



City of Miami Springs, Florida

The Miami Springs City Council held a **SPECIAL MEETING** in the Council Chambers at City Hall on Wednesday, December 26, 2012, at 12:00 noon.

1. Call to Order/Roll Call

The meeting was called to order at 12:03 p.m.

The following were present:

- Mayor Zavier M. Garcia
- Vice Mayor Jennifer Ator
- Councilman Bob Best
- Councilman George Lob

Absent: Councilwoman Grace Bain

Also Present:

- Asst. City Mgr./Finance Director William Alonso
- City Attorney Jan K. Seiden
- Chief of Police Peter G. Baan
- Police Captain Jon Kahn
- City Clerk Magali Valls
- Clerical Assistant Elora R. Sakal

2. Invocation: Vice Mayor Ator offered the invocation.

Salute to the Flag: The audience participated.

3. Ordinance No. 1048-2012 – Second Reading – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 35-53, Benefit Amounts and Eligibility; by Providing Additional Provisions to Subsection (K), Deferred Retirement Option Plan (“DROP”), to Expand and Further Clarify and Explain Plan Eligibility; Repealing all Ordinances or Parts or Ordinances in Conflict; Providing an Effective Date (First Reading: 12-10-2012 – Advertised: 12-12-2012)

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

City Attorney Seiden reminded Council that this ordinance and the companion ordinance that is on today's agenda were produced as a result of negotiations with the Police Benevolent Association (PBA). There were three requirements to get to this stage. The first requirement was that the City would make the proposal and have the PBA agree to it. The City was then required to send copies of the ordinances to the State of Florida Division of Retirement and get a response from Keith Brinkman of the Division of Retirement which he read as follows:

"I have reviewed the second ordinance expanding the eligibility and participation in the DROP Program and do not find any issues with that ordinance either".

City Attorney Seiden stated that as part of this process, an actuarial impact study was sent with the ordinances to the Division so they had that to look at as part of the ordinance.

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

Vice Mayor Ator moved to adopt the ordinance. Councilman Best seconded the motion which was carried 4-0 on roll call vote.

4. Ordinance No. 1049-2012 – Second Reading – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 35-55, Contributions; by Providing a Two Year Plan for the City to Reduce Required Police Retirement Plan Contributions; Repealing all Ordinances or Parts or Ordinances in Conflict; Providing an Effective Date (First Reading: 12-10-2012 – Advertised: 12-12-2012)

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

City Attorney Seiden said that all his comments that he made regarding the prior ordinance are the same as this ordinance. He read Mr. Brinkman's response to this ordinance as follows:

"The proposed plan change using State Premium tax dollars to temporarily reduce employee contributions from 22.6% to 16% is an acceptable use of State money under Chapter 185 Statute. We do not see any issues with the proposed ordinance."

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

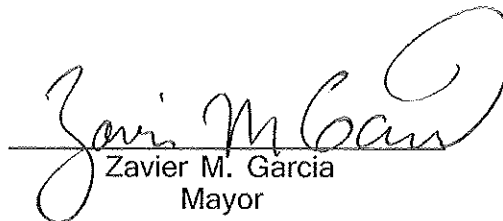
Councilman Best moved to adopt the ordinance. Vice Mayor Ator seconded the motion.

Councilman Best asked Police Chief Baan if this is the most equitable decision that the City could have done for both sides and Chief Baan replied in agreement, thanking Council on his behalf and the majority of the police officers.

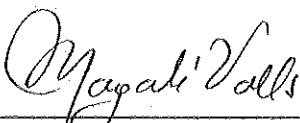
The motion was carried 4-0 on roll call vote.

5. Adjourn.

There being no further business to be discussed the meeting was adjourned at 12:09 p.m.


Zavier M. Garcia
Mayor

ATTEST:


Magali Valls, CMC
City Clerk



Approved as written during meeting of January 14, 2013.

Transcription assistance provided by Elora R. Sakal.