



VILLAGE OF PALMETTO BAY

- 9 Mayor Karyn Cunningham
- 10 Vice Mayor Leanne Tellam
- 11 Council Member Patrick Fiore (Seat 1)
- 12 Council Member Steve Cody (Seat 2)
- 13 Council Member Marsha Matson (Seat 3)
- Village Manager Nick Marano
- Village Attorney John C. Dellagloria
- 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.

MINUTES
REGULAR VILLAGE COUNCIL MEETING
MONDAY, JUNE 6, 2022 – 7:00 PM
(PROCLAMATIONS, AWARDS, & PRESENTATIONS BEGAN AT 6:30 PM)
 9705 EAST HIBISCUS STREET, PALMETTO BAY, FL 33157

At 6:30 PM, the Mayor and Village Council held the following recognitions:

2. PROCLAMATIONS, AWARDS, PRESENTATIONS

- A. Recognition of high school graduating seniors (Youth Community Involvement Task Force)
- B. Youth Recognitions - Julia Bernarde (Mangrove clean up), Valentina Nicollini (Chinese Bridge Project), Cooper Seigwald (Camillus House Collection), Jasmine Gomez (Youth Entrepreneur)
- C. Recognition of Karen Baez Wallis (Trauma Awareness Month)
- D. Recognition of Ballet in the Park

1. CALL TO ORDER, ROLL CALL, INVOCATION, PLEDGE OF ALLEGIANCE, AND 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

1 vote of the Council. Applauding speakers shall be discouraged. Heckling or verbal
2 outbursts in support or opposition to a speaker, or his or her remarks, shall be
3 prohibited. No signs or placards shall be allowed in the Council meeting. Persons
4 exiting the Council meeting shall do so quietly. All cellular telephones and beepers are
5 to be silenced during the meeting.

6
7 The Regular Council Meeting was called to order at 7:06 PM.

8
9 The following members of the Village Council were present during roll call:

10 Mayor Karyn Cunningham
11 Vice Mayor Leanne Tellam
12 Councilmember Patrick Fiore
13 Councilmember Steve Cody
14 Councilmember Marsha Matson

15
16 The following Charter Officials were in attendance:

17 Village Attorney John C. Dellagloria
18 Village Manager Nick Marano
19 Village Clerk Missy Arocha

20
21 Councilmember Patrick Fiore led the invocation.

22
23 Student, Lorelei Coffee, led the pledge of allegiance.

24
25 The Decorum Statement was disposed by Mayor Karyn Cunningham.

26
27 **3. APPROVAL OF MINUTES**

28
29 A. Regular Council Meeting (May 2, 2022)

30
31 Councilmember Steve Cody **motioned** to approve the minutes. **Seconded** by
32 Councilmember Patrick Fiore. **All voted in favor (5-0). The minutes passed**
33 **unanimously.**

34
35 **4. REQUESTS, PETITIONS AND PUBLIC COMMENTS SUBMITTED**

36
37 Clerk Arocha announced that no public comments were submitted by form.

38
39 In-person public comments:

- 40
41 • Vitality Falcovitch (9280 SW 167th Terrace) – spoke in support of Miami
42 Dade Fire Rescue unit.
43
44 • Gary Pastorella (6940 SW 142nd Street) – spoke in support of agenda
45 item 14C (RTZ recommendations).
46
47 • Frankie Catanya (student at Palmetto Bay Academy located at 16637
48 South Dixie Highway) – reported that as part of his final capstone

1 project, he narrated his project on environmental issues and urged the
2 members of the community to not litter and to recycle.

- 3
- 4 • Julie LaVoie (7461 SW 175th Street) – spoke in support of agenda item
- 5 11A (application for community group homes) and urged the Council to
- 6 vote on administrative approvals – not staff. She also spoke opposed to
- 7 the county’s Rapid Transit System Development Ordinance.
- 8
- 9 • Laura McNaughton (13401 SW 74th Avenue) - spoke opposed to the
- 10 county’s Rapid Transit System Development Ordinance.
- 11
- 12 • Mark Merwitzer (14730 SW 75th Avenue) – announced that cost of living
- 13 has risen, and that Miami-Dade County Mayor declared a State of
- 14 Emergency due to the housing crises in south Florida.
- 15

16 **5. VILLAGE MANAGER’S REPORT**

17

18 A written copy of the Manager’s Report was provided in the agenda package.

- 19
- 20 • Presentation: Jarice Rodriguez, Transportation Research Manager,
- 21 Miami-Dade County Department of Transportation and Public Works,
- 22 illustrated a GO Connect PowerPoint Presentation that explained the
- 23 direct connection between the Village of Palmetto Bay and Miami-Dade
- 24 Transit. Following the presentation, Ms. Rodriguez answered questions
- 25 raised by the Council relating to the GO Connect service and how it will
- 26 benefit the residents of the Village.
- 27
- 28 • Police Commander Report: Village of Palmetto Bay Lieutenant Antonio
- 29 Rodriguez together with Miami-Dade County Policing Unit
- 30 representatives, Lieutenant Raul Martinez and Sergeant Manny Malgor
- 31 illustrated an Active Shooter Presentation. Following the presentation,
- 32 the policing representatives answered questions raised by the Village
- 33 Council related to training, equipment, and active shooter response time
- 34 in Village of Palmetto Bay schools.
- 35

36 **6. VILLAGE ATTORNEY’S REPORT**

37

38 A written copy of the Attorney’s Report was provided in the agenda package.

39

40 Attorney Dellagloria provided a litigation update and answered questions

41 raised by the Village Council on litigation matters.

42

43 **7. VILLAGE CLERK’S REPORT**

44

45

46 Village Clerk Missy Arocha provided the public meetings calendar update for

47 the month of June 2022.

48

49

1 **8. BOARD AND COMMITTEE REPORTS**

- 2
- 3 A. Art in Public Places Advisory Board (February 17, 2021)
- 4 B. Art in Public Places Advisory Board (April 8, 2021)
- 5 C. Art in Public Places Advisory Board (June 10, 2021)
- 6 D. Art in Public Places Advisory Board (April 14, 2022)
- 7 E. Heritage Committee (April 20, 2022)
- 8 F. Parks & Rec. & Community Outreach Committee (April 7, 2022)
- 9

10 Vice Mayor Leanne Tellam **motioned** to approved board and committee
11 reports. **Seconded** by Councilmember Patrick Fiore. **All voted in favor (5-0).**
12 **The motion passed unanimously.**

13

14 **9. EMERGENCY ORDINANCES WITH PUBLIC HEARING:** None.

15

16 **10. ORDINANCES FOR SECOND READING AND PUBLIC HEARING:** None.

17

18 **11. ORDINANCES FOR FIRST READING WITH PUBLIC COMMENTS**

- 19
- 20 A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE
- 21 VILLAGE OF PALMETTO BAY, FLORIDA, PROVIDING FOR NOTICE
- 22 TO RESIDENTS OF ANY APPROVED APPLICATION FOR A
- 23 COMMUNITY RESIDENTIAL HOME AS PERMITTED BY THE
- 24 LAWS OF FLORIDA AND THE VILLAGE; ESTABLISHING TIME
- 25 FRAMES; REQUESTING THE APPLICANT TO MEET WITH THE
- 26 AFFECTED RESIDENTS; AND PROVIDING AN EFFECTIVE DATE.
- 27 *(Sponsored by Councilmember Marsha Matson)*
- 28

29 Item 11A was moved by Councilmember Marsha Matson. Seconded by
30 Councilmember Steve Cody.

31

32 Clerk Missy Arocha reported that no public comments were submitted
33 by form for item 11A.

34

35 Attorney John Dellagloria provided a legal explanation on the Ordinance
36 on First Reading and reported that there was no application to the
37 current appeal that would be heard on July 11, 2022 and announced
38 that the Ordinance is prospective in nature.

39

40 In-person public comments:

- 41
- 42 • Diana Viozzolo (7231 SW 174th Street) – spoke in support of the
- 43 Ordinance.
- 44
- 45 • Dr. Diana Sanchez (17461 SW 73rd Court) – spoke in support of
- 46 the Ordinance.
- 47

1 Attorney John Dellagloria answered questions raised by the Village Council on
2 the Ordinance.

3
4 Manager Nick Marano reported that the way the Village code is written, group
5 homes are permitted in single-family districts.

6
7 Attorney John Dellagloria announced that the Ordinance does not require a
8 third reading.

9
10 Discussion ensued between Attorney John Dellagloria and the Village Council
11 regarding the next steps.

12
13 The members of the Village Council spoke in support of the Ordinance on First
14 Reading.

15
16 **The Ordinance passed on First Reading (5-0) via a roll call vote:**

- 17
- 18 • Councilmember Marsha Matson - YES
- 19 • Councilmember Steve Cody - YES
- 20 • Councilmember Patrick Fiore - YES
- 21 • Mayor Karyn Cunningham - YES
- 22 • Vice Mayor Leanne Tellam - YES

23
24 **12. CONSENT AGENDA**

25
26 Clerk Missy Arocha reported that no items were pulled from the consent
27 agenda.

28
29 Councilmember Steve Cody **motioned** to approve the consent agenda.
30 Councilmember Patrick Fiore **seconded** the motion. **All voted in favor (4-0)**
31 **of the motion**; Vice Mayor Leanne Tellam absent during the roll call.

32
33 A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE
34 VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO COUNCIL
35 MEETING PROCEDURES; AMENDING RESOLUTION 2021-110
36 CHANGING THE DATE OF THE JUNE 20, 2022, ZONING HEARING
37 TO JUNE 21, 2022, TO OBSERVE THE JUNETEENTH HOLIDAY
38 OBSERVANCE; AND PROVIDING FOR AN EFFECTIVE DATE.
39 *(Sponsored by Village Clerk Missy Arocha)*

40
41 Item 12A passed on the consent agenda.

42
43 B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF
44 VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO DIVISION
45 30-160, ART-IN-PUBLIC PLACES (“AIPP”) PROGRAM, ACCEPTING
46 THE RECOMMENDATION OF THE AIPP ADVISORY BOARD TO
47 ACCEPT THE ART IN PUBLIC PLACE ARTWORK PROPOSED BY
48 ANDRES GARCIA VELEZ, LOCATED AT 9730 EAST FERN STREET,

1 AS THE ART IN PUBLIC PLACE COMPONENT FOR THE
2 CONSTRUCTION OF THE HOSPICE CARE UNIT DEVELOPMENT.
3 *(Sponsored by Administration)*

4
5 Item 12B passed on the consent agenda.

6
7 C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE
8 VILLAGE OF PALMETTO BAY, FLORIDA, REGARDING PARKS AND
9 RECREATION; AUTHORIZING THE USE OF CORAL REEF PARK AT
10 NO COST ON SEPTEMBER 26, 2022, TO TEMPLE BETH AM FOR
11 THE PURPOSE OF CONDUCTING A TASHLICH SERVICE; AND
12 PROVIDING AN EFFECTIVE DATE. *(Sponsored by Administration)*

13
14 Item 12C passed on the consent agenda.

15
16 **13. RESOLUTIONS REQUIRING PUBLIC HEARING:** None.

17
18 **14. RESOLUTIONS WITH PUBLIC COMMENT**

19
20 Village Clerk Missy Arocha read the public comments submitted by form for
21 Resolutions with Public Comment. All forms are attached to the minutes as
22 “Exhibit A”.

23
24 In-person public comments:

- 25
- 26 • Peter England (7620 SW 171st Street) – spoke in support of agenda item
- 27 14C (Rapid Transit Development System) and urged the Council to work
- 28 with Miami-Dade County regarding impact fees and loss of control on
- 29 the west side of US-1.
- 30
- 31 • Barbara Parker (8632 SW 139th Terrace) – reported that the residents
- 32 of Tuscany Villas were blindsided by the traffic signs implemented by
- 33 Miami-Dade County and urged the Council to approve agenda item 14H
- 34 (Tuscany Villas traffic study).
- 35
- 36 • John Parker (8632 SW 139th Terrace) - urged the Council to approve
- 37 agenda item 14H (Tuscany Villas traffic study).
- 38
- 39 • Val Snider (8745 SW 150th Terrace) – spoke opposed to Miami-Dade
- 40 County’s proposed RTZ Ordinance and urged the Council to not support
- 41 it.
- 42
- 43 • Beverly Gerald (14271 SW 74th Court) – urged the Council to vote in
- 44 favor of appointing Councilmember Marsha Matson as the Council
- 45 Liaison to the Resiliency Committee. She also spoke opposed to Miami-
- 46 Dade County’s proposed RTZ Ordinance and urged the Council to not
- 47 support it.
- 48

- 1 • Laura McNaughton (13401 SW 74th Avenue) - spoke opposed to the
- 2 county’s Rapid Transit System Development Ordinance.
- 3
- 4 • Jeve Clayton (Chief of Staff, Commissioner Danielle Cohen Higgins-
- 5 District 8) – announced that Commissioner Danielle Cohen Higgins
- 6 does not support RTZ.
- 7
- 8 • Joe Bier (13801 SW 84th Avenue) – spoke in support of agenda item
- 9 14H (Tuscany Villas traffic study) and spoke in opposition to RTZ.

10
 11 Vice Mayor Leanne Tellam **motioned** to hear agenda items 14C and 14H out of order.
 12 The motion was **seconded** by Councilmember Patrick Fiore. All voted in favor (5-0).
 13 The motion passed unanimously.

14
 15 ITEM 14C: OUT OF ORDER

16
 17 C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE
 18 VILLAGE OF PALMETTO BAY, FLORIDA, REGARDING THE RAPID
 19 TRANSIT SYSTEM DEVELOPMENT ZONE; REVIEWING THE TERMS
 20 OF THE PROPOSED MIAMI-DADE COUNTY ORDINANCE AND
 21 MAKING A RECOMMENDATION AS TO THE VILLAGE SUPPORTING
 22 OR NOT ITS ADOPTION BY THE COUNTY; AND PROVIDING AN
 23 EFFECTIVE DATE. *(Sponsored by Mayor Karyn Cunningham)*

24
 25 Item 14C was moved by Councilmember Steve Cody. seconded by Vice
 26 Mayor Leanne Tellam.

27
 28 Mayor Karyn Cunningham provided a report on the purpose and intent
 29 of the Resolution and informed that the mayors from the cities of: Florida
 30 City, Homestead, Cutler Bay, Palmetto Bay, and Pinecrest met and
 31 signed a unified letter which was sent to Commissioner Oliver Gilbert
 32 regarding the cities RTZ stance.

33
 34 Community and Economic Development Director, Heidi Siegel
 35 illustrated a PowerPoint presentation that presented a summary of
 36 Miami-Dade County’s Rapid Transit Zone (RTZ) proposed Ordinance –
 37 version June 1, 2022. Following the presentation, she answered
 38 questions raised by the Village Council on the matter.

39
 40 During Council discussion, all members of the Village Council spoke
 41 opposed to the county’s proposed RTZ Ordinance.

42
 43 Following Council discussion, Vice Mayor Leanne Tellam **motioned** to
 44 amend Section 2 of the Resolution by striking the word “(support)” as
 45 well as amend the caption to read that “(Council does not support the
 46 adoption of the county’s Ordinance)”. The motion was **seconded** by
 47 Councilmember Steve Cody. **All voted in favor (5-0) of the**
 48 **amendment. The amendment passed unanimously.**

1 All members of the Council requested to be listed as Co-Sponsors to the
2 Resolution.

3
4 The question was called in favor of the amended-Resolution. All voted in favor
5 (5-0). The amended-Resolution passed unanimously.

6
7 At 9:54 PM, Councilmember Steve Cody **motioned** to extend the Regular Council
8 Meeting by thirty minutes. The motion was **seconded** by Councilmember Patrick
9 Fiore. **All voted in favor (5-0). The motion passed unanimously.**

10
11 ITEM 14H: OUT OF ORDER

12
13 H. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE
14 VILLAGE OF PALMETTO BAY, FLORIDA, REQUESTING THAT
15 MIAMI-DADE COUNTY ANALYZE ACCESS MANAGEMENT TO THE
16 MEDIAN AT THE ENTRANCE OF TUSCANY VILLAS LOCATED AT
17 THE INTERSECTION OF SW 136TH STREET AND SW 85TH
18 AVENUE; DIRECTING THE VILLAGE MANAGER TO TRANSMIT THIS
19 RESOLUTION TO MIAMI-DADE COUNTY DEPARTMENT OF
20 TRANSPORTATION AND PUBLIC WORKS AND PROVIDE SUPPORT
21 WITH DESIGN SOLUTIONS, AND PROVIDING FOR AN EFFECTIVE
22 DATE. *(Sponsored by Mayor Karyn Cunningham and Co-Sponsored by*
23 *Councilmember Patrick Fiore)*

24
25 Item 14H was moved by Vice Mayor Leanne Tellam. seconded by
26 Councilmember Patrick Fiore.

27
28 Mayor Karyn Cunningham provided a report on the purpose and intent
29 of the Resolution and informed that Miami-Dade County will not study
30 the impacted area if the Village does not bring an offer forward.

31
32 Councilmember Marsha Matson questioned the cost of the survey.

33
34 Manager Nick Marano responded that he does not have the exact figure,
35 but that the county believes that the street is designed correctly, and that
36 the Village must have to get them to agree that they would agree to
37 putting a left turn lane in the impacted area.

38
39 Councilmember Patrick Fiore encouraged the Council to reach out to the
40 County Mayor to urge for her support on the Resolution.

41
42 Discussion ensued between the members of the Village Council and the
43 Village Manager regarding the potential cost of the study and the
44 recommended funds to be allocated for the study.

45
46 Following Council discussion, Councilmember Steve Cody **motioned** to
47 amend the Resolution to give the Village the authority to spend up to
48 and including \$50,000 to conduct a traffic and engineering study. The

1 motion was **seconded** by Councilmember Patrick Fiore. **All voted in**
2 **favor (5-0). The motion passed unanimously.**

3
4 Public Services Director, Dionisio Torres reported that the allocation of
5 \$50,000 would cover the costs of the study. He announced that the
6 funds would not cover the costs for the design and construction of the
7 impacted area.

8
9 The question was called in support of the amended-Resolution. **All**
10 **voted in favor (5-0). The amended-Resolution passed unanimously.**

11
12 A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE
13 VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ADVISORY
14 BOARDS AND COMMITTEES; APPOINTING A COUNCIL LIAISON TO
15 THE ART IN PUBLIC PLACES (AIPP) BOARD, THE EDUCATION
16 ADVISORY COMMITTEE, THE HERITAGE COMMITTEE; THE
17 NEIGHBORHOOD PROTECTION COMMITTEE; THE PARKS &
18 RECREATION AND COMMUNITY OUTREACH COMMITTEE, THE
19 RESILIENCY COMMITTEE; AND THE TREE ADVISORY BOARD,
20 AND PROVIDING AN EFFECTIVE DATE. *(Sponsored by Mayor Karyn*
21 *Cunningham)*

22
23 Item 14A was moved by Vice Mayor Leanne Tellam. seconded by
24 Councilmember Steve Cody.

25
26 Councilmember Marsha Matson reported that she has been the Council
27 Liaison to the Tree Advisory Board for three years and has been
28 interested in resiliency since her tenure as a Councilmember. She
29 explained that she has been productive on her committees and would
30 like to continue doing the same for the Resiliency Committee. She urged
31 the members of the Village Council to support her involvement in the
32 Resiliency Committee as the Council Liaison to that committee.

33
34 Mayor Karyn Cunningham provided a report on the purpose and intent
35 of the Resolution and spoke in support of appointing Vice Mayor Leanne
36 Tellam as the Council Liaison to the Resiliency Committee. She
37 explained that Vice Mayor Leanne Tellam has an extensive background
38 in resiliency and that her biography illustrates her experience and
39 professional experience in resiliency matters in that her expertise would
40 assist the Village in creating a Resiliency Plan for the Village of Palmetto
41 Bay.

42
43 Vice Mayor Leanne Tellam announced her interest and desire in serving
44 as the Council Liaison to the Resiliency Committee and reported that
45 her skills and professional experience coincides with the purpose and
46 mission of the Resiliency Committee.

47

1 Following Council discussion, the Village Council appointed the
2 following Councilmembers to serve as Council Liaison to the respective
3 advisory boards or committees by vote:
4

- 5 a. Art in Public Places (AIPP) Board
6 Council Liaison: Councilmember Steve Cody
7

8 **Motioned** by Councilmember Steve Cody. **Seconded** by Vice Mayor
9 Leanne Tellam. **All voted in favor (5-0). The motion passed**
10 **unanimously.**

- 11
12 b. Education Advisory Committee
13 Council Liaison: Vice Mayor Leanne Tellam
14

15 **Motioned** by Councilmember Steve Cody. **Seconded** by Vice Mayor
16 Leanne Tellam. **All voted in favor (5-0). The motion passed**
17 **unanimously.**

- 18
19 c. Heritage Committee
20 Council Liaison: Councilmember Steve Cody
21

22 **Motioned** by Councilmember Steve Cody. **Seconded** by
23 Councilmember Marsha Matson. **All voted in favor (5-0). The**
24 **motion passed unanimously.**

- 25
26 d. Neighborhood Protection Committee
27 Council Liaison: Councilmember Marsha Matson
28

29 **Motioned** by Councilmember Marsha Matson. **Seconded** by
30 Councilmember Steve Cody. **All voted in favor (5-0). The motion**
31 **passed unanimously.**

- 32
33 e. Parks & Recreation and Community Outreach Committee
34 Council Liaison: Councilmember Patrick Fiore
35

36 **Motioned** by Councilmember Steve Cody. **Seconded** by Vice Mayor
37 Leanne Tellam. **All voted in favor (5-0). The motion passed**
38 **unanimously.**

- 39
40 f. Resiliency Committee
41 Council Liaison: Vice Mayor Leanne Tellam
42

43 Councilmember Marsha Matson **motioned** to appoint herself to the
44 Resiliency Committee. **Seconded** by Councilmember Patrick Fiore.
45 **The motion failed (2-3);** Mayor Karyn Cunningham, Vice Mayor
46 Leanne Tellam, and Councilmember Steve Cody voting in
47 opposition.
48

Motioned by Mayor Karyn Cunningham. **Seconded** by Councilmember Steve Cody. **All voted in favor (5-0). The motion passed unanimously.**

g. Tree Advisory Board
Council Liaison: Councilmember Patrick Fiore

Motioned by Councilmember Patrick Fiore. **Seconded** by Councilmember Steve Cody. **All voted in favor (5-0). The motion passed unanimously.**

The question was called in support of the amended-Resolution. **All voted in favor (5-0). The amended-Resolution passed unanimously.**

At 10:26 PM, Vice Mayor Leanne Tellam **motioned** to extend the meeting an additional fifteen (15) minutes. The motion was **seconded** by Councilmember Steve Cody. **All voted in favor (5-0). The motion passed unanimously.**

B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ADVISORY BOARDS AND COMMITTEES; APPOINTING COUNCILMEMBER MARSHA MATSON TO THE RESILIENCY COMMITTEE ESTABLISHED BY ORDINANCE 2022-05; AND PROVIDING AN EFFECTIVE DATE. *(Sponsored by Marsha Matson)*

Item 14B was moved by Councilmember Patrick Fiore. Seconded by Councilmember Marsha Matson.

Councilmember Marsha Matson spoke in support of appointing herself as the Council Liaison to the Resiliency Committee.

Mayor Karyn Cunningham announced that Vice Mayor Leanne Tellam was nominated as the Council Liaison to the Resiliency Committee.

The question was called in support of the Resolution. **The Resolution failed (2-3);** Mayor Karyn Cunningham, Vice Mayor Leanne Tellam, and Councilmember Steve Cody voting in opposition.

D. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AUTHORIZING THE VILLAGE MANAGER AND VILLAGE ATTORNEY TO TAKE ALL NECESSARY ACTION TO MAKE CLAIMS AGAINST ANY APPLICABLE POLICIES OF INSURANCE AND SURETY BONDS AND TO REVIEW POTENTIAL ACTION ALL IN REGARD TO THE VILLAGE PURCHASE OF PROPERTY FROM THE SHORES AT PALMETTO BAY, LLC; AND PROVIDING FOR AN EFFECTIVE DATE. *(Sponsored by Councilmember Steve Cody)*

1 Item 14D was moved by Councilmember Steve Cody. seconded by Vice
2 Mayor Leanne Tellam.

3
4 Councilmember Steve Cody illustrated a PowerPoint presentation on
5 the shores legal action. Following his presentation, he answered
6 questions raised by the Council on the Resolution.

7
8 At 10:43 PM, Councilmember Steve Cody **motioned** to extend the meeting an
9 additional fifteen (15) minutes. The motion was **seconded** by Vice Mayor Leanne
10 Tellam. **All voted in favor (5-0). The motion passed unanimously.**

11
12 Vice Mayor Leanne Tellam spoke in support of sending the claim to the
13 Village's bond company to investigate for the purposes of determining a
14 legal conclusion.

15
16 Mayor Karyn Cunningham, Councilmember Marsha Matson, and
17 Councilmember Patrick Fiore spoke in opposition to the Resolution.

18
19 At 10:57 PM, Councilmember Steve Cody **motioned** to extend the meeting to 11:15
20 PM, including voting on agenda item 14G. The motion was **seconded** by
21 Councilmember Marsha Matson. **The motion passed (3-2);** Vice Mayor Leanne
22 Tellam and Councilmember Patrick Fiore voting in opposition.

23
24 Attorney John Dellagloria answered questions raised by the Village
25 Council on the survey that was authorized and performed on the
26 property.

27
28 Following Council discussion, Vice Mayor Leanne Tellam **motioned** to
29 strike section 4 of the Resolution. The motion was **seconded** by
30 Councilmember Steve Cody. **The amendment passed (3-2);**
31 Councilmember Marsha Matson and Councilmember Patrick Fiore
32 voting in opposition.

33
34 Councilmember Steve Cody moved to amend Section 2 of the
35 Resolution to authorize the Village Manager and the Village Attorney to
36 file a claim against the bond with the Florida Mutual Insurance Trust.
37 The motion was seconded by Vice Mayor Leanne Tellam. **The**
38 **amendment passed (3-2);** Councilmember Marsha Matson and
39 Councilmember Patrick Fiore voting in opposition.

40
41 Attorney John Dellagloria provided a legal explanation on bond claims
42 with the Florida Mutual Trust and answered questions raised by the
43 Council on the matter.

44
45 At 11:14 PM, Councilmember Steve Cody **motioned** to extend the meeting to 11:30
46 PM, and to continue item 14D to a Special Council Meeting scheduled for June 21,
47 2022 at 6:00 PM. The motion was **seconded** by Vice Mayor Leanne Tellam. **The**
48 **motion passed (4-1);** Councilmember Marsha Matson voting in opposition.

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Item 14D was continued to a Special Council Meeting scheduled for June 21, 2022, at 6:00 PM.

- E. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, REGARDING PERMIT FEES; WAIVING BUILDING PERMIT FEES FOR THE INSTALLATION OF HURRICANE PROOF WINDOWS DURING THE PERIOD FROM JUNE 1st, THROUGH NOVEMBER 30th, 2022; AND PROVIDING FOR AN EFFECTIVE DATE. *(Sponsored by Mayor Karyn Cunningham)*

Item 14E was continued to a Special Council Meeting scheduled for June 21, 2022, at 6:00 PM.

- F. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH CIVIL WORKS, INC. TO PROVIDE DESIGN, PERMITTING AND BIDDING SUPPORT FOR THE WATER MAIN EXTENSION PROJECT AT SEVEN LOCATIONS WITHIN THE VILLAGE OF PALMETTO BAY; FURTHER AUTHORIZING THE VILLAGE MANAGER TO ISSUE A PURCHASE ORDER AND APPROVE EXPENDITURE OF FUNDS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THIRTY-FIVE THOUSAND FOUR HUNDRED TWO DOLLARS (\$235,402.00); AND PROVIDING FOR AN EFFECTIVE DATE. *(Sponsored by Administration)*

Item 14F was continued to a Special Council Meeting scheduled for June 21, 2022, at 6:00 PM.

- G. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO SPECIAL EVENTS; APPROVING THE ANNUAL “PALMETTO BAY INDEPENDENCE DAY CELEBRATION” ON JULY 4TH, 2022; AUTHORIZING THE VILLAGE MANAGER TO ALLOCATE AND EXPEND UP TO \$55,000 NET FUNDING FOR EXPENSES RELATED TO THE ANNUAL EVENT; AND PROVIDING AN EFFECTIVE DATE. *(Sponsored by Administration)*

Item 14G was moved by Vice Mayor Leanne Tellam. seconded by Vice Mayor Leanne Tellam.

Parks and Recreation Director, Fanny Carmona provided an explanation on the purpose and intent of the Resolution.

All voted in favor of the Resolution (5-0). The Resolution passed unanimously.

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I. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATED TO PROCUREMENT; APPROVING THE AGREEMENT WITH CALVIN, GIORDANO AND ASSOCIATES FOR CONSTRUCTION, ENGINEERING, AND INSPECTION SERVICES FOR THE SAFE ROUTES TO SCHOOL IMPROVEMENTS FOR PERRINE ELEMENTARY, CORAL REEF ELEMENTARY AND HOWARD DRIVE ELEMENTARY PROJECTS PRIORITY 3 GRANTED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION GRANT NO. 438160-1; AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH CALVIN, GIORDANO AND ASSOCIATES AND APPROVE EXPENDITURE OF FUNDS IN THE AMOUNT NOT TO EXCEED NINETY-FIVE THOUSAND FORTY-ONE DOLLARS AND TWENTY-ONE CENTS (\$95,041.21); AND PROVIDING AN EFFECTIVE DATE. *(Sponsored by Administration)*

Item 14I was continued to a Special Council Meeting scheduled for June 21, 2022, at 6:00 PM.

J. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO JANITORIAL CLEANING SERVICES FOR THE VILLAGE OF PALMETTO BAY AND OFF-SITE FACILITIES; APPROVING THE SELECTION OF SFM JANITORIAL, LLC., AND AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE AND ENTER INTO AN AGREEMENT IN THE AMOUNT OF FOUR THOUSAND EIGHT HUNDRED FORTY DOLLARS AND ZERO CENTS (\$4,840.00) ON A MONTHLY BASIS; AND PROVIDING FOR AN EFFECTIVE DATE. *(Sponsored by Administration)*

Item 14J was moved by Councilmember Patrick Fiore. Seconded by Vice Mayor Leanne Tellam.

Manager Nick Marano explained that the Resolution replaces the current Janitorial Cleaning Services contract as the current contractor retired. He explained the steps of the bid process and reported that the approval of SFM Janitorial results in \$4,840 per month.

Councilmember Patrick Fiore questioned if SFM was the lowest bidder.

Manager Nick Marano responded no, but that SFM would provide the best service and value for the services being provided to the Village.

The question was called in favor of the Resolution. **The Resolution passed (4-1)**; Councilmember Patrick Fiore voting in opposition.

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K. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO A CONTRACTUAL AGREEMENT BETWEEN THE VILLAGE OF PALMETTO BAY AND SFM SECURITY SERVICES, INC.; AUTHORIZING THE VILLAGE MANAGER TO AMEND THE CONTRACT TO REFLECT A NEW HOURLY RATE AND ALLOCATE ADDITIONAL FUNDS TO COVER THE ASSOCIATED INCREASE, AND PROVIDING AN EFFECTIVE DATE. *(Sponsored by Administration)*

Item 14K was continued to a Special Council Meeting scheduled for June 21, 2022, at 6:00 PM.

15. OTHER BUSINESS: None.

16. COUNCIL COMMENTS

Councilmember Patrick Fiore announced that the Florida Governor passed and enacted legislation (i.e., My Safe Florida Program) to help hardened homes. He encouraged the members of the public to contact him for more information.

17. NEXT MEETING AND ADJOURNMENT

At 11:26 PM, Councilmember Patrick Fiore motioned to adjourn the meeting. The motion was seconded by Councilmember Steve Cody. **All voted in favor (5-0). The motion passed unanimously.**

THE MEETING MINUTES WERE APPROVED THIS 11TH DAY OF JULY, 2022.

ATTEST:

DocuSigned by:
Karyn Cunningham

Mayor Karyn Cunningham

DocuSigned by:
Missy Arocha

Missy Arocha, Village Clerk