



City of Miami Springs, Florida

The Miami Springs City Council held a **REGULAR MEETING** in the Council Chambers at City Hall on Monday, September 28, 2009, at 7:00 p.m.

1. Call to Order/Roll Call

The meeting was called to order at 7:00 p.m.

The following were present:

Mayor Billy Bain
Vice Mayor Bob Best
Councilwoman Jennifer Ator
Councilman Daniel Espino
Councilman George V. Lob

Also Present:

City Manager James R. Borgmann
Assistant City Manager Ronald K. Gorland
City Attorney Jan K. Seiden
Chief of Police Peter G. Baan
Finance Director William Alonso
Public Works Director Robert T. Williams
Golf Director Michael W. Aldridge
City Planner Richard E. Ventura
City Clerk Magalí Valls
Deputy City Clerk Suzanne S. Hitaffer

2. Invocation: Councilwoman Ator offered the invocation.

Salute to the Flag: The audience participated.

3. Awards & Presentations:

3A) Certificate of Sincere Appreciation to Raúl Rodríguez for Forty Years of Service to the City as Sanitation Foreman in the Public Works Department

Mayor Bain presented a Certificate of Sincere Appreciation to Raúl Rodríguez in recognition of forty years of dedicated service to the City of Miami Springs as Sanitation Foreman in the Public Works Department and he congratulated him on his retirement.

Mr. Rodríguez introduced his wife and family who came forward. He thanked the Mayor, Council and Administration for making this possible and his co-workers and friends that will be missed after serving forty years with love and dedication.

City Manager Borgmann stated that replacing a forty-year employee is never easy and employees like Raúl are very special because they are part of the community and work force. He presented an engraved clock to Mr. Rodríguez for his service in the Public Works Department from August 20, 1969 through October 1, 2009.

Public Works Director Robert Williams stated that Raúl has been a dedicated friend, teacher and loyal employee who was always there when he was needed. He thanked him for his service and dedication.

3B) Community Partner Award for 2009 Presented by Suzanne Conlon Wolar, American Cancer Society

Suzanne Conlon Wolar, American Cancer Society Representative for the City of Miami Springs and the Village of Virginia Gardens, stated that before presenting the award she would first like to discuss the plans for the next Cancer Relay for Life.

Ms. Conlon Wolar explained that Relay for Life is now part of the Miami Springs community and there are thirty-one relays in Miami-Dade County, but none were as good as the one in Miami Springs. She said that Human Resources Director Loretta Boucher and Alice von Suskil brought a Cancer Walk to the City of Miami Springs in the 1990's. It was decided to hold a Relay for Life, which is an all day event with a team concept and one person from each team must walk continuously for survivors and those diagnosed with cancer. The concept is "Cancer does not sleep, so neither do we".

In 2007 and 2008, the goal for Relay for Life was \$35,000 and Miami Springs brought in \$72,000 or 207%. Last year, Event Chair Grace Bain set a goal of \$100,000, while internally the goal was \$75,000, and the event generated \$103,300 or 137%, which is excellent for a small community. This year's goal is to have forty teams who will raise \$120,000.

Ms. Conlon Wolar recognized the Mayor, Council and City Manager who have been very supportive. She said that Councilwoman Ator served two years as the on-line Chair with two teams, Councilman Lob has an Optimist team, and Mayor Bain served as Honorary Chair. Councilman Espino has a team, he and his wife hosted the “kick-off” event and this year’s theme is “Luau for Life”. Vice Mayor Best is on the Lions Club team.

She thanked everyone on behalf of the American Cancer Society Miami-Dade Unit who held their board meeting and awards on September 16th. Eight volunteers were recognized, including two from Miami Springs. She explained that there is only one Community Partner award and this year it was awarded to Miami Springs. The award is not only for the Mayor and Council, it is for all City departments and Team Captain Danny Kelly.

Ms. Conlon Wolar presented the 2008-2009 American Cancer Society Community Partner Award to Mayor Bain for support of the Cancer Society, which significantly contributes to the advancement of research, education, advocacy and service.

Mayor Bain accepted the award on behalf of the City and the volunteers. He said that he is lucky to be the Mayor during a period when good things are happening. His wife Grace and the entire Relay for Life team worked hard and did a great job. He said that the credit goes to the people in the City who work together, even though it is a small City.

Ms. Conlon Wolar announced that the next walk would be held on Saturday, February 27, 2010.

Councilman Espino stated that last Friday a delegation from Miami Springs visited Delray Beach to see their commercial revitalization efforts that were made over the last twenty years. He and Councilman Lob were welcomed with open arms and afforded the chance to see a presentation and took a tour on their bus.

Councilman Espino read a Certificate of Appreciation that will be sent to the Delray Beach Mayor and Commissioners, City Manager and Community Redevelopment Agency Executive Director. He thanked City Clerk Magali Valls, Marilyn Newton and City Planner Richard Ventura who attended from Miami Springs.

4. Open Forum:

Litter

Martin Crossland of 900 Plover Avenue stated that the swale areas sometimes collect garbage, including advertising material from the Miami Herald. He asked if this was sanctioned by the City or if it is considered garbage.

City Manager Borgmann responded that the advertising material is considered litter and the Administration has contacted the Miami Herald about the matter.

Downtown Beautification

Martin Crossland stated that the plastic posts in front of Starbucks are missing or broken. He suggested that installing a planter or concrete curbing would be more attractive.

North Royal Poinciana Barrier

Martin Crossland suggested planting a small hedge along the protection railings along North Royal Poinciana to hide the view of the guard rails or to paint them green.

Golf Course Access

Martin Crossland stated that he would like more access to the Golf Course for non-golfers. He asked if the City had considered installing a bike path around the perimeter behind Hunting Lodge Drive.

City Manager Borgmann responded that there is a path around the first nine holes, but not the back nine. He said that there are issues with the bridle path, property ownership and introducing a lot of people to the residents' back yards.

Skateboard Park

Alberto Reyes of 516 Mokena Drive asked if Council had considered a location or liability insurance for the skateboard park since funds are allocated in the proposed budget.

Mayor Bain explained that the details of the skateboard park are not on the agenda for discussion this evening.

(Item 10E was discussed at this time)

5. Approval of Council Minutes: (5A and 5B were simultaneously approved)

5A) 09/09/2009 – Special Meeting

Minutes of the September 9, 2009 Special Meeting were approved as written.

Councilman Espino moved to approve the minutes. Councilman Lob seconded the motion which was carried 5-0 on roll call vote.

5B) 09/14/2009 – Regular Meeting

Minutes of the September 14, 2009 Regular Meeting were approved as written.

Councilman Espino moved to approve the minutes. Councilman Lob seconded the motion which was carried 5-0 on roll call vote.

6. Reports from Boards & Commissions:

6A) 08/06/2009 – General Employees Retirement System – Minutes

Minutes of the August 6, 2009 General Employees Retirement System meeting were received for information without comment.

6B) 08/06/2009 – Police and Firefighters Retirement System – Minutes

Minutes of the August 6, 2009 Police and Firefighters Retirement System meeting were received for information without comment.

6C) 08/25/2009 – Ecology Board – Minutes

Minutes of the August 25, 2009 Ecology Board meeting were received for information without comment.

6D) 09/24/2009 – Code Review Board – Cancellation Notice

Cancellation Notice of the September 24, 2009 Code Review Board meeting was received for information without comment.

6E) 09/15/2009 – Education Advisory Board – Minutes

Minutes of the September 15, 2009 Education Advisory Board meeting were received for information without comment.

6F) 09/16/2009 – Recreation Commission – Minutes

Minutes of the September 16, 2009 Recreation Commission meeting were received for information without comment.

6G) 09/17/2009 – Historic Preservation Board – Minutes

Minutes of the September 17, 2009 Historic Preservation Board meeting were received for information.

Mayor Bain inquired about the status of the historic signage and designation plaques for the Golf Course.

City Manager Borgmann reported that the plaques were ordered from a company who could not complete the order and he would place it again.

7. Public Hearings:

Council sat as the Board of Appeals at 7:28 p.m.

The Mayor reconvened the City Council meeting at 8:02 p.m.

7A) Resolution – A Resolution of the City Council of the City of Miami Springs, Florida Adopting the Final Levying of Ad Valorem Taxes for General Operations and Voted General Obligation Debt Service for the City of Miami Springs for the Fiscal Year 2009-2010; Providing for an Effective Date

City Attorney Jan K. Seiden read the resolution in its entirety.

Mayor Bain opened the public hearing to those persons wishing to speak. There were no speakers, and the public hearing was closed.

Councilwoman Ator moved to adopt the resolution. Councilman Lob seconded the motion which carried 5-0 on roll call vote (Resolution No. 2009-3458).

7B) Resolution – A Resolution of the City Council of the City of Miami Springs, Florida Adopting the Final General Fund, Special Revenue Funds, General Obligation Debt Service Fund, Capital Projects Fund and Enterprise Fund Budgets for the Fiscal Year 2009-2010; Authorizing the City Manager to Proceed with Implementation of Service Programs and Projects; Prohibiting Unauthorized Liabilities and Expenditures of Funds; Providing for an Effective Date

City Attorney Jan K. Seiden read the resolution in its entirety.

Mayor Bain opened the public hearing to those persons wishing to speak. There were no speakers, and the public hearing was closed.

Vice Mayor Best moved to adopt the resolution. Councilman Lob seconded the motion which carried 5-0 on roll call vote (Resolution No. 2009-3459).

8. Consent Agenda:

None.

9. Old Business:

9A) Appointments to Advisory Boards by the Mayor and Council Members

Vice Mayor Best (Group I) **appointed** Robert Calvert to the Architectural Review Board for an unexpired term ending on October 31, 2010.

Vice Mayor Best (Group I) **re-appointed** Marlene Jiménez to the Code Enforcement Board for a full 3-year term ending on September 30, 2012.

Councilman Espino (Group II) **re-appointed** Debra Sheridan to the Education Advisory Board for a full 2-year term ending on May 31, 2011.

9B) Discussion Regarding the James Medical Center Property; Encroachment on Golf Course

City Manager Borgmann stated that the Administration had provided information for Council's review. He distributed a printout from the Miami-Dade County Property Appraiser's website.

Mayor Bain asked to table the item until the next meeting in order to give Julie James the opportunity to be present.

Vice Mayor Best commented that he preferred the third option listed in the City Attorney's memorandum.

Councilman Espino said that he would like the Administration to look at a fourth option, which is the City's outright purchase of the entire property. The concern is the value of the property and the purchase price. Due to the limited park space in the City and the Comprehensive plan requirements, he thought that the property could be turned into a memorial park with additional green space.

Mayor Bain stated that his understanding is that Ms. James needs a decision from the City in order to be able to sell the property. The bottom line is that the James Medical Center utilized the property for many years without paying the City of Miami or City of Miami Springs. His opinion is that the City should take back the property and set the property lines.

Councilman Espino reiterated that he would like to look into the fourth option to purchase the entire property in order to be able to beautify the area and provide additional park space.

Vice Mayor Best commented that the fourth option appears in a letter dated August 10, 2009, from Julie James to the City Manager. He was of the opinion that all four options should be considered.

By consensus, the item was **tabled** until the next meeting. By consensus, Council asked the Administration to bring back the information regarding the fourth option to purchase the entire property.

City Attorney Seiden suggested that there should be a discussion with Ms. James to determine if she has a purchase price in mind. The printout from the Property Appraiser's Office gives an idea of the property value.

City Manager Borgmann confirmed that the printout shows the area in question and the assessed and market values.

9C) Consideration of Memorial Plaque for Dr. Charles C. James

Mayor Bain stated that it has been a while since this item was discussed.

City Manager Borgmann said that any comments on the verbiage for the plaque would be welcome.

Mayor Bain inquired if the Memorial Committee met to discuss the verbiage for the plaque.

City Attorney Jan K. Seiden said that Mr. George Heider was supposed to contact Julie James to see if she had any suggested language for the plaque, but he did not respond back to the City Clerk and another meeting has not been scheduled. He noticed while watching a golf tournament on television that there was a similar plaque in remembrance of professional golfer Payne Stewart.

Mayor Bain said that either a plaque or the tee marker at the hole could be dedicated in memory of Dr. Charles C. James. He explained that there is no reason to wait any longer if a decision could be made. A bronze plaque could be installed on the tee marker.

City Attorney Jan K. Seiden stated that everyone has a good idea for the location, but there was no decision on the language.

Vice Mayor Best suggested “Charles C. James, year of birth, year of death, friend and provider to the City of Miami Springs”.

Councilwoman Ator was under the impression that a decision and motion had been made for the placement of the plaque.

Attorney Seiden explained that Council had not taken official action. The recommendation was sent to the Memorial Committee and they did not act upon it because the person from the Golf and Country Club Advisory Board has not attended a meeting, nor has another meeting been scheduled.

Mayor Bain asked for the matter to be placed on the Council agenda. It is very clear that the recommendation is to place a bronze plaque on the tee marker at the second hole. Now it is a matter of deciding on the language. He said that the Administration would be speaking with Julie James and could ask her for suggestions for the language that would be brought back to Council for approval.

Mayor Bain would like Council to affirm that the plaque would be placed at the second hole, pending the verbiage.

Councilman Lob moved to approve. Vice Mayor Best seconded the motion, which carried 4-1 with Councilwoman Ator casting the dissenting vote.

Vice Mayor Best asked the Administration to present his recommendation for the verbiage to the family for their approval.

9D) Consideration of Fund Balance Designations

City Manager Borgmann stated that this item would be presented by Finance Director William Alonso for consideration of an update to the proposed fund balance designations.

Finance Director William Alonso said that during the budget process Council discussed items for which they wanted to set fund balance designations. He developed a list of the changes and proposals that were made during the process.

Finance Director Alonso explained that he is requesting approval of the designation amounts listed in the column showing the balance as of 9/30/2009. There is an additional \$43,348 available for designation or the funds could be placed in the undesignated fund balance.

Finance Director Alonso clarified that the three changes were \$280,000 for the pool improvements, \$100,000 for the Canal Street Linear Park, and a reduction of \$30,000 for the Senior Center van that was added to the Senior Center building.

To answer Mayor Bain's question, Mr. Alonso confirmed that funds for the skateboard park were included in the budget.

Councilman Espino asked if the \$280,000 for the pool was included in the 2009-2010 budget as well.

City Manager Borgmann said that the pool would need to be re-lined in the near future and he suggested a vinyl liner, which is approximately \$150,000 and the remaining funds would go toward the plumbing system and filtration system. He clarified that \$280,000 was not included in the budget.

Councilman Lob suggested earmarking a portion of the remaining \$43,348 for trees.

Councilwoman Ator said that \$43,348 could be left in the undesignated fund balance with an idea that it is available for tree planting.

Councilman Lob moved to approve the fund balance designations as presented. Councilman Espino seconded the motion, which carried unanimously on roll call vote.

10. New Business:

10A) Resolution – A Resolution of the City Council of the City of Miami Springs Authorizing an Increase in the Hourly Rate Charged by the City Attorney; Discontinuing the Annual Retainer Paid to the City Attorney; Acknowledging the Mutual Understanding Between the City and the City Attorney Regarding Remuneration to be Paid for the Rendering of Special Legal Services when Provided; Effective Date

City Attorney Jan K. Seiden read the resolution by title.

Councilwoman Ator moved to adopt the resolution. Vice Mayor Best seconded the motion which carried 5-0 on roll call vote (Resolution No. 2009-3460).

10B) Recommendation that Council Approve the Renewal of a Contract with First Vehicle Services for a Period of One Year, at no Increase in Fee to Provide Maintenance of the City's Vehicles

City Manager Borgmann stated that this is a recommendation to renew the contract with First Vehicle Services for an additional year of service to the fleet vehicles. Several years ago the vehicle maintenance function at Public Works was shifted from City personnel to an outside service provider. There were minor glitches over time, but overall there is a very favorable opinion of their work and it is recommended to exercise a renewal provision.

The company has optional renewal years available to the City as specified in Section 1.2 of the agreement, according to City Manager Borgmann. The City was originally informed that there would be a 3% increase this year and consideration was given to going out to bid. Since their original correspondence, the company has made a second offer to allow renewal with no increase in fees.

City Manager Borgmann stated that Public Works Director Robert Williams recommends renewal for one year with no fee increase and he concurs with his recommendation. Funding is included in the 2009-2010 budget, and Council approval would authorize him to sign the amendment on the City's behalf.

To answer Councilman Lob's question, Public Works Director Williams confirmed that he was satisfied with the service.

City Manager Borgmann explained that past problems were not related to the quality of the service. There was an employee that was driving City vehicles to other locations that did not have a valid driver's license, but the problem was immediately resolved.

Public Works Director Williams stated that First Vehicle Services assured him that provisions were put in place to routinely check their employees to make sure that the problem would not happen again.

Councilman Lob moved to approve. Vice Mayor Best seconded the motion which carried 5-0 on roll call vote.

10C) Request that Council Award a Bid for an Audit of the City's Stormwater and Sanitation Billings, to ISI Water Company, Hereinafter Referred to as Water Company of America (WCA), Utilizing City of Lakeland Bid # 4078, Pursuant to Section 31.11 (E) (5) of the City Code

City Manager Borgmann stated that this is a request to award a bid for an audit of the City's stormwater and sanitation billings to ISI Water Company, hereinafter referred to as Water Company of America (WCA).

City Manager Borgmann explained that the City utilized the services of this company several years ago to perform a desk audit and field audit to make sure that all customers are being billed. At that time, the City had the Water and Sewer System and the results of the audit resulted in very little revenue. The company is not paid unless they find a loss of revenue to the City and they retain a percentage of the findings.

Mayor Bain asked how the request for this service came about and whether or not the City is mandated to do it.

Finance Director Alonso responded that he is recommending this service based on the results of the work the company performed when he was employed with the City of Miami Gardens. The company will go to properties and determine how much the City should be charging for stormwater based on the rate schedule. They will also do the same on the sanitation side to make sure the City is billing the right customers and the proper amount.

Councilwoman Ator asked if the company would receive 50% of their findings for the first year.

Finance Director Alonso clarified that the company would receive 50% for the first three years on any errors that they find, and after that it will be 100% for the City.

In answer to a question, the City Manager stated that the last time the City did this was probably at the time when Frank Spence was the City Manager.

To respond to the Mayor's concerns, the City Manager, Finance Director and City Attorney assured him that the company would keep 50% for three years, but were it not for their findings the City would not even collect 50% for three years and then 100% from the fourth year on.

City Manager Borgmann stressed the fact that the City would not be spending any money by going into this agreement.

Vice Mayor Best moved to approve. Councilman Lob seconded the motion.

City Manager Borgmann stated that the City Attorney would have to review and approve the contract.

The motion carried 4-1 on roll call vote, with Mayor Bain casting the dissenting vote.

10D) Appointment by Council of Members of New Ad Hoc Committee for the Art and Public Places for the Community Center

City Manager Borgmann stated that as required by the Miami-Dade County ordinance, all construction in public buildings must set aside 1.5% of the total value for “Art in Public Places”. The City needs to become more active and get this project moving. The rule would have been operative even if the City had not accepted any County funding. It has been determined that this represents about \$92,697 for the new community center, and he plans to budget \$70,000 for the actual art, \$5,000 for site work and \$13,905 for future maintenance as allowed in the ordinance.

The process includes the following, according to Mr. Borgmann:

1. Selection of a committee to judge the entries. This should be an Ad-Hoc committee of people with some working knowledge of things artistic.

City Manager Borgmann said that Staff came up with a list of people in the community who have indicated a willingness to serve and his recommendation is that Council select members from this list of willing residents. He added that he did this as sometimes it is difficult for Council members from time to time to find appointees. He stressed that in no way is Council obligated to choose members from his list and that he only did it in the interest of time.

2. The formal process has five steps but he left out the most important and listed four steps:
 - a. A “Call to Artists” is developed and sent out by the County.
 - b. Artists submit samples of their work.
 - c. Five artists are selected to develop site-specific proposals.
 - d. A selection is made based on what the committee feels is best for the building.

City Manager Borgmann said that “e” should have been the final decision that will rest with the City Council.

3. Once this process has been completed, the selected artist will then begin the work, and hopefully by the time the City is ready to open the community center in February, the art will also be ready and can be installed.

City Manager Borgmann said that the process itself is not very flexible as spelled out by the County in their rules and regulations governing this ordinance.

Mr. Borgmann added that his secretary has been involved with the Art Show at City Hall for the last twenty years and she has a pretty good understanding and a list of people who have been involved in the art with the City over time. She called probably ten people and the five listed are the ones that indicated a willingness to serve if selected. He stressed the fact that he is not trying to tell Council to select from the list.

Vice Mayor Best inquired if in this process if there is a way that artists from Miami Springs can be moved to the top of the list.

Mr. Borgmann offered to check the language of the rules and regulations to see if there is anything that will prohibit the City from doing it.

To answer the Mayor's question, City Manager Borgmann stated that this project has to do with the fact that the City is constructing a public building in Miami-Dade County, and the Code specifies that 1.5% of the cost of the building must be assigned to what is called "Art in Public Places". He emphasized that even if the City had not taken County money for the construction, the City would still be obligated to comply with the County ordinance which supersedes municipal regulations.

Vice Mayor Best inquired if once the art is selected, if it is permanent or if this is renewable art.

The City Manager replied that it can be any combination of things. There are modern art structures, and it could be terrazzo floors, stained-glass windows, paintings/photos that can be placed on walls.

Councilwoman Ator stated she does not think it would be renewable but considering the amount of money assigned, it would be better if it is permanent.

Additional discussion ensued about the project. The City Manager stated that the money should be spent up front and most likely the art would have to be finished by the time the building is completed, or at least the City would have to show to the County that enough progress has been made and that the City is well on its way to completing the project.

Mayor Bain asked how the members of the committee can decide what is worth \$70,000.

The City Manager said that the committee would receive the proposals from the artists and the artists will know.

Councilman Espino asked if the City could solicit the help of an art broker.

Mr. Borgmann said that the idea is to create original work for the structure as opposed to buying something that is already in a gallery.

Additional discussion ensued about the members of the committee.

The City Manager said that the item can be tabled until the next meeting. However, Council can vote to move forward and the members can be selected at the next Council meeting.

City Attorney Jan K. Seiden said that the motion would be that there would be an Ad-Hoc committee, appointed by Council to screen, solicit artists and art according to the County's requirements and then this could be treated as an RFQ process. The committee would narrow the applicants to maybe three and then Council would be able to make a selection.

Councilman Espino moved the item as stated by the City Attorney. Vice Mayor Best seconded the motion.

City Manager Borgmann clarified that the process is set by the County ordinance and there is not much flexibility. The issue before Council is to create the Ad-Hoc Committee for this one specific purpose. There can be more than five numbers if Council desires.

Councilman Espino felt that it would be better to limit the members to five.

Councilman Ator felt that the motion should include a provision that Council would select one member each, similar to what was done with the last Ad-Hoc Committee.

Councilman Espino said that his motion would include the clarification from Councilwoman Ator. Vice Mayor Best accepted the clarification in his second.

Mayor Bain inquired if the Architectural Review Board could do the selection of art, and City Attorney Seiden said that this would not really be their function.

Mayor Bain stated that this could be discussed at the next Council meeting and in the meantime the Council members could talk to their appointees on the Architectural Review Board.

The motion carried 5-0 on roll call vote.

(Item 10E was discussed after Open Forum)

10E) Resolution – A Resolution of the City Council of the City of Miami Springs Amending the Schedule of Charges and Fees for the Operation of the Miami Springs Golf and Country Club; Effective Date

City Attorney Jan K. Seiden read the resolution by title.

Golf Director Mike Aldridge explained that this is the standard resolution that is adopted every year establishing the rates from October 1st through September 30th. For the last three years the rates increased between 5% and 10%, but there is no increase this year due to the economy. The memberships went down for the first time and that is why the decision was made to maintain the same rates, except for the membership cart fee that was raised to \$20.00 including tax.

Mayor Bain opened the public hearing to those persons wishing to speak. There were no speakers, and the public hearing was closed.

Vice Mayor Best moved to adopt the resolution. Councilman Espino seconded the motion which carried unanimously on roll call vote (Resolution No. 2009-3461).

10F) Discussion Regarding Recommendation of the Recreation Commission

City Manager Borgmann stated that in the minutes of the Recreation Commission they may have noticed that Board Member Santín moved to request that Council allow the Board to research the feasibility of installing a new lighting system for the fields. Vice Chairman Rinehart seconded the motion and it passed unanimously on voice vote.

Mr. Borgmann said that it is his responsibility to bring these types of requests to Council when they have been voted on by the various advisory boards. He added that he is looking for Council input on whether or not they want to assign that charge to the Recreation Commission.

Mayor Bain agreed that this could be referred to them.

Mr. Borgmann said that the board could do the research and make the recommendations, but Council is in no way obligated to approve it.

By consensus, Council agreed to authorize the Recreation Commission to research new lighting for Stafford Park and Prince Field.

11. Other Business:

None.

12. Reports & Recommendations:

12A) City Attorney

Thank you.

City Attorney Seiden thanked Council for adopting a resolution approving a change in his remuneration.

12B) City Manager

Sympathy

City Manager Borgmann said that unfortunately City Attorney Jan K. Seiden's father-in-law passed away and his thoughts and prayers are with his family.

Basin 35 Stormwater Project

City Manager Borgmann stated that a permit was issued for the Basin 35 project and the work commenced, but the Department of Environmental Resources (DERM) reviewed the plans and there is an issue with how the last drops of water exit the area into the canal. The City must appear before the DERM Board of Adjustment to request a waiver of a specific condition that was missed. Post, Buckley, Schuh & Jernigan will represent the City as the engineer of record for the project at the hearing that will take place on Thursday, October 8, 2009.

City Manager Borgmann explained that the project is moving along ahead of schedule and could be finished by October 31st.

Soccer Registration

City Manager Borgmann announced that the Recreation Department is still accepting soccer registrations.

Basketball Program

City Manager Borgmann reported that a meeting was held with the Principal of Miami Springs Senior High School to discuss alternate locations for the basketball program while the new gym is being constructed. The Principals of all four public schools are actively supporting the City's effort.

Mayor Bain called the Region 3 Office and they support the City's request for use of the school facilities.

Community Party

City Manager Borgmann stated that the demolition of the existing Recreation facility will occur in early November. There are plans for the last community party at the gym on Saturday, October 24th.

Halloween Activities

City Manager Borgmann announced that Halloween would be celebrated on Friday, October 30th at the Miami Springs Golf and Country Club.

Flu and Pneumonia Vaccines

City Manager Borgmann reminded everyone that County Commissioner Rebeca Sosa is sponsoring flu and pneumonia shots at the Country Club on Thursday, October 1st from 10:00 a.m. to 2:00 p.m. The shots are free to senior citizens and children. The fee for all others is \$25.00 for flu shots and \$35.00 for pneumonia shots.

Clarence Patterson

City Manager Borgmann reported that Former Public Works Director Clarence Patterson is retiring as the City Manager of the City of North Miami on October 1st. He wished him well as a former employee.

Miami Springs Reunion

City Manager Borgmann announced that Miami Springs Senior High School classes of 1966 through 1972 are holding a reunion at the Country Club on Friday, October 2nd and Rick Shaw will host the event from 7:00 p.m. until midnight. There are currently 220 reservations and Mayor Bain plans to stop by to say hello.

12C) City Council

Commercial Revitalization Forum

Councilman Espino reported that he and Councilman Lob hosted a Commercial Revitalization Forum on Tuesday, October 22nd that was very well attended. There was a lot of feedback from the community, as well as support for the continued motion of commercial area improvements. His intention is to go forward using the information from the studies, the comments and suggestions that were brought before Council for discussion and work toward a unified vision.

Delray Beach Presentation

Councilman Espino stated that a presentation was made by the City of Delray Beach to show the progress their City has made over the last twenty years in revitalization. Some ideas apply to the City Miami Springs. Councilman Lob is working the audio and video presentation so that it will be available for anyone who could not attend. He took photographs of the tour and will make those available as well.

Institute for Elected Municipal Officials (IEMO)

Councilman Espino reported that he would be attending the Florida League of Cities Institute for Elected Municipal Officials in Boca Raton on Friday, October 2nd through Sunday October 4th.

Downtown Events

Councilman Espino reported that he had already received requests for Downtown event funds that are in the 2009-2010 budget. Carol Dodgen of the Miami Springs Pharmacy would like to hold a Farmers Market and others are interested in holding special events.

Prayers

Councilman Espino stated that his prayers are with the women from Blessed Trinity Church who are attending an annual retreat. He wished them the best.

Trees

Councilwoman Ator asked the Administration to follow up on the information that she received on the number of trees that were planted in the last five years because the numbers did not correspond with the figures given during the budget workshops.

City Manager Borgmann responded that the correct numbers corresponding with the invoices were sent via e-mail.

Yom Kippur

Councilwoman Ator wished the Jewish community a happy holiday.

Recognition

Councilwoman Ator recognized Suzanne Conlon Wolar for her vision of the Cancer Relay for Life. She credited her personal drive and ambition to the success of the relay.

Webcast

Councilwoman Ator stated that the new budget would go into effect on October 1st and she cannot wait for the webcast to be operational. More groups are employing better technology and it is important for the City to do the same.

Rain Barrel Workshop

Councilwoman Ator asked to follow up on a date for a rain barrel workshop as recommended by the Ecology Board.

City Manager Borgmann stated that a date would be scheduled in March 2010 when the Community Center will be finished.

Commercial Recycling

Councilwoman Ator asked the Administration to address her recommendation for implementing a commercial recycling program.

Condolences

Councilman Lob offered his condolences to City Attorney Jan K. Seiden and his family in the death of his father-in-law.

Delray Beach Presentation

Councilman Lob stated that the Delray Beach revitalization presentation and tour was very educational and interesting. Miami Springs is a smaller City and not everything Delray Beach implemented would apply, but there are some ideas that he looks forward to discussing with Council.

Flu and Pneumonia Vaccines

Councilman Lob thanked Commissioner Sosa for sponsoring the flu and pneumonia vaccines. He announced the program to the senior citizens during his report to them on Wednesday, September 23rd. Hopefully they will take advantage of the program.

Bike Path Lighting Project

Councilman Lob said that the senior citizens mentioned during his report that the lighting should be aimed down to illuminate the path as people are walking.

Yom Kippur

Vice Mayor Best wished happy holidays to those of the Jewish faith for Yom Kippur.

Cancer Relay for Life

Vice Mayor Best recognized Suzanne Conlon Wolar and Grace Bain for their dedicated work with the Cancer Relay for Life. The American Cancer Society recognized Ms. Wolar's efforts and hired her. The goals that have been set are tremendous and he supports the event.

Growth Management and Transportation Committee

Vice Mayor Best reported that he would not be attending the third meeting of the Florida League of Cities Growth Management and Transportation Committee due to commitments at work. He will participate with Committee Chair Kathy Till of the City of Apopka via e-mail.

Radio Talk Show

Mayor Bain announced that Vice Mayor Best was on 880 AM, the Biz Talk Radio show, last week for approximately twenty-five minutes. He is proud of the way he represented and promoted the history of the City of Miami Springs.

Vice Mayor Best thanked the Marketing Representative and Senior Vice President of Atlantic Network Radio for the invitation to speak. He added that this was quite an experience.

Condolences

Mayor Bain offered his condolences to City Attorney Seiden, his wife and family.

13. Adjourn.

There being no further business to be discussed the meeting was adjourned at 9:15 p.m.

Billy Bain
Mayor

ATTEST:

Magalí Valls, CMC
City Clerk

Approved as written during meeting of: 10/12/2009.

Transcription assistance provided by S. Hitaffer.

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