

BAL HARBOUR

- V I L L A G E -

Mayor Gabriel Groisman
Assistant Mayor Seth Salver
Councilman David J. Albaum
Councilman Jeffrey P. Freimark
Councilman Buzzy Sklar

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
September 8, 2020
At 6:30 PM

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

On March 13, 2020, Village Manager Jorge Gonzalez declared a State of Emergency for Bal Harbour Village due to the Coronavirus (COVID-19) pandemic. This meeting was conducted virtually via "Go-To-Webinar" in order to minimize exposure to Councilmembers and members of the public. The meeting was broadcast on the Village's website (www.balharbourfl.gov) and members of the public were encouraged to participate by email (meetings@balharbourfl.gov).

CALL TO ORDER / PLEDGE OF ALLEGIANCE -

REQUESTS FOR ADDITIONS, WITHDRAWALS AND DEFERRALS

CONSENT AGENDA

C7 - RESOLUTIONS

C7A Vendor List for FY 2021

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

[Item Summary - Vendor List for FY 2021.pdf](#)

[Council Memorandum - Vendor List for FY 2021.pdf](#)

[Resolution - Vendor List for FY 2021.pdf](#)

[4 - Exhibit A- List of Vendors](#)

C7B Interlocal Agreement - (CARES) Act

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA APPROVING AN INTERLOCAL AGREEMENT FOR FEDERALLY-FUNDED SUBAWARD WITH MIAMI-DADE COUNTY FOR THE REIMBURSEMENT OF EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE (COVID-19) PURSUANT TO THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - CARES Act Interlocal Agreement.pdf](#) Council
[Memorandum - CARES Act Interlocal Agreement.pdf](#) Resolution -
[CARES Act Interlocal Agreement.pdf](#)

C7C FEMA Reimbursement

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF BAL HARBOUR, FLORIDA, APPROVING A FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE REIMBURSEMENT OF EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE 2019 (COVID-19); PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - FEMA Agreement.pdf](#)
[Council Memorandum - FEMA Agreement.pdf](#)
[Resolution - FEMA Agreement.pdf](#)
[Link to FEMA Agreement.pdf](#)

C7D Miami-Dade County Local Mitigation Strategy (LSM) 2020 Approval Process

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF BAL HARBOUR, FLORIDA, ADOPTING THE MIAMI-DADE COUNTY LOCAL MITIGATION STRATEGY 2020; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Council Memorandum - County Local Mitigation Strategy.pdf](#) Item
[Summary - County Local Mitigation Strategy.pdf](#) Resolution - County
[Local Mitigation Strategy.pdf](#) [Link to LMS 2020.pdf](#)

FIRST BUDGET HEARING

R7 - BUDGET RESOLUTIONS

R7A Millage

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, 2020 THROUGH SEPTEMBER 30, 2021, PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Item Summary - Millage.pdf](#)
[Council Memorandum - Millage.pdf](#)
[Resolution - Millage.pdf](#)

R7B FY 2020-21 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 2020-21; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE,

[Item Summary - Operating Capital and Budget.pdf](#)
[Council Memorandum - Operating Capital and Budget.pdf](#)
[Resolution - Operating Capital and Budget.pdf](#) Resolution Exhibit
A - Budget
FY 2020-21 Proposed Operating and Capital Budget Book [Placeholder]

R7C Solid Waste Amendment

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLABLE MATERIALS IN 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.pdf](#) Council
[Memorandum - Solid Waste Assessment.pdf](#) Resolution - Solid
[Waste Assessment.pdf](#) Resolution - Appendix C - Solid Waste
Assessment Roll

R7D 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.pdf](#) County
[Memorandum - Security and Landscape Assessment.pdf](#) Resolution - Security
and Landscape Assessment.pdf Resolution - Appendix C- Security and
Landscape Assessment Roll

R7E Sanitary Sewer and Water Rates

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, ESTABLISHING SANITARY SEWER AND WATER RATES FOR THE 2020-21 FISCAL YEAR; ESTABLISHING AN EFFECTIVE DATE.

[Item Summary - Sanitary Sewer and Water Rates.pdf](#) Council
[Memorandum - Sanitary Sewer and Water Rates.pdf](#) Resolution -
[Sanitary Sewer and Water Rates.pdf](#)

R7F 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.pdf](#)
[Council Memorandum - Fee Schedule.pdf](#)
[Resolution - Fee Schedule.pdf](#)
[Exhibit A - Fee schedule - FY 2021](#)

R9A - PUBLIC COMMENT

R11 - VILLAGE CLERK'S REPORT

R11A Lobbyist Report

[R11A1_Lobbyist Registration Report as of Sept2_2020.pdf](#)

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).

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

- V I L L A G E -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; RATIFYING 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:

- ☒ Beautiful Environment ☒ Safety ☒ Modernized Public Facilities/Infrastructure
☒ Destination & Amenities ☒ Exclusivity & Access ☒ Resiliency & Sustainable Community
☐ 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.

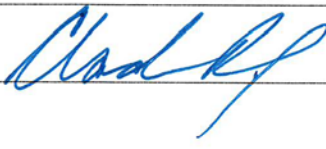
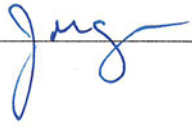
THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS

Advisory Board Recommendation:

Financial Information:

	Amount	Account	Account #

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 8, 2020

SUBJECT: **A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA; RATIFYING THE USE OF THE LISTED VENDORS BY THE VILLAGE MANAGER; AFFIRMING THE VILLAGE MANAGER'S AUTHORITY UNDER SECTION 2-141; AND PROVIDING 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. Prior to this change the purchasing authority for the Village Manager was \$2,500.

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
C&I Construction & Design Inc.	General Contractor: Asphalt, Concrete, Utilities
Concrete Pro	Pavement Repairs
Condo Electric Motor Repair, Corp	Stormwater Pump Station Services
Core & Main LP	Utility Parts & Supplies
Creative Staffing, Inc.	Temporary Staffing Agency
Ferguson	Operational & Repairs Equipment Supplier
Fernando Gabriel Lopez Aranda	Advertisements
Florida Waterproofing & Coating Solutions	Utility Services
Granicus, Inc.	Software Contract
Homestead Concrete	Pavement & Construction Repairs
L Diaz Design Inc	Design Photos
Lank Oil Company	Fuel for Village Fleet
LS Sign Studio Inc.	Signage Design
Mercedes Electric Supply	Electrical Parts Supplier
News Director	Professional Media Relations
NGR Auto Services	Auto Services
Pollard Water	Utility Parts & Supplies
ProntoForms Corporation	Contract Renewals
QCP	Asphalt Construction Repairs
School Outfitters LLC	Trash can jackets
Silvera Landscaping, Inc.	Landscape Material Supplier
Staples Business Advantage	Office Supplies
Stepmiles	Digital Media
Synergy Rents, LLC	Heavy Equipment Rental
The Miami Herald	Advertising of Legal Notices
Tirone Electric, Inc.	Electrician
TNT Custom Marine, Inc	Police Boat Maintenance
Verizon Wireless	Phone Service
World Motor Corporation	Shuttle Bus Repairs

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. 2020-____

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

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 fiscal year.

SECTION 3. CONFLICT. That all sections or parts of sections of the Village Code, all ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict with this resolution are repealed to the extent of such conflict.

SECTION 4. SEVERABILITY. That the provisions of this resolution are declared 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 this resolution but they 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 adoption.

PASSED, ADOPTED AND APPROVED THIS 8th day of September, 2020.



ATTEST:

Mayor Gabriel Groisman

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
C&I Construction & Design Inc.	General Contractor: Asphalt, Concrete, Utilities
Concrete Pro	Pavement Repairs
Condo Electric Motor Repair, Corp	Stormwater Pump Station Services
Core & Main LP	Utility Parts & Supplies
Creative Staffing, Inc.	Temporary Staffing Agency
Ferguson	Operational & Repairs Equipment Supplier
Fernando Gabriel Lopez Aranda	Advertisements
Florida Waterproofing & Coating Solutions	Utility Services
Granicus, Inc.	Software Contract
Homestead Concrete	Pavement & Construction Repairs
L Diaz Design Inc	Design Photos
Lank Oil Company	Fuel for Village Fleet
LS Sign Studio Inc.	Signage Design
Mercedes Electric Supply	Electrical Parts Supplier
News Director	Professional Media Relations
NGR Auto Services	Auto Services
Pollard Water	Utility Parts & Supplies
ProntoForms Corporation	Contract Renewals
QCP	Asphalt Construction Repairs
School Outfitters LLC	Trash can jackets
Silvera Landscaping, Inc.	Landscape Material Supplier
Staples Business Advantage	Office Supplies
Stepmiles	Digital Media
Synergy Rents, LLC	Heavy Equipment Rental
The Miami Herald	Advertising of Legal Notices
Tirone Electric, Inc.	Electrician
TNT Custom Marine, Inc	Police Boat Maintenance
Verizon Wireless	Phone Service
World Motor Corporation	Shuttle Bus Repairs

BAL HARBOUR

- V I L L A G E -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT FOR FEDERALLY-FUNDED SUBAWARD WITH MIAMI-DADE COUNTY FOR THE REIMBURSEMENT OF EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE (COVID-19) PURSUANT TO THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT

Issue:

Should the Council approve this Resolution to approve an Interlocal Agreement?

The Bal Harbour Experience:

- | | | |
|--|---|--|
| ☐ Beautiful Environment | ☒ Safety | ☐ Modernized Public Facilities/Infrastructure |
| ☐ Destination & Amenities | ☐ Exclusivity & Access | ☐ Resiliency & Sustainable Community |
| ☐ Other: | | |

Item Summary / Recommendation:

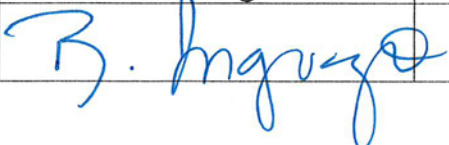
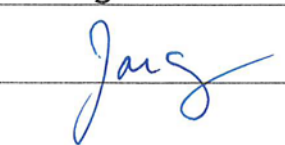
In March 2020, the U.S. Congress passed the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act"), a \$2 trillion Federal stimulus package which provided, among other things, a \$150 billion for local governments. CARES requires that payments to local governments only be used to cover expenses under these conditions: (1) necessary expenditures incurred due to COVID-19; (2) were not included in FY 2019-2020 budgets; and (3) were incurred during the period of March 1 - December 31, 2020. The State of Florida was allocated \$8.3 billion from the CARES, of which Miami-Dade County received \$474 million. The Miami-Dade Board of County Commissioners approved authorizing the distribution of an amount not-to-exceed \$100 million in CARES Act funds to all 34 municipalities in the County. The funds are to be allocated as follows: (1) \$75 million for reimbursements of FEMA local match (12.5%) eligible expenditures and any CARES Act eligible governmental operations expenditures that are not FEMA reimbursable, and (2) \$25 million for proposals subject to approval by the Miami-Dade County Commission. As required by applicable U.S. Treasury Department guidelines, the County Resolution requires each of the respective 34 municipalities to enter into an interlocal grant agreement in order to receive an allocation and distribution.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION.

Financial Information:

	Amount	Account	Account #

Sign Off:

Director Title	Chief Financial Officer	Village Manager
Ramiro J. Inguanzo	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 8, 2020

SUBJECT: **A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA APPROVING AN INTERLOCAL AGREEMENT FOR FEDERALLY-FUNDED SUBAWARD WITH MIAMI-DADE COUNTY FOR THE REIMBURSEMENT OF EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE (COVID-19) PURSUANT TO THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

I am recommending approval of this Resolution.

BACKGROUND

In March 2020, the United States Congress passed, and President Donald Trump signed into law, H.R. 748, the Coronavirus Aid, Relief, and Economic Security Act (the "CARES Act"). The CARES Act is a \$2 trillion Federal stimulus package which provided, among other things, a \$150 billion Coronavirus Relief Fund ("CRF") for local governments.

The CARES Act requires that payments to local governments from the CRF only be used to cover expenses (1) that are necessary expenditures incurred due to the public health emergency with respect to Coronavirus Disease 2019 ("COVID-19"); (2) were not included in our Fiscal Year 2019-2020 budget; and (3) were incurred during the period that begins on March 1, 2020, and ends on December 31, 2020. The State of Florida was allocated \$8.328 billion from the CRF, of which Miami- Dade County received \$474 million.

ANALYSIS

At the August 4, 2020 meeting of the Miami-Dade Board of County Commissioners, Resolution R781-20 was approved authorizing the distribution of an amount not-to-exceed \$100 million in CARES Act funds to all 34 municipalities in the County. The funds were to be allocated as follows: (1) \$75 million for reimbursements of FEMA local match

(12.5%) eligible expenditures and any CARES Act eligible governmental operations expenditures that are not FEMA reimbursable, and (2) \$25 million for programmatic proposals subject to approval by the Miami-Dade Board of County Commissioners.

As required by applicable U.S. Treasury Department guidelines, the Miami-Dade County Resolution 781-20 required each of the respective 34 municipalities to enter into an interlocal grant agreement with Miami-Dade County in order to receive an allocation and distribution. The County issued interlocal agreement has been reviewed by staff and the Village Attorney and a copy is attached. The Administration is seeking authorization to enter into this agreement, subject to any modifications that may be negotiated with the County and are acceptable to the Village Manager and Village Attorney.

To date, Bal Harbour Village has already submitted a spreadsheet setting forth the Village's eligible expenses to the County in such format as they requested. The County has indicated an intention to make these funds available as soon as they receive satisfactory documentation of the expenses and an executed interlocal agreement that has been approved by the legislative body. Approval of this Resolution will enable the Village to work with the County to be reimbursed.

THE BAL HARBOUR EXPERIENCE

In order to ensure that our community remains safe at all times is a top priority. The Coronavirus (COVID-19) pandemic continues to impact all levels of society, not just in our community, but throughout Florida, the U.S. and around the globe. Our decisions and efforts regarding this pandemic continue to be measured, driven by the best available recommended medical advice and guidance, in conjunction with Miami-Dade County and the Florida Department of Health, and carefully considered in order to ensure the overall safety and well-being of our residents and the entire Bal Harbour Village community. CARES Act funds are being made available to local governments by Miami-Dade County in order to help them deal with costs associated with the pandemic. In order to be eligible for these funds, local governments are required to enter into an agreement with Miami-Dade County in order to receive these funds on a reimbursable basis.

CONCLUSION

Approval of this Resolution is recommended in order for Bal Harbour Village to pursue reimbursable expenditures from Miami-Dade County.

Attachments:

1. Interlocal Agreement with Miami-Dade County

RESOLUTION NO. 2020-____

A RESOLUTION OF THE VILLAGE COUNCIL OF BAL HARBOUR VILLAGE, FLORIDA APPROVING AN INTERLOCAL AGREEMENT FOR FEDERALLY-FUNDED SUBAWARD WITH MIAMI-DADE COUNTY FOR THE REIMBURSEMENT OF EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE (COVID-19) PURSUANT TO THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on March 12, 2020, the Miami Dade County Mayor issued a Declaration of State of Emergency concerning the Novel Coronavirus Disease 2019 ("COVID-19") pandemic and subsequently issued various emergency orders to mitigate and slow the spread of COVID-19; and

WHEREAS, on March 13, 2020, President Donald J. Trump issued a proclamation declaring a nationwide emergency due to the COVID-19 pandemic; and

WHEREAS, on March 27, 2020, President Trump signed the Coronavirus Aid, Relief, and Economic Security (CARES) Act (the "CARES Act") into law; and

WHEREAS, among other things, the CARES Act includes a \$150 Billion Coronavirus Relief Fund for local governments to cover expenses that are necessary expenditures incurred due to the public health emergency with respect to COVID-19, were not included in the budget most recently approved as of March 27, 2020 for the State or local government, and were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, the State of Florida was allocated \$8.328 billion from the Coronavirus Relief Fund, of which Miami-Dade County, Florida (the "County") received \$474 million; and

WHEREAS, at the August 4, 2020 Special Meeting of the Miami-Dade Board of County Commissioners (the "Board"), the Board allocated a total of not-to-exceed \$100,000,000 in CARES Act funds to the municipalities in the County as follows: \$75,000,000 for reimbursement of FEMA local match eligible expenditures as well as CARES Act eligible governmental operations expenditures that are not FEMA reimbursable, and \$25,000,000 for municipal programmatic proposals subject to approval in advance by the Board; and

WHEREAS, the Village has closely tracked expenses and applied for reimbursement of eligible costs incurred by the Village associated with the COVID-19 pandemic; and

WHEREAS, the Village desires to enter into an Interlocal Agreement for Federally-Funded Subaward (the "Agreement") with the County for the reimbursement of eligible expenses related to the COVID-19 pandemic under the CARES Act in substantially the form attached hereto as Exhibit "A"; and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

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

Section 1. Recitals. That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. Approval. That the Village Council approves the Agreement with the County in substantially the form attached hereto as Exhibit "A."

Section 3. Authorization. That the Village Council hereby authorizes the Village Manager to execute the Agreement with the County, in substantially the form attached hereto as Exhibit "A," with such further revisions or modifications as may be acceptable to the Village Manager and the Village Attorney, and to execute any subsequent amendments or related documents necessary to implement the Agreement, subject to the approval of the Village Attorney as to form, content, and legal sufficiency.

Section 4. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED and ADOPTED this ____ day of September, 2020.



ATTEST:

Mayor Gabriel Groisman

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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

BAL HARBOUR

- V I L L A G E -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION APPROVING A FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE REIMBURSEMENT OF EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE 2019 (COVID-19).

Issue:

Should the Council approve this Resolution to approve an Agreement with FEMA?

The Bal Harbour Experience:

- | | | |
|--|---|--|
| ☐ Beautiful Environment | ☒ Safety | ☐ Modernized Public Facilities/Infrastructure |
| ☐ Destination & Amenities | ☐ Exclusivity & Access | ☐ Resiliency & Sustainable Community |
| ☐ Other | | |

Item Summary / Recommendation:

On March 13, 2020, U.S. President Donald J. Trump issued a proclamation declaring a nationwide emergency due to the Novel Coronavirus Disease 2019 ("COVID-19") pandemic, activating the Stafford Disaster Relief and Assistance Act, 42 U.S.C. 5121 (the "Stafford Act"). Pursuant to the Stafford Act, local government expenses incurred in connection with emergency protective measures to respond to the COVID-19 pandemic at the direction or guidance of public health officials may be reimbursed under the Federal Emergency Management Agency's ("FEMA") Public Assistance Program. Also, on March 13, 2020, I signed a Declaration of State of Emergency for Bal Harbour Village concerning COVID-19 and subsequently issued various emergency orders to mitigate and slow the spread of COVID-19 within the Village.

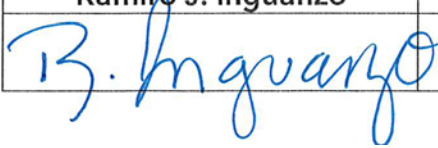
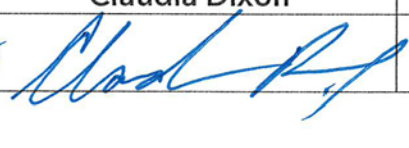
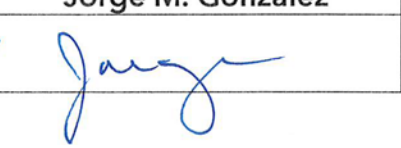
The Village has closely tracked expenses and applied for reimbursement of eligible costs incurred by the Village associated with the COVID-19 pandemic and has submitted the necessary items to FEMA for reimbursement. In order to receive these reimbursements, the Village is required to enter into a Federally-Funded Subaward and Grant Agreement (the "Agreement") with the Florida Department of Emergency Management ("FDEM") for the reimbursement of eligible expenses related to the COVID-19 pandemic.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION.

Financial Information:

	Amount	Account	Account #

Sign Off:

Assistant City Manager	Chief Financial Officer	Village Manager
Ramiro J. Inguanzo	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 8, 2020

SUBJECT: **A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF BAL HARBOUR, FLORIDA, APPROVING A FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE REIMBURSEMENT OF EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE 2019 (COVID-19); PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

I am recommending approval of this Resolution.

BACKGROUND

On March 13, 2020, President Donald J. Trump issued a proclamation declaring a nationwide emergency due to the Novel Coronavirus Disease 2019 ("COVID-19") pandemic, activating the Stafford Disaster Relief and Assistance Act, 42 U.S.C. 5121 et. seq. (the "Stafford Act"). Pursuant to the Stafford Act, local government expenses incurred in connection with emergency protective measures to respond to the COVID-19 pandemic at the direction or guidance of public health officials may be reimbursed under the Federal Emergency Management Agency's ("FEMA") Public Assistance Program.

Also, on March 13, 2020, I signed a Declaration of State of Emergency for Bal Harbour Village concerning COVID-19 and subsequently issued various emergency orders to mitigate and slow the spread of COVID-19 within the Village.

ANALYSIS

The Village has closely tracked expenses and applied for reimbursement of eligible costs incurred by the Village associated with the COVID-19 pandemic and has submitted the necessary items to FEMA for reimbursement. In order to receive these reimbursements, the Village is required to enter into a Federally-Funded Subaward and Grant Agreement (the "Agreement") with the Florida Department of Emergency Management ("FDEM") for the reimbursement of eligible expenses related to the COVID-19 pandemic.

THE BAL HARBOUR EXPERIENCE

In order to ensure that our community remains safe at all times is a top priority. The Coronavirus (COVID-19) pandemic continues to impact all levels of society, not just in our community, but throughout Florida, the U.S. and around the globe. Our decisions and efforts regarding this pandemic continue to be measured, driven by the best available recommended medical advice and guidance, in conjunction with Miami-Dade County and the Florida Department of Health, and carefully considered in order to ensure the overall safety and well-being of our residents and the entire Bal Harbour Village community. FEMA funds are being made available to local governments in order to help them deal with costs associated with the pandemic. In order to be eligible for these funds, local governments are required to enter into an agreement with FEMA in order to receive these funds on a reimbursable basis.

CONCLUSION

Approval of this Resolution is recommended in order for Bal Harbour Village to pursue reimbursable expenditures from FEMA.

Attachments:

1. Interlocal Agreement with the Florida Department of Emergency Management for FEMA reimbursements

RESOLUTION NO. 2020-____

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF BAL HARBOUR, FLORIDA, APPROVING A FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE REIMBURSEMENT OF EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE 2019 (COVID-19); PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on March 13, 2020, President Donald J. Trump issued a proclamation declaring a nationwide emergency due to the Novel Coronavirus Disease 2019 ("COVID-19") pandemic, activating the Stafford Disaster Relief and Assistance Act, 42 U.S.C. 5121 et. seq. (the "Stafford Act"); and

WHEREAS, pursuant to the Stafford Act, local government expenses incurred in connection with emergency protective measures to respond to the COVID-19 pandemic at the direction or guidance of public health officials may be reimbursed under the Federal Emergency Management Agency's ("FEMA") Public Assistance Program; and

WHEREAS, on March 13, 2020, the Village Manager of the Village of Bal Harbour (the "Village") issued a Declaration of State of Emergency concerning COVID-19 and subsequently issued various emergency orders to mitigate and slow the spread of COVID-19 within the Village; and

WHEREAS, the Village has closely tracked expenses and applied for reimbursement of eligible costs incurred by the Village associated with the COVID-19 pandemic; and

WHEREAS, the Village desires to enter into a Federally-Funded Subaward and Grant Agreement (the "Agreement") with the Florida Department of Emergency Management ("FDEM") for the reimbursement of eligible expenses related to the COVID-19 pandemic in substantially the form attached hereto as Exhibit "A"; and

WHEREAS, once executed, FEMA will issue amendments to the Agreement as reimbursement requests are submitted and approved; and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

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

Section 1. **Recitals.** That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. **Approval.** That the Village Council approves the Agreement with FDEM in substantially the form attached hereto as Exhibit "A."

Section 3. **Authorization.** That the Village Council hereby authorizes the Village Manager to execute the Agreement with FDEM, in substantially the form attached hereto as Exhibit "A," and any subsequent amendments or related documents necessary to implement the Agreement, subject to the approval by the Village Attorney as to form, content, and legal sufficiency.

Section 4. **Effective Date.** That this Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this ____ day of September, 2020.



Mayor Gabriel Groisman

ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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

Link to:

FEMA

Federally-Funded Subaward
and Grant Agreement

#Z2182

[Click Here](#)

Or

Visit: <https://bit.ly/2GiCwF3>

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 8, 2020

SUBJECT: **A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF BAL HARBOUR, FLORIDA, ADOPTING THE MIAMI-DADE COUNTY LOCAL MITIGATION STRATEGY 2020; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

I am recommending approval of this Resolution.

BACKGROUND

The Federal Emergency Management Agency (FEMA) funds a national initiative to help communities develop local mitigation strategies to identify projects that mitigate the effects of natural disasters and to identify funding sources necessary to implement the projects. Bal Harbour Village is a participant in FEMA's National Flood Insurance Program's (NFIP) Community Rating System (CRS), a program which provides flood insurance discounts to communities that participate in this CRS, based on their floodplain management activities.

In April 2019, the Bal Harbour Village staff met with the State Floodplain Management Office for a tour of the Village and a discussion of floodplain management and compliance. The State Floodplain Management Office found that Bal Harbour Village had successfully managed its program and advised FEMA that the Village was eligible to continue to participate in the NFIP and the CRS.

The Florida Division of Emergency Management (FDEM) entered into a contract with Miami-Dade County to provide funding to the County and all 34 municipalities within its jurisdiction to jointly develop the County Local Mitigation Strategy 2020 (LMS), which will be incorporated into the Statewide Mitigation Strategy. CRS requires that the County LMS is adopted consistent with FEMA NFIP requirements.

ANALYSIS

On August 28, 2020, the Florida Division of Emergency Management completed its review of the Miami-Dade County's LMS and informed the County that the LMS met the Federal Hazard Mitigation Planning Standards. In order to maintain compliance with Federal Standards and for Bal Harbour Village to remain eligible to receive LMS funding under various grant agreements, the Village of Bal Harbour needs to adopt the current County LMS (attached).

THE BAL HARBOUR EXPERIENCE

Ensuring that our community remains safe at all times and is resilient and sustainable is a top priority, including keeping the Village secure from potential flooding and other impacts from storms and impacts from flooding in our community.

CONCLUSION

Bal Harbour Village is a participant in FEMA's National Flood Insurance Program's Community Rating System, a program which provides flood insurance discounts to communities that participate in this CRS, based on their floodplain management activities. In order for Bal Harbour Village to remain eligible to receive County Local Mitigation Strategy funding under various grant agreements, the Village of Bal Harbour needs to adopt the current Miami-Dade County Local Mitigation Strategy.

Attachments:

1. Miami-Dade County Local Mitigation Strategy 2020

BAL HARBOUR

- V I L L A G E -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION ADOPTING THE MIAMI-DADE COUNTY LOCAL MITIGATION STRATEGY 2020 AND PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE DATE.

Issue:

Should the Council approve this Resolution to approve Miami-Dade County's Local Mitigation Strategy 2020?

The Bal Harbour Experience:

☐ Beautiful Environment ☒ Safety ☐ Modernized Public Facilities/Infrastructure
☐ Destination & Amenities ☐ Exclusivity & Access ☒ Resiliency & Sustainable Community
☐ Other:

Item Summary / Recommendation:

The Federal Emergency Management Agency (FEMA) funds a national initiative to help communities develop local mitigation strategies to identify projects that mitigate the effects of natural disasters and to identify funding sources necessary to implement the projects. Bal Harbour Village is a participant in FEMA's National Flood Insurance Program's (NFIP) Community Rating System (CRS), a program which provides flood insurance discounts to communities that participate in this CRS, based on their floodplain management activities.

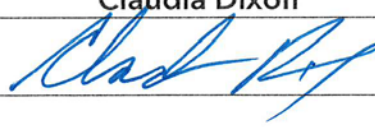
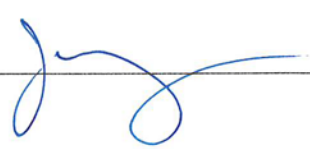
The Florida Division of Emergency Management (FDEM) entered into a contract with Miami-Dade County to provide funding to the County and all 34 municipalities within its jurisdiction to jointly develop the County Local Mitigation Strategy 2020 (LMS), which will be incorporated into the Statewide Mitigation Strategy. In order to maintain compliance with Federal Standards and for Bal Harbour Village to remain eligible to receive LMS funding under various grant agreements, the Village of Bal Harbour needs to adopt the current County LMS.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION.

Financial Information:

	Amount	Account	Account #

Sign Off:

Assistant Village Manager	Chief Financial Officer	Village Manager
Ramiro J. Inguanzo	Claudia Dixon	Jorge M. Gonzalez
		

RESOLUTION NO. 2020-_____

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF BAL HARBOUR, FLORIDA, ADOPTING THE MIAMI-DADE COUNTY LOCAL MITIGATION STRATEGY 2020; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Federal Emergency Management Agency funds a national initiative to help communities develop local mitigation strategies to identify projects that mitigate the effects of natural disasters and to identify funding sources necessary to implement the projects; and

WHEREAS, the Florida Division of Emergency Management ("FDEM") entered into a contract with Miami-Dade County ("County") to provide funding to the County and municipalities within its jurisdiction to jointly develop the County Local Mitigation Strategy 2020 (the "LMS"), which will be incorporated into the Statewide Mitigation Strategy; and

WHEREAS, on August 28, 2020, FDEM completed its review of the LMS and informed the County that the LMS met the Federal Hazard Mitigation Planning Standards requirements contained in 44 CFR 201.6(b)-(d) ("Federal Standards"); and

WHEREAS, in order to maintain compliance with Federal Standards and to remain eligible to receive LMS funding under various grant agreements, the Village of Bal Harbour (the "Village") desires to adopt the LMS, attached hereto as Exhibit "A"; and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

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

Section 1. Recitals. That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. Adoption. The Village Council hereby adopts the LMS, attached hereto as Exhibit "A."

Section 3. Implementation. The Village Manager is hereby authorized to take such further action as may be necessary to implement the intent and purpose of this Resolution.

Section 4. Effective Date. That this Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this ____ day of September 2020.



Mayor Gabriel Groisman

ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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

Link to:

MIAMI-DADE COUNTY

LMS

Local Mitigation Strategy
2020

PARTS 1 THROUGH 7

[Click Here](#)

Or

Visit: <https://bit.ly/3jlxaSb>

BAL HARBOUR

- V I L L A G E -

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, 2020 THROUGH SEPTEMBER 30, 2021, PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Issue:

Should Village Council approve the proposed millage rate of \$1.9654 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 | ☒ Exclusivity & Access | ☒ Resiliency & Sustainable Community |

Item Summary / Recommendation:

It is recommended the Village Council Approve and Adopt the proposed millage rate of 1.9654 mills, which is the same rate as the tentative millage rate set in July.
THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION

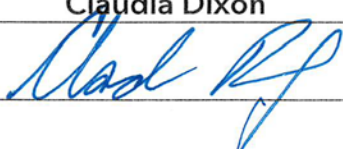
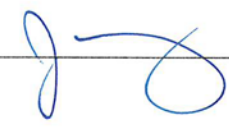
Advisory Board Recommendation:

The Village Budget Advisory Committee voted unanimously to recommend options to address the FY 2020-21 Proposed Operating and Capital Budget gap as presented.

Financial Information:

Amount	Account	Account #
\$9,852,827	Ad Valorem Taxes	01-00-311000

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 8, 2020

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, 2020 THROUGH SEPTEMBER 30, 2021, 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 2020-21 Operating and Capital Budget as presented and adopt the proposed millage rate of 1.9654 mills, a 4.64 percent reduction from FY 2015 millage rate and the same rate as the current year.

BACKGROUND

I am pleased to present to you the Proposed Operating and Capital Budget for Fiscal Year (FY) 2020-21 which commences on October 1, 2020 and ends on September 30, 2021 for Bal Harbour Village. This document outlines the seventh budget I have developed since becoming your Village Manager and, as in years past, provides you and our community as much information as possible about our Village's plans and expected accomplishments during the next fiscal year. Reviewed together with our Comprehensive Annual Financial Reports (CAFR's), this document provides a good and clear understanding of our financial position, as well as past accomplishments and future plans for our community.

Bal Harbour Village has three (3) primary funds used to operate the Village: (1) General Fund, (2) Resort Tax, and (3) Water and Wastewater Utility Fund (Utility Fund). The total Proposed Budget for all major funds is \$41,165,200, this includes Capital Improvement Program appropriations of \$16,480,700. In addition, we continue to provide management and operational services to the Gated Community Area, the Security and Landscape Fund Budget is \$849,900 for the provision of these services through the next fiscal year.

Through a disciplined approach to resource allocation, careful management practices and conservative financial policies, all while navigating the many impacts from the COVID-19 global pandemic, the Village continues to maintain a very strong financial position in all funds.

The FY 2020-21 Proposed Budget includes my recommendation that Village Council re-affirm their action taken at the July 16, 2020 Council meeting to once again, keep the current millage rate of 1.9654 unchanged. This would be the fifth consecutive year that our millage is set at this historically low level. The proposed millage rate is a reduction of 4.6% since 2015 and a cumulative reduction of 32.27% since 2004. The Village's millage is the third lowest of the 34 municipalities in Miami-Dade County.

The most significant investments of proposed new funding for FY 2020-21 are found in various capital improvement investments to our public spaces and infrastructure with a total of \$16,480,700 in proposed capital appropriations.

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

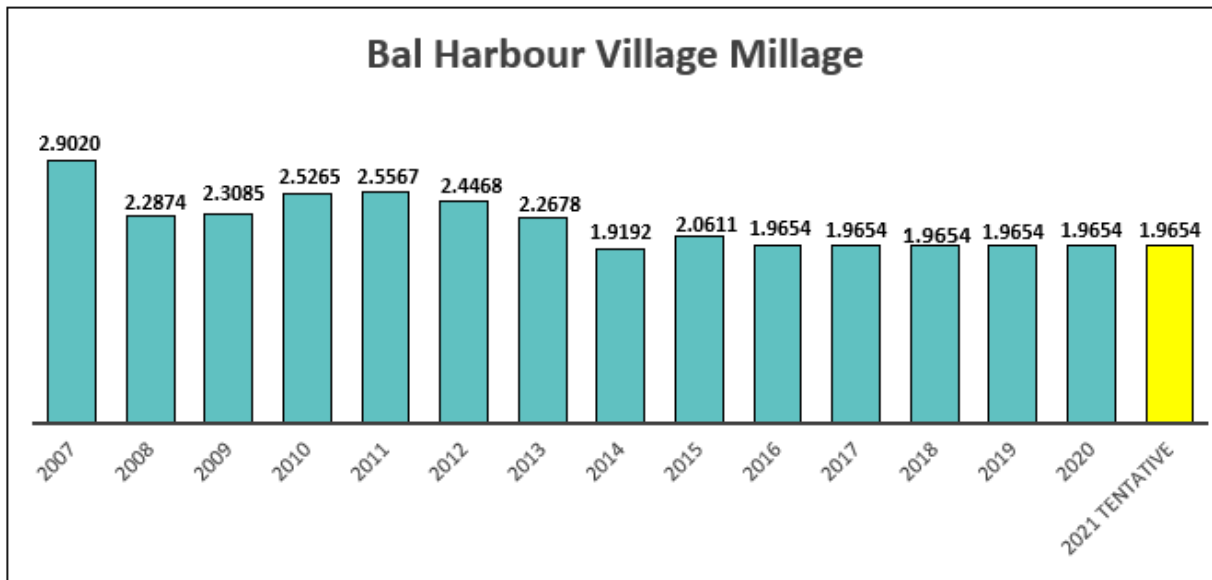
The tax roll certified by the Miami-Dade County Property Appraiser on July 1, 2020 is \$5,276,990,506 which is a reduction of **-4.1%** from the same value last year, including almost \$300 million value decrease in the condominium stock in BHV. This reduction represents the first time BHV has experienced an overall property value decline since the Great Recession of the late 2000's. The reduction in value exacerbates a pattern of reductions through successful Value Adjustment Board appeals that have been eroding our tax roll for several years. The reduction of 4.1% results in a decrease of \$416,608 in ad valorem tax revenue for the General Fund (calculated at the 95% rate allowed by the State of Florida for budget purposes). Adding to this negative impact, is the financial impact we are likely to experience in other governmental revenue (ie. Franchise fees, Communication Tax, State Sales Tax shared revenue, etc.) which is being affected by the impacts of COVID-19. Our preliminary estimates indicate that we could see an overall reduction in those revenues upwards of an additional \$280,000, compared to the current year. Combined, this would represent approximately \$709,000 in lost revenue. When coupled with the standard contractual or CPI influenced increases to the Current Services Level preliminary budget, staff has been tasked with closing budget gap of approximately \$1 million.

At the current and proposed millage rate of 1.9654 mills, 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 \$9,852,900, resulting in a decrease of approximately \$416,600 of tax revenue Village wide over current year ad valorem budgeted revenue of \$10,269,000.

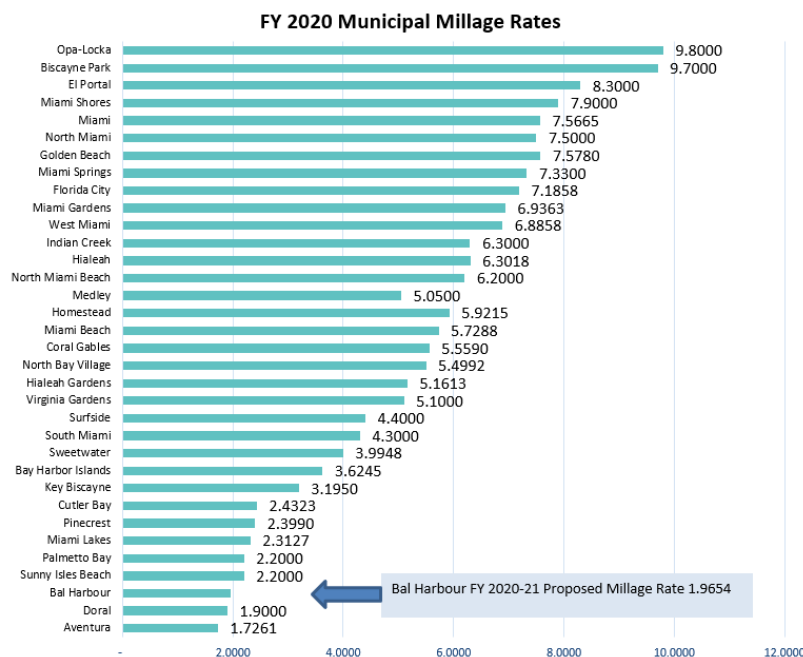
The rolled-back rate for FY 2020-21 would be 2.0082 mills. The rolled-back rate, calculated as required by the Florida State Department of Revenue will provide the same ad valorem tax revenue as levied during the prior year exclusive of new construction and improvements. The proposed millage rate of 1.9654 mills is 2.13% lower 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 gross roll value.

PROPOSED MILLAGE RATE HISTORY & ANALYSIS

Since FY 2007 the millage rate for the Village has dropped significantly, by 32.27% from 2.9020 mills to 1.9654 mills for the current and proposed tentative millage rate for FY 2020-21. Maintaining this historically low millage rate for the last five fiscal years, has allowed the Village to plan for future capital projects through the appropriation of funding on an annual basis. The following chart reflects the millage rates for FY 2007 through FY 2020, and the continuation of the existing rate for FY 2021:



Currently, the FY 2019-20 adopted millage rate for Bal Harbour Village is the third lowest millage rate in Miami-Dade County as compared to other municipal rates. It is the only long-established municipality within the grouping of the lowest eight millage rates for Miami-Dade County cities. The following chart reflects the FY 2020 adopted millage rates for Miami-Dade County municipalities:



It is recommended that Village Council re-affirm their action taken at the July 16, 2020 Council meeting and set the millage rate for FY 2020-21, at 1.9654 mills, a rate which is \$1.9654 per \$1,000 of assessed property value. The proposed millage rate, calculated at 95% for budget purposes, and based upon the July 1, 2020 estimated adjusted Taxable Value as provided by the Miami-Dade County Property Appraiser is anticipated to yield \$9.853 million, for FY 2020-21.

The recommended FY 2020-21 proposed tentative millage rate outlined for consideration by the Village Council, allows the Village to retain a historically very low rate, while providing for funding of inflationary impacts to maintain existing service levels, and enhancements toward Village capital projects and operating support as summarized below.

In developing the Proposed Budget, we considered the impact that the COVID-19 Pandemic is anticipated to have on revenues, expected expenses, opportunities for cost savings or efficiencies. By setting an appropriate millage rate, we establish the primary parameter in the development of the FY 2020-21 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 2020-21 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.

IMPACT OF PROPOSED MILLAGE TO RESIDENTIAL VILLAGE PROPERTY OWNERS

Based on the property values as of July 1, 2020, the median taxable homestead exempt property value for the Village was \$624,653 and the average was \$1,084,670 (assuming a 4.97 percent increase and a 9.08 percent increase over the 2019 taxable median and average homesteaded property values pursuant to SOH). The impact of the preliminary proposed millage rate of 1.9654 mills to homestead properties in the Village is an increase of \$58 for the median and an increase of \$178 for the average taxable value homestead property as reflected in the table below.

Homestead Residential Property - Median/Average Taxes			
	FY 2020	FY 2021	\$ Change
Preliminary Median Taxable Value **	595,090	624,653	29,563
Preliminary Average Taxable Value **	994,340	1,084,670	90,330
Current/Proposed Millage	1.9654	1.9654	-
Current /Proposed Median Tax	\$ 1,170	\$ 1,228	58
Current /Proposed Average Tax	\$ 1,954	\$ 2,132	178
** Source: Miami-Dade County Property Appraiser's 2020-average-median-residential values file			

BUDGET ADVISORY COMMITTEE RECOMMENDATION

The Budget Advisory Committee (BAC) as appointed by Village Council has been meeting to review the budget development process. The Budget Advisory Committee met throughout the summer and as recently as August 26, 2020 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 Village's two largest cost centers; Police and Parks and Public Spaces Departments. The Committee voted unanimously to recommend options to address the Operating and Capital Budget gap.

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 2020-21 proposed millage rate outlined for consideration by the Village Council allows the Village to retain a historically very low rate, while providing for funding to mitigate inflationary impacts, anticipated Value Adjustment Board actions, and to advance Villagewide capital improvements.

RESOLUTION NO. 2020-____

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, 2020 THROUGH SEPTEMBER 30, 2021, 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 2020 which includes all real property within the Village; and

WHEREAS, on July 21, 2020, the Village Council adopted Resolution No. 2020-1311 providing the proposed millage rate for the fiscal year commencing October 1, 2020, 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 8, 2020 at 6:30 P.M., virtually, 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 2020-21 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. The above recitals are true and correct and incorporated into this Resolution by this reference.

SECTION 2. Adoption of Proposed Millage. The FY 2020-21 proposed millage rate for Bal Harbour Village is hereby adopted at a rate of 1.9654 mills, which is 2.13% lower than the rolled-back rate of 2.0082 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, ADOPTED AND APPROVED THIS 8th day of September, 2020.



ATTEST:

Mayor Gabriel Groisman

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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

BAL HARBOUR

- V I L L A G E -

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 2020-21; 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 2020-21 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 | ☒ Exclusivity & Access | ☒ Resiliency & Sustainable Community |

Item Summary / Recommendation:

It is recommended that the Council approve the Proposed FY 2020-21 Operating and Capital Budget as presented. The Operating and Capital Budget as Proposed includes a multi-year Capital Plan for the Village, funding sufficient to provide for continuation of the existing level of service. Below is a breakdown of the allocations proposed for FY 2020-21 for each distinct Fund.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS RESOLUTION

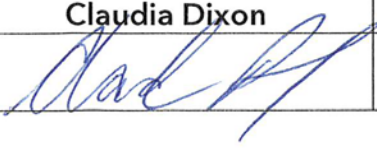
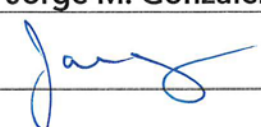
Advisory Board Recommendation:

The Village Budget Advisory Committee voted to unanimously recommend the FY 2020-21 Proposed Operating and Capital Budget as presented.

Financial Information:

	Amount	Account	Account #
	\$29,585,400	General Fund	
	2,333,400	Resort Tax Fund	
	8,396,600	Water and Wastewater Fund	
	849,800	Security & Landscape Fund	

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 8, 2020

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 2020-21; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

ADMINISTRATIVE RECOMMENDATION

It is recommended that the Council approve the Proposed FY 2020-21 Operating and Capital Budget as presented and adopt the proposed millage rate of 1.9654 mills, a millage rate which is the same rate as the current fiscal year.

BACKGROUND

I am pleased to present to you the Proposed Operating and Capital Budget for Fiscal Year (FY) 2020-21 which commences on October 1, 2020 and ends on September 30, 2021 for Bal Harbour Village. This document outlines the seventh budget I have developed since becoming your Village Manager and, as in years past, provides you and our community as much information as possible about our Village's plans and expected accomplishments during the next fiscal year. Reviewed together with our Comprehensive Annual Financial Reports (CAFR's), this document provides a good and clear understanding of our financial position, as well as past accomplishments and future plans for our community.

Bal Harbour Village has three (3) primary funds used to operate the Village: (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 \$41,165,200, this includes Capital Improvement Program appropriations of \$16,480,700. In addition, we continue to provide management and operational services to the Gated Community Area, the Security and Landscape Fund Budget is \$849,900 for the provision of these services through the next fiscal year.

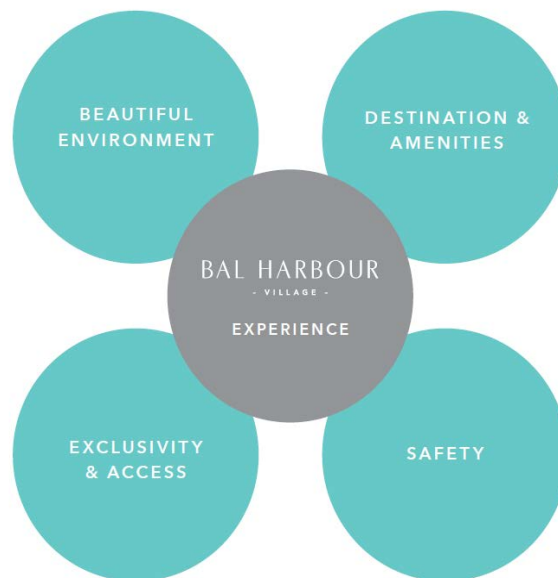
Through a disciplined approach to resource allocation, careful management practices and conservative financial policies, all while navigating the many impacts from the COVID-19 global pandemic, the Village continues to maintain a very strong financial position in all funds.

The FY 2020-21 Proposed Budget includes my recommendation that Village Council re-affirm their action taken at the July 16, 2020 Council meeting to once again, keep the current millage rate of 1.9654 unchanged. This would be the fifth consecutive year that our millage is set at this historically low level. The proposed millage rate is a reduction of 4.6% since 2015 and a cumulative reduction of 32.27% since 2004. The Village's millage is the third lowest of the 34 municipalities in Miami-Dade County.

The most significant investments of proposed new funding for FY 2020-21 are found in various capital improvement investments to our public spaces and infrastructure with a total of \$16,480,700 in proposed capital appropriations. Most notably full funding to construct the new Bal Harbour Waterfront Park.

BUDGET DEVELOPMENT GOALS

In developing the proposed budget, we continue to focus on the following four (4) main elements which denote the essence of the Bal Harbour Experience are:



- **Beautiful Environment** - represented by our pristine beach, lush landscaping, well maintained public spaces, well-designed jogging paths, sidewalks and rights of way. These signature public amenities reflect the maintenance standards the community expects, and allow visitors to immediately identify they are in Bal Harbour. In other words - you immediately recognize when you have arrived to Bal Harbour and you immediately know when you have left.
- **Destination & Amenities** - represented by high-end hotels, eateries, and boutiques and shopping available, in our beautiful setting.
- **Exclusivity & Access** - represented by our curated art programs and well-produced special events. Our recognized Museum Access Program, Art experiences and exclusive tours, creative public art installations, special access

programs during Art Basel, movies and concerts on the beach, and the Bal Harbour Series of the South Beach Wine and Food Festival and Haute Cuisine are just some of the exclusive opportunities created for residents and visitors, and reflect the community's refined taste.

- **Safety** - anchored by our focus on a Community Policing model, where our law enforcement officers are staffed, trained and motivated to provide excellent service and safety to our residents and visitors in a pleasant and friendly manner. The increased visibility, investment in state-of-the-art technology and employment of innovative policing strategies ensures that our community remains safe at all times, as well as a leader and model in public safety.

Together, these elements define what it means to live, work, play in and visit Bal Harbour Village and what makes our community so unique, distinctive and such a desirable place to live and visit.

This vision rests 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.

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 to you as much information as possible for you to make informed decisions, and to support the Village vision; this budget for the further develops a multi-year Capital Project Plan in support of the Bal Harbour Experience and identified priorities.

The following is a breakdown of the Operating and Capital Budget allocations proposed for FY 2020-21 for each distinct Fund:

Expenditures Summary by Fund	
	FY 2021 Proposed Budget
General Fund	\$ 29,585,400
Resort Tax Fund	2,333,400
Water and Wastewater Fund	8,396,600
Security & Landscape Assessment Fund	849,800
Total Expenditures	\$ 41,165,200

We now look forward to the next fiscal year and beyond with the wind at our backs, well positioned fiscally to create a solid foundation for the future knowing that the Village is pointed in the right direction and focused on the things that matter to our residents. In short, preserving and enhancing the “Bal Harbour Experience!”

The FY 2020-21 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 capital program continues the investment in modernizing and upgrading the infrastructure and facilities in our community.

Factors Affecting FY 2020-21 Budget

In developing a budget, we must look at available revenues, expected expenses, potential enhancements, opportunities for cost savings or efficiencies, and the anticipated impact of COVID-19 on our available revenues and expenses. By setting an appropriate millage ceiling, we established the first parameter in the development of the FY 2020-21 Operating Budget. It is important to set a level that offers appropriate opportunities to make prudent choices leading to the adoption of the final budget.

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 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 millage rate is simply an initial step in our budget process. At the July 21, 2020 Village Council meeting, the Council set the tentative millage rate, the first step to formally adopting a budget, at 1.9654 mills, consistent with the current fiscal year rate. The Public Budget Hearing Dates were set for Tuesday, September 8, 2020 and the second public hearing for Tuesday, September 15, 2020.

Tax Roll, Millage Rate, and Ad Valorem Revenue

The tax roll certified by the Miami-Dade County Property Appraiser on July 1, 2020 is \$5,276,990,506 which is a reduction of **-4.1%** from the same value last year, including almost \$300 million value decrease in the condominium stock in BHV. This reduction represents the first time BHV has experienced an overall property value decline since the Great Recession of the late 2000's. The reduction in value exacerbates a pattern of reductions through successful Value Adjustment Board appeals that have been eroding our tax roll for several years. The reduction of 4.1% results in a decrease of \$416,608 in ad valorem tax revenue for the General Fund (calculated at the 95% rate allowed by the State of Florida for budget purposes). Adding to this negative impact, is the financial impact we are likely to experience in other governmental revenue (ie. Franchise fees, Communication Tax, State Sales Tax shared revenue, etc.) which is being affected by the impacts of COVID-

19. Our preliminary estimates indicate that we could see an overall reduction in those revenues upwards of an additional \$280,000, compared to the current year. Combined, this would represent approximately \$709,000 in lost revenue. When coupled with the standard contractual or CPI influenced increases to the Current Services Level preliminary budget, staff has been tasked with closing budget gap of approximately \$1 million. A budget workshop was held on September 1, 2020 to address a budget gap of \$573,200. Options were presented to the Village Council to consider potential budget options including level of service reductions, to ensure a balanced budget. The attached FY 2020-21 Proposed Operating and Capital Budget for the General Fund reflects the consensus reached during the budget workshop to address the budget gap in the following areas:

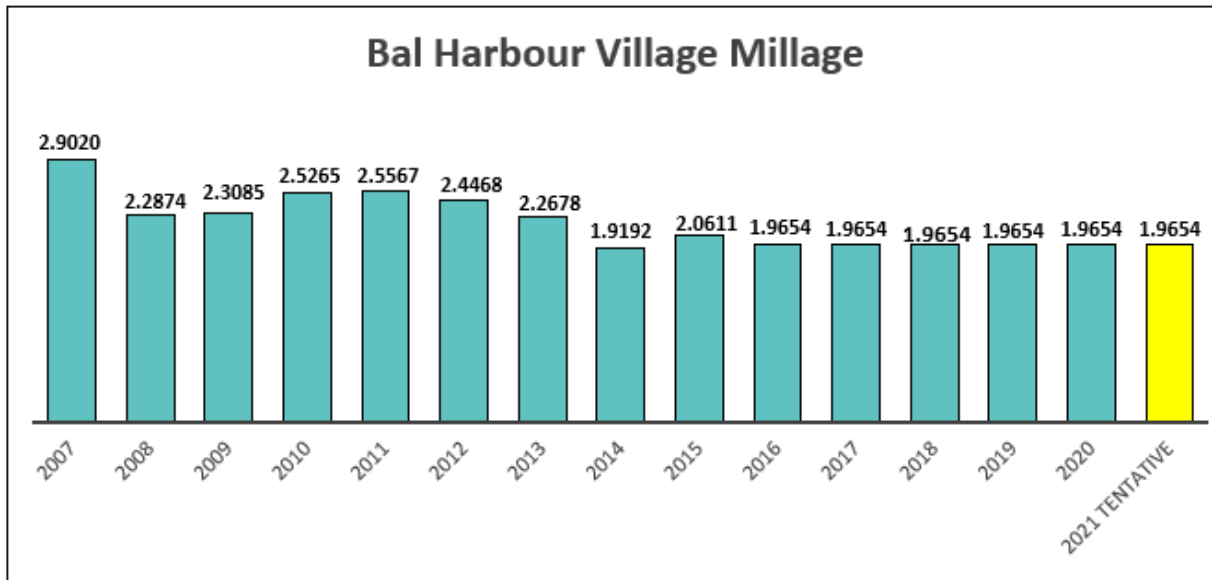
- Introduce a credit card convenience fee to offset costs incurred to accept credit card payments from customers;
- Full closure of the park and open play for the basketball court with no FTE. Parking will not be available once Waterfront Park Project begins;
- Freeze the Shuttle Bus program;
- Reduce funding for IT Reserve;
- Keep vacant the Municipal Service Worker Position that was slated to assist with enhancing the beach maintenance operations;
- Remove funding for the PIO Services; and
- Reduce the Newsletter service to 2 issues per year.

At the current and proposed millage rate of 1.9654 mills, 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 \$9,852,900, resulting in a decrease of approximately \$416,600 of tax revenue Village wide over current year ad valorem budgeted revenue of \$10,269,000.

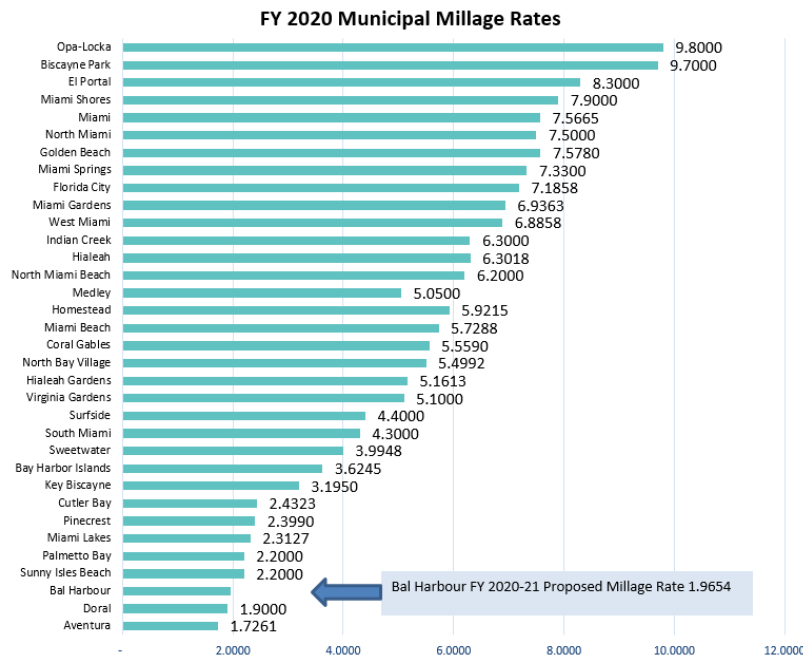
The rolled-back rate for FY 2020-21 would be 2.0082 mills. The rolled-back rate, calculated as required by the Florida State Department of Revenue will provide the same ad valorem tax revenue as levied during the prior year exclusive of new construction and improvements. The proposed millage rate of 1.9654 mills is 2.13% lower 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 gross roll value.

PROPOSED MILLAGE RATE HISTORY & ANALYSIS

Since FY 2007 the millage rate for the Village has dropped significantly, by 32.27% from 2.9020 mills to 1.9654 mills for the current and proposed millage rate for FY 2020-21. Maintaining this historically low millage rate for the last five fiscal years, has allowed the Village to plan for future capital projects through the appropriation of funding on an annual basis. The following chart reflects the millage rates for FY 2007 through FY 2020, and the continuation of the existing rate for FY 2021:



Currently, the FY 2019-20 adopted millage rate for Bal Harbour Village is the third lowest millage rate in Miami-Dade County as compared to other municipal rates. It is the only long-established municipality within the grouping of the lowest eight millage rates for Miami-Dade County cities. The following chart reflects the FY 2020 adopted millage rates for Miami-Dade County municipalities:



It is recommended that Village Council re-affirm their action taken at the July 16, 2020 Council meeting and set the millage rate for FY 2020-21, at 1.9654 mills, a rate which is \$1.9654 per \$1,000 of assessed property value. The proposed millage rate, calculated at

95% for budget purposes, and based upon the July 1, 2020 estimated adjusted Taxable Value as provided by the Miami-Dade County Property Appraiser is anticipated to yield \$9.853 million, for FY 2020-21.

The recommended FY 2020-21 proposed millage rate outlined for consideration by the Village Council, allows the Village to retain a historically very low rate, while providing for funding of inflationary impacts to maintain existing service levels, and enhancements toward Village capital projects and operating support.

In developing the Proposed Budget, we considered the impact that the COVID-19 Pandemic is anticipated to have on revenues, expected expenses, opportunities for cost savings or efficiencies. By setting an appropriate millage rate, we establish the primary parameter in the development of the FY 2020-21 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 2020-21 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.

IMPACT OF PROPOSED MILLAGE TO RESIDENTIAL VILLAGE PROPERTY OWNERS

Based on the property values as of July 1, 2020, the median taxable homestead exempt property value for the Village was \$624,653 and the average was \$1,084,670 (assuming a 4.97 percent increase and a 9.08 percent increase over the 2019 taxable median and average homesteaded property values pursuant to SOH). The impact of the proposed millage rate of 1.9654 mills to homestead properties in the Village is an increase of \$58 for the median and an increase of \$178 for the average taxable value homestead property as reflected in the table below.

Homestead Residential Property - Median/Average Taxes			
	FY 2020	FY 2021	\$ Change
Preliminary Median Taxable Value **	595,090	624,653	29,563
Preliminary Average Taxable Value **	994,340	1,084,670	90,330
Current/Proposed Millage	1.9654	1.9654	-
Current /Proposed Median Tax	\$ 1,170	\$ 1,228	58
Current /Proposed Average Tax	\$ 1,954	\$ 2,132	178
** Source: Miami-Dade County Property Appraiser's 2020-average-median-residential values file			

General Fund Expense

In developing the Proposed Budget, we assessed available revenues, expected expenses, potential enhancements, and opportunities for cost savings or efficiencies.

The General Fund Proposed Operating and Capital Budget incorporates the funding for operating departments and activities within the proposed FY 2020-21 Budget expenditures of \$30,117,300, at the proposed millage rate of 1.9654 mills. The Proposed

Capital Budget for the General Fund of \$12,755,700 primarily represents the new Waterfront Park Project which is scheduled to being construction this upcoming year.

Capital Projects

The FY 2020-21 Proposed Operating and Capital Budget includes capital improvements Village wide, as summarized in the following table.

	Budget		
	Previous Years	FY 2021	Total
FUNDING SOURCE			
General Fund:			
Mami-Dade General Obligation Bond Fund	\$ 563,000	\$ 7,500,000	\$ 8,063,000
Developer Contributions - Ba Harbour Shops (PPS)	3,500,000	-	3,500,000
Developer Contributions - Ba Harbour Shops (Village Hall)	-	-	15,600,000
Developer Contributions - Ba Harbour Shops (Other)	1,000,000	500,000	2,500,000
Suntrust Rent	227,000	693,000	3,797,521
Miscellaneous Revenue - Grants	300,000	-	300,000
Budget Allocation	2,196,597	-	2,196,597
Appropriation of Fund Balance/Carryover	-	7,879,570	10,796,970
Village 2011 Bond Escrow Funds	368,933	-	368,933
Total General Fund	8,155,530	16,572,570	47,123,021
Resort Tax Fund:			
Appropriation of Fund Balance/Carryover	-	-	2,000,000
Total Resort Tax Fund	-	-	2,000,000
Utility Fund:			
Mami-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	-	1,267,700	1,267,700
Village 2011 Bond Escrow Funds	3,221,300	-	3,221,300
Village 2020 Utility Revenue Note	8,338,000	-	8,338,000
Total Utility Fund	21,231,100	1,267,700	22,498,800
TBD	\$ -	\$ -	16,293,179
TOTAL FUNDING SOURCE	\$ 29,386,630	\$ 17,840,270	\$ 87,915,000
EXPENDITURE BY PROJECT			
Parks and Public Spaces Operations Facility	\$ 2,972,000	\$ -	\$ 2,972,000
Waterfront Park (Phase I and II)	1,101,500	12,301,500	13,403,000
New Village Hall	-	-	15,600,000
Jetty/Cutwalk/96th Street Plaza	799,500	54,200	13,700,000
Collins Avenue Beautification	50,000	-	12,050,000
Waterfront Park (Phase III)	50,000	-	6,100,000
Utility Infrastructure - Sewer, Water and Stormwater Improve	17,844,300	4,125,000	24,090,000
TOTAL EXPENDITURE	\$ 22,817,300	\$ 16,480,700	\$ 87,915,000

General Fund Capital

The FY 2020-21 Proposed Operating and Capital Fund Budget includes additional investment toward the construction of the Waterfront Park - Phase A (\$13,301,500); restoration of the Bal Harbour Jetty (\$54,200); and toward Utility Infrastructure Stormwater improvements (\$400,000). Totaling \$12,755,700 in new appropriations for capital projects, of which \$500,000 is projected to be funded by Developer contribution; Receipt from the Suntrust Property that was conveyed to the Village as a part of the Bal Harbour Shops Developer agreement in FYE 2020 (\$693,000); and the remaining amount will be funded by an appropriation of fund balance (\$11,562,700).

In addition, capital project reserves (\$200,000), as well as renewal and replacement reserves for fleet (\$200,000) and IT Machinery & equipment reserves (\$100,000).

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 (CMB) applies a wholesale rate for Wastewater or sewer services which travels through their system for treatment at to 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 the past few 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 6.17%, or \$0.1043 cent for Wholesale Water Rates, from \$1.6904/1,000 gallons to \$1.7947/1,000 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 increase in the Bal Harbour Village surcharge, it would result in an adjustment from \$4.7404/1,000 gallons, to \$4.9149/1,000 gallons or a 3.68% rate increase to Village customers, as summarized below.

Water Service Rates (per 1,000 gallons)				
	2018-19	2019-20	2020-21	Percent Change
Miami Dade - WASD Wholesale	\$ 1.7628	\$ 1.6904	\$ 1.7947	6.17%
Bal Harbour Village	3.05	3.05	3.12	2.30%
Total	\$ 4.8128	\$ 4.7404	\$ 4.9149	3.68%

The pass-through wholesale water rate increase inclusive of a cost of living increase would cost Village customers who average 12,000 gallons per month approximately \$25.00 for the fiscal year at the new rate of \$4.9149/1,000 gallons.

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 a sewer rate increase. The proposed rate increase is a result of increased debt service bond payments.

Wastewater Service Rates (per 1,000 gallons)				
	2018-19	2019-20	2020-21	Percent Change
City of Miami Beach Wholesale	\$ 3.4179	\$ 3.5263	\$ 3.6346	3.07%
Bal Harbour Village	4.9600	4.9600	5.0741	2.30%
Total	\$ 8.3779	\$ 8.4863	\$ 8.7087	2.62%

The pass-through sewer rate increase inclusive of a cost of living increase in the Bal Harbour Village surcharge, would cost Village customers who average 12,000 gallons per month approximately \$32.00 for the fiscal year at the new rate of \$8.7087/1,000 gallons.

The FY 2020-21 Proposed Utility Fund Budget is balanced with the proposed rate increase for wholesale water services of \$4.9149/1,000gallons, and a rate increase for wholesale sewer service of \$8.7087/1,000 gallons.

At their August 26, 2020 meeting, the Village's Budget Advisory Committee reviewed the proposed pass-through water wholesale rate increase, and the wholesale sewer rate increase and voted to recommend approval of the recommended increase respectively.

The Proposed FY 2020-21 Operating and Capital Budget for the Utility Fund includes \$4,671,600 in operating expense, and \$3,725,000 toward Utility Infrastructure Sewer and Water Improvements, which will be funded by the 2020 Utility Revenue Note proceeds and Utility Fund Balance.

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 a two (2) percent of such 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 FY 2020-21 Proposed Budget for Resort Tax includes \$700,700 (30.03 %) for Tourism related activities including Special Events and Community Activities (5.89%). Beautification and Greenspace activities comprise 69.97% of the total proposed funding at \$1,632,700.

For the FY 2020-21 Proposed Budget, the Resort Tax Funding allocated for the Beautification Greenspace, and other resort tax eligible activities, such as Special Events and Community Activities is equivalent to an additional 0.35 mills, if the services and activities were funded within the General Fund through ad valorem revenue.

BUDGET ADVISORY COMMITTEE RECOMMENDATION

The Budget Advisory Committee (BAC) as appointed by Village Council has been meeting to review the budget development process. The Budget Advisory Committee met throughout the summer and as recently as August 26, 2020 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 Village's two largest cost centers; Police and Parks and Public Spaces Departments; the Committee reviewed the recommended millage rate, and proposed operating and capital budget. The Committee voted unanimously to recommend the proposed operating budget, water and sewer rates,

solid waste assessment, and the proposed options to fill the pending gap. The suggestions were presented to you at the Budget Workshop on September 1, 2020.

Attached is the Village Manager's Budget Message and FY 2020-21 Proposed Operating Budget and Multi-year Capital Plan, this goes into further details on all aspects of the FY 2020-21 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.

Attachment:

1. FY 2020-21 Proposed Operating Budget and Multi-Year Capital Plan Presentation
2. Exhibit A - Budget

RESOLUTION NO. 2020-____

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 2020-21; 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 8, 2020, and the final public hearing is set for Tuesday, September 15, 2020, at 6:30 P.M., virtually, as described on the Property 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. 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 2020-21 (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 2020-21.

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. Severability. The provisions of this Resolution are deemed to be severable, 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 6. 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 _____

Assistant Mayor _____

Councilmember _____

Councilmember _____

Councilmember _____

APPROVED AS TENTATIVE BUDGET AT FIRST BUDGET HEARING ON SEPTEMBER 8, 2020.



Mayor Gabriel Groisman

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 Resolution 2020-_____
Millage

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

Rounded to '00s

General Fund		
Revenue	\$	29,585,400
Expenditure		
Legislative		360,200
Administration		1,523,300
Finance		754,700
General Government		1,721,400
Law Enforcement		8,060,800
Building		1,248,600
Information Technology		408,900
Capital Construction		12,605,700
Legal Support Services		350,000
Parks and Public Spaces		2,551,800
General Fund Total	\$	29,585,400
Water & Wastewater Utility Fund		
Revenue	\$	8,396,600
Expenditure		
Utility Operations		4,598,100
Capital Project Carryforward		3,798,500
Water & Wastewater Utility Fund Total	\$	8,396,600
Resort Tax Fund		
Revenue	\$	2,333,400
Expenditures		
Tourism		700,700
Beautification/Greenspace/Other Resort Tax Eligible		1,632,700
Resort Tax Fund Total	\$	2,333,400
Landscape & Security Assessment Fund		
Revenue	\$	849,800
Expenditures		
Landscape & Security Assessment Area		849,800
Landscape & Security Assessment Fund	\$	849,800

FY 2020-21 Proposed Operating and Capital Budget Book

PLACEHOLDER

BAL HARBOUR

- V I L L A G E -

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 IMPOSING THE METHOD OF ASSESSING SOLID WASTE ASSESSMENTS COSTS AGAINST ASSESSED PROPERTY LOCATED WITHIN BAL HARBOUR, FLORIDA.

Issue:

Should the Village Council approve the Solid Waste Assessment for FY 2020-21?

The Bal Harbour Experience:

- | | | |
|---|---|--|
| ☒ Beautiful Environment | ☐ Safety | ☐ Modernized Public Facilities/Infrastructure |
| ☐ Destination & Amenities | ☐ Exclusivity & Access | ☒ Resiliency & Sustainable Community |
| ☐ Other: _____ | | |

Item Summary / Recommendation:

It is recommended that the Council approve the Solid Waste Assessment for FY 2020-21 at a rate of assessment equal to \$246.45 for each Dwelling Unit with a Multifamily Residential Establishment and \$526.72 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 \$229.68 and \$490.89 to account for the contractually obligated Consumer Price Index ("CPI") adjustment and to fully cover administrative support costs.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS

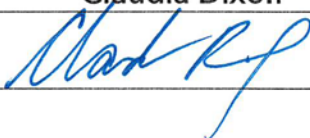
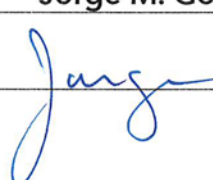
Advisory Board Recommendation:

N/A

Financial Information:

Amount	Account	Account #
\$752,706.04	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 8, 2020

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; 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 establish and impose the assessment rate, and approve the non-ad valorem roll for solid waste services for FY 2020-21. The rate approved by Council at their June 16, 2020 meeting equal to \$246.45 for each Dwelling Unit with a Multifamily Residential Establishment and \$526.72 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 \$229.68 and \$490.89 to account for the contractually obligated Consumer Price Index ("CPI") adjustment and to fully cover administrative support costs.

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 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 3,008 units the rate of \$246.45 for each Dwelling Unit within a Multifamily Residential Establishment and \$526.72 for each Single Family Residential Unit will generate approximately \$752,322.15 budgeted at ninety-five percent to provide for solid waste collection services through FY 2020-21 using the tax bill method of collection.

In September of 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 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 BAL HARBOUR EXPERIENCE

Approving the rate will ensure the Solid Waste Assessment will be sufficient to provide services Solid Waste and Recycling Materials collection and disposal services to residential customers throughout the coming fiscal year resulting in Resiliency & Sustainable Community.

CONCLUSION

Adoption of this resolution is recommended to establish and impose the assessment rate, and approve the non-ad valorem roll for solid waste services for FY 2020-21 at a rate equal to \$246.45 for each Dwelling Unit within a Multifamily Residential Establishment and \$526.72 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 - Affidavit of Mailing
2. Appendix B - Proof of Publication
3. Appendix C - Form of Certificate to Non-Ad Valorem Assessment Roll

RESOLUTION NO. 2020-____

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLABLE MATERIALS IN 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"), adopted Ordinance No. 2011-552 (the "Ordinance"), which authorizes 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 imposition of a Solid Waste Service Assessment for Solid Waste and Recyclable Materials collection and disposal services, facilities or programs 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, on June 16, 2020, adopted Resolution No. 2020-1307 (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 Bal Harbour Village Ordinance 2020-____
Final Assessment for Solid Waste Assessments

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, as required by the terms of the Ordinance, mailed to each owner of Residential Property proposed to be assessed notifying such owners of their opportunity to be heard, and an affidavit regarding the form of notice mailed to each owner of Residential Property being attached hereto as Appendix "A" and the proof of publication being attached hereto as Appendix "B"; and

WHEREAS, a public hearing was held on September 8, 2020, 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. AUTHORITY. 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. DEFINITIONS AND INTERPRETATION. That this resolution constitutes the Final Assessment Resolution as defined in the Ordinance. All capitalized terms in this resolution shall have the meanings defined in the Ordinance and the Initial Assessment Resolution.

SECTION 3. CONFIRMATION OF THE INITIAL ASSESSMENT RESOLUTION. That the Initial Assessment Resolution is hereby confirmed in conformity with the final hearing date and time of September 8, 2020, as reflected in the attached Appendix "B".

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, 2020, 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 \$246.45 for each Dwelling Unit within a Multifamily Residential Establishment and \$526.72 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) 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 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

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 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.

PASSED, ADOPTED AND APPROVED THIS 8th day of September, 2020.



ATTEST:

Mayor Gabriel Groisman

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

APPENDIX A

AFFIDAVIT OF MAILING

BEFORE ME, the undersigned authority, personally appeared _____, who, after being duly sworn, deposes and says:

1) Jorge M. Gonzalez as Village Manager of Bal Harbour Village, Florida, (the "Village"), pursuant to the authority and direction received from the Village Council, timely directed the preparation of the Assessment Roll and the preparation, mailing, and publication of notices in accordance with the Master Assessment Ordinance adopted by the Village Council on September 12, 2011 (the "Assessment Ordinance") and in conformance with the Initial Assessment Resolution for Solid Waste Service Assessments adopted by the Village Council on June 16, 2020, (the Initial Assessment Resolution").

2) Pursuant to paragraph (3) below, Mr. Gonzalez has caused the notices required by the Assessment Ordinance to be prepared in conformance with the Initial Assessment Resolution. An exemplary form of such notice is attached hereto. Mr. Gonzalez has caused such individual notices for each affected property owner to be prepared and each notice included the following information: the purpose of the assessment; the total amount proposed to be levied against each parcel; the unit of measurement to be applied against each parcel to determine the assessment; the number of such units contained within each parcel; a statement that failure to pay the assessment will cause a tax certificate to be issued against the property which may result in a loss of title; a statement that 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 the notice; and the date, time, and place of the hearing.

3) On or before August 20, 2020, the Miami Dade County Property Appraiser delivered and directed the mailing of TRIM notices containing an explanation of the Solid Waste Assessment Program in accordance with the Master Assessment Ordinance and the Initial Assessment Resolution by first class mail to each affected owner, at the address then shown on the real property assessment tax roll database maintained by the Miami-Dade County Property Appraiser for the purpose of the collection of ad valorem taxes.

FURTHER AFFIANT SAYETH NOT.

Jorge M. Gonzalez, Affiant

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

The forgoing Affidavit of Mailing was sworn and subscribed before me this ____ day of _____, 2020 by Jorge M. Gonzalez, Village Manager of Bal Harbour Village, Florida. He is personally known to me or has produced _____ as identification and did take an oath.

Printed Name: _____

Notary Public, State of Florida

At Large

My Commission Expires: _____

Commission No. _____

APPENDIX B
PROOF OF PUBLICATION

[ATTACH]

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

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, 2020.

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 8th day of September, 2020.

BAL HARBOUR VILLAGE, FLORIDA

By: _____
Mayor

Solid Waste Assessment Roll

Roll Year	Folio	Assessment
2020	12-2226-002-0040	2,957.36
2020	12-2226-002-0050	526.72
2020	12-2226-002-0070	526.72
2020	12-2226-002-0080	526.72
2020	12-2226-002-0090	526.72
2020	12-2226-002-0100	526.72
2020	12-2226-002-0110	526.72
2020	12-2226-002-0130	526.72
2020	12-2226-002-0140	526.72
2020	12-2226-002-0150	526.72
2020	12-2226-002-0160	526.72
2020	12-2226-002-0170	526.72
2020	12-2226-002-0180	526.72
2020	12-2226-002-0190	526.72
2020	12-2226-002-0200	526.72
2020	12-2226-002-0210	526.72
2020	12-2226-002-0220	526.72
2020	12-2226-002-0230	526.72
2020	12-2226-002-0300	526.72
2020	12-2226-002-0310	526.72
2020	12-2226-002-0320	526.72
2020	12-2226-002-0330	526.72
2020	12-2226-002-0340	526.72
2020	12-2226-002-0350	526.72
2020	12-2226-002-0360	526.72
2020	12-2226-002-0370	526.72
2020	12-2226-002-0380	526.72
2020	12-2226-002-0390	526.72
2020	12-2226-002-0400	526.72
2020	12-2226-002-0410	526.72
2020	12-2226-002-0420	526.72
2020	12-2226-002-0430	526.72
2020	12-2226-002-0440	526.72
2020	12-2226-002-0450	526.72
2020	12-2226-002-0460	526.72
2020	12-2226-002-0470	526.72
2020	12-2226-002-0480	526.72
2020	12-2226-002-0490	526.72
2020	12-2226-002-0500	526.72
2020	12-2226-002-0510	526.72
2020	12-2226-002-0520	526.72
2020	12-2226-002-0530	526.72

Roll Year	Folio	Assessment
2020	12-2226-002-0540	526.72
2020	12-2226-002-0570	526.72
2020	12-2226-002-0580	526.72
2020	12-2226-002-0590	526.72
2020	12-2226-002-0600	526.72
2020	12-2226-002-0610	526.72
2020	12-2226-002-0620	526.72
2020	12-2226-002-0630	526.72
2020	12-2226-002-0640	526.72
2020	12-2226-002-0650	526.72
2020	12-2226-002-0670	526.72
2020	12-2226-002-0680	526.72
2020	12-2226-002-0690	526.72
2020	12-2226-002-0700	526.72
2020	12-2226-002-0710	526.72
2020	12-2226-002-0720	526.72
2020	12-2226-002-0730	526.72
2020	12-2226-002-0740	526.72
2020	12-2226-002-0750	526.72
2020	12-2226-002-0810	526.72
2020	12-2226-002-0820	526.72
2020	12-2226-002-0830	526.72
2020	12-2226-002-0840	526.72
2020	12-2226-002-0850	526.72
2020	12-2226-002-0870	526.72
2020	12-2226-002-0872	526.72
2020	12-2226-002-0880	526.72
2020	12-2226-002-0890	526.72
2020	12-2226-002-0900	526.72
2020	12-2226-002-0910	526.72
2020	12-2226-002-0920	526.72
2020	12-2226-002-0930	526.72
2020	12-2226-002-0940	526.72
2020	12-2226-002-0950	526.72
2020	12-2226-002-0960	526.72
2020	12-2226-002-0970	526.72
2020	12-2226-002-0980	526.72
2020	12-2226-002-1010	526.72
2020	12-2226-002-1020	526.72
2020	12-2226-002-1030	526.72
2020	12-2226-002-1040	526.72
2020	12-2226-002-1050	526.72
2020	12-2226-002-1080	526.72
2020	12-2226-002-1090	526.72
2020	12-2226-002-1100	526.72
2020	12-2226-002-1110	526.72

Roll Year	Folio	Assessment
2020	12-2226-002-1120	526.72
2020	12-2226-002-1140	526.72
2020	12-2226-002-1150	526.72
2020	12-2226-002-1160	526.72
2020	12-2226-002-1170	526.72
2020	12-2226-002-1180	526.72
2020	12-2226-002-1190	526.72
2020	12-2226-002-1200	526.72
2020	12-2226-002-1210	526.72
2020	12-2226-002-1220	526.72
2020	12-2226-002-1235	526.72
2020	12-2226-002-1250	526.72
2020	12-2226-002-1270	526.72
2020	12-2226-002-1280	526.72
2020	12-2226-002-1290	526.72
2020	12-2226-002-1300	526.72
2020	12-2226-002-1310	526.72
2020	12-2226-002-1320	526.72
2020	12-2226-002-1330	526.72
2020	12-2226-002-1340	526.72
2020	12-2226-002-1350	526.72
2020	12-2226-002-1360	526.72
2020	12-2226-002-1370	526.72
2020	12-2226-002-1380	526.72
2020	12-2226-002-1390	526.72
2020	12-2226-002-1400	526.72
2020	12-2226-002-1410	526.72
2020	12-2226-002-1420	526.72
2020	12-2226-002-1430	526.72
2020	12-2226-002-1470	3,943.15
2020	12-2226-002-1580	7,639.85
2020	12-2226-002-1590	526.72
2020	12-2226-002-1600	526.72
2020	12-2226-002-1610	526.72
2020	12-2226-002-1630	526.72
2020	12-2226-002-1640	526.72
2020	12-2226-002-1650	526.72
2020	12-2226-002-1660	526.72
2020	12-2226-002-1670	526.72
2020	12-2226-002-1680	526.72
2020	12-2226-002-1690	526.72
2020	12-2226-002-1700	526.72
2020	12-2226-002-1710	526.72
2020	12-2226-002-1720	526.72
2020	12-2226-002-1730	526.72
2020	12-2226-002-1740	526.72

Roll Year	Folio	Assessment
2020	12-2226-002-1750	526.72
2020	12-2226-002-1760	526.72
2020	12-2226-002-1770	526.72
2020	12-2226-002-1780	526.72
2020	12-2226-002-1790	526.72
2020	12-2226-002-1800	526.72
2020	12-2226-002-1810	526.72
2020	12-2226-002-1820	526.72
2020	12-2226-002-1830	526.72
2020	12-2226-002-1840	526.72
2020	12-2226-002-1860	526.72
2020	12-2226-002-1870	526.72
2020	12-2226-002-1880	526.72
2020	12-2226-002-1890	526.72
2020	12-2226-002-1900	526.72
2020	12-2226-002-1910	526.72
2020	12-2226-002-1920	526.72
2020	12-2226-002-1930	526.72
2020	12-2226-002-1940	526.72
2020	12-2226-002-1960	526.72
2020	12-2226-002-1980	526.72
2020	12-2226-002-1990	526.72
2020	12-2226-002-2000	526.72
2020	12-2226-002-2010	526.72
2020	12-2226-002-2020	526.72
2020	12-2226-002-2030	526.72
2020	12-2226-002-2040	526.72
2020	12-2226-002-2050	526.72
2020	12-2226-002-2070	526.72
2020	12-2226-002-2090	526.72
2020	12-2226-002-2100	526.72
2020	12-2226-002-2110	526.72
2020	12-2226-002-2120	526.72
2020	12-2226-002-2130	526.72
2020	12-2226-002-2140	526.72
2020	12-2226-002-2150	526.72
2020	12-2226-002-2170	526.72
2020	12-2226-002-2180	526.72
2020	12-2226-002-2190	526.72
2020	12-2226-002-2200	526.72
2020	12-2226-002-2210	526.72
2020	12-2226-002-2220	526.72
2020	12-2226-002-2230	526.72
2020	12-2226-002-2240	526.72
2020	12-2226-002-2250	526.72
2020	12-2226-002-2260	526.72

Roll Year	Folio	Assessment
2020	12-2226-002-2270	526.72
2020	12-2226-002-2280	526.72
2020	12-2226-002-2290	526.72
2020	12-2226-002-2310	526.72
2020	12-2226-002-2320	526.72
2020	12-2226-003-0010	8,872.08
2020	12-2226-003-0020	739.34
2020	12-2226-007-0010	246.45
2020	12-2226-007-0020	246.45
2020	12-2226-007-0030	246.45
2020	12-2226-007-0040	246.45
2020	12-2226-007-0050	246.45
2020	12-2226-007-0060	246.45
2020	12-2226-007-0061	246.45
2020	12-2226-007-0070	246.45
2020	12-2226-007-0080	246.45
2020	12-2226-007-0090	246.45
2020	12-2226-007-0100	246.45
2020	12-2226-007-0110	246.45
2020	12-2226-007-0120	246.45
2020	12-2226-007-0130	246.45
2020	12-2226-007-0140	246.45
2020	12-2226-007-0150	246.45
2020	12-2226-007-0160	246.45
2020	12-2226-007-0170	246.45
2020	12-2226-007-0180	246.45
2020	12-2226-007-0190	246.45
2020	12-2226-008-0010	246.45
2020	12-2226-008-0020	246.45
2020	12-2226-008-0030	246.45
2020	12-2226-008-0040	246.45
2020	12-2226-008-0050	246.45
2020	12-2226-008-0060	246.45
2020	12-2226-008-0070	246.45
2020	12-2226-008-0080	246.45
2020	12-2226-008-0090	246.45
2020	12-2226-008-0100	246.45
2020	12-2226-008-0110	246.45
2020	12-2226-008-0120	246.45
2020	12-2226-008-0130	246.45
2020	12-2226-008-0140	246.45
2020	12-2226-008-0150	246.45
2020	12-2226-008-0160	246.45
2020	12-2226-010-0010	246.45
2020	12-2226-010-0020	246.45
2020	12-2226-010-0030	246.45

Roll Year	Folio	Assessment
2020	12-2226-010-0040	246.45
2020	12-2226-010-0050	246.45
2020	12-2226-010-0060	246.45
2020	12-2226-010-0070	246.45
2020	12-2226-010-0080	246.45
2020	12-2226-010-0090	246.45
2020	12-2226-010-0100	246.45
2020	12-2226-010-0110	246.45
2020	12-2226-010-0120	246.45
2020	12-2226-010-0130	246.45
2020	12-2226-010-0140	246.45
2020	12-2226-010-0150	246.45
2020	12-2226-010-0160	246.45
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BAL HARBOUR

- V I L L A G E -

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 2020-21?

The Bal Harbour Experience:

- ☒ Beautiful Environment ☒ Safety ☐ Modernized Public Facilities/Infrastructure
☐ Destination & Amenities ☒ Exclusivity & Access ☐ Resiliency & Sustainable Community
☐ Other: _____

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 a rate of \$4,000 for each Single Family Residential Unit, \$2,000 for each Unimproved Property, and \$16,000 for each Private Recreational Facility. The current fiscal year rates are \$3,000, \$1,500 and \$12,000, respectively.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THE REQUESTED RATES

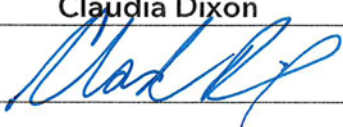
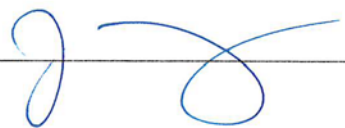
Advisory Board Recommendation:

N/A

Financial Information:

	Amount	Account	Account #
	\$909,337.72	Assessment	11-29-325200

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 8, 2020

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 2020-21.

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 16, 2020 Council Meeting, is \$4,000.00 for each Single-Family Residential Unit, \$2,000.00 for each Unimproved Property, and \$16,000.00 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. 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 \$909,337.72 budgeted at ninety-five percent, for 239.30 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, and installation of landscape materials on swales, medians, open space and parks) within the Assessment Area.

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

The gated community met on May 20th, 2020 and June 11, 2020 to discuss the draft budget and appropriate rate for the assessments for FY 2021. The gated community has requested an increase in the assessment rate for FY 2020 to \$ 4,000.00 for each Single-Family Residential Unit, half that number, \$2,000.00, for each Unimproved Property and \$16,000.00 for each Private Recreational Facility. The requested rates seem more than sufficient to fully fund the anticipated recurring operations and will allow for the consideration of certain capital improvement type expenditures (i.e, the paving and repaving of the roads serving the Assessment Area) for the coming year. With the approval of this agenda item, the paving and repaving of the roads serving the Assessment Area will be added as an allowable expense under the Security and Landscape Assessment. The FY 2020-21 proposed budget for the Security and Landscape Assessment Fund, will be presented for approval with the September budget hearings.

THE BAL HARBOUR EXPERIENCE

Approving the 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. Notification of the proposed assessment was provided to property owners through their TRIM notice from the Miami-Dade County Property Appraiser, and advertisements were placed accordingly. The Proposed FY 2020-21 Budget for the Security and Landscape assessment is presented in conjunction with the FY 2020-21 Proposed Budget for the Village. The assessment rate is consistent with the approval of the initial assessment resolution by Village Council on June 16, 2020, which is sufficient to provide for FY 2021 security and landscape services to the gated community.

Attachments:

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

RESOLUTION NO. 2020-____

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 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 (the "Assessment Area") , as described in Exhibit "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 tax bill 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, 2020.

WHEREAS, the Council, on June 16, 2020, adopted Resolution No. 2020- 1308

(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. DEFINITIONS AND INTERPRETATIONS. That this Resolution constitutes the Final Assessment Resolution as defined in Ordinance No. 2011-552 (the "Master Assessment Ordinance"). All capitalized terms in this resolution shall have the meanings defined in the Master Assessment Ordinance and in the Initial Assessment Resolution.

SECTION 3. CONFIRMATION OF INITIAL ASSESSMENT. That the Initial Assessment Resolution is hereby confirmed in conformity with the final hearing date and time of September 8, 2020, as reflected in the attached Appendix "B".

SECTION 4. 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, 2020, 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 \$4,000.00 for each Single-Family Residential Unit, \$3,000.00 for each Unimproved Property and \$16,000.00 for each Private Recreational Facility is hereby approved. Additionally, an assessment rate for a Multifamily Establishment equal to the sum of (a) \$4,000.00 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. 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.

(D) 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.

(E) 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 5. APPROVAL OR 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 "C".

SECTION 6. EFFECT OF ADOPTION OF RESOLUTION. 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 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 Final Assessment Resolution.

SECTION 7. EFFECTIVE DATE. That this Final Assessment Resolution shall take effect Immediately upon Its passage and adoption.

PASSED, ADOPTED AND APPROVED THIS 8th day of September, 2020.



ATTEST:

Mayor Gabriel Groisman

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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

APPENDIX A

FORM OF NOTICE TO BE PUBLISHED

APPENDIX A

AFFADAVIT OF MAILING

BEFORE ME, the undersigned authority, personally appeared _____, who, after being duly sworn, deposes and says:

1) Jorge M. Gonzalez as Village Manager of Bal Harbour Village, Florida, (the "Village"), pursuant to the authority and direction received from the Village Council, timely directed the preparation of the Assessment Roll and the preparation, mailing, and publication of notices in accordance with the Master Assessment Ordinance adopted by the Village Council on September 12, 2011 (the "Assessment Ordinance") and in conformance with the Initial Assessment Resolution for Security and Landscape Program Assessments adopted by the Village Council on June 16, 2020, (the Initial Assessment Resolution").

2) Mr. Gonzalez has caused the notices required by the Assessment Ordinance to be prepared in conformance with the Initial Assessment Resolution. An exemplary form of such notice is attached hereto. Mr. Gonzalez has caused such individual notices for each affected property owner to be prepared and each notice included the following information: the purpose of the assessment; the total amount proposed to be levied against each parcel; the unit of measurement to be applied against each parcel to determine the assessment; the number of such units contained within each parcel; the total revenue the Village expects to collect by the assessment; a statement that failure to pay the assessment will cause a tax certificate to be issued against the property which may result in a loss of title; a statement that 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 the notice; and the date, time, and place of the hearing.

3) On or before August 20, 2020, the Miami Dade County Property Appraiser delivered and directed the mailing of TRIM notices containing an explanation of the Security and Landscape Assessment in accordance with the Master Assessment Ordinance and the Initial Assessment Resolution by first class mail to each affected owner, at the address then shown on the real property assessment tax roll database maintained by the Miami-Dade County Property Appraiser for the purpose of the collection of ad valorem taxes.

FURTHER AFFIANT SAYETH NOT.

Jorge M. Gonzalez, Affiant

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

The forgoing Affidavit of Mailing was sworn and subscribed before me this ____ day of _____, 2020 by Jorge M. Gonzalez, Village Manager of Bal Harbour Village, Florida. He is personally known to me or has produced _____ as identification and did take an oath.

Printed Name: _____

Notary Public, State of Florida

At Large

My Commission Expires: _____

Commission No. _____

**APPENDIX B
PROOF OF PUBLICATION**

[ATTACH]

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

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 security and landscape 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, 2020.

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 8th day of September, 2020.

BAL HARBOUR VILLAGE, FLORIDA

By: _____
Mayor

Security Landscape Assessment Roll

Roll Year	Folio	Assessment
2020	12-2226-002-0040	21,600.00
2020	12-2226-002-0050	4,000.00
2020	12-2226-002-0070	4,000.00
2020	12-2226-002-0080	4,000.00
2020	12-2226-002-0090	4,000.00
2020	12-2226-002-0100	4,000.00
2020	12-2226-002-0110	4,000.00
2020	12-2226-002-0130	4,000.00
2020	12-2226-002-0140	4,000.00
2020	12-2226-002-0150	4,000.00
2020	12-2226-002-0160	4,000.00
2020	12-2226-002-0170	4,000.00
2020	12-2226-002-0180	4,000.00
2020	12-2226-002-0190	4,000.00
2020	12-2226-002-0200	4,000.00
2020	12-2226-002-0210	4,000.00
2020	12-2226-002-0220	4,000.00
2020	12-2226-002-0230	4,000.00
2020	12-2226-002-0250	2,000.00
2020	12-2226-002-0280	2,000.00
2020	12-2226-002-0300	4,000.00
2020	12-2226-002-0310	4,000.00
2020	12-2226-002-0320	4,000.00
2020	12-2226-002-0330	4,000.00
2020	12-2226-002-0340	4,000.00
2020	12-2226-002-0350	4,000.00
2020	12-2226-002-0360	4,000.00
2020	12-2226-002-0370	4,000.00
2020	12-2226-002-0380	4,000.00
2020	12-2226-002-0390	4,000.00
2020	12-2226-002-0400	4,000.00
2020	12-2226-002-0410	4,000.00
2020	12-2226-002-0420	4,000.00
2020	12-2226-002-0430	4,000.00
2020	12-2226-002-0440	4,000.00
2020	12-2226-002-0450	4,000.00
2020	12-2226-002-0460	4,000.00
2020	12-2226-002-0470	4,000.00
2020	12-2226-002-0480	4,000.00
2020	12-2226-002-0490	4,000.00
2020	12-2226-002-0500	4,000.00
2020	12-2226-002-0510	4,000.00

Roll Year	Folio	Assessment
2020	12-2226-002-0520	4,000.00
2020	12-2226-002-0530	4,000.00
2020	12-2226-002-0540	4,000.00
2020	12-2226-002-0570	4,000.00
2020	12-2226-002-0580	4,000.00
2020	12-2226-002-0590	4,000.00
2020	12-2226-002-0600	4,000.00
2020	12-2226-002-0610	4,000.00
2020	12-2226-002-0620	4,000.00
2020	12-2226-002-0630	4,000.00
2020	12-2226-002-0640	4,000.00
2020	12-2226-002-0650	4,000.00
2020	12-2226-002-0660	4,000.00
2020	12-2226-002-0670	4,000.00
2020	12-2226-002-0680	4,000.00
2020	12-2226-002-0690	4,000.00
2020	12-2226-002-0700	4,000.00
2020	12-2226-002-0710	4,000.00
2020	12-2226-002-0720	4,000.00
2020	12-2226-002-0730	4,000.00
2020	12-2226-002-0740	4,000.00
2020	12-2226-002-0750	4,000.00
2020	12-2226-002-0810	4,000.00
2020	12-2226-002-0820	4,000.00
2020	12-2226-002-0830	4,000.00
2020	12-2226-002-0840	4,000.00
2020	12-2226-002-0850	4,000.00
2020	12-2226-002-0860	2,000.00
2020	12-2226-002-0870	4,000.00
2020	12-2226-002-0872	4,000.00
2020	12-2226-002-0880	4,000.00
2020	12-2226-002-0890	4,000.00
2020	12-2226-002-0900	4,000.00
2020	12-2226-002-0910	4,000.00
2020	12-2226-002-0920	4,000.00
2020	12-2226-002-0930	4,000.00
2020	12-2226-002-0940	4,000.00
2020	12-2226-002-0950	4,000.00
2020	12-2226-002-0960	4,000.00
2020	12-2226-002-0970	4,000.00
2020	12-2226-002-0980	4,000.00
2020	12-2226-002-1010	4,000.00
2020	12-2226-002-1020	4,000.00
2020	12-2226-002-1030	4,000.00
2020	12-2226-002-1040	4,000.00
2020	12-2226-002-1050	4,000.00

Roll Year	Folio	Assessment
2020	12-2226-002-1060	2,000.00
2020	12-2226-002-1070	2,000.00
2020	12-2226-002-1080	4,000.00
2020	12-2226-002-1090	4,000.00
2020	12-2226-002-1100	4,000.00
2020	12-2226-002-1110	4,000.00
2020	12-2226-002-1120	4,000.00
2020	12-2226-002-1130	2,000.00
2020	12-2226-002-1140	4,000.00
2020	12-2226-002-1150	4,000.00
2020	12-2226-002-1160	4,000.00
2020	12-2226-002-1170	4,000.00
2020	12-2226-002-1180	4,000.00
2020	12-2226-002-1190	4,000.00
2020	12-2226-002-1200	4,000.00
2020	12-2226-002-1210	4,000.00
2020	12-2226-002-1220	4,000.00
2020	12-2226-002-1235	4,000.00
2020	12-2226-002-1240	2,000.00
2020	12-2226-002-1250	4,000.00
2020	12-2226-002-1270	4,000.00
2020	12-2226-002-1280	4,000.00
2020	12-2226-002-1290	4,000.00
2020	12-2226-002-1300	4,000.00
2020	12-2226-002-1310	4,000.00
2020	12-2226-002-1320	4,000.00
2020	12-2226-002-1330	4,000.00
2020	12-2226-002-1340	4,000.00
2020	12-2226-002-1350	4,000.00
2020	12-2226-002-1360	4,000.00
2020	12-2226-002-1370	4,000.00
2020	12-2226-002-1380	4,000.00
2020	12-2226-002-1390	4,000.00
2020	12-2226-002-1400	4,000.00
2020	12-2226-002-1410	4,000.00
2020	12-2226-002-1420	4,000.00
2020	12-2226-002-1430	4,000.00
2020	12-2226-002-1590	4,000.00
2020	12-2226-002-1600	4,000.00
2020	12-2226-002-1610	4,000.00
2020	12-2226-002-1620	2,000.00
2020	12-2226-002-1630	4,000.00
2020	12-2226-002-1640	4,000.00
2020	12-2226-002-1650	4,000.00
2020	12-2226-002-1660	4,000.00
2020	12-2226-002-1670	4,000.00

Roll Year	Folio	Assessment
2020	12-2226-002-1680	4,000.00
2020	12-2226-002-1690	4,000.00
2020	12-2226-002-1700	4,000.00
2020	12-2226-002-1710	4,000.00
2020	12-2226-002-1720	4,000.00
2020	12-2226-002-1730	4,000.00
2020	12-2226-002-1740	4,000.00
2020	12-2226-002-1750	4,000.00
2020	12-2226-002-1760	4,000.00
2020	12-2226-002-1770	4,000.00
2020	12-2226-002-1780	4,000.00
2020	12-2226-002-1790	4,000.00
2020	12-2226-002-1800	4,000.00
2020	12-2226-002-1810	4,000.00
2020	12-2226-002-1820	4,000.00
2020	12-2226-002-1830	4,000.00
2020	12-2226-002-1840	5,600.00
2020	12-2226-002-1850	2,000.00
2020	12-2226-002-1860	4,000.00
2020	12-2226-002-1870	4,000.00
2020	12-2226-002-1880	4,000.00
2020	12-2226-002-1890	4,000.00
2020	12-2226-002-1900	4,000.00
2020	12-2226-002-1910	4,000.00
2020	12-2226-002-1920	4,000.00
2020	12-2226-002-1930	4,000.00
2020	12-2226-002-1940	4,000.00
2020	12-2226-002-1960	4,000.00
2020	12-2226-002-1970	2,000.00
2020	12-2226-002-1980	4,000.00
2020	12-2226-002-1990	4,000.00
2020	12-2226-002-2000	4,000.00
2020	12-2226-002-2010	4,000.00
2020	12-2226-002-2020	4,000.00
2020	12-2226-002-2030	4,000.00
2020	12-2226-002-2040	4,000.00
2020	12-2226-002-2050	4,000.00
2020	12-2226-002-2060	2,000.00
2020	12-2226-002-2070	4,000.00
2020	12-2226-002-2090	4,000.00
2020	12-2226-002-2100	4,000.00
2020	12-2226-002-2110	4,000.00
2020	12-2226-002-2120	4,000.00
2020	12-2226-002-2130	4,000.00
2020	12-2226-002-2140	4,000.00
2020	12-2226-002-2150	4,000.00

Roll Year	Folio	Assessment
2020	12-2226-002-2170	4,000.00
2020	12-2226-002-2180	4,000.00
2020	12-2226-002-2190	4,000.00
2020	12-2226-002-2200	4,000.00
2020	12-2226-002-2210	4,000.00
2020	12-2226-002-2220	4,000.00
2020	12-2226-002-2230	4,000.00
2020	12-2226-002-2240	4,000.00
2020	12-2226-002-2250	4,000.00
2020	12-2226-002-2260	4,000.00
2020	12-2226-002-2270	4,000.00
2020	12-2226-002-2280	4,000.00
2020	12-2226-002-2290	4,000.00
2020	12-2226-002-2310	5,600.00
2020	12-2226-002-2320	4,000.00
2020	12-2226-002-2350	16,000.00
2020	12-2226-003-0020	7,200.00
2020	12-2226-016-0010	1,800.00
2020	12-2226-016-0020	1,800.00
2020	12-2226-016-0030	1,800.00
2020	12-2226-016-0040	1,800.00
2020	12-2226-016-0050	1,800.00
2020	12-2226-016-0060	1,800.00
2020	12-2226-016-0070	1,800.00
2020	12-2226-016-0080	1,800.00
2020	12-2226-016-0090	1,800.00
2020	12-2226-016-0100	1,800.00
2020	12-2226-016-0110	1,800.00
2020	12-2226-016-0120	1,800.00
2020	12-2226-018-0010	1,960.00
2020	12-2226-018-0020	1,960.00
2020	12-2226-018-0030	1,960.00
2020	12-2226-018-0040	1,960.00
2020	12-2226-018-0050	1,960.00
2020	12-2226-018-0060	1,960.00
2020	12-2226-018-0070	1,960.00
2020	12-2226-028-0010	1,840.00
2020	12-2226-028-0020	1,840.00
2020	12-2226-028-0030	1,840.00
2020	12-2226-028-0040	1,840.00
2020	12-2226-028-0050	1,840.00
2020	12-2226-028-0060	1,840.00
2020	12-2226-028-0070	1,840.00
2020	12-2226-028-0080	1,840.00
2020	12-2226-028-0090	1,840.00
2020	12-2226-028-0100	1,840.00

Roll Year	Folio	Assessment
2020	12-2226-028-0110	1,920.00
2020	12-2226-028-0120	1,920.00
2020	12-2226-028-0130	1,920.00
2020	12-2226-028-0140	1,920.00
2020	12-2226-028-0150	1,920.00
2020	12-2226-028-0160	1,920.00
2020	12-2226-028-0170	1,920.00
2020	12-2226-028-0180	1,920.00
2020	12-2226-030-0010	2,000.00
2020	12-2226-030-0020	2,000.00
2020	12-2226-030-0030	2,000.00
2020	12-2226-030-0040	2,000.00
2020	12-2226-030-0050	2,000.00
2020	12-2226-030-0060	2,000.00
2020	12-2226-031-0010	2,000.00
2020	12-2226-031-0020	2,000.00
2020	12-2226-031-0030	2,000.00
2020	12-2226-031-0040	2,000.00
2020	12-2226-031-0050	2,000.00
2020	12-2226-031-0060	2,000.00
2020	12-2226-036-0010	2,000.00
2020	12-2226-036-0020	2,000.00
2020	12-2226-036-0030	2,000.00
2020	12-2226-036-0040	2,000.00
2020	12-2226-036-0050	2,000.00
2020	12-2226-036-0060	2,000.00
2020	12-2226-039-0010	2,000.00
2020	12-2226-039-0020	2,000.00
2020	12-2226-039-0030	2,000.00
2020	12-2226-039-0040	2,000.00
2020	12-2226-039-0050	2,000.00
2020	12-2226-039-0060	2,000.00
2020	12-2226-040-0010	1,840.00
2020	12-2226-040-0020	1,840.00
2020	12-2226-040-0030	1,840.00
2020	12-2226-040-0040	1,840.00
2020	12-2226-040-0050	1,840.00
2020	12-2226-040-0060	1,840.00
2020	12-2226-040-0070	1,840.00
2020	12-2226-040-0080	1,840.00
2020	12-2226-040-0090	1,840.00
2020	12-2226-040-0100	1,840.00
2020	12-2226-047-0010	1,840.00
2020	12-2226-047-0020	1,840.00
2020	12-2226-047-0030	1,840.00
2020	12-2226-047-0040	1,840.00

Roll Year	Folio	Assessment
2020	12-2226-047-0050	1,840.00
2020	12-2226-047-0060	1,840.00
2020	12-2226-047-0070	1,840.00
2020	12-2226-047-0080	1,840.00
2020	12-2226-047-0090	1,840.00
2020	12-2226-047-0100	1,840.00
2020	12-2226-047-0110	1,840.00

BAL HARBOUR

- V I L L A G E -

COUNCIL ITEM SUMMARY

Condensed Title:

A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, ESTABLISHING SANITARY SEWER AND WATER RATES FOR THE 2020-21 FISCAL YEAR; ESTABLISHING AN EFFECTIVE DATE.

Issue:

Should the Village Council approve a Water Rate of \$4.9149/1,000 gallons, a wastewater rate of \$8.7087/1,000 gallons, with a 3,000 gallon minimum monthly charge?

The Bal Harbour Experience:

- | | | |
|--|---|---|
| ☐ Beautiful Environment | ☐ Safety | ☒ Modernized Public Facilities/Infrastructure |
| ☐ Destination & Amenities | ☐ Exclusivity & Access | ☒ Resiliency & Sustainable Community |
| ☐ Other: _____ | | |

Item Summary / Recommendation:

It is recommended the Council approve the Resolution authorizing a rate increase for Water from \$4.7404/1,000 gallons to \$4.9149/1,000 gallons, and increase the Wastewater Rate of \$8.4863/1,000 gallons to \$8.7087/1,000 gallons with a 3,000-gallon minimum monthly charge.

THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS

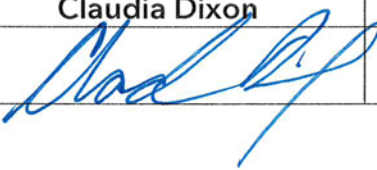
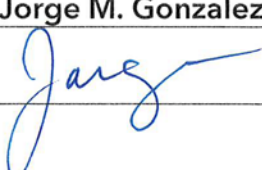
Advisory Board Recommendation:

At their August 26th meeting, the BAC recommended the proposed water rate and wastewater rate increases.

Financial Information:

	Amount	Account	Account #

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 8, 2020

SUBJECT: **A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA, ESTABLISHING
SANITARY SEWER AND WATER RATES FOR THE 2020-21 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 \$4.9149/1,000 gallons from \$4.7404/1,000 gallons, and Wastewater rate increase to \$8.7087/1,000 gallons from \$8.4863/1,000 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 Parks and Public Spaces Department. Services are funded as payments for measurable water and wastewater services are consumed. 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 to 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 the past few 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 6.17%, or \$0.1043 cent for Wholesale Water Rates, from \$1.6904/1,000 gallons to \$1.7947/1,000 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 increase in the Bal Harbour Village surcharge, it would

result in an adjustment from \$4.7404/1,000 gallons, to \$4.9149/1,000 gallons or a 3.68% rate increase to Village customers, as summarized below.

Water Service Rates (per 1,000 gallons)				
	2018-19	2019-20	2020-21	Percent Change
Miami Dade - WASD Wholesale	\$ 1.7628	\$ 1.6904	\$ 1.7947	6.17%
Bal Harbour Village	3.05	3.05	3.12	2.30%
Total	\$ 4.8128	\$ 4.7404	\$ 4.9149	3.68%

The pass-through wholesale water rate increase would cost Village customers who average 12,000 gallons per month approximately \$25.00 for the fiscal year at the new rate of \$4.9149/1,000 gallons.

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 a sewer rate increase. The proposed rate increase is a result of increased debt service bond payments.

Wastewater Service Rates (per 1,000 gallons)				
	2018-19	2019-20	2020-21	Percent Change
City of Miami Beach Wholesale	\$ 3.4179	\$ 3.5263	\$ 3.6346	3.07%
Bal Harbour Village	4.9600	4.9600	5.0741	2.30%
Total	\$ 8.3779	\$ 8.4863	\$ 8.7087	2.62%

The pass-through sewer rate increase in the Bal Harbour Village surcharge, would cost Village customers who average 12,000 gallons per month approximately \$32.00 for the fiscal year at the new rate of \$8.7087/1,000 gallons.

The FY 2020-21 Proposed Utility Fund Budget is balanced with the proposed rate increase for wholesale water services of \$4.9149/1,000gallons, and a rate increase for wholesale sewer service of \$8.7087/1,000 gallons.

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 Modernized Public Facilities/Infrastructure as well as Resiliency & Sustainable Community.

CONCLUSION

It is recommended the Council approve the Water rate increase to \$4.9149 per 1,000 gallons for water, and the Wastewater rate increase to \$8.7087 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, and funds toward the

advancement of pay-as-you-go improvements to operating capital for the Water and Wastewater Utility.

RESOLUTION NO. 2020-____

**A RESOLUTION OF BAL HARBOUR VILLAGE, FLORIDA,
ESTABLISHING SANITARY SEWER AND WATER RATES
FOR THE 2020-21 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 8, 2020.

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

SECTION 1. The following rate for Sanitary Sewer and Water customers is hereby adopted to be applied from and after October 01, 2020:

Water Rates - \$4.9149/1,000 gallons of water consumed - 3,000 gallons minimum monthly charge.

Sanitary Sewer Rates - \$8.7087/1,000 gallons of water consumed - 3,000 gallons minimum monthly charge.

SECTION 2. EFFECTIVE DATE. That this Resolution shall take effect immediately upon its passage and adoption.

PASSED, ADOPTED AND APPROVED THIS 8th day of September, 2020.



Mayor Gabriel Groisman

ATTEST:

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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

BAL HARBOUR

- V I L L A G E -

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 FY2020-21

The Bal Harbour Experience:

- | | | |
|---|--|---|
| ☒ Beautiful Environment | ☒ Safety | ☒ Modernized Public Facilities/Infrastructure |
| ☒ Destination & Amenities | ☒ Exclusivity & Access | ☒ Resiliency & Sustainable Community |
| ☐ 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 2020-21 Proposed Fee Schedule incorporates water utility rates adopted throughout this year's budget development process.

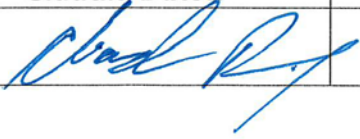
THE ADMINISTRATION RECOMMENDS APPROVAL OF THIS

Advisory Board Recommendation:

Financial Information:

	Amount	Account	Account #

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 8, 2020

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 a public a singular focal point which identifies Village rates and fees. The FY 2020-21 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 2020-21, 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 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 2020-21 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 2020-21 proposed fee schedule incorporates the Council approve 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.

Attachment

1. Exhibit A - FY 2021 Fee Schedule.

RESOLUTION NO. 2020-____

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 fines (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

WHEREAS, in the administration of Program, 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 a consolidated schedule of the Fees (the "Consolidated Schedule").

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

SECTION 1. RECITALS. 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 4. 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 5. EFFECTIVE DATE. That this Resolution shall take effect immediately upon adoption.

PASSED, ADOPTED AND APPROVED THIS 8th day of September, 2020.



ATTEST:

Mayor Gabriel Groisman

Dwight S. Danie, Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

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

BAL HARBOUR
- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
<u>Administration</u>		
<u>Public Records Request</u>		
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
<u>Lobbyist Registration</u>		
Lobbyist Registration - New	\$ 300.00	Sec. 2-301
Lobbyist Registration per principal represented	\$ 100.00	Sec. 2-301
Lobbyist Registration Renewal Annual	\$ 200.00	Sec. 2-301
<u>Vacation Rentals</u>		
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>Park</u>		
Park Rental of Facilities	\$ 125.00	
Park Rental of Basketball Court Only	\$ 125.00	
Park Rental of Full Park	\$ 250.00	
Security & Cleanup Deposit	\$ 200.00	Reso. No. 2016-1033
Staffing	\$ 25.00 / hour per staff person	Reso. No. 2016-1033
Table rentals of BHV Property	\$ 5.00 ea	Reso. No. 2016-1033
Chair rentals of BHV Property	\$ 1.00 ea	Reso. No. 2016-1033
Park & Recreation Access Cards	\$ 4.00 ea / Max 4 Access Cards per household (One person household may only receive one.)	Reso. No. 2016-1033
<u>Tourism</u>		
<u>Resort Tax</u>		
Resort Tax on Rent	4%	Sec. 18-29
Resort Tax on Food & Beverage	2%	Sec. 18-29
Resort Tax Late Fee - Original Delinquency	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

BAL HARBOUR

- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Credit Card Convenience Fee: Cost Offset/Recovery Fee structure to be determined which is currently set at 2.87 to 2.92%.	Cost Offset/Recovery	
Lien Request		
Lien Request 24hr	\$ 100.00	Sec. 18-144
Lien Request 2-4 days	\$ 50.00	Sec. 18-144
Business Tax Receipt		
Retail	\$ 66.85 1st \$1,000 worth of stock inventory value	Sec. 9-40
Retail	\$ 3.94 each additional 1,000 worth or fractional thereof	Sec. 9-40
Restaurant	\$ 66.85 for first 35 chairs	Sec. 9-40
Restaurant	\$ 1.81 for each additional chair/seat over 35	Sec. 9-40
Restaurant - Late Hour Bar	\$ 607.75	Sec. 9-40
Professional	\$ 79.00	Sec. 9-40
Per Professional	\$ 24.31	Sec. 9-40
Vending Machines	\$ 3.33 per machine	Sec. 9-40
Services	\$ 66.85	Sec. 9-40
Services - Barber Shops & Beauty Parlors	\$ 13.97 per chair in excess of 4	Sec. 9-40
Hotels & Cabanas	\$ 2.43 per room or cabana	Sec. 9-40
Insurance	\$ 79.00	Sec. 9-40
Financial Institutions	\$ 243.10	Sec. 9-40
Financial Institutions	\$ 60.77 per branch if main bank is within Village	Sec. 9-40
Nightclubs	\$ 3038.76	Sec. 9-40
Delinquency during the month of October	10%	Sec. 9-28
Delinquency after October in addition to 10%	5% Not to exceed 25%	Sec. 9-28
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. 9-28
Franchise Fees		

BAL HARBOUR
- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
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
Water Rate	\$ 4.9149 per 1000 gallons 3000 gallon minimum charge	TBD
Sewer Rate	\$ 8.7087 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

BAL HARBOUR
- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Meter Tampering/ Active Meter Violation	\$ 150.00	Reso. No. 2016-1033
<u>Building & Zoning</u>		
<u>Zoning</u>		
Site Plan Review: Minor	\$ 1,000.00 + cost	Sec. 21-322 (b)
Site Plan Review: Major	\$ 3,500.00 + cost	Sec. 21-322 (b)
<i>Application Fees for nonuse variances or public hearing involving single family & multifamily:</i>		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	
If in violation	\$ 300.00	
Zoning Verification Letters	\$ 150.00 first hr Min with 90.00 per hr thereafter	
<i>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:</i>		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

BAL HARBOUR
- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter SectionReso No.Ord. No.
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
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.		Ch. 6
Permit Fees	\$ 150.00 min., or 2% first Million in Construction, 1% thereafter (Depending on the greater amount of the value of the job)	Ord 2016-589
Up Front Fee	< \$ 1,000.00 in Permit Fee pay 100% of Permit Fee	Sec. 6-30
Up Front Fee	> \$ 1,000.00 in Permit Fee pay 50% of Permit Fee up front & 50% at permit issuance	Sec. 6-30
TCO or TCC Extension Fee	\$ 300.00 per month or any part thereof	
Certificate of Completion/Occupancy	\$ 150.00	Ord 2016-589
Admin Fee for requests of Plan copies	\$ 150.00 Min or Cost + 25%	Sec. 6-33
Early Start	\$ 150.00	Ord 2016-589
Engineer & Structural Plan Review	\$ 150.00 first hr Min with 90.00 per hr thereafter	
Public Works/ Utilities Plan Review	\$ 150.00 first hr Min with 90.00 per hr thereafter	

BAL HARBOUR
- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Starting work w/o Permit	\$ 300.00 or Double permit fee whichever is greater	Sec. 6-27 and Ord No. 2017-592
Dry-Run	\$ 250.00	
Change of Contractor	25% Original Permit Fee	Sec. 6-33
1st Re-Inspection	\$ 75.00	Sec. 6-33
2nd Re-Inspection	\$ 100.00	Sec. 6-33
3rd Re-Inspection	\$ 150.00	Sec. 6-33
Anything not Covered	150% of Inspector's Payroll rate & 35% Admin Fee	Sec. 6-33
Master Premises Permit	Annually - \$ 1,200.00 Min or (2% of first Million & 1% of each Million thereafter)	Sec. 6-29
Subsidiary Premises Permit	Annually - \$ 400.00 Min or (2% of first Million & 1% of each Million thereafter)	Sec. 6-29
Noise Application Fee	\$ 250.00	Reso No. 2015-936
Permit Card Replacement	\$ 150.00	Sec. 6-33
Decibel Meter Reading	\$ 50.00	Sec. 6-34
Fumigation Tent	\$ 150.00	Sec. 6-35
Temporary Building	\$ 200.00	Sec. 6-35
Building Permit for Public Amusement	\$ 200.00	Sec. 6-35
Photocopies	Cost Recovery/Offset	
Scanning	Cost Recovery/Offset	
<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>		

BAL HARBOUR
- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter SectionReso No.Ord. No.
Administrative Charge	\$ 40.00	Sec. 19-34 Ord No. 542
Code Enforcement		
Code Violations	\$ 250.00 per day	Sec. 2-191
Operating alarm without a valid certificate	\$ 10.00	Sec. 2-191
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. 2-191
Selling liquor, beer or wine during hours other than prescribed hours of sale	\$ 250.00	Sec. 2-191
Shooting, trapping, killing or destroying birds or nests	\$ 50.00	Sec. 2-191
Keeping animals (other than dogs and cats) without special permit	\$ 50.00	Sec. 2-191
Keeping fowl or permitting fowl to run at large	\$ 50.00	Sec. 2-191
Cruelty to animals	\$ 50.00	Sec. 2-191
Taking or keeping a dog in a park or on the beach or allowing a dog to run at large	\$ 50.00	Sec. 2-191
Permitting a cat to be outside any residence without requisite bells	\$ 50.00	Sec. 2-191
Undertaking specified building activities without a permit	\$ 300.00 for licensed contractor, 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. 2-191
Failing to obtain a local business tax receipt	\$ 250.00	Sec. 2-191

BAL HARBOUR
- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter Section Reso No. Ord. No.
Failing to post occupational license	\$ 50.00	Sec. 2-191
Fishing from viaduct or bridge or any other posted area	\$ 50.00	Sec. 2-191
Improperly constructing groins	250.00	Sec. 2-191
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. 2-191
Erecting advertising matters without authorization	\$ 50.00	Sec. 2-191
Littering	\$ 25.00	Sec. 2-191
Failing to keep lots clean	\$ 100.00	Sec. 2-191
Making or causing a loud, excessive or unusual noise disturbance	\$ 250.00	Sec. 2-191
Making or causing restricted noises during unpermitted hours	\$ 250.00	Sec. 2-191
Constructing, demolishing, altering or repairing the exterior of any dwelling	\$ 250.00	Sec. 2-191
Mowing lawns or performing other lawn maintenance activities during unpermitted hours	\$ 250.00	Sec. 2-191
Making false statements in applications for permit, permission or license	\$ 100.00	Sec. 2-191
Destroying or disturbing trees or shrubbery	\$ 100.00	Sec. 2-191
Discharging weapons	\$ 250.00	Sec. 2-191
Selling or using stink bombs	\$ 100.00	Sec. 2-191
Erection of prohibited signs	\$ 100.00	Sec. 2-191
Failing to promptly dispose of garbage or trash	\$ 25.00	Sec. 2-191

BAL HARBOUR
- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter SectionReso No.Ord. No.
Improper disposal of vegetation and trash	\$ 500.00	Sec. 2-191
Disposing of vegetation without cutting as required	\$ 250.00	Sec. 2-191
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. 2-191
Using underground garbage storage containers	\$ 25.00	Sec. 2-191
Failing to cover garbage containers so that they are not visible from streets	\$ 25.00	Sec. 2-191
Selling goods or services on streets or public property	\$ 50.00	Sec. 2-191
Advertising sale of goods or services on street or public property	\$ 50.00	Sec. 2-191
Writing or digging on, placing signs on, obstructing, or throwing trash on, public streets or sidewalks	\$ 25.00	Sec. 2-191
Obstructing public roads without permission	\$ 25.00	Sec. 2-191
Permitting shrubbery to grow near intersections so as to obstruct the view of drivers	\$ 25.00	Sec. 2-191
Parking or storing certain vehicles in residential districts	\$ 25.00	Sec. 2-191
Parking on lawns in residential districts	\$ 25.00	Sec. 2-191
Tampering with public utilities	\$ 250.00	Sec. 2-191
Using property in residential districts for unpermitted purposes	\$ 250.00	Sec. 2-191
Conducting open houses and garage sales in residential districts	\$ 100.00	Sec. 2-191
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

BAL HARBOUR
- V I L L A G E -

FY 2020-21 Rates & Fees

Fee Type	Fee Structure	Code/Charter SectionReso No.Ord. No.
Distributing or selling or using single use plastics	\$ 25.00 for an individual	Sec. 9-3 and Ord. No. 2019-620
Violations to Ch 5 of the Village Code - Animals	\$ 100.00 1st Violation - not to exceed \$200.00	Sec. 5-7
Violations to Ch 5 of the Village Code - Animals	\$ 200.00 Minimum 2nd 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

BAL HARBOUR

- V I L L A G E -

MEMORANDUM

TO: Honorable Mayor and Council

FROM: Dwight S. Danie, Village Clerk 

DATE: September 2, 2020

RE: Lobbyist Registration Report

Name of Lobbyist	Principal Represented	Date Registered
John Shubin, Shubin & Bass	Bal Harbour Shops, LLLP	01/15/20
Amy E. Huber, Shubin & Bass	Bal Harbour Shops, LLLP	01/15/20
Gary Karlson	Bal Harbour Shops, LLLP	01/15/20
Matthew W. Lazenby	Bal Harbour Shops, LLLP	01/15/20
Ivor N. Massey aka Nik Massey	Bal Harbour Shops, LLLP	01/15/20
Carolyn M. Travis	Bal Harbour Shops, LLLP	01/15/20
Randall A. Whitman	Bal Harbour Shops, LLLP	01/15/20
Walter Defortuna	Beach Haus Bal Harbour, LLC	01/27/20
Christina Cuervo	Beach Haus Bal Harbour, LLC	01/28/20
Rosario Kennedy	Edwardo Viesca - WatergaterMX	02/13/20
Stuart Sobel	Bal Harbour Civic Association	05/22/20
Mark Fisher	Bal Harbour Civic Association	05/26/20
David Wolf	Bal Harbour Civic Association	05/26/20
Lauren Koplowitz	Bal Harbour Civic Association	05/26/20
Dina Cellini	Bal Harbour Civic Association	05/26/20
Thomas Robertson	Bal Harbour Civic Association	06/12/20