

BAL HARBOUR VILLAGE COUNCIL MEETING MINUTES
REGULAR MEETING – OCTOBER 18, 2011

The Regular Meeting of the Bal Harbour Village Council was held on Tuesday, October 18, 2011, at the Bal Harbour Village Hall Council Chambers (655 – 96th Street, Bal Harbour, Florida).

1. CALL TO ORDER/ROLL CALL: The meeting was called to order at 7:02 p.m. by Mayor Rosenfield. The following were present:

Mayor Jean Rosenfield
Assistant Mayor Joni D. Blachar
Councilwoman Patricia Cohen
Councilman Martin Packer
Councilman Jaime M. Sanz

Alfred J. Treppeda, Village Manager
Ellisa L. Horvath, MMC, Village Clerk
Richard J. Weiss, Village Attorney

As a quorum was determined to be present, the meeting commenced.

2. PLEDGE OF ALLEGIANCE: The Pledge was led by Andrea Greenblatt, Village Executive Assistant.

3. AGENDA: REQUEST FOR DELETIONS/ADDITIONS:

Mr. Treppeda requested that Tab H (Resolution Authorizing Execution of Memorandum of Understanding with the Dade County Police Benevolent Association) be removed from the Agenda.

Mr. Treppeda requested that the following item be added to the Consent Agenda: Motion Approving Change Order #6 (\$34,933.39) for the Sanitary Force Main Improvements Project. He noted that either half, or all, of the amount would be reimbursed by the City of Miami Beach.

A motion was offered by Assistant Mayor Blachar and seconded by Councilman Packer to approve adding the requested item to the Consent Agenda. The motion carried (5-0).

4. SPECIAL PRESENTATIONS: None.

5. CONSENT AGENDA:

Dina Cellini, 211 Bal Cross Drive, requested the removal of Tab B.

Mr. Treppeda requested approval for the following remaining items:

- Tab A: Approval of Council Meeting Minutes:
 August 24, 2011 Special Council Meeting
 September 13, 2011 First Budget Hearing
 September 20, 2011 Second Budget Hearing
 September 20, 2011 Regular Council Meeting
- Tab C: \$23,293.11 in Sewer Funds for Kailas Contractors, for Change Order #2 for the Sewer Station #1 Submersible Pump Project (located in the Gated Residential Section)
- Tab D: Expenditure of Federal Forfeiture Funds for the following items: \$9,200.00 for GYM Source Police Gym Equipment, \$1,104.21 Monthly for WINDSTREAM VoIP and Data Bundle, \$48,485.00 for MILO Range Pro-HD Interactive Training Simulator, \$10,000.00 for Broward County Chiefs of Police Association Training Conference Sponsorship, Approval, \$1,612.50 for Franklin Investigations Inc., \$2,860.00 Annually for Power DMS Suite Software, and authorization to sell three surplus vehicles for approximately \$13,995.00
- Tab E: Approval of Memorandum of Understanding between Bal Harbour, Bay Harbor, and Surfside for Sewer Interconnect with Bay Harbor's line at Bay Harbor's expense
- Tab F: Approval to take ownership of two vehicles purchased by the Tri-County Money Laundering Task Force
- Added Item: Approval of Change Order #6 (\$34,933.39) for the Sanitary Force Main Improvements Projects, to be reimbursed either 50% or 100% by the City of Miami Beach

A motion was offered by Assistant Mayor Blachar and seconded by Councilman Sanz to approve the items on the Consent Agenda, except for Tab B. The motion carried (5-0).

Tab B – Motion Approving Award of Bid for Maintenance of

Village Hall Grounds: The request was for \$24,600.00 per year and authorization for the Village Manager to modify the existing contract with The Brickman Group, to add maintenance of Village Hall areas, including the west parking lot, the park, and the recreation center.

Dina Cellini, 211 Bal Cross Drive, discussed The Brickman Group having complete control of the Village's landscaping due to this. She questioned if the employee who handled the landscaping was being terminated. She pointed out that one of the four Public Works employees that were terminated could have been given the work, instead of giving the additional work to Brickman.

Councilwoman Cohen explained that the rationale behind hiring Brickman was that instead of one individual doing the work there would be several experts and a support team. She noted that the Village employees were not professionals at landscaping and explained that Brickman would get more done in the amount of time that they were given, with the result shown in the quality of work.

Mr. Treppeda pointed out that the employee that was responsible for the landscaping was reassigned in the Department. He reported that \$25,000.00 was included in the budget, in anticipation of the change.

A motion was offered by Assistant Mayor Blachar and seconded by Councilman Packer to approve Tab B. The motion carried (5-0).

6. PUBLIC HEARINGS:

Quasi-Judicial Public Hearings: None.

Zoning Hearings/Quasi-Judicial Public Hearings: None.

Ordinances Second Reading/Public Hearings: None.

Ordinances First Reading/Public Hearings: None.

Resolutions/Public Hearings: None.

7. ORDINANCES FIRST READING/PUBLIC INPUT: None.

8. RESOLUTIONS:

The following Resolution was read, by title, by Mrs. Horvath:

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AUTHORIZING THE ISSUANCE OF CAPITAL IMPROVEMENT REVENUE BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF \$10,000,000 FOR THE PURPOSE OF FINANCING A PORTION OF THE COSTS OF VARIOUS CAPITAL IMPROVEMENTS WITHIN THE VILLAGE AND THE PURCHASE OF EQUIPMENT FOR VILLAGE PURPOSES, FINANCING ARCHITECTURAL, ENGINEERING, ENVIRONMENTAL, LEGAL AND OTHER PLANNING COSTS RELATED THERETO, AND PAYING COSTS OF ISSUANCE OF THE BONDS; AWARDING THE SALE OF THE BONDS TO SUNTRUST EQUIPMENT FINANCE & LEASING CORP.; PROVIDING FOR SECURITY FOR THE BONDS; PROVIDING OTHER PROVISIONS RELATING TO THE BONDS; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; APPROVING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

Chris Wallace, Finance Director, explained the bonds and recommended that the resolution be adopted.

Anamarie Kelly Stoppa, 77 Camden Drive, requested clarification on what the money was for. Mr. Wallace explained that the planned projects were mostly wastewater transition lines down to Miami Beach, the water and stormwater lines needed to be repaired/replaced, and a joint venture was done with Surfside to reduce the cost by \$1 million. He noted that funds had been budgeted for the necessary improvements and the timing was good for the Village.

Mayor Rosenfield reported that she met with the Mayors of Surfside and Miami Beach, this was a very necessary project, and it had been discussed over a three year period.

Ms. Kelly Stoppa requested a breakdown of the bids that were received and the legal permission that was given by the State.

Assistant Mayor Blachar requested the amount of the rate. Mr. Wallace reported it to be a 2.5% fixed rate, for 15 years. Assistant Mayor Blachar spoke in favor of the rate.

A motion was offered by Assistant Mayor Blachar and seconded by Councilman Packer to approve the Resolution. The motion carried (5-0); thus becoming Resolution No. 2011-747.

9. REPORTS:

A. VILLAGE MANAGER:

Quarterly Financial Update – Provided by Finance Director Christopher Wallace: Mr. Wallace reviewed the report included in the agenda.

Request for Approval of Beer & Wine License (2COP) for Harbour House Cafe: The request was for authorization for the Village Manager to sign the 2COP License application for the Harbour House Cafe, indicating compliance with the Village's Zoning Code. Approval would allow for the Harbour House to serve beer and wine at their outdoor cafe.

Aaron Fahimian, Harbour House Cafe, requested approval.

Assistant Mayor Blachar questioned how the Harbour House residents felt about it.

Councilman Sanz reported that when he lived there it was very convenient for the residents.

Mr. Fahimian reported that the Harbour House Board had approved it.

A motion was offered by Councilman Packer and seconded by Councilman Sanz to approve. The motion carried (5-0).

Assistant Mayor Blachar questioned if the cafe was open to the public. Mr. Fahimian explained that it was limited to the residents and their guests.

B. VILLAGE CLERK:

Discussion of Regular Council Meeting Date for December 2011: Mrs. Horvath requested that the December 20, 2011 Council meeting be changed to another date in December, due to a religious holiday. She suggested that it be changed to December 15, 2011, at 7:00 p.m.

A motion was offered by Assistant Mayor Blachar and seconded by Councilman Packer to change the December Council Meeting date to December 15, 2011, at 7:00 p.m. The motion carried (5-0).

Lobbyist Registration Report: As of October 18, 2011: A

list of Lobbyists registered with the Village was provided in the agenda.

- C. **VILLAGE ATTORNEY:** No items.
- D. **MAYOR AND COUNCIL:**

Assistant Mayor Blachar discussed the success of the Police Beach Bash. Chief Hunker discussed the large amount of money that was raised.

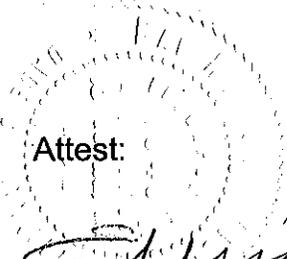
10. OTHER BUSINESS:

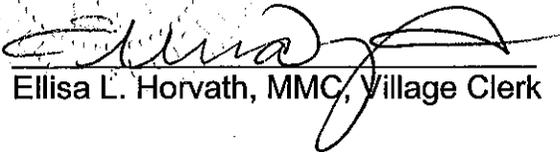
Public Comment:

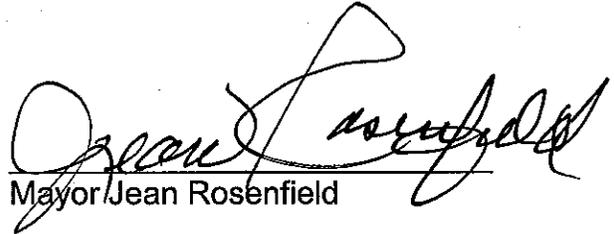
Dina Cellini, 211 Bal Cross Drive, requested the amount for the solid waste assessment. Mr. Treppeda estimated it to be approximately \$530.00, per single family residence. Assistant Mayor Blachar added that it would be a less amount for an apartment unit.

11. ADJOURN: There being no further business, *a motion was offered by Assistant Mayor Blachar and seconded by Councilman Sanz to adjourn. The motion carried (5-0) and the meeting was adjourned at 7:27 p.m.*

Attest:




Ellisa L. Horvath, MMC, Village Clerk


Mayor Jean Rosenfield