

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

First Budget Hearing Agenda

September 10 2024

At 6:30 PM

Bal Harbour Village Hall • Council Chamber • 655 96th Street • Bal Harbour • Florida 33154

This meeting will be conducted in person. The meeting will also be broadcast on our website at <https://balharbourfl.gov/government/village-clerk/minutes-and-agendas/>. 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

CONSENT AGENDA

C6A - COUNCIL MINUTES

C7A - CONSENT AGENDA RESOLUTIONS

- C7A** Authorizing Village Manager Purchasing Authority
A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; AUTHORIZING THE USE OF THE LISTED VENDORS BY THE VILLAGE MANAGER; AFFIRMING THE VILLAGE MANAGER'S PURCHASING AUTHORITY UNDER VILLAGE CODE SECTION 2-141; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Village Manager Purchasing Authority ADA.pdf](#)

[Memorandum - Village Manager Purchasing Authority ADA.pdf](#)

[Resolution - Village Manager Purchasing Authority ADA.pdf](#)

[Attachment - Exhibit A - List of Vendors ADA.pdf](#)

FIRST BUDGET HEARING

R7 - BUDGET RESOLUTIONS

R7A Adopting Millage Rate

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; ADOPTING THE PROPOSED MILLAGE RATE OF THE VILLAGE FOR THE FISCAL YEAR COMMENCING ON OCTOBER 1, 2024 THROUGH SEPTEMBER 30, 2025, PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Millage ADA.pdf](#)

[Memorandum - Millage ADA.pdf](#)

[Resolution - Millage ADA.pdf](#)

R7B Adopting FY 2024-25 Proposed Operating and Capital Budget

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR, VILLAGE, FLORIDA, APPROVING AND ADOPTING THE TENTATIVE BUDGET AND CAPITAL IMPROVEMENT PLAN FOR BAL HARBOUR VILLAGE FOR FISCAL YEAR 2024-25; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - FY 2024-25 Proposed Operating and Capital Budget ADA.pdf](#)

[Memorandum - FY 2024-25 Proposed Operating and Capital Budget ADA.pdf](#)

[Resolution - FY 2024-25 Proposed Operating and Capital Budget ADA.pdf](#)

[Attachment - Exhibit A - Revenue and Expenditure Authority by Fund ADA.pdf](#)

R7C Approving Security and Landscape Assessment

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE PROVISION OF SECURITY AND LANDSCAPE SERVICES, FACILITIES AND PROGRAMS IN THE GATED RESIDENTIAL SECTION OF BAL HARBOUR VILLAGE, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING SECURITY AND LANDSCAPE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE GATED RESIDENTIAL SECTION OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE ASSESSMENT ROLL; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

[Item Summary - Security and Landscape Assessment ADA.pdf](#)

[Memorandum - Security and Landscape Assessment ADA.pdf](#)

[Resolution - Security and Landscape Assessment ADA.pdf](#)

[Attachment - Appendix A - Security and Landscape Assessment Proof ADA.pdf](#)

[Attachment - Appendix B - Security and Landscape Assessment Roll ADA.pdf](#)

R7D Approving Solid Waste Assessment

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLABLE MATERIALS IN BAL HARBOUR VILLAGE, FLORIDA; DESCRIBING THE METHOD OF ASSESSING SOLID WASTE COSTS AGAINST ASSESSED

PROPERTY LOCATED WITHIN BAL HARBOUR VILLAGE, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING SOLID WASTE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE ASSESSMENT ROLL; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

[Item Summary - Solid Waste Assessment ADA.pdf](#)

[Memorandum - Solid Waste Assessment ADA.pdf](#)

[Resolution - Solid Waste Assessment ADA.pdf](#)

[Attachment - Appendix A - Solid Waste Assessment Proof ADA.pdf](#)

[Attachment - Appendix B - Solid Waste Assessment Roll ADA.pdf](#)

R7E Establishing Sanitary Sewer and Water Rates

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, ESTABLISHING SANITARY SEWER AND WATER RATES FOR THE 2024-25 FISCAL YEAR; ESTABLISHING AN EFFECTIVE DATE.

[Item Summary - Sanitary Sewer and Water Rates ADA.pdf](#)

[Memorandum - Sanitary Sewer and Water Rates ADA.pdf](#)

[Resolution - Sanitary Sewer and Water Rates ADA.pdf](#)

R7F Adopting Fee Schedule

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; ADOPTING A CONSOLIDATED SCHEDULE OF FEES IMPOSED BY THE VILLAGE FOR THE PROVISION OF SERVICES; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

[Item Summary - Fee Schedule FYE 2025 ADA.pdf](#)

[Memorandum - Fee Schedule FYE 2025 ADA.pdf](#)

[Resolution - Fee Schedule FYE 2025 ADA.pdf](#)

[Attachment - Exhibit A - Fee schedule - FY 2025 ADA.pdf](#)

R9 - NEW BUSINESS AND COUNCIL DISCUSSION

R9A - PUBLIC COMMENT

R10 - VILLAGE MANAGER'S REPORT

R11 - VILLAGE CLERK'S REPORT

R12 - VILLAGE ATTORNEY'S REPORT

END OF REGULAR AGENDA

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.

BAL HARBOUR

- VILLAGE -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; AUTHORIZING THE USE OF THE LISTED VENDORS BY THE VILLAGE MANAGER; AFFIRMING THE VILLAGE MANAGER'S AUTHORITY UNDER SECTION 2-141; AND PROVIDING FOR AN EFFECTIVE DATE.

Issue:

Should the Village Council approve the Resolution authorizing the use of the listed vendors through the fiscal year?

The Bal Harbour Experience:

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Beautiful Environment | <input checked="" type="checkbox"/> Safety | <input checked="" type="checkbox"/> Modernized Public Facilities/Infrastructure |
| <input checked="" type="checkbox"/> Destination & Amenities | <input checked="" type="checkbox"/> Unique & Elegant | <input checked="" type="checkbox"/> Resiliency & Sustainable Community |
| <input type="checkbox"/> Other: _____ | | |

Item Summary / Recommendation:

It is recommended the Village Council Approve the Resolution authorizing the use of vendors for use throughout the fiscal year, which on an individual work order basis will not exceed the Village Manager's purchase authority, however on an aggregate may exceed \$20,000 over the course of the fiscal year.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION.

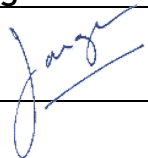
Advisory Board Recommendation:

N/A

Financial Information:

	Amount	Account	Account #
	X	X	X

Sign off:

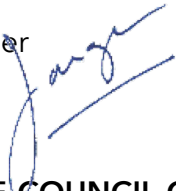
	Chief Financial Officer	Village Manager
	Claudia Dixon	Jorge M. Gonzalez
		

BAL HARBOUR

- VILLAGE -

COUNCIL MEMORANDUM

TO: Honorable Mayor and Village Council

FROM: Jorge M. Gonzalez, Village Manager 

DATE: September 10, 2024

SUBJECT: **A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; AUTHORIZING THE USE OF THE LISTED VENDORS BY THE VILLAGE MANAGER; AFFIRMING THE VILLAGE MANAGER'S PURCHASING AUTHORITY UNDER VILLAGE CODE SECTION 2-141; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

It is recommended the Village Council Approve the Resolution authorizing the use of vendors for use throughout the fiscal year, which on an individual work order basis will not exceed the Village Manager's purchase authority, however on aggregate may exceed \$20,000 over the course of the fiscal year.

BACKGROUND

By a vote of the electorate on November 2014, the Village Charter was amended to allow the Village Council to establish purchasing limits, as a result on March 2015, the purchasing limit for the Village Manager was amended by Ordinance to \$20,000, and anything in excess of this amount requires Council approval on purchases. This ameliorates the need for Council approval for day-to-day items needed for Village operations. While the Village does not have a formal procurement policy, operating departments are responsible for their own purchases, and consistent with best management practices, the Village Manager, requires that staff obtain three quotes for smaller purchases and prepare formal solicitations for large purchases.

In the past several years, competitive solicitations were issued and contracts awarded for major Village vendor services. Also, within this timeframe, routine maintenance Village wide has increased for street lights, beach path lights, our Utility, sidewalks and curbs; many of these repairs and maintenance activities are minor in nature with relatively low individual cost. For individual work orders, staff requests multiple quotations from vendors, often we find vendors unwilling to provide quotations for small jobs, or on a recurring basis the same vendors provide the most competitive pricing and deliver the timely and effective services; in these cases, those vendors are used on a recurring basis, as they have proven their reliability. In other cases, such as the Miami Herald, for required advertisements, and Core & Main LP, for maintenance of meters, there is little, if any alternative to their recurring use. A summary of these vendors is provided in the chart below.

Vendor Name	Service
Absolute Construction Services	Installation concrete Pads
Altec Industries Inc	Repair for Lift Truck
AT&T Mobility	Mobile Cellular Services
C&I Construction & Design Inc.	General Contractor: Asphalt, Concrete, Utilities
CDW Government	Information Technology Hardware and Software Solutions
Concrete Pro	Pavement Repairs
Core & Main LP	Utility Parts & Supplies
Creative Staffing, Inc.	Temporary Staffing Agency
Dell Marketing L.P.	Distributor of Computers & Peripherals
Deschamps Mats Systems Inc	Beach Mats
Doral Digital Reprographics, Corp.	Printing & Branding Services
Eaton Corp	Electrical Repairs
Electrostatic Paint Solutions Inc	Painting Services
Ferguson	Operational & Repairs Equipment Supplier
Fleet Energy Managers, LLC	Fuel Facility Management
Granicus, Inc.	Software Contract
Highland Wireless Services LLC	Communications Supplier
HML Public Outreach LLC	Public Communications Services
Homestead Concrete	Pavement & Construction Repairs
Imperial Electrical	Electrical Repairs
Information Consultants	Electronic public records management
Lank Oil Company	Fuel for Village Fleet
Load Runner Trailers LLC	Dump Trailers Equipment
Megawattage	Generator Repairs
Mercedes Electric Supply	Electrical Parts Supplier
NGR Auto Services	Auto Services
Pump Station Maintenance Services, LLC	Maintenance for Pump Stations
Quality Construction Performance, Inc.	General Contractor: Curb, Concrete Repair, Paving
R&M Service Solutions, LLC	Utility Services
School Outfitters LLC	Trash can jackets
Sesco Lighting Inc	Street Lightings Supplies
Somerville Fence LLC	Gate & Fencing
Staples Business Advantage	Office Supplies
Sunbelt Rentals	Equipment Rental
Synergy Rents, LLC	Heavy Equipment Rental
Tem Systems Inc	Resident gate access control/repairs
The Miami Herald	Advertising of Legal Notices
Tirone Electric, Inc.	Electrician

TNT Custom Marine, Inc	Police Boat Maintenance
Total Key Control	Security Technology Services
Trashcans Unlimited LLC	Recycle Bins supplies
Tropical Chevrolet	Maintenance and Repair Vehicles
World Motor Corporation	Shuttle Bus Repairs
Yard Improvements LLC	Crushed Coquina

We advance this list for your approval in the abundance of caution, as on an aggregate work order basis they may exceed the Village Manager's purchase authority over the course of a fiscal year, however each individual work order will not exceed \$20,000, and the use will not exceed budgeted funds for the related activities.

THE BAL HARBOUR EXPERIENCE

By identifying these vendors at the beginning of the fiscal year, we are exceeding procurement best practices, while attempting to ensure transparency in our purchasing expenditures. Every element of the Bal Harbour Experience is funded in part through the various Fund resources and therefore are supported by this item.

CONCLUSION

It is prudent to ensure transparent operations. Our effort is to make sure that we are good stewards of the public funds and only expend Village resources as budgeted and we properly procure goods and/or services. By identifying these vendors at the beginning of the fiscal year, we are exceeding procurement best practices, while attempting to ensure transparency in our purchasing expenditures.

Attachments:

1. Exhibit A - List of Vendors

RESOLUTION NO. 2024-____

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; AUTHORIZING THE USE OF THE LISTED VENDORS BY THE VILLAGE MANAGER; AFFIRMING THE VILLAGE MANAGER'S PURCHASING AUTHORITY UNDER VILLAGE CODE SECTION 2-141; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to section 2-141 of the Village Code ("the Code"), the Village Manager has the authority to approve the procurement of services, materials, or supplies as long as any single expenditure does not exceed twenty thousand dollars (\$20,000); and

WHEREAS, the Council has reviewed the list of vendors for recurring use, that the Village Manager has approved over the previous fiscal year attached hereto as Exhibit "A"; and

WHEREAS, while on a work order basis, the attached vendors do not exceed \$20,000, and no single expenditure exceeds the limit set forth in section 2-141, the work orders through the fiscal year in the aggregate may exceed \$20,000; and

WHEREAS, the Village has interpreted the code to mean that the Village Manager's purchasing authority cannot exceed \$20,000 for any single expenditure as long as the work orders do not involve individual components of the same project; and

WHEREAS, the Village Council finds that the approval of the previous work orders is consistent with the Village Council's intent for the Village Manager's exercise of authority, subject to the Village budget allocation and in accordance with the provisions set forth in the Village Code.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That the above stated recitals are hereby adopted and confirmed.

Section 2. RATIFICATION OF EXPENDITURES. The Council hereby ratifies the use of the vendors listed in "Exhibit A", during the current and upcoming fiscal year.

Section 3. Effective Date. That this Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED this 10th day of September, 2024.



Mayor Jeffrey P. Freimark

ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Village Attorney
Weiss Serota Helfman Cole & Bierman P.L.

Exhibit A - List of Vendors

Vendor Name	Service
Absolute Construction Services	Installation concrete Pads
Altec Industries Inc	Repair for Lift Truck
AT&T Mobility	Mobile Cellular Services
C&I Construction & Design Inc.	General Contractor: Asphalt, Concrete, Utilities
CDW Government	Information Technology Hardware and Software Solutions
Concrete Pro	Pavement Repairs
Core & Main LP	Utility Parts & Supplies
Creative Staffing, Inc.	Temporary Staffing Agency
Dell Marketing L.P.	Distributor of Computers & Peripherals
Deschamps Mats Systems Inc	Beach Mats
Doral Digital Reprographics, Corp.	Printing & Branding Services
Eaton Corp	Electrical Repairs
Electrostatic Paint Solutions Inc	Painting Services
Ferguson	Operational & Repairs Equipment Supplier
Fleet Energy Managers, LLC	Fuel Facility Management
Granicus, Inc.	Software Contract
Highland Wireless Services LLC	Communications Supplier
HML Public Outreach LLC	Public Communications Services
Homestead Concrete	Pavement & Construction Repairs
Imperial Electrical	Electrical Repairs
Information Consultants	Electronic public records management
Lank Oil Company	Fuel for Village Fleet
Load Runner Trailers LLC	Dump Trailers Equipment
Megawattage	Generator Repairs
Mercedes Electric Supply	Electrical Parts Supplier
NGR Auto Services	Auto Services
Pump Station Maintenance Services, LLC	Maintenance for Pump Stations
Quality Construction Performance, Inc.	General Contractor: Curb, Concrete Repair, Paving
R&M Service Solutions, LLC	Utility Services
School Outfitters LLC	Trash can jackets
Sesco Lighting Inc	Street Lightings Supplies
Somerville Fence LLC	Gate & Fencing
Staples Business Advantage	Office Supplies
Sunbelt Rentals	Equipment Rental
Synergy Rents, LLC	Heavy Equipment Rental
Tem Systems Inc	Resident gate access control/repairs
The Miami Herald	Advertising of Legal Notices
Tirone Electric, Inc.	Electrician
TNT Custom Marine, Inc	Police Boat Maintenance
Total Key Control	Security Technology Services
Trashcans Unlimited LLC	Recycle Bins supplies
Tropical Chevrolet	Maintenance and Repair Vehicles
World Motor Corporation	Shuttle Bus Repairs
Yard Improvements LLC	Crushed Coquina

BAL HARBOUR

- VILLAGE -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; ADOPTING THE PROPOSED MILLAGE RATE OF THE VILLAGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2024 THROUGH SEPTEMBER 30, 2025, PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY.

Issue:

Should Village Council approve the proposed millage rate of 2.1439 mills, as recommended by the Village Budget Advisory Committee and the Village Manager?

The Bal Harbour Experience:

- Beautiful Environment
- Safety
- Modernized Public Facilities/Infrastructure
- Destination & Amenities
- Unique & Elegant
- Resiliency & Sustainable Community
- Other: State Requirement

Item Summary / Recommendation:

It is recommended the Village Council Approve and Adopt the proposed millage rate of 2.1439. The proposed rate for this upcoming year is comprised of two calculations. The current service level rate of 1.9654 is sufficient to fund the ongoing operations of the Village including any expected inflationary or other routine expected cost increases. However, this year the Village has been involved in pending and threatened litigation. These claims are not covered by insurance nor are they limited by state statute and without proper funding, are anticipated to have a material adverse effect on the financial position of the Village. It is recommended that we establish a Bal Harbour Shops (BHS) Processing and Defense Fund with a rate of 0.1785 millage to fully fund the expenses to review, process and, likely defend the Village from challenges arising from the proposed development project submitted by the Whitman Family Development group earlier this year.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION.

Advisory Board Recommendation:

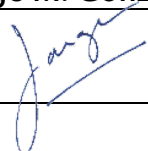
The Village Budget Advisory Committee voted unanimously to recommend a millage rate (that would include the current millage rate plus the establishment of BHS Processing and Defense Fund) and the FY 2024-25 Proposed Operating and Capital Budget as presented.

Financial Information:

	Amount	Account	Account #
	\$12,876,500	Ad Valorem Taxes	01-00-311000
	\$1,169,500	Ad Valorem Taxes - BHS Processing and Defense Fund	01-00-311200

Sign off:

	Chief Financial Officer	Village Manager
	Claudia Dixon	Jorge M. Gonzalez

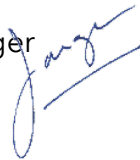


BAL HARBOUR

- V I L L A G E -

COUNCIL MEMORANDUM

TO: Honorable Mayor and Village Council

FROM: Jorge M. Gonzalez, Village Manager 

DATE: September 10, 2024

SUBJECT: **A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, ADOPTING THE PROPOSED MILLAGE RATE OF THE VILLAGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2024 THROUGH SEPTEMBER 30, 2025, PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

It is recommended that the Council approve the Proposed FY 2024-25 Operating and Capital Budget as presented and adopt the proposed millage rate of 2.1439 mills. The proposed millage rate for this upcoming year is comprised of two calculations. The current service level rate of 1.9654 plus the establishment of the Bal Harbour Shops (BHS) Processing and Defense Fund with a rate of 0.1785.

INTRODUCTION

The FY 2024-2025 Proposed Budget reflects the proposed millage rate of 2.1439 mills which is comprised of two calculations. Keeping the current service level rate of 1.9654 would generate \$12,876,500; as opposed to \$11,727,100 for the current year's budgeted revenue to fund the ongoing operations of the Village. The current service level rate of 1.9654 is sufficient to fund the ongoing operations of the Village including any expected inflationary or other routine expected cost increases. However, this year, it is also recommended that we establish a BHS Processing and Defense Fund with a rate of 0.1785 mills, which would generate \$1,169,500 to fund the expenses to review, process, and likely defend the Village from challenges arising from the proposed development project submitted by the Whitman Family Development group earlier this year. The current service rate accounts for approximately fifty-seven percent of the General Fund's FY 2024-25 Proposed Operating Revenues. Ad valorem tax or "property tax" is a major source of revenue for local governments in Florida. "Ad valorem" is Latin for "the value of." Ad valorem taxes comprised the majority of total county revenue as well as total municipal revenues. This makes it by far the largest single source of general revenue for general-purpose governments in Florida.

Bal Harbour Village continues to maintain a very strong financial position in all of our funds, due to our disciplined approach to resource allocation, careful management practices, and conservative fiscal policies.

As you know, Bal Harbour Village has three (3) primary funds used for Village operations - the General Fund, the Resort Tax Fund, and the Water and Wastewater Utility Fund. The total Proposed Operating and Capital Budget for all major funds is \$43,248,100 [this includes \$8,818,200 of Capital Improvement Program (CIP) appropriations, minor equipment and reserves; and funding for the Bal Harbour Shops (BHS) Processing and Defense Fund of \$1,169,500]. In addition, we continue to provide management and operational services to the Gated Community Area, with the Security and Landscape Fund. For next fiscal year, the proposed Operating and Capital Budget for this fund is \$1,573,300 (to include reserves of \$368,000).

Significant investments continue to be made in the various capital improvement projects in our public spaces and infrastructure with a total of \$7,367,200 in proposed capital project-related appropriations. The Village has developed a long-term vision for the future of our community with a multi-year capital improvement program with the appropriation of funding toward several capital projects in the Village. These CIP projects include investment towards the Harbourfront Park - Jetty/Cutwalk, the future Village Hall, and the utility infrastructure (sewer, water, and stormwater) improvement projects underway.

TAX ROLL, MILLAGE RATE, AD VALOREM REVENUE, AND ROLLED-BACK RATE

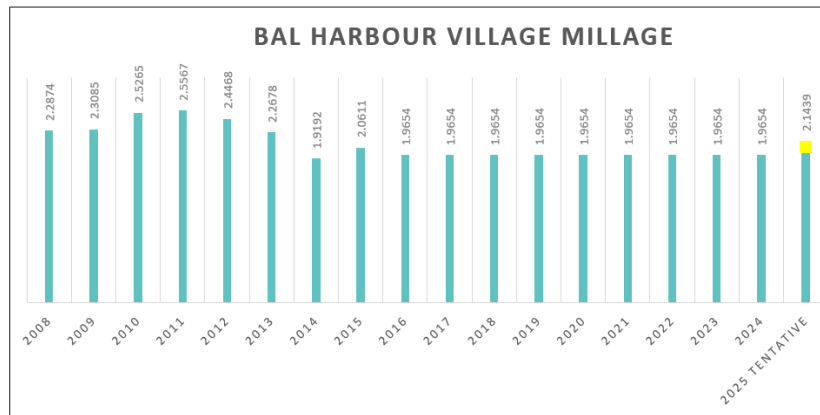
The tax roll certified by the Miami-Dade County Property Appraiser on July 01, 2024, is \$6,896,439,848, which is an increase of 9.8% from the same value last year. Keeping the current rate of 1.9654 to fund operations would generate \$12,876,500; as opposed to \$11,727,100 for the current year's budgeted revenue. The current rate of \$1.9654 is sufficient to fund the ongoing operations of the Village including any expected inflationary or other routine expected cost increases. However, this year it is also recommended that we establish a BHS Processing and Defense Fund with a 0.1785 millage rate which would generate \$1,169,500 to fund the expenses to review, process, and likely defend the Village from challenges arising from the proposed development project submitted by the Whitman Family Development group earlier this year. At the proposed millage rate of 2.1439 mills (which includes a rate of 0.1785 for the establishment of a BHS Processing and Defense Fund), and calculated at 95% of the adjusted taxable value certified as required per F.S. 200.065(1)(a)1, the ad valorem revenue budgeted is \$14,046,000. The overall preliminary property tax value increase results from property sales and new construction that occurred during calendar year 2023. This increase is timely due to increased costs resulting from increased insurance and labor costs; as well as continuing to invest in our capital projects. This increase, however, is subject to changes that will likely result from appeals to the Value Adjustment Board Hearings.

The current rolled-back rate for FY 2024-2025 would be 1.7949 mills. The rolled-back rate, calculated as required by the Florida State Department of Revenue will provide the same ad valorem tax revenue during the prior year exclusive of new construction and improvements. The preliminary proposed millage rate of 2.1439 mills is slightly higher (.3490) than the current year aggregate roll-back rate. The state-required methodology for calculating the rolled-back rate requires the use of the current year's gross roll value.

PROPOSED MILLAGE RATE HISTORY & ANALYSIS

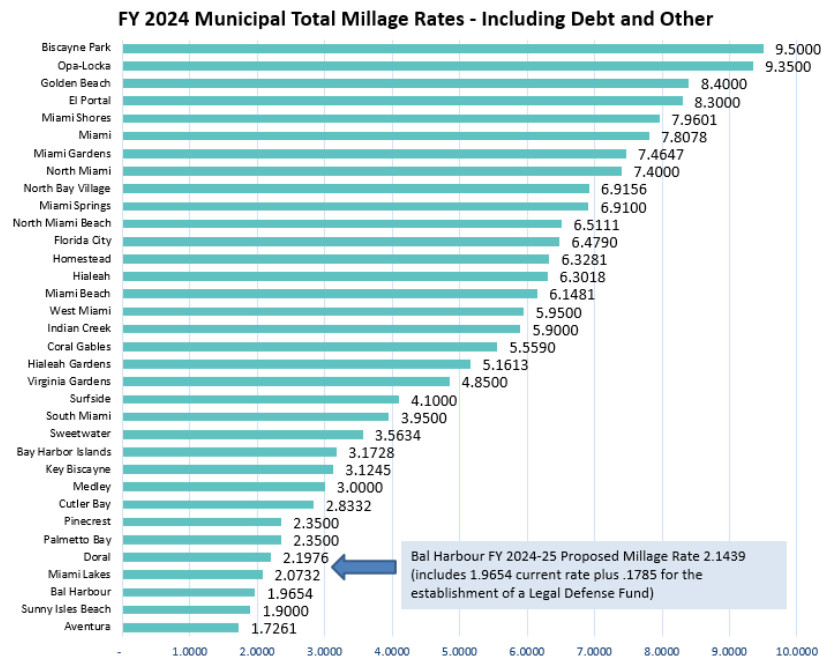
Since FY 2007 the millage rate for the Village has dropped significantly, by over 32% since 2007 from 2.9020 mills to 1.9654 mills for the current year. The proposed tentative millage rate of 2.1439 for FY 2024-2025 represents the current millage rate of 1.9654, plus a 0.1785 millage adjustment for the upcoming fiscal year to establish the BHS Processing and Defense Fund.

Maintaining this historically low millage rate for the last eight fiscal years has allowed the Village to provide stable service delivery and plan for future capital projects through the appropriation of funding on an annual basis. The following chart reflects the millage rates from FY 2008 through FY 2024, and the continuation of the current rate of 1.9654, plus a rate of 0.1785 for the BHS Processing and Defense Fund for FY 2025:



Currently, the FY 2023-2024 adopted millage rate for Bal Harbour Village is the third lowest municipal millage rate (including debt and other rates) in Miami-Dade County as compared to other cities. It is the only long-established municipality within the grouping of the lowest nine millage rates for Miami-Dade County cities. In addition, Bal Harbour Village represents the second lowest total combined (inclusive of Millage rates charged by overlapping jurisdictions) millage rate in Miami-Dade County Cities.

The following chart reflects the FY 2024 adopted millage rates for Miami-Dade County municipalities:



It is recommended that Village Council tentatively set a preliminary millage rate for Fiscal Year 2024-2025, at 2.1439 mills (represents the current millage rate of 1.9654, plus a 0.1785 millage adjustment for the upcoming fiscal year to establish a BHS Processing and Defense Fund), a rate which is 2.1439 per \$1,000 of assessed property value. The proposed tentative millage rate, calculated at 95% for budget purposes, and based upon the July 1, 2024 estimated adjusted Taxable Value as provided by the Miami-Dade County Property Appraiser is anticipated to yield \$14.05 million, for FY 2024-2025.

The recommended FY 2024-2025 preliminary millage ceiling outlined for your consideration allows the Village to continue to retain a historically low rate, providing for coverage of anticipated inflationary impacts for property insurance, contractual-related increases, the continued provision of the current level of municipal services, a millage stabilization line item to mitigate value adjustment board impacts experienced in the last few fiscal years, and additional pay-as-you-go funds toward future capital projects; as well as the establishment of a BHS Processing and Defense Fund of \$1,169,500. These funds will be used to fund current and future legal and related defense costs.

In developing the Proposed Budget, we considered the residual impacts that the COVID-19 Pandemic has had on costs and availability of supplies and labor, as well as the impact that high inflation continues to have on expenses, opportunities for cost savings or efficiencies.

BUDGET ADVISORY COMMITTEE RECOMMENDATION

The Bal Harbour Village Budget Advisory Committee (BAC) was established to assist with the development of the budget and fiscal policy. The BAC began meeting in June 2024 to review the development of the Proposed Budget for FY 2024-25, and to provide recommendations for the Village Council's consideration. The Budget Advisory Committee met throughout the summer and as recently as August 6, 2024, to review current year progress and to provide advisory recommendations on the budget development process. In addition to carefully reviewing at a "line item" level, the Committee also reviewed four of the larger cost centers; Police, Public Works and Beautification; Recreation, Arts & Culture; and Capital Projects; along with the recommended millage rate, and proposed operating and capital budgets. The Committee voted unanimously to recommend the proposed operating budget, water and sewer rates, and the solid waste assessment.

THE BAL HARBOUR EXPERIENCE

This action is aligned with the Village's mission through The Bal Harbour Experience. The proposed millage rate determines the ad valorem revenue for the General Fund which funds a myriad of general governmental services. Every element of the Bal Harbour Experience is funded in part through General Fund resources and therefore are supported by this item.

CONCLUSION

The recommended FY 2024-25 proposed millage rate outlined for consideration by the Village Council allows the Village to maintain current service levels (while providing for funding to mitigate inflationary impacts, anticipated Value Adjustment Board actions, and to advance Village-wide capital improvements) and protect the quality of life of our residents, relative to the property development application submitted by the Whitman Family Development group.

RESOLUTION NO. 2024-____

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; ADOPTING THE PROPOSED MILLAGE RATE OF THE VILLAGE FOR THE FISCAL YEAR COMMENCING ON OCTOBER 1, 2024 THROUGH SEPTEMBER 30, 2025, PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 200.065, Florida Statutes, the Miami-Dade County Property Appraiser ("Property Appraiser") has certified the taxable value within Bal Harbour Village (the "Village") for the year 2024 which includes all real property within the Village; and

WHEREAS, on July 9, 2024, the Village Council adopted Resolution No. 2024-1647 providing the proposed millage rate for the fiscal year commencing October 1, 2024, and further scheduled the first public hearing on the millage rate as required by Section 200.065, Florida Statutes, and the first public hearing having been held as scheduled on Tuesday, September 10, 2024 at 6:30 P.M., as described in the Property Appraiser's TRIM mailing and Village website; and

WHEREAS, the Village Council and the Village Manager have reviewed the proposed Fiscal Year 2024-25 Budget for the Village and have considered an estimate of the necessary expenditures contemplated in the Budget and have determined that the tax levy set forth below, along with other available revenue, provides the necessary funds for such expenditures.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. The above recitals are true and correct and incorporated into this Resolution by this reference.

Section 2. Adoption of Proposed Millage. The FY 2024-25 proposed millage rate for Bal Harbour Village is hereby adopted at a rate of 2.1439 mills, , which is 19.44% higher than the rolled-back rate of 1.7949 mills.

Section 3. Conflicts. All sections or parts of sections of Village Resolutions that conflict with this Resolution are repealed to the extent of such conflict.

Section 4. Severability. The provisions of this Resolution are deemed to be severable, and if any section, sentence, clause or phrase of this Resolution shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of the Resolution, but shall remain in effect, it being the legislative intent that this Resolution shall stand notwithstanding the invalidity of any part.

Section 5. Effective Date. That this Resolution shall take effect immediately upon the adoption hereof.

PASSED AND ADOPTED this 10th day of September, 2024.



Mayor Jeffrey P. Freimark

ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Village Attorney
Weiss Serota Helfman Cole & Bierman P.L.

BAL HARBOUR

- VILLAGE -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR, VILLAGE, FLORIDA, APPROVING AND ADOPTING THE TENTATIVE BUDGET AND CAPITAL IMPROVEMENT PLAN FOR BAL HARBOUR VILLAGE FOR FISCAL YEAR 2024-25; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Issue:

Should the Village Council approve the FY 2024-25 Proposed Operating & Capital Budget as recommended by the Village Budget Advisory Committee and the Village Manager?

The Bal Harbour Experience:

- Beautiful Environment Safety Modernized Public Facilities/Infrastructure
 Destination & Amenities Unique & Elegant Resiliency & Sustainable Community
 Other: _____

Item Summary / Recommendation:

It is recommended that the Council approve the Proposed FY 2024-25 Operating and Capital Budget as presented. The Operating and Capital Budget as Proposed includes a multi-year Capital Plan for the Village, allows the Village to continue to retain a historically low rate, providing for coverage of anticipated inflationary impacts for property insurance, contractual-related increases, the continued provision of the current level of municipal services, a millage stabilization line item to mitigate value adjustment board impacts experienced in the last few fiscal years, and additional pay-as-you-go funds toward future capital projects; as well as the establishment of a BHS Processing and Defense Fund of \$1,169,500. Below is a breakdown of the allocations proposed for FY 2024-25 for each distinct Fund.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THE TENTATIVE BUDGET.

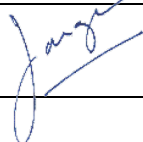
Advisory Board Recommendation:

The Village Budget Advisory Committee voted to unanimously recommend the FY 2024-25 Proposed Operating and Capital Budget as presented.

Financial Information:

	Amount	Account	Account #
	\$ 30,558,200	General Fund	Various
	\$ 5,860,000	Resort Tax Fund	Various
	\$ 6,829,900	Water & Wastewater Fund	Various
	\$ 1,573,300	Security & Landscape Fund	Various

Sign off:

	Chief Financial Officer	Village Manager
	Claudia Dixon	Jorge M. Gonzalez
		

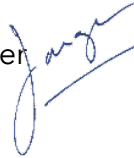
BAL HARBOUR

- V I L L A G E -

COUNCIL MEMORANDUM

TO: Honorable Mayor and Village Council

FROM: Jorge M. Gonzalez, Village Manager



DATE: September 10, 2024

SUBJECT: **A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR, VILLAGE, FLORIDA, APPROVING AND ADOPTING THE TENTATIVE BUDGET AND CAPITAL IMPROVEMENT PLAN FOR BAL HARBOUR VILLAGE FOR FISCAL YEAR 2024-25; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

It is recommended that Council approve the Proposed FY 2024-25 Operating and Capital Budget as presented and adopt the proposed millage rate of 2.1439 mills. The proposed millage rate for this upcoming year is comprised of two calculations. The current service level rate of 1.9654 plus the establishment of the Bal Harbour Shops (BHS) Processing and Defense Fund with a rate of 0.1785.

BACKGROUND

I am pleased to present the Proposed Operating and Capital Budget for Fiscal Year (FY) 2024-25 for Bal Harbour Village, which commences on October 1, 2024 and ends on September 30, 2025. This document outlines the eleventh budget I have developed since becoming your Village Manager in 2013 and provides information and details about our Village's accomplishments during FY 2023-24 and the plans and expected goals for the upcoming FY 2024-25. Reviewed together with the Village's Annual Comprehensive Financial Report (ACFR), this budget book provides an overview of our financial position in the Village, as well as past accomplishments and future plans for our community.

Bal Harbour Village has three (3) primary funds used to operate our municipal government: (1) General Fund, (2) Resort Tax, and (3) Water and Wastewater Utility Fund (Utility Fund). The total Proposed Operating and Capital Budget for all major funds is \$43,248,100 [this includes \$8,818,200 of Capital Improvement Program (CIP) appropriations, minor equipment and reserves; and funding for the Bal Harbour Shops (BHS) Processing and Defense Fund of \$1,169,500]. In addition, we continue to provide management and operational services to the Gated Community Area, with the Security and Landscape Fund. For next fiscal year, the proposed Operating and Capital Budget for this fund is \$1,573,300 (to include reserves of \$368,000).

Bal Harbour Village continues to maintain a very strong financial position in all of our funds, due to our disciplined approach to resource allocation, careful management practices, and conservative fiscal policies.

The FY 2024-25 Proposed Budget includes my recommendation that Village Council re-affirm their action taken at the July 16, 2024 Council meeting to increase the current millage rate to 2.1439 mills which includes the current fiscal year rate of 1.9654 to fund the ongoing operations of the Village plus the establishment of the BHS Processing and Defense Fund at a rate of 0.1785. The Current Service Level Millage for next year is proposed to remain the same, 1.9654 mills. This is the same rate we have held for almost 10 years and is used to fund all of the Village General Fund services provided. However, this year it is also recommended that we establish a BHS Processing and Defense Fund with a 0.1785 millage rate to fully fund the expenses to review, process and, likely defend the Village from challenges arising from the proposed development project submitted by the Whitman Family Development group earlier this year.

The proposed budget for FY 2024-25 allows the Village to continue to retain a historically low rate, providing for coverage of anticipated inflationary impacts for property insurance, contractual-related increases, the continued provision of the current level of municipal services, a millage stabilization line item to mitigate value adjustment board impacts experienced in the last few fiscal years, and additional pay-as-you-go funds toward future capital projects; as well as the establishment of a BHS Processing and Defense Fund of \$1,169,500.

Significant investments continue to be made in the various capital improvement projects in our public spaces and infrastructure with a total of \$7,367,200 in proposed capital project-related appropriations. The Village has developed a long-term vision for the future of our community with a multi-year capital improvement program with the appropriation of funding toward several capital projects in the Village. These CIP projects include investment towards the Harbourfront Park - Jetty/Cutwalk, the future Village Hall, and the utility infrastructure (sewer, water, and stormwater) improvement projects underway.

Staff has worked diligently to ensure that we continue to operate in a fiscally responsible manner as we deliver the Bal Harbour Experience. The current service level Operating Budget for Fiscal year 2024-2025 reflects an increase of approximately 6.9%, which is driven primarily by inflationary factors in the costs for property insurance (namely the new Bal Harbour Waterfront Park), cost of services contracted, and wages & benefits for current employees.

As you know, in January of this year, we held the grand opening celebrations for the Bal Harbour Waterfront Park. Since then, staff has developed programming and activities to enrich the cultural and recreational offerings to our residents. Staff has conducted various activities to solicit input from our users to ensure that we provide the most desired options at the highest levels. Funding is included to pay the full-year costs of property insurance as well as for an enhancement of two employees in the Recreation, Arts & Culture Department to support the operations of the new facility. These additional positions will provide direct oversight of programming, customer service, and daily operations of the park and facility seven days a week. This addition will support the high quality of service and attention to detail that we strive for, and our community expects.

The collective bargaining agreement with the Police Benevolent Association will expire at the end of the current fiscal year. While we have already begun negotiations with the PBA representatives, an agreement is not expected to be completed in advance of the start of the new fiscal year. This budget includes an estimated amount as a placeholder to reflect expected Cost of Living Adjustment (COLA) costs as well as potential other wage and benefits adjustments that may be provided. This amount is sufficient to extend similar benefits to all employees of the Village. In years past, approximately \$300,000 has been allocated. A \$290,000 increment in the minimum required annual contribution for both the police and general employee pension systems is included, as established by the pension boards earlier this year. While dental and vision insurance costs will remain unchanged, an estimated 6.6% increase in cost of health Insurance is funded. You will recall that during our budget process last year, we conducted a solicitation for health insurance providers and transitioned to a new provider with an approximate 6.0% cost savings for the current year.

Lastly, non-union employees are recognized through a merit bonus system rather than through annual step increases. Since the COVID years, the Village has funded a \$1,000 stipend per employee in addition to the merit bonus earned of up to 5%. This budget proposes to eliminate the stipend and instead allow the merit bonus to be up to 7%. This proposal will allow us to better retain and reward our staff for their performance, as well as better succeed in the still highly competitive hiring market. Ensuring that the workforce is properly supported and compensated is essential to the effective delivery of services of an organization and in helping ensure that the Village achieves its mission and vision. The state of the economy and labor shortages continue to impact all employers in recruiting and retaining qualified talent to fill their positions. Bal Harbour Village is no different, included in this proposal is funding to conduct a village-wide Classification and Compensation analysis to ensure the retention of internal equity and external competitiveness in our wage and benefits policies.

Lastly, this budget funds \$780,000 for our various reserves (i.e. fleet, Capital, and IT) and \$200,000 in our millage stabilization allocation to help offset any unexpected reductions due to an increase in successful value adjustment board appeals.

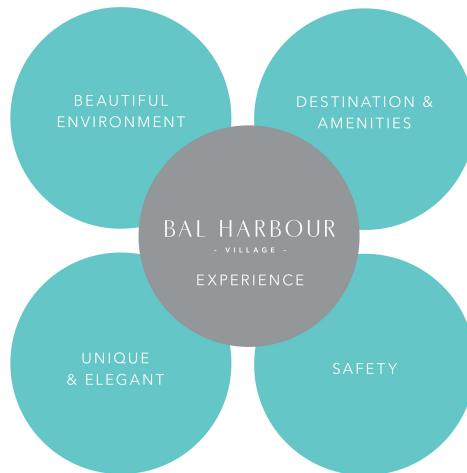
In the budget presented herein, we have adopted a notably conservative approach to budgeting, ensuring that our financial planning remains cautious and strategic. We are confident that our proposed budget prioritizes the preservation of our quality of life and aligns with the pillars of the Bal Harbour Experience.

BUDGET DEVELOPMENT GOALS

At the Village Council retreat in February 2024, the Council reaffirmed its commitment to our vision first established in 2019. Our vision for Bal Harbour Village is that we will be the safest residential community, with a beautiful environment and unparalleled destinations and amenities, providing uniqueness and elegance to ensure the highest quality of life for our residents, and with an unmatched experience for our visitors from around the world. This vision helps achieve our mission of delivering the Bal Harbour Experience - that

distinctive feeling one experiences when living in or visiting our unique, elegant, curated and refined community.

The four elements which denote the essence of the Bal Harbour Experience are reflected as follows:



- **Beautiful Environment** - Fusing casual elegance with tranquil coastal living presented through the lens of secluded beaches, lush landscaping, serene public spaces, well-detailed sidewalks and rights of way, and jogging paths incorporated into the native environment. These signature amenities reflect the standards the community expects and sets the tone which one recognizes upon arriving in Bal Harbour, and long to return to once gone.
- **Destination & Amenities** - Elevated experiences and unhurried bliss are the distinctive hallmarks of our Village delivered through exquisite luxury hotels, inspiring culinary selections, and celebrated high-end shopping. A waterfront park, iconic Jetty, and our beautiful beaches add to the lure of our breathtaking setting.
- **Unique & Elegant** - Residents and guests balance sun and sea drenched escapes with our curated events designed for discerning connoisseurs of all ages. Creative public art features, our acclaimed Museum Access Program featuring curated tours, culinary festivals, movies under the stars, and excursions to limited engagement events set our enclave apart in delivering a tranquil and refined lifestyle.
- **Safety** - Anchored by our focus on a Community Policing model, where our officers are staffed, trained and motivated to provide excellent service and safety to our residents and guests in a pleasant, engaging, and friendly manner. The visible presence of our officers, investment in state-of-the-art technology and incorporation of innovative policing strategies ensure that our community remains safe at all times, as well as a recognized leader and model in public safety.

Together, these elements define what makes our community so unique, distinctive, and such a desirable place to live, work, visit, and play in. Each of the four elements that contribute to the Bal Harbour Experience are primarily supported by a Village Department as follows:

- Beautiful Environment led by the Public Works and Beautification Department and supported by the Capital Improvement Projects.
- Destination & Amenities led by the Tourism Department and supported by the Recreation, Arts & Culture Department.
- Unique & Elegant led by the Recreation, Arts & Culture Department and supported by the Tourism Department.
- Safety led by the Police and Building Departments who each contribute to the promise of safety in our community.

Furthermore, these elements and the Vision for our Village rest on a foundation based on:

- Developing and maintaining well-designed and modernized public facilities and infrastructure;
- Implementing smart policies and strategic solutions to address the challenges of today and to ensure that we remain a resilient and sustainable community able to protect our future; and
- Ensuring that both the perception and reality of safety in our community remains uncompromised.

At our annual Village Council retreats, we have an opportunity to revisit and discuss our priorities to ensure that they remain relevant. During this year's retreat, our review and prioritization exercise resulted in a reaffirmation of the order of importance of these priorities as in prior years.

Our priority areas of focus remain consistent with previous years and are ranked in the following order: (1) Safety, (2) Beautiful Environment, (3) Modernized Public Facilities and Infrastructure, (4) Resilient and Sustainable Community, (5) Destination and Amenities, and (6) Unique and Elegant.

In addition, specific initiatives were identified as the priorities for the FY 2024-2025 budget development process:

1. Bal Harbour Shops Live Local Application Review and Process
2. Zoning Amendments Implementation (OF, Parking, LLA)
3. Jetty/Cutwalk Bidding & Construction
4. New Village Hall Architect Solicitation and Design
5. Waterfront Park Punchlist and Closeout
6. Utility Infrastructure Projects (5a, 5b, 5c, 6a, 6b, 7)
7. Tourism & Marketing Strategic Plan Implementation
8. Sustain Traffic Enforcement
9. Beach Renourishment
10. Planning Study on West Side Collins Avenue

All of these priorities are underway in various stages of progress and the proposed FY 2024-2025 budget provides funding and support for these priorities.

Developing funding strategies, specific initiatives and programming that will further our vision, top priorities, and the Bal Harbour Experience have been, and will continue to be, the focus of our budget development process in FY 2024-2025.

The Proposed Budget is the culmination of an evaluation and assessment process undertaken each year. We carefully evaluate the existing activities, determine where the Village would benefit from additional investment, and ensure that we establish appropriate levels of service and identify efficiencies or enhancements for each operational activity. It remains my goal to provide you with as much information as possible for you to make informed decisions, and to support and expand the Village’s vision and mission.

The following is a breakdown of the operating and capital allocations (inclusive of the creation of the BHS Processing and Defense Fund of \$1,169,500) proposed for FY 2024-25 for each of the distinct Funds:

Expenditures Summary by Fund	
	FY 2025 Proposed Budget
General Fund	\$ 29,388,700
General Fund - BHS Processing and Defense Fund	1,169,500
Resort Tax Fund	5,860,000
Water and Wastewater Fund	6,829,900
Security & Landscape Assessment Fund	1,573,300
Total Expenditures	\$ 44,821,400

The FY 2024-25 Proposed Operating and Capital Budget builds upon our past accomplishments and continues the current levels of service our residents and visitors have grown accustomed to. The multi-year CIP program continues the investment in modernizing and upgrading the infrastructure and facilities in our community.

FACTORS AFFECTING FY 2024-25 BUDGET

In developing a budget, we must look at available revenues, expected expenses, potential enhancements, and opportunities for cost savings or efficiencies. The FY 2024-2025 budget development allowed us an opportunity to refocus resource allocation in a strategic manner with a focus toward the Village’s future.

The Miami-Dade County Property Appraiser provides municipalities with a certification of Assessment Roll Values for the upcoming fiscal year on July 1 of each year. Pursuant to Florida Statutes (F.S.) 200.065, within thirty-five (35) days of certification of value, each taxing authority shall advise the Property Appraiser of its proposed millage rate, of its

rolled-back rate, and of the date, time, and place at which its first public budget hearing will be held to consider the proposed millage rate and tentative budget.

This requires the setting of the preliminary millage rate and establishing the date and time for the budget hearing at the July Village Council meeting. It should be noted that setting the preliminary millage rate is simply an initial step in our budget process. At the July 16, 2024 Village Council meeting, the Council set the tentative millage rate, the first step to formally adopting a budget, at 2.1439 mills which includes the current fiscal year rate of 1.9654 to fund the ongoing operations of the Village plus the establishment of the BHS Processing and Defense Fund at a rate of 0.1785. The Public Budget Hearing Dates were set for Tuesday, September 10, 2024 and the second public hearing for Tuesday, September 17, 2024.

Tax Roll, Millage Rate, and Ad Valorem Revenue

The tax roll certified by the Miami-Dade County Property Appraiser on July 01, 2024 is \$6,896,439,848 which is an increase of 9.8% from the same value last year. Keeping the current rate of 1.9654 to fund operations would generate \$12,876,500; as opposed to \$11,727,100 for the current year's budgeted revenue. The current rate of 1.9654 is sufficient to fund the ongoing operations of the Village including any expected inflationary or other routine expected cost increases. However, this year it is also recommended that we establish a BHS Processing and Defense Fund with a 0.1785 millage rate which would generate \$1,169,500 to fund the expenses to review, process, and likely defend the Village from challenges arising from the proposed development project submitted by the Whitman Family Development group earlier this year. At the proposed millage rate of 2.1439 mills (which includes a rate of 0.1785 for the establishment of a BHS Processing and Defense Fund), and calculated at 95% of the adjusted taxable value certified as required per F.S. 200.065(1)(a)1, the ad valorem revenue budgeted is \$14,046,000. The overall preliminary property tax value increase results from property sales and new construction that occurred during calendar year 2023. This increase is timely due to increased costs resulting from increased insurance and labor costs; as well as continuing to invest in our capital projects. This increase however is subject to changes that will likely result from appeals to the Value Adjustment Board Hearings.

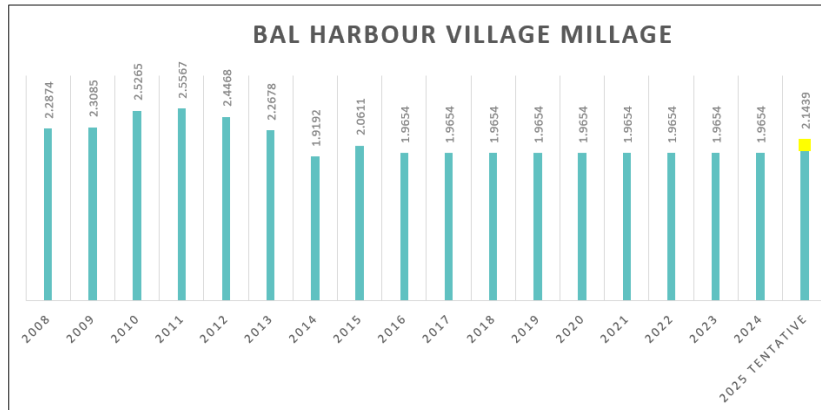
The current rolled-back rate for FY 2024-2025 would be 1.7949 mills. The rolled-back rate, calculated as required by the Florida State Department of Revenue will provide the same ad valorem tax revenue during the prior year exclusive of new construction and improvements. The preliminary proposed millage rate of 2.1439 mills is slightly higher (.3490) than the current year aggregate roll-back rate. The state-required methodology for calculating the rolled-back rate requires the use of the current year's gross roll value.

PROPOSED MILLAGE RATE HISTORY & ANALYSIS

Since FY 2007 the millage rate for the Village has dropped significantly, by over 32% since 2007 from 2.9020 mills to 1.9654 mills for the current year. The proposed tentative millage rate of 2.1439 for FY 2024-2025 represents the current millage rate of 1.9654, plus a

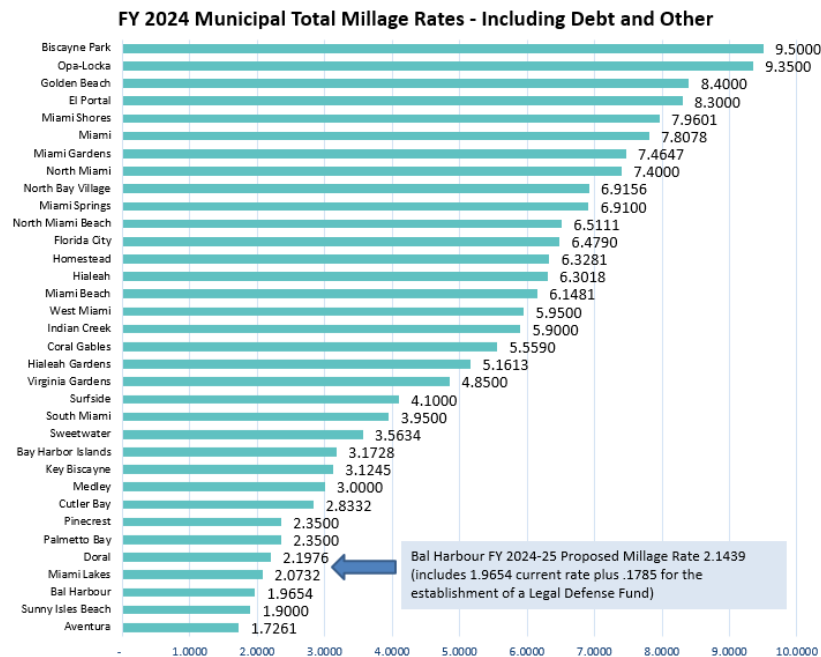
0.1785 millage adjustment for the upcoming fiscal year to establish the BHS Processing and Defense Fund.

Maintaining this historically low millage rate for the last eight fiscal years has allowed the Village to provide stable service delivery and plan for future capital projects through the appropriation of funding on an annual basis. The following chart reflects the millage rates from FY 2008 through FY 2024, and the continuation of the current rate of 1.9654, plus a rate of 0.1785 for the BHS Processing and Defense Fund for FY 2025:



Currently, the FY 2023-2024 adopted millage rate for Bal Harbour Village is the third lowest municipal millage rate (including debt and other rates) in Miami-Dade County as compared to other cities. It is the only long-established municipality within the grouping of the lowest nine millage rates for Miami-Dade County cities. In addition, Bal Harbour Village represents the second lowest total combined (inclusive of Millage rates charged by overlapping jurisdictions) millage rate in Miami-Dade County Cities.

The following chart reflects the FY 2024 adopted millage rates for Miami-Dade County municipalities:



It is recommended that Village Council tentatively set a preliminary millage rate for Fiscal Year 2024-2025, at 2.1439 mills (represents the current millage rate of 1.9654, plus a 0.1785 millage adjustment for the upcoming fiscal year to establish a BHS Processing and Defense Fund), a rate which is 2.1439 per \$1,000 of assessed property value. The proposed tentative millage rate, calculated at 95% for budget purposes, and based upon the July 1, 2024 estimated adjusted Taxable Value as provided by the Miami-Dade County Property Appraiser is anticipated to yield \$14.05 million, for FY 2024-2025.

The recommended FY 2024-2025 preliminary millage ceiling outlined for your consideration allows the Village to continue to retain a historically low rate, providing for coverage of anticipated inflationary impacts for property insurance, contractual-related increases, the continued provision of the current level of municipal services, a millage stabilization line item to mitigate value adjustment board impacts experienced in the last few fiscal years, and additional pay-as-you-go funds toward future capital projects; as well as the establishment of a BHS Processing and Defense Fund of \$1,169,500. These funds will be used to fund current and future legal and related defense costs.

By setting an appropriate millage rate, we establish the primary parameter in the development of the FY 2024-25 Operating Budget. It is important to set a millage rate that allows for the continued advancement of our budget development goals and allocating resources in a strategic manner with an emphasis on results-oriented management practices. The FY 2024-25 Proposed Operating and Capital Budget does just that, by building on the foundation, we established together in the last several years and further cultivating the Bal Harbour experience.

GENERAL FUND EXPENSE

In developing the Proposed Budget, we considered the residual impacts that the COVID-19 Pandemic has had on costs and availability of supplies and labor, as well as the impact of the high inflation continues to have on expenses, opportunities for cost savings or efficiencies.

The Proposed General Fund Operating and Capital Budget incorporates the funding for operating departments and activities within the proposed FY 2024-25 Budget expenditures of \$30,558,200 (includes \$7,478,200 in proposed capital project related appropriations; as well as minor equipment purchases and reserves; and funding for the BHS Processing and Defense Fund of \$1,169,500), at the proposed millage rate of 2.1439 mills.

The Proposed FY 2024-25 Operating and Capital Budget of the General Fund includes additional building department professional service costs to match an anticipated increase in the demand for construction related building permitting; an additional increase in the property insurance premium relating to the new Waterfront Park; additional staffing cost to support the recreational program; increase in the pension related employer contributions; and an overall cost of living increase and other adjustments placeholder for employees - pending the completion of union negotiations to begin FYE 2025.

The Proposed Capital Budget for the General Fund includes the following CIP appropriations, reserves and minor equipment purchases: investment towards the Harbourfront Park - Jetty/Cutwalk project; funding towards the Stormwater portion of the Utility Infrastructure project; the purchase of 3 police (including administrative) vehicles; the purchase of a high water vehicle for the Building Department; as well as other minor equipment purchases. In addition, general capital project reserves (\$200,000), renewal and replacement reserves for law enforcement fleet (\$280,000), as well as public works and beautification fleet (\$100,000); IT Machinery & equipment reserves (\$50,000); and a capital renewal and replacement reserve for the New Waterfront Park Recreation Program (\$150,000).

CAPITAL IMPROVEMENT PROGRAM

The FY 2024-25 Proposed Operating and Capital Budget includes capital improvements Village wide, as summarized in the following table.

September 10, 2024 Council Meeting
 Re: FY 2024-2025 Operating and Capital Budget
 Page 11 of 15

FUNDING SOURCE	Budget			Total
	Previous Years	FY 2025	Future Years	
General Fund:				
Miami-Dade General Obligation Bond Fund	\$ 8,117,200	\$ -	\$ -	\$ 8,117,200
Developer Contributions - Bal Harbour Shops (PPS)	3,500,000	-	-	3,500,000
Developer Contributions - Bal Harbour Shops (Village Hall)	19,923,318	3,400,000	-	23,323,318
Developer Contributions - Bal Harbour Shops (Other)	2,000,000	-	500,000	2,500,000
Developer Contributions - Other	1,100,000	1,000,000	1,000,000	3,100,000
Suntrust/Truist Rent	2,353,999	732,172	3,045,327	6,131,498
Miscellaneous Revenue - Grants	9,867,857	-	1,000,000	10,867,857
Budget Allocation	969,340	-	-	969,340
Appropriation of Fund Balance/Carryover	15,147,413	1,034,051	358,223	16,539,687
Village 2011 Bond Escrow Funds	368,933	-	-	368,933
Total General Fund	63,348,060	6,166,223	-	75,417,833
Resort Tax Fund:				
Appropriation of Fund Balance/Carryover	4,250,000	-	1,500,000	5,750,000
Total Resort Tax Fund	4,250,000	-	1,500,000	5,750,000
Utility Fund:				
Miami-Dade General Obligation Bond Funds	6,500,000	-	-	6,500,000
Developer Contributions - Oceana	950,000	-	-	950,000
Budget Allocation	2,221,800	-	-	2,221,800
Appropriation of Fund Balance/Carryover	3,625,660	1,200,000	-	4,825,660
Village 2011 Bond Escrow Funds	3,221,300	-	-	3,221,300
Village 2020 Utility Revenue Note	8,438,108	-	-	8,438,108
TBD - (Grants, Debt Issuance, etc.)	-	-	10,546,200	10,546,200
Total Utility Fund	24,956,868	1,200,000	10,546,200	36,703,068
Security and Landscape Assessment Fund:				
Appropriation of Fund Balance/Carryover	1,302,000	-	-	1,302,000
Total Security and Landscape Assessment Fund	1,302,000	-	-	1,302,000
TBD	300,000	-	17,750,000	18,050,000
TOTAL FUNDING SOURCE	\$ 94,156,928	\$ 7,366,223	\$ 29,796,200	\$ 137,222,901
EXPENDITURE BY PROJECT				
Parks and Public Spaces Operations Facility	\$ 3,164,704	\$ -	\$ -	\$ 3,164,704
Waterfront Park (Phase A)	21,156,869	1,372,223	-	22,529,092
Harbour Front Park - Jetty/Cutwalk	18,614,489	1,000,000	3,385,511	23,000,000
New Village Hall	3,100,000	3,400,000	16,823,318	23,323,318
Waterfront Park (Phase B)	50,000	-	6,050,000	6,100,000
96th Street Plaza	200,000	-	-	200,000
Collins Avenue Beautification	50,000	-	12,000,000	12,050,000
BeachSide Landscape	50,000	-	-	50,000
Utility Infrastructure - Sewer, Water and Stormwater Improvement	31,120,260	1,595,000	10,546,200	43,261,460
TBD:				
Use of Suntrust/Truist Funds	-	-	3,044,327	3,044,327
Use of Shop Funds	-	-	500,000	500,000
TOTAL EXPENDITURE	\$ 77,506,322	\$ 7,367,223	\$ 52,349,356	\$ 137,222,901

All appropriations and encumbrances related to the CIP are generally re-appropriated into the subsequent year's budget. Grant awards received subsequent to a project's appropriation are used to offset the previously planned use of Fund Balance/Budget Allocations.

The FY 2024-2025 Proposed CIP Budget includes investment towards the Village Hall, close-out of the New Waterfront Park, Harbourfront Park - Jetty/Cutwalk project, and the Utility Infrastructure project. Totaling \$7,367,223 in new appropriations for capital projects, of which; \$4,400,000 will be funded by developer contributions (Shops and others); \$722,172 will be funded by rental income from the Suntrust/Truist Building; and \$1,200,000 from the Utility Fund in relation to the Utility Infrastructure project. The Village anticipates additional grant awards in the near future that will be applied to any to be determined balances.

WATER & WASTEWATER UTILITY FUND AND RATES

For the Village utility operations, water is purchased at a wholesale rate from the Miami-Dade County Water and Sewer Department (Miami-Dade WASD), and the City of Miami Beach applies a wholesale rate for wastewater or sewer services which travels through their system for treatment to the Miami-Dade WASD Virginia Key plant. The wholesale water service is paid directly to Miami-Dade WASD, and wholesale sewer services are paid directly to the City of Miami Beach by the Village, for this reason their rates directly affect the rates the Village charges to our customers.

The Miami-Dade WASD has incorporated a water rate increase in their proposed FY 2025 Budget, and we propose to pass that increase on to our Village customers. The proposed wholesale water rate change is an increase of 13.60%, or \$0.2873 cents for Wholesale Water Rates, from \$2.1130/1,000 gallons to \$2.4003/1,000 gallons. If this rate increase is passed-through to Village utility customers consistent with the past practice in the last few fiscal years inclusive of a cost-of-living and other increases in the Bal Harbour Village surcharge, it would result in an adjustment from \$5.7719/1,000 gallons, to \$6.1689/1,000 gallons or a 6.88% rate increase to Village customers, as summarized below:

Water Service Rates (per 1,000 gallons)			
	2023-24	2024-25	Percent Change
Miami Dade - WASD Wholesale	\$ 2.1130	\$ 2.4003	13.60%
Bal Harbour Village	3.6589	3.7686	3.00%
Total	\$5.7719	\$6.1689	6.88%

The pass-through wholesale water rate increase would result in an annual cost to Village customers (who average 12,000 gallons per month) of approximately \$4.76 more per month at the proposed rate.

The City of Miami Beach pays Miami-Dade WASD for sewer services, and the Village pays the City of Miami Beach. This year, Miami-Dade WASD has proposed an overall sewer rate decrease. The proposed rate will include a true-up adjustment from a prior year to be paid by the Village to the City of Miami Beach in FYE 2025.

Wastewater Service Rates (per 1,000 gallons)			
	2023-24	2024-25	Percent Change
City of Miami Beach Wholesale	\$ 4.3343	\$ 4.1796	-3.57%
Bal Harbour Village	5.9501	6.1048	2.60%
Total	\$10.2844	\$10.2844	0.00%

A surcharge is included within the City of Miami Beach wholesale sewer rate as an administrative fee and a renewal and replacement infrastructure fee. In addition, Miami-Dade County requires a Service Fee of \$6.00 per each one hundred (\$100.00) of the

receipts of the utility, this 6.0% is collected on each bill as Utility Tax and is remitted to the County at the conclusion of each fiscal year; this rate has remained unchanged since FY 2015.

Keeping the overall proposed wastewater rate flat (inclusive of the Bal Harbour Village surcharge and a true-up adjustment from a prior year to be paid by the Village to the City of Miami Beach in FYE 2025) would result in no cost change to Village customers at the proposed rate.

The FY 2024-25 Proposed Utility Fund Budget is balanced with the proposed rate for wholesale water services of \$6.1689/1,000 gallons, and a rate for wholesale sewer service of \$10.2844/1,000 gallons.

At their August 6, 2024 meeting, the Village's Budget Advisory Committee reviewed the proposed pass-through water wholesale rate, and the wholesale sewer rate and voted to recommend approval of the recommended rates respectively.

The Proposed FY 2024-25 Operating and Capital Budget for the Utility Fund is \$6,829,900 (this includes CIP appropriations of \$1,200,000 towards the Utility Master Plan Project).

RESORT TAX

Bal Harbour Village is one of only three Miami-Dade County municipalities, along with the City of Miami Beach and the Town of Surfside, to levy a resort tax, and in doing so takes advantage of the benefits derived from this revenue source. This includes the reinvestment in the promotion of tourism and enhancing tourist eligible activities throughout the Village as well as efforts related to the beautification and maintenance of the Village in areas visited by tourists.

Bal Harbour Village levies a Resort Tax of four (4) percent of the amount received for the occupancy of a room in any hotel, motel, or apartment house. In addition, it levies two (2) percent on retail sales of all items of food or beverages, alcoholic or otherwise, sold at retail for consumption on the premises, at any place of business within the Village. Both these levies are consistent with Part I, Chapter 212, of Florida Statutes.

The Resort Tax Fund FY 2024-25 Proposed Operating and Capital Budget is \$5,860,000 (this includes two (2) police vehicles for Marine Patrol Section of \$140,000 of the Police Department). The proposed budget exemplifies a reinvestment in ourselves with the implementation of our new Tourism Strategic Plan. After detailed research and evaluation by Ernst & Young (EY) over the last fiscal year, the Tourism Strategic Plan was formally adopted at our June 2024 Council Meeting. The implementation of a Tourism Strategic Plan for the Village will further refine and guide the strategies and goals already executed by the Village. The framework of this Strategic Plan was developed using a participative process, based on the active engagement of many relevant stakeholders in our community with a focus on (1) changes in and the evolution of the Bal Harbour tourism environment, (2) emerging short and long-term strategic issues, (3) implications for tourism

development in Bal Harbour, and (4) leveraging Bal Harbour's tourism brand to expand economic and real estate investments and opportunities in Bal Harbour Village. The main budget enhancements include fully funding local public relations and sales representatives in our key markets, contracting with a vendor to provide data analytics, additional marketing and advertising, and sister city initiatives, all in line with the strategies proposed in the Strategic Plan by EY.

The proposed budget also includes the recurring activities of the Tourism Department; as well as Beautification/Greenspace division of the Public Works & Beautification Department, Recreation, Arts & Culture Department, and the Police Department through their public safety support. Through the date of the issuance of this book, Resort Tax collections for FY 2023-24 have been at historically high levels. As a result, the FY 2024-25 Resort Tax Budget is set in line to support and enhance these levels.

SECURITY AND LANDSCAPE

The Security and Landscape Assessment Fund, is a minor budgeted fund, which accounts for the special assessments received from the property owners residing in the assessment area maintaining the security and common areas.

The FY 2024-25 Proposed Operating and Capital Budget of \$1,573,300 reflects a proposed rate of \$6,500 for each Single Family Residential Unit, half that number, \$3,250, for each Unimproved Property and \$26,000 for each Private Recreational Facility. The current fiscal year rates are \$7,000, \$3,500 and \$28,000, respectively. The proposed budget includes funding operations, a property manager as well as for repair and replacement reserves.

BUDGET ADVISORY COMMITTEE RECOMMENDATION

The Bal Harbour Village Budget Advisory Committee (BAC) was established to assist with the development of the budget and fiscal policy. The BAC began meeting in June 2024 to review the development of the Proposed Budget for FY 2024-25, and to provide recommendations for the Village Council's consideration. The Budget Advisory Committee met throughout the summer and as recently as August 6, 2024, to review current year progress and to provide advisory recommendations on the budget development process. In addition to carefully reviewing at a "line item" level, the Committee also reviewed four of the larger cost centers; Police, Public Works and Beautification; Recreation, Arts & Culture; and Capital Projects; along with the recommended millage rate, and proposed operating and capital budgets. The Committee voted unanimously to recommend the proposed operating budget, water and sewer rates, and the solid waste assessment.

Attached is the Village Manager's Budget Message and FY 2024-25 Proposed Operating Budget and Multi-year Capital Plan, this goes into further details on all aspects of the FY 2024-25 Proposed Budget.

THE BAL HARBOUR EXPERIENCE

This action is aligned with the Village's mission through The Bal Harbour Experience. The proposed millage rate determines the ad valorem revenue for the General Fund which funds a myriad of general governmental services. Every element of the Bal Harbour Experience is funded in part through General Fund resources and therefore are supported by this item.

Attachments:

1. Exhibit A - Budget

RESOLUTION NO. 2024-____

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR, VILLAGE, FLORIDA, APPROVING AND ADOPTING THE TENTATIVE BUDGET AND CAPITAL IMPROVEMENT PLAN FOR BAL HARBOUR VILLAGE FOR FISCAL YEAR 2024-25; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Bal Harbour Village (the "Village") is a municipality located in Miami-Dade County, Florida; and

WHEREAS, the first public hearing as required by Section 200.065, Florida Statutes, was held on Tuesday, September 10, 2023, and the final public hearing is set for Tuesday, September 17, 2023, at 6:30 P.M., as described on the Village website; and

WHEREAS, the amount of funds available from taxation and other non-ad valorem revenues equals the total appropriations for expenditures and reserves.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. The above recitals are true and correct and incorporated into this Resolution by this reference.

Section 2. Tentative Budget Adoption. The Budget for Fiscal Year 2024-25 (the "Budget"), a copy of which is attached hereto as Exhibit "A" is hereby approved and adopted as the tentative budget, and may be amended at the second budget hearing.

Section 3. Capital Improvement Plan. The Capital Improvement Plan, which is on file in the office of the Village Clerk, and the Capital Improvement Summary which is attached hereto, are hereby adopted and approved as a component of the Tentative Budget for Fiscal Year 2024-25.

Section 4. Conflicts. All sections or parts of sections of Village Resolutions that conflict with this Resolution are repealed to the extent of such conflict.

Section 5. Effective Date. That this Resolution shall be effective upon adoption at the first budget hearing.

The foregoing Resolution was offered by Councilmember _____, who moved its adoption at the first budget hearing. The motion was seconded by _____ and upon being put to a vote, the vote was as follows:

Mayor _____
Vice Mayor _____
Councilmember _____
Councilmember _____
Councilmember _____

APPROVED AS TENTATIVE BUDGET AT FIRST BUDGET HEARING ON SEPTEMBER 10, 2024.

PASSED AND ADOPTED this 10th day of September, 2024.



Mayor Jeffrey P. Freimark

ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Village Attorney
Weiss Serota Helfman Cole & Bierman P.L.

**Resolution Exhibit A: Revenue & Expenditure Authority by Fund
Total Revenue & Expenditure**

Rounded to '00s

General Fund	
Revenue	\$ 30,558,200
Expenditure	
Legislative	428,900
Administration	1,781,500
Finance	1,022,400
General Government	3,305,600
Law Enforcement	9,268,700
Building and Permitting	2,413,100
Public Works & Beautification	3,197,200
Recreation, Arts & Culture	1,953,200
Information Technology	453,100
Capital Program	6,263,400
Legal Support Services	471,100
General Fund Total	\$ 30,558,200
Water & Wastewater Utility Fund	
Revenue	\$ 6,829,900
Expenditure	
Utility Operations	5,629,900
Capital Projects	1,200,000
Water & Wastewater Utility Fund Total	\$ 6,829,900
Resort Tax Fund	
Revenue	\$ 5,860,000
Expenditures	
Tourism & Marketing	2,066,100
Beautification/Greenspace	1,982,600
Law Enforcement	597,100
Recreation, Arts & Culture	1,214,200
Capital Program	-
Resort Tax Fund Total	\$ 5,860,000
Landscape & Security Assessment Fund	
Revenue	\$ 1,573,300
Expenditures	
Landscape & Security Assessment Area	1,573,300
Landscape & Security Assessment Fund	\$ 1,573,300

BAL HARBOUR

- VILLAGE -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE PROVISION OF SECURITY AND LANDSCAPE SERVICES, FACILITIES AND PROGRAMS IN THE GATED RESIDENTIAL SECTION OF BAL HARBOUR VILLAGE, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING SECURITY AND LANDSCAPE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE GATED RESIDENTIAL SECTION OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE ASSESSMENT ROLL; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

Issue:

Should the Village Council approve the Security and Landscape Assessment and Roll for FY 2024-25?

The Bal Harbour Experience:

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Beautiful Environment | <input checked="" type="checkbox"/> Safety | <input type="checkbox"/> Modernized Public Facilities/Infrastructure |
| <input type="checkbox"/> Destination & Amenities | <input checked="" type="checkbox"/> Unique & Elegant | <input type="checkbox"/> Resiliency & Sustainable Community |
| <input checked="" type="checkbox"/> Other: <u>State Requirement</u> | | |

Item Summary / Recommendation:

The action before you now is to establish the rate, impose assessments, and approve the security and landscape assessment roll. In June, the Council approved the initial Assessment for FY 2024-25, at a proposed rate of \$6,500 for each Single-Family Residential Unit, \$3,250 for each Unimproved Property, and \$26,000 for each Private Recreational Facility. The current fiscal year rates are \$7,000, \$3,500 and \$28,000, respectively. Village Council approved the initial assessment for this item at the June 18, 2024 Village Council Meeting.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION.

Advisory Board Recommendation:

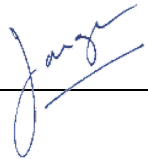
N/A

Financial Information:

	Amount	Account	Account #
	\$1,485,300	Assessment	11-29-325200

Sign off:

	Chief Financial Officer Claudia Dixon	Village Manager Jorge M. Gonzalez
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BAL HARBOUR

- V I L L A G E -

COUNCIL MEMORANDUM

TO: Honorable Mayor and Village Council

FROM: Jorge M. Gonzalez, Village Manager

DATE: September 10, 2024

SUBJECT: **A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE PROVISION OF SECURITY AND LANDSCAPE SERVICES, FACILITIES AND PROGRAMS IN THE GATED RESIDENTIAL SECTION OF BAL HARBOUR VILLAGE, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING SECURITY AND LANDSCAPE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE GATED RESIDENTIAL SECTION OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE ASSESSMENT ROLL; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

It is recommended that the Council establish and impose the assessment rate and approve the related non-ad valorem roll for security and landscape services within the gated residential community for FY 2024-25. Village Council approved the initial assessment Resolution for this item at the June 18, 2024 Village Council Meeting.

BACKGROUND

In FY 2012, the Village began the use of the tax bill method of collection for the imposition and collection of annual Security and Landscape Assessments for the provision of security and landscape services, facilities or programs against certain properties located within the gated residential section of the Village. As authorized by Section 18-121 of the Village Code, the Uniform Method of Collection is used to facilitate collection through the tax bills for the assessment.

The rate approved by Village Council at the June 18, 2024 Council Meeting, is \$6,500.00 for each Single-Family Residential Unit, \$3,250.00 for each Unimproved Property, and \$26,000.00 for each Private Recreational Facility, and for Multi-Family, the Single-Family Residential Unit rate for the first unit, and forty percent of the rate applied to the remaining multi-family units equally apportioned. The current fiscal year rates are \$7,000, \$3,500 and \$28,000, respectively. These rates provide sufficient funding for security and landscape services in the coming fiscal year for the properties included in the non-ad-valorem assessment roll.

The assessment rate as approved by Village Council in the June meeting, generates \$1,485,300 budgeted at ninety-five percent, for 240.53 units, which are referenced in detail within the attached non-ad-valorem assessment roll. This unit count differs slightly

from that presented in June, due to a roll correction. The rates provide for anticipated operational expenses within the coming fiscal year.

The Security and Landscape Assessment provides for the maintenance of the security wall surrounding the Assessment Area, the maintenance and operation of the security gate; the provision, whether direct or indirect, of security personnel to operate the security gate; the provision, whether direct or indirect, of landscaping services (including the care, maintenance, replacement, installation of landscape materials on swales, medians, open space and parks), and paving and repaving of the roads within the Assessment Area. We added pavement as an eligible expense in Fiscal Year 2020-2021.

On January 30, 2018, the Village Council approved a Settlement Agreement between the Village and Bal Harbour Yacht Club, Inc.; Flamingo Way Enterprises, LLC; Park Preservation, LLC; Bal Harbour Civic Association, Inc.; and FSH Bal Harbour, LLC. In this agreement, the Village committed to continue to assess and collect the Village's security and landscape assessments for the gated portion of the residential section of Bal Harbour (the "Gated Community") to October 1, 2019, and for an additional period of eight years. At the June 16, 2020 Village Council meeting, amendments to the Milestone Agreement were approved by the Village Council. The amendment restated certain obligations, clarified responsibilities and extended the end date for collection of the assessment through FY 2047.

ANALYSIS

MEETING WITH COMMUNITY REPRESENTATIVES

We met with the gated community on two occasions to go over their budget, the expected expenses and to discuss the appropriate rate for the assessments for FY 2025. The gated community has requested that the assessment rate be set at for FY 2025 at \$ 6,500.00 for each Single-Family Residential Unit, half that number, \$3,250.00, for each Unimproved Property and \$26,000.00 for each Private Recreational Facility. The requested rates should be sufficient to fully fund the anticipated recurring operations (including a Property Manager program and an enhanced security program) and will allow for the consideration of certain capital improvement type expenditures (i.e., reserves for future paving related repair and replacement; and the development of a capital program) for the coming year. Milling and repaving of the roads in the north phase of the assessment area was completed in early November 2023. The milling and repaving of the phase 5a locations along Park Drive will begin this fall after the curb and gutter work is complete, with the paving scheduled for completion in mid-December 2024. The remaining south phase of the assessment area will begin upon completion of the remaining utility work in that area in late FY 2025, early FY 2026.

The action before you now is to approve the assessment rate sufficient to provide for services, for the coming fiscal year. The Proposed FY 2024-25 Budget for the Security and Landscape assessment will be presented in conjunction with the items at the first budget hearing in September. The Final Assessment Resolution must be adopted no later than September 15, 2025.

THE BAL HARBOUR EXPERIENCE

Approving the final assessment rate will ensure the Security and Landscape Assessment will be sufficient to provide services within the gated community throughout the coming fiscal year resulting in both a Beautiful Environment as well as enhance Safety. In addition, the security measures result in a greater sense of Exclusivity & Access.

CONCLUSION

The action before you now is to establish and impose the assessment rate and approve the non-ad valorem roll, for the coming fiscal year. The Proposed FY 2024-25 Budget for the Security and Landscape assessment is presented in conjunction with the FY 2024-25 Proposed Budget for the Village. The assessment rate is consistent with the approval of the initial assessment resolution by Village Council on June 18, 2024, which is sufficient to provide for FY 2025 security and landscape services to the gated community.

Attachments:

1. Appendix A - Proof of Publication
2. Appendix B - Form of Certificate to Security and Landscape Assessment Roll

RESOLUTION NO. 2024-____

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE PROVISION OF SECURITY AND LANDSCAPE SERVICES, FACILITIES AND PROGRAMS IN THE GATED RESIDENTIAL SECTION OF BAL HARBOUR VILLAGE, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING SECURITY AND LANDSCAPE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE GATED RESIDENTIAL SECTION OF BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE ASSESSMENT ROLL; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council (the "Council") of Bal Harbour Village, Florida (the "Village"), via Ordinance No. 2012-562, previously adopted Section 18-121 "Uniform Method of Collection of Security and Landscape Special Assessments" of Chapter 18 of the Village Code, which authorizes the use of the Uniform Method of Collection for the imposition and collection of annual Security and Landscape Assessments for the provision of security and landscape services, facilities or programs against certain properties located within the gated residential section of the Village (the "Assessment Area"), as described in Appendix "A", a copy of which is attached hereto and incorporated herein); and

WHEREAS, the imposition of Security and Landscape Assessments for the provision of security and landscape services, facilities or programs is an equitable and efficient method of allocating and apportioning Security and Landscape Costs among parcels located in the Assessment Area; and

WHEREAS, the Council desires to continue the use of the Uniform Method of Collection of the annual Security and Landscape Assessments within the Assessment Area, in accordance with Village Ordinance No. 552, which is codified as Article IX ("Assessments" of Chapter 2) "Administration" of the Village Code (the "Master Assessment Ordinance"), and Section 18-121 "Uniform Method of Collection of Security and Landscape Special Assessments" of Chapter 18 of the Village Code, for the Fiscal Year beginning on October 1, 2023, and

WHEREAS, the Council, on June 18, 2024, adopted Resolution No. 2024- 1641 (the "Initial Assessment Resolution"), containing a brief and general description of the Security and Landscaping services, facilities or programs to be provided to the Assessed Property, describing the method of apportioning the Security and Landscape Costs to compute the Security and Landscape Assessment for the provision of Security and Landscape services, facilities or programs against Assessed Property, designing a rate of assessment, and directing preparation of the Assessment Roll and provision of the notice required by the Ordinance, and

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. Authority. This resolution is adopted pursuant to the provisions of Article IX of Chapter 2 and Section 18-121 of Chapter 18 of the Village Code, and Sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

Section 2. Purpose and Definitions. This resolution constitutes the Annual Rate Resolution as defined in the Master Assessment Ordinance. All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Master Assessment Ordinance. Unless the context indicates otherwise, words imparting the singular number, include the plural number, and vice versa. As used in this Initial Assessment Resolution, the following terms shall have the following meanings, unless the context hereof otherwise requires:

"Assessed Property" means all parcels of land included on the Assessment Roll that receive a special benefit from the delivery of the service, facility or program identified in the Initial Assessment Resolution.

"Assessment Area" means the gated residential section of the Village as described in Exhibit "A", attached hereto.

"Building" means any structure, whether temporary or permanent, built for support, shelter or enclosure of persons, chattel, or property of any kind.

"Dwelling Unit" means a Building, or a portion thereof, which is located upon Residential Property and lawfully used for residential purposes, consisting of one or more

rooms arranged, designed, used, or intended to be used as living quarters for one family unit only. The term Dwelling Unit shall include individual units located within Multifamily Residential Establishments.

“Improved Property” means all property within the Assessment Area on which a Building or other improvements have been placed or constructed, or for which a building permit for a Principal Building, as defined in Chapter 21 of the Village Code of Ordinances, has been issued and remains valid.

“Maximum Assessment Rate” means the maximum rates established under Section 5(E) herein for Solid Waste Service Assessments.

“Multifamily Residential Establishment” means any structure other than a Single Family Residential Unit which is used, or constructed for use, as a multiple dwelling facility. Multifamily Residential Establishments shall include, without limitation, rooming houses, tourist courts, trailer parks, apartment buildings with rental or cooperative apartments, or multiple-story condominiums with common means of ingress and egress.

“Private Recreational Facility” means a privately owned facility located within the Assessment Area that is designed to provide recreational and social activities for its users and may include boat docks, tennis courts, swimming pools and buildings directly related to and supportive of the recreational activities.

“Residential Property” means all Improved Property containing a Single Family Residential Unit or Multifamily Residential Establishment.

“Single Family Residential Unit” means any structure which is used, or constructed for use, as a single-family dwelling, duplex or townhouse, and which is located on a single lot, parcel or tract of land. The term “Single Family Residential Unit” shall not include any Multifamily Residential Establishment.

“Security and Landscape Program Assessment Roll” means the Assessment Roll as defined in the Ordinances (Master Assessment Ordinance and Village Code Section 18-121) relating to the Security and Landscape Program Assessments.

“Security and Landscape Program Assessment” means an Assessment, as defined in the Master Assessment Ordinance, lawfully imposed by the Village against Assessed Property to fund all or any portion of the cost of the provision of Security and Landscape

services, facilities, or programs (the "Security and Landscape Program") providing a special benefit to property as a consequence of possessing a logical relationship to the value, use, or characteristics of the Assessed Property.

"Security and Landscape Program Cost" means the amount necessary to fund the Village's provision of the Security and Landscape Program that are allocable to Assessed Property during a Fiscal Year and shall include, but not be limited to: (A) the cost, whether direct or indirect, of all services, programs or facilities provided by the Village, or through contractual arrangements with the Village relating to the provision of security services, facilities or programs within the Assessed Area; (B) the cost, whether direct or indirect, of all services, programs or facilities provided by the Village or through contractual arrangements with the Village relating to the provision of landscaping services (including the care, maintenance, replacement, and installation of landscape materials on swales, medians, open space and parks) within the Assessed Area; (C) the cost of any indemnity or surety bonds and premiums for insurance; (D) the cost of salaries, volunteer pay, workers' compensation insurance, or other employment benefits; (E) the cost of computer services, data processing, and communications; (F) the cost of training, travel and per diem; (G) the recovery of unpaid or delinquent fees or charges advanced by the Village and due to the provision of Security and Landscape services, programs or facilities allocable to specific parcels; (H) the cost of engineering, financial, legal or other professional services; (I) all costs associated with the structure, implementation, collection, and enforcement of the Security and Landscape Program Assessments or a prior year's assessment for a comparable service, facility or program, including any service charges of the Tax Collector or Property Appraiser; (J) all other costs and expenses necessary or incidental to the acquisition, provision, or delivery of the services, programs or facilities funded by the Security and Landscape Program Assessment, and such other expenses as may be necessary or incidental to any related financing authorized by the Village Council; (K) a reasonable amount for contingency to provide for Security and Landscaping services within the Assessed Area of the Village during hurricanes or other extreme weather events; (L) a reasonable amount for contingency and anticipated delinquencies and uncollectible Security and Landscape Program Assessments; (M) expenditures made in the defense or

support of the Security and Landscape Program and (N) reimbursement to the Village or any other person for any monies advanced for any costs incurred by the Village or such person in connection with any of the foregoing items of Security and Landscape Cost.

“Security and Landscape Program” means the maintenance of the security wall surrounding the Assessment Area, the paving and repaving of the roads serving the Assessment Area, the maintenance and operation of the security gate; the provision, whether direct or indirect, of security personnel to operate the security gate; the provision, whether direct or indirect, of landscaping services (including the care, maintenance, replacement, and installation of landscape materials on swales, medians, open space and parks) within the Assessment Area.

“Unimproved Property” means any vacant lot located within the Assessment Area of the Village.

Section 3. Legislative Determinations of Special Benefit and Fair Apportionment.

It is hereby ascertained, declared and determined that the Security and Landscape Program provides a special benefit to the Assessed Property based upon the following legislative determinations:

General

(A) Upon the adoption of this Initial Assessment Resolution determining the Security and Landscape Costs and identifying the Assessed Property to be included in the Assessment Roll, the legislative determinations of special benefit ascertained and declared in Section 2-372 of the Village Code are hereby ratified and confirmed.

(B) Pursuant to Section 18-121 of the Village Code, the Village has the general authority to impose fees for the provision of the Security and Landscape Program within its jurisdiction.

(C) The imposition of a recurring annual Security and Landscape Program Assessments is an alternative, equitable and efficient method to fairly and reasonably apportion and recover the Security and Landscape Costs experienced by the Village for the provision of the Security and Landscape Program within the Assessment Area.

Special Benefit

(D) The Security and Landscape services, facilities, and programs furnished by the Village possess a logical relationship to the use and enjoyment of the Assessed Property by providing: (1) Security and Landscaping services, facilities, and programs to the Owners and occupants of Assessed Property, (2) better service to Owners and tenants, (3) the enhancement of the aesthetic appeal and enjoyment of Assessed Property, and (4) the protection of property values and the health and safety of the Owners and occupants of Assessed Property resulting from the uniform delivery and availability of such services, facilities, and programs.

(E) The provision of comprehensive Security and Landscape services, facilities and programs furnished by or through the Village to Assessed Property enhances and strengthens the relationship of such services and programs to the use and enjoyment of Assessed Property within the Village.

Apportionment

(F) The size or value of Assessed Property does not determine the scope and cost of the Security and Landscape Program to be provided to such property. The use of Security and Landscape services, facilities, and programs is primarily driven by the existence of a Dwelling Unit or Private Recreational Facility, but also applies to Unimproved Property to a lesser extent.

(G) Apportioning the Security and Landscape Costs for Security and Landscape services provided to Residential Units within the Assessment Area on a per Dwelling Unit basis to Single Family Residential Properties as identified in Tax Roll data base, is required to avoid cost inefficiency and unnecessary administration, and is a fair and reasonable method of apportioning Security and Landscape Costs. Unimproved Property shall be assessed at 50% of the rate established for Single Family Residential Properties. Private Recreational Facilities shall be assessed at 400% of the rate established for Single Family Residential Properties.

(H) Apportioning the Security and Landscape Costs for Security and Landscape Services provided to Multifamily Residential Establishments within the Assessment Area on a Dwelling Unit basis as identified in the Tax Roll data base, is required to avoid cost

inefficiency and unnecessary administration, and is a fair and reasonable method of apportioning Security and Landscape Costs. Unimproved Property shall be assessed at 50% of the rate established for Single Family Residential Properties and Private Recreational Facilities shall be assessed at 400% of the rate established for Single Family Residential Properties in order to ensure there is a fair and reasonable apportionment of Security and Landscape Costs. Each Multifamily Residential Establishment shall be assessed at a rate which is the sum of (a) the Single Family Residential Unit rate for the first unit in the Multifamily Residential Establishment and (b) the product of 40% of the Single Family Residential Unit Rate multiplied by the number of remaining units in the Multifamily Residential Establishment. Each Dwelling Unit within a Multifamily Residential Establishment shall be apportioned an equal share of the Multifamily Residential Establishment rate. The Maximum Assessment Rate for any future fiscal year for each Dwelling Unit within a Single Family Residential Unit, for each Unimproved Property, and on each Multifamily Residential Establishment shall not exceed annually (5%) five percent of the prior fiscal year's annual assessment rate; unless notified otherwise.

Section 4. Confirmation of Initial Assessment.

That the Initial Assessment Resolution is hereby confirmed in conformity with the final hearing date and time of September 10, 2024, as reflected in the attached Appendix "A".

Section 5. Imposition of Security and Landscape Program Assessments.

(A) That the parcels of Assessed Property described in the Assessment Roll, which is hereby approved, are hereby found to be specially benefited by the provision of the Security and Landscape Program as described in the Initial Assessment Resolution, in the amount of the Security and Landscape Program Assessment set forth in the Assessment Roll, a copy of which was present at the above-mentioned public hearing and is incorporated herein by reference. It is hereby ascertained, determined and declared that each parcel of Assessed Property within the Assessment Area will be benefited by the Village's provision of the Security and Landscape Program in an amount not less than the Security and Landscape Program Assessment for such parcel, computed in the manner set forth in this Resolution. Adoption of this Final Assessment Resolution constitutes a

legislative determination that all parcels assessed derive a special benefit, as set forth in the Ordinance and the Initial Assessment Resolution, from the administration of the Security and Landscape Program to be provided and a legislative determination that Security and Landscape Program Assessments are fairly and reasonably apportioned among the properties that receive the special benefit as set forth in the Initial Assessment Resolution.

(B) That the method for computing the Security and Landscape Program Assessments described in the Initial Assessment Resolution is hereby approved.

(C) That for the fiscal year beginning October 1, 2024, the Security and Landscape Program Cost shall be allocated among the Assessed Property, based upon each parcels' classification as a Private Recreational Facility or a Residential Property according to the number of Dwelling Units on such parcels. An annual rate of assessment equal to \$6,500.00 for each Single-Family Residential Unit, \$3,250.00 for each Unimproved Property and \$26,000.00 for each Private Recreational Facility is hereby approved. Additionally, an assessment rate for a Multifamily Establishment equal to the sum of (a) \$6,500.00 for the first Dwelling Unit and (b) the product of 40% of the Single-Family Residential Unit Rate multiplied by the number of remaining units in the Multifamily Residential Establishment is hereby approved. Each Dwelling Unit within a Multifamily Residential Establishment shall be apportioned an equal share of the Multifamily Residential Establishment rate.

(D) Security and Landscape Program Assessments in the amounts set forth in the Assessment Roll, as herein approved, are hereby levied and imposed on all parcels of Assessed Property described in the Assessment Roll.

(E) In order to provide for increases in Security and Landscape Program Costs subsequent to the Fiscal Year commencing October 1, 2024, a Maximum Assessment Rate for any future fiscal year for each Dwelling Unit within a Single Family Residential Unit, for each Unimproved Property, and on each Multifamily Residential Establishment shall not exceed annually (5%) five percent of the prior fiscal year's annual assessment rate; unless notified otherwise.

(F) That any shortfall in the expected Security and Landscape Program Assessment proceeds due to any reduction or exemption from payment of the Security and Landscape Program Assessments required by law or authorized by this Council shall be supplemented by any legally available funds, or combination of such funds, and shall not be paid for by proceeds or funds derived from the Security and Landscape Program Assessments.

(G) That such Security and Landscape Program Assessments shall constitute a lien against all Assessed Property so assessed equal in rank and dignity with the liens of all state, county, district or municipal taxes or other non-ad valorem assessments. Except as otherwise provided by law, such lien shall be superior in dignity to all other liens, titles and claims, until paid. The lien for Security and Landscape Program Assessments shall be deemed perfected upon adoption by the Village of this Final Assessment Resolution for the Security and Landscape Program. Upon perfection of the lien, Security and Landscape Program Assessments collected under the Uniform Assessment Act shall attach to the property included on the Assessment Roll as of the prior January 1, the lien date for ad valorem taxes.

Section 6. Approval of Security and Landscape Program Assessment Roll.

(A) That the Security and Landscape Program Assessment Roll, which is currently on file in the office of the Village Clerk and incorporated herein by reference, is hereby approved.

(B) That the Assessment Roll, as herein approved, shall be delivered to the Tax Collector for collection using the tax bill method of collection in the manner prescribed by the Master Assessment Ordinance. The Assessment Roll, as delivered to the Tax Collector, shall be accompanied by a certificate to Non-Ad Valorem Assessment Roll in substantially the form attached hereto as Appendix "B".

Section 7. Effect of Adoption of Resolution. That the adoption of this Annual Rate Resolution shall be the final adjudication of these Issues presented herein (including, but not limited to, the method of apportionment, the rate of assessment, the Assessment Roll and the levy and lien of the Security and Landscape Program Assessments) unless

proper steps shall be Initiated In a court of competent jurisdiction to secure relief within 20 days from the date of the effective date of this Annual Rate Resolution..

Section 8. Effective Date. That this Annual Rate Resolution shall take effect Immediately upon its passage and adoption.

The foregoing Resolution was offered by Councilmember _____, who moved its adoption. The motion was seconded by _____ and upon being put to a vote, the vote was as follows:

Mayor	_____
Vice Mayor	_____
Councilmember	_____
Councilmember	_____
Councilmember	_____

PASSED AND ADOPTED this 10th day of September, 2024.



Mayor Jeffrey P. Freimark

ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Village Attorney
Weiss Serota Helfman Cole & Bierman P.L.

APPENDIX A
PROOF OF PUBLICATION
[ATTACHED]

**APPENDIX B
FORM OF CERTIFICATE TO
NON-AD VALOREM ASSESSMENT ROLL**

[ATTACHED]

CERTIFICATE TO NON-AD VALOREM ASSESSMENT ROLL

I HEREBY CERTIFY that I am the Mayor of the Bal Harbour Village, Florida, or an authorized agent of Bal Harbour Village, Florida (the "Village"); as such I have satisfied myself that all property included or includable on the non-ad valorem assessment roll for solid waste services (the "Non-Ad Valorem Assessment Roll") for the Village is properly assessed so far as I have been able to ascertain; and that all required extensions on the above described roll to show the non-ad valorem assessments attributable to the property listed therein have been made pursuant to law.

I FURTHER CERTIFY that, in accordance with the Uniform Assessment Collection Act, this certificate and the herein described Non-Ad Valorem Assessment Roll will be delivered to the Miami-Dade County Tax Collector by September 15, 2024.

IN WITNESS WHEREOF, I have subscribed this certificate and directed the same to be delivered to the Miami-Dade County Tax Collector and made part of the above-described Non-Ad Valorem Assessment Roll this 15th day of September, 2024.

BAL HARBOUR VILLAGE, FLORIDA

By: _____
Mayor

Roll Year	Folio	Assessment
2024	12-2226-002-0040	35,100.00
2024	12-2226-002-0050	6,500.00
2024	12-2226-002-0070	6,500.00
2024	12-2226-002-0080	6,500.00
2024	12-2226-002-0090	6,500.00
2024	12-2226-002-0100	6,500.00
2024	12-2226-002-0110	6,500.00
2024	12-2226-002-0130	6,500.00
2024	12-2226-002-0140	6,500.00
2024	12-2226-002-0150	6,500.00
2024	12-2226-002-0160	6,500.00
2024	12-2226-002-0170	6,500.00
2024	12-2226-002-0180	6,500.00
2024	12-2226-002-0190	6,500.00
2024	12-2226-002-0200	6,500.00
2024	12-2226-002-0210	6,500.00
2024	12-2226-002-0220	6,500.00
2024	12-2226-002-0230	6,500.00
2024	12-2226-002-0250	3,250.00
2024	12-2226-002-0280	3,250.00
2024	12-2226-002-0300	6,500.00
2024	12-2226-002-0310	6,500.00
2024	12-2226-002-0320	6,500.00
2024	12-2226-002-0330	6,500.00
2024	12-2226-002-0340	6,500.00
2024	12-2226-002-0350	6,500.00
2024	12-2226-002-0360	6,500.00
2024	12-2226-002-0370	6,500.00
2024	12-2226-002-0380	6,500.00
2024	12-2226-002-0390	6,500.00
2024	12-2226-002-0400	6,500.00
2024	12-2226-002-0410	6,500.00
2024	12-2226-002-0420	6,500.00
2024	12-2226-002-0430	6,500.00
2024	12-2226-002-0440	6,500.00
2024	12-2226-002-0450	6,500.00
2024	12-2226-002-0460	6,500.00
2024	12-2226-002-0470	6,500.00
2024	12-2226-002-0480	6,500.00
2024	12-2226-002-0490	6,500.00
2024	12-2226-002-0500	6,500.00
2024	12-2226-002-0510	3,250.00
2024	12-2226-002-0520	6,500.00

Roll Year	Folio	Assessment
2024	12-2226-002-0530	6,500.00
2024	12-2226-002-0540	6,500.00
2024	12-2226-002-0570	6,500.00
2024	12-2226-002-0580	6,500.00
2024	12-2226-002-0590	6,500.00
2024	12-2226-002-0600	6,500.00
2024	12-2226-002-0610	6,500.00
2024	12-2226-002-0620	6,500.00
2024	12-2226-002-0630	6,500.00
2024	12-2226-002-0640	6,500.00
2024	12-2226-002-0650	6,500.00
2024	12-2226-002-0660	6,500.00
2024	12-2226-002-0670	6,500.00
2024	12-2226-002-0680	6,500.00
2024	12-2226-002-0690	6,500.00
2024	12-2226-002-0700	6,500.00
2024	12-2226-002-0710	6,500.00
2024	12-2226-002-0720	6,500.00
2024	12-2226-002-0730	6,500.00
2024	12-2226-002-0740	6,500.00
2024	12-2226-002-0750	6,500.00
2024	12-2226-002-0810	6,500.00
2024	12-2226-002-0820	6,500.00
2024	12-2226-002-0830	6,500.00
2024	12-2226-002-0840	6,500.00
2024	12-2226-002-0850	6,500.00
2024	12-2226-002-0860	6,500.00
2024	12-2226-002-0870	6,500.00
2024	12-2226-002-0872	6,500.00
2024	12-2226-002-0880	6,500.00
2024	12-2226-002-0890	6,500.00
2024	12-2226-002-0900	6,500.00
2024	12-2226-002-0910	6,500.00
2024	12-2226-002-0920	6,500.00
2024	12-2226-002-0930	6,500.00
2024	12-2226-002-0940	6,500.00
2024	12-2226-002-0950	6,500.00
2024	12-2226-002-0970	6,500.00
2024	12-2226-002-0980	6,500.00
2024	12-2226-002-1010	6,500.00
2024	12-2226-002-1020	6,500.00
2024	12-2226-002-1030	6,500.00
2024	12-2226-002-1040	6,500.00
2024	12-2226-002-1050	6,500.00
2024	12-2226-002-1060	3,250.00
2024	12-2226-002-1070	3,250.00

Roll Year	Folio	Assessment
2024	12-2226-002-1080	6,500.00
2024	12-2226-002-1090	6,500.00
2024	12-2226-002-1100	6,500.00
2024	12-2226-002-1110	6,500.00
2024	12-2226-002-1120	6,500.00
2024	12-2226-002-1130	3,250.00
2024	12-2226-002-1140	6,500.00
2024	12-2226-002-1150	6,500.00
2024	12-2226-002-1160	6,500.00
2024	12-2226-002-1170	6,500.00
2024	12-2226-002-1180	6,500.00
2024	12-2226-002-1190	6,500.00
2024	12-2226-002-1200	6,500.00
2024	12-2226-002-1210	6,500.00
2024	12-2226-002-1220	6,500.00
2024	12-2226-002-1235	6,500.00
2024	12-2226-002-1240	3,250.00
2024	12-2226-002-1250	6,500.00
2024	12-2226-002-1270	6,500.00
2024	12-2226-002-1280	6,500.00
2024	12-2226-002-1290	6,500.00
2024	12-2226-002-1300	6,500.00
2024	12-2226-002-1310	6,500.00
2024	12-2226-002-1320	6,500.00
2024	12-2226-002-1330	6,500.00
2024	12-2226-002-1340	6,500.00
2024	12-2226-002-1350	6,500.00
2024	12-2226-002-1360	6,500.00
2024	12-2226-002-1370	6,500.00
2024	12-2226-002-1380	6,500.00
2024	12-2226-002-1390	6,500.00
2024	12-2226-002-1400	6,500.00
2024	12-2226-002-1410	6,500.00
2024	12-2226-002-1420	6,500.00
2024	12-2226-002-1430	6,500.00
2024	12-2226-002-1590	6,500.00
2024	12-2226-002-1600	6,500.00
2024	12-2226-002-1610	6,500.00
2024	12-2226-002-1620	6,500.00
2024	12-2226-002-1630	6,500.00
2024	12-2226-002-1640	6,500.00
2024	12-2226-002-1650	6,500.00
2024	12-2226-002-1660	6,500.00
2024	12-2226-002-1670	6,500.00
2024	12-2226-002-1680	6,500.00
2024	12-2226-002-1690	6,500.00

Roll Year	Folio	Assessment
2024	12-2226-002-1700	6,500.00
2024	12-2226-002-1710	6,500.00
2024	12-2226-002-1720	6,500.00
2024	12-2226-002-1730	6,500.00
2024	12-2226-002-1740	3,250.00
2024	12-2226-002-1750	6,500.00
2024	12-2226-002-1760	6,500.00
2024	12-2226-002-1770	6,500.00
2024	12-2226-002-1780	6,500.00
2024	12-2226-002-1790	6,500.00
2024	12-2226-002-1800	6,500.00
2024	12-2226-002-1810	6,500.00
2024	12-2226-002-1820	6,500.00
2024	12-2226-002-1830	6,500.00
2024	12-2226-002-1840	9,100.00
2024	12-2226-002-1850	3,250.00
2024	12-2226-002-1860	6,500.00
2024	12-2226-002-1870	6,500.00
2024	12-2226-002-1880	6,500.00
2024	12-2226-002-1890	6,500.00
2024	12-2226-002-1900	6,500.00
2024	12-2226-002-1910	6,500.00
2024	12-2226-002-1920	6,500.00
2024	12-2226-002-1930	6,500.00
2024	12-2226-002-1940	6,500.00
2024	12-2226-002-1960	6,500.00
2024	12-2226-002-1970	3,250.00
2024	12-2226-002-1980	6,500.00
2024	12-2226-002-1990	6,500.00
2024	12-2226-002-2000	6,500.00
2024	12-2226-002-2010	6,500.00
2024	12-2226-002-2020	6,500.00
2024	12-2226-002-2030	6,500.00
2024	12-2226-002-2040	6,500.00
2024	12-2226-002-2050	6,500.00
2024	12-2226-002-2060	6,500.00
2024	12-2226-002-2070	6,500.00
2024	12-2226-002-2090	6,500.00
2024	12-2226-002-2100	6,500.00
2024	12-2226-002-2110	6,500.00
2024	12-2226-002-2120	6,500.00
2024	12-2226-002-2130	6,500.00
2024	12-2226-002-2140	6,500.00
2024	12-2226-002-2150	6,500.00
2024	12-2226-002-2170	6,500.00
2024	12-2226-002-2180	6,500.00

Roll Year	Folio	Assessment
2024	12-2226-002-2190	6,500.00
2024	12-2226-002-2200	6,500.00
2024	12-2226-002-2210	6,500.00
2024	12-2226-002-2220	6,500.00
2024	12-2226-002-2230	6,500.00
2024	12-2226-002-2240	6,500.00
2024	12-2226-002-2250	6,500.00
2024	12-2226-002-2260	6,500.00
2024	12-2226-002-2270	6,500.00
2024	12-2226-002-2280	6,500.00
2024	12-2226-002-2290	6,500.00
2024	12-2226-002-2310	6,500.00
2024	12-2226-002-2320	6,500.00
2024	12-2226-002-2350	26,000.00
2024	12-2226-003-0020	11,700.00
2024	12-2226-016-0010	2,925.00
2024	12-2226-016-0020	2,925.00
2024	12-2226-016-0030	2,925.00
2024	12-2226-016-0040	2,925.00
2024	12-2226-016-0050	2,925.00
2024	12-2226-016-0060	2,925.00
2024	12-2226-016-0070	2,925.00
2024	12-2226-016-0080	2,925.00
2024	12-2226-016-0090	2,925.00
2024	12-2226-016-0100	2,925.00
2024	12-2226-016-0110	2,925.00
2024	12-2226-016-0120	2,925.00
2024	12-2226-018-0010	3,185.00
2024	12-2226-018-0020	3,185.00
2024	12-2226-018-0030	3,185.00
2024	12-2226-018-0040	3,185.00
2024	12-2226-018-0050	3,185.00
2024	12-2226-018-0060	3,185.00
2024	12-2226-018-0070	3,185.00
2024	12-2226-028-0010	2,990.00
2024	12-2226-028-0020	2,990.00
2024	12-2226-028-0030	2,990.00
2024	12-2226-028-0040	2,990.00
2024	12-2226-028-0050	2,990.00
2024	12-2226-028-0060	2,990.00
2024	12-2226-028-0070	2,990.00
2024	12-2226-028-0080	2,990.00
2024	12-2226-028-0090	2,990.00
2024	12-2226-028-0100	2,990.00
2024	12-2226-028-0110	3,120.00
2024	12-2226-028-0120	3,120.00

Roll Year	Folio	Assessment
2024	12-2226-028-0130	3,120.00
2024	12-2226-028-0140	3,120.00
2024	12-2226-028-0150	3,120.00
2024	12-2226-028-0160	3,120.00
2024	12-2226-028-0170	3,120.00
2024	12-2226-028-0180	3,120.00
2024	12-2226-030-0010	3,250.00
2024	12-2226-030-0020	3,250.00
2024	12-2226-030-0030	3,250.00
2024	12-2226-030-0040	3,250.00
2024	12-2226-030-0050	3,250.00
2024	12-2226-030-0060	3,250.00
2024	12-2226-031-0010	3,250.00
2024	12-2226-031-0020	3,250.00
2024	12-2226-031-0030	3,250.00
2024	12-2226-031-0040	3,250.00
2024	12-2226-031-0050	3,250.00
2024	12-2226-031-0060	3,250.00
2024	12-2226-036-0010	3,250.00
2024	12-2226-036-0020	3,250.00
2024	12-2226-036-0030	3,250.00
2024	12-2226-036-0040	3,250.00
2024	12-2226-036-0050	3,250.00
2024	12-2226-036-0060	3,250.00
2024	12-2226-039-0010	3,250.00
2024	12-2226-039-0020	3,250.00
2024	12-2226-039-0030	3,250.00
2024	12-2226-039-0040	3,250.00
2024	12-2226-039-0050	3,250.00
2024	12-2226-039-0060	3,250.00
2024	12-2226-040-0010	2,990.00
2024	12-2226-040-0020	2,990.00
2024	12-2226-040-0030	2,990.00
2024	12-2226-040-0040	2,990.00
2024	12-2226-040-0050	2,990.00
2024	12-2226-040-0060	2,990.00
2024	12-2226-040-0070	2,990.00
2024	12-2226-040-0080	2,990.00
2024	12-2226-040-0090	2,990.00
2024	12-2226-040-0100	2,990.00
2024	12-2226-047-0010	2,990.00
2024	12-2226-047-0020	2,990.00
2024	12-2226-047-0030	2,990.00
2024	12-2226-047-0040	2,990.00
2024	12-2226-047-0050	2,990.00
2024	12-2226-047-0060	2,990.00

Roll Year	Folio	Assessment
2024	12-2226-047-0070	2,990.00
2024	12-2226-047-0080	2,990.00
2024	12-2226-047-0090	2,990.00
2024	12-2226-047-0100	2,990.00
2024	12-2226-047-0110	2,990.00
2024	12-2226-002-2355	6,500.00
2024	12-2226-002-2357	6,500.00

BAL HARBOUR

- VILLAGE -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLABLE MATERIALS IN BAL HARBOUR VILLAGE, FLORIDA; DESCRIBING THE METHOD OF ASSESSING SOLID WASTE COSTS AGAINST ASSESSED PROPERTY LOCATED WITHIN BAL HARBOUR, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT.

Issue:

Should the Village Council approve the Solid Waste Assessment Roll and approve and impose the final Solid Waste Assessment for FY2024-25?

The Bal Harbour Experience:

Beautiful Environment Safety Modernized Public Facilities/Infrastructure
 Destination & Amenities Unique & Elegant Resiliency & Sustainable Community
 Other: _____

Item Summary / Recommendation:

It is recommended that the Council approve the Solid Waste Assessment for FY 2024-25 at a rate of assessment equal to \$312.83 for each Dwelling Unit with a Multifamily Residential Establishment and \$668.60 for each Single-Family Residential Unit. This rate provides for Solid Waste and Recyclable Materials collection and disposal services to residential customers; which is an increase from the current year rate of \$297.93 and \$636.76 to account for the contractually obligated Consumer Price Index ("CPI") adjustment, fully cover administrative support costs and to avoid the negative impact to the general fund as a result of rising internal costs. Village Council approved the initial assessment at the June 18, 2024 Village Council Meeting.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION.

Advisory Board Recommendation:

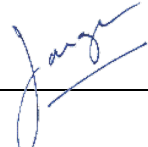
The Village Budget Advisory Committee voted to unanimously recommend the FY 2024-25 Proposed Rates as presented.

Financial Information:

Amount	Account	Account #
\$963,400	Solid Waste Assessment	01-34-325200

Sign off:

	Chief Financial Officer	Village Manager
	Claudia Dixon	Jorge M. Gonzalez




BAL HARBOUR

- V I L L A G E -

COUNCIL MEMORANDUM

TO: Honorable Mayor and Village Council

FROM: Jorge M. Gonzalez, Village Manager 

DATE: September 10, 2024

SUBJECT: **A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLABLE MATERIALS IN BAL HARBOUR VILLAGE, FLORIDA; DESCRIBING THE METHOD OF ASSESSING SOLID WASTE COSTS AGAINST ASSESSED PROPERTY LOCATED WITHIN BAL HARBOUR VILLAGE, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING SOLID WASTE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE ASSESSMENT ROLL; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

It is recommended that the Council approve the Solid Waste Assessment for FY 2024-25 at a rate of assessment equal to \$312.83 for each Dwelling Unit within a Multifamily Residential Establishment and \$668.60 for each Single-Family Residential Unit. This rate provides for Solid Waste and Recyclable Materials collection and disposal services to residential customers; which is an increase from the current year rate of \$297.93 and \$636.76 to account for the contractually obligated Consumer Price Index ("CPI") adjustment, to fully cover administrative support costs and to avoid the negative impact to the general fund as a result of rising internal costs. The Village Council approved the initial assessment at the June 18, 2024, Village Council Meeting.

BACKGROUND

To provide solid waste and recyclable materials collection and disposal services, the imposition of an annual Solid Waste Service Assessment was implemented as an equitable and efficient method of allocating and apportioning solid waste costs among parcels of assessed property by Ordinance No. 2011-552. Adoption of this final assessment resolution provides for the determination of Solid Waste Costs, and the identification of the assessed property for inclusion in the assessment roll, for the provision of solid waste services.

ANALYSIS

Based on 3,019 units, the rate of \$312.83 for each Dwelling Unit within a Multifamily Residential Establishment and \$668.60 for each Single-Family Residential Unit will generate approximately \$963,400 budgeted at ninety-five percent to provide for solid waste collection services through FY 2024-25 using the tax bill method of collection.

In September 2017, a renewed agreement between Bal Harbour Village and Progressive Waste Solutions of FL, Inc., was approved by Council extending through 2025. This agreement provided for the delivery of solid waste services, inclusive of service improvements, at rates fixed pursuant to the 2012 agreement through September 30, 2019, and CPI adjustments beginning October 1, 2019 and each year thereafter. This provides certainty for solid waste service delivery and future year costs for the Village.

The Final Assessment Resolution must be adopted no later than September 15, 2024. The required public hearing for the final solid waste assessment will coincide with the Village's first public budget hearing no later than September 15, 2024.

THE BAL HARBOUR EXPERIENCE

Approving the final assessment rate will ensure the Solid Waste Assessment is sufficient to provide Solid Waste and Recycling Materials collection and disposal services to residential customers throughout the coming fiscal year, resulting in a Resilient and Sustainable Community.

CONCLUSION

Adoption of this resolution is recommended to establish and impose the Solid Waste Assessment rate, and approve non-ad valorem roll for solid waste services for FY 2024-2025 at a rate equal to \$312.83 for each Dwelling Unit within a Multifamily Residential Establishment and \$668.60 for each Single-Family Residential Unit, an amount sufficient to provide for solid waste and recyclable materials collection and disposal services for the coming fiscal year.

Attachments:

1. Appendix A - Proof of Publication
2. Appendix B - Form of Certificate to Non-Ad Valorem Assessment Roll

RESOLUTION NO. 2024-____

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLABLE MATERIALS IN BAL HARBOUR VILLAGE, FLORIDA; DESCRIBING THE METHOD OF ASSESSING SOLID WASTE COSTS AGAINST ASSESSED PROPERTY LOCATED WITHIN BAL HARBOUR VILLAGE, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING SOLID WASTE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN BAL HARBOUR VILLAGE, FLORIDA; APPROVING THE ASSESSMENT ROLL; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council (the "Council") of Bal Harbour Village, Florida (the "Village"), currently provides for the imposition of annual Solid Waste Service Assessments for Solid Waste and Recyclable Materials collection and disposal services, facilities or programs against certain Assessed Property within the Village; and

WHEREAS, the continued imposition of a Solid Waste Service Assessment for Solid Waste and Recyclable Materials collection and disposal services, facilities or programs for Residential Properties is an equitable and efficient method of allocating and apportioning Solid Waste Costs among parcels of Assessed Property located in the Village; and

WHEREAS, the Council desires, as provided herein, to continue an annual Solid Waste and Recyclable Materials assessment program within the Village, using the Uniform Method of Collection for the Fiscal Year which commences on October 1, 2024.

WHEREAS, the Council, on June 18, 2024, adopted Resolution No. 2024-1642 (the "Initial Assessment Resolution"), containing a brief and general description of the Solid Waste and Recyclable Materials collection and disposal services, facilities or programs to be provided to Assessed Property, describing the method of apportioning the Solid Waste Costs to compute the Solid Waste Service Assessment for Solid Waste and Recyclable Materials collection and disposal services, facilities or programs against certain Residential Property, designating a rate of assessment, and directing preparation of the Assessment Roll and provision of the notice required by the Ordinance; and.

WHEREAS, pursuant to the provisions of the Ordinance, the Village is required to repeal or confirm the Initial Assessment Resolution, with such amendments as the Council deems appropriate, after hearing comments and objections of all interested parties; and

WHEREAS, the Assessment Roll has heretofore been made available for inspection by the public as required by the Ordinance; and

WHEREAS, the notice of a public hearing has been published, and mailed notice has been provided pursuant to the Uniform Assessment Collection Act and, as required by the terms of the Ordinance, the proof of publication being attached hereto as Appendix "A" and the affidavit of mailing being attached hereto as Appendix "B"; and

WHEREAS, a public hearing was held on September 10, 2024, and comments and objections of all interested persons have been heard and considered as required by the terms of the Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. This resolution is adopted pursuant to the provisions of Section 16-5 of the Village Code, and Article IX of Chapter 2 of the Village Code (collectively, the "Ordinance"), and sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

Section 2. Purpose and Definitions. This resolution constitutes the Final Assessment Resolution as defined in the Ordinance. All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance. Unless the context indicates otherwise, words imparting the singular number, include the plural number, and vice versa. As used in this Final Assessment Resolution, the following terms shall have the following meanings, unless the context hereof otherwise requires:

"Assessed Property" means all parcels of land included on the Assessment Roll that receive a special benefit from the delivery of the service, facility or program identified in the Initial Assessment Resolution.

"Biohazardous Waste" means any waste which may present a threat of infection to humans. The term includes, but is not limited to, non-liquid human tissue and body parts,

laboratory and veterinary waste which contains human disease-causing agents, used disposable sharps, human blood, and human blood products and body fluids, and other materials which represent a significant risk of infection to persons outside of the generating facility.

"Building" means any structure, whether temporary or permanent, built for support, shelter or enclosure of persons, chattel, or property of any kind. This term shall include mobile homes or any vehicles serving in any way the function of a Building.

"Commercial Establishment" means any structure used or constructed for use for business operations. For purposes of this article, hotels, hotel-condominiums and motels are commercial establishments. The term "commercial establishment" shall not include any residential unit or multifamily residential establishment.

"Construction Debris" means materials generally not water soluble and nonhazardous in nature, including, but not limited to, steel, glass, brick, concrete, or roofing material, pipe, gypsum wallboard, and lumber. Construction Debris shall include materials from the construction or destruction of a structure as part of a construction or demolition project, and including rocks, soils, stumps, and other vegetative matter which normally results from land clearing or land development operations for a construction or home improvement project.

"Dwelling Unit" means a Building, or a portion thereof, which is located upon Residential Property and lawfully used for residential purposes, consisting of one or more rooms arranged, designed, used, or intended to be used as living quarters for one family unit only. The term Dwelling Unit shall include individual units located within Multifamily Residential Establishments.

"Garbage" means every refuse accumulation of animal, fruit, or vegetable matter that attends the preparation, use, cooking and dealing in, or storage of, meats, fish, fowl, fruit or vegetables, and decay, putrefaction and the generation of noxious or offensive gases or odors, or which, during or after decay, may serve as breeding or feeding material for flies or other germ carrying insects.

"Hazardous Waste" means waste which requires special handling, including, but not limited to explosives, wet cell lead acid batteries, pathological wastes, radioactive

materials, acidic, caustic, toxic, highly flammable chemicals, paints, petroleum products or cleaning fluids.

"Improved Property" means all Residential Property within the incorporated area of the Village on which a Building or other improvements have been placed or constructed, which improvements result in such property generating Solid Waste or being capable of generating Solid Waste.

"Maximum Assessment Rate" means the maximum rates established under Section 4(F) herein for Solid Waste Service Assessments.

"Multifamily Residential Establishment" means any structure, other than a Single-Family Residential Unit, which is used, or constructed for use, as a multiple dwelling facility. Multifamily residential establishments shall include, without limitation, rooming houses, tourist courts, trailer parks, apartment buildings with rental or cooperative apartments, or multiple-story condominiums with common means of ingress and egress. The term Multifamily Residential Establishments shall not include buildings operated as hotel-condominiums. Hotel-condominiums constitute Commercial Establishments hereunder.

"Noncombustible Refuse" means refuse materials that are unburnable at ordinary incinerator temperature, eight hundred (800) degrees to eighteen hundred (1800) degrees, such as metals, mineral matter, large quantities of glass or crockery, metal furniture, auto bodies or parts and other similar material or refuse not usual to housekeeping or to operation of stores or offices.

"Prohibited Waste" means any Noncombustible Refuse, Hazardous Waste, Biohazardous Waste, or Special Waste.

"Recyclable Materials" means materials which would be Garbage, commercial refuse, industrial refuse or rubbish but for the fact that it is usable and/or has commercial value.

"Residential Property" means all Improved Property containing a Single-Family Residential Unit or Multifamily Residential Establishment.

"Single Family Residential Unit" means any structure which is used, or constructed for use, as a single-family dwelling, duplex or townhouse, and which is located on a single

lot, parcel or tract of land. The term "Single Family Residential Unit" shall not include any Multifamily Residential Establishment.

"Solid Waste" includes Garbage, Trash, Yard and Garden Waste, White Goods, or other discarded material resulting from normal housekeeping activities, and shall exclude Prohibited Waste. The term Solid Waste shall also include debris that accumulates on property within the Village during hurricanes and other extreme storm events.

"Solid Waste Assessment Roll" means the Assessment Roll as defined in the Ordinance relating to the Solid Waste Service Assessments.

"Solid Waste Service Assessment" means an Assessment, as defined in the Ordinance, lawfully imposed by the Village against Assessed Property to fund all or any portion of the cost of the provision of Solid Waste and Recyclable Materials collection and disposal services, facilities, or programs providing a special benefit to property as a consequence of possessing a logical relationship to the value, use, or characteristics of the Assessed Property.

"Solid Waste Cost" means the amount necessary to fund the Village's collection and disposal of Solid Waste and the recycling activities of Recyclable Materials that are allocable to Assessed Property during a Fiscal Year and shall include, but not be limited to: (A) the cost, whether direct or indirect, of all services, programs or facilities provided by the Village, or through contractual arrangements with the Village relating to Solid Waste and Recyclable Materials collection and disposal services, facilities or programs; (B) the cost of any indemnity or surety bonds and premiums for insurance; (C) the cost of salaries, volunteer pay, workers' compensation insurance, or other employment benefits; (D) the cost of computer services, data processing, and communications; (E) the cost of training, travel and per diem; (F) the recovery of unpaid or delinquent fees or charges advanced by the Village and due for Solid Waste and Recyclable Materials management and disposal services, programs or facilities allocable to specific parcels; (G) the cost of engineering, financial, legal or other professional services; (H) all costs associated with the structure, implementation, collection, and enforcement of the Solid Waste Service Assessments or a prior year's assessment for a comparable service, facility or program, including any service charges of the Tax Collector or Property Appraiser; (I) all other costs

and expenses necessary or incidental to the acquisition, provision, or delivery of the services, programs or facilities funded by the Solid Waste Service Assessment, and such other expenses as may be necessary or incidental to any related financing authorized by the Village Council; (J) a reasonable amount for contingency to provide for clearing, removing and disposal of debris accumulated on property within the Village during hurricanes or other extreme weather events; (K) a reasonable amount for contingency and anticipated delinquencies and uncollectible Solid Waste Service Assessments; and (L) reimbursement to the Village or any other Person for any monies advanced for any costs incurred by the Village or such Person in connection with any of the foregoing items of Solid Waste Cost.

"Special Waste" means Solid Waste that requires special handling and management, including, but not limited to, asbestos, whole tires, used tires, used oil, lead acid batteries, and Biohazardous Wastes and shall include items that exceed any size limitations for Yard and Garden Waste or other bulk trash.

"Trash" means refuse, accumulations of paper, excelsior, rags or wooden or paper boxes or containers, sweepings and all other accumulations of a nature other than garbage, which are usual to housekeeping and to the operation of stores, offices and other business places; and any bottles, cans or other containers which, due to their ability to retain water, may serve as breeding places for mosquitoes or other water breeding insects. Trash shall not include Noncombustible Refuse.

"Unimproved Property" means any vacant lot located within the Village.

"White Goods" means discarded appliances, including but not limited to stoves, refrigerators, dishwashers, washing machines, dryers, water heaters, air conditioners, and heating units.

"Yard and Garden Waste" means grass, leaves, tree or shrubbery cuttings incidental to the care of lawns and gardens. This includes large tree or shrubbery cuttings including tree limbs and logs less than four (4) inches in diameter and no more than five (5) feet in length, stumps less than fifteen (15) inches in diameter or fifty (50) pounds in weight and palm fronds, but excluding debris from unimproved lots, soil and sod.

Section 3. Legislative Determinations of Special Benefit and Fair Apportionment.

It is hereby ascertained, declared and determined that the Solid Waste Costs provide a special benefit to the Assessed Property based upon the following legislative determinations:

General

(A) Upon the adoption of this Final Assessment Resolution determining the Solid Waste Costs and identifying the Assessed Property to be included in the Assessment Roll, the legislative determinations of special benefit ascertained and declared in Section 2-372 of the Village Code are hereby ratified and confirmed.

(B) Pursuant to Section 16-5 of the Village Code, the Village has the general authority to impose fees for the collection and transport of Solid Waste and Recyclable Materials generated within its jurisdiction to appropriate disposal facilities.

(C) The existence of any Building or other improvement on Improved Property results in such property generating Solid Waste and Recyclable Materials or being capable of generating Solid Waste and Recyclable Materials.

(D) The imposition of a recurring annual Solid Waste Service Assessment is an alternative, equitable and efficient method to fairly and reasonably apportion and recover the Solid Waste Costs experienced by the Village for the provision of Solid Waste collection services to Residential Property within the area assessed.

Special Benefit

(E) The Solid Waste and Recyclable Materials collection and disposal services, facilities, and programs furnished by the Village possess a logical relationship to the use and enjoyment of Assessed Property by providing: (1) Solid Waste and Recyclable Materials collection and disposal services, facilities, and programs to the Owners and occupants of Residential Property for proper, safe, and cost effective disposal of Solid Waste and Recyclable Materials generated on such property, (2) better service to Owners and tenants, (3) the enhancement of environmentally responsible use and enjoyment of Residential Property, and (4) the protection of property values and the health and safety of the Owners and occupants of Residential Property resulting from the uniform delivery and availability of such services, facilities, and programs.

(F) The provision of comprehensive Solid Waste and Recyclable Materials collection and disposal services and programs furnished by or through the Village to Assessed Property enhances and strengthens the relationship of such services and programs to the use and enjoyment of Assessed Property within the Village.

Apportionment

(G) The size or value of Assessed Property does not determine the scope and cost of Solid Waste and Recyclable Materials collection and disposal services to be provided to such property. The use of Solid Waste and Recyclable Materials collection and disposal services, facilities, and programs is driven by the existence of a Dwelling Unit.

(H) Apportioning the Solid Waste Costs for Solid Waste and Recyclable Materials collection and disposal services provided to Single Family Residential Units within the incorporated area of the Village on a per Dwelling Unit basis to single family residential properties as identified in Tax Roll data base, is required to avoid cost inefficiency and unnecessary administration, and is a fair and reasonable method of apportioning Solid Waste Costs.

(I) Apportioning the Solid Waste Costs for Solid Waste and Recyclable Materials collection and disposal services provided to Multifamily Residential Establishments within the incorporated area of the Village on a Dwelling Unit basis as identified in the Tax Roll data base, is required to avoid cost inefficiency and unnecessary administration, and is a fair and reasonable method of apportioning Solid Waste Costs.

(J) The owners of Commercial Properties shall obtain Solid Waste and Recyclable Materials collection services from an authorized franchisee of the Village at their own expense. The Village shall not provide for the collection of Solid Waste and Recyclable Materials from Commercial Properties located within the Village. Accordingly, Commercial Properties shall not be assessed pursuant to this Resolution.

Section 4. Imposition of Solid Waste Service Assessments.

(A) That the parcels of Assessed Property described in the Assessment Roll, which is hereby approved, are hereby found to be specially benefited by the provision of Solid Waste and Recyclable Materials collection and disposal services, facilities or programs described in the Initial Assessment Resolution, in the amount of the Solid Waste Service

Assessment set forth in the Assessment Roll, a copy of which was present at the above mentioned public hearing and is incorporated herein by reference. It is hereby ascertained, determined and declared that each parcel of Assessed Property within the Village will be benefited by the Village's provision of Solid Waste and Recyclable Materials collection and disposal services, facilities and programs in an amount not less than the Solid Waste Service Assessment for such parcel, computed in the manner set forth in this Resolution. Adoption of this Final Assessment Resolution constitutes a legislative determination that all parcels assessed derive a special benefit, as set forth in the Ordinance and the Initial Assessment Resolution, from the Solid Waste and Recyclable Materials collection and disposal services, facilities or programs to be provided and a legislative determination that the Solid Waste Service Assessments are fairly and reasonably apportioned among the Residential Properties that receive the special benefit as set forth in the Initial Assessment Resolution.

(B) That the method for computing Solid Waste Service Assessments described in the Initial Assessment Resolution is hereby approved.

(C) That for the fiscal year beginning October 1, 2024, the Solid Waste Cost shall be allocated among all of the Assessed Property, based upon each parcels' classification as Residential Property and the number of Dwelling Units for such parcels. An annual rate of assessment equal to \$312.83 for each Dwelling Unit within a Multifamily Residential Establishment and \$668.60 for each Single-Family Residential Unit for Solid Waste and Recyclable Materials collection and disposal services is hereby approved. Solid Waste Service Assessments in the amounts set forth in the Assessment Roll, as herein approved, are hereby levied and imposed on all parcels of Assessed Property described in the Assessment Roll.

(D) That any shortfall in the expected Solid Waste Service Assessment proceeds due to any reduction or exemption from payment of the Solid Waste Service Assessments required by law or authorized by this Council shall be supplemented by any legally available funds, or combination of such funds, and shall not be paid for by proceeds or funds derived from the Solid Waste Service Assessments.

(E) That as authorized in the Ordinance, interim Solid Waste Service Assessments are also levied and imposed against all Residential Property for which a certificate of occupancy is issued after adoption of this Final Assessment Resolution based upon the rates of assessment approved herein.

(F) In order to provide for increases in Solid Waste Costs subsequent to the Fiscal Year commencing October 1, 2024, a Maximum Assessment Rate for any future fiscal year for each Dwelling Unit within a Multifamily Residential Establishment and for each Single-Family Residential Unit on each parcel shall not exceed annually (5%) five percent of the prior fiscal year's annual assessment rate; unless notified otherwise.

(G) That such Solid Waste Service Assessments shall constitute a lien against the Assessed Property so assessed, equal in rank and dignity with the liens of all state, county, district or municipal taxes or other non-ad valorem assessments. Except as otherwise provided by law, such lien shall be superior in dignity to all other liens, titles and claims, until paid. The lien for Solid Waste Service Assessments shall be deemed perfected upon adoption by the Village Council of this Final Assessment Resolution for Solid Waste Service. Upon perfection, the lien for Solid Waste Service Assessments collected under the Uniform Assessment Collection Act shall attach to the property included on the Assessment Roll as of the prior January 1, the lien date for ad valorem taxes.

Section 5. Approval of Solid Waste Assessment Roll.

(A) That the Solid Waste Assessment Roll, which is currently on file in the office of the Village Clerk and incorporated herein by reference, is hereby approved.

(B) That the Assessment Roll, as herein approved, shall be delivered to the Tax Collector for collection using the tax bill method of collection in the manner prescribed by the Ordinance. The Assessment Roll, as delivered to the Tax Collector, shall be accompanied by a certificate to Non-Ad Valorem Assessment Roll in substantially the form attached hereto as Appendix "C".

Section 6. Effect of Adoption of Resolution Approval of Solid Waste Assessment Roll.

That the adoption of this Final Assessment Resolution shall be the final adjudication of these issues presented herein (including, but not limited to, the method of apportionment, the rate of assessment, the Maximum Assessment Rate, the Assessment

Roll and the levy and lien of the Solid Waste Service Assessments) unless proper steps shall be initiated in a court of competent jurisdiction to secure relief within 20 days from the date of the effective date of this Final Assessment Resolution.

Section 7. Effective Date. That this Final Assessment Resolution shall take effect immediately upon its passage and adoption.

The foregoing Resolution was offered by Councilmember _____, who moved its adoption. The motion was seconded by _____ and upon being put to a vote, the vote was as follows:

Mayor _____
Vice Mayor _____
Councilmember _____
Councilmember _____
Councilmember _____

PASSED AND ADOPTED this 10th day of September, 2024.



Mayor Jeffrey P. Freimark

ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Village Attorney
Weiss Serota Helfman Cole & Bierman P.L.

**APPENDIX A
PROOF OF PUBLICATION
[ATTACHED]**

APPENDIX C
FORM OF CERTIFICATE TO
NON-AD VALOREM ASSESSMENT ROLL
[ATTACHED]

CERTIFICATE TO NON-AD VALOREM ASSESSMENT ROLL

I HEREBY CERTIFY that I am the Mayor of the Bal Harbour Village, Florida, or an authorized agent of Bal Harbour Village, Florida (the "Village"); as such I have satisfied myself that all property included or includable on the non-ad valorem assessment roll for solid waste services (the "Non-Ad Valorem Assessment Roll") for the Village is properly assessed so far as I have been able to ascertain; and that all required extensions on the above described roll to show the non-ad valorem assessments attributable to the property listed therein have been made pursuant to law.

I FURTHER CERTIFY that, in accordance with the Uniform Assessment Collection Act, this certificate and the herein described Non-Ad Valorem Assessment Roll will be delivered to the Miami-Dade County Tax Collector by September 15, 2024.

IN WITNESS WHEREOF, I have subscribed this certificate and directed the same to be delivered to the Miami-Dade County Tax Collector and made part of the above-described Non-Ad Valorem Assessment Roll this 15th day of September, 2024.

BAL HARBOUR VILLAGE, FLORIDA

By: _____
Mayor Jeffrey P. Freimark

FROM PAGE 1A

MIAMI SPICE

first year Miami restaurants were awarded Michelin stars.

Cote's executive chef, David Shim, said being the first Michelin-starred spot to join Spice then was "a big decision."

"We wanted to make sure we were delivering the same quality as we would for dinner," he said. "It took some time to create the menu. We want to give diners, whether they're locals or tourists, the best we can offer and didn't want to put out something that didn't speak to our restaurant."

Cote is crafty in its choices, offering two popular entrees that have been taken off the menu: The Optimus Prime prime-rib sandwich and a limited-edition fried chicken. This is the only time all year you can order either one.

The restaurant also offers a few of its regular menu items, including a delicious vegetarian bibimbap and the famous Butcher's Feast, which includes USDA prime hanger steak, dry-aged rib eye and marinated galbi, all grilled tableside for a \$25 upcharge. It's one of the few worthwhile Spice upgrades.

COMPLIMENTARY WINE AND COCKTAILS (AND MUSIC)

In its first year in Spice, Le Jardinier successfully lured diners to Spice, said Deleon Pinto, chief operating officer for the Bastion Collection, so joining the promotion for a second time made sense. The restaurant has even added a couple of special incentives, offering a complimentary glass of rosé on Mondays with any dinner reservation and complimentary Cierto tequila-based drinks with any dinner reservation on Wednesdays.

A bonus: there's moody, dreamy live jazz on Wednesdays. If you're eating upstairs at sister restaurant L'Atelier de Joel Robuchon, you'll hear the music piped in up there as well.

L'Atelier's signature experience, which costs \$135, includes cold poached lobster with corn gelée, tomato, and Fresno coulis; a stunning carrot dish with a golden beet emulsion, chanterelies and bite-size yucca friters; and tender beef filet with vegetable cannelloni stuffed with artichokes and black truffle. You also can enjoy L'Atelier's house-baked bread as part of your meal (we like the mini-baguettes best).

'HELPS US IN THE SUMMER'

Pinto, who estimates the restaurants see a 20-25% increase in business due to the promotion, said the Bastion Collection takes the promotion seriously because it benefits the restaurants in many ways.

"Spice definitely helps us in the summer," he said. "It's a slower time, and we notice that Miami Spice brings in a lot of clients. ... and those people start coming more often. We see the new faces more than once."

Spice is also a good way to keep staff members working during the dog days, helping the restaurants avoid temporary layoffs or work cutbacks.

"It keeps the staff busy and motivated throughout summer," Pinto said. "We don't have to make changes to their schedules."

OTHER MICHELIN-STARRED RESTAURANTS

Joining Spice for the first time this year is Jeremy Ford's Stubborn Seed,

which borrows from its tasting menu and the a la carte service at the bar, but brings in some fresh offerings, too.

Highlights include a decadent potato gnocchi and confit duck in a vichyssoise, potato-crusted swordfish and the new pork belly with confit maittake mushrooms, beets, vanilla roasted grapes and a stunning, housemade beet jus.

Part of Grove Bay Hospitality Group, Stubborn Seed is happy to welcome patrons trying the restaurant for the first time during Spice, said Grove Bay CEO and co-founder Francesco Balli.

"I think Spice brings the restaurant industry together, and I'm glad to see other Michelin restaurants in the community also participating," he said. "Our local community has been supporting us at Stubborn Seed from day one and by participating in Miami Spice we hope to invite them back in."

At Michael Beltran's Ariete, try venison tartare with black garlic, capers and grilled shitake or crudo to start, then move on to duck Wellington, Scottish sea trout or a chicken with avocado soubise and chanterelle mushrooms.

Just down Main Highway, Los Felix from Chef Sebastian Vargas is offering pork-cheek carnitas for dinner, but at \$35, its lively brunch menu might be the best way to go, with egg tostadas, chilaquiles or black-bean casserole. Los Felix was also awarded a Michelin Green Star this year for its sustainable practices.

BIB GOURMANDS AND RECOMMENDED MICHELIN RESTAURANTS

There are 18 Michelin-recommended restaurants participating, including The Gibson Room, Fiola, Mignonette, Joe's Stone Crab, and Los Fuegos and

Miami Spice

• Where: Participating restaurants in Miami-Dade County

• When: Through Sept. 30

• Cost: \$30-\$35 for brunch and lunch; \$45 or \$60 for dinner; signature dining experiences vary.

• Participating restaurants: www.miamiandbeaches.com

Pao by Paul Qui at Faena Miami Beach.

Four Bib Gourmands, restaurants so designated because they serve good

food at a reasonable price, are participating, too: Beltran's Chug's Diner in the Grove, Michael's Genuine in the Design District, Doya in Wynwood and Phuc Yea on Miami's Upper East Side.

Ani Meinhold, who operates the Vietnamese spot Phuc Yea with Chef Cesar Zapata, said that they always find it worthwhile to participate in Miami Spice.

"To be honest, we have always relied heavily on Miami Spice, from the day we opened," she said. "It's a great vehicle to drive new people to our restaurant. We've always used it as a way to attract new diners and establish relationships with them."

She's not surprised more restaurants have joined the promotion this year: 2024 has been a cruel summer in terms of business, and the worst (September) is yet to come.

"This year is particularly brutal," she said. "I don't usually have slow summers, but July knocked the wind out of me. I think everyone is feeling the bite. ... Miami Spice is a program that 1,000% supports our industry and stimulates our economy. The days when some people looked down on it should be long gone."

Connie Ogle: 305-376-3649, @OgleConnie

MIAMI-DADE COUNTY

Public Notice

NOTICE OF PUBLIC HEARING ON PETITION TO CLOSE ROADS

NOTICE IS HEREBY GIVEN that the Board of County Commissioners will hold a public hearing on **Wednesday, September 4, 2024, at 9:30 a.m.**, in the Miami-Dade Commission Chambers, located on the second floor of the Stephen P. Clark Government Center, 111 NW 1st Street, Miami, Florida 33128, to consider the advisability of exercising the authority granted by sections 336.09 and 336.10, Florida Statutes, to grant that certain petition to vacate, abandon, discontinue, close, renounce and disclaim any right of Miami-Dade County and the public in and to that certain existing public or private street, alleyway, road, highway, or other place used for travel, or portion thereof, lying, being and situated in Miami-Dade County, Florida.

Interested parties may:

- (1) view a live broadcast of the Commission meeting in the lobby of the Stephen P. Clark Government Center, located on the first floor;
- (2) speak, where permissible, in the Miami-Dade Commission Chambers located on the second floor of the Stephen P. Clark Government Center; members of the public will be required to register to speak on the first floor and will be escorted to the Commission Chambers at the appropriate time;
- (3) view a live broadcast on Miami-Dade Television;
- (4) view a live webcast at <https://www.miamidade.gov/webcasting>;
- (5) after the meeting, view an archived copy of the meeting at www.miamidade.gov/webcasting; or
- (6) if you are deaf or hard of hearing, you may join the meeting using Florida Relay Service by dialing 711 on your telephone.

Among other matters to be considered at this meeting, a **public hearing** will be held regarding the following item(s):

- RESOLUTION GRANTING PETITION TO CLOSE SW 136 COURT FROM SW 187 STREET NORTH FOR APPROXIMATELY 277 FEET (VACATION OF RIGHT-OF-WAY PETITION NO. P-1018) FILED BY AG EHC II (LEN) MULTISTATE 4, LLC, WAIVING THE SIGNATURE REQUIREMENTS OF RESOLUTION NO. 7606 AS TO ADJACENT PROPERTY OWNERS, AND SUBJECT TO CERTAIN CONDITIONS
- RESOLUTION GRANTING PETITION TO CLOSE NW 132 AVENUE FROM NW 182 STREET TO NW 186 STREET (VACATION OF RIGHT-OF-WAY PETITION NO. P-1011) FILED BY VECELLIO & GROGAN, INC.

A person who decides to appeal any decision made by any board, agency, or commission with respect to any matter considered at its meeting or hearing, will need a record of proceedings. Such persons may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

Miami-Dade County provides equal access and equal opportunity in its programs, services and activities and does not discriminate on the basis of disability. To request materials in an accessible format, a sign language interpreter, and/or any other accommodation to participate in any County-sponsored program or meeting, please contact (305) 375-2035, or send an e-mail to agendco@miamidade.gov in advance of the meeting to initiate your request. TTY users may also call 711 (Florida Relay Service).

All interested parties may appear and be heard in accordance with the Board's Rules of Procedure.

For legal ads online, go to <http://legalads.miamidade.gov>

MIAMI-DADE COUNTY

Public Notice

The Miami-Dade County Board of County Commissioners will hold a Public Hearing on the proposed 2024 Medicaid Supplemental Payment Programs Mandatory Payment Roll on September 4th, 2024, at 9:30 a.m., in its meeting room on the 2nd floor of the Stephen P. Clark Government Center, 111 NW 1st Street, Miami, Florida 33128. The mandatory payments are to be imposed to fund the non-federal share of supplemental payment programs. Please note that the unit of measurement applied to determine the mandatory payment is Gross Patient Revenue as identified on the 2022 Medicare cost report. The rate is 5.10% of your Net Inpatient Revenue excluding Medicare and 3.77% of Net Outpatient Revenue excluding Medicare. Net Inpatient Revenue excluding Medicare and Net Outpatient Revenue excluding Medicare are based on the Hospital's 2022 Medicare Cost report, which is filed with the Centers of Medicare and Medicaid services. The mandatory payments will be deposited into the LPPF and aggregated with the assessments from the other local providers and used to fund Medicaid supplemental payment programs, not to exceed the following non-federal share breakout: Up to 41.66% will be dedicated to funding the Directed Payment Program (DPP), up to 34.50% will be dedicated to funding the Low Income Pool (LIP), and up to 23.84% will be dedicated to funding the Florida Cancer Hospital Program (FCHP). The total revenue to be collected by the County from the mandatory payments is estimated at \$375,034,127 which is calculated by multiplying 5.10% times all of the Net Inpatient Revenue excluding Medicare and 3.77% all of the Net Outpatient Revenue excluding Medicare for non-public hospitals in the County.

Interested parties may:

- (1) view a live broadcast of the Commission meeting in the lobby of the Stephen P. Clark Government Center, located on the first floor;
- (2) speak, where permissible, in the Miami-Dade Commission Chambers located on the second floor of the Stephen P. Clark Government Center; members of the public will be required to register to speak on the first floor and will be escorted to the Commission Chambers at the appropriate time;
- (3) view a live broadcast on Miami-Dade Television;
- (4) view a live webcast at <https://www.miamidade.gov/webcasting>;
- (5) after the meeting, view an archived copy of the meeting at www.miamidade.gov/webcasting; or
- (6) if you are deaf or hard of hearing, you may join the meeting using Florida Relay Service by dialing 711 on your telephone.

The purpose of the public hearing is to receive comments from the public on the proposed mandatory payment roll prior to taking final action. The proposed 2024 Mandatory Payment Roll will be available for review by requesting a copy via e-mail at Cristina.Mekin@miamidade.gov. The Board may AMEND or ALTER proposed mandatory payments at the hearing. All interested parties, including affected property owners and Institutional Health Care Providers, have the right to appear at the public hearing as outlined above. Written objections may be e-mailed to Cristina.Mekin@miamidade.gov, or mailed to: Clerk of the Board Division, 111 NW 1st Street Suite 17-202, Miami, Florida 33128.

All authorized mandatory payment bills will be mailed by first class mail to each affected property owner and Institutional Health Care Provider and collected pursuant to Section 18-56 of the County Code.

Miami-Dade County provides equal access and equal opportunity in its programs, services and activities and does not discriminate on the basis of disability. If you have any questions or require additional information regarding the virtual meeting, please call the Credit & Collection, Finance Department at (305) 458-0824. For material in alternate format, a sign language interpreter or other accommodation, please call (305) 458-0824 or send an e-mail to: Cristina.Mekin@miamidade.gov at least five days in advance of the meeting.

For legal ads online, go to <http://legalads.miamidade.gov>

BAL HARBOUR

- VILLAGE -

NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF SOLID WASTE AND RECYCLABLE MATERIALS SERVICE SPECIAL ASSESSMENTS

Notice is hereby given that the Village Council of Bal Harbour Village, Florida, will conduct a public hearing to consider continuing to impose solid waste and recyclable materials special assessments against residential properties located within the incorporated area of the Village and to authorize the continued collection of such assessments on the tax bill for the fiscal year which commences on October 1, 2024 and future fiscal years.

The solid waste service assessments will be imposed to fund the cost of solid waste and recyclable materials collection and disposal services, facilities and programs provided to such properties. The solid waste cost to be assessed and apportioned among benefited parcels for the Fiscal Year beginning on October 1, 2024 is \$1,014,154.

The hearing will be held at **6:30 P.M.**, on **Tuesday**, the **10th day of September, 2024**, in the Council Chamber, Village Hall, 655 - 96th Street, Bal Harbour, Florida or as a virtual public meeting held in accordance with authorized communications media technology protocols, as provided on the Village's website, the meeting agenda or the TRIM notice mailed by the Property Appraiser, for the purpose of receiving public comment on the proposed assessments and to impose the assessment. All affected property owners have a right to appear at the hearing and to file written objections with the Village Council within 20 days of this notice. If a person decides to appeal any decision made by the Village Council with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the Village Clerk at (305) 866-4633, at least two days prior to the date of the hearing.

Unless proper steps are initiated in a court of competent jurisdiction to secure relief within 20 days from the date of Village Council action at the above hearing (including the method of apportionment, the rate of assessment and the imposition of assessments), such action shall be the final adjudication of the issues presented.

The solid waste service assessments will be computed by multiplying the number of dwelling units on each parcel by the applicable rate of assessment. The annual rate of assessment for the upcoming fiscal year and future fiscal years shall be **\$312.83** for each Multifamily Residential Establishment's Dwelling Unit within a multifamily residential building and **\$668.60** for each Single Family Residential Unit Dwelling Unit on each parcel. The Maximum Assessment Rate for any future fiscal year for each Dwelling Unit within a Multifamily Residential Establishment and for each Single-Family Residential Unit on each parcel shall not exceed annually (5%) five percent of the prior fiscal year's annual assessment rate; unless notified otherwise. Copies of the assessment roll, showing the amount of the assessment to be imposed against each parcel of property, and the legal documentation relating to the assessments are available for inspection at the office of the Village Clerk, located at Village Hall, 655 - 96th Street, Bal Harbour, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2024, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title.

If you have any questions, please contact the Village at (305) 866-4633, Monday through Friday between 9:00 a.m. and 5:00 p.m.

Exhibit A

LEGEND

SINGLE FAMILY RESIDENTIAL	R-1
SINGLE FAMILY RESIDENTIAL	R-2
PRIVATE CLUB	PC
MULTIFAMILY RESIDENTIAL	MH-1
MULTIFAMILY RESIDENTIAL	MH-2
MULTIFAMILY RESIDENTIAL	MH-3
MULTIFAMILY RESIDENTIAL	MH-4
MULTIFAMILY RESIDENTIAL	MH-5
MULTIFAMILY RESIDENTIAL	MH-6
IDEAS FRONT	IF
PLAZAS	P
BUILDINGS	B
OFFICE BUILDINGS	OB
OFFICE BUILDINGS	OB

PLEASE BE ADVISED THAT THERE MAY BE RESTRICTIONS ON PARTICULAR PARCELS WHICH SHOULD BE REVIEWED AS PART OF ANY OTHER APPLICABLE DOCUMENTS.

ORIGINAL ADOPTION:
JANUARY 23, 1981
REVISIONS: 08/03/2004

Dwight S. Danie, Village Clerk, Bal Harbour Village, Florida

Roll Year	Folio	Assessment
2024	12-2226-002-0040	3,753.92
2024	12-2226-002-0050	668.60
2024	12-2226-002-0070	668.60
2024	12-2226-002-0080	668.60
2024	12-2226-002-0090	668.60
2024	12-2226-002-0100	668.60
2024	12-2226-002-0110	668.60
2024	12-2226-002-0130	668.60
2024	12-2226-002-0140	668.60
2024	12-2226-002-0150	668.60
2024	12-2226-002-0160	668.60
2024	12-2226-002-0170	668.60
2024	12-2226-002-0180	668.60
2024	12-2226-002-0190	668.60
2024	12-2226-002-0200	668.60
2024	12-2226-002-0210	668.60
2024	12-2226-002-0220	668.60
2024	12-2226-002-0230	668.60
2024	12-2226-002-0250	668.60
2024	12-2226-002-0280	668.60
2024	12-2226-002-0300	668.60
2024	12-2226-002-0310	668.60
2024	12-2226-002-0320	668.60
2024	12-2226-002-0330	668.60
2024	12-2226-002-0340	668.60
2024	12-2226-002-0350	668.60
2024	12-2226-002-0360	668.60
2024	12-2226-002-0370	668.60
2024	12-2226-002-0380	668.60
2024	12-2226-002-0390	668.60
2024	12-2226-002-0400	668.60
2024	12-2226-002-0410	668.60
2024	12-2226-002-0420	668.60
2024	12-2226-002-0430	668.60
2024	12-2226-002-0440	668.60
2024	12-2226-002-0450	668.60
2024	12-2226-002-0460	668.60
2024	12-2226-002-0470	668.60
2024	12-2226-002-0480	668.60
2024	12-2226-002-0490	668.60
2024	12-2226-002-0500	668.60
2024	12-2226-002-0510	668.60
2024	12-2226-002-0520	668.60
2024	12-2226-002-0530	668.60
2024	12-2226-002-0540	668.60
2024	12-2226-002-0570	668.60

Roll Year	Folio	Assessment
2024	12-2226-002-0580	668.60
2024	12-2226-002-0590	668.60
2024	12-2226-002-0600	668.60
2024	12-2226-002-0610	668.60
2024	12-2226-002-0620	668.60
2024	12-2226-002-0630	668.60
2024	12-2226-002-0640	668.60
2024	12-2226-002-0650	668.60
2024	12-2226-002-0660	668.60
2024	12-2226-002-0670	668.60
2024	12-2226-002-0680	668.60
2024	12-2226-002-0690	668.60
2024	12-2226-002-0700	668.60
2024	12-2226-002-0710	668.60
2024	12-2226-002-0720	668.60
2024	12-2226-002-0730	668.60
2024	12-2226-002-0740	668.60
2024	12-2226-002-0750	668.60
2024	12-2226-002-0810	668.60
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2024	12-2226-002-1010	668.60
2024	12-2226-002-1020	668.60
2024	12-2226-002-1030	668.60
2024	12-2226-002-1040	668.60
2024	12-2226-002-1050	668.60
2024	12-2226-002-1060	668.60
2024	12-2226-002-1070	668.60
2024	12-2226-002-1080	668.60
2024	12-2226-002-1090	668.60
2024	12-2226-002-1100	668.60

Roll Year	Folio	Assessment
2024	12-2226-002-1110	668.60
2024	12-2226-002-1120	668.60
2024	12-2226-002-1130	668.60
2024	12-2226-002-1140	668.60
2024	12-2226-002-1150	668.60
2024	12-2226-002-1160	668.60
2024	12-2226-002-1170	668.60
2024	12-2226-002-1180	668.60
2024	12-2226-002-1190	668.60
2024	12-2226-002-1200	668.60
2024	12-2226-002-1210	668.60
2024	12-2226-002-1220	668.60
2024	12-2226-002-1235	668.60
2024	12-2226-002-1240	668.60
2024	12-2226-002-1250	668.60
2024	12-2226-002-1270	668.60
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2024	12-2226-002-1290	668.60
2024	12-2226-002-1300	668.60
2024	12-2226-002-1310	668.60
2024	12-2226-002-1320	668.60
2024	12-2226-002-1330	668.60
2024	12-2226-002-1340	668.60
2024	12-2226-002-1350	668.60
2024	12-2226-002-1360	668.60
2024	12-2226-002-1370	668.60
2024	12-2226-002-1380	668.60
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2024	12-2226-002-1400	668.60
2024	12-2226-002-1410	668.60
2024	12-2226-002-1420	668.60
2024	12-2226-002-1430	668.60
2024	12-2226-002-1440	668.60
2024	12-2226-002-1470	5,005.22
2024	12-2226-002-1580	9,697.62
2024	12-2226-002-1590	668.60
2024	12-2226-002-1600	668.60
2024	12-2226-002-1610	668.60
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2024	12-2226-002-1660	668.60
2024	12-2226-002-1670	668.60
2024	12-2226-002-1680	668.60
2024	12-2226-002-1690	668.60

Roll Year	Folio	Assessment
2024	12-2226-002-1700	668.60
2024	12-2226-002-1710	668.60
2024	12-2226-002-1720	668.60
2024	12-2226-002-1730	668.60
2024	12-2226-002-1740	668.60
2024	12-2226-002-1750	668.60
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2024	12-2226-002-1780	668.60
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2024	12-2226-002-1800	668.60
2024	12-2226-002-1810	668.60
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2024	12-2226-002-1830	668.60
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2024	12-2226-002-1870	668.60
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2024	12-2226-002-1900	668.60
2024	12-2226-002-1910	668.60
2024	12-2226-002-1920	668.60
2024	12-2226-002-1930	668.60
2024	12-2226-002-1940	668.60
2024	12-2226-002-1960	668.60
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2024	12-2226-002-1980	668.60
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2024	12-2226-002-2000	668.60
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2024	12-2226-002-2110	668.60
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2024	12-2226-002-2140	668.60
2024	12-2226-002-2150	668.60
2024	12-2226-002-2170	668.60
2024	12-2226-002-2180	668.60

Roll Year	Folio	Assessment
2024	12-2226-002-2190	668.60
2024	12-2226-002-2200	668.60
2024	12-2226-002-2210	668.60
2024	12-2226-002-2220	668.60
2024	12-2226-002-2230	668.60
2024	12-2226-002-2240	668.60
2024	12-2226-002-2250	668.60
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2024	12-2226-002-2270	668.60
2024	12-2226-002-2280	668.60
2024	12-2226-002-2290	668.60
2024	12-2226-002-2310	668.60
2024	12-2226-002-2320	668.60
2024	12-2226-003-0010	11,261.75
2024	12-2226-003-0020	938.48
2024	12-2226-007-0010	312.83
2024	12-2226-007-0020	312.83
2024	12-2226-007-0030	312.83
2024	12-2226-007-0040	312.83
2024	12-2226-007-0050	312.83
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2024	12-2226-007-0070	312.83
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2024	12-2226-008-0060	312.83
2024	12-2226-008-0070	312.83
2024	12-2226-008-0080	312.83
2024	12-2226-008-0090	312.83
2024	12-2226-008-0100	312.83
2024	12-2226-008-0110	312.83

Roll Year	Folio	Assessment
2024	12-2226-008-0120	312.83
2024	12-2226-008-0130	312.83
2024	12-2226-008-0140	312.83
2024	12-2226-008-0150	312.83
2024	12-2226-008-0160	312.83
2024	12-2226-010-0010	312.83
2024	12-2226-010-0020	312.83
2024	12-2226-010-0030	312.83
2024	12-2226-010-0040	312.83
2024	12-2226-010-0050	312.83
2024	12-2226-010-0060	312.83
2024	12-2226-010-0070	312.83
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2024	12-2226-010-0090	312.83
2024	12-2226-010-0100	312.83
2024	12-2226-010-0110	312.83
2024	12-2226-010-0120	312.83
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2024	12-2226-010-0140	312.83
2024	12-2226-010-0150	312.83
2024	12-2226-010-0160	312.83
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2024	12-2226-012-0020	312.83
2024	12-2226-012-0030	312.83
2024	12-2226-012-0040	312.83
2024	12-2226-012-0050	312.83
2024	12-2226-012-0060	312.83
2024	12-2226-012-0070	312.83
2024	12-2226-012-0080	312.83
2024	12-2226-012-0090	312.83
2024	12-2226-012-0100	312.83
2024	12-2226-012-0110	312.83
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2024	12-2226-012-0140	312.83
2024	12-2226-014-0010	312.83
2024	12-2226-014-0020	312.83
2024	12-2226-014-0030	312.83
2024	12-2226-014-0040	312.83

Roll Year	Folio	Assessment
2024	12-2226-014-0050	312.83
2024	12-2226-014-0060	312.83
2024	12-2226-014-0070	312.83
2024	12-2226-014-0080	312.83
2024	12-2226-014-0090	312.83
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Roll Year	Folio	Assessment
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2024	12-2226-043-3990	312.83
2024	12-2226-043-4000	312.83
2024	12-2226-043-4010	312.83
2024	12-2226-043-4020	312.83
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2024	12-2226-043-4070	312.83
2024	12-2226-043-4080	312.83
2024	12-2226-043-4090	312.83
2024	12-2226-043-4100	312.83
2024	12-2226-043-4110	312.83
2024	12-2226-043-4120	312.83
2024	12-2226-043-4130	312.83
2024	12-2226-043-4140	312.83
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2024	12-2226-043-4200	312.83
2024	12-2226-043-4210	312.83
2024	12-2226-043-4220	312.83
2024	12-2226-043-4230	312.83
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2024	12-2226-043-4270	312.83
2024	12-2226-043-4280	312.83
2024	12-2226-043-4290	312.83
2024	12-2226-043-4300	312.83
2024	12-2226-043-4310	312.83
2024	12-2226-043-4320	312.83
2024	12-2226-043-4330	312.83
2024	12-2226-043-4340	312.83
2024	12-2226-043-4350	312.83
2024	12-2226-043-4360	312.83
2024	12-2226-043-4370	312.83
2024	12-2226-043-4380	312.83
2024	12-2226-043-4390	312.83

Roll Year	Folio	Assessment
2024	12-2226-043-4400	312.83
2024	12-2226-043-4410	312.83
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2024	12-2226-047-0080	312.83
2024	12-2226-047-0090	312.83
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Roll Year	Folio	Assessment
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2024	12-2226-050-0330	312.83
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Roll Year	Folio	Assessment
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2024	12-2226-050-0990	312.83
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2024	12-2226-050-1040	312.83
2024	12-2226-050-1050	312.83
2024	12-2226-050-1060	312.83
2024	12-2226-050-1070	312.83
2024	12-2226-050-1080	312.83
2024	12-2226-050-1090	312.83
2024	12-2226-050-1100	312.83
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Roll Year	Folio	Assessment
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2024	12-2226-050-1430	312.83
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2024	12-2226-050-1610	312.83
2024	12-2226-050-1620	312.83
2024	12-2226-050-1630	312.83
2024	12-2226-050-1640	312.83

Roll Year	Folio	Assessment
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2024	12-2226-050-1910	312.83
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2024	12-2226-050-2060	312.83
2024	12-2226-050-2070	312.83
2024	12-2226-050-2080	312.83
2024	12-2226-050-2090	312.83
2024	12-2226-050-2100	312.83

Roll Year	Folio	Assessment
2024	12-2226-050-2110	312.83
2024	12-2226-050-2120	312.83
2024	12-2226-050-2130	312.83
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2024	12-2226-050-2210	312.83
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2024	12-2226-050-2240	312.83
2024	12-2226-050-2250	312.83
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2024	12-2226-050-2290	312.83
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2024	12-2226-050-2330	312.83
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2024	12-2226-050-2380	312.83
2024	12-2226-050-2390	312.83
2024	12-2226-050-2400	312.83
2024	12-2226-002-2355	668.60
2024	12-2226-002-2357	668.60
2024	12-2226-034-1050	312.83
2024	12-2226-001-0150	26,903.08

BAL HARBOUR

- VILLAGE -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, ESTABLISHING SANITARY SEWER AND WATER RATES FOR THE 2024-25 FISCAL YEAR; ESTABLISHING AN EFFECTIVE DATE.

Issue:

Should the Village Council approve a Water Rate of \$6.1689/1,000 gallons and a wastewater rate of \$10.2844/1,000 gallons, with a 3,000-gallon minimum monthly charge on each?

The Bal Harbour Experience:

- | | | |
|--|--|---|
| <input type="checkbox"/> Beautiful Environment | <input checked="" type="checkbox"/> Safety | <input checked="" type="checkbox"/> Modernized Public Facilities/Infrastructure |
| <input type="checkbox"/> Destination & Amenities | <input type="checkbox"/> Unique & Elegant | <input checked="" type="checkbox"/> Resiliency & Sustainable Community |
| <input type="checkbox"/> Other: _____ | | |

Item Summary / Recommendation:

It is recommended the Council approve the Resolution authorizing a rate for Water of \$6.1689/1,000 gallons, which is a \$0.3971 increase (6.88%); and a Wastewater Rate of \$10.2844/1,000 gallons, which remains the same as the current year with a 3,000-gallon minimum monthly charge on each. These proposed increases reflect a 13.60% increase in the cost for water from Miami Dade County; and a 3.57% decrease in the sewer charges from the City of Miami Beach along with an inflation factor for the BHV Utility.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION.


Advisory Board Recommendation:

At their August 6th, 2024 meeting, the Budget Advisory Committee unanimously recommended the proposed water rate and wastewater rate increases.

Financial Information:

	Amount	Account	Account #
	X	X	X

Sign off:

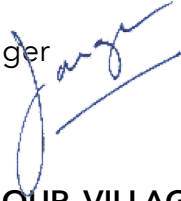
	Chief Financial Officer Claudia Dixon	Village Manager Jorge M. Gonzalez
		

BAL HARBOUR

- VILLAGE -

COUNCIL MEMORANDUM

TO: Honorable Mayor and Village Council

FROM: Jorge M. Gonzalez, Village Manager 

DATE: September 10, 2024

SUBJECT: **A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, ESTABLISHING SANITARY SEWER AND WATER RATES FOR THE 2024-25 FISCAL YEAR; ESTABLISHING AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

It is recommended the Council approve the Resolution authorizing a rate increase from our wholesale service provider for Water to \$6.1689/1,000 gallons from \$5.7719/1,000 gallons, and Wastewater rate to remain the same at \$10.2844/1,000 gallons with a 3,000-gallon minimum monthly charge on each.

BACKGROUND

Water and Wastewater services within the Village are provided as an enterprise operation, through the Utility within the Public Works & Beautification Department. Services are funded as payments for measurable Water and Wastewater services based on consumption. Pursuant to Chapter 180, Florida Statutes, municipalities are authorized to establish just and equitable rates to be paid for the use of the utility. Rates established as charges for services should sustain its operations and satisfy any related debt.

Water & Wastewater Utility Rates

For the Village utility operations, water is purchased at a wholesale rate from the Miami-Dade County Water and Sewer Department (Miami-Dade WASD), and the City of Miami Beach (CMB) applies a wholesale rate for Wastewater or sewer services which travels through their system for treatment at the Miami-Dade WASD Virginia Key plant. Wholesale water service is paid directly to Miami-Dade WASD, and wholesale sewer services are paid directly to the City of Miami Beach by the Village; for this reason, their rates directly affect the rates the Village charges to our customers.

In past years, we have passed-through rate increases from our wholesale service providers to our customers; this year, Miami-Dade WASD has proposed a water rate increase, so in turn, we propose to pass that cost on to our customers as well. The proposed wholesale water rate change is an increase of 13.60%, or \$0.2873 cents for Wholesale Water Rates, from \$2.1130/1,000 gallons to \$2.4003/1,000 gallons. If this rate increase is passed-through to Village utility customers consistent with the past practice in the last few fiscal years, inclusive of a cost-of-living and other increases in the Bal Harbour Village surcharge, it would result in an adjustment from \$5.7719/1,000 gallons, to \$6.1689/1,000 gallons or a 6.88% rate increase to Village customers, as summarized below.

Water Service Rates (per 1,000 gallons)			
	2023-24	2024-25	Percent Change
Miami Dade - WASD Wholesale	\$ 2.1130	\$ 2.4003	13.60%
Bal Harbour Village	3.6589	3.7686	3.00%
Total	\$5.7719	\$6.1689	6.88%

The pass-through wholesale water rate increase would result in an annual cost to Village customers (who average 12,000 gallons per month) of approximately \$4.76 more per month at the proposed rate.

The City of Miami Beach pays Miami-Dade WASD for sewer services, and the Village pays the City of Miami Beach. This year, Miami-Dade WASD has proposed an overall sewer rate decrease. The proposed rate will include a true-up adjustment from a prior year to be paid by the Village to the City of Miami Beach in FYE 2025.

Wastewater Service Rates (per 1,000 gallons)			
	2023-24	2024-25	Percent Change
City of Miami Beach Wholesale	\$ 4.3343	\$ 4.1796	-3.57%
Bal Harbour Village	5.9501	6.1048	2.60%
Total	\$10.2844	\$10.2844	0.00%

A surcharge is included within the City of Miami Beach wholesale sewer rate as an administrative fee and a renewal and replacement infrastructure fee. In addition, Miami-Dade County requires a Service Fee of \$6.00 per each one hundred (\$100.00) of the receipts of the utility, this 6.0% is collected on each bill as Utility Tax and is remitted to the County at the conclusion of each fiscal year; this rate has remained unchanged since FY 2015.

Keeping the overall proposed wastewater rate flat (inclusive of the Bal Harbour Village surcharge and a true-up adjustment from a prior year to be paid by the Village to the City of Miami Beach in FYE 2025) would result in no cost change to Village customers at the proposed rate.

The FY 2024-25 Proposed Utility Fund Budget is balanced with the proposed rate for wholesale water services of \$6.1689/1,000 gallons, and a rate for wholesale sewer service of \$10.2844/1,000 gallons.

At their August 6, 2024 meeting, the Village’s Budget Advisory Committee reviewed the proposed pass-through water wholesale rate and the wholesale sewer rate and voted to recommend approval of the recommended rates respectively.

The Proposed FY 2024-25 Operating and Capital Budget for the Utility Fund is \$6,829,900 (this includes CIP appropriations of \$1,200,000 towards the Utility Master Plan Project).

THE BAL HARBOUR EXPERIENCE

Approving the rate will ensure the Sanitary Sewer and Water rates will be sufficient to provide Utility services to the general public on a continuing basis throughout the coming fiscal year, resulting in Safety, Modernized Public Facilities/Infrastructure, as well as Resiliency & Sustainable Community. Clean potable water and functioning sewer adds to health and safety.

CONCLUSION

It is recommended the Council approve the Water rate increase to \$6.1689 per 1,000 gallons for water, and the Wastewater rate to remain the same at \$10.2844 per 1,000 gallons. The incremental impact of the rate adjustments compared to countywide consumption averages are nominal. These rates as proposed provide for the annual proprietary operations of the Village Utility, coverage of debt payments, a true-up adjustment from prior years to be paid by the Village to the City of Miami Beach in FYE 2025, and funds toward the advancement of pay-as-you-go improvements to operating capital for the Water and Wastewater Utility.

RESOLUTION NO. 2024-____

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, ESTABLISHING SANITARY SEWER AND WATER RATES FOR THE 2024-25 FISCAL YEAR; ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Bal Harbour Village Code provides that the Village Council shall set Sanitary Sewer and Water Rates following a public hearing; and

WHEREAS, an adjustment in Water and Sanitary Sewer Rates is necessary, as provided below and as explained in the attached memo; and

WHEREAS, said public hearing was held on September 10, 2024.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. Rates Approved. The following rate for Sanitary Sewer and Water customers is hereby adopted to be applied from and after October 01, 2024:

Water Rates - \$6.1689/1,000 gallons of water consumed - 3,000 gallons minimum monthly charge.

Sanitary Sewer Rates - \$10.2844/1,000 gallons of water consumed - 3,000 gallons minimum monthly charge.

Section 2. Effective Date. That this Resolution shall take effect immediately upon the adoption hereof.

The foregoing Resolution was offered by Councilmember _____, who moved its adoption. The motion was seconded by _____ and upon being put to a vote, the vote was as follows:

Mayor _____
Vice Mayor _____
Councilmember _____
Councilmember _____
Councilmember _____

PASSED, ADOPTED AND APPROVED this 10th day of September, 2024.

Mayor Jeffrey P. Freimark



ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Village Attorney
Weiss Serota Helfman Cole & Bierman P.L.

BAL HARBOUR

- VILLAGE -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, ADOPTING A CONSOLIDATED SCHEDULE OF FEES IMPOSED BY THE VILLAGE FOR THE PROVISION OF SERVICES; PROVIDING FOR CONFLICT; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Issue:

Should the Village Council approve the consolidated fee schedule for FY2024-25?

The Bal Harbour Experience:

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Beautiful Environment | <input checked="" type="checkbox"/> Safety | <input checked="" type="checkbox"/> Modernized Public Facilities/Infrastructure |
| <input checked="" type="checkbox"/> Destination & Amenities | <input checked="" type="checkbox"/> Unique & Elegant | <input checked="" type="checkbox"/> Resiliency & Sustainable Community |
| <input type="checkbox"/> Other: _____ | | |

Item Summary / Recommendation:

It is recommended the Council approve the Resolution. Adoption of a consolidated fee schedule improves the administration of fees, and will provide the public a focal point for all the Village's fees and charges for services. The FY 2024-25 Proposed Fee Schedule incorporates water utility rates adopted through this year's budget development process.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION.

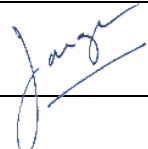
Advisory Board Recommendation:

N/A

Financial Information:

	Amount	Account	Account #
	X	X	X

Sign off:


	Chief Financial Officer	Village Manager
	Claudia Dixon	Jorge M. Gonzalez
		

BAL HARBOUR

- V I L L A G E -

COUNCIL MEMORANDUM

TO: Honorable Mayor and Village Council

FROM: Jorge M. Gonzalez, Village Manager 

DATE: September 10, 2024

SUBJECT: **A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, ADOPTING A CONSOLIDATED SCHEDULE OF FEES IMPOSED BY THE VILLAGE FOR THE PROVISION OF SERVICES; PROVIDING FOR CONFLICT; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

It is recommended the Council approve the Resolution. Adoption of a consolidated fee schedule improves the administration of customers fees and charges, and provides the public a singular focal point which identifies Village rates and fees. The FY 2024-25 Proposed Fee Schedule incorporates water and sewer utility service rates adopted throughout the budget process and memorializes existing Village fees and service charges.

BACKGROUND

In various sections of the Village Code of Ordinances, a variety of fees are authorized to cover the cost of Village services, in other cases fees are adopted by Resolution, and others are charged based upon Florida Statutory provisions, and therefore are not codified. The adoption of a comprehensive fee schedule in conjunction with the adoption of the budget for FY 2024-25, provides consolidation of Village rates and fees. This improves the ability to administer charges internally, and provides a single reference point for individuals doing business with the Village, while allowing for greater transparency into the fees and charges for services.

In FY 2015 the Village consolidated rates and fees into a comprehensive fee schedule for adoption with the FY 2014-15 budget, with the intention of re-evaluating the rates each fiscal year through the budget development process. The evaluation of Service Charges, provides an opportunity to ensure those who utilize a particular service cover the cost of service provision. The FY 2024-25 fee schedule primarily includes the fees for the proposed increase to the Sanitary Sewer & Water rates.

THE BAL HARBOUR EXPERIENCE

Approving the fee schedule ensures that those who utilize a particular service cover the cost-of-service provision. Fees collected support every element of the Bal Harbour Experience.

CONCLUSION

Fiscal Year 2024-25 budget development and adoption provides an opportunity to evaluate revenues, fees, and to advance policy related to fees for service throughout the year. The FY 2024-25 proposed fee schedule incorporates the Council approved water utility rates as recommended by the Village Budget Advisory Committee members. In the event a Village Code or State Law is changed, the resolution provides for automatic adjustments to eliminate conflicts.

Attachments:

1. Exhibit A - FY 2025 Fee Schedule.

RESOLUTION NO. 2024-____

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; ADOPTING A CONSOLIDATED SCHEDULE OF FEES IMPOSED BY THE VILLAGE FOR THE PROVISION OF SERVICES; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Code authorizes the collection of a variety of service fees, user fees and other fees (collectively, the "Fees"); and

WHEREAS, in addition to those Fees enumerated in the Village Code, the Village administers a program for the employment of off-duty police officers (the "Program"), and in which the Village staff collects and distributes payments for off-duty police officers working in the Program ("Police Protection Charges"); and

WHEREAS, the Village Council desires to adopt an updated consolidated schedule of the Fees (the "Consolidated Schedule") including water and waste water service rate updates.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA, AS FOLLOWS:

Section 1. **Recitals Adopted.** That the above stated recitals are hereby adopted and confirmed.

Section 2. **Schedule of Fees Adopted.** That the consolidated schedule of Fees levied by the Village as well as the Police Protection Charges, in substantially the form attached hereto as Exhibit "A" is hereby adopted.

Section 3. **Conflict.** That in the event of a conflict between the Fees identified in the Consolidated Schedule and the Village Code or State Statute, the Village Code or State Statute shall control.

Section 5. **Implementation.** That the Village Manager is hereby authorized to take any action necessary to implement the collection of the Fees and Charges and the purposes of this Resolution.

Section 6. Effective Date. That this Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED this 10th day of September, 2024.



Mayor Jeffrey P. Freimark

ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Village Attorney
Weiss Serota Helfman Cole & Bierman P.L.

BAL HARBOUR

- VILLAGE -

FY 2024-25 Rates & Fees

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
<u>Administration</u>		
<i>Public Records Request</i>		
Copies of record per page		Per Statutory Reference FS 119.07
Certified Copies		Per Statutory Reference FS 119.07
Copies of CD's		Per Statutory Reference FS 119.07
Certified Copies per page		Per Statutory Reference FS 119.07
<i>Lobbyist Registration</i>		
Lobbyist Registration	\$ 300.00	Sec. 2-301
One-time Fee per Principal presented	\$ 100.00	Sec. 2-301
Annual Fee and Renewal	\$ 200.00	Sec. 2-301
<i>Vacation Rentals</i>		
Application for Vacation Rental Certificate	\$ 150.00	Reso No. 2011-741 / Sec. 21-363
Annual Inspection or Re-Inspection "No Show" Fee	\$ 300.00	Reso No. 2011-741 / Sec. 21-363
Application for Appeal of Vacation Rental Agent Status	\$ 150.00	Reso No. 2011-741 / Sec. 21-363
<u>Recreation, Arts & Culture</u>		
<i>Recreation, Arts & Culture - Programs</i>		
Art for Adults*	\$ 100 per month	
Art for Youth*	\$ 220 (6-class session)	
Baby & Me*	\$ 120 (4-class session)	
Basketball, Instructional*	\$ 85 (6-class session)	
Basketball, Pee Wee*	\$ 85 (6-class session)	
Crochet	\$ 180 (10-class session)	
Dance, Lyrical*	\$ 85 (6-class session)	
Dance, Twinkle Toes*	\$ 75 (6-class session)	
Kidokinetics*	\$ 160 (8-class session)	
Mat Pilates*	\$ 10/class (Drop-In Rate) \$ 32/month	

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Music (Piano or Guitar)*	\$ 200 (8-class session)	
Pickleball Clinic*	\$ 15/class	
Soccer, Instructional*	\$ 85 (6-class session)	
Soccer, Pee Wee*	\$ 85 (6-class session)	
Strength & Flexibility*	\$ 10/class (Drop-In Rate) \$ 32/month	
Tae Kwon Do	\$ 85 (6-class session)	
Tai Chi*	\$ 10/class (Drop-In Rate) \$ 32/month	
Yoga*	\$ 10/class (Drop-In Rate) \$ 32/month	
Yoga, Chair*	\$ 10/class (Drop-In Rate) \$ 32/month	
Yoga, Restorative*	\$ 10/class (Drop-In Rate) \$ 32/month	
Zumba, Gold*	\$ 10/class (Drop-In Rate) \$ 32/month	
<i>Recreation, Arts & Culture - Events</i>		
Event with Transportation	\$ 5/trip	
<i>Recreation, Arts & Culture - Miscellaneous</i>		
All Access Card (replacement fee)	\$10	
Sabbath Key	\$25	
<i>Recreation, Arts & Culture - Facility Rentals</i>		
Indoor Rental, Emerald Room with Kitchen, Resident Rate	\$ 2,500 / 5 hours; \$ 100 each addtl hour	
Indoor Rental, Emerald Room with Kitchen, Non-Profit Rate	\$ 2,750 / 5 hours; \$ 100 each addtl hour	
Indoor Rental, Emerald Room with Kitchen, Corporate Rate	\$ 3,100 / 5 hours; \$ 100 each addtl hour	
Indoor Rental, Limited Edition Rental Package	\$ 500 / 4 hours; \$ 75 each addtl hour	
Indoor Rental, Sapphire Room, Resident Rate	\$ 1,250 / 5 hours; \$ 50 each addtl hour	
Indoor Rental, Sapphire Room, Non-Profit Rate	\$ 1,500 / 5 hours; \$ 50 each addtl hour	
Indoor Rental, Sapphire Room, Corporate Rate	\$ 1,600 / 5 hours; \$ 50 each addtl hour	
Indoor Rental, Covered Terrace, Resident Rate	\$ 1,500 / 5 hours; \$ 50 each addtl hour	
Indoor Rental, Covered Terrace, Non-Profit Rate	\$ 1,700 / 5 hours; \$ 50 each addtl hour	
Indoor Rental, Covered Terrace, Corporate Rate	\$ 1,900 / 5 hours; \$ 50 each addtl hour	

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Indoor Rental, A/V Equipment Add-on	\$150.00	
Outdoor Rental, Yoga Deck	\$ 500 / 5 hours	
Outdoor Rental, Picnic Tables (two, reserved)	\$ 50 / hour	
Outdoor Rental, Basketball Court	\$ 50 / hour	
Outdoor Rental, Security & Cleanup Deposit	\$500.00	
Indoor Rental, Security & Cleanup Deposit	\$1,500.00	
Overtime Staffing for Rentals	\$ 50 / hour per staff person	
Outdoor Rental, Tables, BHV Property	\$ 10.00 each	
Outdoor Rental, Chairs, BHV Property	\$ 5.00 each	
Indoor Rental, Tables, BHV Property	\$ 15.00 each	
Indoor Rental, Chairs, BHV Property	\$ 7.50 each	
* Published rates may fluctuate according to market conditions. Changes to these rates will be made by Village Manager approval.		
<u>Tourism</u>		
Resort Tax		
Resort Tax on Rent	4%	Sec. 18-29
Resort Tax on Food & Beverage	2%	Sec. 18-29
Resort Tax Late Fee	10% Of the amount due	Sec. 18-38
Resort Tax Late Fee - Continued Delinquency	10% Of amount due plus the first 10% Penalty imposed	Sec. 18-38
Resort Tax Application Fee	\$100.00	
<u>Finance</u>		
NSF Check	\$ 15.00 or 5% Whichever is greater	Sec. 18-143
<u>Lien Request</u>		
Lien Request 24hr	\$ 100.00	Sec. 18-144
Lien Request 2-4 days	\$ 50.00	Sec. 18-144
<u>Business Tax Receipt</u>		
Retail	\$ 73.70 1st \$1,000 worth of stock inventory value	Sec. 9-40
Retail	\$ 4.35 each additional 1,000 worth or fractional thereof	Sec. 9-40
Restaurant	\$ 73.70 for first 35 chairs	Sec. 9-40
Restaurant	\$ 2.00 for each additional chair/seat over 35	Sec. 9-40
Restaurant - Late Hour Bar	670.05	Sec. 9-40
Professional	87.1	Sec. 9-40
Per Professional	26.81	Sec. 9-40
Vending Machines	\$ 3.68 per machine	Sec. 9-40

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Services	73.7	Sec. 9-40
Services - Barber Shops & Beauty Parlors	\$ 15.40 per chair in excess of 4	Sec. 9-40
Hotels & Cabanas	\$ 2.68 per room or cabana	Sec. 9-40
Insurance	87.1	Sec. 9-40
Financial Institutions	268.02	Sec. 9-40
Financial Institutions	\$ 67.00 per branch if main bank is within Village	Sec. 9-40
Nightclubs	3350.24	Sec. 9-40
Delinquency during the month of October	10%	Sec. 9-33
Delinquency after October in addition to 10%	5% Not to exceed 25%	Sec. 9-33
Failing to obtain BTR	Any person who engages in any business, occupation, or profession covered by this article, who does not pay the required local business tax within 150 days after the initial notice of tax due, and who does not obtain the required local business tax receipt, may be subject to civil actions and penalties including court costs, reasonable trial and appellate attorneys' fees, additional administrative costs incurred as a result of collection efforts and a penalty of up to \$250.00.	Sec. 9-33
Franchise Fees		
Solid Waste	10% of gross monthly Solid Waste collection and disposal service fee receipts of all its accounts located in the Village as reflected on each monthly report.	Sec. 16-61
Burglar Alarm Registration & False Burglar Alarm		
False Alarm -1st	No Charge	Sec. 3-74
False Alarm -2st Offense	No Charge	Reso. No. 2016-1033
False Alarm -3rd	No Charge	Reso. No. 2016-1033
False Alarm -4th	\$ 75.00	Sec. 3-74
False Alarm -5th and everything after	\$ 100.00	Sec. 3-74
Burglar Alarm Penalty	\$ 10 per day alarm system is operated w/o certificate & 12% interest	Sec. 3-51
Water & Sewer Fees		
New Water Customer 5/8"	\$ 75.00 Deposit to open account	Reso. No. 1991-430
New Water Customer 1" Water	\$ 175.00 Deposit to open account	Reso. No. 1991-430
New Water Customer 1" Irrigation	\$ 105.00 Deposit to open account	Reso. No. 1991-430
New Water Customer 1.5" Water & Irrigation	\$ 200.00 Deposit to open account	Reso. No. 1991-430
New Water Customer 2" Water & Irrigation	\$ 250.00 Deposit to open account	Reso. No. 1991-430
New Water Customer 3" Water & Irrigation	\$ 500.00 Deposit to open account	Reso. No. 1991-430

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Water Rate	\$ 6.1689 per 1000 gallons 3000 gallon minimum charge	TBD
Sewer Rate	\$ 10.2844 per 1000 gallons 3000 gallon minimum charge	TBD
Water/Sewer Late Fee	\$ 10.00 (8% per annum if a Lien is set)	Sec. 20-30 (c)
Tapping Charges 5/8" meter	\$ 552.00	Reso. No. 1988-367
Tapping Charges 1" meter	\$ 552.00	Reso. No. 1988-367
Tapping Charges 1.5" meter	\$ 800.00	Reso. No. 1988-367
Temporary Portable Meter (Floating Meter)	\$ 2,500.00 Deposit	Reso. No. 2016-1033
Leak Test	\$ 25.00	Reso. No. 2016-1033
Initial Connection	\$ 25.00	Reso. No. 2016-1033
Temporary (Seasonal) Shutoff Request	\$ 150.00	Reso. No. 2016-1033
Re-Connection	\$ 50.00	Reso. No. 2016-1033
Secondary Visit for Read due to Obstruction	\$ 50.00	Reso. No. 2016-1033
Meter Tampering/ Active Meter Violation	\$ 150.00	Reso. No. 2016-1033
Backflow Inspection Program	\$ 5.00 per month	Sec. 20-2
<u>Building & Zoning</u>		
Zoning		
Site Plan Review: Minor	\$ 1,000.00 + cost	Sec. 21-322 (b)
Site Plan Review: Major	\$ 3,500.00 + cost	Sec. 21-322 (b)
Application Fees for nonuse variances or public hearing involving single family & multifamily:		Sec. 21-51 (b)(1)
Dwellings w/ 12 or less units 1st variance request	\$ 150.00	
If in violation	\$ 300.00	
Each additional	\$ 25.00	
If in violation	\$ 50.00	
Public Hearings	\$ 150.00	

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
If in violation	\$ 300.00	
Zoning Verification Letters	\$ 150.00 first hr Min with 90.00 per hr thereafter	
Application Fees for non-use variances from each section of this Ch. Or for a public hearing for all uses except those noted in subsection (b)(1) of this section:		
		Sec. 21-51 (b)(2)
From each section of chapter except dwellings with 12 or less units	\$ 250.00	
If in violation	\$ 500.00	
Each additional	\$ 75.00	
If in violation	\$ 150.00	
Public Hearings	\$ 150.00	
If in violation	\$ 300.00	
Architectural Review Board for Security District & Business District		
New Home / New Building	\$ 2500.00	Ord 2016-589
Alterations	\$ 1000.00	Ord 2016-589
Minor Applications	\$ 250.00	Ord 2016-589
Uniform Sign Plan Application		
New Uniform Sign Plan	\$ 5000.00	Sec. 15-16 and Reso No. 2019-1246
Amendment	\$ 2500.00	Sec. 15-16 and Reso No. 2019-1246
Building Envelope Designation	\$ 500.00	Sec. 15-16 and Reso No. 2019-1246
Sign Plan Application		
New Sign Application Plan	\$ 1500.00	Sec. 15-16 and Reso No. 2019-1246

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Amendment	\$ 700.00	Sec. 15-16 and Reso No. 2019-1246
Variance for Sign Plan App.	\$ 500.00	Sec. 15-16 and Reso No. 2019-1246
Construction Activity Fee (Security District)	.5% of Total Project Value of \$100,000 or greater	Ord 2019-623
Building Dept.		
AD - GROUP		
GENERAL INFORMATION ON SPECIAL FEES, REFUNDS, EXTENSIONS AND CANCELLATIONS		
AD001 Up-front Processing Fee (non-refundable) Upfront fee is required at the time of permit application, this fee is required for residential and commercial permits.	50% of Permit Fee	Resolution No. 2022-1463
Inspections/Plan Reviews Requiring Overtime Charges for construction inspections or plan review, which are requested and paid in advance of required overtime work. (4 Hour Minimum Per Permit)		
AD002 Non-Holiday Weekends or After hours Non-Holiday First 4 Hours per permit	\$400/per permit (4) hours	Resolution No. 2022-1463
AD003 Non-Holiday Weekends or After hours Non-Holiday each additional hour per permit	\$100.00/per hour/per permit	Resolution No. 2022-1463
AD004 Holidays and Holiday Weekends First 4 hours per permit	\$600.00/per permit (4) hours	Resolution No. 2022-1463
AD005 Holiday and Holiday Weekends each additional hour per permit	\$150.00/per hour/per permit	Resolution No. 2022-1463

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
AD006 Rework of Plans as per Florida Statute 552.80 Sec 2(b) "With respect to evaluation of design professionals' documents, if a local government finds it necessary, in order to enforce compliance with the Florida Building Code and issue a permit, to reject design documents required by the code three or more times for failure to correct a code violation specifically and continuously noted in each rejection, including but not limited to, egress fire protection, structural stability, energy accessibility, lighting, ventilation, electrical, mechanical, plumbing and gas systems, or other requirements identified by rule of the Florida Building Commission adopted pursuant to Chapter 120, the local government shall impose, each time after the third such review the plans are rejected for that code violation, a fee of four times the amount of the proportion of the permit fee attributed to plans review."	\$100/each additional review	Resolution No. 2022-1463
AD007 Reinspection Fee as per Florida Statute 553.80 Sec 2 (c) "With respect to inspections, if a local government finds it necessary, in order to enforce compliance with the Florida Building Code, to conduct any inspection after an initial inspection and one subsequent re-inspection of any project or activity for the same code violation specifically and continuously noted in each rejection, including but not limited to egress, fire protection, structural stability, energy, accessibility, lighting, ventilation, electrical, mechanical, plumbing and gas systems, or other requirements identified by rule of the Florida Building Commission adopted pursuant to Chapter 120, the local government shall impose a fee of four times the amount of the fee imposed for the initial inspection or first re-inspection, whichever is greater for each such subsequent re- inspection."	\$100.00/each subsequent re-inspection	Resolution No. 2022-1463
Revisions/Shop Drawings		
AD008 Revisions/Shop Drawings involving two (2) trades	\$250.00	Resolution No. 2022-1463
AD009 Additional Trades	\$100 each additional trade	Resolution No. 2022-1463
AD010 Double Fees When work for a permit is required is commenced prior to obtaining a permit. The permit applicant will be required to pay a double permit fee. The payment of the required fee shall not relieve the applicant of other penalties established by law. The double fee requirements shall be applicable to all divisions of the Building Department.	Permit fee times 2	Resolution No. 2022-1463
AD011 Lost Plans	\$200.00 plus Cost of Reproduction	Resolution No. 2022-1463
AD012 Lost Permit Card	\$150.00/per lost permit card	Resolution No. 2022-1463
AD013 Change of Contractor Where there is a change of contractor, the second permit holder shall pay a fee to cover the cost of transferring the data from the original contractor to the new contractor.	\$300.00/per Change of Contractor	Resolution No. 2022-1463
AD014 Permit Extension A fee shall be paid by the permit holder who submits a written request for a permit extension as authorized under Florida Building Code.	\$150.00/per extension	Resolution No. 2022-1463
AD015 Permit Application Extension A fee shall be paid by the permit holder who submits a written request for a permit application extension as authorized under Florida Building Code.	\$150.00/per extension	Resolution No. 2022-1463
Temporary Certificate of Occupancy/Completion Upon written request and as authorized by the Building Official as per Florida Building Code		Resolution No. 2022-1463

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
AD016 Initial Certificate	\$300.00	Resolution No. 2022-1463
AD017 Extension - Requested prior to expiration	\$300.00	Resolution No. 2022-1463
AD018 Occupy without a CO/CC/TCO/TCC	\$300.00	Resolution No. 2022-1463
AD020 Permit Renewals Where a permit has become null and void pursuant to Florida Building Code, a credit of (50%) of the permit fee shall be applied to any re-application fee for a permit covering the same project and involving the same plans, provided that the complete re-application is made within six (6) months of the expiration date of the original permit and provided that no refund had been made as provided in this Fee Schedule.		Resolution No. 2022-1463
AD021 Refunds, Time Limitation, Cancellations The Fees charged pursuant to this schedule, may be refunded by the Village subject to the following: 1. No refunds shall be made on a request involving: (a) Permit Fees for \$1000.00 or less; or (b) permits revoked by the Building Official under the authority granted by the Florida Building Code, or permits cancelled by court order or conditional permit; or (c) permits which have expired; or (d) permits under which work has commenced and is evidenced by any recorded inspection having been made by the Building Department or Private Provider; or (e) the original permit holder when there is a change of contractor; or (f) upfront Fees. 2. A full refund less \$1000.00 or 50% of the fee, whichever is greater, rounded to the nearest dollar, shall be granted to permit holder who requests a refund provided: (a) That the Building Department received a written request from the permit holder prior to the permit expiration date; (b) that the permit holder submits with such a requests the applicant's validated copy of such permit; and (c) that no work has commenced under such permit as evidenced by lack of recorded inspection and a field check is required to confirm no work performed.		Resolution No. 2022-1463
Scanning Fee charged per page for cost recovery of digitizing permit drawings		
AD022 Sheets 8 x 14 or smaller	\$0.25 per sheet	Resolution No. 2022-1463
AD023 Sheets 11 x 17	\$2.00 per sheet	Resolution No. 2022-1463
AD024 Sheets larger than 11 x 17	\$4.00 per sheet	Resolution No. 2022-1463
Other Reviews		
AD025 Landscape Review	\$100.00/per hour	Resolution No. 2022-1463
AD026 Public Works Review	\$100.00/per hour	Resolution No. 2022-1463

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
AD027 Utilities Review	\$100.00/per hour	Resolution No. 2022-1463
AD028 Zoning Review	\$100.00/per hour	Resolution No. 2022-1463
AD029 Construction Activity Fee (Security District) ORD 2019-623	.5% of Total Project Value of \$100,000 or Greater	Resolution No. 2022-1463
AD030 Miami Dade Building Code Compliance Fee - As per the latest Miami Dade County Code Ordinance Chapter 8-12 as updated	\$0.60 per every \$1000.00 of value of construction	Resolution No. 2022-1463
Florida Building Code Surcharge		
AD031 Minimum Fee	\$2.00	Resolution No. 2022-1463
AD032 Percentage as per Florida Statute		
Building Code Administration and Inspection Fee		
AD033 Minimum Fee	\$2.00	Resolution No. 2022-1463
AD034 Percentage as per Florida Statute		
PF-GROUP BUILDING AND TRADE PERMIT FEES		
Special Building Permit Fees		
PF001 Flooring Interior Condominium Unit	\$300.00	Resolution No. 2022-1463
PF002 Flooring Exterior (Waterproofing) Condominium Unit	\$300.00	Resolution No. 2022-1463
PF003 Temporary Trailer (For Construction 180 Days) Tie Down Inspection	\$500.00	Resolution No. 2022-1463
Residential Permit Fees		
PF004 Minimum Fee Job Value up to \$5,000	\$160.00	Resolution No. 2022-1463
PF005 Tier 1 Job Value exceeding \$5000 and up to the First \$1,000,000	3.15% of job value	Resolution No. 2022-1463
PF006 Tier 2 Job Value exceeding \$1,000,000 and/or additional thereafter Tier 1	2.15% of job value	Resolution No. 2022-1463
Commercial Permit Fees		
PF007 Minimum Fee Job Value up to \$8,000	\$325.00	Resolution No. 2022-1463
PF008 Tier 1 Job Value exceeding \$8000 and up to the First \$1,000,000	3.90% of job value	Resolution No. 2022-1463

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
PF009 Tier 2 Job Value exceeding \$1,000,000 and/or additional thereafter Tier 1	2.90% of job value	Resolution No. 2022-1463
RC-GROUP Structure Recertification Fee For every application for Re-certification under Chapter 8 of Miami Dade County Code there shall be a fee paid to the Building Department for the processing of each application.		
RC001 Structure Recertification regardless of age	\$400.00	Resolution No. 2022-1463
RC002 Structural Glazing System Recertification For the initial application for structural glazing re-certification and each subsequent application under Chapter 8 of the Miami Dade County Code there shall be paid to the Building Department for the processing of each application	\$400.00	Resolution No. 2022-1463
BV-GROUP BOILERS AND PRESSURE VESSELS (each)		
BV001 Boiler less than 837 MBTU	\$150.00	Resolution No. 2022-1463
BV002 Boilers 837 MBTU to 6695 MBTU	\$250.00	Resolution No. 2022-1463
BV003 Steam Driven Prime Movers	\$150.00	Resolution No. 2022-1463
BV004 Steam Actuated Machinery	\$150.00	Resolution No. 2022-1463
BV005 Unfired Pressure Vessels (operating at pressures in excess of 60 PSI and having a volume of more than 5 cu ft)	\$150.00	Resolution No. 2022-1463
Boilers and Pressure Vessel Periodic Re-Inspections (each)		
BV006 Steam Boilers	\$150.00	Resolution No. 2022-1463
BV007 Hot water Boilers	\$150.00	Resolution No. 2022-1463
BV008 Unfired Pressure Vessel	\$150.00	Resolution No. 2022-1463
BV009 Miniature Boiler	\$150.00	Resolution No. 2022-1463
BV010 Certificate of Inspection (third party insurance company inspection)	\$150.00	Resolution No. 2022-1463
BV011 Shop Inspection of boiler or pressure vessel per completed vessel	\$150.00	Resolution No. 2022-1463

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
AF-GROUP ANNUAL FACILITY OPERATING PERMIT FEE		
Master Facility Permit Fee	\$2,000.00	Resolution No. 2022-1463
Subsidiary Facility Permit Fee	\$1,000.00	Resolution No. 2022-1463
<u>Police</u>		
Red Light Camera Violation	\$ 158.00	Sec. 19-47
Fingerprinting	A rate consistent with the FDLE fee schedule	
Off Duty	\$ 45.00 per hr - minimum 4 hrs	Reso No. 2014-874
Off Duty - Holiday	\$ 67.50 per hr - minimum 4 hrs	Reso No. 2014-874
Off Duty - Admin Fee	\$ 15.00 per hr	Reso No. 2015-983
<u>Towing</u>		
Administrative Charge	\$ 40.00	Sec. 19-34 Ord No. 542
<u>Code Enforcement</u>		
Code Violations	\$ 250.00 per day	Sec. 2-191
Operating alarm without a valid certificate	\$ 10.00 per day	Sec. 3-51
Failing to comply with smoke detection requirements	\$ 100.00 per day during 1st 30 days of noncompliance	Sec. 2-191
Failing to comply with smoke detection requirements	\$ 200.00 per day during after 30 days of noncompliance	Sec. 2-191
Selling liquor, beer or wine within 300 feet of churches, etc.	\$ 250.00	Sec. 4-3
Selling liquor, beer or wine during hours other than prescribed hours of sale	\$ 250.00	Sec. 4-4
Shooting, trapping, killing or destroying birds or nests	\$ 50.00	Sec. 5-1
Keeping animals (other than dogs and cats) without special permit	\$ 50.00	Sec. 5-2
Keeping fowl or permitting fowl to run at large	\$ 50.00	Sec. 5-3
Cruelty to animals	\$ 50.00	Sec. 5-4
Taking or keeping a dog in a park or on the beach or allowing a dog to run at large	\$ 50.00	Sec. 5-5

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Permitting a cat to be outside any residence without requisite bells	\$ 50.00	Sec. 5-6
Undertaking specified building activities without a permit	\$ 300.00 for licensed contractor or homeowner, or cost of double permit fee, whichever is greater	Sec. 6-27 and Ord No. 2017-592
Undertaking specified building activities without a permit	\$ 300.00 for homeowner, or cost of double permit fee, whichever is greater	Sec. 6-27 and Ord No. 2017-592
Demolishing a structure without a permit; failing to comply with demolition permit or plan or with regarding and revegetation plans	\$ 250.00	Sec. 6-111 through Sec. 6-145
Failing to obtain a local business tax receipt	\$ 250.00	Sec. 9-28
Failing to post occupational license	\$ 50.00	Sec. 9-27
Fishing from viaduct or bridge or any other posted area	\$ 50.00	Sec. 10-1
Improperly constructing groins	250.00	Sec. 10-2
Doing prohibited activities on a public beach: driving vehicles, destroying plants, taking animals, starting fires, building or maintaining tents, shelters or structures, or fishing in posted areas	\$ 50.00	Sec. 10-31
Erecting advertising matters without authorization	\$ 50.00	Sec. 11-1
Littering	\$ 25.00	Sec. 11-2
Failing to keep lots clean	\$ 100.00	Sec. 11-3
Making or causing a loud, excessive or unusual noise disturbance	\$ 250.00	Sec. 11-27 through Sec. 11-29
Making or causing restricted noises during unpermitted hours	\$ 250.00	Sec. 11-31 (a) & (b)
Constructing, demolishing, altering or repairing the exterior of any dwelling	\$ 250.00	Sec. 11-31 (c)
Mowing lawns or performing other lawn maintenance activities during unpermitted hours	\$ 250.00	Sec. 11-31 (c)
Repairs, alterations to interior during unpermitted hours	\$ 250.00	Sec. 11-31 (d)
Making false statements in applications for permit, permission or license	\$ 100.00	Sec. 12-2
Destroying or disturbing trees or shrubbery	\$ 100.00	Sec. 12-5
Discharging weapons	\$ 250.00	Sec. 12-7
Selling or using stink bombs	\$ 100.00	Sec. 12-8
Erection of prohibited signs	\$ 100.00	Chapter 15

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Failing to promptly dispose of garbage or trash	\$ 25.00	Sec. 16-2
Improper disposal of vegetation and trash	\$ 500.00	Sec. 16-4 (a)
Disposing of vegetation without cutting as required	\$ 250.00	Sec. 16-4 (b)
Failing to provide in specified manner specified rooms or loading areas and containers in hotels, apartments houses and shopping centers for storage of trash and garbage	\$ 25.00	Sec. 16-31, Sec. 16-32
Using underground garbage storage containers	\$ 25.00	Sec. 16-33
Failing to cover garbage containers so that they are not visible from streets	\$ 25.00	Sec. 16-34
Selling goods or services on streets or public property	\$ 50.00	Sec. 17-1
Advertising sale of goods or services on street or public property	\$ 50.00	Sec. 17-2
Writing or digging on, placing signs on, obstructing, or throwing trash on, public streets or sidewalks	\$ 25.00	Sec. 17-3, Sec. 17-4
Obstructing public roads without permission	\$ 25.00	Sec. 17-31
Permitting shrubbery to grow near intersections so as to obstruct the view of drivers	\$ 25.00	Sec. 17-32
Parking or storing certain vehicles in residential districts	\$ 25.00	Sec. 19-5
Parking on lawns in residential districts	\$ 25.00	Sec. 19-6
Tampering with public utilities	\$ 250.00	Sec. 20-1
Using property in residential districts for unpermitted purposes	\$ 250.00	Sec. 21-362
Conducting open houses and garage sales in residential districts	\$ 100.00	Sec. 21-362
For violations of any section of this code for which a specific penalty is not prescribed	\$ 250.00 per day for 1st violation not to exceed \$500.00 per day for repeat violation	Sec. 2-191
Distributing or selling or using single use plastics	\$ 250.00 for a commercial establishment	Sec. 9-3 and Ord. No. 2019-620
Distributing or selling or using single use plastics	\$ 25.00 for an individual	Sec. 9-3 and Ord. No. 2019-620
Regulates unlimited film and photo activity on publicly-owned, managed or controlled property.	\$ 500.00 permit processing fee (annual) \$ 5,000.00 bond posted with the Village \$ 250.00 per day for 1st violation not to exceed \$500.00 per day for repeat violation	Sec. 12-10 and Ord. No. 2022-644
Violations to Ch 5 of the Village Code - Animals	Written warning 1st Violation	Sec. 5-7

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Violations to Ch 5 of the Village Code - Animals	\$ 100.00 Minimum 2nd Violation - not to exceed \$200.00	Sec. 5-7
Violations to Ch 5 of the Village Code - Animals	\$ 200.00 Minimum 3rd Violation - not to exceed \$300.00	Sec. 5-7
Violations to Ch 5 of the Village Code - Animals	\$ 300.00 for each subsequent violation - not to exceed \$500.00	Sec. 5-7
Beach Equipment		
Application Fee for Beach Equipment	Hotels: \$500.00; Condos: \$250.00	Sec 10-36
Security deposit	A security deposit in the amount set forth in the Administrative Regulations. This security deposit may be used to offset costs incurred by the Village for removal of Beach Equipment upon reasonable notice to the Owner. Currently, \$2,000.	Sec 10-36
Penalties for Offenses	Failure to correct the violation within the prescribed deadline may result in suspension or revocation of the Permit by the Village Manager, or a fine of \$250 per occurrence, or both. Failure to obtain the required Permit prior to operation shall subject the Owner to a fine of \$500 per day.	Sec 10-36

