



# *The Village of Biscayne Park*

600 NE 114th St., Biscayne Park, FL 33161

Telephone: 305 899 8000 Facsimile: 305 891 7241

## **AGENDA**

### **REGULAR VIRTUAL COMMISSION MEETING**

### **VIRTUAL PUBLIC MEETING**

**Tuesday, May 4, 2021 7:00 pm**

**Meeting ID: 996 3228 9288**

<https://zoom.us/j/99632289288>

***Please read the virtual meeting instructions attached***



*Indicates back up documents are provided.*

#### **1 Call to Order**

#### **2 Roll Call**

Mayor Virginia O'Halpin

Vice-Mayor Art Gonzalez

Commissioner Judi Hamelburg

Commissioner MacDonald Kennedy

Commissioner Dan Samaria

#### **3 Pledge of Allegiance**

#### **4 Additions, Deletions or Withdrawals to the Agenda**

*At this time, any member of the Village Commission or the Village Manager may request to add, change, or delete items from the agenda.*

#### **5 Presentations**

**5.a** Municipal Clerks Week May 2 - 8, 2021



**5.b** Safety Watch Group - Introduction from resident Jill Grucan

#### **6 Public Comments Related to Agenda Items / Good & Welfare**

*Comments from the public relating to topics that are on the agenda, or other general topics.*

#### **7 Commission Reply to Citizens Comments**

#### **8 Reports**

##### **8.a Village Commission's Reports**


- Mayor O'Halpin
- Vice-Mayor Gonzalez
- Commissioner Hamelburg
- Commissioner Kennedy

- Commissioner Samaria
- 8.b Village Boards' Reports**
- 8.c Village Attorney's Reports**
- 8.d Village Manager's Reports**


## 9 Consent Agenda

*Items listed under Consent Agenda are viewed to be routine, and the recommendation will be enacted by ONE MOTION in the form listed below. If discussion is desired, then the item(s) will be removed from the Consent Agenda and will be considered separately.*


### 9.a Acceptance of Commission Minutes

-  ▪ Regular Commission Meeting 04/06/2021
- Special Commission Meeting - Variance Hearing 04/13/2021


### 9.b Acceptance of Board Minutes

-  ▪ Code Compliance Board Minutes 02 25 2021
- Code Compliance Board Minutes 03 25 2021
- Parks & Parkway Advisory Board Minutes 01 26 2021
- Public Art Advisory Board Minutes 03 10 2021
- Public Art Advisory Board Minutes 04 14 2021
- Planning & Zoning Board Minutes 03 01 2021
- Planning & Zoning Board Minutes 03 15 2021
- Planning & Zoning Board Minutes 04 05 2021

### 9.c Resolution 2021-21 -Sale of Surplus Vehicles - PD

-  A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA DECLARING VILLAGE VEHICLES AS SURPLUS PROPERTY AND GRANTING THE VILLAGE MANAGER AUTHORIZATION TO SELL SAID SURPLUS THROUGH BIDERA AUCTIONS; PROVIDING FOR AN EFFECTIVE DATE.

### 9.d Resolution 2021-26 - 2021 Tree Matching Grant Program

-  A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE THE STREET TREE PLANTING GRANT AGREEMENT BETWEEN THE VILLAGE AND MIAMI-DADE COUNTY, AND EXPEND GRANT AND MATCHING FUNDS IN THE AMOUNT OF \$29,500.00 FOR THE PLANTING OF TREES WITHIN THE VILLAGE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

### 9.e Resolution 2021-28 - Agreement w Golden Gates After School Care & Athletics LLC





A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A PROFESSIONAL SERVICE CONTRACT WITH GOLDEN GATES AFTER SCHOOL CARE & ATHLETICS, LLC TO PROVIDE AFTER SCHOOL CARE & SUMMER CAMP PROGRAM SERVICES TO VILLAGE RESIDENTS IN THE ED BURKE RECREATION CENTER; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

**10 Ordinances**

**Ordinance 2021-04 - Code of Ordinances - Dogs in Public Areas Regulations -**

**10.a Second Reading**



AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING ARTICLE II "DOGS" OF CHAPTER 3 "ANIMALS" OF THE CODE OF ORDINANCES OF THE VILLAGE OF BISCAYNE PARK, PROVIDING FOR THE REGULATION OF UNRESTRAINED DOGS; AMENDING ARTICLE III "ENFORCEMENT AND PENALTIES" OF CHAPTER 3 "ANIMALS" OF THE CODE OF ORDINANCES TO INCREASE THE MONETARY PENALTIES FOR VIOLATIONS OF CHAPTER 3 AND PROVIDING THAT UNPAID FINES CONSTITUTE A LIEN; PROVIDING FOR ENFORCEMENT; PROVIDING FOR RIGHTS OF VIOLATORS; PROVIDING FOR THE PAYMENT OF FINES, RIGHT TO APPEAR, FAILURE TO PAY OR APPEAL; AND THE MANNER TO APPEAL DECISIONS OF THE CODE COMPLIANCE BOARD; PROVIDING FOR PENALTIES FOR FAILURE TO GIVE ACCURATE INFORMATION OR REFUSAL TO SIGN OR ACCEPT A NOTICE OF VIOLATION; PROVIDING FOR INCLUSION IN THE CODE AND SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

***Public Comments on Ordinance 2021-04 - Second Reading***

**10.b**



**Ordinance 2021-05 - Amending Ch. 6 - Garbage Containers - First Reading**

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING SECTION 6.3.2 "CONTAINERS" OF SECTION 6.3 "SOLID WASTE" OF CHAPTER 6 "PUBLIC FACILITIES AND SERVICES" OF THE LAND DEVELOPMENT CODE OF THE VILLAGE OF BISCAYNE PARK, TO ELIMINATE THE MAXIMUM CAPACITY REQUIREMENTS FOR GARBAGE CANS AND APPROVED CONTAINERS; PROVIDING FOR INCLUSION IN THE CODE AND SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

***Public Comments on Ordinance 2021-05 - First Reading***

**11 Resolutions**

**11.a Resolution 2021-22 - Approving the Selection of AvMed of Village's Health Plan and Other Benefits Providers**



— A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA APPROVING THE SELECTION OF AVMED AS THE CONTINUATION OF VILLAGE’S HEALTH PLAN AND OTHER BENEFITS PROVIDERS; PROVIDING FOR AN EFFECTIVE DATE.

**11.b**



**Resolution 2021-23 - Appointments of Public Art Advisory Board Member**

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, APPROVING THE SELECTION AND APPOINTMENT OF MEMBERS TO THE PUBLIC ART ADVISORY BOARD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**11.c Resolution 2021-24 - Storm Drain Repair MAGGOLC - piggyback w City of Doral**



A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH MAGGOLC, INC., FOR DRAINAGE IMPROVEMENT CONSTRUCTION SERVICES ATTACHED HERETO AS ATTACHMENT “A”, IN AN AMOUNT NOT TO EXCEED FORTY-EIGHT THOUSAND THREE HUNDRED TWENTY-THREE DOLLARS (\$48,323.00); PROVIDING FOR AN EFFECTIVE DATE.

**11.d Resolution 2021-25 - Authorizing Application of WEX State of Florida Fuel Card Program**



A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO COMPLETE AND EXECUTE AN APPLICATION FOR WEX STATE OF FLORIDA FUEL CARD PROGRAM ON BEHALF OF THE VILLAGE OF BISCAYNE PARK; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**12 Discussion / Action Items**

**New Business**

**12.a Discussion: Land Development Code and Rec Center Parking Master Plan - by Village Manager & Calvin Giordano Associates**



**12.b Discussion: Village Code Enforcement - by Village Manager**



**Old Business**

**12.c Discussion: FDOT - 6th Avenue Project - Resolution 2021-27 - Village Manager & Calvin Giordano Associates**



**13 Request for placement of items on next meeting agenda**

*Through general consensus a member of the Commission may request an item be placed on the next agenda for discussion (New Business) or as a Resolution/Ordinance.*

## 14 Announcements

### **Next Regular Commission Meeting - Tuesday, June 1, 2021**

Planning & Zoning Board Meeting - Monday, May 03, 2021

Planning & Zoning Board Meeting - Monday, May 17, 2021

Code Compliance Board Meeting - Monday, May 10, 2021

Parks & Parkway Advisory Board Meeting - Thursday, May 20, 2021

Public Art Advisory Board Meeting - Wednesday, May 12, 2021

## 15 Adjournment

In accordance with the provisions of F.S. Section 286.0105, should any person seek to appeal any decision made by the Commission with respect to any matter considered at this meeting, such person will 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.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation to participate in the proceedings should call Village Hall at (305) 899 8000 no later than four (4) days prior to the proceeding for assistance.

**DECORUM** - All comments must be addressed to the Commission as a body and not to individuals. Any person making impertinent or slanderous remarks, or who becomes boisterous while addressing the Commission, shall be barred from further audience before the Commission by the presiding officer, unless permission to continue or again address the commission is granted by the majority vote of the Commission members present. No clapping, applauding, heckling or verbal outbursts in support or in opposition to a speaker or his/her remarks shall be permitted. No signs or placards shall be allowed in the Commission Chambers. Please mute or turn off your cell phone or pager at the start of the meeting. Failure to do so may result in being barred from the meeting. Persons exiting the Chamber shall do so quietly.

## **Village of Biscayne Park meeting on May 4, 2021 at 7:00 pm with Social Distancing Modifications**

The Village of Biscayne Park is using Zoom to hold the Virtual Public Meeting via communications media technology as authorized by Governor DeSantis' Executive Order 2-69. Members of the public may also use Zoom to view and participate in the meeting online. Zoom is a cloud platform for video and audio conferencing, collaboration, chat and webinars across mobile devices, laptops, desktops, telephones and room systems.

## **Public Comment**