



City of Miami Springs, Florida
City Council Meeting

Regular Meeting Minutes
Monday, August 25, 2014, 7:00 p.m.

Council Chambers at City Hall
201 Westward Drive, Miami Springs, Florida

1. Call to Order/Roll Call: The meeting was called to order by the Mayor at 7:14 p.m. Present were the following:

Mayor Xavier M. Garcia
Vice Mayor George V. Lob
Councilman Michael Windrem
Councilman Billy Bain
Councilman Jaime A. Petralanda

City Manager Ronald K. Gorland
Assistant City Manager/Finance Director William Alonso
City Attorney Jan K. Seiden
Controller Alicia E. Gonzalez
Professional Services Supervisor Tammy L. Romero
Police Chief Pete Baan
City Clerk Erika Gonzalez-Santamaria

2. Invocation: Offered by Vice Mayor Lob.

Salute to the Flag: The audience participated.

3. Awards & Presentations:

A) GFOA Certificate of Achievement for Excellence in Financial Reporting presented to the Finance Department

Mayor Garcia presented the Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting for the fiscal year ending September 30, 2013, to Assistant City Manager/Finance Director William Alonso and the Finance Department Staff.

B) Presentation – PACE South Florida and Clean Green Energy Corridor program by Rafael Perez

Regional Manager Rafael Perez of Ygrene Energy Fund stated that Property Assessed Clean Energy (PACE) is the administrator of the Clean Energy Green Corridor. He presented a PowerPoint presentation explaining the benefits of the program and how it works.

Council asked the Administration to provide a copy of the PACE presentation on the City's website.

Mr. Perez said that the next step for the City to move forward would be for Council to adopt a resolution allowing PACE in the community and then to pick a provider by putting out a Request for Proposal or piggy-backing with his company who is the only provider in Miami-Dade. The City Clerk has a sample resolution and interlocal agreement from Key Biscayne.

By consensus, Council **agreed** to research the option for future consideration.

Jose Fuentes with Becker & Poliakoff said that the PACE program is well vetted by twelve cities and twelve legal counsels; it has been reviewed extensively and has success in Sacramento, California and Miami-Dade County. It is a good opportunity for residents to finance energy efficiencies.

4. Open Forum: The following members of the public addressed the City Council: Donna Hernandez of 769 Pinecrest Drive and Nestor Suarez of 550 Wren Avenue.

5. Approval of Council Minutes:

- A) August 4, 2014 – Budget Workshop Meeting
- B) August 11, 2014 – Regular Meeting
- C) August 18, 2014 – Budget Workshop Meeting

Minutes of the August 4, 2014 Budget Workshop meeting and the August 11, 2014 Regular Meeting were approved as written. Minutes of the August 18, 2014 Budget Workshop meeting were approved as amended.

Vice Mayor Lob moved to approve 5A, 5B and 5C. Councilman Windrem seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.

6. Reports from Boards & Commissions: None at this time.

7. Public Hearings: None

8. Consent Agenda: (Funded and/or Budgeted)

A) Recommendation by Public Works that Council approve an expenditure to Raydel Landscaping, Inc., the lowest responsible bidder, from City Bid # ITB 05-11/12, in an amount not to exceed \$38,316.00, for citywide tree trimming and disposal, as funds were approved in the FY13/14 Budget, pursuant to Section §31.11 (E)(1) of the City Code

Councilman Windrem moved to approve the consent agenda. Councilman Petralanda seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.

9. Old Business:

A) Discussion and determination on the design concept and updated costs on the Aquatic Facility; Council authorization to move forward with the Design Build Criteria package for the RFP process by Bermello Ajamil & Partners (B&A)

This item was considered after Agenda Items 10A through 10C.

Architect Willy Bermello of Bermello Ajamil & Partners reported that there were three separate occasions to receive community input, as well as an on-line survey and a hard copy that was sent to all the residents. The purpose of tonight's presentation is for Council to review and approve the current site plan design and give authorization to finalize the design criteria package.

Mr. Bermello recapped the design process and the decision made at the last meeting for a hybrid pool with 6,000 square feet of water surface located on the north end of the property. The plan includes a one-story facility to house the administrative offices, first aid, lifeguard station and training area, restrooms and lockers, equipment room and storage area. There is a multi-purpose room with storage and a small concessions area. The new pool design provides for a four-lane lap area with a potential to expand to a fifth lane.

Councilman Bain moved to approve the plan concept including the add-ons and additional lane, as presented, and to authorize B&A to go forward and provide the design criteria package for the Request for Proposals. Councilman Petralanda seconded the motion.

Mr. Bermello clarified that B&A would prepare the bid package with the design criteria and the bid form will describe how the contractors should submit their price. The baseline price will be for the facility as presented, including the fourth lane. There will be an option for the same facility with a fifth lane and separate pricing for the various items.

Discussion ensued regarding an option for a dividing partition in the multi-purpose room, which would be an additional cost item.

The motion was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.

10. New Business:

A) An Ordinance Of The City Council Of The City Of Miami Springs Amending Code Of Ordinance Section 35.52, Membership; To Provide Any Chief Of Police The Option Of Joining The City's Police And Fireman Pension Plan; Repealing All Ordinances Or Parts Of Ordinances In Conflict; Effective Date

City Attorney Jan K. Seiden read the title of the ordinance as amended.

Councilman Bain moved to approve the ordinance on first reading. Councilman Windrem seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.

B) Notification to Council by the City Manager that he authorized an expenditure on an emergency basis as to not delay the project to Ballpark Maintenance, Inc. in the amount of \$7,740.00, for additional sand for Stafford Park Athletic Field Renovation Project, pursuant to Section §31.11 (E)(6)(e) of the City Code

City Manager Gorland **notified** Council of the emergency purchase and no Council action was necessary.

C) Recommendation that the City renews its facility agreement with Little Smart Arts, LLC, to continue utilizing the Multi-Purpose room on the third floor of the Community Center on Tuesday afternoons from 4:00 p.m. - 6:00 p.m. for the operation of the Little Smart Arts Program

Councilman Bain moved to approve. Vice Mayor Lob seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.

D) Recommendation to allow all disabled children and adults a discounted rate for any programs/activities that the City provides that offers a senior citizen rate

Councilman Bain move to approve the recommendation. Councilman Windrem seconded the motion.

City Attorney Seiden clarified this will eliminate the need to define what a disability is and provide for proof of the disability. The disability rate will be added to the Schedule of Charges.

The motion was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.

Mayor Garcia recessed the meeting at 8:00 p.m. The meeting was reconvened at 8:10 p.m.

E) Discussion on Proposed Amendment to the Recreational Vehicle Ordinance

City Attorney Seiden summarized his agenda memorandum regarding Code of Ordinance Section 150.017 and the proposed amendment to the Recreational Vehicle Ordinance. The current ordinance provides for two locations for the parking of recreational vehicles, which are inside a garage or in the rear yard and the amendment would provide for a third location in the side yard with the appropriate screening.

Councilman Bain moved to approve a third location for the placement of recreational vehicles in the side yard without the need of a variance. Vice Mayor Lob seconded the motion.

City Attorney Seiden will draft the ordinance, including certain criteria providing for the placement of the recreational vehicle on the property and the proper screening materials.

The motion was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.

Councilman Bain moved to direct the City Manager to tell the Code Enforcement Department not to enforce the side yard variance cases at the present time until the ordinance is amended and to allow the cases to remain pending without going to violation. Councilman Windrem seconded the motion which was carried 5-0 on roll call vote. The vote was as follows: Vice Mayor Lob, Councilmen Windrem, Bain, Petralanda and Mayor Garcia voting Yes.

F) Discussion on Proposed Resolution Supporting Florida East Coast/Railroad Train

By **consensus**, Council approved the City Manager's recommendation for the City Attorney to draft a resolution supporting the Florida East Coast/Railroad train for placement on the next agenda.

11. Other Business: None

12. Reports & Recommendations:

A) City Attorney had no report at this time.

B) City Manager reminded everyone to vote on Tuesday, August 26th, that Shred Day will be held on Thursday, August 28th and soccer sign-ups are being held through September 5th.

C) City Council

Councilman Petralanda said that school is back in session.

Councilman Windrem said that Council is moving along in the budget process.

Councilman Bain reported that Channel 7 aired a nice expo on his nephew Michael Bain, his fight with Crohn's disease, his perseverance and his involvement with the Miami Springs Country Club.

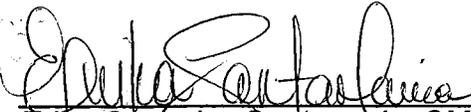
Vice Mayor Lob said that Council makes concessions all the time; he is sorry that Miami Springs cannot have a competitive pool based on the budget, although the City of Doral will have a competitive pool that our residents can use. He reminded everyone to take advantage of the Shred Day on Thursday, August 28th.

Mayor Garcia reminded everyone that the City of Miami Springs turned 88 years on Saturday, August 23rd and he congratulated previous elected officials and Staff for doing a good job keeping Miami Springs beautiful with wonderful services.

13. Adjournment

There being no further business to be discussed the meeting was adjourned at 9:47 p.m.

Respectfully submitted:


Erika Gonzalez-Santamaria, CMC
City Clerk



Adopted by the City Council on
this 9th day of September, 2014.


Xavier M. Garcia, Mayor

PURSUANT TO FLORIDA STATUTES 286.0105, THE CITY HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON MAY NEED TO ENSURE THAT VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE CITY FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.