

BAL HARBOUR

- V I L L A G E -

Mayor Gabriel Groisman
Assistant Mayor Seth E. Salver
Councilman David J. Albaum
Councilman Jeffrey P. Freimark
Councilman Buzzy Sklar

Village Manager Jorge M. Gonzalez
Village Clerk Dwight S. Danie
Village Attorneys Weiss Serota
Helfman Cole & Bierman, P.L.

Bal Harbour Village Council

Regular Council Meeting

February 16, 2021

At 6:30 PM

Bal Harbour Village Hall • 655 - 96th Street • Bal Harbour • Florida 33154

On March 13, 2020, Village Manager Jorge Gonzalez declared a State of Emergency for Bal Harbour Village due to the Coronavirus (COVID-19) pandemic. This meeting will be conducted virtually via "Zoom" in order to minimize exposure to Councilmembers and members of the public. The meeting will also broadcast on the Village's website (www.balharbourfl.gov) and members of the public were encouraged to participate by email (meetings@balharbourfl.gov) or by telephone at 305-865-6449.

BHV Who We Are, Vision, Mission, Values / The Bal Harbour Experience
[The Bal Harbour Experience.pdf](#)

CALL TO ORDER/ PLEDGE OF ALLEGIANCE

REQUESTS FOR ADDITIONS, WITHDRAWALS AND DEFERRALS

PRESENTATIONS AND AWARDS

CONSENT AGENDA

C6 - COUNCIL MINUTES

- C6A** Council Minutes - January 19, 2021
[VillageCouncilRegularMeetingMinutes_Jan19_2021_ADA.pdf](#)

C7 - RESOLUTIONS

- C7A** VESTA Office Trailer Purchase
A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE PURCHASE OF A MODULAR OFFICE BUILDING FROM VESTA MODULAR IN THE AMOUNT FORTY SEVEN THOUSAND TWO HUNDRED AND SEVENTY FIVE DOLLARS (\$47,275) PLUS AN AMOUNT OF THIRTY THOUSAND ONE HUNDRED SEVENTY FIVE DOLLARS (\$30,175) FOR ELECTRICAL CONNECTION WORK, STAIRS AND ACCESS

AND STANDARD FF&E; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Purchase of Vesta Modular Office Building.pdf](#)

[Council Memorandum - Purchase of Vesta Modular Office Building.pdf](#)

[Resolution - Purchase of Vesta Modular Office Building.pdf](#)

[Attachment 1 - VESTA Modular Proposal.pdf](#)

R5 - ORDINANCES

R5A Combined Assessment Ordinance Revision (First Reading)

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA; AMENDING CHAPTER 18 "TAXATION AND FINANCE," ARTICLE V, "SPECIAL ASSESSMENTS," AND CHAPTER 2, "ADMINISTRATION," ARTICLE IX, "ASSESSMENTS," OF THE CODE OF ORDINANCES, TO REMOVE THE CITY'S REQUIREMENT TO PROVIDE PUBLICATION OF NOTICE IN A NEWSPAPER OF GENERAL CIRCULATION AND NOTICE OF ANNUAL ASSESSMENTS BY U.S. MAIL, AND TO RELY SOLELY ON THE STATUTORY NOTICE PROVISIONS REQUIRED BY THE "UNIFORM METHOD OF COLLECTION" AS PROVIDED IN SECTION 197.3632, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, CONFLICTS, AND FOR AN EFFECTIVE DATE.

[Item Summary - Combined Assessment Ordinance Revision \(First Reading\).pdf](#)

[Council Memorandum - Combined Assessment Ordinance Revision \(First Reading\).pdf](#)

[Ordinance - Combined Assessment Ordinance Revision \(First Reading\).pdf](#)

R5B Beach Hut and Equipment Regulation Ordinance (First Reading)

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA, AMENDING CHAPTER 10 "MARINE STRUCTURES, ACTIVITIES, AND WAYS," OF THE VILLAGE'S CODE OF ORDINANCES TO CREATE ARTICLE III "BEACH EQUIPMENT"; PROVIDING FOR SEVERABILITY, CONFLICTS, AND FOR AN EFFECTIVE DATE.

[Item Summary - Beach Hut and Equipment Regulation Ordinance \(First Reading\).pdf](#)

[Council Memorandum - Beach Hut and Equipment Regulation Ordinance \(First Reading\).pdf](#)

[Ordinance - Beach Hut and Equipment Regulation Ordinance \(First Reading\).pdf](#)

[Attachment 1 - Exhibit A - Beach Area v2.pdf](#)

[Attachment 2 - 2021 Property Beach Frontage Map.pdf](#)

[Attachment 3 - 2021 Beach Hut Design Information Feb 15 V2.pdf](#)

R5C Dogs Allowed on Jogging Path Ordinance (First Reading)

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA; AMENDING CHAPTER 5, "ANIMALS," SECTION 5-5, "DOGS IN PARKS, ON BEACHES; DOGS RUNNING AT LARGE; CANINE EXCREMENT," OF THE CODE OF ORDINANCES TO ALLOW DOGS ON THE JOGGING PATH OF VILLAGE BEACHES WEST OF THE SAND DUNES; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, CONFLICTS, AND FOR AN EFFECTIVE DATE.

[Item Summary - Dogs Allowed on Jogging Path \(First Reading\).pdf](#)

[Council Memorandum - Dogs Allowed on Jogging Path \(First Reading\).pdf](#)

[Ordinance - Dogs Allowed on Jogging Path \(First Reading\).pdf](#)

R7 - RESOLUTIONS

R7A Special Referendum Election Results Certification

A RESOLUTION OF VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; ACCEPTING AND ADOPTING THE CERTIFICATE OF THE RESULTS OF THE JANUARY 26, 2021 SPECIAL MUNICIPAL ELECTION FOR BAL HARBOUR VILLAGE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Special Referendum Election Results Certification.pdf](#)

[Council Memorandum - Special Referendum Election Results Certification.pdf](#)

[Resolution - Special Referendum Election Results Certification.pdf](#)

[Attachment 1 - Village Clerk's Certification of Results](#)

[Attachment 2 - MDC Elections Certification of Results](#)

R7B CGA Agreement for Construction Services for 3a and 3c of Utility Masterplan

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING A TASK AGREEMENT WITH CALVIN GIORDANO AND ASSOCIATES INC., (CGA) FOR THE PROVISION OF ENGINEERING AND PROFESSIONAL CONSTRUCTION SERVICES FOR THE NEW WATER SERVICE, SANITARY SEWER, DRAINAGE, CURBING AND ASSOCIATED WORK RELATED TO THE UTILITIES INFRASTRUCTURE IMPROVEMENT PROJECT PHASE 3(C), AS SPECIFIED IN CGA PROPOSAL NO. 17-9868.46 AND PHASE 3(A), AS SPECIFIED IN CGA PROPOSAL NO. 17-9868.51, IN THE AMOUNT FOR THE TWO PHASES NOT TO EXCEED ONE HUNDRED EIGHTY ONE THOUSAND EIGHT HUNDRED FIFTY TWO (\$181,852) DOLLARS, INCLUSIVE OF A SEVEN PERCENT (7%) CONTINGENCY ALLOCATION IN THE AMOUNT OF ELEVEN THOUSAND EIGHT HUNDRED NINETY SEVEN (\$11,897) DOLLARS, ROUNDED UP TO THE NEAREST DOLLAR; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - CGA Agreement for Construction Services \(3a,3c\) of Utility Masterplan.pdf](#)

[Council Memorandum - CGA Agreement for Construction Services \(3a,3c\) of Utility Masterplan.pdf](#)

[Resolution - CGA Agreement for Construction Services \(3a,3c\) of Utility Masterplan.pdf](#)

[Attachment 1 - 17-9868.46 BHV Phase 3C Construction Services \(signed CG\).pdf](#)

[Attachment 2 - 17-9868.51 Rev. 20210128.pdf](#)

[Attachment 3 - Utility Masterplan-phasing diagram 1-15-21 ADA.pdf](#)

R7C 2021 Florida State Legislative Priorities

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE BAL HARBOUR VILLAGE LEGISLATIVE AGENDA FOR THE 2021 FLORIDA LEGISLATIVE SESSION; PROVIDING FOR IMPLEMENTATION PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Florida State Legislative Priorities.pdf](#)

[Council Memorandum - Florida State Legislative Priorities.pdf](#)

[Resolution - Florida State Legislative Priorities.pdf](#)

R9 - NEW BUSINESS AND COUNCIL DISCUSSION

- R9A** Discussion Regarding Opposition to Surfside's Proposal for Closing Byron Avenue - Mayor Groisman
[Discussion Regarding Opposition to Surfside's Proposal for Closing Byron Avenue.pdf](#)
- R9B** Discussion Regarding Traffic Impacts at the Guard Gate Entrance to the Residential Gated Community - Councilman Sklar
[Discussion Regarding Traffic Impacts at Guard Gate - Councilman Sklar.pdf](#)
- R9C** Discussion Regarding Village Attorney Contract - Councilman Albaum
[Discussion Regarding Village Attorney Contract.pdf](#)
[2018 Weiss Serota - Village Attorney Retainer Agreement.pdf](#)
- R9D** Discussion Regarding Preparatory Measures by the Village for Civil Unrest - Councilman Freimark
[Discussion Regarding Measures by the Village.pdf](#)
- R9E** Discussion Regarding Potential Ways to Protect the New Sand being Placed on our Beaches - Mayor Groisman
[Discussion Regarding Protect New Sand Beaches.pdf](#)
[One Sheet 2021](#)
- R9F** Discussion Regarding an Ordinance to Allow for Gated Community Perimeter Fence Height Increase - Mayor Groisman
[Discussion Regarding Perimeter Fence Height Increase.pdf](#)

R9G - PUBLIC COMMENT

R10 - VILLAGE MANAGER REPORT

- R10A** Update on Village's Efforts Pertaining to the Coronavirus (COVID-19)
• Discussion Regarding In-Person and Virtual Meetings (Continuation)

R11 - VILLAGE CLERK REPORT

- R11A** Lobbyist Report
[R11A1_Lobbyist Registration Report as of February9_2021_ADA.pdf](#)

R12 - VILLAGE ATTORNEY REPORT

ADJOURNMENT

One or more members of any Village Committee/Board may attend this meeting of the Council and may discuss matters which may later come before their respective Boards/Committees.

The New Business and Council Discussion Section includes a section for Public Comment. On public comment matters, any person is entitled to be heard by this Council on any matter; however, no action shall be taken by the Council on a matter of public comment, unless the item is specifically listed on the agenda, or is added to the agenda by Council action.

Any person who acts as a lobbyist, pursuant to Village Code Section 2-301 (Lobbyists), must register with the Village Clerk, prior to engaging in lobbying activities before Village staff, boards, committees, and/or the Village Council. A copy of the Ordinance is available in the Village Clerk's Office at Village Hall.

If a person decides to appeal any decision made by the Village Council with respect to any matter considered at a meeting or hearing, that person will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (F.S. 286.0105).

All persons who need assistance or special accommodations to participate in virtual meetings please contact the Village Clerk's Office (305-866-4633), not later than two business days prior to such proceeding.

In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this proceeding because of that disability should contact the Village Clerk's Office (305-866-4633), not later than two business days prior to such proceeding.

All Village Council meeting attendees, including Village staff and consultants, are subject to security screening utilizing a metal detector and/or wand, prior to entering the Council Chamber, Conference Room, or other meeting area located within Village Hall. This is for the safety of everyone. Thanks for your cooperation.

