

BAL HARBOUR

- V I L L A G E -

Mayor Jeffrey P. Freimark
Vice Mayor Seth E. Salver
Councilman David J. Albaum
Councilman Buzzy Sklar
Councilman David Wolf

Village Manager Jorge M. Gonzalez
Village Clerk Dwight S. Danie
Village Attorneys Weiss Serota
Helfman Cole & Bierman, P.L.

Bal Harbour Village Council

Regular Council Meeting Agenda

July 18, 2023

At 6:30 PM

Bal Harbour Village Hall • 655 - 96th Street • Bal Harbour • Florida 33154

This meeting will be conducted in-person. The meeting will also broadcast on the Village's website (www.balharbourfl.gov). Members of the public are also encouraged to participate by email (meetings@balharbourfl.gov) or by telephone at 305-865-6449.

BHV Who We Are, Vision, Mission, Values / The Bal Harbour Experience
[*The Bal Harbour Experience.pdf*](#)

CALL TO ORDER/ PLEDGE OF ALLEGIANCE

REQUESTS FOR ADDITIONS, WITHDRAWALS AND DEFERRALS

PRESENTATIONS AND AWARDS

- PA1** Maor Elbaz-Starinsky, Consul General of Israel in Miami - Welcome and Presentation - Sister Cities
- PA2** Bal Harbour Police Department Civilians of the Year
- PA3** Bal Harbour Police Department Officers of the Year

CONSENT AGENDA

C6 - COUNCIL MINUTES

- C6A** June 20, 2023 Village Council Meeting Minutes
[VillageCouncilRegularMeetingMinutes_June20_2023_ADA.pdf](#)

C7 - CONSENT AGENDA RESOLUTIONS

- C7A** Liquor License Approval - 9700 Collins Avenue - Makoto
A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; ACCEPTING THE DETERMINATION OF THE VILLAGE BUILDING OFFICIAL THAT THE MAKOTO RESTAURANT APPLICATION TO THE STATE

OF FLORIDA DEPARTMENT OF ALCOHOLIC BEVERAGES AND TOBACCO FOR AN EXTENSION OF THE 4COP LICENSE IS COMPATIBLE WITH THE VILLAGE ZONING REGULATIONS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Makoto Liquor License_ADA.pdf](#)

[Council Memo - Makoto Liquor License_ADA.pdf](#)

[Resolution - Makoto Liquor License_ADA.pdf](#)

[Attachment 1 - Makoto DBPR Application_ADA.pdf](#)

C7B CMA Additional Services for 6A & 6B Test Well

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE ADDITIONAL SERVICES PROPOSAL FROM CHEN MOORE AND ASSOCIATES NO. P19.453.002/AS06, FOR PROFESSIONAL ENGINEERING SERVICES TO PROVIDE A TEST DRAINAGE WELL WITHIN THE UTILITY INFRASTRUCTURE IMPROVEMENT PROJECT AREA 6A AND, 6B, AS DETAILED WITHIN THE PROPOSAL, IN THE AMOUNT NOT TO EXCEED EIGHTY-SIX THOUSAND FOUR HUNDRED NINETY-THREE DOLLARS (\$86,493), INCLUSIVE OF A TEN PERCENT (10%) CONTINGENCY ALLOCATION IN THE AMOUNT OF SEVEN THOUSAND EIGHT HUNDRED SIXTY-THREE DOLLARS (\$7,863); PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - CMA Additional Services Proposal CMA 6A 6B Test Well_ADA.pdf](#)

[Council Memo - CMA Additional Services Proposal 6A 6B Test Well_ADA.pdf](#)

[Resolution - CMA Additional Services Proposal CMA 6A 6B Test Well_ADA.pdf](#)

[Attachment 1 - CMA - Phases 6A 6B Neighborhood Improvements AS06 063023_ADA.pdf](#)

R5 - ORDINANCES

R5A Underground Parking of Ocean Front Zoning District Ordinance - First Reading

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA; AMENDING CHAPTER 21 "ZONING" OF THE CODE OF ORDINANCES, TO REGULATE UNDERGROUND PARKING IN THE VILLAGE; PROVIDING FOR INCLUSION IN THE CODE, CONFLICTS, AND AN EFFECTIVE DATE.

[Item Summary - Underground Parking of Ocean Front Zoning District_ADA.pdf](#)

[Council Memo - Underground Parking of Ocean Front Zoning District_ADA.pdf](#)

[Ordinance - Underground Parking of Ocean Front Zoning District_ADA.pdf](#)

R5B Ocean Front Code Amendment Ordinance - First Reading

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA; AMENDING CHAPTER 21 "ZONING" OF THE CODE OF ORDINANCES TO UPDATE ZONING REGULATIONS THAT AFFECT THE OCEAN FRONT ZONING DISTRICT; PROVIDING FOR INCLUSION IN THE CODE, CONFLICTS, AND AN EFFECTIVE DATE.

[Item Summary - Ocean Front Code Amendment_ADA.pdf](#)

[Council Memo - Ocean Front Code Amendment_ADA.pdf](#)

[Ordinance - Ocean Front Code Amendment_ADA.pdf](#)

[Attachment 1 - Exhibit 1 Zoning Map_ADA.pdf](#)

- R5C** BTR Ordinance - First Reading
AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA; AMENDING ARTICLE II "LOCAL BUSINESS TAX" OF CHAPTER 9 "BUSINESS REGULATIONS AND BUSINESS TAX" OF THE BAL HARBOUR VILLAGE CODE OF ORDINANCES; PROVIDING FOR AN INCREASE IN CERTAIN BUSINESS TAXES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.
[Item Summary - Business Tax Receipt_ADA.pdf](#)
[Council Memo - Business Tax Receipt_ADA.pdf](#)
[Ordinance - Business Tax Receipt_ADA.pdf](#)

R7 - RESOLUTIONS

- R7A** Tentative Millage Rate
A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; DETERMINING THE PROPOSED MILLAGE RATE, AND THE DATE, TIME, AND PLACE FOR THE FIRST BUDGET HEARING FOR FISCAL YEAR 2023-24; AS REQUIRED BY LAW; DIRECTING THE VILLAGE CLERK TO FILE SAID RESOLUTION WITH THE PROPERTY APPRAISER OF MIAMI-DADE COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE.
[Item Summary - Tentative Millage_ADA.pdf](#)
[Council Memo - Tentative Millage_ADA.pdf](#)
[Resolution - Tentative Millage_ADA.pdf](#)
- R7B** Interlocal Agreement with Indian Creek
SUPPLEMENTAL AGENDA TO BE PUBLISHED SEPARATELY
A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING AN INTERLOCAL AGREEMENT BETWEEN BAL HARBOUR VILLAGE AND INDIAN CREEK VILLAGE, GOVERNING THE PROVISION OF BUILDING DEPARTMENT AND RELATED SERVICES TO INDIAN CREEK VILLAGE; PROVIDING FOR IMPLEMENTATION, PROVIDING FOR AN EFFECTIVE DATE.
- R7C** Tourism Strategic Plan RFP
A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE WITH THE TOP RANKED FIRM ERNEST YOUNG, FOR THE DEVELOPMENT OF A TOURISM STRATEGIC PLAN; AND IF UNSUCCESSFUL, TO NEGOTIATE WITH THE SECOND RANKED FIRM, RESONANCE CONSULTANCY, FOR THE DEVELOPMENT OF A TOURISM STRATEGIC PLAN; SUBJECT TO APPROVAL BY THE VILLAGE COUNCIL AT A SUBSEQUENT MEETING; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.
[Item Summary - Tourism Strategic Plan Development RFP_ADA.pdf](#)
[Council Memo - Tourism Strategic Plan Development RFP_ADA.pdf](#)
[Resolution - Tourism Strategic Plan Development RFP_ADA.pdf](#)
[Attachment 1 - Tourism Strategic Plan - Scope of Services_ADA.pdf](#)

[Attachment 2 \(a\) - Tourism RFP EY \(Ernest Young\)_ADA.pdf](#)
[Attachment 2 \(b\) - Tourism Strategic Plan EY Presentation_ADA.pdf](#)
[Attachment 3 \(a\) - Tourism RFP Resonance Consultancy_ADA.pdf](#)
[Attachment 3\(b\) - Resonance Bal Harbour Village Presentation_ADA.pdf](#)

R9 - NEW BUSINESS AND COUNCIL DISCUSSION

R9A Discussion Item - Discussion Regarding Sargassum Exclusion Device Concept Analysis Continuation from March 27, 2023 - Village Manager Jorge M. Gonzalez

[Discussion Item -Memo- Sargassum Exclusion Device Concept Analysis_ADA.pdf](#)
[Attachment - LTC 108-2023 - Sargassum device analysis_ADA.pdf](#)
[Attachment - Cummins Cederberg Sargassum Report_ADA.pdf](#)
[Attachment - Cummins Cederberg Presentation_ADA.pdf](#)

R9B Discussion Item - Pride Flag - Councilman Buzzy Sklar

[Discussion Item - Flying Pride Flag in Bal Harbour Village- Councilman Buzzy Sklar_ADA.pdf](#)

R9C Discussion Item - Carlton Towers Demolition Work - Mayor Jeffrey P. Freimark

[Discussion Item - Carlton Towers Demolition Work - Mayor Jeffrey P. Freimark_ADA.pdf](#)

R9D Discussion Item - Amending Village Ordinance for Demolition - Councilman Buzzy Sklar

[Discussion Item - Amending Village Ordinance for Demolition - Councilman Buzzy Sklar_ADA.pdf](#)

R9E Discussion Item - Beach Maintenance - Vice Mayor Seth E. Salver & Councilman David Wolf

[Discussion Item - Beach Maintenance - Vice Mayor Seth E. Salver_ADA](#)
[Discussion Item - Beach Maintenance - Councilman David Wolf_ADA.pdf](#)

R9F - PUBLIC COMMENT

R10 - VILLAGE MANAGER REPORT

R11 - VILLAGE CLERK REPORT

R11A Lobbyist Report

[R11A1_Lobbyist Registration Report as of July11_2023.pdf](#)

R12 - VILLAGE ATTORNEY REPORT

R12A Monthly Attorney Report

[Monthly Attorney Report June.7.10.23.SLT_ADA.pdf](#)

END OF REGULAR AGENDA

ADJOURNMENT

One or more members of any Village Committee/Board may attend this meeting of the Council and may discuss matters which may later come before their respective Boards/Committees.

The New Business and Council Discussion Section includes a section for Public Comment. On public comment matters, any person is entitled to be heard by this Council on any matter; however, no action shall be taken by the Council on a matter of public comment, unless the item is specifically listed on the agenda, or is added to the agenda by Council action.

Any person who acts as a lobbyist, pursuant to Village Code Section 2-301 (Lobbyists), must register with the Village Clerk, prior to engaging in lobbying activities before Village staff, boards, committees, and/or the Village Council. A copy of the Ordinance is available in the Village Clerk's Office at Village Hall.

If a person decides to appeal any decision made by the Village Council with respect to any matter considered at a meeting or hearing, that person will need a record of the proceedings and, for such purpose, may 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 (F.S. 286.0105).

All persons who need assistance or special accommodations to participate in virtual meetings please contact the Village Clerk's Office (305-866-4633), not later than two business days prior to such proceeding.

In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this proceeding because of that disability should contact the Village Clerk's Office (305-866-4633), not later than two business days prior to such proceeding.

All Village Council meeting attendees, including Village staff and consultants, are subject to security screening utilizing a metal detector and/or wand, prior to entering the Council Chamber, Conference Room, or other meeting area located within Village Hall. This is for the safety of everyone. Thanks for your cooperation.