCE
Thursday, 11/20/14 10:00 a.m.	Miami-Dade County Elections Department 2700 NW 87 th Ave. Miami, FL	1. Logic and Accuracy Test of the touch screen and optical scan voting systems to be used for absentee and precinct ballots	Canvassing Board Members or designee
Monday, 11/24/14 10:00 a.m. through Tuesday, 11/25/14	Miami-Dade County Elections Department 2700 NW 87 th Ave. Miami, FL	1. Pre-count Logic and Accuracy Test of the optical scan system used for absentee and provisional ballots 2. Absentee ballot opening and processing (as needed) 3. Duplication of ballots (as needed)	Canvassing Board Members or designee
Tuesday, 11/25/14 Canvassing: 6:00 p.m. to completion	Palmetto Bay Village Hall 9705 East Hibiscus St. Palmetto Bay, FL	1. Absentee ballot opening and processing (as needed) 2. Duplication of ballots (as needed) 3. Canvassing of presumed invalid absentee ballots 4. Tabulation of results 5. <u>Unofficial</u> Results provided by the Supervisor of Elections	All Canvassing Board Members
Monday, 12/1/14 10:00 a.m. to completion	Miami-Dade County Elections Department 2700 NW 87 th Ave. Miami, FL	1. Canvassing of provisional ballots (as needed) 2. Certification of <u>Official</u> Results, including provisionals, by the Supervisor of Elections 3. Post-count Logic and Accuracy Test of the optical scan system used for absentee and provisional ballots 4. Race and precinct(s) selection for manual post-election audit 5. Audit process starts to completion	All Canvassing Board Members Majority of the Canvassing Board Members or designees

Canvassing Board Members

County Court Judge *(TBD by Municipal Clerk/Council)*
SOE or Designee *(TBD by Municipal Clerk/Council)*
Meighan J. Alexander, CMC, Village Clerk