



The Village of Biscayne Park

600 NE 114th St., Biscayne Park, FL 33161
Telephone: 305 899 8000 Facsimile: 305 891 7241

**AGENDA
REGULAR COMMISSION MEETING
TUESDAY, NOVEMBER 2, 2021 – 7:00 PM**

Tuesday, November 2, 2021 at 7 p.m. Log Cabin, 640 NE 114th Street, Biscayne Park, FL 33161

Meeting ID 898 0152 7138

<https://us06web.zoom.us/j/89801527138>

- 1. Call to Order**
- 2. Roll Call**
Mayor O'Halpin
Vice-Mayor Hamelburg
Commissioner Gonzalez
Commissioner Kennedy
Commissioner 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 [Certificate of Recognition- Carolina Pagani](#)
[Certification of Recognition - Carolina Pagani.pdf](#)
 - 5.b [Halloween Awards](#)
- 6. Public Comments related to the Agenda items**
- 7. Commission Reply to Comments**
- 8. Reports**
 - Advisory Board Reports
 - Village Attorney Report
 - Village Manager Report
 - Commission Report
 - Mayor O'Halpin
 - Vice-Mayor Hamelberg

- Commissioner Gonzalez
- Commissioner Kennedy
- Commissioner Samaria

9. Consent Agenda

9.a Commission Minutes

[Minutes SECOND Budget FY 2021-2022 Hearing 09 29 2021.pdf](#)
[Minutes Regular Commission Meeting 10 05 2021.pdf](#)

9.b Advisory Board Minutes

[Parks & Parkway Minutes April 20 2021 signed.pdf](#)
[Parks & Parkway Minutes August 12 2021 signed.pdf](#)
[Parks & Parkway Minutes August 19 2021 signed.pdf](#)
[Parks & Parkway Minutes June 17 2021 signed.pdf](#)
[Parks & Parkway Minutes March 23 2021 signed.pdf](#)
[Minutes_BP_Foundation-2021-04-12.pdf](#)
[Minutes_BP_Foundation-2021-05-13.pdf](#)
[Minutes_BP_Foundation-2021-06-08.pdf](#)
[Minutes_BP_Foundation-2021-07-20.pdf](#)

9.c Amendment to the Legal Services Agreement with Nabors, Giblin & Nickerson, P.A.

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, APPROVING AN AMENDMENT TO THE LEGAL SERVICES LETTER AGREEMENT WITH NABORS, GIBLIN & NICKERSON, P.A., TO PROVIDE FOR ADDITIONAL COMPENSATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Amendment to Legal Services Letter-Nabors_Giblin_Nickerson.pdf](#)
[RESO NO 2021-55- Approving amendment to retainer for legal services.pdf](#)

9.d Government Relations Professional Services Agreement

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, APPROVING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND DAVID T. CASERTA GOVERNMENT RELATIONS, INC. TO PROVIDE STATE LOBBYING SERVICES FOR THE VILLAGE OF BISCAYNE PARK; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE VILLAGE; PROVIDING FOR AN EFFECTIVE DATE.

[David Caserta BP consulting agreement 2021 to 2022.pdf](#)
[RESO 2021-59 - Consulting Agreement - Caserta.pdf](#)

9.e Auditors-Caballero Fierman Llerena & Garcia, LLP

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE VILLAGE OF BISCAYNE PARK AND CABALLERO FIERMAN LLERENA &

GARCIA, LLP, FOR THE PROVISION OF AUDITING SERVICES; PROVIDING FOR SEVERABILITY; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

[RESO 2021-60- Auditors -CABALLERO FIERMAN LLERENA & GARCIA, LLP.pdf](#)

[VILLAGE OF BISCAYNE PARK-AUDIT ENGAGEMENT LETTER.pdf](#)

[Auditor Agreement - 2021.pdf](#)

[VILLAGE OF BISCAYNE PARK-EXECUTED AGREEMENT 2016 - 2021.pdf](#)

10. Ordinances

10.a [Ordinance 2021-13](#) [Amending Off-Street Parking Requirements Second Reading](#)

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING SECTION 5.6 "OFF-STREET PARKING" OF CHAPTER 5 "TRANSPORTATION" OF THE BISCAYNE PARK LAND DEVELOPMENT CODE TO LIMIT APPROVED PARKING SURFACES TO ONLY FORTY PERCENT (40%) OF THE FRONT YARD, AND REQUIRING THAT THE REMAINDER OF THE FRONT YARD CONSIST OF LANDSCAPING AND GREEN AREA; REQUIRING THAT ALL PARKING SURFACES SHALL BE OF ONE MATERIAL AND OF UNIFIED DESIGN THROUGHOUT; AMENDING AND CLARIFYING THE ALLOWABLE MATERIALS FOR PARKING SURFACES; PROVIDING THAT CONCRETE PARKING SURFACES CAN BE PAINTED SUBJECT TO THE LIMITATIONS SET FORTH THEREIN; PROVIDING FOR DRAINAGE AND MAINTENANCE REQUIREMENTS; REQUIRING THAT ANY IMPROVEMENTS TO FIFTY PERCENT (50%) OR MORE OF A PARKING SURFACE SHALL REQUIRE THAT THE ENTIRE PARKING SURFACE BE IMPROVED.

[ORD 2021-13 - Amending Off Street Parking requirements - Second Reading.pdf](#)

Public Comments on Ordinance 2021-13

11. Resolutions

11.a [Southeast Florida Regional Climate Change Compact- Mayors Pledge](#)

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, ENDORSING THE MAYORS' CLIMATE ACTION PLEDGE, AFFIRMING SUPPORT FOR THE SOUTHEAST FLORIDA REGIONAL CLIMATE CHANGE COMPACT, AGREEING TO CONSIDER IMPLEMENTING THE REGIONAL CLIMATE ACTION PLAN IN WHOLE OR IN PART, AND URGING ALL MAYORS OF MIAMI-DADE COUNTY TO SUPPORT THE MAYORS' CLIMATE ACTION PLEDGE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[RESO NO 2021-56- Mayors Pledge.pdf](#)

11.b [Appointment of Member to Planning Board](#)

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, RATIFYING THE SELECTION, APPOINTMENT AND TERM OF OFFICE OF A BOARD MEMBER TO THE PLANNING BOARD;

PROVIDING FOR AN EFFECTIVE DATE.

[P&Z Application - DAVID GRUEN Board Application.pdf](#)

[RESO 2021-57 - Appointments to Planning Board Members.pdf](#)

12. Discussion

12.a Discussion -Swale/ROW Continuing Discussion

[P&Z - Driveway and Swale Comments 08 16 2021.pdf](#)

[ECOLOGY - swale discussion points.pdf](#)

[HAMELBURG-534-Landscaping and objects in the swale area of ROW.pdf](#)

[KENNEDY - Discussion on SWALES - ROWs.pdf](#)

[KENNEDY - BP Codes re Swales and Rights-of-Way.pdf](#)

[Commissioner Samaria-landscape_pictures.pdf](#)

12.b Discussion - Short Term Vacation Rentals (AirBnB)

[NBV-2019-06-11_-_Regular_Village_Commission_Meeting_Agenda_Packet_-_Addendum_No._1.pdf](#)

[Miami-Dade County - Sec._33_28.____Vacation_Rentals.pdf](#)

[FL LEAGUE OF CITIES - short term rental.pdf](#)

12.c Discussion - Codification of Emergency Reserve

13. 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 of November 2, 2021 at 7:00 pm at the Log Cabin - 640 NE 114th Street, Biscayne Park, FL 33161

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.

Anyone who wishes to provide public comment will be able to do so by participating in the Village Commission meeting via the Zoom platform and/or telephone by speaking during public comment portions of the meeting when recognized, per the instructions below, or by submitting written comments, evidence and/or written testimony in advance of 24 hours no later than two (2) hours before the meeting via email to the Village Clerk at villageclerk@biscayneparkfl.gov.

To access the Zoom Virtual Public Meeting of November 2, 2021 at 7:00 pm, you have the following options:

Download the “Zoom Client for Meetings” to your computer or laptop here: <https://zoom.us> and click on Join a Meeting.

If you are using a tablet or smartphone, download zoom from the device’s app store. When prompted to join a meeting, enter the meeting ID: 898 0152 7138. Use the link below to join the meeting.

<https://us06web.zoom.us/j/89801527138>

to attend electronically and watch the meeting by computer, tablet or smartphone.

For additional information or assistance please contact the following prior to the meeting:

1. For public comment questions, please email villageclerk@biscayneparkfl.gov

2. For questions connecting to the meeting, please call 305-899-8000 Ext.5

You may access the audio from your phone by dialing: 305-893-4427. When the Meeting ID is requested, enter 898 0152 7138 followed by # key. When asked for a participant ID, press # key.

If you would like to speak during public comment, please press *9 on your phone to activate the “raise your hand” feature of Zoom.

Comments will be limited to three (3) minutes.