



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

**AGENDA
REGULAR COMMISSION MEETING
TUESDAY, MARCH 1, 2022 – 7:00 PM**

Tuesday, March 1, 2022 at 7:00 pm. Log Cabin, 640 NE 114th Street, Biscayne Park, FL 33161 Zoom Meeting ID: 837 2432 7224

<https://us06web.zoom.us/j/83724327224>

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 [Proclamation- Women's History Month 2022](#)
[2022 Proclamation Women's History Month.pdf](#)
6. **Public Comments**
7. **Commission Reply to Comments**
8. **Reports**
 - Village Commission
 - Village Boards
 - Village Attorney
 - Village Manager
9. **Consent Agenda**
 - 9.a [Commission Meeting Minutes](#)
Regular Commission Meeting Minutes February 02, 2022
[RCM Minutes -2.8.22.pdf](#)
 - 9.b [Advisory Board Meeting Minutes](#)
Biscayne Park Foundation
Code Compliance Board

Ecology Advisory Board
Parks & Parkway Advisory Board
Planning & Zoning Advisory Board

[P Z Signed and Approved Minutes_01-24-2022.pdf](#)
[Workshop Minutes Parks & Parkways Feb 2 2022 signed.pdf](#)
[Minutes Park & Parkways January 20 2022 signed.pdf](#)
[Public Art minutes February 9, 2022.pdf](#)

- 9.c [Resolution No. 2022-10- A Mutual Aid Agreement and Joint Declaration between the City of North Miami, Florida and the Village of Biscayne Park.](#)

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE A MUTUAL AID AGREEMENT AND JOINT DECLARATION BETWEEN THE CITY OF NORTH MIAMI, FLORIDA, AND THE VILLAGE OF BISCAYNE PARK; PROVIDING FOR AN EFFECTIVE DATE.

[2022-10 Mutual Aid Agreement.pdf](#)
[Joint Declaration North Miami.pdf](#)
[Mutual Aid Agreement North Miami.pdf](#)

10. Ordinances

- 10.a [Ordinance No. 2022-01- An Ordinance of the Village Commission of the Village of Biscayne Park, Florida, creating Section 2-18 " Vice Mayor" of Article II "Village Commission, of Chapter 2 "Administration. \(Second Reading\)](#)

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, CREATING SECTION 2-18 "VICE MAYOR: OF ARTICLE II "VILLAGE COMMISSION", OF CHAPTER 2 "ADMINISTRATION" OF THE VILLAGE OF BISCAYNE PARK CODE OF ORDINANCES SETTING FORTH A PROCEDURE FOR THE SELECTION OF A VICE-MAYOR; PROVIDING FOR INCLUSION IN THE CODE AND SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[VILLAGE OF BISCAYNE PARK Advertisement.pdf](#)
[Ordinance 2022-01- Vice Mayor - Second Reading.pdf](#)

- 10.b [ORDINANCE NO 2022-03- An Ordinance of the Village Commission of the Village of Biscayne Park, Florida, Amending Section 16.15 "Landlord Permits" of Chapter 16 " Permits and Certificates." \(Second Reading\)](#)

AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AMENDING SECTION 16.15 "LANDLORD PERMITS" OF CHAPTER 16 "PERMITS AND CERTIFICATES" OF THE BISCAYNE PARK LAND DEVELOPMENT CODE TO CLARIFY THE RENTAL PERIOD FOR WHICH A LANDLORD PERMIT IS REQUIRED; SUBSTITUTING THE TERM "HOUSING CODE" TO THE "FLORIDA BUILDING CODE"; PROVIDING THAT APPEALS SHALL BE TO CIRCUIT COURT IN LIEU OF COUNTY COURT; PROVIDING FOR INCLUSION IN THE CODE AND

SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.
[Ordinance No. 2022-03 Amending Landlord Permits.pdf](#)
[VILLAGE OF BISCAYNE PARK Advertisement.pdf](#)

11. Public Comments to Ordinance

12. Resolutions

12.a [Resolution No. 2022-11- Appointment of Members to the Public Art Advisory Board](#)

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.

[RESO 2022-11 Public Art Advisory Board Member Selections \(003\).pdf](#)
[Nancy Davis Board Application.pdf](#)
[Mertes_Board Member Application.pdf](#)
[Nicole Payne- Biscayne Park Foundation.pdf](#)
[Board Member Application Public Art Board- Amy Raymond.pdf](#)
[Ballot For Public Art Advisory Board.pdf](#)
[Ballot Tally form- Public Art Advisory Board .pdf](#)

12.b [Resolution No. 2022-12- Appointments of Members to the Parks & Parkway Advisory Board](#)

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

[RESO 2022-12 Parks Parkway Advisory Board Member Selections.pdf](#)
[Lynn Fischer- Board Application.pdf](#)
[Board Member Application -Barbara Kuhl.pdf](#)
[P & P Board Member Application 2022.pdf](#)
[David Raymond Resume 2019.pdf](#)
[Michael Rawson- Parks and Parkway Advisory Board.pdf](#)
[Ballot Tally form- Parks & Parkway Advisory Board.pdf](#)
[Commission Member Ballot- Parks & Parkway.pdf](#)

12.c [Resolution No. 2022-13- Appointment of Member to the Biscayne Park Foundation Board](#)

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, RATIFYING THE SELECTION OF MEMBERS TO THE GOVERNING BOARD OF DIRECTORS TO THE BISCAYNE PARK FOUNDATION, INC.; PROVIDING FOR AN EFFECTIVE DATE.

[Nicole Payne- Biscayne Park Foundation.pdf](#)
[RESO 2022-13- Appointments to Biscayne Park Foundation Board Members .pdf](#)

13. Discussion- Old Business

13.a [Discussion-Swale/Row Continuing Discussion](#)

I am requesting the Commission to hold a first discussion on swale/ROW topics for further consideration at an upcoming commission meeting, at which time we may provide direction to the attorneys on swale/ROW considerations.

[ECOLOGY_-_swale_discussion_points.pdf](#)

[KENNEDY_-_BP_Codes_re_Swales_and_Rights-of-Way.pdf](#)

[P_Z_-_Driveway_and_Swale_Comments_08_16_2021.pdf](#)

[Mac_Kennedy_ROW_Talking_Points.pdf](#)

[Swale-ROW-Topics.pdf](#)

[Biscayne_Park__FL_Code_of_Ordinances_-_Chapter_5.3_Right_of_Way.pdf](#)

13.b [Emergency Reserve Comparison.pdf](#)

13.c [Commission Meeting Reporting Protocol](#)

I am asking the manager and commission to determine a structure for reports for the regular commission meetings, possibly including reports from department heads/staff, boards, vendors, and the manager on all current projects, whether initiated by the commission or by the manager/staff/vendors. Possibilities include written reports submitted as back-up to the meeting agenda and/or oral presentations prior to public comment allowing opportunity for input by residents/commission. Written updates would remain accessible to the public so they can hold the commission accountable for ongoing progress and for successful and timely completion of projects. Before the February meeting, the manager may choose to prepare a suggested reporting template for discussion, and every commissioner should certainly have ideas to increase accountability, for the benefit of the commission and also for residents.

14. Discussion-New Business

14.a [Don't Say Gay: A Resolution Opposing SB1834 and HB1557](#)

I am asking the commission to protect the lives of LGBTQ youth by approving a resolution opposing those bills in the most strident terms. Village Attorney Valerie Vicente can draft the resolution for the mayor's signature, and Village Manager Mario Diaz can forward it to all state representatives and senators and to Florida Governor Ron DeSantis. The commission may also ask our lobbyist, Dave Caserta, to lobby state elected officials directly to vote against SB1834 and HB1557.

[Kennedy MAR1 agenda item opposing state bills.pdf](#)

[SB 1834 Bill Analysis.pdf](#)

[SB 1834 Parental Rights in Education.pdf](#)

[HB 11557 Bill Analysis.pdf](#)

[HB 1557 parental rights in Education.pdf](#)

14.b [Amendment to the Commission Meeting and Agenda Procedures](#)

I would like the Commission to amend Resolution 2021-07 Commission Meeting and Agenda Procedures to include formal rules for Censure.
[Item_12.a_-_Commission_Meeting_and_Agenda_Procedures_revised\(1\).pdf](#)

14.c [2023 Legislative Priorities](#)

I am asking the commission to discuss steps to be taken in F22 (ends Sept30) to create 2023 legislative priorities for Dave Caserta, with progress to be monitored by Village Manager Mario Diaz and reported by Dave directly to the commission throughout the 2023 legislative session. Proposed schedule:

[Kennedy MAR1 agenda item legislative priorities.pdf](#)

14.d [Tightening Restrictions for Shingle Roofs](#)

I am asking the commission to request our Planning & Zoning Board to suggest new language to tighten that loophole in our LDC by defining the qualifications for those engineers and for specific evidence regarding the structure's inability to support a tile roof, including how those submissions be made to the village. Our attorneys can approve the suggested language for legal sufficiency before bringing it back to the commission for approval and possible movement forward as an ordinance to amend our LDC.

[Kennedy MAR1 agenda item roof letter.pdf](#)

15. Request for Placement of Items on Next Meeting Agenda

16. Announcements

17. Adjournment