

5. Approval of Council Minutes: (approved with one motion)

5A) 11/13/2006 – Regular Meeting

Approved as **written**.

Motion: Councilman Best

Second: Councilman Garcia

Vote: 4-0

5B) 11/28/2006 – Regular Meeting

Approved as **written**.

Motion: Councilman Best

Second: Councilman Garcia

Vote: 4-0

6. Reports from Boards & Commissions:

6A) 11/21/2006 – Education Advisory Board – Cancellation Notice

6B) 12/21/2006 – Historic Preservation Board – Cancellation Notice

6C) 12/05/2006 – Code Enforcement Board – Minutes

6D) 11/08/2006 – Golf and Country Club Advisory Board – Minutes

6E) 12/04/2006 – Zoning and Planning Board – Minutes

Agenda Items 6A through 6E were received for information without comment.

6F) 12/04/2006 – Board of Adjustment – Approval of Actions Taken at their Meeting of December 4, 2006, Subject to the 10-day Appeal Period

Council **approved** the actions of the Board of Adjustment.

Motion: Councilman Garcia

Second: Councilman Dotson

Vote: 4-0

Mayor Bain thanked all Advisory Board Members for their dedication and extended wishes for a Happy Holiday.

The City Manager informed Council that one or two of the Board of Adjustment cases could be appealed and asked them if they wished to schedule a meeting in December. Council decided to wait until January to schedule a meeting, if necessary.

7. Public Hearings:

7A) PUBLIC HEARING – Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 96-07, Maintenance of City Parkway and Swale Areas, by Providing Preferential Rights of Usage for Property Owners Abutting and Adjacent to City Swale Areas; Describing Such Preferential Rights of Usage; Specifying Methods of Enforcement of Such Rights; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 11/28/2006 – Advertised: 11/30/2006) – Note: See companion resolution (Agenda Item No. 10E)

Adopted on second reading (**Ordinance No. 948-2006**). To become effective on February 1, 2007. Council asked the Administration to inform residents.

Motion: Councilman Garcia

Second: Councilman Best

Vote: 4-0

Agenda Item 10E discussed at this time

8. Consent Agenda:

8A) Approval of City Attorney's Invoice for November 2006 in the Amount of \$9,669.35 Approved.

Motion: Councilman Best

Second: Councilman Dotson

Vote: 4-0

9. Old Business:

9A) Appointment to the Ecology Board by Mayor Bain for a Full 3-Year Term Ending on April 30, 2009 (Joe Podgor's seat)

Mayor Bain **deferred** his appointment.

9B) Appointment to the Ecology Board by Vice Mayor Youngs (Group IV) for an Unexpired Term Ending on April 30, 2007 Created by the Resignation of Donna Dawson

Vice Mayor Youngs was not present.

9C) Appointment to the Code Review Board by Councilman Dotson (Group II) to Fill and Unexpired Term Ending on April 30, 2008 Created by the Resignation of Daniel Espino

Councilman Dotson **deferred** his appointment.

9D) “Third” First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150-041, R-1A District; 150.042, R-1B District; 150.043, R-1C District, and 150-044, R-1D District, to Provide New Building Height Limitations, Lot Coverage Restriction, and Side Yard Requirements for Two-story Structures; Repealing all Ordinances or Parts of Ordinances in Conflict; Providing an Effective Date (First Reading: 11/13/2006 – “Second” First Reading: 11/28/2006)

After a lengthy discussion, it was the consensus of Council to **table** the item until January. A workshop meeting will be **scheduled** before scheduling the ordinance for a “fourth” First Reading.

9E) Curtiss Mansion, Inc. (CMI)

9E1) Approval of Extension Agreement for Management and Operation Agreement for Curtiss Mansion Property

Extension of Agreement **approved**.

Motion: Councilman Best

Second: Councilman Garcia

Vote: 4-0

9E2) Approval of Contract with R. J. Heisenbottle Architects, P. A.

Contract **approved**.

Motion: Councilman Garcia

Second: Councilman Dotson

Vote: 4-0

9F) Engineering Report on Plover Avenue Compaction Tests

Council was satisfied with the tests performed and the contract may be finalized. A motion to stop all testing was **approved**.

Motion: Councilman Garcia

Second: Councilman Best

Vice Mayor Youngs: “absent”

Councilman Best: “aye”

Councilman Dotson: “aye”

Councilman Garcia: “aye”

Mayor Bain: “no”

Vote: 3-1

9G) Discussion Regarding Gymnasium Refurbishing vs. New Construction

Tabled at the request of Mayor Bain.

10. New Business:

10A) Appointment of the Alternate Member of the Board of Adjustment by Councilman Dotson (Group II) for a 3-year Term Ending on October 31, 2009 (Daniel Espino's seat)

Councilman Dotson **deferred** his appointment.

10B) Appointment to the Education Advisory Board by Councilman Garcia (Group III) to Fill an Unexpired Term Ending on May 31, 2007 Created by Three Absences of Robert Gonzalez

Councilman Garcia **deferred** his appointment.

10C) Appointment to the Golf and Country Club Advisory Board by Mayor Bain to Fill an Unexpired Term Ending on July 31, 2007 Created by Three Absences of Noel Pereda

Mayor Bain **re-appointed** Noel Pereda.

10D) Appointment to the Recreation Commission by Councilman Best (Group I) to Fill an Unexpired Term Ending on April 30, 2009 Created by Three Absences of John Shapiro

Councilman Best **re-appointed** John Shapiro.

10E) Resolution – A Resolution of the City Council of the City of Miami Springs Amending the Appendix of Civil Infraction Code Sections and Civil Penalties for Violations Appended to, and made a Part of, Code of Ordinance Section 101-01, Supplemental Code Enforcement Citation System; Directions to Codifiers; Effective Date – *Note: Please see Ordinance (Agenda Item No. 7A)*

Adopted, as amended (Resolution No. 2006-3341)

Motion: Councilman Best

Second: Councilman Dotson

Vote: 4-0

10F) Discussion Regarding Personnel Practices of the City (Requested by Councilman Dotson)

Councilman Dotson **read** a prepared statement.

10G) Resolution – A Resolution of the City Council of the City of Miami Springs Amending the Schedule of Charges and Fees for the Operation of the Miami Springs Golf and Country Club; Effective Date

Adopted (Resolution No. 2006-3342)

Motion: Councilman Best

Second: Councilman Dotson

Vote: 4-0

10H) Ratification of Contract with the Police Benevolent Association (PBA)

Contract **ratified.**

Motion: Councilman Dotson

Second: Councilman Best

Vice Mayor Youngs: “absent”

Councilman Best: “aye”

Councilman Dotson: “aye”

Councilman Garcia: “no”

Mayor Bain: “aye”

Vote: 3-1

10I) Recommendation that Council Approve an Expenditure of \$19,880.00 to Don Reid Ford, Inc., Utilizing State Bid # 070-500-425, as Provided in Section 31.11 (E) (5) of the City Code

Approved.

Motion: Councilman Best

Second: Councilman Garcia

Vote: 4-0

11. Other Business:

11A) Cancellation of the December 25, 2006 City Council Regular Meeting due to the Christmas Holiday

Canceled by consensus.

11B) Re-scheduling of the January 8, 2007 City Council Regular Meeting to January 9th

Re-scheduled by consensus.

12. Reports & Recommendations:

12A) City Attorney

- Holidays The City Attorney wished everyone Happy Holidays.

12B) City Manager

- Holidays The City Manager wished everyone Happy Holidays.

12C) City Council

Councilman Garcia:

- Christmas at the Gazebo Thanked the Recreation Department Staff and everyone who participated in the magnificent Christmas at the Gazebo event and would like to implement a marketing plan for next year to inform the residents in advance.
- Holidays Wished the residents Happy Holidays and extended best wishes to Council during the Holiday Season.
- Prayers Asked everyone to keep Jesse Thrash in their prayers and to donate to the funds to support his medical expenses.

Councilman Best:

- Holidays Extended Season's Greetings and wished everyone Happy Holidays

Councilman Dotson:

- Holidays Wished everyone a Merry Christmas, Happy Hanukkah and Joyful Kwanza and the entire world much happiness over the holidays
- Jesse Thrash Said that Mr. Thrash is in need of everyone's prayers and any help would be very much appreciated
- Dick Bergen Said that Mr. Bergen is in the Veterans Hospital and the last report was that he was doing better. He asked everyone to keep Dick in their thoughts and prayers

Mayor Bain:

- Dog Park Event Said that the event held on Saturday, December 9, 2006 was very nice

- Caring About the Strays (CATS) Said that he had a nice time at the CATS association event Sunday night. He wished both the dog and cats organizations Happy Holidays because they dedicate much of their time to support what they love

- Holidays He wished everyone a Happy Holiday

- Luke Llaneras He said the children are close to his heart and he hopes that everyone keeps Luke Llaneras in their prayers so that he can enjoy the 25th

13. Adjourn.

Adjourned at 9:10 p.m.