



**CITY OF MIAMI SPRINGS, FLORIDA**

**CITY CLERK'S SUMMARY OF COUNCIL ACTIONS**  
**Regular Meeting of Monday, February 11, 2008 - 7:00 p.m. – Council Chambers**

**AGENDA**

<b><u>ITEM #</u></b>	<b><u>SUBJECT</u></b>	<b><u>ACTION TAKEN</u></b>
1.	<b>Call to Order/Roll Call</b>	All present. The meeting was called to order at 7:00 p.m. (Councilman Youngs arrived at 7:07 p.m.)
2.	<b>Invocation</b>	Offered by Councilman Garcia.
	<b>Salute to the Flag</b>	The audience participated.
3.	<b>Awards &amp; Presentations</b>	None
4.	<b>Open Forum:</b>	
	<b>Charles B. Stafford Golf Tournament</b>	Police Officer Jeff Clark introduced Cecilia Stafford, widow of Police Officer Charles Stafford who was killed in the line of duty in 1991, and her daughter. He said that last year the Fraternal Order of Police joined with Cecilia Stafford to organize a golf tournament with the proceeds to help the Concerns of Police Survivors (COPS) organization. The organization is open to all police officers in the United States and they provide counseling, support, summer camp and activities for the children of police officers killed in line of duty. He requested Council's support for a Golf Tournament scheduled for March 14, 2008 at 1:00 p.m. He asked for a reduction of \$10.00 per player, which would raise approximately \$1,000 for the organization.

4)

**Charles B. Stafford  
Golf Tournament (Continued)**

City Manager Borgmann stated that the Administration could provide support and Council could authorize a reduced golf rate for special events.

Mayor Bain explained that Council would be discussing the request as an agenda item during the meeting.

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*Councilman Youngs arrived at this time*

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Motion to donate \$2,000 to the Charles B. Stafford Golf Tournament.

**Motion:** Councilman Garcia

**Second:** Vice Mayor Dotson

**Vote:** 5-0

**Investment Funds**

Joe Derry of 451 Crescent Drive, Apartment 12, referred to a Wall Street Journal article titled "New hitches in market may widen credit woes". He said that the types of credit instruments on notes that were rated highly turned out not to be that great. He was concerned that the City had invested funds in Colonial and Wachovia banks with collateralized certificates of deposit that might not be covered by the Federal Deposit Insurance Corporation. He asked what makes up the collateral and what is the value because it could be an interest in mortgage backed securities on unfinished, vacant condos.

On a related note, City Manager Borgmann reported that another \$186,825.00 was released from the Local Government Investment Pool (LGIP) "B" fund and the exposure is now \$515,000, down from \$724,000.

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Mayor Bain reminded everyone about the Cancer Walk that will be held on Saturday, March 1, 2008. He said that the contact person is Suzanne Conlon Wolar and more information is posted on the City's website.

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**5. Approval of Council Minutes (Simultaneously approved)**

5A) 01/22/2008 Special Meeting Minutes of the January 22, 2008 Special Meeting were **approved as written**.  
**Motion:** Councilman Best  
**Second:** Councilman Garcia  
**Vote:** 5-0

5B) 01/28/2008 Regular Meeting Minutes of the January 28, 2008 Regular Meeting were **approved as written**.  
**Motion:** Councilman Best  
**Second:** Councilman Garcia  
**Vote:** 5-0

**6. Reports from Boards & Commissions**

6A) Board of Appeals Minutes of the January 28, 2008 Board of Appeals meeting were received for information without comment.

6B) Code Enforcement Board Minutes of the February 5, 2008 Code Enforcement Board meeting were received for information without comment.

6C) Board of Adjustment Council **approved** the actions taken by the Board of Adjustment at their meeting of February 4, 2008, subject to the ten-day appeal period.  
**Motion:** Councilman Garcia  
**Second:** Councilman Youngs  
**Vote:** 5-0

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Mayor Bain referred to a case on Glendale Drive and asked the Administration to do everything possible to correct the problem in the best interest of the surrounding residents.

City Attorney Seiden stated that Code Compliance exhausts every avenue in finding someone responsible to do the work. If there is a health or safety issue the City management can approve the work and place a lien on the property for the time and labor, which is recouped when the property is sold.

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**7. Public Hearings:**

7A) Ordinance – Second Reading:  
§150.016-Off-street Parking

Council **adopted** an ordinance Amending Code of Ordinance Section 150-016, Off-Street Parking Facilities; Paving and Drainage; Lighting; Landscaping; and Minimum Number of Off-Street Parking Spaces; Off-Street Parking Requirements for Single Family Residential and Duplex Zoning Districts; by Expanding the Definition of “Total Front Yard Area”; Providing a Credit Towards the Calculation of Maximum and Minimum Front Yard Area Coverage; Establishing a Minimum Distance Between Driveway Approaches in Subsection (G) (**Ordinance No. 965-2008**)  
**Motion:** Councilman Garcia  
**Second:** Councilman Best  
**Vote:** 5-0

**8. Consent Agenda:**

8A) City Attorney’s Invoice

Council **approved** payment of the City Attorney’s invoice for January 2008 in the amount of \$9,850.50  
**Motion:** Vice Mayor Dotson  
**Second:** Councilman Garcia  
**Vote:** 5-0

**9. Old Business:**

9A) Appointments to Advisory Boards None

*Agenda Item 10E discussed at this time.*

9Ba) Moving Elections to Fourth Tuesday in April

Motion to recommend a Charter amendment to move the Municipal Election from the first Tuesday to the fourth Tuesday in April.

**Motion:** Councilman Youngs

**Second:** Councilman Garcia

**Vote:** 5-0

By **consensus** Council **agreed** to move forward with placing the question on the November ballot.

Motion to direct the City Attorney to draft a resolution advocating for a municipal day in the first quarter of the year in odd years, preferably the fourth Tuesday in April.

**Motion:** Councilman Youngs

**Second:** Councilman Best

**Vote:** 5-0

9Bb) Moving Elections to First Tuesday in November

Motion to deny Agenda Item 9Bb.

**Motion:** Councilman Best

**Second:** Vice Mayor Dotson

**Vote:** 5-0

9Bc) Qualifying Period

Motion to direct the City Attorney to draft a Charter amendment changing the qualifying period from 60 days to 30 days.

**Motion:** Councilman Youngs

**Second:** Councilman Best

**Vice Mayor Dotson:** "aye"

**Councilman Best:** "aye"

**Councilman Garcia:** "aye"

**Councilman Youngs:** "aye"

**Mayor Bain:** "no"

**Vote:** 4-1

9Bc) Qualifying Period (Continued) Motion to draft a resolution for a Charter amendment changing the end of the qualifying period to 60 days before the election, as directed by the Elections Department.  
**Motion:** Councilman Garcia  
**Second:** Vice Mayor Dotson  
**Vote:** 5-0

Agenda Item 10F was discussed at this time

9C) Charges and Fees:  
Variance Applications Council **agreed** that a \$1,000 fee would be appropriate to charge for Zoning and Planning Board application fees.  
  
City Manager Borgmann said that a resolution will be scheduled for approval at a future meeting reflecting the above changes and others that the Administration is planning to recommend regarding permit application fees.

9D) Eldron Drive: Police Activities  
And Code Compliance Statistics Council **reviewed** the statistics presented by the Police Department. Discussion ensued regarding possible courses of action to improve the living conditions in that area.

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Councilman Garcia left at 10:10 p.m.

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9E) Change Order – Tennis Courts  
Resurfacing Council **received** notification of a change order in the amount of \$950.00 to Accurate Tennis Courts, Inc. for the tennis court resurfacing.

**10. New Business:**

- 10A) Ordinance – First Reading:  
Amending §54-06 – Tree Removal
- On first reading, Council **approved** an ordinance Amending Code of Ordinance Section 54-06, Tree Removal Standards; by Clarifying Tree Exemptions from Mitigation Activities; Adding Mango and Avocado Trees to the Exempted Tree List; Providing a Tree Removal Requirement for Dead or Effectively Destroyed Trees.  
**Motion:** Councilman Best  
**Second:** Councilman Youngs  
**Vote:** 4-0
- 10B) Resolution – Police Service Calls
- Council **approved** a Resolution Establishing the Number of Police Service Calls Available to Business Entities Within the City During Any Fiscal Year (**Resolution No. 2008-3388**).  
**Motion:** Councilman Youngs  
**Second:** Councilman Best  
**Vote:** 4-0
- 10C) Resolution – Police Service Calls: “User Charge”
- Council **approved** a Resolution Establishing the “User Charge” for Police Service Calls in Excess of the Number of Calls Permitted for Business Entities Within the City During any Fiscal Year; Increase in Amount of “User Charge” from Prior Resolution (**Resolution No. 2008-3389**).  
**Motion:** Councilman Youngs  
**Second:** Councilman Best  
**Vote:** 4-0
- 10D) Budget Transfers
- Council **approved** eight budget transfers within departments according to Section 9.04 (1) of the City Charter.  
**Motion:** Councilman Youngs  
**Second:** Vice Mayor Dotson  
**Vote:** 4-0

- 10E) Appointment to the Historic Preservation Board Vice Mayor Dotson **re-appointed** Yvonne Shonberger to the Historic Preservation Board for a full 3-year term ending on February 28, 2011.
- 10F) Agreement: Tennis Court Operation Outsourcing Proposal Council **waived** the competitive bid process and **approved** an agreement with Match Point Enterprises, LLC for the operation of the tennis courts, a City facility, which is being turned over to Manuel A. Fabian.  
**Motion:** Councilman Best  
**Second:** Councilman Garcia  
**Vote:** 5-0
11. **Other Business:** None
12. **Reports & Recommendations:**
- 12A) **City Attorney**  
**Seminar** City Attorney Seiden reported that he attended a free one-day seminar that was hosted by a firm that does municipal work in Miami-Dade, Broward and Monroe counties. Many new ideas were brought up that the City might want to implement and he will be bringing these forward on an item by item basis.
- 12B) **City Manager**  
**Park Restrooms** City Manager Borgmann reported that he inspected the work on the park restrooms; they have been painted inside and outside and the contractor is waiting for the plumbing fixtures. Public Works is working on the water connections and he will award a contract for the sewer connection at Dove Avenue, which is under \$10,000. The sewer connection for Stafford appears to be more than this amount and he will obtain a second price quote.

12B)

**Election Results**

City Manager Borgmann stated that the January 29, 2008 election results indicate that there are 7,481 registered voters in Miami Springs, with 36% Democrat, 41% Republican and 23% no party affiliation. The total turnout in the County overall was 36.6% and Miami Springs turned out 44%. The chart shows that the Miami Springs' voters overwhelmingly supported the property tax exemption by 72% to 28%. There were a total of 3,277 votes cast or 43% and the most voted for item was the slot machines with 3,303 votes or 44.1%. The county qualifying dates passed with 77% and electing the Property Appraiser came in at 74%.

**Daddy/Daughter Dinner**

City Manager Borgmann announced that the Daddy/Daughter Dinner would be held on Saturday, February 16<sup>th</sup> at 6:30 p.m. at the Country Club.

**Little League Registration**

City Manager Borgmann reported that Little League T-ball and softball signups are ongoing at the Recreation Center.

**ABC Swim Meet**

City Manager Borgmann said that an ABC swim meet was held at the municipal pool with more than 280 swimmers. It was a revenue generating event and he would provide a full report.

**Plaque for Bruce Felicetti**

City Manager Borgmann said that a plaque would be presented to Bruce Felicetti's parents at the February 25, 2008 meeting in appreciation of his 28-1/2 years of service to the City. Bruce passed away suddenly at the age of 52, which is a real tragedy.

**Dan Bradley**

City Manager Borgmann reported that Dan Bradley had health problems and he wishes him the best.

12C)

**City Council**

**Valentine's Party**

Councilman Best attended the Valentine's Party sponsored by the Miami Springs Historical Society at the Woman's Club on Thursday, February 7<sup>th</sup>, which was a worthwhile event.

**Deer Run Project**

Vice Mayor Dotson asked for a status report on the traffic calming circle for Deer Run.

City Manager Borgmann reported that he received an e-mail from the County indicating that they would be willing to review any plans. The City would have to find specifications for the project and submit a design to the County.

City Attorney Seiden suggested getting the specifications from the City of Miami.

Vice Mayor Dotson asked if the County considered the crime report analysis for the area and the City Manager responded that the crime statistics were submitted to the County and they were not considered because they were very low.

Chief of Police Dilling offered to provide a copy of the report which shows all police activity for Deer Run. The report indicates that there were five crimes in 2006 and six crimes in 2007.

**Attendance Boundary Committee (ABC)**

Councilman Youngs will attend an Attendance Boundary Committee (ABC) meeting on February 14<sup>th</sup> at the Miami-Dade County School Board offices. It seems that the school closing or repurposing is off the table.

12C)

**Springs River Festival  
Ceremony**

Mayor Bain said that the unveiling of the memorial plaques for the Curtiss Parkway monument would be coordinated with the opening ceremony of the Springs River Festival.

**Speeding Traffic**

Mayor Bain would like to take action to deter cars speeding into the City off the incoming bridge in front of Starbucks Coffee on Curtiss Parkway. Speed bumps or other traffic calming devices could be considered, especially with the added pedestrian traffic since Downtown is booming.

**Grant Writer**

Mayor Bain asked for a status report on the grants that have been applied for by Grant Writer Carol Foster.

City Manager Borgmann stated that the activities are listed in the City Manager's update and that Ms. Foster has been working on pending grants and attending informative meetings prior to submitting new grants. She has also been looking for additional funds for the Community Center.

**Milam's Market  
Bulletin Board**

Mayor Bain stated that Mr. Milam is waiting for the City to take his offer for posting information on the store bulletin board.

**Downtown Parking**

Mayor Bain said that he would like Council to consider proposals for additional parking Downtown.

Councilman Best stated that he attended the Architectural Review Board meeting when they discussed parking in depth and the minutes would be forthcoming.

**Happy Valentine's Day**

Mayor Bain wished everyone a Happy Valentine's Day.

13.

**Adjourn**

Meeting adjourned at 10:55 p.m.