



CITY OF MIAMI SPRINGS, FLORIDA

Mayor Billy Bain

**Vice Mayor Xavier Garcia
Councilman Paul C. Dotson**

**Councilman Bob Best
Councilman Rob Youngs**

**AGENDA
REGULAR MEETING
Monday, September 11, 2006
7:00 p.m.**

- 1. Call to Order/Roll Call**
- 2. Invocation:** Vice Mayor Garcia

Salute to the Flag: Audience participation
- 3. Awards & Presentations:**
 - A) Officer of the Month Award – August 2006 – Officer Harry Mayer
- 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) 08/21/2006 – Workshop Meeting
 - B) 08/28/2006 – Regular Meeting
- 6. Reports from Boards & Commissions:**
 - A) 09/06/2006 – Zoning and Planning Board – Cancellation Notice
 - B) 09/06/2006 – Approval of Actions Taken by the Board of Adjustment at their Meeting of September 6, 2006, Subject to the 10-Day Appeal Period

7. Public Hearings:

Council will recess to the Board of Appeals to hear the following case which was denied by the Board of Adjustment on August 7, 2006.

Case # 50-V-06
Alex and Denise Plasencia
22 Pinecrest Drive
Zoning: R-1B, Single-Family Residential
Lot Sizes: Proposed Parcel 1 – 64.16’ x 94’ x 90’ x 66.02’ x 30.13’ and
Proposed Parcel 2 – 111.11’ x 84.4’ x 64.16’ x 30.13’ x 66.02’

Applicant is requesting a variance from Code Section 150-042 *R-1B district (C) Building site area required* to subdivide an existing lot into two smaller lots, each of which will be less than the required 7,500 sq. ft. in area.

Council reconvenes as City Council

- A) Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 30-01, Establishment of Administrative Departments; by Officially Establishing Additional City Administrative Departments; Correcting the Names of Existing Departments; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 8/28/2006 – Advertised: 9/1/2006)

- B) Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 30-02, Functions of the Departments; by Providing Descriptions of the Functions of the Newly Established Administrative Departments of the City; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 8/28/2006 – Advertised: 9/1/2006)

- C) Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Adopting Miami-Dade County Code Article XIV. Adult Group Homes, which Includes Code Sections 21-251 Through 21-254; for Applicability and Enforcement Within the City; Providing for Adoption of all Future Amendments of the Article or Code Sections; Authorizing Methods of Enforcement; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 8/28/2006 – Advertised: 9/1/2006)

7. Public Hearings: (Continued)

- D) Second Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150-002(C)(38), Definitions – Floor Area; to Provide a More Detailed Description of the “Attic Space” Subsection Set Forth in Section 150-002(C)(38); Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 8/28/2006 – Advertised: 9/1/2006)
- E) Decision Regarding Unresolved Budget Issues:
 - a. Purchase of \$117,000 Trash Crane for the Sanitation Department
 - b. COLA and Merit Increases for General Employees
- F) Consideration of Budget for Fiscal Year 2006-2007:
 - a. Resolution – A Resolution of the City Council of the City of Miami Springs Tentatively Approving Fiscal Year 2006-2007 Budget; Confirming Date, Time and Place of Final Public Hearing
 - b. Resolution – A Resolution of the City Council of the City of Miami Springs Authorizing the Charging of Base Fees for Water and Sewer Services for all Residential and Commercial Properties in the City; Inclusion of all Individually Metered Condominium Units Inside the City and Within the City’s Service Area Within the Base Fee Payment Requirement; Approval of New Base Fees for Water and Sewer Services for Condominium and Rental Units Located in Single Metered Buildings and for Duplexes and Three Unit Buildings Located in the City; Extension of the Base Fee Payment Requirement to Condominium and Rental Units in Single Metered Buildings and for Duplexes and Three Unit Buildings Serviced by the City Outside of the City’s Corporate Limits; Approval and Ratification of New Schedule of Rates, Fees and Charges, Effective Date
 - c. Resolution – A Resolution of the City Council of the City of Miami Springs Establishing Rates for Collection of Garbage, Trash and Recycling for Residential and Commercial Customers Within the City of Miami Springs; Effective Date

8. Consent Agenda:

- A) Approval of the City Attorney’s Invoice for August 2006 in the Amount of \$9,603.00

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 Councilman Youngs (Group IV) for an Unexpired Term Ending on April 30, 2007 Created by the Resignation of Donna Dawson
- C) Appointment to the Civil Service Board by Vice Mayor Garcia (Group III) for a Full 3-year Term Ending on June 30, 2009
- D) Appointment to the Education Advisory Board by Councilman Youngs (Group IV) to Fill an Unexpired Term Ending on May 31, 2007 (Dorrene Cook's seat)
- E) Appointment to the Code Enforcement Board by Councilman Dotson (Group II) to Fill an Unexpired Term Ending on September 30, 2008, Created by the Resignation of Walter Sharpe
- F) Request that Council Approve the Execution of a Contract with Design-Build InterAmerican, the Lowest Bidder from the Request for Proposals (RFP) Process, for the Design and Construction of Two Restrooms Facilities at Stafford and Dove Avenue Parks (Tabled: 8/28/06)
- G) Project I.C.E. – A Cell Phone Emergency Contact Program (Tabled: 8/28/06)
- H) Disability Advisory Board Amended Recommendation due to One Item Previously Approved no Longer Available
- I) Discussion of County Requirement that the City Enter into an Agreement with them to Allow Curtiss Mansion, Inc. (CMI) to Receive \$1,000,000.00 Grant

Resolution – A Resolution of the City Council of the City of Miami Springs Authorizing the Proper Officers and Officials of the City to Execute an Agreement Between the City of Miami Springs and Miami-Dade County for the City to Receive Funding for GOB Project Number 271-70539/ Curtiss Mansion; Directions to City Clerk; Effective Date
- J) Status Report – Interlocal Agreement with Virginia Gardens

10. New Business:

- A) Appointment to the Police & Firefighters' Retirement System for a Full 2-Year Term Ending on September 30, 2008 (Gene Duffy's seat)
- B) Appointment to the Police & Firefighters' Retirement System for a Full 2-Year Term Ending on September 30, 2008 (Greg Cates' seat)
- C) Appointment to the Code Enforcement Board by Vice Mayor Garcia (Group 3) for a Full 3-Year Term Ending on September 30, 2009 (Jacqueline Martinez-Regueira's seat)
- D) Approval of Companion Resolution Regarding the Ordinance Adopting the Miami-Dade County Code – Adult Group Homes

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 Violation Appended to, and Made a part of, Code of Ordinance Section 101-01, Supplemental Code Enforcement Citation System; Directions to Codifiers; Effective Date
- E) Discussion of a Request to Transfer Fire Arm Dealer License
- F) Discussion Regarding Code of Ordinances Section 99.01 – Unnecessary, excessive, or unusual noises, generally (Requested by Councilman Best)

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. 941-2006
Next Resolution No. 2006-3324