

VILLAGE HALL
500 NE 87TH ST
EL PORTAL, FL 33138
DAVID A. ROSEMOND
VILLAGE MANAGER



MAYOR CLAUDIA V. CUBILLOS
VICE MAYOR OMARR C. NICKERSON
COUNCILPERSON HAROLD E. MATHIS, JR.
COUNCILPERSON WERNER DREHER
COUNCILPERSON VIMARI ROMAN

Regular Village Council Meeting
Tuesday, April 25, 2017
Agenda
7:00 PM

Statement of Decorum

Any person making a racial or slanderous remark or who becomes boisterous while addressing the Village Council, Staff, etc. shall be barred from the audience by the presiding officer. No profanity, shouting, heckling, verbal outbursts or disruptive behavior in support of or opposition to a speaker or his/her remarks is permitted. No signs or placards shall be allowed in the Village Hall. Person exiting the Village Hall shall do so quietly.

“Pursuant to Florida Statutes, Chapter 286.0105: If a person decided to appeal any decision made by the Board, Agency or Committee with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, and that, for such purpose, he/she 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.”

- A. **CALL TO ORDER**.....Mayor Claudia V. Cubillos, Presiding
- B. **SILENT MEDITATION & PLEDGE**.....Salute American Flag in Unison
- C. **ROLL CALL**.....Yenise Jacobi, Village Clerk
- D. **APPROVAL OF AGENDA**
- E. **APPROVAL OF MINUTES FOR THE FOLLOWING MEETING(S):**
 - E1. Approval of the Minutes for March 28, 2017
- F. **ACKNOWLEDGMENT OF VISITORS AND/OR SPECIAL PRESENTATIONS:**
- G. **GOOD AND WELFARE**

(Note: This section of the agenda is reserved in the spirit of a representative democracy “of, by, and for the people” and is specifically provided as a mechanism for the input and solutions on matters of concern of Villagers. We request that comments be limited to **3 MINUTES PER PERSON**, and that speakers and the audience maintain proper decorum at-large.
The speaker should keep to only issues on the agenda.)
- H. **AGENDA ITEM:**
 - H1. YTD Financials
 - H2. Bank Update Status
 - H3. Update on CITT Tax
 - H4. Official Photos at Village Hall

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H5. Mayor & Village Council Priorities for the Manager

Internal Administration

- Emergency Plan
- Speed of Government
- Policies & Procedure
- SOP
- Lobbyist

Police Department

- Direction of the Police Department
- Chief
- Past Verbal Agreements
- Staffing

Village Hall

- Updates (short term and long term)

Public Works

- Septic to Sewer
- And existing projects (i.e. **Nature Trail**, Waste Management and etc.)

Code Updates

I. RESOLUTIONS / ORDINANCES:

I. RESOLUTIONS / ORDINANCES:

**I1. ORDINANCE NO. 2017-02 SECOND READING
FORM BASED CODE**

AN ORDINANCE OF THE VILLAGE OF EL PORTAL, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 24 IN ORDER TO ADOPT A FORM-BASED CODE; ADOPTING A NEW ZONING MAP; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS, REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

**I2. ORDINANCE NO. 2017-01 SECOND READING
COMP PLAN**

AN ORDINANCE OF THE VILLAGE OF EL PORTAL, FLORIDA, AMENDING THE FUTURE LAND USE MAP, THE FUTURE LAND USE ELEMENT, THE COASTAL MANAGEMENT ELEMENT, AND THE RECREATION AND OPEN SPACE ELEMENT OF THE COMPREHENSIVE PLAN AS MORE SPECIFICALLY DESCRIBED HEREIN;

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**PROVIDING FOR INCORPORATION OF RECITALS;
PROVIDING FOR CONFLICTS, REPEALER,
SEVERABILITY, AND AN EFFECTIVE DATE.**

RESOLUTION NO. 2017-12 GRANT FLORIDA DEPT OF AGRICULTURE

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE
VILLAGE OF EL PORTAL, FLORIDA TO APPROVE AND
ACCEPT A GRANT WITH FLORIDA DEPARTMENT OF
AGRICULTURE AND CONSUMER SERVICES IN THE
AMOUNT OF \$9,900.00, AND FURTHER AUTHORIZING
MATCHING FUNDS, AND AUTHORIZING THE VILLAGE
MANAGER TO TAKE THE NECESSARY STEPS TO
IMPLEMENT THE TERMS AND CONDITIONS OF THE
CONTRACT; PROVIDING FOR INCORPORATION OF
RECITALS; PROVIDING FOR AN EFFECTIVE DATE**

**RESOLUTION NO. 2017-13 PIGGYBACK MIAMI DADE
CONTRACT COUNTY PLANT MATERIAL & TREE SERVICES**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE
VILLAGE OF EL PORTAL, FLORIDA AUTHORIZING THE
VILLAGE MANAGER TO PIGGYBACK ON THE EXISTING
MIAMI-DADE COUNTY PLANT MATERIAL AND TREE
SERVICES CONTRACT, NUMBER 1298-1/21, FOR THE
PURCHASE OF PLANT MATERIAL AND TREES;
PROVIDING FOR INCORPORATION OF RECITALS;
PROVIDING FOR AN EFFECTIVE DATE**

J. MAYOR, MANAGER, COMMITTEE & ATTORNEY REPORTS:

J1. Village Mayor Report - *Mayor Claudia V. Cubillos*

- Dade Days in Tallahassee: (El Portal's El Jardin Water project) \$550k has been appropriated in the Senate budget by Senator Latvala (with the assistance and support of Senator Campbell)
- Farmers Market: Aside from Nataly and Alba for coordinating, I want to thank the following Police Officers that came out to participate as part of our Community Policing Initiative: *Officer Rojas, Officer Battaglia, Officer Payne, Officer Loissant, Officer Owens, Officer Sharp and Sgt Hufnagel with Artic*. This event supports local economic development by promoting local small businesses, many of whom are El Portal Residents too. Next one is on: **Saturday, May 6th**
- Ribbon Cutting for **Kidstown Pediatrics located at 211 NE 89 Street** in El Portal is set for the **first week in May**. An exact date is forthcoming.

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- End of the school year awards to top performers at Horace Mann (TBD) & Phyllis Ruth Miller 5th grade class on June 7th
- Education Compact Initiative working on through summer
- There are 4 new businesses coming soon (on NE 87 Street) in El Portal: Yoga, Children's Art studio, Pilates and another Antique Dealer
- Annual Easter Egg Hunt had well over 70 El Portal kids: I want to thank our Co-sponsor: **Kidstown Pediatrics and Novartiks Inc** for also contributing. I want to thank the following Police Officers: *Officer Rojas, Officer Battaglia, Officer Sacramento, Officer Benitez, Officer DeMota, Officer Lopez, Chief and Sgt Hufnagel with Artic* for assisting that day.
- Reminder, we're working on a Gallery of Community Photos (Now on Village Website and to be completed by end of summer)
- Reminder my new email: mayorcubillos@villageofelportal.org
- Think globally, act locally - Operation Village Wide Clean Up was on Earth Day Saturday, April 22nd
- Placement of our **Tree City USA** signs are set for (National Arbor Day) **Friday, April 28th at 10:30 AM**
- **SAVE THE DATE: State of the Village is on Tuesday, August 22nd at 7:00 PM**

J2. Village Manager Report – *Manager David Rosemond*

J3. COMMITTEE CHAIRS REPORTS:

a. Public Affairs

Chairperson Omarr Nickerson

- El Portal's 9th Annual Armed Forces Day 5K (Run/Walk) is **on Saturday, May 20th at 7:00 am** Sign up now on-line at: elportalvillage.com/5k
- Reminder: MDCLC 63rd Annual Gala: Saturday, May 13th
- Reminder: PBA Annual Gala Saturday, May 20th

b. Public Works

Chairperson Werner Dreher

- Internship Program
- Nature Trail (added by Mayor Cubillos)
- RFQ
- Street Repair 88th Street & 90th Street

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c. Public Safety

Chairperson Claudia V. Cubillos

- **Community Policing:** We've introduced a Community Policing K-9, Artic, undergoing training and an increase in police involvement at events interacting with residents. Community Policing (not only county wide, but nationwide) is proving that by leveraging connections within the community, police are better positioned to solve public safety problems by improved public trust - being proactive.
- **Police Vehicles:** (A reminder to PS Committee to review both analysis prepared by Irwin so we will be ready for discussion and to vote at May Committee Meeting, to then bring to full Council in May)
- **Crime Watch** (working with David Ward and Sgt Hufnagel for signs to be placed at blocks that have earned it for all the work that has been done) and I want to thank CW for being present and distributing information at our last Farmers Market.
- **Police Appreciation Week is May 15-20th**
- **COMING UP:**
- **ESSAC/ Horace Mann**
This summer we need to propose a resolution on how together we can improve dismissal procedures for new school year and onward
- **Improve and update Police Visibility on our Village Website**
- **Police Uniforms and (Bike Patrol uniforms)**
- **2017 National Night Out and Mayor's backpack Giveaway** (on Tuesday, August 1st Stay tune for more details)

d. Code Enforcement

Chairperson Vimari Roman

e. Planning & Zoning

Chairperson Claudia V. Cubillos

- Update on front desk

f. Administration & Finance

Chairperson Harold E. Mathis, Jr.

- Evaluations
- Libby Bowen Foundation (added by Mayor Cubillos)

J4. Village Attorney Reports - Attorney Joseph Geller

K. UNFINISHED BUSINESS AND GENERAL ORDERS:

K1. Peacock Express: Next deadline July 6th

L. NEW BUSINESS:

M. GOOD AND WELFARE

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(Note: This section of the agenda is reserved in the spirit of a representative democracy “of, by, and for the people” and is specifically provided as a mechanism for the input and solutions on matters of concern of Villagers. We request that comments be limited to **3 MINUTES PER PERSON**, and that speakers and the audience maintain proper decorum at-large. The speaker should keep to only issues on the agenda.)

N. ADJOURNMENT:
Mayor & Councilpersons

In accordance with the American With Disabilities Act of 1990, all persons with disabilities and who need special accommodations to participate in this meeting due to that disability should contact the Village Clerk’s Office at (305) 795-7880 no later than two (2) business days prior to such proceeding.

VILLAGE OF EL PORTAL, FLORIDA

ORDINANCE NO. 2017-01 COMPREHENSIVE PLAN

AN ORDINANCE OF THE VILLAGE OF EL PORTAL, FLORIDA, AMENDING THE FUTURE LAND USE MAP, THE FUTURE LAND USE ELEMENT, THE COASTAL MANAGEMENT ELEMENT, AND THE RECREATION AND OPEN SPACE ELEMENT OF THE COMPREHENSIVE PLAN AS MORE SPECIFICALLY DESCRIBED HEREIN; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, at the request of the residents of the Village of El Portal, the Village Council approved funding for the 2013 El Portal Community Design Charrette which was held May 5 – 12th, 2013, at El Portal Village Hall; and,

WHEREAS, the interactive workshop brought the community together with elected officials, the village staff, and planners and facilitators from the County's Urban Design Center to create a new plan for a walkable, environmentally sustainable, attractive, and economically sound future for the Village of El Portal, with a focus on preserving the existing beauty, culture, and quality of life of this key area along the Biscayne Corridor; and,

WHEREAS, the Charrette was open to all residents of the community, including those without formal training or previous experience with urban planning, and was well attended; and,

WHEREAS, a Form-Based Code, companion text amendments to Chapter 24 of the Code of Ordinances, and amendments to the Comprehensive Plan are necessary to implement the community vision of the El Portal Charrette Report of 2013; and,

WHEREAS, pursuant to Chapter 163, Part II, Florida Statutes, the Village of El Portal adopted the Comprehensive Plan for Village of El Portal on November 22, 1988; and,

WHEREAS, Chapter 163.3184, Florida Statutes, establishes the process by which local governments may adopt comprehensive plan amendment; and,

WHEREAS, the Village Council of the Village of El Portal desires to amend its Comprehensive Plan for Village of El Portal as provided in this Ordinance (hereinafter referred to as the "Amendments"); and,

WHEREAS, after notice was duly published, a public hearing was held before the Local Planning Agency (LPA) on November 14, 2016, at which hearing all interested parties were afforded the opportunity to be heard; and,

WHEREAS, after notice duly published, a public hearing for First Reading was

held before the Village Council on January 24, 2017, at which hearing all interested parties were afforded the opportunity to be heard; and,

WHEREAS, the Village Council was presented with a text amendment and a map amendment to the Comprehensive Plan, and after due consideration and discussion, approved the amendment on First Reading (vote: 5-0).

WHEREAS, following approval on First Reading, the Comprehensive Plan amendments were transmitted to the State Land Planning Agency and other state and regional agencies, as required by Chapter 163.3184, Florida Statutes; and,

WHEREAS, the State Land Planning Agency and other state and regional agencies provided technical comments which have been incorporated into the Comprehensive Plan amendments on Second Reading, including the introduction of intensity limits (maximum Floor Lot Ratio), and creation of a planning horizon of 2027 for the Future Land Use Map, and did not raise any objections to the proposed amendments; and,

WHEREAS, the approval of an amendment to the comprehensive plan does not assure favorable action upon any application for zoning or other land use approval but is part of the overall land use policies of the Village; and

WHEREAS, after notice duly published, a public hearing for Second Reading was held before the Village Council on April 25, 2017, at which hearing all interested parties were afforded the opportunity to be heard; and,

WHEREAS, the Village Council was presented with a text amendment and a map amendment to the Comprehensive Plan, and after due consideration and discussion, (____) the amendment on Second Reading (vote: __ - __).

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA:

Section 1. Recitals. All matters set forth in the preamble are found to be true and are hereby incorporated by reference as if set forth verbatim and adopted as a record of the legislative intent of this Ordinance.

Section 2. Compliance with Criteria. The Village Council hereby finds the Amendments to be in the best interest of the residents, property owners, and citizens of the Village.

Section 3. Amendment. The Comprehensive Plan for the Village of El Portal is amended to read as follows:

FUTURE LAND USE ELEMENT

Map Amendment to Figure 1. Future Land Use as attached hereto and incorporated herein

Additions shown by underlining and deletions shown by overstriking.
“***” identifies portions of text excluded.

as Exhibit "A" to this ordinance.

Text Amendment 1. Amend Future Land Use Element Objective 1.2 as follows:

Objective 1.2 The Village of El Portal shall continue to achieve a compatible and well designed mix of land uses in the N.E. 2nd Avenue corridor and a redevelopment plan for the Little Farm Trailer Park site by the year 201227.

Text Amendment 2. Amend Future Land Use Element Policy 1.2.2 as follows:

Policy 1.2.2 The Village shall continue to encourage the redevelopment of the Little Farm Trailer Park site into a well-planned mixed-use development that will include commercial, office, institutional, residential, ~~and~~ or recreation and open space uses.

Text Amendment 3. Amend Future Land Use Element Policy 1.5.3 as follows:

Policy 1.5.3 The Village shall continue to use the code to implement the following land use districts (with intensities and densities) as shown on the Future Land Use Map:

~~o Low Density Residential: This use includes single family dwelling units at a density up to 8 units per acre.~~

~~o Medium Density Mixed Use Residential: This use includes multi-family residential uses duplexes, townhouses, and multi-family dwellings at a density of up to 12 units per acre in addition to a broad range of mixed-use, office, and commercial uses, and a limited range of lodging uses. Maximum density is 36 units per acre and maximum intensity (floor lot ratio) is 1.25.~~

~~o High Density Mixed Use Residential: This use includes multi-family dwellings that exceed 16 units per acre in addition to a broad range of mixed-use, office, commercial, and lodging uses. Maximum density is 150 units per acre and maximum intensity (floor lot ratio) is 5.0.~~

~~o Residence-Office: single family or duplex units up to 12 units per acre and office uses in structures similar in scale to houses.~~

~~o Business: This category is intended to permit a broad range of retail, bank, entertainment and office uses.~~

~~o Commercial: This category includes all uses permitted in business, warehouse/self-storage use, automobile sales and repair and service stations, fast food establishments and similar uses strongly oriented toward the motoring public which uses shall be confined to the arterial roads adjacent to the interstate.~~

~~o Office Park-Light Retail: office buildings with floor area ratio requirements that~~

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~~assure a campus setting and complimentary supporting retail uses.~~

As used in this policy, Mixed Uses include a ~~o Mixed Uses:~~ combination of retail/office/residential/public and semi-public, and open space uses in the appropriate environment. The design of mixed-use developments should conform to the principles of the Miami-Dade County Urban Design Manual or other appropriate design standards as adopted by the Village, such as regulations approved under a Special District Plan. Provisions for the inclusion of multimodal transportation options (i.e. pedestrian, bicycle, automobile and transit access) shall be incorporated into such design, as shall provisions to ensure connectivity between the mixed use and the remainder of the Village, particularly along NE 87th Street and NE 2nd Avenue. ~~No single use shall occupy more than 50 percent of the gross acreage of a mixed use development. The maximum residential density within a mixed use development is 18 units per acre. The maximum nonresidential floor area ratio (FAR) is 1.5.~~

~~o Public and Semi Public Uses: primarily church, school and municipal uses.~~

~~o Public Open Space: park and other public open space.~~

o Parks and Recreation: This use includes parks and other public places. Maximum intensity (floor lot ratio) is 0.

o Institutional: This use includes a broad range of governmental, utility, public safety, and public educational uses. Maximum intensity (floor lot ratio) is 0.5.

Text Amendment 4. Amend Future Land Use Element Policy 1.6.6 as follows:

Policy 1.6.6 In reviewing the development plans for the Little Farm Trailer Park redevelopment the Village shall ~~require~~ encourage dedication of land for a passenger train station (as needed) or other civic space as a part of the site plan review process.

Text Amendment 5. Amend Future Land Use Element Policy 1.7.1 as follows:

Policy 1.7.1 Through land use plan densities and mapping plus redevelopment of the Little Farm Trailer Park site as a mixed-use development that includes both residential and non-residential uses, the Village shall continue to scrutinize and control ~~minimize~~ the net increase in housing units over the next 10-year planning period.

COASTAL MANAGEMENT ELEMENT

Text Amendment 6. Amend Coastal Management Element Policy 1.2.1 as follows:

Policy 1.2.1 In redeveloping the Little Farm Trailer Park site, include provisions to enhance the scenic view of the Little River Canal and provide public access along the

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waterfront through an open space, civic space or through a waterfront park space.

~~Policy 1.7.2 Deny any plan amendments or rezoning requests that would increase the net number of residential units of any type east of the Florida East Coast railroad tracks.~~

RECREATON AND OPEN SPACE ELEMENT

Text Amendment 7. Amend Recreation and Open Space Element Policy 1.1.2 as follows:

Policy 1.1.2 In redeveloping the Little Farm Trailer Park site, include provisions to enhance the scenic view of the Little River Canal and ~~provide~~ encourage public access ~~through~~ along thea waterfront through an open space, civic space or park space.

Section 4. Transmittal. The Village Council hereby authorizes the Village Clerk to transmit the attached amendments to the Comprehensive Plan for Village of El Portal to the State of Florida Department of Economic Opportunity (DEO) and all other governmental bodies, agencies, or private individuals as required by State law.

Section 5. Severability. If any portion, section, phrase or clause of this Ordinance is for any reason held unconstitutional or invalid by a competent jurisdiction, such ruling shall not affect the validity of the remainder of this Ordinance.

Section 6. Conflict and Repealer. The provisions of the Comprehensive Plan for Village of El Portal and all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

Section 7. Codification. It is the intention of the Village Council and it is hereby ordained the provisions of this Ordinance shall become and made a part of the Comprehensive Plan for Village of El Portal.

Section 8. Effective Date. This Ordinance shall become effective immediately upon its passage and adoption by the Village Council on second and final reading.

PASSED AND ADOPTED THIS _____ DAY OF _____, A.D. 2017.

Additions shown by underlining and deletions shown by overstriking.
“***” identifies portions of text excluded.

APPROVED:

CLAUDIA V. CUBILLOS
MAYOR

ATTEST:

YENISE JACOBI
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

JOSEPH GELLER
CITY ATTORNEY

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Exhibit A
Future Land Use Element, Figure 1. Future Land Use



Additions shown by underlining and deletions shown by overstriking.
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VILLAGE OF EL PORTAL, FLORIDA

ORDINANCE NO. 2017-02

FORM BASED CODE

AN ORDINANCE OF THE VILLAGE OF EL PORTAL, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 24 IN ORDER TO ADOPT A FORM-BASED CODE; ADOPTING A NEW ZONING MAP; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS, REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, at the request of the residents of the Village of El Portal, the Village Council approved funding for the 2013 El Portal Community Design Charrette which was held May 5 – 12th, 2013, at El Portal Village Hall; and,

WHEREAS, the interactive workshop brought the community together with elected officials, the village staff, and planners and facilitators from the County's Urban Design Center to create a new plan for a walkable, environmentally sustainable, attractive, and economically sound future for the Village of El Portal, with a focus on preserving the existing beauty, culture, and quality of life of this key area along the Biscayne Corridor; and,

WHEREAS, the Charrette was open to all residents of the community, including those without formal training or previous experience with urban planning, and was well attended; and,

WHEREAS, participants shared their visions for the community and the designers drew them into a final Charrette Report which was used to create an updated Comprehensive Plan; and,

WHEREAS, the existing Code of Ordinances of the Village do not sufficiently address urban design, innovative mixed-use, walkable infill development, and excellence in architectural design and materials; and,

WHEREAS, a Form-Based Code and companion text amendments to Chapter 24 of the Code of Ordinances are necessary to implement the community vision of the adopted Comprehensive Plan and the El Portal Charrette Report of 2013; and,

WHEREAS, the Form-Based Code promotes the health, safety and general welfare of the citizens of the Village of El Portal, including protection of the environment, conservation of land, energy and natural resources, reduction in vehicular traffic congestion, more efficient use of public funds, health benefits of a pedestrian environment, recreation and access to open space, reduction in sprawl development, and improvement of the built environment; and,

WHEREAS, the Form-Based Code is drafted to achieve the community vision based on the traditional forms of urbanism; and

WHEREAS, the Form-Based Code is designed to foster predictable built results, high-quality Public Streets and Open Spaces by using the physical form of Buildings; and,

WHEREAS, the Form-Based Code is intended to foster shops, workplaces, residences, and Civic Buildings within walking distance of one another, and to incorporate Streets that are attractive to pedestrians and also conveniently and efficiently accommodate the needs of cyclists, transit and the automobile; and,

WHEREAS, after notice was duly published, a public hearing was held before the Local Planning Agency (LPA) on November 14, 2016, at which hearing all interested parties were afforded the opportunity to be heard; and,

WHEREAS, after notice duly published, a public hearing for First Reading was held before the Village Council on January 24, 2017, at which hearing all interested parties were afforded the opportunity to be heard; and,

WHEREAS, the Village Council was presented with a text amendment to the Code of Ordinances, and after due consideration and discussion, approved the amendment on First Reading (vote: 5-0).

WHEREAS, after notice duly published, a public hearing for Second Reading was held before the Village Council on April 25, 2017, at which hearing all interested parties were afforded the opportunity to be heard; and,

WHEREAS, the Village Council was presented with a text amendment to the Code of Ordinances, and after due consideration and discussion, (____) the amendment on Second Reading (vote: __ - __).

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA:

SECTION 1. The foregoing “**WHEREAS**” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

SECTION 2. Chapter 24 of the Code of Ordinances of the Village of El Portal is hereby amended to read as set forth in “Exhibit A” to this ordinance.

SECTION 3. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4. If any section, part of section, paragraph, clause, phrase or word of this Ordinance is declared invalid, the remaining provisions of this Ordinance shall not be affected.

SECTION 5. It is the intention of the Village Council that the provisions of this Ordinance shall become and be made a part of Ordinance No. _____ as amended and known as the “Code of Ordinances” of the Village of El Portal, Florida, which provisions may be

renumbered or re-lettered and the word ordinance be changed to “section”, “article”, or other appropriate word to accomplish such intention.

SECTION 6. If the Official Code of Ordinances of the Village of El Portal Tables of Contents or other reference portions is affected by these provisions, then changes are approved as a part of this Ordinance.

SECTION 7. This ordinance shall become effective _____, 2017.

PASSED AND ADOPTED THIS _____ DAY OF _____, A.D. 2017.

APPROVED:

CLAUDIA V. CUBILLOS
MAYOR

ATTEST:

YENISE JACOBI
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

JOSEPH GELLER
CITY ATTORNEY

RESOLUTION NO. 2017-12

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA TO APPROVE AND ACCEPT A GRANT WITH FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES IN THE AMOUNT OF \$9,900.00, AND FURTHER AUTHORIZING MATCHING FUNDS, AND AUTHORIZING THE VILLAGE MANAGER TO TAKE THE NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Village Council of El Portal desires to approve and accept, and enter into a contract with Florida Department of Agriculture and Consumer Services for a grant award of \$9,900.00; and

WHEREAS, the Village of El Portal will accept the \$9,900.00 Grant and match it with a 1:1 matching funds; and

WHEREAS, the grant is for the installation and maintenance of trees and/or plant materials; and

WHEREAS, the Village Council of El Portal desires to approve and accept the grant award and enter into a contract with the Florida Department of Agriculture and Consumer Services.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. The Village Council of the Village of El Portal hereby approves and authorizes the Village Manager to accept the Grant, and to execute the Florida Department of Agriculture and Consumer Services contract for funds in the amount of \$9,900.00, and to implement the terms and conditions of the contract, in the form attached hereto.

Section 3. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the Village Council of the Village of El Portal Florida, this ___ day of _____, 2017.

Claudia Cubillos, Mayor

ATTEST: _____
Yenise Jacobi, Village Clerk

Approved as to form and legal sufficiency:
Greenspoon Marder, PA, Village Attorneys

By: _____
Joseph S. Geller, Esq.

Vote:
Councilperson Dreher: _____(Yes) _____(No)
Councilperson Roman: _____(Yes) _____(No)
Councilperson Mathis: _____(Yes) _____(No)
Vice Mayor Nickerson.: _____(Yes) _____(No)
Mayor Cubillos: _____(Yes) _____(No)

I, Yenise Jacobi, Village Clerk of the Village of El Portal, Miami-Dade County, Florida, do hereby certify that this is a true and correct copy of Resolution No.: 2017-__ adopted on April __, 2017, as shown in the Official Records of the Village of El Portal, Miami-Dade County, Florida.

RESOLUTION NO. 17 _____

Given under my hand and seal, this
_____ day of _____, 2017.

Yenise Jacobi
Village Clerk

RESOLUTION NO. 2017-13

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA AUTHORIZING THE VILLAGE MANAGER TO PIGGYBACK ON THE EXISTING MIAMI-DADE COUNTY PLANT MATERIAL AND TREE SERVICES CONTRACT, NUMBER 1298-1/21, FOR THE PURCHASE OF PLANT MATERIAL AND TREES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Miami-Dade County Plant mater and tree service contract 1298 for the purchase of trees was originally entered in 2011, and was renewed in 2016; and

WHEREAS, Village of El Portal desires to “piggyback” Miami-Dade County Plant Material and Tree Services, contract number 1298-1/21 in order to take advantage of favorable rates.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. The Village Council of El Portal hereby authorizes the Village Manager to “piggyback” on an existing Miami-Dade County Plant Material and Tree Services contract, number 1298-1/21, for purchasing plant material and trees.

Section 3. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the Village Council of the Village of El Portal Florida, this ___ day of _____, 2017.

Claudia Cubillos, Mayor

ATTEST: _____
Yenise Jacobi, Village Clerk

Approved as to form and legal sufficiency:
Greenspoon Marder, PA, Village Attorneys

By: _____
Joseph S. Geller, Esq.

Vote:	
Councilperson Dreher:	_____(Yes) ____ (No)
Councilperson Roman:	_____(Yes) ____ (No)
Councilperson Mathis:	_____(Yes) ____ (No)
Vice Mayor Nickerson.:	_____(Yes) ____ (No)
Mayor Cubillos:	_____(Yes) ____ (No)

I, Yenise Jacobi, Village Clerk of the Village of El Portal, Miami-Dade County, Florida, do hereby certify that this is a true and correct copy of Resolution No.: 2017-__ adopted on April __, 2017, as shown in the Official Records of the Village of El Portal, Miami-Dade County, Florida. Given under my hand and seal, this ____ day of _____, 2017.

Yenise Jacobi
Village Clerk