



CITY OF MIAMI SPRINGS, FLORIDA

Mayor Billy Bain

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

**Councilman Bob Best
Councilman Xavier Garcia**

AGENDA REGULAR MEETING Monday, February 12, 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) Annual Golf Course Turf Review
 - B) Certificate of Sincere Appreciation to Frank and Yvonne Shonberger for their Efforts to Save the Miami Springs Historical Museum
 - C) Request for Donation to Miami Springs Senior High School Math Honor Society
 - D) Proclamation Honoring Glenn H. Curtiss as "The Fastest Man Alive" in the 100th Anniversary of Racing his V-8 Powered Motorcycle
- 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) 01/17/2007 – Workshop Meeting
 - B) 01/22/2007 – Regular Meeting

6. Reports from Boards & Commissions:

- A) 01/10/2007 – Golf and Country Club Advisory Board – Minutes
- B) 01/16/2007 – Education Advisory Board – Minutes
- C) 01/18/2007 – Historic Preservation Board – Minutes
- D) 01/23/2007 – Ecology Board – Minutes
- E) 01/25/2007 – Code Review Board – Cancellation Notice
- F) 02/06/2007 – Code Enforcement Board – Cancellation Notice
- G) 02/05/2007 – Zoning and Planning Board – Cancellation Notice
- H) 02/14/2006 – Golf and Country Club Advisory Board – Cancellation Notice
- I) 02/05/2007 – Memorial Committee – Minutes
- J) 02/05/2007 – Board of Adjustment – Approval of Actions Taken at their Meeting of February 5, 2007, Subject to the 10-day Appeal Period

7. Public Hearings:

- A) Public Hearing – Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Creating New Code of Ordinance Section 96-09, Removal of Animal Feces; by Establishing a Duty to Properly Dispose of Animal Fecal Matter; Providing Applicability to Public and Private Property Areas; Describing Compliance with Disposal Requirements; Establishing an Exception; Providing for Enforcement of Ordinance; Repealing all Ordinances or Parts of Ordinances in Conflict; Directions to Codifiers; Effective Date (First Reading: 1/22/2007 – Advertised: 2/1/2007)
- B) Public Hearing – Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 71-04, Keeping Inoperable Vehicles in Certain Areas Prohibited; by Providing Revised, Updated and Clarified Language of the Prohibited Activities; Establishing an Exception Provision; Providing for Enforcement of the Ordinance; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 1/22/2007 – Advertised: 2/1/2007)
- C) Public Hearing – Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Creating New Code of Ordinance Section 95-02, Parks and Recreation Facilities – Hours of Operation; by Providing Usage Regulations for City Parks, the Golf Course and Clubhouse, and Other Recreational Facilities; Delineating Exception Provisions; Establishing City Manager Authority; Authorizing Appropriate Signage; Providing for Enforcement; Repealing all Ordinances or Parts of Ordinance in Conflict; Directions to Codifiers; Effective Date (First Reading: 1/22/2007 – Advertised: 2/1/2007)

8. Consent Agenda:

- A) Approval of the City Attorney's Invoice for January 2007 in the Amount of \$9,526.00
- B) Recommendation that Council Approve an Expenditure of \$100,692.00 to Garber Chevrolet, Buick, Pontiac & GMC Trucks, Inc. for the Purchase of Two Chevrolet Impala Administrative Vehicles and Four Chevrolet Administrative Vehicles, Utilizing Section 31.11 (E) (5) of the City Code, and an Expenditure of \$7,700.00 to Various Vendors for the Purchase of Emergency Radio Equipment and Installation for the Vehicles, Utilizing Section 31.11 (C) (1) of the City Code, to be Paid out of the Law Enforcement Trust Fund
- C) Approval of Contract Between Miami-Dade County and the City of Miami Springs Providing for the Rendition of Water Service
- D) Approval of Lease Agreement Between the City of Miami Springs and Miami-Dade County

9. Old Business:

- A) Appointment to the Ecology Board by Mayor Bain for a Full 3-Year Term Ending on April 30, 2009 (Joe Podgor's seat)
- B) 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
- C) Appointment to the Code Enforcement Board by Vice Mayor Youngs (Group IV) to Fill an Unexpired Term Ending on September 30, 2007 Created by Three Absences of Erik Michelson
- D) "Fourth" 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 a New Building Height Exception, 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 – "Third" First Reading: 12/11/2006)

9. Old Business: (Continued)

- E) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150.010, Roof Materials, Requirements and Re-Roofs; by Eliminating the Need for Board of Adjustment Approval; Substituting the Approval Authority of the Planning and Building Departments; Delineating a Dispute Resolution Process for Further Application Review; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date
- F) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150-034, Installation of Central Air Conditioning and Heating Units; by Including Pool Pumps and Equipment and Sprinkler Pumps and Equipment Within the Provisions of the Ordinance; Providing a New Screening Requirement for Equipment in Side Yard Area Adjacent to Streets; Delineating a New Distance Requirement for Equipment Located in Side Yard Areas Adjacent to Streets; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date
- G) Consideration of Needs Assessment Survey for the Recreation Department Utilizing the Coral Gables Contract with MLL, Inc.

10. New Business:

- A) Appointment to the Civil Service Board by Councilman Garcia (Group III) to Fill an Unexpired Term Ending on June 30, 2009
- B) Recommendation that Council Approve the Renewal of Bid No. 01/04/05 with Salman Landscape Services and Waive the Competitive Bid Process as Provided in Section 31.11 (E) (6) (g) of the Code and Approve an Expenditure of \$19,290.00 for Tree Planting
- C) 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 (This resolution supplements Agenda Item No.7A – Animal Feces: §96.09)
- D) 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 (This resolution supplements Agenda Item No.7C – Hours of Operation: §95.02)

10. New Business: (Continued)

- E) Appointment to the Ecology Board by Councilman Dotson (Group II) for an Unexpired Term Ending on April 30, 2008 Created by the Resignation of Maria Mikluscak
- F) Appointment to the Recreation Commission by Mayor Bain for an Unexpired Term Ending on April 30, 2007, Created by Three Absences of Roger Del Rio
- G) Consideration of Request from the Miami Springs General Employees Retirement Pension Board to Change the Calculation of “Final Average Salary (FAS)” from the Current Five Years to Three Years
- H) Recommendation that Council Authorize the Administration to Negotiate a Contract with R. J. Heisenbottle Architects in Order to Complete the Construction Documents for the Historical Reconstruction of the Curtiss Mansion
- I) Recommendation that Council Approve the Replacement of the Recreation Center School Bus and Van

11. Other Business:

- A) Scheduling of Board of Appeals Meeting to Hear Board of Adjustment Case No. 05-V-07, 33 Corydon Drive
- B) First Quarter Golf Course Financials

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. 949-2007
Next Resolution No. 2007-3346