



VILLAGE OF PALMETTO BAY

Mayor Eugene Flinn
Vice Mayor John DuBois
Council Member Karyn Cunningham
Council Member David Singer
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.

VILLAGE COUNCIL MEETING AGENDA Monday, December 5, 2016 - 7:00 pm Village Hall Chambers, 9705 E. Hibiscus Street (305) 259-1234

- 1. SWEARING IN OF VICE MAYOR AND COUNCIL MEMBER SEAT 2**
- 2. 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. Presentation by Linda Peterson (West Perrine Toy Drive - Toys 4 Kids)
 - B. Presentation by Noel and Rainer Schael (Palmetto Bay Holiday Boat Parade & Canned Food Drive)
 - C. Presentation by Sean Kramer (Micro Gardening/Micro Farming)
- 3. APPROVAL OF MINUTES**

The Agenda for the Regular Council Meeting scheduled for January 2, 2017 will include minutes for approval.
- 4. 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 \$19,696.00 FOR PERIOD ENDING OCTOBER 31, 2016; 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, CERTIFYING AND DECLARING THE RESULTS OF THE GENERAL ELECTION OF NOVEMBER 8, 2016, AND RUN-OFF ELECTION OF NOVEMBER 22, 2016; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Village Clerk Arocha)
- C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO COUNCIL MEETING PROCEDURES; ANNOUNCING THE REGULAR COUNCIL MEETING SCHEDULE; THE LAND DEVELOPMENT PERMIT HEARINGS; DATES, IF NECESSARY, FOR THE COMMITTEE OF THE WHOLE WORKSHOPS; AND, THE BUDGET WORKSHOP FOR FISCAL YEAR 2016-17; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Village Clerk Arocha)

5. REQUESTS, PETITIONS AND PUBLIC COMMENTS

6. VILLAGE MANAGER'S REPORT

- Update on Community Rating System
- Update on upcoming Visioning Session Meeting
- Request from Commissioner Daniella Levine Cava
- Village Police Commander Report

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:

- A. Education Advisory Committee (October 11, 2016)
- B. Education Advisory Committee (October 13, 2016)
- C. Palmetto Bay Partnership Committee (September 14, 2016)
- D. Palmetto Bay Partnership Committee (October 13, 2016)

- E. Park & Recreation/Community Outreach Committee (September 8, 2016)
- F. Park & Recreation/Community Outreach Committee (October 26, 2016)
- G. Services/Administrative Advisory Committee (September 8, 2016)
- H. Veteran's Park Advisory Committee (October 12, 2016)

10. RESOLUTIONS WITH PUBLIC COMMENT

- A. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; SUPPORTING THE DECEMBER 10, 2016, PALMETTO BAY CANAL ASSOCIATION CANNED FOOD DRIVE; PROVIDING FOR OFFICIAL SPONSORSHIP AND PARTICIPATION AND TRANSMITTAL TO INTERESTED PARTIES; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Mayor Eugene Flinn)
- B. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; SUPPORTING THE DECEMBER 18, 2016, TOYS 4 KIDS EVENT AT WEST PERRINE PARK; PROVIDING FOR OFFICIAL SPONSORSHIP AND PARTICIPATION AND TRANSMITTAL TO INTERESTED PARTIES; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Mayor Eugene Flinn)
- C. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, CREATING A POLICY REGARDING SPECIAL EVENTS AND FARMER'S MARKETS; CREATING A POLICY TO ALLOW DOGS AT SPECIAL EVENTS AND FARMER'S MARKETS – SPECIFICALLY NOT ALTERING EXISTING POLICY OF PETS/DOGS AT VILLAGE PARKS NOT ASSOCIATED WITH SPECIAL EVENTS AND FARMER'S MARKETS; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Mayor Eugene Flinn)
- D. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, SUPPORTING THE CONCEPT OF PERMITTING MICROGARDENINGS AND/OR MICROFARMING WITHIN THE MUNICIPAL BOUNDARIES OF PALMETTO BAY; DIRECTING THE MANAGER AND VILLAGE ATTORNEY TO INVESTIGATE AND ADVISE THE VILLAGE COUNCIL AS TO AVAILABILITY UNDER CURRENT CODE, CODE MODIFICATIONS REQUIRED AND IMPACT UPON COMMUNITY FOR REPORT AT FUTURE COUNCIL MEETINGS; DETERMINING CREATION OF A COMMITTEE TO INVESTIGATE AS TO IMPACT UPON COMMUNITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Mayor Eugene Flinn)

- E. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO THE CLASSIFICATION OF LANDS WITHIN THE VILLAGE OF PALMETTO BAY, FLORIDA AS A NATURAL FOREST COMMUNITIES; REQUESTING MIAMI DADE COUNTY TO EVALUATE APPROXIMATELY 22 ACRES EAST OF OLD CUTLER ROAD FOR CLASSIFICATION AS A NATURAL FOREST COMMUNITY SITE; PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Vice Mayor John DuBois) (Agenda Item No. 10E, above, was submitted in a timely fashion, but inadvertently omitted from the Agenda. The item originally published as Agenda Item 10E was not submitted for the Agenda and was inadvertently erroneously substituted toward the item that was submitted.)

- F. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO PUBLIC TRANSIT DAY; DECLARING DECEMBER 9, 2016 TO BE “PUBLIC TRANSIT DAY” IN THE VILLAGE OF PALMETTO BAY; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Karyn Cunningham and Co-Sponsored by Mayor Eugene Flinn)

- G. A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, ALLOWING DOGS WITHIN THE PERIMETER OF THE FARMERS MARKET ON DATES AND TIMES WHEN THE FARMERS MARKET IS BEING CONDUCTED ON THE PREMISES OF PALMETTO BAY; AND PROVIDING FOR AN EFFECTIVE DATE. (Sponsored by Councilmember Karyn Cunningham)

11. RESOLUTIONS REQUIRING PUBLIC HEARING

12. ORDINANCES FOR SECOND READING AND PUBLIC HEARING

13. ORDINANCES FOR FIRST READING WITH PUBLIC COMMENT

- A. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; RELATING TO BIRD SANCTUARIES; DESIGNATING ALL AREAS WITHIN THE LIMITS OF THE VILLAGE OF PALMETTO BAY TO BE A BIRD SANCTUARY; PROVIDING FOR RESTRICTIONS WITHIN THE BIRD SANCTUARY AND PROVIDING FOR PENALTIES; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE. (Sponsored by Mayor Eugene Flinn)

- B. AN ORDINANCE OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; ESTABLISHING THE DATE OF VILLAGE RUN-OFF ELECTIONS; ESTABLISHING ANY NECESSARY RUNOFF ELECTION TO OCCUR THREE WEEKS FOLLOWING THE GENERAL ELECTION, BUT IN NO EVENT TO

OCCUR ON THE TUESDAY IMMEDIATELY PRECEDING THANKSGIVING DAY, IN WHICH CASE THE RUNOFF SHALL BE HELD ON THE TUESDAY FOLLOWING THANKSGIVING DAY; PROVIDING FOR ORDINANCES IN CONFLICT, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE. (Sponsored by Councilmember Larissa Siegel Lara)

14. OTHER BUSINESS

Discussion on:

- Transportation Workshop (Mayor Eugene Flinn)
- Tri-City Traffic Summit/Commitment from Village Council to re-affirm no bridging (Mayor Eugene Flinn)
- Overall revisions of traffic circle located on 82nd Avenue and 168th Street (Mayor Eugene Flinn)
- Completion of Strategic Plan (Mayor Eugene Flinn)
- Fire Station (Councilmember Karyn Cunningham)
- Medical Marijuana Ordinance (Councilmember Larissa Siegel Lara)
- Set 2017 COW Agenda topics (Councilmember Larissa Siegel Lara)
- Requested Workshops (Councilmember Larissa Siegel Lara)
- Policy for Council Meeting Agenda production (Councilmember Larissa Siegel Lara)
- Park Survey questions (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.