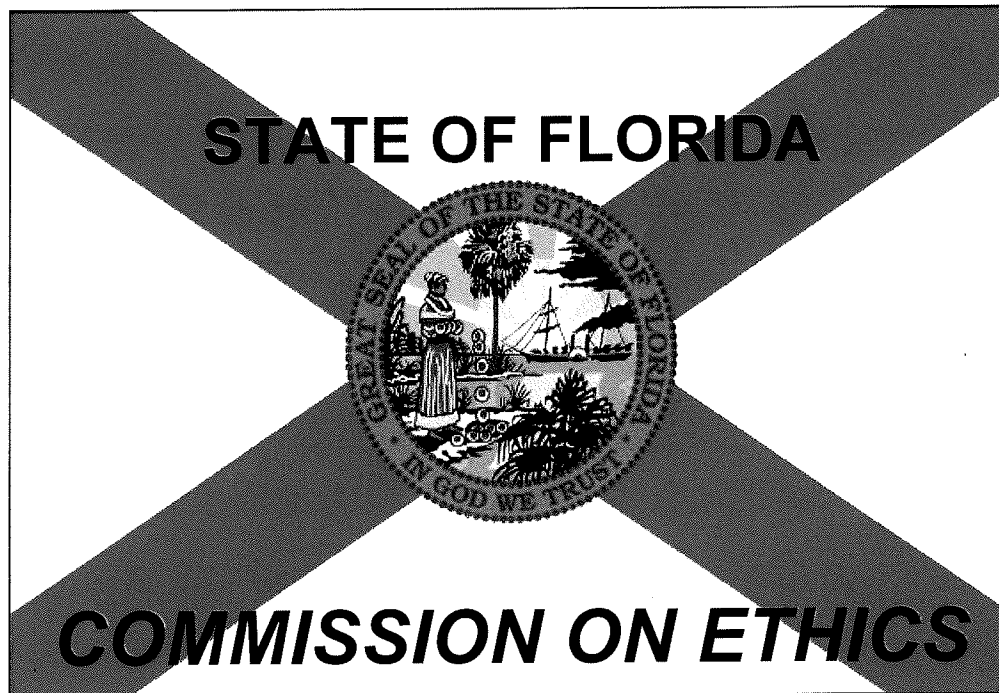


REPORT OF INVESTIGATION



Complaint Number 22-210

NOTICE CONCERNING CONFIDENTIALITY

This report of investigation concerns an alleged violation of Chapter 112, Part III, Florida Statutes, or other breach of public trust under provisions of Article II, Section 8, Florida Constitution. The Report and any exhibits may be confidential (exempt from the public records law) pursuant to Section 112.324, Florida Statutes, and Chapter 34-5, F.A.C., the rules of the Commission on Ethics. Unless the Respondent has waived the confidentiality in writing, this report will remain confidential until one of the following occurs: (1) the complaint is dismissed by the Commission; (2) the Commission finds sufficient evidence to order a public hearing; or (3) the Commission orders a public report as a final disposition of the matter. *See Section 112.3215, Florida Statutes, regarding executive branch lobbying matters and confidentiality.

STATE OF FLORIDA
COMMISSION ON ETHICS
Post Office Drawer 15709
Tallahassee, Florida 32317-5709

REPORT OF INVESTIGATION

TITLE: Brent W Latham
Mayor
North Bay Village

COMPLAINT NO.: 22-210
Exhibits A through H

INVESTIGATED BY: Marian W. Lambeth
Marian Lambeth

Distribution: Commission on Ethics
Respondent
Advocate
File

Releasing Authority: Kerrie J. Stillman
Kerrie J. Stillman
Executive Director

June 12, 2023
Date

* * * *

**REPORT OF INVESTIGATION
COMPLAINT NO. 22-210**

(1) Mr. Norman C. Powell alleges that Mr. Brent W Latham, the Mayor of North Bay Village, violated the Code of Ethics for Public Officers and Employees.

(2) The complaint alleges that the Respondent accepted gifts of trips that he did not report on a CE Form 9 "Quarterly Gift Disclosure". The complaint indicates that at least one of the trips was underwritten by a business entity hoping to negotiate an agreement with the City. In particular, the complaint alleges:

- In March 2022, the Taiwanese government paid for the Respondent to attend a conference in Taiwan, covering his travel, hotel, meal, registration, and incidental expenses.
- In June 2022, the Argentine Football Association¹ (AFA) paid for the Respondent to travel to London, England, covering his travel, hotel, and meal expenses, as well as paying for tickets to attend a soccer match and providing the Respondent with an authentic soccer jersey from one of its players. The complaint alleges the City was negotiating an agreement with the AFA at the time regarding the use of public property.
- In July 2022, an outside source paid all costs associated with the Respondent's trip to Bangladesh, covering his travel, hotel, meal, and tour expenses.
- In August 2022, an outside source paid all costs associated with the Respondent's trip to the Grenadines, covering his travel, hotel, and meal expenses

(3) The Executive Director of the Commission on Ethics noted that based upon the information provided in the complaint, the above-referenced allegations were sufficient to warrant a preliminary investigation to determine whether the Respondent's actions violated Sections Section 112.3148(3) (Solicitation of Gifts), 112.3148(4) (Acceptance of Gifts), and 112.3148(8) (Reporting Gifts), Florida Statutes.

(4) The Respondent was elected Mayor of North Bay Village (NBV) in Miami-Dade County on November 16, 2018. The Respondent was re-elected unopposed in August 2022. The Respondent's LinkedIn Profile lists his past experience as a Multi-Media Journalist for ESPN in Guatemala (2009-2013); Head of Media for the Confederation of North, Central America and Caribbean Association Football (CONCACAF) in Miami, Florida (2013-2018); and Media Officer for FIFA World Cup for the Russian Federation (June - July 2018).

(5) On October 15, 2019, the Respondent and the NBV Commission unanimously approved a resolution approving a travel policy. The policy recognized the constructive value of professional conferences, seminars, meetings and trainings, and provided for reimbursement of reasonable travel expenses for Commission members and staff. The policy applies where the Commissioner or staff member is acting as an official representative of NBV. International travel requires prior approval of the NBV Commission. In accordance with NBV policy, the

¹ The Argentine Football Association (AFA) is a non-for-profit association formed in Argentina in February, 1893. It is the first soccer association in South America to join the Fédération Internationale de Football Association (FIFA) a non-for-profit organization which is the governing body of international soccer.

Commission authorizes the travel of its members, and that of other charter members, and provides that expenses are entitled to reimbursement.

(6) The Respondent is required to file a CE Form 9, Quarterly Gift Disclosure, if he receives a gift in excess of \$100 at any time during the preceding calendar quarter. The CE Form 9 is due to the Commission on Ethics no later than the last day of the calendar quarter following the calendar quarter in which the gift was received.² Quarterly due dates are: March 31, June 30, Sept. 30, and Dec. 31.

(7) The Respondent filed Quarterly Gift Disclosure CE Form 9s on October 21, 2019, December 09, 2019, February 5, 2020, November 21, 2022, and an Amended Form 9 on April 27, 2023 (Composite Exhibit A, Pages 1 – 5 and 8). In addition, the Respondent filed a CE Form 9, Quarterly Gift Disclosure (Composite Exhibit A, Pages 5 – 7) on November 16, 2022 for the quarter ending June 2022. This particular form was filed after the filing due date.

(8) The Respondent stated he provided the aforementioned CE Form 9 for the quarter ending June 2022 to the NBV Clerk and that he is unaware of the filing process beyond that. He said he believed this gift disclosure form was filed electronically. The Respondent maintains that he completed the form timely and he trusted the NBV Clerk to execute the process.

(9) NBV Clerk Alba Chang stated by telephone that she was out of the office during this filing period and there was an issue with staff that caused a delay in the submission of the Respondent's CE Form 9 for the quarter ending June 2022. Ms. Chang explained while she was out of the office, the Respondent timely provided his Form 9 for staff to mail. However, when she returned to the office, she found staff had not mailed the Respondent's Form 9, as is the normal practice, thus delaying the mailing of his 2022 Form 9. After she discovered the Respondent's CE Form 9 had not been timely mailed, Ms. Chang sent an email with guidance to staff. (Composite Exhibit A, Pages 6 – 7).

The Allegation that in March 2022 the Taiwanese Government Paid for the Respondent to Attend a Conference in Taiwan, Covering His Travel, Hotel, Meal, Registration, and Incidental Expenses and the Respondent Did Not Report the Gifts on a CE Form 9

(10) On March 16, 2022, the Respondent posted to the NBV Facebook Page (Composite Exhibit B, Page 1):

Thanks to Director General Chi for the invitation to lunch and to extend our excellent relationship between North Bay Village and Taiwan in Miami. I am grateful to accept the invitation to attend the upcoming Smart Cities Conference in Taiwan, where I will represent NBV and Miami-Dade County without cost to taxpayers thanks to the generosity and goodwill of the people of Taiwan.

² For example, a reportable gift received in January (first quarter) is due to be reported on a CE Form 9 no later than June 30 (end of second quarter).

(11) On March 18, 2022, Taiwan in Miami, the Facebook page for the Taipei Economic and Cultural Office (TECO)³ in Miami, posted:

Director Chi met with Brent Latham, Mayor of the City of North Bay Village in South Florida. Mayor Latham will leave for Taipei this weekend to participate in the 2022 Smart City Summit & Expo. Director Ji introduced Mayor Latham to the information about the exhibition and the features of this year's exhibition, and wished him every success and success in his trip. The Smart City Exhibition is jointly organized by the Taipei Computer Association, Taiwan Smart City Industry Alliance, Taipei Municipal Government, Taoyuan Municipal Government and Kaohsiung Municipal Government. Through the sharing and exchange of experience in smart city development around the world, the exhibition hopes to further promote the link and cooperation between cities.

(12) Emmanuel Lopez, Administrative Assistant and Secretary to the TECO Director General explained that, each year, the organizers of the Smart Cities Conference in Taipei contact TECO, requesting that it invite one or more Florida mayors to attend the conference in Taipei. In 2022, he said, TECO invited the Respondent. The Respondent accepted the invitation and subsequently attended the conference in Taipei.

(13) Mr. Lopez stated TECO is in no way a lobbyist or vendor and that, despite its name including the word "economic," TECO serves as a De Facto Consulate General. TECO, he explained, performs non-official or diplomatic functions in accordance with the Taiwan Relations Act, including the issuance of passports and visas, and is authorized to issue Apostille certifications.

(14) The Respondent acknowledged he attended the Smart Cities Conference in Taipei, Taiwan from March 22, 2022 through March 25, 2022.

(15) The Respondent stated the Taipei Computer Association annually hosts a computer conference in Taiwan and invites elected officials from around the world. Invitations to the conference come from a local consular or economic cooperation offices and, he said, the Taipei Economic and Cultural Office (TECO) in Miami invited him to attend. The Respondent stated he did not request to attend the conference and it was the Director General who extended the invitation for him to attend the conference in Taipei.

(16) The Respondent stated he could not recall if he requested approval from the NBV Commission to attend the conference; however, he did attend the conference in the capacity as Mayor of NBV.

³ TECO is the representative office for the Republic of China (Taiwan) in Florida. TECO provides consular services and works to improve the economic and cultural relations between Taiwan and the areas of its jurisdiction.

(17) The Respondent explained, due to an exposure to COVID, he was quarantined during the conference. As a result, he spent most of the time in his hotel room and had limited interactions with anyone. The Respondent stated he personally purchased most of his meals rather than that supplied at the conference, and NBV paid other costs including meals and transportation. These expenses, he said, were paid from his general travel budget.

(18) The Minutes of the March 8, 2022, NBV Regular Commission Meeting do not reference the Respondent's travel to Taipei.

(19) The Respondent could not recall the exact cost of the trip to Taiwan, but provided the total cost as approximately \$3,000, and stated he believed the Taipei Computer Association reimbursed a portion his airfare, meals, and his hotel. The Respondent further stated he believed NBV purchased his air travel and TECO sent reimbursement to NBV for a portion of this air travel, with the remaining costs paid by NBV using funds from his NBV expense account. The Respondent used personal funds to purchase a money order and a special entry permit. He submitted a reimbursement request to NBV and received reimbursement of \$160.99.

(20) Emmanuel Lopez, Administrative Assistant and Secretary to the TECO Director General, stated the invitation to attend the Smart Cities Conference was intended to cover the cost of the conference, ground transportation, food during the conference, and four nights hotel. Following the conference, the Taipei Computer Association, through TECO, reimbursed NBV \$2000 (Exhibit C, Pages 1 – 2).⁴

(21) Records confirm the NBV paid all expenses associated with the Respondent's travel to Taipei, Taiwan; and, the Taiwanese Computer Association through TECO reimbursed the NBV for a portion of the costs.

(22) The NBV Finance Department calculated the Respondent's expenses for the trip to Taipei as \$3,802 (Exhibit C, Page 3). On June 15, 2022, TECO reimbursed NBV \$2,000, and the remaining expenses were paid with general funds (Exhibit C, Pages 1 - 3).

(23) The Respondent submitted a CE Form 9, postmarked November 16, 2022, and received by the Commission on November 21, 2022. The Respondent reported a \$2,000 gift received on April 15, 2022, as "reimbursement for flight expense for Taiwan Conference" and named the gift provider as the Taiwan Economic Cooperation Office (Exhibit A, Page 5).

(24) The Respondent later submitted an Amended CE Form 9, postmarked April 27, 2023, and received by the Commission on May 1, 2023. The Respondent's Amended CE Form 9 reported gifts from the Taipei Computer Association, including a Round-trip flight to Taiwan received March 21 to 26, 2022, valued at \$2,000, ground travel during the conference valued at \$100, food provided during the conference valued at \$250, and four nights of hotel stays valued at \$596 (Exhibit A, Page 8). While the Respondent reported these particular expenses as coming

⁴ In this matter, the Taipei Computer Association is the source of reimbursement. The Taipei Computer Association hosted the conference and provided reimbursement for \$2,000 of the Respondent's travel-related expenses. These funds were sent from the Taipei Computer Association in Taipei, Taiwan, to TECO in Miami. TECO in Miami then provided the reimbursement to NBV.

from the Taipei Computer Association, NBV records indicate it paid some of the expenses, as discussed above.

The Allegation that in June 2022, the Argentine Football Association (AFA) Paid for the Respondent to Travel to London, England, Covering his Travel, Hotel, and Meal Expenses, Paying for Tickets to Attend a Soccer Match and Gifting him an Authentic Soccer Jersey from One of its Players and he Did Not Report the Gifts on a CE Form 9

(25) On October 11, 2021, NBV received an unsolicited proposal from the AFA to enter into a development agreement regarding the Treasure Island Elementary School recreational area and the NBV-owned Galleon Street Property. The proposal provided for the development of a soccer complex, soccer academy, recreational facilities, office space, and other amenities. The AFA proposal offered a 30-year agreement with NBV that included a development component, a revenue sharing component, and an operational component.

(26) On November 2, 2021, the NBV Commission unanimously approved and adopted Resolution No. 2021-068, authorizing the NBV Manager to develop and issue a request for proposals for the project, as described in the unsolicited proposal submitted by the AFA (Exhibit D).

(27) On or about December 9, 2021, the Miami Representative of the AFA, Horacio Gennari, submitted proposal RFP# 2021-013 to the NBV Commission for the development and operation of a sports complex and academy, recreational facilities, municipal office and other amenities.

(28) On February 9, 2022, Fabian Pal of Fabian A. Pal, P.A., registered as a lobbyist with NBV, listing Horacia Martignoni as his Principal and indicating his lobbyist efforts would be focused on developing "an AFA soccer academy, building and sports complex." (Exhibit E)⁵

(29) On April 14, 2022, AFA Miami Representative Horacio Gennari registered as a lobbyist with NBV on behalf of the Asociacion Argentina Futbol (AFA), stating he would be lobbying concerning "The Soccer Project" (Exhibit E). Mr. Gennari stated, he completed this form on his own and, not being familiar with the process, he wrote himself as principal. He later learned he should have entered the AFA as his Principal.

(30) Mr. Gennari stated the AFA extended an invitation to the Respondent for him to travel to London and meet with the AFA delegation to discuss the soccer project and attend the Finalissima.⁶ The invitation from the AFA included the Respondent's associated expenses, including his travel, hotel, and seats at the Finalissima. Mr. Gennari stated this occasion provides a resourceful way for the AFA to conduct business and explained the AFA delegation uses the central locale to meet with various parties. This occasion was not limited to a discussion regarding the NBV soccer project.

⁵ Mr. Pal explained the application was not clear whether he should include an AFA contact. He clarified the Principal is AFA and Mr. Martignoni is a member of the AFA Executive Committee.

⁶ The 2022 Finalissima was the third edition of the CONMEBOL–UEFA Cup of Champions, an intercontinental football match between the winners of the previous South American and European championships. The match featured Italy and Argentina. It was played at Wembley Stadium in London, England, on June 1, 2022.

(31) Mr. Gennari explained that many organizations, including airlines, hotels, and stadiums, donate their goods/services to the AFA. As these items are donated to the AFA, he stated, he could not reasonably provide any monetary value of the Respondent's travel. The team, and guests, such as the Respondent and himself, he said, stayed at a hotel and the AFA Executive Committee stayed at a different hotel. Mr. Gennari confirmed the Respondent did meet with the Executive Committee at the Executive Director's hotel to discuss the soccer project, and, during that meeting, the Respondent explained the status of the soccer project.

(32) Mr. Gennari explained AFA is a non-profit organization and has 4,000 clubs; transparency, he said, is key to the organization. His understanding was that AFA followed the necessary procedures for the Respondent to accept AFA's invitation and travel to London. After sending the invitation, he stated, the Respondent sought and received approval to travel to London from the NBV Commission. It was believed, he said, that this was the only approval needed for the Respondent to accept the invitation. Mr. Gennari stated he understood that the AFA provided for the Respondent's airfare, hotel, and his ticket to the soccer match; it did not, he said, include food.

(33) The Respondent stated that, when he first came into office, he would seek formal opinions from the Miami-Dade County Commission on Ethics & Public Trust (MDCOE) when an ethics question arose. At that time, Attorney Robert Myers was the executive director of the MDCOE. Later, Mr. Meyers began working at Weiss Serota, the law firm representing NBV. Due to the relationship established when Mr. Meyers was at the MDCOE, the Respondent stated, he began to direct his ethics questions to Mr. Meyers. The Respondent stated that because NBV was attempting to execute an agreement with the AFA, and because the AFA had invited him to travel to London with the AFA providing the travel expenses, he consulted with Attorney Robert Myers. Meyers, the Respondent stated, advised he could accept the invitation to travel at the AFA's expense if it was approved by an affirmative vote of the NBV Commission.

(34) Robert Meyers is the former Executive Director of the MDCOE and a current attorney at Weiss Serota, a law firm representing NBV. Mr. Meyers stated he is not the attorney of record for NBV; however, officials and employees of NBV are encouraged to seek advice from firm counsel regarding ethics questions. Mr. Meyers explained the Miami-Dade County Code of Ethics is applicable to all municipalities in Miami-Dade County. Mr. Meyers confirmed he spoke with the Respondent regarding the invitation from the AFA for the Respondent to travel to London at the AFA's expense. Mr. Meyers stated he advised the Respondent that, because the AFA was a proposer (meaning an entity proposing business with NBV) he could not accept the invitation if the AFA paid his expenses, but that this prohibition in the Miami-Dade County Code of Ethics, could be waived by a majority vote of the NBV Commission.

(35) Mr. Meyers stated his advice to the Respondent was based solely upon the Miami-Dade County Ethics Code and he did not provide the Respondent guidance on state-level ethics laws nor did he direct him on how he should proceed. When discussing ethics questions, he stated, he explains the law and how it may apply in regard to a particular question, but he does not direct clients on particular actions. Mr. Meyers stated he does not advise elected official on how to vote or proceed, and he did not advise Mr. Latham on how to proceed in the instant matter.

(36) The Miami-Dade County Code of Ethics, Conflict of Interest and Code of Ethics Ordinance, Section 2.11-1(w), reads as follows: "Prohibition on acceptance of travel expenses from county vendors. Notwithstanding any other provision of this section, no person included in subsections (b)(1)(Mayor and Commissioners), (b)(5)(departmental personnel) or (b)(6) (employees) shall accept, directly or indirectly, any travel expenses including, but not limited to, transportation, lodging, meals, registration fees and incidentals from any county contractor, vendor, service provider, bidder or proposer. The Board of County Commissioners may waive the requirements of this subsection by a majority vote of the Commission. The provisions of this subsection (w) shall not apply to travel expenses paid by other governmental entities or by organizations of which the County is a member if the travel is related to that membership."

(37) On May 10, 2022, near the conclusion of a NBV Commission Meeting, records confirm the Respondent sought approval from the Commission for him to travel to London with the AFA covering the associated expenses. At that meeting, the Respondent proffered, "The Argentine Football Association would like to meet, they have sent me an invitation to meet with them, with the president, in London, and pay the expenses associated with that and in order to do that I need the Commission to agree to it and to give feedback" [sic]. Records indicate the Respondent's travel, with associated expenses being provided by the AFA, were approved by the other two members present, the first member stating "go for it" and the second member stating, "I have no objection."⁷ After brief discussion, the second affirming Commissioner reiterated her approval, but added her personal opinion that the AFA should come to NBV and address the Commission since they make decisions together (Exhibit G). The record reveals no discussion among the members regarding the payment of travel expenses.

(38) In June 2022, the Respondent traveled to London. While in London, he attended the Finalissima and sat in the stands. Mr. Gennari explained he also attended the match and sat in the stands. Because the tickets are complimentary to the AFA, Mr. Gennari did not know the exact cost. An internet search reveals tickets to the Finalissima ranged from \$33.12 to \$72.84.

(39) While in London, the Respondent received from AFA President Claudio Fabian Tapia a Number 10 Adidas Jersey.

(40) On June 2, 2022, The Respondent posted to the "brent_is_your_mayor" Instagram page, "Very productive week of meetings in London with the Argentina Football Association, capped by a great match at Wembley. Our partnership continues to advance to provide our city with a great institution and sport programming. Thanks to President Tapia for the invitation!" (Composite Exhibit B, Pages 9 – 11)

(41) The Respondent stated the purpose of his trip to London was to meet with the AFA President to discuss the possibility of a partnership to improve the athletic fields at the local elementary school and a community center. The Respondent stated that, while in London, he had

⁷ The meeting minutes state only that there was no objection from the Village Commission on the Mayor's travel request. The meeting video shows the Respondent and two commissioners at the meeting during the vote. The two commissioners vote to approve the Respondent's travel. The Respondent does not appear to vote on the issue.

multiple conversations with AFA officials as they traveled together from one place to another, at the match, and when he met with AFA President Claudio Tapia at Tapia's hotel.

(42) The Respondent explained the AFA provided for his airline ticket and his hotel and tickets to a soccer match. He said he personally paid for items while in London such as taxi rides and meals, which were mostly on-the-go type foods. He explained he generally uses cash to pay for items when traveling, particularly when the currency is different from the US Dollar. The Respondent confirmed there is a registered lobbyist for the AFA who interacts with NBV, but stated that particular person was not the source of payment for his trip. He further expressed that the negotiations of the proposal have all been public.

(43) On his CE Form 9 (Composite Exhibit A, Page 5) date stamped November 21, 2022, the Respondent reported in pertinent part:

June 3, 2022	Flight and Transport for Meeting and Match in London, England	\$2400	Argentine Football Association	Viamonte 1366/76, 1053 BUENOS AIRES, Argentina
June 4, 2022	Hotel – 2 nights - London, England	\$300	Argentine Football Association	Viamonte 1366/76, 1053 BUENOS AIRES, Argentina

(44) The Respondent stated he did not disclose the jersey he received as a gift during the trip because he believed its value was under the \$100 gift reporting threshold. He stated that his personal internet search for the value of the jersey revealed the cost to be around \$90.

(45) Mr. Gennari explained that, as part of its sponsorship, Adidas provides the AFA with free jerseys. He stated he does not know the value of the jersey; however, he stated, an internet search may return a range from \$99 to \$120.

(46) An internet search for the cost of an authentic adult Adidas #10 Jersey returned prices from \$89.99 at ProSoccer to \$335 at StockX.

(47) The Respondent's NBV expense report from September 30, 2019 through February 28, 2023, retained in the investigative file, shows no charges relevant to the June 2022 trip to London. NBV staff advised the Respondent did not purchase an airline ticket for this trip using his NBV credit card.

(48) On September 15, 2022, the NBV Commission adopted, with three in favor and two against, a resolution granting the management and operation of certain NBV facilities to the AFA, and to generate revenue in lieu of payments to the NBV, as provided in the Operations

Agreement (Exhibit H, Pages 8 - 9). On September 21, 2022, the NBV and the AFA entered into an Operations and Management Agreement.

(49) On October 28, 2022, the MDCOE received a notarized complaint from Laura Cattabriga. Ms. Cattabriga alleged in part that the Respondent exploited his position when he accepted a trip to London from the Argentine Football Association, a NBV Proposer.

(50) Martha Perez, General Counsel for the MDCOE prepared a Request for Dismissal of Ms. Cattabriga's complaint, stating that, on May 10, 2022, during a Regular City Council Meeting, the Respondent explained that AFA had invited him to meet in London and he asked the City Council for permission to attend the meeting. She wrote the Respondent also requested that the Commission provide him items they felt should be included in the proposal to AFA. Ms. Perez notes that Commissioners Chervony and Strout, who had attended the earlier part of the meeting via Zoom, were not present during this discussion. Ms. Perez noted the Commissioners in attendance discussed the issues and expressed their support for the Respondent to accept AFA's London trip without objection. Ms. Perez concluded that because the London trip was authorized by a majority of the Commission⁸ any allegation of exploitation would be legally insufficient (Exhibit F, Pages 7 – 9).

(51) Ms. Perez also wrote that the Respondent initially stated he obtained an opinion concerning this trip from the Miami-Dade Commission on Ethics. The Respondent followed up his statement by asking City Attorney Sera to clarify, at which time Attorney Sera indicated the item had been discussed between the Respondent and Robert Meyers, a partner in the City Attorney's law firm and the former director of the MDCOE. Ms. Perez wrote that as long as the Respondent obtained the City Commission's consent at a public meeting, he was authorized to accept the trip and attend the meeting in London. (Exhibit F, Pages 9-10).

(52) On December 14, 2022, the MDCOE issued a Public Report and Final Order dismissing Complaint 22-62-10 for lack of legal sufficiency (Composite Exhibit F Pages 1 – 2).

The Allegation that in July 2022, an Outside Source Paid for All Costs Regarding the Respondent's Trip to Bangladesh, Covering his Travel, Hotel, Meal, and Tour Expenses that he Did Not Report on a CE Form 9

(53) In July 12, 2022, a post made to the Respondent's social media sites (Composite Exhibit B, Pages 12 - 16) stated:

I recently to travelled [sic] to Bangladesh where I participated in a media tour and met with officials to compare and contrast our cities and issues we face. In North Bay Village we have a thriving Bangladeshi community which contributes much to our city. I thank them for the invite. It was a pleasure to share the culture and ideas for a few days. The interview below, which took place in Dhaka city, is one of several. It begins in Bangla but the interviews are in English, if you're curious. Wherever you travel in the world, no matter how far, you will find that

⁸ The NBV Commission is comprised of an elected mayor and four elected commissioners.

people have much more in common than any differences. Miami Beach Mosque Island Mart Miami Halal Indian Restaurant Note: no NBV taxpayer funds were expended related to this trip.

(54) The Respondent stated he traveled to Bangladesh in June 2022 on a personal trip and, thus, he did not seek approval from the NBV Commission. The Respondent opined that, in his capacity as Mayor of a small city, personal relationships and business relationships often overlap. The Respondent explained that in the social media post he tagged several Bangladeshi businesses in NBV because they were involved in inviting him, in a personal capacity, to visit Bangladesh. The Respondent stated that he personally paid for all expenses related to the Bangladesh trip and that no outside source contributed to the cost of his travels.

The Allegation that in August 2022, an Outside Source Paid for All Costs Regarding the Respondent's Trip to the Grenadines, Covering his Travel, Hotel, and Meal Expenses that he Did Not Report on a CE Form 9

(55) The Complainant provided a social media post, dated August 28, 2022, from the Respondent's Instagram account, "brent_is_your_mayor." The post shows the location as "Grenada. The Grenadines" and depicts a photo of the Respondent wearing a straw hat in front of a tropical pool with the comment, "Go for what makes you happy while always considering others. Better to have remorse than regret." (Composite Exhibit B, Page 17)

(56) The Respondent stated in regard to this allegation, "We happen to be talking about a trip that never took place." He explained that the picture is from approximately 10 years ago and the post was a "very germane sentence...indiscript [sic] and not particular to anything except try and make yourself happy...with a picture from the distant past." He added that he has not traveled to St. Vincent and the Grenadines in over a decade.

END OF REPORT OF PRELIMINARY INVESTIGATION

EXHIBIT A

EXHIBIT A

PROCESSED

279 218

FLORIDA COMMISSION ON ETHICS

OCT 21 2019

Form 9

QUARTERLY GIFT DISCLOSURE (GIFTS OVER \$100)

RECEIVED

Form header section containing fields for Name (Latham, Brent), Agency (North Bay Village), Address (1666 Kennedy Causeway, #300), Office (Mayor), and Quarter (September 2019).

PART A — STATEMENT OF GIFTS

Please list below each gift, the value of which you believe to exceed \$100, accepted by you during the calendar quarter for which this statement is being filed.

Table with 5 columns: DATE RECEIVED, DESCRIPTION OF GIFT, MONETARY VALUE, NAME OF PERSON MAKING THE GIFT, ADDRESS OF PERSON MAKING THE GIFT. Includes entries for Round trip and Hotel.

CHECK HERE IF CONTINUED ON SEPARATE SHEET

PART B — RECEIPT PROVIDED BY PERSON MAKING THE GIFT

If any receipt for a gift listed above was provided to you by the person making the gift, you are required to attach a copy of that receipt to this form.

CHECK HERE IF A RECEIPT IS ATTACHED TO THIS FORM

PART C — OATH

I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed herein and on any attachments made by me constitutes a true accurate, and total listing of all gifts required to be reported by Section 112.3148.

STATE OF FLORIDA COUNTY OF Miami-Dade Sworn to (or affirmed) and subscribed before me this 15th day of October, 2019

by Brent Latham

(Signature of Notary Public, State of Florida)

Florida Statutes SIGNATURE OF REPORTING OFFICIAL

ANA CECILIA GONZALEZ Notary Public - State of Florida Commission # GG 77422 My Comm. Expires Jan 22, 2022

PART D — FILING INSTRUCTIONS

This form, when duly signed and notarized, must be filed with the Commission on Ethics, P.O. Drawer 15709, Tallahassee, Florida 32317-5709; physical address: 325 John Knox Road, Building E, Suite 200, Tallahassee, Florida 32303

A-1

279218

FLORIDA

Form 9		QUARTERLY GIFT DISCLOSURE (GIFTS OVER \$100)		COMMISSION ON ETHICS	
LAST NAME -- FIRST NAME -- MIDDLE NAME: Latham, Brent		NAME OF AGENCY: North Bay Village		RECEIVED	
MAILING ADDRESS: 1666 Kennedy Causeway, #300		OFFICE OR POSITION HELD: Mayor			
CITY: North Bay Village	ZIP: 33141	COUNTY: Miami-Dade	FOR QUARTER ENDING (CHECK ONE): <input type="checkbox"/> MARCH <input type="checkbox"/> JUNE <input type="checkbox"/> SEPTEMBER <input checked="" type="checkbox"/> DECEMBER		YEAR: 2019

PROCESSED

PART A — STATEMENT OF GIFTS

Please list below each gift, the value of which you believe to exceed \$100, accepted by you during the calendar quarter for which this statement is being filed. You are required to describe the gift and state the monetary value of the gift, the name and address of the person making the gift, and the date(s) the gift was received. If any of these facts, other than the gift description, are unknown or not applicable, you should so state on the form. As explained more fully in the instructions on the reverse side of the form, you are not required to disclose gifts from relatives or certain other gifts. You are not required to file this statement for any calendar quarter during which you did not receive a reportable gift.

DATE RECEIVED	DESCRIPTION OF GIFT	MONETARY VALUE	NAME OF PERSON MAKING THE GIFT	ADDRESS OF PERSON MAKING THE GIFT
10/20/2019	Departing Flight to Washington	\$373.30	American Flood Coalition Florida Mayor's Summit 2019	1342 Florida Ave NW Washington, DC 20009
10/20/2019	Returning Flight to Miami	\$147.30	American Flood Coalition Florida Mayor's Summit 2019	1342 Florida Ave NW Washington, DC 20009
10/21/2019	Metro	\$4.60	American Flood Coalition Florida Mayor's Summit 2019	1342 Florida Ave NW Washington, DC 20009
10/23/2019	Food	\$19.58	American Flood Coalition Florida Mayor's Summit 2019	1342 Florida Ave NW Washington, DC 20009

CHECK HERE IF CONTINUED ON SEPARATE SHEET

PART B — RECEIPT PROVIDED BY PERSON MAKING THE GIFT

If any receipt for a gift listed above was provided to you by the person making the gift, you are required to attach a copy of that receipt to this form. You may attach an explanation of any differences between the information disclosed on this form and the information on the receipt.

CHECK HERE IF A RECEIPT IS ATTACHED TO THIS FORM

PART C — OATH

I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed herein and on any attachments made by me constitutes a true accurate and total listing of all gifts required to be reported by Section 112.3148. Florida Statutes.	STATE OF FLORIDA COUNTY OF <u>Miami-Dade</u> Sworn to (or affirmed) and subscribed before me this <u>5th</u> day of <u>December</u> , 20 <u>19</u>
	by <u>Brent Latham</u> <u>[Signature]</u> (Signature of Notary Public-State of Florida)
SIGNATURE OF REPORTING OFFICIAL <u>[Signature]</u>	(Print, Type, or Stamp) Personally Known <input type="checkbox"/> Type of Identification <input type="checkbox"/> ANN CAROLINE DEL VALLE NOTARY PUBLIC STATE OF FLORIDA EXPIRES: November 21, 2023 Bonded thru Notary Public Underwriters

PART D — FILING INSTRUCTIONS

This form, when duly signed and notarized, must be filed with the Commission on Ethics, P.O. Drawer 15709, Tallahassee, Florida 32317-5709; physical address: 325 John Knox Road, Building E, Suite 200, Tallahassee, Florida 32303. The form must be filed no later than the last day of the calendar quarter that follows the calendar quarter for which this form is filed (For example, if a gift is received in March, it should be disclosed by June 30.)

A-2

Form 9		QUARTERLY GIFT DISCLOSURE (GIFTS OVER \$100)	
LAST NAME -- FIRST NAME -- MIDDLE NAME: Latham, Brent		NAME OF AGENCY: North Bay Village	
MAILING ADDRESS: 1666 Kennedy Causeway, #300		OFFICE OR POSITION HELD: Mayor	
CITY: North Bay Village	ZIP: 33141	COUNTY: Miami-Dade	FOR QUARTER ENDING (CHECK ONE): <input type="checkbox"/> MARCH <input type="checkbox"/> JUNE <input type="checkbox"/> SEPTEMBER <input checked="" type="checkbox"/> DECEMBER
			YEAR 2019

PART A — STATEMENT OF GIFTS

Please list below each gift, the value of which you believe to exceed \$100, accepted by you during the calendar quarter for which this statement is being filed. You are required to describe the gift and state the monetary value of the gift, the name and address of the person making the gift, and the date(s) the gift was received. If any of these facts, other than the gift description, are unknown or not applicable, you should so state on the form. As explained more fully in the instructions on the reverse side of the form, you are not required to disclose gifts from relatives or certain other gifts. You are not required to file this statement for any calendar quarter during which you did not receive a reportable gift.

DATE RECEIVED	DESCRIPTION OF GIFT	MONETARY VALUE	NAME OF PERSON MAKING THE GIFT	ADDRESS OF PERSON MAKING THE GIFT
10/23/2019	Uber	#24.82	American Flood Coalition Florida Mayor's Summit 2019	1342 Florida Ave NW Washington, DC 20009

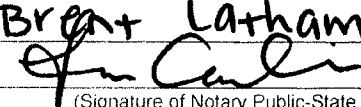
CHECK HERE IF CONTINUED ON SEPARATE SHEET

PART B — RECEIPT PROVIDED BY PERSON MAKING THE GIFT

If any receipt for a gift listed above was provided to you by the person making the gift, you are required to attach a copy of that receipt to this form. You may attach an explanation of any differences between the information disclosed on this form and the information on the receipt.

CHECK HERE IF A RECEIPT IS ATTACHED TO THIS FORM

PART C — OATH

I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed herein and on any attachments made by me constitutes a true accurate and total listing of all gifts required to be reported by Section 112.3148, Florida Statutes. SIGNATURE OF REPORTING OFFICIAL	STATE OF FLORIDA COUNTY OF <u>Miami-Dade</u> Sworn to (or affirmed) and subscribed before me this <u>5th</u> day of <u>December</u> , 20 <u>19</u> by <u>Brent Latham</u>  (Signature of Notary Public-State of Florida)
	(Print, Type, or Stamp Commission Name) <u>ANN CAROLINE DEL VALLE</u> Personally Known <input checked="" type="checkbox"/> <u>NOTICE</u> Type of Identification Produced <u>EXPRES: November 21, 2023</u> <u>Bonded Thru Notary Public Underwriters</u>

PART D — FILING INSTRUCTIONS

This form, when duly signed and notarized, must be filed with the Commission on Ethics, P.O. Drawer 15709, Tallahassee, Florida 32317-5709; physical address: 325 John Knox Road, Building E, Suite 200, Tallahassee, Florida 32303. The form must be filed no later than the last day of the calendar quarter that follows the calendar quarter for which this form is filed (For example, if a gift is received in March, it should be disclosed by June 30.)

PROCESSED

279218

FLORIDA
COMMISSION ON ETHICS
FEB 05 2020

Form 9 **QUARTERLY GIFT DISCLOSURE**
(GIFTS OVER \$100)

LAST NAME -- FIRST NAME -- MIDDLE NAME: Latham, Brent M.		NAME OF AGENCY: North Bay Village		RECEIVED	
MAILING ADDRESS: 1666 Kennedy Causeway		OFFICE OR POSITION HELD: Mayor			
CITY: North Bay Village	ZIP: 33141	COUNTY: Miami-Dade	FOR QUARTER ENDING (CHECK ONE): <input checked="" type="checkbox"/> MARCH <input type="checkbox"/> JUNE <input type="checkbox"/> SEPTEMBER <input type="checkbox"/> DECEMBER		YEAR: 2020

PART A — STATEMENT OF GIFTS

Please list below each gift, the value of which you believe to exceed \$100, accepted by you during the calendar quarter for which this statement is being filed. You are required to describe the gift and state the monetary value of the gift, the name and address of the person making the gift, and the date(s) the gift was received. If any of these facts, other than the gift description, are unknown or not applicable, you should so state on the form. As explained more fully in the instructions on the reverse side of the form, you are not required to disclose gifts from relatives or certain other gifts. You are not required to file this statement for any calendar quarter during which you did not receive a reportable gift.

DATE RECEIVED	DESCRIPTION OF GIFT	MONETARY VALUE	NAME OF PERSON MAKING THE GIFT	ADDRESS OF PERSON MAKING THE GIFT
01-28-2020	4 dinners at Benihana Soft Opening at \$40 each	\$160	Benihana	1665 79th St. Causeway, North Bay Village, FL 33141

CHECK HERE IF CONTINUED ON SEPARATE SHEET

PART B — RECEIPT PROVIDED BY PERSON MAKING THE GIFT

If any receipt for a gift listed above was provided to you by the person making the gift, you are required to attach a copy of that receipt to this form. You may attach an explanation of any differences between the information disclosed on this form and the information on the receipt.

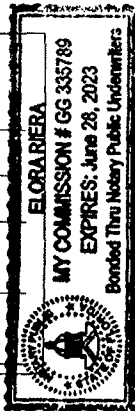
CHECK HERE IF A RECEIPT IS ATTACHED TO THIS FORM

PART C — OATH

I, the person whose name appears at the beginning of this form, do
depose on oath or affirmation and say that the information disclosed
herein and on any attachments made by me constitutes a true accurate,
and total listing of all gifts required to be reported by Section 112.3148,
Florida Statutes.

SIGNATURE OF REPORTING OFFICIAL: *[Signature]*

STATE OF FLORIDA
COUNTY OF Miami-Dade
Sworn to (or affirmed) and subscribed before me this
28th day of February, 20 20
by Brent Latham
[Signature]
Signature of Notary Public-State of Florida)
Elora Biera
(Print, Type, or Stamp Commissioned Name of Notary Public)
Personally Known OR Produced Identification
Type of Identification Produced _____



PART D — FILING INSTRUCTIONS

This form, when duly signed and notarized, must be filed with the Commission on Ethics, P.O. Drawer 15709, Tallahassee, Florida 32317-5709; physical address: 325 John Knox Road, Building E, Suite 200, Tallahassee, Florida 32303. The form must be filed no later than the last day of the calendar quarter that follows the calendar quarter for which this form is filed (For example, if a gift is received in March, it should be disclosed by June 30.)

A-H

PROCESSED

279218 RECEIVED 9/2/2022

Form 9		QUARTERLY GIFT DISCLOSURE (GIFTS OVER \$100)		FLORIDA COMMISSION ON ETHICS
LAST NAME -- FIRST NAME -- MIDDLE NAME: Latham, Brent W		NAME OF AGENCY: North Bay Village		NCV 2 1 2022
MAILING ADDRESS: 1666 Kennedy Causeway		OFFICE OR POSITION HELD: Mayor		RECEIVED
CITY: NBV	ZIP: 33141	COUNTY: Miami-Dade	FOR QUARTER ENDING (CHECK ONE): <input type="checkbox"/> MARCH <input checked="" type="checkbox"/> JUNE <input type="checkbox"/> SEPTEMBER <input type="checkbox"/> DECEMBER	
			YEAR 2022	

PROCESSED

PART A — STATEMENT OF GIFTS

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DATE RECEIVED	DESCRIPTION OF GIFT	MONETARY VALUE	NAME OF PERSON MAKING THE GIFT	ADDRESS OF PERSON MAKING THE GIFT
April 15, 2022	Reimbursement for Flight Expense for Taiwan Conference	\$2000	Taiwan Economic Cooperation Office	2333 Ponce De Leon Blvd Ste 610, Coral Gables, FL 33134
May 7, 2022	Entry Ticket for Miami Grand Prix	\$200	Alejandro LeCour	7904 West Drive North Bay Village, FL 33141
June 3, 2022	Flight and Transport for Meeting and Match in London, England	\$2400	Argentine Football Association	Viamonte 1366/76, 1053 BUENOS AIRES Argentina
June 4, 2022	Hotel - 2 nights - London England	\$300	Argentine Football Association	Viamonte 1366/76, 1053 BUENOS AIRES Argentina

CHECK HERE IF CONTINUED ON SEPARATE SHEET

PART B — RECEIPT PROVIDED BY PERSON MAKING THE GIFT

If any receipt for a gift listed above was provided to you by the person making the gift, you are required to attach a copy of that receipt to this form. You may attach an explanation of any differences between the information disclosed on this form and the information on the receipt.

CHECK HERE IF A RECEIPT IS ATTACHED TO THIS FORM

PART C — OATH

I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed herein and on any attachments made by me constitutes a true accurate, and total listing of all gifts required to be reported by Section 112.3148,

Florida Statutes.

SIGNATURE OF REPORTING OFFICIAL

[Handwritten Signature]

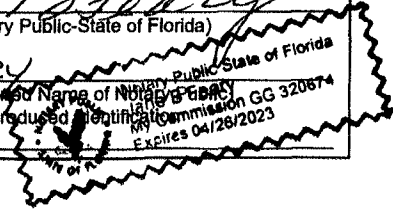
STATE OF FLORIDA
COUNTY OF Miami-Dade
Sworn to (or affirmed) and subscribed before me this
day of September, 2022

by BRENT W. LATHAM

[Handwritten Signature]
(Signature of Notary Public-State of Florida)

JANE B. FEARY
(Print, Type, or Stamp Commissioned Name of Notary Public State of Florida)

Personally Known OR Produced Identification
Type of Identification Produced



PART D — FILING INSTRUCTIONS

This form, when duly signed and notarized, must be filed with the Commission on Ethics, P.O. Drawer 15709, Tallahassee, Florida 32317-5709; physical address: 325 John Knox Road, Building E, Suite 200, Tallahassee, Florida 32303. The form must be filed no later than the last day of the calendar quarter that follows the calendar quarter for which this form is filed (For example, if a gift is received in March, it should be disclosed by June 30.)

A-5

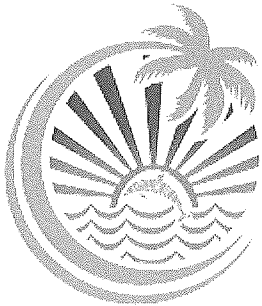
Lambeth, Marian

From: Alba L. Chang, CMC <villageclerk@nbvillage.com>
Sent: Friday, April 14, 2023 12:19 PM
To: Lambeth, Marian
Subject: Mayor Latham - Gift Disclosure
Attachments: Front Office Clerk - Mail

Ms. Lambeth,

Per our conversation this morning, see attached documentation.

Don't hesitate to contact me if you have any further questions.



Alba L. Chang, CMC

Village Clerk

1666 Kennedy Causeway, Suite
300

North Bay Village, FL 33141

305-756-7171

villageclerk@nbvillage.com

<https://northbayvillage-fl.gov>

NORTH BAY VILLAGE
EST. 1945



PLEASE NOTE: Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

The NBV App is available to download on all Android and iPhone models.

A-6

Lambeth, Marian

From: Alba L. Chang, CMC <villageclerk@nbvillage.com>
Sent: Wednesday, November 16, 2022 12:20 PM
To: Angela Atkinson
Subject: Front Office Clerk - Mail

Good morning:

Please be advised that today, Renee discovered correspondence that was left behind by the previous processing clerk downstairs.

The remittance that was supposed to have been mailed was addressed to the State of Florida Commission on Ethics for a quarterly filing. This may result in a late filing which may be imposed on the filing individual. This is one particular case that is highly sensitive.

I ask that moving forward, the new staff is advised to NOT open any correspondence or mail that is in transit from my office and/or staff.

Thank you

PROCESSED AMENDED

FLORIDA COMMISSION ON ETHICS

RECEIVED APR 27 2022 BY: [Signature]

Form 9

QUARTERLY GIFT DISCLOSURE 0 1 2023 (GIFTS OVER \$100)

Form fields: LAST NAME -- FIRST NAME -- MIDDLE NAME: Latham -- Brent -- Walter; NAME OF AGENCY: North Bay Village; MAILING ADDRESS: 1666 Kennedy Causeway, Suite 300; OFFICE OR POSITION HELD: Mayor; CITY: North Bay Village 33141; COUNTY: Miami-Dade; FOR QUARTER ENDING (CHECK ONE): JUNE 2022

PART A — STATEMENT OF GIFTS

Please list below each gift, the value of which you believe to exceed \$100, accepted by you during the calendar quarter for which this statement is being filed. You are required to describe the gift and state the monetary value of the gift, the name and address of the person making the gift, and the date(s) the gift was received.

Table with 5 columns: DATE RECEIVED, DESCRIPTION OF GIFT, MONETARY VALUE, NAME OF PERSON MAKING THE GIFT, ADDRESS OF PERSON MAKING THE GIFT. Includes entries for round-trip flight to Taiwan, ground travel, food provided, and hotel stay.

CHECK HERE IF CONTINUED ON SEPARATE SHEET

PART B — RECEIPT PROVIDED BY PERSON MAKING THE GIFT

If any receipt for a gift listed above was provided to you by the person making the gift, you are required to attach a copy of that receipt to this form. You may attach an explanation of any differences between the information disclosed on this form and the information on the receipt.

CHECK HERE IF A RECEIPT IS ATTACHED TO THIS FORM

Notary Public Seal for ALBA L. CHANG, Notary Public - State of Florida, Commission # HH 139248, My Comm. Expires Oct 3, 2025, Bonded through National Notary Assn.

PART C — OATH

I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed herein and on any attachments made by me constitutes a true accurate, and total listing of all gifts required to be reported by Section 112.3148, Florida Statutes.

STATE OF FLORIDA COUNTY OF Miami-Dade Sworn to (or affirmed) and subscribed before me this 27 day of April, 2023 by Brent Latham (Signature of Notary Public - State of Florida)

SIGNATURE OF REPORTING OFFICIAL

(Print, Type, or Stamp Commissioned Name of Notary Public) Personally Known [checked] OR Produced Identification Type of Identification Produced

PART D — FILING INSTRUCTIONS

This form, when duly signed and notarized, must be filed with the Commission on Ethics, P.O. Drawer 15709, Tallahassee, Florida 32317-5709; physical address: 325 John Knox Road, Building E, Suite 200, Tallahassee, Florida 32303. The form must be filed no later than the last day of the calendar quarter that follows the calendar quarter for which this form is filed (For example, if a gift is received in March, it should be disclosed by June 30.)



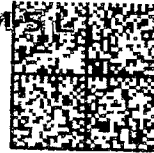
North Bay Village

Administrative Offices
1666 Kennedy Causeway, Ste 300
North Bay Village, FL 33141
Website: www.nbvillage.com

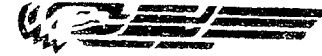
MIAMI FL 330

27 APR 2023 PM 5:11

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ZIP 33141 \$ 008.10⁰⁰
02 7H
0006102330 APR 27 2023

Commission on Ethics
P.O. Drawer 15709
Tallahassee, Florida 32317-5709

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE
CERTIFIED MAIL®



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3231785709 8038

A-0

EXHIBIT B

EXHIBIT B



Mayor Brent Latham

March 16, 2022 · 🌐



Thanks to Director General Chi for the invitation to lunch and to extend our excellent relationship between North Bay Village and Taiwan in Miami.

I am grateful to accept the invitation to attend the upcoming Smart Cities Conference in Taiwan, where I will represent NBV and Miami-Dade county without cost to taxpayers thanks to the generosity and goodwill of the people of Taiwan.

👍🗨️ 39

4 📊 1 📊

📊 Like

📊 Comment

Most relevant 📊



Lu Gatica

Congratulations 🎉🎉🎉 have a safe and productive trin. Blessings

See more of Mayor Brent Latham on Facebook

Log In

or

Create new account



From:
To: [Norman Powell](#)
Subject: Re: Bangladesh
Date: Monday, April 03, 2023 5:28:18 PM
Attachments: [image.png](#)
[image.png](#)
[8b7f9517-d249-4dcf-9a0a-71d93bd58701.png](#)
[image.png](#)



Mayor Brent Latham
Apr 7 2022 · 🌐

...

It was a pleasure last evening to participate in the opening of the Bangladesh Consulate in Miami, to spend time talking about South Florida and Bangladesh with the Foreign Minister Dr. A K Abdul Momen, MP and Ambassador M Shahidul Islam.



👁️ 16

1 share

B-2

https://www.uniondemocrat.com/sports/article_6b230116-c691-11ec-b956-f7dbb6233119.html

Could this tiny Florida village become a training ground for Argentine soccer players?

Aaron Leibowitz, Miami Herald

Apr 27, 2022



The Argentine Football Association wants to build a youth soccer academy in North Bay Village and says that could potentially lead to some of the world's top players training in the tiny waterfront community. (Dreamstime/TNS)

Dreamstime

MIAMI — The Argentine Football Association wants to build a youth soccer academy in North Bay Village and says that could potentially lead to some of the world's top players training in the tiny waterfront community.

B-3

The Village Commission on Monday voted to push ahead with ongoing negotiations with Argentina's soccer governing body for a project that would include five synthetic turf soccer fields, a community center, a dog park and courts for padel, an increasingly popular racket sport, all adjacent to Treasure Island Elementary School.

A representative for the Argentine Football Association, Horacio Gennari, told the Miami Herald the facility would essentially become the organization's "headquarters" in the United States. He said he envisions the men's national team, one of the best in the world led by Lionel Messi, using it occasionally for training. And he said the association is talking to Javier Mascherano, a former captain of the Argentine men's national team, about possibly leading the youth academy.

"This is our dream," Gennari said, noting that the location could prove useful leading up to the 2026 World Cup in North America, for which Miami is vying to host matches along with other U.S. cities.

Officials in South Florida have pushed in recent years to make the region a soccer destination — most notably with a controversial and not-yet-approved plan in the city of Miami to build a soccer stadium as part of a large real estate deal.

But North Bay Village is an unlikely landing spot for one of the world's most decorated national soccer organizations, a potential pairing that developed in part due to Gennari's own ties to the location and the village mayor's connection to international soccer.

B-4

Gennari said he had explored other potential locations for the academy in Surfside, Hialeah and Doral, but ultimately landed on the one in his current hometown of North Bay Village, where he said he can see the proposed site from his balcony.

Mayor Brent Latham, who has championed the plan, oversaw media relations for the North American soccer governing body CONCACAF until 2018. Latham told the Herald his connections to the international soccer world helped the plan materialize, but said he no longer works in that space and wouldn't personally benefit.

"There were existing connections through my work history," he said. "So we met and talked about if there might be synergies."

Under a proposed 30-year deal, the Argentine Football Association would pay a maximum of \$6.5 million for construction costs and share 5% of revenues from facility rentals with the village.

Latham says the project would spruce up the village's largest green space that has languished for years. The field that currently houses a youth soccer program is dilapidated and floods frequently, while nearby tennis courts have withered and aren't open for use.

"The project makes sense to me because it provides things for the community," Latham said during Monday's meeting. "If this opportunity were to go walking, there's probably not another one around the corner."

B-5

The soccer fields — including a large field designed for 11 vs. 11 competition and four smaller fields for 5 vs. 5 play — would be available to the school's students during school hours. At other times it would be split between the Argentine soccer academy, rentals by the general public and free public use.

The project is far from a done deal.

The commission's 5-0 vote on Monday gave Village Manager Ralph Rosado the green light to negotiate with Miami-Dade County Public Schools, whose board would need to approve changes to an agreement with the village regarding use of the Treasure Island Elementary School facilities.

In a March 31 letter to the school district, Rosado said the village is requesting a move from a 20-year to a 30-year joint use agreement with the district, plus additional hours for the village's use of the fields and a school parking lot. The public school has over 400 students enrolled from pre-K through fifth grade.

A spokesperson for Miami-Dade public schools, Jaquelyn Calzadilla, said in a statement Tuesday that district staff "is evaluating the proposal and will continue to work with the Village's administration on the matter."

The details of the project are also subject to change. The village has not yet negotiated a development agreement with the Argentine Football Association, and Monday's meeting featured several unresolved questions from commissioners about how to maximize public access, whether the association would pay any taxes on the property, and who would foot the bill if project costs exceed \$6.5 million.

B-6

“I don’t think \$6.5 million is going to get us what we are expecting, especially considering rising construction costs plus remediation needed for drainage,” said Commissioner Rachel Streitfeld. “What happens after \$6.5 million is spent and we don’t have the world-class community center and soccer facility like we were promised?”

Fabian Pal, an attorney representing the Argentine Football Association, said he would bring that question back to his client but didn’t think the association would approve a “blank check.”

“This is South Florida,” Streitfeld said. “City after city here has heard promises from sports teams that have failed.”

Village officials have been mulling the proposal since October, when the Argentine Football Association made an unsolicited bid to develop the Treasure Island Elementary School facilities and a nearby village-owned public works building that would be torn down and relocated under the current plan.

North Bay Village solicited bids for other proposals at the site in November, but the Argentine Football Association was the lone bidder.

So far, the village and the association have hashed out a preliminary term sheet, site plan, and proposed program schedule, and the association has released renderings of the complex that would sprawl across five acres on Treasure Island, the easternmost of North Bay Village’s three islands connected by the John F. Kennedy Causeway.

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B - 7



Mayor Brent Latham

about 12 months ago



I prefer to focus on the extensive community benefits of the community center and rec facilities project we are working on with the Argentine Football Association, rather than the star power they inevitably bring to the table.

But getting this project done will energize our community by providing common spaces and programming we've never had in NBV.

Thanks to all the neighbors who came out last night to give feedback and support for the process. The Miami Herald summarized where we are now - moving closer to the finish line of a complex project with a process designed to get the most for #OurNBV.



MIAMIHERALD.COM

Could this tiny Florida village become a training ground for Arge...

The Argentine Football Association wants to build a youth soccer academy in No...

8 3 1

B-8

Instagram

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Sign Up



brent_is_your_mayor • Follow



Heathrow Terminal 5



brent_is_your_mayor Very productive week of meetings in London with the Argentina Football Association, capped by a great match at Wembley. Our partnership continues to advance to provide our city with a great institution and sport programming.

Thanks to President Tapia for the invitation!

46w



jane_marrow_ So good 🍷🍷

44w Reply

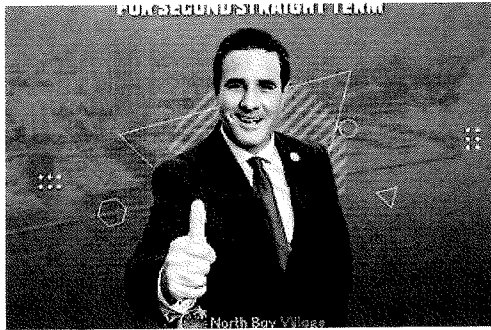


71 likes

JUNE 2, 2022

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More posts from brent_is_your_mayor



Log into Instagram

Log in to see photos and videos from friends and discover other accounts you'll love.

B-9



B-10



Posts



71 likes

brent_is_your_mayor Very productive week of meetings in London with the Argentina Football Association, capped by a great match at Wembley. Our partnership continues to advance to provide our city with a great institution and sport programming.

Thanks to President Tapia for the invitation!

[View all 8 comments](#)

andrescantorgol Nice



June 2



-11



From:
To: [Norman Powell](#)
Subject: Re: Bangladesh
Date: Monday, April 03, 2023 5:14:56 PM
Attachments: [image.png](#)
[image.png](#)



Mayor Brent Latham shared a video from the playlist Ekhon News. ...

July 19, 2022 · 🌐

I recently travelled to Bangladesh where I participated in a media tour and met with officials to compare and contrast our cities and issues we face.

In North Bay Village we have a thriving Bangladeshi community which contributes much to our city. I thank them for the invite. It was a pleasure to share the culture and ideas for a few days.

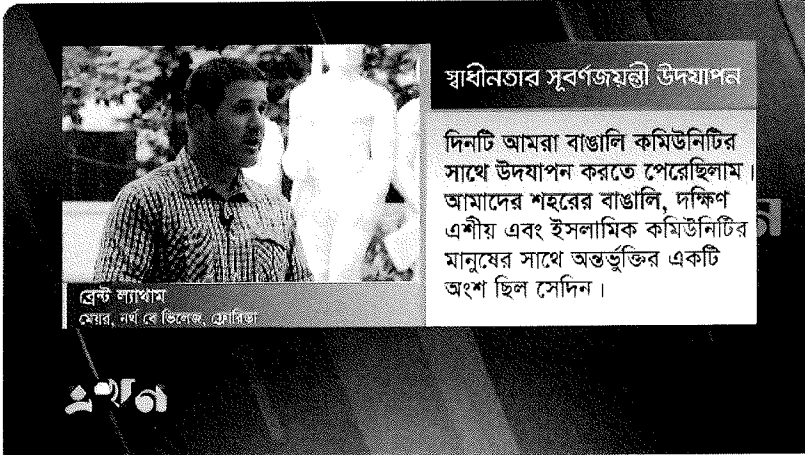
The interview below, which took place in Dhaka city, is one of several. It begins in Bangla but the interviews are in English, if you're curious.

Wherever you travel in the world, no matter how far, you will find that people have much more in common than any differences.

Miami Beach Mosque Island Mart Miami Halal Indian Restaurant

Note: no NBV taxpayer funds were expended related to this trip.

<https://fb.watch/e02ho2GO3F/>

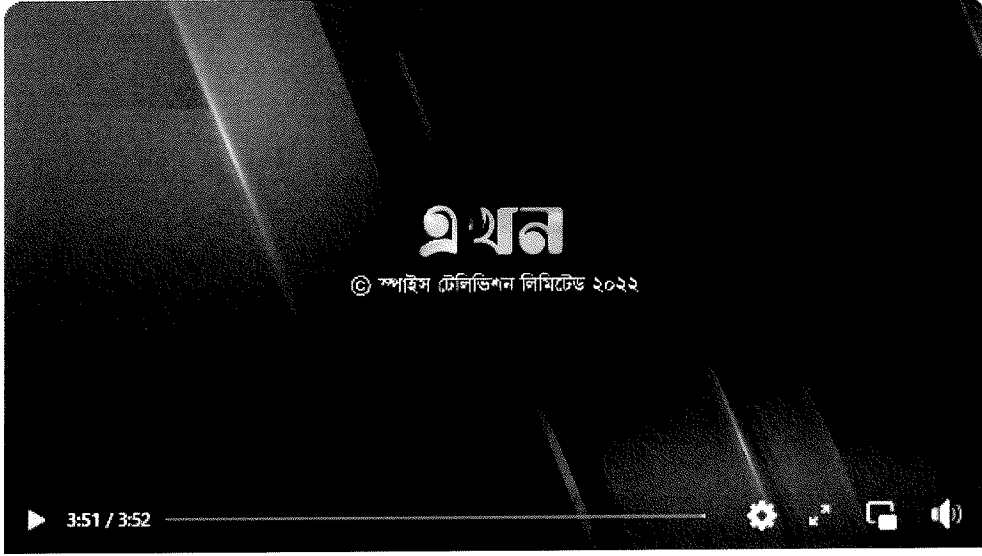


Ekhon TV posted a video to playlist Ekhon News.

July 2, 2022 · 🌐

বন্ধুর আমন্ত্রণে ঢাকায় মুক্তরাষ্ট্রের ফ্লোরিডার নর্থ বে ভিলেজের মেয়র ব্রেন্ট ল্যাথাম সংবাদকর্মী থেকে মুক্তরাষ্ট্রের নর্থ বে ভিলেজের মেয়র ব্রেন্ট ল্যাথাম। বন্ধু... See more

See Translation



Ekhon TV posted a video to playlist Ekhon News.

July 2, 2022 · 🌐

বন্ধুর আমন্ত্রণে ঢাকায় যুক্তরাষ্ট্রের ফ্লোরিডার নর্থ বে ভিলেজের মেয়র ব্রেন্ট ল্যাথাম
সংবাদকর্মী থেকে যুক্তরাষ্ট্রের নর্থ বে ভিলেজের মেয়র ব্রেন্ট ল্যাথাম। বন্ধু... See more

Brent Latham, Mayor of North Bay Village, Dhaka, USA at a friend invitation

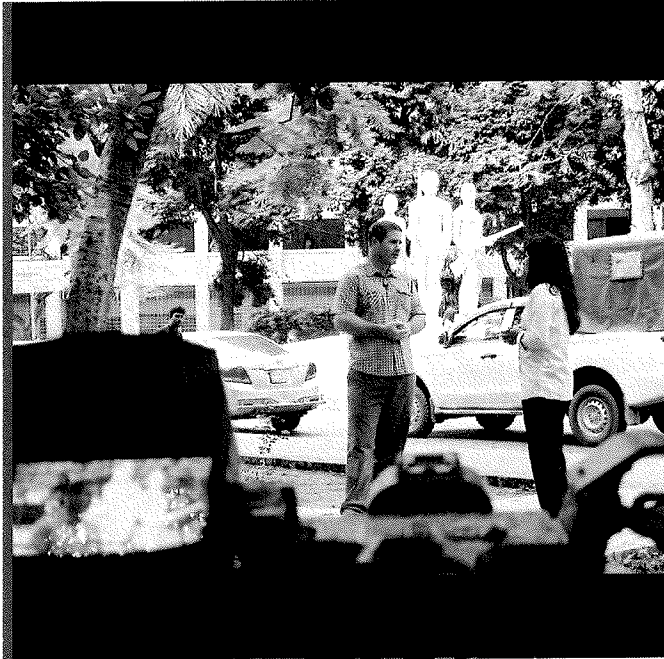
From journalist to Mayor of North Bay Village of USA Brent Latham. Came to Dhaka on a three-day tour at the invitation of a friend.

The always smiling Mayor of North Bay Village, Dhaka expressed his wish, to explore the dream Padma bridge...

#USAMayorinBangladesh #FloridaMayor #BrantLatham

#USAMayorinBangladesh #FloridaMayor #BrantLatham #ekhontv

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brent is your mayor • Follow
Dhaka Bangladesh

brent is your mayor recently traveled to Bangladesh where I participated in a media tour and met with officials to compare and contrast our cities and issues we face.

In North Bay Village we have a thriving Bangladeshi community, which contributes much to our city. I thank them for the invite. It was a pleasure to share the culture and ideas for a few days.

The interview below, which took place in Dhaka city is one of several. It begins in Bangla but the interviews are in English if you're curious.

Whenever you travel in the world, no matter how far, you will find that people have much more in common than any difference!

Miami Beach Mosque Island Marc Miami Hotel Indian Restaurant

Note: no NDV taxpayer funds were expended related to this trip
<https://vimeo.com/402602003f>

ghanjaman the 1st • Our bringing the apps home your moving
Was kept it for 666
Like Like Reply

djflowe •
Like Like Reply

34 likes

10/11/2017

B-14.

🔍 Brent Latham

Brent Latham's Post



Brent Latham

7mo



I recently to travelled to Bangladesh where I participated in a media tour and met with officials to compare and contrast our cities and issues we face.

In North Bay Village we have a thriving Bangladeshi community which contributes much to our city. I thank them for the invite. It was a pleasure to share the culture and ideas for a few days.

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Wherever you travel in the world, no matter how far, you will find that people have much more in common than any differences.

Miami Beach Mosque Island Mart Miami Halal Indian Restaurant

Note: no NBV taxpayer funds were expended related to this trip.

<https://lnkd.in/ewsRNzmB>

👁️ 13 · 1 Comment

👍 Like

💬 Comment

➦ Share



Huda Aden

7mo



Brent, I Love the work you're doing locally and globally! 🌍

👍 Like · 💬 Reply

To view or add a comment, sign in

See other posts by Brent

B-15

Sign Up

Email or phone

Password

Log In

Forgot account?



Mayor Brent Latham shared a video from the playlist Ekhon News.

July 13, 2022

I recently to travelled to Bangladesh where I participated in a media tour and met with officials to compare and contrast our cities and issues we face.

In North Bay Village we have a thriving Bangladeshi community which contributes much to our city. I thank them for the invite. It was a pleasure to share the culture and ideas for a few days.

The interview below, which took place in Dhaka city, is one of several. It begins in Bangla but the interviews are in English, if you're curious.

Wherever you travel in the world, no matter how far, you will find that people have much more in common than any differences.

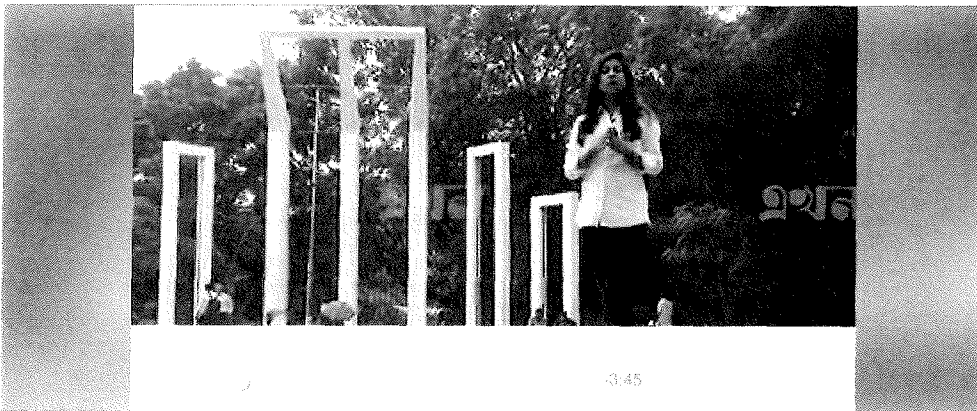
Miami Beach Mosque Island Mart Miami Halal Indian Restaurant

Note: no NBV taxpayer funds were expended related to this trip.

<https://fb.watch/e02ho2GO3F/>

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4,677 Views

Ekhon TV posted a video to playlist Ekhon News.

July 2, 2022

বন্ধুর আমন্ত্রণে ঢাকা মুক্তরাষ্ট্রের ফোরামের নর্থ বে ভিলেজের মেয়র ব্রেন্ট ল্যাথাম সংবাদকর্মী থেকে মুক্তরাষ্ট্রের নর্থ বে ভিলেজের মেয়র ব্রেন্ট ল্যাথাম। বন্ধুর আমন্ত্রণে ঢাকা এসেছেন মাত্র তিনদিনের ঋটিকা সফরে। সর্বদা হাস্যজ্জ্বল নর্থ বে ভিলেজের এই মেয়র। ঢাকা দেশতে দেখতে তাঁর ইচ্ছার কথা জানান, স্বপ্নের পদ্মা সেতু খুলে দেখার...

#USAMayorinBangladesh #FloridaMayor #BrantLatham

#USAMayorinBangladesh #FloridaMayor #BrantLatham #ekhontv

6

1 share

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B-16

From:
To: Norman Powell
Subject: Grenada post
Date: Monday, April 03, 2023 5:04:04 PM
Attachments: [image.png](#)



B-17

EXHIBIT C

EXHIBIT C



Taipei Economic & Cultural Office in Miami <tecomiami@gmail.com>

Mayor Latham's Travel Reimbursement

AP <AP@nbvillage.com>

Mon, Apr 25, 2022 at 10:49 AM

To: Taipei Economic & Cultural Office in Miami <tecomiami@gmail.com>, Annabelle Rodriguez <ARodriguez@nbvillage.com>

Cc: Fedra Chan <hychan@mofa.gov.tw>

Good morning Emmanuel,

Thank you for the response. Please make check payable to **North Bay Village**. The check can be mailed to **1666 Kennedy Causeway, Suite 300, North Bay Village, Florida 33141**. Please put **Attention: Annabelle Rodriguez-Finance Department**. Do you have an estimate date when the check will be sent out?

Thank you.

Happy Monday!

Annabelle Rodriguez

[Quoted text hidden]

This email has been scanned for spam and viruses by Proofpoint Essentials. Click here to report this email as spam.



NORTH BAY VILLAGE
EST. 1945

Annabelle Rodriguez

AP Clerk

1666 Kennedy Causeway, Suite 300

North Bay Village, FL 33141

(305) 756-7171 Ext.43

AP@nbvillage.com

<https://northbayvillage-fl.gov>



PLEASE NOTE: Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

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1666 Kennedy Causeway, City Flor
REF #: 00070400 6/22/2022 11:57 AM
TRAN: MTR MAYOR TRAVEL REFUND
OPER: AC TERM: 2
TRBY : MO
=====
MAYOR BRENT LATHAM SMART CITY SUMMITT
20
MAYOR'S TRAVEL REFUND 2000.00
001-11-511-5245 -2000.00
PAID BY TAIPEI ECONOMIC & CULTURAL
OFFIC
2-OK 2000.00 REF:2021
APPLIED 2000.00
TENDERED 2000.00
CHANGE 0.00

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C-1

C-2

TAIPEI ECONOMIC AND CULTURAL OFFICE IN MIAMI
PH. 305-443-8917
2333 PONCE DE LEON BLVD STE.610
CORAL GABLES, FL 33134-5418

2071

DATE 6-15-2022 [REDACTED]

PAY TO THE ORDER OF

North Bay Village

\$ 2000⁰⁰

Two Thousand Only

DOLLARS

citibank
CITIBANK, N.A.

蔣亦欣
江欽權

FOR Smart City Summit 2022

[REDACTED]

Mayor's Expenses for Taiwan April 2022

UBER TRIP-TRANSPORTATION/SFO	\$ 22.95
VTS MIAMI-TAXI SERVICE/MIAMI	42.15
EXPRESSVPN-VPN FOR TAIWAN TRIP	12.95
AMERICAN AIRLINES-EXTRA LUGGAGE/SFO	30.00
BISTROT-FOOD/SFO	19.80
HOTELS.COM/LODGING/SFO	69.60
VINA CAB-TRANSPORTATION/SFO	25.00
GRAND FORMOSA REGENT-FOOD/TAIWAN	14.08
SHEN HENG CHANG-FOOD/TAIWAN	8.93
UBER EATS-DINNER/TAIWAN	37.10
MEDRITE/PCR TESTING/TAIWAN	275.00
NEWSLINK-FOOD & ADAPTER/TAIWAN	26.57
AMERICAN AIRLINES-EXTRA LUGGAGE/TAIWAN	30.00
BLACK POINT COFFEE/FOOD/TAIWAN	22.64
SHEN HENG CHANG-FOOD/TAIWAN	68.31
PRICELINE-RT SFO TO TAIWAN	2,127.37
UBER-TRIP TO AIRPORT FOR MAYOR'S CONFERENCE/TA	29.49
WALGREEN'S-PASSPORT PHOTOS	15.99
AMERICAN AIRLINES-MIA TO SFO/TRIP TO TAIWAN	924.19
	<u>\$ 3,802.12</u>

EXHIBIT D

EXHIBIT D

RESOLUTION NO. 2021- 068

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO DEVELOP AND ISSUE A REQUEST FOR PROPOSALS (RFP) FOR THE SAME PROJECT BASED ON THE PROVISIONS OF THE UNSOLICITED PROPOSAL SUBMITTED BY THE ARGENTINE FOOTBALL ASSOCIATION (AFA) AND IN ACCORDANCE WITH SECTION 255.065, FLORIDA STATUTES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on October 11, 2021, North Bay Village (the "Village") received an unsolicited proposal from the Argentine Football Association (Asociación del Fútbol Argentino) ("AFA") to enter into a development agreement regarding the Treasure Island Elementary School ("TIES") recreational area and the Village-owned Galleon Street Property; and

WHEREAS, specifically, the unsolicited proposal submitted by AFA provided for the development of a soccer complex, soccer academy, recreational facilities, Village office space, and other amenities (the "Proposal"); and

WHEREAS, as part of the Proposal, AFA proposes entering into a thirty-year agreement with the Village that includes (1) a development component, (2) a revenue sharing component, and (3) an operational component; and

WHEREAS, the Village Commission desires to authorize the Village Manager to develop and issue a competitive Request for Proposals for the same project based on the provisions of the AFA Proposal and in accordance with Section 255.065, Florida Statutes, subject to the final approval of the Village Attorney as to form, content, and legal sufficiency; and

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

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMISSION
OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

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

Section 2. Authorization. That the Village Commission hereby authorizes the Village Manager to develop and issue an RFP for the same project based on the provisions of the AFA Proposal and in accordance with Section 255.065, Florida Statutes, subject to the final approval of the Village Attorney as to form, content, and legal sufficiency.

Section 3. Effective Date. That this Resolution shall be effective immediately upon adoption.

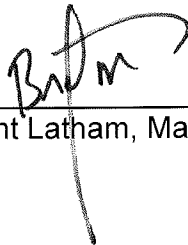
The foregoing Resolution was offered by Commissioner Dr. Chervony who moved its adoption. The motion was seconded by Vice Mayor Wilmoth and upon being put to a vote, the vote was as follows:

- | | |
|--------------------------------|------------|
| Mayor Brent Latham | <u>YES</u> |
| Vice Mayor Marvin Wilmoth | <u>YES</u> |
| Commissioner Richard Chervony | <u>YES</u> |
| Commissioner Rachel Streitfeld | <u>YES</u> |
| Commissioner Julianna Strout | <u>YES</u> |

PASSED AND ADOPTED on this 2nd day of November, 2021.

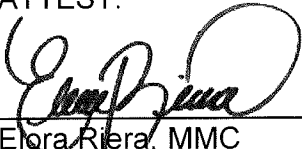
SIGNATURES ON NEXT PAGE

D - 2



Brent Latham, Mayor

ATTEST:



Elna Riera, MMC
Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Robert Meyers

Weiss Serota Helfman Cole & Bierman, PL
Village Attorney



D-3

EXHIBIT E

EXHIBIT E

Date Received	Lobbyist Last Name	Lobbyist First Name	Lobbyist Company		Principal Name	Subject Matter
1/13/2022	Adler	Brian	Bilzin Sumbreg	Badler@bilzin.com		
1/24/2022	Kasdin	Neisen	Akerman LLP	Neisen.Kasdin@akerman.com	Miguel Angel Barbagallo	Development and site plans approvals associated with the property located at 1775 JFK Causeway
1/24/2022	Penelas	Christopher	Akerman LLP	Christopher.penelas@akerman.com	Ian Eichner	Land Use and Zoning Approvals associated with the property located at 1755 Kennedy Causeway
1/24/2022	Garcia-Serra	Mario	Gunster, Yoakley & Stewart, P.A.	mgarcia-serra@gunster.com	Masoud Shojaee	of a mixed use multifamily/retail project at 1850-1872 Kennedy Causeway in North Bay Village , Florida
2/4/2022	Penn	Graham	Bercow Radell Fernandez Larkin & Tapanes, PLLC	gpenn@brzoninglaw.com		
2/8/2022	Davidson	Jodi	Rubin Turnbull & Associates	jodi@rubinturnbull.com		
2/9/2022	Pal	Fabian	Fabian A. Pal, PA	fpal@pal-law.com	Horacio Martignoni	Develop an AFA soccer academy, building and sports complex
4/14/2022	Gennari	Horacio	Asociacion Argentina Futbol APA		Horacio Gennari	The Soccer project
4/14/2022	Bry	James	Sunbeam Television Corporation/WSVN	jbry@wsvn.com		
4/14/2022	Shubin	John	Shubin & Bass P.A.	ishubin@shubinbass.com	James Bry	Sunbeam NBV SAP Application
4/14/2022	Feldman	Lee	The Euclid Group LLC	lfeidman@shubinbass.com	James Bry	Sunbeam NBV SAP Application
4/14/2022	Garcia	Francisco	The Euclid Group LLC	fgarcia@shubinbass.com	James Bry	Sunbeam NBV SAP Application
4/14/2022	DeMello	Ian	Shubin & Bass P.A.	idemello@shubinbass.com	James Bry	Sunbeam NBV SAP Application
5/12/2022	Haber	Valerie	GrayRobinson, P.A.	valerie.haber@gray-robinson.com	Howard Inerfeld	Alcohol beverage distance variance for proposed liquor store and nightclub
7/1/2022	Tachmes	Alexander	Shutts & Bowen LLP	ATachmes@schutts.com	Eric Aintabi	Site plan application and related matters regarding 1819 and 1855 79th Street Causeway
7/1/2022	Pego	Michael	Shutts & Bowen LLP	Mpego@schutts.com	Eric Aintabi	Site plan application and related matters regarding 1819 and 1855 79th Street Causeway
7/1/2022	Lapointe	Vivianne	North Bay Village Holdings, LLC	vlapointe@iesta.com	Eric Aintabi	Site plan application and related matters regarding 1819 and 1855 79th Street Causeway
7/1/2022	Viel	Alejandro	North Bay Village Holdings, LLC	aviel@iesta.com	Eric Aintabi	Site plan application and related matters regarding 1819 and 1855 79th Street Causeway
7/1/2022	Duke	James	North Bay Village Holdings, LLC	jduke@iesta.com	Eric Aintabi	Site plan application and related matters regarding 1819 and 1855 79th Street Causeway
7/1/2022	O'Brien	Anthony	North Bay Village Holdings, LLC	aobrien@iesta.com	Eric Aintabi	Site plan application and related matters regarding 1819 and 1855 79th Street Causeway
9/26/2022	Karp	Kobi	Kobi Karp Architecture Interior Design	kobikarp@kobikarp.com	North Bay Village Holdings, LLC	Site plan application and related matters regarding 1819 and 1855 79th Street Causeway
9/26/2022	Pichard	Mathieu	Kobi Karp Architecture Interior Design	mpicard@kobikarp.com	North Bay Village Holdings, LLC	Site plan application and related matters regarding 1819 and 1855 79th Street Causeway
10/31/2022	Penelas	Christopher	Akerman LLP	Christopher.penelas@akerman.com	7927-7931 East Drive Property Holdings, LLC	Code Amendments / Land Use Approvals for 7927/7931 ED
11/14/2022	Adler	Brian	Bilzin Sumbreg	Badler@bilzin.com	P & O Global Technologies	Zoing, Land Use & Development Approvals on Property 7918 West Drive
12/9/2022	Coviello	David	Shutts & Bowen LLP	dcoviello@shutts.com	North Bay Village Holdings, LLC	Plat Approval

E-1

EXHIBIT F

EXHIBIT F

MIAMI-DADE COUNTY COMMISSION ON ETHICS AND PUBLIC TRUST



In Re: Brent Latham

C 22-62-10

PUBLIC REPORT AND FINAL ORDER

Complainant Laura Cattabriga, filed this complaint against Respondent North Bay Village Mayor Brent Latham, alleging that he violated Section (A)(2) of the Citizens' Bill of Rights titled *Truth in Government*, by knowingly omitting significant facts when he neglected to read a letter sent by a MDCPS employee to the Village Manager during the discussion of a Resolution regarding the approval of an agreement between the Argentine Football League and NBV involving NBV property; he exploited his official position by accepting a trip to London from a Village proposer; and, he violated the Citizens' Bill of Rights titled *Truth in Government* by knowingly lying about obtaining an ethics opinion from the COE.

Legal sufficiency exists where the complaint adequately alleges a violation of an ordinance within the jurisdiction of the Ethics Commission, committed by an individual within the authority of the Ethics Commission, based substantially on the personal knowledge of the Complainant and filed with the Ethics Commission within three years of the alleged violation.

Pursuant to a review of the facts, exhibits and an independent review of public meetings referenced in the complaint, there is no legal sufficiency to initiate an investigation into these allegations. Regarding the first allegation, the letter sent by a MDCPS employee is neither material or significant to the Resolution which was discussed at the Commission meeting because the Resolution concerned the NBV property and not the MDCPS property discussed in the letter; the content of the letter did not contradict or dispute the statements made by the Respondent during the presentation of the Resolution but rather addressed the concern communicated in the letter; and the Respondent was not asked about any matter requiring the recitation of the letter in a response. Therefore, the element of willful intent to omit a significant fact when giving requested information does not exist.

Regarding the second allegation, there can be no exploitation when the majority of the Commission agreed and supported the Respondent's trip at a public meeting.

Lastly, regarding the third allegation, the statement made by the Respondent about obtaining an ethics opinion was a negligible misstatement which did not meet the element of knowing and willful lie or deception required for a violation of the *Truth in Government* provision of the CBOR; the Respondent sought clarification from the Village Attorney and subsequently agreed that the opinion was actually provided by Robert Meyers, former Director of the COE.

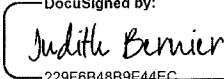
On December 14, 2022, the Ethics Commission voted to dismiss the complaint for lack of legal sufficiency.

Wherefore it is:

ORDERED AND ADJUDGED that COMPLAINT C 22-62-10 against Respondent Latham is hereby dismissed.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session at the virtual meeting held on December 14, 2022.

MIAMI-DADE COUNTY COMMISSION ON ETHICS & PUBLIC TRUST

By: 
229E6B48B9E44EC
Judith Bernier
Chair
Signed: 1/6/2023

CC: Respondent and Complainant

MIAMI-DADE COUNTY COMMISSION ON ETHICS & PUBLIC TRUST



REQUEST FOR DISMISSAL BASED ON LEGAL INSUFFICIENCY
MEMORANDUM

TO: MIAMI DADE COMMISSION ON ETHICS AND PUBLIC TRUST
FROM: MARTHA D. PEREZ, GENERAL COUNSEL
RE: COMPLAINT C 22-62-10 (*In re* Brent Latham)
DATE: DECEMBER 14, 2022

RECOMMENDATION:

This complaint is **Not Legally Sufficient** and should be **Dismissed** pursuant to Article LXXVIII, Section 2-1074 and Rule 4.2(a), COE Rules of Procedure.

BACKGROUND:

This sworn complaint was received on October 28, 2022, via an email sent by Norman Powell, Esq. The Complainant is a former North Bay Village (NBV) commissioner, Laura Cattabriga (Complainant). The complaint is against Brent Latham, Mayor of North Bay Village (Mayor Latham). Complainant alleges that Mayor Latham committed three violations of ordinances within the COE's jurisdiction, to wit:

- I. Section (A)(2), *Truth in Government*, of the Citizens' Bill of Rights: Specifically, Complainant alleges that Latham *knowingly omitted* significant facts in violation of this provision at the September 15, 2022, Commission meeting when he neglected to read into the record a letter sent by MDCPS personnel.
- II. Exploitation of official position [Section 2-11.1(g), County Ethics Code]: Specifically, Complainant alleges that Mayor Latham exploited his position when he accepted unreported gifts (i.e., a trip to London) from the Argentine Football Association (AFA).
- III. A second violation under Section (A)(2) *Truth in Government*, of the Citizens' Bill of Rights: Specifically, Complainant alleges that Mayor Latham *knowingly lied* when he stated during a Commission meeting that he had obtained an opinion from the COE when there was no written opinion.

MIAMI-DADE COUNTY COMMISSION ON ETHICS & PUBLIC TRUST

STANDARD:

Legal sufficiency exists where there is an allegation of a violation of an ordinance within the jurisdiction of the Ethics Commission (COE), purportedly committed by an individual within the authority of the COE, based substantially on the personal knowledge of the Complainant, and filed with the Ethics Commission within three years of the alleged violation. ¹

ANALYSIS: ²

The facts alleged in the complaint are insufficient to initiate an investigation into the violations cited therein.

I. First allegation of a violation of Section (A)(2), *Truth in Government*, CBOR.

By way of background, On October 11, 2021, the Argentine Football Association (AFA) submitted an unsolicited proposal to NBV, for a development and operation arrangement regarding Village-owned property on Galleon Street (Galleon St.) and MDCPS-owned property at Treasure Island Elementary School (TIES), both properties located within the parameters of the proposed Project Site. ³

Mayor Latham spearheaded the AFA proposal. ⁴ At the Council meeting held on September 15, 2022, Mayor Latham sponsored a Resolution to approve a development and construction management agreement with AFA subject to MDCPS (School Board) approval [emphasis added] for the development of a sports complex, soccer academy, recreational facilities, Village office space and other amenities *at Village-owned property located at 1851 Galleon Street*. Although the entire Project site includes both Village-owned and School Board-owned properties, **the Resolution presented on September 15th dealt exclusively with the Village Property, not the**

¹ A legal sufficiency analysis is limited to the “four corners of the complaint” and must not consider speculations, suppositions, probabilities, or possibilities. See *Santiago v. Mauna Loa Investments, LLC*, 250 So.2d 895 (Fla. 1971) (when a court determines the sufficiency of a complaint to state a cause of action, it applies the so called ‘four corners rule’ in the analysis and the court’s review is limited to an examination solely of the complaint and its attachments); See also C 22-05, C 20-45

² Staff recommendation has taken into account the facts underlying this complaint and any relevant exhibits and council meetings cited by the Complainant in support of the allegations.

³ With regard to the School Board property, NBV and MDCPS had entered into a Joint Use Agreement (JUA) in 2020, whereby the TIES Property would benefit from recreational improvements to the school and NBV would acquire joint use of its recreational facilities. The JUA further provided that any amendments to the JUA, precipitated by the development of a portion of the Property, would require School Board approval. In other words, any changes affecting the TIES property must be approved by MDCPS.

⁴ On November 2, 2021, the Village passed a Resolution approving the initiation of a Request for Proposals (RFP) process to redevelop the Galleon Street municipal site and Treasure Island Elementary School (TIES) perimeter field area to include assorted municipal (Police, Code, Dispatch, Community Center, and Recreation) uses, based on the provisions of the AFA Proposal and in accordance with Section 255.065, Florida Statutes.

MIAMI-DADE COUNTY COMMISSION ON ETHICS & PUBLIC TRUST

TIES Property. Nonetheless, the Village Manager's Memorandum on the Resolution reflected that approval of any agreement with AFA would be subject to MDCPS approval. [Emphasis added]

The **Agenda for the September 15, 2022, Village Commission Meeting** (cited in the complaint) included the following Item:

Item 14.C., sponsored by Mayor Latham, read as follows:

A RESOLUTION OF THE MAYOR AND VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A DEVELOPMENT AND CONSTRUCTION MANAGEMENT AGREEMENT WITH THE ASOCIACIÓN DEL FÚTBOL ARGENTINO (AFA) (ALSO KNOWN AS THE ARGENTINE FOOTBALL ASSOCIATION) FOR THE DEVELOPMENT OF OFFICE SPACE AND COMMUNITY CENTER FACILITIES AND FIVE MULTI-PURPOSE SPORTS COURTS ON THE 48,000 SQUARE FOOT PARCEL LOCATED AT **1851 GALLEON STREET**; APPROVING AN OPERATIONS AND MANAGEMENT AGREEMENT FOR MANAGEMENT AND OPERATION OF THE AFOREMENTIONED FACILITIES; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

(Attachments: NBV AFA Memo 20220915.docx Resolution Approving Development and Construction Management and Operations Agreements with AFA (Galleon Only).DOCX Exhibit B - Operations and Management Agreement (Galleon Only).DOCX Exhibit A - Development and Construction Agreement (Galleon Only)rev.DOCX)

As with any Resolution appearing on the Agenda, a Memorandum was prepared by the Village Manager outlining the purpose of the Resolution. The Memorandum specified that the Resolution sought "Approval of a Development and Construction Management Agreement and an Operations and Management Agreement with the Argentine Football Association (AFA) Subject to Miami-Dade County Public School Board (MDCPS) Approval for the Development and Operation Facilities on the **Village's Galleon St. Property.**" Further "all proposed terms...are subject to that approval; discussions with MDCPS staff are ongoing."

The day before the Commission meeting, Raul Perez, Chief Facilities, Design and Construction Officer for MDCPS, sent a letter to Village Manager Dr. Ralph Rosado, copying Mayor Latham, the Village Attorney and other MDCPS officials, where Mr. Perez expressed his displeasure that the Village issued an RFP back in November 2021, which included a request to develop a portion of the School Board's TIES property. Mr. Perez understood that the AFA agreements were going to be considered and approved the following day at the Council's regular meeting and *he wanted to make it clear that the Village had no authority to approve any agreement "relating to the development, management and operation of recreational fields located at TIES, by third parties, at its Council Meeting of 9/15/2022, without prior School Board consideration and approval."* Mr. Perez concluded his letter by "respectfully requesting that the contents of his letter be read into the public record at the 9/15/2022 Council meeting."⁵

When Item 14C was announced at the September 15th meeting, Mayor Latham gave a brief introduction of the purpose of the Resolution:

⁵ It is undisputed that the letter, whether read out loud or not, is a public record of NBV.

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LATHAM: Let me thank Dr. Rosado and his team, Haydee (Sera) and the staff at Weiss Serota, who have done a ton of work on this in the background. I read through the development agreement. It paints a picture for me of an incredible suite of amenities for the Village if the pieces fall into place. Things are never as simple as we would like. In collaboration or in conjunction with these discussions, we have also had parallel discussions with our friends at the School Board Administration which have evolved and they helped guide what we have in front of us this evening and now, what we have in front of us this evening is a request from [AFA] to cement the relationship and ultimate vote of confidence, so to speak, from this group... **to enter into a, what's essentially non-binding agreement contingent upon further action by the School Board. Now, the School Board Administration gave us their feedback and asked that we find a way to split off the part of this agreement which pertains to the School property until such time as they given us their ultimate feedback...So our Village staff and lawyers have done the job of splitting the agreement in two.** The [AFA] has been amenable to accepting a split agreement again as a show of faith and confidence in moving forward and in a way, we, over the past few weeks, walked a very thin line between our partners in **putting together something which allows us to produce the agreement desired by the investor, the [AFA], and also respect the boundaries and politics of our friends at the School Board which are completely acceptable and understandable to us and that's what we have now in front of us to consider this evening-again, essentially, an agreement contingent upon ultimately School Board feedback but nevertheless giving the assurances desired by those who would invest in the project (sic) amenities and move forward.**

Mayor Latham then turned it over to Dr. Rosado, the Village Manager, and Ms. Sera, the Village Attorney, to elaborate further before the presentation from the "potential partners."

ROSADO: Dr. Rosado noted that they had been holding discussions with the School Board for a year and specifically, reaching out within the past week. He advised they (School Board) had become more receptive and would like to meet in the near future and mentioned that "last Friday" the Superintendent had agreed to meet with the City Managers Association and perhaps they could informally speak about the Project then.

AFA REPRESENTATIVE: The AFA representative made a presentation of the Project, followed by questions from the commissioners as well as an objection expressed by Commissioner Streitfeld in not having the approval of the School Board and the confusion caused by having two agreements.

LATHAM: Mayor Latham again clarified that what they were being asked to vote on was an additional vote of confidence **contingent** upon the greater agreement, "a way to keep this project alive."

The Motion to approve the Resolution passed 3-2.

Section (A)(2), *Truth in Government*, of the Citizens' Bill of Rights, provides as follows:
No [municipal official] shall knowingly furnish false information on any public matter, nor *knowingly omit significant facts when giving requested information to members of the public.*

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The Complainant is claiming that Mayor Latham violated Section (A)(5), *Truth in Government*, because he *knowingly omitted significant facts when giving requested information to members of the public*. When reviewed *in toto*, the facts are insufficient to support a knowing or willful omission of significant facts when giving requested information to members of the public, for the following reasons:

1. The subject letter was addressed to the Village Manager who is under no legal duty or obligation to comply with Mr. Perez's request. Nevertheless, even assuming Mayor Latham (who was copied on the letter presumably received a day before the meeting) had an opportunity to read the letter during the introduction of this Item before the Commission, he, similarly, is also under no duty or obligation to comply with Mr. Perez's request.
2. The non-disclosure of the Letter is neither material or significant to the main issue before the Council which is a Resolution *solely* related to the proposed arrangement between The Village and AFA as it applied to the Galleon St. Property, **not** the TIES Property which is the property owned and controlled by MDCPS. Nevertheless, the Mayor, at all times, acknowledged the School Board approval contingency.
3. Further, the content of the letter in no way contradicts or refutes any statements by Mayor Latham during his introduction of this Item or any other statements made throughout the discussion of the Item. The message conveyed in the letter, to wit: "Any agreement including School Board properties must be duly vetted in accordance with [Item] H-9, in compliance with School Board policies, best practices and applicable State laws, and approved by the School Board," was the same message communicated by Mayor Latham in his introduction of the Item, thereby dispensing any need to convey the content of the Letter *verbatim*. In fact, Mr. Perez's request was acknowledged throughout Latham's introduction of the Item as it was repeatedly stated that the Resolution at hand would be contingent upon School Board action which is essentially what the Letter conveyed.
4. Finally, the *Truth in Government* provision requires that the official intentionally omit significant facts when giving requested information, i.e., when answering question(s) from a member of the public. There were no questions posed by any other official or member of the public necessitating the recital of Mr. Perez's letter. This is perhaps because Mayor Latham made it clear in his presentation that the Resolution was not an approval of any agreement on behalf of the School Board but rather a vote of confidence...a non-binding agreement contingent on the School Board.

Accordingly, there is no violation of the *Truth in Government* provision of the CBOR because there are no facts which indicate that the Mayor knowingly and willfully omitted significant facts when describing the subject of the Resolution at hand.

II. Allegation of a violation of Exploitation of official position [Section 2-11.1(g), County Ethics Code]

Complainant alleges that Mayor Latham exploited his position by receiving special privileges from AFA while the Village was in negotiations with AFA. The alleged special privileges consist of an

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all-expense paid trip to London; tickets to soccer matches; jerseys, meals, and entertainment (inclusive of the trip).

Section 2-11.1(g) of the County Ethics Code provides that: "No [municipal official] shall use or attempt to use his official position to secure special privileges or exemptions for himself or others *except as may be specifically permitted by other ordinances or resolutions...*"

The subject trip was discussed at the **May 10, 2022, Regular Council Meeting** (cited by Complainant):

Item 14.I. read as follows:

DISCUSSION OF NON-AFA-RELATED PARK ELEMENTS FOR TREASURE ISLAND ELEMENTARY SCHOOL - SPONSORED BY MAYOR BRENT LATHAM IN LIGHT OF DESIGN CHANGES RESULTING FROM NORTH BAY VILLAGE'S (NBV) PROPOSED PARTNERSHIP WITH THE ARGENTINE FOOTBALL ASSOCIATION (AFA), THE VILLAGE COMMISSION IS ASKED TO DISCUSS AND REQUEST WHICH PARK ELEMENTS TO INCLUDE AT THE TREASURE ISLAND ELEMENTARY SCHOOL (TIES) CAMPUS. (Attachment A - AFA portions of Galleon-TIES project.pdf Attachment B - Village portions of Galleon-Ties Project.png Attachment C - 2008 NBV Bond Referendum questions.pdf Attachment D - 2006 NBV Bond Referendum questions.pdf Attachment E- PFM Analysis of parks borrowing costs.docx)

During its discussion, Mayor Latham explained that AFA had invited him to meet in London and thus he was asking permission from the Commission to attend. He also asked the Commission to provide him with items that they feel should be included in the plan so that he can convey those ideas at the meeting. The Commissioners in attendance discussed what type of issues should be discussed with AFA, emphasizing the scope and quality of the Project, and expressed their support to permit Mayor Latham to accept AFA's London trip. There was no objection.

The following exchange is from the video recording of the **May 10, 2022, Regular Village Commission Meeting**:

LATHAM: He advised that AFA had sent him an invitation to meet with them in London. He stated, "In order to do that, I need the Commission to agree to it and give feedback...It's something that is probably in the best interest of the project."

WILMOTH: "Go for it."

STREITFELD: "I have no objection."

LATHAM: Asked the Commissioners to give him specific items they wished him to address at the meeting.

STREITFELD: "If you want to go, go."

Commissioners Chervony and Strout, who had attended the earlier part of the meeting via Zoom, were not present during the discussion of this Item.⁶

⁶ Refer to Minutes of Regular Village Commission Meeting May 10, 2022

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Consequently, the "London trip" was authorized by a majority of the Commission rendering any exploitation allegation legally insufficient.

III. Second allegation of a violation of Section (A)(2), Truth in Government, of the Citizens' Bill of Rights

The allegation that Mayor Latham committed a second violation of the CBOR' *Truth in Government* is equally not supported by the facts alleged in this complaint because they fail to establish a knowing and willful act of lying or deceiving the public about a matter of public concern.

While the Mayor initially stated that he had obtained an opinion from the COE, he followed up his statement by asking Village Attorney Sera to clarify it, at which time Attorney Sera indicated that the Item had been discussed between the Mayor and Robert Meyers, a partner in the Village Attorney firm *and former director of the COE*. She also stated that as a follow up pursuant to what the Mayor discussed with Mr. Meyers, as long as the Mayor obtained the Commission's consent, he was authorized to (take the trip). An independent review of the video recording of the **June 6, 2022, Regular Village Commission Meeting** (cited by Complainant) revealed as follows:

The Minutes of the May 10th meeting were considered for approval. At that time, the following exchange took place:

CHERVONY: Commissioner Chervony commented on this matter, indicating he had left the May 10th meeting early but the Item concerning the trip to London troubled him. Commissioner Chervony stated that he and Commissioner Strout had left the meeting and did not participate in the discussion or vote. He further stated, "I question Legal, is it ethical? Is it compliant of this acceptance?"

LATHAM: Latham responded to Commissioner Chervony's statement: " We did get an opinion from the Miami-Dade Commission on Ethics on this before we put it forward to the Commission...(turning to Village Attorney Sera) **Do you, actually do you want to clarify?"**

SERA: Then, Village Attorney Haydee Sera responded, "This was an item that was discussed between the Mayor and my partner Robert Meyers...who as you know, aside from being an attorney in my firm was the Director of the Commission on Ethics prior to joining the firm years ago...There is a way for this to have occurred which is how it did occur. **As long as the Mayor obtained the Commission's consent at a public meeting, which he did, he was authorized to accept the trip and attend the meeting in London and he, I'm sure, doing what he needs to do as follow up pursuant to what he discussed with Mr. Meyers."**

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LATHAM: Latham then stated, "That's right."⁷

Accordingly, the facts are insufficient to sustain a violation of the *Truth in Government* provision of the CBOR because there is no showing of any intent on the part of the Mayor to deceive the public about a matter of public concern. Rather, his initial statement, i.e., that he obtained an ethics opinion, was a reasonable assumption given the Mayor's exchange with Mr. Meyers, who was the former COE Director and who regularly confers with Ethics Commission staff on ethics-related issues related to his client municipalities. Further, this exchange shows there was no intent to deceive anyone; rather, it is a misunderstanding as to the origin of the ethics guidance received by the Mayor and which the Mayor ultimately clarified it when he asked Ms. Sera to explain what transpired: The Mayor's statement was clarified and the legal opinion was confirmed at the open meeting by the Village Attorney, i.e., if permitted by the public body, then he is authorized to accept it.

CONCLUSION:

Because the allegations raised by the Complainant against Mayor Latham do not rise to violations under the CBOR or the County Ethics Code, there is **No Legal Sufficiency** for an investigation to be conducted and this complaint should be **Dismissed with prejudice.** ⁸

⁷ Upon learning of this complaint, Mr. Meyers contacted COE Staff and informed that the Mayor had indeed inquired regarding the propriety of a proposer paying for travel expenses to London. Mayor Latham was advised that the County Ethics Code prohibited a vendor or proposer paying for travel costs absent a waiver by the majority of the council. *See* Section 2-11.1(w), County Ethics Code

⁸ The Complainant attached several articles about AFA which are immaterial and irrelevant for this review/analysis. Complainant also attached a number of "Acknowledgements" from Village residents who express their support for this complaint. While this is unprecedented, it is futile and must not be considered in a review for or a determination of legal insufficiency. Dissatisfaction with the actions of a public official is not the basis to initiate an investigation by the Ethics Commission. *See* C 18-33, C 21-16

EXHIBIT G

EXHIBIT G



NORTH BAY VILLAGE
EST. 1945

North Bay Village

REGULAR VILLAGE COMMISSION MEETING MINUTES

MAY 10, 2022

6:00 PM

1666 Kennedy Causeway, #101, North Bay Village, FL 33141 (In-person and virtual via Zoom. See below for details) <https://us02web.zoom.us/j/86262526846> Meeting ID: 862 6252 6846 Passcode: 413678

ROLL CALL

Present were the following: Mayor Latham, Vice Mayor Wilmoth, Commissioner Chervony, and Commissioner Streitfeld

Commissioner Strout joined via zoom.

1. Opening Items

A. Call to Order

B. Roll Call

C. Pledge of Allegiance

D. Invocation

Mayor Latham called the meeting to order at 6:07 p.m.

Interim Village Clerk Debra Eastman called the roll with Commissioner Chervony, Commissioner Streitfeld, Vice Mayor Wilmoth and Mayor Latham in attendance. Commissioner Strout joined at 9:53 via Zoom.

Mayor Latham led the Pledge of Allegiance.

There was no Invocation.

2. Order of Business

As a result of discussion, it was decided that the STVR item will be discussed prior to 9:30 p.m. Item 14I was moved to after 14D, take 14C out of order and to move 14 A and 14B to the end of the agenda.

Interim Village Clerk Debra Eastman requested to add filing a vacancy on the Finance

Advisory Board. The application of Sandi Horowitz had been previously distributed to the Village Commission. Mayor Latham made a motion to fill the vacancy on the Finance Advisory Board with Sandi Horowitz. The motion received a second from Commissioner Streitfeld. Mayor Latham called for the vote and all were in favor 4-1 with Commissioner Strout absent.

3. Presentations

A. Proclamations and Awards

B. Special Presentations to Commission

There were no presentations or awards.

4. Open Forum

Mayor Latham opened the Open Forum. There were no calls waiting. Mr. Javier Motemon expressed interest in the open position of Village Clerk and asked for the support of the Village Commission.

Assistant Village Manager Carla Gomez read a public comment email received into the record regarding rent control.

Interim Village Clerk Debra Eastman stated there were several public comments received via email pertaining to the STVR issue and it was decided to read them into the record when that issue is discussed.

5. Approval of Commission Minutes

There were no minutes for approval.

6. Advisory Board Minutes/Written Reports.

There were no Advisory Board Reports.

7. Village Commission's Report

Commissioner Chervony appeared via Zoom and provided an update on upcoming events. There were no other reports.

8. Village Attorney's Report

Village Attorney Haydee Sera announced that she will shortly be calling for an Executive Session for two legal matters regarding Velken and also Robinson negligence claim which pre-dates many at the meeting. Mayor Latham requested that the sessions be held concurrently.

9. Village Manager's Report

In the interest of time, the Village Manager dispensed with his report.

Commissioner Streitfeld asked about the new Village Hall project RFP. Village Manager Dr. Rosado spoke regarding the authority to reject proposals, the risks involved for the Village, potential financial risks involved in the proposal and the negative recommendation from the Evaluation Committee.

Mayor Latham asked about the speed humps and the Village Manager provided an update.

9.A

Capital Improvement Project Update (April 2022)

9.B **Village Hall RFP#2021-012 Update (April 2022)**

The Manager is rejecting the sole proposal received from Global City Development in response to RFP#2021-012.

9.C

Branding & Beautification Initiatives Update (April 2022)

9.D **Grant Writer's Update (April 2022)**

9.E **Federal Lobbyists' Update (April 2022)**

9.F **Police Accreditation Update (April 2022)**

9.G

Traffic Enforcement Update (April 2022)

9.H **Code Enforcement Update (April 2022)**

9.I **Communications Report (April)**

10. Village Clerk's Report

Interim Village Clerk did not report.

11. Consent Agenda

A. Staff Items

B. Proclamation/Award/Village Key Requests

A motion was made by Vice Mayor Wilmoth and it received a second from Commissioner Streitfeld. Mayor Latham called for the vote and the Consent Agenda was adopted 4-0 with Commission Strout absent.

11.A Resolution Approving the Release of Declaration of Restrictive Covenant - Village Attorney Haydee Sera, Esq.

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE RELEASE OF A DECLARATION OF RESTRICTIVE COVENANTS RELATING TO REQUIRED PARKING FOR A SPECIAL USE EXCEPTION APPROVED BY RESOLUTION NO. 2013-04 FOR A BOAT, JET SKI, KAYAK RENTAL BUSINESS PREVIOUSLY LOCATED AT THE COMMERCIAL MARINA LOCATED AT 7904 WEST DRIVE ; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Suggested Action: Adopt the proposed resolution approving the termination and release of a Declaration of Restrictive Covenant.

Adopted on Consent.

11.B Resolution Approving Budget Amendment for Music in the Park – Village Manager Dr. Ralph Rosado (Chief Financial Officer Angela Atkinson)

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE BUDGET FOR FISCAL YEAR 2021-2022 TO ALLOCATE DONATIONS FOR MUSIC IN THE PARK ; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Adopted on Consent.

11.C Resolution Approving an Updated Fee Schedule - Village Manager Ralph Rosado, PhD, AICP (Assistant to the Village Manager Leo Cosio)

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA APPROVING AN UPDATED FEE SCHEDULE FOR ADMINISTRATIVE SERVICES, BUILDING FEES, AND ZONING FEES TO PROVIDE FOR FEES RELATED TO THE VILLAGE’S PARKING PROGRAM ON HARBOR ISLAND; PROVIDING FOR IMPLEMENTATION; AND PROVIDING

FOR AN EFFECTIVE DATE.

Adopted on Consent.

12. First Reading of Ordinances

Please be advised that if you wish to comment upon any of these quasi-judicial items, please inform the Mayor during public comments. An opportunity for persons to speak on each item will be made available after the applicant and staff have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse to be cross-examined or sworn-in, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Commission ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details of the quasi-judicial procedures may be obtained from the Village Clerk.

There were no ordinances on First Reading.

13. Public Hearings

Please be advised that if you wish to comment upon any of these quasi-judicial items, please inform the Mayor during public comments. An opportunity for persons to speak on each item will be made available after the applicant and staff have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse to be cross-examined or sworn-in, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Commission ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details of the quasi-judicial procedures may be obtained from the Village Clerk.

13.A Resolution Regarding Variance Application Pursuant to Section 111.03 of the Village Code of Ordinances by Adalberto Perdomo (DBA Convenient Food Shops Corporation) for 7601 East Treasure Drive #CU-18 - Village Manager Ralph Rosado, Ph.D., AICP, Village Planner Silvia E. Vargas, AICP

A RESOLUTION OF THE MAYOR AND VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, [APPROVING / APPROVING WITH CONDITIONS / DENYING] A VARIANCE APPLICATION PURSUANT TO SECTION 111.03 OF THE VILLAGE'S CODE OF ORDINANCES BY ADALBERTO PERDOMO (DBA CONVENIENT FOOD SHOPS CORP., AKA SUNSHINE GROCERY), CONCERNING A GROCERY STORE LOCATED AT 7601 EAST TREASURE DRIVE, #CU-18, ON THE GRAND VIEW PALACE PROPERTY, TO VARY FROM SECTION 111.12(A)(1) OF THE CODE BY AUTHORIZING THE ISSUANCE OF A LICENSE FOR THE SALE OF BEER AND WINE FOR A BUSINESS WITHIN 500 FEET OF A PUBLIC SCHOOL; PROVIDING FOR CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

Recommended Action: The Planning Board met on April 20, 2022 to review this request and voted unanimously to recommend to the Village Commission approval with conditions as presented by Staff. In addition, the Board's motion recommended clarifying that the approval of a license is limited to the sale of beer and wine for off the premises consumption.

Village Attorney Haydee Sera read the Quasi-Judicial statement. Interim Village Clerk Debra Eastman gave the oath to those who planned to testify in this matter. Village Planner Silvia Vargas explained the relocation of the business to this site in a unit belonging to the applicant and reason a variance is required for the use. Mayor Latham opened the public hearing. There was no one wishing to speak and Mayor Latham closed the public hearing. A motion to adopt the resolution was made by Commissioner Strout and received a second from Commissioner Streitfeld. Interim Village Clerk called the roll and the motion was adopted 4-0 with Commissioner Chervony absent.

14. Discussion/Action Items

A. Unfinished Business

B. New Business

14.A Discussion of Need to Review and Modernize Chapter 111 of the Village Code of Ordinances Pertaining to Alcoholic Beverages Based on a Recommendation from the Planning and Zoning Board - Village Manager Ralph Rosado, Ph.D., AICP (Village Planner Silvia E. Vargas, FAICP)

Based on a recommendation by the Planning and Zoning Board voted on at the Board's April 20, 2022 meeting, consider directing Village staff to conduct a comprehensive review of Chapter 111 of the Village Code of Ordinances, with the goal of modernizing the licensing provisions for alcoholic beverages.

There was a discussion of the members of the Village Commission about modernizing the Chapter of the ordinances which pertains to alcoholic beverages. The Planning and Zoning Board requested that the modernization be made by the Commission. Silvia Vargas Village Planner explained areas that were outdated and forces applicants to go to both the Planning and Zoning Board and Commission for approvals. Commissioner Streitfeld volunteered to work with the Planner to review the ordinance and bring back an item for first reading for the Commission review.

14.B Discussion of Potential Benchmark Study to Determine the Need for a Color Palette for Commercial and Residential Properties - Village Manager Ralph Rosado, Ph.D., AICP (Orlando Rodriguez, Director of Code Enforcement)

Based on a recommendation issued by the Planning and Zoning Board on April 20, 2022, consider directing the Village Manager to direct staff to conduct a benchmark study of peer communities to determine the need to adopt a color palette applicable to both residential and commercial properties.

There was discussion as to whether a color palette was necessary for North Bay Village. Village Planner Silvia Vargas proposed a review of some planning matters that she will bring forth are deemed more urgent for review. It was agreed to go forward with reviewing the more urgent items at this time and not address the color palette proposal.

14.C Kimley-Horn Infiltration & Inflow (I/I) Rehabilitation Plan Administration and Inspection Services - Village Manager Ralph Rosado, PhD, AICP (Director of Public Works Marlon Lobban)

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ISSUE A WORK ORDER TO KIMLEY-HORN AND ASSOCIATES, INC. FOR CONTRACT ADMINISTRATION AND CIVIL AND ENVIRONMENTAL ENGINEERING SERVICES RELATED TO THE VILLAGE'S SEWER SYSTEM EVALUATION SURVEY (SSES) (ALSO KNOWN AS THE SANITARY SEWER EVALUATION STUDY) IN AN AMOUNT NOT TO EXCEED \$136,745.00; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Approve a work order with Kimley -Horn & Associates in the amount of \$136,745.00 to administer the Village's INI Rehabilitation Program.

Interim Village Clerk Debra Eastman read the title of the resolution. Public Works Director Marlon Lobban explained the project to bring system back into compliance. There was discussion about a previous project and what may have gone wrong. Mr. Lobban explained how he will monitor and provide assurances. Commissioner Chervony made a motion to adopt the resolution. It received a second from Vice Mayor Wilmoth. Interim Village Clerk Debra Eastman called for the vote and the motion was adopted 4-0 with Commission Strout absent.

14.D Renderings of Roadway and Landscape Improvements on Treasure and North Bay Islands - Village Manager Ralph Rosado, PhD, AICP (CIP Manager Delroy Peters) Sponsored by Mayor Latham and Commissioner Streitfeld

Commission is asked to approve a design option for the roadway and landscaping improvements on Treasure and North Bay Islands.

Village Manager Dr. Rosado explained the purpose of sharing the options for improvements. Representatives of Stantec explained the renderings and purpose behind their recommendations. Mayor Latham allowed for public comment with

Denise O'Brien speaking in opposition, along with Sherry Abramson. Members of the Village Commission discussed and asked questions. There was no vote taken.

14.E Discussion Regarding Summer Vacation for Mayor and Village Commission - Deputy Village Manager Carla Maglio Gomez

Discussion to select one (1) summer month in 2022 for the Mayor and Village Commission to take summer vacation.

After discussion, it was agreed to change the July Commission meeting to July 19 and to eliminate the August Commission meeting in order for Commissioners and staff to make vacation plans.

14.F Discussion Regarding Filing Bar Complaint

Determine whether the Village Commission authorizes the filing of a bar complaint against a prior Village Attorney and, if authorized, which Commissioner shall file the complaint on behalf of the Village.

Village Attorney Haydee Sera explained that this will go forward with the will of the Commission.

14.G Approval of Engagement Agreement with Holland & Knight LLP Relating to the Village's Vacation Rental License Program and Corresponding Budget Amendment for Legal Fees and Discussion Relating to Revised STVR Ordinance – Village Manager Dr. Ralph Rosado (Village Attorney Haydee Sera; Chief Financial Officer Angela Atkinson)

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING AN ENGAGEMENT AGREEMENT WITH HOLLAND & KNIGHT LLP RELATING TO ANALYSIS OF THE VILLAGE'S VACATION RENTAL LICENSE PROGRAM IN AN AMOUNT NOT TO EXCEED \$25,000; AUTHORIZING THE VILLAGE ATTORNEY TO EXECUTE THE ENGAGEMENT AGREEMENT; AMENDING THE BUDGET FOR FISCAL YEAR 2021-2022; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Interim Village Clerk Debra Eastman read the title of the resolution. Village Attorney Haydee Sera explained the retainer agreement and that the analysis would fall within the \$25,000 budget set in the resolution. There was discussion whether to move forward with the agreement or to have current Village legal firm handle. Mayor Latham made a motion to pass on the Holland and Knight proposal and instruct current Village Attorney firm of Weiss Serota Helfman Cole and Bierman to pursue a short term vacation rental regime which is in line with the

existing pre-2011 Charter and Code and extends utmost protection to all of our residents in terms of licensing and permission of duly licensed short term vacation rentals. The motion received a second from Vice Mayor Wilmoth. Mayor Latham opened public comment and requested that the Interim Village Clerk read the email comments into the record. Emails were read from Riccardo Margaritelli and Joey Gonzalez. Laura Cattabriga spoke in favor of fixing the STVR situation and about the current resident involvement in the process. Lourdes Soto spoke about the intent of the Village Commission to correct the situation. Sherry Abramson spoke about what is a short term and what are the practices of other municipalities.

Village Attorney Haydee Sera will speak with members of the Village Commission individually, the Planning and Zoning Board and then come back to the Village Commission. Mayor Latham called for the vote and Interim Village Clerk Debra Eastman called the roll. The motion was adopted 4-0 with Commissioner Strout absent.

14.H Potential Rent Stabilization Measures - Sponsor Mayor Latham

Consider adoption of a rent stabilization-related referendum question.

Mayor Latham explained crisis being experienced by renters currently and explained that the Commission has options regarding providing protection to tenants. It was decided to have staff obtain more information on the tenants bill of rights adopted by Miami-Dade County and to provide the information to residents.

ACTION: Mayor Latham made a motion to support the tenants bill of rights adopted by Miami-Dade County.

The motion received a second from Commissioner Streitfeld. Mayor Latham called for the vote and all were in favor.

Commissioner Chervony logged off and exited the meeting at approximately 9:40 p.m.

14.I Discussion of Non-AFA-Related Park Elements for Treasure Island Elementary School - Sponsored by Mayor Brent Latham

In light of design changes resulting from North Bay Village's (NBV) proposed partnership with the Argentine Football Association (AFA), the Village Commission is asked to discuss and request which park elements to include at the Treasure Island Elementary School (TIES) campus.

Mayor Latham explained that the Argentine Football League has invited him to meet in London and is asking permission from the Commission to attend. He asked the Commission to provide him with items that they feel should be included in the plan so that he can convey those ideas at the meeting.

There was no objection from the Village Commission on the Mayor travel request.

15. Adjournment

The meeting adjourned at 10:38 p.m.

Respectfully submitted,
Debra Eastman, MMC
Interim Village Clerk

EXHIBIT H

EXHIBIT H



**NORTH BAY VILLAGE
REGULAR VILLAGE COMMISSION
MEETING MINUTES
SEPTEMBER 15, 2022**

**1666 Kennedy Causeway, #101, North Bay Village, FL 33141
Meeting ID: 884 2354 2920 Passcode: 420152**

1. Opening Items

A. CALL TO ORDER

Mayor Latham called the meeting to order at 8:17 p.m.

B. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

C. ROLL CALL

The following members were in attendance:

Mayor Brent Latham

Vice Mayor Marvin Wilmoth

Commissioner Richard Chervony

Commissioner Rachel Streitfeld

Commissioner Julianne Strout attended via Zoom.

2. Order of Business

3. Presentations

A. Proclamations and Awards

B. Special Presentations to Commission

~~3.A Presentation of a Proclamation to the Saidi Family in Memory of Maria and~~

Sophia Saidi

4. Open Forum

Fabian Basabe
Former Miami Beach Mayor, Maddy Bauer

5. Approval of Commission Minutes

6. Advisory Board Minutes/Written Reports.

7. Village Commission's Report

8. Village Attorney's Report

Village Attorney Haydee Sera called for a Special Session as it relates to Case No. 22-1548 – OGC Case No.22-450

9. Village Manager's Report

9.A Grant Writer's Update (August 2022)

9.B Police Accreditation Update (August 2022)

9.C Traffic Enforcement Update (August 2022)

9.D Code Enforcement Update (August 2022)

9.E Capital Improvement Project Update (August 2022)

9.F Federal Lobbyists' Update (July 2022)

10. Village Clerk's Report

Village Clerk Alba Chang asked for the Village Commission direction as it relates the Regular Commission Meetings for the months of October and November.

ACTION: It was the Village Commission consensus to set the following schedule:

- October 11, 2022 - Regular Meeting with a time certain of 8:00 p.m. to discuss and consider the Sunbeam Project.
- November 2, 2022 - Regular Commission Meeting
- November 21, 2022 – Swearing-in of newly elected Commissioners and Certification of the Elections results.

11. Consent Agenda

A. Staff Items

B. Proclamation/Award/Village Key Requests

11.A A Resolution Approving the Kennedy Causeway Median Up lighting Installation & Electrical Services Contract in an Amount Not to Exceed \$39,179.26 and Corresponding Budget Amendment - Village Manager Dr. Ralph Rosado (Public Works Director Marlon Lobban)

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE PURCHASE OF UP LIGHTING AND REQUIRED ELECTRICAL SERVICE FOR PALMS LOCATED ON THE MEDIANS OF KENNEDY CAUSEWAY FROM GOZLAN ELECTRIC LLC IN AN AMOUNT NOT TO EXCEED \$39,179.26; AMENDING THE BUDGET FOR FISCAL YEAR 2021-2022; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

* Capital Improvement Project

Staff Recommendation: Approval of a contract with Gozlan Electric, LLC in an amount not to exceed \$39,179.26, and corresponding budget amendment to install up lighting in the median along Kennedy Causeway.

11.B A Resolution Approving a Maintenance Memorandum of Agreement (MMOA) between North Bay Village and Florida Department of Transportation (FDOT) for Maintenance of Kennedy Causeway Medians after Proposed Improvement Based on Stantec WO #009. - Village Manager Dr. Ralph Rosado (Delroy Peters, CIP Manager)

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A SUPPLEMENTAL MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR LANDSCAPE, IRRIGATION, AND TURF MAINTENANCE OF THE 79TH STREET (KENNEDY) CAUSEWAY CORRIDOR WITHIN THE CORPORATE LIMITS OF NORTH BAY VILLAGE; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

* Capital Improvement Project

11.C A Resolution Approving Budget Amendment for Legal Fees – *Sponsored by Village Manager Ralph Rosado, PhD, AICP*

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE BUDGET FOR FISCAL YEAR 2021-2022 TO APPROPRIATE FUNDS TO COVER LEGAL FEES RELATING TO LITIGATION, LABOR, AND OTHER LEGAL ISSUES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

11.D A Resolution Approving an Agreement with HOPE Murals, Inc. for Painting by German Dubois for a "Curb Appeal Public Art" Project Not to Exceed \$12,000 - Sponsored by Mayor Brent Latham and Vice Mayor Marvin Wilmoth

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH HOPE MURALS, INC. FOR PAINTING BY GERMAN DUBOIS OF ENVIRONMENTALLY-FOCUSED ARTWORK AS PART OF THE HARBOR ISLAND CURB APPEAL PUBLIC ART PROJECT IN AN AMOUNT NOT TO EXCEED \$12,000; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: Commissioner Chervony made a motion to approve the consent agenda. Commissioner Streitfeld second the motion. Upon roll call vote, motion passed 5-0 with Commissioner Chervony, Commissioner Streitfeld, Commissioner Strout, Vice Mayor Wilmoth and Mayor Latham, voting for.

12. First Reading of Ordinances

Please be advised that if you wish to comment upon any of these quasi-judicial items, please inform the Mayor during public comments. An opportunity for persons to speak on each item will be made available after the applicant and staff have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse to be cross-examined or sworn-in, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Commission ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details of the quasi-judicial procedures may be obtained from the Village Clerk.

H:4

12.A An Ordinance Amending Sections 8.10, 8.12 and 8.13 of the Unified Land Development Code (ULDC) to Implement Density Limitations Associated with the Transfer of Development Rights - *Village Manager Ralph Rosado, Ph.D, AICP (Village Planner Silvia E. Vargas, FAICP) / Applicant-initiated amendment*

AN ORDINANCE OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING SECTIONS 8.10, 8.12 AND 8.13 OF THE UNIFIED LAND DEVELOPMENT CODE TO IMPLEMENT DENSITY LIMITATIONS PROVIDED IN THE COMPREHENSIVE PLAN ASSOCIATED WITH THE TRANSFER OF DEVELOPMENT RIGHTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE

ACTION: Commissioner Chervony made a motion to approve the proposed ordinance. Commissioner Streitfeld seconded the motion.

Village Planner Silvia Vargas presented the proposed ordinance and explained that the proposed amendment was initiated by an applicant / property owner. She explained the list suggestions and asked for the Village Commission to consider:

- *Did not recommend the applicant proposal to reduce visitor parking.
- *Did not recommend the approval of additional height which was approximately 30% more and did not fit the village character.
- *Did not recommend the how the village can utilize the contributions from TDR's specifically towards workforce housing units.

At this time Commissioner Chervony withdrew his motion from the table.

Commissioner Chervony explained the village available poll of Village-owned TDR's was 170. He clarified that there had only been one transfer of development rights transaction of seven (7) units which were directed to the property located at 7918 W. Drive.

At approximately 9:17 p.m. Vice Mayor Wilmoth joined the meeting in person at Village Hall.

ACTION: Vice Mayor Wilmoth made a motion to approve the proposed ordinance on first reading as presented with staff recommendation and with the following conditions:

1. Incorporate the Planning and Zoning Board's recommendation that "Any and all Village-owned properties shall be considered eligible TDR donor sites."
2. Add wording to ensure there is no net increase of residential units on Harbor Island.
3. Explore creating an incentive for residential development rights to be transferred off of Harbor Island.
4. Increase the applicant's proposed green building points from 20 to 24 in Sec. A.10.B.4.ii as a requirement for eligibility to transfer development rights.
5. Delete the applicant's proposed height bonus provisions in proposed Sections 8.12 and 8.13.
6. Remove language segregating a portion of Community Contribution Fees from transfer of development rights for development of workforce housing units on Village property.

Commissioner Chervony seconded the motion. Upon roll call vote, motion passed 4 - 1 with Vice Mayor Wilmoth, Commissioner Chervony, Commissioner Streitfeld, Commissioner Strout voting for. Mayor Latham voted against.

13 Public Hearings

Please be advised that if you wish to comment upon any of these quasi-judicial items, please inform the Mayor during public comments. An opportunity for persons to speak on each item will be made available after the applicant and staff have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse to be cross-examined or sworn-in, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Commission ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further, details of the quasi-judicial procedures may be obtained from the Village Clerk.

13.A An Ordinance Amending Section 10.5. of the Unified Land Development Code (Maximum Freeboard) - Village Manager Ralph Rosado, Ph.D., AICP (Village Planner Silvia E. Vargas, FAICP)

AN ORDINANCE OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING SECTION 10.5. OF CHAPTER 10 OF THE VILLAGE'S UNIFIED LAND DEVELOPMENT CODE TO ALLOW THE LOWEST FINISHED FLOOR OF RESIDENTIAL CONSTRUCTION THAT INCORPORATES AN UNDERSTORY TO EXCEED THE BASE FLOOD ELEVATION BY MORE THAN FOUR (4) FEET; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: Commissioner Chervony made a motion to approve the proposed ordinance on first reading. Vice Mayor seconded the motion. Upon roll call vote, motion passed 5 - 0 with Commissioner Chervony, Vice Mayor Wilmoth, Commissioner Streitfeld, Commissioner Strout, and Mayor Latham voting for.

14. Discussion/Action Items

A. Unfinished Business

B. New Business

14.A A Resolution Amending the 2021-2022 Fiscal Year Budget to Transfer Funds within Budget for the Conceptual Design of the Entryway Sign – *Sponsored by Mayor Latham*

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AMENDING THE BUDGET FOR FISCAL YEAR 2021-2022 TO APPROPRIATE FUNDS TO COVER THE COST OF THE CONCEPTUAL DESIGN OF A NEW EAST ENTRYWAY SIGN ; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Latham asked the village administration, when the Village Commission last discussed the conceptual design of the entryway sign. He requested for staff to bring back alternative options that include designs, renderings with dimensions and cost estimates for the Commission feedback.

ACTION: Mayor Latham made a motion to approve the budget amendment to transfer funds within the budget. Commissioner Streitfeld seconded the motion. Upon roll call vote, motion passed 5 - 0 with Mayor Latham, Commissioner Streitfeld, Commissioner Chervony, Commissioner Strout and Vice Mayor Wilmoth voting for.

H - 7

14.B Board of Governors Seat on the Miami Beach Chamber of Commerce - Sponsored by Mayor Brent Latham

A RESOLUTION OF THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING THE APPOINTMENT OF MAYOR BRENT LATHAM TO THE MIAMI BEACH CHAMBER OF COMMERCE BOARD OF GOVERNORS; AND PROVIDING FOR AN EFFECTIVE DATE.

Recommendation: Village Commission is to consider the appointment Mayor Latham or potentially another member of the Village Commission, should the Mayor choose not to be appointed, to fill a seat on the Miami Beach Chamber of Commerce that has been designated for a member of the North Bay Village Commission.

Commissioner Strout suggested for the Village Commission to wait until after the Village Elections is concluded to appoint Commissioners to Boards.

Consensus was for staff to bring back the item to the December Meeting. At the December Regular Commission Meeting, the Village Commission can consider an appointment to the Board of Governors. Miami Beach Chamber of Commerce will be invited to make a presentation to the Commission soon.

14.C A Resolution Approving of a Development and Construction Management Agreement and an Operations and Management Agreement with the Argentine Football Association (AFA) Subject to Miami-Dade County Public School Board (MDCPS) Approval For the Development and Operation of a Sports Complex and Academy, Recreational Facilities, Municipal Office, and Other Amenities - Sponsored by Mayor Brent Latham

A RESOLUTION OF THE MAYOR AND VILLAGE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, APPROVING A DEVELOPMENT AND CONSTRUCTION MANAGEMENT AGREEMENT WITH THE ASOCIACIÓN DEL FÚTBOL ARGENTINO (AFA) (ALSO KNOWN AS THE ARGENTINE FOOTBALL ASSOCIATION) FOR THE DEVELOPMENT OF OFFICE SPACE AND COMMUNITY CENTER FACILITIES AND FIVE MULTI-PURPOSE SPORTS COURTS ON THE 48,000 SQUARE FOOT PARCEL LOCATED AT 1851 GALLEON STREET; APPROVING AN OPERATIONS AND MANAGEMENT AGREEMENT FOR MANAGEMENT AND OPERATION OF THE AFOREMENTIONED FACILITIES; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

H - 8

ACTION: Vice Mayor Wilmoth made a motion to approve. Commissioner Chervony seconded the motion. Upon roll call vote, motion passed 3-2 with Vice Mayor Wilmoth, Commissioner Chervony, and Mayor Latham voting for. Commissioner Streitfeld and Commissioner Strout voted against.

NEW DISCUSSION

Vice Mayor Wilmoth asked for the Village staff to bring back an ordinance on first reading amending the provision on workforce housing.

15. Adjournment

Vice Mayor Wilmoth made a motion to adjourn the meeting, seconded by Commissioner Chervony seconded the motion and it passed unanimously.

The being no further business to discuss meeting was adjourned until 11:38 p.m.

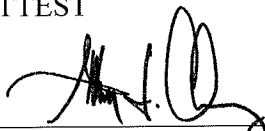
Respectfully submitted,

Accepted this 2nd day of November of 2022.



Brent Latham, Mayor

ATTEST



Alba L. Chang, CMC
Village Clerk