



Log Cabin - 640 NE 114th Street, Biscayne Park, FL 33161

**AGENDA
REGULAR COMMISSION MEETING
TUESDAY, JUNE 6, 2023 – 5:00 PM**

Tuesday, June 6, 2023, at 5:00 pm, Log Cabin, 640 NE 114th Street, Biscayne Park, FL, 33161 <https://us06web.zoom.us/j/84657482679> Zoom Meeting ID: 846 5748 2679

1. **Call to Order**
2. **Roll Call**
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 [Nomination of Vice-Mayor](#)
The Village Clerk respectfully requests that **Art Gonzalez** be nominated for the office of Vice-Mayor from June 2023 to November 2023.
 - 5.b [Fiscal Year 2022 Audit Results](#)
[Draft- Commun with Govern at Concl.pdf](#)
[VBP Draft.pdf](#)
 - 5.c [Proclamation- National Caribbean-American Heritage Month](#)
[Proclamation Natl Carib Heritage Month 2023.pdf](#)
 - 5.d [Proclamation- Pride Month](#)
[Pride Month-Proclamation June 2023.pdf](#)
 - 5.e [Proclamation-Recognizing Village Manager Mario A. Diaz](#)
[Honoring Mario A. Diaz.pdf](#)
 - 5.f [Proclamation- Father's Day](#)
[Proclamation_Fathers_Day_2023.pdf](#)
6. **Public Comments**
7. **Commission Reply to Comments**
8. **Reports**

- 8.a [Manager's Report](#)
[UNAUDITED FINANCIAL STATEMENTS AS OF MARCH 31, 2023](#)
[UNAUDITED FINANCIAL STATEMENTS AS OF APRIL 30, 2023](#)
[Police Monthly Report - 5-10-2023.pdf](#)
[Code Monthly Performance Summary Report - April 2023.pdf](#)
[Parks and Rec Monthly Report 5-19-23.edited.pdf](#)
[Public Works Monthly Report 5-19-23.edited.pdf](#)
[Biscayne Park April Ridership Report.pdf](#)
[Village Clerk - May Monthly Report.pdf](#)

- 8.b [Village Reports](#)
[Village Boards](#)
[Village Commission](#)
[Village Attorney](#)

9. Consent Agenda

- 9.a [Resolution 2023-26 Appointment to the Arts and Culture Advisory Board \(Alternate\)](#)
A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA APPROVING THE SELECTION AND APPOINTMENT OF MEMBERS TO THE ARTS AND CULTURE BOARD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
[RESO_2023-26__Arts_and_Culture_Advisory_Alternate_Board_Member_Selection.pdf](#)
[Elisa Medrano - Board_Member_Application__revised_12.8.2022.pdf](#)
[Eli Medrano - Resume.pdf](#)

- 9.b [Resolution 2023-29- Waiver of Competitive Bidding And Approval of Parks Department Purchase of Replacement Shade Fabric from A & A Playground Services Inc.](#)
A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, WAIVING THE VILLAGE'S COMPETITIVE BIDDING PROCEDURES PURSUANT TO SECTION 2-139 OF THE VILLAGE'S CODE OF ORDINANCES, AND AUTHORIZING THE VILLAGE MANAGER TO PURCHASE REPLACEMENT SHADE FABRIC FROM A & A PLAYGROUND SERVICES INC., IN AN AMOUNT NOT TO EXCEED THIRTEEN THOUSAND FIVE HUNDRED DOLLARS (\$13,500.00); PROVIDING FOR AN EFFECTIVE DATE.
[RESO 2023-29 AA Playground Services.pdf](#)
[Village of Biscayne Replacement Shades \(003\).pdf](#)
[AAAQ5858_Biscayne Park_May-03-2023_ \(003\).pdf](#)

- 9.c [Resolution 2023-30- Waiver of Competitive Bidding And Approval of Public Works Department Purchase Green Street Grant Trees from Distreebutors.](#)
A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, WAIVING THE VILLAGE'S COMPETITIVE

BIDDING PROCEDURES PURSUANT TO SECTION 2-139 OF THE VILLAGE'S CODE OF ORDINANCES, AND AUTHORIZING THE VILLAGE MANAGER TO PURCHASE TREES FROM DISTREEBUTORS, INC., IN AN AMOUNT NOT TO EXCEED THIRTEEN THOUSAND FOUR HUNDRED THIRTY DOLLARS (\$13,430.00); PROVIDING FOR AN EFFECTIVE DATE.

[RESO 2023-30 Distreebutors-updated.pdf](#)
[Tree quote-Distreebutors.pdf](#)
[tree quotes comparison.pdf](#)

- 9.d [Resolution 2023-31- Waiver of Competitive Bidding And Approval of Public Works Department Purchase of Replacement the Workshop Roof from.](#)

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, WAIVING THE VILLAGE'S COMPETITIVE BIDDING PROCEDURES PURSUANT TO SECTION 2-139 OF THE VILLAGE'S CODE OF ORDINANCES, AND AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH PROJECT TILE ACQUISITION, LLC, DOING BUSINESS AS A & E BROTHERS ROOFING, INC., FOR THE REPLACEMENT OF THE ROOF AT THE PUBLIC WORKS BUILDING, IN AN AMOUNT NOT TO EXCEED SEVENTEEN THOUSAND THREE HUNDRED DOLLARS (\$17,300.00); PROVIDING FOR AN EFFECTIVE DATE.

[Resolution_2023-31_AE_Brothers \(1\).pdf](#)
[Murphy-TopSeal PW Roof001.pdf](#)
[Estimate_1095_from_Mercon_Construction_CGC1525618.pdf](#)
[METAL AND FLAT TORCH CITY OF BISCAYNE PARK 893 NE 109 ST.pdf](#)

- 9.e [Resolution 2023-32-Project agreement with Kimley Horn for the Village of Biscayne Park Vulnerability Study](#)

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, APPROVING A PROJECT AGREEMENT WITH KIMLEY HORN & ASSOCIATES, FOR A VULNERABILITY ASSESSMENT AND RESILIENCE STRATEGY MASTER PLAN, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED THIRTY-THREE THOUSAND FIVE HUNDRED DOLLARS (\$133,500.00), ATTACHED HERETO AS EXHIBIT "A"; AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT; AUTHORIZING THE MANAGER TO DO ALL THINGS NECESSARY TO EFFECTUATE THE RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.

[Resolution_2023-32_Kimley_Horn.pdf](#)
[TWO1_VulnerabilityStudy_ExhibitD.pdf](#)

- 9.f [Resolution No. 2023-33 Mutual Aid Agreement between the City of North Miami Beach and the Village of Biscayne Park](#)

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE A MUTUAL AID AGREEMENT BETWEEN THE CITY OF NORTH

MIAMI BEACH AND THE VILLAGE OF BISCAYNE PARK; AND AUTHORIZING THE CHIEF OF POLICE TO DO ALL THINGS NECESSARY IN FURTHERANCE OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.

[RESO_2022-33_MAA_with_NMB__2_\(1\).pdf](#)
[MAA Agreement with North Miami Beach](#)

- 9.g [Resolution 2023-34 -Project agreement with R.E. Chisholm Architects, INC. for the Village of Biscayne Park Traffic Data Collection](#)
[Resolution 2023-34 RE Chisholm.pdf](#)
[REC Agreement - Vill. of Biscayne Park Traffic Data Collection.pdf](#)

- 9.h [Village Board Meeting Minutes](#)
It is recommended that the Village Commission approve the attached minutes, as provided by the Village Clerk.
Arts and Culture Advisory Board
Biscayne Park Foundation
Code Compliance Board
Parks and Parkway Advisory Board
Planning and Design Review Board
Sustainability and Resilience Advisory Board
[Minutes S&R Advisory Board 4-25-23 - signed.pdf](#)
[ACAB minutes 04.12.23.pdf](#)
[ACAB minutes 03.29.23.pdf](#)
[04-11-2023-FoundationMinutes.pdf](#)
[05-04-2023-FoundationMinutes.pdf](#)
[Parks and Parkway Board Minutes](#)
[SIGNED_CODE MINUTES MARCH 27, 2023.pdf](#)
[SIGNED_MINUTES P&DRB MEETING MAY 1, 2023.pdf](#)

- 9.i [Village Commission Meeting Minutes](#)
It is recommended that the Village Commission approve the attached minutes, as provided by the Village Clerk.

May 02, 2023- Regular Commission Meeting Minutes
May 09, 2023-Special Commission Meeting Minutes

[May 2, 2023 Meeting Minutes](#)
[05.09.2023 Special Commission Meeting Minutes.pdf](#)

- 9.j [Resolution 2023-35 Mutual Aid Agreement between the Village of Biscayne Park and the Town of Bay Harbor Islands](#)

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE A MUTUAL AID AGREEMENT BETWEEN THE TOWN OF BAY HARBOR ISLANDS AND THE VILLAGE OF BISCAYNE PARK; AND AUTHORIZING THE CHIEF OF POLICE TO DO ALL THINGS NECESSARY IN FURTHERANCE OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE

DATE.

[RESO_2022-35_MAA_with__Town_of_Bay_Harbor_Islands.pdf](#)
[2023 BISCAYNE PARK VILLAGE MOU \(002\).pdf](#)

10. Ordinances

10.a [Ordinance 2023-05 - Property Rights Element\(Second Reading\)](#)

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING THE BISCAYNE PARK COMPREHENSIVE PLAN TO ADD A PROPERTY RIGHTS ELEMENT AS REQUIRED BY AND IN CONFORMITY WITH SECTION 163.3177(6)(i), FLORIDA STATUTES (2021); PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN AND SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance__2023-05_BP_Property_Rights_Element-first_reading_final \(1\).pdf](#)
[03-21-22_Signed & Approved Local Planning Agency Board Minutes.pdf](#)
[Legal Advertising](#)
[Biscayne Park 23-01ESR_FDOT Apr 20 2023.pdf](#)
[RE_Village of Biscayne Park Proposed Property Rights Element MSV.pdf](#)
[RE_Village of Biscayne Park Proposed Property Rights Element NM.pdf](#)
[PROOF OF PUB..pdf](#)

10.b [Ordinance 2023-06- Evaluation and Appraisal based Amendments to the Village Comprehensive Plan \(First Reading\)](#)

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, PROVIDING FOR EVALUATION AND APPRAISAL BASED AMENDMENTS TO THE VILLAGE COMPREHENSIVE PLAN; PROVIDING FOR TRANSMITTAL; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN AND SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance_BP__2023-06_CPU_040423__002_\(1\).pdf](#)
[BiscayneParkCPU 1st Reading 040423 \(Draft 2023-03-27\) Reduced.pdf](#)
[Comp Plan PPT VC 1st Reading 040423.pptx](#)
[BP VC First Reading Sign In Sheet 040423.pdf](#)
[Biscayne Park 23-01ESR Proposed.pdf](#)

10.c [Ordinance 2023-07 Amending the Water Supply Plan \(First Reading\)](#)

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING THE BISCAYNE PARK COMPREHENSIVE PLAN TO INCORPORATE THE ADOPTED 16-YEAR WATER SUPPLY PLAN UPDATE AND TO STRENGTHEN THE COORDINATION BETWEEN WATER SUPPLY PLANNING AND LOCAL

LAND USE PLANNING BY AMENDING CERTAIN OBJECTIVES AND POLICIES IN THE PUBLIC FACILITIES, CONSERVATION, INTERGOVERNMENTAL COORDINATION AND CAPITAL IMPROVEMENTS ELEMENTS; PROVIDING FOR CONFORMITY WITH FLORIDA STATUTES; PROVIDING FOR TRANSMITTAL; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN AND SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance_No._2023-07_Draft_WSP_040423.pdf](#)
[BP 1st Reading WSP 2022 040423.pdf](#)
[BP Comm 1st Reading WSP GOPs 2022 040423.pdf](#)
[CGA 1st Reading Memo WSP 2022 040423.pdf](#)

10.d [Ordinance 2023-08 Revision to Construction Code \(First Reading\)](#)

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING CHAPTER 18 OF THE LAND DEVELOPMENT CODE OF THE VILLAGE OF BISCAYNE PARK TO REVISE THE DEFINITION OF "CONSTRUCTION SITE" IN SECTION 18.1; TO CLARIFY THE SCREENING REQUIREMENTS FOR TEMPORARY TOILETS IN SECTION 18.8; TO REPEAL CERTAIN BOND REQUIREMENTS ASSOCIATED WITH BUILDING PERMITS IN SECTION 18.10; AND CREATING SECTION 18.3.9 TO EXPLICITLY ADOPT STANDARDS REGARDING REPAIR OF PUBLIC PROPERTY DAMAGED DURING CONSTRUCTION; PROVIDING FOR INCLUSION IN THE CODE AND SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ch_18_amendments__construction_site_temp_toilets_and_property_damage__3](#)

10.e [Ordinance 2023-09- Amending the Biscayne Park Land Development Code to Preserve and Enhance Prosperity in the Village of Biscayne Park. \(First Reading\)](#)

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING THE BISCAYNE PARK LAND DEVELOPMENT CODE TO PRESERVE AND ENHANCE PROSPERITY IN THE VILLAGE OF BISCAYNE PARK BY MODIFYING CHAPTER 2, "DEFINITIONS", CHAPTER 4 "HOUSING", CHAPTER 10 "DESIGN AND IMPROVEMENT STANDARDS"; AND CHAPTER 17 "FEES, BONDS AND CHARGES"; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance 2023-09-Land_Development_Code_-_First_Reading_5_10_23 \(1\).pdf](#)

11. Resolutions

11.a [Resolution 2023-36 Non Ad- Valorem Rate](#)

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, RELATING TO THE COLLECTION AND

DISPOSAL OF SOLID WASTE WITHIN THE VILLAGE FOR FISCAL YEAR 2023-2024; ESTABLISHING THE ESTIMATED ASSESSMENT RATE FOR SOLID WASTE SERVICE AGAINST ASSESSED PROPERTY LOCATED WITHIN THE VILLAGE OF BISCAYNE PARK FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 THROUGH SEPTEMBER 30, 2024; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; PROVIDING FOR PUBLIC HEARING AND NOTICE THEREOF; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[RESOLUTION_NO_2023-36-Non-Ad_Valorem_assesment_EAD_Clean.pdf](#)
[PROPOSED FY 2023-24 SANITATION Rate and Budget.pdf](#)

11.b [Resolution 2023-37 Strategic Visioning Plan - Final Report](#)

A RESOLUTION OF THE VILLAGE OF BISCAYNE PARK APPROVING THE FINAL REPORT OF THE 2023 VILLAGE COMMISSION STRATEGIC VISIONING PLAN; ADOPTING THE MISSION, VISION, CORE VALUES, AND STRATEGIC PRIORITIES IDENTIFIED IN THE REPORT, AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution 2023-37- Strategic Plan.pdf](#)
[BP Mission, Vision and Values -5-31-23.pdf](#)
[Goals with Strategies-5-31-23.pdf](#)

12. Discussion-Old Business

12.a [Village Manager Search Discussion](#)

12.b [The Welfare of Outdoor Cats and Their Impact on Biscayne Park](#)

I am asking the commission to discuss the perils of and problems with outdoor cats in BP and what steps can be taken per MDC law to protect the animals, the environment, private property, and the quality of life of our residents. Specifically, we might want to look at “open feeding” as included on our administrative citations in addition to other options.

[Email from Attorney Vicente -Code Amendments for Cats.pdf](#)
[Jan10 2023 Agenda Item Cats - Kennedy.pdf](#)
[BP Admin Citations.pdf](#)
[Feline hookworms 2 \(cutaneous larva migrans\) in resident hand.jpg](#)
[Feline hookworms \(cutaneous larva migrans\) in resident hand.jpg](#)

12.c [Metal Roofing Issue](#)

13. Discussion-New Business

13.a [Fee Waiver- Biscayne Park Foundation](#)

14. Request for Placement of Items on Next Meeting Agenda

15. Adjournment