



CITY OF MIAMI SPRINGS, FLORIDA

**CITY CLERK'S SUMMARY OF COUNCIL ACTIONS
Regular Meeting of Monday, December 9, 2013 - 7:00 p.m.
City Hall - Council Chambers**

<u>AGENDA ITEM #</u>	<u>SUBJECT</u>	<u>ACTION TAKEN</u>
1.	Call to Order/Roll Call	All present. The meeting was called to order at 7:08 p.m.
2.	Invocation	Offered by Councilman Lob
	Salute to the Flag	The audience participated. Students from Miami Springs Middle School led the audience in the Pledge of Allegiance. Mayor Garcia presented baseball caps to the students who participated in the "I Led the Pledge" program.
3.	Awards & Presentations	
3A)	Certificate of Recognition:	Mayor Garcia presented Certificates of Recognition to the Miami Springs Senior High School Anchor Club members for their assistance with the Butterfly Garden.
4.	Open Forum:	
	Anchor Club Project	Miami Springs Senior High School Anchor Club President Rebecca Shultz commented that every year the President has a project. Her project is to host a spaghetti dinner on January 11, 2014 at the Lions Club from 4:30 to 7:30 p.m. for all of the servicemen and servicewomen who are currently enrolled in the armed forces and veterans.

4. Open Forum: (continued)

Education Advisory Board
Recommendations

Kim Werner introduced herself as the Liaison member to the Education Advisory Board. She offered to address the Board's recommendations on the agenda and respond to any questions or comments.

449 Swallow Drive

Beatriz Obermann asked if the permits for the building she lives in at 449 Swallow Drive are moving forward and Mayor Garcia responded that Council cannot enter into a discussion during Open Forum. He encouraged Ms. Obermann to express her comments or concerns.

Ms. Obermann attended a condominium association meeting on December 4th and they brought up information from three years ago.

City Manager Gorland explained that an extensive package was provided to Council documenting the many hours spent over the last few years regarding this issue; at this point he feels that the City has done everything possible. He offered to assist Ms. Obermann if something new is brought to his attention.

5. Approval of Council Minutes

5A) 11-12-2013 Regular Meeting

Minutes of the Regular Meeting were approved as written.
Motion: Vice Mayor Bain
Second: Councilman Windrem
Vote: 5-0

6. Reports from Boards & Commissions

6A) Education Advisory Board

Minutes of the November 19, 2013 Education Advisory Board meeting were received for information without comment.

6B) Zoning and Planning Board

Cancellation Notice of the December 2, 2013 Zoning and Planning Board meeting was received for information without comment.

- 6C) Board of Adjustment Cancellation Notice of the December 2, 2013 Board of Adjustment meeting was received for information without comment.
- 6D) Code Enforcement Board Cancellation Notice of the December 3, 2013 Code Enforcement Board meeting was received for information without comment.
7. Public Hearings:
- 7A) Second Reading:
Ordinance No. 1060-2013 On second reading, Council adopted an ordinance repealing and deleting Article XIV, Mixed Use District, and Code of Ordinance Sections 150-145 through 150-153 in their entirety; reserving Article XIV and Code Sections 150-145 through 150-153 for future use.
Motion: Vice Mayor Bain
Second: Councilman Lob
Vote: 5-0
8. Consent Agenda:
- (8A, 8B, 8D, 8E, 8F and 8G approved with one motion - 8C was pulled for discussion)
- 8A) City Attorney's Invoice Council approved payment of the City Attorney's invoice for November, 2013 in the amount of \$12,453.75.
Motion: Councilman Lob
Second: Vice Mayor Bain
Vote: 5-0
- 8B) Wrangler Construction:
Sidewalk Improvements Council approved a Change Order to Wrangler Construction Inc., utilizing Village of Palmetto Bay Bid 2011-PW-102, in the amount of \$2,267.50 for additional sidewalk improvements @ Hammond Drive due to unforeseen work that needed to be done to meet City Code, pursuant to Section 31.11 (F)(11)(b) of the City Code.
Motion: Councilman Lob
Second: Vice Mayor Bain
Vote: 5-0

- 8C) Recreation Park Maintenance Council approved a Change Order to South Florida Maintenance in the amount of \$21,060.00, amending the current contract previously approved by Council, effective October 1, 2013, for maintenance of the common areas surrounding the recreation parks, pursuant to Section 31.11 (F)(11)(c) of the City Code.
Motion: Vice Mayor Bain
Second: Councilman Petralanda
Vote: 5-0
- 8D) Golf Course Labor Services Council awarded City RFP #01-13/14 and approved the execution of a contract to Greens Grade Services, Inc., the only responsible bidder, in the amount of \$425,636.64, on an "as needed basis" for Golf Course labor services for Fiscal Year 2013-2014, pursuant to Section 31.11(E)(1) of the City Code.
Motion: Councilman Lob
Second: Vice Mayor Bain
Vote: 5-0
- 8E) Garbage and Recycling Collection Council waived the competitive bid process and approved an expenditure of \$15,111.00, on an "as needed basis" to Southern Waste Systems for garbage and recycling collection including all City buildings with various pickups a week for Fiscal Year 2013-2014, pursuant to Section 31.11(E)(6)(g) of the City Code and pursuant to the contract renewal option provided by the City's existing contract/contract vendor for an additional one (1) year period.
Motion: Councilman Lob
Second: Vice Mayor Bain
Vote: 5-0
- 8F) US Lubricants LLC:
Golf Course Fuel Council approved an expenditure to US Lubricants LLC, the lowest responsible quote, in the amount of \$25,000.00, on an "as needed basis" for fuel for the maintenance equipment for the Golf Course for Fiscal Year 2013-2014, pursuant to Section 31.11(C)(2) of the City Code.
Motion: Councilman Lob
Second: Vice Mayor Bain
Vote: 5-0

8G) Purchase: Phone System
Network Design Services/
Configuration & Hardware

1) Council approved \$1,500.00, to ITC Group, Inc., for network design/configuration to enhance security measures for the Police phone system, for Fiscal Year 2013-2014, as a sole source provider, pursuant to Section 31.11(E)(6)(c) of the City Code, utilizing Law Enforcement Trust Funds
Motion: Councilman Lob
Second: Vice Mayor Bain
Vote: 5-0

2) Council approved an expenditure to CDW-G, the lowest responsible quote, in the amount of \$1,591.88, for hardware required to enhance security measures for the Police phone system, for Fiscal Year 2013-2014, pursuant to Section 31.11(C)(2) of the City Code, utilizing Law Enforcement Trust Funds.
Motion: Councilman Lob
Second: Vice Mayor Bain
Vote: 5-0

9. Old Business:

9A) Advisory Board Appointments

No appointments were made.

City Attorney Seiden reminded Council that the Disability Advisory Board has two appointments to be filled in order to complete the Board. The Board needs to meet to discuss how to use dollars that the City is entitled to from the parking fines collected.

9B) Okeechobee Boat Ramp

Council received additional information from the Florida League of Cities regarding their Risk Assessment for the proposed opening of the boat ramp located along the Miami River C-6 Canal at N. Royal Poinciana Blvd. and Quail Avenue.

Council requested additional information from the South Florida Water Management District regarding the jurisdiction and associated liability in the waterways connecting to the C-6 Canal.

- 9C) Sale of Golf Course Property Council **approved** the second appraisal for \$115,000 for the proposed sale of a sliver of golf course property to Springs on the Green LLC., condition upon submittal of a sales contract by the purchaser, including a provision that he proposed construction project is to be completed within five years, and subject to final approval by the City electorate, as required by Section 1.04 (5) in the City Charter.
Motion: Councilman Lob
Second: Councilman Windrem
Vote: 5-0
10. **New Business:**
- 10A) Education Advisory Board Recommendations
Council **considered** the following recommendations of the Education Advisory Board: 1) Establish Miami Springs Elementary School as a "No Place for Hate" School; 2) Establish a partnership with MIA for student internships and on the job training; 3) Conduct a student/senior Art Show; 4) Establish a partnership with the Historical Society.

By consensus, Council **granted conceptual approval** to the four recommendations and directed the Board to provide more detail outlining the Council action that is required.
- 10B) Interlocal Agreement
Council **authorized** execution of an Interlocal Agreement with the Village of Virginia Gardens relating to transportation services and use of the City Circulator.
Motion: Councilman Lob
Second: Councilman Windrem
Vote: 5-0
- 10C) Intergovernmental Agency Agreement with the County
Council **authorized** the execution of an Intergovernmental Agency agreement with Miami-Dade County to perform traffic engineering functions for the installation and maintenance of designated types of traffic control devices regarding Starbucks/Stadnik pedestrian crossing on Curtiss Parkway.
Motion: Councilman Windrem
Second: Councilman Petralanda
Vote: 5-0

- 10D) Resolution No. 2013-3607 Council **adopted** a resolution requesting that Miami-Dade County approve and authorize the co-designation of the 100 to 300 block of Curtiss Parkway fronting Grace Lutheran Church as 245 Curtiss Parkway as "Pastor Schmidt Way"; requesting authorization for the placement of proper recognition signage.
Motion: Councilman Lob
Second: Councilman Petralanda
Vote: 5-0
- 10E) Application Fees for Variances and Appeals Council **directed** the Administration to prepare a cost analysis of the Staff time spent processing variances and appeals and bring back to Council at the next meeting.
- 10F) Circle Event Closure Council **approved** a recommendation for Circle closing guidelines by limiting the number of events to no more than five that require full closure of the Circle; partial/full closings will be done for major events expecting attendance of 1,000 or more; no closings will last for more than five hours, except for River Festival and certain events will be encouraged to move to Curtiss Parkway.
Motion: Councilman Lob
Second: Councilman Windrem
Vote: 5-0
11. **Other Business:**
- 11A) Code Workshop Council **scheduled** a Workshop meeting to discuss Code revisions on Wednesday, January 15, 2014 at 7:00 p.m.
12. **Reports & Recommendations:**
- 12A) **City Attorney**
City Trademarks City Attorney Seiden referred to previous discussions regarding the registration of City trademarks and the change in the law that will not allow registration of government trademarks. It was suggested that the City could adopt ordinances in order to protect against the use of City trademarks. He asked and Council agreed to consider the appropriate ordinances.

12A)

City Attorney

Resolution – Street Safety

City Attorney Seiden reported that Council received a copy of a South Miami resolution asking the County for more authority regarding street safety and traffic calming installations within their municipality. He asked if Council was interested in passing a similar resolution.

By consensus, Council agreed to discuss the resolution at the next Council meeting.

City Clerk Position

Per Mayor's Garcia's request for a legal opinion during the last meeting regarding the process for the selection of a City Clerk and individual interviews, Attorney Seiden spoke with a representative of the State of Florida Attorney General's Office, Joe Centorino from the Miami-Dade Commission on Ethics and the City Attorney for the City of Coral Gables. Mr. Centorino and the representative from the Attorney General's Office discourage the individual interview process and feel that it is illegal by nature. The City Attorney for Coral Gables was in favor since that was the process used to hire him.

Attorney Seiden suggested that at the Special meeting scheduled for January 8, 2014, to interview the City Clerk applicants, Council could reduce the selection to a lesser number, and then conduct individual telephone interviews or conferences.

12B)

City Manager

City Events

City Manager Gorland reported on the events taking place during the month of December that are posted online and in the River Cities Gazette. He reminded parents to purchase wristbands for their children for Christmas at the Gazebo.

Classic Car Show

City Manager Gorland noted that the car show had a good turnout.

12B)	City Manager Jim Holland	City Manager Gorland said that Staff is distraught over the loss of Jim Holland. He encouraged men not to deny pain and go to the doctor if they have chest pain.
12C)	City Council	
	Due Date	Councilman Windrem commented that his son's due date is seven weeks from tomorrow.
	Driver's License Renewal	Councilman Windrem reported he had the pleasure of having his license renewed at the Senior Center and he was there for no more than five minutes.
	Jim Holland	Councilman Windrem had lunch with Jim at the Rotary Club meeting. He was a great guy and he misses him.
	Happy Holidays	Vice Mayor Bain wished everyone a Merry Christmas and a Happy New Year.
	Thank You	Vice Mayor Bain thanked City Attorney Seiden for "putting up" with him. He said that Attorney Seiden is a professional who is only protecting the City and he always respects his decision.
	Classic Car Show	Councilman Petralanda said that the Circle looked great for the Car Show. He gave kudos to Public Works, Police and the Recreation Department for their hard work.
	Christmas Caroling	Councilman Petralanda reported that Miami Springs Senior High School students sang holiday songs at the Senior Center. They may be going back to sing again soon.
	Jubilee	Councilman Petralanda reported that the Poinciana United Methodist Church will be having students from Hialeah Middle School, Historical Society members and afterschool members from the church performing a Jubilee on Friday, December 13 th at 7:00 p.m.
	Happy Holidays	Councilman Petralanda wished everyone Happy Holidays.

12C) City Council

Jim Holland

Councilman Lob expressed his condolences to the Holland family. He said that Jim was a tremendous asset to the City and he is sorry to lose him.

Graduation

Councilman Lob announced that his daughter is graduating from the University of Florida this weekend.

Jim Holland

Mayor Garcia extended his condolences to the Holland family. Jim went with him to the Rotary Club Luncheon and he is glad that he invited him. He was an incredible man and those who had the opportunity to meet him knew that he really cared about his job. He had the reputation of doing what is right regardless of any political influence and he always stood his ground.

13. Adjourn

Meeting adjourned at 9:32 p.m.