

***City of Miami Springs General Employees'
Retirement System
Minutes of the Meeting Held
May 5, 2011***

The regular meeting of the Board of Trustees of the City of Miami Springs General Employees' Retirement System was called to order at 8:32 AM by Tom Cummings in the Commission Chambers at the City of Miami Springs City Hall at 201 Westward Drive, Miami Springs, Florida.

TRUSTEES PRESENT

Tom Cummings, Chair
Francisco Arguelles, Trustee
James Borgmann, Trustee
Robert Whittington, Trustee

OTHERS PRESENT

Audrey Ross, Pension Resource Centers (PRC)
Allison Bieler, Cypen & Cypen
Brendon Vavrica, Thistle Asset Consulting
Grant McMurry, ICC Capital Management
Verna Broomfield, Marcum LLP
Steve Palmquist, Gabriel, Roeder, Smith & Co (GRS)
Maira Ramos, City of Miami Springs – Finance Dept.
William Alonso, City of Miami Springs – Finance Dir.

**SEPTEMBER 30, 2010 ACTUARIAL VALUATION REPORT PRESENTATION BY
GABRIEL, ROEDER, SMITH & COMPANY (GRS)**

• **PRESENTED BY: STEVE PALMQUIST**

Mr. Palmquist reviewed the amounts that needed to be funded next fiscal year. He reminded the board that in this fund if the City's funding portion went over 10, then the difference that is over must be split between both the City and the Plan. With that said the City's contribution rate for the fiscal year ending 9/30/2012 will be 10.73%, and the Employees' contribution rate is 5.73%. Mr. Palmquist noted that the contributions rates have increased for parties compared to last fiscal year. Last year the City contributed 10.13%, and the employees contributed 5.13%. He explained that the two main factors that lead to the increase in contributions were the lower then assumed rate of return the plan received, and also the new mortality table that was used in this Valuation for the first time made the payroll increase. Also Mr. Palmquist commented that the Plan experienced a small actuarial loss of \$117,494 for the year due to the assets being smoothed out.

The Plans funded ratio had a slightly decreased to 97.4%, compared to 100.2% last year. Mr. Palmquist stated that compared to other Plans this Fund's funded ratio is outstanding, as the average funded ratio in Florida is about 75%. Also the administration expenses were lower this year compared to last year, which was very beneficial to the Plan. The board discussed the large amount of members who are entering the DROP all at once, and the impact it has on the Plan. Mr. Palmquist explained that they are anticipating 8 new DROP members this fiscal year, so if you have fewer actually DROP then it will be a gain for the plan and vice versa if there are more then expected. He concluded that overall this Plan is doing very well and is more on the conservative side in all aspects; expense, investments, etc. Also Mr. Palmquist reported that the Plan continues to be in the top 5 and 6 percentile of all Florida clients and

Cities.

Lastly, Mr. Alonso asked Mr. Palmquist about all the changes going on in Tallahassee and if any of them had an effect on this Plan. Mr. Palmquist explained that they did not have any impact on the Plan directly, that just some of the reporting methods have either changed or increased to compare the funds information against the FRS's.

MOTION: Mr. Borgmann made a motion to approve the September 30, 2010 Actuarial Valuation Report that were prepared by Gabriel, Roeder, Smith & Company.

SECOND: Mr. Whittington seconded the motion.

CARRIED: The motion carried 4-0.

**SEPTEMBER 30, 2010 AUDITED FINANCIAL STATEMENT PRESENTATION BY
MARCUM, LLP**

• PRESENTED BY: VERNA BROOMFIELD

Ms. Broomfield explained that an unqualified opinion was issued regarding the audit, which is highest level that can be issued. She reviewed the internal controls and compliance letter and stated that they did not identify any issues while performing the audit. Ms. Broomfield reviewed the Plans net assets for the fiscal year ending September 30, 2010 which have increased to \$13,117,248, compared to \$12,566,008 from last year. In addition both the employer and employee contribution increased.

Ms. Broomfield reported that \$638,028 was paid out in pension benefits during the fiscal year, which is an increase from last year of \$628,668. She explained that there were more retirees and members exiting the DROP in 2010 versus 2009. There was also an increase in refund of contribution payments, but the administration expenses did decrease this fiscal year to \$64,979 versus \$75,646 from last year.

MOTION: Mr. Whittington made a motion to approve the September 30, 2010 Audited Financial Statements that were prepared by Marcum, LLP.

SECOND: Mr. Borgmann seconded the motion.

CARRIED: The motion carried 4-0.

Ms. Broomfield presented the board with the Management Rep Letter which needed to be executed by the Board. She explained that this letter represents the process of the audit and their findings. Ms. Broomfield stated that she was pleased to announce that they did not find any material weaknesses while performing the audit and that the process did run very smoothly this year.

MOTION: Mr. Whittington made a motion to approve the September 30, 2010 Management Representation Letter that was prepared by Marcum, LLP.

SECOND: Mr. Borgmann seconded the motion.

CARRIED: The motion carried 4-0.

INVESTMENT MANAGER REPORT: ICC CAPITAL MANAGEMENT (GRANT MCMURRY)

Mr. McMurry stated that it was a great quarter overall and that both equities and bonds were up. He explained that in 2010 small cap stocks and growth were the leading and now that pattern is starting to change. Also May and June are going to be rough because of the natural disasters that are going on around the world. Mr. McMurry reported that energy was up 16% during the quarter, but there is still a lot of cash left on the sidelines that needs to be invested. He also commented that he is not worried about inflation at this time, but one change that they may make to the portfolio is to become a little more stock specific right now because of the conditions.

INVESTMENT CONSULTANT REPORT: THISTLE ASSET CONSULTING (BRENDON VAVRICA)

Mr. Vavrica reiterated that it was a great quarter with the small cap stocks leading, and that we still continue to see a recovery in the market place. He reviewed the compliance checklist and commented that as far as the total fund we are behind for the 5 year trailing period and 3 year. Mr. Vavrica noted that all Managers within the quarter were in compliance with the scrutinized companies list.

For the quarter ending March 31, 2011 the total fund net of fees out performed the benchmark at 4.85% versus 3.64%. The total equities also outperformed out 7.62% versus the benchmark at 5.92%, and the same for the total fixed income at .51% versus .28%. For the fiscal year to date we are already ahead of our assumed rate of return at 11.86%. Lastly Mr. Vavrica reviewed the risk versus return chart and commented that this fund was in the bad quadrant during the quarter which means that they are taking less risk and getting less of a return as well.

MINUTES

The board reviewed the minutes of the February 3, 2011 regular meeting.

MOTION: Mr. Borgmann made a motion to approve the minutes of the February 3, 2011 regular meeting.

SECOND: Mr. Arguelles seconded the motion.

CARRIED: The motion carried 4-0.

DISBURSEMENTS APPROVAL

Ratification of warrants processed since the February 3, 2011 meeting:

Warr.#	Payee	Amount	Invoice Date
288	Salem Trust Company 10/1/10 -12/31/10 Custodian Fee)	\$1,794.14	1/15/11
	Mutual of Omaha (Inv# 000194865798 - January 2011 Life Insurance Fee)	\$95.04	12/14/10
	Mutual of Omaha (Inv# 000198368781 - February 2011 Life Insurance Fee)	\$95.04	1/17/11
	Marcum LLP (Inv #192039 - Progress Billing for the Audit - FYE 9/30/10)	\$600.00	1/31/11
	Resource Centers, LLC (Inv #11048- February 2011 Admin Fee)	\$1,350.00	1/31/11
	Thistle Asset Consulting, Inc. (Inv #20101215 - Performance Monitoring for the quarter ending December 31, 2010)	\$3,990.00	1/25/11

	Cypen & Cypen (Invoice #13047 - February 2011 Legal Fee)	\$1,250.00	2/3/11
	Holland & Knight LLP - Invoice #22615529 for professional services rendered through January 15, 2011 (Pension Plan Compliance Review - IRS Determination Letter).	\$75.00	2/9/11
289	Gabriel Roeder Smith & Company - Inv #114230 for services rendered through 1/31/2011. (Benefit Calculations for Alonso & Scott = \$600, Charges since 11/30/10 for preparation of the 10/1/10 Actuarial Valuation Report = \$956 - total charges to date for Valuation = \$1,486)	\$1,556.00	2/11/11
	Resource Centers, LLC (Invoice #11093 - March 2011 Admin Fee = \$1,350 & Retirement/DROP Calculation Fee for Alonso = \$100)	\$1,450.00	2/28/11
	Mutual of Omaha (Inv# 000200940517 - March 2011 Life Insurance Fee)	\$99.99	2/11/11
	Cypen & Cypen (Invoice #5799 - March 2011 Legal Fee)	\$1,250.00	3/1/11
	Resource Centers, LLC - Invoice #11143 - April 2011 Admin Fee	\$1,350.00	4/1/11
290	Mutual of Omaha (Inv# 000203609250 - April 2011 Life Insurance Fee)	\$96.69	3/17/11
	Holland & Knight LLP - Invoice #2625273 for professional services rendered through February 15, 2011 (Pension Plan Compliance Review - IRS Determination Letter).	\$502.00	3/8/11
	ICC Capital Management, Inc. (Invoice #57531202 - 4/1/11 - 6/30/11 Quarterly Management Fee)	\$18,304.56	4/6/11
	Gabriel Roeder Smith & Company - Invoice #114722 for services rendered through 3/31/2011. (Charges since 1/31/11 for preparation of the 10/1/10 Actuarial Valuation Report)	\$1,559.00	4/8/11
	Salem Trust Company 1/1/11 - 3/31/11 Custodian Fee)	\$1,859.88	4/15/11
291	Mutual of Omaha (Invoice #000206113432 - May 2011 Life Insurance Fee)	\$96.69	4/14/11
	Marcum LLP (Invoice #197747 - Progress Billing for the Audit - FYE 9/30/10)	\$3,524.00	3/31/11
	Thistle Asset Consulting, Inc. (Invoice #20110313 - Performance Monitoring for the Quarter Ending March 31, 2011 = \$3,990 & COLA Increase = \$199)	\$4,189.00	4/25/11
	Cypen & Cypen (Invoice #5826 - April 2011 Legal Fee)	\$1,250.00	4/1/11

MOTION: Mr. Whittington made a motion to approve Warrants 288 through 291.

SECOND: Mr. Arguelles seconded the motion.

CARRIED: The motion carried 4-0.

BENEFIT APPROVALS

- Application to enter the DROP
 - Rene Alonso
 - Application for distribution of DROP Account
 - Deloris Walker
- Application for retirement
 - Soncire (Encinosa) Perhach (vested deferred member)
 - Application for refund of contributions
 - William Wade

MOTION: Mr. Borgmann made a motion to approve the application to enter the DROP for Rene Alonso, the application for retirement for Soncire (Encinosa) Perhach (vested deferred member), the application for distribution of DROP account for Deloris Walker, and the application for a refund of contributions for William Wade.

SECOND: Mr. Whittington seconded the motion.

CARRIED: The motion carried 4-0.

FINANCIAL STATEMENTS

Ms. Ross presented to the board the financial statements through the end of March 2011. **The board received and filed the financial statements through the end of March 2011.**

OLD BUSINESS

N/A

NEW BUSINESS

The board discussed about implementing some kind of fixed rate option or self directed account as an alternative investment option to the members in the DROP. Mr. Borgmann also stated that they can look into some kind of money market account that earns a fixed rate. The thought of adding something like this as an alternative investment option is so that when members exit the DROP they are leaving with at least the principle in their account. When you have multiple years of negative market returns some members exit the DROP with very little in their DROP accounts. The board discussed the impact to the plan and the City if they were to add some kind of fixed rate account. Mr. Vavrica explained that it depends on what kind of product/investment you choose to go with, but that self directed DROP accounts are very confusing, take a lot of work to maintain, and also when doing these kind of accounts the money actually leaves the plan. He stated that Thistle can do a manager search to find someone who offers a self directed DROP account, or the board can have the City look into offering some kind of fixed rate option which can actually be beneficial to them. The board discussed the different ways of implementing something like this, and also the different investment options. Mr. Vavrica stated that he will research some alternatives and bring some ideas back to the August meeting.

REPORTS

- Chairman - N/A
- Attorney - Ms. Bieler briefly reviewed the bills that were recently passed in Tallahassee. She stated that the changes mostly affected Chapter 175 & 185 plans. She commented that Steve Cypen will be circulating a memo shortly outlining any changes.
- Administrator - N/A

NEXT MEETING DATE

Thursday August 4, 2011 @ 8:30 AM

ADJOURN

The meeting adjourned at 10:42AM

Respectfully submitted,

Sherryl B. Bowein, Secretary

***City of Miami Springs Police and Firefighters'
Retirement System
Minutes of the Meeting Held
May 5, 2011***

The regular meeting of the Board of Trustees of the City of Miami Springs Police and Firefighters' Retirement System was called to order at 8:32AM by Chairman Peter Baan in the Commission Chambers at the City of Miami Springs City Hall at 201 Westward Drive, Miami Springs, Florida.

TRUSTEES PRESENT

Peter Baan, Chairman
Gene Duffy, Trustee
Raymond Buckner, Trustee
Oscar Garcia, Trustee
Jonathan Kahn, Trustee

OTHERS PRESENT

Audrey Ross, Pension Resource Centers (PRC)
Allison Bieler, Cypen & Cypen
Brendon Vavrica, Thistle Asset Consulting
Grant McMurry, ICC Capital Management
Verna Broomfield, Marcum LLP
Steve Palmquist, Gabriel, Roeder, Smith & Co (GRS)
Moira Ramos, City of Miami Springs – Finance Dept.
William Alonso, City of Miami Springs – Finance Dir.

**SEPTEMBER 30, 2010 ACTUARIAL VALUATION REPORT PRESENTATION BY
GABRIEL, ROEDER, SMITH & COMPANY (GRS)**

• **PRESENTED BY: STEVE PALMQUIST**

Mr. Palmquist reviewed the amounts that needed to be funded next fiscal year. The City's contribution rate for the fiscal year ending 9/30/2012 will be 17%, the contribution rate for pre 9/1993 managerial employees' is 14.4%, and for all other employees' is 16.9%. Mr. Palmquist noted that the contributions rates have increased for parties compared to last fiscal year. Last year the City contributed 15.30%, the pre 9/1993 managerial employees contributed 12.7%, and all other employees' contributed 15.2%. He explained that the two main factors that lead to the increase in contributions were the lower then assumed rate of return the plan received, and also the new mortality table that was used in this Valuation for the first time made the payroll increase. Also Mr. Palmquist commented that the Plan experienced a small actuarial loss of \$137,668 for the year due to the assets being smoothed out.

The Plans funded ratio had a slightly decreased to 96%, compared to 99.4% last year. Mr. Palmquist stated that compared to other Plans this Fund's funded ratio is outstanding, as the average funded ratio in Florida is about 75%. Also the administration expenses were lower this year compared to last year, which was very beneficial to the Plan. The board discussed the large amount of members who are entering the DROP all at once, and the impact it has on the Plan. Mr. Palmquist explained that they are anticipating 10 new DROP members this fiscal year, so if you have fewer actually DROP then it will be a gain for the plan and vice versa if there are more then expected. He concluded that overall this Plan is doing very well and is more on the conservative side in all aspects; expense, investments, etc. Also Mr. Palmquist reported that the Plan continues to be in the top 5 and 6 percentile of all Florida clients and Cities.

Lastly, Mr. Alonso asked Mr. Palmquist about all the changes going on in Tallahassee and if

any of them had an effect on this Plan. Mr. Palmquist explained that they did not have any impact on the Plan directly, that just some of the reporting methods have either changed or increased to compare the funds information against the FRS's.

MOTION: Mr. Kahn made a motion to approve the September 30, 2010 Actuarial Valuation Report that were prepared by Gabriel, Roeder, Smith & Company.

SECOND: Mr. Duffy seconded the motion.

CARRIED: The motion carried 5-0.

**SEPTEMBER 30, 2010 AUDITED FINANCIAL STATEMENT PRESENTATION BY
MARCUM, LLP**

• PRESENTED BY: VERNA BROOMFIELD

Ms. Broomfield explained that an unqualified opinion was issued regarding the audit, which is highest level that can be issued. She reviewed the internal controls and compliance letter and stated that they did not identify any issues while performing the audit. Ms. Broomfield reviewed the Plans net assets for the fiscal year ending September 30, 2010 which have increased to \$19,820,639, compared to \$18,665,054 from last year. In addition both the employer and employee contribution increased.

Ms. Broomfield reported that \$886,117 was paid out in pension benefits during the fiscal year, which is an increase from last year of \$843,035. She explained that there were more retirees and members exiting the DROP in 2010 versus 2009. Also there was also refund of contribution payments made this year compared to none last year, although the administration expenses stayed about the same this fiscal year at \$85,449 versus \$85,035 from last year.

MOTION: Mr. Garcia made a motion to approve the September 30, 2010 Audited Financial Statements that were prepared by Marcum, LLP.

SECOND: Mr. Kahn seconded the motion.

CARRIED: The motion carried 5-0.

Ms. Broomfield presented the board with the Management Rep Letter which needed to be executed by the Board. She explained that this letter represents the process of the audit and their findings. Ms. Broomfield stated that she was pleased to announce that they did not find any material weaknesses while performing the audit and that the process did run very smoothly this year.

MOTION: Mr. Garcia made a motion to approve the September 30, 2010 Management Representation Letter that was prepared by Marcum, LLP.

SECOND: Mr. Kahn seconded the motion.

CARRIED: The motion carried 5-0.

INVESTMENT MANAGER REPORT: ICC CAPITAL MANAGEMENT (GRANT MCMURRY)

Mr. McMurry stated that it was a great quarter overall and that both equities and bonds were up. He explained that in 2010 small cap stocks and growth were the leading and now that pattern is starting to change. Also May and June are going to be rough because of the natural disasters that are going on around the world. Mr. McMurry reported that energy was up 16% during the quarter, but there is still a lot of cash left on the sidelines that needs to be invested. He also commented that he is not worried about inflation at this time, but one change that they may make to the portfolio is to become a little more stock specific right now because of the conditions.

INVESTMENT CONSULTANT REPORT: THISTLE ASSET CONSULTING (BRENDON VAVRICA)

Mr. Vavrica reiterated that it was a great quarter with the small cap stocks leading, and that we still continue to see a recovery in the market place. He reviewed the compliance checklist and commented that as far as the total fund we are behind for the 5 year trailing period and 3 year. Mr. Vavrica noted that all Managers within the quarter were in compliance with the scrutinized companies list.

For the quarter ending March 31, 2011 the total fund net of fees out performed the benchmark at 4.85% versus 3.64%. The total equities also outperformed out 7.62% versus the benchmark at 5.92%, and the same for the total fixed income at .51% versus .28%. For the fiscal year to date we are already ahead of our assumed rate of return at 11.86%. Lastly Mr. Vavrica reviewed the risk versus return chart and commented that this fund was in the bad quadrant during the quarter which means that they are taking less risk and getting less of a return as well.

MINUTES

The board reviewed the minutes of the February 3, 2011 regular meeting.

MOTION: Mr. Kahn made a motion to approve the minutes of the February 3, 2011 regular meeting.

SECOND: Mr. Duffy seconded the motion.

CARRIED: The motion carried 5-0.

DISBURSEMENTS APPROVAL

Ratification of warrants processed since the February 3, 2011 Meeting:

Warrant #	Payee	Amount	Invoice Date
240	Cypen & Cypen (Inv #5782 - February 2011 Legal Fee)	\$1,250.00	2/3/11
	Resource Centers, LLC (Inv #11049 - February 2011 Admin Fee)	\$750.00	1/31/11
	Thistle Asset Consulting, Inc. (Inv #20101214 - Performance Monitoring for the quarter ending December 31, 2010)	\$3,990.00	1/25/11
	Salem Trust Company (10/1/10 - 12/31/10 Custodian Fee)	\$2,689.54	1/15/11
	Marcum LLP (Inv #192040 - Progress Billing for the Audit of the Police & Fire Board for the FYE 9/30/10)	\$600.00	1/31/11
	Gabriel Roeder Smith & Company - Inv #114231 for services rendered through 1/31/11. Benefit Calculations for Mayer, Pessolano & Steel = \$900 & Charges to Date for Preparation of the 10/1/2010 Actuarial Valuation = \$638.	\$1,538.00	2/11/11

	Comfort Inn & Suites - Hotel Reservation for Ray Buckner (FPPTA Trustee School January 30 thru February 2, 2011 in St. Augustine) ALREADY PAID	\$300.00	1/27/11
	Gene Duffy - Travel Reimbursement (FPPTA School in St. Augustine - 1/30 thru 2/2, 2011)	\$260.56	2/11/11
241	Raymond Buckner - Travel Reimbursement (FPPTA School in St. Augustine - 1/30 thru 2/2, 2011)	\$408.02	2/24/11
	Cypen & Cypen (Inv #5798 - March 2011 Legal Fee)	\$1,250.00	3/1/11
	Resource Centers, LLC (Inv #11094 - March 2011 Admin Fee = \$750 & Retirement/DROP Calculation Fees (4) for Carlisle, Mayer, Pessolano & Steel = \$400)	\$1,150.00	2/28/11
242	Holland & Knight LLP - Invoice #2625274 for professional services rendered through February 15, 2011 = \$125 & Invoice #2634527 for professional services rendered through March 15, 2011 = \$177(Pension Plan Compliance Review - IRS Determination Letter).	\$302.00	4/1/11
	Florida State University, APPS - Trustee School/Conference Registration for Oscar Garcia (Division of Retirement in Tallahassee May 16-18, 2011)	\$170.00	3/25/11
	Resource Centers, LLC - Invoice #11144 - April 2011 Admin Fee	\$750.00	4/1/11
243	Cypen & Cypen (Inv #5825 - April 2011 Legal Fee)	\$1,250.00	4/1/11
	ICC Capital Management, Inc. (Inv #57531201 - 4/1/11 thru 6/30/11 Quarterly Management Fee)	\$27,601.34	4/6/11
	Thistle Asset Consulting, Inc. (Inv #20110312 - Performance Monitoring for the quarter ending March 31, 2011 = \$3,990 & COLA = \$199)	\$4,189.00	4/25/11
	Salem Trust Company (1/1/11 - 3/31/11 Custodian Fee)	\$2,805.01	4/15/11
	Marcum LLP (Inv #197750 - Progress Billing for the Audit of the Police & Fire Board for the FYE 9/30/10)	\$3,471.00	3/31/11
	Gabriel Roeder Smith & Company - Inv #114721 for services rendered through 3/31/11. Benefit Calculation for Carlisle = \$300, Charges to Date for Preparation of the 10/1/2010 Actuarial Valuation = \$1,245 & Preparation of Page 6a for inclusion in the 2010 State Annual Report = \$500).	\$2,045.00	4/8/11

MOTION: Mr. Garcia made a motion to approve Warrants 240 through 243.

SECOND: Mr. Kahn seconded the motion.

CARRIED: The motion carried 5-0.

BENEFIT APPROVALS

- o Applications to enter the DROP
 - Steven Carlisle
 - James Pessolano
- o Application for distribution from DROP account
 - David Bechler

MOTION: Mr. Garcia made a motion to approve the applications to enter the DROP for Steven Carlisle and James Pessolano and the application for distribution of DROP account for David Bechler.

SECOND: Mr. Kahn seconded the motion.

CARRIED: The motion carried 5-0.

FINANCIAL STATEMENTS

Ms. Ross presented to the board the financial statements through the end of March 2011. **The board received and filed the financial statements through the end of March 2011.**

OLD BUSINESS

N/A

NEW BUSINESS

The board discussed about implementing some kind of fixed rate option or self directed account as an alternative investment option to the members in the DROP. Mr. Borgmann from the General board also stated that they can look into some kind of money market account that earns a fixed rate. The thought of adding something like this as an alternative investment option is so that when members exit the DROP they are leaving with at least the principle in their account. When you have multiple years of negative market returns some members exit the DROP with very little in their DROP accounts. The board discussed the impact to the plan and the City if they were to add some kind of fixed rate account. Mr. Vavrica explained that it depends on what kind of product/investment you choose to go with, but that self directed DROP accounts are very confusing, take a lot of work to maintain, and also when doing these kind of accounts the money actually leaves the plan. He stated that Thistle can do a manager search to find someone who offers a self directed DROP account, or the board can have the City look into offering some kind of fixed rate option which can actually be beneficial to them. The board discussed the different ways of implementing something like this, and also the different investment options. Mr. Vavrica stated that he will research some alternatives and bring some ideas back to the August meeting.

REPORTS

- Chairman - N/A

- Attorney – Ms. Bieler briefly reviewed the bills that were recently passed in Tallahassee. She stated that the changes mostly affected Chapter 175 & 185 plans. She commented that Steve Cypen will be circulating a memo shortly outlining any changes.

- Administrator - N/A

NEXT MEETING DATE

Thursday August 4, 2011 @ 8:30 AM

ADJOURN

The meeting adjourned at 10:42AM

Respectfully submitted,

Oscar Garcia, Secretary

DRAFT



CITY OF MIAMI SPRINGS, FLORIDA

The **Miami Springs Education Advisory Board** met at 6:30 p.m. on Tuesday, May 17, 2011 in the City Hall Council Chambers.

The meeting was called to order at 6:31 p.m.

1. Call to Order/Roll Call

The following were present: Chair Mindy McNichols
Rob Gordon
Libby Manning
John Salomon

Also Present: Deputy City Clerk Suzanne Hitaffer

2. Approval of Minutes: April 19, 2011 Regular Meeting

Minutes of the April 19, 2011 meeting were approved as **amended**.

Board member Solomon moved to approve and Board member Gordon seconded the motion, which carried unanimously on voice vote.

3. Special Presentation: Heather Bettner, Prince Media Relations, Regarding Fiberglass Animals

Heather Bettner, President of Prince Media Productions, stated that they are a marketing and advertising firm and they have a division that produces public art events. She has produced two public art events and is in the process of doing a third one. The first event she held was called the Coconut Grove peacock tour. She had pictures of the event to show to the Board.

Ms. Bettner also explained that they will be having a South Miami manatee fest where seven-foot manatees will be going on the streets of South Miami. They will be holding a party at the First National Bank on Friday to see the manatees that send a message about saving the environment and saving the waterways.

Ms. Bettner stated that she is also currently working on a project with Pinecrest called "Smarty Dogs for Smart Boards", and that was how she met John Salomon. The project was an idea of Pinecrest Mayor Cindy Learner for a project that would help purchase Smart Boards for the five public schools in Pinecrest because they were having trouble fundraising. They have had twelve sponsors for the project thus far with sponsorship levels being \$2,900 to \$5,900, which encompasses expenses for the sculpture, transportation insurance and all of the marketing promotion. The pieces will go on the streets in September of 2011, and will remain there for six months. They will then be auctioned off, and 100% of the proceeds will go toward the purchase of Smart Boards. So far they have raised \$45,000, and are hoping to raise between \$100,000 to \$150,000.

Chair McNichols asked who the sponsors were and Ms. Bettner replied that their sponsors come from all different areas, one sponsor being Milam's Market. There are also private citizens and corporations who love to support the community and purchase the sculptures.

To answer Board member Gordon's question, Ms. Bettner explained that no logos are allowed on the sculptures because it is too commercialized, although designs can be incorporated.

Chair McNichols said that Ms. Bettner could make a presentation to Council and the Board could make a recommendation to place the item on the agenda.

Ms. Bettner explained that she would need to know how many schools would be involved, how many students are in the public school system, and what the money would be earmarked for. She added that private schools can also be included and one question in the past is how the money is equitably divided.

Chair McNichols clarified that the recommendation would include the stipulation that the funds would go toward education.

Ms. Bettner stated that she could be reached at 305.392.1999 or on her cell phone at 305.775.0113. She will put together a PowerPoint presentation for Council. She offered to send a copy of the resolution from the Village of Pinecrest approving a public art event in the public and private right-of-way for a period of one year (see attached email).

Chair McNichols suggested recommending that the City Council adopt a resolution approving a public art event in the City of Miami Springs in the public and the private right-of-way for a period of one year to benefit Miami Springs' schools.

Board member Salomon stated that the project is two-fold because it benefits the City with wonderful art that will bring attention to the community and raise funds for education.

Ms. Bettner agreed with Board member Salomon that it will benefit the business community because people will come to see the art and patronize the restaurants and stores.

Board member Manning moved to recommend that the City Council adopt a resolution to approve a public art event in the City of Miami Springs in the public right-of-way and private right-of-way for a period of one year to benefit Miami Springs' schools. Board member Salomon second the motion which was carried 4-0 on a voice vote.

4. School Reports:

Miami Springs Elementary School Principal Sally Hutchings thanked the Education Advisory Board, City Manager Borgmann, Mr. Espinosa, and the employees for Civics Week.

Chair McNichols thanked Board member John Salomon for being the leader in organizing Civics Week.

Principal Hutchings recognized 5th grader Vincent Yin for winning 1st place in his dual piano recital in Jacksonville. She announced that curriculum portfolios were being finalized and they were able to give a couple extra passages. She stated that this year was the most difficult that the portfolio has been for 3rd grade, but she is hoping that they get 30 students secured by the portfolio to the 4th grade if they do not pass the FCAT. Enrollment is up two more students since the last meeting totaling 651 students, leaving the school at 102% capacity.

Principal Hutchings reported that the Accelerated Reader (AR) program and Media Specialist Ms. Pervado is holding the "Chill Out" activity for the kids to celebrate meeting their AR goals and they will also go bowling. The 3rd graders will be going to the museum, and the 2nd graders will be going to the movies. She also stated that for the first time ever the students in the gifted program will be going to the Seaquarium overnight.

Principal Hutchings stated that the PTA held field days for the students and they provided snow cones and water. The PTA has a new event starting on May 20th to celebrate the arts and have invited board members to attend on Friday night from 6:00 p.m. to 7:30 p.m. Student artwork will be displayed and the string orchestra and chorus will perform, as well as local musicians. It is the PTA's way of celebrating the arts due to possible budget cuts. They will also have mass letters go out for parents to send to the Governor.

In regard to goals for next year, Miami Springs Elementary along with Springview, are looking to develop and extend a spiral base at the elementary level to meet with the High School STEM program, according to Principal Hutchings.

Principal Hutchings stated that they currently have an advanced math program for 5th grade that is run through the after care enrichment program, so it is a fee based program. She would like to have this for the future and extend it for grades two and up. She also would like to get the students ready for the competitions that exist and possibly create an advanced Science and Technology program.

Principal Hutchings would like for the EAB to help in the recognition of students throughout the year for their achievements with incentives or rewards both at Springview Elementary and Miami Springs Elementary School.

Chair McNichols explained that the Education Advisory Board could recommend that the City Council recognize the students. She advised Principal Hutchings to let the Education Advisory Board or the City Manager know when they would like Council to recognize special students or teachers for their achievements. She added that it takes longer to go through the Education Advisory Board.

Principal Hutchings reported that students were invited to attend the City Council meeting to participate in the "I Led the Pledge" program; the Safety Patrol already attended and the Student Council will participate during the next Council meeting.

Chair McNichols clarified that Principal Hutchings' wish list was essentially to expand the math and begin the science technology as a curricular enhancement as opposed to after school, as well as expand the after school program.

Principal Maria Mason from Miami Springs Middle School reported that FCAT scores came out last week and scores are up. She stated that their EOC Algebra I end of the year course was somewhat confusing at the beginning due to a shut down of the Pearson's program throughout the whole state.

To answer Chair McNichols' question, Ms. Mason replied that Algebra I is not required this year, but it will be 30% of their grade next year. She said that it was a very stressful experience for the kids and they were not comfortable.

Principal Mason stated that students placed 2nd in the County for the Geography Bee and 3rd for the History Bee. The Junior Honor Society induction is May 31st, and last Saturday the 8th graders went to Universal Studios and had a safe and fun experience. They will be holding the end of the year dance and the end of the year awards ceremony will be held on Wednesday, June 1st at 7:00 p.m. at Miami Springs Senior High. She thanked Mr. Ennis for allowing them to use their auditorium.

Principal Hutchings stated that the new student orientation will be divided into two days due to such a large amount of parents last year. Tomorrow will be for Miami Springs, Lorah Park and Hialeah Elementary and Thursday will be for Springview and South Hialeah Elementary.

Principal Mason continued reporting on various school activities, including the “Eddies” on May 25th at Jungle Island. In sports, the girl’s basketball team went to division playoffs where they unfortunately lost. The chess team participated in the title one activities, and the tennis team went to the County Championships.

Principal Mason thanked everyone who participated and helped with Civics Week. She said that it was very well organized and the kids had a great time. The 6th grade will be having a multicultural fair next week and the Gifted Project Night is May 25th. She also reminded the Board that June 7, 8, and 9th is early release and students will be dismissed at 2:40 p.m.

Chair McNichols asked Ms. Mason if she could write or email a quick note about Civics Week and send it to the City Council or City Manager so they know that it was greatly appreciated and the schools really enjoyed it.

Principal Mason said that her wish is to have a better alignment of the Math program with the elementary schools. She suggested creating a program so that the schools know that they follow a Math magnet. She said that the Middle School is losing a lot of kids to Doral from the elementary schools. It seems that there could be public relations information about the Middle School’s strength in Math.

Principal Mason asked if the Education Advisory Board could assist with writing or creating grants since it is difficult for the school to do this due to funding.

Chair McNichols asked if Principal Mason included painting the school on her wish list and she responded that she does in fact have it included on her monthly report to the Region, in addition to new windows and the patio cover.

Chair McNichols suggested an idea for the School Superintendent to do an education tour of the school so that he can see what the needs are. She added that large companies like Airbus should also be assisting the schools.

Board member Gordon explained that he went by the school on the night that Experience Aviation held its open house and there were not many people in attendance.

Principal Hutchings stated that approximately fifteen parents attended and some came by after to request the information about the STEM academy. She explained there are flyers at the school.

Principal Dovale from Springview Elementary reported that three students were recognized for their artwork in the Water Conservation Contest. Each student received a t-shirt and a certificate. The Math team won 2nd place in the intermediate and primary competition at the Math Bowl. She is very proud of the 4th grade students for their reading and writing results because 100% of their students scored a 3 or above and 96% scored a 4 or above.

Principal Dovale stated that Civics Week was great and the school had their Career Day on April 25, with Mayor Garcia, Councilwoman Ator, and Councilman Espino attending. She announced that Mr. Borgmann was excellent with all of his help and 95 4th grade students were transported by bus to the museum to engage in some history about Miami Springs.

Principal Dovale commented that Senator René Garcia was a guest speaker who spoke to the students regarding the campaigning process. He shared information with the 4th grade students and answered questions to prepare them for their own Student Council campaign that would be taking place next week.

Principal Dovale reported on various activities, including Reading Under the Stars, the Book Fair, the General P.T.A. meeting and Kids ID. She explained that on the technology front, the school received 84 computers with the Qualified Zone Academy Bond (QZAB) funds that will be placed in classrooms. She added that the school was also able to use P-Sell (Promoting Science among English-Language Learners within a High Stakes Testing Environment) this year.

Chair McNichols asked what the plans were for summer school, and Ms. Dovale stated that she is not certain if the school will be having summer school or not.

Principal Ennis from Miami Springs Senior High reported that the Anchor Club was awarded the honor of International Anchor Club of the Year for the second year. He explained that testing extended from April 12th until this week, and it is now coming to an end. Testing included the end of course Algebra I and even with the nervousness the students were dealing with, they did better performance wise today. He said that they had a minor problem with the online testing program.

Principal Ennis commented that their baseball team ended up 17 and 5, and their softball team ended up 16 and 5. They are very proud of both teams. He advised the Board that the FCAT writing results were in; 70% were 4.0 and above, and 90% were 3.0 and above. He also noted that Civics Week was very enjoyable for the students and they were glad to participate.

Regarding his wish list, Principal Ennis stated that due to the budget cuts the school could really use volunteer assistance in the Media Center. He advised that tutoring is not a problem for next year, although they do need transportation for the students attending the program.

Principal Ennis reported that the Mu Alpha Theta math team will be competing this summer in Dallas, Texas.

Board member Gordon announced that the senior awards were great. He recognized 12th grade students who were accepted to the University of Southern California and Harvard University. He attended the event and all of the young people were excited. The Junior awards presentation will be held on May 25th at 8:00 a.m. in the school auditorium.

Principal Ennis said that the school is cross-cultural and they serve four communities. The school is blessed to have the students who are warm, giving, and academic and service oriented. He is very blessed because of teachers like Ms. Manning and volunteers that really care for kids.

Chair McNichols announced that tonight's meeting was going to be her last meeting on the Education Advisory Board as she has served for the last ten years. She explained that the Board had accomplished many things during this time and it would not have been possible without the principals attending every meeting, even though it is voluntary participation. She thanked everyone very much.

Chair McNichols explained the history of the proposed ele-middle school at Springview and how it divided the community. She said that there was no vehicle to vet the misinformation or to serve as a place where people could at least make a decision based on the correct information and that is the reason she proposed the creation of the Education Advisory Board.

Chair McNichols explained that the Board was able to address the proposal for the 1,600 seat addition at the High School by holding Town Meetings and eventually the school system built another school instead. She said that the process and the relationship works and the education compact would be the next level.

5. PTA/PTSA Reports

6. Business/Reports:

a. Civics Week

John Salomon wanted to personally thank City Manager Borgmann for doing an outstanding job with Civics Week. He said that the City responded very well and he is very pleased.

Chair McNichols moved to recommend that the City Council acknowledge City Manager Borgmann's efforts to make Civics Week happen. Board Member Gordon seconded the motion which was carried 4-0 on voice vote.

b. Youth Advisory Council

Chair McNichols announced that the Youth Advisory Council was approved by Council and it is going to be a pilot for one year and includes seven schools; they will meet four times a year beginning the next school year.

c. Enhanced Academic Committee

Board member Gordon thanked Principal Ennis and his staff for enhancing the awards. He mentioned that many schools give out Book Awards to Junior students and Miami Springs Senior High has selected outstanding students that are recognized by various universities. He said that it has been great working with Mr. Ennis and his staff.

Principal Ennis thanked Board member Gordon for his support. He said that he wished he could hire him as a consultant and that he could be around the kids more.

Chair McNichols thanked Board member Gordon for chairing the Enhanced Academic Committee.

d. EAB Goals for Next Year

Chair McNichols explained that one of her goals, and the reason she was asking the schools for wish lists, was so that next year the EAB would have somewhat of a road map and ideas that they could work on. She noted that the comments made by the school Principals were all related to goals in the compact.

Board member Gordon commented that the Board members could think about the goals over the summer and discuss them at the next meeting.

e. Legislative Issues

Chair McNichols stated that the legislation had passed many destructive and ridiculous bills. She questioned how it is going to be possible to enforce no "baggy pants". She commented that the schools will need to amend their Code of Student Conduct to specifically address that issue.

Board member Manning commented on the legislation in regard to the requirement for the Algebra I testing. She said that the High School ninth grade Algebra I is almost remedial because the gifted kids take the class in Middle School.

Chair McNichols also stated that other legislation includes Charter School expansion; the New World School of the Arts funding was cut in half and there is no capital for School Districts. She added that they changed the definition of core classes so that the class size amendment applies to fewer classes. She explained that last year 80% of all classes were core classes, and now 50% are. She explained that the District is saying the savings could be up to 20 million dollars.

Chair McNichols advised the Board members that something they should watch on a longer term basis is the redistricting because the Census was released. They will need to redraw all of the districts. There are 9 districts for the school board and all are non-partisan.

Chair McNichols reported that the Census shows the number of children being born to people who are usually of the highest child-bearing ages between 25 and 35 are low. She said that this means the enrollment will go down in the future or it may already be going down. It has been said that the district enrollment is going down because the kids are going to charter schools, but it might be that there are fewer kids.

Chair McNichols heard the Superintendent say that they have the same number of charter enrollments in Miami-Dade County as in New York City. There is some speculation that the budget cuts may hurt charter schools because their employees are not in the Florida Retirement System. Charter schools only have to meet the class-size amendment on a school-wide average and this seems to be unconstitutional.

Chair McNichols stated that the Superintendent's goal is to protect the classrooms and he still has to identify \$88MM. She predicted that next year will be worse.

f. Cancellation of June, July, August Meetings

Chair McNichols mentioned that although she suggested canceling the meetings, the Board members could decide otherwise.

Chair McNichols stated that the school wish lists could be identified from the minutes and the art program is a wonderful project that she would continue to help with. She would like the Board members to attend the City Council meeting when the program is presented since it is helpful to answer questions and support Ms. Bettner.

By consensus, Board members agreed to cancel the June, July and August meetings.

7. Other

Chair McNichols advised the Board that she has heard so often from City Council members and from the Clerk of the Board that the Education Advisory Board is the highest performing advisory board in the City and they are efficient and proactive. She explained that Boards make recommendations, but it requires some follow-up through the City Council members.

Chair McNichols explained that she has had several conversations with Iraida Mendez-Cartaya who is the Intergovernmental Affairs Director for Miami-Dade County Public Schools and the new District Liaison for the education compact is Lubby Navarro. She offered to make arrangements for Ms. Navarro to attend the next Education Advisory Board meeting to introduce herself and discuss some of the issues that were raised.

Chair McNichols stated that she spoke with Ms. Mendez-Cartaya about the possibility of the Superintendent holding an education tour of Miami Springs' schools and the District will help identify the businesses that will participate in the tour. The event will generate a lot of publicity and the Education Advisory Board can also participate. She spoke with the Superintendent directly and he indicated that he would be interested, but it is going to be up to the Education Advisory Board to pursue it through the District Liaison.

Chair McNichols noted that Carl Malek was present in the audience and asked if he had an update on the "Adopt-a-Park" program. She thinks it is a great idea for the schools and clubs to get involved in the program.

Mr. Malek responded that that he did not have anything further to report on the program at this time.

Board member Manning noted that the City website is much improved and it includes the advisory board minutes and the meeting calendar.

Board member Gordon offered to work on getting education items posted on the City's website.

Board member Manning stated that if an issue comes up over the summer it would be okay for the Board members to send the information to the Clerk of the Board for distribution.

Chair McNichols reminded the Board members that they cannot respond to each other. She added that there hopefully will be two new Board members appointed and it would be beneficial for them to listen to the Sunshine Law presentation.

8. Adjourn

There was no further business to discuss and the meeting adjourned at 8:07 p.m.

Respectfully Submitted,

Suzanne Hitaffer
Clerk of the Board

Approved as written at meeting of:

The comments, discussions, recommendations and proposed actions of City Citizen Advisory Boards do not constitute the policy, position, or prospective action of the City, which may only be established and authorized by an appropriate vote or other action of the City Council.

Suzanne S. Hitaffer

From: John Salomon [jsalomon@bellsouth.net]
Sent: Wednesday, May 18, 2011 4:37 PM
To: Councilman George V. Lob
Cc: Suzanne S. Hitaffer; heatherbettner@gmail.com
Subject: Public Art Education Fundraiser

Dear Councilman Lob,

Yesterday the Education Advisory Board discussed the possibility of having a public art project to raise money for our local schools. Currently, the Village of Pinecrest is in the process of something similar. In a nutshell here is what this entails:

1. An animal sculpture is designed specifically for the City of Miami Springs. (Pinecrest is doing dogs, Coconut Grove did Peacocks).
2. Once we agree on our type of animal they are purchased and donated to the city by private corporations, philanthropic organizations, and or private citizens.
3. Famous artists request a sculpture to paint and or decorate.
4. The finished sculptures are displayed within the city for a specified period of time.
5. Finally the sculptures are auctioned off and 100% of the proceeds go to our local schools.

Heather Bettner, president of Prince Media Development, came to the EAB meeting and presented this information to the board which was received enthusiastically. I myself am participating in the design of one of the Pinecrest dogs because one was donated to Palmetto Senior High where I currently work as an art teacher. I thought that our city could doubly benefit from something like this as it would not only benefit the local schools but also enrich and beautify our community.

Lastly, the EAB made a motion that the council consider this project. Additionally, Ms. Bettner has a powerpoint presentation that encompasses more information about this type of public art and is willing to present it to the city council. Lastly, as per the EAB's request, I have attached two resolutions for public art projects that were passed by the City of Miami and the City of South Miami. Thank you again for your support and I look forward to the possibility of such an endeavor right here in our beautiful city.

Kind regards,
John Salomon, Ph.D.
Miami Springs, EAB
305-710-3634
jsalomon@bellsouth.net



City of Miami
Legislation
Resolution

City Hall
3500 Pan American
Drive
Miami, FL 33133
www.miamigov.com

File Number: 10-00241

Final Action Date:

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE TEMPORARY PLACEMENT OF A SERIES OF SIX (6) FOOT FIBERGLASS PEACOCK STATUES IN COCONUT GROVE, AS PART OF "THE COCONUT GROVE PEACOCK TOUR," A PUBLIC ARTS EXHIBIT WITH PROCEEDS THAT WILL SUPPORT COMMUNITY LOCAL CHARITIES; SUBJECT TO APPLICABLE PERMITTING REQUIREMENTS, INDEMNIFICATION AND HOLD HARMLESS AGREEMENTS AS APPROVED BY THE CITY MANAGER, DIRECTOR OF RISK MANAGEMENT AND CITY ATTORNEY.

WHEREAS, "The Coconut Grove Peacock Tour" is a public arts exhibit featuring six (6) foot tall fiberglass peacock statues sponsored by local businesses and individuals, artistically designed by local artists, and placed in various locations in Coconut Grove; and

WHEREAS, at the end of the exhibit, which shall not be longer than six (6) months from placement, the peacock statues will be auctioned off with proceeds going to local charities; and

WHEREAS, the City Commission, after careful consideration of this matter deems it in the best interest of the general welfare of the City and its citizens to allow for the temporary placement of the peacock statues as part of "The Coconut Grove Peacock Tour", subject to applicant's compliance with applicable codes, regulatory, and permitting requirements and an indemnification hold harmless agreement in favor of the City as approved by the City Manager, Director of Risk Management and City Attorney;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

Section 1. The recitals and findings contained in the Preamble to this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

Section 2. The temporary placement, not to exceed a period of six (6) months from placement, of a series of six (6) foot peacock statues within the Coconut Grove Area, as part of "The Coconut Grove Peacock Tour," a public arts exhibit that supports the community through proceeds benefitting local charities, is authorized, subject to applicant's compliance with applicable code, regulatory, and permitting requirements and indemnification hold harmless as approved by the City Manager, Director of Risk Management and City Attorney.

Section 3. Representatives of "The Coconut Grove Peacock Tour" will coordinate with various City Departments for appropriate review and approval of the exhibit.

Section 4. This Resolution shall become effective immediately upon its adoption and signature of the Mayor. (2)

APPROVED AS TO FORM AND CORRECTNESS 



JULIE O. BRU
CITY ATTORNEY

Footnotes:

{1} The herein authorization is further subject to compliance with all requirements that may be imposed by the City Attorney, including but not limited to those prescribed by applicable City Charter and Code provisions.

{2} If the Mayor does not sign this Resolution, it shall become effective at the end of ten calendar days from the date it was passed and adopted. If the Mayor vetoes this Resolution, it shall become effective immediately upon override of the veto by the City Commission.

RESOLUTION No. 243-10-13277

A resolution of the South Miami City Commission authorizing temporary placement of a series of six (6) foot tall fiberglass manatee statues in South Miami, as part of the "South Miami Manatee Fest", a public-private arts exhibit with proceeds that will support community local charities; subject to applicable permitting requirements, indemnification and hold harmless agreements, as approved by the City Manager, and City Attorney; and providing an effective date.

WHEREAS, "The South Miami Manatee Fest" is a public arts exhibit featuring six (6) foot tall fiberglass manatee statues sponsored by local businesses and individuals, artistically designed by local artists, and placed in various locations in South Miami; and

WHEREAS, at the end of the exhibit, which shall not be longer than six (6) months from placement, the manatee statues will be auctioned off with proceeds going to local charities; and

WHEREAS, the City Commission, after careful consideration of this matter deems it in the best interest of the general welfare of the City and its citizens to allow for the temporary placement of the manatee statues as part of "The South Miami Manatee Fest", subject to applicant's compliance with applicable codes, regulatory, and permitting requirements, and an indemnification hold harmless agreement in favor of the City as approved by the City Manager and City Attorney;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA:

Section 1. The recitals and findings contained in the Preamble to this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

Section 2. The temporary placement, not to exceed a period of six (6) months from placement, of a series of six (6) foot manatee statues within South Miami, as part of "The South Miami Manatee Fest," a public arts exhibit that supports the community through proceeds benefitting local charities, is authorized, subject to applicant's compliance with applicable code, regulatory, and permitting requirements and indemnification hold harmless as approved by the City Manager and City Attorney.

Section 3. Representatives of "The South Miami Manatee Fest" will coordinate with various City Departments for appropriate review and approval of the exhibit.

Section 4. This resolution shall become active upon adoption by the City Commission and the signature of the Mayor.

PASSED and ADOPTED this 16 day of November, 2010.

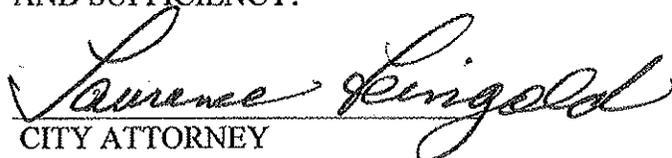
ATTEST:


CITY CLERK

APPROVED:


MAYOR

READ AND APPROVED AS TO FORM
AND SUFFICIENCY:


CITY ATTORNEY

COMMISSION VOTE: 4-1

Mayor Stoddard:	Yea
Vice Mayor Newman:	Nay
Commissioner Palmer:	Yea
Commissioner Beasley:	Yea
Commissioner Harris:	Yea

South Miami ^{NEWS}

Posted on Thu, Sep. 23, 2010

Manatees with a message are coming soon to SoMi

Nancy Eagleton
Community Newspapers

The South Miami Manatee Fest, a free public art event, is coming this winter. Fashioned after the cows of Chicago, the flamingos of Coral Gables and Miami Beach and the Peacocks of Coconut Grove, the manatees of SoMi will brighten the streets of the community while sending a message to protect the environment.

This unique, interactive art exhibit was founded by Heather Bettner, president of Prince Media Development, and will be sponsored by South Miami community members and businesses.

Sponsor opportunities for Manatee Fest are still available.

Bettner, who is also the organizer of the Coconut Grove Peacock Tour, said that a company's participation in art can be just as powerful as various media placements.

"Public art displays lift the profile of the community and unite businesses, citizens and visitors," she said. "The smiles and emotions that the Coconut Grove display has generated amaze me and have energized me to do more with art in public places."

First National Bank of South Miami is a premier sponsor of Manatee Fest and recently held a launch event in the Wirtz Gallery, located within the bank.

Veronica Birch Flores, executive vice president of FNBSM, said, "In line with our longstanding commitment to the arts, First National Bank of South Miami is thrilled to be the premier sponsor of this event."

Flores also represented Chamber South, which will present the 39th Annual South Miami Art Festival in November, and said that the chamber is committed to providing local businesses with great exposure opportunities.

In the early stages of planning Manatee Fest, Bettner collaborated with South Miami Mayor, Phillip Stoddard to determine which animal would best represent South Miami.

Mayor Stoddard said, "We asked ourselves, 'what South Florida animal do people love and revere?' We immediately thought of the manatee. They come into our canals and they are the only large mammals that make humans look good! They're humble, gentle and vulnerable."

Some of the six-foot tall, fiberglass manatees will feature calves with their mothers and all will be holding a globe to promote environmental issues. The manatee model will be introduced at the November Art Walk and the manatees will grace the streets of SoMi in mid-January and be placed close to their sponsors' locations.

"A public celebration to welcome the manatees will be held on January 14th," said Bettner.

"There will be food and music and the manatees will be on display for all to enjoy."

More than 24 award-winning local artists have signed on to paint the manatees, including Nancy Martini, Alex Yanes, Jennifer Andolino, Romero Britto and Ed King, just to name a few.

Bettner said that artist applications are still being accepted.

Endangered species artist, Alex Yanes, designed the Manatee Fest poster. "I'm honored to have the opportunity to be a part of this project and help bring awareness of the manatee and the environment to our children," he said.

South Miami resident and marine mammal specialist, Richard O'Barry, of Earth Island Institute, attended the launch event and is "happy to see the manatee receive much deserved attention."

O'Barry's efforts to expose the plight of dolphins and ensure their protection are featured in his Oscar-award winning documentary, "The Cove," and the new Animal Planet series, "Blood Dolphin."

Bettner's goal is for the manatees to stay on display in SoMi for one year. At the end of Manatee Fest, the pieces will be auctioned to raise money to benefit the sponsors' charities of choice.

"Our objective is to assist local non-profits that support environmental causes and children and family issues," said Bettner.

One such environmental non-profit is the Marjory Stoneman Douglas Nature Center, located in Crandon Park in Key Biscayne. Theodora Long, director, said "Marjory will be looking down upon the street named after her (Sunset Drive) and saying that things are going very well."

Interested sponsors and artists should call Heather Bettner of Prince Media at 305-775-0113 or email her at heather@princemediadevelopment.com.

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DRAFT

CITY OF MIAMI SPRINGS, FLORIDA

The **Golf and Country Club Advisory Board** met in Regular Session at 7:00 p.m. on Wednesday, June 8, 2011 in the Council Chambers at City Hall.

1. Call to Order/Roll Call

The meeting was called to order at 7:01 p.m.

The following were present:

Chairman George Heider
Vice Chair Phyllis Causey
Ken Amendola
Michael Domínguez
Mark Safreed

Also present:

Golf Director Mike Aldridge
Deputy City Clerk Suzanne Hitaffer
Board Secretary Elora Sakal

2. Approval of Minutes:

a. October 13, 2010

Minutes of the October 13, 2010 were **approved as written** on a motion by Vice Chair Causey, seconded by Board member Dominguez and it was carried 3-0 on voice vote (Vice Chair Causey and Board member Safreed did not vote as they were not in attendance at that meeting).

b. May 11, 2011

Board member Safreed moved to **approve the minutes as amended**. Board member Amendola seconded the motion, which carried 4-0 on voice vote (Vice Chair Causey did not vote as she was not in attendance at that meeting).

3. Old Business:

None.

4. New Business:

a. Discussion Regarding Strategies About Memberships

Golf Director Mike Aldridge was at a City Council meeting where they asked how Miami Springs residents' rounds could be increased. He stated that they could give them free memberships. The discussion started due to the lack of play from the Miami Springs residents.

Golf Director Aldridge stated that he used Groupon™ last Saturday through Sunday and sold 793 coupons and 87 came back to play. Unfortunately none were from Miami Springs.

To answer Chairman Heider's question, the rate was \$26.00 with no time restrictions.

Golf Director Aldridge stated that most customers used the Groupon™ ticket around 4:00 pm and during the week. The amount of phone calls he received for this offer was unbelievable.

Golf Director Aldridge commented that everyone who came was from outside of Miami Springs, they brought friends and they generated revenue. He advised that revenues went up 25% for the first seven days in June. He noted that people who purchased the coupons as gifts came from Palm Beach and Port St. Lucie.

Chairman Heider asked if it was limited to buying just one coupon.

Golf Director Mike Aldridge stated that he set it up two ways, in which they could only buy one Groupon™, and then buy another as a gift, in hopes that they would bring friends, which they did. They turned in 87 Groupons™ in the first weekend out of the total 793 sold.

Mr. Aldridge added that the Groupons™ expire December 6th, before their winter rates come into effect. He advised that within the next two weeks, they will be on LivingSocial providing another coupon that will also expire December 6th.

Golf Director Mike Aldridge stated that the revenues for one day were \$20,000.00. He noted that they will receive one third of the check for the next three months. He noted that that is the way Groupon™ works, in case a customer is not content with the product.

Board member Safreed stated that he had three people send him the link for that coupon. Golf Director Mike Aldridge reiterated that he could not believe the amount of phone calls he received on Friday morning at 8:00 am. He commented that he must have had a thousand phone calls.

Board member Safreed stated that that was a very aggressive rate at \$26.00 a round. He asked if taxes were included with the rate.

Golf Director Aldridge explained that taxes were included in the \$26.00 rate, along with a bucket of golf balls.

Golf Director Aldridge advised that tee time was not being affected. He stated that it was the most successful outcome for Groupon™ in Miami to date.

Golf Director Aldridge stated that Groupon™ asked him to post another coupon on their website again, but he is going to wait a while before posting another one due to the fact that he will be having another coupon on LivingSocial within the next few weeks.

Chairman Heider stated that that was good news. He questioned if they could do the same thing with memberships.

Golf Director Aldridge stated that it is a different product. He commented that Groupon™ is connected with Face Book.

Golf Director Aldridge advised that he had customers buying Groupon™ from North Dakota, Chicago and New York, where they sent the Groupon™ to their parents. He commented that he wanted to make sure the Groupon™ was on the website before Fathers Day.

Chairman Heider stated that he was aware that Golf Director Aldridge offered a free membership.

Golf Director Mike Aldridge advised that they were free in a certain aspect. He explained that he wanted to make sure that the residents of Miami Springs realize the value that they have on the golf course, by making it easier for them to go play golf. He noted that whatever decision they make, they are committed.

The Golf Director Aldridge stated that if somebody were to bring in a brand new member, they would get \$100.00 off their membership. He advised that he would like to see, and he is confident that it will happen, is that the membership for the Miami Springs residents is considerably less than what a non-resident pays.

Golf Director Aldridge advised that at the moment the percentage is 10-20% at the most, which should be in half.

Chairman Heider stated that he does not like the idea of giving away memberships for free.

Golf Director Aldridge noted that few Miami Springs residents use the golf course. He stated that the Community Center is able to give away a lot of things without any problem with the City Council. He commented that he wants Miami Springs residents to know that they can use the golf course.

Golf Director Aldridge stated that Saturdays and Sundays are the only days that they do not have as much room, but Mondays through Fridays they have plenty of room.

Board member Dominguez commented that one of his thoughts is if a member does not play then there is no benefit for a member. He explained that when he was a member, the main benefit he got was being able to walk.

Board member Dominguez explained that there might be people who would be willing to pay a certain fee to be able to walk the golf course. He stated that that would be a revenue generator that is not necessarily going to take away memberships.

Board member Dominguez stated that he does not know the numbers. He said that knowing the numbers are critical to show what kind of revenue they get from global residents.

Golf Director Aldridge stated that last year they had \$62,000.00 in memberships annually, when they used to generate \$92,000.00. He stated that out of that, \$24,000.00 is the membership.

Golf Director Aldridge noted that if they cut it in half it would be \$12,000.00. He stated that if they cut it in half, more people are going to join. He said that the most important thing is to get them to come to the golf course. He advised that to purchase a cart fee and purchase a range ball, the amount of a membership is minimal.

Chairman Heider stated that cutting the cost back from \$24,000.00 to \$12,000.00, they do not know exactly how many residents have a membership. He noted that the number may not even drop.

Golf Director Aldridge advised that \$24,000.00 represents about 35-40 members. To answer Chairman Heider's question, Golf Director Aldridge stated that that number represents Miami Springs residents.

Golf Director Aldridge stated that the option is that they would cut it in half to bring it to a point that it will go from 29 people and start to grow in number. He noted that their revenue does not come from the memberships; it comes from the cart fees. He reiterated that they just need people to come to the golf course.

Board member Dominguez asked if they had an idea of the traffic that they get from a person who is a non-member resident.

Golf Director Aldridge stated that it is a lot more than a resident. He stated that if they are losing revenue from anybody, it would be the residents.

Board member Dominguez stated that he wanted the information for regular revenue from a non-member resident.

Golf Director Aldridge stated that the revenue might be 10% at the most. He stated that if they took the Miami Springs residents' membership, along with the Miami Springs residents, it might get to 18%.

Golf Director Aldridge noted that 82% of revenue comes from outside of Miami Springs. He noted that when he discussed this with City Manager Borgmann and Assistant City Manager Gorland, they discussed what was spent on range balls and everything else; they came up with the 18%.

Board member Dominguez asked if the cart fee was something that they could work with for the member.

Golf Director Aldridge stated that it would be tough. He advised that the idea is to make sure that Miami Springs residents realize that they own this golf course, and it is not an expense. He corrected himself by stating that it is an expense, but it is a useable expense.

Golf Director Aldridge stated that he has read some of the emails stating that Miami Springs residents do not use the golf course like they should. He advised the Board that the papers he distributed with the membership prices will definitely be less and a lot less.

Golf Director Aldridge explained that in these tough times, residents have to realize that with their taxes on the property, they deserve to get some sort of benefit other than just buying the membership. He noted that the residents do not realize any benefits other than they save 10% off their greens fee, so they would save \$5.00.

Chairman Heider asked Board member Safreed if he had any ideas for the golf course.

Board member Safreed stated that the idea, especially with the resident membership, is that as residents they pay for the Course one way or the other. He explained that for a nominal membership fee, he does not see why it would be a problem.

Board member Safreed then stated that as far as the cart fees, he is not positive that they should skew them. He stated that someone mentioned an idea that if someone is a Miami Springs resident, they are a member of the golf course and there is no fee, but there could possibly be a \$5.00 or \$6.00 premium on the cart rates.

Golf Director Aldridge agreed with Board member Safreed, but suggested only doing that on the weekdays, due to the lack of customers they have during the week compared to the weekends.

Board member Safreed stated that there were two options that residents could choose from. One option being that there is a nominal fee, and the cart rates would remain the same. The second option being that there would be no fee, but there would be a premium cart fee or a walking fee.

Board member Safreed noted that with those options, residents do not have to pay to be a member, but if they wanted to walk, there would be a fee of \$6.00. He commented that they could also say that if someone were an annual resident, they would pay \$400.00 and not \$900.00.

Golf Director Aldridge worried that the only issue with the free option, is policing it. For example, customers would need a driver's license, and they may not bring it.

Vice Chair Causey explained that they should advise them that they need to have a driver's license. She stated that they may feel that they are getting more of a bargain if they pay \$6.00 for one item, and a little more for the cart.

Golf Director Aldridge stated that the only thing he is worried about is that whatever they decide on is going to be set in stone and there is no going back.

Board member Safreed stated that looking at it in a way where they put it out in the public, by putting an advertisement on Groupon™ for \$26.00 people are taking the opportunity at that rate.

Golf Director Aldridge noted that compared to advertising on the Herald, the Groupon™ was better exposure.

Board member Safreed stated that the fact of the matter is that they received a lot of interest with that rate.

Golf Director Aldridge commented that if they would have had 40 customers purchase the Groupon™ it would have been great, but the fact that they had 793 customers purchase it was unbelievably amazing.

Board member Dominguez stated that truthfully it is not a sustainable revenue generator.

Golf Director Aldridge stated that they are only allowed to use the Groupon™ website once a year, although they were asked to work with them again because they were the highest generating revenue for Groupon™ in Miami.

Board member Safreed stated that they can work with the pricing themselves, instead of just using coupons. He advised that they can use it as a barometer of saying where they would get the traffic they need to generate the profit they need.

Board member Safreed noted that he was invited to play golf in Pompano Municipal a couple of weeks ago and the rate was \$25.50 to play and \$14.00 to walk at anytime for anybody.

Golf Director Aldridge stated that they had 36 holes on their course. He stated that their fees on the weekends are high.

Chairman Heider asked if the golf course was full on the weekends.

Golf Director Aldridge stated that they are full on weekends up until 9:00 am and then they are quiet until about 11:00 am. He stated that from 11:00 am to 11:30 am they get a little bit of a push, and then it gets quiet until 1:00 pm. He commented that the busiest part of the day is 4:00 pm due to the coupons.

Board member Safreed stated that for \$20.00 he believes that they are getting a lot of activity.

Golf Director Aldridge stated that they received 173 of the coupons last week in 7 days.

To answer Board member Safreed's question, Golf Director Aldridge stated that they had no time frame before they began the Groupon™.

Golf Director Aldridge stated that there might have been a couple of customers who paid \$31.00. He stated that when he is running the pro shop, at 3:45 pm it gets filled with customers for 20 minutes.

Board member Safreed suggested that they do 6 customers at \$31.00 or 40 at \$20.00. He noted that it is not enough per person. He explained that they do not calculate total persons; they calculate total dollars. He noted that they need to generate about \$1.2MM in revenues.

Board member Safreed stated that another part of their discussion is asking where they get their rates at so they can get the traffic they need. He suggested having a fee of \$100.00 and seeing how that would work. He noted that it is vital that they get enough traffic coming through the door to keep the golf course running.

Golf Director Aldridge advised that the revenues they turned in this year for the budget were \$1.193MM. He noted that they had a \$157,000.00 loss. He stated that he hopes to be in the Premier Card program for the summer.

Board member Safreed asked what they would generate revenue wise on the Premier Card and how much would they actually get per round.

Golf Director Aldridge stated that they would generate everything.

To answer Board member Safreed's question, Golf Director Aldridge stated that they would set the rate. He stated that it would be approximately \$28.00 to \$29.00 in cart fees. He explained that they would get a percentage from all the carts sold.

He explained that he was asked three years ago to join with the Premier Card, but he respectfully declined because business for the golf course was good enough that it was not needed at that time.

Board member Amendola asked whose decision it is to begin with the Premier Golf card.

Golf Director Aldridge stated that it is Mr. Laponzina's decision.

Board member Amendola stated that he thought the card was already being used.

Golf Director Aldridge stated that it is indeed out already. He stated that they are trying to get on the winter card where they would get a 20% discount and it would get them on the summer card.

Golf Director Aldridge explained that they probably could have used the Premier Card program last summer, but they were not going to grant their customers cards and then have minimal holes to play on.

Golf Director Aldridge noted that he truly hopes and believes that they are going to be on the Premier card this year. He stated that it definitely draws more customers now than it did four years ago.

Board member Safreed commented that he knows many people who purchase the Premier card. He stated that it gives them a lot of options as to where they can play and their rates are reasonable during the summer.

Board member Safreed stated that he believes that they should try to flush out what they believe would be the best way to approach the membership for residents.

Golf Director Aldridge noted that they need to get the membership revenue up. They had a \$30,000.00 hit last year that they cannot afford in the budget this year.

Golf Director Aldridge said that he bought an ad in the Canadian paper that goes to every person that subscribes to this popular paper called "La Soleil" in Hollywood. He explained that he bought an ad for September and October advertising about the membership at the golf course that would be delivered to them saying that they could walk.

Golf Director Aldridge advised that they had a lot of people come down in October and saw the golf course and said they would see them next year.

Vice Chair Causey suggested that they could make a big push on advertising. She stated that they could put something in the Gazette making residents aware that this is their golf course and to come visit it. She suggested holding a promotion party to encourage memberships.

Golf Director Aldridge explained that he holds a parent-child event every first Sunday of the month and only four parents attended. He noted that he spent \$200.00 on that event.

Golf Director Aldridge stated that by August 15, 2011 they need to come up with some type of proposal that will help generate the revenue at the golf course. He stated that they need something that will encourage people to come to the golf course.

Chairman Heider stated that it is almost pointless to have two different rates for residents and non residents.

Golf Director Aldridge agreed, but they have to have two rates.

Board member Amendola read the following recommendation as follows,

“The City of Miami Springs Golf and Country Club Advisory Board would like to make the following proposal to the City Council that every household in Miami Springs that pays property tax should be entitled to a free membership at the club. We feel that since residents have been supporting the club through their tax payments, the facility should be at their disposal. This will stimulate interest in the club and form a new base for future golfers. Classes should be made available to teach new golfers the basics of the game in course etiquette. Rates for cart fees and walkers should be determined by the council and the Golf Director.”

Board Member Amendola suggested discussing free weekday memberships.

The Golf Director agreed to the proposal given by Board member Amendola.

Board member Amendola suggested trying it for a year to see how it works out.

Golf Director Aldridge noted that with the way that things work through the City Council, they would not be able to go back on their decision.

Board member Amendola stated that they could try it for a year and then the next fiscal year or the next time it comes up for a vote, they could decide whether they would like to continue it or not.

Golf Director Aldridge stated that they are able to do 75,000 rounds. He noted that at the moment they are only doing about 36,000. He commented that they are about 75% full on the weekends which means they are about a third full on the week days. He commented that he completely agrees with the week day proposal.

Board member Dominguez stated that he liked Board Member Amendola's proposal. He noted that they could possibly charge a weekend membership fee and a smaller fee for the week day memberships.

Golf Director Aldridge answered Board member Dominguez' question by stating that they already had two rates for weekday and weekend play.

Board member Dominguez stated that the new membership for the residents could come with a processing fee. He stated that they could teach course etiquette. He also suggested having someone walking on the course with their bags. He stated that what is most important is that the customer registers, gets a name tag and help generate the revenue.

Golf Director Aldridge explained that he attended a private club where any new member who wanted to play on the golf course had to go through an etiquette class no matter what the circumstances were.

Board member Dominguez stated that the fee for doing that training could be considered a small nominal fee. He stated that the intent is to give the residents a benefit.

Board member Amendola suggested letting them come to the golf course and giving them a bucket of golf balls to hit a few.

Golf Director Aldridge stated that at another private golf course called Wycliffe the way it works was that the first Monday of every week or month they would hold a class in which for Miami Springs it could be from 5:00 pm to 6:00 pm. He noted that if they wanted to go on the golf course they needed to go to the class. He stated that they would read the verbiage they offered, hit a few golf balls to make sure they were qualified and it was all for a fee of \$25.00.

Vice Chair Causey advised that they need to let the community know and somehow they need to get the word out.

Golf Director Aldridge stated that they could put an ad in the Gazette.

Board member Amendola suggested getting their mailing list.

Golf Director Aldridge stated that they have a mailing list.

Golf Director Aldridge stated that it would cost him more staff. He noted that they would have to put a starter on the first tee in the beginning.

Discussion ensued about how to maintain control of the new customers who come to play golf by creating tags for bags that the ranger can check to verify if they are scheduled for that day.

Board member Safreed stated that he does not foresee a huge number of people going to the golf course. He commented that he thinks it may help, but it is not promising.

Golf Director Aldridge stated that there is so little play now. He expressed that there are a lot of people who work that do not have enough time to play golf. He noted that the financial part is not the issue; time is. He commented that people may have the time to pay \$3 or \$4 to walk.

Board member Amendola stated that people who are just coming out for the first time will need shoes, golf balls, clubs, etc.

Golf Director Aldridge stated that all he needs the customers to do is show up.

Board member Amendola stated that when they put the word "free" in there it is going to get their attention. If they put it in the Gazette it will grab somebody's attention. Let residents know in those ads that they are getting a benefit because they are paying taxes towards it.

Golf Director Aldridge agreed to the proposal and stated that they get benefits at the Community Center as well.

Board member Amendola stated that he assumes people drive by the Community Center thinking that it was a waste of money and that it does not do them any good. He stated that they need to get residents out there to show them how it can benefit them.

He commented that it needs to increase the amount of traffic that they have now from Miami Springs residents.

Golf Director Aldridge stated that if they were to drive by the golf course at 9:00 am there would only be four cars in the parking lot.

To address board members Dominguez' concern, Golf Director Aldridge clarified that having weekdays only means cutting it back in half which means \$5,000.00. He stated that they have to be charged a fee. He commented that another thing that they are trying to work out with the accounting department is for full memberships that they pay over in four months. He noted that a lot of people do not have the funds.

Golf Director Aldridge explained that another option is that if an existing customer brings in a new member they would get \$100.00 off their membership. He advised board members that they especially need to increase the membership.

Chair Heider stated that before they do something that is free he would like to do something that has funds attached to it. He commented that he was not agreement with the proposal of giving anything for free.

Golf Director Aldridge stated that things do not necessarily need to be free, but there would be some type of nominal fee. He noted that if they wanted to be a member they would have to come to a class.

To answer Board member Dominguez' question, Golf Director Aldridge stated that everything would start October 1st and end September 30th as it is with the City.

Board member Dominguez emphasized the importance of the nominal fee being used at the golf course. He noted that if it does not get used then they will lose control over everything at the course.

Golf Director Aldridge stated that without a doubt the nominal fee has to be used.

Board member Dominguez agrees with both using the free proposal and not using it. He stated that the small amount of money that they are talking about now between the free and the nominal fee is such a small item. He commented that what is important is that they have control over the course and not lose control of it. He stated that residents who are paying \$50.00 or \$100.00 for the course are going to care more about it then if they weren't paying anything for it.

Discussion ensued about whether they would play more or less when they knew about the \$25.00 fee.

To answer Chair Heider's question, Golf Director Aldridge stated that if a customer went to play with a free week day membership and they had a couple fees attached to it, they would not have to pay anything on the weekends. He reminded the board that they would drop the memberships for the residents in half so they would be a member for the weekend.

To address Chairman Heider's concern, Golf Director Aldridge clarified that the weekly memberships would not be given away and they would still have a processing fee. He noted that if someone wanted to walk it would be \$5.00 and if they wanted a cart it would be \$20.00 instead of \$25.00. He stated that there has to be some sort of surcharge over a member.

Golf Director Aldridge explained that if they wanted to play on the weekends they would have to purchase some type of membership. He noted that what they charged would be cut in half.

To answer Chair Heider's question, Golf Director Aldridge stated that the weekend fee would be \$400.00 for a single.

Chairman Heider stated that they need to eliminate the senior, family, and singles memberships. He noted that there are probably only four or five single memberships in the area.

Golf Director Aldridge stated that the amount of memberships that Miami Springs purchases is diminutive.

To address Chairman Heider's concern, Golf Director Aldridge clarified that they are not giving away anything, they are reducing the fee. He noted that if a non-resident customer bought a membership for a week day and they decide to walk; it would be free. If a resident wanted to walk then they would pay approximately \$3.00 or \$5.00.

To answer Chairman Heider's question, Golf Director Aldridge stated that if a non-resident member who was playing for free on the week days now wants to play on the weekends, they would pay half of what the current resident membership is. He stated that there are two options. One option is that they get the Miami Springs resident fee as a resident. There is a weekday membership which entitles you to some sort of processing fee which can possibly be \$25-\$100.

Golf Director Aldridge explained that if they wanted to walk on a week day it would be \$5.00. If they wanted to take a cart it would be \$20.00 instead of \$25.00. He stated that if they wanted to play on the weekends and they buy a membership to the Miami Springs Golf Course, which is half of whatever the current seven day week the membership is would entitle them to play on the weekends and walk during the week for free.

Chairman Heider stated that he does not mind the new customer paying \$20.00 for a cart fee instead of \$25.00 because you want him to become a member. He noted that the whole idea is to get him to join with a membership.

Golf Director Aldridge stated that when it comes to the weekends he believes reasonably that if they charge \$900.00 for a membership at the current rate for a single member to play seven days a week, that for \$450.00 they can still play seven days a week and walk as much as they want during the week and when they come to play on the weekend they would need to take a cart before 1:00 pm for \$20.00. He noted it is just cut in half.

Chairman Heider advised Golf Director Aldridge that he has some concerns that they will have problems with people walking out on the golf course with the free memberships.

Golf Director Aldridge agreed that it would be somewhat difficult to monitor.

Chairman Heider stated that they would run into these problems during the summer time but not during the winter time because the sun will go down at 5:30 pm.

Golf Director stated that he agrees with Chairman Heider and there will be a lot more staff and policing. He noted that what he is saying now is not written in stone by any means so far.

Chairman Heider stated that any resident that will go to play golf will probably be novice.

Golf Director Aldridge agreed and stated that as Board member Amendola suggested that if a customer wanted to receive the free membership through the City of Miami Springs then they need to go to a class on a Monday at 7:00 pm. If they do not appear at the class, then they cannot receive it.

To answer Chairman Heider's question, Golf Director Aldridge stated that as long as someone takes the class then they will be able to use the golf course after. He explained that the teacher does not instruct when the golfer is able to play and that the class is an overall look at the rules of golf.

Board member Dominguez stated that his concern is that it would fall under the same category as a regular member. He noted that they are at that point where they have gotten the free membership for the week day and if they are playing so many rounds on a weekend he questions if it will be worth it to pay the additional weekend membership.

Discussion ensued about whether or not it would be worth it for customers to pay the additional fees.

Golf Director Aldridge reiterated that it will be tough to police the golf course during the summer and even in the winter time. He noted that it will be costly and they pay minimum wage.

To answer Chairman Heider's question, Golf Director Aldridge reiterated that the cost for a membership of a resident of Miami Springs would be half of the original cost which comes out to \$450.00.

Golf Director Aldridge advised that Miami Springs residents only save 10% when they should be saving 50%. He believes that if he cuts the memberships in half then they will get more memberships.

Board member Dominguez stated that there may be times when there will be a customer who falls in the middle and pays 5 hours to walk at the end of the year and pays their weekend round out of their pocket. He noted that they may entice the person who wants to play on the weekend to become a member now for \$500.00 which would be a good deal for them.

Board member Safreed asked if the rates would be per household.

Board member Amendola commented that he worded it as per household.

Board member Safreed stated that it would be similar to a family rate. If one person signed up then everyone in their family including wife, husband, and children would be under that same rate.

To answer Chairman Heider's question, Golf Director Aldridge stated that Miami Springs is no longer a retirement community. He commented that people who wanted to retire moved north. He reiterated that before August 15th he would like to have something that will benefit the Miami Springs residents.

Board member Safreed stated that if they do go with the resident rates as discussed then they will not need all of the other rates.

Golf Director Aldridge stated that one thing he learned about GrouponTM was that for the amount of people who bought the Groupon; they brought their friends.

To answer Chairman Heider's question, Golf Director Aldridge stated that they have no corporate memberships. He stated that they tried with the airlines but if they had the money for the membership and the Doral golf course had something twice as much as theirs then they would probably go to Doral. He noted that there was nothing wrong with Miami Springs but it is just how it would unfortunately work out. He commented that people just do not have the funds at the moment.

Chairman Heider questioned whether they would be able to have a coupon for the Boeing and Airbus Company to where they would drop it off at the front desk for any of the pilots who are taking classes.

Golf Director Aldridge stated that they have brochures of the Golf course there.

Chairman Heider asked if they had coupons inside them for example where they could play for \$25.00.

Golf Director Aldridge answered Chairman Heider's question by stating that they do not have coupons inside them. He stated that if something like that were to occur it would have to be approved by the City Council. He noted that most of the pilots apply for the senior rate. He stated that they do their best to take care of them.

Chairman Heider questioned why residents from Miami Springs play in Doral and not in Miami Springs.

Golf Director Aldridge stated that the reason is because truthfully the Doral golf course has some things that the Miami Springs golf course does not have.

Chairman Heider asked the Deputy City Clerk Suzie Hitaffer when the next scheduled meeting was.

Deputy City Clerk Suzie Hitaffer stated that they usually do not have meetings for the month of July. She stated that their next scheduled meeting was for August 10, 2011.

Board member Safreed asked Golf Director Aldridge if he thought that they would get anymore of an interest on the non-resident rate if they were a little more amiable.

Golf Director Aldridge stated that they would get half of the interest on the non-resident rate if they were a little more amiable. He noted that there is a big difference if you are a Miami Springs resident than if you are not one.

Chairman Heider stated that now they are giving the residents of Miami Springs more of an opportunity in which they can play on the week days for free or they can buy a membership which is going to be half the original rate. He noted that as far as he was concerned he did not think there should be any non-resident fees when people walk in.

Golf Director Aldridge stated that if he took that proposal to the City Council he is not sure how far it would go.

Chairman Heider stated that unfortunately they will have to reduce the rates in the winter time to get people to come back to the golf course.

To answer Chairman Heider's question Golf Director Aldridge stated that the non-resident fee was \$64.00 two years ago which means he dropped the price \$10.00.

Chairman Heider stated that their rounds were still down but they were not as bad this year.

Golf Director Aldridge stated that there were two reasons why rounds were down. One reason was because of the economy and the other was due to the irrigation system. He noted that the irrigation system really affected their business at the golf course. He stated that they came into the non-growing season so they were not able to grow grass.

Chairman Heider believes that they just really need to be aggressive when it comes to the coupons. He noted that he would really like to see the golf course filled with people on Saturdays and Sundays.

Golf Director Aldridge agreed with Chairman Heider.

Board member Amendola stated that Golf Director Aldridge needed to come up with the actual membership prices. He noted that they were just giving him the basic push to get him started on some ideas.

Chairman Heider asked Golf Director Aldridge for a spreadsheet of the finances that breaks everything down. He asked if he can get that to them before the next meeting.

Board member Dominguez asked if he can distribute it to the Deputy City Clerk.

Golf Director Aldridge stated that he can have them distributed to the Deputy City Clerk without any problems.

To answer Board member Amendola's question, Golf Director Aldridge stated that the tee boxes should be ready by the next shoot out. He stated that tee box number 4 may not be but as far as teeing off they would be ready by next shoot out.

Golf Director Aldridge stated that the golf course is in a lot better shape than it has been and everyone agreed.

Board member Safreed suggested that everyone should discuss rates.

To answer Board member Safreed's question, Golf Director Aldridge stated that the rates normally change on December 10th.

Board member Safreed wanted to make sure that everyone kept in mind the effect that Groupon™ had on the golf course.

Golf Director Aldridge stated that they had some people calling and asking if they could buy the coupons through the golf course. He explained that LivingSocial is almost the same as Groupon™ but they advertise a lot on the NBA (National Basketball Association). He reiterated that they will be having another coupon on LivingSocial in a couple of weeks.

5. Adjourn

Chairman Heider moved to adjourn. Board member Amendola seconded the motion, which was carried 4-0 on a voice vote.

There was no further business to be discussed and the meeting was adjourned at 8:11 p.m.

Respectfully Submitted,

Elora Sakal
Board Secretary

Approved as _____ during meeting of: _____

Words ~~-stricken through-~~ have been deleted. Underscored words represent changes. All other words remain unchanged.

“The comments, discussions, recommendations and proposed actions of City Citizen Advisory Boards do not constitute the policy, position, or prospective action of the City, which may only be established and authorized by an appropriate vote or other action of the City Council”.



DRAFT

CITY OF MIAMI SPRINGS, FLORIDA

The Miami Springs **City Council** met in regular session, Monday, June 13, 2011, and during the meeting sat as the **Board of Appeals**. The meetings were held in the Council Chambers at City Hall, beginning at 7:00 p.m. On **ROLL CALL** the following were present:

1) CALL TO ORDER AND ROLL CALL

The meeting was called to order at 7:30 p.m.

The following were present:

- Mayor Xavier M. Garcia
- Vice Mayor Bob Best
- Councilwoman Jennifer Ator
- Councilman Dan Espino
- Councilman George V. Lob

Also Present:

- City Manager James R. Borgmann
- Assistant City Manager Ronald K. Gorland
- City Attorney Jan K. Seiden
- City Clerk Magalí Valls

Sitting as the **Board of Appeals**, Council took the following actions:

2) APPROVAL OF MINUTES:

Minutes of the April 25, 2011 Board of Appeals meeting were approved as written.

Councilman Espino moved to approve the minutes. Councilman Lob seconded the motion, which was unanimously carried on roll call vote.

3) **NEW BUSINESS:**

Case # 12-V-11

Kristine and Remberto Morejón

661 Plover Avenue

Zoning: R-1B, Single-Family Residential

Lot Size: 75 ft. x 135 ft.

Applicants are seeking a variance from Code Section 150-017 Recreational vehicles (B) *Parking and storage*: To store a boat in the side yard of their property.

City Attorney Jan K. Seiden stated that the applicants have a boat that they would like to keep placed in their side yard. The back up documentation includes a number of photographs that were considered by the Board of Adjustment showing views from Plover Avenue, the west side, rear yard, east side and a copy of a diagram of the survey that was submitted by the Applicant.

City Attorney Seiden explained at the Board of Adjustment meeting the City Planner gave the standard explanation of the ordinance that basically states that owners are required to keep boats in enclosed structures or in the rear yard and if this is not possible and they have a hardship they can apply for a variance to keep the boat in the side yard.

Attorney Seiden said that the City Planner had explained that the boat is being maintained in the west side yard. The boat is 29 ft. in length, 8 ft. in width and 10 ft. in height. He stated that the second and third case photos show that the boat is of such a width that it could not be backed into the rear yard any further given the obstructions in that rear yard including trees.

Attorney Seiden commented that the City Planner pointed out that case photo number four indicates that in his opinion there was sufficient room in the back yard to place the boat there. He stated that being that they were the second house in from the west part of the block a rolling gate could be installed along the back yard across the back alley. He noted that it would also require the removal of some trees in order for the boat to be maneuvered in that area. He explained that the only other alternative that staff recommended is that the boat be removed from the property in its entirety because it is too high to be screened by an elongated wood fence or gate.

City Attorney Seiden stated in looking at the photograph from the front view of the home, they would notice two things. One issue is that the windshield is very large and is not one that can be moved; it is a permanent structure. The second issue is that the boat is so big that exceeds the flat roof structure that is a secondary structure to the home.

Attorney Seiden explained that the City Planner made the connection between this boat and another boat case on Ludlam saying that there are times when boats are just too big for properties, they cannot legitimately be placed anywhere on the property and they must be stored off-site. He said that the board had denied that variance, but left the owners the alternative to put it in the rear yard, in which case they would not need a variance.

To answer Mayor Garcia's question, Attorney Seiden stated that among the 27 notices sent out there were no responses received.

Councilman Espino asked if they can specify the grounds on which the Board of Adjustment denied the case as their motion reads.

City Attorney Seiden read the case as follows:

"Board member Fajardo advised the applicant that the boat is really big and if they could buy any kind of boat they should be able to park it in the correct place. She said they would be able to remove the canopy off the boat and she remembered a case in where the owners had removed the T-top of the boat, but apparently in this case that is not possible. Vice Chairman Fernandez said that looking at the windshield and the canopy it goes above the flat roof of the back. The applicant said that he will remove the canopy if he was asked to do so. Vice Chairman noted that the boat is too big for the property even if the owner takes off the canopy. Vice Chairman Fernandez moved to deny the requested variance. Board member Fajardo seconded the motion and was unanimously carried by a vote of the board."

Mayor Garcia asked to hear from the applicants.

Kristine Morejon distributed pictures she had taken of their boat without the canopy and of other boats that had been granted variances in Miami Springs.

Remberto Morejon showed a picture depicting the boat and he said that the top can be removed and is lower than the roof. He explained that the picture on page five is from 990 Ibis Avenue and has a T-top that was granted a variance with it still on the boat. He advised that also on page five is 188 Truxton Drive where there is a camper that seemed to be 35 ft. long and 12-15 ft. high.

To answer Councilman Espino's question, Remberto Morejon stated that he did not know of any hedge. He noted that the camper is very big and bigger than his boat. He commented that they are able to see the boat very easily because there is not a fence around it and the house was bought that way. He noted that if that is the issue he will put up a fence and work with it. He continued showing pictures of boats and campers on properties that do and do not have variances. He noted that the houses with addresses have variances and the pictures without addresses do not have variances.

Mayor Garcia explained that he went by to see this particular boat and he saw it before they took the canopy down. He advised that the canopy seemed like it gave that impression of a monstrosity of a boat. He said that for this meeting tonight he went around Miami Springs and looked at boats that are thinner in size and have permanent canopies that are even taller than their boats whether they were with or without the canopy.

Remberto Morejon explained that the picture on page three is a boat on his avenue that is clearly higher than his boat and it is a permanent T-top. He also commented that the picture on page four is another boat on his avenue and it is even bigger than the boat on page three.

Councilman Espino stated that the common issues are appropriate screening. He explained that with campers, the height is always going to be an issue. He said that only flat boats will go underneath a six foot fence. He commented that some of the boats for example on page three were covered so it unifies the look of the boat and allows it to blend in a little bit better. He stated that some people will put slats in their aluminum fence or they will put plastic or iron rods through it so you cannot see through it. He noted that some people even go so far as to put landscaping.

Councilman Espino explained that there is nothing covering the front of the boat and there needs to be screening. The fence that is already in existence is only a three foot fence so the boat is too visible from the street. He advised that there have been variances before because of an obstruction in the back rear and they have made some concessions. He noted that there needs to be a hardship with what the owners are going to provide in order to solve the situation. He stated that he would not be inclined to overturn the Board of Adjustment only because he needs to think of the neighbors as well.

Councilman Espino advised Council to think about this situation and if they would want it replicated over and over again. He noted that he cannot vouch for all of the pictures that the owners distributed. He stated that the decisions they make have precedential value and they have to think about all the people who have boats and what they are going to do coming forward.

Mayor Garcia asked if they were allowed to implement stipulations to the applicants.

City Attorney Seiden explained that on the board level there was more of a discussion of whether they were going to experiment by trying to put the boat in the back rear, which he assumed they decided not to try.

Remberto Morejon stated that he was unable to put it in the back because it would not fit through the alley and he would be unable to turn.

City Attorney Seiden explained that the Board never really had a discussion about screening. He commented that he was certain the applicant would be in agreement if the Council overturned the Board subject to screening. He noted that one of the things that needs to be looked at is in almost every one of the pictures, not only is there fencing, there is lush landscaping around and by the fences so that in addition to the fence there is also screening from a floral stand point. He advised that the one thing the boat does have in its favor is that it does not exceed the front of the house, but it would definitely need substantial screening on the side and a gate in the front.

Mayor Garcia explained that when the owners consider what it costs for storage of a boat, it is a lot of money compared to installing screening or fencing along the front and the side of the yard. He stated that that is the recommendation he is giving and if the owners would be willing to cover the front with a gate and the side with proper screening then he would be willing to consider overturning the decision of the Board of Adjustment.

Councilman Espino asked if there was a discussion of hardship.

City Attorney Seiden stated that there was not a discussion of hardship. He noted that the City Planner really felt that the boat was able to be put in the back yard, but naturally it would require something that they do not often require which is the cutting down of trees and there would have had to been a fairly elongated rolling gate. He explained that the only way to be 100% sure would be to send someone to the home. He explained that the hardship factor is that if it cannot go in the rear, then it can go on the side so long as it is properly screened.

Vice Mayor Best explained that in the defense to the Board of Adjustment they have had problems over the years with this exact activity before. He commented that this case was not nearly as egregious as they have faced before. He noted that he does uphold the board and their decision on this case, although the owners seemed to indicate wanting more than others to make amends and make it work in some fashion. He agrees with the Mayor that it could be achievable. He is somewhat concerned about some of the violations in the pictures and hopes that if some are in violation that Code Enforcement would take a look at them and determine if the property owners did what they were asked to do or not.

Councilman Lob explained that he lives on the same street and if the applicants agree to screen the boat properly he would be inclined to grant the variance.

Councilwoman Ator stated that she agrees with Councilman Espino and she is hesitant to over turn the decision of the Board of Adjustment. She explained that she does not want to grant variances that would create bad precedents. She agreed that a higher fence or some sort of landscaping would help accomplish the goal.

City Attorney Seiden asked if the three foot fence was theirs.

Councilwoman Ator answered that it was their neighbor's fence.

City Attorney Seiden stated they would have to discuss sharing a fence with their neighbors or they would have to put the fence inside of their property. He explained that in addition to that they would have to plant a hedge that would grow within a reasonable amount of time and in the front there would have to be a fence that would swing open for proper access.

Remberto Morejon said that they recently moved to the property and if the previous owner would have already had the fence, then he would not be having this issue now. He stated that he is willing to put up a fence and prepare a permit to get this process started as soon as possible.

Councilman Espino asked if they own a cover for the boat.

Remberto Morejon stated that they do not have a cover for the boat.

Councilman Espino reiterated that the boats with covers in the pictures appear to be less obstructive.

City Attorney Seiden stated that in a lot of the pictures all that is seen are the T-tops.

Remberto Morejon stated that the boat has a full enclosure. He explained that he brought it down so the Council could see what it looks like without it. He agreed that without it up he would be willing to get a cover because he does not want the interior of the boat to get damaged from water and the sun.

Councilman Espino moved to grant the variance to allow them to put the boat on the side yard with the condition that they appropriately fence the side of their home with a six foot tall fence and appropriately close the front of that space with a gate that is also six feet tall. He stated that they also need to appropriately screen the boat with fencing that matches the gate and provide appropriate foliage or any other type of plant screenings that might be necessary. Vice Mayor Best seconded the motion.

Councilman Lob suggested they could put foliage high enough instead of a fence. He believes it would look better considering that there is a three foot fence there already unless they discuss the arrangements with their neighbors.

City Attorney Seiden stated that he agrees but thinks that it would be Council's choice.

Councilman Lob stated that he suggested it because there was a specific motion to install a six foot tall fence.

Councilman Espino stated that the issue is in six to twelve months that it takes the hedge to grow, he presumed that they will grow, then it will look the way it does in the pictures. He appreciated Councilman Lob's proposal but he was not in agreement with it and stated that he would like to see a fence that will provide an immediate resolution to the issue.

Building and Zoning Supervisor Tex Ziadie presented issues that he had been running into recently with variances granted that were not quite specific enough as to the screening required. For instance, when the Council says a six foot fence he was unsure if that meant it could be a six foot chain link fence. He commented that it would be beneficial if Council would specify a six foot solid opaque fence which could be understood to be wood, aluminum or polyvinyl chloride (PVC) fencing so that it could not be seen through.

Mr. Ziadie noted that Council should be a little more specific in the wording so that property owners will know exactly what type of screening should be installed in their home and so he can be aware of what exactly to expect from Mr. Morejon.

City Attorney Seiden stated that although it may not always be in the motion, the explanation is very clear to the home owners that the purpose of the screening is to make it so that something cannot be seen.

Councilman Espino asked City Attorney Seiden if it would be appropriate to amend the motion.

City Attorney Seiden asked the property owners if they understood what the motion is.

Remberto Morejon answered affirmatively.

Vice Mayor Best suggested that the motion made by Councilman Espino could be amended with the word non-transparent.

Councilman Espino agreed to amend the motion and Councilwoman Ator offered the second. The motion was carried unanimously on roll call vote.

Council advised that they have 30 days to get the fence from the date they get the permit.

4. Other Business:

None.

5. Adjournment

There was no additional business to be considered by the Council sitting as the Board of Appeals and the meeting was adjourned at 8:02 p.m. to the Council Regular Meeting.

Respectfully submitted,

Magali Valls, CMC
City Clerk

Approved as _____ during meeting of: _____

Transcribed from tape by Elora R. Sakal.

Board of Appeals



City of Miami Springs, Florida

CANCELLATION NOTICE

The Historic Preservation Board Regular Meeting of Thursday, June 16, 2011 was canceled in advance.

The next regular meeting is scheduled for Thursday, August 18, 2011.


Suzanne S. Hitaffer
Secretary to the Board

cc: Historic Preservation Board Members
Mayor and Council
City Manager
City Attorney
City Clerk
Post



City of Miami Springs, Florida

CANCELLATION NOTICE

The Revitalization and Redevelopment Ad-Hoc Committee Meeting of Monday, June 20, 2011 was canceled in advance.


Suzanne S. Hitaffer
Secretary to the Board

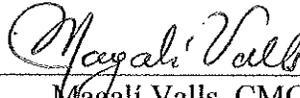
cc: Mayor and Council
City Manager
City Attorney
City Clerk
Post



CANCELLATION NOTICE

CODE REVIEW BOARD

Due to the fact that the City Council has not directed the Code Review Board to review any ordinances this month, the regular meeting of Thursday, June 23, 2011 has been canceled in advance.



Magali Valls, CMC
City Clerk

cc: Mayor and Council
City Manager
Assistant City Manager
City Attorney
Code Review Board Members and Secretary
Post

MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and
Legal Holidays
Miami, Miami-Dade County, Florida

STATE OF FLORIDA
COUNTY OF MIAMI-DADE:

Before the undersigned authority personally appeared MARIA MESA, who on oath says that he or she is the LEGAL CLERK, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

7A

CITY OF MIAMI SPRINGS
PUBLIC HEARING - JUNE 27, 2011

in the XXXX Court,
was published in said newspaper in the issues of

06/16/2011

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida, each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this

16 day of JUNE, A.D. 2011

(SEAL)

MARIA MESA personally known to me

NOTARY PUBLIC
STATE OF FLORIDA
Notary Public State of Florida
Cheryl H. Mamer
My Commission DD793490
Expires 07/19/2012



PUBLIC HEARING

The Miami Springs City Council will conduct public hearings at their regular meeting on Monday, June 27, 2011, at 7:00 p.m. in the Council Chambers at City Hall, 201 Westward Drive, Miami Springs, Florida regarding the following proposed ordinances:

ORDINANCE NO. 1019-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA AMENDING CODE OF ORDINANCE SECTION 113-11, FAILURE TO MAKE AFFIDAVIT, BY ENACTING A PROVISION WHICH REQUIRES THE SECURING OF A BUSINESS RECEIPT FOR OCCUPANCY A DESIGNATED BUSINESS LOCATION IN THE CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

ORDINANCE NO. 1020-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS CREATING CODE OF ORDINANCE SECTION 93-51, COLOR PALETTE COMPLIANCE; BY PROVIDING FOR APPLICABILITY, PALETTE COMPLIANCE, PROCEDURES FOR COMPLIANCE, AND ENFORCEMENT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; DIRECTIONS TO CODIFIERS; EFFECTIVE DATE.

ORDINANCE NO. 1021-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 150-028, ARCHITECTURAL AND DESIGN REGULATIONS; BY DELINEATING PROVISIONS ALLOWING USE OF UP TO THREE PAINT COLORS, AUTHORIZING THE BUILDING DEPARTMENT TO MAKE COLOR "SHADING" DECISIONS, AND REQUIRING NOTIFICATION OF COMPLETION BY OWNER TO CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

ORDINANCE NO. 1022-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 113-04, BUSINESS TAXES-SCHEDULE OF FEES, BY PROVIDING A FIVE (5%) PERCENT INCREASE IN THE COST OF ALL CITY BUSINESS TAXES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

Anyone wishing to offer verbal or written comment regarding the proposed ordinances may do so at the public hearings. Copies of the proposed ordinances are posted for public review on the bulletin board located next to the elevator on the first floor at City Hall.

Magali Valls, CMC, City Clerk

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).

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 seven days prior to the proceeding.
6/16 11-3-127/1713717M

136.60

City Council Meeting of:

ORDINANCE NO. 1019-2011

6-27-2011

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA AMENDING CODE OF ORDINANCE SECTION 113-11, FAILURE TO MAKE AFFIDAVIT, BY ENACTING A PROVISION WHICH REQUIRES THE SECURING OF A BUSINESS RECEIPT FOR OCCUPYING A DESIGNATED BUSINESS LOCATION IN THE CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

WHEREAS, the Code Compliance Department has previously experienced difficulty in enforcing the provisions of Chapter 113 of the Code against certain "*occupied*" designated business premises in the City; and,

WHEREAS, while the "*occupancy*" of the designated business premises has never been questioned, the issue of actually "*conducting business*" from the premises has proved to be an obstacle to enforcement; and,

WHEREAS, the City Administrative Staff has always believed that the "*occupancy*" of a designated premises, and not the actual "*conducting of business*", was the determining factor in requiring the securing of a receipt for the business premises; and,

WHEREAS, the failure to provide a Code provision in regard to the aforesaid issues has allowed a loophole to exist in the business receipt system of the City; and,

WHEREAS, the City Council has determined that it is in the best interests of the City and its citizens to enact legislation to close the loophole in the enforcement of Chapter No. 113:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That Code of Ordinance Section 113-11, Failure to make Affidavit, is hereby amended as follows:

~~Sec. 113-11. Failure to make Affidavit.~~

~~Each day's selling or disposing of merchandise or engaging in business without making the affidavit, as required in Sec. 113-08, shall constitute a separate and distinct violation of this chapter.~~

Sec. 113-11. Occupancy of Business Location; Receipt Required.

Any person, firm or business entity occupying any premises or location designated by the City for business use purposes shall be required to secure a receipt annually from the City. The failure to actually conduct business from the occupied business location shall have no bearing upon the duty and responsibility to secure an annual receipt from the City.

Section 2: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 3: That the provisions of this Ordinance shall be effective immediately upon adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Miami Springs,

Florida this _____ day of _____, 2011.

The motion to adopt the foregoing ordinance was offered on second reading by _____, seconded by _____, and on roll call the following vote ensued:

Vice Mayor Best " _____ "
Councilman Espino " _____ "

Councilman Lob
Councilwoman Ator
Mayor Garcia

" "
" "
" "
" "

Zavier M. Garcia
Mayor

ATTEST:

Magali Valls, CMC
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY



Jan K. Seiden, Esquire
City Attorney

First reading: 05/23/2011 (not discussed)
First reading: 06/13/2011
Second reading: 06/27/2011

Words ~~-stricken through-~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.

MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and
Legal Holidays
Miami, Miami-Dade County, Florida



PUBLIC HEARING

STATE OF FLORIDA COUNTY OF MIAMI-DADE:

The Miami Springs City Council will conduct public hearings at their regular meeting on Monday, June 27, 2011, at 7:00 p.m. in the Council Chambers at City Hall, 201 Westward Drive, Miami Springs, Florida regarding the following proposed ordinances:

Before the undersigned authority personally appeared MARIA MESA, who on oath says that he or she is the LEGAL CLERK, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

ORDINANCE NO. 1019-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA AMENDING CODE OF ORDINANCE SECTION 113-11, FAILURE TO MAKE AFFIDAVIT, BY ENACTING A PROVISION WHICH REQUIRES THE SECURING OF A BUSINESS RECEIPT FOR OCCUPYING A DESIGNATED BUSINESS LOCATION IN THE CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

CITY OF MIAMI SPRINGS
PUBLIC HEARING - JUNE 27, 2011

ORDINANCE NO. 1020-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS CREATING CODE OF ORDINANCE SECTION 93-51, COLOR PALETTE COMPLIANCE; BY PROVIDING FOR APPLICABILITY, PALETTE COMPLIANCE, PROCEDURES FOR COMPLIANCE, AND ENFORCEMENT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; DIRECTIONS TO CODIFIERS; EFFECTIVE DATE.

in the XXXX Court,
was published in said newspaper in the issues of

7B

06/16/2011

ORDINANCE NO. 1021-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 150-02B, ARCHITECTURAL AND DESIGN REGULATIONS; BY DELINEATING PROVISIONS ALLOWING USE OF UP TO THREE PAINT COLORS, AUTHORIZING THE BUILDING DEPARTMENT TO MAKE COLOR "SHADING" DECISIONS, AND REQUIRING NOTIFICATION OF COMPLETION BY OWNER TO CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida, each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

ORDINANCE NO. 1022-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 113-04, BUSINESS TAXES-SCHEDULE OF FEES, BY PROVIDING A FIVE (5%) PERCENT INCREASE IN THE COST OF ALL CITY BUSINESS TAXES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

Anyone wishing to offer verbal or written comment regarding the proposed ordinances may do so at the public hearings. Copies of the proposed ordinances are posted for public review on the bulletin board located next to the elevator on the first floor at City Hall.

Sworn to and subscribed before me this

16 day of JUNE, A.D. 2011

Magali Valls, CMC, City Clerk

Cheryl H. Mamer

(SEAL)

MARIA MESA personally known to me

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).

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 seven days prior to the proceeding.
6/16 11-3-127/1713717M

NOTARY PUBLIC
STATE OF FLORIDA
Notary Public State of Florida
Cheryl H. Mamer
My Commission DD793490
Expires 07/18/2012

136.60

ORDINANCE NO. 1020-2011

City Council Meeting of:

6-27-2010

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS CREATING CODE OF ORDINANCE SECTION 93-51, COLOR PALETTE COMPLIANCE; BY PROVIDING FOR APPLICABILITY, PALETTE COMPLIANCE, PROCEDURES FOR COMPLIANCE, AND ENFORCEMENT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; DIRECTIONS TO CODIFIERS; EFFECTIVE DATE.

WHEREAS, the City has recently approved color palettes for the commercial districts of the City; and,

WHEREAS, the City Council is desirous of securing compliance and conformity with the colors of the palettes applicable to the Neighborhood Business District ("NBD"), Central Business District ("CBD"), and Northwest 36th Street District of the City; and,

WHEREAS, the City Council understands and appreciates the economic burden being imposed upon the owners of properties in the "NBD", "CBD" and "Northwest 36th Street District" areas of the City by requiring compliance with the established color palette; and,

WHEREAS, the City Council is willing to provide a reasonable amount of time for property owners in the "NBD", "CBD" and "Northwest 36th Street District" areas of the City to paint their buildings in order to conform to the City's color palette; and,

WHEREAS, the City Council has determined that it is both proper and appropriate and in the best interests of the City and its citizens to secure compliance and conformity with the City's color palettes in the "NBD", "CBD" and "Northwest 36th Street District" areas of the City:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That Code of Ordinance Section 93-51, Color Palette Compliance, is hereby created as follows:

93.51 Color Palette Compliance.

- (A) Applicability - The provisions of this Ordinance shall be applicable to the Neighborhood Business District ("NBD"), Central Business District ("CBD") and "Northwest 36th Street District" of the City.
- (B) Compliance with Color Palette - This Ordinance requires that all commercial buildings within the applicable Business Districts of the City shall conform to the color palettes approved and authorized in Resolutions Nos. 2011-3510 and 2011-3511 and codified in Code of Ordinance Sections 150-028 (F) (2) (3).
- (C) Procedure for Compliance - Owners of property within the applicable Business Districts of the City shall paint their buildings to conform with the aforesaid color palette in accordance with the following procedures:
 - 1. All commercial buildings in the applicable Business Districts of the City are hereby required to be in conformity with the color palette of the City by no later than December 31, 2012.
 - 2. No building permit shall be required for the painting of any commercial building in order to conform to the City's color palette.

3. The first twenty-five (25) Commercial buildings that have had the entire exterior of the building painted within two years prior to the enactment of this Ordinance may, upon the presentation of proof of repainting to comply with the applicable City color palette, receive up to One Thousand (\$1,000.00) Dollars from the City towards the costs of repainting required by this Ordinance prior to December 31, 2012.
 - (4) The painting of commercial building exteriors may utilize as many as three (3) approved palette colors.
 - (5) The Building Department is authorized to approve minor "shading" variations in palette colors that may be caused by the use of paint from different manufacturing companies.
 - (6) Upon the completion of the exterior painting of any commercial building, the property owner shall provide the City Building Department with written or on-line notification and confirmation thereof.
- (D) Enforcement - Any commercial property located within the applicable districts of the City that is not in conformity with the aforesaid color palette of the City and the requirements of this Ordinance by December 31, 2012, shall be subject to the imposition of a fine in the amount of One Hundred (\$100) Dollars for each day that a violation of this Ordinance exists.

Section 2: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 3: That the codifiers are hereby directed to codify this Ordinance in the proper manner and format of the City of Miami Springs Code of Ordinances.

Section 4: That the provisions of this Ordinance shall be effective immediately upon adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Miami Springs,

Florida this 27th day of June, 2011.

The motion to adopt the foregoing ordinance was offered on
second reading by _____, seconded by _____,
and on roll call the following vote ensued:

Vice Mayor Best	" _____ "
Councilman Espino	" _____ "
Councilman Lob	" _____ "
Councilwoman Ator	" _____ "
Mayor Garcia	" _____ "

Zavier M. Garcia
Mayor

ATTEST:

Magali Valls, CMC
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY



Jan K. Seiden, Esquire
City Attorney

First reading: 06/13/2011
Second reading: 06/27/2011

Words ~~stricken through~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.

MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and
Legal Holidays
Miami, Miami-Dade County, Florida



PUBLIC HEARING

STATE OF FLORIDA
COUNTY OF MIAMI-DADE:

Before the undersigned authority personally appeared MARIA MESA, who on oath says that he or she is the LEGAL CLERK, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

CITY OF MIAMI SPRINGS
PUBLIC HEARING - JUNE 27, 2011

in the XXXX Court,
was published in said newspaper in the issues of

06/16/2011

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida, each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

7c

The Miami Springs City Council will conduct public hearings at their regular meeting on Monday, June 27, 2011, at 7:00 p.m. in the Council Chambers at City Hall, 201 Westward Drive, Miami Springs, Florida regarding the following proposed ordinances:

ORDINANCE NO. 1019-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA AMENDING CODE OF ORDINANCE SECTION 113-11, FAILURE TO MAKE AFFIDAVIT, BY ENACTING A PROVISION WHICH REQUIRES THE SECURING OF A BUSINESS RECEIPT FOR OCCUPYING A DESIGNATED BUSINESS LOCATION IN THE CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

ORDINANCE NO. 1020-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS CREATING CODE OF ORDINANCE SECTION 93-51, COLOR PALETTE COMPLIANCE; BY PROVIDING FOR APPLICABILITY, PALETTE COMPLIANCE, PROCEDURES FOR COMPLIANCE, AND ENFORCEMENT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; DIRECTIONS TO CODIFIERS; EFFECTIVE DATE.

ORDINANCE NO. 1021-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 150-029, ARCHITECTURAL AND DESIGN REGULATIONS; BY DELINEATING PROVISIONS ALLOWING USE OF UP TO THREE PAINT COLORS, AUTHORIZING THE BUILDING DEPARTMENT TO MAKE COLOR "SHADING" DECISIONS, AND REQUIRING NOTIFICATION OF COMPLETION BY OWNER TO CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

ORDINANCE NO. 1022-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 113-04, BUSINESS TAXES-SCHEDULE OF FEES, BY PROVIDING A FIVE (5%) PERCENT INCREASE IN THE COST OF ALL CITY BUSINESS TAXES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

Anyone wishing to offer verbal or written comment regarding the proposed ordinances may do so at the public hearings. Copies of the proposed ordinances are posted for public review on the bulletin board located next to the elevator on the first floor at City Hall.

Magali Valls, CMC, City Clerk

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).

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 seven days prior to the proceeding.
6/16

11-3-127/1713717M

136.60

Signed and subscribed before me this

16 day of JUNE, A.D. 2011

Cheryl H. Manner

(SEAL)

MARIA MESA personally known to me

NOTARY PUBLIC
STATE OF FLORIDA
Notary Public State of Florida
Cheryl H. Manner
My Commission DD783490
Expires 07/18/2012

ORDINANCE NO. 1021-2011

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 150-028, ARCHITECTURAL AND DESIGN REGULATIONS; BY DELINEATING PROVISIONS ALLOWING USE OF UP TO THREE PAINT COLORS, AUTHORIZING THE BUILDING DEPARTMENT TO MAKE COLOR "SHADING" DECISIONS, AND REQUIRING NOTIFICATION OF COMPLETION BY OWNER TO CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

WHEREAS, the City has recently adopted color palettes for the commercial districts of the City; and,

WHEREAS, it has already become apparent that the legislation requires the inclusion of certain practical consideration provisions; and,

WHEREAS, the proposed additional provisions are intended to clarify the processes and procedures involved with complying with the established color palette; and,

WHEREAS, the City Council has determined that the proposed additional provisions are both proper and appropriate and in the best interests of the City and its citizens:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That Code of ordinance Section 150-028, Architectural and Design Regulations, is hereby amended as follows:

150.028. Architectural and Design Regulations.

(A) ...

(B) ...

(C) ...

(D) ...

(E) ...

(F) Architectural and Design Guidelines - The following shall constitute the Architectural and Design Guidelines of the City in regard to commercial development, renovation, restoration and redevelopment projects in the City:

(1) ...

(2) The color palette for all commercial development, redevelopment, renovation and restoration projects in the City, except for the Northwest 36th Street District, adopted by Resolution No. 2011-3510, is hereby incorporated and codified herein.

(a) The painting of commercial building exteriors may utilize as many as three (3) approved palette colors.

(b) The Building Department is authorized to approve minor "shading" variations in palette colors that may be caused by the use of paint from different manufacturing companies.

(c) Upon the completion of the exterior painting of any commercial building, the property owner shall provide the City Building Department with written or on-line notification and confirmation thereof.

(3) The Color Palette for all commercial development, redevelopment, renovation, and restoration projects in the Northwest 36th Street District, adopted in Resolution No. 2011-3511, is hereby incorporated and codified herein.

- (a) The painting of commercial building exteriors may utilize as many as three (3) approved palette colors.
- (b) The Building Department is authorized to approve minor "shading" variations in palette colors that may be caused by the use of paint from different manufacturing companies.
- (c) Upon the completion of the exterior painting of any commercial building, the property owner shall provide the City Building Department with written or on-line notification and confirmation thereof.

{Intentionally omitted at this time}

Section 2: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 3: That the provisions of this Ordinance shall be effective immediately upon adoption by the City Council.

(THIS SPACE INTENTIONALLY LEFT BLANK)

PASSED AND ADOPTED by the City Council of the City of Miami Springs,
Florida this 27th day of June, 2011.

The motion to adopt the foregoing ordinance was offered on
second reading by _____, seconded by _____,
and on roll call the following vote ensued:

Vice Mayor Best	" _____ "
Councilman Espino	" _____ "
Councilman Lob	" _____ "
Councilwoman Ator	" _____ "
Mayor Garcia	" _____ "

Zavier M. Garcia
Mayor

ATTEST:

Magali Valls, CMC
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY



Jan K. Seiden, Esquire
City Attorney

First reading: 06/13/2011
Second reading: 06/27/2011

Words ~~-stricken through-~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.

MIAMI DAILY BUSINESS REVIEW

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Miami, Miami-Dade County, Florida



PUBLIC HEARING

STATE OF FLORIDA
COUNTY OF MIAMI-DADE:

The Miami Springs City Council will conduct public hearings at their regular meeting on Monday, June 27, 2011, at 7:00 p.m. in the Council Chambers at City Hall, 201 Westward Drive, Miami Springs, Florida regarding the following proposed ordinances:

Before the undersigned authority personally appeared MARIA MESA, who on oath says that he or she is the LEGAL CLERK, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

ORDINANCE NO. 1019-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA AMENDING CODE OF ORDINANCE SECTION 113-11, FAILURE TO MAKE AFFIDAVIT, BY ENACTING A PROVISION WHICH REQUIRES THE SECURING OF A BUSINESS RECEIPT FOR OCCUPYING A DESIGNATED BUSINESS LOCATION IN THE CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

CITY OF MIAMI SPRINGS
PUBLIC HEARING - JUNE 27, 2011

ORDINANCE NO. 1020-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS CREATING CODE OF ORDINANCE SECTION 93-51, COLOR PALETTE COMPLIANCE; BY PROVIDING FOR APPLICABILITY, PALETTE COMPLIANCE, PROCEDURES FOR COMPLIANCE, AND ENFORCEMENT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; DIRECTIONS TO CODIFIERS; EFFECTIVE DATE.

in the XXXX Court,
was published in said newspaper in the issues of

ORDINANCE NO. 1021-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 150-020, ARCHITECTURAL AND DESIGN REGULATIONS; BY DELINEATING PROVISIONS ALLOWING USE OF UP TO THREE PAINT COLORS, AUTHORIZING THE BUILDING DEPARTMENT TO MAKE COLOR "SHADING" DECISIONS, AND REQUIRING NOTIFICATION OF COMPLETION BY OWNER TO CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

06/16/2011

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida, each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

ORDINANCE NO. 1022-2011 — AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 113-04, BUSINESS TAXES-SCHEDULE OF FEES, BY PROVIDING A FIVE (5%) PERCENT INCREASE IN THE COST OF ALL CITY BUSINESS TAXES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

7D

Sworn to and subscribed before me this

Anyone wishing to offer verbal or written comment regarding the proposed ordinances may do so at the public hearings. Copies of the proposed ordinances are posted for public review on the bulletin board located next to the elevator on the first floor at City Hall.

16 day of JUNE, A.D. 2011

Magali Valls, CMC, City Clerk

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).

(SEAL)

MARIA MESA personally known to me

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 seven days prior to the proceeding.
6/16 11-3-127/1713717M

NOTARY PUBLIC
STATE OF FLORIDA
Notary Public State of Florida
Cheryl H. Manner
My Commission DD703490
Expires 07/10/2012

136.60

City Council Meeting of:
6-27-2011

ORDINANCE NO. 1022-2011

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 113-04, BUSINESS TAXES-SCHEDULE OF FEES, BY PROVIDING A FIVE (5%) PERCENT INCREASE IN THE COST OF ALL CITY BUSINESS TAXES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE.

WHEREAS, Ordinance No. 958-2007, enacted on August 27, 2007, amended Chapter No. 113 of the Code to provide for "Business Taxes" instead of "Occupational License Taxes", corrected certain prior Ordinance language in accordance with the new reference to "Business Taxes", and assessed five (5%) percent increases on all existing businesses listed in the City Schedule of Fees; and,

WHEREAS, pursuant to the provisions of Florida Statute Section 205.0535(4), Business Taxes can be increased by up to five (5%) percent every other year; and,

WHEREAS, the City Administration has proposed a five (5%) percent increase in all business taxes as is set forth herein; and,

WHEREAS, the City Council has reviewed and discussed the proposed Business Tax increases and determined that the proposed increases are in the best interests of the City and its citizens:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That Code of Ordinance Section 113.04, Schedule of Fees, is hereby amended as follows:

Chapter 113-04. Business Taxes.

Section 113-04. Schedule of Fees.

No person, firm, corporation or association shall engage in or manage any business, profession or occupation without first obtaining from the City a business receipt thereof, for each separate location in the City and paying therefore the following fee which shall be assessed and fixed as follows:

ABSTRACT COMPANIES

Agents or persons engaged in the business of making abstract of title from public records . . . ~~\$110.25~~ \$115.76

ADDING AND CALCULATING MACHINES OR CASH REGISTERS (See BUSINESS MACHINES)

ADVERTISING

Advertising or trade Inducement Company or individual. The term advertising or trade inducement company or individual shall be construed to apply to each person, engaged in conducting and advertising or trade inducement company or offering for sale any goods, wares, or merchandise by advertisement or in any other manner whereby prizes or other special inducements or schemes are offered to induce trade.

Each advertising or trade inducement company or individual or other as provided . . . ~~454.79~~ \$477.53

In streets. Each person advertising on the streets by any means:

Where no vehicle is used . . . ~~60.64~~ 63.67

Where vehicle is used, each vehicle . . . ~~60.64~~ 63.67

AGENCIES. Adding and calculating machines or cash registers (See BUSINESS MACHINES)

Automobiles, automobile trucks and trailers or other motor-driven vehicles or equipment (See AUTOMOBILES)

Book or canvassers, each agent or canvasser . . . ~~24.26~~ 25.47

Brokers (See BROKERS)

Collection (See COLLECTION AGENTS)

Consultants (per consultant) . . . ~~60.64~~ 63.67

Credit Reporting and Mercantile (See CREDIT REPORTING AND MERCANTILE AGENCIES)

Employment . . . ~~121.28~~ 127.34

Manufacturer's agents or representatives . . . ~~60.64~~ 63.67

Motorcycle (See AUTOMOBILES, MOTORCYCLES, etc.)

Tax

Each agent . . . ~~121.28~~ 127.34

Each agency . . . ~~121.28~~ 127.34
Theatrical or talent (per agency) . . . ~~121.28~~ 127.34
Travel agency or bureau . . . ~~60.64~~ 63.67

AIRCRAFT AND AIRCRAFT PARTS.

Dealers, in selling or leasing. Inventory on premises requires additional retail or wholesale merchants license. Alone or in connection with any other business . . . ~~60.64~~ 63.67

ALTERATIONS, CLOTHING OR TAILORING . . . ~~24.26~~ 25.47

AMBULANCE SERVICE OR BUSINESS

Operating ambulances as follows:

Not exceeding one ambulance . . . ~~36.38~~ \$38.20

For each additional ambulance . . . ~~24.26~~ 25.47

AMUSEMENT ARCADE.

The term amusement arcade is a place where automatic coin-or slug-in-the-slot music playing, picture-displaying, weighing, punching, and candy and chewing gum vending, and other similar automatic or vending machines are maintained and operated for profit. Coin-operated machines license must also be obtained. Each person operating machines as follows:

Not exceeding 50 machines . . . ~~60.64~~ 63.67

More than 50, but not exceeding 100 machines . . . ~~121.28~~ 127.34

More than 100, but not exceeding 150 machines . . . ~~181.91~~ 191.01

More than 150 . . . ~~181.91~~ 191.01

AMUSEMENTS.

Place of public amusement not otherwise provided for . . . ~~757.97~~ 795.87

ANIMAL GROOMING (See DOG OR OTHER SMALL ANIMAL)

ANTIQUÉ SHOP.

When the average value of stocks of goods carried is as follows:

Not exceeding \$1,000.00 . . . ~~48.51~~ 50.94

More than \$1,000.00 for each additional \$1,000.00 or fractional part thereof . . . ~~6.04~~ 6.34

APARTMENT HOUSES. (Must show proof of license from hotel and restaurant commission.) Apartment unit means two or more rooms with kitchen facilities.

Apartments, three units or more, not including one unit free for manager or owner, per unit . . . ~~4.41~~ 4.63

Cabanas operated for profit, in connection with swimming pools, per cabana . . . ~~4.41~~ 4.63

Hotel rooms, not including two rooms permitted for living quarters for manager or owner, per room . . . ~~3.34~~ 3.48

Hotel rooms and apartments in one building,
per hotel room . . . ~~3.34~~ 3.48

per apartment unit . . . ~~4.41~~ 4.63

Swimming pools operated for profit, alone or in connection with another business, or as part of an apartment, but not including cabanas, per swimming pool . . . ~~60.64~~ 63.67

ARCADE, AMUSEMENT (See AMUSEMENT ARCADE)

ARCHERY RANGES . . . ~~60.64~~ 63.67

ARMORED CAR SERVICE . . . ~~60.64~~ 63.67

ART OR PHOTOGRAPHIC STUDIO . . . ~~60.64~~ 63.67

ATTORNEYS-AT-LAW AND LAWYERS. For each attorney or lawyer in each separate location (Not subject to discount) . . . ~~33.08~~ 34.73

AUCTIONEERS. Not prorated and nontransferable . . . ~~454.76~~ 477.50

For sale, each day or fraction of a day at each location of goods, wares, merchandise, or real estate . . . ~~55.13~~ 57.89

AUTOMOBILES

Chauffeurs (See Hire and rent)

Filling station (See Service stations)

Garage. Parking garage or lot. A privately owned building or lot or part thereof containing at least 1,500 square feet of parking area open for use of the public for parking of vehicles on an hourly, daily, weekly, monthly, or seasonal basis upon payment of a fee therefor.

Per parking space . . . ~~3.31~~ 3.48

Hire and rent. (Must comply with Chapter 115 to receive license.)

Automobile renting business. (Drive-it-yourself) . . . ~~330.75~~ 347.29

Taxicabs, for-hire cars, and sightseeing cars.

Operators for hire seating four to six passengers, not equipped with taximeter. Chauffeur's licenses for driving motor vehicles in transportation of persons for compensation . . . ~~2.24~~ 2.32

Sightseeing. Persons operating sightseeing automobiles or vehicles, based on the passenger capacity of each vehicle operated as follows:

Not exceeding ten passengers . . . ~~24.26~~ 25.47

More than ten, not exceeding 20 passengers . . . ~~36.40~~ 38.20

More than 20 passengers . . . ~~60.64~~ 63.67

Taxicabs. Must comply with all licensing regulations. Refer to Chapter 115. Each vehicle . . . ~~110.25~~ 115.76

Parking (See Garage)

Recreation vehicles (See Sales, in general)

Repair

Garage (See REPAIR SHOP)

Storage garage. For keeping, storing, cleaning, and caring for and repairing only such automobiles or other motor-driven vehicles or equipment as are kept in storage. (If outside repairing is done, machine and repair shop license is required.) With capacity for storing cars as follows:

Not exceeding 25 cars . . . ~~36.40~~ 38.20

More than 25, not exceeding 50 cars . . . ~~60.64~~ 63.67

More than 50 cars . . . ~~121.28~~ 127.34

Repair shop (If not otherwise licensed under AUTOMOBILES)

One to five persons . . . ~~121.28~~ 127.34

More than five persons - additional . . . ~~11.03~~ 11.58

Sales

In general, new.

Agencies or persons engaged in sale of automobiles, trucks or tractors, or other motor-driven vehicles. However, automobile agencies licensed under the provisions of this schedule are permitted to conduct a repair shop and to carry in stock repair parts to serve the different lines or makes handled, and to deal in secondhand cars taken in exchange on sales of new cars; provided the entire operation is conducted from one location . . . ~~484-94~~ 191.01

For each additional location for sale or cars taken in exchange on sale of new cars under the foregoing paragraph . . . ~~124-28~~ 127.34

In general, secondhand or used.

Agencies or persons engaged in trading, buying, and selling secondhand automobiles, trucks, tractors, or other motor vehicles for each location . . . ~~484-94~~ 191.01

Motorcycles and sidecars or similar motor-driven vehicles or equipment. Motorcycle agencies licensed under the provisions of this schedule are permitted to conduct a service station and repair shop and to carry in stock the necessary repair parts and tires to service the different lines or makes licensed, and to deal in secondhand motorcycles taken in exchange on sales of new motorcycles; provided the entire operation is conducted from one location. (Does not permit handling repair parts, accessories, or tires to be sold at wholesale or retail to the trade, for which merchant's license is required.)

One line of one make only . . . ~~60-64~~ 63.67

For each additional line of one make . . . ~~60-64~~ 63.67

Trailer, Automobile

One line of one make only . . . ~~60-64~~ 63.67

For each additional line of one make . . . ~~60-64~~ 63.67

Service Stations. Providing one or more of the following services, each to be charged separately, with a maximum of . . . ~~140-25~~ 115.76

Accessories (\$500.00 permissals under filing station license, but if exceeding \$500.00 must pay this fee.)

Not exceeding \$1,000.00 . . . ~~48-54~~ 50.94

More than \$1,000.00 for each additional \$1,000.00 or fractional part thereof . . . ~~6-04~~ 6.34

Filling station. (Permitting a stock of accessories, repair parts, or tires and tubes, not to exceed \$500.00 in value, to be carried.) Alone or in connection with any other business:

Drive-in service

Not exceeding four gasoline pumps . . . ~~60-64~~ 63.67

For each additional gasoline pump . . . ~~42-43~~ 12.74

Machine and repair shop (also body and paint shop, machine shop)

One to five persons engaged in repair work . . . ~~42-43~~ 12.74

More than five persons engaged in repair work, per person . . . ~~44-03~~ 11.58

Tire repairing, retreading, and vulcanizing (permitting sale of secondhand tires) . . . ~~60-64~~ 63.67

Trailer rental (U-Haul-It) . . . ~~124-28~~ 127.34

BAGGAGE TRANSFER AND FREIGHT FORWARDING (See TRANSFER AND FREIGHT FORWARDING COMPANIES)

BAIL BONDSMEN . . . ~~55.13~~ 57.89

Each bondsman in Bondsmen Office – 55.13 57.89

BAKERIES

Manufacturing bakery products.

Within corporate limits of the City for, and selling or delivering in the conduct of, the wholesale bakery business, or the wholesale and retail bakery business and operating not more than five delivery trucks . . . ~~60.64~~ 63.67

Within corporate limits of the City for, and selling or delivering in the conduct of, the wholesale bakery business or the wholesale and retail bakery business, and operating more than five delivery trucks . . . ~~272.84~~ 286.48

Within corporate limits of the City for, and selling at retail only from, the premises of manufacture and operating delivery service, with no more than two delivery trucks for each retail place of business . . . ~~24.26~~ 25.47

In addition thereto, for each delivery truck in excess of two (truck identification tags to be supplied by the City) . . . ~~24.26~~ 25.47

Products distributors. Selling or distributing bakery products not manufactured within corporate limits of the City, each distributor . . . ~~272.84~~ 286.48

BALLROOMS OR DANCE HALLS, PUBLIC . . . ~~121.28~~ 127.34

BANKRUPTCY AND CLOSING-OUT SALES. Engaging in, managing, or conducting at retail any sale of goods, wares, merchandise under the circumstances stated.

For a period not exceeding 15 days . . . ~~55.13~~ 57.89

For a period not exceeding 30 days . . . ~~140.25~~ 115.76

For a period not exceeding 60 days . . . ~~165.40~~ 173.65

And a further fee of \$1.00 per \$1,000.00 of the price set forth on the inventory. However, no such license shall be issued for more than 60 days. Supplemental licenses extending time of sale (per day for the time during which such supplemental license is granted) . . . ~~55.13~~ 57.89

Purchasing at sale under assignment for benefit of creditors or for trustee in bankruptcy and advertising as bankrupt or distressed stock in resale. For each and every day during the continuance of the sale . . . ~~210.00~~ 220.50

BANKS OR TRUST COMPANIES . . . ~~272.84~~ 286.48

BARBER SHOP

First chair set up . . . ~~18.17~~ 19.08

Each additional chair . . . ~~12.13~~ 12.74

BEAUTY PARLORS

For the first beauty parlor or barber chair set up in such place of business . . . ~~18.17~~ 19.08

For each additional beauty parlor or barber chair set up . . . ~~12.13~~ 12.74

For each permanent-wave machine set up in such place of business . . . ~~12.13~~ 12.74

For each manicuring table in such place of business . . . ~~12.13~~ 12.74

BICYCLES (See SALES, SERVICE, AND RENTAL)

BLUE-PRINTING, MAP, AND PLAT MAKERS. Alone or in connection with any other business . . . ~~60.64~~ 63.67

BONDS, STOCKS, MORTGAGES, OR OTHER SECURITIES. Broker, alone or in connection with any other business (unless licensed under banks or investment counselor) . . . ~~181.94~~ 191.01

BOOKKEEPERS (See PROFESSIONAL)

BOOKS (See NEWS DEALERS)

BOOT AND SHOE REPAIR SHOP. Alone or in connection with any other business. (Permitted to deal in or sell only such secondhand boots or shoes as are necessary to sell for charges for repairs by the repair shop hereby licensed:

Operated by hand . . . ~~24.26~~ 25.47

Operated by power machinery . . . ~~36.40~~ 38.20

BOOTBLACK STAND. Alone or in connection with any other business, each chair . . . ~~6.04~~ 6.34

BOOTS AND SHOES (See MERCHANTS)

Secondhand dealers in . . . ~~181.94~~ 191.01

BOTTLED WATER

Distributors (See WATER, bottled, aerated, etc.)

BOTTLES

Secondhand dealers in . . . ~~60.64~~ 63.67

BOWLING OR TEN-PIN ALLEYS

Each location:

One alley . . . ~~60.64~~ 63.67

Each additional alley . . . ~~36.40~~ 38.20

BROKERS. One who buys from or represents the manufacturer, producer, or other seller, who may or may not carry stock on hand, and who sells to the jobber, wholesale or other trade, setting as intermediary between buyer and seller for the consideration of a brokerage fee or commission from either the buyer or seller.

Boats, ships, and yachts . . . ~~121.28~~ 127.34

Business . . . ~~60.64~~ 63.67

Customs . . . ~~121.28~~ 127.34

Dealers in futures and options . . . ~~757.97~~ 795.87

Handling stocks, bonds, mortgages, or other securities. Alone or in connection with any other business. Each Broker . . . ~~181.94~~ 191.01.

Mercantile. Each person handling materials and supplies or other goods, wares, or merchandise, alone or in connection with any other business. (Does not permit stock of goods for which additional license is required as provided herein, in each case for the class of stock handled); provided, that merchants, retail dealers, and merchants, wholesale and jobbers, paying license fees aggregating \$100.00 or more, are permitted to do a mercantile brokerage business without additional license, each broker . . . ~~121.28~~ 127.34

Real estate . . . ~~60.64~~ 63.67

Theater tickets . . . ~~181.94~~ 191.01

BUILDING AND LOAN ASSOCIATIONS . . . ~~272.84~~ 286.48

BUSINESS BROKER . . . ~~60.64~~ 63.67

BUSINESS MACHINES. Agents or dealer. (Permitted to rent business machines without additional license, also to carry in stock the necessary repair parts to serve the different lines of business machines dealt in; provided, that the entire operation is conducted from one location. Does not permit handling repair parts, accessories, or supplies to be sold at wholesale or to the trade, for which a merchants license is required. Permitted to handle or deal in new and rebuilt or secondhand business machines.)

Provided that the average value of stocks of goods carried is as follows:

Not exceeding \$50,000.00 . . . ~~121.28~~ 127.34

More than \$50,000 . . . ~~181.91~~ 191.01

BUSINESS OR COMMERCIAL SCHOOLS. (See SCHOOLS and NURSERIES)

BUTCHERS AND BUTCHER SHOPS

Butchers, meats and packing-house products.

Wholesale, dealing in their own products (except those covered by Merchants, Jobbers and distributors) . . . ~~60.64~~ 63.67

Shops, retail. Alone or in connection with any other business. (Permitted to handle poultry without additional license.) Employing meat cutters as follows:

Not exceeding two cutters . . . ~~24.26~~ 25.47

More than two, not exceeding five cutters . . . ~~60.64~~ 63.67

More than five cutters . . . ~~121.28~~ 127.34

CABANAS (See SWIMMING POOLS OR NATATORIUMS)

CABARETS (See NIGHTCLUBS OR CABARETS)

CAFES AND CAFETERIAS (See FOOD SERVICE ESTABLISHMENTS)

CANDY AND CONFECTIONERY MANUFACTURER. Operating in connection with retail store. (See MERCHANTS)

CANDY AND SOUVENIR PEDDLERS (See PEDDLERS)

CARNIVALS, STREET SHOWS, EXPOSITION COMPANIES, OR SHOWS OR PERFORMANCES GIVEN IN ANY TEMPORARY ENCLOSURE

For the first day . . . ~~413.44~~ 434.11

For each day thereafter . . . ~~248.06~~ 260.46

CARPETS AND RUGS (See CLEANING CARPETS AND RUGS; for sales, see MERCHANTS)

Installation . . . ~~60.64~~ 63.67

CATERING (See FOOD SERVICE ESTABLISHMENTS)

CEMENT, LIME, AND PLASTER CONTRACTOR (See CONTRACTORS)

CIGARS AND TOBACCOS (See TOBACCO AND CIGARS)

CIRCUSES

Each day . . . ~~689.06~~ 723.51

Parades. For each parade through the streets where performance is given outside the limits of the City. (Not permitted without approval of the chief of police). Each parade . . . ~~55.13~~ 57.89

CLAIMS AND ACCOUNTS, COLLECTING (See COLLECTION AGENCY)

CLEANING CARPETS AND RUGS

By hand or vacuum process. Alone or in connection with any other business . . . ~~24.26~~
25.47

CLEANING, HOUSE AND WINDOW (See HOME MAINTENANCE SERVICE)

CLEANING PLANTS AND AGENTS. In general:

Persons engaged in the business of cleaning, pressing, or dyeing . . . ~~121.28~~ 127.34

Cleaning or pressing outlets (retail). Where no cleaning or pressing or dyeing is done on the premises and where no steam press or irons are used . . . ~~24.26~~ 25.47

Cleaning or pressing shops (retail). Where no cleaning or dyeing is done on the premises, but where pressing is done and only one steam press is used . . . ~~36.40~~ 38.20

For each additional steam press used . . . ~~24.26~~ 25.47

Without establishing place of business. (Including rug and carpet cleaning). Each vehicle or solicitor used in soliciting, collecting, or delivery . . . ~~181.91~~ 191.01

CLINICAL LABORATORY

Alone or in connection with any other business . . . ~~60.64~~ 63.67

CLOTHING

Alterations or tailoring . . . ~~24.26~~ 25.47

Retail (See MERCHANTS)

Secondhand, each person dealing in . . . ~~181.91~~ 191.01

CLUBS, PRIVATE (must obtain separate licenses for food service or entertainment) . . . ~~60.64~~ 63.67

COIN-OPERATED MACHINES

Automatic or coin-operated service trade machines

Up to 15 machines . . . ~~66.15~~ 69.46

For each additional machine . . . ~~4.41~~ 4.63

Distributor's license (Placing for operation; distributing to location operators. Fee applicable if distributor maintains a place of business within the corporate limits of the City.)

Each machine, to 100 machines . . . ~~22.05~~ 23.15

Above 100 machines . . . ~~1,378.13~~ 1,447.04

Mechanical amusement device

(Machines, contrivances, or devices for amusement set in motion or made to function by insertion of coin or slug.)

Owners, operators, or managers of locations where mechanical amusement devices are operated wholly or in part for profit. Each nonvideo electronic or mechanical device . . . ~~55.13~~ 57.89

Each video electronic device . . . ~~275.63~~ 289.41

Distributor's license (Placing for operation, distributing to a place of business. Fee applicable if distributor maintains business within the City).

Each nonvideo or electronic device as defined in the Code of Ordinances to 100 devices . . . ~~22.05~~ 23.15

Above 100 devices . . . ~~1,378.13~~ 1,447.04

Juke box

Owners, operators, or managers of locations where juke boxes are operated wholly or in part for profit. Each machine . . . ~~44.10~~ 46.31

Distributor's license (Placing for operation, distributing to location operators. Fee applicable if distributor maintains business within the corporate limits of the City.)

Each machine, to 100 machines . . . ~~44.40~~ 46.31

Above 100 machines . . . ~~4,402.50~~ 1157.63

Automatic merchandise vending machines

Vending machines, automatic (Coin-operated merchandise or service-vending machines, except machines vending newspapers, drinking cups, or postage stamps, not otherwise provided for herein.)

Owners, operators, or managers of locations where vending machines are operated wholly or in part for profit

Each \$0.02 through \$0.15 machine . . . ~~47.64~~ 18.52

Each 16-cent machine and over . . . ~~22.05~~ 23.15

Distributor's license (Placing for operation, distributing to location operators. Fee applicable if distributor maintains a place of business within the corporate limits of the City.)

Each machine, to 100 machines . . . ~~7.28~~ 7.64

Above 100 machines . . . ~~496.13~~ 520.94

Vending machines, cigarettes

Owners, operators, or managers of locations where cigarette vending machines are operated wholly or in part for profit. Each machine . . . ~~7.28~~ 7.64

Distributor's license (Placing for operation, distributing to location operators. Fee applicable if distributor maintains a place of business within the corporate limits of the City.)

Between one and not exceeding 50 machines, each . . . ~~7.28~~ 7.64

More than 50 but not exceeding 100 . . . ~~454.79~~ 477.53

More than 100 but not exceeding 200 . . . ~~606.40~~ 636.70

More than 200 but not exceeding 300 . . . ~~757.97~~ 795.87

More than 300 but not exceeding 600 . . . ~~909.56~~ 955.04

More than 600 machines . . . ~~1061.03~~ 1114.08

Weighing machines

Owners, operators, or managers of locations where weighing machines are operated wholly or in part for profit. Each machine . . . ~~42.43~~ 12.74

Distributor's license (Placing for operation, distributing to location operators. Fee applicable if distributor maintains a place of business within the corporate limits of the City.)

Between one and not exceeding 30 machines . . . ~~42.43~~ 12.74

More than 30 and not exceeding 50 machines . . . ~~272.84~~ 286.48

More than 50 and not exceeding 100 . . . ~~363.83~~ 382.02

More than 100 and not exceeding 150 . . . ~~413.44~~ 434.11

More than 150 machines, each machine . . . ~~2.42~~ 2.54

COLD STORAGE AND REFRIGERATION

Renting cold storage space to the public. Alone or in connection with any other business . . . ~~60.64~~ 63.67

COLLECTION AGENCY (Engaged in collecting claims and accounts, renting houses, and collecting rents, not licensed as a real estate agency permitting house renting.)

Alone or in connection with any other business. Each agency . . . ~~60.64~~ 63.67

COMMISSION MERCHANTS OR WHOLESALE DEALERS

Receiving fruit, vegetables, and produce, or other goods, wares, or merchandise on consignment . . . ~~121.28~~ 127.34

CONSULTANTS (See AGENCIES)

CONTRACTORS

Contractor's licenses shall be referred to the county occupational license division. (Resolution 2171)

Contractors maintaining general business office within City limits, unless otherwise licensed by the City . . . ~~60.64~~ 63.67

CREDIT REPORTING AND MERCANTILE AGENCIES

Permitting the operation of not exceeding five persons . . . ~~60.64~~ 63.67

Each agency, more than five persons, each agency . . . ~~121.28~~ 127.34

DANCING

Dance halls and ballrooms, public-each dance hall or ballroom . . . ~~41.03~~ 11.58

Dance studios and schools

Less than 50 pupils . . . ~~24.26~~ 25.47

More than 50 pupils . . . ~~46.20~~ 48.51

Assistant operator's license . . . ~~12.13~~ 12.74

DECORATORS (See also INTERIOR DECORATORS)

Bunting, flags, and pennants . . . ~~60.64~~ 63.67

DELICATESSEN (See FOOD SERVICE ESTABLISHMENTS)

DEPARTMENT AND GROCERY STORES (Construed to mean stores carrying five or more lines of goods subject to license under the provisions of this schedule and which are permitted to handle any lines of goods, wares, or merchandise herein classified as mercantile lines, but does not permit the operation of any business or occupation specified to be "alone or in connection with any other business," for which additional license is required as provided in each such case. Retail, where the average value of stock of goods carried is as follows.)

Not exceeding \$5,000.00 . . . ~~60.64~~ 63.67

More than \$5,000.00, not exceeding \$10,000.00 . . . ~~121.28~~ 127.34

More than \$10,000.00, not exceeding \$20,000.00 . . . ~~181.94~~ 191.01

More than \$20,000.00, not exceeding \$50,000.00 . . . ~~272.84~~ 286.48

More than \$50,000.00, not exceeding \$100,000.00 . . . ~~467.15~~ 490.51

More than \$100,000.00 . . . ~~454.76~~ 477.50

DETECTIVE AGENCY

Per detective . . . ~~60.64~~ 63.67

DIRECTORIES

Alone or in connection with any other business, each person compiling, making, or offering directories for sale . . . ~~60.64~~ 63.67

For hire . . . ~~24.26~~ 25.47

DISTRIBUTORS

Bottled water (See WATER)

Ice (See ICE, Distributors)

DOG OR OTHER SMALL ANIMAL

Exhibition, each day . . . ~~55.13~~ 57.89
Grooming (See zoning regulation) . . . ~~60.64~~ 63.67
DRAINAGE AND SEWER EXCAVATING AND SEWER CONSTRUCTION . . . ~~121.28~~
127.34
DRAMATIC OR THEATRICAL TROUPES OR COMPANIES
Each performance (where performance not given in local licensed theater) . . . ~~55.13~~ 57.89
DREDGING CONTRACTORS . . . ~~121.28~~ 127.34
DRESSMAKING OR HEMSTITCHING (Alone or in connection with any other business,
does not permit stock without merchant's license)
When employing one and not exceeding three persons . . . ~~24.26~~ 25.47
More than three persons . . . ~~272.84~~ 286.48
DRUGS (Retail dealer in. Permits, in addition to stock of drugs and drug sundries and filling
prescriptions, lines of candy and confectionery, cigar stand, newsstand, stationery,
sundries, toilet articles, toys, and such other lines as are generally handled by a drugstore;
but does not permit lunchstand or soda fountain; which must be licensed separately where
the average value of stock of goods carried is as follows.)
Not exceeding \$1,000.00 . . . ~~30.29~~ 31.80
More than \$1,000.00, not exceeding \$3,000.00 . . . ~~36.40~~ 38.20
More than \$3,000.00, not exceeding \$5,000.00 . . . ~~60.64~~ 63.67
More than \$5,000.00, not exceeding \$10,000.00 . . . ~~121.28~~ 127.34
More than \$10,000.00, not exceeding \$20,000.00 . . . ~~181.94~~ 191.01
More than \$20,000.00, not exceeding \$50,000.00 . . . ~~181.94~~ 191.01
More than \$50,000.00 . . . ~~272.84~~ 286.48
DRY-CLEANING AGENCY (See CLEANING PLANTS AND AGENTS)
ELECTRIC COMPANIES . . . ~~303.19~~ 318.35
EMPLOYMENT AGENTS . . . ~~121.28~~ 127.34
EXERCISE STUDIOS . . . ~~60.64~~ 63.67
EXPORT AND IMPORT FIRMS . . . ~~121.28~~ 127.34
EXPRESS COMPANIES . . . ~~454.76~~ 477.50
FACTORIES (Each person engaged in the business of manufacturing any goods, wares, or
merchandise, packing houses, and towel supply companies, shall be required to cover
such manufacturing by taking out a factory license, to manufacture and sell the products
manufactured at wholesale only, employing including owners and operators as follows.)
Not exceeding five persons . . . ~~60.64~~ 63.67
More than five, not exceeding ten persons . . . ~~121.28~~ 127.34
More than 10, not exceeding 15 persons . . . ~~181.94~~ 191.01
More than 15, not exceeding 25 persons . . . ~~272.84~~ 286.48
More than 25 persons . . . ~~363.83~~ 382.02
FERTILIZERS (Agents, dealers, or manufacturers; alone or in connection with any other
business, requires brokers' license, see BROKERS.)
FILLING STATIONS (See AUTOMOBILES, Service stations)

FINANCE AND SMALL LOAN COMPANIES (Any person who engages in a financing
service by negotiating or effecting the purchase or collection of deferred merchandise

purchase agreement or notes.) . . . ~~272.84~~ 286.48

FISH, FRUITS, VEGETABLES, OR PRODUCE (See COMMISSION MERCHANTS OR WHOLESALE DEALERS; PACKERS or SHIPPERS; PEDDLERS)

FIVE-AND TEN-CENT OR VARIETY STORES (See DEPARTMENT AND GROCERY STORES)

FLORIST AND DEALERS IN CUT FLOWERS . . . ~~60.64~~ 63.67

FOOD SERVICE ESTABLISHMENTS (Any place of business which serves food or refreshments to the general public in a regular dining room, cafe, cafeteria, tea room, soda fountain, barbecue stand, delicatessen, catering firms, cold drink stand, etc., and also including snack counters in establishments where the principal business is other than the serving of food or refreshments.)

Where seating arrangements are provided:

Up to 30 seats . . . ~~60.64~~ 63.67

For each additional seat . . . ~~0.58~~ 0.61

Take-out service:

In addition to seating arrangements or counter service . . . ~~24.26~~ 25.47

Take-out service only . . . ~~60.64~~ 63.67

Counter seating and service:

In addition to seating arrangements or take-out service . . . ~~24.26~~ 25.47

Counter service only . . . ~~60.64~~ 63.67

Prepackaged foods and confectionery may be sold without additional license, if stock carried does not exceed \$200.00. If stock exceeds \$200.00 a merchant license is also required.

Stock from \$200.00 to \$1,000.00 . . . ~~48.54~~ 50.94

For each additional \$1,000.00 or fraction thereof . . . ~~6.04~~ 6.34

FREIGHT FORWARDING AND TRANSFER AND TRANSPORTATION COMPANIES (See TRANSFER AND FREIGHT FORWARDING COMPANIES)

FRESH MEATS (Retailer dealer in, see BUTCHERS AND BUTCHER SHOPS)

FRUIT, FISH, VEGETABLE, OR PRODUCE (See COMMISSION MERCHANTS OR WHOLESALE DEALERS; PACKERS OR SHIPPERS; PEDDLERS)

FUNERAL DIRECTORS AND UNDERTAKERS

Alone or in connection with any other business (not permitting embalming, for which professional embalmers' license is required) with stock, on consignment or otherwise, including ambulance and hearse equipment, as follows:

Not exceeding \$2,000.00 . . . ~~36.40~~ 38.20

More than \$2,000.00, not exceeding \$5,000.00 . . . ~~60.64~~ 63.67

More than \$5,000.00, not exceeding \$10,000.00 . . . ~~121.28~~ 127.34

More than \$10,000.00 . . . ~~184.94~~ 191.01

FURNITURE, HOUSE FURNISHINGS, ETC.

Movers and packers (See TRANSFER AND FREIGHT FORWARDING COMPANIES)

Secondhand dealers in. (Permitted to deal in secondhand goods of all kinds, except wearing apparel . . . ~~210.00~~ 220.50

FURS

Dealers in. Alone or in connection with any other business . . . ~~24.26~~ 25.47

FUTURES AND OPTIONS

Broker in . . . ~~757.97~~ 795.87

GALLERY, SHOOTING . . . ~~60.64~~ 63.67

GARAGE, PUBLIC (See AUTOMOBILES, Garages)

GARBAGE COLLECTION, PRIVATE CONTRACTORS . . . ~~110.25~~ 115.76

GAS COMPANY OR WORKS

Each company or work . . . ~~303.19~~ 318.35

GOLF DRIVING RANGES . . . ~~60.64~~ 63.67

GREENHOUSES (See FLORISTS AND DEALERS IN CUT FLOWERS)

GROCERY STORES (See DEPARTMENT AND GROCERY STORES)

HAIRDRESSERS (See BEAUTY PARLORS)

HALLS, PUBLIC, FOR HIRE . . . ~~24.26~~ 25.47

HATS, CLEANING AND BLOCKING

Alone or in connection with any other business . . . ~~24.26~~ 25.47

HEALTH STUDIO (See EXERCISE STUDIOS)

HOME MAINTENANCE SERVICE (Providing gardening and lawn care, excluding TREE-TRIMMER, and/or providing house and window cleaning services.)

With one to five employees . . . ~~60.64~~ 63.67

With six to ten employees . . . ~~121.28~~ 127.34

11 and over, each additional employee . . . ~~9.92~~ 10.42

HOSPITALS, SANITARIUMS, OR OTHER SIMILAR INSTITUTIONS

Privately owned and operated for profit . . . ~~60.64~~ 63.67

HOTELS (Must be licensed by State of Florida, department of Hotels and Motels. Does not permit dining room without food service establishment license.)

Hotel rooms, not including two rooms permitted for living quarters for manager or owner, to be taxed at the rate of ~~\$3.31~~ 3.48 per room.

Hotel rooms and apartments in one building to be taxed at the rate of ~~\$3.31~~ 3.48 per hotel room and ~~\$4.41~~ 4.63 per apartment.

HOUSE-MOVING (Does not permit moving houses without permit for each house. As to further regulations, see the building code book of the City . . . ~~60.64~~ 63.67

HYPNOTISTS

Each practicing hypnotist:

Where fees are charged . . . ~~4,136.94~~ 1193.79

Where no fees are charged, but contributions accepted . . . ~~1,515.94~~ 1591.74

ICE

Distributors (Not licensed as ice manufacturers, and who engage in the distribution or sale of ice, either by contract, using trucks or vehicle not owned by the manufacturer):

Not exceeding two vehicle . . . ~~24.26~~ 25.47

More than two, not exceeding four vehicles . . . ~~48.51~~ 50.94

More than four, not exceeding seven vehicles . . . ~~60.64~~ 63.67

Each additional vehicle . . . ~~6.90~~ 7.25

Manufacturers:

For each daily ton capacity . . . ~~6.04~~ 6.34

Retail dealers in: Not to apply to regular licensed ice manufacturers or distributors . . .

~~24.26~~ 25.47

ICE-SKATING RINK . . . ~~272.84~~ 286.48

IMPORT-EXPORT SERVICES

Each office (or agent) within City . . . ~~424.28~~ 127.34

INSURANCE ADJUSTERS . . . ~~60.64~~ 63.67

INSURANCE AGENCY (The following license fees are required to be paid by each person operating an insurance agency in the City. A separate license shall be required for each separate location and for each person connected with the agency engaged in soliciting or taking applications for, negotiating, effecting, or collection premiums for (I) casualty and liability insurance; (II) fire insurance; (III) industrial and funeral benefit insurance; and, (IV) life insurance; provided that each insurance company represented by the agency shall first have taken out a license as provided herein, permitting its operation with any duly licensed insurance agency in the City.)

Permitting the operation of but one person . . . ~~60.64~~ 63.67

For each additional person as described herein . . . ~~6.90~~ 7.25

INSURANCE COMPANY (Any insurance company doing business within the City; providing insurance coverage for any person, firm, corporation or other entity within the City; providing insurance coverage for any property, real or personal, located within the City . . . ~~440.25~~ 115.75

INSURANCE TRAVELING AGENT (Traveling insurance agent or solicitor, soliciting insurance of any kind, for mutual, reciprocal, or other associations, companies or exchanges. Not permitted to operate under resident agent's license nor to solicit business for a company not licensed to operate by the State of Florida.)

Each agent . . . ~~60.64~~ 63.67

INTERIOR DECORATORS (Any person who, for compensation, plans the arrangement of furnishings for any building) . . . ~~60.64~~ 63.67

INVESTMENT COUNSELOR

Handling stocks, bonds, mortgages, and other securities, not otherwise licensed . . . ~~184.94~~ 191.01

JAI ALAI OR PELOTA

Conducting frontons for exhibitions:

For each day such fronton is actually operated for the exhibition of jai alai or pelota under the license granted by the State of Florida Racing Commission, no discount allowed. Per day . . . ~~22.05~~ 23.15

JANITORIAL SERVICE (See HOME MAINTENANCE SERVICE)

JOBBER OR WHOLESALE MERCHANTS (Require merchants' license, see MERCHANTS, Wholesale, Jobbers and Distributors)

LABORATORIES (See CLINICAL LABORATORY)

LANDSCAPING . . . ~~424.28~~ 127.34

LAUNDRIES (See CLEANING PLANTS AND AGENTS)

LAUNDROMATS (See COIN-OPERATED LAUNDRIES)

LAWYERS OR ATTORNEYS

For each lawyer or attorney at each separate location; not subject to discount . . . ~~34.50~~ 33.08

LOAN AGENTS OR INDIVIDUALS

Negotiating unsecured loans or loans secured by personal property, where the personal property is not taken into possession by the lender . . . ~~272-84~~ 286.48

Making loans secured by real estate, not to apply to bankers. Each agent . . . ~~424-28~~ 127.34

MACHINE AND REPAIR SHOPS

Machine and repair shops, except when licensed as SALES, SERVICE, AND RENTAL, shall be required to cover the operation of their different lines of business by taking out a machine and repair shop license, as follows:

Not exceeding two persons . . . ~~24-26~~ 25.47

More than two, not exceeding five persons . . . ~~36-40~~ 38.20

More than five persons . . . ~~60-64~~ 63.67

MAGAZINES, BOOKS, NEWSPAPERS, AND PERIODICALS (See NEWS DEALERS)

MANICURISTS (See BEAUTY PARLORS)

MANUFACTURERS (See FACTORIES)

MANUFACTURER'S AGENT or REPRESENTATIVES (See AGENCIES)

MAP AND PLAT MAKERS AND BLUE-PRINTING

Alone or in connection with any other business . . . ~~60-64~~ 63.67

MEATS, FRESH (Retail dealer in, see BUTCHERS AND BUTCHER SHOPS)

MERCHANTS (See also SALES, SERVICE, AND RENTAL.) If retail dealer, requires merchants' retail dealer license; if wholesale dealer, requires merchants' wholesale and jobbers license; if agent for, requires broker's license; provided that retail dealer, and merchants-wholesale and jobber, paying license fees aggregating \$100.00 or more are permitted to do a mercantile brokerage business without additional license.

Retail. (Except drug stores, grocery stores, bakeries, and fruit stores.) Permitting any one to four lines of business for which merchant's license is required; provided, that the license shall permit but one location when the average value of stocks of goods carried is as follows:

Not exceeding \$1,000.00 . . . ~~48-51~~ 50.94

More than \$1,000.00, for each additional \$1,000.00 or fractional part thereof . . . ~~6-04~~ 6.34

Wholesale, jobber or distributor. An individual, company, copartnership, corporation, or agent therefor, who may or not maintain a fixed place of business in the City, who sells or offers to sell in large quantities which are beyond the needs of ordinary consumers, or for resale, or consigns or offers to consign for resale, any goods, wares, merchandise, or farm or grove products of any kind to any person or to any barber shop, beauty parlor, drug store, or food service establishment within the corporate limits of the City. All wholesale merchants, jobbers, or distributors shall have painted on each side of all wagons, trucks, passenger automobiles, or other delivery vehicles operated in or on the streets of the City, the name of the firm, location, and class of business so engaged. Further, each wholesale dealer, jobber, or distributor shall, before sending out any wagon, truck, passenger automobile, or any other delivery vehicle from the place of business so licensed for the purpose of delivering goods, furnish the driver with delivery sheets showing the name of customers, place of business, and quantity of goods, wares, or merchandise to be delivered by the driver of the delivery vehicle. Nothing herein shall be construed to effect

the producer of farm and grove products, where they are being offered for sale or sold by the farmer or grower producing the products in the counties of Dade, Broward, Lee, Monroe, Collier, Martin, Glades, Okeechobee, or Palm Beach. Maintaining a place of business in the City and selling or delivering any goods, wares, or merchandise to any person outside the corporate limits of the City and not paying a wholesale merchant's license tax in the City . . . ~~424.28~~ 127.34

Having capital invested as follows:

Not exceeding \$10,000.00 . . . ~~424.28~~ 127.34

More than \$10,000.00, not exceeding \$25,000.00 . . . ~~484.94~~ 191.01

More than \$25,000.00, not exceeding \$50,000.00 . . . ~~484.94~~ 191.01

More than \$50,000.00, not exceeding \$100,000.00 . . . ~~264.60~~ 277.83

More than \$100,000.00 . . . ~~363.83~~ 382.02

MERRY-GO-ROUND

Alone or with any other business, each merry-go-round, each week . . . ~~55.43~~ 57.89

MESSENGER SERVICE

Alone or in connection with any other business . . . ~~24.26~~ 25.47

MILK

Distributing station, alone or in connection with any other business, employing delivery vehicles as follows:

Not exceeding two vehicles . . . ~~24.26~~ 25.47

More than two, not exceeding four vehicles . . . ~~48.54~~ 50.94

More than four vehicles . . . ~~60.64~~ 63.67

MOTION PICTURES

Theater: (For each seat in any theater, with minimum amount of \$100.00 for each separate location of theaters). Per seat . . . ~~0.40~~ .42

Drive-in theater-per vehicle speaker . . . ~~0.40~~ .42

Producers . . . ~~60.64~~ 63.67

MOTORCYCLES (See AUTOMOBILES)

MOVERS AND PACKERS (Household effects, furniture, etc., see TRANSFER AND FREIGHT FORWARDING COMPANIES)

MOVING HOUSES (See HOUSE-MOVING)

MOVING OR MOTION PICTURE (See MOTION PICTURES)

MUSEUM OR STOREROOM SHOW

Exhibiting articles and relics of historical interest, productions of art, and freaks of nature, where no performance is given, with admission charges as follows:

Not exceeding \$0.10 each . . . ~~484.94~~ 191.01

More than \$0.10, not exceeding \$.25 each . . . ~~484.94~~ 191.01

More than \$0.25 each . . . ~~246.55~~ 227.40

With admission free where contributions are accepted . . . ~~484.94~~ 191.01

MYSTICISM (Including astrologists, clairvoyants, fortune-tellers, horoscopists, palmists, phrenologists, spiritualists, and similar occupations.)

Each person practicing where fees are charged . . . ~~4,136.94~~ 1193.79

Where no fees are charged but contributions accepted . . . ~~4,545.94~~ 1591.74

NEWS DEALERS (Except drugstores)

Permitting the sale of books to read, magazines, periodicals, and newspapers. Not permitting the sale of ruled, loose-leaf, or other books of a similar nature for which merchants' license is required. Alone or in connection with any other business carrying stock as follows:

Not exceeding \$500.00 . . . ~~24.26~~ 25.47

More than \$500.00 . . . ~~60.64~~ 63.67

NIGHTCLUBS OR CABARETS

Any restaurant or cafe or any place operated after 11:00 p.m. where food or refreshments or liquors are sold or served, at which or in connection with which, any live band, "show," theatrical, or similar entertainment is given (license not prorated) . . . ~~757.97~~ 795.87

NUMISMATIC SUPPLIES (See PHILATELIC AND NUMISMATIC SUPPLIES)

NURSERIES (See SCHOOLS AND NURSERIES)

OCCUPANCY ONLY . . . 63.67

OPTIONS AND FUTURES (Brokers in, requires broker's license, see BROKERS)

PACKERS AND MOVERS (Household effects, furniture, etc., see TRANSFER AND FREIGHT FORWARDING COMPANIES)

PACKERS OR SHIPPERS

Construed to mean any person taking orders for the shipment of fruit, nuts, crystallized candies or candied fruits, coconut lamps, or any other coconut novelties . . . ~~60.64~~ 63.67

Fish, fruit, vegetables, or produce. Persons engaged in buying, packing, selling, shipping, or soliciting on consignment, shipments of fish, fruit, vegetables, or produce. However, this license shall not be required where packers and shippers are located in their own packinghouse, for which packinghouse license has been paid . . . ~~60.64~~ 63.67

PAVING AND ROAD CONSTRUCTION CONTRACTORS . . . ~~424.28~~ 127.34

PEDDLERS (Retail, whose established place of business is within the corporate limits of the City.)

Selling:

Balloons and souvenir items. Each person . . . ~~24.26~~ 25.47

Bread, cake, pastry, pie, or other bakery goods.

Each vehicle . . . ~~424.28~~ 127.34

Candy, ice-cream, peanuts, or popcorn, on the streets. Each person or vehicle . . . ~~24.26~~ 25.47

Chicken and eggs. Each vehicle . . . ~~424.28~~ 127.34

Fruit, vegetables, and produce. Each vehicle . . . ~~60.64~~ 63.67

(No vehicle shall be used for the purpose of peddling at retail unless a decal furnished by the City be displayed.)

For each additional salesman or helper in excess of two persons accompanying any vehicle selling at retail bread and the like, chickens and eggs, and fruit, vegetables, and produce . . . ~~24.26~~ 25.47

PERIODICALS, BOOKS, MAGAZINES, AND NEWSPAPERS (Dealer in, See NEWS DEALERS)

PHARMACY (See DRUGS, Retail dealer in)

PHILATELIC AND NUMISMATIC SUPPLIES

Where the value of stock carried is as follows:

Not exceeding \$1,000.00 . . . ~~48.51~~ 50.94

More than \$1,000.00 for each additional \$1,000.00 or fractional part thereof . . . ~~6.04~~
6.34

PHOTOGRAPHER OR PHOTO FINISHERS . . . ~~60.64~~ 63.67

Does not permit the selling of cameras or photographic supplies without merchant's licenses, alone or in connection with any other business.

Studios . . . ~~60.64~~ 63.67

Transient, itinerant, canvassing, or soliciting . . . ~~181.91~~ 191.01

PLAT AND MAP MAKERS AND BLUE-PRINTING

Alone or in connection with any other business . . . ~~60.64~~ 63.67

POPCORN MACHINES OR STANDS . . . ~~24.26~~ 25.47

PRESSING (See CLEANING PLANTS AND AGENTS)

PRINTERS AND OFFSET PRESS

Printing and offset press shops shall be required to cover such by taking out a license, as follows:

Employing, including owners and operators:

Not exceeding five persons . . . ~~60.64~~ 63.67

More than five, not exceeding ten persons . . . ~~121.28~~ 127.34

More than ten, not exceeding 15 persons . . . ~~181.91~~ 191.01

More than 15, not exceeding 20 persons . . . ~~272.84~~ 286.48

More than 25 persons . . . ~~363.83~~ 382.02

PRODUCE (See COMMISSION MERCHANTS OR WHOLESALE DEALERS; PEDDLERS; PACKERS OR SHIPPERS)

PROFESSIONAL

The following practitioners are classed as professional and each person engaged in the practice of any such profession is required to cover his practice by taking out a professional license as follows:

Each person engaged in the practice of any profession herein listed as a profession permitting the operation of but one person . . . ~~60.~~ 63.67

For each additional partner or person practicing the profession listed and operating in connection with a person duly licensed as provided herein. License shall be issued in the name of the person so licensed, permitting the operation of the additional person in connection with the person taking out this additional license, each additional person as provided herein . . . ~~24.26~~ 25.47

Accountants and auditors.

Architects.

Chemists.

Chiropractors.

Dentists.

Dental technicians.

Dietitians

Embalmers.

Engineers.
Foresters.
Medical doctors.
Nurses.
Opticians.
Optometrists.
Osteopathic medical examiners.
Podiatrists.
Physical therapists.
Psychiatrists.
Psychologists.
Psychotherapists.
Surgeons.
Teachers and tutors.
Veterinarians.

PUBLIC AMUSEMENTS

Place of, not otherwise provided for . . . ~~757.97~~ 795.87

RACING

Displaying, selling, or offering for sale, sheets, papers, or pamphlets predicting outcome of horse or dog race . . . ~~363.83~~ 382.02

Dog racing:

Persons conducting (for each day races are conducted under license granted by the State of Florida Racing Commission) per day . . . ~~440.25~~ 115.76

RAILROAD COMMERCIAL AGENTS (See SOLICITING)

REAL ESTATE AGENT AND BROKER

Agent . . . ~~24.26~~ 25.47

Broker . . . ~~60.64~~ 63.67

The Real Estate Broker shall be responsible for submitting with his own application for occupational license a listing of all salesmen or brokers who have placed their board of Real Estate licenses with the Real Estate Broker. He shall also be responsible for seeing that the listing is updated during the license year so that a current listing will be maintained at all times.

REFRIGERATION AND COLD STORAGE (See COLD STORAGE AND REFRIGERATION)

RENT COLLECTION AND HOUSE RENTING (See COLLECTION AGENCY)

RENTAL (automobile rental, see AUTOMOBILE; bicycles and small appliances, see SALES, SERVICE, AND RENTAL)

REPAIR SHOP (See SALES, SERVICE, AND RENTAL or MACHINE AND REPAIR SHOP)

RESTAURANTS (See FOOD SERVICE ESTABLISHMENTS)

RINKS

Ice skating or roller skating . . . ~~272.84~~ 286.48

Owner or operators . . . ~~60.64~~ 63.67

ROOMING HOUSES, OR ROOMS-FOR-RENT (Must be licensed by the Division of Hotels and Restaurants.)

Every building or other structure kept, used, maintained, advertised, or held out to the public to be a place where sleeping accommodations are supplied for pay to transient or permanent guests or tenants shall be deemed a rooming house. In determining the number of rooms in any building used as a rooming house, only bedrooms, sleeping quarters, or sleeping porches which are for rent are to be counted.

Not exceeding two rooms . . . ~~6.90~~ 7.25

More than two, not exceeding five rooms . . . ~~12.13~~ 12.74

More than five, not exceeding ten rooms . . . ~~24.26~~ 25.47

More than ten, not exceeding 12 rooms . . . ~~36.38~~ 38.20

ROYALTY AND COPYRIGHT AGENTS AND SALESMEN

Each person, as agent for another or as the representative of another in any capacity, collecting or attempting to collect, or receiving money or other valuable consideration for rights, royalty, rents, or fees on copyrighted music, books, recorded music for mechanical reproduction radio programs, or patents. Per agent . . . ~~60.64~~ 63.67

RUGS AND CARPETS (Cleaning, see CLEANING CARPETS AND RUGS; sales, see MERCHANTS)

SALES, SERVICE, AND RENTAL (Including appliances, bicycles, golfcarts, yard maintenance equipment and similar machines, air-conditioners, radios, televisions, and similar equipment.)

One to four lines of goods:

Sales:

Stock not exceeding \$1,000.00 . . . ~~48.51~~ 50.94

More than \$1,000.00, for each additional \$1,000.00 . . . ~~6.04~~ 6.34

Service:

(Including warranty service) . . . ~~24.26~~ 25.47

Rental:

(In connection with other license) . . . ~~24.26~~ 25.47

Not otherwise licensed . . . ~~60.63~~ 63.67

SANITARIUMS, HOSPITALS AND SIMILAR INSTITUTIONS.

Privately owned and operated for profit . . . ~~60.64~~ 63.67

SCHOOLS AND NURSERIES

For a private, for-profit, school, nursery, business or commercial school . . . ~~60.64~~ 63.67

SECONDHAND DEALERS (Automobiles, automobile trucks, or other motor-driven vehicles, see AUTOMOBILES.)

Boots and shoes . . . ~~181.91~~ 191.01

Clothing . . . ~~181.91~~ 191.01

Furniture and house furnishing. (Permitted to deal in secondhand goods of all kinds, except wearing apparel) . . . ~~181.91~~ 191.01

SECURITIES, BONDS, STOCKS, AND MORTGAGES

Broker in. Alone or in connection with any other business . . . ~~181.91~~ 191.01

SHIP, RAILROAD AND AIRLINES AGENTS. Each transportation company maintaining a place of business other than the terminal, each agent (except travel agents) . . . ~~60.64~~ 63.67

Retail Sales. Soliciting orders to sell by samples or otherwise, furniture, household goods, builder's supplies, musical instruments or other goods, wares, or merchandise at retail, representing business houses outside the City . . . ~~181.94~~ 191.01

Shipments of fish, fruit, vegetables, or produce on consignment: (See COMMISSION MERCHANT OR WHOLESALE DEALERS)

SHIPPERS AND PACKERS (See PACKERS OR SHIPPERS)

SHOE AND BOOT REPAIR SHOP (See BOOT AND SHOE REPAIR SHOP)

SHOE-SHINER (See BOOTBLACK STAND)

SHOOTING GALLERY . . . ~~60.64~~ 63.67

SIGHT-SEEING AUTOMOBILES OR VEHICLES (See AUTOMOBILES)

SKATING RINKS

Ice skating . . . ~~272.74~~ 286.38

Roller skating . . . ~~272.74~~ 286.38

SOUVENIR AND CANDY PEDDLERS (See PEDDLERS)

STAMP COMPANIES, TRADING

Persons conducting a trading stamp business . . . ~~454.76~~ 477.50

STOCKS, BONDS, MORTGAGES, OR OTHER SECURITIES

Dealers in. Alone or in connection with any other business . . . ~~181.94~~ 191.01

STORAGE WAREHOUSES

Alone or in connection with any other business with floor space (regardless of whether used for storage or not) as follows:

Not exceeding 5,000 square feet . . . ~~60.64~~ 63.67

More than 5,000, not exceeding 10,000 square feet . . . ~~121.28~~ 127.34

More than 10,000, not exceeding 15,000 square feet . . . ~~181.94~~ 191.01

More than 15,000, not exceeding 25,000 square feet . . . ~~181.94~~ 191.01

More than 25,000, not exceeding 50,000 square feet . . . ~~272.74~~ 286.38

More than 50,000 square feet . . . ~~363.83~~ 382.02

STOREROOM SHOW OR MUSEUM (See MUSEUM OR STOREROOM SHOW)

SUPPLY HOUSES (Any person dealing in or handling any special or select lines of merchandise, such as barber shop supplies, beauty parlor supplies, dental supplies, medical or hospital supplies, or any other supplies not herein specified.)

Having capital invested as follows:

Not exceeding \$10,000.00 . . . ~~121.28~~ 127.34

More than \$10,000.00, not exceeding \$25,000.00 . . . ~~181.94~~ 191.01

More than \$25,000.00, not exceeding \$50,000.00 . . . ~~181.94~~ 191.01

More than \$50,000.00, not exceeding \$100,000.00 . . . ~~363.83~~ 382.02

More than \$100,000.00 . . . ~~454.76~~ 477.50

SWIMMING POOLS OR NATATORIUMS

Swimming pools, operated for profit, alone or in connection with any other business, but not including cabanas . . . ~~60.64~~ 63.67

Cabanas, operated for profit, in connection with swimming pools, per cabana . . . ~~4.20~~ 4.41

TAILOR

Tailor and alterations . . . ~~24-26~~ 25.47

TAXIDERMIST

(Does not permit stock, for which merchants' license is required.)

Each taxidermist . . . ~~24-26~~ 25.47

TELEGRAPH COMPANIES . . . ~~303-19~~ 318.35

TELEPHONE ANSWERING SERVICE . . . ~~60-64~~ 63.67

TELEPHONE COMPANIES . . . ~~303-19~~ 318.35

THEATERS (Per seat, with a minimum of 100) . . . ~~0-37~~ 0.39

Moving or motion pictures:

Per seat, with a minimum of 100 . . . ~~0-40~~ 0.42

Drive-ins with a minimum of 100:

Per vehicle speaker . . . ~~0-40~~ 0.42

Ticket broker. (Defined as any person who purchases tickets and sells them at prices greater than cost);

Each agent . . . ~~481-94~~ 191.01

THEATRICAL OR DRAMATIC TROUPES OR COMPANIES, SINGERS OR ENTERTAINERS, FOR PROFIT

Where performance is not given in local licensed theater, each performance . . . ~~55-13~~ 57.89

TICKET BROKER (Theater, See THEATERS, Ticket broker)

TOBACCO AND CIGARS

Retail dealers. (Alone or in connection with any other business, except drugstores). Carrying stock as follows:

Not more than \$100.00 . . . ~~42-43~~ 12.74

More than \$100.00, not more than \$250.00 . . . ~~24-26~~ 25.47

More than \$250.00, not more than \$500.00 . . . ~~60-64~~ 63.67

More than \$500.00 . . . ~~421-28~~ 127.34

TRADING STAMP COMPANIES

Persons conducting . . . ~~454-76~~ 477.50

TRAILER, AUTOMOBILE (See AUTOMOBILES)

TRANSFER AND FREIGHT FORWARDING COMPANIES

Each established place of business . . . ~~421-28~~ 127.34

Freight forwarding, transportation, or general hauling; each vehicle as follows:

Not exceeding one vehicle . . . ~~24-26~~ 25.47

More than one, not exceeding three vehicles. . . ~~48-51~~ 50.94

More than three, not exceeding five vehicles . . . ~~72-77~~ 76.41

More than five, not exceeding ten vehicles . . . ~~421-28~~ 127.34

More than ten . . . ~~481-94~~ 191.01

Provided that no such vehicle shall be used unless a decal furnished by the City without additional cost be displayed on the right side of each vehicle engaged in the above business.

TRAVEL BUREAUS OR AGENCIES

Conducting, operating, or maintaining . . . ~~60-64~~ 63.67

TREE TRIMMERS . . . ~~60.64~~ 63.67

Before any person, firm, or corporation shall operate, conduct, or maintain tree-trimming services in the City, the person, firm, or corporation shall procure and file with the City Clerk a liability insurance policy insuring the person, firm, or corporation doing the tree-trimming and the City, against injury caused or occasioned by this activity in the sum of \$10,000.00 for injury to one person, \$20,000.00 for injury to more than one person in the same accident, and \$5,000.00 property damage in any one accident. The person, firm, or corporation operating, conducting, or maintaining the tree-trimming service shall be responsible for the removal and disposal of all bushes, cuttings, and limbs and other material occasioned by their activity.

TRUCKS, MOTOR (Dealer in, see AUTOMOBILES, Sales)

TYPEWRITERS, NEW OR REBUILT (See BUSINESS MACHINES)

UNDERTAKERS AND FUNERAL DIRECTORS (See FUNERAL DIRECTORS AND UNDERTAKERS)

VARIETY OR FIVE-AND TEN-CENT STORES (See DEPARTMENT AND GROCERY STORES)

VEGETABLES, FRUITS, OR PRODUCE (See COMMISSION MERCHANTS OR WHOLESALE DEALERS; PEDDLERS; PACKERS OR SHIPPERS)

VENDING MACHINES (See COIN-OPERATED MACHINES)

WAREHOUSES, STORAGE (See STORAGE WAREHOUSES)

WATER

Bottled, aerated, distilled or mineral, drinking, distributors. Employing delivery as follows:

Not exceeding two vehicles . . . ~~60.64~~ 63.67

More than two, not exceeding four vehicles . . . ~~421.28~~ 127.34

More than four vehicles . . . ~~481.94~~ 191.01

WATERWORKS COMPANIES. Person operating companies engaged in furnishing and distributing drinking or other water through underground supply pipe systems. Each company . . . ~~454.76~~ 477.50

WEAPONS

Must be state approved. (Including ammunitions and pistols, guns, knives, rifles, and similar weapons.) Retail sales . . . ~~227.38~~ 238.75

WHOLESALE MERCHANTS AND JOBBERS (Require merchants' license, see

MERCHANTS, Wholesale, Jobbers and Distributors)

YACHT BROKERS (Require broker's license, see BROKERS)

OTHER LICENSES

Every business, occupation, profession, or exhibition, substantial, fixed, or temporary, engaged in by any person whether in a building, or tent, or upon the street, vacant lot, or anywhere in the open air in the City not herein specifically designated, shall pay a license fee Business Tax of ~~\$60.64~~ 63.67

Section 2: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 3: That the provisions of this Ordinance shall be effective immediately upon adoption by the City Council.

(THIS SPACE INTENTIONALLY LEFT BLANK)

PASSED AND ADOPTED by the City Council of the City of Miami Springs,

Florida this 27th day of June, 2011.

The motion to adopt the foregoing ordinance was offered on
second reading by _____, seconded by _____,
and on roll call the following vote ensued:

Vice Mayor Best	" _____ "
Councilman Espino	" _____ "
Councilman Lob	" _____ "
Councilwoman Ator	" _____ "
Mayor Garcia	" _____ "

Zavier M. Garcia
Mayor

ATTEST:

Magali Valls, CMC
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY



Jan K. Seiden, Esquire
City Attorney

First reading: 06/13/2011
Second reading: 06/27/2011

Words ~~-stricken through-~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.