



***CITY OF MIAMI SPRINGS, FLORIDA***

**CITY CLERK'S SUMMARY OF COUNCIL ACTIONS**  
**Regular Meeting of Monday, November 14, 2011 - 7:00 p.m.**  
**Rebeca Sosa Theater – Community Center**

**AGENDA**

<b><u>ITEM #</u></b>	<b><u>SUBJECT</u></b>	<b><u>ACTION TAKEN</u></b>
1.	<b>Call to Order/Roll Call</b>	All present except Councilman Best. The meeting was called to order at 7:19 p.m.
2.	<b>Invocation</b>	Offered by Mayor Garcia.
	<b>Salute to the Flag</b>	The audience participated.  Students from Blessed Trinity Catholic School led the audience in the Pledge of Allegiance.
3.	<b>Awards &amp; Presentations</b>	
3A)	<b>“Ray’s Tae Kwon Do Center Day”</b>	Mayor Garcia presented a proclamation to Ray Rodriguez of Ray’s Tae Kwon Do for reaching the 25-year mark in teaching local area kids the art of self defense.
3B)	<b>Proclamation – Tom Curtis – Dolphin Digest</b>	Item pulled from the agenda.
4.	<b>Open Forum:</b>	
	<b>Miami Springs Library</b>	Esther Nibote, Manager, and Bryan Capley, Assistant Branch Manager, from the Miami Springs Library introduced themselves to Council.

4. M. S. Library (Continued) Ms. Nibote said that even though there had been changes to the Library Staff due to the restoration of the library system they will have the same commitment as the former Manager and Staff to serve the community and provide excellent service. She invited everyone to visit the Library.
- Trick-or-Treat Michael Gavila of 684 Morningside Drive asked Council to reconsider the Trick or Treat event on Westward Drive that would help get the community involved.
5. **Approval of Council Minutes**
- 5A) 10-24-2011 Meeting Minutes of the October 24, 2011 Regular Meeting were **approved as written.**  
**Motion:** Councilman Lob  
**Second:** Vice Mayor Espino  
**Vote:** 4-0
6. **Reports from Boards & Commissions**
- 6A) Ecology Board Cancellation Notice of the October 25, 2011 Ecology Board meeting was received for information without comment.
- 6B) Code Review Board Cancellation Notice of the October 27, 2011 Code Review Board meeting was received for information without comment.
- 6C) Code Enforcement Board Minutes of the November 1, 2011 Code Enforcement Board meeting were received for information without comment.
- 6D) Architectural Review Board Cancellation Notice of the November 2, 2011 Architectural Review Board meeting was received for information without comment.
- 6E) Zoning and Planning Board Cancellation Notice of the November 7, 2011 Zoning and Planning Board meeting was received for information without comment.

- 6F) Recreation Commission Cancellation Notice of the November 8, 2011 Recreation Commission meeting was received for information without comment.
- 6G) Golf and Country Club Minutes of the November 9, 2011 Golf and Country Club Advisory Board meeting were received for information without comment.
- 6H) Board of Parks and Parkways Cancellation Notice of the November 10, 2011 Board of Parks and Parkways meeting was received for information without comment.
- 6I) Education Advisory Board Rescheduling Notice of the November 15, 2011 Education Advisory Board meeting was received for information without comment.
- 6J) Revitalization and Redevelopment Ad-Hoc Committee Cancellation Notice of the November 21, 2011 Revitalization and Redevelopment Ad-Hoc Committee meeting was received for information without comment.
- 6K) Board of Adjustment Actions taken by the Board of Adjustment at their meeting of November 7, 2011 were approved subject to the 10-day appeal period.  
**Motion:** Vice Mayor Espino  
**Second:** Councilman Lob  
**Vote:** 4-0

7. **Public Hearings:** None

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*Board of Appeals meeting called to order at 7:30 p.m.*  
*Council meeting reconvened at 8:10 p.m.*  
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8. **Consent Agenda:**

- 8A) City Attorney’s Invoice Council **approved** payment of the City Attorney’s invoice for October, 2011 in the amount of \$12,690.00.  
**Motion:** Councilwoman Ator  
**Second:** Councilman Lob  
**Vote:** 4-0

9. **Old Business:**

9A) Advisory Board Appointments None

9B) Selection Process for New City Manager

The Mayor and Council **submitted** the names of their preferred candidates as follows:  
Vice Mayor Espino: Kenneth Fields, Daniel Rosemond and Ralph Rosado.  
Councilman Lob: Ron Gorland, Ken Fields and Constantino Purrinos.  
Councilwoman Ator: Lawrence Miller, Ron Gorland and Judy Whitis.  
Mayor Garcia: Ron Gorland, Guerlin Escar-Mangos and Ralph Rosado.  
Council will interview the selected candidates during a Workshop Meeting either on Tuesday, November 29<sup>th</sup> or Wednesday, November 30<sup>th</sup> at 6:00 p.m.

9C) Curtiss Mansion, Inc. – Historic Tax Credits

Council **directed** the Administration to move forward with certain action items required to participate in the historic tax credit program, including, but not limited to creating the entities, drafting contracts, preparing all other materials necessary to participate in the program, with the intent to participate in the program, with the understanding that the Administration Officials will be the shareholders, officers and directors of all subordinate entities; that participation is contingent upon Council approval of all operating documents and contracts of the program; that funding comes through the City and that CMI does not participate in any subordinate entity. Council **requested** that the CMI Extension Agreement for Phase I be scheduled for the next meeting.

- 9C) Curtiss Mansion, Inc. – (Continued) **Motion:** Vice Mayor Espino  
**Second:** Councilman Lob  
**Vice Mayor Espino:** “aye”  
**Councilman Best:** “absent”  
**Councilman Lob:** “aye”  
**Councilwoman Ator:** “no”  
**Mayor Garcia:** “aye”  
**Vote:** 3-1

*Mayor Garcia called for a 5-minute recess at 9:19 p.m.  
Council meeting reconvened at 9:30 p.m.*

- 9D) Rebeca Sosa Theater  
Rental Application  
Council **approved** the revised language, as amended by the City Attorney, providing for persons or groups who want to use the theatre that do not comply with the “G” rating to contact the City Manager’s office to be placed on the next available Council agenda.

- 9E) Youth Advisory Board  
Council **directed** the Education Advisory Board to accept the responsibility for contacting the schools and following the provisions in the Resolution establishing the Youth Advisory Council.

**10. New Business:**

- 10A) Confirmation of Fifth Member of the  
Police and Firefighters  
Retirement System  
Council **confirmed** the appointment of Jon Kahn as the fifth member of the Police and Firefighters Retirement System.  
**Motion:** Councilwoman Ator  
**Second:** Councilman Lob  
**Vote:** 4-0

- 10B) Copywriting/Registering:  
City’s New Logo and Tag Line  
Council **approved** giving the City Manager authority to register the trademark in accordance with the recommendation of the trademark attorney up to \$10,000.00.  
**Motion:** Councilwoman Ator  
**Second:** Councilman Lob  
**Vote:** 4-0

- 10C) Resolution No. 2011-3530 Council **adopted** a resolution authorizing the City Manager to apply for a 2012 Edward Byrne Memorial Justice Assistance Grant from the Federal Drug Control and System Improvement Program, through the Office of Grants Coordination Justice Assistance Grant Administration for Miami-Dade County; authorizing the City Manager to execute grant contracts and agreements, execute contracts and agreements to accomplish grant funding purposes, expend funding for established and authorized purposes, receive and expend additional funding that might become available, execute amendatory application documentation, and to exercise all contractual rights, authorizations and privileges available to the City.  
**Motion:** Councilman Lob  
**Second:** Vice Mayor Espino  
**Vote:** 4-0
- 10D) First Reading:  
Ordinance No. 1028-2011 On first reading, Council **approved** an ordinance amending Code of Ordinance Section 96.05, Street Numbers; Display; to provide clarified provisions and requirements related to the display of street numbers on structures in the City.  
**Motion:** Councilwoman Ator  
**Second:** Vice Mayor Espino  
**Vote:** 4-0
- 10E) First Reading:  
Ordinance No. 1029-2011 On first reading, Council **approved** an ordinance, **as amended**, amending Code of Ordinance Section 70-10, Parking Restricted in Certain Areas; to provide clarified provisions on permitted parkway parking, prohibited parkway use; prohibited parkway parking exceptions, enforcement and signage.  
**Motion:** Councilwoman Ator  
**Second:** Vice Mayor Espino  
**Vote:** 4-0

10F) First Reading:  
Ordinance No. 1030-2011

On first reading, Council **approved** an ordinance repealing Chapter No. 134, Weapons; which includes Code Section 134-01, Firearms and Air Rifles; Discharge Prohibited; 134-02, Careless Exhibition of Weapons; 134-03, Forfeiture of Weapons and Arms; 134-04, Return of Weapons and Arms and Forfeiture on Failure to Receive Same; 134-05, Disposal of Weapons and Arms; and 134-06, Taking Possession of Weapons and Arms.

**Motion:** Councilman Lob

**Second:** Councilwoman Ator

**Vote:** 4-0

10G) Change Order:  
Stafford Park

Council **approved** an expenditure to Allied Trucking of Florida, the lowest responsible bidder, in the amount \$4,000.00 for concrete screenings, pursuant to Section 31.11 (E) (5) of the City Code.

Council **approved** a Change Order to Leadex Corporation, in the amount of \$8,490.00 to construct a berm around the playground using sand fill, spread and compact the concrete screening throughout the play area as needed and remove existing concrete walk and replace with new ADA Ramp.

**Motion:** Vice Mayor Espino

**Second:** Councilman Lob

**Vote:** 4-0

*Agenda Item 10H discussed after 9B.*

- 10H) Special Event Funding Request:  
All Angels Academy
- Council **approved** the funding request for All Angels Movie Nights to cover the cost of police services up to \$2,625.00.  
**Motion:** Councilman Lob  
**Second:** Vice Mayor Espino  
**Vice Mayor Espino:** “aye”  
**Councilman Best:** “absent”  
**Councilman Lob:** “aye”  
**Councilwoman Ator:** “abstained”  
**Mayor Garcia:** “aye”  
**Vote:** 3-0
- 10I) Request for Meeting from the  
Revitalization and Redevelopment  
Ad-Hoc Committee
- Council **approved** the request for the Revitalization and Redevelopment Ad-Hoc Committee to hold a joint meeting with the Architectural Review Board for the purpose of hearing the presentation from Calvin, Giordano & Associates, Inc. regarding their progress and to review the street signage and way finding proposal of the Architectural Review Board.  
**Motion:** Vice Mayor Espino  
**Second:** Councilman Lob  
**Vote:** 4-0
11. **Other Business:**
- 11A) FY 2010-2011 – 4<sup>th</sup> Quarter  
Budget Status Report
- Council **received** a status report from the Finance Director based on the unaudited numbers for the fourth quarter of the FY 2010-2011 budget.

*Agenda Item 11B discussed after 9B.*



11B) Rescheduling of Meeting Council **confirmed** that their next regular meeting would be held on Monday, November 28, 2011 at 6:30 p.m. Two executive sessions will take place during the meeting, one having to do with the pending litigation with Meridian Management, LLC and the other to discuss the City Manager's selection process and negotiating strategies. A Workshop Meeting will be scheduled on either Tuesday, November 29 or Wednesday, November 30 at 6:00 p.m. to interview the selected candidates and Mayor Garcia will confirm the date to the City Clerk early next morning.

**12. Reports & Recommendations:**

**12A) City Attorney**

Executive Sessions

City Attorney Jan K. Seiden notified Council that an Executive Session is being called for during the November 28<sup>th</sup> Council meeting regarding the pending litigation with Meridian Management, LLC. Also, an Executive Session will be scheduled directly following the first Executive Session to compile a list of questions for City Manager candidates under the new exception provisions of Chapter 286.011.

**12B) City Manager**

Charter Amendment Meetings

City Manager Borgmann handed out information received from the County in regard to hosting charter amendment meetings in North Miami on Monday, November 14<sup>th</sup>, Miami Lakes on Wednesday, November 16<sup>th</sup> and the West Dade Regional Library on Thursday, November 17<sup>th</sup>.

City of Doral Agreement

City Manager Borgmann reported that the City of Doral contacted the City and it appears that they are offering the same funding of \$45,000 for the use of the City's swimming pool for three years.

12B)	Holiday Hours	City Manager Borgmann distributed a flyer with the Community Center and playground holiday hours of operation.
	Santa at the Circle	City Manager Borgmann announced plans for Santa at the Circle and distributed an agenda of times and activities. Notification is being sent to parents and kids to inform them that they have to pre-register for the snow event.
	Turkey Donations	City Manager Borgmann stated that he spoke with Elderly Services Director Karen Rosson who informed him that County Commissioner Rebeca Sosa has arranged for delivery of fifteen turkeys and in addition the Miami-Dade County League of Cities is donating twenty turkeys.
	Roof Enforcement	City Manager Borgmann informed Council that only the worst cases of dirty roofs are being enforced at this time and extensions are being considered for those who are unable to comply at this time.
	Strategic Planning Sessions	City Manager Borgmann stated that a make-up strategic planning session for the residents is planned for Tuesday, November 15 <sup>th</sup> and for the businesses on Sunday, November 20 <sup>th</sup> at 2:00 p.m. Notification was placed in the River Cities Gazette and letters were mailed to the businesses.
	Robbery	City Manager Borgmann reported that a robbery was held during the weekend and the people that gained access to the house identified themselves as code enforcement officials. The Chief of Police will follow-up on the incident and formulate a strategy to inform the residents.

12C)

**City Council**

Roof Enforcement

Vice Mayor Espino stated that residents expressed their concerns in regard to the roof issue. He said that perhaps Council should decide how to deal with those cases where people are willing to make the improvement, but are having a difficult time.

Burglaries

Vice Mayor Espino reported receiving many calls from residents concerned about crime in the City. He was of the opinion that the Police should increase their presence to make residents feel safe.

Chief of Police Baan reassured everyone that there had been a dramatic increase in police presence and burglaries have declined. He added that an increase in property crimes has been seen everywhere in South Florida.

Vice Mayor Espino requested a report from the Police Chief outlining the steps he has taken. Chief Baan offered to speak with each Council member to let them know what the Police Department is doing to protect the residents.

Curtiss Mansion

Vice Mayor Espino reported that Senator Rene Garcia visited the Curtiss Mansion on Sunday. Attendees also included the City Manager, Mayor Garcia and Miami Lakes Councilman Nelson Hernández. The lighting fixtures, floors, patio tile and iron works over the windows are finished and the alarm and closed circuit television is in place.

Community Summit

Vice Mayor Espino handed out a memorandum outlining the second Community Summit. He said that the two main areas of discussion were marketing and public relations and outdoor parking space. He will provide an agenda and transcript of the meeting to Bill Busutil so that it can be incorporated into the strategic planning.

12C)	JR's Gourmet Burgers	Vice Mayor Espino announced that JR's Gourmet Burgers is participating in the third annual Burger Best competition at the Magic City Casino and will attempt to win the award for best burger joint and best specialty burger.
	Happy Thanksgiving	Vice Mayor Espino wished everyone a great Thanksgiving.
	All Angels Movie Night	Councilwoman Ator reported that All Angels Movie Night will be held on Friday, November 18 <sup>th</sup> . Gnomeo & Juliet and Letters to Juliet are the scheduled movie presentations that evening.
	Halloween	Councilwoman Ator announced that Halloween was a great success with a ton of traffic on Curtiss Parkway and less traffic on Falcon Avenue.
	Veterans Day Ceremony	Councilwoman Ator reported that she heard that the Veterans Day ceremony was wonderful, although she was unable to attend because she was at the Good Government Initiative. She appreciates the people who attended and participated.
	Breakfast with Santa	Councilwoman Ator reported that All Angels Breakfast with Santa is in the morning on the same day as the City's Christmas event on Saturday, December 3 <sup>rd</sup> .
	Turkey Trot	Councilwoman Ator reminded everyone of the Turkey Trot on Saturday, November 19 <sup>th</sup> .
	Strategic Planning Application	Councilwoman Ator acknowledged the City administration for the strategic planning application mailed to the businesses. She received two letters in her office. She appreciates the fact that everything possible was done to publicize the sessions.

12C)	Code Enforcement Officers	Councilwoman Ator suggested placing photos of the code enforcement officers on the website to avoid future problems with false identity.
	Chamber of Commerce	Councilwoman Ator announced that the Chamber of Commerce would be meeting at 6 p.m. on Thursday, November 17 <sup>th</sup> at Holleman's Restaurant. She hopes to see the Assistant City Manager there as he is the City's Liaison.
	Good Government Initiative	Councilwoman Ator reported that she attended the final meeting of the Good Government Initiative, which is a good program. She learned a lot and met amazing people and made contacts with others from South Florida. She commended Katy Sorenson and the University of Miami for putting together the program.
	Happy Thanksgiving	Councilwoman Ator wished everyone a happy, quiet and uneventful Thanksgiving.
	Happy Thanksgiving	Councilman Lob wished everyone a Happy Thanksgiving.
	Optimist Club Tree Lot	Councilman Lob reported that the tree lot will open at 10 a.m. on Thursday, November 24 <sup>th</sup> . He urged residents to support the community by purchasing their trees from the Optimist Club.
	Veterans Day Ceremony	Councilman Lob said that he was out of town but heard that the Veteran Day ceremony was a success.
	Thank You	Mayor Garcia thanked County Commissioner Rebeca Sosa for the turkeys and the flu shots donated to the City.

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| 12C)       | Groundbreaking Ceremony       | Mayor Garcia reported that he, together with City Manager Borgmann and Assistant City Manager Gorland attended the groundbreaking ceremony of Centurion Air Cargo, which will be an incredible facility on N. W. 36 <sup>th</sup> Street by the Airport and will generate about 200 jobs. |
|            | Event Notices                 | Mayor Garcia asked the City Clerk to e-mail him the event flyers distributed during the Council meeting.  |
|            | Principal for a Day           | Mayor Garcia announced that he will be the Principal for a Day at Miami Springs Senior High School on Wednesday, November 16 <sup>th</sup> .  |
|            | Basketball Season             | Mayor Garcia reported that basketball season is in full swing and those parents who want their kids to participate should sign them up as space is limited.   |
|            | Walk for Miami Rescue Mission | Mayor Garcia thanked Carol Snokes who put together the walk for the Miami Rescue Mission that is an incredible event.   |
|            | Strategic Planning Notices    | Mayor Garcia commented that the Administration did a great job on the strategic planning notices that were mailed to all the businesses that were given to the residents and City organizations.  |
|            | Prayers                       | Mayor Garcia asked everyone to keep Councilman Best's mother in their prayers.  |
| <b>13.</b> | <b>Adjourn</b>                | Meeting adjourned at 10:56 p.m.   |

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