



CITY OF MIAMI SPRINGS, FLORIDA

Mayor Billy Bain

**Vice Mayor Bob Best
Councilman Zavier Garcia**

**Councilman Paul C. Dotson
Councilman Rob Youngs**

Decorum: “Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the City Council, shall be barred from further audience before the City Council by the Mayor, unless permission to continue or again address the City Council is granted by the majority vote of the City Council members present. In accordance with the foregoing, the City Council has determined that racial or ethnic slurs, personal attacks and comments unrelated to City matters or issues constitute prohibited comments from the podium”.

**AGENDA
REGULAR MEETING
Monday, August 27, 2007
7:00 p.m.**

- 1. Call to Order/Roll Call**
- 2. Invocation:** Councilman Dotson

Salute to the Flag: Audience participation
- 3. Awards & Presentations:**
 - A) Presentation of Certificate of Sincere Appreciation to Marty Frady for Twenty-Four Years of Service to the City of Miami Springs
 - B) Certificate of Sincere Appreciation to Christina Shapiro for her Contributions as a Member of the Education Advisory Board
 - C) Presentation of Certificates of Recognition to the Teachers and Members of the Mu Alpha Theta National Convention Held in Tampa from July 16-21, 2007

4. **Open Forum:** Persons wishing to speak on items of general city business, please sign the register located on the speaker's stand before the meeting begins

5. **Approval of Council Minutes:**

- A) 08/06/2007 – Workshop Meeting
- B) 08/13/2007 – Regular Meeting

6. **Reports from Boards & Commissions:**

- A) 08/23/2007 – Code Review Board – Cancellation Notice
- B) 08/28/2007 – Ecology Board – Cancellation Notice
- C) 08/16/2007 – Historic Preservation Board – Minutes
- D) 08/14/2007 – Recreation Commission – Minutes
- E) 08/22/2007 – Code Enforcement Board – Minutes

7. **Public Hearings:**

- A) PUBLIC HEARING – Resolution – A Resolution of the City Council of the City of Miami Springs Authorizing the Transfer of the City’s Water and Sewer Public Utility Systems to Miami-Dade County; Determining that the Transfer of the Public Utility Systems and Facilities is in the Best Interests of the City and its Citizens; Adopting a “Statement of Position” that the Transfer is in the Public Interest and that Miami-Dade County has the Required Expertise and Financial Ability to Operate the Utility Systems Being Transferred by the City; Effective Date (Advertised: 08/15/2007)
- B) PUBLIC HEARING – CITY COUNCIL ACTING AS THE LOCAL PLANNING AGENCY (Advertised: 08/15/2007)

Proposed Amendments to the Comprehensive Plan, Pursuant to the Requirements of Chapter 166.041 Florida Statutes, including:

1. The division of the existing Airport, Highway, Marine Business District (Airport Highway Marine Business District):
 - i. Airport Golf District
 - ii. 36th Street District
 - iii. Abraham Tract District
2. The inclusion of additional allowed uses within each of the three new districts.
3. An increase in the maximum allowable Floor Area Ratio (FAR) in the Airport Golf and Abraham Tract Districts.

7. Public Hearings: (Continued)

4. Other proposed amendments as recommended by the Florida Department of Community Affairs (DCA) during the State-mandated Evaluation and Appraisal Report (EAR) process.
- C) PUBLIC HEARING – Ordinance – Second Reading – An Ordinance of the City Council of the City of Miami Springs Amending the Title to Code of Ordinance Chapter 113, Occupational License Taxes; Amending the References to “License” and “Occupational Licenses” in Code Sections 113-01, License Required, 113-02, Payment Required, 113-03, Issuance of License, 113-04, Schedule of Fees, 113-05, Display of License, 113-06, Insurance Agency or Agent, 113-07, Selling or Disposing of Merchandise, 113-08, Application for License, 113-09, Compliance, 113-10, Revocation or Suspension of License; Appeals, 113-12, Duties of Officers, Employees, etc. of Firms, Corporation or Associations, 113-13, Psychologist License; Amending Code of Ordinance Section 113-04, Schedule of Fees, to Provide a Five (5%) Percent Increase in the Cost of All City Business Taxes; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 08/13/2007 – Advertised: 08/15/2007)
- D) PUBLIC HEARING – Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs 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 Clarifying and Expanding the Provisions Relating to Private Property Driveways and Driveway Approaches Contained in Subsection (G) (8) of the Ordinance; Providing for Concurrent Jurisdiction and Inspection Responsibilities for Driveway Approaches; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 08/13/2007 – Advertised: 08/15/2007)
- E) PUBLIC HEARING –Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 153-20, Criteria for Designation of Individual Sites, to Create and Establish a New “Special Category of Historical Designation” Without Future Restrictions or Limitations; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 08/13/2007 – Advertised: 08/15/2007)

8. Consent Agenda:

- A) Recommendation that Council Approve an Expenditure of \$4,985.00 to DTC Communications, Inc. and \$3,900.00 to Adaptive Digital Systems, Inc., the Sole Source Suppliers, as Provided in Section 31.11 (E) (6) (c) of the City Code, to be Paid out of the Law Enforcement Trust Fund
- B) Recommendation that Council Waive the Competitive Bid Process and Approve an Expenditure of \$18,360.00 to C. R. DeLongchamp, as Provided in Section 31.11 (E) (6) (g) of the City Code, Pursuant to the Contract Renewal Option for an Additional Twelve-month Period, to be Paid from the Law Enforcement Trust Fund

9. Old Business:

- A) Appointment to the Ecology Board by Mayor Bain to Fill an Unexpired Term Ending on April 30, 2009 (Joe Podgor's seat)
- B) Appointment to the Golf and Country Club Advisory Board by Mayor Bain for an Unexpired Term Ending on July 31, 2007 (Noel Pereda's seat)
- C) Appointment to the Civil Service Board by Councilman Garcia (Group III) for an Unexpired Term Ending on June 30, 2009 (Roslyn Buckner's seat)
- D) Appointment to the Ecology Board by Councilman Youngs (Group IV) for a Full 3-year Term Ending on April 30, 2010 (Donna Dawson's seat)
- E) Appointment to the Civil Service Board by Councilman Youngs (Group IV) for a Full 3-year Term Ending on June 30, 2010 (Félix D. Pérez' seat)
- F) Appointment to the Code Review Board by Councilman Youngs (Group IV) for a Full 3-year Term Ending on April 30, 2010 (Jana Armstrong's seat)
- G) Appointment to the Recreation Commission by Councilman Youngs (Group IV) for a Full 3-year Term Ending on April 30, 2010 (Robert Williams' seat)
- H) Appointment to the Education Advisory Board by Vice Mayor Best (Group I) for a 2-year Term Ending on May 31, 2009 (Dr. Karen Williams was unable to accept appointment)
- I) Appointment to the Golf and Country Club Advisory Board by Vice Mayor Best (Group I) for a Full 2-Year Term Ending on July 31, 2009 (Mark Safreed's seat)

9. Old Business: (Continued)

- J) Appointment to the Golf and Country Club Advisory Board by Councilman Garcia (Group III) for a Full 2-Year Term Ending on July 31, 2009 (Phyllis Causey's seat)
- K) Appointment to the Golf and Country Club Advisory Board by Councilman Youngs (Group IV) for a Full 2-Year Term Ending on July 31, 2009 (Ken Amendola's seat)
- L) Request from the Miami Springs General Employees Retirement Pension Board to Change the Calculation of "Final Average Salary (FAS)" from the Current Five (5) Years to Three (3) Years (Tabled: 08/13/2007)
- M) Recommendation to Authorize a Grant Application to the State of Florida Department of Environmental Protection's Florida Recreation Development Assistance Program to Continue the Development of a Linear Park Along the Miami River/Canal Street (Tabled: 08/13/2007)
- N) Resolution – A Resolution of the City Council of the City of Miami Springs Authorizing the City's Application for a Matching Grant from the State of Florida Department of Environmental Protection's Florida Recreation Development Assistance Program for the Second Phase of the City's Development of the Linear Park Along the Miami River Canal and Canal Street in the City's Downtown Area; Authorizing the Amendment of the City's Capital Improvement Plan and Budget to Provide the Required Grant Match Funding; Effective Date (Tabled: 08/13/2007)
- O) Resolution – A Resolution of the City Council of the City of Miami Springs Authorizing and Approving the Amendment of the City's Five-Year Budgetary Capital Improvement Plan to Include the Development of a Linear Park Along the Miami River Canal and Canal Street in the City Downtown Area; Effective Date
- P) Approval of Contract with R. J. Heisenbottle Architects for the Completion of Construction Drawings for the Curtiss Mansion
- Q) Continued Discussion and Recommendations Regarding the Recreation Department Facilities
- R) Further Discussion Regarding Psychiatric Care at Fair Havens (Requested by Councilman Dotson)

10. New Business:

- A) Recommendation that Council Waive the Competitive Bid Process, as Provided in Section 31.11 (E) (6) (g) of the City Code and Approve an Expenditure of, not to Exceed \$13,878.95 for Fiscal Year 2007 to USA Software, Inc., for Software Maintenance
- B) Recommendation that Council Approve an Expenditure of \$18,748.80 to Communications International, Inc., the Sole Source Supplier, as Provided in Section 31.11 (E) (6) (c) of the City Code, for the Renewal of the Annual Radio Maintenance Contract for the Police Department
- C) Recommendation for Change Order # 1 to Park Restrooms Construction
- D) Report on Liability Issues at Various Recreation Venues

11. Other Business:

- A) None

12. Reports & Recommendations:

- A) City Attorney
- B) City Manager
- C) City Council

13. Adjourn

 If any person decides to appeal any decision of this Board with respect to any matter considered, s/he will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is made (F. S. 286.0105), all of which the City does not provide.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the City Clerk, 201 Westward Drive, Miami Springs, Florida 33166. Telephone: (305) 805-5006, no later than (7) days prior to the proceeding.

Pursuant to Sec. 2-11.1 (S) of the Miami-Dade County Code and Miami Springs Code of Ordinances Chapter 33 - §33-20, all persons, firms or corporations employed or retained by a principal who seeks to encourage the passage, defeat, or modifications of (1) ordinance, resolution, action or decision of the City Council; (2) any action, decision, recommendation of any City Board or Committee; or (3) any action, decision or recommendation of City personnel during the time period of the entire decision-making process on such action, decision or recommendation which will be heard or reviewed by the City Council, or a City Board or Committee shall register with the City before engaging in any lobbying activities on forms prepared for this purpose and shall state under oath his or her name, business address, the name and business address of each person or entity which has employed said registrant to lobby, and the specific issue on which he or she has been employed to lobby. A copy of the lobbyist registration form is available from the Office of the City Clerk.

Next Ordinance No. 958-2007
 Next Resolution No. 2007-3366