



CITY OF MIAMI SPRINGS, FLORIDA

CITY CLERK'S SUMMARY OF COUNCIL ACTIONS

Regular Meeting of Monday, May 9, 2011 - 7:00 p.m. – Council Chambers

AGENDA

<u>ITEM #</u>	<u>SUBJECT</u>	<u>ACTION TAKEN</u>
1.	Call to Order/Roll Call	All present. The meeting was called to order at 7:02 p.m.
2.	Invocation	Offered by Councilman Espino.
	Salute to the Flag	Students from Miami Springs Elementary School led the audience in the Pledge of Allegiance. Mayor Garcia presented baseball caps to the students who participated in the "I Led the Pledge" program.
3.	Awards & Presentations	
3A)	Pioneer Resident Award	Mayor Garcia presented the Pioneer Resident Award to former Councilmember James G. Caudle, in recognition of his many valuable contributions to the community and for having the vision to recognize the beauty and potential of the City of Miami Springs.
3B)	Certificate of Sincere Appreciation	Mayor Garcia presented a Certificate of Sincere Appreciation to Carl Malek for conducting a clean-up of the canal bank and around the Circle in Miami Springs as part of the Springs River Festival activities, and for making sure that Miami Springs stays beautiful and clean throughout the year.

4. Open Forum:

City Manager

Former Councilwoman Helen Gannon said that City Manager Jim Borgmann is a huge Florida Gator fan and an even bigger Miami Springs fan. He is a man who has done everything in the City and she has never seen him upset or be discourteous to anyone. During his transition in leaving the City, she hopes that all have an opportunity to show him the appreciation for the job that he has done.

Code Violations

Former Councilwoman Helen Gannon was of the opinion that the City is losing its beauty. She noted there are code violations in regard to cars parking on lawns, illegal parking of commercial trucks and taxi cabs, and people living in garages. She hopes that the code compliance staff will canvass the city to look for illegal living quarters and bring the city back to how it used to be.

Construction Site

Freddie Caldera of 480 Minola Drive complained about the dust from the construction work site next door to his home. He asked the Building Department Staff if there were any regulations and they told him there was nothing they could do. He still has dust on his car and on the walls of his house.

Assistant City Manager Gorland will follow-up with Mr. Caldera.

Calvin, Giordano & Associates

Lorraine Tappen, Senior Planner with Calvin Giordano & Associates referred to a letter she sent to the City regarding the Abraham Tract and requested that it be attached to the Revitalization and Redevelopment Ad-Hoc Committee minutes.

Color Palette

Ms. Tappen distributed color palette brochures to clearly show property owners what colors they are required to use when they paint or re-paint their buildings on N. W. 36th Street and all other commercial areas. She also left a digital copy on a CD with the Assistant City Manager and a color palette board for the Building and Planning Department with color paint chips.

City Attorney Seiden said that the color palette board should never leave the City Hall because it identifies the Benjamin Moore color numbers that anyone can take to any paint store.

Thank You

Nery Owens of 332 Payne Drive thanked Council for painting the Tot-lot that looks beautiful.

5. Approval of Council Minutes

5A) 04/25/2011 Regular Meeting Minutes of the April 25, 2011 Regular Meeting were **approved as written.**
Motion: Councilman Lob
Second: Vice Mayor Best
Vote: 5-0

6. Reports from Boards & Commissions

6A) Board of Parks and Parkways Minutes of the April 14, 2011 Board of Parks and Parkways meeting were received for information without comment.

6B) Revitalization and Redevelopment Ad-Hoc Committee Minutes of the April 18, 2011 Revitalization and Redevelopment Ad-Hoc Committee meeting were received for information.

Councilman Lob said that the Committee recommended looking into the possibility of having university students test the new Code by actually designing a building for N. W. 36th Street. This is an item he would like Council to discuss.

- 6C) Education Advisory Board Minutes of the April 19, 2011 Education Advisory Board meeting were received for information without comment
- 6D) Historic Preservation Board Minutes of the April 21, 2011 Historic Preservation Board meeting were received for information without comment.
- 6E) Ecology Board Minutes of the April 26, 2011 Ecology Board meeting were received for information.
- Councilman Lob stated that the Ecology Board members mentioned for a second time that they were waiting for a response from Council on a recycling letter prepared by Dr. Zapata. He would like a copy of the letter so that Council can discuss it.
- 6F) Code Review Board Cancellation Notice of the April 28, 2011 Code Review Board meeting was received for information without comment.
- 6G) Zoning and Planning Board Cancellation Notice of the May 2, 2011 Zoning and Planning Board meeting was received for information without comment.
- 6H) Memorial Committee Minutes of the May 2, 2011 Memorial Committee meeting were received for information without comment.
- 6I) Code Enforcement Board Cancellation Notice of the May 3, 2011 Code Enforcement Board meeting was received for information without comment.
- 6J) Architectural Review Board Cancellation Notice of the May 4, 2011 Architectural Review Board meeting was received for information without comment.
- 6K) Board of Adjustment Actions taken by the Board of Adjustment at their meeting of May 2, 2011 were approved subject to the 10-day appeal period.
Motion: Councilman Espino
Second: Councilwoman Ator
Vote: 5-0

7. **Public Hearings:**

7A) Second Reading:
Ordinance No. 1017-2011

On second reading, Council **adopted** an ordinance amending Code of Ordinance Section 150-046, Home/Business Occupational Use, establishing conditions of eligibility; specifying operators; permitting limited signage, storage and parking.

Motion: Vice Mayor Best

Second: Councilman Espino

Vice Mayor Best: "aye"

Councilman Espino: "aye"

Councilman Lob: "aye"

Councilwoman Ator: "abstained"

Mayor Garcia: "aye"

Vote: 4-0

8. **Consent Agenda:**

(8B through 8H pulled from the consent agenda and approved with one motion)

8A) City Attorney's Invoice

Council **approved** payment of the City Attorney's invoice for April 2011 in the amount of \$12,298.50.

Motion: Councilman Espino

Second: Councilwoman Ator

Vote: 5-0

8B) Purchase of Chemicals from
Turf Choice

Council **waived** the competitive bid process and **approved** an expenditure in an amount not to exceed \$8,000.00, on an "as needed" basis, to Turf Choice for chemicals, pursuant to Section 31.11 (E) (6) (g) of the City Code.

Motion: Councilman Lob

Second: Councilman Espino

Vote: 5-0

- 8C) Purchase of Fertilizers/Chemicals from Diamond R. Fertilizer
 Council **awarded** a bid for fertilizers and chemicals to Diamond R. Fertilizer, Inc., utilizing City of Delray Beach Bid #2010-42, in an amount not to exceed \$8,000.00, on an “as needed” basis, pursuant to Section 31.11 (E) (5) of the City Code.
Motion: Councilman Lob
Second: Councilman Espino
Vote: 5-0
- 8D) Purchase of Fertilizers/Chemicals from Howard Fertilizer
 Council **awarded** a Bid for fertilizers and chemicals to Howard Fertilizer, utilizing City of Delray Beach Bid #2010-42, in an amount not to exceed \$10,000.00, on an “as needed” basis, pursuant to Section 31.11 (E) (5) of the City Code.
Motion: Councilman Lob
Second: Councilman Espino
Vote: 5-0
- 8E) Purchase of Fertilizers/Chemicals from Lesco John Deere Landscapes
 Council **awarded** a bid for fertilizers and chemicals to, Lesco John Deere Landscapes, utilizing City of Delray Beach Bid #2010-42, in an amount not to exceed \$6,000.00, on an “as needed” basis, pursuant to Section 31.11 (E) (5) of the City Code.
Motion: Councilman Lob
Second: Councilman Espino
Vote: 5-0
- 8F) Purchase of Soil Mixes from Florida Superior Sand
 Council **approved** an expenditure in an amount not to exceed \$5,000.00, on an “as needed” basis, to Florida Superior Sand, for topdressing/amendments/soil mixes, as a sole source provider, pursuant to Section 31.11 (E) (6) (c) of the City Code.
Motion: Councilman Lob
Second: Councilman Espino
Vote: 5-0

- 8G) Purchase of Fuel and Oil from Land and Sea
 Council **waived** the competitive bid process and **approved** an expenditure not to exceed \$13,500.00, on an “as needed” basis, to Land and Sea for fuel and oil, pursuant to Section 31.11 (E) (6) (g) of the City Code.
Motion: Councilman Lob
Second: Councilman Espino
- 8H) Purchase of Parts from Hector Turf
 Council **waived** the competitive bid process and **approved** an expenditure in an amount not to exceed \$11,500.00, on an “as needed” basis, to Hector Turf, for repairs/parts, pursuant to Section 31.11 (E) (6) (g) of the City Code.
Motion: Councilman Lob
Second: Councilman Espino
Vote: 5-0
9. **Old Business:**
- 9A) Appointments to Advisory Boards
 Vice Mayor Best (Group I) **reappointed** Elizabeth Manning to the Education Advisory Board for a full 2-year term ending on May 31, 2013.
 Councilman Espino (Group II) **reappointed** Arthur Freyre to the Code Review Board for a full 3-year term ending on April 30, 2014.
 Councilman Espino (Group II) **reappointed** Carl Malek to the Ecology Board for a full 3-year term ending on April 30, 2014.
 Councilwoman Ator (Group IV) **reappointed** Rob Gordon to the Education Advisory Board for a full 2-year term ending on May 31, 2013.
- 9B) Code Compliance Timelines
 Council **approved** the new code compliance abridged timeline eliminating the verbal courtesy notice, as specified in page two of the memorandum.
Motion: Councilman Espino
Second: Councilwoman Ator
Vote: 5-0

- 9C) Code Compliance Sweep of Commercial Properties
Council **directed** that the administration schedule an agenda item for the May 23rd Council meeting for a presentation regarding code violations.
- 9D) Golf Course Marketing Plan
Council **approved** funding in the amount of \$6,018 as presented in the Golf Course marketing plan for the summer months.
Motion: Councilman Espino
Second: Councilman Lob
Vote: 5-0
- 9E) Florida League of Cities Conference Ad – Quality Cities Magazine Advertising
Council **approved** a full-page color ad in the amount of \$1,000 and an additional \$1,000 for the design of the conference ad for the Florida League of Cities Quality Cities Magazine.
Motion: Councilman Espino
Second: Councilwoman Ator
Vote: 5-0
- 9F) Charter Amendment Petition
Council **directed** the City Clerk to render a decision either disqualifying the signature petitions or authorizing the placement of the question on the ballot for consideration at the May 23rd Regular Meeting.
Motion: Councilwoman Ator
Second: Councilman Espino
Vote: 5-0
- 10. New Business:**
- 10A) Zoning Map: Proposal from Calvin, Giordano & Associates
Council **approved** a proposal from Calvin, Giordano and Associates, Inc. for professional data technologies & development services to update the City’s official zoning map in the amount of \$9,860.00 from the \$280,000 designated fund balance.
Motion: Councilwoman Ator
Second: Councilman Espino
Vote: 5-0

10B) Ordinance No. 1018-2011 On first reading, Council **approved** an ordinance amending Code of Ordinance Section 150-011, Utility Shed, by providing a new method of calculating the permitted size of utility sheds on residential homesite properties; identifying a further limitation on permitted shed sizes.
Motion: Councilwoman Ator
Second: Vice Mayor Best
Vote: 5-0

10C) Resolution No. 2011-3514 Council **adopted** a resolution, **as amended**, approving and adopting rules and regulations for the Recreation Department, Tennis, Racquetball and Basketball Courts, Children’s Playgrounds, Gym, Fitness Center and Dog Park; providing for longevity of the rules and regulations; establishing notification responsibility of the rules and regulations; authorizing enforcement of the rules and regulations.
Motion: Councilman Espino
Second: Councilman Lob
Vote: 5-0

10D) Resolution No. 2011-3515 Council **adopted** a resolution, **as amended**, establishing a City Youth Advisory Council; providing for Council membership, appointment procedures, term of membership, meetings of the Council, Council officers and duties, City support services, school support services, absences of members, applicable law, Council duties and responsibilities; continuity of Council.
Motion: Councilman Espino
Second: Councilwoman Ator
Vote: 5-0

(Motion to extend the meeting to 11:15 p.m.)

10E) Strategic Planning Retreat Council **directed** the Administration to bring back a plan for a Strategic Planning Retreat, including logistics as to how the meeting would be handled. Council will send their ideas for distribution and discussion at a future meeting.

(Motion to extend the meeting to 11:30 p.m.)

- 10F) City Manager's Position Council considered a proposal to conduct an outside search to fill the City Manager's position.
- A motion directing the City Clerk to solicit bids under \$25,000 for executive, outside search agencies to search for the City Manager **died** for lack of a second.
- Council **directed** the Administration to provide a list of requirements and qualifications that were used in the past when searching for a City Manager. Council will consider the item and the extent of the search at the May 23rd Council meeting.
- 10G) Contract with Ricardo Rodriguez, d/b/a Miami Dade Aquatic Club Council **authorized** the Administration to sign a contract with Ricardo Rodriguez, d/b/a Miami Dade Aquatic Club, LLC, subject to verification of the LLC entity.
Motion: Councilman Lob
Second: Councilman Espino
Vote: 5-0
- 10H) Memorial Committee Recommendations Council **approved** a recommendation for a memorial for Thelma Butler on the stone monument on the Circle with the plaque to read: "Pioneer of the City of Miami Springs".
Motion: Councilman Lob
Second: Vice Mayor Best
Vote: 5-0
- Council **approved** a recommendation for naming the softball field at Stafford Park in memory of fallen Police Officer Amanda Haworth and to place a separate memorial at the field.
Motion: Vice Mayor Best
Second: Councilman Lob
Vote: 5-0

- 11. **Other Business:** None
- 12. **Reports & Recommendations:**
 - 12A) **City Attorney:** None
 - 12B) **City Manager:** None
 - 12C) **City Council:** None
- 13. **Adjourn** Meeting adjourned at 11:22 p.m.