



CITY OF MIAMI SPRINGS, FLORIDA

CITY CLERK'S SUMMARY OF COUNCIL ACTIONS
Regular Meeting of Monday, September 10, 2012 - 7:00 p.m.
City Hall – Council Chambers

AGENDA
ITEM #

SUBJECT

ACTION TAKEN

- | | | |
|-----|--------------------------------------|----------------------------------------------------------------------------------------------------------------------------|
| 1. | Call to Order/Roll Call | All present. The meeting was called to order at 7:00 p.m. |
| 2. | Invocation | Offered by Councilwoman Bain. |
| | Salute to the Flag | The audience participated. |
| 3. | Awards & Presentations | |
| 3A) | Yard of the Month:
September 2012 | Kevin Berounsky of 555 Hunting Lodge Drive was present and received the Yard of the Month award from Mayor Garcia. |
| 4. | Open Forum: | |
| | Councilwoman Bain | Former Councilwoman Helen Gannon of 219 Miami Springs Avenue congratulated Councilwoman Bain for being elected to Council. |
| | Public Works Changes | Ms. Gannon also thanked Mayor Garcia for taking the leadership regarding Public Works changes and putting people at ease. |

4. Code Enforcement Ms. Gannon said she is concerned about the lack of Code Enforcement. She distributed photos depicting covered cars parked all over the City in front of their houses. Some people are taking initiative to make their homes beautiful, but there are homes that detract from those who care about the maintenance. She also feels that something should be done about certain colors of homes and the City should create guidelines. She hopes that these photos and information will be passed on to whoever is in charge of these issues.

Springs Connection Ms. Gannon said that she is not in favor of the Springs Connection being published. She objects to what it says and how it is written. She feels that the City does not need to publish this newsletter which is a waste of money.

Police Department Ms. Gannon commented that she supports the Police Department. The City has the best Police and their job is the most dangerous. Miami Springs is a unique City and it is because of the Police Department. She feels that Council can reach an agreement with the Police and she would like to see negotiations on whatever needs to be done to satisfy the Police Department.

5. **Approval of Council Minutes** (*Simultaneously approved*)

5A) 08-21-2012 Workshop Meeting Minutes of the August 21, 2012 Workshop Meeting were **approved as written.**
Motion: Councilman Best
Second: Vice Mayor Lob
Vote: 5-0

5B) 08-27-2012 Regular Meeting Minutes of the August 27, 2012 Regular Meeting were **approved as written.**
Motion: Councilman Best
Second: Vice Mayor Lob
Vote: 5-0

6. Reports from Boards & Commissions

6A) Zoning and Planning Board Cancellation Notice of the September 3, 2012 Zoning and Planning Board meeting was received for information without comment.

6B) Code Enforcement Board Cancellation Notice of the September 4, 2012 Code Enforcement Board meeting was received for information without comment.

6C) Architectural Review Board Cancellation Notice of the September 5, 2012 Architectural Review Board meeting was received for information without comment.

6D) Recreation Commission Cancellation Notice of the September 11, 2012 Recreation Commission meeting was received for information without comment.

6E) Board of Adjustment Actions taken by the Board of Adjustment at their meeting of September 5, 2012 were approved subject to the 10-day appeal period.
Motion: Councilwoman Ator
Second: Councilwoman Bain
Vote: 5-0

7. **Public Hearings:**

7A) Resolution No. 2012-3556

Council **adopted** a resolution tentatively approving Fiscal Year 2012-2013 Budget; confirming date, time and place of final public hearing.

Motion: Councilwoman Ator

Second: Vice Mayor Lob

Vice Mayor Lob: "aye"

Councilman Best: "no"

Councilwoman Bain: "aye"

Councilwoman Ator: "aye"

Mayor Garcia: "no"

Vote: 3-2

7B) Second Reading:
Ordinance No. 1039-2012

On second reading, Council **adopted** an ordinance 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.

Motion: Vice Mayor Lob

Second: Councilman Best

Vice Mayor Lob: "aye"

Councilman Best: "aye"

Councilwoman Bain: "aye"

Councilwoman Ator: "no"

Mayor Garcia: "aye"

Vote: 4-1

- 8. Consent Agenda: (approved with one motion)**
- 8A) City Attorney's Invoice Council **approved** payment of the City Attorney's invoice for August, 2012 in the amount of \$12,204.75.
Motion: Vice Mayor Lob
Second: Councilwoman Ator
Vote: 5-0
- 8B) Contract Renewal – C.P.O. Office Lease Council **waived** the competitive bid process and **approved** an expenditure of \$19,200.00 to C. R. DeLongchamp for a contract renewal option for an additional twelve-month period, pursuant to Section 31.11 (E) (6) (g) of the City Code, for the leasing of the Community Policing Office, utilizing Law Enforcement Trust Funds.
Motion: Vice Mayor Lob
Second: Councilwoman Ator
Vote: 5-0
- 8C) Budget Transfers Council **approved** budget transfers as submitted by the Finance Department, pursuant to Charter Section 9.04 (1).
Motion: Vice Mayor Lob
Second: Councilwoman Ator
Vote: 5-0
- 9. Old Business:**
- 9A) Advisory Board Appointments Councilwoman Bain (Group II) **re-appointed** John Bankston to the Code Enforcement Board for a full 3-year term ending on September 30, 2014.

Councilwoman Bain (Group II) **re-appointed** Rhonda Calvert to the Code Enforcement Board for a full 3-year term ending on September 30, 2014.

Councilwoman Bain (Group II) **re-appointed** Yvonne Shonberger to the Historic Preservation Board for a full 3-year term ending on February 28, 2014.

9A) Advisory Board (Continued) Councilwoman Bain (Group II) **re-appointed** Dr. Stephanie Kondy to the Recreation Commission for a full 3-year term expiring April 30, 2014.

Vice Mayor Lob (Group III) **re-appointed** Michael Windrem to the Historic Preservation Board for an unexpired term ending on February 28, 2015.

9B) CMI Funding Requests Council **considered** the requests from CMI as follows:

Question No. 1:

Motion to **waive any shortfall** amounts that may be incurred by the City beyond the amount of reimbursement it receives from the historic tax credit transaction proceeds.

Motion: Councilman Best

Second: Vice Mayor Lob

Vice Mayor Lob: "aye"

Councilman Best: "aye"

Councilwoman Bain: "aye"

Councilwoman Ator: "no"

Mayor Garcia: "aye"

Vote: 4-1

Question No. 2:

Motion to **authorize the disbursement** of \$105,000 to CMI for the initial working capital to be repaid as part of the shared parking arrangement.

Motion: Vice Mayor Lob

Second: Councilman Best

Vice Mayor Lob: "aye"

Councilman Best: "aye"

Councilwoman Bain: "no"

Councilwoman Ator: "aye"

Mayor Garcia: "aye"

Vote: 4-1

9B) CMI Funding Requests

Question No. 3:

Motion to **pay \$105,000 in one lump sum.**

Motion: Vice Mayor Lob

Second: Councilwoman Ator

Vice Mayor Lob: "aye"

Councilman Best: "no"

Councilwoman Bain: "no"

Councilwoman Ator: "aye"

Mayor Garcia: "aye"

Vote: 3-2

Motion to **disburse funds without a contract**, upon signing of a Promissory Note.

Motion: Councilman Best

Second: Vice Mayor Lob

Vote: 5-0

10. New Business:

10A) Appointment to the Police and Firefighters Retirement System

Item was **deferred.**

10B) Appointment to the Police and Firefighters Retirement System

Item was **deferred.**

10C) Resolution No. 2012-3555

Council **approved** a resolution expressing the City's intent to declare that the freedom from domestic violence is a fundamental human right.

Motion: Councilman Best

Second: Councilwoman Bain

Vote: 5-0

10D) Resolution No. 2012-3557

Council **approved** a resolution amending the current Schedule of Charges for the use of City recreation facilities and related services.

Motion: Councilwoman Ator

Second: Councilman Best

Vice Mayor Lob: "aye"

Councilman Best: "aye"

Councilwoman Bain: "aye"

Councilwoman Ator: "aye"

Mayor Garcia: "no"

Vote: 4-1

- 10E) Resolution No. 2012-3558 Council **approved** a resolution amending the current Schedule of Charges for special waste collections as authorized by Code of Ordinance Section 93.09.
Motion: Councilman Best
Second: Councilwoman Bain
Vice Mayor Lob: "aye"
Councilman Best: "aye"
Councilwoman Bain: "aye"
Councilwoman Ator: "aye"
Mayor Garcia: "no"
Vote: 4-1
- 10F) Resolution No. 2012-3559 Council **approved** a resolution amending the current "Schedule of Charges" for building, plumbing, electrical, mechanical and other related permit charges or fees.
Motion: Councilman Best
Second: Vice Mayor Lob
Vice Mayor Lob: "aye"
Councilman Best: "aye"
Councilwoman Bain: "aye"
Councilwoman Ator: "no"
Mayor Garcia: "no"
Vote: 3-2
- 10G) Resolution No. 2012-3560 Council **approved** a resolution supporting the Central Everglades Planning Project for the restoration of the Central Everglades.
Motion: Councilwoman Ator
Second: Councilman Best
Vote: 5-0

10H) Purchase of Pilasters and Gates for the Curtiss Mansion Council **waived** the competitive bid process and **approved** an expenditure of \$63,700.00 to Island Fence of Dade for 29 concrete pilasters, (2) 8' double gates and (1) 3' double gate for the Curtiss Mansion, pursuant to Section 31.11 (E) (6) (g) of the City Code. Amount to be included in the Promissory Note to be signed by CMI.
Motion: Councilwoman Ator
Second: Vice Mayor Lob
Vote: 5-0

Mayor Garcia called for a 10-minute recess at 8:26 p.m.

10I) Retirement Plans Consulting Council **waived** the competitive bid process and **approved** an expenditure of up to \$40,000.00 to James W. Linn, Law Firm Lewis, Longman and Walker P.A., for both General Employee and Police Retirement Plans Consulting, pursuant to Section 31.11 (E) (4) (d) of the City Code.
Motion: Councilman Best
Second: Vice Mayor Lob
Vote: 5-0

11. **Other Business:** None

12. **Reports & Recommendations:**

12A) **City Attorney** None

12B) **City Manager**

September 11th

City Manager Gorland wanted to keep those who lost their lives or lost loved ones during September 11th in everyone's prayers.

12C) City Council

- Miami-Dade League of Cities Councilwoman Ator reported that she attended the Miami-Dade League of Cities. She spoke with Richard Block regarding the Country Club and the reason why the League has not been back to Miami Springs. The explanation was that it was because the prices at the Country Club were higher than in other venues. She asked the administration to inquire into this.
- Women's Club Councilwoman Ator announced that the Women's Club plans on hosting a Murder Mystery Dinner at the Lion's Club on October 22nd.
- Farmers Market Councilwoman Ator said that the Farmers Market will start on September 22nd and it will run every Saturday through March 2013.
- Johnny's Restaurant Councilwoman Ator reported that Johnny's Restaurant has a promotion in which for the month of September they are matching the price of the bill to the local non-profit that is written on the bill.
- Boys Scouts Councilwoman Bain said that the Boy Scouts are having a sign up on September 13th for any boys that are interested in joining.
- Pelican Playhouse Councilwoman Ator reported that there will be a performance on September 15th and September 16th.
- Lions Club Oktoberfest Councilwoman Bain stated that the Lions Club is having an Oktoberfest on September 29th from 3:00 p.m. to 9:00 p.m.
- Murder Mystery Dinner Councilwoman Bain said that the Optimist will be hosting their Murder Mystery Dinner on September 22nd.

12C)	Thank You	Councilwoman Bain gave a big thank you to the Administration and the Department Heads for their hard work during the budget process.
	Pelican Playhouse	Councilman Best thanked Councilwoman Bain for bringing up the Pelican Playhouse production for this coming weekend. It is a one weekend event: September 15 th at 7:30 p.m. and September 16 th at 2:00 p.m. on the second floor of the Community Center's Rebeca Sosa Theatre.
	Thank You	Vice Mayor Lob also thanked the Administration for the work on the budget.
	Thank You	Mayor Garcia also gave kudos to the Administration for their hard work on the budget. However, there is one more meeting and he is still hoping that there will still be a way to lower the tax rate.
	Open Forum	Mayor Garcia reported that Ms. Gannon thanked him for being the leader but he wanted to let the public know that the entire Council feels the same way but he was just the first one to speak up. He gave credit to his council members for making the difficult decisions. This is the only time that Council can speak to each other regarding City issues and he would like to share the credit with his fellow council members.
	Murder Mystery Dinner	Mayor Garcia reported that the Optimist Club will be hosting the murder mystery dinner and there are still a few tickets left. To get tickets contact him or the Optimist Club.

12C) Euro Suites Hotel

Mayor Garcia said that he toured the Eurosuites Hotel. There has been incredible progress and he is happy to see that they did what the City requested of them. It is going to be the nicest hotel in the Miami Springs Airport area.

September 11th

Mayor Garcia wanted to pay tribute to all of the men and women who gave and risked their lives on September 11th and to the people who continue to fight and protect the Country and protect the country's freedom.

13. **Adjourn**

Meeting adjourned at 8:57 p.m.