



CITY OF MIAMI SPRINGS, FLORIDA

Mayor Xavier M. Garcia

Vice Mayor George V. Lob
Councilwoman Grace Bain

Councilman Bob Best
Councilwoman Jennifer Ator

Decorum: "Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the City Council, shall be barred from further audience before the City Council by the Mayor, unless permission to continue or again address the City Council is granted by the majority vote of the City Council members present. In accordance with the foregoing, the City Council has determined that racial or ethnic slurs, personal attacks and comments unrelated to City matters or issues constitute prohibited comments from the podium".

AGENDA
REGULAR MEETING
Monday, August 27, 2012 – 7:00 p.m.
Council Chambers – City Hall
201 Westward Drive – Miami Springs

- 1. Call to Order/Roll Call**
- 2. Invocation:** Councilwoman Ator

Salute to the Flag: Audience Participation
- 3. Awards & Presentations:**
 - A) Resolution No. 2012-3553 – a Resolution of the City Council of the City of Miami Springs Canvassing Returns of the Miami Springs Special Election of August 14, 2012 and Declaring Results Thereof
 - B) Administration of Oath of Office to Councilwoman Grace Bain

3. Awards & Presentations: (Continued)

- C) Certificate of Sincere Appreciation to Carlos Blanco on the Occasion of his Retirement from the City's Public Works Department

4. Open Forum: Persons wishing to speak on items of general city business, please sign the register located on the speaker's stand before the meeting begins

5. Approval of Council Minutes:

- A) 08-06-2012 – Workshop Meeting
- B) 08-13-2012 – Regular Meeting

6. Reports from Boards & Commissions:

- A) 08-16-2012 – Historic Preservation Board – Minutes
- B) 08-20-2012 – Revitalization and Redevelopment Ad-Hoc Committee – Cancellation Notice
- C) 08-23-2012 – Code Review Board – Cancellation Notice
- D) 08-28-2012 – Ecology Board – Cancellation Notice

7. Public Hearings:

- A) Second Reading – Ordinance No. 1037-2012 – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 93-51, Color Palette Compliance; by Providing an Exception Provision and a Variance Process to the Color Palette Compliance Program Established by this Code Section; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date (First Reading: 06/25/2012 – Advertised: 08/01/2012 – Tabled: 08/13/2012 – Advertised: 08/16/2012)
- B) Second Reading – Ordinance No. 1038-2012 – An Ordinance of the City Council of the City of Miami Springs Deleting all References to the Abraham Tract Sub-District of the Airport, Marine and Highway Business District Contained in Article XV and in Code of Ordinance Sections 150-154, 150-157, and 150-158; Establishing Code of Ordinance Section 150-165, Abraham Tract District; Providing Purpose; Permitted Uses; Prohibited Uses; Adult Related Business Regulations; Setbacks and Floor Area; Height Limitations; Off-Street Parking and Loading; Signage; Development Review Procedures; Requirements for Development Review; Exemptions; Fees; Repealing all Ordinances or Parts of Ordinances in Conflict; Directions to Codifiers; Effective Date (First Reading: 06/25/2012 – Advertised: 08/01/2012 – Tabled: 08/13/2012 – Advertised: 08/16/2012)

8. Consent Agenda:

- A) Recommendation that Council Award a Bid to Micar Trucking, Utilizing Miami-Dade County Bid # 4056-0/16 in the Amount of \$16,500, on an "As Needed" Basis for Various Types of Rock for Alley and Street Repairs, Pursuant to Section 31.11 (E) (5) of the City Code
- B) Recommendation that Council Award City RFP # 08-11/12 to Florida League of Cities, the Lowest Responsible Proposer, in the Amount of \$273,315.00, for Property, Casualty and Liability Insurance, Pursuant to Section 31.11 (E) (2) of the City Code
- C) Recommendation that Council Award a Bid for Contractual Labor to Greens Grade Services, Inc., Utilizing City of Coral Gables Bid #IFB 2007-10-22, in an Amount not to Exceed \$59,189.35, on an "As Needed" Basis, Pursuant to Section 31.11 (E) (5) of the City Code
- D) Recommendation that Council Waive the Competitive Bid Process and Approve an Expenditure in an Amount not to Exceed \$6,500.00, on an "As Needed" Basis, to Land & Sea, for Fuel and Oil, Pursuant to Section 31.11 (E) (6) (g) of the City Code
- E) Approval of Settlement Agreement and Release with Atkins North America Inc. on Basin 35 Project

9. Old Business:

- A) Appointments to Advisory Boards by the Mayor and Council Members
- B) Discussion Regarding City Manager's Evaluation Process

10. New Business:

- A) Report from the Springs River Festival Chair; Request to Hold the Festival on April 5, 6, and 7, 2013
- B) CMI Funding (Tabled: 08-13-2012)
 - i. CMI Request for Funding of Construction Budget Shortfall
 - ii. Clarification of Council Workshop Directives Regarding CMI Funding

10. New Business: (Continued)

- C) First Reading – Ordinance No. 1039-2012 - An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 32-100, Architectural Review Board – Established, by Qualifying and Restricting the Duties and Responsibilities of the Board; Eliminating the Board's Duties to Participate in the Mandatory Preliminary Review Process of Commercial Projects and to Issue Advisory Opinions for Each Project Review Conducted; Repealing all Ordinances or Parts of Ordinances in Conflict; Providing an Effective Date (Tabled: 08-13-2012)
- D) Consideration of Flagpole Lease Extension Agreement with STC Five LLC, a Delaware Limited Liability Company, Assignee of Sprint Spectrum, L.P. (Tabled: 08-13-2012)
- E) Recommendation that Council Award City Bids # 04-11/12 and 05-11/12 to Raydel Landscaping Corporation, the Lowest Responsible Bidder, in the Amount of \$168,000.00, for Professional Landscaping Maintenance and Tree Trimming, Removal and Disposal Services, Pursuant to Section 31.11 (E) (1) of the City Code (Tabled: 08-13-2012)
- F) Recommendation for Council's Rejection of All Bids Submitted Under Bid No. 06-11/12 for Solid Waste Collection and Disposal Services
- G) Consideration that Council Support the City Applying for the Florida Recreation Development Assistance Program (FRDAP) for a Fiscal Year 2013-2014 Matching Grant for \$97,500, Towards Replacement Lighting for Prince Field (Tabled: 08-13-2012)
- H) Resolution No. 2012-3551 – A Resolution of the City Council of the City of Miami Springs, Florida; Urging Local Retailers Selling Tobacco Products to Refrain from Selling and Marketing Flavored Tobacco Products Because Such Products Tend to Promote and Influence Tobacco Use by Minors and Young Adults; Effective Date (Tabled: 08-13-2012)

10. New Business: (Continued)

- I) Resolution No. 2012-3554 – A Resolution of the City Council of the City of Miami Springs, Florida; Authorizing the City's Acceptance of Grant Funds in the Amount of \$2,869, as a Sub Recipient of the Miami-Dade County Association of Chiefs of Police Countywide Prisoner Processing Project Under the Edward Byrne Memorial Justice Assistance Grant Through the American Recovery and Reinvestment Act of 2009; 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; Effective Date

11. Other Business:

- A) Presentation of Fiscal Year 2012 Third Quarter Budget Report (Tabled: 08-13-2012)

12. Reports & Recommendations:

- A) City Attorney
- B) City Manager
- C) City Council

13. Adjourn

 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), all of which the City does not provide.

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 (7) days prior to the proceeding.

Pursuant to Sec. 2-11.1 (S) of the Miami-Dade County Code and Miami Springs Code of Ordinances Chapter 33 - §33-20, all persons, firms or corporations employed or retained by a principal who seeks to encourage the passage, defeat, or modifications of (1) ordinance, resolution, action or decision of the City Council; (2) any action, decision, recommendation of any City Board or Committee; or (3) any action, decision or recommendation of City personnel during the time period of the entire decision-making process on such action, decision or recommendation which will be heard or reviewed by the City Council, or a City Board or Committee shall register with the City before engaging in any lobbying activities on forms prepared for this purpose and shall state under oath his or her name, business address, the name and business address of each person or entity which has employed said registrant to lobby, and the specific issue on which he or she has been employed to lobby. A copy of the lobbyist registration form is available from the Office of the City Clerk.
