

# 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 Meeting Agenda

November 21, 2023

At 630 PM

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

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*This meeting will be conducted in-person. The meeting will also broadcast on the Village's website ([www.balharbourfl.gov](http://www.balharbourfl.gov)). Members of the public are also encouraged to participate by email ([meetings@balharbourfl.gov](mailto: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** Proclamation - Alzheimer's Awareness Month

### CONSENT AGENDA

### C6 - COUNCIL MINUTES

**C6A** Village Council Meeting Minutes - October 17, 2023  
[VillageCouncil-RegularCouncilMeetingMinutes\\_Oct17\\_2023\\_ADA.pdf](#)

### C7 - CONSENT AGENDA RESOLUTIONS

**C7A** Liquor License - Avenue 31 Cafe  
A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; ACCEPTING THE DETERMINATION OF THE VILLAGE BUILDING OFFICIAL THAT AVENUE31 LLC D/B/A AVENUE 31 CAFÉ APPLICATION TO THE STATE OF FLORIDA DEPARTMENT OF ALCOHOLIC BEVERAGES AND TOBACCO FOR A 2COP LICENSE IS COMPATIBLE WITH VILLAGE ZONING REGULATIONS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Liquor License Avenue 31 Cafe ADA.pdf](#)  
[Memorandum - Liquor License Avenue 31 Cafe ADA.pdf](#)  
[Resolution - Liquor License Avenue 31 Cafe ADA.pdf](#)  
[Attachment - DBPR Application ADA.pdf](#)  
[Attachment - Floor Plan ADA.pdf](#)

**C7B** LETF Expenditures

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; AUTHORIZING AND APPROVING THE DONATION OF \$5,000.00 OF LAW ENFORCEMENT TRUST FUNDS TO THE ROTARY CLUB OF BAL HARBOUR; AUTHORIZING AND APPROVING THE DONATION OF \$2,500.00 OF LAW ENFORCEMENT TRUST FUNDS TO "DO THE RIGHT THING OF MIAMI, INC."; AUTHORIZING AND APPROVING THE DONATION OF \$2,500.00 OF LAW ENFORCEMENT TRUST FUNDS TO FATHERS M.I.A, INC; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

[Item Summary - LETF Expenditures ADA.pdf](#)  
[Memorandum - LETF Expenditures ADA.pdf](#)  
[Resolution - LETF Expenditures ADA.pdf](#)  
[Attachment - Signed LETF Affidavit - Donations ADA.pdf](#)  
[Attachment - Invoice - Do The Right Thing ADA.pdf](#)  
[Attachment - Donation for Fathers M.I.A Inc. ADA.pdf](#)

**C7C** Microsoft 365 Software Upgrade

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING AN EXPENDITURE FOR MICROSOFT 365 G3 GOVERNMENT LICENSING FROM PROTECTED TRUST AT AN ANNUAL COST NOT TO EXCEED \$38,496; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Microsoft 365 Software Upgrade ADA.pdf](#)  
[Memorandum - Microsoft 365 Software Upgrade ADA.pdf](#)  
[Resolution - Microsoft 365 Software Upgrade ADA.pdf](#)  
[Attachment - M365 Quote - Protected Trust ADA.pdf](#)

**C7D** Building Department Contact Software - Selectron Technologies

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING AN AGREEMENT BETWEEN BAL HARBOUR VILLAGE AND SELECTRON TECHNOLOGIES TO ENABLE THE BUILDING DEPARTMENT TO UTILIZE THE SELECTTX SERVICE AT A COST NOT TO EXCEED \$36,500 FOR THE FIRST YEAR AND RECURRING COSTS AFTER YEAR ONE OF \$14,000; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Building Department Contact Software - Selectron Technologies ADA.pdf](#)  
[Memorandum - Building Department Contact Software - Selectron Technologies ADA.pdf](#)  
[Resolution - Building Department Contact Software - Selectron Technologies ADA.pdf](#)  
[Attachment - Agreement with Selectron Technologies ADA.pdf](#)  
[Attachment - Sample of Collateral Material from Ft. Lauderdale ADA.pdf](#)

- C7E** Janitorial Services Contractual Amendment - CleanSpace  
A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING AN AMENDMENT TO THE AGREEMENT BETWEEN THE VILLAGE AND CLEAN SPACE INC. FOR JANITORIAL SERVICES AT THE NEW BAL HARBOUR WATERFRONT PARK, IN AN AMOUNT NOT TO EXCEED \$40,404 ANNUALLY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Janitorial Services Contractual Amendment - CleanSpace ADA.pdf](#)  
[Memorandum - Janitorial Services Contractual Amendment - CleanSpace ADA.pdf](#)  
[Resolution - Janitorial Services Contractual Amendment - CleanSpace ADA.pdf](#)  
[Attachment - Amendment to Agreement with Clean Space Inc. ADA.pdf](#)  
[Attachment - Clean Space Inc. Proposal for Janitorial Services at Bal Harbour Waterfront Park. ADA.pdf](#)  
[Attachment - Services Agreement - Kelly Janitorial Services Inc. \(now Clean Space Inc.\).pdf](#)

- C7F** Landscape Services Contractual Amendment - Brightview  
A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING AN AMENDMENT TO THE AGREEMENT BETWEEN THE VILLAGE AND BRIGHTVIEW LANDSCAPE SERVICES INC. FOR GROUNDS MAINTENANCE SERVICES AT THE NEW BAL HARBOUR WATERFRONT PARK, IN AN AMOUNT OF \$21,463.75; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Landscape Services Contractual Amendment - Brightview ADA.pdf](#)  
[Memorandum - Landscape Services Contractual Amendment - Brightview ADA.pdf](#)  
[Resolution - Landscape Services Contractual Amendment - Brightview ADA.pdf](#)  
[Attachment - Amendment to Agreement with Brightview Landscape Services Inc. ADA.pdf](#)  
[Attachment - Brightview Landscape Services Inc-Services at Bal Harbour Waterfront Park.pdf](#)  
[Attachment -Services Agreement -The Brickman Group LTD LLC \(now Brightview Landscape Services\).pdf](#)

## R5 - ORDINANCES

- R5A** 1% Homeless & Domestic Violence Tax  
AN ORDINANCE OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, ADOPTING THE HOMELESS AND DOMESTIC VIOLENCE TAX, PURSUANT TO SECTION 212.0306(2)(d), FLORIDA STATUTES; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - 1% Homeless & Domestic Violence Tax ADA.pdf](#)  
[Memorandum - 1% Homeless & Domestic Violence Tax ADA.pdf](#)  
[Ordinance - 1% Homeless & Domestic Violence Tax ADA.pdf](#)  
[Attachment - 2023 Florida Statutes Local Food and Beverage Tax ADA.pdf](#)

## R7 - RESOLUTIONS

### **R7A** State Legislative Priorities 2024

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE BAL HARBOUR VILLAGE LEGISLATIVE AGENDA FOR THE 2024 FLORIDA LEGISLATIVE SESSION; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - State Legislative Priorities 2024 ADA.pdf](#)

[Memorandum - State Legislative Priorities 2024 ADA.pdf](#)

[Resolution - State Legislative Priorities 2024 ADA.pdf](#)

### **R7B** IT Contractual Services

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING AN AGREEMENT BETWEEN THE VILLAGE AND LANSIGHT TECHNOLOGY, LLC FOR FULLY MANAGED INFORMATION TECHNOLOGY SERVICES AT A TOTAL COST NOT TO EXCEED \$171,000.00; APPROVING AN AMENDMENT TO THE FISCAL YEAR 2023-2024 BUDGET IN THE AMOUNT OF \$70,000 TOWARDS THE COST OF THESE SERVICES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - IT Contractual Services ADA.pdf](#)

[Memorandum - IT Contractual Services ADA.pdf](#)

[Resolution - IT Contractual Services ADA.pdf](#)

[Attachment A - Scope of Services and Asset Inventory ADA.pdf](#)

[Attachment B - Lansight Technology, LLC RFP Response ADA.pdf](#)

[Attachment C - Professional Services Agreement - Lansight Technology Inc. ADA.pdf](#)

### **R7C** Waterfront Park Rental Fee Schedule

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; ADOPTING A SCHEDULE OF FEES IMPOSED BY THE VILLAGE FOR THE RENTAL OF FACILITIES AT THE NEW BAL HARBOUR WATERFRONT PARK; PROVIDING FOR CONFLICT; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Waterfront Park Rental Fee Schedule ADA.pdf](#)

[Memorandum- Waterfront Park Rental Fee Schedule ADA.pdf](#)

[Resolution - Waterfront Park Rental Fee Schedule ADA.pdf](#)

[Attachment - Exhibit A - Rental Fee Schedule ADA.pdf](#)

## R9 - NEW BUSINESS AND COUNCIL DISCUSSION

### **R9A** Discussion Item - Council Meeting Dates 2024 - Village Manager Jorge M. Gonzalez

[Council Meeting Dates 2024 ADA.pdf](#)

[Attachment - 2024 Calendar ADA.pdf](#)

**R9B** Discussion Item - Update On Negotiations Regarding The Oceana Development Agreement - Village Manager Jorge M. Gonzalez  
[Update On Negotiations Regarding The Oceana Development Agreement ADA.pdf](#)  
[Attachment - Enea - Oceana Concept Presentation ADA.pdf](#)

## **R9C - PUBLIC COMMENT**

## **R10 - VILLAGE MANAGER REPORT**

## **R11 - VILLAGE CLERK REPORT**

**R11A** Lobbyist Report  
[R11A1\\_Lobbyist Registration Report as of November14\\_2023\\_ADA.pdf](#)

## **R12 - VILLAGE ATTORNEY REPORT**

**R12A** Village Attorney Report  
[Monthly Attorney Report October 2023 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.